

Public Document Pack



PETERBOROUGH CITY COUNCIL SUMMONS TO A MEETING

You are hereby summonsed to attend a meeting of the Peterborough City Council, which will be held in the Council Chamber, Town Hall, Peterborough on

WEDNESDAY 14 OCTOBER 2009 at 7.00 pm

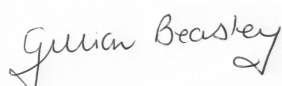
AGENDA

Page No.

- 1. One Minute Silence**
In memory of Councillor Michael Burton
- 2. Apologies for Absence**
- 3. Declarations of Interest**
- 4. Minutes of the meeting of Council Meeting held on 15 July 2009** **1 - 15**
- 5. Communications Time**
 - (i) Mayor's Announcements **17 - 19**
 - (ii) Leader's Announcements
 - (iii) Chief Executive's Announcements
- 6. Community Involvement Time**
 - (i) Questions with Notice by Members of the Public
 - (ii) Questions with Notice by Members of the Council relating to Ward Matters and to Committee Chairmen
 - (iii) Questions with Notice by Members of the Council to representatives of the Police and Fire Authorities;
 - (iv) Petitions submitted by Members or Residents.
- 7. Executive Business Time**
 - (i) Questions with Notice to the Leader and Members of the Executive
 - (ii) Questions without Notice on the Record of Executive Decisions **21 - 32**

8. Council Business Time

- (i) Executive Recommendations
- (ii) Committee Recommendations
- (iii) Notices of Motion **33 - 34**
- (iv) Reports and Recommendations:
 - (a) *Appointment to Committees* **35**
 - (b) *Neighbourhood Councils – Appointment of Vice Chairmen* **37 - 38**
 - (c) *Changes to the Constitution* **39 - 48**



Chief Executive

6 October 2009
Town Hall
Bridge Street
Peterborough



There is an induction hearing loop system available in all meeting rooms. Some of the systems are infra-red operated, if you wish to use this system then please contact Carol Tilley on 01733 452344.

Emergency Evacuation Procedure – Outside Normal Office Hours

In the event of the fire alarm sounding all persons should vacate the building by way of the nearest escape route and proceed directly to the assembly point in front of the Cathedral. The duty Beadle will assume overall control during any evacuation, however in the unlikely event the Beadle is unavailable, this responsibility will be assumed by the Committee Chair.

PETERBOROUGH CITY COUNCIL

MINUTES OF COUNCIL MEETING HELD 15 JULY 2009

The Mayor – Councillor Irene Walsh

Present:

Councillors, Ash, Benton, C Burton, M Burton, Cereste, Collins, M Dalton, S Dalton, C Day, D Day, S Day, Dobbs, Elsey, Fazal, Fitzgerald, Fletcher, Fower, JA Fox, JR Fox, Goldspink, Goodwin, Harrington, Hiller, Holdich, Khan, Kreling, Lane, Lee, Lowndes, Miners, Morley, Nash, Nawaz, Newton, North, Over, Peach, Saltmarsh, Sanders, Sandford, Scott, Seaton, Swift, Thacker, Todd, Trueman, Wilkinson and Winslade.

MAYOR'S ANNOUNCEMENT

1. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Allen, Croft, Hussain, Lamb, Murphy, Rush and Sharp.

2. DECLARATIONS OF INTERESTS

The Mayor informed those present that whilst all Members had an interest in agenda item 7 (iv) (a), Review of the Members' Allowances Scheme, there was a dispensation under paragraph 10 of the Members' Code of Conduct such that Members did not have a prejudicial interest in this item of business. It was therefore noted that a personal interest would be recorded for all Members of the Council in respect of this item.

There were no further declarations of interest.

3. MINUTES OF COUNCIL MEETING HELD 25 FEBRUARY 2009

Subject to amendment to references to the Municipal Year 2008/9, the Minutes of the Annual Council meeting held 18 May 2009 were agreed as an accurate record.

4. COMMUNICATIONS TIME

4 (i) Mayor's Announcements

The report outlining the Mayor's engagements for the period 30 March 2009 to 5 July 2009 was noted.

The Mayor drew Members' attention to the forthcoming parade through the City by the 158 (Royal Anglian) Transport Regiment Logistic Corps. As Freeman of the City, members of the regiment would be exercising their right to parade on Saturday 25 July 2009 and all elected Members were urged to attend.

Members were asked to note that auditions for 'Peterborough has Talent' were being held on 19 July 2009. Organisers of the event were seeking sponsorship, people to act as judges and a compere for the Children's Final and Members were asked to contact the Mayor's Office if they felt able to assist. The competition finals would be held on 5

September, the proceeds of which would be shared between the Papworth Trust and the Mayor's Charities and all Members were encouraged to attend.

Finally, the Mayor presented Councillor Charles Swift with a civic gift to mark the occasion of his fifty-five years' service as a ward Councillor for the North Ward of the City.

4 (ii) Leader's Announcements

The Leader informed those present that the City was one of six areas to benefit from the latest roll-out of the government's 'Building Schools for the Future' scheme. The funding would enable the complete refurbishment of Stanground College and the Orton Longueville Secondary School, with other secondary schools in the area benefiting from new infrastructure and ICT facilities.

The following questions were raised by Group Leaders:

- (i) Councillor Sandford sought assurance that all building works would be carried out to the highest environmental standards;
- (ii) Councillor Khan requested that the rebuilding/refurbishment plans ensured adequate space and facilities.

In response the Leader assured Members that building works would be carried out to the highest environmental standards and sufficient provision would be made in respect of space and facilities.

4 (iii) Chief Executive's Announcements

There were no announcements from the Chief Executive.

5. COMMUNITY INVOLVEMENT TIME

5 (i) Questions with Notice by Members of the Public

There were no questions submitted.

5 (ii) Questions with Notice by Members of the Council relating to Ward Matters and to Committee Chairmen

A question was asked in respect of the following:

- The current status and timescale for completion of works to replace two bus shelters and widen the bus lay-bys in Lincoln Road (opposite Morrison's supermarket).

5 (iii) Questions with Notice by Members of the Council to representatives of the Police and Fire Authorities

There were no questions submitted.

A summary of all questions and answers raised within agenda item 5 (i), (ii) and (iii) is attached at **Appendix A**.

5 (d) Petitions submitted by Members or Residents

The following petitions were received:

- Petition for the removal of a wall in the communal area near numbers 39-49 Brookfurlong, Ravensthorpe;
- Petition to prevent the sale of the Crematorium;
- Petition against the proposal to erect a fence around the playing field next to Norwood School;
- Petition to install a play area for children in the vicinity of Allextion Gardens.

6. EXECUTIVE BUSINESS TIME

6 (i) Questions with Notice to the Leader and Members of the Executive

Questions were asked of the Leader of the Council and Cabinet Members in respect of the following:

- The number of social workers employed by the Council and numbers currently on sick leave / suspended leave and mechanisms in place to avoid a tragedy such as the 'Baby P' case in the city;
- Revenue lost as a result of having a Traffic Management Officer on duty to operate an automatic barrier scheme;
- The number of offices allocated for the use of Cabinet Members, the additional square footage used (as opposed to previous arrangements) and the additional cost of such accommodation;
- The comparative costs of the new and old Cabinet and Committee structure, including the proposed Neighbourhood Councils, in terms of allowances paid to Members, support posts, time and other related costs / overheads;
- The plans in place to increase the number of secondary school and college places for students in light of the requirements for every 17 year old to be in education or training by 2013 and the extension of this requirement to 18 year olds by 2015;
- The conversion of gardens at the Great Northern Hotel to a car park;
- Consideration of measures to reduce the cost of producing the 'Your Peterborough' magazine;
- The road layout at the junction of the Fletton and Nene Parkways (Junction 3 A1139) and the potential for confusion associated with road markings and signage.

A summary of all questions and answers raised within agenda item 6 (i) is attached at **Appendix B**.

6 (ii) Questions without Notice on the Record of Executive Decisions

Members received and noted a report summarising:

- The Council's call-in mechanism which had not been invoked since the last meeting;
- Special Urgency and waive of call-in provisions in relation to the decision relating to the Drug and Alcohol Treatment Plan 2009/10 for the National Treatment Agency;
- Cabinet Member Decisions taken during the period 30 March to 30 June 2009.

Questions were asked about the following decisions:

Members' Waste and Recycling Working Party

Councillor Fower queried the legality of the decision relating to the Waste Strategy in light of the decision to disband the Members' Waste and Recycling Working Party.

The Leader undertook to provide a written response to Councillor Fower in order to fully clarify the position.

The sale of land and building known as Newark Court

Councillor Fower queried why details of the amount the Council was seeking to raise from the sale was not made available.

Councillor Scott confirmed that she would provide a written response to Councillor Fower, following consultation with the Cabinet Member for Resources.

7. COUNCIL BUSINESS TIME

7 (i) Executive Recommendations

There were no recommendations from the Executive.

7 (ii) Committee Recommendations

There were no recommendations from Committees.

7 (iii) Notices of Motion

The Mayor advised those present that Councillor Lee had suggested an amendment to the motion submitted by Councillor Fower (set out at paragraph 1, page 17 of the agenda book) and this had been agreed by Councillor Fower. Members' consented to submission of the amended motion as set out in the Order Papers.

(a) Councillor Lee moved the following Motion:

That this Council:

- (i) Agrees to publicise the salaries and expense claims of its Chief Executive, Deputy Chief Executive and Directors at the same time as the allowances and expense claims of elected Members are published;
- (ii) Continues to publicise details of Members' allowances and expense claims in accordance with the requirements of the Local Authorities Members' Allowances (England) Regulations 2003;
- (iii) Publicises the expenses and / or remuneration paid to any elected Member appointed on behalf of the Council to the Police and Fire Authorities. Publication to take place at the same time as each individual body publishes this detail;
- (iv) Publicises all information referred to above in 'Your Peterborough' magazine, the homepage of the Council's website, and as directed by the relevant regulations.

The Motion was seconded by Councillor Fower.

Councillor Fitzgerald moved the following amendment to paragraph (iii) of the motion (in italics):

Publicises the expenses and / or remuneration paid to any elected Member appointed on behalf of the Council to the Police and Fire Authorities and the expenses and/or remuneration paid to any elected Member by all other organisations / bodies that make payments now or might make payments in the future where a member is appointed by the Council to serve on such a body. Further, and in order to boost public confidence in elected Members, they will agree to publicise together and in one place all other expenses or remuneration details that are already available in the public domain where an elected Member may receive a fee or expenses when appointed to a nation or local government body or a regional / national quango, excluding any appointments that are made or where income or expenses are received that would be in connection to a Members' primary job or usual employment. Publication to take place at the same time as each individual body publishes this detail.

This was seconded by Councillor Morley.

A concern was raised that Members had not had sight of Councillor Fitzgerald's proposed amendment in writing. It was suggested that the meeting should be adjourned in order to enable written copies of the amendment to be circulated. A vote was taken on an adjournment which was CARRIED: 19 in favour, 16 against, 13 abstentions.

Following a brief adjournment, the meeting reconvened at 8.50 p.m. Members debated the amended motion submitted by Councillor Fitzgerald, following which a vote was taken on the amendment. This was DEFEATED: 35 against, 8 in favour and 3 abstentions.

There being no further debate on the motion, a vote was taken which was CARRIED unanimously.

(b) Motion from Councillor Fitzgerald

Councillor Fitzgerald confirmed that he wished to withdraw this motion.

(c) Motion from Councillor John Fox

Councillor Fox advised Members that he wished to withdraw this motion in light of the government's announcement that there would be delays to the proposed regionalisation of fire control rooms in order to allow further consideration of cost.

(d) Motion from Councillor Goldspink

Members were informed that Councillor Goldspink had withdrawn this motion.

(e) Motion from Councillor Sandford

The Mayor advised that Councillor Lee had submitted an amendment to this motion, which had been agreed by Councillor Sandford. Members consented to submission of the altered motion, as set out in the Order Papers.

Councillor Sandford moved the following:

That this Council:

- (i) Supports the concerns expressed by the Peterborough Youth Council regarding the high level of bus fares which young people in the city have to pay and that this limits their ability to travel for educational, social and leisure purposes;
- (ii) Acknowledges that the high level of fares discourages young people from developing a habit of using public transport and makes them increasingly reliant on parents for lifts in their cars which is contrary to the Council's stated sustainable transport policies and Peterborough's aspirations to become the Environment Capital of the country;
- (iii) Requests that the Cabinet consult with Peterborough Youth Council and others about these concerns and initiates discussions with local bus companies, with a view to exploring reduced fares for young people, and report back to Cabinet in Autumn 2009.

This was seconded by Councillor Lee.

A vote was taken and the motion was CARRIED unanimously.

(f) Councillor Trueman moved the following motion:

That this Council:

Requests the Cabinet reinstate the European Flag within this Council Chamber.

This was seconded by Councillor Sandford.

Following debate, a vote was taken and the Motion was DEFEATED: 28 against, 11 in favour and 7 abstentions.

7 (iv) Reports and Recommendations

(a) Report of the Independent Members' Allowances Panel

It was reported that the Independent Members' Allowances Panel had met to review Members' Allowances on 18 and 25 June respectively. All members of the Council had been invited to make a written representation to the panel and had been given the opportunity to address the panel in person. It was noted that whilst the Council must have regard to the recommendations of the Panel, it was for Members to determine what actions to take.

Councillor Cereste thanked the Members' Allowances Panel for its work and moved the following motion, which was seconded by Councillor Lee:

That this Council:

1. Receives and notes the report of the Independent Members' Allowances Panel;
2. Agrees that the Scheme of Members' Allowances remains unaltered, with the exception of the following specific changes to Special Responsibility Allowances (SRA):
 - (a) the Cabinet Advisors shall each receive 50% of the SRA paid to a Cabinet Member and the appropriateness of the allowance be reviewed after a period of six months;

- (b) the Chairmen of all Scrutiny Committees and Commissions shall each receive 100% of the basic allowance and the appropriateness of the allowance be reviewed after a period of six months;
 - (c) the Chairmen of the 3 Neighbourhood Councils shall each receive 100% of the basic allowance and the appropriateness of the allowance shall be reviewed after a period of six months;
 - (d) the Group Secretaries SRA shall cease in accordance with the recommendation of the Panel;
 - (e) the Chairman of the Audit Committee shall receive 100% of the basic allowance (rather than 25% of the allowance as at present);
 - (f) the Parish Council representatives on the Standards Committee shall each receive an allowance which is equivalent to that received by the Independent Members of the Standards Committee; and
 - (g) the Chairman of Council's SRA shall cease in accordance with the recommendation of the Panel, but that the component part of the Mayor's Allowance that is paid directly to the Mayor be increased to 50% of the overall allowance and a review be undertaken of the Mayor's Allowance and expenses in view of their role as First Citizen of the City and a further report be submitted to Council.
3. Agrees that all new SRA payments be introduced with effect from the start of the new 2009/10 Council year and all SRA payments that cease as a result of this decision shall do so with effect from the date of this meeting.
4. Agrees that the Basic Allowance and Members' car parking be considered by the Independent Members' Allowances Panel once the joint review of staff and Members' car parking arrangements had been undertaken by the Council.

Councillor Sandford moved the following amendment:

That this Council:

- 1. Continue to make SRA payments to all opposition Group Leaders on the current basis, but that no payment be made to Cabinet Advisors or Chairmen of Neighbourhood Councils as recommended by the Panel;
- 2. That after six months, a review be carried out of SRA payments, at which payment of an allowance to Chairmen of Neighbourhood Councils should be reconsidered, but there should be no overall increase in the total amount spent on SRA payments and any increased payment to Neighbourhood Council Chairmen be compensated for by the reduction in the number of Cabinet Members;
- 3. That the recommendation of the Panel on car parking passes and a review of the basic allowance be implemented as recommended by the Panel.

This motion was seconded by Councillor Fower.

Following debate a vote was taken on the amendment, which was DEFEATED: 32 against, 5 in favour and 6 abstentions.

A debate was then held on the motion. Following a vote the motion was CARRIED: 28 in favour, 6 against and 9 abstentions.

It was RESOLVED:

To approve the recommendations of the Members' Allowances Panel, subject to the amendments set out in the motion.

(b) Neighbourhood Councils

Members considered a report outlining the preliminary work undertaken by the Chairmen elect of the Neighbourhood Councils. Councillor Cereste moved the recommendations set out in the report, subject to the following amendments:

- Appendix 4 - Procedure Rules

Paragraph 2.2.3 to be amended to read:

N&W1 – Northborough, Barnack, Glington and Wittering, Newborough, Eye and Thorney;
N&W2 – Werrington North, Werrington South, Paston and Walton;
N&W3 – Bretton North, Bretton South, West and Ravensthorpe.

Paragraph 3.1 to be amended to read:

'Any decision may be called in my the most relevant Scrutiny Committee or Commission with call-in powers; and considered by the relevant committee or a sub committee set up for that specific purpose'.

Paragraph 6.2 to be amended to read:

'Meetings will generally be held in the week and if there is any disagreement about timing between the Chairman and other Members of the Council, the meeting will start at 7 p.m.'

Paragraph 13.2 to be amended to read:

'Any Member can submit an item of business to be included on the agenda of any Neighbourhood Council. The item will be included as long as the Member gives written notice to the Chief Executive by mid-day seven working days before the meeting (not including the day of the meeting)'.

- Appendix 5 – Dates of Meetings

Meeting dates (during September) in areas N&W2 and N&W3 to be changed: N&W2 to meet on 29 September 2009 and N&W3 to meet on 21 September 2009.

- To authorise the Monitoring Officer to make minor textual changes to the proposals to ensure consistency of terminology.

Following a vote, 44 in favour, 0 against, 2 abstentions, it was RESOLVED to approve the report subject to the amendments outlined above.

Meeting closed at 10.45 p.m.

**SUMMARY OF QUESTIONS AND ANSWERS RAISED UNDER AGENDA ITEM 5 –
COMMUNITY INVOLVEMENT TIME**

1. Questions with Notice by Members of the Public

There were no questions from members of the public.

**2. Questions with Notice by Members of the Council relating to Ward Matters and to
Committee Chairmen**

**Councillor Sandford asked the Cabinet Member for Neighbourhoods, Housing and
Community Development:**

Works to replace two bus shelters and to widen bus lay-bys in Lincoln Road (opposite
Morrisons supermarket) is causing massive disruption and inconvenience to bus
travellers, car drivers and local companies with large sections of the carriageway being
cordoned off for weeks on end, often with no work apparently taking place. I have been
advised that the work will continue until September. Can the Cabinet Member do
anything in order to speed up with work and reduce disruption?

**The Cabinet Member for Neighbourhoods, Housing and Community Development
responded:**

Utility diversions are currently being undertaken at the Paul Pry and Paston Lane bus
stops on Lincoln Road. This is to enable the lay-bys to be widened as part of an
improvement to the existing bus stop infrastructure on this key bus route. The existing
bus lay bys are narrow and buses can encroach into the inside lane when stopped and
cause a safety issue and disrupt traffic.

At the present time Morrison Utilities are working on behalf of EDF Energy Networks to
replace both high and low voltage cables at the Paston Lane stop. The carriageway is
currently narrowed to one lane to permit safe passage of pedestrians around the works. It
is anticipated that this work will be completed to such an extent that traffic management
should have been removed from the main carriageway by Friday 10 July 2009.

Whilst works will be ongoing until the end of September, I am pleased to say that it is
envisaged that the majority of the remaining works will only involve lane closures during
off peak periods. Traffic management will be removed from the main carriageway
overnight and during the morning peak when the council's engineering work commences.

Through its statutory traffic management functions the council makes every effort to co-
ordinate transport infrastructure works in an area and reduce disruption along this other
vital route in and around the city. However local authorities have only limited influence
over the time taken by utility companies to complete planned works.

3. Questions from Members to Representatives of the Police / Fire Authorities

There were no questions for Representatives of the Police / Fire Authorities.

**SUMMARY OF QUESTIONS AND ANSWERS RAISED UNDER AGENDA ITEM
6 (a) – EXECUTIVE BUSINESS TIME**

1. Questions with Notice from Members to the Leader and Members of the Executive

(a) Councillor Fower asked the Cabinet Member for Children’s Services:

I understand there is presently a drive to recruit 5000 revised social workers to reduce the change of children dying from neglect and / or abuse. The campaign has already noted that one in ten posts across the country remain unfilled.

Can the relevant Cabinet Member inform me of the present state of play in Peterborough, for example, what is the situation in respect of the number of social workers employed by the Council, how many (if any) are on some form of suspended leave and what action is being taken to prevent a tragedy like the case of ‘Baby P’ in this city?

The Cabinet Member for Children’s Services responded:

The information relates to the frontline Children’s Social Care division that responds to allegations of abuse and referrals of concern. It is acknowledged there are qualified social workers working elsewhere across Children’s Services. Members will recall that following the Joint Area Review [JAR] in 2006 a workforce development project was established to respond to inspectors’ concerns that there was insufficient capacity and too many SW vacancies. In 2008 Children’s Social Care was restructured and relocated following an exercise of capacity and activity analysis in conjunction with Price Waterhouse Coopers. A successful recruitment strategy under the promotion of ‘grow with Peterborough’ has enabled many vacancies to be filled. The current vacancy level for Qualified Social Workers is 10% which means 7.5 posts out of 76.5 are currently unfilled. Prior to the Baby P publicity we had achieved a vacancy rate below 6%. The publicity of the tragedy has made it harder to recruit and Peterborough currently has a campaign targeted at experienced workers.

Peterborough also has a long term recruitment strategy which consists of:

1. a ‘grow your own scheme’ where we offer three secondments/traineeships per year. This enables us to plan to fill vacancies with workers returning when qualified. Two will be returning this year as qualified workers;
2. The department offers three final year bursaries to students who then come to Peterborough to work upon achieving their qualification. There is one returning this year on this scheme and;
3. The department offers a competitive career progression scheme which has received national recognition from the Children’s Workforce Development Council [CWDC]. New recruits confirm this was a key reason for making their application to Peterborough. We remain confident we will still attract applicants to the currently vacant posts.

In response to what action is being taken to prevent a baby P tragedy in the city:

Peterborough and its partner agencies have undertaken a self evaluation exercise against the findings in Haringay and the Recommendations of Lord Lamings progress report ‘the

protection of children in England' - these evaluations are currently being analysed by the Peterborough Safeguarding Children Board and an action plan detailing areas for improvement will be produced for agencies to work together to resolve.

Children's Social Care is developing and implementing a comprehensive Quality Assurance programme which is producing qualitative information about practice and is being responded to with improvements being made to the service delivery. Like all other Local Authorities nationally, Peterborough has experienced an increase in referrals and increased workload of approximately a third. This has obviously put additional pressure on the service as a whole.

It is important to reflect that child deaths do happen – in 2007/08 there were 55 deaths in England of children killed by someone known to them. In many instances those families were not previously known to any of the agencies.

The important issue emerging from the baby P tragedy, and from Victoria Climbié before him, is that agencies working together have to ensure that where a child is known and concerns for their protection and welfare have been voiced that everything has been done that should and could be done to support and protect the child. That didn't happen for baby P, but committed staff and agencies in Peterborough are working to ensure that a child is not left vulnerable as a consequence of a deficit in service provision or practice.

Councillor Fower asked the following supplementary question:

Can the Cabinet Member provide an assurance that 'hot-desking' amongst social workers does not become common practice?

The Cabinet Member for Children's Services responded:

Your concerns will be investigated and a full written response will be provided in due course.

(b) Councillor John Fox asked the Cabinet Member for Neighbourhoods, Housing and Community Development:

How much revenue has been lost by PCC having a Traffic Management Officer on duty operating an automatic barrier scheme, manually, when that person should have been employed issuing fixed penalty tickets?.

The Cabinet Member for Neighbourhoods, Housing and Community Development responded:

It was always envisaged that the bollard was to be attended by a Civil Enforcement Officer (CEO) for a 2-3 week period once the bollards were operational, to monitor access, deter unauthorised movements and enforce any contraventions. This period was therefore commenced on 29 April and should have terminated with effect from 18 May, with the CCTV camera having been commissioned towards the end of the previous week, however there have been ongoing delays with the installation of the BT line necessary to enable automatic operation.

The bollard is manually operated for 38 hours per week, which approximates to a working week for a CEO. Given that there are two bands of charges (depending on the parking contravention offence) and a mandatory discount period that the Council must honour it is only possible to provide an approximate figure for the loss of income. For 2008/09 the income generated by a CEO per week is approximately £500-£600.

In the absence of the BT line the only other alternative would have been to have left the bollards non-operational in the ground.

Councillor Fox asked the following supplementary question:

I understand a decision has been taken to hire a company to supervise the bollards. What is the cost?

The Cabinet Member for Neighbourhoods, Housing and Community Developed responded:

I will investigate and provide a full written response in due course.

(c) Councillor Goldspink asked the Leader:

How many offices are being allocated for the use of Cabinet Members in performance of their duties (including the Leader, Deputy Leader, designated meetings rooms and office space for Cabinet Members); how much additional square footage this represents over the previous arrangements and the percentage increase thereof; what additional cost this accommodation will be using the Council's standard office space rates and the reasons why this need has suddenly arisen?

The Leader responded:

As of the 1 July 09 the following rooms have been allocated for use by the Cabinet:

- Executive Director of Strategic Resources to a cabinet / fostering review meeting room;
- Old Communications Office to Members Room;
- Director of Adult Social Services and Performance to an office for the Deputy Leader

Overall this represents an increase in the area allocated to this use by 121m² (420%). Based on the standard 'charge out' costs for space within the Town Hall this amounts to an increase of £28,689 per annum. I would also add that the office space was empty and could not otherwise have been utilised.

Councillor Goldspink asked the following supplementary question:

Can the Leader confirm that the furniture and equipment supplied is of the same specification as that applied to staff?

The Leader responded:

I can confirm that nothing was requested that would have been outside of the normal specification. However, a check will be made and I will confirm this to you in writing.

(d) This question, submitted by Councillor Goldspink, was withdrawn.

(e) Councillor Fower asked the Cabinet Member for Environment Capital and Culture:

There was a Climate Change conference held in March, hosted by Middlesbrough Council, which like Peterborough is one of only four Environment Cities in the UK. The conference looked at steps that local authorities could take to tackle global warming. As a

city that is aspiring to become the UK's Environment Capital, can the Cabinet Member confirm whether or not our authority was represented at this event?

The Cabinet Member for Environment Capital and Culture responded:

No representative from Peterborough City Council attended this event. The programme was considered in detail, however the topics were rather broad and the time allowed for each item was thought to be insufficient. On balance, it was felt that the value to be gained from attendance at this particular event would be lesser than attendance at various other events which are coming up in the future where our attendance is planned.

Councillor Fower asked the following supplementation question:

Will the Council be seeking to arrange such an event in the future?

The Cabinet Member for Environment Capital and Culture responded:

The Council is not, at the present time, considering organising such an event, however this may be considered at some time in the future, should it be deemed necessary or beneficial.

(f) Councillor Saltmarsh asked the Cabinet Member for Education, Skills and University:

In view of the shortage of secondary school places, especially at schools in the eastern area of the city, can the Cabinet Member advise of any plans that have been made to increase the number of secondary school and college places available to students when, by 2013 every 17 year old will have to be in education or training and this will extend to 18 year olds in 2015?

The Cabinet Member for Education, Skills and University responded:

School organisation planning is a high priority issue within Children's Services and we are currently reviewing a number of options to ensure sufficient provision of places across the city in both primary and secondary schools. Proposals are being developed and I will be submitting a report to Cabinet in due course.

Councillor Saltmarsh asked the following supplementary question:

Can the Cabinet Member confirm the figures in respect of the numbers of children starting secondary school in September living more than three miles from home?

The Cabinet Member for Education, Skills and University responded:

I will provide this information in writing in due course.

(g) Councillor Trueman asked the Cabinet Member for Neighbourhoods, Housing and Community Development:

Will the Cabinet Member take steps to bring to a halt the gradual destruction of the Great Northern Hotel and in particular, the concreting over of the gardens to create a car park?

The Cabinet Member for Neighbourhoods, Housing and Community Development responded:

The Council sought to buy the Great Northern Hotel recently, but was outbid. Officers have maintained contact with representatives of the new owners, and understand that significant investment is planned for the hotel. The introduction of a residents' car park at the side of the hotel is an indication of the owner's intent to make a success of the business. I understand that some people preferred the gardens which were there previously, but the Council doesn't have the power to prevent the owners from introducing the additional parking as long as the work is conducted properly in accordance with planning policy. The development control team has been involved in discussions with representatives of the hotel's owners concerning the new car park and those discussions are ongoing. If enforcement action of some kind is appropriate it will be taken in accordance with the law; if it is not appropriate, it will not be.

Councillor Trueman asked the following supplementary question:

If this work has been undertaken without the proper planning approvals, will officers be instructed to take the appropriate action?

The Cabinet Member for Neighbourhoods, Housing and Community Development responded:

I would refer to my last comment which emphasised that appropriate enforcement action will be taken if appropriate. I will however seek to confirm the current position and confirm the detail in writing.

Questions and Answers in respect of the following questions were distributed after the meeting, as the time limit for this category had expired:

(h) Councillor Ash would have asked the Cabinet Member for Resources:

Given the continued need to review spending and the continued demands on essential services, has the Cabinet Member considered undertaking a review aimed at reducing the cost of the 'Your Peterborough' magazine? Have options such as using less expensive paper (perhaps recycled paper), reducing the number of pages or a reduction in the frequency of publication been considered?

The Cabinet Member for Resources may have responded:

The answer is 'yes', absolutely. This administration is constantly looking for ways to reduce cost and we are therefore delighted that our Business Transformation activity continues to be a success and deliver real value to local people.

In relation to 'Your Peterborough', we have, for example, in the past year made savings on design and photography. We are also looking to increase the amount of private advertising and have increased revenue by selling pages to NHS Peterborough, Cambridgeshire Fire and Rescue Service, Cambridgeshire Police Authority and Cambridgeshire Constabulary. I am also grateful that Councillor Fower has made a suggestion on how it may be used in future and, in this regard, the feedback of all members in this Chamber is welcome.

We are also investigating the viability and suitability of a digital magazine and whether this could enable us to reduce the print-run.

We also constantly look to improve the content and quality of input using the feedback we receive from the form featured in every edition and Focus Groups that were run in January 2009. Improvements have included, for example, more items in 'What's On' - we now include fewer photographs and about 40 events, activities specifically for families – we included separate family activity spreads in April and July to coincide with school holidays, and information on local producers.

Councillors will be interested to know that almost 100 per cent of feedback confirmed that readers like the look of the magazine and find it easy to read with around 78 per cent of people reading all or most of, the magazine. All this on an annual cost of just £173k last year – so a great communication device, that is read by the large majority of local people, on a monthly basis, at just £1 per citizen each year.

Whilst we have looked at reducing the number of pages and paper quality, this would give minimal savings. And it must be remembered that, with the LGA supporting this method of communication by Councils, 'Your Peterborough' was identified as being one of the best council publications in the country.

It was short-listed in national public relations industry awards last year in the best civic newspaper/magazine category and I believe we should all be proud of that and continue to support its success.

(i) Councillor Ash would have asked the Cabinet Member for Neighbourhoods, Housing and Community Development:

The road layout at the junction of the Fletton and Nene Parkways (Junction 3, A1139) seems to be causing confusion for motorists. Does the Cabinet Member share my concern that the layout at this junction (as well as the behaviour of motorists) compromises safety and does he agree that the road signs and markings are ambiguous and unclear? Is there any intention to review the road markings and signage at this junction in order to ensure road users are clear about the appropriate lane to use?

The Cabinet Member for Neighbourhoods, Housing and Community Development may have responded:

PCC officers are aware of these concerns and a Road Safety Audit (RSA) is underway. The road signs and signage at the junction of Fletton and Nene Parkways (Junction 3, A1139) are currently under review as part of this RSA and we are waiting for the results in order to identify whether the current arrangement needs changing.

The report will identify any problems with the layout of Junction 3 and if necessary make recommendations to rectify the situation. The RSA is due to be completed by the 17 of July 2009.

The Environment, Transport & Engineering Service has identified a budget to pay for any changes to the layout of junction 3 recommended by the RSA.

This page is intentionally left blank

COUNCIL	AGENDA ITEM No. 5 (i)
14 October 2009	PUBLIC REPORT

MAYOR'S ANNOUNCEMENTS

1. PURPOSE OF REPORT: FOR INFORMATION

This report is a brief summary of the Mayor's activities on the Council's behalf during the last meetings cycle, together with relevant matters for information.

2. ACTIVITIES AND INFORMATION – From 6 July 2009 to 30 September 2009

2.1 Civic Events

- Attended 158 (Royal Anglian) Transport Regiment RLC (V) Freedom Parade on 25 July
- Hosted Mayor's Open Day at the Town Hall on 10 September

2.2 Visitors to the Mayor's Parlour

- Hosted visit by children from Chernobyl to parlour and council chamber on 17 July
- Chaired Charity Committee meeting on 20 July
- Met with Lt Colonel Jonathan Symon, 158 (Royal Anglian) Transport Regiment RLC on 21 July
- Met with Michael Atkinson and Cllr John Holdich re drainage on 4 August
- Met with Professor Leech, Forli Town Councillor for Industrial Relations and Elizabeth Storr, International Links, PCC on 5 August
- Made presentation of Armed Forces flag to the Peterborough Veterans' Association on 10 August
- Hosted visit by Peterborough members of Eastern Region Special Olympics Team on 17 August
- Press interview on 25 August
- Hosted visit to Parlour and Council Chamber by party of French students on 26 August
- Chaired Charity Committee meeting on 15 September
- Chaired Holocaust Memorial Day planning committee meeting on 16 September

2.3 Council and Other Events

- Visited Southfields School, Stanground to make presentation to school choir on 6 July
- Attended Showcase event for Cambridgeshire Lifelong Learning Union Partnership in the Reception Room on 8 July
- Met with Mark Edwards, editor of the Evening Telegraph on 8 July
- Attended Peterborough Women's Aid annual meeting at The Fleet on 9 July
- Attended Italian Earthquake victims fund raiser at The Fleet on 11 July
- Attended *Just Dogs Live* at East of England Showground on 12 July
- Joined last leg of John Clare walk by Barry Sheerman MP on 13 July
- Attended Launch of John Clare Cottage, 12 Woodgate, Helpston on 13 July
- Attended Interview at Lite FM on 14 July
- Attended Citizenship ceremony in the Council Chamber on 14 July
- Attended Young People's (primary) film Awards, Kingsgate Conference Centre on 14 July

- Attended Domestic violence event in the Bourges Room, Town Hall on 15 July
- Attended Full council meeting in the council chamber on 15 July
- Attended Official opening of new CAB premises, 16-17 St Mark's Street, in presence of HRH, The Princess Royal on 16 July
- Attended 50th anniversary celebration at St John Fisher Catholic High School, Park Lane on 16 July
- Attended Ormiston East Children's Centre open day, 21 Durham Road, Peterborough on 18 July
- Attended Peterborough Bhat Sikh Association 7-a side football tournament at Peterborough Town Sports Club, Bretton Gate on 19 July
- Visited City Services and attended DMT at Nursery Lane on 22 July
- Attended Queensgate Smiles for Sue Ryder Care, Queensgate on 23 July
- Attended Royal Air Force Wyton Family Day on 24 July
- Attended Mayor of Wisbech's charity concert in St Peter & St Paul's Church, Wisbech on 25 July
- Attended opening of Bestdeal4baby Community Interest Warehouse, Unit B, Courtyard Business Centre, 27 Norfolk Street, Peterborough on 27 July
- Visited Dogsthorpe Fire Station on 29 July
- Attended launch of Peterborough Muslim Women's Forum in the Council Chamber, Town Hall on 30 July
- Attended Citizenship ceremony in the Council Chamber on 4 August
- Attended Photo opportunity with Splat in the Amazon children's Ward at the District Hospital in aid of charity on 5 August
- Opened of Bretton Water Park on 8 August
- Opened of refurbished Northborough village Hall on 8 August
- Attended Family Fun Day at Sacrewell Farm in aid of Age Concern and Make-a-Wish foundation on 9 August
- Attended Nene Park Trust 21st birthday celebrations at Ferry Meadows on 9 August
- Attended Carers Partnership Board meeting at The Fleet on 13 August
- Attended Junior Masterchef at East Community Centre on 14 August
- Attended Service of Thanksgiving for Peace, Central Park on 16 August
- Visited the Samaritans. St John's Street on 18 August
- Attended Princes Trust presentation in the Reception Room on 19 August
- Attended Family Fun Day at Itter Park on 23 August
- Attended Preview of fund and awareness raising art exhibition for Peterborough Young Carers Project at the Key Theatre on 24 August
- Attended Army Enlistment of Junior Soldiers, Reception Room on 25 August
- Attended University of the Third Age activities day at the Jack Hunt School on 27 August
- Attended Rotary Family Fun Day at Peterborough Rugby Club on 30 August
- Attended Peterborough City Games at the Athletics Arena, Bishops Road on 31 August
- Attended Interview at Lite FM on 1 September
- Attended Citizenship ceremony in the Council Chamber on 1 September
- Attended High Sheriff's reception at Abbots Ripton Hall on 4 September
- Attended both performances of Peterborough's Got Talent at the Key Theatre on 5 September
- Met with John Richards Children's Services at Bayard Place and toured offices on 7 September
- Attended Peterborough Sea Cadets Royal Naval Parade 2009, The Customs House on 7 September
- Attended Chairman's Reception, Rutland County Council, Rutland County Museum, Catmose, Oakham on 11 September
- Attended Mayor of Wisbech's Charity Ball at Marshland High School, School Road, West Walton Opened Northborough Fun Day, Northborough Village Hall on 13 September
- Attended medal presentation,- Special Olympics equestrian competition at Grasslands Equestrian Centre, Helpston on 13 September

- Attended Braham Kumaris World Spiritual University at The Fleet on 13 September
- Attended King's School Speech day in Peterborough Cathedral on 14 September
- Attended Autistic Awareness evening organised by Peterborough Soroptomists at Heltwate School on 14 September
- Attended Citizenship ceremony in the Council Chamber on 15 September
- Attended Rededication Ceremony at the King's School, Park Road on 24 September
- Attended Sports Aid Lunch at the Marriott Hotel on 25 September
- Attended Navratri Celebrations at The Cresset, Bretton on 25 September
- Attended Bengali Autumn Festival of Durga Puja at Longthorpe Hall, Thorpe Road, Peterborough on 26 September
- Attended Barleycorn Singers concert at Stanground Baptist Church on 26 September
- Opened PHAB event at Ferry Meadows on 27 September
- Attended King's School Rotary Club mock interviews at Fisherprint, Padholme Road, Peterborough on 28 September
- Attended 158 (Royal Anglian) Transport Regiment The Royal Logistic Corps (Volunteers) cocktail party at the TA Centre on 29 September
- Attended Opening of Baker Park Archway, Westfield Road on 30 September
- Attended lunch for Grounds Maintenance Team at Peterborough Lions Rugby Club, Bretton Park to celebrate Anglia in Bloom success on 30 September
- Visited Young Carers (PCVS) offices, Lincoln Court on 30 September

This page is intentionally left blank

COUNCIL	AGENDA ITEM No. 7 (ii)
14 OCTOBER 2009	PUBLIC REPORT

**EXECUTIVE REPORT FOR INFORMATION -
RECORD OF EXECUTIVE DECISIONS**

1. DECISIONS FROM CABINET MEETING HELD 6 JULY 2009

1.1 PERFORMANCE MONITORING REPORT – YEAR 2008-2009

The report provided an overview of the council's performance between April 2008 and March 2009 against targets and indicators in the Local Area Agreement. In summary:

- For a small number of indicators there is still no way to measure progress
- At the end of the year there were 8 indicators where performance could not be measured
- Strong and improving performance was better at the end of the year than the beginning
- There were more amber indicators at the end of the year, but this has improved from a peak during Quarter 2
- The number of red indicators has remained the same as at the start of the year

During 2008/2009 there has been significant improvement in the way the organisation and its partners measure, monitor and manage performance. The performance management process now provides a framework to identify progress and delivery risks and supports improvements by providing extra help to solve problem areas.

CABINET RESOLVED TO:

Note the 2008/9 performance against the Local Area Agreement priorities.

REASONS

Failure to monitor performance would mean that Cabinet would not be able to ensure that the Council achieves its intended outcomes.

ALTERNATIVE OPTIONS

None required. The report was presented for monitoring purposes.

1.2 BUDGET MONITORING FINAL OUTTURN 2008/2009

Cabinet considered the Budget Monitoring Report – Final Outturn 2008/2009 which summarised the financial results for revenue and capital to the end of March 2009 and contained performance information on the treasury management activities, payment of creditors in services and collection performance for debtors, local taxation and benefit overpayments.

Cabinet was advised that the report, which had been incorporated into the Audit Committee report relating to the Statement of Accounts 2008/2009, had been considered by the Audit Committee at its meeting of 29 June 2009.

CABINET RESOLVED TO:

1. Note the final outturn position for 2008/09 on the Council's revenue and capital budget.
2. Note the performance on treasury management activities, payment of creditors in services and collection performance for debtors, local taxation and benefit overpayments.

REASONS

The monitoring report for the 2008/09 financial year is part of the process for producing the Statement of Accounts.

ALTERNATIVE OPTIONS

None required. The report was presented for monitoring purposes.

2. OUTCOME OF PETITIONS

Cabinet has considered the following outcomes in respect of petitions presented to full Council and **RESOLVED** to note the action taken as follows:

(a) Removal of Islands on Waterloo Road

This petition was presented to Council on 8 October 2008 by Councillor Kreling and expressed concerns about the installation of traffic islands on Waterloo Road which it was claimed had been done without public consultation or the support of the community. The petitioners requested the removal of the islands.

The Council's Head of Environment, Transport and Engineering had advised that the build outs within Waterloo Road were developer led rather than any schemes PCC had required or implemented. As part of the planning application for Century Square, it was evident that the existing vehicle to vehicle visibility splays at the point of the new access on to Waterloo Road were unacceptable to the Local highway Authority (LHA) and the applicant was advised that a scheme of build outs would be required. This was presented as part of the application and after some revisions, was found acceptable to the LHA. During that planning application, residents of Waterloo Road would have been consulted and would have been given the opportunity to make comments to the Planning Department.

Once the Section 278 application was received and being dealt with, the developer's construction company (SDC) and agent/consultant were both informed that it would be in their best interest to consult with the residents of Waterloo Road, or at minimum, keep them up to date. The developers stated that they had posted regular newsletters to the residents of Waterloo Road.

It was the view of the LHA that the build outs should not be removed as they were required in order to ultimately provide safe vehicle to vehicle visibility from the new residential development on to Waterloo Road.

(b) Parking of Vehicles from Eurocars – Fairfield Road and Glebe Road

This petition was presented to Council by Councillor Lee and concerned issues regarding the parking of vehicles from Eurocars in nearby residential streets.

The Council's Head of Environment, Transport and Engineering advised that it had been confirmed that the business was operating in accordance with its long standing planning permission. Unfortunately at the time the planning permission was granted, there were no conditions placed on the provision of parking, either within their site or in the surrounding streets. Consequently, planning enforcement had very little power to tackle the situation regarding the operation of the business.

The parking issues along Glebe Road had been ongoing and well documented for a number of years. The issues ranged from parking for workers at the former Elliott factory, the parking associated with Peterborough United Football Club on match days and also more recently with the Eurocar business and the parking of their rental vehicles. The Council had previously consulted with the residents of both Glebe Road and Fairfield Road proposing such measures as residential parking. On both occasions there was an overwhelming majority of residents who did not wish to have their parking restricted in this way, and the proposals were subsequently withdrawn.

As Peterborough United Football Club continued to be successful, the parking problems in the surrounding streets had worsened on match days and officers were exploring potential measures with the Football Club Safety Group with a view to tackling the parking issues and how they affected emergency access arrangements.

(c) Erection of Youth Shelter at Fulbridge Road Recreation Ground

This petition was presented to Council by Councillor Sharp and opposed a proposed youth shelter on Fulbridge recreation ground.

The Council's Head of Neighbourhoods advised that the suggestion to install a youth shelter at this recreation ground came as a result of a group of young people securing youth bank money to improve the facilities at the pavilion and recreation ground. A multi agency working group was formed to support the young people through the completion of their project and, from the outset, key services were consulted and a comprehensive engagement plan was put into place. This approach was designed to ensure that the local young people and residents felt fully informed and involved in the development procedures.

Research showed that if installed in the correct position, such shelters were often successful at reducing anti-social behaviour and fear of crime and Cambridgeshire Constabulary fully supported this provision for the young people in the area. The engagement plan was designed to give local people as much information as possible about the misconceptions regarding youth shelters to ease any concerns. Young people involved in the project, supported by local officers, spoke to the majority of residents about the development plans for the park. In summary the results from the engagement were positive, with a total of 81.4% feeling positive about the installation of a youth shelter at Fulbridge Recreation Ground. Given the majority of residents were in favour of the youth shelter, the project team decided to proceed with the installation but to continue to monitor its use closely.

3. CALL-IN BY SCRUTINY COMMITTEE

The Council's call-in mechanism has not been invoked since the last report to Council.

4. SPECIAL URGENCY AND WAIVE OF CALL-IN PROVISIONS

Scrutiny Procedure Rule 13.1 and Executive Procedure Rule 7 require any instances where the Council's special urgency provisions have been invoked, and/or the call-in mechanism was not applied, to be reported to the next available meeting of the Council, together with reasons for urgency.

Since the last report to Council the call-in mechanism has been suspended in respect of the following decisions which are further outlined in item 4 below:

Special Urgency Provision:

(i) Peterborough Crematorium – Mercury Abatement

This key decision was required to be taken urgently and the Council's special urgency procedure was invoked. Any delay caused by the requirement to wait until the expiry of the usual five day waiting period would prejudice the Council's interests by significantly increasing the risk of the Council not being able to procure and install the equipment prior to the statutory deadline due to the heavy competition for available installation slots. The consent of the Chairman of Environment Capital Scrutiny Committee was obtained to waive the five day waiting period because the delay would not allow negotiations to continue during the administrator's timescale. The Council's Deputy Monitoring Officer was informed.

Special Urgency and Waive of Call-In Provision:

(ii) Nene Bridge Refurbishment Extension of Contract to include Fletton Underbridge & Bishops Road Bridge

This key decision was required to be taken urgently and the Council's special urgency procedure was invoked. The consent of the Chairman of Environment Capital Scrutiny was obtained to waive the requirement to wait for five days before the decision could be taken. This was in recognition of the need to authorise the project manager to award the work package urgently to avoid adverse impact on the construction programme which in turn would increase cost and jeopardise the funding package. Any delay in obtaining this approval would have prejudiced the Council's position. The Monitoring Officer was advised.

The Chairman of Environment Capital Scrutiny further agreed to waive call-in as undertaking the works under the existing traffic management scheme represented a significant saving to the authority and any delay in obtaining this approval may have seriously prejudiced the Council's position. The Monitoring Officer was advised.

5. CABINET MEMBER DECISIONS

CABINET MEMBER AND DATE OF DECISION	DECISION TAKEN
6 July 2009 Councillor Croft	<p>The Ailsworth Conservation Area Appraisal</p> <p>To approve boundary changes to the Ailsworth Conservation Area.</p>
6 July 2009 Councillor Croft	<p>The Glinton Conservation Area Appraisal</p> <p>To approve boundary changes to the Glinton Conservation Area.</p>
6 July 2009 Councillor Croft	<p>The Ufford Conservation Area Appraisal</p> <p>To approve boundary changes to the Ufford Conservation Area.</p>
10 July 2009 Councillor Seaton	<p>Discretionary Rate Relief from Business Rates on the grounds of Hardship.</p> <p>To consider the application for hardship relief and accept the recommendation that it be refused as outlined in the background information in relation to the company named in the exempt annex to the report.</p>
16 July 2009 Councillor Holdich	<p>Appointments of LEA Governors</p> <p><u>Sacred Heart Primary School</u> To appoint Mrs Sally Cleary-Corbett nominated by the governing body</p> <p><u>Bishop Creighton Primary School</u> To appoint Mrs Kelly Jane Moore nominated by the local authority</p> <p><u>Barnack Primary School</u> To appoint Mr Nick Lodge nominated by the governing body</p> <p><u>Heritage Park Primary School</u> To appoint Mr Christopher Harper nominated by the conservative group</p> <p><u>St Botolphs Primary School</u> To appoint Mrs Tracy Sortwell nominated by the governing body, changing from community to LEA governor.</p>
21 July 2009 Councillor Seaton	<p>Sale of Surplus Former Allotment Land at Itter Crescent Peterborough</p> <p>To authorise the Chief Executive (in consultation with the Head of Strategic Property (as Corporate Property Officer), Executive Director of Strategic Resources, and Cabinet Member for Resources (who would liaise with the Leader of the Council) to negotiate and conclude the sale of this surplus Council asset based on best consideration principles.</p>

<p>23 July 2009 Councillor Scott</p>	<p>Proposed new Children's Centre at Eye and Thorney Primary Schools</p> <p>Authority to award the contract for the construction of two Children's Centres buildings within the grounds of the Duke of Bedford Primary School (Thorney) and Eye Primary School to Mars (Construction) Ltd, for the price referred to in the exempt annex to the report.</p>
<p>24 July 2009 Councillor Seaton</p>	<p>Disposal of the Lady Lodge Arts Centre Site, Goldhay Way, Orton Goldhay</p> <p>To authorise the Chief Executive in consultation with the Head of Strategic Property, Executive Director of Strategic Resources and Cabinet Member for Resources (who would liaise with the leader of the Council) to negotiate and conclude the sale of this surplus asset based on best consideration principles to a single provider of specialist support in the area of early onset dementia and brain injury.</p>
<p>30 July 2009 Councillor Cereste</p>	<p>Appointments to External Organisations 2009-10</p> <p>To authorise appointments until the conclusion of the 2010/11 Appointments to External Organisations process.</p>
<p>3 August 2009 Councillors Holdich and Seaton</p>	<p>Peterborough City Council Phase 2 Secondary School Review (South of the City) Project</p> <p>The following decisions were required further to the:</p> <ul style="list-style-type: none"> • Cabinet Member Decision Notice dated 27 November 2008 which put in place delegations relating to the procedures to open the proposed Bushfield Academy in its existing buildings from September 2009 • Approval by the Minister of State for Schools and Learners dated 20 January 2009 which approved the Expression of Interest to convert Bushfield School to an Academy and released funds for the feasibility phase enabling the Local Authority together with Ormiston Trust to develop the detailed proposals for the Academy <p>The Cabinet Members were asked to authorise:</p> <p><u>1. Submission of the Outline Business Case to the Department for Children Schools Families</u></p> <ul style="list-style-type: none"> • the Project Team to complete and submit the Outline Business Case, including accompanying documents, to the Department for Children, Schools and Families and Partnerships for Schools for their endorsement and approval • the Executive Director - Children's Services, Executive Director Resources, Solicitor to the Council, the Cabinet Member for Resources and the Cabinet Member for Education, Skills and University to approve the content and issue of the Outline Business Case to the Department for Children, Schools and Families

2. Approval and publication of the Preliminary Invitation to Tender

- that issue of the Preliminary Invitation to Tender be delegated to the Executive Director Children's Services in consultation with The Cabinet Member for Education, Skills and University and the Cabinet Member for Resources

3. Evaluation of Preliminary Invitation to Tender responses and interviews held with the bidders to form a "short-list"

- the Project Team to finalise the pre-determined methodology for evaluation of the Preliminary Invitation to Tender responses and interviews to form a "short-list" and that the Project Teams recommendations be agreed by the Project Board
- that the Bidders Preliminary Invitation to Tender responses be evaluated by the Project Team and interviews be held with the bidders. Interviews would be based on the bidders scope of operation and their experience in the Academy market place as well as their methodology, approach to delivery of the Bushfield Academy vision and the resources they proposed for the project

4. Approval of the 'short-list'

- that a report be submitted to the Project Board by the Project Manager following detailed evaluation and interviews giving recommendations for endorsement by the Project Board
- the Executive Director of Children's Services to approve the "short-list" in consultation with Executive Director – Resources , Solicitor to the Council and the Cabinet Member for Education, Skills and University and the Cabinet Member for Resources

5. Approval and issue of the Invitation to Tender

- approval of the content and issue of the Invitation to Tender (and any associated documentation) be delegated to the Executive Director- Children's Services in consultation with the Executive Director – Resources, Solicitor to the Council and the Cabinet Member for Education, Skills and University and the Cabinet Member for Resources

6. Evaluation of Invitation to Tender Submissions

- the Project Team to develop and finalise the pre-determined methodology for evaluating bidders proposals
- that the pre-determined methodology for evaluating bidders proposals be agreed by the Project Board. However it should be noted that evaluation would include (1) site visits to schools the short listed bidders had both in construction and those which were operational (2) formal interviews and presentations by

- bidders (3) formal clarification meetings by bidders bids be evaluated in detail by the Project Team in conjunction with the :
 - Executive Director - Children's Services
 - Executive Director – Resources
 - Solicitor to the Council
 - Cabinet Member for Resources
 - Cabinet Member for Education, Skills and University
- or their delegated representatives

7. Approval of the "Selected Panel Member"

- that a report be submitted to the Project Board by the Project Manager following evaluation giving detailed recommendations for endorsement by the Project Board
- that the Project Board reports to the Chief Executive on the recommendations on approval of the "selected panel member"
- that the Chief Executive be authorised to approve the "preferred" bidder in consultation with Executive Director - Children's Services, Executive Director - Resources, Solicitor to the Council, the Cabinet Member for Resources and the Cabinet Member for Education, Skills and University.

8. Submission of the Final Business Case to the Department for Children, Schools and Families

- the Project Team to complete and submit the Final Business Case including accompanying documents which specifically included the final terms of the Design and Build contract and Academy Trust Development Agreement, to the Department for Children, Schools and Families and Partnerships for Schools
- the Executive Director - Children's Services, Executive Director - Resources of, Solicitor to the Council and the Cabinet Member for Resources and the Cabinet Member for Education, Skills and University to approve the content and issue of the Final Business Case to the Department for Children Schools Families
- that having received the Project Teams report on the outcome of the detailed negotiations and having consulted with the Executive Director - Children's Services, Executive Director – Resources, Solicitor to the Council, the Cabinet Member for Resources and the Cabinet Member for Education, Skills and University, the Chief Executive be authorised to award the contract, provided that it was considered that such an award was in the best interests of the Council and the Bushfield Academy.

9. Programme Summary

To note the following summary of the key procurement milestones with indicative dates :

Outline Business Case to Department for Children Schools Families -

	<p>August 2009 Issue Preliminary Invitation to Tender - October 2009 Shortlist of bidders - November 2009 Issue Invitation to Tender to bidders - December 2009 Select Panel Member - March 2010 Final Business Case to Department for Children Schools Families - June 2010 Bushfield Academy opens - September 2012</p> <p><u>10. Communications Strategy</u></p> <p>To note the Project Team would develop a Communications Strategy for the life-time of the Bushfield Academy Project. A project of this significance and scope had a very wide range of stakeholders who were all important to the delivery of a successful outcome. It was vital therefore that a comprehensive communications strategy is developed and adhered to. The strategy would be developed with specific focus on delivering communications :</p> <ul style="list-style-type: none"> - to coincide with the key milestones of the project and decisions made by Officers, the Project Team, the Project Board and those to whom authority had been delegated; - to the key stakeholders associated with the project and which would include all Members of the Council
<p>13 August 2009 Councillor Holdich</p>	<p>Appointments of LEA Governors:</p> <p><u>NeneGate School</u> To appoint Mr Anthony Robinson nominated by the local authority</p> <p><u>Leighton Primary School</u> To appoint Mrs Rona Metters nominated by the local authority</p> <p><u>Hampton College</u> To appoint Mr John Grant nominated by the local authority</p> <p><u>Peakirk-cum-Glinton Primary School</u> To appoint Mr Russell Atkinson nominated by the governing body, changing from parent to LEA governor.</p>
<p>14 August 2009 Councillor Seaton</p>	<p>Multi Functional Devices – Contract Extension</p> <p>Authority to undertake the option of extending the current contract for the provision of Multi Functional Devices (MFDs) with the Danwood Group plc, from the existing period of 10 September 2007 to 9 September 2010 for a further period of 2 years from 10 April 2010 to 9 September 2012. Provision for the contract extension was included in the original Key Cabinet Member Decision Notice.</p>
<p>20 August 2009 Councillor Seaton</p>	<p>Peterborough City Council Lottery Grants</p> <p>To approve applications for grant funding from the City Council Lottery Grants Fund for the following grants submitted in Period 1 of the 2009/10 grant round:</p>

	<p>1. <u>Start Up Grants: To approve payment (up to the maximum) of £150 each for the groups below:</u></p> <ul style="list-style-type: none"> Fellowes Gardens Residents Association - £150: Contribution towards room hire for their committee meetings, initial stationery and printing costs. This would enable them to represent the interests of all residents of Fellowes Gardens and encourage a better sense of community and wellbeing. <p>2. <u>Special Project Grants: To approve payment (up to the maximum) of £300 each for the groups below:</u></p> <ul style="list-style-type: none"> Peterborough Football Association Youth and Community Centre - £296.56: Contribution towards catering for visitors to the centre during the Dogsthorpe Festival. Zimbabwe Peterborough Community - £230: Contribution towards hire of a venue for a public day meeting. The event would include briefings and a presentation from representatives of a BBC funded programme for children and Froglife. <p>3. <u>Capital Grants: To approve payment (up to the maximum) of £500 each for the groups below:</u></p> <ul style="list-style-type: none"> Hampton Hargate Community Allotment Gardens - £500: Contribution towards a notice board at the allotment site to post information and advertise meetings and events. This would aid communication for those members who did not have email access. Newborough Bowls Club - £500: Contribution towards replacing the carpet bowls carpet and a half set of yellow bowls to enable members to identify whose bowls belonged to whom. Peterborough Football Association and Youth Community Centre - £500: Contribution towards a "Vertidrain" system to all three pitches to improve drainage. Werrington Neighbourhood Council - £462.87: Contribution towards production of display materials (posters, photos), a banner support stand and a gazebo for open air events. This would help them expand their role in community engagement and attendance at local events. <p>4. <u>Sport, Individual and Team Sponsorship Grants:</u></p> <p><u>Individual Sponsorship Grant: To approve payment of £300 each for the following persons:</u></p> <ul style="list-style-type: none"> Georgina Hendry - £300: to compete in the Women's Hocktoberfeast Hockey Tournament in Canada in October 2009. Shane Mills - £300: to compete in the national British BMX championships in Autumn 2009 season. <p><u>Allocation: £3,239.43</u></p>
--	---

<p>24 August 2009 Councillor Seaton</p>	<p>Managed ICT Service</p> <p>To authorise the award of the Managed ICT Service contract to Serco Ltd for a term of eleven years commencing on 1 October 2009 and ending on September 31 2020 for the provision of a Managed ICT Service to Peterborough City Council, and</p> <p>To authorise the Executive Director - Strategic Resources to create a Partnership Vehicle (JV, LLP or other entity) with the preferred bidder Serco Ltd.</p>
<p>2 September 2009 Councillor Lee</p>	<p>Peterborough Crematorium – Mercury Abatement</p> <p>To approve the procurement of mercury abatement plant, new cremators and ancillary equipment through the Essex Procurement Hub from Facultatieve Technologies Limited (FTL) for the value outlined in the exempt annex to the report.</p>
<p>2 September 2009 Councillor Seaton</p>	<p>Provision of Cash Collection and Key Holding Services</p> <p>To authorise the extension of the provision of the Secure Cash Collection and Key Holding Services contract with Central Security Services Limited for a period up to 31 March 2010.</p>
<p>8 September 2009 Councillor Hiller</p>	<p>Nene Bridge Refurbishment Extension of Contract to include Fletton Underbridge & Bishops Road Bridge</p> <p>Authority was sought to extend the current Nene Bridge Refurbishment works to include Fletton Underbridge and Bishops Road Bridge, and to award the contract for the works to Geoffrey Osborne Limited for the sum set out in the exempt annex to the report.</p> <p>The Cabinet Member's approval was also requested to exempt these additional works from the requirements of the Contract Regulations. Under paragraph 3.18 of the Contract Regulations an urgent contract in excess of £500,000 may only be awarded if it has the approval of the Cabinet Member that the contract may be awarded other than in accordance with the usual requirements of the Contract Regulations and that the estimate for the works has been confirmed.</p> <p>The Solicitor to the Council was consulted and advised that this contract was not required to comply with the EU procedure and the Cabinet Member was therefore entitled to provide such an exemption if satisfied that it was justified.</p> <p>This decision was supplemental to an earlier decision notice dated 20 January 2009 authorising the award of a contract to refurbish the Nene Bridge to Geoffrey Osborne Limited.</p>
<p>21 September 2009 Councillor Holdich</p>	<p>Appointments of LEA Governors</p> <p><u>Marshfields School</u> To appoint Ms Celia Hewetson nominated by the local authority</p>

	<p><u>Heritage Park Primary School</u> To appoint Ms Jacky Wharton nominated by the local authority.</p>
<p>30 September 2009 Councillor Croft</p>	<p>East Midlands Spatial Strategy Partial Review: Options Consultation</p> <p>To approve Peterborough City Council's response to the East Midlands Regional Assembly's '<i>East Midlands Regional Plan: Partial Review – Options Consultation</i>'.</p>

COUNCIL	AGENDA ITEM No. 8 (iii)
14 OCTOBER 2009	PUBLIC REPORT

NOTICES OF MOTION

The following notices of motion have been received in accordance with Standing Order 11.1:

1. Motion from Councillor Fower

That this Council:

- (i) Joins the thousands of individuals, schools, hospitals, business and local authorities all actively helping to combat climate change by making simple changes to their lifestyles, homes and workplaces, by adding its support to the national initiative: 1010 www.1010uk.org which is aimed at cutting carbon emissions nationally by 10% in 2010.

2. Motion from Councillor Holdich

That this Council:

- (i) Notwithstanding the City Council's efforts to obtain a footbridge at the Foxcovert Road railway crossing when the line from Peterborough to Spalding is upgraded, agrees to urge Network Rail to ensure that there are some other safety measures installed at this crossing without delay, until such time as the footbridge can be achieved.

3. Motion from Councillor John Fox

That this Council:

- (i) Notes the annual allowance it provides for the upkeep of such green spaces as Central Park, Bretton Park and Itter Park and supports the provision of an annual contribution to help maintain Cuckoo's Hollow in Werrington to the standard that has been achieved in recent years; and
- (ii) Recognises that without such guaranteed regular income, Cuckoo's Hollow will fall into a state of neglect and become an eyesore for residents of North and South Werrington.

4. Motion from Councillor Goldspink

That this Council:

- (i) Notes that the best estimates available indicate that expenditure on translation services averaged over £107,000 per annum over the period 1/4/07 to 31/3/09, and requests the Cabinet to ensure that at least 60% of this sum is redirected into improving the advertising, availability and take up of English Language courses, achieving the reduction in translation costs by using Language Line more widely, or even Google translate.

5. Motion from Councillor Sandford

That this Council:

- (i) Notes the severe impact of the economic recession on people and families in Peterborough, with many suffering loss of employment, reduced incomes and associated hardship and stress;
- (ii) Notes that at the same time a number of senior staff in the public and private sectors continue to enjoy very high levels of pay and that in the public sector, this is often accompanied by generous pension provision and other benefits;
- (iii) Recognises that when the economy recovers from recession, significant reductions in public expenditure will be needed in order to repay the large government debt which has been accumulated and that this will of necessity have to include public sector pay restraint, particularly for those on very high earnings.
- (iv) Requests the Council to consider, in liaison with the Council's Employment Committee, whether the Council's Chief Executive, Deputy Chief Executive, Directors and Heads of Service, in particular those earning more than £100,000 per year, should be asked to voluntarily accept a freeze on their salaries for one year commencing 1 April 2010.

6. Motion from Councillor Goldspink

That this Council:

- (i) Agrees that it is not acceptable that the burden of the cost on the Council relating to expenditure on Members' Allowances, plus Democratic Services salaries in support of Members and the new structure for Cabinet, Scrutiny Panels and Neighbourhood Councils in 2009/10, is increasing substantially at a time when the Council's budget is under severe pressure;
- (ii) Agrees, as a matter of policy, that the above budget areas should be restricted to 2008/9 levels, plus no more than the increase in RPI, plus half of one percent for the subsequent three years, unless a proper business case and cost benefit analysis justifying an increase in excess of this is approved first by full Council, to allow a public examination and explanation of the extra costs before they are incurred.

COUNCIL	AGENDA ITEM 8 (iv) (a)	
14 OCTOBER 2009	PUBLIC REPORT	
Contact Officer(s):	Helen Edwards, Solicitor to the Council	Tel. 01733 452539

APPOINTMENT TO COMMITTEES

R E C O M M E N D A T I O N S
That Council:
<ol style="list-style-type: none"> 1. Appoints a Vice Chairman to the Planning and Environmental Protection Committee; 2. Appoints a Vice Chairman to the Scrutiny Commission for Health Issues.

1. PURPOSE OF REPORT

The purpose of this report is to ask the Council to appoint the following:

- A Vice Chairman to the Planning and Environmental Protection Committee;
- A Vice Chairman to the Scrutiny Commission for Health Issues, and

2. APPOINTMENT OF VICE CHAIRMAN

2.1. Following the recent death of Councillor Michael Burton, it has become necessary for the Council to appoint a Vice Chairman to the Planning and Environmental Protection Committee and to the Scrutiny Commission for Health Issues. Members should also note that there is now a vacancy on the Sustainable Growth Scrutiny Committee and this can be filled by notice from the Conservative Group to the Chief Executive in accordance with Part 4, Section 2, Standing Order 3.3 of the Constitution.

2.2. There is no change to the political balance and proportionality of the Council's committees.

3. REASONS FOR RECOMMENDATION

3.1. It is a requirement that Council appoints Chairman, Vice Chairman and Members to all of its Committees and Commissions.

4. BACKGROUND DOCUMENTS

Peterborough City Council's Constitutional document.

This page is intentionally left blank

COUNCIL	AGENDA ITEM 8 (iv) (b)
14 October 2009	PUBLIC REPORT

Contact Officer(s):	Helen Edwards, Solicitor to the Council Sally Crawford, Community Governance Manager	Tel: 01733 452539 Tel: 01733 452339
---------------------	---	--

NEIGHBOURHOOD COUNCILS – APPOINTMENT OF VICE CHAIRMEN

R E C O M M E N D A T I O N S
FROM: SOLICITOR TO THE COUNCIL
<p>That Council:</p> <p>approves the appointment of vice chairman to its seven Neighbourhood Councils as follows:</p> <ol style="list-style-type: none"> 1. Central & East 1: Cllr C Swift 2. Central & East 2: Cllr B Saltmarsh 3. North & West 1: Cllr R Dobbs 4. North & West 2: Cllr John Fox 5. North & West 3: Cllr M Dalton 6. South 1: Cllr B Rush 7. South 2: Cllr N North

1. PURPOSE OF REPORT

- 1.1 The report seeks Council's approval of the appointment of vice chairmen to its seven Neighbourhood Councils in accordance with part 4, Standing Orders Section 2, paragraph 4.1 of the Council's constitution.

2. BACKGROUND

- 2.1 At its meeting on 15 July 2009 Council resolved to set up Neighbourhood Councils and to appoint one chairman to each Neighbourhood Council area, Central & East, North & West and South.
- 2.2 Cllr Lowndes was appointed as Chairman of the two Central & East Neighbourhood Councils, Cllr Nash as the Chairman of the three North & West Neighbourhood Councils and Cllr Goodwin as chairman of the two South Neighbourhood Councils.
- 2.3 In accordance with the procedure rules for Neighbourhood Councils, one vice chairman must be appointed to each of the seven Neighbourhood Council from the members appointed to that Neighbourhood Council.

3. NOMINATIONS

- 3.1 The chairmen of the respective Neighbourhood Councils have nominated the following councillors as the vice chairmen:

Central & East 1:	Cllr C Swift
Central & East 2:	Cllr B Saltmarsh
North & West 1:	Cllr R Dobbs
North & West 2:	Cllr John Fox
North & West 3:	Cllr M Dalton
South 1:	Cllr B Rush
South 2:	Cllr N North

5. ALTERNATIVE OPTIONS CONSIDERED

- 5.1 All committees of the Council must have a vice chairman appointed to ensure effective management of meetings in the absence of the chairman.

6. LEGAL IMPLICATIONS

- 6.1 These are contained within the report.

7. FINANCIAL IMPLICATIONS

- 7.1 There are no direct financial implications for appointing vice chairmen to neighbourhood councils.

8. REASONS FOR RECOMMENDATIONS

- 8.1 The recommendations fulfil the Council's statutory responsibilities.

9. BACKGROUND DOCUMENTS

The Council's constitution
Council report and minutes dated 15 July 2009 – Neighbourhood Councils

COUNCIL	AGENDA ITEM 8 (iv) (c)
14 OCTOBER 2009	PUBLIC REPORT

Contact Officer(s):	Helen Edwards, Solicitor to the Council	Tel: 01733 452539
---------------------	---	-------------------

CHANGES TO THE CONSTITUTION

R E C O M M E N D A T I O N S
FROM : SOLICITOR TO THE COUNCIL
<p>That Council:</p> <ol style="list-style-type: none"> 1. Notes the changes to the Constitution which are necessary to reflect factual changes since the Constitution was last published. (Appendix 1) 2. Notes the changes to the Constitution which are necessary as a result of legislative changes. (Appendix 2) 3. Approves the changes to the Constitution proposed by the Monitoring Officer (Appendix 3).

1. ORIGIN OF REPORT

1.1 This report is submitted to Council as part of the Monitoring Officer's responsibility under Article 14 of the Constitution to monitor and review the Constitution. It sets out recommended changes to the Constitution for consideration and approval by Council.

2. PURPOSE AND REASON FOR REPORT

2.1 There are a number of changes necessary to the Constitution in order to bring it up to date, including those required following changes in legislation.

3. UPDATING THE CONSTITUTION

3.1 Changes to the Constitution which are necessary in order to reflect changes in factual circumstances are set out in Appendix 1 to this report.

3.2 Changes to the Constitution which are necessary in order to reflect changes in legislation are set out in Appendix 2 to this report.

3.3 Changes to the Constitution proposed by the Monitoring Officer, including changes necessary as a result of the new committee arrangements as set out in Appendix 3 to this report.

4. ANTICIPATED OUTCOMES

Implementation of the recommendations in this report will ensure that the Council's governance arrangements remain robust. Implementation will also reduce the risk of successful challenge to any decisions taken by making sure that the Constitution is up to date and is in accordance with the law.

5. REASONS FOR RECOMMENDATIONS

It is good practice to review the Constitution on a regular basis to ensure that it supports good decision making, transparency and openness.

6. ALTERNATIVE OPTIONS CONSIDERED

It is important that the Constitution is up to date and accurate. The alternative to making the changes is to continue with an out of date Constitution, which would not be in accordance with good practice. There is no alternative to ensuring that the Constitution reflects changes in legislation as the Council must operate in accordance with the law.

7. IMPLICATIONS

7.1 Legal

The proposals in this report comply with all legal requirements.

7.2 Financial

There are no financial implications.

8. BACKGROUND DOCUMENTS

None.

AMENDMENTS REQUIRED TO REFLECT CHANGED FACTUAL CIRCUMSTANCES

Current provision	Proposed provision	Reason for change
<p>Part 3, Delegations Section 3, Executive Delegations to Officers, paragraph 30.20.1 (a – g)</p> <p>Property Matters – Current provision authorises the Solicitor to the Council and the Executive Director to act jointly.</p>	<p>To authorise the Executive Director – Strategic Resources to act in consultation with the Solicitor to the Council</p>	<p>To clarify the delegation so that it may be exercised by the Executive Director – Strategic Resources as it relates to land and property matters which fall within that directorate.</p>
<p>Part 3, Delegations Section 3, Executive Delegations to Officers, paragraph 30.20.1 (g)</p> <p>Property Matters – Current provision authorises the Solicitor to the Council and the Executive Director – Strategic Resources to act jointly.</p>	<p>New provision gives authorisation solely to the Solicitor to the Council to:</p> <p>‘Allow subsidised or free use of the Council’s meeting rooms contrary to the usual conditions on occasions where this is in the Council’s best interests, in accordance with the Council’s Room Hire policy’.</p>	<p>To reflect senior management arrangements.</p>
<p>Part 3, Delegations Section 3, Executive Delegations to Officers, paragraph 3.23.3 (b)</p> <p>Current provision authorises the Deputy Chief Executive to ‘negotiate and implement partnership frameworks to deliver SRB funding programme management in accordance with the policy agreed by the Council and its partners’.</p>	<p>To delete reference to SRB funding and amend to read as follows:</p> <p>‘to negotiate and implement partnership frameworks to deliver growth funding programme management in accordance with the policy agreed by the Council and its partners’</p>	<p>To reflect changes in funding streams.</p>
<p>Part 3, Delegations Section 3, Executive Delegations to Officers, paragraph 3.23.4</p> <p>Current provision authorises the Deputy Chief Executive, in consultation with the Leader of the Council and relevant Cabinet Member to determine:</p>	<p>To delete paragraph 3.23.4</p>	<p>Conclusion of project.</p>

<p>a) whether an interim innovation centre should be established;</p> <p>b) where it should be located;</p> <p>c) what financial or other assistance should be provided.</p>		
<p>Part 3, Delegations Section 3, Executive Delegations to Officers, paragraph 3.18.1</p> <p>Relates to delegations to the Solicitor to the Council.</p>	<p>To ensure the Solicitor to the Council has same powers as directors.</p>	<p>To reflect senior management arrangements and ensure consistency.</p>

AMENDMENTS REQUIRED TO REFLECT CHANGES IN LEGISLATION

Current provision	Proposed provision	Reason for change
<p>Part 3, Delegations Section 1, Functions Reserved to Full Council, paragraphs 1.1.4 (g) and 1.1.4 (h)</p> <p>Refers to plans included under Statutory Guidance and Plans included by Local Choice</p>	<p>To remove the Food Law Enforcement Plan (currently included under Statutory Guidance) and the Health and Safety Law Enforcement Plan (currently included by Local Choice) and transfer to the delegated authority of the Cabinet Member for Environment.</p>	<p>There is no longer a requirement under Statutory Guidance to include as a function of full Council.</p>
<p>Part 3, Delegations Section 2, Delegations to Officers, paragraph 2.4.3.1 (a) (xv)</p> <p>No current provision</p>	<p>Include provision for the Executive Director – Operations to:</p> <ul style="list-style-type: none"> (i) take decisions in respect of applications for a minor variation to a premises licence/club premises certificate in all cases; (ii) take decisions relating to applications for the mandatory alcohol condition requiring a Designated Premises Supervisor in respect of a premises licence to be disapplied if there is no police objection. 	<p>To reflect changes in legislation</p>
<p>Part 3, Delegations Section 2, Delegations to Officers, paragraph 2.4.3.1 (a) (xvi) and paragraphs 2.5.2.1 (r) (vi)</p> <p>No current provision</p>	<p>Include provision for the Executive Director – Operations to:</p> <ul style="list-style-type: none"> (i) issue Closure Notices to premises operating in breach of their licensing conditions and apply for an Order to close the premises should the illegal behaviour not cease. 	<p>To provide clarity in respect of delegated authority.</p>

	<p>Include provision for the Executive Director – Operations to:</p> <p>(i) exercise functions conferred by the Criminal Justice and Police Act 2001</p>	
<p>Part 3, Delegations Section 3, Executive Delegations to Officers, paragraph 3.27.5 (f)</p> <p>No current provision</p>	<p>Include provision for the Executive Director – Operations to take appropriate action and issue all notices (including notices of entry) under the Environmental Protection Act 1990.</p>	<p>To authorise action to be taken in accordance with legislation.</p>
<p>Part 3, Delegations Section 3, Executive Delegations to Officers, paragraph 3.27.16 (a-ggg)</p> <p>Refers to the authority of the Executive Director – Operations to exercise powers conferred by Acts, Orders and Regulations:</p> <p>(f) Business Names Act 1985 (requirement to identify the proprietor of a business name);</p> <p>(h) Companies Act 1985 (control of the formation and conduct of limited companies)</p> <p>(dd) Insurance Brokers (Registration) Act 1977 (restriction of the name Insurance Broker to those appropriately authorised and registered);</p> <p>(ii) Mock Auctions Act 1961 (definition of competitive bidding and penalties for conducting or promoting a mock auction);</p> <p>(nn) Protection of Animals Act 1911 and 1982 (mistreatment of animals)</p> <p>(uu) Solicitors Act 1974 (an unqualified person not to prepare certain</p>	<p>Delete</p> <p>Delete</p> <p>Delete</p> <p>Delete</p> <p>Delete</p> <p>Delete</p> <p>Delete</p>	<p>To reflect changes in legislation.</p>

<p>instruments in connection with conveyancing);</p> <p>(xx) Telecommunications Terminal Equipment Regulations 1992 (regulations for marking approved and non approved equipment);</p> <p>(yy) The Tourism (Sleeping Accommodation, Price Display) Order 1977 (price display provisions);</p> <p>(zz) Theft Act 1968 (offences for obtaining goods, services or money by theft or deception);</p> <p>(ddd) Trading Representations (Disabled Persons) Act 1968 and 1972 (making false representations of disability when selling goods).</p> <p>No current provision</p>	<p>Delete and replace with the 'Radio Equipment and Telecommunications Terminal Equipment Regulations 2000'.</p> <p>Delete</p> <p>Delete</p> <p>Delete</p> <p>To authorise the Executive Director – Operations to exercise powers and duties, in respect of the following:</p> <ul style="list-style-type: none"> • Consumer Protection from Unfair Trading Regulations 2008; • Business Protection from Misleading Marketing Regulations 2008; • Housing Act 1004, Part V (requirements for Home Improvement Packs and Energy Performance Certificates); • Water Industry Act 1991 • Fireworks Act 2003 • Products of Animal Origin (Third Country Imports) (England) Regulations 2006 	<p>To reflect new legislation.</p>
<p>Part 4, Section 9 Scrutiny Committee and Scrutiny Commission Procedure Rules, paragraph 8</p> <p>No current provision</p>	<p>Include provision for the following items to be designated as 'excluded matters' from Scrutiny Committee / Commission agendas:</p> <ul style="list-style-type: none"> • Any matter relating to a licensing or planning 	<p>To reflect new legislation.</p>

	<p>decision;</p> <ul style="list-style-type: none">• Any matter relating to an individual body where there is already a statutory right to a review or appeal (other than the right to complain to the Local Government Ombudsman);• Any matter which is vexatious, discriminatory or not reasonable to be included on the agenda for, or to be discussed at, a meeting of a Scrutiny Committee or Commission.	
--	---	--

PROPOSALS SUBMITTED BY THE MONITORING OFFICER AND CHANGES RESULTING FROM NEW COMMITTEE STRUCTURE / ARRANGEMENTS

Current provision	Proposed provision	Reason for change
No current provision	To authorise the Corporate Property Officer to approve all licences for works by the Council on non-Council owned property.	To ensure that all works to non-council owned properties are in support of the objectives of the Council and align with the Corporate Asset Management Plan and Corporate Property Strategy.
No current provision	To authorise the Solicitor to the Council to make changes to the Local Land Charge fees, including making changes to existing charges and the introduction of new charges and fee arrangements for new land charge services.	Clarification of delegation arrangements in respect of fee setting.
No current provision	To amend paragraph 3, Article 14 'Monitoring and Reviewing the Constitution' to authorise the Monitoring Officer to make consequential changes to the Constitution following changes to the law and changes to the management / committee structure of the Council which may take place from time to time.	To enable prompt action following changes and ensure accuracy.
<p>Part 3, Delegations Section 2 – Regulatory Committee Functions, paragraph 2.6.2</p> <p>Planning and Environmental Protection Committee</p> <p>No current provision</p>	To include provision for the Executive Director – Operations to set up and establish any Joint Planning and Environmental Protection Committee and to negotiate and determine the Terms of Reference of such Joint Planning and Environmental Protection Committees with neighbouring councils and local planning authorities, following consultation with the Solicitor to the Council and Chairman of the Planning and Environmental Protection Committee.	To allow for the preparation of the future growth agenda in Peterborough and the surrounding area and to enable the Council, along with its neighbouring local planning authorities, to make the necessary arrangements for the consideration of future major cross boundary planning applications.

<p>Part 3, Delegations Section 3, Executive Delegations to Officers, paragraph 3.18.1 (I)</p> <p>Refers to the authority of the Solicitor to the Council to sign documents. Current provision states:</p> <p><i>‘to sign on behalf of the Council any deed or other document authorised by the Council or which is necessary or desirable to give effect to any decision of the Council. This arrangement is in addition to that contained in the Council’s Standing Orders relating to the sealing of documents’.</i></p>	<p>To amend to read:</p> <p>‘to sign on behalf of the Council any deed or other document, which in his/her professional judgement, is necessary or desirable to sign’.</p>	<p>To enable a simpler and more streamlined process in respect of authorising deeds or documents.</p>
<p>Part 4, Section 7, Executive Procedure Rules and Section 9, Scrutiny Committee and Scrutiny Procedure Rules</p> <p>Refers to the authority of the Chairman of the Environment Capital Scrutiny Committee to make decisions in relation to special urgency, call in and urgency.</p>	<p>To be amended to read:</p> <p>The Chairman of the Environment Capital Scrutiny Committee, or in his/her absence, the Chairman of the Scrutiny Commission for Rural Communities.</p>	<p>To enable a simpler and more streamlined process in respect of matters relating to special urgency, call-in and urgency.</p>