

**CABINET**  
**Wednesday, 25 May**  
**2016**  
**Decision notice**  
 (including Key Decisions)



**Notice dated: 26 May 2016**

Issued to the chairman and members of the scrutiny committee and other councillors for information. This notice is available for public inspection.

**This notice is issued in accordance with cabinet procedure rule 9 of the council's constitution. Key decisions are indicated with other decisions listed for information.**

**Key decisions will be implemented after the expiry of 5 working days from the date of this notice unless "called-in" under the provisions of the council's scrutiny procedure rules 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 in the council's website:-

<http://democracy.eastbourne.gov.uk/ieDocHome.aspx?bcr=1>

**DECISIONS:**

<b>Item No</b>	<b>Matter:</b>	<b>Decision:</b> 'KEY' if key decision 'BPF' if budget and policy framework	<b>Reasons if Key decision:</b>
7.	Membership and responsibilities of cabinet members.	As set out on agenda.	
8.	Dates of future cabinet meetings 2016/17.	As set out on agenda.	
9.	Delegation of executive functions.	Agreed.	
10.	Financial performance - Provisional outturn 2015/16.	<b>KEY</b> (1) Provisional general fund outturn on services expenditure for 2015/16 of £16.427m, a net favourable variance of £195,000 against the revised budget, agreed. (2) Transfers to and from reserves as set out at appendix 2 agreed. (3) Provisional housing revenue account surplus for 2015/16 of £559,000 agreed.	As given in the report to Cabinet.

		(4) Final capital programme and outturn for 2015/16 of £18.0m. agreed.	
11.	Wish Tower restaurant - Development and marketing programme update.	<b>KEY</b> (1) Senior head authorised to conclude the commercial agreement with the preferred operator. (2) Senior head authorised in conjunction with lead member for tourism and leisure and lead member for core support and strategic services, to let the construction contract for delivery of the new building, subject to planning and other consents.	As given in the report to Cabinet.
12.	Arndale Centre extension - use of 'section 237' powers to assist with delivery of the proposed development.	<b>KEY</b> Agreed, in principle, that the acquisition of the land, as identified on the attached plans and schedule by the council pursuant to Section 227 of the Town and Country Planning Act 1990 be authorised in order to then engage powers under section 237 of the Town and Country Planning Act 1990 for the planning purpose of facilitating the carrying out of the development (in its current form or as may be varied or amended) and subsequent disposal of that land to the developer (or an associated company) under section 233 of the Town and Country Planning Act 1990, and the following authority delegated to senior head of regeneration, planning and assets in consultation with the lead cabinet member to finalise the terms for the acquisition and disposal of the above land with the developer (or associated company) and for the relevant documentation to be entered into by the council; and finalise the extent/boundary of the land identified in the attached plans and schedule to be acquired by the council and subsequently disposed of to the developer once S.237 powers have been exercised over the land.	As given in the report to Cabinet.
13.	'Stronger Together' - Joint transformation programme - Business case and implementation.	<b>KEY</b> (1) Business case for joint transformation programme approved and £6.878m provisionally allocated to the programme. (2) Deputy chief executive granted delegated authority to determine the appropriate allocation of costs against revenue and capital funds. (3) Deputy chief executive granted delegated authority, in consultation with	As given in the report to Cabinet.

		<p>Joint Transformation Programme Board, to determine the methodology for cost and benefits sharing with an overriding principle that joint costs are allocated on the basis of the benefits realisation ratio.</p> <p>(4) Chief executive granted delegated authority, in consultation with Joint Transformation Programme Board, to run the programme within the allocated resources, reporting to cabinets regularly.</p> <p>(5) High level programme plan approved.</p> <p><b>(6) Full council be recommended</b> to approve the shared services employment model with Eastbourne Borough Council acting as host authority.</p> <p>(7) Procurement approach and contract variation outlined in the report, including the exceptions to contract procedure rules and the proposed changes to information and communications technology service provision, approved and deputy chief executive granted delegated authority, in consultation with Joint Transformation Programme Board, to negotiate the associated cost of pension protection with the service provider.</p> <p>(8) Adoption of the proven 'Digital 360' platform as basis for the joint transformation programme approved, subject to procurement.</p> <p>(9) Engagement to be undertaken with local community stakeholders in respect of relevant elements of the programme.</p>	
14.	Joint venture on energy and sustainability.	<p><b>KEY</b> (1) Start of a public procurement process advertised in OJEU for a joint venture with a private sector partner approved.</p> <p>(2) Senior head granted delegated authority to take all decisions during the joint venture procurement process, up to and including the selection and appointment of the private sector partner [where appropriate in consultation with the chief finance officer and lawyer to the council]. Delegation to include the detailed development, management and approval of the public procurement process to be followed and of all the procurement documentation required to deliver the project and the development and approval of all the contractual documentation to appoint the private sector</p>	As given in the report to Cabinet.

		partner. (3) Senior head granted delegated authority to agree the inclusion in the joint venture structure of other local authority and public body partners within Kent, Surrey and Sussex.	
15.	Regulatory services - new and amended policies.	<b>BPF</b> (1) Full council recommended to adopt the regulatory services enforcement policy (amended), redress schemes enforcement policy, smoke and carbon monoxide alarms enforcement policy and statement of principles for determining the amount of a penalty charge. (2) Full council recommended to delegate the administration and enforcement of the above policies and statement in exercise of relevant legislation to the senior head.	As given in the report to Cabinet.

**Inspection of background papers** – Please see contact details listed in each report.

**Further Information** – The forward plan of key decisions, councillor contact details, committee membership lists and other related information are available from Local Democracy.

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