

Record of the decisions of the meeting of the **CABINET** held at the Council Offices, Whitfield on Monday, 5 October 2015 at 11.00 am

Present:

Chairman: Councillor P A Watkins

Councillors: P M Beresford
N J Collor
M D Conolly
N S Kenton
K E Morris

Also Present: Councillor P M Brivio
Councillor S S Chandler
Councillor M R Eddy
Councillor S J Jones
Councillor P Walker

Officers: Chief Executive
Director of Environment and Corporate Assets
Director of Finance, Housing and Community
Director of Governance
Head of Leadership Support
Head of Regeneration and Development
Policy and Projects Manager
PR and Marketing Officer
Senior Planner
Assistant Planner
Leadership Support Officer
Democratic Support Officer

The formal decisions of the executive are detailed in the following schedule.

Record of Decisions: Executive Functions

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)
CAB 38 5.10.15 Open Key Decisions No Call in to apply Yes Implementation Date 13 October 2015	<u>APOLOGIES</u> It was noted that Councillor T J Bartlett had sent an apology for absence.	None.		

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)
CAB 39 5.10.15 Open Key Decisions No Call in to apply Yes Implementation	<u>DECLARATIONS OF INTEREST</u> It was noted that there were no declarations of interest.	None.		

Date 13 October 2015				
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CAB 40 5.10.15 Open Key Decisions No Call in to apply Yes Implementation Date 13 October 2015	<u>RECORD OF DECISIONS</u> It was agreed that the decisions of the meeting of the Cabinet held on 7 September 2015, as detailed in decision numbers CAB 22 to CAB 37, be approved as a correct record and signed by the Chairman.	None.		

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CAB 41 5.10.15 Open Key Decisions No Call in to apply Yes Implementation	<u>ISSUES ARISING FROM OVERVIEW AND SCRUTINY OR OTHER COMMITTEES – PERFORMANCE REPORT – QUARTER 1 2015/16</u> It was agreed: <table><tr><td>(a) That the Scrutiny (Policy and Performance) Committee’s endorsement of Cabinet decision CAB 30 (Minute No 32), made at its meeting held on 15 September 2015, be acknowledged.</td><td></td></tr><tr><td>(b) That the Scrutiny (Policy and Performance) Committee’s</td><td></td></tr></table>	(a) That the Scrutiny (Policy and Performance) Committee’s endorsement of Cabinet decision CAB 30 (Minute No 32), made at its meeting held on 15 September 2015, be acknowledged.		(b) That the Scrutiny (Policy and Performance) Committee’s		None.	The Scrutiny (Policy and Performance) Committee, at its meeting held on 15 September 2015, endorsed Cabinet decision CAB 30 of 7 September 2015 and made an additional	
(a) That the Scrutiny (Policy and Performance) Committee’s endorsement of Cabinet decision CAB 30 (Minute No 32), made at its meeting held on 15 September 2015, be acknowledged.								
(b) That the Scrutiny (Policy and Performance) Committee’s								

Date 13 October 2015	recommendation (b), made at its meeting held on 15 September 2015, be approved as follows: 'That the appropriate Portfolio Holder(s) with responsibility for the Museum and tourism be invited to a future meeting of the Committee to talk about the strategy for the Museum and tourism.'		recommendation.	
	(c) That Cabinet decision CAB 30 be reaffirmed.			

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CAB 42 5.10.15 Open Key Decisions No Call in to apply Yes Implementation Date 13 October 2015	<u>ISSUES ARISING FROM OVERVIEW AND SCRUTINY OR OTHER COMMITTEES – RELEASE OF FUNDS FOR ESSENTIAL MAJOR WORKS TO WHITFIELD OFFICE BOILERS AND DOVER TOWN HALL CHANDELIERS</u> (a) That the Scrutiny (Policy and Performance) Committee's endorsement of Cabinet decision CAB 31 (Minute No 34), made at its meeting held on 15 September 2015, be acknowledged. (b) That Cabinet decision CAB 31 be reaffirmed.	None.	The Scrutiny (Policy and Performance) Committee, at its meeting held on 15 September 2015, endorsed Cabinet decision CAB 31 of 7 September 2015.	

Decision Status	Record of decision	Alternative options	Reasons for Decision	Conflicts of interest
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		considered and rejected (if any)		(if any) declared by decision maker(s) or consultees (if any)
<p>CAB 43 5.10.15 Open</p> <p>Key Decisions Yes</p> <p>Call in to apply Yes</p> <p>Implementation Date 13 October 2015</p>	<p><u>ISSUES ARISING FROM OVERVIEW AND SCRUTINY OR OTHER COMMITTEES - AWARD OF A FIVE-YEAR CYCLICAL REFURBISHMENT AND REPAIRS CONTRACT WITH TWO-YEAR EXTENSION</u></p> <p>It was agreed:</p> <div style="border: 1px solid black; padding: 5px; margin: 5px 0;"> <p>(a) That the Scrutiny (Policy and Performance) Committee's endorsement of Cabinet decision CAB 35 (Minute No 36), made at its meeting held on 15 September 2015, be acknowledged.</p> </div> <div style="border: 1px solid black; padding: 5px; margin: 5px 0;"> <p>(b) That the Scrutiny (Policy and Performance) Committee's recommendation (c), made at its meeting held on 15 September 2015, be approved, with an amendment, as follows:</p> <p style="padding-left: 20px;">‘That it be recommended to Cabinet that for future reports relating to the award of a contract, the report includes details of the tendering contractors’ locations, subject to this not being an infringement of EU or contract regulations which could present legal difficulties.’</p> </div> <p>(c) That Cabinet decision CAB 35 be reaffirmed, subject to its being amended to take account of (b).</p>	<p>To not amend the Scrutiny (Policy and Performance) Committee's recommendation (c).</p>	<p>The Scrutiny (Policy and Performance) Committee, at its meeting held on 15 September 2015, endorsed Cabinet decision CAB 35 of 7 September and made an additional recommendation.</p>	

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CAB 44 5.10.15 Open Key Decisions No Call in to apply No Implementation Date 26 November 2015	<u>STATE OF THE DISTRICT 2015</u> It was agreed to recommend to Council that the annual State of the District report, and actions being taken through the Corporate Plan 2012-2016 and Cabinet, be noted.	None.	The State of the District report is the Council's retrospective look at the state of the district in respect of key indicators such as population, deprivation, business, employment, etc. The report is linked to the Council's Corporate Plan in order to demonstrate what actions are being taken to address any issues highlighted.	

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CAB 45 5.10.15 Open Key Decisions Yes	<u>DOVER WESTERN HEIGHTS MASTERPLAN - SUPPLEMENTARY PLANNING DOCUMENT</u> It was agreed: (a) That the Dover Western Heights Masterplan be adopted as a	None.	Dover District Council's Core Strategy identifies the Western Heights as one of the District's key	

<p>Call in to apply Yes</p> <p>Implementation Date 13 October 2015</p>	<p>Supplementary Planning Document to Policy LA11 in the Dover District Land Allocations Local Plan.</p> <p>(b) That the Head of Regeneration and Development be authorised to make any non-material editing changes to the Masterplan to aid clarity, consistency, accuracy, etc prior to making it publicly available, and to undertake the legally required procedures after adoption.</p>		<p>heritage assets which could, but has failed to, make a major contribution to the District's regeneration. The Masterplan Supplementary Planning Document will establish a comprehensive framework for the future conservation management and regeneration of the Heights.</p> <p>At its meeting held on 3 November 2014, Cabinet approved a draft Dover Western Heights Masterplan for public consultation which took place for an eight-week period between November 2014 and January 2015 (CAB 70). Cabinet is now requested to approve the Masterplan which</p>	
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			has been amended to reflect some of the representations received during consultation.	
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<p>CAB 46 5.10.15 Open</p> <p>Key Decisions Yes</p> <p>Call in to apply Yes</p> <p>Implementation Date 13 October 2015</p>	<p><u>KINGSDOWN CONSERVATION AREA CHARACTER APPRAISAL</u></p> <p>It was agreed:</p> <ul style="list-style-type: none"> (a) That the amended Kingsdown Conservation Area Character Appraisal, as set out at Appendix 2 of the report, be approved as a Local Development Document. (b) That properties identified in Appendix 5 of the Kingsdown Conservation Area Character Appraisal be accepted as a provisional list of Non-Designated Heritage Assets that requires further assessment to produce a final list, and that that process be delegated to the Head of Regeneration and Development, in consultation with the Portfolio Holder for Environment, Waste and Planning. (c) That the two extensions to the Kingsdown Conservation Area identified in the plan at Appendix 3 of the report be publicly consulted on. (d) That the Head of Regeneration and Development be authorised, in consultation with the Portfolio Holder for Environment, Waste and Planning, to draft an Article 4 (1) 	<p>None.</p>	<p>At its meeting held on 2 March 2015, Cabinet approved a draft Kingsdown Conservation Area Character Appraisal for public consultation (CAB 119).</p> <p>There is a requirement under the Planning (Listed Buildings and Conservation Areas) Act 1990 for local planning authorities to publish proposals for the preservation and enhancement of their conservation areas,</p>	

	Direction drawing on the recommendations on page 8 of the Kingsdown Conservation Area Character Appraisal and to undertake statutory consultation.		including the production of character appraisals for these areas. Once adopted as a Local Development Document, the Character Appraisal will be used as a material consideration in planning decisions affecting the Kingsdown Conservation Area.	
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CAB 47 5.10.15 Open Key Decisions Yes Call in to apply No Implementation Date 12 October 2015	<u>KENT MINERALS AND WASTE LOCAL PLAN 2013/30 - MAIN AND ADDITIONAL MODIFICATIONS</u> It was agreed: <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"> (a) That the following representations to Kent County Council's Kent Minerals and Waste Local Plan (2013-2030) - Proposed Main and Additional Modifications be approved: </div> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"> (i) Support Policy CSM10 that deals with Oil, Gas and Unconventional Hydrocarbons; and </div>	None.	At its meeting held on 8 September 2014, Cabinet agreed to submit representations to Kent County Council's Minerals and Waste Local Plan (CAB 39). Cabinet is now requested to make further representations in	

	<p>(ii) Support Policy CSW3 on Waste Reduction.</p> <p>(b) That the Chairman of the Council be requested to suspend call-in so as to ensure that the Council's response is submitted by the closing date of 12 October 2015.</p>		<p>support of two policies which it made representations on previously (Policies CSM10 and CSW3).</p> <p>The Plan sets out overarching policies for mineral extraction, importation and recycling and waste management in Kent.</p> <p>The Chairman of the Council has agreed to suspend call-in (SCI04 15 notice).</p>	
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CAB 48 5.10.15 Open Key Decisions No Call in to apply	<u>PARKING AT DOVER DISTRICT COUNCIL OFFICES, WHITFIELD</u> It was agreed: <div><div>(a) That the proposals for improvements be approved.</div><div>(b) That consultation be undertaken on the proposal regarding the limited stay period and that this be implemented following</div></div>	None.	There is inadequate parking provision for visitors and members of staff at the Council's Whitfield offices. Cabinet is	

<p>Yes</p> <p>Implementation Date 13 October 2015</p>	<p>the required legislative process.</p> <p>(c) That £23,000 be used from the Special Revenue Contingency, which is included in the Medium-Term Financial Plan, to fund the project.</p> <p>(d) That the Director of Environment and Corporate Assets be authorised, in consultation with the Portfolio Holder for Access and Licensing, to make minor amendments to the proposals.</p>		<p>requested to approve proposals that would see the creation of around 32 additional parking spaces and the relining of markings and yellow lines.</p>	
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The meeting ended at 11.25 am