

Decisions taken by the Cabinet on 4 February 2021



Notice dated: 04 February 2021

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	Ward issues raised by councillors at Full Council	(Non-key decision): To note and agree the officer action detailed in the report.	To ensure that appropriate follow up action is taken.
9	Recovery and reset programme	(Non-key decision): To note the progress made with the Recovery and Reset Programme.	The Recovery and Reset Programme provides a structured and accountable approach for delivering the level of significant organisational change needed to respond to current and future challenges.

10	Finance update - performance quarter 3 - 2020-2021	<p>(Non-key decision):</p> <p>(1) To note the General Fund, HRA and Collection Fund financial performance for the quarter ended December 2020.</p> <p>(2) To agree the amended capital programme as set out at appendix 2 to the report.</p>	To enable Cabinet members to consider specific aspects of the Council's financial performance.
11	General Fund Revenue Budget 2021/22 and Capital Programme	<p>Recommended to Full Council (Budget and policy framework):</p> <p>(1) The General Fund budget for 2020/21 (Revised) and 2021/22 (original).</p> <p>(2) An increase in the Council Tax for Lewes District Council of £5 (per annum) resulting in a Band D charge for general expenses of £197.08 (per annum) for 2021/22.</p> <p>(3) The revised General Fund capital programme 2021/22 as set out at appendix 3 to the report.</p> <p>(4) To endorse the continuation of the Flexible use of Capital Receipts and refers on to Council for approval.</p> <p>(5) To note the section 151 Officer's sign off as outlined in the report.</p> <p>(Key decision):</p> <p>(6) That as soon as practicable officers bring to Cabinet a report on the statutory process for amending the Council Tax Reduction Scheme for 2022/23 and which sets out the financial and other implications of providing a 100%</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.

discount to qualifying persons.

(7) That, in order to maximise the assistance to working age residents in financial distress, officers combine the remaining Council Tax Hardship Scheme funds (as previously agreed at Cabinet on 10 December 2020) with the council tax relief grant made available under the recent Spending Review, to provide a lump sum payment in 2021/22 to qualifying persons, which in certain cases would – taking into account the council tax reduction awarded – equal 100% of their council tax liability.

(8) To approve, as a Restricted Matter under the LLP Agreement with Eastbourne Borough Council, the making of a loan facility [of up to £10m] by Eastbourne Borough Council (pursuant to an Eastbourne Borough Council Cabinet decision of February 2021) to AHLLP for the purpose of enabling the partnership to purchase and develop residential accommodation and other property. Also, to delegate authority to the Chief Finance Officer in consultation with the Lead Member for Finance to agree the terms of that loan facility and any associated documentation and to authorise the execution of any related documentation.

(9) To authorise the Chief Finance Officer to ensure that a new “Deed of Entrustment” and the appropriate Funding Agreements are entered into by AHLLP with Eastbourne Borough Council to ensure that:

(a) loans and other funding follow the new Subsidy Control regime which applies from 1 January 2021; and

		<p>(b) Right to Buy receipts are appropriated in accordance with legislative requirements and the retention agreement with Government in relation to “social housing”.</p> <p>(10) To delegate authority to the Chief Finance Officer to determine the terms of such agreements.</p>	
12	Housing Revenue Account (HRA) Revenue Budget and Rent Setting 2021/22 and HRA Capital Programme 2020-24	<p>Recommended to Full Council (Budget and policy framework):</p> <p>(1) The HRA budget for 2021/22 and revised 2020/21 budget as set out at appendix 1 to the report.</p> <p>(2) That social and affordable rents (including Shared Ownership) are increased by 1.5% in line with government policy.</p> <p>(3) That private sector leased property rents are increased by 2.1% (RPI+1%).</p> <p>(4) That the revised service charges are implemented.</p> <p>(5) That garage rents are increased by 2.1% (RPI+1%).</p> <p>(6) 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.

13	Treasury Management and Prudential Indicators 2021/22, Capital Strategy & Investment Strategy	<p>Recommended to Full Council (Budget and policy framework):</p> <p>(1) To approve the Treasury Management Strategy and Annual Investment Strategy for 2021/22 as set out at appendix A to the report.</p> <p>(2) To approve the Minimum Revenue Provision Policy Statement 2021/22 as set out at paragraph 8 in the report.</p> <p>(3) To approve the Prudential and Treasury Indicators 2021/22 to 2023/24, as set out at paragraph 6 in 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.
14	Annual review of fees and charges	<p>(Key decision):</p> <p>(1) To approve the scale of Fees and Charges proposed within Appendix 1 of the report, to apply from 1 April 2021.</p> <p>(2) To implement changes to statutory fees and charges for services shown within Appendix 1 of the report, as and when notified by Government.</p>	The Council's Constitution requires that all fees and charges, including nil charges, be reviewed at least annually and agreed by Cabinet.
15	Portfolio progress and performance report quarter 3 - 2020-2021	<p>(Non-key decision):</p> <p>To note progress and performance for Quarter 3.</p>	To enable Cabinet members to consider specific aspects of the Council's progress and performance.

16	Climate change and sustainability strategy	<p>(Key decision):</p> <p>(1) To approve the Climate Change and Sustainability Strategy 2021 and Action Plan set out at appendix 1 and 2 to the report.</p> <p>(2) To require the Deputy Chief Executive and Director of Planning and Regeneration to produce an annual progress report detailing the council and district carbon footprints, and progress against the action plan in September each year.</p> <p>(3) To note the 'Summary of Engagement Responses' report at appendix 3 to the report.</p>	To progress the aims of the Council's Climate Emergency Declaration (2019) to make the Council Net Zero Carbon by 2030 and to assist the same aim to be achieved within the wider district.
17	Eastbourne and Lewes Community Safety Partnership - Annual Report (Lewes)	<p>(Non-key decision):</p> <p>To note the achievements and activities of the Eastbourne & Lewes Community Safety Partnership in 2020/21.</p>	For Cabinet to consider progress on delivery of the current Community Safety Plan.
18	Voluntary sector support	<p>(Key decision):</p> <p>(1) To agree the grant allocations for 2021/22, to be allocated in line with the existing voluntary sector grants policy, as set out in paragraph 1.4 of the report.</p> <p>(2) To note the consultation responses.</p> <p>(3) To agree to award all grants tri-annually from 2022/23 onwards and introduce a competitive bidding process to be implemented in 2021/22.</p> <p>(4) That a further report making recommendations for</p>	The introduction of these changes to the voluntary sector grants policy will enable the council to be more transparent and flexible in how local voluntary organisations are supported and will ensure a focus on priority areas of need.

		<p>future funding priorities, in the form of a 'prospectus' against which organisations can bid, be considered at a future meeting of the Cabinet.</p> <p>(5) An amended grants policy be prepared in line with the recommendations above for adoption at a future meeting of the Cabinet.</p> <p>(6) That a Grants Working Group of three members be established, as set out at paragraph 2.4 of the report.</p>	
19	Planning Technical Advice Notes	<p>(Key decision):</p> <p>(1) To agree the publication and use of the Sustainability in Development Technical Advice Note contained at appendix 2 to the report.</p> <p>(2) To agree the publication and use of the Circular Economy Technical Advice Note contained at appendix 3 to the report.</p> <p>(3) To agree the publication and use of the Biodiversity Net Gain Technical Advice Note contained at appendix 4 to the report.</p> <p>(4) To provide delegated authority to the Director of Regeneration and Planning, in consultation with the Portfolio Holder for Planning and Infrastructure, to make minor or technical amendments to the Technical Advice Notes prior to their publication or as otherwise required following publication.</p>	<p>(1) To publicise the Council's expectations for the incorporation of sustainability issues, circular economy principles and biodiversity net gain in planning applications.</p> <p>(2) To make minor amendments to address technical or drafting issues.</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 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/>