

**Agenda Item:**

**Report to:** Overview & Scrutiny Committee for Services

**Date:** 17 March 2008

**Report from:** Katrina Strong, Scrutiny Officer

**Title of report:** **MONITORING OF THE IMPLEMENTATION OF CABINET DECISIONS**

**Purpose of report:** To provide members with detailed information on Cabinet decisions taken since the last O&S meeting that fall within the remit of this Committee

**Recommendations:** That members note the report and consider any items that they would like to bring before the Committee

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## Cabinet Decisions – 3 December 2007 to 3 March 2008

### Items relating to the Overview & Scrutiny Committee for Services

#### Cabinet meeting held on 3 December 2007:

<b>Item:</b>	<b>Petition – Age Concern Hastings</b>
<b>Decision taken:</b>	<p>(1) The Chief Executive, or his nominee, be delegated to approve a one-off contribution of up to £15,000 towards Age Concern Hastings' core costs, subject to an acceptable rescue package being agreed with partners; thus providing a level of funding appropriate to sustain Age Concern Hastings until end March 2009;</p> <p>(2) Age Concern Hastings be required to provide a 3 year Business Plan and sustainability strategy for the future of the organisation no later than June 2008; and</p> <p>(3) Age Concern Hastings be required to provide regular and timely evidence of progress on (2), fundraising and other activities leading to future sustainability.</p>
<b>Responsible Officer:</b>	Richard Peters Corporate Director Community Well-Being
<b>Lead Member:</b>	Councillor Peter Finch

<b>Item:</b>	<b>Community Partnership Funding 2008-09</b>
<b>Decision taken:</b>	<p>(1) The 2008-09 budget be set at £544,595;</p> <p>(2) the budget be allocated as in Appendix A to the report; and</p> <p>(3) progress towards commissioning and full cost recovery be noted.</p>
<b>Responsible Officer:</b>	Richard Peters Corporate Director Community Well-Being
<b>Lead Member:</b>	Councillor Peter Finch

<b>Item:</b>	<b>Housing and Planning Delivery Grant</b>
<b>Decision taken:</b>	That the contents of the report are noted and the proposed draft response to the Government's consultation on the Housing and Planning Delivery Grant contained in Appendix 1 to the report is agreed.
<b>Responsible Officer:</b>	Simon Hubbard Corporate Director Regeneration and Planning

<b>Lead Member:</b>	Councillor Matthew Lock
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<b>Item:</b>	<b>Hastings Local Development Framework – Annual Monitoring Report (AMR) April 2006 – March 2007</b>
<b>Decision taken:</b>	That the Borough Council submits the Annual Monitoring Report (AMR) to the Secretary of State as required by Section 35 of the Planning and Compulsory Purchase Act 2004 subject to the minor amendments circulated prior to the start of the meeting.
<b>Responsible Officer:</b>	Tim Cookson Borough Planning Officer
<b>Lead Member:</b>	Councillor Matthew Lock

<b>Item:</b>	<b>Seafront Strategy – Pelham Pavement Widening</b>
<b>Decision taken:</b>	<ol style="list-style-type: none"> <li>(1) progress be noted;</li> <li>(2) the scheme go forward to consultation and be amended, if appropriate, following consideration of suggestions and comments;</li> <li>(3) subject to the consultation it is agreed the scheme should include a pedestrian crossing between the seafront and the area around St Mary in the Castle;</li> <li>(4) East Sussex County Council be pressed for a commitment to maintain the new surfacing and reinstate with materials of the existing quality; and</li> <li>(5) subject to a maximum Council contribution of £190k further decisions necessary to implement the scheme are delegated to the Chief Executive or his nominee.</li> </ol>
<b>Responsible Officer:</b>	Adrian Rogerson Head of Projects
<b>Lead Member:</b>	Councillor Matthew Lock

<b>Item:</b>	<b>Hastings Pier</b>
<b>Decision taken:</b>	<ol style="list-style-type: none"> <li>(1) the report is noted;</li> <li>(2) the consultants report be made widely publicly available to encourage the maximum debate about the Pier's future. This to include publication on the Council's website;</li> <li>(3) a further report is brought forward after discussion with Friends of Hastings Pier, English Heritage, Pier based businesses and other parties, when appropriate; and</li> <li>(4) the Pier owners are sent a copy of the consultants report and requested to consider their obligations arising out of the report's contents.</li> </ol>

<b>Responsible Officer:</b>	Simon Hubbard Corporate Director Regeneration and Planning
<b>Lead Member:</b>	Councillor Matthew Lock

<b>Item:</b>	<b>Scrutiny Review of Affordable Housing &amp; Planning Policy – Management Response</b>
<b>Decision taken:</b>	<p>1. Cabinet endorsed the results of the Services Scrutiny Review and the management response to the review of affordable housing and its relationship with planning policy subject to the addition of the words, "subject to the clarification of the position relating to housing availability" to the end of the fifth paragraph of the management response to recommendation 1 after the words "Greenfield sites"; and</p> <p>2. account is taken of the demand for social rented housing, and other forms of intermediary housing needs, including key worker housing; and that the demand is regularly assessed throughout the period of the plan with targets being adjusted accordingly.</p>
<b>Responsible Officer:</b>	Andrew Palmer, Head of Housing Tim Cookson, Borough Planning Officer
<b>Lead Member:</b>	Councillor Peter Finch Councillor Matthew Lock

<b>Item:</b>	<b>Marine Court Canopy</b>
<b>Decision taken:</b>	<p>(1) the Council takes the required steps to repair the canopy, and recovers reasonable expenses from the freeholders, under Section 219(1) of the Town &amp; Country Planning Act 1990; and</p> <p>(2) That the council re-affirms its commitment to the Marine Court conservation management plan and therefore determines to immediately begin preparations for possible enforcement action with regard to the unacceptable state of the Hanover House windows earmarked within the action plan for repair in 2007-8.</p>
<b>Responsible Officer:</b>	Tim Cookson Borough Planning Officer
<b>Lead Member:</b>	Councillor Matthew Lock

<b>Item:</b>	<b>Garden Waste Collection Scheme</b>
<b>Decision taken:</b>	(1) Cabinet approves the introduction of a brown 240 litre wheeled bin fortnightly garden waste collection service

	<p>with effect from 1 March 2008 at a cost of £35 per annum reviewable annually;</p> <p>(2) the sale of green sacks ceases with effect from 31 December 2007 and green sack collections cease with effect from 29 February 2008, with refunds available for unused sacks; and</p> <p>(3) Cabinet approves the purchase of up to 5000 wheeled bins from the provision within Capital Programme scheme ES10.</p>
<b>Responsible Officer:</b>	Richard Homewood Corporate Director Environmental Services
<b>Lead Member:</b>	Councillor Roy Tucker

<b>Item:</b>	<b>Restoration and Sale of Buildings at Hastings Country Park Nature Reserve</b>
<b>Decision taken:</b>	<ol style="list-style-type: none"> <li>1. the sale of Warren Cottage and the Barn be agreed;</li> <li>2. the renovation of a suitable building at the farm as new Ranger accommodation be funded from the sale of Warren Cottage and the Barn;</li> <li>3. the remaining funds released from the sale of the properties be allocated directly for the provision of a future new Interpretive Centre; and</li> <li>4. the renovation of the agricultural buildings required for our future estate management is funded from the existing capital programme.</li> </ol>
<b>Responsible Officer:</b>	Richard Homewood Corporate Director Environmental Services
<b>Lead Member:</b>	Councillor Roy Tucker

### Cabinet meeting held on 7 January 2008

<b>Item:</b>	<b>Area Based Grants</b>
<b>Decision taken:</b>	<ol style="list-style-type: none"> <li>(1) a stakeholders conference be organised in late January or early February, to develop proposals for a commissioning process for the allocation of Working Neighbourhoods Fund, and then to bring these proposals to Cabinet for decision while recognising that this is unringfenced money paid to Hastings Borough Council and therefore the final decision on its use will be made by the full council as part of its budget-setting process; and</li> <li>(2) a draft Economic Development and Inclusion Strategy be brought forward for consideration by Cabinet, which</li> </ol>

	along with the community strategy and its wider targets can provide a “platform” for the co-ordination of Working Neighbourhoods Fund with other work aimed at addressing worklessness, economic development and improving the quality of life within the town.
<b>Responsible Officer:</b>	Simon Hubbard Corporate Director Regeneration and Planning
<b>Lead Member:</b>	Councillor Matthew Lock

<b>Item:</b>	<b>Twin Bin Project Update</b>
<b>Decision taken:</b>	That the progress of the Twin Bin Project be noted.
<b>Responsible Officer:</b>	Richard Homewood Corporate Director Environmental Services
<b>Lead Member:</b>	Councillor Roy Tucker

<b>Item:</b>	<b>Traffic Management Act 2004</b>
<b>Decision taken:</b>	(1) the future changes to parking enforcement be noted; and  (2) the tariffs for traffic and parking enforcement Penalty Charge Notices issued under the provisions of the Part 6 of the Traffic Management Act 2004 be agreed at £70 for higher rate contraventions and £50 for lower rate contraventions as a matter of urgency.
<b>Responsible Officer:</b>	Richard Homewood Corporate Director Environmental Services
<b>Lead Member:</b>	Councillor Roy Tucker

#### **Cabinet meeting held on 4 February 2008:**

<b>Item:</b>	<b>Petition – Dial-A-Ride</b>
<b>Decision taken:</b>	(1) Hastings Borough Council regrets it is unable to provide the required funding; and  (2) This Council writes to the Secretary of State to point out that people with disabilities who cannot use regular bus services have been omitted from the concessionary fares scheme and ask the Government to take action on funding to rectify the situation

<b>Responsible Officer:</b>	Richard Peters Corporate Director Community Well-Being
<b>Lead Member:</b>	Councillor Peter Finch

<b>Item:</b>	<b>Clean Neighbourhoods and Environment Act 2005 – Implementation of Dog Control Orders</b>
<b>Decision taken:</b>	<ul style="list-style-type: none"> <li>(1) the schedule of controls and coverage presented in the Dog Control Orders and maps be approved;</li> <li>(2) subject to Cabinet approval and formal public notice, the Dog Control Orders are implemented from 25 March 2008; and</li> <li>(3) authority is delegated to the Chief Executive, in consultation with the Lead Member, to approve any final adjustments to the Orders, following the formal consultation period.</li> </ul>
<b>Responsible Officer:</b>	Richard Homewood Corporate Director Environmental Services
<b>Lead Member:</b>	Councillor Roy Tucker

<b>Item:</b>	<b>Pride of Place – East Sussex Integrated Sustainable Community Strategy – Hastings Borough Council Consultation Response</b>
<b>Decision taken:</b>	<ul style="list-style-type: none"> <li>(1) the Borough Council's consultation response in Appendix A of the report be submitted to the East Sussex Strategic Partnership as amended following discussions at the Cabinet meeting; and</li> <li>(2) the revised version of Chapter 4 (Hastings) of the strategy, in Appendix C of the report, be recommended to the Hastings Local Strategic Partnership to replace text included in the consultation draft of this strategy.</li> </ul>
<b>Responsible Officer:</b>	Roy Mawford Chief Executive
<b>Lead Member:</b>	Councillor Peter Pragnell

<b>Item:</b>	<b>Motion to Council – Local Development Framework – Carbon Emissions and Sustainable Materials for New Developments</b>
<b>Decision taken:</b>	(1) Cabinet supports the principle of seeking to secure the reduction of carbon emissions through the LDF process and undertakes to carry out: -

	<p>(a) further work to establish an evidence base for setting a target for a requirement for energy reduction and for microgeneration in new buildings; and</p> <p>(b) to include in the LDF, reference to the East Sussex County Council's Supplementary Planning Document (SPD) on "Construction and Demolition Waste", which requires that: -</p> <p style="padding-left: 40px;">all applications for development of more than five houses or flats, or over 500m<sup>2</sup> built development area will need to be accompanied by a Site Waste Management Plan (SWMP)</p> <p style="padding-left: 40px;">all applications for smaller developments will require a Waste Minimisation Statement"</p> <p>(2) officers be instructed to have regard to the Motion and Cabinet's response to it in bringing forward the LDF Preferred Options and Core Strategy Documents; and</p> <p>(3) Design and Access Statements submitted with planning applications for major developments (10 or more dwellings or 1000 or more sq metres of commercial floorspace) should explain how they are contributing to reducing energy usage in accordance with the Planning Policy Statement (PPS) on Climate Change.</p>
<b>Responsible Officer:</b>	Tim Cookson Borough Planning Officer
<b>Lead Member:</b>	Councillor Matthew Lock

**Cabinet meeting held on 3 March 2008:**

<b>Item:</b>	<b>Central St Leonards Parking Economic Impact Assessment</b>
<b>Decision taken:</b>	<p>(1) the consultants' findings and publication of their final report be noted;</p> <p>(2) the proposed initial package of parking measures is investigated and costed with a view to implementation for an interim period; and</p> <p>(3) the re-phasing and planned progress on the Kings Road Corridor Project in the context of the Economic Impact Assessment be noted.</p>
<b>Responsible Officer:</b>	Monica Adams-Acton Head of Regeneration
<b>Lead Member:</b>	Councillor Matthew Lock



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<b>Item:</b>	<b>Motion to Council – Lift Provision</b>
<b>Decision taken:</b>	<p>(1) the principle of the motion be supported and the matter be progressed as set out in recommendations 2 and 3;</p> <p>(2) officers continue to encourage the provision of lifts in building developments of more than 3 floors through negotiation with developers, whilst recognising that this cannot be made a condition of planning consent; and</p> <p>(3) Officers be instructed to develop detailed policies for inclusion in the LDF, to improve access provision in new and refurbished buildings.</p>
<b>Responsible Officer:</b>	Tim Cookson Borough Planning Officer
<b>Lead Member:</b>	Councillor Matthew Lock

<b>Item:</b>	<b>Staying Home, Living Well – Housing and Support Strategy for Older People and Carers in Hastings and Rother 2007/2027</b>
<b>Decision taken:</b>	That the Housing and Support Strategy for Older People and Carers in Hastings and Rother be adopted with the exception of the action related to objective 1.4 of the Hastings action plan, which will be subject to further revision by the Chief Executive or his nominee, in consultation with the three group leaders.
<b>Responsible Officer:</b>	Richard Peters Corporate Director Community Well-Being
<b>Lead Member:</b>	Councillor Peter Finch

<b>Item:</b>	<b>Ore Place Historic Site</b>
<b>Decision taken:</b>	<p>(1) the area defined on the plan accompanying the report is designated as a Conservation Area under s69(1) of the Planning (Listed Buildings &amp; Conservation Areas) Act 1990;</p> <p>(2) draft Directions under Article 4(1) of the Town &amp; Country Planning General Permitted Development Order 1995 are authorised and submitted for approval to the Secretary of State, as detailed in the appendix attached to the report, in respect of :</p> <p>(a) Ore Place Farmhouse (including walled gardens), The Ridge</p> <p>(b) Ore Place Farm (including walled gardens), The Ridge</p> <p>(c) School House, 311 The Ridge</p> <p>(d) East Gatehouse, 350 Elphinstone Road</p>

	<p>(e) North Gatehouse, 309 The Ridge;</p> <p>(3) Directions under Article 4(2) of the Town &amp; Country Planning General Permitted Development Order 1995 are authorised and made, as detailed in the appendix attached to the report, in respect of :</p> <p>(a) 24 Ore Place (including Well House)</p> <p>(b) East Gatehouse, 350 Elphinstone Road</p> <p>(c) Ore Place Farmhouse (including walled gardens), The Ridge</p> <p>(d) North Gatehouse, 309 The Ridge;</p> <p>(4) Policies C1, C2, C8, C10, DG16, and DG22 of the Adopted Hastings Local Plan 2004 (together with relevant supplementary guidance) are applied to the designated Ore Place Conservation Area for development control purposes, with effect from the date of designation; and</p> <p>(5) negotiations are entered into with English Heritage, St Helen's Ore PCC, Parchment Trust (Friary Gardeners), Sussex Heritage Trust, St Helen's Park Trust, local property owners and residents, and other relevant stakeholders, on future development, management, maintenance, access and funding proposals for the site.</p>
<b>Responsible Officer:</b>	Tim Cookson Borough Planning Officer
<b>Lead Member:</b>	Councillor Matthew Lock

<b>Item:</b>	<b>1app National Planning Application Forms. Local Requirements for Validation of Planning Applications</b>
<b>Decision taken:</b>	<p>(1) the outcomes of the consultation process be noted and that the revised checklists be formally adopted;</p> <p>(2) the Chief Executive or his nominee be authorised to make minor drafting amendments to the checklists in consultation with the Lead Member for Regeneration and Planning and opposition spokespersons, in particular to reflect discussion at the Cabinet meeting; and</p> <p>(3) the checklists be reviewed by officers after one year in consultation with the three group spokespersons.</p>
<b>Responsible Officer:</b>	Ray Crawford Development Control Manager
<b>Lead Member:</b>	Councillor Matthew Lock