

## RECORD OF EXECUTIVE DECISION (THE DECISIONS LIST)

Date:	Decision Maker:	Subject to Call-in*
23 June 2023	Cabinet	No

### SUBJECT OF DECISION:

Matters Referred to the Cabinet by the Council - A.1 - Motion to Council: Ring-Fencing of Capital Receipts arising from the Disposal of Surplus Land

### Decision:

**RESOLVED** that Cabinet, following the explanation of the motion and in accordance with the current Council Procedure Rule 12.8, that Cabinet does not recommend that the Council should support this motion in its original format.

### Reasons for Decision:

Having duly considered the contents of the submitted documentation and to comply with the Council's Constitution (Council Procedure Rule 12)

### Alternative Options Considered:

Prior to making its response the Cabinet may, following consultation with the relevant Officers, required further information to be presented to it for consideration on the implications of the proposed motion. Such a report must be considered by Cabinet in a timely manner.

Once the Cabinet had considered the Motion it would be sent back to Council with Cabinet's response.

### Conflicts of Interest Declared (and Dispensations Granted by the Monitoring Officer)

### Consultation with Ward Member:

None

### Contact Officer:

Gary Guiver, Director (Planning)

Date:	Decision Maker:	Subject to Call-in*
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23 June 2023	Cabinet	No
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**SUBJECT OF DECISION:**

Matters Referred to the Cabinet by a Committee - Reference from the Resources and Services Overview & Scrutiny Committee - A.2 - Scrutiny of Procurement and Contract Management

**Decision:**

**RESOLVED** that the recommendations made by the Resources and Services Overview & Scrutiny Committee be considered and that the response of the Assets Portfolio Holder thereto be endorsed.

**Reasons for Decision:**

Having duly considered the recommendations submitted to Cabinet by the Resources & Services Overview and Scrutiny Committee.

**Alternative Options Considered:**

That the Portfolio Holders response not be endorsed.

**Conflicts of Interest Declared  
(and Dispensations Granted by the Monitoring Officer)**

**Consultation with Ward Member:**

None

**Contact Officer:**

Lisa Hastings, Deputy Chief Executive & Monitoring Officer

Date:	Decision Maker:	Subject to Call-in*
23 June 2023	Cabinet	No

**SUBJECT OF DECISION:**

Matters Referred to the Cabinet by a Committee - Reference from the Resources and Services Overview & Scrutiny Committee - A.3 - Scrutiny of Planning Enforcement

**Decision:**

**RESOLVED** that the recommendations made by the Resources and Services Overview & Scrutiny Committee be considered and that the response of the Planning Portfolio Holder

thereto be endorsed.

**Reasons for Decision:**

Having duly considered the recommendations submitted to Cabinet by the Resources & Services Overview and Scrutiny Committee:-

**Alternative Options Considered:**

Not to endorse the statement of the Portfolio Holder for Planning

**Conflicts of Interest Declared  
(and Dispensations Granted by the Monitoring Officer)**

**Consultation with Ward Member:**

None

**Contact Officer:**

Gary Guiver, Director (Planning)

Date:	Decision Maker:	Subject to Call-in*
23 June 2023	Cabinet	No

**SUBJECT OF DECISION:**

Matters Referred to the Cabinet by a Committee - Reference from the Planning Policy & Local Plan Committee - A.4 - Conservation Area Character Appraisals and Management Plans for Great Clacton, Lawford, Bradfield and Ramsey

**Decision:**

That Cabinet:-

- a) endorsed the new Conservation Area Appraisals and Management Plans for Great Clacton (Appendix 1 to item A.1 of the Report of the Director (Planning)), Lawford (Appendix 2 thereto), Bradfield (Appendix 3 thereto) and Ramsey (Appendix 4 thereto) Conservation Areas;
- b) recommended to Cabinet that the above documents forming Appendices 1, 2, 3 and 4 be published for consultation with the public and other interested parties; and
- c) noted that Conservation Area Appraisals and Management Plans for the District's three remaining Conservation Areas will be brought before the Committee in due course."

**Reasons for Decision:**

Having duly considered the recommendations submitted to Cabinet by the Planning Policy and Local Planning Committee:-

**Alternative Options Considered:**

To not:

- a) endorse the new Conservation Area Appraisals and Management Plans for Great Clacton (Appendix 1 to item A.1 of the Report of the Director (Planning)), Lawford (Appendix 2 thereto), Bradfield (Appendix 3 thereto) and Ramsey (Appendix 4 thereto) Conservation Areas;
- b) recommend to Cabinet that the above documents forming Appendices 1, 2, 3 and 4 be published for consultation with the public and other interested parties; and
- c) note that Conservation Area Appraisals and Management Plans for the District's three remaining Conservation Areas will be brought before the Committee in due course."

**Conflicts of Interest Declared  
(and Dispensations Granted by the Monitoring Officer)**

**Consultation with Ward Member:**

None

**Contact Officer:**

Gary Guiver, Director (Planning)

Date:	Decision Maker:	Subject to Call-in*
23 June 2023	Cabinet	No

**SUBJECT OF DECISION:**

Leader of the Council's Items

**Decision:**

**Reasons for Decision:**

**Alternative Options Considered:**

**Conflicts of Interest Declared  
(and Dispensations Granted by the Monitoring Officer)**

None

**Consultation with Ward Member:**

None

**Contact Officer:**

Date:	Decision Maker:	Subject to Call-in*
23 June 2023	Cabinet	No

**SUBJECT OF DECISION:**

Cabinet Members' Items - Report of the Assets Portfolio Holder - A.5 - Petition: Suspend Property Dealing and development of TDC Land Parcels in Great and Little Oakley and Offer the Land to the Parish Councils

**Decision:**

**RESOLVED** that Cabinet notes the petition, thanks the petitioner and requests that these views and others are taken into account as and when the property dealing procedure unfolds, subject to available resources.

**Reasons for Decision:**

Having duly considered the Petition together with the information provided in the report:-

**Alternative Options Considered:**

- *No action (with reasons as to why no action is proposed)*
- *Taking the action requested in the petition*
- *Taking an alternative or amended course of action to that requested in the petition (with reasons as to why such action is being taken)*
- *Undertaking research into the matters raised (this could include referring the matter to the relevant Portfolio Holder, or officer of the Council) and holding a meeting with the petitioners.*
- *Referring the petition to a Committee or an external person/body (such as the*

*County Council or Government body or Public Services or the Ombudsman or Member(s) of Parliament)*

- *Holding a public meeting*
- *Holding an inquiry*
- *Providing a written response to the lead petitioner setting out the Council's views on the request in the petition*
- *Deferring consideration of the petition to a future Cabinet meeting*
- *Calling for a referendum (if permitted under legislation and subject to costs)*

**Conflicts of Interest Declared  
(and Dispensations Granted by the Monitoring Officer)**

**Consultation with Ward Member:**

None

**Contact Officer:**

Andy White, Assistant Director (Building and Public Realm)

Date:	Decision Maker:	Subject to Call-in*
23 June 2023	Cabinet	No

**SUBJECT OF DECISION:**

Cabinet Members' Items - Report of the Deputy Leader of the Council & Economic Growth, Regeneration and Tourism Portfolio Holder - A.6 - Clacton Civic Quarter Levelling Up Fund (LUF) Bid, Dovercourt Town Centre Improvement Corridor Capital Regeneration Project (CRP) Bid

**Decision:**

**RESOLVED** that Cabinet –

- a) noted the five projects for delivery across the Clacton Civic Quarter and Dovercourt Town Centre bids, as set out in the submissions to Government and confirms its endorsement to both schemes progressing within the context as set out;
- b) accepted the £6,652,251 awarded to the Council for delivery of the Dovercourt Town Centre Improvement Corridor, following a successful Capital Regeneration

Project award from Government, and authorises the S151 Officer to sign the associated Memorandum of Understanding with the Department for Levelling Up Housing and Communities (DHLUC);

- c) agreed the draw-down of £250,000 from the Council's Levelling Up Fund Budget of £2.291m to support the early preparation phases for development of the scheme for Dovercourt;
- d) authorised the Corporate Director Place & Economy in consultation with the Portfolio Holder for Economic Growth, Regeneration and Tourism to agree any associated expenditure for both Dovercourt and Clacton schemes, within the context of this report;
- e) agreed to the proposed approach for delivering the projects, as set out in this report, working in close partnership with Essex County Council, as an integral partner, noting subject to further business case approvals by Essex County Council;
- f) delegated authority to the Portfolio Holder for Economic Growth, Regeneration and Tourism in consultation with the Corporate Director Place and Economy, Section 151 and Monitoring Officers to approve the Heads of Terms for the various agreements; and
- g) authorised the Corporate Director Place and Economy to approve the final terms and conditions of the agreements in consultation with the Section 151 and Monitoring Officers; and
- h) endorsed the Portfolio Holder forming a Cross Party Levelling Up Working Party to receive project management updates at least four times a year on progress with the schemes, with particular attention to risk management for each individual project, budget and costings and delivery progress.

### **Reasons for Decision:**

The award of the funding for the delivery of the Dovercourt Town Centre Improvement Corridor, alongside the award of funding for the Clacton Civic Quarter Levelling Up fund bid, allows TDC to invest significantly in implementing improvements to support Town Centre economies in the district.

The funding awarded for the Dovercourt scheme needs to be spent and the projects delivered by March 2026, making timely signing of the MOU a priority. The draw down of the additional £250,000 will allow for further concept design work (RIBA stage 2) to progress the projects.

Working in partnership with Essex County Council (ECC) to deliver the schemes will create the right balance of additional capacity, while retaining an appropriate degree of project control. ECC put in the bid jointly with the Council, are match funding the bids, and own land and run services within three of the projects across the LUF and CRP. The Essex Housing team at ECC has significant experience built up over 6 years in procuring and constructing homes on behalf of local authority partnerships. The team have built up a significant portfolio of high quality consultants and suppliers accessed through ECC's procurement team and frameworks as appropriate and therefore stands in a strong position to commence detailed work promptly.

Establishing a Cross Party Working Group will ensure a range of members views are represented and enable the whole Council to be well informed on the progress with the projects.

**Alternative Options Considered:**

**Do nothing:** Tendring District Council would not be able to accept the funding without this decision-making mechanism in place and would not enter into an agreement with DLUHC to deliver the bid.

Not delivering the bids would allow officer time to be focused on other projects and would reduce any financial or delivery risk to the Council from running major capital works.

However, not accepting the funding would also reduce the opportunity for investment in the towns of Clacton and Dovercourt at a significant scale, with the benefits that will bring, and have a negative reputational implication with the announcements already widely publicised at local and national levels.

**Conflicts of Interest Declared  
(and Dispensations Granted by the Monitoring Officer)**

**Consultation with Ward Member:**

None

**Contact Officer:**

Lee Heley, Corporate Director (Place & Economy)

\* The call-in procedure will not apply to a decision where the Chairman of the relevant overview and scrutiny committee's agreement has been obtained that any delay likely to be caused by the call-in process would seriously prejudice the Council's or the public's interest, (Rule 16 (h) of the Overview and Scrutiny Procedure Rules) or any decision made where such decision is to be referred to the Council or one of the overview and scrutiny committees for their consideration.