

## RECORD OF EXECUTIVE DECISION (THE DECISIONS LIST)

Date:	Decision Maker:	Subject to Call-in*
19 April 2024	Cabinet	Yes

### SUBJECT OF DECISION:

Matters Referred to the Cabinet by a Committee - Reference from the Planning Policy & Local Plan Committee - A.1 - Local Plan Review: Vision and Objectives Revisited

### Decision:

**RESOLVED** that Cabinet –

- (a) does not wish to make any comments or amendments to the Vision and Objectives (Appendix 1) and confirms that they align with the Council's corporate vision; and
- (b) approves the Vision and Objectives for the review of the Local Plan and that they be published, in due course, for public consultation purposes, as part of the 'Issues and Options' stage of the Local Plan review process.

### Reasons for Decision:

Having considered the invitation of the Planning Policy & Local Plan Committee, together with the comments of the Housing and Planning Portfolio Holder.

### Alternative Options Considered:

- (1) To not approve the Vision and/or Objectives for consultation purposes; or
- (2) To amend some or all of the Vision and/or Objectives.

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

None

### Consultation with Ward Member:

N/A

### Contact Officer:

Gary Guiver, Director (Planning)

Date:	Decision Maker:	Subject to Call-in*
19 April 2024	Cabinet	No

**SUBJECT OF DECISION:**

Cabinet Members' Items - Report of the Portfolio Holder for Corporate Finance & Governance - A.2 - Financial Performance Report 2023/24 - General Update at the end of December 2023

**Decision:**

**RESOLVED** that Cabinet -

- (a) notes the Council's in-year financial position at the end of December 2023 along with the latest financial update / forecast;
- (b) approves the proposed adjustments to the 2023/24 budget, as set out in Section 1 and 2 of Appendix H;
- (c) approves the proposed adjustments to the 2024/25 budget, as set out in Section 3 of Appendix H;
- (d) subject to b) and c) above, requests Officers to review any potential longer term / on-going impact of the items set out in Appendix H, as part of developing the forecast for further consideration by Cabinet later in the year;
- (e) requests an update on the two carry forward items set out in this report, that were previously requested by Cabinet at its 10 November 2023 meeting, for inclusion in the Outturn Report for 2023/24;
- (f) subject to (b) above, agrees an exemption from the Council's Procurement Rules in order to enable BDO to be engaged to undertake the necessary audit work relating to the Housing Benefit Subsidy Certification process for 2021/22, 2022/23 and 2023/24 and approves their appointment;
- (g) notes the funding made available via the second round of Sport England's Swimming Pool Support Fund and:-
  - (i) accepts the funding of £0.136m awarded to the Council along with noting the terms of the associated grant agreement that requests the Council to operate the facility for a period of three years from the date of the agreement unless otherwise agreed by Sport England;
  - (ii) agrees that the approval of the necessary governance arrangements be delegated to the Corporate Director (Place and Economy), in consultation with the Leader of the Council and the Council's Monitoring Officer and Section 151 Officer, and that such arrangements aim to protect the Council as far as reasonably possible within the context of the responsibilities the Council may have in administering the grant funding along with any transfers of money to the independently operated Brightlingsea Lido;

- (h) subject to (c) above, agrees a delegation to the Corporate Director (Operations and Delivery), in consultation with the Portfolio Holder for the Environment to utilise the additional proposed budget of £0.100m to support the work associated with the options appraisal / tender activities for the Waste and Street Cleansing Contract;
- (i) agrees a delegation to the Corporate Director (Place and Economy), in consultation with the Council's Section 151 Officer, to determine the mix of funding (from the Council's own approved contribution and the money made available by the Government) to support both the LUF Scheme in Clacton and the CRP Scheme in Dovercourt, within financial parameters previously agreed and until the next significant project milestones are reported to Cabinet; and
- (j) invites the views of the Resources and Services Overview and Scrutiny Committee on the information set out in this report along with the Council's wider financial position as part of its work programme for the year.

**Reasons for Decision:**

Having duly considered the financial position for the Council and in order to respond to emerging issues in 2023/24 along with developing the budget and long term forecast from 2024/25.

**Alternative Options Considered:**

These are broadly covered in the main body of the Portfolio Holder's report.

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

Councillor Barry declared a Disclosable Pecuniary Interest in the subject matter of this item insofar as he was a Trustee of the Brightlingsea Lido and given also that Brightlingsea Lido was mentioned at several junctions within the Portfolio Holder's report (including its recommendations to Cabinet). Councillor Barry withdrew from the meeting and left the room whilst Cabinet deliberated this matter and reached its decision.

Councillor Chapman BEM declared an Other Registrable Interest in relation to the Brightlingsea Lido insofar as she was also a member of Brightlingsea Town Council.

During the discussion of the North Essex Parking Partnership potential budget deficit, Councillors P B Honeywood and M E Stephenson each declared an Other Registrable Interest insofar as they were both also members of Essex County Council.

**Consultation with Ward Member:**

N/A

**Contact Officer:**

Richard Barrett, Assistant Director (Finance and IT) & Section 151 Officer

Date:	Decision Maker:	Subject to Call-in*
19 April 2024	Cabinet	Yes

**SUBJECT OF DECISION:**

Cabinet Members' Items - Report of the Housing & Planning Portfolio Holder - A.3 - Consideration and Adoption of a Tenant Involvement Policy and Anti-Social Behaviour Policy

**Decision:**

**RESOLVED** that Cabinet –

- (a) approves the adoption of the Tenant Involvement Policy and of the Anti-Social Behaviour Policy;
- (b) authorises their direct implementation; and
- (c) authorises the Corporate Director (Operations and Delivery), in consultation with the Portfolio Holder responsible for Housing, to make future updates or amendments to those policies.

**Reasons for Decision:**

In order to ensure that the policies were appropriately adopted, in accordance with the Council's Constitution, and in order to evidence compliance with regulatory standards.

**Alternative Options Considered:**

The only alternative option considered was to not implement these policies.

The Regulator of Social Housing requires landlords to show how they have sought out and considered ways to improve tenant engagement. A Tenant Involvement Policy allows the Council to define a clear purpose for tenant involvement and to demonstrate that it is actively seeking to improve the way it engages with tenants to ensure that the tenant voice is heard and plays an important part in shaping and scrutinising the housing service.

The Regulator of Social Housing requires registered providers to work in partnership with appropriate local authority departments, the police and other relevant organisations to deter and tackle ASB and hate incidents in the neighbourhoods where we provide social housing.

The absence of suitable policies also makes the day to day operation of the service more difficult with the potential for inconsistencies in approach and increases the likelihood of complaints.

**Conflicts of Interest Declared**

**(and Dispensations Granted by the Monitoring Officer)**

None

**Consultation with Ward Member:**

N/A

**Contact Officer:**

Damian Williams, Corporate Director (Operations and Delivery)

Date:	Decision Maker:	Subject to Call-in*
19 April 2024	Cabinet	Yes

**SUBJECT OF DECISION:**

Cabinet Members' Items - Report of the Partnerships Portfolio Holder - A.4 - Grant Funding Review

**Decision:**

**RESOLVED** that Cabinet –

- (a) notes the contents of this report including the Allocation of Funding for 2023/24, as set out in Appendix 1 to the Portfolio Holder's report (A.4);
- (b) authorises the Portfolio Holder for Partnerships to continue with the requested review in order to determine what priorities the Council could support through external funding in the future;
- (c) agrees that such review will include engagement with Officers and the relevant Portfolio Holders, in order to understand existing schemes and determine proposals for the future, taking into account service provision, subsidy control implications, the Council's financial position and delivering the Council's Corporate Plan;
- (d) requires that, following completion of the review, a further report will be presented to Cabinet in readiness for the budget process for 2025/26; and
- (e) in light of the revised approach for the review, recommends to the Community Leadership Overview and Scrutiny Committee that its work on reviewing grant schemes operated by the Council ceases in order to prevent a duplication of Council resources on this subject.

**Reasons for Decision:**

In the light of the fact that considering funding already allocated would assist in determining the types of funding the Council might wish to provide in the future and that a further review which analysed any gaps in service provision across the organisation would also assist in understanding what funding the Council might wish to provide to meet the Corporate Plan.

**Alternative Options Considered:**

To not review existing funding and to continue allocating funding under existing methods. This is not possible due to the previous decision of Cabinet and consideration of a new Corporate Plan and priorities. Governance arrangements for existing schemes also need to be reviewed.

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

None

**Consultation with Ward Member:**

N/A

**Contact Officer:**

Anastasia Simpson, Assistant Director (Partnerships)

Date:	Decision Maker:	Subject to Call-in*
19 April 2024	Cabinet	Yes

**SUBJECT OF DECISION:**

Cabinet Members' Items - Report of the Partnerships Portfolio Holder - A.5 - Tendring District Council (Career Track) Apprenticeships

**Decision:**

**RESOLVED** that Cabinet -

1. continues to support the Career Track function as a mechanism to contribute to the Council meeting its corporate priorities;
2. acknowledges that the long term cost of providing a 'subsidy' will need to be considered as part of developing the long term financial forecast, but noting that the Career Track Service will continue to work towards reducing the overall subsidy required where possible, with a future report being presented to Cabinet on alternative solutions;
3. notes the wider update about the Career Track Service including the OneFile eportfolio system;
4. endorses and approves the appointment of the governors to the Governance Board; and
5. welcomes the outcome of the Ofsted visit.

**Reasons for Decision:**

In order to enable Career Track to maintain their 'Good' Ofsted grade and to continue to contribute to the economic, health and social wellbeing of the District.

**Alternative Options Considered:**

An alternative option is to cease the Career Track Apprenticeship programme. This would result in a significant impact on the local community, including local employers, Tendring young people and their families and to those employers and young people in the wider areas as highlighted above.

**Conflicts of Interest Declared**

**(and Dispensations Granted by the Monitoring Officer)**

None

**Consultation with Ward Member:**

N/A

**Contact Officer:**

Anastasia Simpson, Assistant Director (Partnerships)

\* 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 18 (i) 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.