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11 October 2016

Dear Councillor

I am now able to enclose, for consideration at the meeting of the **SCRUTINY (POLICY AND PERFORMANCE) COMMITTEE** on Tuesday 11 October 2016 at 6.00 pm, the following reports that were unavailable when the agenda was printed.

6 **DECISIONS OF THE CABINET RELATING TO RECOMMENDATIONS FROM THE SCRUTINY (POLICY AND PERFORMANCE) COMMITTEE** (Pages 2 - 6)

The following decisions (to follow) were taken by the Cabinet at its meeting held on 3 October 2016 in respect of recommendations from the Scrutiny (Policy and Performance) Committee:

- Regent Cinema
- Parking Strategies – Dover, Deal and Sandwich
- Funding of Domestic Abuse Service
- Performance Report – Q1 2016/17

Yours sincerely

A handwritten signature in black ink, appearing to read "Nicky", written over a white, wave-like shape that matches the Dover District Council logo.

Chief Executive

Decision Status	Record of Decision	Alternative options considered and rejected (if any)	Reasons for Decision	Conflicts of interest (if any) declared by decision maker(s) or consultees (if any)
<p>CAB 61 3.10.16 Open</p> <p>Key Decisions No</p> <p>Call-in to apply Yes</p> <p>Implementation Date 11 October 2016</p> <p>~</p>	<p><u>REGENT CINEMA</u></p> <p>(a) It was agreed that the Scrutiny (Policy and Performance) Committee's recommendations (a), (b), (e), (g), (h), (i) and (j), made at its meeting held on 13 September 2016 (Minute No 47), be approved as follows:</p> <p>(a) That Planning Officers be instructed to immediately cease providing pre-application advice to the developers of the Regent Cinema. Cabinet noted that the developers had recently been advised by the Chief Executive that the pre-application advice process had been exhausted and that they should proceed with a planning application as soon as possible.</p> <p>(b) That the developer be given 3 months to submit an outline planning application and 6 months to submit a full planning application for the Regent Cinema building and, if these deadlines are not met, the Council take enforcement action in respect of the building.</p> <p>(e) That an immediate inspection of the Regent Cinema building be undertaken by Officers to look at whether a Section 215 notice can be issued and a report be provided to a future meeting of the Scrutiny (Policy and Performance) Committee outlining the action taken. Cabinet noted that Officers had visited the site the preceding week, and that the Section 215 process could potentially take up to 5 months should the developer appeal against the notice.</p> <p>(g) That a local Fire Officer be requested to conduct an immediate inspection of the Regent Cinema building. Cabinet noted that the request had already been made and the outcome was awaited.</p> <p>(h) That the Director of Environment and Corporate Assets be requested as a matter of urgency to investigate if the</p>	<p>All options were considered.</p>	<p>The Scrutiny (Policy and Performance) Committee, at its meeting held on 13 September 2016, considered issues relating to the Regent Cinema in Deal following the receipt of a petition.</p> <p>The Committee made several recommendations to Cabinet.</p>	<p>Councillors K E Morris and P A Watkins withdrew from the Chamber during consideration of this item.</p> <p>In the Chairman's absence, Councillor N S Kenton assumed chairmanship of the meeting.</p>

<p>6</p>	<p>condition of the Regent Cinema building is adversely affecting the Timeball Tower and take appropriate action. Cabinet noted that this matter was being investigated.</p> <p>(i) That Officers be asked to investigate whether the correct level of business rates has been paid on the Regent Cinema building for its actual use over the last six years and the findings, including any action taken as a result, be reported to a future meeting of the Scrutiny (Policy and Performance) Committee. Cabinet noted that this matter was being investigated.</p> <p>(j) That a report be submitted to a future meeting of the Scrutiny (Policy and Performance) Committee on the feasibility of the Council undertaking a Compulsory Purchase Order in respect of the Regent Cinema building in the event the developer does not take the requested actions. Cabinet noted that the Compulsory Purchase procedure should be considered as a measure of last resort and that provision of a report should be subject to the expiry of the planning application deadlines at (b) above.</p> <p>(b) It was agreed that the Scrutiny (Policy and Performance) Committee's recommendations (c) and (d) relating to heritage value and listed building status be rejected for the time being, pending the outcome of other actions. Cabinet noted that there were no restrictions on who could make an application for listed building status, and that listed building status could potentially limit the future use of the building.</p> <p>(c) It was agreed that the Scrutiny (Policy and Performance) Committee's recommendation (f) relating to enforcement action on covenant compliance be rejected since it was considered that it would not be appropriate to take enforcement action whilst the deadlines for submitting outline and full planning applications were outstanding. Cabinet noted that this matter would be reviewed, if necessary, at the appropriate time.</p>			
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Decision Status	Record of Decision	Alternative options considered and rejected (if any)	Reasons for Decision	Conflicts of interest (if any) declared by decision maker(s) or consultees (if any)
<p>CAB 63 3.10.16 Open</p> <p>Key Decisions Yes</p> <p>Call-in to apply Yes</p> <p>Implementation Date 11 October 2016</p>	<p><u>PARKING STRATEGIES - DOVER, DEAL AND SANDWICH</u></p> <p>It was agreed:</p> <p>(a) That the Scrutiny (Policy and Performance) Committee's endorsement of Cabinet decision CAB 39, made at its meeting held on 13 September 2016 (Minute No 50), be acknowledged.</p> <p>(b) That Cabinet decision CAB 39 be reaffirmed.</p>	<p>None.</p>	<p>The Scrutiny (Policy and Performance) Committee, at its meeting held on 13 September 2016, endorsed Cabinet decision CAB 39 of 5 September 2016.</p>	

Decision Status	Record of Decision	Alternative options considered and rejected (if any)	Reasons for Decision	Conflicts of interest (if any) declared by decision maker(s) or consultees (if any)
<p>CAB 64 3.10.16 Open</p> <p>Key Decisions No</p> <p>Call-in to apply Yes</p> <p>Implementation Date 11 October 2016</p>	<p><u>FUNDING FOR DOMESTIC ABUSE SERVICE</u></p> <p>It was agreed:</p> <p>(a) That the Scrutiny (Policy and Performance) Committee's endorsement of Cabinet decision CAB 38, made at its meeting held on 20 September 2016 (Minute No 63), be acknowledged.</p> <p>(b) That Cabinet decision CAB 38 be reaffirmed.</p>	<p>None.</p>	<p>The Scrutiny (Policy and Performance) Committee, at its meeting held on 20 September 2016, endorsed Cabinet decision CAB 38 of 5 September 2016.</p>	

Decision Status	Record of Decision	Alternative options considered and rejected (if any)	Reasons for Decision	Conflicts of interest (if any) declared by decision maker(s) or consultees (if any)
<p>CAB 65 3.10.16 Open</p> <p>Key Decisions No</p> <p>Call-in to apply Yes</p> <p>Implementation Date 11 October 2016</p>	<p><u>PERFORMANCE REPORT - FIRST QUARTER 2016/17</u></p> <p>It was agreed:</p> <p>(a) That the Scrutiny (Policy and Performance) Committee's endorsement of Cabinet decision CAB 44, made at its meeting held on 20 September 2016 (Minute No 64), be acknowledged.</p> <p>(b) That Cabinet decision CAB 44 be reaffirmed.</p>	<p>None.</p>	<p>The Scrutiny (Policy and Performance) Committee, at its meeting held on 20 September 2016, endorsed Cabinet decision CAB 44 of 5 September 2016.</p>	