

## West Suffolk Council

### Cabinet Decisions Notice

(Published: Thursday 24 September 2020)

The following decisions were taken by the Cabinet on Tuesday 22 September 2020 and, if not called in by councillors, will come into operation on Friday 2 October 2020. This procedure does not however, apply to decisions that have been recommended to Council for a final decision (and which are also indicated within the decisions below). An executive decision may be called in, in accordance with the Overview and Scrutiny Committee Procedure Rules contained within Part 4 of the Council's Constitution, 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](mailto:democratic.services@westsuffolk.gov.uk)) **by 5.00 pm on Thursday 1 October 2020**. Should you have a query regarding any of the decisions taken, contact should be made with the named officer in the first instance, the relevant portfolio holder or via Democratic Services, West Suffolk Council, West Suffolk House, Western Way, Bury St Edmunds Suffolk, IP33 3YU, or College Heath Road, Mildenhall IP28 7EY.

Agenda item and report number	Declarations of interest	Decision(s) (including recommendations to Council)	Reason(s) for decision(s)	Other options considered and reasons for rejection	Contacts
Item 8 CAB/WS/20/054	None	<p><b>Recommendation of the Performance and Audit Scrutiny Committee: 30 July 2020: Annual Financial Resilience Report (2019-2020)</b></p> <p>Recommended to Council (29 September 2020):</p> <p>That the Annual Financial Resilience Report (2019-2020), as contained in Report number: FRS/WS/20/001, be approved.</p>	The Cabinet is required to consider the Annual Financial Resilience Report for 2019/2020, prior to seeking its approval by Council.	As it is a requirement of the Chartered Institute of Public Finance and Accountancy for Council to approve the Annual Financial Resilience Report, no other options	<p><b>Portfolio holder:</b> Sarah Broughton 07929 305787</p> <p><b>Officer:</b> Rachael Mann Assistant Director (Resources and Performance) 01638 719245</p>

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				have been considered.	
Item 9 CAB/WS/20/055	None	<p><b>Recommendation of the Performance and Audit Scrutiny Committee: 30 July 2020: Financial Resilience - June 2020</b></p> <p>Recommended to Council (29 September 2020):</p> <p>That the Financial Resilience Report (June 2020), as contained in Report number: FRS/WS/20/002, be approved.</p>	The Cabinet is required to consider the Financial Resilience Reports, prior to seeking their approval by Council. This particular report provides information on the investment activities for West Suffolk Council for the period 1 April 2020 to 30 June 2020.	As it is a requirement of the Chartered Institute of Public Finance and Accountancy for Council to approve the Financial Resilience Report, no other options have been considered.	<p><b>Portfolio holder:</b> Sarah Broughton 07929 305787</p> <p><b>Officer:</b> Rachael Mann Assistant Director (Resources and Performance) 01638 719245</p>
Item 10 CAB/WS/20/056	None	<p><b>Hackney Carriage and Private Hire Conditions Policy</b></p> <p>Resolved:</p> <p>That:</p> <p>1. the maintaining of a two-zone system for hackney</p>	West Suffolk Council has responsibility for licensing hackney carriage and private hire vehicles, drivers and operators across the West Suffolk area. The current policies that govern the operation of hackney carriages and private hire	The alternative options that have been considered and rejected are:  to agree to implement all proposals as	<p><b>Portfolio holder:</b> Andy Drummond 01638 751411</p> <p><b>Officers:</b> David Collinson Assistant</p>

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		<p>carriages in West Suffolk, be approved with a further review being undertaken within two years.</p> <p>2. The removal of the livery requirement for zone A (former Forest Heath) hackney carriages be approved, and a requirement for private hire vehicles not be introduced.</p> <p>3. The revised policy, as contained in Appendix A, which includes the proposals summarised in paragraphs 6.16 to 7.3 of Report number: CAB/WS/20/056, be approved.</p> <p>4. The inclusion of changes introduced by new national safety standards, as set out in section 4 of Report</p>	<p>vehicles, operators and drivers were agreed by Cabinet in February 2019 in preparation to become a single West Suffolk Council. At that point, some more significant changes were deferred to a later date.</p> <p>Having considered the outcomes of the Unmet Demand Survey; feedback received from public consultation and from the taxi industry on the proposals contained in the proposed revised policy; and the implications of new national safety standards recently introduced by Government, the Cabinet considers the new policy is acceptable. Members feel that a measured approach has been taken working with the taxi trade, both to align the licensing terms and to introduce good practice, for the benefit of customers and</p>	<p>set out in the public consultation, including instituting a single zone and livery requirements for hackney carriages and private hire vehicles. However, this would go against the feedback received from members of the industry; and</p> <p>to implement only the changes required by the Government's new 'Statutory Taxi and Private Hire</p>	<p>Director (Planning and Regulatory) 01284 757306</p> <p>Fiona Quinn Service Manager (Environmental Health) 01284 757042</p>

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		<p>number: CAB/WS/20/056, be agreed.</p> <p>5. Delegated authority be given to the Assistant Director (Planning and Regulatory) to make any future minor amendments to the Policy, in consultation with the Portfolio Holder for Regulatory.</p>	<p>the trade.</p> <p>This includes the maintaining of a two-zone system for hackney carriages in West Suffolk, with a further review to be undertaken within two years; and the removal of the livery requirement for zone A (former Forest Heath) hackney carriages with no requirement to be introduced for private hire vehicles. The rationale for making these decisions is set out in paragraphs 6.13 to 6.16 of Report number: CAB/WS/20/056.</p>	<p>Vehicle Standards’.</p>	
<p>Item 11 CAB/WS/20/057</p>	<p>None</p>	<p><b>West Suffolk Local Plan Draft Issues and Options documents – approval for public consultation</b></p> <p>Recommended to Council (29 September 2020):</p> <p>That:</p> <p>1. the West Suffolk Local</p>	<p>The Local Plan is important in supporting delivery of our strategic priorities and essential for the continuation of an effective planning service. In addition, the Planning and Compulsory Purchase Act, (2004), requires local planning authorities to prepare and</p>	<p>The alternative option would be to not progress a new Local Plan or delay preparation and consultation. This would</p>	<p><b>Portfolio holder:</b> David Roach 01440 768966</p> <p><b>Officers:</b> Julie Baird Assistant Director (Growth)</p>

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		<p>Plan Issues and Options documents be endorsed and recommended to Council for approval for public consultation, as set out in Appendix A to Report number: CAB/WS/20/057; and</p> <p>2. delegated authority be given to the Service Manager (Strategic Planning) to make minor non-material consequential changes to the documents as necessary.</p>	<p>keep an up-to-date Local Plan.</p> <p>The new West Suffolk Local Plan will plan for the period to 2040 which aligns with local plans being produced by neighbouring authorities. The Issues and Options Local Plan consultation is the first of several rounds of public consultation in the local plan preparation process.</p> <p>The Cabinet is satisfied that the documents should be recommended to Council for approval for public consultation in accordance with the engagement programme set out in paragraph 4.3 of Report number: CAB/WS/20/057.</p>	<p>leave the Council at risk of unplanned, speculative development. This would be reputationally damaging and lead to Government intervention to produce a Local Plan for the District Council.</p> <p>Further details regarding the consideration of alternative options connected with progressing the development of the Local Plan Issues and Options document are set out in section 3 of</p>	<p>01284 757613</p> <p>Marie Smith Service Manager (Strategic Planning) 01638 719260</p>

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Item 12 CAB/WS/20/058	None	<p><b>Public Space Protection Orders (PSPO) – review of existing orders</b></p> <p>Resolved:</p> <p>That:</p> <ol style="list-style-type: none"> <li>1. in considering the outcomes of the review, it be agreed to continue with the existing Public Space Protection Orders (PSPO) detailed in Appendices A and B to Report number: CAB/WS/20/058; and</li> <li>2. further consideration be given to the proposed variations submitted during engagement with stakeholders, namely the extension of PSPO areas in Brandon, Haverhill and Bury St Edmunds as set</li> </ol>	<p>By virtue of the Anti-Social Behaviour Crime and Policing Act 2014, the Council must undertake a review, communicate intent to introduce new PSPOs and undertake consultations with certain key stakeholders to ensure that it can make an informed decision when determining the outcome of the review.</p> <p>Extension of existing orders can be granted under section 60 of the Act where it is shown that an extension is necessary to prevent activity occurring or there has been an increase in frequency or seriousness of the activities.</p> <p>However, an extension can only be granted following a review. If no review is</p>	<p>The Council has no option but to review the existing PSPOs as it is a necessary part of the legal process, failure to do so will result in the PSPOs expiring in September 2020. Following this consultation, Cabinet has made its formal decision on this matter prior to the expiration of the existing PSPOs on 30 September 2020.</p>	<p><b>Portfolio holders:</b> Robert Everitt 01284 769000</p> <p>Joanna Rayner 07872 456836</p> <p><b>Officer:</b> Davina Howes Assistant Director (Families and Communities) 01284 757070</p>

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		<p>out in section 3.3 of Report number: CAB/WS/20/058.</p>	<p>undertaken there is no mechanism for automatic review. As a consequence, Cabinet is required to make a formal decision regarding the PSPOs by 30 September 2020 otherwise all PSPOs will expire with the exception of the Bury St Edmunds PSPO. Whilst it is not necessary to review the Bury St Edmunds PSPO until September 2021 it has been included to enable all PSPOs to be reviewed in the same timescales in future.</p> <p>Having considered the responses to the stakeholder engagement held on the PSPOs, the Cabinet supports their continuation. The Cabinet has also considered the additional representations received, as summarised in section 3.3 of Report number: CAB/WS/20/058, and considers it appropriate that</p>	<p>Alternative options have been considered for the Dog Control Order, to simplify the procedure legal advice was taken as to merging the two existing orders into one covering West Suffolk. However, there is no provision in the legislation to enable the merging of separate PSPOs. Therefore, allowing the two existing Dog Control Order to expire and be</p>	

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			<p>reviews be undertaken in a timely manner in connection with the specific representations summarised in section 4.1.3. It is aimed that these reviews will be completed by February 2021 with a recommendation to Cabinet duly following.</p>	<p>replaced with a new West Suffolk Order is the only practicable way of ensuring a single Order for the whole West Suffolk District is in place from September.</p>	

Jennifer Eves  
Assistant Director (Human Resources, Legal and Democratic Services)  
24 September 2020