

## CABINET

12 JUNE 2012

Start: 7.30pm

Finished: 9.00pm

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

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

In attendance	Aldridge	J. Hodson
Councillors:	Dereli	Pendleton
	Furey	Savage

Also Present: Ms H Scully Tenants and Residents Forum

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 Community Services (Mr D Tilleray)
- Borough Treasurer (Mr M Taylor)
- Borough Planner (Mr J Harrison)
- Transformation Manager (Mr S Walsh)
- 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 urgent business.

**3. DECLARATIONS OF INTEREST**

1. Councillor Fowler declared a personal and prejudicial interest in agenda item no. 6(i) (High Street Innovation Fund) in view of his membership of an organisation likely to bid for a grant from this Fund, and he left the meeting during consideration of this item.
2. Councillor J Hodson left the meeting during consideration of item no. 6(h) Local Development Scheme, when particular reference to 'Linear Park Proposals' was raised.

**4. MINUTES**

RESOLVED: That the minutes of the meeting of Cabinet held on 13 March 2012 be approved as a correct record and signed by the Leader.

**5. CONFIRMATION OF PROCEDURAL MATTERS**

RESOLVED: A. That the appointment of Cabinet Committee, Panels and Working Groups for 2011/12, as circulated at the Annual Meeting of the Council on 16 May 2012, 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 1 – 199 of the Book of Reports.

**7. QUARTERLY PERFORMANCE INDICATORS (Q4 2011/12)**

Councillor Westley introduced the report of the Transformation Manager which detailed performance monitoring data for the quarter ended 31 March 2012.

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 2012 be noted.

B. That call-in is not appropriate for this item as the report is to be considered by the Corporate & Environmental Overview and Scrutiny Committee on 5 July 2012.

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

Councillor Sudworth introduced the report of the Assistant Director Community Services which contained a proposal regarding the use of Section 106 monies received by the Council from housing developers for the enhancement of public open space and recreation provision in Burscough.

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 proposed project to re-furbish the play area at Pickles Drive, Burscough, detailed in section 6 of the report, be approved and the Section 106 commuted sum of £45,800 generated in Burscough be made available for this project.

**9. INITIAL PROPERTY ALLOCATIONS DIGMOOR ROAD, SKELMERSDALE AND NEW REGISTERED PROVIDER DEVELOPMENTS**

Councillor Mrs Hopley introduced the report of the Assistant Director Housing and Regeneration which sought approval to include a local lettings policy for the first Council nominations to Cosmopolitan Housing Association's Digmoor Road housing development and to any future registered provider schemes that are not covered by local connection criteria as contained in the Council Housing Allocation Scheme/Choice Based Lettings Policy.

A copy of minute no. 9 of the Landlord Services Committee (Cabinet Working Group) held on 6 June 2012 was circulated.

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

RESOLVED: A. That the inclusion of a local lettings policy as part of the first group of Council nominations to Cosmopolitan Housing Association's Digmoor Road housing development, be approved.

B. That delegated authority be given to the Assistant Director Housing and Regeneration in consultation with the Portfolio Holder (Landlord Services and Human Resources), to consider on a scheme by scheme basis the introduction of a local lettings policy as part of initial Council nominations to any future Registered Provider schemes where those schemes are not covered by local connection criteria as contained in the Council Housing Allocation Scheme/Choice Based Lettings Policy.

**10. CCTV - NEW LOCATIONS**

Councillor Sudworth introduced the report of the Assistant Director Community Services which provided an update on the progress made on the CCTV project and sought approval for a priority order for locations for new cameras, for both the rural and urban areas of the Borough.

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 Assistant Director Community Services, in consultation with the relevant Portfolio Holder, be authorised to agree numbers and siting of CCTV cameras having regard to the guidance on locations and relative priorities of new cameras, as detailed in paragraph 5.3 of the report, subject to available finances and to:-

Amendment of paragraph 5.3 as follows:-

Rural List – Halsall – Add “to reduce the fear of crime and target an entrance/exit route for the Borough”.

**11. RIPA - REGULATION OF INVESTIGATORY POWERS - 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.

**12. FINDON/FIRBECK REVIVAL**

Councillor Owens introduced the report of the Assistant Director Housing and Regeneration on the initial findings of the residents consultation for the Firbeck Revival and sought approval to progress with the energy efficiency phase of the project on housing in the area together with Firbeck Court.

A copy of minute no. 10 of the Landlord Services Committee (Cabinet Working Group) held on 6 June 2012 was circulated.

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 preliminary findings and key issues raised by the resident's consultation to date, be noted.
  - B. That the Assistant Director Housing and Regeneration be authorised to implement the installation proposal at paragraph 5.3 and 7.2 of the report in accordance with the recommendations at C,D, E and F.
  - C. That the Assistant Director of Housing and Regeneration be authorised to apply for, enter into/facilitate necessary agreements for and use grant assistance to support the work identified at paragraphs 5.3 and 7.2 of the report.
  - D. That the Assistant Director Housing and Regeneration be authorised to use the funds identified in the revival budget to support this energy efficiency work if necessary.
  - E. That an exception to Contract Procedure rules 5,6,7 and 12(iii) be authorised for the reasons given at 7.3 of the report.
  - F. That the Assistant Director Housing and Regeneration, after consultation with the relevant Portfolio Holders, develop an assistance package for private owners to enable them to be part of a comprehensive energy efficiency scheme.
  - G. That call-in is not appropriate for this item as this matter is one where urgent action is required to ensure receipt of external energy efficiency funding.

**13. APPROPRIATION OF LAND AT FURNIVAL DRIVE AND PICKLES DRIVE, BURSCOUGH**

Councillor Owens introduced the joint report of the Assistant Director Housing and Regeneration and Borough Planner on the objections received to the proposed appropriation of land at Furnival/Pickles Drive, Burscough, from housing purposes to planning purposes. He sought approval to appropriate the land and confirm the disposal of part of the land to a Registered Provider selected to deliver affordable housing.

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 action taken by the Borough Solicitor to advertise notice of the proposed appropriation of the land be noted and endorsed.
  - B. That the land at Furnival/Pickles Drive, Burscough be no longer required for housing purposes and be appropriated for planning purposes for the reasons stated in the report.

- C. That the Assistant Director Housing and Regeneration and the Borough Planner be requested to sign the memorandum of appropriation.
- D. That the Borough Planner be authorised to negotiate and agree the terms for disposal of that part of the land required for affordable housing development to a registered provider of affordable housing (such delegation to include the ability to enter into and give effect to all necessary agreements, licences (including building licences) and the obtaining to all necessary permissions and consents) enabling the disposal to proceed.

#### **14. LOCAL DEVELOPMENT SCHEME**

Councillor Forshaw introduced the report of the Borough Planner which sought approval to publish the Local Development Scheme 2012.

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 Local Development Scheme 2012, as set out in Appendix 2 to the report, be approved for publication on the Council's website.
  - B. That delegated authority be given to the Borough Planner in consultation with the Portfolio Holder Planning and Development, to update the Local Development Scheme and publish it on the Council's website should any future iterations of the document be required.

#### **15. HIGH STREET INNOVATION FUND**

Councillor Owens introduced the report of the Borough Treasurer which provided details of the above-mentioned new government grant fund.

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 Borough Treasurer in consultation with the relevant Portfolio Holder be authorised to take all necessary action to apply the High Street Innovation grant to the proposed uses set out in Section 4 of the report where feasible and appropriate.

**16. THE FUTURE OF SKELMERSDALE SPORTS CENTRE**

Councillor Sudworth introduced the joint report of the Assistant Director Housing and Regeneration and Assistant Director Community Services which advised of the severe defects in the roof of Skelmersdale Sports Centre and outlined future options.

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 Assistant Director Community Services undertake a consultation exercise as outlined in paragraph 7 of the report, looking at the options for the future.
  - B. That the outcome of the consultation exercise, the assessment of alternative provision available in the Skelmersdale area and details of the costs associated with the options be provided to Council on 18 July 2012.
  - C. That this item is not available for call-in in view of the need for early action and for consultation to start immediately to feed back to Council on 18 July 2012.

**17. PUBLIC LAND AUCTION PILOT**

Councillor Owens introduced the report of the Assistant Director Housing and Regeneration which sought authority to progress the Land Auction Pilot.

A copy of minute 99 of Executive Overview and Scrutiny Committee of 29 March 2012 was circulated which requested that when further reports providing details of the pilot and a detailed costed programme for progressing the pilot forward is considered, it be referred to the Executive Overview and Scrutiny Committee for comment.

In reaching the decision below, Cabinet considered the details set out in the report before it together with the minute of the Executive Overview and Scrutiny Committee and accepted the reasons contained in the report.

- RESOLVED:
- A. That the Assistant Director Housing and Regeneration in consultation with the relevant Portfolio Holders be authorised to develop the land auction pilot in accordance with paragraphs 4 and 5 of the report.
  - B. That the Assistant Director Housing and Regeneration in consultation with the relevant Portfolio Holders, select the sites to be included in the Public Land Auction.
  - C. That the Assistant Director Housing and Regeneration in consultation with the relevant Portfolio Holders, determine what conditions, if any, are attached to the sale of the land within the Public Land Auction.

- D. That the Assistant Director Housing and Regeneration be authorised to incur necessary costs and expenditure to take the pilot forward within the budget available of £100K and any further monies provided under recommendation E.
- E. That in the event that the likely costs will exceed £100K, the Assistant Director Housing and Regeneration be authorised to draw this to the attention of the Department of Communities and Local Government (DCLG) so that additional funding can be made available to take the Pilot forward.
- F. That the report and Cabinet minute be referred to the next meeting of the Executive Overview and Scrutiny Committee on 28 June 2012.

**18. KEY DECISION FORWARD PLAN QUARTERLY REPORT**

Councillor Grant introduced the report of the Borough Solicitor which advised that no decision had been made during the last quarter in respect of Special Urgency Procedure Rule 16 for the period 1 January to 31 March 2012.

RESOLVED: That it be noted that Access to Information Rule 16 (Special Urgency) was not exercised during the quarter ending 31 March 2012.

**19. 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 items of business on the grounds that they involve 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.

**20. MATTERS REQUIRING DECISIONS**

Consideration was given to reports relating to the following matters requiring decisions as contained on pages 139 – 193.

**21. OUTCOME OF THE ASSET REVIEW - REPORT BY CONSULTANTS DTZ**

Councillor Owens introduced the report of the Assistant Director Housing and Regeneration in which he advised Members of the findings of the above-mentioned report and sought authority to progress some of the proposals detailed therein to protect and enhance a secure income stream to support the Council's aims and objectives.



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 authorisation be given to increase the Investment Centre marketing budget by £20,000, including the appointment of an additional temporary resource if required, with the overall objective to increase occupancy levels and move the Centre back to a break even position, and to undertake discussions/negotiations with a private sector serviced office provider and soft market testing with a view to potentially procuring a management partner in the future.
- B. That authorisation is given to carry out an all options marketing exercise for Delf House, Skelmersdale with an estimated budget of £25,000 to determine whether there is demand for this size and type of accommodation in Skelmersdale. In parallel to this exercise officers be instructed to enter into discussions with the owners of Whelmar House to investigate the possibility of joint working to redevelop the whole of the site.
- C. That authorisation is granted to prepare the site currently occupied by Westec House and car park shown hatched on Appendix A and market it for sale. A further report will be produced to seek authorisation to sell subject to an acceptable offer being made.
- D. That authorisation be given to demolish the largest unit on Gorsey Place and thereafter a further report be submitted to Cabinet on options for the future.
- E. That where the Council owns large industrial properties which are proving difficult to let and are attracting significant empty rates costs, these be offered to charitable enterprises subject to them meeting all the associated costs of occupation on a weekly basis.

## **22. STRATEGIC ASSET MANAGEMENT PROJECT**

Councillor Owens introduced the report of the Assistant Director Housing and Regeneration which updated Members on the progress of the Strategic Asset Management Project, advised on the outcomes of the North Meols and Ashurst Wards and sought authority to dispose of assets.

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 report, including the work undertaken by officers to date, and the progress on the assets previously identified for disposal be noted.

- B. That the Assistant Director Housing and Regeneration be authorised to take the actions recommended in Appendices A and B to the report in relation to the 17 sites in the North Meols Ward and the 140 sites in the Ashurst Ward, together with the land adjacent to 47 Witham Road, Skelmersdale (opportunity site).
- C. That the Assistant Director Housing and Regeneration be authorised to dispose of all of the sites marked in bold with an \* in Appendix A (as identified on Plans A1-A3) and Appendix B (as identified on Plans B2-8), together with land adjacent to 47 Witham Road, Skelmersdale in Appendix C (as identified on Plan C1).

**23. ACQUISITION OF HALL GREEN CLINIC**

Councillor Owens introduced the report of the Assistant Director Housing and Regeneration which sought authority to progress the acquisition of the former Hall Green Clinic, Up Holland.

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 Assistant Director Housing and Regeneration in consultation with the relevant Portfolio Holder be authorised to negotiate terms and purchase the former Hall Green Clinic, shown hatched on the plan attached in Appendix A, for housing purposes.

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LEADER

## CABINET (SPECIAL MEETING)

18 JULY 2012

Start: 6.00pm

Finished: 6.45pm

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

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

In attendance	Aldridge	R Evans
Councillors:	Ashcroft	Moran
	Baybutt	O'Toole
	Cropper	Pendleton
	Dereli	Pope
	Furey	Wilkie

Officers

- Managing Director (Transformation) (Ms K Webber)
- Managing Director (People and Places) (Mrs G Rowe)
- Borough Planner (Mr J Harrison)
- Deputy Borough Planner (Mr I Gill)
- LDF Team Leader (Mr P Richards)
- Interim HR Advisor (Ms M Ashton)
- Principal Member Services Officer (Mrs S Griffiths)

### 24. APOLOGIES

Apologies for absence were received on behalf of Councillor Mrs Hopley.

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

There were no items of urgent business.

### 26. DECLARATIONS OF INTEREST

There were no declarations of interest.

### 27. MATTERS REQUIRING DECISIONS

Consideration was given to the reports relating to the following matters requiring decisions as contained on pages 201 – 1788 of the Book of Reports.

**28. ORDER OF BUSINESS**

The Leader varied the order to business to enable agenda item 4(c) to be considered prior to items 4(a) and 4(b).

**29. LOCAL PLAN PREFERRED OPTIONS (LPPO) – FEEDBACK REPORT AND CONSULTATION RESPONSES**

Councillor Forshaw introduced the report of the Borough Planner recommending the Council's response to each of the representations received as a result of the consultation exercise in relation to the Local Plan Preferred Options (LPPO).

Cabinet members also had before them copies of the decisions arising from consideration of the report at the Local Development Framework Cabinet Working Group and Executive Overview and Scrutiny and Planning Committees.

Councillor Forshaw proposed the removal of part g) of Policy EN3 (Provision of Green infrastructure and open recreation space) due to fact that these sites were unlikely to be delivered during the plan period.

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

RESOLVED: A. That the representations received during the LPPO consultation in January/February 2012 together with the Summary Feedback Report as set out in Appendix 1 be noted, and the proposed response of the Council to each representation received, as set out in Appendix 2 of the report, be approved.

B. That Part g) of Policy EN3 (Provision of green infrastructure and open recreation space) be removed from the Local Plan and the LPPO Feedback Report be amended accordingly.

C. That call-in is not appropriate for this item as the report has previously been considered by the Executive Overview & Scrutiny Committee.

**30. PUBLICATION LOCAL PLAN DOCUMENT**

Councillor Forshaw introduced the report of the Borough Planner seeking approval, for consultation purposes, of the Publication Local Plan document and its related documentation. The report reminded members that this document brought together several strands of local planning policy that were previously covered in separate documents under the Local Development Framework.

Cabinet members also had before them copies of the decisions arising from consideration of the report at the Local Development Framework Cabinet Working Group and Executive Overview and Scrutiny and Planning Committees.

The Borough Planner circulated revised wording as Addendum 2 in relation to Appendix 1, paragraph 9.44 (page 152) together with an additional recommendation.

In reaching the decision below, Cabinet considered the details set out in the report before it, together with the additional information referred to, and accepted the reasons contained therein.

- RESOLVED: A. That, following consideration of the minutes of the LDF Cabinet Working Group on 13 June 2012, Planning Committee and Executive Overview & Scrutiny Committee (Appendices 9-11), the Local Plan Publication document at Appendix 1, including Addendums 1 (page 1749) and 2 (page 152) to this report, to be made available for public representation for 8 weeks in August-October 2012 (the Publication period).
- B. That it be noted that Cabinet have had regard to the five documents listed in Appendices 2-6 of the report in making their decision at A above, which will also be publicly available for representation as part of the Local Plan Publication.
- C. That delegated authority be given to the Borough Planner, in consultation with the Portfolio Holder for Planning & Development, to submit the Local Plan Publication document to the Secretary of State for Examination in Public, together with all the representations received during the Publication period, once authority has been granted by full Council to do so.
- D. That delegated authority be given to the Borough Planner, in consultation with the Portfolio Holder for Planning & Development, to make any minor amendments to the Local Plan Publication document prior to publication or submission, to correct any minor errors that are identified.
- E. That part g) of Policy EN3 (Provision of green infrastructure and open recreation space) be removed from the Local Plan Publication Document.
- F. That call-in is not appropriate for this item as the report has been submitted to the Executive Overview & Scrutiny Committee on 28 June 2012.

### **30. ADDENDUM TO GREEN BELT STUDY**

Councillor Forshaw introduced the report of the Borough Planner, as circulated and contained on pages 1755-1785 of the Book of Reports, seeking approval to publish an addendum to the Green Belt Study which contained an update of assessments of specific parcels within the Green Belt Study in response to comments made on it by local residents during and after the Local Plan Preferred Options consultation.

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

- RESOLVED: A. That the addendum to the Green Belt Study at Appendix 1 to the report, be approved for publication.
- B. That call-in is not appropriate for this item due to the need to publish the Addendum to the Green Belt Study as part of the Local Plan evidence base in advance of the Publication period of the Local plan, commencing 9 August 2012.

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LEADER

**CABINET****HELD: 11 SEPTEMBER 2012**

Start: 7.30pm

Finish: 8.45pm

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

Councillors	M Forshaw Mrs Hopley A Owens  D Sudworth D Westley	<u>Portfolio</u> Planning and Development Landlord Services and Human Resources Deputy Leader & Housing (Finance), Regeneration and Estates Health, Leisure and Community Safety Resources and Transformation
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In attendance Councillors:	Ashcroft Dereli J Hodson	Savage Pendleton
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Officers

Managing Director (People and Places) (Mrs G Rowe)  
Managing Director (Transformation) (Ms K Webber)  
Assistant Director Community Services (Mr D Tilleray)  
Assistant Director Housing and Regeneration (Mr B Livermore)  
Borough Treasurer (Mr M Taylor)  
Borough Planner (Mr J Harrison)  
Transformation Manager (Mr S Walsh)  
Principal Member Services Officer (Mrs S Griffiths)

**31. APOLOGIES**

There were no apologies for absence.

**32. LEADER ANNOUNCEMENT**

The Leader announced the retirement of Councillor Fowler from the Cabinet at the end of September and expressed his thanks to him for his valuable contribution to the work of Cabinet over recent years.

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

There were no items of special urgency.

**34. DECLARATIONS OF INTEREST**

1. Councillor Grant declared a non-pecuniary interest in agenda item 7(f) (Use of Section 106 monies in Aughton) in view of his membership of Aughton Parish Council.

2. Councillor Westley declared a non-pecuniary interest in agenda items 6 (Item referred from Special Meeting of Corporate & Environmental Overview and Scrutiny Committee – One Connect IT Service), 7(a) Burscough Community Woodlands and 7(n) Revenue Budget Position, in respect of matters relating to Lancashire County Council as a member of Lancashire County Council.

**35. MINUTES**

RESOLVED: That the minutes of the meetings of Cabinet held on 12 June 2012 and 18 July 2012 be approved as a correct record and signed by the Leader.

**36. ITEM REFERRED FROM THE EXECUTIVE OVERVIEW AND SCRUTINY COMMITTEE - CCTV NEW LOCATIONS**

Councillor Sudworth introduced the report of the Borough Solicitor which set out comments referred from the Executive Overview and Scrutiny Committee at its meeting held on 28 July 2012, when scrutinising Cabinet minute 10 CCTV – New Locations, which was considered by Cabinet on 12 June 2012.

In responding to the comments of the Executive Overview and Scrutiny Committee Councillor Sudworth indicated that the production of a report would have limited value due to the nature of the criteria to be measured, particularly in relation to crime prevention and the use of CCTV in contributing to residents 'feeling safe'. He went on to outline the latest position in relation to the CCTV locations project, and indicated that the final locations would need to be determined largely by the technical and feasibility study.

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

RESOLVED: A. That the comments of the Executive Overview and Scrutiny Committee be noted, and that no further action be taken in this regard.

B. That call-in is not appropriate as it relates to an item already considered by the Executive Overview and Scrutiny Committee.

**37. ITEM REFERRED FROM SPECIAL MEETING OF CORPORATE & ENVIRONMENTAL OVERVIEW AND SCRUTINY COMMITTEE - ONE CONNECT LTD. IT SERVICE**

Councillor Grant introduced the report of the Borough Solicitor which set out comments referred from the Corporate and Environmental Overview and Scrutiny Committee at its special meeting held on 12 July 2012, in respect of the report 'One Connect Limited Annual Review 2011-12'.

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 proposals for internet access for Members at 52 Derby Street via mobile and/or tablet computers be noted.
  - B. That the further investigations for Members to access their e-mail account on line from any P.C. be noted.
  - C. That call-in is not appropriate as it relates to an item already considered by the Corporate and Environmental Overview and Scrutiny Committee.

### **38. MATTERS REQUIRING DECISIONS**

Consideration was given to the reports relating to the following matters requiring decisions as contained on pages 1805 – 2026 and 2029 – 2058 of the Book of Reports.

### **39. BURSCOUGH COMMUNITY WOODLANDS**

Councillor Sudworth introduced the report of the Assistant Director Community Services which advised Members of the results of the site investigations undertaken to assess the feasibility of a community woodland scheme on the former landfill site at Platts Lane, Burscough.

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 findings of the Geo-Environmental Interpretive Report on site investigations at Platts Lane landfill site, be noted and a further report be submitted to Cabinet on design proposals, costings and funding options for the scheme.
  - B. That Lancashire County Council be requested to undertake further analysis of the effects of organic growing medium (OGM) on the mobility and leachability of some contaminants, as recommended in the site investigation report, and its possible short and long term effects on nearby watercourses.

### **40. PILOT SCHEME FOR COMPENSATION FOR MISSED REPAIR APPOINTMENTS**

Councillor Mrs Hopley introduced the report of the Assistant Director Housing and Regeneration in which approval was sought for a pilot scheme for compensation for missed repair appointments.

Councillor Mrs Hopley referred to the excellent work undertaken by the tenants. She went on to express concern over elements of the pilot scheme, particularly in relation to administrative procedures, bureaucracy, costs, manpower, levels of compensation etc. and indicated that as current targets were being met she could not offer support to the scheme at the present time. She circulated a motion which was seconded.

A copy of minute no. 18 of the Landlord Services Committee (Cabinet Working Group) held on 5 September 2012 was circulated.

In reaching the decision below, Cabinet considered the comments from Councillor Mrs Hopley, the Motion circulated, the minutes 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 comments of the Landlord Services Committee be noted.
  - B. That thanks and appreciation be expressed to the tenants for their work on this project.
  - C. That a pilot scheme not be implemented at the present time.

#### **41. QUARTERLY PERFORMANCE INDICATORS (Q1 2012/13)**

Councillor Westley introduced the report of the Transformation Manager which detailed performance monitoring data for the quarter ended 30 June 2012.

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 30 June 2012, 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 25 October 2012.

#### **42. USE OF SECTION 106 MONIES IN TARLETON**

Councillor Forshaw introduced the report of the Assistant Director Community Services which considered proposals regarding the use of Section 106 monies received by the Council from housing developers for the creation/enhancement of public open space within Tarleton.

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 proposed projects detailed in section 6 of the report be approved and the Section 106 commuted sum of up to £43,970 in Tarleton be made available for these projects.

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

Councillor Forshaw introduced the report of the Assistant Director Community Services which considered proposals regarding the use of Section 106 monies received by the Council from housing developers for the enhancement of public open space and recreation provision within Ormskirk.

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 proposed projects to provide new teenage play facilities in Coronation Park, an Access for All project in Ruff Wood, new seating in Victoria Park, and path and drainage enhancement in West End Park detailed in section 6 of the report, be approved and the Section 106 commuted sum of £50,335 generated in Ormskirk be made available for these projects.

**44. USE OF SECTION 106 MONIES IN AUGHTON**

Councillor Forshaw introduced the report of the Assistant Director Community Services which considered proposals regarding the use of Section 106 monies received by the Council from housing developers for the creation or enhancement of public open space in Aughton.

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 proposed projects detailed in section 6 of the report be approved and the Section 106 commuted sum of up to £70,335 in Aughton be made available for these projects.

**45. USE OF SECTION 106 MONIES IN BURSCOUGH**

Councillor Forshaw introduced the report of the Assistant Director Community Services which considered a proposal regarding the use of Section 106 monies received by the Council from housing developers for the enhancement of public open space and recreation provision within Burscough.

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 proposed project to provide new furniture and bins at Junction Lane War Memorial, Burscough, detailed in section 6 of the report, be approved and the Section 106 commuted sum of £2,000 generated in Burscough be made available for this project.

**46. APPROVAL OF STATEMENT OF LICENSING POLICY AND AUTHORISATIONS REQUIRED BY THE GAMBLING ACT 2005**

Councillor Sudworth introduced the report of the Assistant Director Community Services in which he sought approval of the draft Statement of Licensing Policy prior to public consultation.

A copy of minute no. 15 of the Licensing and Gambling Committee held on 17 July 2012 was included within the report.

In reaching the decision below, Cabinet considered the details set out in the report before it and the minutes of the Licensing and Gambling Committee, and accepted the reasons contained therein.

- RESOLVED:
- A. That the draft Statement of Licensing Policy attached as Appendix 2 to the report (Appendix A) be approved.
  - B. That the Assistant Director Community Services be given delegated authority to publish the draft Statement of Licensing Policy and conduct a period of public consultation prior to returning the final policy for approval before the 31 January 2013.
  - C. That the Assistant Director Community Services be given delegated authority to make any minor/inconsequential amendments to the draft Statement of Licensing Policy.
  - D. That the Assistant Director Community Services be requested to make representations to the appropriate Government Department regarding the scope for deregulation to allow the review of the policy less frequently.

**47. HOUSING AND REGENERATION - ANNUAL REPORT 2012**

Councillor Mrs Hopley introduced the report of the Assistant Director Housing and Regeneration seeking approval of the Housing and Regeneration Annual Report 2012.

A copy of minute no. 19 of the Landlord Services Committee (Cabinet Working Group) held on 5 September 2012 was circulated.

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

- RESOLVED:
- A. That the comments of the Landlord Services Committee, be noted.
  - B. That the Housing and Regeneration Annual Report 2012 be approved.

- C. That the Assistant Director Housing and Regeneration be given delegated authority to make any minor/inconsequential amendments to the Housing and Regeneration Annual Report 2012.

#### 48. FIRBECK REVIVAL

Councillor Owens introduced the report of the Assistant Director Housing and Regeneration in which he advised Members of the results of the consultation exercise and sought authority to determine the improvement scheme and give the necessary consents and approvals in order to deliver the Firbeck Revival Initiative.

A copy of minute no. 20 of the Landlord Services Committee (Cabinet Working Group) held on 5 September 2012 was circulated.

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

- RESOLVED:
- A. That the results of the consultation undertaken with residents as set out in Appendix A to the report, be noted.
  - B. That the position regarding energy efficiency (Phase 1) works in paragraph 5.4, be noted.
  - C. That the proposal to demolish all flats highlighted on the plan at Appendix B to the report except for Firbeck Court, be confirmed, subject to necessary consents and approvals.
  - D. That the position regarding Findon Field be noted and that the Assistant Director Housing and Regeneration bring a further report if this proves necessary.
  - E. That the Assistant Director Housing and Regeneration be authorised:-
    - a) to offer the tenants of flats affected:
      - Alternative suitable accommodation
      - Home loss payments subject to qualification criteria
      - Disturbance allowance
      - An option to return to the area when redevelopment has taken place
    - b) to take appropriate action through the Courts to obtain vacant possession when tenants do not voluntarily vacate the premises
    - c) to offer alternative accommodation to tenants of the Sanctuary Group and that these properties be leased to the Sanctuary Group under terms to be agreed by the Assistant Director of Housing and Regeneration

- d) to purchase any privately owned flats
- e) to take all necessary steps to obtain vacant possession including compulsory purchase
- f) to demolish blocks of flats when vacant
- g) upon completion of phases 1 & 2 of the revival initiative, to develop and consult on proposals for the improvement of the neighbourhood, and following consultation with Ward Councillors and relevant Portfolio Holders, to implement the preferred revival improvements (Phase 3)
- h) to procure and implement improvements to Council owned properties that will be made as part of the revival scheme in 2013/14 consisting of renewing kitchens and bathrooms. (It being noted that for the ground floor flats in Firbeck Court showers or, where appropriate, wet rooms would be installed rather than bathrooms)
- i) to enter into negotiations to purchase and demolish 110-116 Firbeck (the empty flats adjacent to the Dental Surgery)
- j) to take all necessary action, obtain all necessary permissions and consents and to enter into all necessary documentation to facilitate the Firbeck Revival Initiative.

#### 49. HIGH INCOME TENANTS - PAY TO STAY CONSULTATION

Councillor Mrs Hopley introduced the report of the Assistant Director Housing and Regeneration which sought approval of the response to The High Income Social Tenants – Pay to Stay consultation paper issued by the Department of Communities and Local Government on 13 June 2012.

A copy of minute no. 21 of the Landlord Services Committee (Cabinet Working Group) held on 5 September 2012 was circulated.

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

- RESOLVED:
- A. That the comments of the Landlord Services Committee be noted.
  - B. That the response at Appendix A to the report be approved as the Council's response to The High Income Social Tenants – Pay to Stay Consultation paper.
  - C. That call-in is not appropriate for this item as the matter is one where urgent action is required to meet the closing date for consultation which is 12 September 2012.

**50. CONTRACT FOR PLAY EQUIPMENT MAINTENANCE**

Councillor Grant introduced the report of the Assistant Director Community Services in which he sought authority for the process for the engagement of a contractor for the maintenance of Council play equipment.

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 Assistant Director Community Services, in consultation with the relevant Portfolio Holder, be authorised to undertake a tender exercise in relation to play area maintenance and accept the highest scoring tender.

**51. CHANGE TO FIXED PENALTY NOTICE - WASTE RECEPTACLE NOTICES**

Councillor Sudworth introduced the report of the Assistant Director Community Services in which he updated Members on changes to legislation and sought authority for an amended level of fixed penalty.

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 fixed penalty amount for offences relating to waste receptacles be reduced to £60.

**52. REVENUE BUDGET POSITION**

Councillor Westley introduced the report of the Borough Treasurer in which he set out the key features on revenue budget performance for both the General Revenue Account (GRA) and Housing Revenue Account (HRA).

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 outturn position for the last financial year be noted and endorsed.

B. That the financial performance in the current year to date be noted.

C. That £25,000 for the marketing of Delf House, agreed by Council on 18 July 2012, be allocated to employ consultants who are to negotiate the lease extension on this commercial asset.

D. That call-in is not appropriate for this item as the report is being submitted to the next meeting of the Executive Overview and Scrutiny Committee.

**53. CAPITAL PROGRAMME OUTTURN 2011-12**

Councillor Westley introduced the report of the Borough Treasurer which summarised the capital outturn position for the 2011/2012 financial 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 final position, including slippage, on the Capital Programme for the 2011/2012 financial year be noted and endorsed.

B. That call-in is not appropriate for this item as the report is being submitted to the next meeting of the Executive Overview and Scrutiny Committee on 27 September 2012.

**54. CAPITAL PROGRAMME MONITORING 2012-13**

Councillor Westley introduced the report of the Borough Treasurer which provided an overview of the current progress on the Capital Programme.

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 progress on the Capital Programme as at the end of July 2012, be noted.

B. That call-in is not appropriate for this item as the report is being submitted to the next meeting of the Executive Overview and Scrutiny Committee on 27 September 2012.

**55. KEY DECISION FORWARD PLAN QUARTERLY REPORT**

Councillor Grant introduced the report of the Borough Solicitor which advised that no decision had been made during the last quarter in respect of Special Urgency Procedure Rule 16 for the period 1 April – 30 June 2012.

RESOLVED: That it be noted that Access to Information Rule 16 (Special Urgency) was not exercised during the quarter ending 30 June 2012.



**56. 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 items of business on the grounds that they involve 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.

**57. MATTERS REQUIRING DECISIONS**

Consideration was given to the report relating to the following matter requiring decisions as contained on pages 2029 - 2052 of the Book of Reports.

**58. STRATEGIC ASSET MANAGEMENT PROJECT**

Councillor Owens introduced the report of the Assistant Director Housing and Regeneration which updated Members on the progress of the Strategic Asset Management Project, advised on the outcomes of the Parbold and Digmaor Wards and sought authority to dispose of assets.

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 report, including the work undertaken by officers to date, and the progress on the assets previously identified for disposal, be noted.
  - B. That the Assistant Director Housing and Regeneration be authorised to take the actions recommended in Appendices A and B in relation to the 9 sites in the Parbold ward and the 116 sites in the Digmaor ward, together with the land adjacent to Digmaor Parade, Birleywood, Skelmersdale, which is an opportunity site.
  - C. That the sites set out in Appendix D are no longer required for their current uses as set out in that Appendix and that they be appropriated as required for regeneration purposes for the reasons set out in the report.
  - D. That the Assistant Director Housing and Regeneration be authorised to take all necessary steps to appropriate the sites referred to in C. above and sign the memoranda of appropriation.

- E. That the Assistant Director Housing and Regeneration be authorised to dispose of all of the sites marked in bold with an \* in Appendix B (as identified on Plans B1-B3), together with land adjacent to Digmoor Parade, Birleywood, Skelmersdale in Appendix C (as identified on Plan C1).
- F. That funding of £10,000 be made available from contingencies to enable sites designated in previous report as '1- Seek to Dispose' along with those identified in Appendices B and C, to be progressed further, as detailed in paragraph 8.2 of the report.

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LEADER

**PRESENT**

Councillor Greenall (In the Chair)

Councillors	Baldock	Griffiths
	Mrs Blake	G Jones
	Blane	Mee
	Cheetham	Moran
	Cropper	Nolan
	Davis	R A Pendleton
	Deaney	Pope
	Furey	Sudworth
	Gagen	

Also in attendance: Councillor M Forshaw Portfolio Holder: Planning and Technical Services

Officers: Assistant Director Housing and Regeneration (Mr R Livermore)  
 Shaun Walsh (Transformation Manager)  
 Deputy Borough Planner (Mr I Gill)  
 Deputy Borough Treasurer (Mr M Kostrzewski)  
 Performance Officer (Ms A Grimes)  
 Assistant Member Services Manager (Mrs J Denning)

**88. APOLOGIES**

There were no apologies for absence.

**89. MEMBERSHIP OF THE COMMITTEE**

In accordance with Council Procedure Rule 4, Members noted the termination of Councillors Grice, Fillis, Gibson, Hennessy, Kay and O’Toole and the appointment of Councillors Griffiths, Deaneay, R A Pendleton, Davis, Mee and Cheetham for this meeting only, thereby giving effect to the wishes of the Political Group.

**90. URGENT BUSINESS, IF ANY, INTRODUCED BY THE CHAIRMAN**

There were no items of urgent business.

**91. DECLARATIONS OF INTEREST**

There were no declarations.

**92. DECLARATIONS OF PARTY WHIP**

There were no declarations.

**93. MINUTES**

A question was raised in respect of Minute 78 'Call In Item – Ormskirk Motor Festival' in relation to the sponsorship.

RESOLVED: That the minutes of the meeting held on 2 February 2012 be received as a correct record and signed by the Chairman.

**94. PETITION REVIEW - PROPOSED DEVELOPMENTS 'OPTION 1' AND 'OPTION 2' (LOCAL DEVELOPMENT FRAMEWORK /LOCAL PLAN)**

Consideration was given the report of the Borough Solicitor, as contained on pages 797 to 812 of the Book of Reports, which set a request to review the steps that the Council had taken in response to a petition received in respect of proposed developments 'option 1' and 'option 2' (Local Development Framework/Local Plan).

The Petition Organiser, Mrs Bjork, addressed the Committee and put forward why she felt the Council had not dealt with the petition adequately and circulated her supporting evidence, which is contained on pages 812a to 812v v, of the Book of Reports.

Comments and questions were raised in respect of the following:

- The Consultation process and procedures
- The inadequacy of the water infrastructure in Burscough – flooding issues
- The potential number of houses on the land at Yew tree farm land and the need to include other amenities, such as a primary school, should this development go ahead
- The Council's statutory responsibility to prepare the Plan
- Housing need in the Borough and affordable housing

RESOLVED: That the steps taken by the Council in response to the petition are adequate.

**95. KEY DECISION FORWARD PLANS - 1 MARCH 2012 TO 31 JULY 2012**

There were no items under this heading.

**96. MINUTES OF THE SPECIAL MEETING OF THE CABINET HELD ON WEDNESDAY 29 FEBRUARY 2012.**

RESOLVED: That the minutes be noted.

**97. MINUTES OF THE CABINET MEETING HELD ON TUESDAY 13 MARCH 2012.**

Consideration was given to the minutes of the meeting of Cabinet held on 13 March 2012. Questions and comments were raised in respect of the following items:

Minute 134 (Selective HMO Licensing) – in respect of the launch and how many landlords had signed up.

Minute 143 (Meeting of the Funding of Voluntary Organisations Working Group held on 29 February 2012) – in respect of the Citizens Advice Bureaux.

Minute 149 (Human Resources and Payroll Partnership Arrangements with Lancashire County Council/One Connect Ltd.) – the advantages and disadvantages.

Minute 150 (Skelmersdale Vision: Proposed Purchase of College Land, Skelmersdale) – potential problems in relation to vandalism and graffiti.

RESOLVED: That the minutes of the meeting of Cabinet held on 13 March 2012, be noted.

**98. CALLED IN ITEM**

Consideration was given to the following item, as circulated and contained on pages 827 to 836 of the Book of Reports:

**99. PUBLIC LAND AUCTION PILOT**

Consideration was given to the report of the Borough Solicitor which advised that a decision of Cabinet in relation to the above item (minute 142 refers) had received a call in requisition signed by five members of the Committee. The report set out the reason given for the call in, together with a different decision put forward by the five Members concerned on the requisition notice.

RESOLVED: A. That the Committee does not wish to ask for a different decision.

B. That Cabinet be asked that when the report, “providing details of the pilot and a detailed costed programme for progressing the pilot forward” is submitted to Cabinet that it be referred to the next available Executive Overview and Scrutiny Committee for comment.

**100. PERFORMANCE MANAGEMENT FRAMEWORK**

Consideration was given to the report of the Transformation Manager which set out the Suite of Performance Indicators, at Appendix A, to be adopted as the Council’s Corporate Performance Indicators Suite 2012/13.

RESOLVED: That the report be noted.

**101. REVENUE BUDGET MONITORING**

Consideration was given to the report of the Borough Treasurer, as contained on pages 849 to 856 of the Book of Reports, which provided a projection of the financial position on the General and Housing Revenue Accounts to the end of the financial year.

Concerns were expressed in relation to Council House Right to Buy sales and the potential increase in discount and changes to housing benefits.

RESOLVED: That the financial position of the Revenue Accounts be noted.

**102. CAPITAL PROGRAMME MONITORING**

Consideration was given to the report of the Borough Treasurer, as contained on pages 857 to 866 of the Book of Reports, which provided an update on the current position in respect of the 2011/2012 Capital Programme.

RESOLVED: That the current position in respect of the 2011/2012 Capital Programme be noted.

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THE CHAIRMAN

**PRESENT**

Councillor Ashcroft (Chairman)

Councillors	Blane	J Hodson
	Baldock	Jones
	Bell	Kay
	Cheetham	Moran
	Cropper	O'Toole
	Mrs R Evans	Pendleton
	Fillis	Pope
	Gagen	Savage
	Gibson	

Also in attendance: Councillor M Forshaw Portfolio Holder: Planning and Development

Officers: Assistant Director Housing and Regeneration (Mr R Livermore)  
Shaun Walsh (Transformation Manager)  
Deputy Borough Planner (Mr I Gill)  
Deputy Borough Treasurer (Mr M Kostrzewski)  
LDF Team Leader (Mr P Richards)  
Assistant Solicitor (Mrs J Williams)  
Principal Overview and Scrutiny Officer (Mrs C A Jackson)

**1. APOLOGIES**

There were no apologies for absence. Councillor Moran apology for late arrival was noted.

**2. MEMBERSHIP OF THE COMMITTEE**

There were no changes to membership of the Committee.

**3. URGENT BUSINESS**

There were no items of urgent business.

**4. DECLARATIONS OF INTEREST**

Councillor J Hodson declared a personal and prejudicial interest in item 8 relating to the Local Plan Preferred Options stating that if during consideration of that item the River Douglas Linear Park formed part of the discussion he would leave the meeting.

**5. DECLARATIONS OF PARTY WHIP**

There were no declarations.

**6. MINUTES**

RESOLVED: That the minutes of the meeting held on 29 March 2012 be received as a correct record and signed by the Chairman.

**7. PETITION REVIEW REQUEST - SOCIAL INCLUSION OF DISABLED RESIDENTS**

Consideration was given to the report of the Borough Solicitor advising that a review had been requested of the steps that the Council had taken in response to a petition on Social Inclusion of Disabled Residents, submitted by the Petition Organiser, Mr A Lenton. The report, as circulated and contained on pages 7 to 20 of the Book of Reports, set out the steps taken to respond to the petition and included the Council's response to the Petition's Organiser (Appendix B) and the Petition Organiser's request (Appendix C) for a review of that response.

The Petition Organiser did not attend the meeting.

Comments and questions were raised in respect of the following:

- The Council's consultation processes, procedures and sample size.
- The arrangements effected by the changes to Concessionary Travel from April 2011, and the funding responsibilities of the County Council in relation to discretionary travel.
- The Council's current and future funding of Dial-a-Ride.

RESOLVED: That the steps taken by the Council in response to the petition are adequate.

**8. LOCAL PLAN PREFERRED OPTIONS (LPPO) - FEEDBACK REPORT AND CONSULTATION RESPONSES**

The Committee considered the report of the Borough Planner which set out the Local Plan Preferred Options (LPPO) Feedback Report and Consultation Responses received as a result of consultation during the period in January/February 2012.

Members considered the report and comments and questions were raised in respect of the following:

- The enormity of the task over the past few years to develop the Local Plan.
- Access to supporting documentation.
- Effect of future development in Burscough and the impact on infrastructure including the:
  - waste water treatment and partnership working;
  - role of United Utilities and the Environment Agency in managing and developing improvements to the waste water treatment network;
  - impact of development near to a major road (A59), addressing traffic and transport issues, including traffic management and effective solutions to highway issues.



- Effect of future proposals in Up Holland including the:
  - proposed development at Chequer Lane and highway issues in the vicinity.
  - proposed development at Mill Lane, particularly traffic and access issues.
- Issues raised by Sefton MBC in respect of proposals at Moss Lane.
- General concerns regarding highway network, capacity and improvements to junctions across the Borough.
- The use and application of planning policies to control developments and apply appropriate terms and conditions.
- Consultation processes with developers and landowners.
- Green Belt boundaries review and the Plan B sites – the alternatives should housing targets not be met.

The Deputy Borough Planner and LDF Team Leader were in attendance and responded to questions.

RESOLVED: That the report be noted and the Officers be thanked for their work.

## **9. PUBLICATION LOCAL PLAN DOCUMENT**

Consideration was given to the report of the Borough Planner which sought approval to publish the Local Plan Publication document and seek representation from the public over an 8 week period in August to October 2012 prior to the Submission of the document to the Secretary of State for Examination in Public at the end of October 2012.

The Deputy Borough Planner who was in attendance explained the wide variety of methods that would be used during the consultation period.

Comments and questions were raised in respect of the following:

- The proposed drop-in sessions, the unmanned exhibitions, location and Officer availability.
- The contents of the Local Plan Publication document going forward for consideration during the period of representation.

The Portfolio Holder for Planning and Development who was in attendance, with the permission of the Chairman, addressed the Committee and made an undertaking to extend the provision of drop in sessions to Up Holland.

RESOLVED: That the recommendation to Cabinet to publish the Local Plan Publication document be endorsed.

## **10. KEY DECISION FORWARD PLANS - 1 MAY 2012 TO 31 OCTOBER 2012**

There were no items under this heading.

## **11. RELEVANT MINUTES OF CABINET**

Consideration was given to the minutes of the meeting of Cabinet held on 12 June 2012. Questions and comments were raised in respect of the following items:

Minute 8 (Use of 106 Monies in Burscough) – land identified at Pickles Drive.

Minute 10 (CCTV – New Locations) – types/styles of surveillance equipment to be used; locations; protection against vandalism; consultation process re. locations; advantages and disadvantages of CCTV as a deterrent.

In relation to CCTV it was proposed that a report be prepared giving details of the use and effectiveness of CCTV in the Borough and that Ward Councillors be consulted in respect of the proposed new locations of CCTV in their Wards.

Minute 12 (Findon/Firbeck Revival) – Re. energy efficiency phase of the project – the types of alternative energy efficiency measures being proposed.

Minute 13 (Appropriation of Land at Furnival Drive and Pickles Drive Burscough) – Size/capacity of land being appropriated.

Minute 16 (The Future of Skelmersdale Sports Centre) – reduce hours of operation.

- RESOLVED: A. That in relation to consideration of Minute 10 CCTV – New Locations (Cabinet 12 June 2012) that the matter be referred to Cabinet with a request that a report be prepared on the operation of CCTV to include details on its use and effectiveness and that Ward Councillors be consulted on the proposed CCTV locations being considered in their Wards.
- B. That the minutes of the meeting of Cabinet held on 12 June 2012 be noted.

(Note: Subsequent to the meeting the Head of Leisure & Cultural Services circulated the requested information to Members of the Committee in relation to Skelmersdale Sports Centre reduced hours of operation).

## 12. CALL IN ITEM - HIGH STREET INNOVATION FUND

Consideration was given to the report of the Borough Solicitor which advised that a decision in relation to the above item (minute 15 refers) had received a call in requisition signed by five members of the Committee. The report set out the reason given for the call in, together with a different decision put forward by the five Members concerned on the requisition notice.

In the ensuing discussion the following comments/questions were noted in relation to:

- Involvement of local businesses.
- Utilisation of the £100,000 grant funding on developing the schemes proposed.
- Potential for funding through the LEP and other programmes/partners.
- Wider issues including employment opportunities and further investment opportunities.

RESOLVED: That the Committee does not wish to ask for a different decision.

**13. PUBLIC LAND AUCTION PILOT - ITEM REFERRED FROM CABINET TO EXECUTIVE OVERVIEW AND SCRUTINY COMMITTEE**

Consideration was given to the report of the Borough Solicitor which reported on the above-mentioned report to the Committee for information following previous consideration of the item called-in at its meeting on 29 March 2012.

The Committee noted the contents of the report.

RESOLVED: That the report be noted.

**14. 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 (Financial/Business Affairs) of Schedule 12A to the 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.

**15. CALL IN ITEM - OUTCOME OF THE ASSET REVIEW - REPORT OF CONSULTANTS DTZ**

Consideration was given to the report of the Borough Solicitor which advised that a decision in relation to the above item (minute 21 refers) had received a call in requisition signed by five members of the Committee. The report set out the reason given for the call in, together with a different decision put forward by the five Members concerned on the requisition notice.

In the ensuing discussion comments and questions were raised on the reasons put forward for a different decision.

RESOLVED: That the Committee does not wish to ask for a different decision.

.....  
Chairman



## ENVIRONMENTAL OVERVIEW AND SCRUTINY COMMITTEE HELD: 23 FEB 2012

Start: 7.30pm

Finish: 9.35pm

### PRESENT:

Councillors: Mrs Blake (Chairman) Pratt (ViceChairman)

Councillors: Mrs Atherley Mee  
Ainscough Ms Melling  
Baybutt R A Pendleton  
Delaney Mrs Pollock  
Gartside Pye  
Hennessy Savage  
Hodson Mrs Stephenson  
McKay

Officers: Borough Economic Regeneration and Strategic Planning Officer  
(Mrs J Traverse)  
Planning Officer (Mr D Carr)  
Principal Overview and Scrutiny Officer (Mrs C A Jackson)

In attendance: Ms J Dickinson (Environmental Safety Officer, Edge Hill University)

### 23. APOLOGIES

Apologies for absence were submitted on behalf of Martin Trengove of West Lancashire Community Voluntary Service (CVS) and his colleague, who were due to give a presentation (Item 7(b) CVS – Community Projects). Members noted that Mr Trengove had offered to attend a future meeting of the Committee to provide an update in relation to the VISIT Project.

### 24. MEMBERSHIP OF THE COMMITTEE

In accordance with Council Procedure Rule 4, Members noted the termination of Councillor M Pendleton and the appointment of Councillor R A Pendleton for this meeting only, thereby giving effect to the wishes of the Political Group.

### 25. URGENT BUSINESS

There were no items of urgent business.

### 26. DECLARATIONS OF INTEREST

There were no declarations of interest.

### 27. DECLARATIONS OF PARTY WHIP

There were no declarations of a Party Whip.

**28. MINUTES**

RESOLVED: That the Minutes of the meeting of the Environmental Overview and Scrutiny Committee held on 3 November 2012 be received as a correct record and signed by the Chairman.

**29. CYCLING IN WEST LANCASHIRE**

Members considered the following items.

**30. EDGE HILL UNIVERSITY - CYCLING INITIATIVES**

Members received a presentation from Ms Julia Dickinson, Environmental Safety Officer, Edge Hill University. The presentation 'Cycling Initiatives at Edge Hill University' was supported by a series of slides as contained on pages 103 to 113 of the Book Reports.

In her presentation, Ms Dickinson, explained the background to the University cycling initiative that is encouraging students who live within 5 miles of the Ormskirk campus to use alternative transport to help reduce the number of cars on campus and in turn help to reduce the environmental impact.

As part of the initiative the University has brought in a package of measure to improve the structure and culture in relation to car dependency at the University.

She went on to explain the initiatives and policies that had been introduced, including:

- Traffic Management Plan that included restricting car parking permits on the campus to those living outside a 5km zone.
- Working being undertaken with the Carbon Trust in relation to carbon management.
- Encouraging "Shared use" of cars and raising the profile of cycling on campus.
- Infrastructure improvements have also included the provision of safe storage for cycles, including Sheffield and Butterfly stands at the Ormskirk Campus and the provision of Bykebins.
- Green lane entrance created off St. Helens Road for use by cyclists and pedestrians only.

Ms Dickinson then went on to explain the promotional events that had been held including "Green Week"; Travelwise Roadshow and a Well-being week to promote the benefits of cycling and facilities being offered.

In conjunction with Lancashire County Council (LCC) staff had been encouraged to consider Cycling to Work. Advice and help on travel alternatives was also offered.

Members were shown a snapshot of the Travel page on the University's web-site which gave information on Cycling, the facilities and discounts offered by a local cycle shop as well as a bicycle repair service.

## ENVIRONMENTAL OVERVIEW AND SCRUTINY COMMITTEE HELD: 23 FEB 2012

Ms Dickinson concluded her presentation by outlining future proposals related to cycling and sustainability including:

- Travel Survey 2012 to measure and assess the initiatives that have been introduced.
- Walking and cycling map to provide detailed information to get to the University.
- Cycle routes – on-going work with LCC on travel between Ormskirk Town Centre, the bus/rail stations and the campus.
- Cycle parking outside key buildings – to include the provision of additional Sheffield stands.
- Cycle promotion days – bicycle maintenance days; provision of breakfast for cyclists who travel.
- Interest Free Loans – for employees to purchase cycles and related safety equipments.

Members raised questions/comments in relation to:

- Allocation of Parking Permits and special circumstances.
- Improvement in percentages of people cycling to the campus since the introduction of the initiatives.
- Methodology of the approach to cycling at the University.
- Grant funding and association with LCC.
- Postcode analysis and use in the wider community, particular with businesses.
- Benefits associated with working with the Carbon Trust
- Choice of 5 mile radius around the campus to support and encourage cycling at the University.
- Incentives associated with the car sharing initiative.
- Continued investment in cycling through infrastructure additions/changes at the Ormskirk campus.
- Monitoring of park permit entitlement.
- Impact on Ormskirk Town Centre parking as a result of changes to car parking permit entitlement at the University.
- Education and training initiatives related to cycling.
- Working up Travel Plans with LCC

Ms Dickinson responded to questions.

Members were encouraged by what the University is seeking to undertake in relation to cycling at the Ormskirk campus and that they would be revisiting the impact of their initiatives, through a Travel Survey, later in the year. In respect of the latter, it was suggested that an additional question to add to the survey could be, “Where do people park?” Ms Dickinson noted the recommendation.

RESOLVED: A. That the presentation be noted.

- B. That the Environmental Co-ordinator Edge Hill University be thanked for her attendance and the excellent presentation.

## ENVIRONMENTAL OVERVIEW AND SCRUTINY COMMITTEE HELD: 23 FEB 2012

- C. That it be noted that the representative from Edge Hill University took on board the comments from the Committee to request them to include the question "Where do people park?" in their future Travel Survey.
- D. That, subject to the agreement of the University, that the results of the Travel Survey 2012, be shared with the Committee, as part of the review into 'Cycling in West Lancashire'.

### 31. COMMUNITY VOLUNTARY SERVICES (CVS) - COMMUNITY PROJECTS

This item was not considered.

### 32. CYCLING IN THE BOROUGH

Consideration was given to the information provided on behalf of the Borough Planner presented by the Council's Planning Officer, Dominic Carr (DC) that updated Members on issues previously raised during the course of the review which was supported by a handout circulated and contained on pages 113 to 118 of the Book of Reports.

The update covered:

#### Cycling Routes

The Planning Officer explained that there were several cycle maps available relating to West Lancashire. These included cycle maps for Ormskirk and Skelmersdale; the Lancashire Cycle Guide and a new Local Sustainable Transport Fund (LSTF) Cycle Map for West Lancashire and Sefton as part of that Project. Members considered the map showing the existing and proposed cycle routes.

He further explained the networks that were being developed in West Lancashire and Sefton and the interactive maps that would be available on-line, in early summer.

#### Skelmersdale Pilot and other LTP3 Initiatives

It was reported that as part of Lancashire LTP3 the County Council have identified an opportunity to improve the public realm and access within Skelmersdale and that this may include improvements to the cycle and pedestrian network.

He went on to explain the proposed pilot scheme, in conjunction with LCC, which was in its infancy and the review that is expected to take place in relation to S106 agreements in Skelmersdale.

#### Improvements to Ormskirk Town Centre using S106 and LTP funding

It was reported that in relation to the above WLBC are working with LCC to look at a range of ways to improve links for cyclists and pedestrians between Ormskirk Town Centre and Edge Hill University. By seeking improvements, that are likely to include new cycle lanes and links to the train/bus station and junction improvements, it is hoped that there will be an increase in cycle usage amongst students as well as providing an improvement to the cycle network for residents.



## **ENVIRONMENTAL OVERVIEW AND SCRUTINY COMMITTEE HELD: 23 FEB 2012**

### Local Sustainable Transport Fund (LSTF)

The update included a recap of the Sefton and West Lancashire successful bid (£1.55 million) to improve and promote sustainable links to the visitor economy. Highlighted:

- Extension of Cycle Hire into West Lancashire, including locations at Scarisbrick (Morris Dancers); Burscough Bridge and Ormskirk rail/bus station.
- Marketing and Development - VISIT (Visit Using Sustainable Integrated Transport).
- In conjunction with LCC, examination of a number of routes over a 4 year period, to include the identification of one large scheme, plus a range of smaller schemes coming forward, each year.

### Skelmersdale Vision

The update in relation to this item focussed on the proposals within the Vision to reconnect the town centre with surrounding communities, by the provision of new footpaths and cycleways. It was recognised that this was an important issue particularly in relation to the development of Skelmersdale Town Centre.

### Cycling to Work Scheme

The background to the introduction of these schemes was explained, including the incentives to encourage employees to use bikes as an alternative means of transport.

### Safe Cycling in West Lancashire

Members considered the information provided by a resident in respect of Forward Cycling Lines at Road Junctions in relation to cycle safety. It was explained that the details had also been passed to LCC as the Highway Authority for consideration and their response was also considered.

Finally, the ongoing promotion and support of cyclists in West Lancashire was highlighted which included:

- Improved links in Ormskirk town centre to Edge Hill University.
- The use of LTP3 and S106 money for improvements in Skelmersdale town centre.
- Improvements to the visitor economy in the north and western parts of the Borough.

As a result of the update Members raised questions/comments in relation to:

- Linear parks in Skelmersdale and access improvements.
- Mapping and the review that LCC are undertaking associated with Tourism.
- Economic regeneration of areas and planning links.
- The involvement of Members to seek local knowledge when planning cycle network links.
- Advantages/disadvantages of the accessibility of electric powered cycles, including health and access for the elderly.

## ENVIRONMENTAL OVERVIEW AND SCRUTINY COMMITTEE HELD: 23 FEB 2012

- Topography issues when planning routes.
- Opportunities for cycle routes linking Skelmersdale to Ormskirk, via Scarth Hill and between Burscough and Ormskirk, via Mill Dam Lane and further into the Borough linking cycling routes into Sefton and the coast.
- Provision of suitable cycling storage facilities at bus/rail stations.
- Opportunities to link the cycle hire facilities/access points, associated with tourism, to the wider business community.
- Engaging with local community groups, including Parish and Town Councils and coastal partnerships, interested in sustainable transport and widening access in West Lancashire through the promotion of cycling.
- The Travel Plan for West Lancashire College, Skelmersdale and proposals related to sustainable transport coming through in processes linked to the development of Skelmersdale Town Centre and the opportunity to undertake a post-code analysis.
- Reinforcing cycling options as an integral part of the Vision for Skelmersdale.
- Cycling infrastructure, particularly at junctions including forward cycling lines and priority setting of traffic lights.
- Cycling hiring locations, including making use of established park/ride areas and areas at local stations.
- Facilities available to cyclists at bus/rail/interchange stations, including access for disabled cyclists and cycle storage.
- Access and difficulties transporting cycles on buses and trains.
- Opportunities for accessing other funding for environmental improvements.

The Planning Officer (DC) responded to questions and made an undertaking to provide the link to the interactive maps, when available.

RESOLVED: That the following recommendations be included in the final review report:

- (1) That Lancashire County Council (LCC) give due consideration to the following:
  - 1.1 when considering highway changes, consider making the following adjustments:
    - a) Cycle priority signals at traffic lights.
    - b) Cycle priority through traffic.
    - c) Cycle junctions improvements.
  - 1.2 when reviewing the cycling network in the Borough and, prior to any future exercise, seek the views of Ward Councillors in respect of proposed cycle routes or maintenance of existing routes.
  - 1.3 when examining widening access within the Borough through its proposed cycle hire initiative also look at the possibility to extend this to the hire of electric powered cycles.

**ENVIRONMENTAL OVERVIEW AND SCRUTINY COMMITTEE HELD: 23 FEB 2012**

- 1.4 when considering the Travel Plans for West Lancashire College, Skelmersdale, give due consideration to any cycling options coming through the Skelmersdale Vision Project.

**33. PROJECT PLAN**

Member reviewed the Project Plan.

RESOLVED: That the review of the Project Plan be noted.

.....  
Chairman



**CORPORATE AND ENVIRONMENTAL  
OVERVIEW AND SCRUTINY COMMITTEE**

**HELD: 5 JULY 2012**

Start: 7.30pm

Finish: 9.00pm

**PRESENT:**

Councillors: Bailey (Chairman) Houlgrave (Vice Chairman)

Councillors: Mrs Atherley G Hodson  
Mrs Baybutt L Hodson  
Mrs Blake Mrs Kean  
Coyle McKay  
Croppre Nolan  
Delaney Oliver  
Dereli Mrs Stephenson  
Mrs C Evans Wright  
Griffiths

Officers: Assistant Director Community Services (Mr D Tilleray)  
Strategic Housing Manager (Mr S Jones)  
Assistant Solicitor (Mrs T Sparrow)  
Policy and Performance Officer (Ms A Grimes)  
Planning Officer (Mr D Carr)  
Principal Overview and Scrutiny Officer (Mrs C A Jackson)

**1. APOLOGIES**

There were no apologies for absence. Councillor Mrs C Evans apology for late arrival was noted.

**2. MEMBERSHIP OF THE COMMITTEE**

In accordance with Council Procedure Rule 4, Members noted the termination of membership of Councillor Ms Melling and the appointment of Councillor Cropper for this meeting only, thereby giving effect to the wishes of the Political Group.

**3. URGENT BUSINESS**

There were no items of urgent business.

Councillor Blake asked that her thanks to Members of the former Environmental Overview and Scrutiny Committee for the work undertaken on reviews and the Officers who had supported that work, be noted.

**4. DECLARATIONS OF INTEREST**

During the course of the discussion on the review 'Cycling in West Lancashire' reference was made to cycling at Edge Hill University and Councillor Wright declared a non-pecuniary interest because of his employment by the University and Councillor Bailey also declared a non-pecuniary interest on this item as his wife is employed by the University.

**5. DECLARATIONS OF PARTY WHIP**

There were no declarations of a Party Whip.

**6. MINUTES**

The following minutes were considered.

**7. MINUTES OF MEETING OF CORPORATE OVERVIEW AND SCRUTINY COMMITTEE  
HELD ON THURSDAY 1 MARCH 2012.**

RESOLVED: That the Minutes of the meeting of the Corporate Overview and Scrutiny Committee held on 1 March 2012 be noted.

**8. MINUTES OF MEETING OF ENVIRONMENTAL OVERVIEW AND SCRUTINY  
COMMITTEE HELD ON THURSDAY 23 FEBRUARY 2012.**

RESOLVED: That the minutes of the meeting of the Environmental Overview and Scrutiny Committee held on 23 February 2012 be noted.

**9. WORK PROGRAMME 2012/13**

Consideration was given to the report of the Borough Solicitor as contained on pages 65 to 75 which gave details of the outstanding work associated with the work previously undertaken by the Corporate and Environmental Overview and Scrutiny Committees and proposals in respect of the Work Programme for this Committee for 2012/13.

Members raised comments/questions in relation to:

- Processes and timetable for topic selection.
- Outstanding work associated with the previous Overview and Scrutiny Committees.
- Advantages/disadvantages and time available to undertake an in-depth study during the current year.

RESOLVED: A. That the Terms of Reference of the Corporate and Environmental Overview and Scrutiny Committee, attached at Appendix 1, be noted.

B. That the Terms of Reference of the Member Development Commission, attached at Appendix 2, be noted.

C. That the Committee endeavours to conclude the review entitled 'Cycling in West Lancashire' by December 2012.

D. That the Work Programme timetable for the Committee be noted with the proviso that the Committee will re-consider its option to undertake an in-depth study at a later date.

**10. 'GOVERNANCE ARRANGEMENTS - TENANTS SERVICES' REVIEW**

Consideration was given to the report of the Assistant Director Housing and Regeneration which gave details on progress since the review entitled 'Governance Arrangements – Tenant Services' undertaken by the Corporate Overview and Scrutiny Committee, concluded in March 2011.

The Strategic Housing Manager attended the meeting and outlined progress since the conclusion of the review in relation to the new tenant scrutiny arrangements.

Members discussed, raised questions/comments particularly in relation to tenant involvement including:

- Tenant selection/representation on the Tenants' and Residents' Association and Forum.
- Various approaches used and undertaken to engage with the wider tenant base.
- Processes to engage in places in the Borough with a smaller proportion of Council owned property.

The Strategic Housing Manager responded to questions, making reference to the Tenant Involvement Structure detailed in the report and outlined some of the processes being used to involve and engage with tenants across the Borough including the use of an exhibition trailer and newsletter.

RESOLVED: A. That the progress report be noted.

- B. That it be noted that the Landlord Services Committee (LSC) will continue to monitor the arrangements on a regular basis.

**11. DRAFT FINAL REPORT - 'THE ROLE OF THE PARISH AND TOWN COUNCILS AND THE IMPACT OF THE LOCALISM BILL'**

Members considered the draft final report of the review entitled 'The Role of the Parish and Town Councils and the Impact of the Localism Bill' as contained on pages 25 to 44 of the Book of Reports.

RESOLVED: That the draft final report and recommendations therein be approved and, subject to amendment as noted, the final report be submitted to Council for endorsement.

**12. CYCLING IN WEST LANCASHIRE**

Members considered the following two items.

### **13. CYCLING IN THE BOROUGH**

Consideration was given to the information provided on behalf of the Borough Planner that gave an overview of the project and updated Members on the current position in relation to the review. The Planning Officer (DC) presented the information detailing achievements to date including how the objectives set had been met and updated Members on the work that was currently being undertaken in relation to on-going projects related to cycling in the Borough.

The update gave details on:

VISIT Sefton and West Lancashire project – including the improvements being undertaken in the cycling network across the Borough, citing improvements to the tow path in Burscough and utilisation of 106 monies.

The continuing work to improve cycle links between Edge Hill University and Ormskirk Town Centre and the promotional work being undertaken with West Lancashire College and other local schools.

Links established with other organisations - including Edge Hill University; West Lancashire Recycling Ltd.; West Lancashire College; private companies through the Local Strategic Transport Fund (LSPF). Reference was made to the cycle hire facilities established at the Morris Dancers in Scarisbrick and other links with neighbouring local authorities; hospital trusts and West Lancashire Cycle Action Group.

Information was also provided on initiatives considered during the course of the review in respect of Safe Cycling in West Lancashire including free cycling training to residents in the Borough and the establishment of new “family friendly” cycle routes, for example, the link from Rufford Hall, along the canal tow path to the railway station.

As a result of the update Members raised/question/comments in relation to:

- The improvements to aid safe cycling between Edge Hill University and the Bus/Train Stations in Ormskirk.
- Working in partnership with Edge Hill University and other education establishments to increase the use of cycles as an alternative mode of transport and encourage safe cycling and linked with this, the opportunities available to undertake cycling proficiency courses.
- Plans for the Linear Park at Skelmersdale.
- Establishment of cycling lanes on/next to footpaths and the possibility to link cycle paths from the Borough to those already established.
- Safety implications associated with busy main roads including opportunities to segregate road traffic from cyclists and pedestrians and the improvement of junctions, pavements and main travel routes to encourage cycling as an alternative form of transport.
- Safety issues associated with rural roads, for example, narrow lanes often with no footpaths and little signage.
- Maintenance of road surfaces to remove hazards such as potholes.



- General highway code issues, including observance of the rules by both motorists and cyclists on public highways.

The Planning Officer (DC) responded to questions, making reference to initiatives within the VISIT Sefton and West Lancashire Project; the Local Transport Plan and the opportunities, where resource permitted, to segregate cyclists on the road network and explore routes that had the potential to be segregated. He also made reference to the introduction of interactive maps and the additional promotional material available to assist cyclists travelling in the Borough.

RESOLVED: A. That the presentation be noted.

#### **14. PROJECT PLAN**

Members reviewed the Project Plan. It was agreed that the project was now nearing completion and that a draft final report on the review should be prepared with a view to it being submitted for consideration by the Committee at the next scheduled meeting in October 2012.

RESOLVED: A. That the review of the Project Plan be noted.

- B. That arrangements be made for the draft final report of the review 'Cycling in West Lancashire' to be prepared for consideration at the meeting of the Committee scheduled to take place on 25 October 2012.

#### **15. QUARTERLY PERFORMANCE INDICATORS (Q4 2011/12)**

Consideration was given to the report of the Transformation Manager which detailed performance monitoring data for the quarter ended 31 March 2012, as contained on pages 49 to 64 of the Book of Reports.

In discussion Members raised questions and comments in respect of the following performance indicators:

- NI 151 – Overall Employment rate (working-age) – age of data
- NI 153 – Working age people claiming out of work benefits in worst performing neighbourhoods – reason for deletion of PI for 2012/13.
- NI 191 to NI 195d – No. of specific indicators related to waste and cleanliness. Methodology for the collection of associated data.
- BV66a - % Rent collected (including arrears brought forward) – collection of data.
- N195 – Improved street and environmental cleanliness – PI for grass cutting.
- Overall performance in the period under consideration.

A discussion ensued in relation to issues associated with grass cutting in the Borough including schedules and availability to Members of the scheduling information on grass cutting in their Wards. It was agreed that this would be a good topic to consider further.

RESOLVED: A. That the Council's performance against the indicator set for the quarter ended 31 March 2012 be noted.

B. That the Assistant Director Street Scene be requested to put in place arrangements for a presentation to be made on 'Grassing Cutting in the Borough' to the October meeting of the Committee.

**16. ITEMS AT THE REQUEST OF A MEMBER/COUNCILLOR CALL FOR ACTION**

Members discussed the processes for placing items for discussion on the agenda for consideration by the Committee.

As agreed previously, the first choice of topic would be 'Grass Cutting in the Borough' with a presentation to the October meeting of the Committee.

RESOLVED: A. That the process for submitting items at the request of a Member be noted.

**17. ITEMS FROM THE MEMBERS UPDATE**

There were no items under this heading.

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Chairman

**ASSESSMENT SUB-COMMITTEE**

**HELD: 19 DECEMBER 2011**

START: 10.30AM

FINISH: 10.55AM

**PRESENT:**

Independent Member: Mr J Cailes

Councillor: Mrs U Atherley

Parish Member: Ms J Citeralla

Officers: Legal Services Manager (Mr M Jones)  
Principal Member Services Officer (Mrs S Griffiths)

**1. APPOINTMENT OF CHAIRMAN**

RESOLVED: That Independent Member, Mr J Cailes, be appointed Chairman for the meeting.

**2. APOLOGIES**

There were no apologies for absence.

**3. MEMBERSHIP OF THE SUB-COMMITTEE**

The Sub-Committee noted the termination of membership of R. Coady (Parish representative) and the appointment of J. Citeralla (Parish representative) for this meeting.

**4. DECLARATIONS OF INTEREST**

There were no declarations of interest.

**5. PROCEDURE FOR THE INITIAL ASSESSMENT OF WRITTEN COMPLAINTS OF BREACH OF THE CODE OF CONDUCT RECEIVED UNDER SECTION 57A(1) OF THE LOCAL GOVERNMENT ACT 2000**

The Legal Services Manager referred to the Local Assessment Procedures and described the steps the Sub-Committee were required to take in order to make a decision.

RESOLVED That the procedure be noted.

**6. COMPLAINT OF BREACH OF CODE OF CONDUCT - LG5/52**

The Sub-Committee considered the joint report of the Managing Director (People and Places) and Borough Solicitor to decide whether any action should be taken on a complaint they had received, attached at appendix 1 to the report, in respect of potential breach of the Code of Conduct.

The Sub-Committee considered the Pre-Assessment report attached at Appendix 2 to the report and the recommendations contained therein.

- RESOLVED: A. That the decision notice now agreed be issued.
- B. That a written summary of the allegation be provided to the subject member.

**ASSESSMENT SUB-COMMITTEE**

**HELD: 10 MAY 2012**

START 4.00PM

FINISH 4.20PM

**PRESENT:**

Independent Member: Mr J Cailes

Councillor: Savage

Parish Councillor: Ms J Citeralla

Officers: Legal & Member Services Manager (Mr M Jones)  
Principal Overview & Scrutiny Officer (Mrs C A Jackson)

**7. APPOINTMENT OF CHAIRMAN**

RESOLVED: That the Independent Member, Mr J Cailes, be appointed Chairman for the meeting.

**8. APOLOGIES**

There were no apologies for absence.

**9. MEMBERSHIP OF THE COMMITTEE**

There were no changes to membership of the Sub-Committee.

**10. DECLARATIONS OF INTEREST**

There were no declarations of interest.

**11. PROCEDURE FOR THE INITIAL ASSESSMENT OF WRITTEN COMPLAINTS OF BREACH OF THE CODE OF CONDUCT RECEIVED UNDER SECTION 57A(1) OF THE LOCAL GOVERNMENT ACT 2000**

RESOLVED: That the Procedure be noted.

**12. COMPLAINT OF BREACH OF CODE OF CONDUCT - LG5/53**

The Sub-Committee considered the joint report of the Managing Director (People and Places) and Borough Solicitor to decide whether any action should be taken on a complaint they had received, attached at Appendix 1 to the report, in respect of potential breach of the Code of Conduct.

The Sub-Committee considered the Pre-Assessment report attached at Appendix 2 to the report and the recommendations contained therein.

RESOLVED: A. That the decision notice now agreed be issued.

B. That a written summary of the allegation be provided to the subject member.



**STANDARDS COMMITTEE  
REVIEW SUB-COMMITTEE**

**HELD: 6 FEBRUARY 2012  
START: 5.45PM  
END: 6.20PM**

**PRESENT:**

Members: Independent Member (Mr P Hanmer)  
Councillor Bailey  
Parish Council Coady

Officers: Borough Solicitor (Mr T Broderick)  
Principal Overview and Scrutiny Officer (Mrs C A Jackson)

**6. APPOINTMENT OF CHAIRMAN**

RESOLVED: That Mr P Hanmer be appointed Chairman for the meeting.

**7. APOLOGIES**

There were no apologies for absence.

**8. MEMBERSHIP OF THE COMMITTEE**

There were no changes to the Membership of the Sub-Committee.

**9. DECLARATIONS OF INTEREST**

There were no declarations of interest.

**10. PROCEDURE FOR THE INITIAL ASSESSMENT OF WRITTEN COMPLAINTS OF BREACH OF THE CODE OF CONDUCT RECEIVED UNDER SECTION 57(A)(1) OF THE LOCAL GOVERNMENT ACT 2000**

RESOLVED: That the Procedure be noted.

**11. REVIEW OF COMPLAINT OF BREACH OF CODE OF CONDUCT - LG5/52**

The Review Sub-Committee considered the report of the Managing Director (People and Places) and Borough Solicitor to review a decision of the Assessment Sub-Committee taken on 19 December 2011 when no findings of fact were made.

The Sub-Committee also considered the review report at Appendix 6 and the recommendations therein.

RESOLVED: A. That the Review Decision Notice agreed be issued.

B. That the written summary of the allegation be provided to the subject member.





**STANDARDS COMMITTEE  
REVIEW SUB-COMMITTEE**

**HELD: 29 MAY 2012  
START: 5.15PM  
FINISH: 5.45PM**

**PRESENT:**

Members: Independent Member (Mr P Hanmer)  
Councillor Bailey  
Parish Council Gallagher

Officers: Borough Solicitor (Mr T Broderick)  
Principal Overview and Scrutiny Officer (Mrs C A Jackson)

**1. APPOINTMENT OF CHAIRMAN**

RESOLVED: That Mr P Hanmer be appointed Chairman of the meeting.

**2. APOLOGIES**

There were no apologies for absence.

**3. MEMBERSHIP OF THE SUB-COMMITTEE**

There were no changes of the membership of the Sub-Committee.

**4. DECLARATIONS OF INTEREST**

There were no declarations of interest.

**5. PROCEDURE FOR THE INITIAL ASSESSMENT OF WRITTEN COMPLAINTS OF BREACH OF THE CODE OF CONDUCT RECEIVED UNDER SECTION 57(A)(1) OF THE LOCAL GOVERNMENT ACT 2000**

RESOLVED: That the Procedure be noted.

**6. REVIEW OF COMPLAINT OF BREACH OF CODE OF CONDUCT - LG5/52**

The Standards Committee Review Sub-Committee considered the report of the Managing Director (People and Places) and Borough Solicitor giving details of the action taken or proposed to comply with the decision of the Sub-Committee on 6 February 2012.

RESOLVED: That the Review Sub-Committee was not satisfied with the action specified in the report.