

Forest Heath District Council St Edmundsbury Borough Council

Joint Executive (Cabinet) Committee Decisions Notice (Published: Thursday 8 November 2018)

The following decisions were taken by the Joint Executive (Cabinet) Committee on **Tuesday 6 November 2018** and, if not called in by Councillors, will come into operation on Friday 16 November 2018. This procedure does not however, apply to decisions that have been recommended to either Forest Heath District Council (FHDC) or St Edmundsbury Borough Council (SEBC) respectively for a final decision (and which are also indicated within the decisions below). An executive committee decision may be called in, in accordance with the Overview and Scrutiny Committee Procedure Rules contained within Part 4 of each Council's Constitutions, by at least five Councillors submitting the required call-in request form to the Assistant Director (HR, Legal and Democratic Services) (e-mail: democratic.services@westsuffolk.gov.uk) **by 5.00 pm on Thursday 15 November 2018.**

Should you have a query regarding any of the decisions taken, contact should be made with the named officer in the first instance, either on the telephone number listed against their name, or via email using the format firstname.surname@westsuffolk.gov.uk. Alternatively, you may also contact the relevant Portfolio Holder on the telephone number listed against their name, or via email using the format firstname.surname@stedsbcc.gov.uk or firstname.surname@forest-heath.gov.uk Contact may also be made via Democratic Services, West Suffolk House, Western Way, Bury St Edmunds Suffolk, IP33 3YU

Agenda Item and Report No.	Declarations of Interest/Dispensations Granted	Decision(s) (including recommendations to Council)	Reason(s) for Decision(s)	Other Options Considered and Reasons for Rejection	Contacts
Item No. 7 CAB/JT/18/041	None	<p><u>Forest Heath Statement of Licensing Policy 2019 to 2022 and Newmarket Cumulative Impact Assessment (CIA) Area</u></p> <p>RECOMMENDED TO FHDC COUNCIL: (21 November 2018)</p> <p>That:-</p> <ol style="list-style-type: none"> 1. The draft overarching Statement of Licensing Policy for Forest Heath 2019-2022, as set out in Appendix 1 to Report No: CAB/JT/18/041, be adopted. 2. The existing Newmarket 	<p>Local authority Statement of Licensing policies were required to be renewed every five years. The integrated CIA must now be reviewed every three years or sooner, for example, if they were considered with the overarching Statement of Licensing Policy review.</p> <p>The current proposal was for the Forest Heath Statement of Licensing Policy to run until December 2022, as this was when the current St Edmundsbury Statement of Licensing Policy</p>	<p><i>Statement of Licensing Policy</i></p> <ul style="list-style-type: none"> - Not adopting the Statement of Licensing Policy (not viable as this was a statutory policy required for the Council to undertake its licensing activities) - Re-adopt the wording of the existing Statement of Licensing Policy (not desirable as it 	<p><u>Portfolio Holder:</u> FHDC Cllr Lance Stanbury 07970 947704</p> <p><u>Officer:</u> David Collinson Assistant Director (Planning and Regulatory Services) 01284 757306</p>

Agenda Item and Report No.	Declarations of Interest/ Dispensations Granted	Decision(s) (including recommendations to Council)	Reason(s) for Decision(s)	Other Options Considered and Reasons for Rejection	Contacts
		<p>Cumulative Impact Assessment (CIA) Area (as incorporated within Appendix 1 to Report No: CAB/JT/18/041) be:</p> <p>(a) renewed; and (b) reviewed again within approximately 18 months.</p>	<p>expired, allowing a West Suffolk Statement of Policy to be proposed.</p> <p>In the meantime, it was proposed that a West Suffolk Council Statement of Licensing Policy be adopted by the Shadow Council in February 2019, using the identical policy wording of the two Forest Heath and St Edmundsbury policies and putting them into a single document and updating any references to legislation that had been made since 2017. This would be communicated to stakeholders, alongside the Shadow Council's consideration. This approach had been agreed with the MHCLG.</p>	<p>does not include updated required by the new April 2018 statutory guidance)</p> <p><i>Cumulative Impact Assessment (CIA) Area for Newmarket Town Centre</i></p> <ul style="list-style-type: none"> - Not to renew the CIA area. - Re-adopt the current CIA area for three years. - Re-adopt the current CIA and commit to reviewing within 18 months with improved evidence base. - Adopt the CIA with amendments to the area. This would require further consultation. 	
Item No. 8 CAB/JT/18/042	None	<p><u>West Suffolk Contaminated Land Strategy 2018 to 2023</u></p> <p>RESOLVED: That the draft West Suffolk Contaminated Land Strategy, attached as Appendix A to Report No: CAB/JT/18/042, be adopted for the period November 2018 to November 2023.</p>	<p>The proposed West Suffolk Contaminated Land Strategy (as set out in Appendix A), that would cover the period November 2018 to November 2023, formed part of a framework affecting the quality and use of land locally. It followed the principles of sustainability, aiming to achieve a balance between social, economic and environmental</p>	<ul style="list-style-type: none"> - To not adopt the draft West Suffolk Contaminated Land Strategy. This was not recommended as the Councils' had a statutory duty to have a Strategy. - Adopting a 2018- 	<p><u>Portfolio Holders:</u> FHDC Cllr Lance Stanbury 07970 947704</p> <p>Cllr Susan Glossop 01284 728377</p>

Agenda Item and Report No.	Declarations of Interest/ Dispensations Granted	Decision(s) (including recommendations to Council)	Reason(s) for Decision(s)	Other Options Considered and Reasons for Rejection	Contacts
			<p>concerns, whilst meeting the Councils' statutory obligations and corporate responsibility to protect and improve human health and the local environment.</p> <p>In line with statutory guidance, it was good practice to review the Strategy at least every five years. The previous Strategy expired in September 2018. Subject to approval, the Strategy would then form part of a package of policies to be 'rolled forward' to the single West Suffolk Council.</p> <p>As part of this review there were no local policy changes proposed and the structural and statutory changes were not viewed as contentious. The revisions were limited to updates according to legislation, creation of a single West Suffolk Council and updated technical guidance.</p>	<p>2023 Strategy that was based on the 2013-2018 Strategy with no amendments. This was not recommended as this would not take account of the latest guidance.</p>	<p>Officer: David Collinson Assistant Director (Planning and Regulatory Services) 01284 757306</p>
Item No. 11 CAB/JT/18/045	None	<p><u>Forest Heath and St Edmundsbury Revenues Collection Performance and Write-Offs</u></p> <p>RESOLVED:</p> <p>That the write-off of the amounts detailed in the exempt Appendices to Report No: CAB/JT/18/045, be approved as follows:</p> <p>1. Exempt Appendix 1: FHDC Council</p>	<p>The total amounts detailed in the decision has been written-off. The Detailed reasons for the decisions are included in Exempt Appendices 1 to 6 to Report No: CAB/JT/18/045.</p> <p>The Portfolio Holders also explained that the process of vetting cases for write-offs had also been more vigorous this year, to be able to move into a single Council with</p>	<p>The West Suffolk Councils currently use the services of the ARP Enforcement Agency to assist in the collection of business rates and also has online tracing facilities. It is not considered appropriate to pass the debt onto</p>	<p><u>Portfolio Holders</u> FHDC Cllr Stephen Edwards 07904 389982</p> <p>SEBC Cllr Ian Houlder 01284 810074</p>

Agenda Item and Report No.	Declarations of Interest/ Dispensations Granted	Decision(s) (including recommendations to Council)	Reason(s) for Decision(s)	Other Options Considered and Reasons for Rejection	Contacts
		<p>Tax totalling £2,731.33.</p> <p>2. Exempt Appendix 2: SEBC Council Tax totalling £169,454.08.</p> <p>3. Exempt Appendix 3: SEBC Business Rates totalling £22,292.16.</p> <p>4. Exempt Appendix 4: FHDC Sundry Debt (Housing Benefit Overpayments) totalling £24,740.18.</p> <p>5. Exempt Appendix 5: FHDC Sundry Debt (Property Services) totalling £2,902.91.</p> <p>6. Exempt Appendix 6: SEBC Sundry Debt (Property Services) totalling £5,796.38.</p>	debts that were economically viable to collect.	another agency. In the event that a written-off debt becomes recoverable, the amount is written back on and enforcement procedures are re-established.	<p><u>Officer:</u> Gregory Stevenson Service Manager (Finance and Performance)/ S151 Officer 01284 757264</p>
<p>Item No. 14</p> <p>EXEMPT CAB/JT/18/046</p> <p>(Notice of this decision being taken was detailed in a General Exception Notice and published on 25 October 2018)</p>	None	<p><u>Disposal of Property in Haverhill (paras 1, 2 and 3)</u></p> <p>RESOLVED:</p> <p>That the Assistant Director (Operations), in consultation with the Portfolio Holders for Operations, be given delegated authority to agree the sale of the property with a buyer, at or above, the market valuation.</p>	<p>Following a period of unsuccessful attempts to recover unpaid rent, the premises were repossessed by St Edmundsbury Borough Council, through the Country Court in February 2018. The premises had remained vacant for several months and had been subject to criminal damage. Despite a range of protective security measures having been undertaken there remains a risk of further damage to the property.</p> <p>The Council's appointed agents had marketed the property and since July 2018 several financial offers</p>	<p>The alternative to the sale of this property was to retain the premises and to attempt a re-let. However, as the buildings on the site were derelict, this would require substantial capital investment by SEBC in order to bring the premises up to a lettable standard.</p>	<p><u>Portfolio Holders:</u> SEBC Cllr Peter Stevens 01787 280284</p> <p>FHDC Cllr David Bowman 07711 593737</p> <p><u>Officers:</u> Mark Walsh Assistant Director (Operations) 01284 757300</p> <p>Neil Turvey Estates Manager</p>

Agenda Item and Report No.	Declarations of Interest/Dispensations Granted	Decision(s) (including recommendations to Council)	Reason(s) for Decision(s)	Other Options Considered and Reasons for Rejection	Contacts
			<p>had been received. In order to secure an early and unconditional sale and to mitigate the identified risks, an urgent decision was required in order to allow the sale of the property to progress and complete in a timely manner.</p> <p>However, since the publication of the agenda papers, the original buyer, as had been identified within Report No: CAB/JT/18/046 had withdrawn their offer. Therefore, the Cabinet considered an alternative recommendation in relation to the disposal of this property.</p>		01284 757369

Jennifer Eves
Assistant Director (HR, Legal and Democratic Services)
8 November 2018