



CABINET  
DECISION NOTICE

Publication Date: 29<sup>th</sup> September, 2017

At a meeting of the Cabinet held on 27<sup>th</sup> September, 2017 the following matters were discussed. The decisions of Cabinet are set out below each item along with reasons for the decision and other options considered.

**PRESENT:** Councillor Patrick (in the Chair)  
Councillors Hyldon-King, James and P. Wheatley

DN.44. **APPOINTMENT OF CHAIR**

RESOLVED – That Councillor Patrick be appointed as Chair for this meeting of Cabinet.

DN.45 **APOLOGIES FOR ABSENCE**

There were apologies for absence received from Councillors Bolton, Oxyby and Watson for this meeting.

DN.46 **DECLARATIONS OF INTEREST**

Councillors Patrick, Hyldon-King and P. Wheatley declared a personal interest in items DN.50 and DN.51 as members of the Union Partnership Board.

DN.47

### **MINUTES**

The minutes of the Cabinet meeting on the 30<sup>th</sup> August 2017 were approved as a correct record.

DN.48

### **NNDR RELIEF SCHEMES – SPRING BUDGET 2017**

Cabinet considered a report from the Portfolio Holder Finance, Community Assets, Governance and Tourism seeking approval to introduce a Discretionary Relief Scheme.

#### **RESOLVED –**

**(1) That the introduction of the Business Rates Relief schemes of Supporting Small Businesses and Business Rate Relief Scheme for Pubs, be approved.**

**(2) That authority be delegated to the Director of Finance Resources and Operations, in consultation with the Portfolio Holder for Finance, Community Assets, Governance and Tourism, to approve eligibility of the Discretionary Relief Scheme.**

REASONS FOR DECISION – Approving the introduction of the schemes will help to support businesses which have experienced an increase in their business rates as a result of the 2017 revaluation. It will also help to support small businesses and pubs which qualify for the appropriate relief. There is no financial impact to the Council as the reliefs will be fully reimbursed by Central Government.

#### **OTHER OPTIONS CONSIDERED –**

Approve the introduction of the relief schemes in accordance with the discretionary relief powers under section 47 of the Local Government Finance Act 1988, as amended.

Delegate the decision on the local qualifying criteria for the new discretionary scheme to the Director of Finance, Resources and Operations in consultation with the Portfolio Holder for Finance, Community Assets, Governance and Tourism.

Do not approve the introduction of the relief schemes in accordance with the discretionary relief powers under section 47 of the Local Government Finance Act 1988, as amended.

The preferred option was to approve the introduction of the relief schemes and to delegate the decision on the local qualifying criteria for the new

discretionary scheme to the Director of Finance, Resources and Operations in consultation with the Portfolio Holder for Finance, Community Assets, Governance and Tourism. This would enable the council to support local businesses by awarding relief to qualifying ratepayers with their Business Rates.

DN.49

**TRANSITIONAL ARRANGEMENTS FOR GATING ORDERS WITHIN NORTH EAST LINCOLNSHIRE UNDER SECTIONS 64 AND 75 OF THE ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014**

Cabinet considered a report from the Portfolio Holder for Energy and Environment detailing the transitional arrangements for the eight existing Gating Orders within North East Lincolnshire to Public Spaces Protection Orders as permitted under Part IV of the Anti-Social Behaviour, Crime and Policing Act 2014.

**RESOLVED –**

- (1) That the transition of all eight Gating Orders within North East Lincolnshire to Public Spaces Protection Orders in accordance with Sections 64 and 75 of the Anti-Social Behaviour, Crime and Policing Act 2014, be approved.**
- (2) That no variations be made to the restrictions currently imposed by the existing Gating Orders in accordance with the conditions contained within the draft Public Spaces Protection Orders shown at Appendix 1 of the report now supported.**
- (3) That the maximum time period of 3 years be applied to each Public Spaces Protection Order, as permitted under Section 60(1) of the Anti-Social Behaviour, Crime and Policing Act 2014.**

REASONS FOR DECISION – These Gating Orders (to become known as Public Spaces Protection Orders) are continuing to have a positive impact on the levels of crime and anti-social behaviour in the locality and of the feeling of wellbeing amongst the local residents. There have not been any objections to their continuation raised by local residents and they continue to receive the support of the Police and Ward Councillors.

**OTHER OPTIONS CONSIDERED –**

- (i) To revoke all eight remaining Gating Orders
- (ii) To reduce the time limit applicable to each Public Spaces Protection Order.
- (iii) Variation of the restriction to be imposed by the Public Spaces Protection Order.

Further detail on each of these options was set out within the report.

DN.50

**NELCCG ANNUAL COMPLAINTS REPORT**

Cabinet considered a report from the Portfolio Holder for Health, Wellbeing and Adult Social Care providing an overview of the activity and analysis of complaints and representations for the period 1st April 2016 to 31st March 2017.

**RESOLVED – That the lessons learnt from the Adult Social Services and Health Statutory Complaints Annual Report for 2016/2017, be noted and referred to the Health and Adult Social Care Scrutiny Panel for further consideration**

REASONS FOR DECISION – It is a requirement of the Local Authority Social Services and National Health Service Complaints (England) Regulations 2009 to produce an annual report regarding all representations made about social care and health services. The purpose of the attached report is to inform the general public, elected members and council officers about the effectiveness of the statutory complaints procedure and to ensure that feedback is incorporated into service improvement.

OTHER OPTIONS CONSIDERED – Not applicable.

DN.51

**NELCCG ADULT SOCIAL CARE QUARTER ONE PERFORMANCE REPORT**

Cabinet considered a report from the Portfolio Holder for Health, Wellbeing and Adult Social Care providing the quarterly adult social care performance report for quarter 1 of 2017/18.

**RESOLVED – That the content of the report and issues arising be noted and referred to the Health and Adult Social Care Scrutiny Panel for further consideration.**

REASONS FOR DECISION – Performance monitoring supports the council in delivering its strategic aims and provides assurance to the council about the discharge of its statutory responsibilities in respect of adult services.

OTHER OPTIONS CONSIDERED – None at this stage.

DN.52

**SUBSTATION WALTHAM, FOOTPATH 72 REPRESENTATIONS**

Cabinet considered a report from the Portfolio Holder for Finance, Community Assets, Governance and Tourism seeking authority to dispose of an area of land to enable the relocation of a current electricity substation which is obstructing a public right of way known as Footpath 72.

**RESOLVED – That consideration of this item be deferred to the next Cabinet meeting on the 25<sup>th</sup> October 2017 to allow consideration of the petition.**

REASONS FOR DECISION – Members wished to consider the petition before making a decision on this matter.

OTHER OPTIONS CONSIDERED – Not applicable

DN.53

**BRADLEY FOOTBALL DEVELOPMENT CENTRE – INVESTMENT PROPOSAL FOR SITE IMPROVEMENTS**

Cabinet considered a report from the Portfolio Holder for Health, Adult Social Care and Wellbeing and the Portfolio Holder for Finance, Community Assets, Governance and Tourism setting out a proposal for investment in the Bradley Football Development Centre to improve the sites functionality and efficiency.

**RESOLVED –**

- (1) That the proposed Council match funding in support of the investment proposal in the Bradley Football Development Centre, as set out in Section 1 of the report now submitted, be approved.**
- (2) That a further report providing an update on the progress of the proposed scheme of work and programme, be brought back to Cabinet in 2018.**
- (3) That authority be delegated to the Director of Health and Wellbeing, in consultation with the Director of Finance, Resources and Operations and both the Portfolio Holder for Health, Adult Social Care and Wellbeing and the Portfolio Holder for Finance, Community Assets, Governance, and Tourism to ensure that all necessary actions are carried out in order to complete and approve the detailed terms relating to the investment proposal.**
- (4) That dependent upon the success of award of match funding, authority be delegated to the Director of Health and Wellbeing in consultation with both the Portfolio Holder for Health, Adult Social Care and Wellbeing and the Portfolio Holder for Finance, Community Assets, Governance, and Tourism and Lincs Inspire Limited to commence, conduct and complete an appropriate procurement exercise for implementation of the anticipated scheme of works.**
- (5) That the Solicitor to the Council be authorised to complete all requisite legal documentation in relation to the matters outlined in the points above.**

**(6) That the Director or Finance, Resources and Operations, in consultation with the Portfolio Holder for Finance Community Assets, Governance and Tourism, be delegated responsibility to determine the most appropriate option (as set out in section 5 of this report) to finance the investment proposal; and**

**(7) That subject to the development of a sustainable business case, the Director of Finance, Resources and Operations, in consultation with the Portfolio Holder for Finance, Community Assets, Governance and Tourism, be delegated responsibility to agree the further extension of the proposed investment as set out in sub-section 1.9 of the report now submitted.**

REASONS FOR DECISION – Lincs Inspire Ltd manages and operates a range of services on behalf of North East Lincolnshire Council including all of the Council's sports, leisure, and entertainment facilities. The proposal, as set out in this report, presents the Council with an opportunity to secure significant external grant funding to ensure our communities remain sustainable through the continued provision and further enhancement of high quality sport and leisure facilities at the Council's key site for the development of community football in North East Lincolnshire.

Lincs Inspire Ltd services need to operate within a new reduced budget, available from 2018/19. The proposed investment will support that reduction in operating budget by allowing Lincs Inspire Ltd to generate operational efficiencies and additional income to support the necessary budget envelope reduction.

#### OTHER OPTIONS CONSIDERED –

To do nothing would result in the current offer of match funding being missed and the investment opportunity for enhancement of the Bradley FDC site lost. Further to this, the opportunity for increased revenue income and a reduction in the contract fee to Lincs Inspire would not be realised. This is therefore not considered a viable option.

Consideration of other Council owned sites were given in respect of their potential investment opportunities in support of the proposed scheme:

- The former Grimsby Swimming Pool site (Scarcho Road);
- The former tennis courts at Grimsby Leisure Centre;
- King George V Athletics Stadium.

However, it is the view of specialist partners and stakeholders involved that it would be more financially judicious to propose investment into the Bradley FDC site which already benefits from existing pitches and infrastructure and Lincs Inspire operational capacity. This is likely to mean that comparatively to any other Council site, Bradley will require a lesser investment to achieve the football development and operational efficiencies proposed.

