



Kim Webber B.Sc. M.Sc.
Chief Executive
52 Derby Street
Ormskirk
West Lancashire
L39 2DF

20 September 2016

TO: COUNCILLORS **N FUREY (CHAIRMAN), R PENDLETON (VICE CHAIRMAN),
I ASHCROFT, J BULLOCK, J DAVIS, N DELANEY,
P GREENALL, P HUDSON, F MCKENNA, MOON, E POPE,
D WEST, D WESTLEY, D WHITTINGTON AND YATES**

Dear Councillor,

A meeting of the **EXECUTIVE OVERVIEW AND SCRUTINY COMMITTEE** will be held in the **CABINET/COMMITTEE ROOM - 52 DERBY STREET, ORMSKIRK L39 2DF** on **THURSDAY, 29 SEPTEMBER 2016 at 7.00 PM** at which your attendance is requested.

Yours faithfully

A handwritten signature in black ink, appearing to be "Kim Webber", written over a horizontal line.

Kim Webber
Chief Executive

AGENDA
(Open to the Public)

- 1. APOLOGIES**
- 2. MEMBERSHIP OF THE COMMITTEE**
To be apprised of any changes to the membership of the Committee in accordance with Council Procedure Rule 4.
- 3. URGENT BUSINESS, IF ANY, INTRODUCED BY THE CHAIRMAN**
Note: No other business is permitted unless, by reason by special circumstances, which shall be specified at the meeting, the Chairman is of the opinion that the item(s) should be considered as a matter of urgency.

- | | | |
|-----|--|-----------|
| 4. | DECLARATIONS OF INTEREST
If a member requires advice on Declarations of Interest, he/she is advised to contact the Borough Solicitor in advance of the meeting. (For the assistance of members a checklist for use in considering their position on any particular item is included at the end of this agenda sheet.) | 19 - 20 |
| 5. | DECLARATIONS OF PARTY WHIP
In accordance with Overview and Scrutiny Committee Procedure Rule 16, Members must declare the existence of any Party Whip, and the nature of it, when considering any matter in the following categories: <ul style="list-style-type: none"> - The review of any decision of the Cabinet or - The performance of any Member of the Cabinet <p>N.B. The Secretary of State believes whipping is incompatible with Overview and Scrutiny.</p> | |
| 6. | PUBLIC SPEAKING
Residents of West Lancashire on giving notice, may address the meeting to make representations on any item on the agenda except where the public and press are to be excluded during consideration of the item. The deadline for submissions is 5.00pm on Thursday 22 September 2016. A copy of the public speaking protocol and form to be completed is attached. | 21 - 24 |
| 7. | MINUTES
To receive as a correct record the Minutes of the meeting held on 30 June 2016. | 25 - 26 |
| 8. | RELEVANT MINUTES OF CABINET
To scrutinise the Minutes of Cabinet on 13 September 2016. | 27 - 38 |
| 9. | CALL-IN - COMMUNITY INFRASTRUCTURE LEVY FUNDING PROGRAMME 2017/18
To consider the report of the Borough Solicitor. | TO FOLLOW |
| 10. | CAPITAL PROGRAMME OUTTURN 2015/2016
To consider the report of the Borough Treasurer. | 39 - 54 |
| 11. | CAPITAL PROGRAMME MONITORING 2016/17
To consider the report of the Borough Treasurer. | 55 - 62 |
| 12. | EXCLUSION OF PRESS AND PUBLIC
It is recommended that members of the press and public be excluded from the meeting during consideration of the following item of business in accordance with Section 100A(4) of the Local Government Act 1972 on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 3 (financial/business) of Part 1 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. | |

P A R T 2
(Not open to the Public)

13. MOOR STREET GATEWAY PROJECT

TO
FOLLOW

To consider the report of the Director of Development and Regeneration.

We can provide this document, upon request, on audiotape, in large print, in Braille and in other languages.

FIRE EVACUATION PROCEDURE: Please see attached sheet.

MOBILE PHONES: These should be switched off or to 'silent' at all meetings.

For further information, please contact:-

Cathryn Jackson on 01695 585016

Or email cathryn.jackson@westlancs.gov.uk

**FIRE EVACUATION PROCEDURE FOR:
COUNCIL MEETINGS WHERE OFFICERS ARE PRESENT
(52 DERBY STREET, ORMSKIRK)**

PERSON IN CHARGE:	Most Senior Officer Present
ZONE WARDEN:	Member Services Officer / Lawyer
DOOR WARDEN(S)	Usher / Caretaker

IF YOU DISCOVER A FIRE

1. Operate the nearest **FIRE CALL POINT** by breaking the glass.
2. Attack the fire with the extinguishers provided only if you have been trained and it is safe to do so. **Do not** take risks.

ON HEARING THE FIRE ALARM

1. Leave the building via the **NEAREST SAFE EXIT**. **Do not stop** to collect personal belongings.
2. Proceed to the **ASSEMBLY POINT** on the car park and report your presence to the **PERSON IN CHARGE**.
3. **Do NOT** return to the premises until authorised to do so by the **PERSON IN CHARGE**.

NOTES:

Officers are required to direct all visitors regarding these procedures i.e. exit routes and place of assembly.

The only persons not required to report to the Assembly Point are the Door Wardens.

CHECKLIST FOR PERSON IN CHARGE

1. Advise other interested parties present that you are the person in charge in the event of an evacuation.
2. Make yourself familiar with the location of the fire escape routes and inform any interested parties of the escape routes.
3. Make yourself familiar with the location of the assembly point and inform any interested parties of that location.
4. Make yourself familiar with the location of the fire alarm and detection control panel.
5. Ensure that the zone warden and door wardens are aware of their roles and responsibilities.
6. Arrange for a register of attendance to be completed (if considered appropriate / practicable).

IN THE EVENT OF A FIRE, OR THE FIRE ALARM BEING SOUNDED

1. Ensure that the room in which the meeting is being held is cleared of all persons.
2. Evacuate via the nearest safe Fire Exit and proceed to the **ASSEMBLY POINT** in the car park.
3. Delegate a person at the **ASSEMBLY POINT** who will proceed to **HOME CARE LINK** in order to ensure that a back-up call is made to the **FIRE BRIGADE**.
4. Delegate another person to ensure that **DOOR WARDENS** have been posted outside the relevant Fire Exit Doors.

5. Ensure that the **ZONE WARDEN** has reported to you on the results of his checks, **i.e.** that the rooms in use have been cleared of all persons.
6. If an Attendance Register has been taken, take a **ROLL CALL**.
7. Report the results of these checks to the Fire and Rescue Service on arrival and inform them of the location of the **FIRE ALARM CONTROL PANEL**.
8. Authorise return to the building only when it is cleared to do so by the **FIRE AND RESCUE SERVICE OFFICER IN CHARGE**. Inform the **DOOR WARDENS** to allow re-entry to the building.

NOTE:

The Fire Alarm system will automatically call the Fire Brigade. The purpose of the 999 back-up call is to meet a requirement of the Fire Precautions Act to supplement the automatic call.

CHECKLIST FOR ZONE WARDEN

1. Carry out a physical check of the rooms being used for the meeting, including adjacent toilets, kitchen.
2. Ensure that **ALL PERSONS**, both officers and members of the public are made aware of the **FIRE ALERT**.
3. Ensure that **ALL PERSONS** evacuate **IMMEDIATELY**, in accordance with the **FIRE EVACUATION PROCEDURE**.
4. Proceed to the **ASSEMBLY POINT** and report to the **PERSON IN CHARGE** that the rooms within your control have been cleared.
5. Assist the **PERSON IN CHARGE** to discharge their duties.

It is desirable that the **ZONE WARDEN** should be an **OFFICER** who is normally based in this building and is familiar with the layout of the rooms to be checked.

INSTRUCTIONS FOR DOOR WARDENS

1. Stand outside the **FIRE EXIT DOOR(S)**
2. Keep the **FIRE EXIT DOOR SHUT**.
3. Ensure that **NO PERSON**, whether staff or public enters the building until **YOU** are told by the **PERSON IN CHARGE** that it is safe to do so.
4. If anyone attempts to enter the premises, report this to the **PERSON IN CHARGE**.
5. Do not leave the door **UNATTENDED**.

Agenda Item 4

MEMBERS INTERESTS 2012

A Member with a disclosable pecuniary interest in any matter considered at a meeting must disclose the interest to the meeting at which they are present, except where it has been entered on the Register.

A Member with a non pecuniary or pecuniary interest in any business of the Council must disclose the existence and nature of that interest at commencement of consideration or when the interest becomes apparent.

Where sensitive information relating to an interest is not registered in the register, you must indicate that you have an interest, but need not disclose the sensitive information.

Please tick relevant boxes

Notes

	General		
1.	I have a disclosable pecuniary interest.	<input type="checkbox"/>	You cannot speak or vote and must withdraw unless you have also ticked 5 below
2.	I have a non-pecuniary interest.	<input type="checkbox"/>	You may speak and vote
3.	<p>I have a pecuniary interest because</p> <p>it affects my financial position or the financial position of a connected person or, a body described in 10.1(1)(i) and (ii) and the interest is one which a member of the public with knowledge of the relevant facts, would reasonably regard as so significant that it is likely to prejudice my judgement of the public interest</p> <p>or</p> <p>it relates to the determining of any approval consent, licence, permission or registration in relation to me or a connected person or, a body described in 10.1(1)(i) and (ii) and the interest is one which a member of the public with knowledge of the relevant facts, would reasonably regard as so significant that it is likely to prejudice my judgement of the public interest</p>	<input type="checkbox"/> <input type="checkbox"/>	<p>You cannot speak or vote and must withdraw unless you have also ticked 5 or 6 below</p> <p>You cannot speak or vote and must withdraw unless you have also ticked 5 or 6 below</p>
4.	<p>I have a disclosable pecuniary interest (Dispensation 16/7/12) or a pecuniary interest but it relates to the functions of my Council in respect of:</p> <p>(i) Housing where I am a tenant of the Council, and those functions do not relate particularly to my tenancy or lease.</p> <p>(ii) school meals, or school transport and travelling expenses where I am a parent or guardian of a child in full time education, or are a parent governor of a school, and it does not relate particularly to the school which the child attends.</p> <p>(iii) Statutory sick pay where I am in receipt or entitled to receipt of such pay.</p> <p>(iv) An allowance, payment or indemnity given to Members</p> <p>(v) Any ceremonial honour given to Members</p> <p>(vi) Setting Council tax or a precept under the LGFA 1992</p>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<p>You may speak and vote</p> <p>You may speak and vote</p> <p>You may speak and vote</p> <p>You may speak and vote</p> <p>You may speak and vote</p>
5.	A Standards Committee dispensation applies (relevant lines in the budget – Dispensation 20/2/13 – 19/2/17)	<input type="checkbox"/>	See the terms of the dispensation
6.	I have a pecuniary interest in the business but I can attend to make representations, answer questions or give evidence as the public are also allowed to attend the meeting for the same purpose	<input type="checkbox"/>	You may speak but must leave the room once you have finished and cannot vote

‘disclosable pecuniary interest’ (DPI) means an interest of a description specified below which is your interest, your spouse’s or civil partner’s or the interest of somebody who you are living with as a husband or wife, or as if you were civil partners and you are aware that that other person has the interest.

Interest

Prescribed description

Employment, office,
trade, profession or
vocation

Any employment, office, trade, profession or vocation carried on for profit or gain.

Sponsorship

Any payment or provision of any other financial benefit (other than from the relevant authority) made or provided within the relevant period in respect of any expenses incurred by M in carrying out duties as a member, or towards the election expenses of M.

Page 19

	This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.
Contracts	Any contract which is made between the relevant person (or a body in which the relevant person has a beneficial interest) and the relevant authority— (a) under which goods or services are to be provided or works are to be executed; and (b) which has not been fully discharged.
Land	Any beneficial interest in land which is within the area of the relevant authority.
Licences	Any licence (alone or jointly with others) to occupy land in the area of the relevant authority for a month or longer.
Corporate tenancies	Any tenancy where (to M's knowledge)— (a) the landlord is the relevant authority; and (b) the tenant is a body in which the relevant person has a beneficial interest.
Securities	Any beneficial interest in securities of a body where— (a) that body (to M's knowledge) has a place of business or land in the area of the relevant authority; and (b) either— (i) the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or (ii) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which the relevant person has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

"body in which the relevant person has a beneficial interest" means a firm in which the relevant person is a partner or a body corporate of which the relevant person is a director, or in the securities of which the relevant person has a beneficial interest; "director" includes a member of the committee of management of an industrial and provident society;

"land" excludes an easement, servitude, interest or right in or over land which does not carry with it a right for the relevant person (alone or jointly with another) to occupy the land or to receive income; "M" means a member of a relevant authority;

"member" includes a co-opted member; "relevant authority" means the authority of which M is a member;

"relevant period" means the period of 12 months ending with the day on which M gives notice to the Monitoring Officer of a DPI; "relevant person" means M or M's spouse or civil partner, a person with whom M is living as husband or wife or a person with whom M is living as if they were civil partners;

"securities" means shares, debentures, debenture stock, loan stock, bonds, units of a collective investment scheme within the meaning of the Financial Services and Markets Act 2000 and other securities of any description, other than money deposited with a building society.

'non pecuniary interest' means interests falling within the following descriptions:

- 10.1(1)(i) Any body of which you are a member or in a position of general control or management and to which you are appointed or nominated by your authority;
- (ii) Any body (a) exercising functions of a public nature; (b) directed to charitable purposes; or (c) one of whose principal purposes includes the influence of public opinion or policy (including any political party or trade union), of which you are a member or in a position of general control or management;
- (iii) Any easement, servitude, interest or right in or over land which does not carry with it a right for you (alone or jointly with another) to occupy the land or to receive income.
- 10.2(2) A decision in relation to that business might reasonably be regarded as affecting your well-being or financial position or the well-being or financial position of a connected person to a greater extent than the majority of other council tax payers, ratepayers or inhabitants of the ward, as the case may be, affected by the decision.

'a connected person' means

- (a) a member of your family or any person with whom you have a close association, or
- (b) any person or body who employs or has appointed such persons, any firm in which they are a partner, or any company of which they are directors;
- (c) any person or body in whom such persons have a beneficial interest in a class of securities exceeding the nominal value of £25,000; or
- (d) any body of a type described in sub-paragraph 10.1(1)(i) or (ii).

'body exercising functions of a public nature' means

Regional and local development agencies, other government agencies, other Councils, public health bodies, council-owned companies exercising public functions, arms length management organisations carrying out housing functions on behalf of your authority, school governing bodies.

A Member with a personal interest who has made an executive decision in relation to that matter must ensure any written statement of that decision records the existence and nature of that interest.

NB Section 21(13) of the LGA 2000 overrides any Code provisions to oblige an executive member to attend an overview and scrutiny meeting to answer questions.

PUBLIC SPEAKING – PROTOCOL

(For meetings of Cabinet, Overview & Scrutiny Committees, Audit & Governance Committee and Standards Committee)

1.0 Public Speaking

- 1.1 Residents of West Lancashire may, on giving notice, address any of the above meetings to make representations on any item on the agenda for those meetings, except where the public and press are to be excluded from the meeting during consideration of the item.
- 1.2 The form attached as an Appendix to this Protocol should be used for submitting requests.

2.0 Deadline for submission

- 2.1 The prescribed form should be received by Member Services by 5.00 pm on the Thursday of the week preceding the meeting. This can be submitted by e-mail to member.services@westlancs.gov.uk or by sending to:

Member Services
West Lancashire Borough Council
52 Derby Street
Ormskirk
West Lancashire
L39 2DF

- 2.2 Completed forms will be collated by Member Services and circulated via e-mail to relevant Members and officers and published on the Council website via the Council's Information System (CoInS). Only the name of the resident and details of the issue to be raised will be published.
- 2.3 Groups of persons with similar views should elect a spokesperson to speak on their behalf to avoid undue repetition of similar points. Spokespersons should identify in writing on whose behalf they are speaking.

3.0 Scope

- 3.1 Any matters raised must be relevant to an item on the agenda for the meeting.
- 3.2 The Borough Solicitor may reject a submission if it:
 - (i) is defamatory, frivolous or offensive;
 - (ii) is substantially the same as representations which have already been submitted at a previous meeting; or
 - (iii) discloses or requires the disclosure of confidential or exempt information.

4.0 Number of items

- 4.1 A maximum of one form per resident will be accepted for each Agenda Item.
- 4.2 There will be a maximum of 10 speakers per meeting. Where there are more than 10 forms submitted by residents, the Borough Solicitor will prioritise the list of those allowed to speak. This will be dependent on:
 - a. The order in which forms were received.
 - b. If one resident has asked to speak on a number of items, priority will be given to other residents who also wish to speak
 - c. If a request has been submitted in relation to the same issue.
- 4.3 All submissions will be circulated to relevant Members and officers for information, although no amendments will be made to the list of speakers once it has been agreed (regardless of withdrawal of a request to speak).

5.0 At the Meeting

- 5.1 Speakers will be shown to their seats. An item 'Public Speaking' will be included on the agenda to enable local residents to make their representations within a period of up to 30 minutes at the start of the meeting. Residents will have up to 3 minutes to address the meeting when introduced by the Chairman for that meeting. The address must reflect the issue included on the prescribed form submitted in advance.
- 5.2 Members may discuss what the speaker has said along with all other information, when the item is being considered later on the agenda and will make a decision then. Speakers should not circulate any supporting documentation at the meeting and should not enter into a debate with Councillors.
- 5.4 If residents feel nervous or uncomfortable speaking in public, then they can ask someone else to do it for them. They can also bring an interpreter if they need one. They should be aware there may be others speaking as well.
- 5.5 Speakers may leave the meeting at any time, taking care not to disturb the meeting.



REQUEST FOR PUBLIC SPEAKING AT MEETINGS

MEETING & DATE

NAME

ADDRESS

.....

Post Code

PHONE

Email

Please indicate if you will be in attendance at the meeting

YES/NO*

*delete as applicable

Note: This page will not be published.

(P.T.O.)

PLEASE PROVIDE DETAILS OF THE MATTER YOU WISH TO RAISE

Agenda Item Number

Title

Details

.....

.....

.....

.....

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.....

Name Dated

Completed forms to be submitted by 5.00pm on the Thursday of the week preceding the meeting to:-

Member Services, West Lancashire Borough Council, 52 Derby Street, Ormskirk, Lancashire, L39 2DF or

Email: member.services@westlancs.gov.uk

If you require any assistance regarding your attendance at a meeting or if you have any queries regarding your submission please contact Member Services on 01695 585065 or 01695 585097

Note: This page will be published.

PRESENT:

Councillors: Furey (Chairman) Pendleton (Vice Chairman)

Ashcroft	Moon
Bullock	Pope
Cooper	West
Davis	Westley
Delaney	Whittington
Greenall	Yates
Hudson	

Officers: Director of Housing and Inclusion (Mr B Livermore)
Principal Solicitor (Mrs T Sparrow)
Principal Overview and Scrutiny Officer (Mrs C A Jackson)

1 APOLOGIES

There were no apologies for absence.

2 MEMBERSHIP OF THE COMMITTEE

In accordance with Council Procedure Rule 2, Members noted the termination of membership of the Committee of Councillor McKenna and the appointment of Councillor Cooper, for this meeting only, thereby giving effect to the wishes of the Political Group.

3 URGENT BUSINESS, IF ANY, INTRODUCED BY THE CHAIRMAN

There were no items of urgent business.

4 DECLARATIONS OF INTEREST

Councillor Pendleton declared an interest in Minute 22 of the Cabinet meeting held on 14 June 2016 in relation to 192-198 Ennerdale (Former Housing Office) as Chairman of Tanhouse Community Enterprise.

5 DECLARATIONS OF PARTY WHIP

There were no declarations of a Party Whip.

6 PUBLIC SPEAKING

There were no items under this heading.

7 MINUTES

RESOLVED: That the minutes of the meeting held on 31 March 2016 be received as a correct record and signed by the Chairman.

8 RELEVANT MINUTES OF CABINET

Consideration was given to the minutes of the Cabinet held on 14 June 2016.

Questions and comments were raised in respect of the following items.

Minute 12 (Environmental Improvements Budgets – use of monies (rationale) for the provision of additional car parking at sheltered housing accommodation (resolution A).
Minute 13 (One for One Capital Receipts) – vacated properties improvements (current position); retained capital receipts – exploration of financial flexibilities options (retained receipts/fund returns to Government Office).

RESOLVED: That the minutes of the Cabinet meeting held on 14 June 2016 be noted.

9 CALL-IN

There were no items under this heading.

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Chairman

Agenda Item 8

CABINET

HELD: Tuesday, 13 September 2016

Start: 7.00 pm

Finish: 7.25 pm

PRESENT:

Councillor: Councillor I Moran
(Leader of the Council, in the Chair)

Portfolio

Councillors:	Councillor Y Gagen	Deputy Leader of the Council and Portfolio Holder for Leisure & Human Resources
	Councillor T Aldridge	Portfolio Holder for Older People
	Councillor J Hodson	Portfolio Holder for Planning
	Councillor J Patterson	Portfolio Holder for Housing and Landlord Services
	Councillor K Wilkie	Portfolio Holder for Street Scene
	Councillor K Wright	Portfolio Holder for Health and Community Safety
	Councillor C Wynn	Portfolio Holder for Finance

In attendance: Furey, Owens, Pendleton and D Westley
Councillors

Officers:

- Chief Executive (Ms K Webber)
- Director of Housing and Inclusion (Mr B Livermore)
- Director of Leisure and Wellbeing (Mr D Tilleray)
- Director of Development and Regeneration (Mr J Harrison)
- Borough Solicitor (Mr T Broderick)
- Borough Treasurer (Mr M Taylor)
- Borough Transformation Manager and Deputy Director of Housing and Inclusion (Mr S Walsh)
- Strategic Planning & Implementation Manager (Mr P Richards)
- Principal Member Services Officer (Mrs S Griffiths)

23 APOLOGIES

There were no apologies for absence.

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

The Leader advised that, in accordance with Rule 16 and 20 Access to Information Procedure Rules, he had obtained the agreement of the Chairman of the Executive Overview & Scrutiny Committee to consider a joint report from the Director of Development and Regeneration and Borough Solicitor in relation to the a Planning Appeal Decision Regarding Land to the East of Prescott Road, Aughton, as this item could not reasonably be deferred as the matter concerns a potential legal challenge, under Section 288 of the Town and Planning Act 1990, to a decision of the Secretary of State's Planning Inspectorate, with strict time limits, expiring on 29 September 2016, which will not be capable of being met if a decision is delayed.

The Leader also advised that, in accordance with Rule 20 Access to Information Procedure Rule, he had obtained the agreement of the Chairman of the Executive Overview and Scrutiny Committee to consider the report in Part 2 of the agenda, which is not open to the public, on the grounds that it involves the likely disclosure of exempt information, as defined in paragraphs 3 (business/financial affairs) and 5 (legal matters) of Schedule 12A to the Local Government Act 1972.

This item was considered at the end of the meeting (Minute 43 refers).

25 DECLARATIONS OF INTEREST

1. Councillors Aldridge declared a non-pecuniary interest in agenda item 6a (Garage Strategy) as he is a tenant of Council accommodation and a garage. Insofar as that interest becomes a disclosable pecuniary/pecuniary interest he declared that interest but considered that his was entitled to speak and vote by virtue of an exemption as nothing in this report relates particularly to the relevant tenancy or lease.
2. Councillor Aldridge declared a non-pecuniary interest in agenda item 6h (A Market Town Strategy for Ormskirk – Final Report of the Corporate & Environmental Overview and Scrutiny Committee) as a Member of Lancashire County Council, as did Councillor Gagen as an employee of Lancashire County Council.

26 PUBLIC SPEAKING

There were no items under this heading.

27 MINUTES

RESOLVED That the minutes of the Cabinet meeting held on 14 June 2016 be received as a correct record and signed by the Leader.

28 MATTERS REQUIRING DECISIONS

Consideration was given to the report relating to the following matters requiring decisions as contained on pages 463 – 786 and pages 801 - 806 of the Book of Reports.

29 GARAGE STRATEGY 2016-20

Councillor Patterson introduced the report of the Director of Housing and Inclusion which sought approval of the Garage Strategy 2016-20.

Minute no. 18 of the Landlord Services Committee (Cabinet Working Group) held on 8 September 2016 was circulated at the meeting.

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

RESOLVED That the Garage Strategy 2016-2020 attached at Appendix A to the report, be approved.

30 LOCAL PLAN REVIEW - THE LOCAL DEVELOPMENT SCHEME AND REGULATION 18 "SCOPING" CONSULTATION

Councillor Hodson introduced the report of the Director of Development and Regeneration which advised of the commencement of work towards the Local Plan Review and sought authority to undertake an initial "scoping" consultation exercise with key stakeholders.

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

RESOLVED (A) That the commencement of a Local Plan Review in order to update the current West Lancashire Local Plan be endorsed and that the Local Development Scheme provided at Appendix 1 be adopted with effect from 1 October 2016.

(B) That the initial Regulation 18 "scoping" consultation on the Local Plan Review with key stakeholders described at paragraph 4.7 of the report be authorised.

31 LIVERPOOL CITY REGION STATEMENT OF CO-OPERATION

Councillor Hodson introduced the report of the Director of Development and Regeneration which sought endorsement of the Liverpool City Region Statement of Co-operation.

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

RESOLVED That the Liverpool City Region Statement of Co-operation provided at Appendix 1 be adopted.

32 COMMUNITY INFRASTRUCTURE LEVY FUNDING PROGRAMME 2017/18

Councillor Hodson introduced the report of the Director of Development and Regeneration which proposed options for consideration in respect of a Community Infrastructure Levy funding programme for 2017/18 based on the CIL monies anticipated to have been collected by the Council by 31 March 2017.

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

RESOLVED (A) That the updated Infrastructure Delivery Schedule provided at Appendix 2 to the report, be noted.

(B) That the public consultation on four possible options for spending CIL monies in 2017/18 as set out in paragraph 4.11 of the report be approved.

33 USE OF SECTION 106 MONIES IN BURSCOUGH

Councillor Gagen introduced the joint report of the Director of Leisure and Wellbeing and Director of Development and Regeneration which considered a proposal for 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.

Cabinet was advised that the grant of £8,000 had been secured from 'Tesco Bags of Help' (paragraph 7.2 of the report refers) and confirmed that £12,000 was requested from the S106 funds for this project.

In reaching the decision below, Cabinet considered the comments from the Deputy Leader and Portfolio Holder for Leisure and Human Resources and details as set out in the report before it and accepted the reasons contained therein.

RESOLVED That the proposed project to enhance the public open space on the former landfill site adjacent to Mill Dam Lane, known as Burscough Brickpits, be approved and £12,000 of the Section 106 sum of £17,672 generated in Burscough West, be used for this project.

34 FORMING A DEVELOPMENT COMPANY - OPTIONS APPRAISAL SUPPORTING CONSTRUCTION DEVELOPMENT

Councillor Patterson introduced the report of the Director of Housing and Inclusion which sought authority to further investigate the benefits of the formation of a development company in order to drive forward the ambitions of the Council.

Minute no. 17 of the Landlord Services Committee (Cabinet Working Group) held on 8 September 2016 was circulated at the meeting.

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

RESOLVED (A) That the Director of Housing and Inclusion investigate further the benefits of forming a Development Company or other appropriate vehicle for delivery of achievement of the Council's ambitions for development and facilitating development as set out in paragraph 5 of the report.

(B) That up to £50,000 be made available to carry out initial investigations as set out in paragraph 6 of the report.

35 RISK MANAGEMENT

Councillor Wynn introduced the report of the Borough Treasurer which set out details on the Key Risks facing the Council and how they are managed.

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

RESOLVED That the progress made in relation to the management of the risks shown in the Key Risks Register (Appendix A to the report) be noted and endorsed.

36 A MARKET TOWN STRATEGY FOR ORMSKIRK - FINAL REPORT OF THE CORPORATE & ENVIRONMENTAL OVERVIEW AND SCRUTINY COMMITTEE

The Leader introduced the report of the Director of Leisure and Wellbeing which considered the final report and recommendations of the review entitled "A Market Town Strategy for Ormskirk" undertaken by the Corporate and Environmental Overview and Scrutiny Committee.

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

RESOLVED (A) That the Corporate and Environmental Overview and Scrutiny Committee be complimented on their work.

(B) That the following recommendations contained in the final report of the Corporate and Environmental Overview and Scrutiny Committee on A Market Town Strategy for Ormskirk be endorsed.

- (1) That Lancashire County Council (LCC), as the Highways Authority, give due consideration to the following:
- (i) the impact of heavy goods traffic in the refurbished area of Ormskirk Town Centre.
 - (ii) the on-going maintenance of the gullies and the monitoring of the effectiveness of the aggregate resin within them.
 - (iii) the refurbishment of Aughton Street to tie-in with the Moor Street improvements.
 - (iv) the impact of town centre congestion, including the bottle necks at Derby/Stanley Street/Wigan Road/Moor Street/Moorgate and Park Road.
 - (v) the on-going improvements to the rail bridge and cycle link from the Town Centre to Edge Hill University, as contained in the West Lancashire Highways and Transport Masterplan.
 - (vi) encourage effective enforcement of the Traffic Regulation Orders (TROs) operating in Ormskirk Town Centre, particularly on Market Days by exploring:
 - (a) the provision of more clearer signage to alert drivers to the restrictions of the TROs;
 - (b) breaches of on-street parking.
 - (vii) in relation to finding a permanent solution to traffic management safety in the pedestrian area of Ormskirk by exploring:
 - (a) the provision of Gates at access points (Aughton Street, Church Street and Burscough Street with a “lift assist” bollards to Moor Street/Moorgate.)
 - (b) Hydraulic “lift assist” bollards in Church Street, Aughton Street, Burscough Street and Moor Street/Moorgate.
 - (c) Automatic Rise and Fall Bollards in the areas referred to above.
 - (d) the narrowing of the access points
- (2) That the Portfolio Holder for Transformation and Regeneration, in consultation with the Director of Development and Regeneration give due consideration to the findings within the report to add to the emerging Ormskirk Town Centre Strategy to include the following:
- (i) In relation to ‘Events Square that it:
 - (a) is a flexible and multi-functional space;
 - (b) is adaptable for day and evening events.
 - (c) provides an opportunity for wider community use
 - (d) is adaptable and able to embrace new and emerging technologies.
 - (e) is well-managed and there is provision for a semi or permanent cover of the ‘Square’.

- (ii) In relation to the Market Stalls that the:
 - (a) stall canopies be replaced with matching/branded ones.
 - (b) there is provision for a mixture of traditional and non-traditional stalls.
 - (c) there is adequate space around each stall
- (iii) In relation to Car Parking that
 - (a) on-going discussions with Merseyrail continue in respect of car parking arrangements at Ormskirk rail station.
 - (b) alternative ways of paying for parking be considered as part of any future assessment of these facilities including cashless machines; CCTV and advances in technology.
 - (c) the revised Ormskirk Car Park Map be included on the web-site.
- (iv) In relation to Technology and Marketing by exploring:
 - (a) the positioning of the Market and Town Centre locally and in the wider community.
 - (b) methods of promotion and advertising: Ormskirk's historical and special character; embracing traditional and emerging technologies.
 - (c) improvements to the Visitor Map of Ormskirk Town Centre with locations and insertion of the defibrillator icon inserted, as appropriate.
 - (d) digital signage as an alternative to A-boards outside shops.
 - (e) cultural tourism through its visitor attractions- Chapel Gallery; Vintage and Handcraft Fairs and exhibitions.
 - (f) promoting Ormskirk as a tourist destination, to include promotion with the bus and tour operators as a visitor destination.
- (v) In relation to Edge Hill University (EHU), continue the close association with EHU as a contributor to the economy.
- (3)** That the final report of the Corporate and Environmental Overview and Scrutiny Committee's review to be circulated to Love Ormskirk, Ormskirk Community Partnership, Marketing Lancashire, Edge Hill University, Edge Hill Students' Union and Business in the Community (BITC), scrutiny at Lancashire County Council and published on the Council and Centre for Public Scrutiny (CfPS) web-sites.
- (4)** That the Corporate and Environmental Overview and Scrutiny Committee review its recommendations in December 2016.

- (C) That the final report of the Corporate and Environmental Overview and Scrutiny Committee on A Market Town Strategy for Ormskirk, attached at Appendix A, be approved.
- (D) That the final report and recommendations (approved, subject to resources) be submitted to Council for approval on 19 October 2016.
- (E) That call-in is not appropriate for this item as it has previously been considered by the Corporate and Environmental Overview and Scrutiny Committee.

37 **QUARTERLY PERFORMANCE INDICATORS Q1 2016-17**

The Leader introduced the report of the Borough Transformation Manager and Deputy Director of Housing and Inclusion which presented performance monitoring data for the quarter ended 30 June 2016.

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

- RESOLVED (A) That the Council's performance against the indicator set for the quarter ended 30 June 2016 be noted.
- (B) That the call-in procedure is not appropriate for this item as the report is being submitted to the Corporate & Environmental Overview and Scrutiny Committee on 13 October 2016.

38 **CAPITAL PROGRAMME OUTTURN 2015-16**

Councillor Wynn introduced the report of the Borough Treasurer which provided a summary of the capital outturn position for the 2015/2016 financial year.

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

- RESOLVED (A) That the final position, including slippage, on the Capital Programme for the 2015/2016 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 29 September 2016.

39 CAPITAL PROGRAMME MONITORING 2016-17

Councillor Wynn 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 as set out in the report before it and accepted the reasons contained therein.

- RESOLVED (A) That the current progress on the Capital Programme as at the end of July 2016 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 29 September 2016.

40 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 paragraphs 3 (financial/business affairs) & 5 (legal matters) 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.

41 MATTERS REQUIRING DECISION

Consideration was given to the report relating to the following matters requiring decisions as contained on pages 787 - 800 and 809 – 842 of the Book of Reports.

42 HALL GREEN - OPTION APPRAISAL

Councillor Patterson introduced the report of the Director of Housing and Inclusion which provided an update on the continued work in respect of the redevelopment of the Hall Green Sheltered accommodation site.

Minute no. 19 of the Landlord Services Committee (Cabinet Working Group) held on 8 September 2016 was circulated at the meeting.

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

- RESOLVED (A) That the current position be noted.

- (B) That a Cabinet Working Group be established consisting of 6 Members in order to consider the range and cost of options for the site and recommend a preferred scheme.
- (C) That Hall Green tenants be updated on progress to date.
- (D) That no further lettings be made to Hall Green.

43

PLANNING APPEAL DECISION REGARDING LAND TO THE EAST OF PRESCOT ROAD, AUGHTON

Councillor Hodson introduced the joint report of the Director of Development and Regeneration and Borough Solicitor which provided an update on the current position in regard to the planning appeal decision in respect of development proposals on the above-mentioned site and advised on the merits and associated risks in relation to a potential legal challenge to the Planning Inspectorate's Decision.

Cabinet was advised that the final sentence of paragraph 5.6 of the report should be amended to read £75,000 rather than £100,000.

A motion was moved and seconded in the following terms:-

“(A) That subject to (B) below, the Borough Solicitor and the Director of Development and Regeneration, in consultation with the Portfolio Holders for Planning and Finance, be authorised to issue and conduct proceedings in the High Court under Section 288 of the Town and Country Planning Act 1990, to challenge the appeal decision issued by the Planning Inspectorate on 19 August 2016, relating to land to the east of Prescott Road, Aughton.

(B) That an extraordinary meeting of Council is called on Thursday 22 September 2016 to consider the matter of virement of Council budgets, as the Council's potential financial exposure in pursuing resolution (A) above is likely to exceed £50,000.

(C) That call-in is not appropriate for this item as this matter is one where urgent action is required because the deadline for submitting a legal challenge to the Planning Inspectorate's Decision falls on 29 September 2016.”

In reaching the decision below, Cabinet considered the comments from the Borough Solicitor, the motion from the Portfolio Holder for Planning and the details as set out in the report before it and accepted the reasons contained therein.

RESOLVED (A) That subject to (B) below, the Borough Solicitor and the Director of Development and Regeneration, in consultation with the Portfolio Holders for Planning and Finance be authorised to issue and conduct proceedings in the High Court, under Section 288 of the Town and Country Planning Act 1990, to challenge the appeal

decision issued by the Planning Inspectorate on 19 August 2016, relating to land to the east of Prescot Road, Aughton.

- (B) That an Extraordinary meeting of Council is called on Thursday 22 September 2016 to consider the matter of virement of Council budgets, as the Council's potential financial exposure in pursuing resolution (A) above is likely to exceed £50,000.
- (C) That call-in is not appropriate for this item as this matter is one where urgent action is required because the deadline for submitting a legal challenge to the Planning Inspectorate's Decision falls on 29 September 2016.

Note

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

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Leader



CABINET: 13 September 2016

**EXECUTIVE OVERVIEW &
SCRUTINY COMMITTEE:
29 September 2016**

Report of: Borough Treasurer

Relevant Portfolio Holder: Councillor C. Wynn

Contact for further information: Liz Fearn (Ext. 5605)
(E-mail: liz.fearn@westlancs.gov.uk)

SUBJECT: CAPITAL PROGRAMME OUTTURN 2015/2016

Wards affected: Borough wide

1.0 PURPOSE OF REPORT

- 1.1 To provide a summary of the capital outturn position for the 2015/2016 financial year.

2.0 RECOMMENDATIONS TO CABINET

- 2.1 That the final position, including slippage, on the Capital Programme for the 2015/2016 financial year be noted and endorsed.
- 2.2 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 29th September 2016.

3.0 RECOMMENDATIONS TO EXECUTIVE OVERVIEW AND SCRUTINY COMMITTEE

- 3.1 That the final position on the Capital Programme for the 2015/2016 financial year be noted.

4.0 BACKGROUND

- 4.1 Members have been kept informed of the financial position of the Capital Programme with regular monitoring reports. This report provides Members with the final position on capital schemes for the 2015/2016 financial year.

- 4.2 It should be noted that the final accounts for the 2015/2016 year are subject to audit and the figures contained in this report are, potentially, subject to change. However, the Audit is nearing completion and no issues have been raised on the capital programme to date. Members will be informed in due course of any significant matters arising from the Audit.
- 4.3 The position on the current year's Programme for 2016/2017 is discussed elsewhere on this Agenda.

5.0 CAPITAL PROGRAMME

- 5.1 The Capital Programme of £26.661m at the end of the 2015/2016 financial year is analysed by Service in Appendix A. The key result for the year is that good progress has been made in delivering schemes.
- 5.2 The total capital expenditure for 2015/2016 was £17.470m which represents 66% of the total Budget for the year. This is slightly lower than recent programmes as indicated in Table 1:

Table 1: Capital Expenditure against Budgets			
Year	Expenditure £m	Budget £m	% Spend against Budget
2015/2016	17.470	26.661	66%
2014/2015	13.102	17.386	75%
2013/2014	15.129	19.503	78%
2012/2013	10.241	13.362	77%

- 5.3 In total spending was £4.3m more than 2014/2015 and £2.3m more than 2013/2014. However the percentage spend of 66% was lower than expectation and trend, mainly due to reduced expenditure on the Solar Panel Programme as a result of changes in Government rules on the amount to be paid for Solar PV energy, which was outside the control of the Council. The largest single area is the Housing Public Sector which achieved a total spend of £12.3m or 74% of its budget in 2015/16, compared to a total spend of £10.9m or 79% in 2014/15, showing an increased spend of £1.4m. Head of Service comments on the progress made on capital schemes are set out in Appendix B.

6.0 SLIPPAGE OF EXPENDITURE APPROVALS

- 6.1 100% spend against the Budget is never anticipated due mainly to reasons beyond the Council's control. For example, some schemes are reliant on a significant amount of match funding and external contributions, and others are demand led or dependant upon decisions made by partners.
- 6.2 Schemes that are not completed within the financial year for which they are scheduled are slipped into the following financial year along with their unused expenditure and resource approvals. The total slippage figure for capital schemes

from 2015/2016 is £5.751m. An analysis of schemes with a significant amount of slippage is provided in Appendix C.

7.0 SIGNIFICANT VARIANCES

- 7.1 There will always be some variances between the original estimated cost of a capital scheme and its final position and the Council has established budgetary management and control procedures in place to minimise such variances. While there have been a number of over and under spends this year, in total expenditure was £3.441m under budget, which is a variance of around 13%, which was primarily due to variances on the Housing Public Sector Programme and the Solar Panel Scheme. An analysis of significant variances by scheme is provided in Appendix D.
- 7.2 The variance on the Housing Public Sector programme was the result of a range of different factors including funding no longer being required, underspends, contract savings, and schemes being delivered through different routes. The funding that is no longer required was allocated at the July Council meeting.

8.0 CAPITAL RESOURCES

- 8.1 A breakdown of the budgeted resources of £26.661m identified to fund the programme is shown in Appendix A. The main area of the capital resources budget that is subject to variation is in relation to capital receipts. These are the useable proceeds from the sale of Council assets (mainly houses under Right to Buy sales) that are available to fund capital expenditure. These receipts can vary significantly depending on the number and value of assets sold.
- 8.2 57 Right to Buy Council House sales were generated against the target of 40 for the year with further monies received from the sale of land. This is analysed in Table 2 below:

Table 2: Usable Capital Receipts against Budgets			
Year	Estimate £'000	Actual £'000	% Received against Budget
Right to Buy Sales	320	338	106%
Other Sales	125	142	114%
Total	445	480	108%

- 8.3 Estimates for the year are based on historical averages as the actual pattern of sales is volatile.
- 8.4 In addition to the Usable Capital Receipt figures shown above, the Council is also able to retain a proportion of the proceeds generated by Council House sales for specific purposes. In this respect, by the end of the financial year £0.206m had been generated for "One for One Replacement Funding" and £0.755m was generated for "Debt Funding".

9.0 SUSTAINABILITY IMPLICATIONS/COMMUNITY STRATEGY

- 9.1 The Capital Programme includes schemes that the Council plans to implement to enhance service delivery and assets. Individual project plans address sustainability and Community Strategy issues and links to Corporate Priorities. The Capital Programme also achieves the objectives of the Prudential Code for Capital Finance in Local Authorities by ensuring capital investment plans are affordable, prudent, and sustainable.

10.0 RISK ASSESSMENT

- 10.1 Capital assets shape the way services are delivered for the long term and, as a result, create financial commitments. The formal reporting of performance against the Capital Programme is part of the overall budgetary management and control framework that is designed to minimise the financial risks facing the Council.

Background Documents

There are no background documents (as defined in Section 100D(5) of the Local Government Act 1972) to this Report.

Equality Impact Assessment

The decision does not have any direct impact on members of the public, employees, elected members and/or stakeholders. Therefore, no Equality impact assessment is required.

Appendices

- A Capital Expenditure and Resources Compared to Budget
- B Heads of Service Comments
- C Analysis of Significant Slippage
- D Analysis of Variances
- E Minute of Cabinet 13 September 2016 (Executive Overview and Scrutiny Committee only)

2015/2016 CAPITAL PROGRAMME
EXPENDITURE AND RESOURCES BUDGET
AT OUTTURN

Service	Budget Approval	Actual		Variance		Slippage	
	£'000	£'000	%	£'000	%	£'000	%
EXPENDITURE							
<u>Central Items</u>							
Financial Services	35	18	53%	0	0%	16	47%
Central Schemes	738	39	5%	0	0%	699	95%
Leisure and Wellbeing							
Leisure and Wellbeing - General	1,814	1,184	65%	0	0%	631	35%
Housing Private Sector	697	584	84%	-7	-1%	106	15%
Development and Regeneration							
Planning	134	63	47%	-1	0%	70	52%
Regeneration & Estates	1,374	903	66%	9	1%	480	35%
Housing Strategy	70	67	96%	-0	0%	3	4%
Street Scene	40	40	100%	0	0%	0	0%
Housing and Inclusion							
Corporate Property	258	137	53%	0	0%	122	47%
Solar PV	4,440	1,928	43%	-2,512	-57%	0	0%
Transformation	461	251	55%	3	1%	213	46%
Housing Public Sector	16,601	12,255	74%	-934	-6%	3,411	21%
	26,661	17,470	66%	-3,441	-13%	5,751	21%
RESOURCES							
Capital Grants	1,257	1,162	92%	296	24%	391	31%
HRA Funding	8,773	8,773	100%	0	0%	0	0%
HRA Prudential Borrowing	7,729	3,124	40%	-1,193	-15%	3,411	44%
GRA Funding	1,354	1,241	92%	11	1%	124	9%
GRA Prudential Borrowing	4,950	1,945	39%	-2,525	-51%	480	10%
Capital Receipts	2,598	1,225	47%	-29	-1%	1,345	52%
	26,661	17,470	66%	-3,441	-13%	5,751	21%

CAPITAL PROGRAMME OUTTURN 2015/2016
HEADS OF SERVICE COMMENTS

Public Sector Housing
<p>Expenditure in the year was £12.255m against a budget of £16.601m. This means that 74% of the programme was spent in year, which is similar to the performance that has been delivered in previous years. It is intended that £3.411m of the unused budget will be slipped into the next financial year to enable on going schemes to be delivered in line with our standard practice.</p> <p>Funding of £1.195m has been identified that is no longer required for its original purpose and it was approved by Council in July 2016 to use this amount towards funding the building or purchase of affordable housing.</p>
Property Management
<p>There was expenditure of £1.928m on the solar PV scheme, which was implemented in a short timescale during the course of the year. Just under 600 Council houses benefitted from this investment.</p> <p>The Corporate Property Programme comprises a number of projects within Property Services which were mostly completed within the financial year. Approval in year for the solar PV capital scheme has meant that some of these works have had to be put back into the next financial year.</p>
Transformation
<p>An ICT strategy has been agreed and the necessary funding put in place to deliver it. While actual expenditure by the year end did not reach the level of the budget target, the strategy should ensure that key issues will be addressed. Consequently the unused budgets at the year end have now been largely committed against specific projects within the agreed strategy.</p>

CAPITAL PROGRAMME OUTTURN 2015/2016
HEADS OF SERVICE COMMENTS

Housing Strategy
<p>This budget has been earmarked for contributions to various sites that have attracted HCA funding and/or will be provided by our registered provider partner. Each site is different and delivery and timing is affected by various factors and this can create an element of slippage.</p>
Regeneration and Estates
<p>Work is continuing on the Greenwood Business Centre development incorporating 11 industrial/warehouse units at Gorsey Place Business Park. Budget slippage into 2016/2017 has been required to complete.</p>
Planning
<p>There are a number of schemes that are on-going and therefore the associated funding will need to be slipped into the new financial year.</p> <p>A number of OR recommendations are yet to be implemented and it is anticipated that additional Scanner requirements will be needed to support the new EDRM system. The Free Tree Scheme has been popular, and is complete for the year with a small overspend against budget being financed from a Revenue contribution. Demand for both Conservation Area Enhancement Grants and Buildings at Risk has been lower than anticipated and unused budgets have been slipped into the next financial year. The Skelmersdale Vision work is on-going and there will be a variety of potential costs associated with moving the project forward.</p>
Street Scene
<p>Hardware (In Cab Touch Screen Units) are now fitted to all the specified Refuse and Recycling Vehicles. Data exchange relating to individual household collection services and other collection criteria is currently being collected, validated and exchanged. First phase training of user group team (including BTLS IT) has taken place. Further training and data input to build up a "current collection service provision" is on-going.</p>

CAPITAL PROGRAMME OUTTURN 2015/2016
HEADS OF SERVICE COMMENTS

Central Items
<p>Progress made on delivering Parish Capital Schemes rests with individual Parishes and is not within the direct control of the Borough Council. The unspent balance on this budget has, therefore, been slipped into the new financial year.</p> <p>Funding for other Central Schemes has been fully allocated and so any unused amounts at the year end have been slipped into the next financial year.</p>
Leisure and Wellbeing - Private Sector Housing
<p>Both schemes in the Housing Private Sector Programme are demand led and expenditure each year can vary accordingly. The Disabled Facilities Grant Scheme budget was not fully used and the balance has now been slipped into 2016/2017. There was a small underspend on the Renovation Grant Scheme due to a lower demand than anticipated.</p>
Other Leisure and Wellbeing
<p>Good progress was made in delivering improvements to Ormskirk Car Parks and schemes for Parish Play Areas, the Leisure Trust scheme and Parks and Open Spaces.</p> <p>There have been some delays to the Chapel Gallery improvements scheme but this is now due for completion in Summer 2016. CCTV camera installation is progressing, and the Flood Alleviation Schemes are expected to complete during 2016/17.</p> <p>The Moor Street project is now complete with a small amount of slippage into 2016/17 to allow for any minor issues.</p>

2015/2016 CAPITAL PROGRAMME OUTTURN
HEADS OF SERVICE ANALYSIS OF SIGNIFICANT SLIPPAGE

Scheme	Amount £'000	Reason for Slippage
<u>GENERAL CAPITAL PROGRAMME</u>		
ICT Development	204	This area provides the authority's IT strategy. Slippage is mainly due to committed projects not being completed and is therefore still required for 2016/17
Chapel Gallery Improvements	149	Scheme delayed pending the outcome of tenders. Work has now commenced and due for completion Summer 2016.
Sports fields	263	Delays were due to the delay in signing the transfer lease. Work has now started
Allotment Improvements	50	Scheme initially delayed pending outcome of the Leisure Strategy earlier in the year. Works is now scheduled for completion during Summer 2016.
Appley Bridge Quarry	75	Works delayed to contract specification changes due to Health and Safety issues.
Economic Regeneration Schemes	480	Continuing development of the Greenwood Business centre into 2016/17
Public Building Enhancements	122	Delays in technical specifications required to carry out specialist concrete repairs. Renovation works at Derby Street were delayed by contractor issues which have now been resolved.
Disabled Facilities Grants	106	Timing in demand for grants slower than anticipated. Slippage fully committed to payment of grants.

Note:- Details on slippage for the Housing Capital Programme where provided in a report to July Council.

2015/2016 CAPITAL PROGRAMME OUTTURN
HEADS OF SERVICE ANALYSIS OF SIGNIFICANT VARIANCES

Scheme	Amount of Variance	Reason for Variance
	£'000	
<u>GENERAL CAPITAL PROGRAMME</u>		
Solar Panels Scheme	-2,512	Changes in the Government feed in tariff scheme and income incentives has reduced the requirement for 2015/16

Note:- Reasons for variance for the Housing Capital Programme where provided in a report to July Council.

MINUTE OF CABINET 13 SEPTEMBER 2016

38 CAPITAL PROGRAMME OUTTURN 2015-16

Councillor Wynn introduced the report of the Borough Treasurer which provided a summary of the capital outturn position for the 2015/2016 financial year.

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

RESOLVED: (A) That the final position, including slippage, on the Capital Programme for the 2015/2016 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 29 September 2016.



CABINET: 13 September 2016

**EXECUTIVE OVERVIEW &
SCRUTINY COMMITTEE:
29 September 2016**

Report of: Borough Treasurer

Relevant Portfolio Holder: Councillor C. Wynn

Contact for further information: Liz Fearn (Ext. 5605)
(E-mail: liz.fearn@westlancs.gov.uk)

SUBJECT: CAPITAL PROGRAMME MONITORING 2016/2017

Wards affected: Borough wide

1.0 PURPOSE OF REPORT

1.1 To provide an overview of the current progress on the Capital Programme.

2.0 RECOMMENDATIONS TO CABINET

2.1 That Members note the progress on the Capital Programme as at the end of July, 2016.

2.2 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 29th September 2016.

3.0 RECOMMENDATIONS TO EXECUTIVE OVERVIEW AND SCRUTINY COMMITTEE

3.1 That Members note the current progress on the Capital Programme.

4.0 BACKGROUND

4.1 It is an agreed policy and best practice that monitoring reports are produced on a regular basis to ensure that Members are kept informed of the financial position of the Capital Programme. This is the first such report for the 2016/2017 financial year.

5.0 CAPITAL PROGRAMME BUDGETS

- 5.1 A Capital Programme totalling £15.818m was approved at Council on 24th February 2016. Slippage totalling £5.751 from the 2015/2016 Programme is included for consideration elsewhere on this Agenda and has been added to the 2016/2017 Programme. The Capital Programme for 2016/2017 is, therefore, now £21.569m and this is analysed by Service in Appendix A.

6.0 CAPITAL EXPENDITURE

- 6.1 Normally, new capital schemes are profiled with relatively low spending compared to budget in the early part of the financial year with increased spending as the year progresses. This reflects the fact that many new schemes have considerable lead in times, for example, because of the need to undertake a tendering process and award contracts at the start of the scheme. Other schemes are dependent on external partner funding and these schemes can only begin once their funding details have been finalised.
- 6.2 This year so far there has been higher expenditure totalling £6.48m by the end of July compared to £2.23m at the same point in 2015/2016 and £2.15m in 2014/15. This is due to an additional £3.01m relating to the purchase of Wheatsheaf Walk, and £1.3m for the Firbeck Revival scheme.
- 6.3 It is anticipated that most schemes will progress and spend in line with their budget targets by the year end. All schemes, however, will be reviewed over the coming months and a Revised Medium Term Programme will be reported to Members in the Autumn taking into account new information and recent developments.
- 6.4 The Capital investment required to deliver the updated Greenshoots scheme, that was agreed at the July 2015 Council meeting was £1.704m based on external borrowing of 50% and 50% funding from reserves. The scheme was mainly completed in the 2015/2016 financial year with the remainder expected by the end of August 2016.

7.0 CAPITAL RESOURCES

- 7.1 Total budgeted resources for the year are £21.569m. This is analysed in Appendix A and includes funding for slippage.
- 7.2 The main area of the capital resources budget that is subject to variation is in relation to capital receipts. These are the useable proceeds from the sale of Council assets (mainly houses under Right to Buy legislation) that are available to fund capital expenditure. These receipts can vary significantly depending on the number and value of assets sold. The budget for usable capital receipts to be generated from Council House sales in the year is set at £0.480m from 30 sales. By the end June 24 sales were completed generating £0.385m with a further 3 sales in July. In addition we also have £0.148m 141 capital receipt funding that was generated.
- 7.3 In addition to receipts from council house sales the Council also has a programme to sell plots of its land and other assets under the Strategic Asset Management Plan. The budget for this in the 2016/2017 Programme is £550,000 including an

estimate for the disposal of the Westec House site. By the end of the first quarter 3 land sales had taken place with a value of £144,000.

- 7.4 Overall budgeted capital receipts from in year asset sales provide a relatively small proportion of the total funding for capital schemes. If the level of receipts from asset sales falls below the budget target, then this position will be taken into account as part of the process for reviewing and updating the three year capital programme.

8.0 SUSTAINABILITY.IMPLICATIONS/COMMUNITY STRATEGY

- 8.1 The Capital Programme includes schemes that the Council plans to implement to enhance service delivery and assets. Individual project plans address sustainability and Community Strategy issues and links to Corporate Priorities. The Capital Programme also achieves the objectives of the Prudential Code for Capital Finance in Local Authorities by ensuring capital investment plans are affordable, prudent, and sustainable.

9.0 RISK ASSESSMENT

- 9.1 Capital assets shape the way services are delivered for the long term and, as a result, create financial commitments. The formal reporting of performance against the Capital Programme is part of the overall budgetary management and control framework that is designed to minimise the financial risks facing the Council. Schemes within the Programme that are reliant on external contributions or decisions are not started until funding is secured and other resources that are subject to fluctuation are monitored closely to ensure availability.

Background Documents

There are no background documents (as defined in Section 100D(5) of the Local Government Act 1972) to this Report.

Equality Impact Assessment

The decision does not have any direct impact on members of the public, employees, elected members and/or stakeholders. Therefore, no Equality impact assessment is required.

Appendices

- A Capital Programme Service Budgets
- B Minute of Cabinet 13 September 2016 (*Executive Overview and Scrutiny Committee only*)

2016/2017 CAPITAL PROGRAMME
EXPENDITURE AND RESOURCES BUDGET
as at July 2016

Service	Original Budget	Slippage	Revised Budget
	£'000	£'000	£'000
EXPENDITURE			
Central Items			
Financial Services	45	16	61
Central Schemes	100	699	799
Leisure and Wellbeing			
Leisure and Wellbeing - General	648	631	1,279
Housing Private Sector	1,189	106	1,295
Development and Regeneration			
Planning	16	70	86
Regeneration & Estates	340	480	820
Housing Strategy	395	3	398
Housing and Inclusion			
Corporate Property	164	122	286
Transformation	497	213	710
Housing Public Sector	12,424	3,411	15,835
	15,818	5,751	21,569
RESOURCES			
Capital Grants	1,064	391	1,455
HRA	7,928	1	7,929
HRA Prudential Borrowing	4,607	3,410	8,017
GRA Reserve	163	124	287
GRA Prudential Borrowing	340	480	820
Capital Receipts	1,716	1,345	3,061
	15,818	5,751	21,569

MINUTE OF CABINET 13 SEPTEMBER 2016

39 CAPITAL PROGRAMME MONITORING 2016-17

Councillor Wynn 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 as set out in the report before it and accepted the reasons contained therein.

RESOLVED (A) That the current progress on the Capital Programme as at the end of July 2016 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 29 September 2016.

