

AGENDA ITEM 8

CABINET

HELD: 24 MARCH 2009
Start: 7.30pm
Finish: 8.40pm

PRESENT

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

Councillors		<u>Portfolio</u>
	Forshaw	Planning and Transportation
	Fowler	Community Services and Health
	Greenall	Street Scene Management
	Mrs Hopley	Housing
	Owens	Deputy Leader & Regeneration and Planning
	Westley	Finance and Performance Management

In attendance	Furey	Nolan
Councillors:	Mawdsley	R A Pendleton

Officers

- Chief Executive
- Deputy Chief Executive
- Council Secretary and Solicitor
- Assistant Chief Executive
- Executive Manager Housing and Property Maintenance Services
- Executive Manager Regeneration and Estates
- Street Scene Manager
- Head of Leisure & Cultural Services
- Chief Accountant
- Interim Policy Services Manager
- Housing Operations Manager
- Estates & Valuation Manager
- Technical Services Manager
- Assistant Member Services Manager

117. APOLOGIES

An apology for absence was received on behalf of Councillor Ashcroft.

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

There were no items of urgent business.

119. DECLARATIONS OF INTEREST

The following declarations were received:

1. Councillors Westley and Greenall declared a personal and prejudicial interest in item 7(2) on the agenda ' TV Relay Mast' as the owner of the adjoining land is employed by a Company of which they are Directors.

2. Councillor Fowler declared a personal interest in item 7(2) on the agenda 'TV Relay Mast' as the owner of the adjoining land is known to him.
3. Councillor Owens declared a personal and prejudicial interest in item 5(9) on the agenda 'Transport Fleet Maintenance Review' as it could affect his financial position as a consultant to a local firm.

120. MINUTES

RESOLVED: That the minutes of the meeting of Cabinet held on 20 January 2009 be received as a correct record and signed by the Leader, subject to Minute No. 96 'Declarations of Interest' being amended to include Councillor Hammond in the list of Councillors who declared a personal interest in item 5(c) on the agenda 'Medium Term Capital Programme', in view of their membership of Parish Councils.

121. MATTERS REQUIRING DECISIONS

Consideration was given to reports relating to matters requiring decisions, as contained on pages 1349 to 1664 and 1677 to 1688 of the Book of Reports.

122. ISSUES REFERRED FROM OVERVIEW AND SCRUTINY COMMITTEES:

Cabinet considered the following 2 items referred from Overview and Scrutiny Committees:

123. ALCOHOL & ASSOCIATED PROBLEMS REVIEW - DRAFT FINAL REPORT OF THE INTERNAL OVERVIEW & SCRUTINY COMMITTEE

Councillor Greenall introduced the report of the Council Secretary and Solicitor which advised on the final report and recommendations of the Internal Overview & Scrutiny Committee following an in-depth review conducted entitled 'Alcohol and Associated Problems'.

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

RESOLVED: A. That the final report of the Internal Overview and Scrutiny Committee attached at Appendix A be noted and the Committee be complimented on their work.

B. That the following recommendations contained therein be endorsed, subject to resources.

“(1) That the Council (subject to resource availability) work with our partners to:

(a) continue to support work on minimising alcohol misuse and promote responsible sales of alcohol including the pursuance of 'high impact' health promotion campaigns.

- (b) promote the 'Best Bar None' Scheme in West Lancashire.
 - (c) increase the focus on West Lancashire in particular with Trading Standards in relation to underage and proxy sales.
 - (d) to continue to develop the Multi-Agency Licensing Team approach in West Lancashire.
 - (e) to continue to deliver and develop work on diversionary activities targeted at those at risk of alcohol misuse and publicise these.
 - (f) seek to further improve publicity in relation to the responsible selling and use of alcohol and to support education campaigns to raise awareness of the issues and consequences.
 - (g) request that the CDRP look at the options, evidence for and feasibility of appropriate area based restrictions on the drinking of alcohol in public.
 - (h) continue to explore the availability of funding streams for work on alcohol and associated problems.
 - (i) offer Alcohol Intervention Awareness training to Members and Officers.
- (2)** That, arising out of the review findings, the Council makes representation to Government in relation to measures which would reduce the misuse of alcohol viz:
- (a) Discourage promotional drink offers and the availability of cheap alcohol.
 - (b) Further strengthen and formalise the 'Challenge 21' initiative.
 - (c) Support the addition of a 5th licensing objective relating to 'safeguarding health'.
 - (d) Improve labelling in relation to the health implications of drinking, including the number of units contained etc.
- (3)** That the Licensing function and Committee:
- (a) be mindful of their ability to require training where evidence suggests this would be beneficial.
 - (b) consider a stronger response to licensing breaches in relation to selling of alcohol underage.
- (4)** That the Internal Overview and Scrutiny Committee review its recommendations in December 2010."
- C. That Call In is not appropriate as the matter has already been considered by the Internal Overview and Scrutiny Committee and will be considered at Council on 22 April 2009.

124. SPEEDING TRAFFIC WITH PARTICULAR REFERENCE TO 20MPH SPEED LIMITS NEAR SCHOOLS - FINAL REPORT OF THE EXTERNAL OVERVIEW AND SCRUTINY COMMITTEE

Councillor Forshaw introduced the report of the Council Secretary and Solicitor which presented the final report and recommendations of the External Overview & Scrutiny Committee following a review entitled 'Speeding Traffic with particular reference to 20mph Speed Limits near Schools'.

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 report of the External Overview and Scrutiny Committee attached at Appendix A be noted and the Committee be complimented on their work.

B. That the following recommendations contained therein be endorsed, subject to resources.

“(1) That Lancashire County Council, subject to resource constraints, be asked to undertake a survey of all schools within the West Lancashire District in relation to highway safety and traffic management issues near schools, which would take particular account of the following:

- (a) Vehicular speed reduction and enforcement outside schools.
- (b) Parking enforcement outside schools.
- (c) “Green” travel initiatives, including the routes that the “walking buses” take.
- (d) Consultation with the school to identify and understand their existing:
 - pupil drop off/pick up arrangements
 - pedestrian safety measures
 - local traffic issues

(2) That, as part of the review process of schools, Lancashire County Council also look at potential improvements to, or the addition of new, physical road safety measures including:

- (a) pedestrian safety barriers
- (b) safe routes for crossing, including the provision of additional or alternative crossing measures, for example pelican/zebra crossings.
- (c) interactive signage
- (d) enhanced road markings and warning signage .
- (e) speed cameras
- (f) existing speed limits near the schools.
- (g) the use of Speed Indicator Displays (SpID's)

- (3) That through appropriate organisations, including representatives on Highway Safety Engineering Groups, Community Safety Partnerships, District Traffic Liaison Group, and other such initiatives, efforts are increased to deliver the wider message aimed at changing driver behaviour and attitudes to “speed”.
 - (4) That the Committee recognise that advancements are being made in technology relating to speed and traffic management systems, for example intelligent car speed limiters, and the development and use of such technology is to be encouraged and the Department for Transport (DfT) informed accordingly.
 - (5) That the recommendation of Lancashire County Council’s Speed Management Task Group that “The Cabinet Member for Environment and Transportation is asked to continue to monitor results from existing 20mph schemes around the country . . .” be supported and that the results of this monitoring exercise, for 20mph schemes in West Lancashire, be reported to the Committee by its review date (June 2010).
 - (6) That in relation to the visits to the sample schools the issues raised by the Headteachers at the site visits and recorded in the Notes of those visits and which have informed the wider recommendations of this review, are noted and forwarded to the Area Manager South, Lancashire County Council for consideration.
 - (7) That in order to ensure due consideration of the recommendations within this report that the Final Report be circulated as widely as possible but particularly to Lancashire Local, West Lancashire Community Safety Partnership, The Safety Engineering Group, The West Lancashire District Traffic Liaison Group and Midlands Service Improvement Casualty Reduction Group with a request that the report is considered by these Groups.
 - (8) That Lancashire County be asked to consider the recommendations in the context of their “Speed Management Strategy January 2007.”
- C. That Call-in is not appropriate as the matter has already been considered by the External Overview and Scrutiny Committee and will be considered at Council on 22 April 2009.

125. ORMSKIRK TOWN CENTRE CONSERVATION AREA CHARACTER APPRAISAL ADDENDUM

Councillor Forshaw introduced the report of the Interim Policy Services Manager which sought approval of the Draft Conservation Area Appraisal Addendum for the Ormskirk Town Centre Conservation Area and detailed the results of the public consultation exercise.

Cabinet was advised that Planning Committee has considered the report on 19 March 2009 and supported the Character Appraisal Addendum and proposals.

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 Ormskirk Town Centre Conservation Area Re-appraisal 2008/2009 attached as an Appendix to the report be approved.
 - B. That the Interim Policy Services Manager, in consultation with the Portfolio Holder for Planning and Transportation, be given delegated authority to make the necessary arrangements to publicise the appraisal document.

126. WEST LANCASHIRE HERITAGE STRATEGY - UPDATE

Councillor Forshaw introduced the report of the Interim Policy Services Manager which provided an update on the West Lancashire Heritage Strategy and sought approval of an amended document, which would be used for consultation purposes.

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 subject to any comments from the Executive Overview & Scrutiny Committee, the revised draft West Lancashire Heritage Strategy be approved for the purposes of public consultation.
 - B. That delegated authority be given to the Interim Policy Services Manager, in consultation with the Portfolio Holder for Planning and Transportation, to consider any comments from the Executive Overview & Scrutiny Committee and make the necessary arrangements for consultation.
 - C. That the results from the consultation exercise be referred back to Cabinet to consider, prior to publication of the document.

127. WEST LANCASHIRE INTEGRATED TRANSPORT ACTION PLAN

Councillor Forshaw introduced the report of the Interim Policy Services Manager which sought support for the Integrated Transport Action Plan prepared by the West Lancashire Local Strategic Partnership Thematic Group for integrated transport.

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 Actions 1, 2 and 3 of the Integrated Transport Action Plan for West Lancashire be endorsed and officers be authorised to assist in implementing the proposed actions, subject to the availability of resources.
 - B. That a decision on Action 4 concerning a demand responsive bus service for Skelmersdale be deferred pending consideration of a Business Plan and resource availability at a future Cabinet meeting.
 - C. That Lancashire County Council be requested to take forward the implementation of the action plan and to ensure that the future work includes improvements that will benefit the rural areas of West Lancashire and specifically the least accessible areas of Bickerstaffe, Crawford, Great Altcar, Holmeswood, Roby Mill and Newburgh.

128. TACKLING HOMELESSNESS: HOMELESS PREVENTION FUND

Councillor Mrs Hopley introduced the report of the Executive Manager Housing and Property Maintenance Services which outlined proposals to reduce the number of households becoming homeless and being placed in temporary accommodation by introducing a Homeless Prevention 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:
- A. That the proposed Homeless Prevention Fund attached as an Appendix to the report be approved.
 - B. That the Executive Manager Housing and Property Maintenance Services, in consultation with the Portfolio Holder for Housing, be given delegated authority to review and make future changes to the scheme in light of changes in legislation or case law.

129. OPTIONS FOR CHOICE BASED LETTINGS

Councillor Mrs Hopley introduced the report of the Executive Manager Housing and Property Maintenance Services which detailed the options available for introducing Choice Based Lettings in West Lancashire.

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 change to a choice based approach for the allocation of Council accommodation be approved.

- B. That the Executive Manager Housing and Property Maintenance Services be given delegated authority to enter into a suitable partnership agreement with the Pinpoint Sub Regional Choice Based Lettings Scheme.
- C. That the Executive Manager Housing and Property Maintenance Services be given delegated authority to enter a bid to Communities and Local Government (CLG) for the next round of funding for costs associated to the introduction of Choice Based Lettings (CBL)

130. CHANGES TO REVENUE AND CAPITAL RULES FOR NEW COUNCIL HOUSING

Councillor Mrs Hopley introduced the report of the Executive Manager Housing and Property Maintenance Services which sought views on the Consultation Paper issued by the Communities and Local Government Department on excluding new Council Housing from Housing Revenue Account Subsidy and Pooling.

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 Executive Manager Housing and Property Maintenance Services, in consultation with the Portfolio Holder for Housing, respond to the Consultation Paper.

131. PROPOSALS FOR NEW TRANSFER FACILITY AT STANLEY DEPOT

Councillor Greenall introduced the report of the Street Scene Manager which detailed progress of negotiations to provide a new Transfer facility at Stanley Depot in partnership with Lancashire County Council.

Cabinet was advised that the report would be submitted to Council on 22 April 2009.

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 Street Scene Manager, in consultation with the relevant portfolio holders, the Executive Manager Regeneration & Estates and the Council Secretary & Solicitor, be authorised to continue to negotiate with Lancashire County Council and enter into necessary agreements and obtain any necessary consents to enable the development of a new Transfer facility at Stanley Depot.

132. TRANSPORT FLEET MAINTENANCE REVIEW

Councillor Greenall introduced the report of the Street Scene Manager which sought guidance on proposals to market test the District Council's vehicle maintenance services.

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 delegated authority be given to the Street Scene Manager, in consultation with the Portfolio Holder for Street Scene Management, to proceed with a vehicle maintenance tender process as soon as practically possible.
- B. That the Street Scene Manager, in consultation with the Portfolio Holders for Street Scene and Human Resources, then award the Contract and be authorised to take all necessary steps with regard to consultation with the Unions and workforce.

(Note: Councillor Owens left the room whilst the item was under consideration having declared a personal and prejudicial interest.)

133. QUARTERLY PERFORMANCE INDICATORS (OCT 2008 TO DEC 2008)

Councillor Westley introduced the report of the Assistant Chief Executive which detailed quarterly performance monitoring data for the quarter ended 31 December 2008.

Councillor Westley advised that the report had been submitted to Internal Overview and Scrutiny Committee when Members made reference in particular to performance indicator, BVPI 12, sickness absence.

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 overall trend of improvement shown by the performance indicator data for the quarter ended 31 December 2008 be noted.
- B. That call-in is not appropriate as this report has been considered by the Internal Overview & Scrutiny Committee.

134. GOVERNMENT CONNECT

Councillor Westley introduced the joint report of the Assistant Chief Executive and the Council Secretary and Solicitor which provided details of the government funded programme led by the Department of Work and Pensions (DWP) which provides a secure data sharing government network for all local authorities in England and Wales called Government Connect (GC) and identified issues that needed addressing to enable the Council to meet the Government Connect 30 June 2009 compliance date.

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 Members note the contents of the report and the potential future budgetary implications.
- B. That delegated authority be approved for the Section 151 Officer to sign the Government Connect Code of Compliance document on behalf of the Council.

- C. That delegated authority be approved for the Assistant Chief Executive to take all other actions necessary to meet the Government Connect compliance date.
- D. That Call-in is not appropriate as there is a need to ensure that the Government Connect line is installed and that there is enough time available for thorough testing prior to the Government Connect compliance date.

135. REVISED CONSTITUTION - SAFER AND STRONGER COMMUNITIES NEIGHBOURHOOD MANAGEMENT BOARD

Councillor Greenall introduced the report of the Assistant Chief Executive which sought endorsement of the revised Safer and Stronger Communities Neighbourhood Management Board Draft Constitution.

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 Draft Revised Safer and Stronger Communities Neighbourhood Board Constitution, attached as an Appendix to the report, be endorsed.
 - B. That the Assistant Chief Executive be given delegated authority, in consultation with the Portfolio Holder for Community Safety and Street Scene Management, to endorse the final version of the Safer and Stronger Neighbourhood Board Constitution on behalf of the Council.

136. CAPITAL MONITORING 2008/2009

Councillor Westley introduced the report of the Council Secretary and Solicitor which detailed the current position in respect of the 2008/2009 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 current position in respect of the 2008/2009 Capital Programme be noted.
 - B. That call in is not appropriate for this item as it is being referred to the next meeting of the Executive Overview and Scrutiny Committee.

137. REVENUE MONITORING 2008-09

Councillor Westley introduced the report of the Council Secretary and Solicitor which provided a projection on the financial position on the General and Housing Revenue Accounts to the end of the 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 financial position of the Revenue Accounts be considered and noted.
- B. That call in is not appropriate for this item as it is being submitted to the next meeting of the Executive Overview and Scrutiny Committee.

138. OPEN SPACE AND RECREATIONAL PROVISION WITHIN NEW RESIDENTIAL DEVELOPMENTS SUPPLEMENTARY PLANNING DOCUMENT (SPD)

Councillor Forshaw introduced the report of the Interim Policy Services Manager which detailed the results of the consultation exercise on the draft Open Space and Recreation Provision within New Residential Developments SPD and sought approval for the responses to the comments made and any appropriate changes with a view to adopting the draft Open Space & Recreation Provision within New Residential Developments SPD.

Councillor Forshaw advised that the report had been submitted to Planning Committee on 19 March 2009 which had recommended that Cabinet agree the proposed responses to objections and the proposed changes to the Open Space and Recreation within New Residential Developments SPD. He further advised that revised pages 1633 to 1635 of the Book of reports had been circulated at the meeting.

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

- RESOLVED: A. That the proposed responses to the objections, set out within Appendix A of the report, be agreed and the proposed changes incorporated into a finalised version of the Open Space and Recreation within New Residential Developments SPD, provided in Appendix B.
- B. That the Open Space & Recreation Provision within New Residential Developments SPD be adopted on a date to be agreed by the LDF Project Manager, in consultation with the Portfolio Holder.

139. WEST LANCASHIRE INSPIRE - RESERVE SCHEMES

Councillor Owens introduced the report of the Executive Manager Regeneration and Estates which sought authority to implement a number of reserve schemes should there be sufficient funds remaining in the West Lancashire Inspire project and for the West Lancashire Inspire project team to investigate and implement improvements to the Sandy Lane Car Park, Skelmersdale to 'mop up' remaining funds should there be an underspend on the Investing in Business Programme. The report also provided an update on the Hesketh Bank scheme and the inability to progress the scheme in conjunction with the Booths supermarket.

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 delegated authority be given to the Executive Manager Regeneration and Estates, in consultation with the Portfolio Holder Regeneration and Estates, to prioritise and implement appropriate schemes detailed within section 5 of the report as funding becomes available towards the end of the West Lancashire Inspire Project, to ensure all external funding is defrayed and none is lost to the District.
 - B. That delegated authority be given to the Executive Manager Regeneration and Estates, in consultation with the Portfolio Holder Regeneration and Estates, to investigate and implement a scheme at Sandy Lane, Skelmersdale should a sufficient underspend be forthcoming from the Investing in Business Programme.
 - C. That it be noted that a joint scheme at Hesketh Bank with Booths plc cannot go ahead, but that Project Officers will continue to progress and implement an Inspire scheme as originally proposed.

140. PROPOSED WHEELED BIN PILOT SCHEME ON WINDROWS AND WILLOW HEY, SKELMERSDALE

Councillor Paul Greenall introduced the report of the Street Scene Manager which sought approval for the introduction of a pilot alternate weekly wheeled bin collection scheme on Windrows and Willow Hey, New Church Farm, Skelmersdale consistent with that provided across the majority of the district.

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 Street Scene Manager, in consultation with the Portfolio Holder for Street Scene Management, be authorised to proceed with the above pilot scheme and report progress back to Members in Autumn 2009.

141. APPOINTMENT OF ELECTED MEMBERS TO THE NEW TENANT AND RESIDENT ASSOCIATIONS

Councillor Mrs Hopley introduced the report of the Executive Manager Housing and Property Maintenance Services which sought approval for the appointment of Elected Members to serve on the new Tenant and Resident Association Committees

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 3 Elected Members (1 Conservative, 1 Labour and 1 Ward Member) be appointed to serve on each of the Tenant and Resident Association Committees for a one year term of office.

- B. That appointments be made by the Chief Executive who has delegated authority to make appointments to outside bodies, in consultation with the Leader and the Deputy Leader.
- C. That it be noted that where a Councillor lives in the area covered by a Tenant and Resident Association, he/she may become a member of that Association in their own right as a resident of that area.

(Note: This item was considered after item 5(7) on the agenda 'Changes to Revenue and Capital Rules for New Council Housing'.)

142. SINGLE INTEGRATED REGIONAL STRATEGY - PRINCIPLES AND ISSUES PAPER CONSULTATION RESPONSE

Councillor Owens introduced the report of the Executive Manager Regeneration and Estates which provided details of the Single Integrated Regional Strategy Principles and Issues Paper and the West Lancashire District Council's proposed consultation response to be submitted to the North West Regional Development Agency by 30 April 2009.

The Leader advised that he had forwarded additional comments to the Executive Manager Regeneration and Estates since the publication of the papers.

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 contents of the prepared consultation response be approved, subject to the comments from the Leader being incorporated, and the Executive Manager Regeneration and Estates submit it to the North West Regional Development Agency before the deadline of 30 April 2009.

143. 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(s) 1, 2, 3 and 4 of Part 1 of Schedule 12A of that Act, as set out on the agenda, 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.

144. MATTERS REQUIRING DECISIONS

Consideration was given to reports relating to matters requiring decisions, as contained on pages 1665 to 1676 and 1689 to 1696 of the Book of Reports.

145. STAFFING ARRANGEMENTS - SKELMERSDALE COMMUNITY RESOURCE CENTRES

Councillor Fowler referred to the joint report of the Executive Manager Community Services and the Human Resources Manager which detailed proposals in respect of the employment of cleaners and keyholders at the Skelmersdale Community Resource Centres and advised that as the Council would be considering 'Organisational Down-Sizing' later in the year, it would be more appropriate to defer consideration of this matter.

In reaching the decision below, Cabinet considered the views of Councillor Fowler and accepted his reasons for deferring consideration of the matter.

RESOLVED: That this matter be considered in the context of the Council's consideration of 'Organisational Down-sizing'.

146. PROPOSED TV RELAY MAST

Councillor Owens introduced the joint report of the Executive Manager Community Services and the Executive Manager Regeneration and Estates which sought approval to site a TV relay mast at Beacon Park Golf Course, subject to all necessary consents and to consider and determine objections set out in the Appendix to the report under Section 123 of the Local Government Act 1972.

A plan showing the proposal and a map of the area were circulated in order to assist Members in their consideration of the matter.

In reaching the decision below, Cabinet considered the details set out in the report before it and the further information provided, and accepted the reasons contained therein, together with consideration of the public interest.

- RESOLVED: A. That having considered and noted the objections set out in the Appendix to the report, these objections be overruled and the disposal of the public open space required for this proposal proceed due to the public benefit to be secured.
- B. That the Executive Manager Community Services, in consultation with the Executive Manager Regeneration and Estates and the Council Secretary and Solicitor, be authorised to:
1. Negotiate and enter into the lease for siting the mast, with appropriate third parties.
 2. Negotiate and enter into a Deed of Surrender of part of the current lease of the Beacon Golf Course with DCT Limited.

3. Negotiate and enter into any necessary arrangements for the extinguishment/relaxation of covenants relating to the land required to permit the installation of the mast with English Partnerships/the Homes and Community Agency.

(Note: Councillors Westley and Greenall left the room whilst the item was under consideration having declared a personal and prejudicial interest.)

147. CIVIL PARKING ENFORCEMENT

Councillor Forshaw introduced the report of the Technical Services Manager which outlined the delivery of on-street and off-street parking enforcement in West Lancashire since September 2004 and examined the options that the Council could consider for the future delivery of parking enforcement within the District, after 6 September 2009.

Members considered the timescales involved in the process and felt that a full delegation to take all appropriate action should be given to the Technical Services Manager, in consultation with the Portfolio Holders for Planning & Transportation and Finance, to progress the matter.

In reaching the decision below, Cabinet considered the views expressed on the delegation provided above and the details set out in the report before it and accepted the reasons contained therein.

- RESOLVED:
- A. That the Technical Services Manager, in consultation with the Portfolio Holder for Planning and Transportation and the Portfolio Holder for Finance, be given delegated authority to further explore options and take all appropriate action for the procurement of an efficient, cost effective Civil Parking Enforcement contract to run from 6 September 2009. Those options to include, as appropriate, negotiating with the County Council, other Lancashire districts/boroughs and private sector organisations and/or undertaking a tender exercise
 - B. That the Technical Services Manager report back to the next Cabinet on the 16 June 2009 to advise on the latest developments in relation to this matter.

THE LEADER