

Date: 19<sup>th</sup> February 2019

Dear Councillor,

**Council**

YOU ARE HEREBY SUMMONED to attend the Meeting of the **Council** to be held in the **Council Chamber**, on **Wednesday, 27 February 2019** at **18:00** to transact the business set out on the attached agenda.

Yours faithfully,



Chief Executive

To:- **Conservative Group**

Councillor Stanton (Chairman), Councillor Muller (Vice-Chairman) and Councillors Atkin, Billings, Mrs Brown, Mrs Coe, Dr Coyle, Ford, Grant, Mrs Hall, Harrison, Hewlett, MacPherson, Murray, Mrs Patten, Pegg, Roberts, Smith, Swann, Watson and Mrs Wyatt

**Labour Group**

Councillors Bambrick, Chahal, Dunn, Dr Pearson, Rhind, Richards, Shepherd, Southerd, Mrs Stuart, Taylor, Tilley and Wilkins

**Independent / Non-Grouped Members**

Councillors Coe and Tipping

## AGENDA

### Open to Public and Press

- 1 Apologies.
- 2 Presentation: Chief Superintendent Jim Allen
- 3 To confirm the Open Minutes of the Council Meeting (CL/95-CL/115) held on the 17th January 2019.  
Council 17th January 2019 Open Minutes **5 - 10**
- 4 To receive any declarations of interest arising from any items on the Agenda
- 5 To receive any announcements from the Chairman, Leader and Head of Paid Service.
- 6 To receive any questions by members of the public pursuant to Council Procedure Rule No.10.
- 7 To receive any questions by Members of the Council pursuant to Council procedure Rule No. 11.
- 8 CORPORATE PLAN ACTIONS AND TARGETS 2019/20 **11 - 24**
- 9 COUNCIL TAX REDUCTION SCHEME REGULATIONS 2019 **25 - 28**
- 10 DERBYSHIRE CARE LEAVERS COUNCIL TAX EXEMPTION SCHEME 2019-20 **29 - 32**
- 11 COUNCIL TAX SETTING 2019/20 **33 - 50**
- 12 ARMED FORCES COVENANT **51 - 54**
- 13 To receive and consider the Open Minutes of the following Committees:-

|  |                |
|--|----------------|
| Housing and Community Services Committee 31st January 2019<br>Open Minutes               | <b>55 - 59</b> |
| Overview and Scrutiny Committee 16th January 2019 Open Minutes                           | <b>60 - 64</b> |
| Planning Committee 15th January 2019 Open Minutes  | <b>65 - 68</b> |
| Finance and Management Special – Budget 10th January 2019<br>Open Minutes                | <b>69 - 74</b> |
| Housing and Community Services Special – Budget 8th January<br>2019 Open Minutes         | <b>75 - 77</b> |
| Environmental and Development Services Special – Budget 3rd<br>January 2019 Open Minutes | <b>78 - 80</b> |
| Planning Committee 18th December 2018 Open Minutes                                       | <b>81 - 87</b> |
| Overview and Scrutiny Committee 28th November 2018 Open<br>Minutes                       | <b>88 - 90</b> |

**14** To review the compositions of Committees, Sub-Committees and Working Panels for the remainder of the municipal year.

**15** To review the compositions of Substitute Panels.

**16** To review representation on Outside Bodies.

**17** To review Member Champions.

**Exclusion of the Public and Press:**

**18** The Chairman may therefore move:-

That in accordance with Section 100 (A)(4) of the Local Government Act 1972 (as amended) the press and public be excluded from the remainder of the Meeting as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraph of Part I of the Schedule 12A of the Act indicated in the

header to each report on the Agenda.

- 19** To confirm the Exempt Minutes of the Council Meeting held on 17th January 2019 (CL/116-CL/118).

Council 17th January 2019 Exempt Minutes

- 20** To receive any Exempt questions by Members of the Council pursuant to Council procedure Rule No. 11.

- 21** To receive and consider the Exempt Minutes of the following Committees:-

Finance and Management Special – Budget 10th January 2019

Exempt Minutes

Housing and Community Services Committee 31st January 2019

Exempt Minutes

MINUTES of the MEETING of the  
SOUTH DERBYSHIRE DISTRICT COUNCIL  
held at the Civic Offices, Civic Way, Swadlincote  
on Thursday 17<sup>th</sup> January 2019  
at 6.00pm

**PRESENT:-**

**Conservative Group**

Councillor Stanton (Chairman), Councillor Muller (Vice-Chairman) and Councillors Billings, Mrs Coe, Dr Coyle, Ford, Grant, Mrs Hall, Harrison, Hewlett, MacPherson, Murray, Mrs Patten, Pegg, Roberts, Smith, Swann Watson and Wyatt

**Labour Group**

Councillors Bambrick, Dunn, Rhind, Richards, Shepherd, Mrs Stuart, Taylor, Tilley and Wilkins

**Independent (Non-Grouped Members)**

Councillor Coe

CL/95 **APOLOGIES**

Apologies for absence from the Meeting were received from Councillors Atkin, Mrs Brown (Conservative Group), Councillors Chahal, Dr Pearson, Southerd (Labour Group) and Councillor Tipping (Independent Non-Grouped Member).

CL/96 **PRESENTATION: KOICHIRO KUNO (TOYOTA CITY)**

The Chairman was presented with a framed Japan Rugby World Cup T-shirt by Koichiro-san on behalf of Toyota City. In return, the Chairman presented Koichiro-san with a framed photograph of Melbourne Sporting Partnership. Members were shown a bespoke painting commissioned by Toyota City Council for South Derbyshire District Council, using the Japanese paper art of 'washi' which had been presented to the Chairman at a previous Derbyshire County Council meeting.

Koichiro-san addressed Members, noting the special relationship between Toyota City and this Council thanking Members for their recent visit to Japan.

CL/97 **PRESENTATION: DETECTIVE SERGEANT STUART KERSHAW**

Detective Sergeant Stuart Kershaw delivered a presentation to Council on

Derbyshire Constabulary Foreign National Intelligence Team providing an overview of Project Advenus; a team working in partnership with other responsible authorities in order to educate, support and actively monitor foreign nationals who come into contact with the police as well as conduct intelligence enquiries.

Queries were raised by some Members on housing obligations, modern slavery and action taken by the Police and this Council to address such matters. Clarification was provided by Detective Sergeant Kershaw and the Strategic Director (Service Delivery).

The Leader of the Council thanked Detective Sergeant Kershaw for his informative presentation.

CL/98 **MINUTES OF COUNCIL**

The Open Minutes of the Council Meeting held on the 1st November 2018 (CL/75-CL/91) were approved as a true record.

CL/99 **DECLARATIONS OF INTEREST**

Council was informed that no declarations of interest had been received.

CL/100 **ANNOUNCEMENTS FROM THE CHAIRMAN**

The Chairman of the Council outlined a summary of events attended since the last Council Meeting; including the switching on of the Christmas Lights, a visit to Toyota, Burnaston and Pingle School. The Chairman informed Council of the recent visit to Japan and extended gratitude on behalf of himself and the Vice-Chairman of the Council to Koichiro-san and the delegation from Toyota City for their hospitality.

CL/101 **ANNOUNCEMENTS FROM THE LEADER**

The Leader joined the Chairman in formally thanking Koichiro-san and his colleagues for the visit to Japan and invited the Leader of the Opposition to address Council. The Leader of the Opposition echoed the words of gratitude adding that Members had been treated with the deepest respect on this visit.

CL/102 **ANNOUNCEMENTS FROM THE HEAD OF PAID SERVICE**

The Chief Executive distributed documentation to the Leader of the Council and a Ward Member in relation to an investigation into the Infinity Garden Village.

The Chief Executive responded to a suggestion from a Member for a Youth Parliament advising that a process would be initiated in due course to invite representatives from some local schools, universities and colleges.

CL/103 **QUESTIONS BY MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO. 10**

Council were informed that no questions had been received.

CL/104 **QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11**

Council were informed that no questions had been received.

CL/105 **SEALED DOCUMENTS**

| <u>Date</u> | <u>No. of Seal</u> | <u>Nature of Document</u>                 |
|-------------|--------------------|---|
| 22.06.18    | 12024              | Transfer – 15 Durham Close, Midway        |
| 18.07.18    | 12046              | Transfer – 21 Limetree Avenue, Midway     |
| 07.08.18    | 12056              | Transfer – 65 Trent Avenue, Willington    |
| 15.08.18    | 12059              | Transfer – 263 Woodville Road, Hartshorne |
| 23.08.18    | 12068              | Transfer – 40 Heathway, Hatton            |

**RESOLVED:**

***That the Sealed Documents listed, for which there is no specific authority, be duly authorised.***

CL/106 **ARMED FORCES COVENANT**

The Community Partnership Officer presented the report to Council advising of an amendment to the recommendation which was carried by Council.

**RESOLVED:**

***1.1 Council noted the content of the revised Armed Forces Covenant and agreed to it being re-signed.***

***1.2 Council approved that delegated authority be granted to the Chairman of the Council to sign the document on behalf of the Authority.***

CL/107 **COUNCIL CONSTITUTION - POLICY UPDATES**

The Chief Executive presented the report, which was welcomed by Council.

**RESOLVED:**

***Council approved that the following updated documents, which were attached as Appendices to the report, replace the existing ones in the Council's Constitution;***

- ***Appointment Procedure for Chief Executive and Directors***
- ***Protocol for Member/Employee Relations***
- ***Employee Code of Conduct***
- ***Disciplinary Procedure for Head of Paid Service, Statutory Officers and Director positions***

CL/108 **CAPITAL STRATEGY 2019/20 to 2022/23**

The Strategic Director (Corporate Resources) presented the report

**RESOLVED:**

- 1.1 Council approved the proposed Capital Strategy 2019/20 to 2022/23 as detailed in Appendix 1.**
- 1.2 Council approved the Strategy be monitored by the Finance and Management Committee and an annual review be reported to the Council in accordance with the Prudential Code.**

Abstention: Councillor Taylor

CL/109 **UPDATE OF THE COUNCIL'S OUTSIDE BODIES LIST 2018 - 2019**

The Chief Executive presented the report. The Leader of the Council thanked Councillors Mrs Coe and Watson for their contribution to the Burton Hospitals NHS Foundation Trust Governors and the Waste Less/Save More Project.

**RESOLVED:**

- 1.1 Council approved the updated Outside Bodies List attached at Appendix 1 of the report, with the additional amendment to the name of the Citizens Advice South Derbyshire and City (CASDAC)**

CL/110 **OPEN MINUTES**

Council received and considered the open minutes of its Committees.

**RESOLVED:-**

***That the open minutes of the following Committees and Area Forum meetings were approved as a true record:-***

| <b><u>Committee</u></b>                | <b><u>Date</u></b> | <b><u>Minutes No's</u></b> |
|--|--------------------|----------------------------|
| Planning                               | 16.10.18           | PL/86-PL/102               |
| Overview & Scrutiny                    | 17.10.18           | OS/22-OS/30                |
| Planning                               | 06.11.18           | PL/105-PL/115              |
| Licensing and Appeals Sub-Committee    | 08.11.18           | LAS/27-LAS/29              |
| Licensing and Appeals Sub-Committee    | 14.11.18           | LAS/31-LAS/33              |
| Environmental and Development Services | 15.11.18           | EDS/58-EDS/70              |
| Housing and Community Services         | 22.11.18           | HCS/46-HCS/59              |
| Planning                               | 27.11.18           | PL/116-PL/126              |
| Finance and Management                 | 29.11.18           | FM/89-FM/103               |
| Licensing and Appeals Sub-Committee    | 05.12.18           | LAS/39-LAS/42              |
| Standards Committee                    | 11.12.18           | SC/1-SC/6                  |

| <b><u>Area Forum</u></b> | <b><u>Date</u></b> | <b><u>Minute Numbers</u></b> |
|--------------------------|--------------------|------------------------------|
| Swadlincote              | 24.10.18           | SA/8-SA/14                   |

|           |          |            |
|-----------|----------|------------|
| Etwall    | 09.10.18 | EA/8-EA/14 |
| Melbourne | 23.10.18 | MA/8-MA/14 |
| Linton    | 18.10.18 | LA/8-LA/14 |
| Repton    | 10.10.18 | RA/8-RA/14 |
| Newhall   | 03.10.18 | NA/8-NA/14 |

CL/111 **THE COMPOSITION OF COMMITTEES, SUB-COMMITTEES & WORKING PANELS FOR THE REMAINDER OF THE MUNICIPAL YEAR**

**RESOLVED:**

*Council approved the following amendments:*

**Audit Sub-Committee**

*Councillor Stanton to replace Councillor MacPherson*

**Service And Financial Planning Working Group**

*Councillor Watson be appointed*

CL/112 **COMPOSITION OF SUBSTITUTE PANELS**

**RESOLVED:**

*Council approved the following amendments:*

**Finance and Management Committee**

*Councillor Stanton be removed*

CL/113 **REPRESENTATION ON OUTSIDE BODIES**

**RESOLVED:**

*Council approved the following amendment:*

**40. Sharpe's Pottery Heritage & Arts Trust Ltd.**

*Councillor Harrison replaced Councillor Dr Coyle*

CL/114 **MEMBER CHAMPIONS**

**RESOLVED:**

*Council were informed that no amendments were to be made.*

CL/115 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT [ACCESS TO INFORMATION] ACT 1985)**

**RESOLVED:-**

*That in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended) the press and 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 under*

*the paragraphs of Part 1 of Schedule 12A of the Act as indicated in the reports of Committees.*

**EXEMPT MINUTES OF THE COUNCIL**

*The Exempt Minutes of the Council Meeting held on 1<sup>st</sup> November 2018 (CL/92-CL/94) were approved as a true record.*

**EXEMPT QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NUMBER 11**

*Council was informed that no questions had been received.*

**EXEMPT MINUTES**

*Council received and considered the Exempt Minutes of its committees.*

**RESOLVED:-**

*That the Exempt Minutes of the following Committees be approved as a true record:-*

| <b>Committee</b>                              | <b>Date</b>     | <b>Minute No.'s</b>  |
|---|-----------------|----------------------|
| <b>Licensing and Appeals Sub-Committee</b>    | <b>29.06.18</b> | <b>LAS/9-LAS/10</b>  |
| <b>Planning</b>                               | <b>17.07.18</b> | <b>PL/48-PL/49</b>   |
| <b>Licensing and Appeals Sub-Committee</b>    | <b>25.07.18</b> | <b>LAS/19-LAS/20</b> |
| <b>Finance and Management (Special)</b>       | <b>26.07.18</b> | <b>FM/42-FM/46</b>   |
| <b>Environmental and Development Services</b> | <b>16.08.18</b> | <b>EDS/40-EDS/41</b> |
| <b>Housing and Community Services</b>         | <b>23.08.18</b> | <b>HCS/27-HCS/31</b> |
| <b>Finance and Management</b>                 | <b>30.08.18</b> | <b>FM/61-FM/68</b>   |

The meeting terminated at 7.00pm.

COUNCILLOR M STANTON

CHAIRMAN OF THE DISTRICT COUNCIL

|                                |  |  |
|--------------------------------|--|--|
| <b>REPORT TO:</b>              | <b>COUNCIL</b>   | <b>AGENDA ITEM: 8</b>  |
| <b>DATE OF MEETING:</b>        | <b>27<sup>th</sup> FEBRUARY 2019</b>   | <b>CATEGORY:</b>   |
|                                |  | <b>RECOMMENDED</b>   |
| <b>REPORT FROM:</b>            | <b>STRATEGIC DIRECTOR<br/>(CORPORATE RESOURCES)</b>  | <b>OPEN</b>  |
| <b>MEMBERS' CONTACT POINT:</b> | <b>KEVIN STACKHOUSE (01283 595811)</b><br><a href="mailto:Kevin.stackhouse@southderbyshire.gov.uk">Kevin.stackhouse@southderbyshire.gov.uk</a> | <b>DOC:</b> u/ks/service and corporate plans/actions and targets 2019 20 |
| <b>SUBJECT:</b>                | <b>CORPORATE PLAN: ACTIONS and TARGETS 2019/20</b>   |  |
| <b>WARD(S) AFFECTED:</b>       | <b>ALL</b>   | <b>TERMS OF REFERENCE: Article 4.04</b>                                  |

## **1.0 Recommendations**

- 1.1 That the updated Corporate Action Plan for Quarters 1 & 2 of 2019/20 attached to the Report, is approved

## **2.0 Purpose of the Report**

- 2.1 The Corporate Plan sets out the way in which the Council intends to further develop and improve its services between 2016 and 2021. Quarterly reports are taken to policy committees to monitor performance.
- 2.2 It is important to review and update the Plan to take into account the progress made to date and ensure continuous improvement. This refreshed action plan sets out the priorities for the first two quarters of 2019/20, along with the measures and projects to support its delivery.

## **3.0 Detail**

- 3.1 The Council adopted the current Corporate Plan in April 2016 which comprises the four themes of *People, Place, Progress and Outcomes*.
- 3.2 The associated action plan (attached to the Report) maintains the Plan's relevance and ensures that any issues impacting upon the District and the Council are responded to in a timely and appropriate manner.
- 3.3 The proposed action plan is an update/refresh of the Plan for 2018/19. It covers the first two quarters of 2019/20 to maintain continuity and at the same time to allow for a more comprehensive review following the District Election in May 2019.
- 3.4 The Plan includes 24 measures and 21 projects, including two proxy measures.
- 3.5 It is proposed to **introduce** the following projects/measures to the Action Plan for 2019/20.

- **PE1.3.** Delivery of Better Care Fund (BCF) schemes in accordance with assurance plans.
- **PE4.2** Delivery of the Active Derbyshire SLA for South Derbyshire.
- **PL1.2** Adopt Countywide Strategy – Housing and Accommodation for an ageing population: Vision for Derbyshire to 2035.
- **PL1.8** Capital maintenance programme for investment in public buildings.
- **PL1.9** Capital programme for the delivery of enhancements to public open spaces utilising Section 106 contributions.
- **PL6.1 to PL6.3** monitoring of street scene services (including fly-tipping, grass cutting and litter collection).
- **PR5.3** Visitor economy businesses supported through Swadlincote Tourist Information Centre (no. visitor enquiries, website hits, social media, etc.)

3.6 Projects and measures that have been deleted or superseded are as follows:

- Use the decision-making methodology identified by the Local Government Association review.
- % of residents satisfied with the quality of their new home.
- Total number of tenancy audits completed.
- Deliver the Pilot Hospital Discharge Scheme.
- Delivery of the Physical Activity, Sport and Recreation Strategy.
- Deliver the RISE project to help young people to flourish and achieve their potential.
- Promote participation in cultural activities and provide quality facilities to support communities.
- Invest additional resources in street scene services and maintain and improve standards as the District grows.
- Pursue the development of transport solutions for a West Link (Swadlincote, Newhall, Ashby, Melbourne and East Midlands Airport) in collaboration with East Midlands Enterprise Gateway.

3.7 The Action Plan will be regularly reviewed and subject to quarterly reporting. The Plan does not cover everything that the Council does, but focuses on the issues important to residents, on national priorities and on the opportunities/challenges resulting from the changing social, economic and environmental aspects of South Derbyshire.

#### **4.0 Financial Implications**

4.1 None

## **5.0 Corporate Implications**

### **Employment Implications**

5.1 None

### **Legal Implications**

5.2 None

### **Corporate Plan Implications**

5.3 As detailed

### **Risk Impact**

5.4 None

## **6.0 Community Impact**

6.1 The Corporate Plan has an impact on all aspects of community life, because it is built upon the needs and expectations of residents. The Council is proud of its role as a community leader and will continue to deliver high quality services. It is important to recognise the diverse range and needs of all communities and continue to work with key groups, stakeholders and businesses to make South Derbyshire a better place to live, work and visit.

## **7.0 Background Papers**

None

# Outcomes

| Key aim  | Key actions to achieve the aim  | Strategic measures/projects  | Targets and outcomes   | Person Responsible |
|--|---|--|--|--------------------|
| <b>O1. Maintain financial health.</b>            | Generate ongoing revenue budget savings and identify ways to generate income.                 | <b>O1.1</b> Identify £1 million of budget savings and additional income by March 31, 2023. | Q1. No action required.<br>Q2. Review Medium Term Financial Plan (MTFP) following budget out-turn for 2018/19 and updated reserves position.   | Kevin Stackhouse.  |
|  | Maximise rental income.   | <b>O1.2</b> Rent arrears as a % of the rent due.   | <2.5%.   | Paul Whittingham.  |
| <b>O2. Maintain proper Corporate Governance.</b> | Compile and publish an Annual Governance Statement in accordance with statutory requirements. | <b>O2.1</b> An unqualified opinion in the Annual Audit Letter.                             | Annual target.   | Ardip Kaur.        |
| <b>O3. Enhance environmental standards.</b>      | Demonstrate high environmental standards.   | <b>O3.1</b> Uphold strong environmental management standards.                              | Q1. Address all minor non-conformities and observations from the October ISO14001 audit.<br>Q2. Complete a baseline energy assessment to include the impact of the new Boardman estate depot. Develop five year energy management targets. | Matt Holford.      |
| <b>O4. Maintain a skilled workforce.</b>         | Strengthen measures and support employees to reduce absence due to sickness/ill health.       | <b>O4.1</b> The average working days lost per employee.                                    | Less than 8 days per year (2 days per quarter). To be broken down into short and long term sickness absence.   | David Clamp.       |

|   |  |   |   |                                 |
|---|--|---|---|---------------------------------|
| <b>O5. Maintain customer focus.</b>   | Ensure services remain accessible to residents and visitors.                                       | Expand services in the Customer Contact Centre and maintain facilities for face to face enquiries where required.                             | <p><b>O5.1</b> 80% of telephone calls answered within 20 seconds.</p> <p><b>O5.2</b> Call abandonment rate of less than 8%<br/>(Q1-Q4 visitors to Civic Offices to be recorded).</p>          | Ray Keech.                      |
|   | Improve the way in which Housing Services gathers, reports and acts on customer satisfaction data. | <b>O5.3</b> To gather customer satisfaction data in a cost effective way and use the data to manage and improve services.                     | <p>Q1. Review and implement a new method of collection for tenant satisfaction across Housing.</p> <p>Q2. Develop measures to monitor tenant feedback.</p>                                    | Paul Whittingham.               |
|   | Delivering a first class Repairs Service.  | <b>O5.4</b> To provide a value for money service that fully meets the needs of our tenants and delivers high levels of customer satisfaction. | <p>Q1. Develop proposals to implement findings following the Housing Quality Network review of the Housing service.</p> <p>Q2. Update Elected Members on the implementation of proposals.</p> | Martin Harper/Paul Whittingham. |
| <b>O6 Minimise business risks and realise the benefits of technological opportunities</b> | Continue to strengthen ICT and technological platforms.  | <b>O6.1</b> Build IT infrastructure resilience to support change and minimise business risks.   | <p>Q1. Procurement and Commission of virtualised servers and Network Storage.</p> <p>Q1. Commission of secure mobile device management (MDM) and new smartphones.</p>                         | Anthony Baxter.                 |

|  |   |  |  |                        |
|--|---|--|--|------------------------|
|  |   |  | <p>Q2. Implementation of new end user computing.</p> <p>Q2. Access to Office 365 Collaboration tools.</p>  |                        |
|  | <p>Establish a corporate approach and responsibility for business change and improvement, standardising evaluation and delivery of projects across the Council.</p> | <p><b>O6.2</b> Agree and deliver business change programme to support core objectives.</p> | <p>Q1. Review of Cloud Solution for Revenues and Benefits.</p> <p>Q1. Housing Service Modernisation Review.</p> <p>Q2. Installation of Planning and Land Charges System.</p> <p>Q2. Maintenance Standards Data Review.</p> | <p>Anthony Baxter.</p> |

# People

| Key aim   | Key actions to achieve the aim   | Strategic measures/projects  | Targets and outcomes  | Person Responsible |
|---|--|--|---|--------------------|
| <b>PE1. Enable people to live independently.</b>  | Improve the quality and make best use of existing Council housing stock to meet current and future needs | <b>PE1.1</b> Average time taken to re-let Council homes (excluding major voids).                     | <21 days<br>(This would put us in the top quartile nationally).   | Paul Whittingham.  |
|   |  | <b>PE1.2</b> Average length of time for current voids.   | <21 days<br>(This would put us in the top quartile nationally).   | Paul Whittingham.  |
|   | Develop and implement Housing and Health Strategy for the District.                                      | <b>PE1.3.</b> Delivery of Better Care Fund (BCF) schemes in accordance with assurance plans.<br>NEW. | Q1. Report on the delivery of the £980k BCF programme for 2018/19.<br><br>Q2. Submit plans for 2019/20 BCF spend following allocation and gain associated Committee approvals for projects. | Eileen Jackson.    |
| <b>PE2. Protect and help support the most vulnerable, including those affected by financial challenges.</b> | Maintain regular contact with tenants, with a focus on those identified as vulnerable.                   | <b>PE2.1</b> Number of successful introductory tenancies.  | 85%   | Paul Whittingham.  |
|   | Process Benefit claims efficiently.  | <b>PE2.2</b> Average time for processing new Benefit claims.   | <18 days  | Ray Keech          |
|   |  | <b>PE2.3</b> Average time for processing notifications of changes in circumstances.                  | <8 days   | Ray Keech          |

|  |   |  |   |                                     |
|--|---|--|---|-------------------------------------|
|  |   | <b>PE2.4</b> Successful roll out of Universal Credit in South Derbyshire.  | <p>Q1. Embed revised working relationships with Citizens Advice South Derbyshire and City on new claim support.</p> <p>Q2. Plan for managed migration of existing Housing Benefit (HB) working age caseload. Review HB processing performance indicators as result of Universal Credit and Department for Work and Pensions timescales.</p> | Ray Keech                           |
| <b>PE3. Use existing tools and powers to take appropriate enforcement action</b>                               | Reduce the impact of empty homes on our communities.                            | <b>PE3.1</b> Number of empty home intervention plans for dwellings known to be empty for more than two years.  | <p>Q1. <math>\geq 0</math></p> <p>Q2. <math>\geq 2</math></p>   | Matt Holford.                       |
| <b>PE4. Increase levels of participation in sport, health, environmental, cultural and physical activities</b> | Delivery of sport, health, environmental, cultural and physical participations. | <b>PE4.1</b> Throughput at Etwall Leisure Centre, Green Bank Leisure Centre and Rosliston Forestry Centre and Community Participation opportunities. | <p><b>Rosliston:</b><br/>Q1. 50,000<br/>Q2. 60,000</p> <p><b>Leisure centres:</b><br/>Quarterly target 172,108, as per contract agreement.</p> <p><b>Walking Festival:</b><br/>1,250</p> <p><b>Community Participation:</b><br/>Q1. 21,465<br/>Q2. 16,022</p>   | Malcolm Roseburgh/<br>Hannah Peate. |

|   |   |  |  |                |
|---|---|--|--|----------------|
|   | Increase physical activity in South Derbyshire. | <b>PE4.2</b> Delivery of the Active Derbyshire SLA for South Derbyshire. | Targets TBC once SLA is finalised in the New Year. | Hannah Peate.  |
| <b>PE5.</b><br>Reduce the amount of waste sent to landfill. | Minimise waste sent to landfill.                | <b>PE5.1</b> Household waste collected per head of population (kg).      | Q1 <130kgs<br>Q2 <110kgs                           | Adrian Lowery. |
|   |   | <b>PE5.2</b> % of collected waste recycled and composted.                | Q1 >55%<br>Q2 >53%                                 | Adrian Lowery. |

# Place

| Key aim  | Key actions to achieve the aim   | Strategic measures/projects  | Targets and outcomes  | Person Responsible |
|--|--|--|---|--------------------|
| <b>PL1. Facilitate and deliver a range of integrated and sustainable housing and community infrastructure.</b> | Increase the supply and range for all affordable housing provision.                        | <b>PL1.1</b> Total number of affordable dwellings delivered.   | >150 (annual target). Same as previous year.  | Eileen Jackson.    |
|  |  | <b>PL1.2</b> Adopt Countywide Strategy – Housing and Accommodation for an ageing population: Vision for Derbyshire to 2035. NEW.           | Q1 and Q2. Ensure at least 10% of all new affordable housing provision secured through Section 106 agreements or planning conditions is either adapted for disabled use or built to lifetime homes standards.   | Eileen Jackson.    |
|  |  | <b>PL1.3</b> Number of new homes added to the HRA (this indicator incorporates new builds and also acquired properties into the HRA). NEW. | Proxy.  | Eileen Jackson.    |
|  | Deliver key supplementary documents to adopted South Derbyshire Local Plan, parts 1 and 2. | <b>PL1.4</b> Relevant documents adopted.   | Q1. Submission of Local Green Spaces Document to the Planning Inspectorate. Completion of Gypsy/Traveller Site Allocations Development Plan (GTSADP) scoping.<br><br>Q2. Examination of Local Green Spaces Document. First public consultation (Regulation 18) on GTSADP. | Tony Sylvester.    |

|   |   |   |   |                    |
|---|---|---|---|--------------------|
|   | Speed of determining planning applications.   | <b>PL1.5</b> Number of decisions made in time over number of decisions made.  | 90%.  | Tony Sylvester.    |
|   | Proactive monitoring and support of housing delivery.   | <b>PL1.6</b> Maximise delivery of housing units.  | Q1. Housing survey completed.<br>Q2. Review of progress on all 'major' housing sites. Continue proactive intervention.              | Tony Sylvester.    |
|   | Further improve the design quality of development in South Derbyshire.                                  | <b>PL1.7</b> Proportion of good quality housing development schemes (defined using Build for Life criteria) approved.           | 90% (annual target).  | Tony Sylvester.    |
|   | Delivery of capital programme/s to improve community infrastructure.                                    | <b>PL1.8</b> Capital maintenance programme for investment in public buildings. NEW.   | Q1. Draw up proposed programme, consult and match to resources.<br>Q2. Presentation of five year maintenance plan for approval.     | Steve Baker.       |
|   |   | <b>PL1.9</b> Capital programme for the delivery of enhancements to public open spaces utilising Section 106 contributions. NEW. | Q1. Draw up proposed programme, consult where applicable and match to resources.<br>Q2. Presentation of delivery plan for approval. | Malcolm Roseburgh. |
| <b>PL3. Help maintain low crime and anti-social behaviour</b> | Deliver a programme of proactive interventions to reduce environmental crime and anti-social behaviour. | <b>PL3.1</b> Downward trend in fly-tipping incidents.   | Q1. <172<br>Q2. <344  | Matt Holford.      |

|   |   |  |  |                |
|---|---|--|--|----------------|
| <b>(ASB) levels</b>   | Reduce anti-social behaviour (ASB) in Swadlincote Centre (Civic Way) Local Super Output Area. | <b>PL3.2</b> Number of ASB incidents in Swadlincote Centre (reported as a rolling figure).             | <400 incidents per quarter.  | Chris Smith.   |
| <b>PL4 Connect with our communities, helping them feel safe and secure.</b> | Review and deliver the Safer South Derbyshire Community Safety Partnership Plan.              | <b>PL4.1</b> Review and update existing plan. Develop and deliver action plan.                         | Q1. Work with schools to develop delivery plan for community safety input in schools in 2019/20.<br><br>Q2. Support delivery of summer activities in urban core hot spot areas for young people to participate in. | Chris Smith.   |
| <b>PL6. Deliver services that keep the District clean and healthy.</b>      | Provide clean and green streets, neighbourhoods and open spaces.                              | Monitoring of street scene services (including fly-tipping, grass cutting and litter collection). NEW. | <b>PL6.1</b><br>% adherence to service standards for Grass Cutting. (figure TBC)   | Adrian Lowery. |
|   |   |  | <b>PL6.2</b><br>Q1. Undertake Local Environment Quality Survey (LEQS).<br><br>Q2 Report on LEQS and measures set which will be monitored from Q3.  | Adrian Lowery. |
|   |   |  | <b>PL6.3</b><br>% of fly-tips cleared within 24 hours (figure TBC)   | Adrian Lowery. |

# Progress

| Key aim  | Key actions to achieve the aim  | Strategic measures/projects  | Targets and outcomes   | Person Responsible |
|--|---|--|--|--------------------|
| <b>PR1. Work to attract further inward investment.</b>   | Showcase developments and investor opportunities in South Derbyshire. | <b>PR1.1</b> Net additional commercial/employment floor space created.   | Number of square metres. (Proxy).<br>Annual target, to be reported in quarter two.   | Mike Roylance      |
| <b>PR2. Unlock development potential and ensure the continuing growth of vibrant town centres.</b>   | Drive forward Swadlincote Town Centre Vision and Strategy.            | <b>PR2.1</b> Delivery of Vision and Strategy.  | Q1. Review way forward on receipt of National Forest Business Improvement District (BID) feasibility study.<br>Q1. Promote town centre investor opportunities.<br>Q2. Support town centre initiatives (e.g. clean-up day). | Mike Roylance.     |
|  | Ensure the continuing growth of vibrant communities and town centres. | <b>PR2.2</b> Vacant premises in Swadlincote, Hilton and Melbourne (proxy).   | Proxy. To be reported twice a year.  | Mike Roylance      |
| <b>PR3. Work to maximise the employment, training and leisure uses of The National Forest by residents and increase the visitor spend by tourists.</b> | Increase awareness of entrepreneurship as future career option.       | <b>PR3.1</b> Promote entrepreneurial opportunities to improve employability skills and raise awareness of self-employment. | Q1. Deliver Love Your Local Market young enterprise activity.<br>Q1. Stage Swadlincote Jobs and Skills fair.<br>Q1. Deliver Thinking of Starting a Business workshop.<br>Q2. N/A   | Mike Roylance.     |

|   |  |  |   |                       |
|---|--|--|---|-----------------------|
| <p><b>PR5. Provide support to businesses and the not for profit sector and promote innovation and access to finance, including in rural areas</b></p> | <p>Maximise the prosperity of businesses through the delivery of the Better Business Regulation Partnership action plan.</p>     | <p><b>PR5.1</b> Food businesses which have a Food Hygiene Rating score of five.</p>  | <p>&gt;83%<br/>(Previous target - &gt;81%).</p> | <p>Matt Holford.</p>  |
|   | <p>Maximise the prosperity of businesses in South Derbyshire.<br/>Maximise the prosperity of businesses in South Derbyshire.</p> | <p><b>PR5.2</b> Registered food businesses active in the District.</p>   | <p>≥810<br/>(Same as previous target).</p>      | <p>Matt Holford.</p>  |
|   |  | <p><b>PR5.3</b> Visitor economy businesses supported through Swadlincote Tourist Information Centre (no. visitor enquiries, website hits, social media, etc)</p> | <p>Q1. 150,000<br/>Q2. 150,000</p>              | <p>Mike Roylance</p>  |
|   |  | <p><b>PR5.4</b> Guidance offered to businesses or people thinking of starting a business (through the South Derbyshire Business Advice Service).</p>             | <p>Q1. 40<br/>Q2. 30</p>                        | <p>Mike Roylance.</p> |

|                                |  |  |
|--------------------------------|--|--|
| <b>REPORT TO:</b>              | <b>COUNCIL</b>   | <b>AGENDA ITEM: 9</b>  |
| <b>DATE OF MEETING:</b>        | <b>27<sup>th</sup> FEBRUARY 2019</b>   | <b>CATEGORY: RECOMMENDED</b>   |
| <b>REPORT FROM:</b>            | <b>STRATEGIC DIRECTOR CORPORATE RESOURCES</b>  | <b>OPEN</b>  |
| <b>MEMBERS' CONTACT POINT:</b> | <b>KEVIN STACKHOUSE (01283 595811)</b><br><a href="mailto:Kevin.stackhouse@south-derbys.gov.uk">Kevin.stackhouse@south-derbys.gov.uk</a> | <b>DOC:</b> u/ks/council tax and precepts/council tax support scheme/scheme1920/SDDC local scheme regulations 2019 |
| <b>SUBJECT:</b>                | <b>COUNCIL TAX REDUCTION SCHEME REGULATIONS 2019</b>   | <b>REF</b>   |
| <b>WARD (S) AFFECTED:</b>      | <b>ALL</b>   | <b>TERMS OF REFERENCE: Article 4.02 paragraph 7</b>  |

## **1.0 Recommendations**

1.1 Under Section 10 of the Local Government Finance Act 2012, a Local Council Tax Support Scheme for South Derbyshire is adopted for the financial year commencing 1 April 2019.

1.2 Regulations are approved and cited as the Council Tax Reduction Scheme Regulations (South Derbyshire District Council Local Scheme 2019) and come into force on 28 February 2019.

1.3 These regulations amend the Council Tax Reduction Schemes (Prescribed Requirements) (England) (Amendment) Regulations 2013, as amended, set out in the Schedule to those Regulations for the purposes of paragraph 4 of Schedule 1A to the Local Government Finance Act 1992, by:

- Continuing the insertion of Section 18a Class G: exempt persons who are not pensioners.
- Continuing the insertion of Section 18b Class H: persons who are not pensioners.
- Continuing the amendment to Regulation 32 to vary the maximum entitlement in prescribed cases, i.e. to give effect to the designation of war pensioners and the disabled as protected groups (in addition to pensioners under the Prescribed Requirements) and to reduce benefit entitlement in non-protected groups by 8.5% for persons on passported benefit and by 10% in all other cases.
- Continuing the amendment to Schedule 8 (20) to ensure the disregard of war pensions, to include other payments made under the Armed Forces Compensation Scheme.

- Continuing the insertion at Part 12 Chapter 6 the provision to increase the period of extended payments (as defined in the Regulations) from 4 to 8 weeks.

1.4 That the amounts of pensions, tax credits, income related and non-income related social security benefits and allowances, component parts, applicable amounts, premiums and deductions are uprated in accordance with the 2013 Regulations in 1.3 above as set out in Housing Benefit Circular HB A8/2018

## **2.0 Purpose of Report**

2.1 To adopt the detailed regulations for the proposed Local Council Tax Reduction Scheme for South Derbyshire for the financial year 2019/20.

2.2 This is based on the recommendation of the Finance and Management Committee of 14 February 2019. After considering options available, the Committee recommended that the scheme in place for 2018/19 should be continued into 2019/20, with no changes.

2.3 As a billing authority, the Council is statutorily required to adopt a local scheme before 11 March 2019. The Regulations will come into force immediately and will be effective from 1 April 2019.

## **3.0 Detail**

### **Council Tax Reduction Scheme**

3.1 The South Derbyshire regulations are based on the previous national scheme that applied to Council Tax Benefit prior to 2013/14.

3.2 In summary, the Local Scheme incorporates the previous parameters and thresholds for calculating Council Tax Reduction for claimants, adjusted to reflect the following parameters:

- That working age claimants currently receiving 100% benefit are deducted 8.5% from their entitlement calculated under the Local Scheme.
- That all other working age claimants are deducted 10% from their entitlement calculated under the Local Scheme.
- That full Council Tax Reduction for claimants entering work is extended from 4 weeks to 8 weeks in the Local Scheme.
- That working age only claimants receive the full child personal allowance for all children.

3.3 Within the Local Scheme, certain claimants are protected and continue to receive the same level of support as existed under the previous national scheme. Protection is afforded to the following groups:

- All claimants of pensionable age (this is a statutory requirement).
- All households who qualify for benefit through disability premiums.
- Working-age claimants with more than two children.
- All war widow and war disabled claimants.
- All military compensation payments are fully disregarded in calculating Council Tax Reduction.

3.4 The Local Scheme will also apply to all new claimants after 1 April 2019

3.5 The detailed regulations, guidance and supporting information will be published on the Council's web site.

#### **4.0 Financial Implications**

4.1 Detailed implications were considered by the Finance and Management Committee on 14 February 2019. The cost of the Local Scheme is currently being contained within the Council's Budget and it is anticipated that this will continue for 2019/20.

#### **5.0 Corporate Implications**

##### **Employment Implications**

5.1 None

##### **Legal Implications**

5.2 None

##### **Corporate Plan Implications**

5.3 The Local Scheme contributes to the Corporate Plan key aim of "*protecting and helping support the most vulnerable, including those affected by financial challenges*" (PE 2)

##### **Risk Impact**

5.4 None

#### **6.0 Community Impact**

##### **Consultation**

6.1 None required.

## **Equality and Diversity Impact**

- 6.2 A full Equality Impact Assessment was undertaken in August 2012 on the Council's Local Scheme. A local discretionary scheme that is awarding financial assistance has the potential to discriminate against one of the nine protected characteristics under the 2010 Equality Act and in particular those relating to age and disability.
- 6.3 A person's age and whether they are of working age, together with disability, are factors that are considered in awarding some benefits as this data is collected in assessing entitlement.
- 6.4 Under the Council's Local Scheme, Pensioners receive statutory protection and the Council has used its discretion to protect disability households. Additional liability falls on working age claimants.
- 6.5 It is not considered that the other seven characteristics are affected as they are not relevant to the calculation of Council Tax reduction (*this includes gender reassignment, marriage/civil partnership, pregnancy/maternity, race, religion/belief, sex or sexual orientation*).
- 6.6 In addition, the Local Scheme provides additional support to war widows and war disabled claimants under the Armed Forces Covenant.

## **Social Value Impact**

- 6.7 As highlighted above.

## **Environmental Sustainability**

- 6.8 None

## **7.0 Background Papers**

- 7.1 None

|                                |   |  |
|--------------------------------|---|--|
| <b>REPORT TO:</b>              | <b>COUNCIL</b>  | <b>AGENDA ITEM: 10</b>   |
| <b>DATE OF MEETING:</b>        | <b>27<sup>th</sup> FEBRUARY 2019</b>  | <b>CATEGORY:</b>   |
| <b>REPORT FROM:</b>            | <b>STRATEGIC DIRECTOR<br/>(CORPORATE RESOURCES)</b>   | <b>RECOMMENDED</b>   |
| <b>MEMBERS' CONTACT POINT:</b> | <b>KEVIN STACKHOUSE (01283 595811)<br/><a href="mailto:kevin.stackhouse@southderbyshire.gov.uk">kevin.stackhouse@southderbyshire.gov.uk</a></b> | <b>DOC:</b> u/ks/council tax and precepts/council tax discounts and premiums/care leavers/council tax care leavers scheme2019/20 |
| <b>SUBJECT:</b>                | <b>DERBYSHIRE CARE LEAVERS:<br/>COUNCIL TAX EXEMPTION<br/>SCHEME 2019/20</b>  |  |
| <b>WARD(S) AFFECTED:</b>       | <b>ALL</b>  | <b>TERMS OF REFERENCE: Article 4.02 paragraph 7</b>  |

## **1.0 Recommendations**

1.1 That in accordance with discretionary powers under Section 13A (1) C of the Local Government Act 1992, an exemption from Council Tax, by way of a discount, is awarded to Derbyshire County Council Care Leavers in accordance with the following criteria:

- i) A Care Leaver is defined as a young person aged 18 to 25 who was formerly a child in the care of Derbyshire County Council and who then became a 'care leaver' as defined by The Children (Leaving Care) Act 2000 and is liable for Council Tax on a dwelling within the South Derbyshire District Council area. No reduction will be made for care leavers of other authorities living within the area.
- ii) Applications must be made by the Leaving Care Team, or equivalent, for and on behalf of the care leaver previously registered with Derbyshire County Council in the financial year immediately preceding their 18<sup>th</sup> birthday.
- iii) Applications may be backdated to 1 April in the year of application if the 18<sup>th</sup> birthday fell in the previous year.
- iv) Council Tax Discount will be awarded on a single property occupied as the sole or main residence in the District Council's area, from the date of the care leavers 18<sup>th</sup> birthday until the day immediately preceding their 25<sup>th</sup> birthday, as follows:
  - a. Sole occupation by a care leaver of 100% of residual balance of Council Tax payable after the award of any other discount relief or exemption.

- b. Where a care leaver is jointly liable a proportionate award will be made according to their individual circumstances, e.g. if there's one other occupier then a 50% discount will apply.
- c. Where the care leaver is not liable for Council Tax no discount will apply.
- v) Discounts will be subject to annual review of eligibility which will include financial circumstances.

1.2 That the above Scheme applies to the financial year 2019/20.

1.3 That the Scheme is kept under review and monitored by the Finance and Management Committee.

## **2.0 Purpose of the Report**

2.1 To consider an exemption/discount from Council Tax for Derbyshire County Council Care leavers to assist in their transition from care into adult life and mitigate their chances of falling into debt. The proposed scheme has been recommended for approval by the Finance and Management Committee who considered the principle of award and detailed criteria at their meetings on 10 January and 14 February 2019.

## **3.0 Detail**

### **Introduction**

3.1 A report by the Children's Society in 2016 found that when care leavers began to manage their own budgets for the first time they found the process extremely challenging owing to a lack of family support and prior experience of such matters. Further research found that around 57% of leavers had difficulty with money management and in avoiding debt when leaving care.

3.2 The Children and Social Work Act 2017 places corporate parenting responsibilities on district councils for the first time requiring them to have regard to children in care and care leavers when carrying out their functions.

3.3 Derbyshire County Council is already exercising its corporate parenting powers and has requested that district councils in Derbyshire give consideration to an exemption from Council Tax for Derbyshire care leavers up to the age of 25, to help them move into adulthood without the added pressures of debt.

3.4 The County Council is unable to grant such an exemption/discount from Council Tax as this is a discretionary power at the behest of individual Billing Authorities under Section 13A (1)C of the Local Government Finance Act 1992.

3.5 A number of Billing Authorities across the Country have already set up a variety of local discount/exemption schemes. It is understood that a uniform scheme has been implemented in Nottinghamshire and most authorities in Derbyshire have already or are planning to introduce a discount scheme in their areas.

### **Suggested Criteria**

3.6 In recommending a scheme for approval, the Finance and Management Committee considered the following matters.

- Should a maximum discount award apply after application of all other discounts and relief that may apply?
- Eligibility: Does this apply solely to the care leaver only? What should the position be if the care leaver is in a shared household or is co-habiting?
- Should eligibility run from date of occupation to the date of 25th birthday or from April to March following respectively?
- Should the discount be restricted to the lower Council Tax Bands at say A, B and C, or equivalents?
- What burden of proof is required? Should the application be supported by 'certificate' from County Council as to care status?
- Should discounts only be backdated to 1 April of the year in which application is made?
- If a care leaver establishes permanent employment should the discount remain in place? It could possibly increase if Council Tax Support reduced because of earnings? Would this be fair to other groups or individuals?

### **The Local Care Offer**

- 3.7 Under the Children and Social Care Act 2017, councils are required to produce what is known as a Local Offer for Care Leavers. This should provide information and support that is available to care leavers.
- 3.8 The granting of a Council Tax discount is one facet of the wider support that could be made available. This wider support could include additional assistance to access Council housing, subsidised access to leisure facilities, help with gaining employment and working with the CVS to access local organisations and facilities, etc.
- 3.9 Work on the Local Care Offer will be developed during the year.

### **4.0 Financial Implications**

- 4.1 The cost of any discount granted under Section 13A of the Local Government Act 1992 is borne entirely by the Billing Authority, South Derbyshire District Council. It is not allocated to the Collection Fund.
- 4.2 The number of eligible care leavers and their individual circumstances is difficult to estimate and care leavers who become liable for Council Tax, may be subject to other discounts.
- 4.3 Operation of the Scheme has the potential to be cumbersome given the number of variables likely in the circumstances of individual care leavers.
- 4.4 Therefore, if a scheme is adopted it would need to be kept under review with case load and cost being reported to the Committee on a quarterly basis. The Council does have the option of terminating the Scheme by giving 12 months' notice under its discretionary powers.

4.5 In the meantime, if a scheme is adopted, it is recommended that a budget of £10,000 is set-aside in the General Fund to meet the cost. Depending on circumstances, this would support up to 10 to 12 cases per year.

4.6 Detailed guidelines and processes would be produced following Council approval. Some minor changes may be necessary to computer system software.

## **5.0 Corporate Implications**

### **Employment Implications**

5.1 None

### **Legal Implications**

5.2 None

### **Corporate Plan Implications**

5.3 Adoption of a local discount scheme for care leavers would meet the key aim of “*Enabling People to Live Independently*” (PE 1)

### **Risk Implications**

5.4 None

## **6.0 Community Impact**

### **Consultation**

6.1 None required.

### **Equality and Diversity Impact**

6.2 The introduction of a local discount scheme may be seen as creating a precedent and generate applications from similar and possibly equally deserving groups.

### **Social Value Impact**

6.3 Applying a Council Tax exemption would assist care leavers in their transition from care into adult life and mitigate their chances of falling into debt.

### **Environmental Sustainability**

6.4 None

## **7.0 Background Papers**

7.1 None

|                               |   |  |
|-------------------------------|---|--|
| <b>REPORT TO:</b>             | <b>COUNCIL</b>  | <b>AGENDA ITEM: 11</b>   |
| <b>DATE OF MEETING:</b>       | <b>27<sup>th</sup> FEBRUARY 2019</b>  | <b>CATEGORY:</b>   |
| <b>REPORT FROM:</b>           | <b>STRATEGIC DIRECTOR<br/>(CORPORATE RESOURCES)</b>   | <b>OPEN</b>  |
| <b>MEMBERS CONTACT POINT:</b> | <b>KEVIN STACKHOUSE (01283 595811)<br/><a href="mailto:kevin.stackhouse@south-derbys.gov.uk">kevin.stackhouse@south-derbys.gov.uk</a></b> | <b>DOC:</b> s/finance/committee/2018-19/Feb19/Council/Council Tax setting report |
| <b>SUBJECT:</b>               | <b>COUNCIL TAX SETTING 2019/20</b>  | <b>REF:</b>  |
| <b>WARD(S) AFFECTED:</b>      | <b>ALL</b>  | <b>TERMS OF REFERENCE:</b>   |

## **1.0 Recommendations**

- 1.1 That the formal Council Tax resolutions for 2019/20 at **Appendix 1** are approved.
- 1.2 That the report of the Section 151 (Chief Finance) Officer at **Appendix 3** is noted.

## **2.0 Purpose of the Report**

- 2.1 To set out the statutory resolutions to enable the Council to calculate and set the Council Tax for 2019/20. This is in accordance with regulations under the Local Government Finance Act 1992, as amended by the Localism Act 2011.
- 2.2 In addition, the report also sets out a statement under Section 25 of the Local Government Act 2003 by the Section 151 (Chief Finance) Officer. This gives an overall opinion on the robustness of the estimates included in approved budgets and the adequacy of Council Reserves.
- 2.3 The Section 25 report was considered and noted by the Finance and Management Committee on 14th February 2019.
- 2.4 The Council Tax for District (South Derbyshire) Services is based on budgeted spending levels for 2019/20, as recommended by the Finance and Management Committee on 14th February. The Finance and Management Committee have recommended a Council Tax increase of 1.95% for 2019/20, which has been reflected in the resolutions for approval.
- 2.5 The report is set out in the following sections / appendices:
  - **Section 3: Executive Summary** – summarising the proposed Council Tax level for South Derbyshire residents including charges set by other

precepting authorities, together with an explanation of the technical resolutions.

- **Appendix 1:** The formal Council Tax resolution to meet statutory requirements.
- **Appendix 2:** The detailed Tax Base, Precept and Band D rates for Parish Councils, together with the level of Council Tax Reduction Scheme (CTRS) Grant allocated to Parish Councils.
- **Appendix 3:** The report of the Section 151 (Chief Finance) Officer under Section 25 of the Local Government Act 2003.
- **Schedules A to C:** These detail the level of Council Tax by Preceptor and by band, aggregated for each part of the District.

### **3.0 Executive Summary**

3.1 The Council is required to calculate a Council Tax Requirement (CTR) for the forthcoming financial year, 2019/20. Not only is this the basis for the local Council Tax rate, the CTR is used to test whether an increase in Council Tax from year to year is excessive in accordance with criteria laid down by the Secretary of State.

#### **Precepts**

3.2 The precept levels of other precepting bodies have been received and these are detailed below.

#### **Parish Councils**

3.3 Parish Council precepts for 2019/20 as notified to the Council under Section 41 of the Local Government Finance Act 1992 are detailed in **Appendix 2** and total £798,424.

#### **Derbyshire County Council**

3.6 Derbyshire County Council met on 6th February 2019 and set their precept at £44,054,469. This results in a Band D Council Tax of £1,322.88 for 2019/20 (£1,272.12 in 2018/19). *This includes a specific Precept to fund Adult Social Care.*

#### **Police and Crime Commissioner for Derbyshire**

3.7 The Derbyshire Police and Crime Commissioner confirmed their precept on 25th January 2019 at £7,213,213. This results in a Band D Council Tax of £216.60 (£192.60 in 2018/19).

## Derbyshire Fire and Rescue Service

- 3.8 The Derbyshire Fire and Rescue Authority met on 14th February 2019 and set their precept at £2,538,278. This results in a Band D Council Tax of £76.22 (£74.74 in 2018/19).

### Overall Council Tax Level 2019/20

- 3.9 The recommendations of the Finance and Management Committee for District Council services are set out in the formal Council Tax Resolution in **Appendix 1**. If this resolution is approved, the total Band D Council Tax for 2019/20 will be as follows:

| Overall Band D Council Tax (per year)        | 2018/19<br>£:p  | 2019/20<br>£:p  | Increase<br>£:p | Increase<br>% |
|--|-----------------|-----------------|-----------------|---------------|
| South Derbyshire District Council            | 159.21          | 162.31          | 3.10            | 1.95%         |
| Derbyshire County Council                    | 1,272.12        | 1,322.88        | 50.76           | 3.99%         |
| Police and Crime Commissioner for Derbyshire | 192.60          | 216.60          | 24.00           | 12.46%        |
| Derbyshire Fire and Rescue Service           | 74.74           | 76.22           | 1.48            | 1.98%         |
| <b>TOTAL</b>                                 | <b>1,698.67</b> | <b>1,778.01</b> | <b>79.34</b>    | <b>4.67%</b>  |

- 3.10 An explanation of the resolutions in **Appendix 1** is provided below.

#### Resolution 1 - Council Tax Base

- 3.11 This is the District Council's Tax Base, which was approved by the Finance and Management Committee at its meeting held on the 10th January 2019. The Tax Base was set at **33,302** and is known as **Item T**.

#### Resolution 2 – The Council Tax Requirement (CTR)

- 3.12 This is the amount of revenue expenditure to be met from Council Tax. It is the Council's Band D rate (excluding Parishes) multiplied by its Council Tax Base, as follows:

$$£162.31 * 33,302 = \underline{\underline{£5,405,248}}$$

#### Resolution 3 (a)

- 3.13 This is the Council's estimated gross expenditure for 2019/20 including the Housing Revenue Account and Parish Precepts and totals £46,387,886.

#### Resolution 3 (b)

- 3.14 This is the Council's estimated income for 2019/20. It includes all fees and charges, together with housing rents, specific government grants, contributions from reserves and declared surpluses on the Collection Fund. The total is £40,184,214.

### **Resolution 3 (c)**

- 3.15 This is the difference between 3 (a) and 3 (b), i.e. £6,203,672 and is known as **Item R**. It represents the CTR for the year of £5,405,248 (Resolution 2) together with Parish Precepts of £798,424.

### **Resolution 3 (d)**

- 3.16 This is the basic amount of Council Tax for 2019/20, including Parish Precepts and is item R divided by item T. i.e.

$$£6,203,672 / 33,302 = \underline{\underline{£186.29}}$$

### **Resolution 3 (e)**

- 3.17 This is the total amount of Parish Precepts as detailed in **Appendix 2**, i.e. £798,424.

### **Resolution 3 (f)**

- 3.18 This is the basic amount of Council Tax for areas where no Parish Precept applies, i.e.

$$£186.29 - (£798,424 / 33,302) = \underline{\underline{£162.31}}$$

### **Resolutions 4 and 5**

- 3.19 These confirm the precepts levied by Parish Councils together with those notified to the Council by the County, Police/Crime Commissioner and Fire authorities. The equivalent tax rates by property band are shown in Schedules A and B.

### **Resolution 6**

- 3.20 This is the aggregate amount of Council Tax for South Derbyshire as detailed in **Schedule C**.

### **Resolution 7**

- 3.21 Schedule 5 of the Localism Act 2011, makes provision for a referendum to be held if an authority increases its Council Tax by an amount exceeding principles determined by the Secretary of State.

- 3.22 The Secretary has determined that for 2019/20, a Council Tax will be *deemed excessive* (and subject to a local Referendum) for shire district councils if the authority's relevant basic amount of Council Tax (i.e. Band D) for 2019/20 is:

(a) 3% greater than its relevant basic amount of Council Tax for 2018/19; **and**

(b) £5 greater than its relevant basic amount of Council Tax for 2018/19.

3.23 As shown in the table in **paragraph 3.9**, the District's Band D rate will increase following the recommendation of the Finance and Management Committee on 14th February 2019, by 1.95%. Therefore, under the principles set out by the Secretary of State, the Council's increase is not deemed excessive.

## Appendix 1

### **The Council is recommended to resolve as follows:**

1. It be noted that on 10th January 2019, the Finance and Management Committee calculated the Council Tax Base 2019/20:

(a) For the whole area as 33,302 (Item T in the formula in Section 31B of the Local Government Finance Act 1992, as amended by the Localism Act 2011).

(b) For dwellings in those parts of its area to which a Parish Precept relates as 22,810.

2. Calculate that the Council Tax Requirement for the Council's own purpose for 2019/20 (excluding Parish Precepts) is £5,405,248.

3. That the following amounts be calculated for the year 2019/20 in accordance with Sections 31 and 36 of the Localism Act 2011:

(a) £46,387,886

Being the aggregate of the amounts which the Council estimates for the items set out in Section 31A (2) of the Act taking into account all precepts issued to it by Parish Councils.

(b) £40,184,214

Being the aggregate of the amounts which the Council estimates for the items set out in Section 31A (3) of the Act.

(c) £6,203,672

Being the amount by which the aggregate of 3(a) above exceeds the aggregate of 3(b) above, calculated by the Council in accordance with Section 31A (4) of the Act as its Council Tax requirement for the year. (Item R in the formula in Section 31B of the Act).

(d) £186.29

Being the amount at 3(c) above (Item R) all divided by Item T (1a above) calculated by the Council in accordance with Section 31B of the Act, as the basic amount of its Council Tax for the year (including Parish Precepts).

(e) £798,424

Being the aggregate amount of all Parish Precepts referred to in Section 34 (1) of the Act.

(f) £162.31

Being the amount at 3 (d) above less the result given by dividing the amount at 3 (e) above by Item T (1a above) calculated by the Council in accordance with Section 34 (2) of the Act, as the basic amount of its Council Tax for the year for dwellings in those parts of its area to which no Parish Precept relates.

4. To note that Parish Councils have issued precepts to the Council in accordance with Section 41 of Local Government Finance Act 1992 for each category of dwellings in the Council's area as indicated in **Schedule A**
5. To note that the County Council, the Police and Crime Commissioner and the Fire and Rescue Service for Derbyshire, have issued Precepts to the Council in accordance with Section 40 of the Local Government Finance Act 1992 for each category of dwellings in the Council's area as indicated in **Schedule B**.
6. That the Council, in accordance with Sections 30 and 36 of the Local Government Finance Act 1992, hereby sets the aggregate amounts shown in **Schedule C**, as the amounts of Council Tax for 2019/20 for each part of its area and for each of the categories of dwellings, this being the aggregate of Schedules A and B.
7. That in accordance with Section 52 (ZB) of the Local Government Finance Act 1992, the Council determines that the amount of council tax shown at 3 (f) of £162.31 **is not** excessive compared to 2018/19 and therefore there is no requirement for a local referendum.

## ANALYSIS OF PARISH PRECEPTS, TAX BASE AND BAND D RATES

| Parish                                     | Precept<br>2018/19<br>£ | Precept<br>2019/20<br>£ | Tax<br>Base<br>2018/19 | Tax<br>Base<br>2019/20 | Band D<br>2018/19<br>£ | Band D<br>2019/20<br>£ | LCTR<br>Grant<br>2018/19<br>£ | LCTR<br>Grant<br>2019/20<br>£ |
|--|-------------------------|-------------------------|------------------------|------------------------|------------------------|------------------------|-------------------------------|-------------------------------|
| Aston-on-Trent                             | 33,385                  | 33,400                  | 717                    | 753                    | 46.56                  | 44.36                  | 1,317                         | 1,317                         |
| Barrow-on-Trent                            | 10,994                  | 11,000                  | 239                    | 247                    | 45.92                  | 44.53                  | 452                           | 452                           |
| Bretby                                     | 3,481                   | 3,516                   | 408                    | 403                    | 8.53                   | 8.72                   | 73                            | 73                            |
| Burnaston                                  | 8,533                   | 8,533                   | 693                    | 690                    | 12.31                  | 12.37                  | 148                           | 148                           |
| Castle Gresley                             | 23,369                  | 23,369                  | 558                    | 578                    | 41.87                  | 40.43                  | 2,876                         | 2,876                         |
| Church Broughton                           | 7,500                   | 7,650                   | 234                    | 240                    | 32.02                  | 31.88                  | 151                           | 151                           |
| Coton-in-the-Elms                          | 6,775                   | 6,910                   | 271                    | 268                    | 24.96                  | 25.78                  | 989                           | 989                           |
| Dalbury Lees                               | 1,600                   | 1,600                   | 128                    | 130                    | 12.50                  | 12.31                  | 102                           | 102                           |
| Egginton                                   | 11,215                  | 11,495                  | 259                    | 258                    | 43.30                  | 44.55                  | 199                           | 199                           |
| Elvaston                                   | 10,820                  | 13,820                  | 895                    | 986                    | 12.09                  | 14.02                  | 210                           | 210                           |
| Etwall                                     | 42,270                  | 40,758                  | 1,017                  | 1,090                  | 41.57                  | 37.39                  | 2,751                         | 2,751                         |
| Findern                                    | 24,500                  | 29,205                  | 802                    | 956                    | 30.54                  | 30.55                  | 1,135                         | 1,135                         |
| Foston & Scropton                          | 8,568                   | 8,568                   | 241                    | 239                    | 35.52                  | 35.85                  | 433                           | 433                           |
| Hartshorne                                 | 7,950                   | 8,200                   | 1,086                  | 1,081                  | 7.32                   | 7.59                   | 1,783                         | 1,783                         |
| Hatton                                     | 54,500                  | 57,590                  | 878                    | 883                    | 62.10                  | 65.22                  | 2,100                         | 2,100                         |
| Hilton                                     | 170,000                 | 172,900                 | 2,640                  | 2,685                  | 64.38                  | 64.39                  | 5,484                         | 5,484                         |
| Linton                                     | 31,782                  | 35,638                  | 663                    | 722                    | 47.94                  | 49.36                  | 3,325                         | 3,325                         |
| Melbourne                                  | 74,425                  | 75,914                  | 1,944                  | 1,941                  | 38.28                  | 39.11                  | 2,568                         | 2,568                         |
| Netherseal                                 | 10,000                  | 9,950                   | 327                    | 325                    | 30.62                  | 30.62                  | 1,141                         | 1,141                         |
| Newton Solney                              | 4,900                   | 5,000                   | 284                    | 298                    | 17.24                  | 16.78                  | 171                           | 171                           |
| Overseal                                   | 30,076                  | 31,000                  | 813                    | 853                    | 37.00                  | 36.34                  | 2,801                         | 2,801                         |
| Repton                                     | 39,903                  | 41,443                  | 1,114                  | 1,157                  | 35.84                  | 35.82                  | 693                           | 693                           |
| Rosliston                                  | 7,725                   | 7,725                   | 268                    | 268                    | 28.79                  | 28.82                  | 378                           | 378                           |
| Shardlow & Great Wilne                     | 13,870                  | 16,032                  | 413                    | 413                    | 33.57                  | 38.82                  | 1,399                         | 1,399                         |
| Smisby                                     | 5,110                   | 5,213                   | 126                    | 125                    | 40.59                  | 41.70                  | 164                           | 164                           |
| Stenson                                    | 3,000                   | 3,000                   | 1,479                  | 1,493                  | 2.03                   | 2.01                   | 736                           | 736                           |
| Ticknall                                   | 12,450                  | 12,450                  | 299                    | 296                    | 41.67                  | 42.06                  | 822                           | 822                           |
| Walton-on-Trent                            | 5,819                   | 5,878                   | 305                    | 311                    | 19.07                  | 18.90                  | 607                           | 607                           |
| Weston-on-Trent                            | 13,500                  | 13,500                  | 483                    | 479                    | 27.93                  | 28.18                  | 535                           | 535                           |
| Willington                                 | 39,098                  | 40,100                  | 975                    | 1,000                  | 40.11                  | 40.10                  | 4,392                         | 4,392                         |
| Woodville                                  | 55,396                  | 57,067                  | 1,633                  | 1,642                  | 33.92                  | 34.75                  | 3,692                         | 3,692                         |
| <b>TOTAL PRECEPTS /<br/>AVERAGE BAND D</b> | <b>772,513</b>          | <b>798,424</b>          | <b>22,193</b>          | <b>22,810</b>          | <b>32.13</b>           | <b>32.36</b>           | <b>43,627</b>                 | <b>43,627</b>                 |

## APPENDIX 3

### **Section 25 Report (under the Local Government Act 2003)**

1. In their role as the Council's Section 151 (Chief Finance) Officer, the Director of Finance and Corporate Services, is required to provide an overall opinion on the robustness of the estimates included in budgets and the adequacy of Council reserves. An assessment is set out in the sections that follow.

#### **Comments of the Chief Finance Officer**

2. This report, together with that considered on 10<sup>th</sup> January 2019, highlights the challenge that the Council continues to face to ensure that its financial position remains robust and sustainable over the medium-term.
3. It is considered that estimates of income and expenditure included in the Base Budget and longer-term financial forecasts are prudent. They provide for inflation and other known variations, together with provisions that recognise both current cost pressures and potential costs associated with growth of the District.
4. It is noted that additional resources continue to be set-aside for "Growth" to provide on-going investment to meet additional demand on services.
5. The Budget for 2019/20 and forward projections are based on the most up-to-date economic forecasts for inflation and interest rates, etc.
6. In addition, a realistic but prudent view has been taken regarding projected income levels from fees, charges and short-term investments. This also includes the likely effects of future funding in the form of Retained Business Rates, the New Homes Bonus and Council Tax receipts, based on provisional allocations (updated for local factors) from Central Government for the period ending in March 2020.
7. The compilation of detailed budgets has been undertaken in conjunction with service managers. It is recognised that the Council has well established performance and budget monitoring arrangements in place to help ensure that Council finances are monitored effectively. This includes quarterly reports to the Council.
8. The Council's Financial Strategy directs the Council to plan its spending over a 5 year rolling period for the General Fund and 10 years for the Housing Revenue Account. This provides an indication of the sustainability of spending plans and allows sufficient time in which remedial action can be implemented to address any issues in a planned and timely manner.
9. The following table shows the projected level of Reserves over the planning period, 2019 to 2024.

## Projected Level of Reserves

|                                   | 2018/19       | 2019/20       | 2020/21       | 2021/22       | 2022/23       | 2023/24       |
|-----------------------------------|---------------|---------------|---------------|---------------|---------------|---------------|
| ESTIMATED USABLE RESERVES         | £'000         | £'000         | £'000         | £'000         | £'000         | £'000         |
| General Fund Reserve              | 9,041         | 7,627         | 6,465         | 5,206         | 3,700         | 1,514         |
| Earmarked Reserves                | 9,677         | 9,480         | 9,881         | 10,281        | 10,681        | 11,056        |
| Capital Receipts and Grants       | 2,172         | 2,012         | 1,932         | 1,852         | 1,772         | 1,692         |
| <b>General Fund Reserves</b>      | <b>20,890</b> | <b>19,119</b> | <b>18,278</b> | <b>17,339</b> | <b>16,153</b> | <b>14,262</b> |
| HRA General reserve               | 5,340         | 5,290         | 5,238         | 3,695         | 2,125         | 1,007         |
| Earmarked Reserve                 | 10            | 55            | 100           | 145           | 190           | 235           |
| Capital Reserves - incl New Build | 5,187         | 6,714         | 8,038         | 9,204         | 10,367        | 10,973        |
| Debt Repayment Reserve            | 5,046         | 6,470         | 8,018         | 1,499         | 5,674         | 0             |
| <b>HRA Reserves</b>               | <b>15,583</b> | <b>18,529</b> | <b>21,394</b> | <b>14,543</b> | <b>18,356</b> | <b>12,215</b> |
| <b>TOTAL USABLE RESERVES</b>      | <b>36,473</b> | <b>37,648</b> | <b>39,672</b> | <b>31,882</b> | <b>34,509</b> | <b>26,477</b> |

10. The Council, based on the recommendation of the Chief Finance Officer, has approved to set a minimum (contingency) level of General Reserves of £1.5m on the General Fund and £1m on the Housing Revenue Account. This meets the requirements of the Local Government Act 2003.

### General Fund

11. The above table shows that the level of reserves on the General Fund is currently healthy compared to the minimum target of £1.5m and is forecast to remain just above the minimum level of £1.5m by 2023/24.
12. Although the General Fund is forecast to achieve a budget surplus for 2018/19 based on current projections, annual deficits are then forecast from 2019/20.
13. These annual deficits could be financed by drawing down the current level of the General Reserve. Effectively, the financial projection shows the implications of taking that action.
14. However, it is considered that this is a high risk strategy. The annual budget deficits are projected to be significant from 2019/20 onwards.
15. If no action is taken to reduce future deficits, it could quickly de-stabilise the financial position given that any action to achieve budget savings may take time to fully implement. Effectively, the current base budget remains unsustainable in the medium-term based on current projections.
16. However, a provision for certain cost pressures and potential risks have prudently been included in the MTFP. In addition, it is likely that income from the New Homes Bonus and the increasing Council Tax Base will exceed projections, although this cannot be guaranteed and prudent estimates continue to be made for future years.

17. It is considered that a balanced approach needs to be undertaken by utilising reserves, identifying some budget savings and at the same time providing for additional costs associated with growth.
19. Therefore, it is recommended that the Council continues to pursue efficiencies and budget savings where opportunities arise to sustain the financial position.

### **Housing Revenue Account (HRA)**

20. The financial position has improved and the HRA is forecast to remain sustainable based on current budgets and service levels. This will allow the existing minimum reserve balance of £1m to be maintained and ensure that sufficient amounts are set-aside to repay debt.
21. It is noted that the biggest risk is future income from rents and the direction of Central Government Policy following the current 4-year reduction in rent levels. It has been confirmed that rent increases will return to the former calculation of CPI + 1% beyond 2020 and this should help to sustain the HRA if this policy is implemented.
22. It is considered that the HRA is financially sustainable over the longer-term but should be kept under review and measures identified to mitigate the financial risks as detailed in the report.

### **Earmarked Reserves**

23. The Council also maintains various reserves that are used to meet one-off/known commitments or to defray expenditure over a number of years, for example, ICT upgrades, vehicle replacements, community development projects and grounds maintenance.
24. It is considered that current reserves will remain sufficient overall to meet commitments over the life of the current MTFP. Reserves held to finance on-going community and sports development spending, will need to be kept under careful review if external and partnership contributions significantly reduce.
25. A list of all revenue reserves and funds is detailed in **Appendix 4** showing current balances. A review and update regarding the use of these reserves was approved by the Council in October 2018.

### **Risk Analysis**

26. The following table summarises the key risks and issues detailed in the report and during this particular Budget Round; it assesses the potential impact upon the Council's reserves as projected in the updated MTFP.

| <b>Factor</b>     | <b>Potential Implications</b>  | <b>Mitigation</b>   | <b>Likely impact on Financial position</b> |
|-------------------|--|---|--|
| <b>Changes in</b> | <ul style="list-style-type: none"> <li>• Further reductions</li> </ul> | <ul style="list-style-type: none"> <li>• The MTFP has analysed</li> </ul> | <b>High</b>                                |

|   |   |   |  |
|---|---|---|--|
| <p><b>Central Government Policy</b></p>           | <p>in core funding (General Fund) and rent income (HRA) due to the national position or changes in redistribution systems following the Government's Fair Funding Review.</p>   | <p>and built in provisional allocations for future years, informed by the Financial Settlement and current growth forecasts.</p>  | <p>Cumulatively a 1% variance in core funding equates to approximately £1/2m over the MTFP; a ½% reduction in rents equates to approximately £3/4m over 10-years.</p>                |
| <p><b>Council Tax and the Collection Fund</b></p> | <ul style="list-style-type: none"> <li>• Collection rates reduce due to the economic climate.</li> <li>• Demand for Council Tax Support increases when resources are fixed.</li> <li>• Empty properties increase reducing New Homes Bonus.</li> <li>• Business Rates reduce due to appeals and a reduction in liable businesses.</li> </ul> | <ul style="list-style-type: none"> <li>• Council Tax Fund in surplus.</li> <li>• Tax receipts increasing from new properties.</li> <li>• Local Council Tax Support Scheme now matured.</li> <li>• Continued membership of the Derbyshire Business Rates Pool.</li> <li>• Provisions made for Bad Debts and Appeals.</li> </ul>  | <p><b>Medium</b></p> <p>Only 11% of the Council Tax yield is transferred to the Council's General Fund.</p>  |
| <p><b>Growth</b></p>                              | <ul style="list-style-type: none"> <li>• A key factor influencing future income and cost of service provision.</li> </ul>   | <ul style="list-style-type: none"> <li>• The MTFP projects continuing growth in Council Tax receipts and New Homes Bonus which based on past performance and planning forecasts are less than actuals.</li> <li>• Separate Growth Provision established in the MTFP, which is set-aside to meet future demand.</li> <li>• Future budgets for planning, land charges income, etc. are currently within actual levels for 2018/19.</li> </ul> | <p><b>High</b></p> <p>This could affect the MTFP either way. Growth is a determining factor for the Council's income and expenditure which could vary compared to that forecast.</p> |
| <p><b>Budget Overspend</b></p>                    | <ul style="list-style-type: none"> <li>• Unexpected costs. There are on-going cost pressures, for example, maintenance of assets, as identified in the Base Budget</li> </ul>   | <ul style="list-style-type: none"> <li>• Current level of general and specific reserves is healthy and the MTFP allows contingencies for inflation and growth, etc. in the Base Budget of both the General Fund</li> </ul>  | <p><b>Medium</b></p>   |

|                            |   |  |               |
|----------------------------|---|--|---------------|
|                            | review for 2019/20.   | and HRA is assumed to increase by around 2% per year.<br><ul style="list-style-type: none"> <li>Monitoring arrangements in place allow early identification of issues.</li> </ul>  |               |
| <b>Economic Conditions</b> | <ul style="list-style-type: none"> <li>Higher price increases on key costs such as fuel and utilities.</li> <li>Interest rates affect investment returns and debt payments.</li> </ul>      | <ul style="list-style-type: none"> <li>Inflation provision for price increases across these key areas.</li> <li>The General Fund is currently “debt free” and not subject to movement in interest rates. The HRA debt is largely fixed.</li> <li>Sufficient balances allow “internal borrowing” if required.</li> <li>Budgeted income from short-term investments is relatively low and not reliant on interest rates increasing.</li> </ul> | <b>Low</b>    |
| <b>Welfare Reform</b>      | <ul style="list-style-type: none"> <li>In particular the implementation of Universal credit. Evidence suggests that this could lead to more Council tenants failing to pay rent.</li> </ul> | <ul style="list-style-type: none"> <li>Additional provision is made in the HRA for rent arrears.</li> <li>Current incidence of arrears is relatively low and the full roll-out of Universal Credit is still some years away.</li> </ul>  | <b>Medium</b> |

### Consultation and Provision of Information

27. The information and broad budget proposals, together with details on where the Council spends its money and how it is financed, will have been presented across the District by the date of the meeting. This also explained the challenges that the Council faces over the medium-term and how the Council is addressing these.
28. Specifically, this dissemination of information has been undertaken via:
- Local Area Forums
  - Consultation with the local businesses, together with the Community and Voluntary Sector, including a briefing at the South Derbyshire Partnership Board meeting on 30th January 2019.

29. In addition, the proposals have been subject to the Council's scrutiny process and a report back from the Overview and Scrutiny Committee has been provided separately.
30. Although many questions and queries were dealt with, no substantive issues were raised. A record of discussions has been minuted at each Area Forum, at the Overview and Scrutiny Committees on 16th January and 13th February 2019, together with the South Derbyshire Partnership on 30th January 2019.

## SCHEDULE A - DISTRICT COUNCIL TAX 2019/20

### Valuation Band and Proportion to Band D

| <u>Part of Council's area:</u> | A   | B   | C   | D    | E    | F    | G    | H    |
|--------------------------------|-----|-----|-----|------|------|------|------|------|
| <u>Parish of</u>               | 6/9 | 7/9 | 8/9 | 1.00 | 11/9 | 13/9 | 15/9 | 18/9 |
|                                | £:p | £:p | £:p | £:p  | £:p  | £:p  | £:p  | £:p  |

|                        |        |        |        |        |        |        |        |        |
|------------------------|--------|--------|--------|--------|--------|--------|--------|--------|
| Aston-on-Trent         | 137.78 | 160.74 | 183.71 | 206.67 | 252.60 | 298.52 | 344.45 | 413.34 |
| Barrow-on-Trent        | 137.89 | 160.88 | 183.86 | 206.84 | 252.80 | 298.77 | 344.73 | 413.68 |
| Bretby                 | 114.02 | 133.02 | 152.03 | 171.03 | 209.04 | 247.04 | 285.05 | 342.06 |
| Burnaston              | 116.45 | 135.86 | 155.27 | 174.68 | 213.50 | 252.32 | 291.13 | 349.36 |
| Castle Gresley         | 135.16 | 157.69 | 180.21 | 202.74 | 247.79 | 292.85 | 337.90 | 405.48 |
| Church Broughton       | 129.46 | 151.04 | 172.61 | 194.19 | 237.34 | 280.50 | 323.65 | 388.38 |
| Coton-in-the-Elms      | 125.39 | 146.29 | 167.19 | 188.09 | 229.89 | 271.69 | 313.48 | 376.18 |
| Dalbury Lees           | 116.41 | 135.82 | 155.22 | 174.62 | 213.42 | 252.23 | 291.03 | 349.24 |
| Egginton               | 137.91 | 160.89 | 183.88 | 206.86 | 252.83 | 298.80 | 344.77 | 413.72 |
| Elvaston               | 117.55 | 137.15 | 156.74 | 176.33 | 215.51 | 254.70 | 293.88 | 352.66 |
| Etwall                 | 133.13 | 155.32 | 177.51 | 199.70 | 244.08 | 288.46 | 332.83 | 399.40 |
| Findern                | 128.57 | 150.00 | 171.43 | 192.86 | 235.72 | 278.58 | 321.43 | 385.72 |
| Foston & Scropton      | 132.11 | 154.12 | 176.14 | 198.16 | 242.20 | 286.23 | 330.27 | 396.32 |
| Hartshorne             | 113.27 | 132.14 | 151.02 | 169.90 | 207.66 | 245.41 | 283.17 | 339.80 |
| Hatton                 | 151.69 | 176.97 | 202.25 | 227.53 | 278.09 | 328.65 | 379.22 | 455.06 |
| Hilton                 | 151.13 | 176.32 | 201.51 | 226.70 | 277.08 | 327.46 | 377.83 | 453.40 |
| Linton                 | 141.11 | 164.63 | 188.15 | 211.67 | 258.71 | 305.75 | 352.78 | 423.34 |
| Melbourne              | 134.28 | 156.66 | 179.04 | 201.42 | 246.18 | 290.94 | 335.70 | 402.84 |
| Netherseal             | 128.62 | 150.06 | 171.49 | 192.93 | 235.80 | 278.68 | 321.55 | 385.86 |
| Newton Solney          | 119.39 | 139.29 | 159.19 | 179.09 | 218.89 | 258.69 | 298.48 | 358.18 |
| Overseal               | 132.43 | 154.51 | 176.58 | 198.65 | 242.79 | 286.94 | 331.08 | 397.30 |
| Repton                 | 132.09 | 154.10 | 176.12 | 198.13 | 242.16 | 286.19 | 330.22 | 396.26 |
| Rosliston              | 127.42 | 148.66 | 169.89 | 191.13 | 233.60 | 276.08 | 318.55 | 382.26 |
| Shardlow & Great Wilne | 134.09 | 156.43 | 178.78 | 201.13 | 245.83 | 290.52 | 335.22 | 402.26 |
| Smisby                 | 136.01 | 158.67 | 181.34 | 204.01 | 249.35 | 294.68 | 340.02 | 408.02 |

|                                       |        |        |        |        |        |        |        |        |
|---------------------------------------|--------|--------|--------|--------|--------|--------|--------|--------|
| Stenson                               | 109.55 | 127.80 | 146.06 | 164.32 | 200.84 | 237.35 | 273.87 | 328.64 |
| Ticknall                              | 136.25 | 158.95 | 181.66 | 204.37 | 249.79 | 295.20 | 340.62 | 408.74 |
| Walton-on-Trent                       | 120.81 | 140.94 | 161.08 | 181.21 | 221.48 | 261.75 | 302.02 | 362.42 |
| Weston-on-Trent                       | 126.99 | 148.16 | 169.32 | 190.49 | 232.82 | 275.15 | 317.48 | 380.98 |
| Willington                            | 134.94 | 157.43 | 179.92 | 202.41 | 247.39 | 292.37 | 337.35 | 404.82 |
| Woodville                             | 131.37 | 153.27 | 175.16 | 197.06 | 240.85 | 284.64 | 328.43 | 394.12 |
| All other parts of the Council's area | 108.21 | 126.24 | 144.28 | 162.31 | 198.38 | 234.45 | 270.52 | 324.62 |

## SCHEDULE B - MAJOR PRECEPTING AUTHORITIES COUNCIL TAX 2019/20

| <b>Precepting Authority</b>                  | <b><u>Valuation Band and Proportion to Band D</u></b> |            |            |             |             |             |             |             |
|--|---|------------|------------|-------------|-------------|-------------|-------------|-------------|
|  | A   | B          | C          | D           | E           | F           | G           | H           |
|  | 6/9<br>£:p  | 7/9<br>£:p | 8/9<br>£:p | 1.00<br>£:p | 11/9<br>£:p | 13/9<br>£:p | 15/9<br>£:p | 18/9<br>£:p |
| Derbyshire County Council                    | 881.92  | 1,028.91   | 1,175.89   | 1,322.88    | 1,616.85    | 1,910.83    | 2,204.80    | 2,645.76    |
| Police and Crime Commissioner for Derbyshire | 144.40  | 168.47     | 192.53     | 216.60      | 264.73      | 312.87      | 361.00      | 433.20      |
| Derbyshire Fire and Rescue Service           | 50.81   | 59.28      | 67.75      | 76.22       | 93.16       | 110.10      | 127.03      | 152.44      |

## SCHEDULE C - AGGREGATED COUNCIL TAX FOR SOUTH DERYSHIRE 2019/20

| <u>Part of Council's area:</u><br><u>Parish of</u> | <u>Valuation Band and Proportion to Band D</u> |          |          |          |          |          |          |          |
|--|--|----------|----------|----------|----------|----------|----------|----------|
|  | A  | B        | C        | D        | E        | F        | G        | H        |
|  | £:p  | £:p      | £:p      | £:p      | £:p      | £:p      | £:p      | £:p      |
| Aston - on - Trent                                 | 1,214.91                                       | 1,417.40 | 1,619.88 | 1,822.37 | 2,227.34 | 2,632.31 | 3,037.28 | 3,644.74 |
| Barrow - on - Trent                                | 1,215.03                                       | 1,417.53 | 1,620.04 | 1,822.54 | 2,227.55 | 2,632.56 | 3,037.57 | 3,645.08 |
| Bretby   | 1,191.15                                       | 1,389.68 | 1,588.20 | 1,786.73 | 2,183.78 | 2,580.83 | 2,977.88 | 3,573.46 |
| Burnaston  | 1,193.59                                       | 1,392.52 | 1,591.45 | 1,790.38 | 2,188.24 | 2,586.10 | 2,983.97 | 3,580.76 |
| Castle Gresley                                     | 1,212.29                                       | 1,414.34 | 1,616.39 | 1,818.44 | 2,222.54 | 2,626.64 | 3,030.73 | 3,636.88 |
| Church Broughton                                   | 1,206.59                                       | 1,407.69 | 1,608.79 | 1,809.89 | 2,212.09 | 2,614.29 | 3,016.48 | 3,619.78 |
| Coton - in - the - Elms                            | 1,202.53                                       | 1,402.95 | 1,603.37 | 1,803.79 | 2,204.63 | 2,605.47 | 3,006.32 | 3,607.58 |
| Dalbury Lees                                       | 1,193.55                                       | 1,392.47 | 1,591.40 | 1,790.32 | 2,188.17 | 2,586.02 | 2,983.87 | 3,580.64 |
| Egginton   | 1,215.04                                       | 1,417.55 | 1,620.05 | 1,822.56 | 2,227.57 | 2,632.59 | 3,037.60 | 3,645.12 |
| Elvaston   | 1,194.69                                       | 1,393.80 | 1,592.92 | 1,792.03 | 2,190.26 | 2,588.49 | 2,986.72 | 3,584.06 |
| Etwall   | 1,210.27                                       | 1,411.98 | 1,613.69 | 1,815.40 | 2,218.82 | 2,622.24 | 3,025.67 | 3,630.80 |
| Findern  | 1,205.71                                       | 1,406.66 | 1,607.61 | 1,808.56 | 2,210.46 | 2,612.36 | 3,014.27 | 3,617.12 |
| Foston and Scropton                                | 1,209.24                                       | 1,410.78 | 1,612.32 | 1,813.86 | 2,216.94 | 2,620.02 | 3,023.10 | 3,627.72 |
| Hartshorne   | 1,190.40                                       | 1,388.80 | 1,587.20 | 1,785.60 | 2,182.40 | 2,579.20 | 2,976.00 | 3,571.20 |
| Hatton   | 1,228.82                                       | 1,433.62 | 1,638.43 | 1,843.23 | 2,252.84 | 2,662.44 | 3,072.05 | 3,686.46 |
| Hilton   | 1,228.27                                       | 1,432.98 | 1,637.69 | 1,842.40 | 2,251.82 | 2,661.24 | 3,070.67 | 3,684.80 |
| Linton   | 1,218.25                                       | 1,421.29 | 1,624.33 | 1,827.37 | 2,233.45 | 2,639.53 | 3,045.62 | 3,654.74 |
| Melbourne  | 1,211.41                                       | 1,413.32 | 1,615.22 | 1,817.12 | 2,220.92 | 2,624.73 | 3,028.53 | 3,634.24 |
| Netherseal   | 1,205.75                                       | 1,406.71 | 1,607.67 | 1,808.63 | 2,210.55 | 2,612.47 | 3,014.38 | 3,617.26 |
| Newton Solney                                      | 1,196.53                                       | 1,395.95 | 1,595.37 | 1,794.79 | 2,193.63 | 2,592.47 | 2,991.32 | 3,589.58 |
| Overseal   | 1,209.57                                       | 1,411.16 | 1,612.76 | 1,814.35 | 2,217.54 | 2,620.73 | 3,023.92 | 3,628.70 |
| Repton   | 1,209.22                                       | 1,410.76 | 1,612.29 | 1,813.83 | 2,216.90 | 2,619.98 | 3,023.05 | 3,627.66 |
| Rosliston  | 1,204.55                                       | 1,405.31 | 1,606.07 | 1,806.83 | 2,208.35 | 2,609.87 | 3,011.38 | 3,613.66 |

|                                       |          |          |          |          |          |          |          |          |
|---------------------------------------|----------|----------|----------|----------|----------|----------|----------|----------|
| Shardlow and Great Wilne              | 1,211.22 | 1,413.09 | 1,614.96 | 1,816.83 | 2,220.57 | 2,624.31 | 3,028.05 | 3,633.66 |
| Smisby                                | 1,213.14 | 1,415.33 | 1,617.52 | 1,819.71 | 2,224.09 | 2,628.47 | 3,032.85 | 3,639.42 |
| Stenson Fields                        | 1,186.68 | 1,384.46 | 1,582.24 | 1,780.02 | 2,175.58 | 2,571.14 | 2,966.70 | 3,560.04 |
| Ticknall                              | 1,213.38 | 1,415.61 | 1,617.84 | 1,820.07 | 2,224.53 | 2,628.99 | 3,033.45 | 3,640.14 |
| Walton - on - Trent                   | 1,197.94 | 1,397.60 | 1,597.25 | 1,796.91 | 2,196.22 | 2,595.54 | 2,994.85 | 3,593.82 |
| Weston - on - Trent                   | 1,204.13 | 1,404.81 | 1,605.50 | 1,806.19 | 2,207.57 | 2,608.94 | 3,010.32 | 3,612.38 |
| Willington                            | 1,212.07 | 1,414.09 | 1,616.10 | 1,818.11 | 2,222.13 | 2,626.16 | 3,030.18 | 3,636.22 |
| Woodville                             | 1,208.51 | 1,409.92 | 1,611.34 | 1,812.76 | 2,215.60 | 2,618.43 | 3,021.27 | 3,625.52 |
| All other parts of the Council's area | 1,185.34 | 1,382.90 | 1,580.45 | 1,778.01 | 2,173.12 | 2,568.24 | 2,963.35 | 3,556.02 |

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|                                |   |                            |
|--------------------------------|---|----------------------------|
| <b>REPORT TO:</b>              | <b>COUNCIL</b>  | <b>AGENDA ITEM: 12</b>     |
| <b>DATE OF MEETING:</b>        | <b>27<sup>th</sup> FEBRUARY 2019</b>                              | <b>CATEGORY:</b>           |
|                                |   | <b>RECOMMENDED</b>         |
| <b>REPORT FROM:</b>            | <b>STRATEGIC DIRECTOR<br/>(SERVICE DELIVERY)</b>                  | <b>OPEN</b>                |
| <b>MEMBERS' CONTACT POINT:</b> | <b>IAN HEY<br/>(01283 228741)<br/>Ian.Hey@south-derbys.gov.uk</b> | <b>DOC:</b>                |
| <b>SUBJECT:</b>                | <b>ARMED FORCES COVENANT</b>                                      |                            |
| <b>WARD(S) AFFECTED:</b>       | <b>ALL</b>  | <b>TERMS OF REFERENCE:</b> |

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### **1.0 Recommendations**

- 1.1 That the Council notes and agrees the revised content of the Armed Forces Covenant and agrees to this being re-signed.
- 1.2 That the Council agrees to allow delegated authority to the Chief Executive of the Council to agree any future changes to the draft Armed Forces Covenant prior to it being re-signed on 7 March 2019.

### **2.0 Purpose of the Report**

- 2.1 At the meeting of the 17 January 2019 the Council agreed to re-sign the Armed Forces Covenant. The re-signing is scheduled for 7 March 2019. The draft of the Armed Forces Covenant was amended subsequent to this meeting to clarify detail at section 5.10 Employment and Employers. This report highlights the need to agree the changes and requests delegated authority to allow the Chief Executive of the Council to agree any future changes to the Armed Forces Covenant prior to the re-signing.

### **3.0 Detail**

- 3.1 The Armed Forces Covenant is a promise from the nation to ensure that those who serve or who have served, and their families, are treated fairly. This commitment is made in recognition of the sacrifices they make on behalf of the country. The Armed Forces Covenant is not designed to give the Armed Forces, Veterans and their family's preferential treatment compared with other citizens but it should ensure that they get a fair deal and are not disadvantaged because of their military service.
- 3.2 The Council agreed to re-sign the Armed Forces Covenant at the meeting of 17 January 2019.

- 3.3 Section 5.10 of the draft Covenant has subsequently been amended to clarify points made. Appendix A contains the original, agreed, wording for section 5.10. Appendix B contains the amended wording to section 5.10. It is requested that the Council notes and agrees the revised wording.
- 3.4 The Armed Forces Covenant is due to be re-signed at County Hall, Matlock on 7 March 2019. There will be no opportunity to bring any further amendments to Council prior to this event. It is requested that the Chief Executive of the Council is given delegated authority to agree any further amendments to the Armed Forces Covenant prior to this date.

#### **4.0 Financial Implications**

- 4.1 None additional as a result of this report.

#### **5.0 Corporate Implications**

- 5.1 Every Local Authority in the country signed up to the previous Armed Forces Community Covenant and are in the process of re-signing the revised Covenant. This will align South Derbyshire District Council with all Local Authorities in Derbyshire and nationally.

#### **6.0 Community Impact**

- 6.1 The Covenant presents an opportunity for Local Authorities to bring knowledge, experience and expertise to bear on the provision of help and advice to members of the Armed Forces community.
- 6.2 For the Armed Forces community, the Covenant encourages the integration of Service personnel, Veterans and their families into civilian life and to engage with their local community.

#### **7.0 Conclusions**

- 7.1 Signing the Armed Forces Covenant will reaffirm the commitment of the Council to the principles of:
- The Armed Forces Community should not face disadvantage compared to other citizens in the provision of public services.
  - Special consideration is appropriate in some cases for those who have given the most, such as the injured or bereaved.

#### **8.0 Background Papers**

- 8.1 Appendix A – Original wording for Section 5.10  
Appendix B – Revised wording for Section 5.10

## Appendix A

Section 5.10 as agreed at Council 17 January 2019

### 5.10 Employment and Employers

a) Promote mutually beneficial relationships between employers and Defence, by advocating the transferable skills and attributes that Armed Forces personnel bring to the civilian workplace as an economic asset.

b) Promote the Armed Forces Covenant for business, encouraging employers to sign the Covenant in order to pledge commitments to support Defence personnel by:

☑ promoting the fact that they are an Armed Forces-friendly organisation;

- **Veterans:** seeking to support the employment of veterans and working with the Career Transition Partnership (CTP), in order to establish a tailored employment pathway for Service leavers;
- **Service Spouses & Partners:** striving to support the employment of Service spouses and partners; including flexibility in granting leave before, during and after a partner's deployment;
- **Reserves:** seeking to support employees who are members of the Reserve Forces, including granting special paid leave for training and supporting deployment;
- **Cadet Organisations:** seeking to support employees who are volunteer leaders in military cadet organisations; supporting local cadet units.
- **Armed Forces Day:** aiming to participate actively in Armed Forces Day and Reserves Day.

Revised wording of Section 5.10 to be agreed. (Revised wording highlighted)

### 5.10 Employment and Employers

- a. Promote mutually beneficial relationships between employers and Defence, by advocating the transferable skills and attributes that Armed Forces personnel bring to the civilian workplace as an economic asset.
- b. Promote the Armed Forces Covenant for business, encouraging employers to sign the Covenant in order to pledge commitments to support Defence personnel by:
  - **Promoting the Armed Forces:** promoting the fact that we are an Armed Forces-friendly organisation, to our staff, customers, suppliers, contractors and wider public;
  - **Veterans:** supporting the employment of veterans, recognising military skills and qualifications in our recruitment and selection process. Working with the Career Transition Partnership (CTP) in order to establish a tailored employment pathway for Service leavers;
  - **Service Spouses & Partners:** supporting the employment of Service spouses and partners; working with and advertising vacancies with the military Families Federations and other agencies. Providing flexibility in granting leave for Service spouses and partners before, during and after a partner's deployment;
  - **Reserves:** supporting our employees who are members of the Reserve Forces: recognising the need to be flexible with regard to leave for annual Reserve Forces training; supporting any mobilisations and deployment. Actively encouraging members of staff to become Reservists;
  - **Cadet Organisations:** supporting our employees who are volunteer leaders in military cadet organisations, recognising the need to be flexible with regard to leave for annual training camps and courses. Actively encouraging members of staff to become volunteer leaders in cadet organisations. Supporting local military cadet units;
  - **Armed Forces Charities:** supporting Armed Forces charities with fundraising and supporting staff who volunteer to assist.

HOUSING AND COMMUNITY SERVICES COMMITTEE

31<sup>st</sup> January 2019

**PRESENT:-**

**Conservative Group**

Councillor Smith (Chairman) and Councillors Dr. Coyle, Ford (substituting for Councillor Hewlett), Grant, Roberts, Watson and Wyatt

**Labour Group**

Councillors Rhind, Richards, Shepherd and Wilkins

HCS/72 **APOLOGIES**

Apologies for absence were received from Councillors Hewlett (Chairman), Councillor Coe and Tipping (Independent/ Non-Grouped Member).

HCS/73 **MINUTES**

The Open Minutes of the Meeting held on 22<sup>nd</sup> November 2018 were noted and approved as a true record and signed by the Chairman.

HCS/74 **DECLARATIONS OF INTEREST**

Councillor Ford declared a personal interest in Item 10 on the Agenda by virtue of being a County Councillor.

Councillor Richards declared a personal in Item 10 on the Agenda and did not participate in the debate.

HCS/75 **QUESTIONS FROM MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO 10**

The Committee was informed that no questions from members of the public had been received.

HCS/76 **QUESTIONS FROM MEMBERS OF COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO 11**

The Committee was informed that no questions from Members of the Council had been received.

HCS/77 **REPORTS OF THE OVERVIEW AND SCRUTINY COMMITTEE**

There were no Overview and Scrutiny Reports to be submitted.

**MATTERS DELEGATED TO COMMITTEE**

**HCS/78 REGULATION OF ENERGY EFFICIENCY IN PRIVATE SECTOR RENTED PROPERTY**

The Environmental Health Manager presented the report to Committee and detailed the new fixed penalty sanctions for offences within the private rented sector.

Councillor Watson sought clarification as to why the Regulation was not applicable to social landlords. The Environmental Health Manager noted the statute was not written in a way to enable it to be implemented within social housing. Councillor Watson expressed he found it unsatisfactory the Council and social landlords were not covered by the same regulation as private landlords. The Strategic Housing Manager explored the future expectations of existing housing stock to meet that standard, which would allow the Council the opportunity to undertake work to increase efficiency on applicable properties. New build Council housing will meet the same standard as within the private sector.

Members debated how the Council could begin to apply the new standards to current Council housing stock prior to the introduction of the new regulations as detailed in the report, with it being raised by Councillor Ford that the new regulations are aimed to protect vulnerable tenants within the private rented sector by simplifying the process to prosecute rogue landlords.

**RESOLVED:-**

***The Committee approved the proposed level of fixed penalty notices for offences under the Energy Efficiency (Private Rented Property)(England and Wales) Regulations 2015.***

Abstention: Councillor Watson

**HCS/79 COMMUNITY PARTNERSHIPS SCHEME**

The Community Partnership Officer presented the report to Committee and updated Members on an amendment to the recommendation, which should read 'The Committee accepted the recommendations of the Community Partnership Scheme Assessment Panel, to award grants as detailed in section 4.11 of this report.' The Community Partnership Officer outlined the distribution of grants as detailed within the report.

**RESOLVED:-**

***The Committee accepted the recommendations of the Community Partnership Scheme Assessment Panel, to award grants as detailed in section 4.11 of this report.***

HCS/80 **OVERVIEW OF HOUSING SERVICE**

The Strategic Director (Service Delivery) introduced the report to Committee, remarking the new Housing Services Management Team had been making significant improvements to the service over the past year, as detailed in the report.

The Housing Services Manager presented the report, advising on updates to the service which have included a focus on repairs with a long and short-term improvement programme, housing management, supporting vulnerable people by working closely with the police and voluntary sector, and preventing rough sleeping. The Housing Services Manager also advised a procurement exercise was currently being undertaken to appoint a new contractor,.

The Chairman welcomed the report and the on-going learning, development and training the service was undergoing to meet the needs of those being served.

Councillor Richards raised a query regarding Elected Members being present at the opening of a bid to ensure transparency, which the Cultural Services Manager responded to the query, noting the bidding process was amended once it became electronic. Councillor Richards further raised a concern regarding the communication between rent arrears and Revenue and Benefits as the information put forward at times can be contradictory. The Housing Services Manager addressed the concern by noting the two teams work closely together to ensure information is as clear as possible, but specific examples where this has not been the case could be explored.

Councillor Roberts requested local residents are given priority over allocation of Council housing instead of those from out of the area due to the decrease in Council housing stock. The Housing Services Manager and Strategic Housing Manager both noted the request and highlighted a residence qualification is part of the existing policy of eligibility, though highlighted flexibility of the policy in some cases due to individual levels of need.

The Chairman, on behalf of Councillor Hewlett and the Committee, thanked the Housing Services Manager for the report and noted it was evident significant progress had been undertaken.

**RESOLVED:-**

- 1.1 The Committee noted the progress made within the Housing Service since January 2018.**
- 1.2 The Committee endorsed the proposed future work programme to deliver further improvements to the Service.**

HCS/81 **DERBYSHIRE COUNTY COUNCIL CONSULTATION ON TELECARE /CARELINE SERVICES AND PROCUREMENT OF OLDER PERSONS FLOATING SUPPORT**

The Housing Services Manager presented the report to Committee, outlining the changes proposed by Derbyshire County Council on Telecare/Careline Services and the recommended responses to the consultation on behalf of the Council. The Housing Services Manager further explained the impact upon the Floating Support Service as detailed in the report.

**RESOLVED:-**

- 1.1 The Committee approved the Council's response to the Derbyshire County Council (DCC) consultation on the provision of Careline and Telecare Services.***
- 1.2 The Committee noted the extension of the current contract to provide Floating Support (Wardens) services until November 2019.***
- 1.3 The Committee accepted the offer from DCC to deliver the 'Independent Living (Wardens) Service' to current and new service users for two years from November 2019.***
- 1.4 The Committee noted that during the period of this agreement, the Council will work with DCC and other providers of Housing, Social and Health Care to develop new services for older and vulnerable people.***

HCS/82 **CHURCH GRESLEY CEMETERY – LAYOUT CHANGES**

The Cultural Services Manager presented the report to Committee, highlighting the Cemetery is approaching capacity, which requires consideration of the options available as detailed in the report.

The Chairman noted this was a sensitive subject and would be challenging to manage. He expressed his appreciation for the hard work shown in addressing the issue.

Queries were raised by Councillor Wyatt and Councillor Richards regarding recording keeping of pre-purchased graves, graves which had been pre-purchased a significant time ago, what was done with pre-purchased graves which have never used and what conditions were attached to family plots. The Cultural Services Manager advised the requested information would be provided to the Committee in due course.

Councillor Richards raised a further query of the ability to find alternative locations, noting limited capacities within cemeteries have been a long-standing issue. The Strategic Director (Service Delivery) agreed with the concern, which was why approval was being sought for further investigations to commence.

**RESOLVED:-**

- 1.1 The Committee to seek approval from Finance and Management Committee for a budget of £17,700 to remove two adjacent non-essential paths at Church Gresley Cemetery in order to use the recovered land to provide additional burial space therein.***
- 1.2 The Committee approved the cessation of the practice of allowing people to pre-purchase graves within cemeteries managed by the District Council except where ground conditions restrict the use of double graves.***
- 1.3 The Committee approved officers investigating identification of possible cemetery space within the Swadlincote urban core.***

HCS/83 **COMMITTEE WORK PROGRAMME**

**RESOLVED:-**

*The Committee considered and approved the updated work programme.*

HCS/84 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT [ACCESS TO INFORMATION] ACT 1985)**

**RESOLVED:-**

***That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.***

**MINUTES**

***The Exempt Minutes of the Meeting held on 22<sup>nd</sup> November 2018 were received.***

**TO RECEIVE QUESTIONS FROM MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11**

***The Committee was informed that no questions had been received.***

**DIRECT ACQUISITION OF COUNCIL HOUSING IN ASTON ON TRENT**

***Members approved the recommendations in the report.***

The Meeting terminated at 7.10PM.

COUNCILLOR P SMITH

CHAIRMAN

OVERVIEW AND SCRUTINY COMMITTEE

16<sup>th</sup> January 2019

**PRESENT:-**

**Conservative Group**

Councillor Swann (Chairman), Councillor Mrs Wyatt (Vice-Chairman) and Councillors Atkin, Murray and Mrs Patten

**Labour Group**

Councillors Bambrick and Mrs Stuart

OS/40 **APOLOGIES**

Apologies were received from Councillor Dr Pearson (Labour Group).

OS/41 **DECLARATIONS OF INTEREST ARISING FROM ITEMS ON AGENDA**

The Committee was informed that no declarations had been received.

OS/42 **QUESTIONS RECEIVED BY MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO. 10**

The Committee was informed that no questions from members of the Public had been received.

OS/43 **QUESTIONS RECEIVED BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11**

The Committee was informed that no questions from Members of the Council had been received.

OS/44 **VISIT TO NORTH WARWICKSHIRE BOROUGH COUNCIL**

The Strategic Director (Service Delivery) presented the report to Committee and outlined the key differences between the two Authorities regarding Street Scene Collection following a visit in December 2017, primarily being the amount of fulltime staff available and the zoned collection regime within South Derbyshire. The Strategic Director (Service Delivery) noted the improvements made in the delivery of the service following the visit, such as an increase in operational staff, equipment and an additional refuse freighter.

Councillor Atkin welcomed the report and queried how the service aimed to continue to make improvements. The Strategic Director (Service Delivery) highlighted the service is taking steps to regularly take stock of current

performance to determine how improvements could be made, which include signing up to the Keep Britain Tidy initiative that would allow access to comparable data figures and allow for the Council to measure the quality of the Street Scene.

The Chairman made reference to a good team ethic and sense of pride in clean areas being a key for sustained improvement within the service. The Strategic Director (Service Delivery) acknowledged the Chairman's comments, noting this was regularly followed up.

Further queries were raised by Members regarding the dedicated line for the Clean Team, noting the previous line was found to be easier to use than currently utilised. The Strategic Director (Service Delivery) noted the queries, remarking a new management structure for Customer Services was being considered to deliver this service to ensure customer care would be dealt with in a professional, consistent way. The Strategic Director (Service Delivery) further highlighted all of the new refuse vehicles were fitted with cameras, which resulted in improved accountability amongst the teams.

The Chairman made reference to the commendable service delivered over the Christmas period, which was agreed by the Committee.

Councillor Atkin enquired as to who picked up the cost of fly-tipping. The Service Director (Service Delivery) confirmed if it were private land, this would be the landowner; otherwise the Council would accept the cost for Council-owned land, which was not an insignificant amount. Councillor Atkin commended the Clean Team, who liaise closely with the Environmental Wardens to efficiently address fly-tipping. The Service Director (Service Delivery) highlighted social media is utilised to deter people from fly-tipping.

**RESOLVED:-**

***The Committee noted the information provided in the report.***

OS/45 **REGULATION OF INVESTGATORY POWERS ACT 2000 (RIPA) – QUARTERLY REPORT ON USAGE**

The Strategic Director (Corporate Services) outlined the report to Committee, noting no authorisations had been sought.

A discussion took place regarding scenarios of when recordings could take place, such as CCTV with signage, without authorisation being sought under the Regulation of Investigatory Powers Act 2000.

**RESOLVED:-**

***The Committee noted the internal report on the Council's use of the Regulation of Investigatory Powers Act 2000.***

OS/46 **BUDGET SCRUTINY 2019**

The Strategic Director (Corporate Services) presented the report to Committee advising the detailed budget proposals had been reported and considered by the relevant Committees. It was highlighted the General Fund was performing positively in the short term, mainly due to growth. The Committee was updated that Derbyshire was not selected to participate in the 75% business rates retention pilot scheme again, which meant reverting back to the previous arrangements of a pooling system, which remains beneficial. It was explored how the base budget has increased, which was anticipated due to provision being made for the District Election in May 2019, through other factors such as purchasing replacement wheelie bins and computer licensing to upgrade to a new Microsoft Cloud-based package, which had not been anticipated.

Risks relating to Planning and Licensing income, recycling, growth and funding for community and leisure services were also referenced. It was noted that funding was available for two years regarding community schemes, but if not topped up, project delivery would need to be reviewed.

It was noted the decision relating to a possible Council Tax increase had been deferred until the subsequent Finance and Management Committee in February; if agreed, Council Tax could be increased up to £5 above the current Band D figure. The future projections of the budget were examined, including earmarked reserves, describing a potential worst case scenario of spending exceeding income and reducing the reserves by 2022/2023 and other scenarios beyond the Council's control, such as a change in the New Homes Bonus. Overall, it was reported the budget stands in a relatively good position with a healthy figure in reserves, though there will be an increase in cost following a restructure submission, with the effect due to be shown in February. It was noted all recommendations have been approved at the previous Finance and Management Committee, with the exception of the level of Council Tax.

Councillor Bambrick queried the decision to defer the Council Tax setting, as the current standing of the budget seemed reasonable. The Strategic Director (Corporate Services) noted it was a decision of the Members to make.

In relation to the Housing Revenue Account, the Strategic Director (Corporate Services) noted this was similar to the General Fund in that there was capacity to review spending over a period of time. There is uncertainty around the roll-out of Universal Credit and contracts around supported housing, which may impact funding. Financial reserves have been built up, though there is the potential for these to be exhausted quickly in bids to secure new council houses, although this would increase the amount of council homes available and would replenish reserves through increased rent collection.

Councillor Atkin queried if the Strategic Director (Corporate Services) felt confident the rent reduction would be sustainable with the HRA debt repayments. The Strategic Director (Corporate Services) responded to the query, explaining that the payment gaps would allow the reserves to be built back up in between loan repayments.

Councillor Mrs Patten and Councillor Atkin thanked the Strategic Director (Corporate Services) for the detailed analysis, noting their confidence of the Council's financial standing.

**RESOLVED:-**

- 1.1 The Committee considered the proposed budgets of the Council for 2019/20 and made any recommendations to Finance and Management Committee as part of the consultation process.***
- 1.2 The Committee considered the medium term financial plans of the General Fund and Housing Revenue Accounts and made any recommendations to Finance and Management Committee to support budget and policy development.***

OS/47 **COMMITTEE WORK PROGRAMME**

Councillor Mrs Patten requested information pertaining to standards issues relating to the amount of complaints received regarding Parish Councillors, the amount of officer time and financial cost it takes to investigate such complaints, and the percentage of complaints which are of a vexatious nature to be added to the March 2019 agenda.

**RESOLVED:-**

***Members considered and approved the updated work programme.***

OS/48 **LOCAL GOVERNMENT ACT 1972 AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985**

**RESOLVED:-**

***That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it would be likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.***

**EXEMPT QUESTIONS FROM MEMBERS OF THE COUNCIL UNDER COUNCIL PROCEDURE RULE NO 11**

***The Committee was informed that no exempt questions from Members of the Council had been received.***

The Meeting terminated at 7.05PM.

COUNCILLOR S SWANN

CHAIRMAN

PLANNING COMMITTEE

15<sup>th</sup> January 2019

**PRESENT:-**

**Conservative Group**

Councillor Mrs Brown (Chairman), Councillor Mrs Coe (Vice-Chairman) and Councillors Ford, Harrison, Muller, Stanton and Watson.

**Labour Group**

Councillors Dr Pearson, Shepherd, Southerd and Tilley

**Independent/Non-Grouped Member**

Councillor Coe

PL/141 **APOLOGIES**

Apology for absence was received from Councillor Tipping (Independent/Non-Grouped Member).

PL/142 **DECLARATIONS OF INTEREST**

Councillor Ford declared a personal interest to Item 1.1 on the Agenda by virtue of being a County Councillor.

Councillor Tilley declared a personal interest to Item 1.3 on the Agenda by virtue of being acquainted with the objector.

PL/143 **QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO.11**

The Committee was informed that no questions from Members of the Council had been received.

**MATTERS DELEGATED TO COMMITTEE**

PL/144 **REPORT OF THE STRATEGIC DIRECTOR (SERVICE DELIVERY)**

The Strategic Director (Service Delivery) submitted reports for consideration and determination by the Committee and presented oral reports to the Meeting to update them as necessary. Consideration was then given thereto and decisions were reached as indicated.

PL/145 **OUTLINE APPLICATION (ALL MATTERS EXCEPT FOR ACCESS TO BE RESERVED) FOR THE RESIDENTIAL DEVELOPMENT FOR UP TO 68 DWELLINGS TOGETHER WITH ASSOCIATED HIGHWAY WORKS.**

**PUBLIC OPEN SPACE, LANDSCAPING, ASSOCIATED DRAINAGE INFRASTRUCTURE AND CREATION OF PEDESTRIAN AND CYCLE WAYS ON LAND AT SK2720 7907 (SITE A) PARK ROAD CADLEY PARK SWADLINCOTE**

The Planning Services Manager updated the Committee with amendments since the report's publication, namely amending the wording of Condition 28, as well as to add two further conditions, one which secures the pedestrian link to the right of way on Park Road and the north side of Park Road and a further condition which stipulated bungalows only to be built as shown on the masterplan to reduce the impact on adjoining dwellings. He further updated the Committee that eight more dwellings have been included in the overall figure, of which two of the dwellings will be affordable housing as a result of an additional piece of land being added to the site.

The applicant's agent attended the Meeting and addressed Members on this application.

Members raised comments or queries in relation to potential tariff on householders to contribute to the maintenance of the park, the accessibility of the park from Site A, noise mitigation and the feedback from publicity. The Planning Services Manager addressed each point.

**RESOLVED:-**

***That planning permission be granted as recommended in the report of the Strategic Director (Service Delivery) subject to the adjustment of Condition 28 and the additional conditions to secure pedestrian links and to ensure construction as per the masterplan.***

PL/146 **THE ERECTION OF AN EXTENSION AND ALTERATIONS(INCLUDING A NEW FRONT BOUNDARY WALL) AT 60 BRETBY LANE BRETBY BURTON ON TRENT**

It was reported that members of the Committee had visited the site earlier in the day.

The Planning Services Manager outlined the application to the Committee in detail, specifically the design element of the application, which was not dissimilar to neighbouring properties. It was noted there was a possibility of some loss of light to the conservatory to the neighbouring property at number 62, though this was not contrary to applicable standards.

An Objector attended the Meeting and addressed Members on this application.

The Planning Services Manager noted a hipped roof could have been asked for during the course of the application, though without cause to casually change the design for a significant expense.

Councillor Stanton addressed the Committee as Ward Member for Repton, expressing a disappointment a hipped roof could not have been sought to further mitigate the effect on the neighbouring property at number 62. The Planning Services Manager noted the concern, expressing to the Committee that if it was felt the application was not suitable, permission would need to be refused and an informative that a redesign with a hipped roof might be accepted, however a further application cannot be predetermined.

Other Members acknowledged there would be a loss of sunlight on the neighbouring property, but would potentially be a minimal amount and there were not sufficient grounds to refuse the application.

**RESOLVED:-**

***That planning permission be granted as recommended in the report of the Strategic Director (Service Delivery).***

Abstention: Councillor Stanton

PL/147 **CHANGE OF USE FROM SPORTS PAVILION/LEISURE FACILITY (USE CLASS D2) TO A MIX OF A NURSERY /CRECHE WITH SPORTS AND LEISURE FACILITIES (USE CLASS D1 AND D2) AT THE PAVILION WOODVILLE ROAD OVERSEAL SWADLINCOTE**

The Senior Planning Officer presented the report to the Committee, noting no objections had been received regarding the application and should the nursery wish to increase the amount of children or operating times, a further application would be required.

**RESOLVED:-**

***That planning permission be granted as recommended in the report of the Strategic Director (Service Delivery).***

PL/148 **THE FELLING OF A LIME TREE COVERED BY SOUTH DERBYSHIRE DISTRICT COUNCIL TREE PRESERVATION ORDER NUMBER 195 AT 36 GEORGE STREET CHURCH GRESLEY SWADLINCOTE**

The Senior Planning Officer informed Committee in addition to the existing condition for the Lime Tree to be replaced, a further amendment regarding the protection of the Lime Tree had been added, stipulating a tree guard to be installed around the base of the tree.

Councillor Southerd, Ward Member for Church Gresley, highlighted the damage inflicted upon the tree, apparently completed by a dog, expressing concern the trees are expensive to replace and many residents who may have this type of tree on their property may deliberately strip the bark for the tree to be subsequently removed. He queried if guards would be installed around other trees. The Senior Planning Officer responded to the query, noting decisions are made on a case by case basis but would be raised with Housing Services.

**RESOLVED:-**

***That planning permission be granted as recommended in the report of the Strategic Director (Service Delivery), including a condition relating to a safety barrier around the replacement tree.***

PL/149 **PLANNING AND OTHER APPEALS**

The Committee noted the planning appeal decisions in relation to the following applications:

9/2017/0964      59 Main Street, Milton  
9/2017/1399      6 Millfield Street, Woodville, Swadlincote

PL/150 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985)**

**RESOLVED:-**

***That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it was likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.***

**EXEMPT QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE No 11.**

***The Committee was informed that no questions had been received.***

The meeting terminated at 6.55pm.

COUNCILLOR MRS L BROWN

CHAIRMAN

FINANCE AND MANAGEMENT COMMITTEE (SPECIAL – BUDGET)

10<sup>th</sup> January 2019

**PRESENT:-**

**Conservative Group**

Councillor Harrison (Chairman), Councillor Watson (Vice-Chairman) and Councillors Mrs Coe, Dr Coyle, Ford, Hewlett, MacPherson and Smith

**Labour Group**

Councillors Rhind, Richards, Southerd and Taylor

FM/113 **APOLOGIES**

Apologies were received from Councillor Billings (Conservative Group).

FM/114 **DECLARATIONS OF INTEREST**

Councillor Ford declared a personal interest in Item 8 Council Tax Discount: Care Leavers, by virtue of being a County Councillor, advising he would not participate in the debate.

Councillor Dr Coyle declared a personal interest in the grants to voluntary bodies element of Item 7 Service Base Budgets 2018/2019, by virtue of being on the board of trustees for Sharpe's Pottery Heritage & Arts Trust Ltd.

Councillor Mrs Coe declared a personal interest in the grants to voluntary bodies element of Item 7 Service Base Budgets 2018/2019, by virtue of being on the board of trustees for Sharpe's Pottery Heritage & Arts Trust Ltd.

FM/115 **QUESTIONS FROM MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO 10**

The Committee was informed that no questions from members of the public had been received.

FM/116 **QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO 11**

The Committee was informed that no questions from Members of the Council had been received.

FM/117 **REPORTS OF OVERVIEW AND SCRUTINY COMMITTEE**

The Committee was informed that no reports had been received.

**FM/118 SERVICE BASE BUDGETS 2019 / 2020**

The Strategic Director (Corporate Resources) presented the report to Committee providing an overview of the Committee's main areas of spending and the Committee's proposed base budget for 2019/2020. The variance in expenditure from the Medium Term Financial Plan projection was explained; reasons included the requirement of computer licences, subsequent maintenance and staffing. The Strategic Director informed Members that future costs and risk associated with computer licenses were being reviewed where a move to Microsoft Office 365; a cloud-based system would potentially provide more functionality.

A proposal to an increase of 2% in contributions to Parish Councils in 2019/20 for Concurrent Functions was carried by the Committee.

**RESOLVED:**

- 1.1 *That the proposed revenue income and expenditure for 2019/20 as detailed in Appendix 1 for the Committee's Services are considered and included in the consolidated proposals for the General Fund.***
- 1.2 *The Committee considered and approved the proposed fees and charges as detailed in Appendix 2 for 2019/20.***
- 1.3 *The Committee considered and approved an increase of 2% in contributions to Parish Councils in 2019/20 for Concurrent Functions.***

**FM/119 BUDGET REPORT 2019/20 INCORPORATING THE CONSOLIDATED BUDGET PROPOSALS AND MEDIUM TERM FINANCIAL PLAN TO 2024**

The Strategic Director (Corporate Resources) presented the report to Committee, outlining the Council's overall financial position following a detailed review of current income and expenditure on the General Fund developing the financial plan and strategy approved in October 2018. The Strategic Director highlighted confirmation of the Council's financial settlement from central government for 2019/20; current spending and proposed base budget position for 2019/20 including proposed spending by Policy Committees; the proposed Council Tax Base for 2019/20 and the overall impact on the General Fund's 5-year financial projection.

Councillor Dr Coyle sought clarification on action being taken to address the projected future budget deficit. The Chairman responded that once clear direction is provided by central government in relation to the New Homes Bonus and Business Rates, further action can be taken to address deficit concerns, including the use of appropriate reserves earmarked for anticipated risks and service pressures.

The Chief Executive commented that growth in the district required investment in resources to allow this Council to not only provide an efficient service to its residents, but also be commercially smart in its delivery.

The Chairman put the recommendations in the report to the Committee individually.

**RESOLVED:**

***1.1 The Committee considered the estimates of revenue income and expenditure for 2019/20 for the General Fund and approved a level of income and expenditure as detailed in the report.***

***1.2 The Committee considered and approved an increase of 2% in grants to voluntary bodies and payments to Parish Councils under concurrent functions for 2019/20.***

Abstentions: Councillors Mrs Coe and Dr Coyle

***1.3 That the Council Tax Base for 2019/20 of 33,302 (equivalent Band D) properties as detailed in Appendix 3 is approved.***

***1.4 That an estimated Council Tax Surplus of £1,000,000 is declared on the Collection Fund for 2018/19 and the Council's proportion of £110,200 is transferred to the General Fund in 2019/20.***

***1.5 That the rate of Council Tax for 2019/20 be deferred to the next meeting of the Committee on 14 February 2019.***

***1.6 That the updated 5-year financial projection on the General Fund to March 2024 as detailed in Appendix 1, including associated assumptions and risks as detailed in the report, is approved.***

***1.7 That efficiencies and budget savings continue to be pursued where opportunities arise to sustain the current financial position.***

***1.8 That the decisions made in recommendations 1.1 to 1.7 are used as the basis for consultation with local residents, businesses, voluntary and community groups, etc. and are subject to review by the Overview and Scrutiny Committee.***

FM/120 **COUNCIL TAX DISCOUNT: CARE LEAVERS**

The Strategic Director (Corporate Resources) presented the report to Committee advising that Derbyshire County Council had requested that district councils in Derbyshire give consideration to an exemption from Council Tax for Derbyshire care leavers up to the age of 25, to help them move into adulthood without the added pressures of debt.

Councillor Richards sought clarification on the position of other Derbyshire authorities and implications for this authority in the event of them opting not to

participate in the initiative. The Strategic Director (Corporate Resources) clarified that there had been mixed reactions, where some authorities were in the process of seeking Committee approval; some undecided and a few not minded to participate for the reason that the County Council would not be contributing the cost to district councils. Councillor Richards noted that although he was not opposed to the proposal, there was some concern in relation to its implementation.

Councillor Dr Coyle sought further clarification on the process involved in the proposed scheme. The Strategic Director (Service Delivery) advised that, if approved, a policy would need to be devised and approved which would outline the criteria for a case by case assessment.

Councillor Southerd agreed with the proposal in principle, suggesting that a decision be deferred until further information on the position of other local district councils is made available to the Committee. The Chief Executive offered to put this matter to an upcoming meeting with Chief Executives of Derbyshire authorities and to revert to the next Committee. This was accepted by the Committee.

**RESOLVED:**

***1.1 The Committee deferred making a recommendation to Council, for the exercise of a discretion under Section 13A (1) C of the Local Government Act 1992 to exempt by way of a discount Derbyshire County Council Care leavers from Council Tax, to the next meeting of the Committee on 14 February 2019.***

Abstention: Councillor Ford

FM/121 **COUNCIL TAX PREMIUM ON LONG-TERM EMPTY PROPERTIES**

**RESOLVED:**

***1.1 The Committee approved increasing the Council Tax Premium from 50% to 100% on properties empty for longer than 2 years but less than 5 years.***

***1.2 The Premium of 100% is effective from 1 April 2019.***

***1.3 That approval was given, in principle, to increasing the Council Tax Premium to 200% on properties empty for between 5 and 10 years from 1 April 2020.***

***1.4 That approval was given, in principle, to increasing the Council Tax Premium to 300% on properties empty for over 10 years from 1 April 2021.***

***1.5 That increases to 200% and 300% in future years are considered ahead of the Budget Round for 2020/21 and 2021/22 respectively.***

FM/122 **MAINTENANCE STANDARDS PROJECT BRIEF**

The Strategic Director (Service Delivery) presented the report to Committee highlighting that the project would enable effective management and maintenance of the Council's land resources through geographic information system (GIS) mapping.

**RESOLVED:**

- 1.1 That the Committee endorsed the Business Case set out in Appendix A (Project Brief - Maintenance Standards Phase 1) as a valid business reason to invest in resources to capture environmental asset maintenance data.***
- 1.2 The Committee approved £50,000 from earmarked reserves to deliver the project as set out in the Business Case.***
- 1.3 The Committee approved a new temporary post of a GIS Project Officer on a fixed-term contract for 18 months.***

FM/123 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT [ACCESS TO INFORMATION] ACT 1985)**

**RESOLVED:-**

***That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.***

**TO RECEIVE QUESTIONS FROM MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11**

***The Committee was informed that no questions had been received.***

**RESTRUCTURE OF LEGAL AND DEMOCRATIC SERVICES**

***The Committee approved the recommendations in the report.***

The meeting terminated at 7.20pm

COUNCILLOR J HARRISON

CHAIRMAN

HOUSING AND COMMUNITY SERVICES COMMITTEE (SPECIAL – BUDGET)

8<sup>th</sup> January 2019

**PRESENT:-**

**Conservative Group**

Councillor Hewlett (Chairman) and Councillors Dr. Coyle, Ford (substituting for Councillor Smith), Grant, Roberts and Watson.

**Labour Group**

Councillors Dunn (substituting for Councillor Wilkins), Rhind, Richards and Shepherd

HCS/64 **APOLOGIES**

Apologies for absence were received from Councillors Smith and Wyatt (Conservative Group), Councillor Wilkins (Labour Group) and Councillors Coe and Tipping (Independent/ Non-Grouped Member)

HCS/65 **DECLARATIONS OF INTEREST**

Councillor Shepherd declared a personal interest in the grants to voluntary bodies element of Item 6 Service Base Budgets 2018 / 2019 by virtue of being on the board of trustees for the Citizens Advice South Derbyshire and City (CASDAC).

Councillor Hewlett declared a personal interest in the grants to voluntary bodies element of Item 6 Service Base Budgets 2018/2019 by virtue of being on the board of trustees for the Citizens Advice South Derbyshire and City (CASDAC).

Councillor Dr Coyle declared a personal interest in the grants to voluntary bodies element of Item 6 Service Base Budgets 2018/2019 by virtue of being on the board of trustees for Sharpe's Pottery Heritage & Arts Trust Ltd.

HCS/66 **QUESTIONS FROM MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO 10**

The Committee was informed that no questions from members of the public had been received.

HCS/67 **QUESTIONS FROM MEMBERS OF COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO 11**

The Committee was informed that no questions from Members of the Council had been received.

HCS/68 **REPORTS OF THE OVERSIGHT AND SCRUTINY COMMITTEE**

There were no Overview and Scrutiny Reports to be submitted.

**MATTERS DELEGATED TO COMMITTEE**

HCS/69 **SERVICE BASE BUDGETS 2019 / 2020**

The Strategic Director (Corporate Resources) presented the report to Committee, outlining the budgetary process through to the meeting of Council on the 27<sup>th</sup> February 2019. The Strategic Director (Corporate Resources) provided context on the overall financial position by highlighting the savings identified in certain budgets and the risks associated with the use of some reserves, growth within the District and the effects of the reduction in core funding. The Director also confirmed that fee increases were being proposed for cemeteries, specifically for the reservation of plots and that neighbouring authorities charged considerably more than this Council.

Some Members raised concern in relation to the reasons for the proposed fee increases for cemeteries. Councillor Richards suggested the addition of a clause to address these concerns; the Chairman requested that the officer investigate its inclusion. Information on the cost of welfare funerals was also requested by the Committee which the Strategic Director (Corporate Resources) agreed to provide in writing.

Councillor Shepherd, whilst referring to the report, wished to thank the Council for the £30,000 funding for the Stenson Fields Community Facility and commented that a lower off-peak room hire fee would have been sufficient. The Strategic Director (Corporate Resources) responded that fees of other community facilities were used to assist in this assessment. Councillor Richards sought clarification on how community and business use of such facilities is differentiated, particularly in relation to private nurseries using such facilities to profit from childcare provision. The Chairman requested that the matter be investigated and reported back to this Committee at a future date.

The Chairman was joined by Members in agreeing that grants to voluntary and community bodies be increased by 2%.

**RESOLVED:-**

- 1.1 The Committee considered and referred the proposed revenue income and expenditure for 2019/20 for the Committee's Services as detailed in Appendix 1 to the Finance and Management Committee for approval.**
- 1.2 The Committee considered and approved the proposed fees and charges as detailed in Appendix 2 for 2019/20.**
- 1.3 The Committee gave consideration to the level of any increase in Grants to Voluntary Bodies in 2019/20.**

Abstentions: Councillors Dr Coyle, Hewlett and Shepherd.

HCS/70 **HOUSING REVENUE ACCOUNT BUDGET, FINANCIAL PLAN and PROPOSED RENT 2019/20**

The Strategic Director (Corporate Resources) presented the report to Committee, outlining the strong financial position of the Council, with appropriate reserves earmarked for anticipated risks and service pressures.

Councillor Dunn sought further clarification on the depreciation figures, specifically the planned maintenance element. The Housing Services Manager responded that planned maintenance included work to the structure of the building and gas servicing.

**RESOLVED:-**

- 1.1** *The Committee reduced the Council House Rents by 1% for Tenants with effect from 1<sup>st</sup> April 2019 in accordance with provisions contained in the Welfare Reform and Work Act 2016.*
- 1.2** *The Committee considered and referred the proposed revenue income and expenditure for 2019/20, together with the 10-year Financial Plan for the Housing Revenue Account (HRA) as detailed in Appendix 1, to the Finance and Management Committee for approval.*
- 1.3** *The Committee to keep the HRA under review and measures identified to mitigate the financial risks detailed in the report to maintain a sustainable financial position.*

HCS/71 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT [ACCESS TO INFORMATION] ACT 1985)**

**RESOLVED:-**

*That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.*

**TO RECEIVE QUESTIONS FROM MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11**

*The Committee was informed that no questions had been received.*

The Meeting terminated at 6.45pm.

COUNCILLOR J HEWLETT

## ENVIRONMENTAL AND DEVELOPMENT SERVICES COMMITTEE

3<sup>rd</sup> January 2019

### PRESENT:-

#### Conservative Group

Councillor MacPherson (Chairman) and Councillors Billings, Mrs Brown, Harrison (substituting for Cllr Roberts), Hewlett (substituting for Cllr Mrs Patten), Pegg, Smith (substituting for Cllr Mrs Coe) and Watson

#### Labour Group

Councillors Dunn, Shepherd (substituting for Cllr Chahal), Taylor and Tilley

#### EDS/71 APOLOGIES

Apologies for absence were received from Councillors Roberts (Vice-Chairman), Mrs Coe and Mrs Patten (Conservative Group) and Councillor Chahal (Labour Group) and Councillor Coe (Independent Non-Grouped Member)

#### EDS/72 DECLARATIONS OF INTEREST

The Committee was informed that no declarations of interest from Members of the Council had been received.

#### EDS/73 QUESTIONS FROM MEMBERS OF THE PUBLIC UNDER COUNCIL PROCEDURE RULE NO 10

The Committee was informed that no questions from Members of the Public had been received.

#### EDS/74 QUESTIONS BY MEMBERS OF THE COUNCIL UNDER COUNCIL PROCEDURE RULE NO 11

The Committee was informed that no questions from Members of the Council had been received.

#### EDS/75 REPORTS OF THE OVERVIEW & SCRUTINY COMMITTEE

There were no Overview and Scrutiny Reports to be submitted.

### MATTERS DELEGATED TO COMMITTEE

#### EDS/76 SERVICE BASE BUDGETS 2019-20.

The Strategic Director (Corporate Resources) presented the report to Committee, outlining the budgetary process through to the meeting of Council on the 27<sup>th</sup> February 2019. Reference was made to the strong financial

position of the Council, with appropriate reserves earmarked for anticipated risks and service pressures.

Councillor Tilley queried if the budget took into consideration future staffing requirements, particularly an extra neighbourhood warden. The Strategic Director (Corporate Services) advised a separate proposal would be submitted in due course.

**RESOLVED:**

***1.1 The Committee considered and referred the proposed revenue income and expenditure for 2019/20 for the Committee's Services as detailed in Appendix 1 to the Finance and Management Committee for approval.***

***1.2 The Committee considered and approved the proposed fees and charges as detailed in Appendix 2 for 2019/20.***

EDS/77 **AUTHORITY MONITORING REPORT**

The Planning Policy Manager presented the report to Committee.

Councillor Dunn requested an update on Brownfield Regeneration and raised a concern about future generations being unable to afford four and five bedroom homes. The Planning Policy Manager responded to each query, advising the position regarding the Brownfield Regeneration should be moving forward. In regard to the type of homes to be built, this is in line with what developers intend to build and subsequently know what will be sold; a development of only two and three bedroom homes is highly unlikely.

Councillor Taylor sought clarification on how the data regarding the length of journeys to work was captured. The Planning Policy Manager advised the data is not captured by the Council and may derive from the census.

Councillor Watson and Councillor Billings led the Committee in thanking the Planning Policy Manager for her contributions to the Council.

**RESOLVED:**

***1.1 The Committee noted the content of the Authority Monitoring Report at Appendix A of the report.***

EDS/78 **MHCLG CONSULTATION ON PLANNING REFORM**

The Planning Policy Manager presented the report to Committee, noting greater clarity is being sought around specific questions as detailed in the report.

**RESOLVED:**

***The Committee endorsed the comments set out in the details section of the report as the Council's response to the proposed reforms.***

**RESOLVED:-**

***That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it would be likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.***

**EXEMPT QUESTIONS FROM MEMBERS OF THE COUNCIL UNDER COUNCIL PROCEDURE RULE NO 11**

***The Committee was informed that no exempt questions from Members of the Council had been received.***

The meeting terminated at 18:40

COUNCILLOR A MACPHERSON

CHAIRMAN

PLANNING COMMITTEE

18<sup>th</sup> December 2018

**PRESENT:-**

**Conservative Group**

Councillor Mrs Brown (Chairman), Councillor Mrs Coe (Vice-Chairman) and Councillors Harrison, Hewlett (substituting for Councillor Watson), MacPherson (substituting for Councillor Stanton) and Muller.

**Labour Group**

Councillors Dr Pearson, Shepherd, Southerd and Tilley

**Independent/Non-Grouped Member**

Councillor Coe

**In attendance**

Councillors Billings and Mrs Patten

PL/127 **APOLOGIES**

Apologies for absence were received from Councillors Stanton and Watson (Conservative Group) and Councillor Tipping (Independent/Non-Grouped Member)

PL/128 **DECLARATIONS OF INTEREST**

Councillor Ford declared a pecuniary interest in Item 1.8 on the Agenda by virtue of being a County Councillor, advising that he would leave the Chamber while the item is discussed.

Councillor Hewlett declared a personal interest in Item 1.6 on the Agenda by virtue of being acquainted with the applicant.

Councillor Harrison declared a pecuniary interest in Item 1.6 on the Agenda by virtue of being the applicant, advising he would leave the Chamber while the item is discussed.

PL/129 **QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO.11**

The Committee was informed that no questions from Members of the Council had been received.

**MATTERS DELEGATED TO COMMITTEE**

PL/130 **REPORT OF THE STRATEGIC DIRECTOR (SERVICE DELIVERY)**

The Strategic Director (Service Delivery) submitted reports for consideration and determination by the Committee and presented oral reports to the Meeting to update them as necessary. Consideration was then given thereto and decisions were reached as indicated.

PL/131 **CHANGE OF USE OF AGRICULTURAL PADDOCK FOR THE EXERCISING OF DOGS ALONG WITH THE ERECTION OF BUILDINGS FOR BOARDING KENNELS AND ASSOCIATED STORAGE AND THE CREATION OF A PARKING AREA ON LAND EAST OF GREENACRE BENT LANE CHURCH BROUGHTON DERBY**

It was reported that members of the Committee had visited the site earlier in the day.

The Planning Delivery Team Leader presented the report updating the Committee that three additional conditions would be required to address the response received from Derbyshire Wildlife Trust and other noise concerns; these were read out to the Committee. The Planning Delivery Team Leader explained the layout and impact of the site on local amenities advising that conditions seven and eight would assist in mitigating the noise impact.

The applicant's agent and an objector attended the Meeting and addressed Members on this application.

The Environmental Health Manager advised that there is a level of uncertainty when assessing this type of noise, but the proposed conditions in relation to hours of use of the outside dog-walking area would limit and control noise exposure. The Chairman sought further clarification on how any breach would be monitored, the Environmental Health Manager responded that any breach of planning conditions would require action from the planning enforcement team.

Councillor Billings addressed the Committee as a Ward Member for Hilton, expressing concern relating to the level and uncertainty of the noise; validity of the noise assessment report and the enforcement of the conditions. The Environmental Health Manager and the Planning Services Manager responded outlining the process involved in enforcement advising that controlling noise from dogs would be complex. Councillor Billings urged the Committee to refuse permission citing policies SD1 paragraph A and E7 paragraph three of the Local Plan

Clarification was sought on the design of the proposed building, concerns were raised in relation to the impact on wildlife and the ability to differentiate between the owners own dogs and those boarding when enforcing conditions and the maximum number of dogs. The Planning Delivery Team Leader

responded to all matters adding that a material change in the number of dogs owned would require planning permission.

Councillor Mrs Patten, also local Ward Member, expressed disappointment in receiving the additional conditions at the meeting, with no prior notice and raised further concern that the mitigating aspects would be unenforceable urging the Committee to refuse the application.

Some Members sought clarification on the design and materials to be used for the building, the definition of adequate controlled noise, ventilation and climate control and subsequent impact on noise leakage when windows and doors are open. The Environmental Health Manager responded to these matters adding that the Licensing department would control the dog boarding licence.

A proposal to overturn the Officer's recommendation was carried by the Committee.

**RESOLVED:-**

***That planning permission be refused contrary to the recommendation in the report of the Strategic Director (Service Delivery) due to development contrary to Local Plan Part One policies SD1 and E7; undue impact on amenity not controllable by conditions.***

Councillors Billings and Patten left at 7.00pm

PL/132 **ERECTION OF A MIXED USE DEVELOPMENT INCORPORATING A PUBLIC HOUSE WITH RESTAURANT (USE CLASS A4) WITH ANCILLARY ACCOMMODATION, A FAST FOOD RESTAURANT WITH DRIVE THROUGH (USE CLASS A3/A5), A RESIDENTIAL CARE HOME FACILITY (USE CLASS C2) AND 15 SUPPORTED LIVING APARTMENTS (USE CLASS C3) ALONG WITH CREATION OF ANCILLARY CAR AND CYCLE PARKING PROVISION, AMENITY SPACE, SOFT LANDSCAPING AND IMPROVEMENTS TO PEDESTRIAN LINKS ON SITE OF THE FORMER COUNCIL DEPOT DARKLANDS ROAD SWADLINCOTE**

The Chief Executive introduced the report in his capacity as Director of Economic Development. He highlighted that the decision is finely balanced adding that the social and economic benefit of the proposed site would also be a planning consideration for the Committee. The Planning Services Manager updated the Committee that following publication of the report a meeting with the applicants had resulted in some reservations within the report had been addressed. The Planning Services Manager outlined to the Committee the site's proposed layout, phasing, amenities, access, design and viability. The Planning Services Manager advised of a number of minor amendments to a number of conditions of which the Committee were appraised.

The Applicant's Agent attended the Meeting and chose to withdraw his registration to address Members on this application.

Clarification was sought on the hours of operation of the fast-food restaurant, pedestrian footpath and boundary land ownership which was provided by the Planning Services Manager.

Councillor Tilley addressed the Committee, as local Ward Member, in support of the proposal potentially creating of 130 jobs and adding to the town centre economy. The Councillor sought clarification on the lighting scheme for Darklands Lane, phasing of the development and its linkage to the town centre. Councillor Tilley requested an additional informative for the operating hours and a footbridge linking the site to the town centre. The Planning Services Manager responded to each matter, highlighting that a condition for a lighting scheme addressed any concern.

Councillor Coe, the other local Ward Member welcomed the report and commented on the height of the retaining wall adding that exposed sites are better deterrents of anti-social behaviour.

Some Members raised comment in relation to the colour of the signage, implementation of a litter-picking regime. Another Member raised concern in relation to the co-location of a care facility, accommodating the most vulnerable individuals, with a fast-food restaurant and a public house. The Councillor felt that a duty of care is a material planning consideration meaning that he could not support the application. The Chief Executive responded to the comments and also advised that the developer had delivered similar co-location sites.

**RESOLVED:-**

***That planning permission be granted as recommended in the report of the Strategic Director (Service Delivery) with the inclusion of the amended conditions.***

PL/133 **DEVELOPMENT OF A LOW UTILISATION STANDBY GAS FUELLED EMBEDDED GENERATION FACILITY TO SUPPORT THE LOCAL AND NATIONAL GRIDS, INCLUDING CREATION OF EARTH MOUND AND LANDSCAPING AT HOON HAY MANOR MARSTON LANE HATTON DERBY**

The Planning Delivery Team Leader presented report to Committee advising that three conditions had been added in order to address landscaping, boundary treatment and detail of materials which would be delegated to the Planning Services Manager.

The applicant attended the Meeting and addressed Members on this application.

**RESOLVED:-**

***That planning permission be granted as recommended in the report of the Strategic Director (Service Delivery) subject to further conditions delegated to Planning Services Manager.***

PL/134 **CHANGE OF USE OF B1/B8 UNIT TO USE AS PRIVATE HIRE OFFICE (SUI GENERIS) AT UNIT 43 DOVESITE BUSINESS PARK THE COMMON MELBOURNE DERBY**

The Planning Services Manager presented the report to Committee explaining that the unit would be used to co-ordinate the movement of private hire vehicles, they would not be on the site itself. Additional information received from applicant was circulated to the Committee.

The applicant attended the Meeting and addressed Members on this application.

Councillor Harrison, as the local Ward Member advised that the applicant's comments addressed the concerns that had been raised moved the recommendation in support.

**RESOLVED:-**

***That planning permission be granted as recommended in the report of the Strategic Director (Service Delivery).***

PL/135 **THE ERECTION OF A REPLACEMENT DWELLING AT TOWER FARM SWARKESTONE ROAD WESTON ON TRENT DERBY**

The Planning Delivery Team Leader presented to Committee outlining the site, elevations highlighting the design and model of the building and a new Tree Preservation Order on the site.

The applicant attended the Meeting and addressed Members on this application.

**RESOLVED:-**

***That planning permission be granted as recommended in the report of the Strategic Director (Service Delivery).***

PL/136 **ERECTION OF DEPENDENT RELATIVE BUNGALOW WITHIN THE GARDEN OF 14 ASHBY ROAD MELBOURNE DERBY**

The Planning Services Manager presented the report to Committee.

An objector and the applicant's agent attended the Meeting and addressed Members on this application.

Councillor Harrison, as local Ward Member commended the compassionate reasons for the recommendation to grant but questioned the options for the building's future use. The Planning Services Manager advised that a condition stated that facilities need to be shared advising that there is a market for annexe accommodation to be provided with own house.

Some Members queried the need for a separate dwelling as opposed to an attached annexe. The Planning Services Manager responded that the option enabled independent living and closer care provision by relatives. A discussion ensued on the size and impact of the proposal and some Members cited that it was contrary to policies within the Local Plan.

**RESOLVED:-**

***That planning permission be refused, contrary to the recommendation in the report of the Strategic Director (Service Delivery): the proposal would be injurious to neighbouring amenity contrary to Local Plan policies SD1 and BNE1 and the Design Supplementary Planning Document.***

Abstentions: Councillors Ford Hewlett and Tilley

Councillor Ford left the Meeting at 8.15pm

PL/137 **PROPOSED EXTENSION TO THE SITE AND CONSTRUCTION OF A WASTE HANDLING BUILDING FOR THE STORAGE, TREATMENT AND PROCESSING OF REFUSED DERIVED FUEL (RDF) (COUNTY REF. CW9/1018/63) AT DEPOT 3 BURTON ROAD CADLEY HILL SWADLINCOTE**

The Planning Delivery Team Leader presented to Committee informing that the site is identified in the Local Plan.

**RESOLVED:-**

***That there was no objection as recommended in the report of the Strategic Director (Service Delivery).***

Councillor Harrison left the Meeting at 8.20pm

PL/138 **THE INSTALLATION OF SECONDARY GLAZING AT HOPE COTTAGE 55 PENN LANE MELBOURNE DERBY**

**RESOLVED:-**

***That planning permission be granted as recommended in the report of the Strategic Director (Service Delivery).***

Abstention: Councillor Hewlett

PL/139 **PLANNING AND OTHER APPEALS**

The Committee noted the planning appeal decisions in relation to the following applications:

|              |                                     |
|--------------|-------------------------------------|
| 9/2017/0343  | 64 Fabis Close, Swadlincote         |
| E/2016/00113 | Land at Kingfisher Lane, Willington |

PL/140 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985)**

**RESOLVED:-**

*That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it was likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.*

**EXEMPT QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE No 11.**

*The Committee was informed that no questions had been received.*

The meeting terminated at 8.25pm

COUNCILLOR MRS L BROWN

CHAIRMAN

OVERVIEW AND SCRUTINY COMMITTEE

28<sup>th</sup> November 2018

**PRESENT:-**

**Conservative Group**

Councillor Mrs Wyatt (Vice-Chairman) and Councillors Atkin and Mrs Patten

**Labour Group**

Councillor Mrs Stuart

OS/31 **APOLOGIES**

Apologies were received from Councillors Swann and Murray (Conservative Group) and Councillors Dr Pearson and Bambrick (Labour Group)

OS/32 **MINUTES**

The Open Minutes of the Meetings held on 25<sup>th</sup> September 2018 were taken as read, approved as a true record and signed by the Chairman.

OS/33 **DECLARATIONS OF INTEREST ARISING FROM ITEMS ON AGENDA**

The Committee was informed that no declarations had been received.

OS/34 **QUESTIONS RECEIVED BY MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO. 10**

The Committee was informed that no questions from members of the Public had been received.

OS/35 **QUESTIONS RECEIVED BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11**

The Committee was informed that no questions from Members of the Council had been received.

OS/36 **SAFER AND STRONGER NEIGHBORHOODS FUNDING STREAM**

The Communities Manager presented the report to Committee highlighting the Safer and Stronger Communities funding stream, explaining the application process and the projects that have been funded over the past five years.

**RESOLVED:-**

***The Committee considered the current position of the Safer and Stronger Communities funding stream.***

OS/37 **MULTI-TEAM WORKING (Scoping)**

The Strategic Director (Service Delivery) updated the Committee on the examples of multi-team working across the Council, highlighting the closer collaboration between the teams within the Council and external agencies such as the Police, the development of service standards and the provision of grounds maintenance schedule. The Strategic Director (Service Delivery) explained that the main initiative was to establish a combined customer service, and provision for mobile reporting to enable officers to report issues whilst they are on site. The Strategic Director (Service Delivery) explained that in addition, it is envisaged that a customer reporting system may be a possibility, however, there would be a cost to the new IT infrastructure. Members agreed that the customer reporting system would be a great idea.

Members queried the grounds maintenance schedules. The Strategic Director explained that a paper is going through the group Leaders, she would like officers to be flexible and would be content with Members to discuss the way forward at Group meeting.

**RESOLVED:-**

***Members noted the Multi-Team Working update and acknowledged the progress that had been made.***

OS/38 **COMMITTEE WORK PROGRAMME****RESOLVED:-**

***Members considered and approved the updated work programme.***

OS/39 **LOCAL GOVERNMENT ACT 1972 AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985****RESOLVED:-**

***That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it would be likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.***

**EXEMPT QUESTIONS FROM MEMBERS OF THE COUNCIL UNDER  
COUNCIL PROCEDURE RULE NO 11**

***The Committee was informed that no exempt questions from Members of the Council had been received.***

The Meeting terminated at 6.40pm.

COUNCILLOR S WYATT

VICE-CHAIRMAN