

Decisions taken by the Cabinet on 17 September 2018



Lewes District Council

Notice dated: 18 September 2018

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:- <http://democracy.eastbourne.gov.uk/mgCommitteeDetails.aspx?ID=417>

DECISIONS:

Item No	Matter:	Decision:	Reasons for decision:
8	Finance update - performance quarter 1 - 2018-2019	(Non-key decision): (1) To agree the general fund and housing revenue account financial performance for the quarter ended June 2018. (2) To agree the amended capital programme as set out at appendix 3 to the report. (3) To agree the treasury management performance.	To enable Cabinet members to consider specific aspects of the Council’s financial performance.

9	Portfolio progress and performance report 2018-19 - quarter 1	<p>(Non-key decision):</p> <p>(1) That the council's progress and performance for quarter 1 be received and noted.</p> <p>(2) That the recommendations made by Scrutiny Committee at its meeting on the 13 September 2018 be considered.</p>	To enable Cabinet to consider specific aspects of the Council's progress and performance.
10	Wave Leisure Trust annual review 2017/2018	<p>(Non-key decision):</p> <p>(1) To approve the objectives identified in the 2019/2020 annual service statement.</p> <p>(2) To note Wave Leisure Trust's performance against the annual service delivery plan for 2017/2018.</p>	The agreement between the Council and Wave Leisure Trust requires Cabinet to approve a Service Statement 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.
11	Lewes District Local Plan Part 2: Pre-submission document	<p>(Key decision):</p> <p>(1) To approve the draft Local Plan Part 2 for public consultation under Regulation 19 of the Town & Country Planning (Local Planning) (England) Regulations.</p> <p>Recommend to Council (Budget and policy framework):</p> <p>(2) To authorise the Director of Regeneration & Planning, in consultation with the Cabinet Member for Planning, to make any minor changes arising from the consultation and to seek the approval of full Council to submit the Local Plan Part 2 to the Secretary of State under Regulation 22 of the Town & Country Planning (Local Planning)</p>	To ensure that the Local Plan Part 2 is progressed towards adoption in a timely manner, thereby supporting the implementation and delivery of the Local Plan Part 1: Joint Core Strategy through the allocation of additional development sites and up-to-date development management policies to assist in the determination of planning applications.

		(England) Regulations for examination.	
12	Electric vehicle charging points technical guidance note	<p>(Non-key decision):</p> <p>(1) To agree the publication of the ‘Electric Vehicle Charging Points Technical Guidance Note’ contained at appendix 1 to the report.</p> <p>(2) That the “Electric Vehicle Charging Points Technical Guidance Note” be brought back to Cabinet where appropriate, as and when technology progresses.</p>	<p>(1) To respond to a motion passed by Council for all new development to include electric vehicle charging points.</p> <p>(2) To publicise the Councils expectations for the provision of electric vehicle charging points infrastructure.</p>
13	Telscombe Tye Public Spaces Protection Order	<p>(Key decision):</p> <p>(1) To approve the Public Spaces Protection Order in draft form, set out at appendix 1 to the report for consultation.</p> <p>(2) To grant authority to Director of Service Delivery:</p> <p>(i) to carry out statutory consultation on the draft Public Spaces Protection Order in conjunction with Telscombe Town Council.</p> <p>(ii) If necessary, and in consultation with the Lead Member, to amend the content of the Order in light of consultation responses.</p> <p>(iii) To make and publicise the Order in accordance with relevant legislation.</p> <p>(iv) To put in place arrangements to enforce the Order with Telscombe Town Council.</p>	To provide an effective response to sheep attacks on Telscombe Tye, which meets the needs of local residents and partners.

		(v) To keep the Order under review; and, in consultation with the Lead Member, cease, renew or amend it at the end of its term, as appropriate.	
14	Regeneration and development: Sutton Road, Seaford	<p>(Key decision):</p> <p>(1) To approve the business case outlining the investment potential and development opportunities at Downs Leisure Centre, Sutton Road, Seaford.</p> <p>(2) To approve the capital investment of £17,200,000 (including professional fees) to fund the project up to and including construction, subject to sign off of the proposed leases on terms no less favourable than set out at exempt appendix D to the report.</p> <p>(3) To delegate authority to the Director of Regeneration and Planning in consultation with the Lead Member for Finance, the Chief Finance Officer, and the Assistant Director – Legal and Democratic Services, to progress the project through the Energy & Sustainability Joint Venture if they consider it appropriate and at an appropriate future stage to decide if the project should be put forward to the JV Steering Board for inclusion as a Part 1 and/or Part 2 project.</p> <p>(4) To delegate authority to enter into a lease (or leases) of the properties to the Director of Regeneration and Planning, in consultation with the Strategic Property Board; such delegation to include authorisation not to dispose by auction or invitation of tenders following public advertisement (sought under Contract Procedure Rule 18.1) for those leases.</p>	A strategic opportunity has arisen to provide a ground-breaking mixed-use development of the Council's landholdings within the Sutton Road site in Seaford known as Downs Leisure Centre. The proposed scheme will create new health space, employment opportunities, and a holistic approach to health and wellbeing for residents.

	(5) To delegate authority to the Director of Regeneration and Planning to exercise the break clause, or enter into a surrender of the lease in respect of Age Concern.	
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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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