

Decisions taken by the Cabinet on 24 September 2020



Lewes District Council

Notice dated: 01 October 2020

Issued to the chairman, members of the Policy and Performance Advisory 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 policy and performance advisory 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	Recovery and reset programme	<p>(Key decision):</p> <p>(1) To agree the Corporate Plan priorities for delivery in 2020/21 as set out at appendix B to the report, and agree that these form the context for the Council’s Recovery and Reset objectives.</p> <p>(2) To agree the Recovery and Reset Programme, described in the report, including governance arrangements as set out at paragraph 3.1 of the report.</p> <p>(3) To endorse those measures taken to date, details of</p>	<p>The Recovery and Reset Programme provides a structured and accountable approach for delivering the level of significant organisational change needed to respond to current challenges.</p>

		<p>which are set out in paragraphs 2.4-2.6 of the report.</p> <p>(4) To agree to establish a cross party Board comprising members from Eastbourne Borough Council and Lewes District Council to oversee the programme.</p> <p>(5) To agree that the Chief Executive, taking advice from the Board set out above and in consultation with Leaders of the Councils and Cabinet member for Finance, be given delegated powers to oversee and progress the Recovery and Reset Programme and for tasking individual Corporate Management Team postholders with the delivery of identified workstreams within it.</p> <p>(6) That further update reports on the progress of the Recovery and Reset Programme be provided on a regular basis.</p> <p>(7) That the Recovery and Reset Programme considers the wider District and the outcome of the community wealth building programme as part of the overall Programme.</p>	
9	Provisional revenue and capital outturn 2019/20	<p>(Key decision):</p> <p>(1) To endorse the provisional outturn for 2019/20.</p> <p>(2) To approve the transfers from/to reserves as set out in section 3.2 of the report.</p>	To enable Cabinet members to consider specific aspects of the Council's financial performance for 2019/20.

10	Treasury management annual report 2019/20 and 2020/21 quarterly monitoring	<p>Recommended to Full Council (Budget and policy framework):</p> <p>(1) To agree the Annual Treasury Management report for 2019/20.</p> <p>(2) To approve the 2019/20 Prudential and Treasury Indicators included in the report.</p> <p>(3) To note that the Treasury Management activities for the period starting from 1 April to 31 August 2020 has been in accordance with the approved Treasury Strategies for that period.</p>	Requirement of CIPFA Treasury Management in the Public Sector Code of Practice (the Code) and this has to be reported to Full Council.
11	Portfolio progress and performance report quarter 1 - 2020-2021	<p>(Non-key decision):</p> <p>To note progress and performance for quarter 1.</p>	To enable Cabinet members to consider specific aspects of the Council's progress and performance.
12	Finance update - performance quarter 1 - 2020-2021	<p>(Non-key decision):</p> <p>(1) To note the General Fund, HRA and Collection Fund financial performance for the quarter ended June 2020.</p> <p>(2) To agree the amended capital programme as set out at appendix 2 to the report.</p> <p>(3) To approve a revenue budget of £350k for HRA feasibility works, to be funded from the HRA Reserve, and to delegate authority to the Director of Regeneration and Planning to approve all expenditure, to be sub-delegated as required.</p>	To enable Cabinet members to consider specific aspects of the Council's financial performance.

13	Medium term financial strategy	<p>(Key decision):</p> <p>To note the background to the medium term financial strategy for 2021/22 and approve the approach outlined in this report.</p>	<p>To progress the medium term financial strategy process and update Cabinet on the background to this.</p>
14	Proposals for use of former UTC building, Newhaven	<p>(Key decision):</p> <p>(1) To note the successful submission to the Getting Building Fund for £1.3million, subject to presentation of full business case.</p> <p>(2) To delegate authority to the Director of Regeneration & Planning, in consultation with the Leader of the Council, to:</p> <p>a) authorise the acquisition by the Council of a new Sublease or the existing Sublease as set out within section 2 of the report, subject to prior completion of due diligence and survey if required;</p> <p>b) authorise entry into a deed of variation of the existing Sublease as set out within section 2 of the report in the event that the Sublease is acquired by the Council;</p> <p>c) authorise the acquisition by the Council of the Headlease as set out within section 2 of the report, subject to prior completion of due diligence and survey if required;</p> <p>d) agree the mix of end users as noted in this report and authorise sublettings and other occupational rights in respect of the end users (in the event the Council acquires a lease interest in the land and</p>	<p>The funding opportunity meant that there was a significant time imperative to agree the match funding for the UTC, via Executive Member Decision. This report seeks to build on the previous report to seek authority to progress the acquisition of the property as set out in Recommendation 2, above.</p> <p>The proposals also accord with Council policies and seek to regenerate a vacant, highly prominent and strategic building within Newhaven that will directly contribute to the Council's ongoing regeneration ambitions and the successful delivery of the Enterprise Zone.</p>

		<p>building);</p> <p>e) authorise any financial commitments arising from the transactions set out at paragraphs a) to d) above; and</p> <p>f) commence the refurbishment works as noted in the report.</p> <p>Note: It is anticipated that a deed of variation of the Sublease would not be required if the Council also acquires the Headlease, on the basis that the Sublease would be merged into the Headlease. For further explanation see paragraph 2.9 of the report. The recommendations above are designed to deal with the complex factual background relating to this matter.</p> <p>(3) To note the Executive Member Decision (21 August 2020) to commit the required match funding from Lewes District Council (£500k) as set out in paragraph 2.4 of the report, and to note that authority has been delegated to the Director of Regeneration & Planning to work with partners, including the Newhaven Enterprise Zone, to secure additional contributions as needed.</p>	
15	Business support for Lewes District	<p>(Non-key decision):</p> <p>(1) To support the continuation of the business start-up and the general business support programmes under the LEAP brand and ask that consideration be given to supporting community enterprise throughout the programme.</p>	

		<p>(2) To authorise the Director of Regeneration and Planning to appoint Edeal to continue the delivery of the LEAP business support programmes for up to three years; and, in order to achieve this, to waive Contract Procedure Rule 10 in respect of this contract for the reason set out in Reason 2 (Section 2.2 of the report), below.</p> <p>(3) To allocate a total of £102,500 over a three-year period as funding for the continuation of local business support.</p>	
16	Wave Leisure partnership support	<p>(Key decision):</p> <p>(1) To welcome the support and recommendation from the Policy and Performance Advisory Committee at its meeting on 15 September 2020, and to agree, at this stage, to provide a loan to Wave Leisure Trust up to a maximum of £500k.</p> <p>(2) To delegate authority to the Chief Executive in consultation with the Lead Member for Finance and Assets and the Lead Member for Tourism and Devolution to agree terms for the loan.</p> <p>(3) To write to the Government and ask that financial support be provided for leisure centres and that policy and legislation be considered that allows leisure centres to operate.</p>	To recognise the value of the service provided by Wave Leisure Trust (WLT) as a long-term partner of the Council in the provision of leisure services across the district and to contribute to the re-mobilisation of WLT's services in the wake of the Covid-19 lockdown.

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 Policy and Performance Advisory 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 Policy and Performance Advisory Committee for consideration by a Call-In 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 Policy and Performance Advisory Committee, advising them of the request for a review.

Members of the Policy and Performance Advisory Committee must decide within two working days if they support the request and if they do, they should email a response to the Committee and Civic Services Manager accordingly. If at least six members of the Committee are in favour of calling in the decision the Chair of the Policy and Performance Advisory Committee will call a Call-In Panel of the 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 Policy and Performance Advisory Committee have not stated they are in favour of calling in the decision; or
- A Call-In Panel of the Policy and Performance Advisory Committee considers the matter and resolves not to intervene in the decision of Cabinet; or
- A Call-In Panel of the Policy and Performance Advisory 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, a Call-In Panel of the Policy and Performance Advisory 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 Call-In Panel of the Policy and Performance Advisory Committee it shall not be subject to further consideration by a Call-In Panel 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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Council Website - <http://www.lewes-eastbourne.gov.uk/>