

Decisions taken by the Cabinet on 16 September 2019



Notice dated: 18 September 2019

Issued to the chairman, members of the Scrutiny Committee and other councillors for information.

Key decisions will be implemented after the expiry of 3 working days from the date of this notice unless “called-in” under the provisions of the council’s scrutiny procedure rules (see end of document for call-in procedure) or implemented sooner by reason of urgency.

Please refer to the relevant cabinet agenda and reports when reading this notice. The minutes of the meeting of the cabinet containing a full record of the proceedings will be published in due course. To view on-line follow this link to the relevant pages on the council’s website:- <https://democracy.lewes-eastbourne.gov.uk/mgCommitteeDetails.aspx?ID=417>

DECISIONS:

Item No	Matter:	Decision:	Reasons for decision:
8	Seaford Health Hub - scheme progress	(Non-key decision): To note the update on the Seaford Health Hub project and that a further report will be presented to Cabinet which will include a strategic, financial, technical and design review of the scheme once completed.	To provide an update on the Seaford Health Hub actions to be taken in advance of a full business case being presented at a future Cabinet.

9	Contingency planning for no-deal Brexit	<p>(Non-key decision):</p> <p>(1) To note the Council's preparations and readiness for the UK leaving the EU without a formal agreement or transition period;</p> <p>(2) To note East Sussex County Council's statement at paragraph 3.8 on traffic issues at Newhaven Port under a no-deal Brexit scenario.</p> <p>(3) That, in the absence of recent contact, the Cabinet resolve to write to the Department for Transport, in liaison with East Sussex County Council and seek current information and assurance in respect of the impact on Newhaven Port in the event of no-deal Brexit.</p> <p>(4) That the Council liaise with the Citizens Advice Bureau to explore ways in which advice and support on applying to the EU Settlement Scheme can be given for European Union Nationals living in the District.</p> <p>(5) That the Council investigate the feasibility of longer term emergency collaboration with other public sector agencies in the event of prolonged issues relating to shortages.</p>	Local government should be prepared to leave the EU by the end of October, and the Council has both a general role to play and a specific responsibility as the Newhaven Port Health Authority.
10	Finance update - Provisional outturn 2018/19 and performance quarter 1 2019-20	<p>(Non-key decision):</p> <p>(1) To agree the update on outturn 2018/19</p> <p>(2) To agree the General Fund financial performance for the quarter ended June 2019.</p> <p>(3) To agree HRA financial performance for the quarter</p>	To enable Cabinet members to consider specific aspects of the Council's financial performance.

		<p>ended June 2019.</p> <p>(4) To agree the amended capital programme as set out at appendix 2 to the report.</p> <p>(5) To agree the Treasury Management performance.</p>	
11	Portfolio progress and performance report quarter 1 - 2019-2020	<p>(Non-key decision):</p> <p>(1) To note progress and performance for quarter 1 as well as the overall performance for 2019/20 and</p> <p>(2) To consider any recommendations made by the Scrutiny Committee.</p>	To enable Cabinet to consider specific aspects of the Council's progress and performance.
12	Treasury management report	<p>(Key decision):</p> <p>(1) To confirm that Treasury Management Activity for the period 1 March to 30 June 2019 has been in accordance with the approved Treasury Strategies for that period.</p> <p>Recommended to Council (Budget and policy framework):</p> <p>(2) To endorse the following recommendation from Audit and Standards Committee to Council that the annual Treasury Management report for 2018/19 be agreed and the 2018/19 Prudential and Treasury Indicators included in the report be approved.</p>	Requirement of CIPFA Treasury Management in the Public Sector Code of Practice (the Code) and this has to be reported to Full Council.

13	Wave Leisure Trust - Lewes District Council Contract Annual Review 2018/19	<p>(Non-key decision):</p> <p>(1) To note and approve Wave Leisure Trust's performance against the Lewes District Council contract Annual Service Delivery Plan for 2018/2019.</p> <p>(2) To approve the annual service delivery objectives for 2020/21, subject to a review of the performance indicators, in liaison with the Lead member for tourism and devolution.</p>	<p>The agreement between the Council and Wave Leisure Trust requires Cabinet to approve a review of the LDC contract Annual Service Delivery Plan on an annual basis and to receive a report on the performance of the Trust. Additionally, Cabinet is required to approve the joint objectives proposed for the forthcoming financial year.</p>
14	Newhaven Fort	<p>(Key decision):</p> <p>(1) To note the existing condition of the Fort bridge.</p> <p>(2) To approve that up to £350,000 be allocated from the Council's capital programme and ring-fenced to meet the cost of replacement.</p>	<p>Newhaven Fort bridge requires replacement at the earliest opportunity.</p>
15	Affordable workspace review	<p>(Key decision):</p> <p>(1) To allocate £10,000 to explore the feasibility of Meanwhile Use Leases for the temporary use of Council assets, subject to statutory, legislative and building constraints.</p> <p>(2) To formally adopt the South East Creative Economy Network's (SECEN) approach to defining affordable workspace.</p> <p>(3) To commit to exploring the potential to facilitate the development of new, affordable 'open workspace within Lewes District.</p>	<p>(1) To re-affirm the Council's commitment to Growth and Prosperity, with specific reference to the local creative sector.</p> <p>(2) To build upon the extensive strategic collaborative work already underway by SECEN and SECCADS within the SELEP area, which the Council is committed to supporting and working with. This is with a view to addressing barriers for creative industries, including the shortage of appropriate workspace, and specialist</p>

		<p>(4) To note that the Council's Regeneration service continues to work closely with Locate East Sussex and other partner agencies to ensure they continue to collaborate effectively with South East Creative Cultural and Digital Support (SECCADS) and the creative sector.</p> <p>(5) That Cabinet adopts a position statement formalising the Council's commitment to supporting the growth of creative industries.</p> <p>(6) To commit all services across the Council to raising awareness of available business support provision across Lewes District.</p>	<p>business support / advice.</p> <p>(3) To recognise that Meanwhile Use Leases can offer benefits to both the Council and the local economy, but that such uses may have an opportunity cost attached should higher value uses come forward.</p> <p>(4) To ensure that existing external agencies and partners are aware of the needs of all aspects of the district's diverse economy to ensure the Council can support delivery of commercial property solutions for the creative sector.</p>
16	Climate emergency	<p>(Key decision):</p> <p>That £100k be approved to progress carbon reduction and climate adaptation interventions in 2019/20.</p>	<p>Following the declaration of a climate emergency and a commitment by the Council to develop and deliver a comprehensive Climate Change Strategy , this report seeks Cabinet's allocation of funds to enable the progression of all the commitments made at Full Council on 15th July 2019.</p>

Call-in procedure

Call-in is the procedure whereby a decision of the Cabinet, the Leader or a portfolio holder, or a member or officer with delegated authority (an executive decision), taken but not implemented, may be examined by the Scrutiny Committee prior to implementation.

Any councillor is entitled to submit a request by email setting out the reason why he/she wishes any such decision to be called in by the Scrutiny Committee for consideration by a Scrutiny Panel. The request must be submitted to Democratic Services within three working days of the date of this notice.

Should any request by a councillor be submitted, the Cabinet Officer will then email all members of the Scrutiny Committee, advising them of the request for a review.

Members of the Scrutiny Committee must decide within two working days if they support the request and if they do, they should email a response to the Head of Democratic Services accordingly. If at least six members of the Committee are in favour of calling in the decision the Chair of the Scrutiny Committee will call a meeting of a Panel of the Scrutiny Committee within five working days where possible. The number of councillors to serve on a Panel (which shall be politically proportionate except that either the Leader of a political group may decide to offer one of their Group's places to another Group or an Independent member) shall be determined by the Chair with the councillors being nominated by the respective Group Leaders.

The decision of the Cabinet will not be implemented until:

- The time period for call-in has expired and six members of the Scrutiny Committee have not stated they are in favour of calling in the decision; or
- A Panel of the Scrutiny Committee considers the matter and resolves not to intervene in the decision of Cabinet; or
- A Panel of the Scrutiny Committee resolves to refer the matter back to Cabinet for further consideration and to take account of any recommendation of the Panel, in which case the Cabinet will reconsider the decision as soon as is reasonably practicable; or
- In the case of any question relating to the budget or policy framework, the Panel of the Scrutiny Committee has reported to the meeting of the Council that will consider the budget or policy framework or any component part of it (if there is insufficient time for the matter to be referred back to the Cabinet).

Once a decision of the Cabinet has been referred to a Panel of the Scrutiny Committee it shall not be subject to further consideration by a Panel of the Scrutiny Committee or the Committee itself and shall not again be referred by any individual councillor.

Democratic Services

For any further queries regarding this document or you require any further information please contact Democratic Services.

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