

# Cabinet Minutes

Date: 6 June 2016

Time: 7.00 - 8.30 pm

**PRESENT:** Councillor Ms K S Wood (Executive Leader of the Council - in the Chair)

Councillor Mrs J A Adey	- Cabinet Member for Community
Councillor D H G Barnes	- Deputy Leader and Cabinet Member for Engagement and Strategy
Councillor D A Johncock	- Cabinet Member for Planning
Councillor Mrs J D Langley	- Cabinet Member for Housing
Councillor R Newman	- Cabinet Member for Youth
Councillor D A C Shakespeare OBE	- Cabinet Member for HR, ICT and Customer Services
Councillor Mrs J E Teesdale	- Cabinet Member for Environment
Councillor D M Watson	- Cabinet Member for Finance and Resources
Councillor R Wilson	- Cabinet Member for Economic Development and Regeneration

## By Invitation

Councillor S Broadbent	- Deputy Cabinet Member for Economic Development and Regeneration
Councillor D J Carroll	- Deputy Cabinet Member for Housing
Councillor M Hussain JP	- Chairman of the Council
Councillor Mrs W J Mallen	- Deputy Cabinet Member for Environment
Councillor G Peart	- Deputy Cabinet Member for Finance and Resources
Councillor R Raja	- Leader of the Labour Group
Councillor S K Raja	- Deputy Cabinet Member for Community
Councillor S Saddique	- Deputy Cabinet Member for HR, ICT and Customer Services
Councillor A Turner	- Deputy Cabinet Member for Planning

## 1 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors R Farmer, M Knight (Leader of the East Wycombe Independent Party) and R Gaffney (Chairman of the Improvement & Review Commission).

## 2 MINUTES

**RESOLVED:** That the minutes of the meeting of the special Cabinet held on 23 May 2016 be approved as a true record and signed by the Chairman.

### **3 DECLARATIONS OF INTEREST**

There were no declarations of interest.

### **4 2015/16 SERVICE PERFORMANCE: YEAR END REPORT**

Cabinet had before it the end of year position for the Council's performance at service level, including progress made on the key projects delivering the Council's priorities.

The following decision was made to ensure that the Council was performing at the appropriate level.

**RESOLVED:** That the summary of the fourth quarter (January to March) and cumulative year end outturns for service performance be received.

### **5 2015/16 REVENUE OUTTURN, REPAIRS AND RENEWALS FUND, MAJOR PROJECTS PROGRAMME**

Cabinet considered a report on the provisional outturn at the end of March 2016 which included the General Fund, Repairs and Renewal Fund, Major Projects Programme and the Section 106 Developer Contributions, together with the potential use of the surplus.

The report before Cabinet set out an analysis of the key issues from the 2015/16 financial outturn, with detailed breakdowns of spend and movements which were set out in Appendices A to D of the report.

Cabinet was informed that requests had been made to allocate a portion of the surplus to fund replacement market stalls and a Spatial Planning Manager position. Cabinet approval was sought to amend the terms of reference for the Transformation Fund to include scheme feasibility funding up to £100,000 for any single project.

The following decisions were made as Cabinet set its budget targets each year to achieve the Council's financial strategy. Throughout the financial year Cabinet had received a regular monitoring report, setting out the budgetary position.

**RESOLVED:** That (i) the provisional outturn at the end of March 2016 in respect of the General Fund Revenue Account, Repairs and Renewals Fund, Major Projects Programme and use of the surplus as detailed in the report be noted;

(ii) the proposed allocation of the surplus funds including the two bids identified in paragraph 26 of the report be approved; and

(iii) the terms of reference for the Transformation Fund be amended to include funding for project feasibility in accordance with the terms as set out at paragraph 27 of the report.

## 6 NEW LOCAL PLAN - CONSULTATION DRAFT

The Cabinet Member for Planning and Sustainability gave a comprehensive introduction to the report before Cabinet and the processes undertaken.

Cabinet approval was sought to enable further consultation on the draft Local Plan for focussed public and stakeholder engagement. The consultation would provide the opportunity for those affected to help shape the plan before it would be finalised at the end of the year.

The Council had undertaken public consultation in early 2014 on the Local Plan, since then a substantial amount of work had been undertaken to evolve the plan. Therefore, further consultation was deemed to be appropriate to ensure that the public were able to comment on the revised draft.

After due consideration, Members' emphasised the importance of residents expressing their views on the proposals.

The following decisions were made to enable the public and stakeholders to input into the emerging Local Plan and help shape it before it is finalised towards the end of the year.

**RESOLVED:** That (i) the Draft Local Plan be published for public consultation purposes commencing at the end of June 2016 for a six week period; and

(ii) delegated authority be granted to the Head of Planning and Sustainability in consultation with the Cabinet Member for Planning and Sustainability and the Leader to agree the detailed consultation document.

## 7 COMMUNITY INFRASTRUCTURE LEVY PAYMENTS

The report before Cabinet sought delegated authority for the Corporate Director in consultation with the appropriate Cabinet Members to accept the direct provision of infrastructure by developers as a payment in kind against Community Infrastructure Levy (CIL) liabilities where it would be preferential to the Council in terms of timings or cost.

The following decision was made to enable the Council in specified circumstances to accept the direct provision of infrastructure as a payment in kind against CIL for infrastructure that it would be likely to otherwise fund through CIL.

**RESOLVED:** That (i) CIL Regulation 73A of the Community Infrastructure Regulations 2010 (as amended) to accept direct infrastructure provision as a payment in kind against Community Infrastructure Levy liabilities be adopted; and

(ii) delegated authority be granted to the Corporate Director in consultation with the Cabinet Member for Finance and Cabinet Member for Planning to accept direct infrastructure provision as a payment in kind against Community Infrastructure Levy liabilities in specific cases.

## 8 HS2 NEXT STEPS

The report before Cabinet set out the next steps in relation to the High Speed Rail Bill (HS2), including proposals for the Council to become a Qualifying Authority. This would allow the Council to approve plans and specifications, where appropriate, following Royal Assent.

The following decisions were made to provide an update on the current position and future work, and to continue to protect the Council's position.

**RESOLVED:** That (i) WDC become a Qualifying Authority for the purposes of the High Speed Rail (London-West Midlands) Bill and delegated authority be given to the Head of Planning and Sustainability in consultation with the Cabinet Member for Planning and the District Solicitor to enter in to the required agreement with HS2 Ltd to give effect to this decision;

(ii) the work being undertaken at officer level to identify opportunities for joint working with other Buckinghamshire local authorities including the possibility of establishing a joint team to co-ordinate further responses to HS2 Limited and/or central government in relation to the HS2 project be noted and that delegated authority be granted to the Head of Planning and Sustainability in consultation with the Cabinet Member for Planning and the District Solicitor to finalise such agreement as may be required to put this into effect; and

(iii) delegated authority be granted to the Head of Planning and Sustainability to direct any joint team or third party acting on behalf of the Council on how to respond on all planning and environmental health matters relating to Wycombe District.

## 9 JOINT WASTE CLIENT TEAM

The report before Cabinet provided an update on the current position regarding the work that had been undertaken to create a joint waste team with Wycombe District Council, Chiltern District Council and South Bucks District Council.

Cabinet were asked to support the inclusion of South Bucks District Council in the Inter District Authority Agreement and the Service Level Agreement. Cabinet were then asked to formally recommend that delegated authority be granted to update the Council's Constitution accordingly.

The following recommendations were made to enable work to continue on forming a 3-way joint waste team between Wycombe District Council, Chiltern District

Council and South Bucks District Council and to ensure that appropriate governance arrangements were in place to support this.

**Recommended:** That (i) the work being done between Wycombe District Council, Chiltern District Council and South Bucks District Council to form a joint waste client team be supported; and

(ii) delegated authority be given to the Head of Environment in consultation with the Head of Democratic, Legal and Policy Services, the Head of Finance and Commercial, and the respective Cabinet Members to negotiate and effect amendments to the existing Inter District Authority Agreement and the Service Level Agreement to include South Bucks District Council, in addition to Wycombe District Council and Chiltern District Council, and to approve any necessary changes to the Joint Waste Collection Committee structure within the Constitution at the relevant time.

## **10 LOCAL GROWTH DEAL - HIGH WYCOMBE TOWN CENTRE/SOUTHERN QUADRANT**

The report before Cabinet detailed proposals under the High Wycombe Town Centre Masterplan to regenerate the town centre, in particular the future funding requirements and the infrastructure improvements for the Southern Quadrant area.

The following decisions were made to support the delivery of the Local Growth Deal Major Scheme and regeneration of High Wycombe and the delivery of infrastructure in the Southern Quadrant area in response to additional travel demand associated with development in the area.

**RESOLVED:** That (i) the decision of the Bucks Thames Valley Local Enterprise Partnership (BTVLEP) to approve the Business Case which sets out the costs, impacts and priorities for delivery of priority HWTC/SQ schemes and to make £8.48m available for implementation be noted;

(ii) the need for further future funding to deliver future phases of the town centre Masterplan be noted; and

(iii) delegated authority be granted to the Corporate Director (Growth & Regeneration) to agree a Memorandum of Understanding (MOU) between Buckinghamshire County Council (BCC) and Wycombe District Council (WDC) to help ensure effective joint working and delivery.

## **11 FILE ON ACTION TAKEN UNDER DELEGATED AUTHORITY**

Cabinet received the following files on actions taken under delegated powers:

Community C/15/16 – C/31/16  
Environment E/02/16 – E/03/16

Finance F/08/16 – F/26/16  
Housing H/03/16  
Leader L/03/16 – L/04/16  
Planning & Sustainability PS/04/16 – PS/05/16

## **EXCLUSION OF PRESS AND PUBLIC**

**RESOLVED:** That the Press and Public be excluded from the meeting during consideration of the following items as they contain exempt information as defined in Regulation 4(2)(b) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012, more particularly as follows:

### **Minute 12 - HXH – Phase 3 Disposal**

Information relating to the financial or business affairs of any particular person (including the authority holding that information) (Paragraph 3, Part 1 of Schedule 12A, Local Government Act 1972)

(The need to maintain the exemption outweighs the public interest in disclosure, because disclosure could prejudice the Council's position in any future tender process or negotiations)

### **Minute 13 - File on Action taken under Exempt Delegated Powers**

**Community sheet nos: C/1/16 – C/2/16**

**Economic Development and Regeneration sheet nos: EDR/18/16 – EDR/34/16**

Information relating to the financial or business affairs of any particular person (including the authority holding that information) (Paragraph 3, Part 1 of Schedule 12A, Local Government Act 1972)

(The need to maintain the exemption outweighs the public interest in disclosure, because disclosure could prejudice the Council's position in any future tender process or negotiations)

## **12 HXH - PHASE 3 DISPOSAL**

Cabinet considered the report which proposed the disposal of the Council's freehold interest in land forming part of the Handy X Hub site.

The following decision was made to secure major inward investment and a substantial capital receipt.

**RESOLVED:** To dispose of the freehold interest of part of Handy X Hub Phase 3 site to an owner/ occupier, as detailed in paragraph 12 of the report and to delegate finalisation of the detailed terms of the

transaction to the Major Projects & Estates Executive, in consultation with the Corporate Director, Head of Finance & Commercial Services and their respective Cabinet Members.

**13 FILE ON ACTION TAKEN UNDER EXEMPT DELEGATED POWERS**

Cabinet received the following files on exempt actions taken under delegated powers:

Community: C/1/16 – C/2/16

Economic Development and Regeneration: EDR/12/16 – EDR/17/16

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Chairman

**The following officers were in attendance at the meeting:**

Karen Satterford	- Chief Executive
Ian Hunt	- Democratic Services Manager
Catherine MacKenzie	- Principal Democratic Services Officer