

# Decisions taken by the Cabinet on 10 February 2020



## Notice dated: 11 February 2020

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:**

<b>Item No</b>	<b>Matter:</b>	<b>Decision:</b>	<b>Reasons for decision:</b>
8	Portfolio progress and performance report quarter 3 - 2019-2020	<b>(Non-key decision)</b>  To note progress and performance for Quarter 3 and Quarter 2.	To enable Cabinet members to consider specific aspects of the Council’s progress and performance.
9	Corporate plan 2020-24	<b>Resolved (Non-key decision)</b>  That the draft Corporate Plan for 2020-2024 be considered.	To enable the Council to set out its strategic vision, objectives and priority projects for the next four years and provide a firm basis for forward

		<p><b>Recommended to Full Council (Budget and policy framework):</b></p> <p>That the new Corporate Plan for 2020-2024 be adopted.</p>	<p>planning and performance management.</p>
10	Voluntary sector support	<p><b>(Key decision):</b></p> <p>(1) To confirm the planned allocation of funding to voluntary organisations for 2020/21, as set out at paragraph 3.19 in the report.</p> <p>(2) To undertake a fundamental review of the Council's grant policy in line with the new corporate plan, with recommendations for potential options being reported to a future meeting of the Cabinet.</p> <p>(3) To agree that any alteration to the grants policy will not impact on the current 3 year funding plan, so as to minimise impacts on planned activities by Council's funded partners.</p>	<p>(1) To allow continuation of funds to key voluntary organisations to enable the programmed delivery of services in the district.</p> <p>(2) To enable Members to consider whether they wish any changes to be made in the way that grants are allocated in the future.</p>
11	'Making' the Seaford Neighbourhood Plan	<p><b>Recommended to Full Council (Budget and policy framework):</b></p> <p>To recommend that the Seaford Neighbourhood Plan is formally adopted/'made' as part of the statutory development plan for the district.</p>	<p>To ensure the Seaford Neighbourhood Plan is 'made' within the timeframe set out by the Neighbourhood Planning (General) Regulations 2012 (as amended).</p>

12	Adoption of the Lewes District Local Plan Part 2: Site Allocations & Development Management	<p><b>Recommended to Full Council (Budget and policy framework):</b></p> <p>(1) To recommend that the Lewes District Local Plan Part 2, amended to incorporate the main modifications set out in the Examination Inspector's report, is adopted as part of the statutory development plan for the district in accordance with Section 23 of the Planning &amp; Compulsory Purchase Act 2004 and Regulation 26 of the Town &amp; Country Planning (Local Planning) (England) Regulations 2012;</p> <p>(2) To recommend that the Lewes District Local Plan Part 2 is published, together with the relevant adoption statements, Policies Map, and Sustainability Appraisal in accordance with Regulations 26 and 35 of the Town and Country Planning (Local Planning)(England) Regulations 2012;</p> <p>(3) To recommend that the Director of Regeneration &amp; Planning be authorised to agree any minor editorial corrections identified prior to publication of the adopted Lewes District Local Plan Part 2.</p>	To ensure that the Council has an up-to-date and comprehensive statutory development plan to guide decisions on individual planning applications for development in that part of the district outside the South Downs National Park.
13	Housing Revenue Account (HRA) 30-Year Business Plan Update	<p><b>(Key decision):</b></p> <p>(1) To adopt Lewes' HRA 30-Year Business Plan as a basis for operating the future HRA business.</p> <p>(2) To agree the assumptions underpinning it.</p> <p>(3) To notes that the plan has been used as the starting point for setting the 2020/21 HRA Revenue Budget and Rents and the HRA Capital Programme 2019-23, which is</p>	The Council now has an opportunity to increase its HRA stock holding and improve its offer to tenants and leaseholders (both current and future) as a result of the HRA debt cap being lifted and HRA rents increasing each year (with effect from 1st April 2020).

		the next report on the listed agenda.	
14	Housing revenue account budget 2020/21	<p><b>Recommended to Full Council (Budget and policy framework):</b></p> <p>(1) To agree the HRA budget for 2020/21 and revised 2019/20 budget as set out at Appendix 1 to the report.</p> <p>(2) To agree that social and affordable rents (including Shared Ownership) are increased by 2.7% in line with government policy.</p> <p>(3) To agree that private sector leased property rents are increased by 3.4% (RPI+1%).</p> <p>(4) To agree that the revised service charges are implemented.</p> <p>(5) To agree that garage rents are increased by 3.4% (RPI+1%).</p> <p>(6) To agree that the HRA Capital Programme as set out at appendix 2 to the report.</p>	The Cabinet has to recommend to Full Council the setting of the HRA revenue and capital budget and the level of social and affordable housing rents for the forthcoming year.
15	The Werks Group - Creative Hub Lewes	<p><b>(Key decision):</b></p> <p>(1) To note proposals for the establishment of a creative hub at 4 Fisher Street;</p> <p>(2) To agree that the Council enter into lease agreement in line with the terms outlined within section 2 of the report;</p> <p>(3) To agree that up to £250,000 be earmarked from the</p>	To enable the creation of a creative co-working hub at 4 Fisher Street.

		<p>Council's capital programme to support the creative hub project;</p> <p>(4) To delegate authority to the Director of Regeneration and Planning in consultation with Cabinet Member for Regeneration and Prosperity to conclude lease arrangements with The Werks Group and to sign or execute the agreement for lease, the lease and any related documentation.</p>	
16	Avis Way Waste Vehicle Depot - Revised Funding	<p><b>(Key decision):</b></p> <p>(1) To allocate an additional £800k funding to the £4.1m already approved to deliver the new waste vehicle depot facility.</p> <p>(2) To allocate up to £200k from the £4.1m already approved to enable early demolition of the derelict, unsafe and unlettable buildings at 9/10 Avis Way.</p>	<p>(1) To enable the new waste vehicle depot and vehicle servicing facility in Newhaven to be built, so that we can vacate the outdated Robinson Road facility.</p> <p>(2) To enable short term letting of the cleared site and free the site for construction to commence once finally approved.</p>
17	Climate Change and Sustainability Strategy-progress update	<p><b>(Key decision):</b></p> <p>(1) To note the report and approve the 'Next Steps' actions outlined in section 5 of the report.</p> <p>(2) To approve the 'Consultation and Engagement Proposals' set out in section 4 of the report.</p> <p>(3) To delegate authority to the Director of Regeneration and Planning, in consultation with the Lead Member for Sustainability, to;</p>	<p>To progress towards the aims of the Climate Emergency Resolution of July 2019.</p>

		<p>(i) investigate the viability of moving the Council on to a green electricity tariff; and</p> <p>(ii) if appropriate, to sign the Council up to this tariff.</p>	
18	Former Police Station, South Road, Newhaven	<p><b>(Key decision):</b></p> <p>(1) To approve the purchase of two sites in Newhaven known as the Former Police Station, and the former fire station detailed at Appendix A to the report, either separately or together.</p> <p>(2) To authorise the Director of Regeneration and Planning, in consultation with the Lead Member for Housing, to finalise the terms of the purchase of both sites and to sign or execute as appropriate the purchase agreements, transfers and all related documentation including the Stamp Duty Land Tax (SDLT) return.</p> <p>(3) To approve in principle the development of the two sites (or either one of them if the other cannot be acquired) for Council housing within the Housing Revenue Account (HRA), funded through the annual Council budget.</p> <p>(4) To authorise the Director of Regeneration and Planning, in consultation with the Lead Member for Housing, to finalise the terms of the building contract and any related appointments and contracts. The approval to sign or execute as appropriate the building contract, the appointments and all related documentation and to start works on site will be subject to a subsequent Cabinet report</p>	The overarching reason for the recommendations is to maximise the Council's ability to provide affordable housing within the District, partly through the full utilisation of receipts received from Council homes sold under the Right to Buy.

		<p>(5) To approve the acceptance of a grant from Homes England to part finance the development. To authorise the Director of Regeneration and Planning, in consultation with the Lead Member for Housing, to finalise the terms of and sign the Grant Agreement.</p>	
19	General Fund Revenue Budget 2020/21 and Capital Programme	<p><b>Resolved (Key decision):</b></p> <p>(1) To note the late issue of the Local Government Financial settlement on 6 February 2020 and to authorise the Chief Finance Officer to make the appropriate financial adjustments to inform the budget.</p> <p><b>Recommended to Full Council (Budget and policy framework):</b></p> <p>(2) To approve the General Fund budget for 2019/20 (Revised) and 2020/21 (original) set out at Appendix 1 to the report including growth and savings proposals for 2020/21 as set out at Appendix 3 to the report.</p> <p>(3) To approve an increase in the Council Tax for Lewes District Council of £5 resulting in a Band D charge for general expenses of £192.08 for 2020/21</p> <p>(4) To approve the revised General Fund capital programme 2020/21 revised as set out at Appendix 5 to the report.</p> <p>(5) To note the section 151 Officer's sign off as outlined in the report.</p>	The Cabinet has to recommend to Full Council the setting of a revenue budget and associated council tax for the forthcoming financial year by law.

20	Treasury Management and Prudential Indicators 2020/21, Capital Strategy & Investment Strategy	<p><b>Recommended to Full Council (Budget and policy framework):</b></p> <p>(1) To approve the Treasury Management Strategy and Annual Investment Strategy for 2020/21 as set out at Appendix A to the report;</p> <p>(2) To approve the Minimum Revenue Provision Policy Statement 2020/21 as set out at paragraph 8 of the report;</p> <p>(3) To approve the Prudential and Treasury Indicators 2020/21 to 2022/23, as set out at paragraph 6 of the report;</p> <p>(4) To approve the Capital Strategy set out at Appendix E to the report.</p>	It is a requirement of the budget setting process for the Council to review and approve the Prudential and Treasury indicators, Treasury Strategy, Capital Strategy and Investment Strategy.
21	Council tax and business rate base 2020/21	<p><b>(Key decision):</b></p> <p>(1) To agree the provisional Council Tax Base of 36,811.2 for 2020/21.</p> <p>(2) To agree that the Chief Finance Officer, in consultation with the Portfolio Holder for Finance, determine the final amounts for the Council Tax Base for 2020/21.</p> <p>(3) To agree that the Chief Finance Officer, in consultation with the Portfolio Holder for Finance, determine net yield from Business Rate income for 2020/21.</p>	Cabinet is required to approve the Tax Base which will be used for the purposes of calculating the 2020/21 Council Tax.



22	Annual Review of Fees and Charges	<p><b>(Key decision):</b></p> <p>(1) To approve the scale of Fees and Charges at Appendix 1 to the report, to apply from 1 April 2020.</p> <p>(2) To implement changes to statutory fees and charges for services shown at Appendix 1 to the report as and when notified by Government.</p>	The Council's Constitution required that all fees and charges, including nil charges, be reviewed at least annually and agreed by Cabinet.
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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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