

Record of the decisions of the meeting of the **CABINET** held at the Council Offices, Whitfield on Monday, 3 December 2012 at 11.00 am.

Present:

Chairman: Councillor P A Watkins

Councillors: S S Chandler
N J Collor
M D Conolly
P G Heath
N S Kenton
C J Smith

Also Present: Councillor P M Beresford
Councillor P M Brivio
Councillor G Cowan
James Renwick (Ashford Borough Council)

Officers: Chief Executive
Director of Environment and Corporate Assets
Director of Finance, Housing and Community
Director of Governance
Director of Regeneration and Development
Housing and Community Manager
Housing Needs Manager
Regeneration and Development Manager
Principal Planner and Urban Designer
Principal Planning Officer
Senior Infrastructure and Delivery Officer
Democratic 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 Decisions	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 41 3.12.12 Open</p> <p>Key Decisions No</p> <p>Call-in to apply Yes</p> <p>Implementation Date 11 December 2012</p>	<p><u>RECORD OF DECISIONS</u></p> <p>It was agreed that, subject to the insertion of the words 'be received and noted' at the end of CAB 40, the Decisions of the meeting of the Cabinet held on 5 November 2012, as detailed in decision numbers CAB 35 to CAB 40, be approved as a correct record and signed by the Chairman.</p>	<p>To not amend the Record of Decisions.</p>	<p>Cabinet is required to approve the Record of Decisions of the Cabinet meeting held on 5 November 2012.</p>	

Decision Status	Record of Decisions	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 42 3.12.12 Open</p> <p>Key Decisions Yes</p> <p>Call-in to apply Yes</p>	<p><u>ISSUES ARISING FROM OVERVIEW AND SCRUTINY OR OTHER COMMITTEES – COUNCIL TAX BENEFIT LOCALISATION</u></p> <p>It was agreed:</p> <p>(a) That the Scrutiny (Policy and Performance) and Scrutiny (Community and Regeneration) Committees' endorsement of Cabinet decision CAB 26, made at their meetings held on 17 October 2012 (Minute Nos 141), be acknowledged.</p> <p>(b) That the Scrutiny (Community and Regeneration) Committee be</p>	<p>To approve the Scrutiny (Community and Regeneration) Committee's recommendation (c).</p>	<p>The Scrutiny Committees held co-located, simultaneous meetings on 17 October 2012 at which they endorsed Cabinet decision CAB 26 of 15 October 2012 (Minute</p>	

Implementation Date 11 December 2012	<p>thanked for recommendation (c), made at its meeting held on 17 October 2012, but advised that representations have been made and will continue to be made to the Government about this matter.</p> <p>(c) That Cabinet decision CAB 26 be reaffirmed.</p>		No 141). The Scrutiny (Community and Regeneration) Committee made an additional recommendation.	
--	--	--	---	--

Decision Status	Record of Decisions	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 43 3.12.12 Open Key Decisions No Call-in to apply No Implementation Date 13 December 2012	<u>OLYMPIC CELEBRATIONS BUDGET</u> It was agreed to recommend to Council that the transfer of £68,900 from the Special Projects Reserve to meet the expenditure on the Olympic celebrations be approved.	To fund the overspend from in-year savings from the 2012/13 budget.	The final costs of hosting the Olympic Torch events on 18 and 19 July 2012 exceeded the allocated budget by £68,897. Cabinet is requested to decide how this shortfall should be met from within the Council's budget.	

Decision Status	Record of Decisions	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 44 3.12.12 Open	<u>REVISED ALLOCATIONS POLICY FOR SOCIAL RENTED HOUSING – DRAFT FOR CONSULTATION</u> It was agreed that the draft revised Allocations Policy for Social Rented Housing, as set out at Appendix 1 of the report, be approved for	None.	The Allocations Policy sets out who is eligible to apply for social rented housing	

Key Decisions Yes Call-in to apply Yes Implementation Date 11 December 2012	consultation.		and was last reviewed in 2002. The Policy has been revised to take account of recent statutory guidance and government regulations and will be subject to a 12-week consultation period.	
---	---------------	--	---	--

Decision Status	Record of Decisions	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 45 3.12.12 Open Key Decisions Yes Call-in to apply Yes Implementation Date 11 December 2012	<u>DRAFT TENANCY POLICY</u> It was agreed that the draft Tenancy Policy 2012-16, as set out at Appendix 1 of the report, be approved for consultation.	None.	The Council is required to publish a tenancy policy which sets out how it will implement new social housing reforms introduced by the Localism Act 2011. Amongst other things, the policy sets out the types and length of tenancies granted and will be subject to a 12-week	

			consultation period.	
--	--	--	----------------------	--

Decision Status	Record of Decisions	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 46 3.12.12 Open</p> <p>Key Decisions Yes</p> <p>Call-in to apply Yes</p> <p>Implementation Date 11 December 2012</p>	<p><u>DISCOVERY PARK ENTERPRISE ZONE – DRAFT LOCAL DEVELOPMENT ORDER</u></p> <p>It was agreed:</p> <p>(a) That the Draft Local Development Order, as set out at Appendix 1 of the report, be approved for public consultation.</p> <p>(b) That the Director of Regeneration and Development, in consultation with the Portfolio Holder for Environment, Waste and Planning, be authorised to make any necessary editorial changes to the Draft Local Development Order to assist with clarity, consistency, explanation and presentation prior to its going out to public consultation.</p> <p>(c) That the Director of Regeneration and Development, in consultation with the Portfolio Holder for Environment, Waste and Planning, be authorised to consider representations received, and make non-material changes to the Draft Local Development Order before submission to the Secretary of State who will determine whether the Council can adopt the Local Development Order.</p>	<p>None.</p>	<p>The Government designated the Discovery Park (formerly the Pfizer site) as an Enterprise Zone (EZ) in August 2011.</p> <p>In order to stimulate regeneration of the Discovery Park EZ, it is necessary to make a Local Development Order which will simplify the planning process and allow certain types or amounts of development to take place in the EZ without the need for planning permission.</p>	

Decision Status	Record of Decisions	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 47 3.12.12 Open</p> <p>Key Decisions Yes</p> <p>Call-in to apply Yes</p> <p>Implementation Date 11 December 2012</p>	<p><u>COMMUNITY INFRASTRUCTURE LEVY – PRELIMINARY DRAFT CHARGING SCHEDULE</u></p> <p>It was agreed that the preliminary draft Community Infrastructure Levy charging schedule be approved for public consultation.</p>	<p>None.</p>	<p>The Community Infrastructure Levy (CIL) is a new charge which allows local authorities to obtain funds from developers to help provide infrastructure.</p> <p>The CIL Regulations 2010 require the Council to issue a draft preliminary schedule of charges for consultation. At their meetings held on 6 April 2011, both Cabinet (CAB 101) and Council (Minute No 534) agreed that a charging schedule should be prepared.</p>	

Decision Status	Record of Decisions	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 48 3.12.12 Open Key Decisions No Call-in to apply Yes Implementation Date 11 December 2012	<u>CHRISTMAS ARRANGEMENTS 2012</u> It was agreed that the report be noted.	None.	Cabinet is requested to note the out-of-hours and emergency arrangements that will be in place whilst the Council offices are closed from 21 December 2012 to 2 January 2013.	

Decision Status	Record of Decisions	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 49 3.12.12 Open Key Decisions No Call-in to apply Yes Implementation Date 11 December 2012	<u>HEALTH AND SAFETY GUIDANCE NOTES</u> It was agreed that the four guidance notes at Appendices 1 to 4 of the report be approved and made available to all Dover District Council staff via the intranet site.	None.	Cabinet is requested to approve four health and safety guidance notes for staff covering health and safety maps, risk assessments, reporting of accidents/ incidents and the safe use of display screen equipment.	

Decision Status	Record of Decisions	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 3.12.12 Open</p> <p>Key Decisions No</p> <p>Call-in to apply Yes</p> <p>Implementation Date 11 December 2012</p>	<p><u>APPOINTMENT OF SANDWICH PORT AND HAVEN COMMISSIONERS</u></p> <p>It was agreed:</p> <p>(a) That a Selection Panel be established comprising the Portfolio Holder for Environment, Waste and Planning, the Chief Executive and the Clerk to the Sandwich Port and Haven Commissioners (or, if deemed more appropriate, a member of the Sandwich Port and Haven Commission) to interview applicants for the four independent member positions and make recommendations for appointment.</p> <p>(b) That Councillor B W Butcher and Councillor M A Russell be appointed to the Sandwich Port and Haven Commission with effect from 2 February 2013.</p> <p>(c) That the Leader of the Council be requested to determine Sandwich Town Council's nominations once received.</p> <p>(d) That the Chief Executive, in consultation with the Leader of the Council, be authorised to make the final appointments for the four independent member positions on the Sandwich Port and Haven Commission, having given consideration to the recommendations of the Selection Panel.</p>	<p>None.</p>	<p>The Sandwich Port and Haven Commissioners (Constitution) Revision Order 1976 requires that the Council appoints eight commissioners to the Sandwich Port and Haven Commission.</p> <p>The existing Commissioners' appointments will expire on 1 February 2013, and Cabinet is requested, amongst other things, to approve the selection process for the four independent members and to appoint two District Councillors.</p>	

Decision Status	Record of Decisions	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 51 3.12.12 Open</p> <p>Key Decisions No</p> <p>Call-in to apply Yes</p> <p>Implementation Date 11 December 2012</p>	<p><u>DECISION NOTICES</u></p> <p>It was agreed that Decision Notices DD02 (Naming of a new street at residential development to the rear of 68-70 Sandwich Road, Eythorne) and DPH04 (Sale of flat and garage at The Gateway) be received and noted.</p>	<p>None.</p>	<p>To note the decisions taken by the Portfolio Holder for Access and Property Management pursuant to section D1 (Specific Powers Delegated to Members of the Executive) and paragraph 13 (Responsibility for Executive Functions) of Section 3 of Part 3 (Responsibility for Functions) of the Constitution.</p>	

Decision Status	Record of Decisions	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 52 3.12.12 Open</p> <p>Key Decisions No</p> <p>Call-in to apply Yes</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 from the remainder of the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs 1 and 3 of Schedule 12A of the Local Government Act 1972.</p>	<p>None.</p>		

Implementation Date Immediate				
---	--	--	--	--

Decision Status	Record of Decisions	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 53 3.12.12 Exempt Key Decisions No Call-in to apply Yes Implementation Date 11 December 2012	<u>DECISION NOTICES</u> It was agreed that Decision Notice DPH03 (Approval to purchase of land at Honeywood Road, Whitfield) and the report accompanying DPH04 be received and noted.	None.	To note the decision taken by the Portfolio Holder for Access and Property Management pursuant to paragraph 13 (Responsibility for Executive Functions) of Section 3 of Part 3 (Responsibility for Functions) of the Constitution.	

The meeting ended at 12.08 pm.