

Public Document Pack



Democratic Services
White Cliffs Business Park
Dover
Kent CT16 3PJ

Telephone: (01304) 821199
Website: www.dover.gov.uk

Contact: Kate Batty-Smith
Direct line: (01304) 872303
e-mail: katebatty-smith@dover.gov.uk
Our ref: KBS/CABRCD
Your ref:
Date: 9 October 2024

TO: ALL MEMBERS OF THE COUNCIL

Dear Councillor

CABINET: RECORD OF DECISIONS

Please find attached the Record of Decisions of the Cabinet meeting held on Monday, 7 October 2024. Unless otherwise indicated within the schedule, these decisions may be called in for scrutiny, provided notice is given to me in writing by **10.00am on Tuesday, 15 October 2024**.

The call-in procedures are set out at paragraph 18 of the Overview and Scrutiny Procedure Rules. Call-in may be activated by the Chairman of the Overview and Scrutiny Committee, the Controlling Group Spokesperson of the Overview and Scrutiny Committee or any three non-executive Members. The reasons for calling in an item must be given.

Yours sincerely

A handwritten signature in cursive script that reads "Kate Batty-Smith". Below the signature is a short horizontal line.

Kate Batty-Smith
Democratic Services Officer

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Record of the decisions of the meeting of the **CABINET** held at the Council Offices, Whitfield on Monday, 7 October 2024 at 6.00 pm

Present:

Chairman: Councillor K Mills

Councillors: E A Biggs
S B Blair
P M Brivio
J L Pout
C D Zosseder

Also Present: Councillor T J Bartlett
Councillor M Bates
Councillor D R Friend
Councillor N S Kenton
Councillor O C de R Richardson
Councillor C A Vinson

Officers: Strategic Director (Corporate and Regulatory)
Strategic Director (Finance and Housing)
Strategic Director (Place and Environment)
Head of Parks, Open Spaces and Countryside Management
Head of Planning and Development
Head of Property Assets
Senior Housing Policy Officer
Principal Planned Works Officer
Planning Policy and Projects Manager
Planning and Section 106 Monitoring Officer
Planning Policy Team Leader
Head of Corporate Services and Democracy

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 39 7.10.24 Open Key Decisions No Call-in to apply Yes Implementation Date 15 October 2024	<u>APOLOGIES</u> There were no apologies for absence.	None.	To note any apologies for absence.	

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 40 7.10.24 Open Key Decisions No Call-in to apply Yes Implementation Date	<u>DECLARATIONS OF INTEREST</u> There were no declarations of interest.	None.	To note any declarations of interest.	

15 October 2024				
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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)
CAB 41 7.10.24 Open Key Decisions No Call-in to apply Yes Implementation Date 15 October 2024	<u>RECORD OF DECISIONS</u> It was agreed that the decisions of the Cabinet meeting held on 2 September 2024, as detailed in decision numbers CAB 28 to CAB 38, be approved as a correct record and signed by the Chairman.	None.	Cabinet is required to approve the Record of Decisions of the Cabinet meeting held on 2 September 2024.	

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 42 7.10.24 Open Key Decisions No Call-in to apply Yes Implementation Date	<u>MOTION FROM FULL COUNCIL</u> It was agreed that the Overview and Scrutiny Committee's recommendation, made at its meeting held on 9 September 2024 (Minute No. 43), be approved as follows: That a six-week campaign be run to encourage people to get involved in local democracy at all levels with the aim of achieving a more diverse range of candidates for election to parish and district councils. This campaign should be low cost and include the following: (a) PR/Social media promotion and posters in support of the	None.	The Overview and Scrutiny Committee, at its meeting held on 9 September 2024, made recommendations to the Cabinet in respect of a motion made by full Council at its meeting held on 1	

15 October 2024	<p>campaign</p> <p>(b) Engagement at local community events and the Council's jobs and skills fairs</p> <p>(c) Promotional material at Council-organised events and on the Community Roots bus</p>		March 2023.	
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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 43 7.10.24 Open</p> <p>Key Decisions Yes</p> <p>Call-in to apply (a) No (b) Yes</p> <p>Implementation Date (a) 17 October 2024 (b) 15 October 2024</p>	<p><u>ADOPTION OF DOVER DISTRICT LOCAL PLAN 2020-40</u></p> <p>(a) It was agreed that it be recommended to Council:</p> <p>(i) That the Inspectors' Report into the examination of the Dover District Local Plan be noted (Appendix 1a), and main modifications agreed (Appendix 1b).</p> <p>(ii) That the Dover District Local Plan to 2040, including Policies Map, as amended by the main modifications set out in the Inspectors' Report and the Council's additional (minor) modifications, be adopted as part of the Development Plan for the district (Appendix 2).</p> <p>(iii) That the current adopted Development Plan documents consisting of Saved Policies from the Local Plan 2002, the Core Strategy 2010 and the Land Allocations Local Plan 2015, be superseded by the Dover District Local Plan to 2040 in accordance with The Town and Country Planning (Local Planning) (England) Regulations 2012 Regulation 8(5).</p> <p>(iv) That Authority be delegated to the Head of Planning and Development to make further additional modifications to the Dover District Local Plan to 2040 and SA Adoption Statement</p>	None.	The Dover District Local Plan to 2040 (the Local Plan) sets out a vision, strategic priorities and spatial planning policy framework for development in the district. It positively plans for future development and the infrastructure requirements to meet the needs of the district's communities, and will be used to determine all planning applications	

	<p>that relate exclusively to factual updates and grammatical and formatting corrections, prior to making the documents available for inspection.</p> <p>(b) It was agreed:</p> <ul style="list-style-type: none"> (i) That the Dover District Local Plan be modified in accordance with the recommended Main Modifications identified in the Inspectors' Report (Appendix 1b). (ii) That up to £50,000 be taken from the Regeneration Reserve to cover costs arising from the examination process. 		<p>submitted to the Council.</p> <p>The report advises on the outcome of the Independent Examination into the Dover District Local Plan to 2040, seeks Cabinet endorsement for the adoption of the Dover District Local Plan and asks that it be recommended for adoption by Council.</p>	
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<p>CAB 44 7.10.24 Open</p> <p>Key Decisions Yes</p> <p>Call-in to apply Yes</p> <p>Implementation Date 15 October 2024</p>	<p><u>MANAGING UNACCEPTABLE BEHAVIOUR POLICY (HOUSING) 2024</u></p> <p>(a) It was agreed:</p> <ul style="list-style-type: none"> (i) That the proposed Policy be approved and adopted. (ii) That authority be delegated to the Strategic Director (Finance and Housing), in consultation with the Portfolio Holder for Housing, Skills and Education, to make minor amendments to the Policy as required. 	<p>None.</p>	<p>The Housing Ombudsman's Complaint Handling Code (2024) requires Registered Providers of Social Housing to publish a policy that sets out how they will respond to and manage unacceptable behaviour.</p>	

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<p>CAB 45 7.10.24 Open</p> <p>Key Decisions Yes</p> <p>Call-in to apply Yes</p> <p>Implementation Date 15 October 2024</p>	<p><u>INTRODUCTION OF ARTICLE 4 DIRECTION FOR DOUR STREET, DOVER CONSERVATION AREA</u></p> <p>It was agreed that, having considered the results of the public consultation exercise, the making of the District of Dover (Dour Street, Dover Conservation Area) Town and Country Planning Direction Number 1 of 2024 Article 4 Direction, as set out in Appendix 1, be approved.</p>	<p>None.</p>	<p>Cabinet approved the Dour Street, Dover Conservation Area Appraisal in September 2023. The appraisal recommended the introduction of an Article 4 Direction to remove permitted development rights from residential properties within the conservation area.</p> <p>Cabinet gave approval in May 2024 for public consultation to take place on the implementation of an Article 4 Direction. Consultation has now been undertaken and the report recommends the making of the</p>	

			Article 4 Direction.	
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<p>CAB 46 7.10.24 Open</p> <p>Key Decisions Yes</p> <p>Call-in to apply Yes</p> <p>Implementation Date 15 October 2024</p>	<p><u>INFRASTRUCTURE FUNDING STATEMENT 2023/24</u></p> <p>It was agreed:</p> <p>(a) That the Infrastructure Funding Statement (IFS) 2023/24 (Appendix 1) and supporting CSV spreadsheets (Appendix 2) be published on the website no later than 31 December 2024.</p> <p>(b) That authority be delegated to the Head of Planning and Development, in consultation with the Portfolio Holder for Planning and Built Environment, to undertake the incorporation of any minor factual amendments to the IFS and CSV files, as required.</p>	<p>None.</p>	<p>The report seeks approval for and publication of the annual Infrastructure Funding Statement for the 2023/24 financial year and supporting CSV spreadsheets. These documents set out details of all planning obligations (financial and non-financial) secured through the section 106 process from planning consents.</p>	

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<p>CAB 47 7.10.24 Open</p>	<p><u>KINGSDOWN AND WALMER BEACH LOCAL WILDLIFE SITE MANAGEMENT PLAN 2024-2029</u></p> <p>It was agreed that the Kingsdown and Walmer Beach Local Wildlife Site</p>	<p>None.</p>	<p>A proposed management plan for Kingsdown and Walmer Beach</p>	

<p>Key Decisions Yes</p> <p>Call-in to apply Yes</p> <p>Implementation Date 15 October 2024</p>	<p>Management Plan be approved.</p>		<p>Local Wildlife Site (LWS) has been developed, in consultation with key stakeholders. Much of the LWS is owned by Dover District Council and the document focuses on Council- owned land.</p> <p>Cabinet is asked to approve the plan so that officers can use a development contribution to manage the site and seek additional funding where needed.</p>	
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<p>CAB 48 7.10.24 Open</p> <p>Key Decisions No</p> <p>Call-in to apply</p>	<p><u>FAIRTRADE COMMUNITY STATUS</u></p> <p>It was agreed:</p> <p>(a) That the Council's commitment, as expressed in a Motion adopted in October 2019, to the principles of Fairtrade be noted.</p> <p>(b) That officers be requested to develop a strategy towards</p>	<p>None.</p>	<p>This report sets out the background and next steps for achieving Fairtrade Community recognition for the Dover District.</p>	

<p>Yes</p> <p>Implementation Date 15 October 2024</p>	<p>achieving 'Fairtrade Community' status for the Dover District. This will include:</p> <ul style="list-style-type: none"> (i) How to actively promote Fairtrade locally, through support for local groups, in the media (including social media), the Council's newsletter, website and at events. (ii) How the Council can support Fairtrade and serve Fairtrade products wherever possible, practical and in accordance with procurement rules, at Council events, meetings and within Council buildings. (iii) How to organise events and publicity during national Fairtrade Fortnight – the annual national campaign in September to promote sales of products with the FAIRTRADE Mark. (iv) The appointment of a Dover District Fairtrade Steering Group, to sit alongside the current Dover and Deal Fairtrade Groups, to support ongoing work to promote Fairtrade. (v) Setting out what the Council will need to do to achieve 'Fairtrade Community' recognition from the Fairtrade Foundation. 		<p>As part of this, the Cabinet is asked to agree the development of a strategy towards achieving Fairtrade Community status.</p>	
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<p>CAB 49 7.10.24 Open</p> <p>Key Decisions</p>	<p><u>EXCLUSION OF THE PRESS AND PUBLIC</u></p> <p>That, in accordance with the provisions of the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000, the press and the public be excluded during consideration of the</p>	<p>None.</p>		

<p>No</p> <p>Call-in to apply Yes</p> <p>Implementation Date Immediate</p>	<p>following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 3 of Schedule 12A of the Local Government Act 1972.</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 50 7.10.24 Exempt</p> <p>Key Decisions Yes</p> <p>Call-in to apply Yes</p> <p>Implementation Date 15 October 2024</p>	<p><u>AWARD OF RESPONSIVE MAINTENANCE AND VOIDS CONTRACT 2025-30</u></p> <p>It was agreed:</p> <p>(1) That a five-year contract (with provision to extend for two further periods of 5 years) be awarded to Mears Ltd for responsive maintenance and void works to residential properties in the ownership of Dover District Council.</p> <p>(2) That it be delegated to the Strategic Director (Place and Environment), in consultation with the Portfolio Holder for Housing, Skills and Education, the functions of having regard to observations in relation to proposals to award a long-term agreement as required by Section 20 of the Landlord and Tenant Act 1985 and the Service Charges (Consultation Requirements) (England) Regulations 2003, and confirming the award of the contract (or reporting further to Cabinet) as he considers appropriate.</p>	<p>None.</p>	<p>Dover District Council has a social housing stock of 4,863 units of accommodation together with 907 garages. There is a responsibility to carry out responsive repair works to ensure these properties are maintained to the highest possible standard.</p>	

The meeting ended at 6.39 pm