

CABINET

MONDAY 12 DECEMBER 2011

9.00 AM

Bourges/Viersen Room - Town Hall

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AGENDA

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Circulation

Cabinet Members, Scrutiny Committee Representatives, Directors, Heads of Service and Press

*Any agenda item highlighted in bold and marked with an * is a 'key decision' involving the Council making expenditure or savings of over £500,000 or having a significant effect on two or more wards in Peterborough. These items have been advertised previously on the Council's Forward Plan (except where the issue is urgent in accordance with Section 15 of the Council's Access to Information rules).*

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MINUTES OF CABINET MEETING HELD 7 NOVEMBER 2011

PRESENT

Cabinet Members: Councillor Cereste (chair), Councillor M Dalton, Councillor S Dalton, Councillor Fitzgerald, Councillor Hiller, Councillor Holdich, Councillor Lee, Councillor Scott, Councillor Seaton and Councillor Walsh.

Cabinet Adviser: Councillor Goodwin.

1. APOLOGIES FOR ABSENCE

No apologies were received.

2. DECLARATIONS OF INTEREST

The Solicitor to the Council confirmed that no declarations of interest were necessary regarding property ownership (items 5 and 6 on the agenda) unless the affect was significant compared to other residents.

Cllr S Dalton declared a personal interest in item 6, Peterborough Local Development Framework – Planning Policies DPD, as a member of the Nene Park Trust Board.

3. MINUTES

The minutes of the meeting held 26 September 2011 were agreed and signed as an accurate record.

STRATEGIC DECISIONS

4. SINGLE EQUALITY SCHEME

Cabinet received a report following the implementation of the Equality Act 2010, setting out how the council would meet its statutory obligations and included an action plan setting out the timetable for doing so. Councillor Walsh acknowledged the work of the Cohesion Board in developing the Scheme and suggested the work be reviewed in a year's time.

Cabinet Members debated the scheme indicating their support for the principles of it. However, Members were concerned that some of the data used to compile the report was not up to date and therefore could not fully approve the report as it stood without it being updated.

Cabinet considered the report and accompanying document and **RESOLVED** to:

Request the Single Equality Scheme be submitted to the next meeting of Cabinet for approval following the inclusion of updated statistical data.

REASONS FOR THE DECISION

Although supportive of the principles of the Single Equality Scheme, Cabinet agreed that it was necessary to have fully updated statistical information prior to approving the document.

ALTERNATIVE OPTIONS CONSIDERED

Approve the scheme with the current data and receive updated data for approval at a later date – this was not considered to be the best course of action as Cabinet would be approving an incomplete document and that would have to be reapproved at a later stage.

5. PETERBOROUGH HOUSING STRATEGY 2011-2015 (INCORPORATING THE PETERBOROUGH STRATEGIC TENANCY POLICY) (DRAFT VERSION FOR CONSULTATION)

Cabinet received a report following recent and forthcoming changes to Government's policy and procedures towards housing and following the end of the current Peterborough Housing Strategy 2008-2011. Councillor Hiller advised Cabinet that a growing city needed to ensure the provision of high quality housing that was energy efficient and sustainable.

Richard Kay, the Council's Group Manager Strategic Planning & Enabling, advised Cabinet that the Sustainable Growth Scrutiny Committee had recommended changes to the document relating to the section 'Ensuring a varied housing offer that supports mixed communities' including policy HS34. Cabinet debated the changes and agreed to incorporate them into the strategy document.

Cabinet considered the report and accompanying strategy document and **RESOLVED** to:

Approve the Peterborough Housing Strategy 2011-15 (incorporating the Peterborough Strategic Tenancy Policy) for the purposes of public consultation.

Cabinet further **RESOLVED** to:

1. Include information in the document on where renewable energy planning policy information would be available from as recommended by Sustainable Growth Scrutiny Committee; and
2. Amend the wording of the final paragraph of the 'Ensuring a varied housing offer that supports mixed communities' section in Objective Four on page 25 of the document and Policy HS34, as recommended by Sustainable Growth Scrutiny Committee, to read as follows:

"Furthermore, to promote social cohesion Council encourages an integrated approach to affordable housing provision on new development rather than social segregation. This involves the Council working with developers and housing association partners to create a mix of affordable housing dwellings and private dwellings throughout the development in an attempt to minimise social exclusion and encourage mixed communities.

Policy HS34

In its role as housing enabler, the Council will work with developers and housing associations to ensure affordable housing provision is effectively integrated into new development.

REASONS FOR THE DECISION

It is a statutory duty to prepare a Housing Strategy, albeit there is very limited statutory guidance as to what it must contain. The Council's current Housing Strategy (2008-11) is coming to the end of its intended period, and thus a revised strategy is necessary. Officers have purposely delayed bringing this Strategy to Cabinet due to the high number of national housing policy changes which were taking place during the winter / spring 2011 period. The major anticipated announcements have now been made by Government, so the timing to publish our own local housing strategy is very timely.

The Housing Strategy has also been prepared bearing in mind the financial constraints under which the council will operate during the 2011-15 period.

ALTERNATIVE OPTIONS CONSIDERED

The council could decide to delay preparation of a revised Housing Strategy. However, not only is the existing Strategy coming to the end of its life but it was prepared under a very different national economic and policy situation – it is considered essential, therefore, that our local housing strategy is updated to reflect both of these matters.

Alternative policy options are, of course, possible for inclusion within the strategy. However, the ones presented today are considered by officers as fit for purpose, tackle the key issues that Peterborough faces, yet are realistic and take account of financial constraints. The consultation period may highlight alternative approaches, and these will be fully appraised before Cabinet receives a final recommended version in February 2012.

6. PETERBOROUGH LOCAL DEVELOPMENT FRAMEWORK: PETERBOROUGH PLANNING POLICIES DEVELOPMENT PLAN DOCUMENT (DPD) (PROPOSED SUBMISSION VERSION)

Cabinet considered a report following approval of the Consultation Draft version of the Peterborough Planning Policies DPD for the purposes of public participation at the meeting of Cabinet on 13 December 2010 and following the ensuing public participation and further evidence gathering since that date. Councillor Hiller advised that he recommended Members agree for this document to be submitted to full Council for approval.

Richard Kay, the Council's Group Manager Strategic Planning & Enabling, advised Cabinet that changes to the document had been recommended by the Sustainable Growth Scrutiny Committee concerning wording used in the Open Space Standards section of the document and also to the wording of Planning Policy 17 – Ancient, Semi-Natural Woodland and Ancient and Veteran Trees. Cabinet considered the proposed changes and considered how the value of trees and woodland compared to the public interest could be measured.

Councillor S Dalton suggested that a catalogue of all trees of local importance, whether listed as ancient or not (as already provided for buildings), be compiled by officers, which could then be used when considering planning applications.

Cabinet agreed not to include the changes recommended by the Sustainable Growth Scrutiny Committee.

Cabinet considered the report and accompanying document and **RESOLVED** to:

Recommend the Peterborough Planning Policies DPD (Proposed Submission Version) to Council for approval for the purposes of public consultation and submission to the Secretary of State.

REASONS

Cabinet is recommended to approve the Planning Policies DPD (Proposed Submission version) because it will help to progress the Sustainable Community Strategy vision for a bigger and better Peterborough that grows the right way; and because production of the Planning Policies DPD is a statutory requirement.

ALTERNATIVE OPTIONS

The alternative options of not producing a Planning Policies DPD or not taking into account comments made at the Preferred Options stage were rejected, as the Council would not be fulfilling its statutory requirement.

10.45 a.m.

CABINET	AGENDA ITEM No. 4
12 DECEMBER 2011	PUBLIC REPORT

Cabinet Member(s) responsible:	Councillor Peter Hiller - Cabinet Member for Housing, Neighbourhoods and Planning	
Contact Officer(s):	Simon Machen - Head of Planning, Transport and Engineering Services Emma Latimer – Strategic Planning Officer Julia Chatterton – Flood and Water Management Officer	Tel. 453475 Tel. 863801 Tel. 452620

FLOOD AND WATER MANAGEMENT SUPPLEMENTARY PLANNING DOCUMENT DRAFT FOR PUBLIC CONSULTATION

R E C O M M E N D A T I O N S	
FROM : Executive Director Operations	Deadline date : N/A
<p>1. That Cabinet approves the Draft Flood and Water Management Supplementary Planning Document for public consultation.</p>	

1. ORIGIN OF REPORT

1.1 The Flood and Water Management Supplementary Planning Document is being prepared following recent and forthcoming changes in legislation around flood and water management, the adoption of the Core Strategy and the preparation of the proposed submission version of the Planning Policies Development Plan Document.

2. PURPOSE AND REASON FOR REPORT

2.1 The purpose of this report is to seek approval, for the purpose of public consultation, of a draft Supplementary Planning Document (SPD) that will provide guidance to developers on flood and water management in Peterborough. It will expand on overarching headline policy contained in the council's adopted Core Strategy. Officers propose to consult with the public and stakeholders on the draft SPD in early 2012. The draft SPD is attached at Appendix 1.

2.2 This report is for Cabinet to consider under its Terms of Reference No. 3.2.1, to take collective responsibility for the delivery of all strategic Executive functions within the Council's Major Policy and Budget Framework and lead the Council's overall improvement programmes to deliver excellent services.

3. TIMESCALE

Is this a Major Policy Item/Statutory Plan?	NO	If Yes, date for relevant Cabinet Meeting	
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4. DRAFT FLOOD AND WATER MANAGEMENT SPD - BACKGROUND AND KEY ISSUES

4.1 Officers are preparing a Flood and Water Management SPD to give guidance to developers and decision makers on how to manage flood risk from main rivers and surface water; and

how to maintain or improve water quality. It does not set new headline policy, but expands on policy that has either already been set in the council's adopted Core Strategy or is being set in the council's emerging Planning Policies Development Plan Document (DPD) (the latter having been endorsed by Cabinet on 7 November 2011 before submission to full Council for approval on 7 December 2011).

- 4.2 The broad thrust of the SPD is not to place additional burdens on developers, but rather to assist them in meeting existing planning policy and wider statutory flood and water matters, such as those arising from the Flood and Water Management Act 2010 (which makes the city council a 'Lead Local Flood Authority') and Water Framework Directive.
- 4.3 The aims of the Flood and Water Management SPD are: (a) to make sure that new development does not increase the risk of flooding from main rivers and surface water and also, where possible, actively reduces it; and (b) to expand on adopted policy in the Core Strategy relating to flood risk management and water quality.
- 4.4 The SPD will:
- give guidance on how to assess, based on flood risk grounds, whether or not a site is suitable for development;
 - help ensure that drainage network and watercourses are managed well;
 - help ensure that sites are designed and constructed to drain well and in a sustainable manner;
 - help ensure that development on a site is located in a safe environment; and
 - provide technical guidance on the types of flood risk management techniques that will need to be implemented with new developments, with the SPD setting different guidance depending on the catchment area that a development site falls within.
- 4.5 These matters are all important in reducing the likelihood and consequences of flooding in Peterborough.
- 4.6 Guidance is also provided in the SPD on how to manage the water quality of Peterborough's rivers, in order to ensure the council and developers meet the requirements of the Water Framework Directive.

5. CONSULTATION

- 5.1 The draft Flood and Water Management SPD has been written in consultation with the Environment Agency, Anglian Water and officers in the council. Comments received in respect of an early version of the Planning Policies DPD have informed this draft SPD.
- 5.2 The draft SPD was considered by Planning and Environment Protection Committee on 8 November 2011 and was well received. No amendments were requested.
- 5.3 It has also been considered by Sustainable Growth Scrutiny Committee (8 November 2011), when again it was well received. However, the Committee asked for additional wording in the SPD to cover green infrastructure issues. Officers welcomed this suggestion and have incorporated appropriate wording within the SPD as presented to Cabinet today.
- 5.4 Subject to Cabinet approval today, officers propose to consult on the draft SPD early in 2012, alongside (and complementing) the proposed submission version of the Planning Policies DPD.
- 5.5 The subsequent public consultation will allow officers to collect views from developers and other interested parties. The public will be invited to comment, though due to the technical nature of the document, it is more likely that comments will be received from those involved in development and water-related industries.

6. ANTICIPATED OUTCOMES

- 6.1 It is anticipated that Cabinet will approve the consultation draft version of the Flood and Water Management SPD so that it can go on public consultation in early 2012 at the same time as the proposed submission version of the Planning Policies DPD. Following public consultation, the SPD will be amended accordingly and then will be recommended to Cabinet for adoption later in 2012.

7. REASONS FOR RECOMMENDATIONS

- 7.1 There is no statutory duty to prepare this SPD. However, without it, developers could be confused or misinformed as to how they can deliver fit-for-purpose development schemes in Peterborough that meet flood and water management requirements. This could have an impact on development coming forward as additional time would need to be spent on negotiating applications where flood or water management issues occur.
- 7.2 The existence of policy and guidance that all of Peterborough's water management partners support will improve current and future service delivery through the more efficient processing of planning applications and future drainage approval applications.

8. ALTERNATIVE OPTIONS CONSIDERED

- 8.1 Option 1 – The council could decide not to produce an SPD on this topic even after Schedule 3 (Sustainable Drainage) of the Flood and Water Management Act is enacted. However, forthcoming national guidance on drainage is expected to leave large elements (such as local policy and guidance) to local consideration. Therefore, without this SPD, it is likely to be difficult for officers and developers to know what flood and water related measures are acceptable in Peterborough and how local considerations (e.g. soil type, watercourse capacity) can be taken into account in meeting national flood and drainage legislation.
- 8.2 Option 2 - The council could decide to delay consultation on this draft until the Department for Environment, Food and Rural Affairs enacts Schedule 3 (Sustainable Drainage) of the Flood and Water Management Act 2010. However, this would mean that developers in this interim period could continue to struggle to understand what is expected of them by the council. Officers hope that Schedule 3 will be enacted at a similar time to the consultation period on this SPD, which will mean the final version of the SPD can be amended, prior to adoption, to ensure its compatibility with Schedule 3.

9. IMPLICATIONS

- 9.1 The Flood and Water Management SPD is relevant to the whole unitary authority area and is aimed predominantly at developers and their agents.
- 9.2 This matter is directly linked to the Priorities of the Sustainable Communities Strategy, especially priorities relating to Growth and Environment Capital.
- 9.3 The council must follow statutory regulations in preparing and consulting on the SPD. After the statutory process concludes, the final SPD document will be recommended to Cabinet for adoption. Once adopted, the document will be used as a material planning consideration in the determination of planning applications.
- 9.4 The SPD is not intended to introduce financial or legal implications for the council or developers, but instead to provide guidance to assist with the new obligations both parties have under national and European legislation such as the Flood and Water and Management Act 2010 and the Water Framework Directive.

10. BACKGROUND DOCUMENTS

Used to prepare this report, in accordance with the Local Government (Access to Information) Act 1985)

- Peterborough City Council, The Peterborough Core Strategy Development Plan Document, adopted 23 February 2011;
- Peterborough City Council, The Peterborough Planning Policies Development Plan Document Proposed Submission Version (Draft -October 2011); and
- Flood and Water Management Act 2010

CABINET	AGENDA ITEM No. 5
12 DECEMBER 2011	PUBLIC REPORT

Cabinet Member(s) responsible:	Councillor Peter Hiller: Cabinet Member for Housing, Neighbourhoods and Planning.	
Contact Officer(s):	Simon Machen – Head of Planning Transport and Engineering Richard Kay - Group Manager - Strategic Planning, Housing and Environment	Tel. 453 475863 795

RECAP WASTE MANAGEMENT DESIGN GUIDE SUPPLEMENTARY PLANNING DOCUMENT – ADOPTION VERSION

RECOMMENDATIONS	
FROM : Head of Planning Transport & Engineering	Deadline date : February 2012
Cabinet is recommended to:	
1. Adopt the RECAP Waste Management Design Guide Supplementary Planning Document (SPD) to form part of the local development framework, with adoption taking effect on 22 nd February 2012.	

1. ORIGIN OF REPORT

- 1.1 The Council on, 2 December 2009, approved for public consultation a collection of Minerals and Waste related policy documents, namely: the Draft RECAP Waste Management Design Guide Supplementary Planning Document (SPD); the Cambridgeshire and Peterborough Minerals and Waste Core Strategy (Proposed Submission Version); and the Site Specific Proposals Development Plan Document (Proposed Submission Version).
- 1.2 The RECAP Waste Management Design Guide SPD has been jointly prepared with Cambridgeshire County Council. It will support policies in the Minerals and Waste Core Strategy DPD, which was adopted by the two Councils on 19th July 2011.

2. PURPOSE AND REASON FOR REPORT

- 2.1 The purpose of this report is to enable Cabinet to adopt the RECAP Waste Management Design Guide SPD (adoption version), hereafter referred to as the ‘SPD’. The adoption version of the SPD is attached at Appendix 1.
- 2.2 This report is for Cabinet to consider under its Terms of Reference No. 3.2.1. To take collective responsibility for the delivery of all strategic Executive functions within the Council’s Major Policy and Budget Framework and lead the Council’s overall improvement programmes to deliver excellent services.

3. TIMESCALE

Is this a Major Policy Item /Statutory Plan?	No
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- 3.1 A similar Cabinet/Committee process is being followed by Cambridgeshire County Council with a recommendation that both Councils adopt the SPD on the 22nd February 2012,

alongside the adoption of the Minerals and Waste Site Specific Proposals DPD (which itself is a separate item on today's Cabinet agenda).

4. The SPD

4.1 The SPD supports policies CS15 'Household Recycling Centres' and CS28 'Waste Minimisation, Re-Use and Resource Recovery' as found in the Minerals and Waste Core Strategy DPD. The SPD provides guidance on the design and provision of waste management storage facilities in new and regenerated residential, commercial or mixed use developments, from the kitchen sink food waste caddy to 'bring site' provision and household recycling centres in areas of major new developments.

4.2 The SPD provides:

- Detail of the waste segregation, storage and collection requirements that designers and developers need to satisfy;
- Guidance for use by Local Planning Authorities when assessing relevant planning applications;
- Help on addressing the unique waste management problems presented by high density developments;
- Expanded guidance on the requirements for developer contributions relating to the funding and provision of waste management infrastructure;
- Advice to developers explaining that there will be financial implications relating to the provision of waste management infrastructure. This will vary according to the nature and scale of the proposed development and will be based on any additional costs for the relevant local authority arising out of the need for additional or improved infrastructure which is related to the proposed development; and
- Examples of good practice demonstrating what can be achieved.

4.3 With respect to developer contributions, for Peterborough the guide clearly states that any developer contributions related to off-site provisions will be consistent with the Peterborough Planning Obligations Implementation Scheme (POIS) SPD or through the Community Infrastructure Levy in the event that this mechanism supersedes this provision. Different and more complex advice applies to Cambridgeshire Districts because there is no similar POIS in place there.

4.4 The SPD also contains a Waste Management Design Toolkit to be used by developers to assist them in addressing the waste management requirements associated with residential and commercial development, as part of their planning applications. For all such development proposals, a completed Waste Management Design Toolkit should be submitted with the planning application.

4.5 The SPD is seen as an important planning policy tool to evaluate and ensure that appropriate waste management measures are put in place at the outset of development design. Whilst of direct practical value, putting such measures in place will contribute towards the achievement of key environmental and waste management objectives.

5. CONSULTATION

5.1 Formal consultation on this document took place in February and March 2010, and then again between 5 September and 17 October 2011. The Councils received 65 detailed comments made by 6 external consultees at that second stage. The detailed representations and the Councils full responses are set out in the Statement of Consultation (Appendix 2). A summary of the main issues raised and addressed are outlined below.

5.2 Main issues raised by consultees:

- Toolkit accessibility – this is a key practical element of the document. Requests to make the Toolkit more prominent and accessible both within the document and for use electronically, as a separate editable form capable of online completion / submission have been met in the proposed adoption version.
- Bring site provision – clarification on the threshold for which on-site provision or financial contributions towards the upgrade or provision of new off-site facilities will be sought. The threshold has been set to apply to all developments involving 800+ dwellings (for outline, full or reserved matter applications).
- Urban design issues – to make stronger reference to urban design matters when considering waste storage container provision. It is accepted that the SPD provides guidance, not an inflexible tool. Design matters whether applied to a street fronting terrace or a prestige home set in extensive grounds, inevitably require a degree of interpretation and judgement.
- Developer contribution issues – However, as referred in paragraph 4.3 of this report, this matter does not relate to developments in Peterborough and is therefore not of concern to us.

6. ANTICIPATED OUTCOMES

- 6.1 It is anticipated that Cabinet will adopt the SPD, and in doing so it will form part of the Cambridgeshire and Peterborough Minerals and Waste Development Framework from 22 February 2012.

7. REASONS FOR RECOMMENDATIONS

- 7.1 Cabinet is recommended to adopt the SPD because it will help developers and designers to ensure effective segregation, storage and collection of waste materials for the occupants of their developments. It will also be used day-to-day by planning officers when considering the detailed aspects of planning proposals, to ensure that waste management needs are adequately addressed.

8. ALTERNATIVE OPTIONS CONSIDERED

- 8.1 Whilst not a statutory requirement to produce the SPD, the alternative option of not producing this document was rejected because:
- There is support for the production of the document across Cambridgeshire and Peterborough, especially from the Waste Collection Authorities and Waste Disposal Authorities;
 - The document will greatly assist planning officers and Members in determining planning applications, including enabling a consistent and transparent decision making process to be undertaken; and
 - The document is entirely in line with the Minerals and Waste Core Strategy DPD and the Joint Municipal Waste Management Strategy for Cambridgeshire and Peterborough 2008-2022, and will contribute towards meeting objectives in the National Waste Management Plan.

9. IMPLICATIONS

- 9.1 **Legal Implications** - The Council must follow due Regulations in preparing the SPD. If the SPD is adopted by Cabinet, the Council has a legal duty to determine planning applications in accordance with the policies contained within the SPD.

9.2 **Financial Implications** – None, other than small costs which have already been incurred associated with arranging and conducting the public consultation and, assuming it is approved, the subsequent printing of the adoption version of the document, which is budgeted for.

9.3 **Other Implications** – As with all planning policy documents, there are social, economic and environmental implications with this SPD because it will directly improve the opportunities for individuals and businesses to segregate and store the waste conveniently and improve recycling opportunities.

10 **BACKGROUND DOCUMENTS**

- None

Appendices

Appendix 1 – RECAP Waste Management Design Guide SPD – Adoption Version

Appendix 2 – Statement of Consultation (Representations and Responses)

Appendix 3 - Appendix 3 of Statement of Consultation (Toolkit Pull-Out version)

CABINET	AGENDA ITEM No. 6
12 DECEMBER 2011	PUBLIC REPORT

Cabinet Member(s) responsible:	Councillor Peter Hiller: Cabinet Member for Housing, Neighbourhoods and Planning.	
Contact Officer(s):	Simon Machen – Head of Planning Transport and Engineering Richard Kay - Group Manager - Strategic Planning, Housing and Environment	Tel. 453 475 863 795

CAMBRIDGESHIRE AND PETERBOROUGH MINERALS AND WASTE SITE SPECIFIC PROPOSALS DEVELOPMENT PLAN DOCUMENT AND PROPOSALS MAP PARTS A & B

RECOMMENDATIONS	
FROM : Head of Planning Transport & Engineering	Deadline date :
<p>Cabinet is recommended to:</p> <ol style="list-style-type: none"> 1. Note the conclusions of the Inspector's Report on the Examination into the Cambridgeshire and Peterborough Minerals and Waste Site Specific Proposals Development Plan Document; and 2. Recommend to Full Council that the Cambridgeshire and Peterborough Minerals and Waste Site Specific Proposals Development Plan Document, incorporating the recommendations made by the Inspector, is adopted. 	

1. ORIGIN OF REPORT

- 1.1 The Council on 2nd December 2009 approved for public consultation a collection of Minerals and Waste related policy documents, namely: the Cambridgeshire and Peterborough Minerals and Waste Core Strategy (Proposed Submission Version); and the Site Specific Proposals Development Plan Document (Proposed Submission Version); and the Draft RECAP Waste Management Design Guide Supplementary Planning Document (SPD).
- 1.2 The Minerals and Waste Core Strategy was adopted by the Cambridgeshire County and Peterborough City Councils on 19th July 2011. The SPD is subject to a separate report on today's Cabinet agenda.
- 1.3 The consultation and public Examination of the Minerals and Waste Site Specific Proposals DPD is now complete and the independent Inspector appointed by the Secretary of State, has sent his binding report, (17th October 2011) to the Chief Executive, setting out his conclusions on the DPD and associated changes to the Proposals Map.
- 1.4 The Minerals and Waste Site Specific Proposals DPD has been prepared jointly with Cambridgeshire County Council and covers the geographical area of Cambridgeshire and Peterborough.

2. PURPOSE AND REASON FOR REPORT

- 2.1 The purpose of this report is to: inform Cabinet of the publication of the Inspectors Report (Appendix 1-4) and its conclusion which finds the Minerals and Waste Site Specific

Proposals DPD 'sound'; and seek Cabinet approval to recommend that Council adopts the DPD at its meeting on 22 February 2012.

- 2.2 This report is for Cabinet to consider under its Terms of Reference No. 3.2.1. To take collective responsibility for the delivery of all strategic Executive functions within the Council's Major Policy and Budget Framework and lead the Council's overall improvement programmes to deliver excellent services.

3. **TIMESCALE**

Is this Statutory Plan?	YES	If Yes, date for relevant Cabinet Meeting	12th December 2012
Date for relevant Council Meeting	22nd February 2012		

- 3.2 A similar process is being followed by Cambridgeshire County Council with a recommendation for adoption being sought at its Full Council meeting on 21st February 2012, with Peterborough City Council's decision sought on the 22nd February 2012.

4. **BACKGROUND TO THIS STAGE OF THE PREPARATION OF THE MINERALS AND WASTE DEVELOPMENT PLAN DOCUMENTS**

- 4.1 Full details of the background to this DPD can be found in the Council papers of 2 December 2009. The purpose of this report is to: inform Cabinet of the publication of the Inspectors Report (Appendix 1-4) and its conclusion which finds the Minerals and Waste Site Specific Proposals DPD 'sound'; and seek Cabinet approval to recommend that Council adopts the DPD at its meeting on 22 February 2012. Summarily, the Inspector's Report states:

... 'the Cambridgeshire and Peterborough Minerals and Waste Site Specific Proposals Development Plan Document provides an appropriate basis for the planning for minerals and waste for the Cambridgeshire and Peterborough area over the next 15 years.'

- 4.2 To ensure the 'soundness' of the DPD, the Inspector has recommended that a number of changes be made to meet legal and statutory requirements. Most of the changes (Appendix A of the Inspector's Report) were put forward by the Councils in response to points raised and discussions held at the Examination. The Inspector also recommended one significant change not agreed by the Councils, which relates to the exclusion of a site allocation for a Household Recycling Centre, south of Addenbrookes Access Road, Cambridge. The Inspector clarified that all the changes, including the one introduced by himself, do not alter the thrust of the overall strategy.
- 4.3 The recommendations in the Inspector's Report **are binding on the Councils**, unless the Council wishes to reject the entire DPD outright (and in which case, the preparation of the plan would start from scratch) i.e. in short, the Council can either choose to Adopt the DPD (incorporating the Inspector's changes) or not Adopt the DPD. It would be unlawful for the Council to make further changes and then adopt it.
- 4.4 The Non-Technical Summary extract of the Inspector's Report is provided below. There are two principal changes of direct relevance to Peterborough. These are summarised in bullet points 4 and 6 (and made bold for ease of reference):

Non-Technical Summary

This report concludes that the Cambridgeshire and Peterborough Minerals and Waste Site Specific Proposals DPD provides an appropriate basis for the planning for minerals and waste for the Cambridgeshire and Peterborough area over the next 15 years. The Cambridgeshire County and Peterborough City Councils have sufficient evidence to support the Plan and can show that it has a reasonable chance of being delivered.

A number of changes are needed to meet legal and statutory requirements and to ensure that the DPD is sound. The principal changes can be summarised as follows:

- The deletion of the site allocation for a Household Recycling Centre, south of Addenbrookes Access Road, Cambridge (W1X).
- The reclassification of the borrowpit allocations related to the former A14 road improvements as areas of search.
- The identification of an area of search for landfill at Cottenham (M1A/W2B).
- **The removal of Scheduled Monuments from the Pode Hole and Eye / Thorney mineral allocation (M1F).**
- The reduction in size of the Dimmock's Cote, Wicken mineral allocation (M8B).
- **The reduction in size of the Dogsthorpe Former Brickworks waste allocation (W1I).**
- The reclassification of the Warboys Industrial Estate waste allocation (W1AE) as an area of search.
- Revisions to the Implementation and Monitoring framework.
- Consequential amendments and the correction of factual errors and inconsistencies between elements of the Plan.

Most of the changes recommended in this report are based on proposals put forward by the Councils in response to points raised and suggestions discussed during the Examination. The exception relates to the deletion of allocation W1X. The changes do not alter the thrust of the overall strategy.

- 4.5 Of the two changes of direct relevance to Peterborough, officers are content with these changes and were supportive of them as part of the Examination process. Neither of them affects the thrust of the strategy for Peterborough, and there is no reason why the DPD should not be adopted by Council as a result of those changes recommended by the Inspector.

5. CONSULTATION

- 5.1 Extensive consultation, over many years, with the public and a wide variety of other stakeholders has taken place. Emerging drafts have also been considered by various Committee, Scrutiny, Cabinet and Council meetings. The Inspector agreed that we had undertaken appropriate consultation in accordance with the plan making regulations.

6. REASONS FOR RECOMMENDATIONS

- 6.1 As outlined in this report, Council only has two options available to it; either approve the Site Specific Proposals DPD for adoption, or not approve it for adoption. The former is recommended, and in adopting it, Peterborough will have a clear and robust policy document to support the implementation and delivery of the Minerals and Waste Core Strategy's vision, objectives and key planning policies.

7. ALTERNATIVE OPTIONS CONSIDERED

- 7.1 The option of not approving the plan for adoption is not recommended, because in so doing the Council:
- would have no specific site location guidance for future mineral extraction to support the delivery Peterborough's growth agenda;
 - would have no specific site location guidance for the provision of a range of sustainable waste management infrastructure (for municipal, commercial / industrial, agricultural and waste water waste streams) to support Peterborough's existing and future communities; and
 - will be at considerable risk of having to determine minerals and waste planning proposals using outdated strategies and policies; which in turn could lead to poorly planned growth, and insufficient provision of infrastructure due to uncoordinated planning.

8. IMPLICATIONS

- 8.1 The Minerals and Waste Site Specific Proposals DPD will have implications for all sectors of society and all wards and parishes in Peterborough. The process of sustainability appraisal, based on social, economic and environmental criteria, ensures that all potential implications are taken into account in a systematic way.
- 8.2 **Financial Implications:** The EU Waste Framework Directive requires all waste planning authorities to have in place waste management plans, and for those plans to contain specific information. In comparison with many other Authorities, Peterborough City Council and Cambridgeshire County Council have made good and continued progress on their Minerals and Waste Plan. The adoption of Site Specific Proposals DPD early in 2012 will mean that the Council will have a directive compliant Plan in place, and thereby avoid any potential pecuniary penalty relating to non-compliance.
- 8.3 There are no immediate financial implications flowing from the adoption of the Minerals and Waste Site Specific Proposals DPD. The detailed financial implications of the growth agenda that the Strategy supports will be assessed as individual schemes develop, and, where appropriate, these will be incorporated into the Council's Capital and Revenue financial planning processes.
- 8.4 **Legal Implications:** On adoption, the Council must consider all relevant planning applications against the policies in the Minerals and Waste Core Strategy and Site Specific Proposals DPDs.

Appendices

Appendix 1 - Inspector's Report of Examination – Includes Inspector's Report Appendix C

Appendix 2 - Inspector's Report Appendix A – Schedule of Significant Changes

Appendix 3 - Inspector's Report Appendix B – Schedule of Minor Changes

Appendix 4 - Minerals and Waste Site Specific Proposals DPD incorporating all of the recommendations made by the Inspector

Appendix 5 - Proposals Map Parts A&B - Mineral Allocations/Designations and Transport Zones; and Waste Allocations/Designations.

CABINET	AGENDA ITEM No. 7
12 DECEMBER 2011	PUBLIC REPORT

Cabinet Member(s) responsible:	Cllr David Seaton	
Contact Officer(s):	John Harrison, Executive Director Strategic Resources Steven Pilsworth, Head of Strategic Finance	Tel. 452398 Tel. 384564

MEDIUM TERM FINANCIAL STRATEGY 2012/13 TO 2016/17 – COUNCIL TAX BASE 2012/13

R E C O M M E N D A T I O N S	
FROM : Executive Director Strategic Resources	Deadline date :
Cabinet is requested to:	
<ol style="list-style-type: none"> 1. Endorse the calculation of the Council Tax Base for 2012/13 at a level of 56,651 Band D equivalent properties; and 2. Note the estimated position of the Collection Fund and authorise the Executive Director – Strategic Resources to calculate the final figure by 15 January 2012 and notify the Cambridgeshire Police Authority and the Cambridgeshire Fire and Rescue Authority. 	

1. ORIGIN OF REPORT

- 1.1 This report forms part of the preparation for setting the council’s budget. It needs to be considered so that figures for the tax base and the Collection Fund can be used in setting the Council Tax and notified to other affected authorities.

2. PURPOSE AND REASON FOR REPORT

- 2.1 This report is before Cabinet to consider under its Terms of Reference No 3.2.7. to be responsible for the council’s overall budget and determine action required to ensure that the overall budget remains within the total cash limit.

3. TIMESCALE

Is this a Major Policy Item/Statutory Plan?	Yes (Part of budget setting)	If Yes, date for relevant Cabinet Meeting	12 December 2011
Date for relevant Council Meeting	22 February 2012	Date for submission to Government department	14 March 2012

4. INFORMATION RELEVANT TO DECISIONS REQUIRED

Council Tax Base Calculation 2011/12 (Annex A)

- 4.1 The Council Tax Base calculation is part of the budget process. The gross tax base for 2012/13 is estimated at 57,513 Band D equivalents. This is reduced by 1.5% to allow any in year variation from the estimates e.g. for properties not being built or occupied, additional

discounts being available or for losses on collection, to give a net council tax base of 56,651.

- 4.2 The net tax base for the current year is (2011/12) 55,971, giving an increase of 1.21%
- 4.3 The figure of 56,651 Band D equivalents reflects the best estimate, based on the latest factual position. The regulations provide for the Billing Authority's records to be calculated on data as at 30 November 2011, together with a forecast of any changes arising after that date until the end of the relevant financial year, in this case, 31 March 2013.

Collection Fund

- 4.4 The surplus on the Collection Fund, as at 31 March 2011, is required to be calculated before the 15 January 2012 and the Police and Fire and Rescue Authorities advised so that it forms part of their budget setting.
- 4.5 A breakeven position has been estimated from Council Tax collection. Therefore it is currently estimated that there will be no share of surplus or deficit on the Collection Fund for 2012/13 for the precepting authorities. This will be finalised by 15 January 2012.

5. CONSULTATION

- 5.1 No external consultation has been undertaken.

6. ANTICIPATED OUTCOMES

- 6.1 That Cabinet endorses the calculation of the Council Tax Base. Also, that they authorise the Executive Director of Resources to calculate the Collection Fund figure by 15 January 2012 and advise this to the Cambridgeshire Police Authority and the Cambridgeshire and Peterborough Fire and Rescue Authority.

7. REASONS FOR RECOMMENDATIONS

- 7.1 The Council Tax Base could be set at a higher or lower level. However, this could have the effect of either inflating unnecessarily the amount of Council Tax to be set or setting the tax at a level insufficient to meet the Council's budget requirements. A similar position could arise if the surplus or deficit were set at a higher or lower level.

8. ALTERNATIVE OPTIONS CONSIDERED

- 8.1 None required at this stage.

9. IMPLICATIONS

- 9.1 This report does not have any implications effecting legal, human rights act or human resource issues.

10. BACKGROUND DOCUMENTS

Used to prepare this report, in accordance with the Local Government (Access to Information) Act 1985):

Local Government Finance Act 1992

Local Government Act 2003

The Local Authorities (Calculation of Council Tax Base) (Amendment) (England) Regulations 2003

The Council Tax (Prescribed Classes of Dwellings) (England) Regulations 2003.

Council Tax Banding List.

Annex A

PETERBOROUGH CITY COUNCIL

COUNCIL TAX BASE FOR TAX SETTING PURPOSES 2012/13

Parish Council	Number of Properties on Valuation List in Bands									TAXBASE	
	A	B	C	D	E	F	G	H	TOTAL	GROSS	NET
Ailsworth	9	21	101	40	49	29	7	0	256	241.06	237.44
Bainton	8	16	24	33	19	20	34	1	155	169.53	166.98
Barnack	83	139	51	114	71	28	32	1	519	460.69	453.78
Borough Fen	28	13	6	0	2	4	0	0	53	36.81	36.25
Bretton	3,828	625	296	284	192	137	19	0	5,381	3,610.75	3,556.59
Castor	52	113	24	62	50	45	27	17	390	376.57	370.92
City (non-parished)	23,096	12,720	8,556	3,408	1,443	556	243	18	50,040	34,943.55	34,419.40
Deeping Gate	0	23	31	48	46	38	14	0	200	213.89	210.68
Etton	4	17	8	13	2	8	5	0	57	53.97	53.16
Eye	799	389	513	223	112	30	14	0	2,080	1,530.64	1,507.68
Glington	130	146	112	99	117	63	36	1	704	644.65	634.98
Hampton	431	1,017	823	1,177	749	86	11	1	4,295	3,588.04	3,534.22
Helpston	34	91	89	71	78	25	21	2	411	384.92	379.14
Marholm	1	20	9	12	12	10	10	1	75	78.14	76.97
Maxey	29	46	39	39	48	55	36	0	292	310.86	306.20
Newborough	105	139	244	118	40	22	7	0	675	560.77	552.36
Northborough	40	178	153	82	70	41	11	1	576	512.56	504.87
Orton Longueville	2,337	1,299	517	342	229	102	67	3	4,896	3,497.15	3,444.69
Orton Waterville	1,558	790	635	540	585	235	77	2	4,422	3,558.74	3,505.36
Peakirk	17	22	35	41	22	32	9	0	178	178.58	175.90
Southorpe	0	0	6	10	14	12	15	1	58	73.39	72.29
St Martins Without	1	3	2	4	0	3	2	2	17	18.83	18.55
Sutton	0	0	0	7	7	22	12	2	50	70.00	68.95
Thorney	310	469	173	166	55	44	27	0	1,244	981.78	967.05
Thornhaugh	3	21	15	9	17	10	12	2	89	93.62	92.22
Ufford	17	9	7	7	20	31	18	2	111	124.45	122.58
Upton	0	14	0	4	2	3	2	0	25	24.01	23.65
Wansford	6	28	23	24	37	55	38	0	211	241.63	238.01
Wittering	784	250	65	32	4	2	3	4	1,144	771.14	759.57
Wothorpe	2	10	18	21	17	20	43	6	137	162.64	160.20
Totals	33,712	18,628	12,575	7,030	4,109	1,768	852	67	78,741	57,513.35	56,650.65
2011/12	33,545	18,800	12,631	6,878	4,042	1,744	834	63	78,537	56,823.50	55,971.15

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CABINET	AGENDA ITEM No. 8
12 DECEMBER 2011	PUBLIC REPORT

Cabinet Member(s) responsible:	Councillor Scott, Cabinet Member for Children's Services Councillor Holdich, Cabinet Member for Education, Skills and University	
Contact Officer(s):	Director of Children's Services	Tel: 01733 863606

CHILDREN'S SERVICES UPDATE

R E C O M M E N D A T I O N S	
FROM : Director of Children's Services	Deadline date : N/A
1. That Cabinet notes the developments within Children's Services and the planned improvement activity.	

1. ORIGIN OF REPORT

This report is submitted following Cabinet's consideration on 26th September of a report on the response to the Ofsted inspection of safeguarding arrangements. Cabinet requested that it receive quarterly updates on progress in implementing the actions and recommendations arising from the Ofsted Inspection.

2. PURPOSE AND REASON FOR REPORT

- 2.1 The purpose of this report is to update Cabinet with details of improvement actions undertaken since the 26th September meeting in response to the findings of the Ofsted Inspection of Safeguarding carried out in August 2011.
- 2.2 This report is for Cabinet to consider under its Terms of Reference No. 3.2.3. To take a leading role in promoting the economic, environmental and social well-being of the area.

3. TIMESCALE

Is this a Major Policy Item/Statutory Plan?	NO
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4. PROGRESS REPORT

- 4.1 The Council has responded vigorously following the receipt of the Ofsted judgement. We quickly secured the three month secondment of an experienced Director of Children's Services from Cambridgeshire County Council, Mr Adrian Loades to provide immediate leadership of the improvement activity. The Leader, the Cabinet Member for Children's Services and the Cabinet Member for Education, Skills and University have also met with Mr Tim Loughton the Parliamentary Under-Secretary of State for Children to reassure him as to the high priority the Council is placing on rapid improvement in Children's Services. The Minister has informed the Council that he will issue an Improvement Notice in response to the inspection. At the time of writing this report, the final Improvement Notice had yet to be received although it is expected that it will not necessitate major changes in the planned improvement activity. The Council has also levered in expert support from authorities in the region to support the improvement programme.

- 4.2 An early draft of the improvement plan has been considered by the Creating Opportunities and Tackling Inequality Scrutiny Committee. The plan will be subsequently restructured and organised on a more thematic basis as opposed to the chronologically structured version considered by the Scrutiny Committee. The plan brings together the recommendations made by Ofsted and the findings of the diagnostic work and case file audits.
- 4.3 The improvement plan gives a specific focus to improving social work practice in Peterborough. A separate audit of 190 recent social cases has also been undertaken and the findings of the audits have also informed the improvement plan. While there are examples of some very good practice, the audit work confirmed the Ofsted view that social work is too variable and that systems and processes either do not support effective social work practice or fail to ensure effective practice.
- 4.4 The Council has established an External Improvement Board independently chaired by Jane Held, a former Director of Social Services with LB Camden. Membership of the Board includes the Council's Chief Executive, Director of Children's Services and representatives from the police, health organisations, schools, the Department for Education and the Peterborough Safeguarding Children's Board. The Improvement Board will review general progress in delivering the improvement plan as well as undertaking detailed reviews of specific areas. The Board will monitor progress through focusing on a range of qualitative measures of social work.
- 4.5 In addition, Creating Opportunities and Tackling Inequalities Scrutiny Committee has proposed to form a task and finish group to oversee the implementation of the improvement plan. The Committee is proposing to do this through regular visits to social care teams to assess progress and improvement at the front line.
- 4.6 Short term action has been necessary in order to respond to immediate pressures. Demands on the service have increased since the Ofsted report and as a consequence it has been necessary to deploy additional resources within the Contact Centre and the contact, referral and assessment function where caseloads remain too high, which is impacting on timeliness. Additional capacity is also being made available to address backlogs in case recording.
- 4.7 Changes have been made to quality assurance and performance management arrangements within children's social care. Arrangements for the assessment of risk and protective factors have been strengthened. An audit of supervision has been undertaken and arrangements put in place for monitoring the timeliness and quality of social work supervisions.
- 4.8 Partner agencies have been reminded of the escalation procedure should they have concerns over the progress of social care cases or social care practice.
- 4.9 Work has also commenced on a number of longer term activities, including the review and development of social work procedures, staff training and development, clarifying thresholds and reviewing and creating a realistic staffing establishment for children's social care. A review of the implementation of the replacement of the current information system, RAISE, has been undertaken with a view to bringing forward the implementation of the Liquid Logic replacement system. Hertfordshire County Council is providing support to a review of the contact centre and contact referral and assessment arrangements in order to strengthen the processes for responding to referrals.

- 4.10 Work has also commenced to develop a strategy for reducing the numbers of children in the care of the Council. This involves considering the arrangements for supporting families with children on “the edge of care”, reducing the time of children in the care of the Council and the unit cost of care and ensuring that effective planning and support arrangements reduce the risk of children returning to the care of the Council.

5. CONSULTATION

- 5.1 Partner agencies, parents and children will be involved in the improvement activity.

6. ANTICIPATED OUTCOMES

- 6.1 The improvement activity has been planned to secure the following outcomes:
- The implementation of robust arrangements for contact, referral and assessment in response to the immediate issues for action identified in the inspection report;
 - Improvements in the capacity and capability of leadership and management arrangements; and
 - The development of a longer term improvement plan with a particular focus on developing the capacity required for sustainable improvement.
- 6.2 The Ofsted inspection methodology will change from 1 April 2012. The current consultation on inspection arrangements envisages longer unannounced inspections with a focus on the inspection being on the child’s “journey” from needing help to receiving help. The improvement activity is intended to ensure that the Council receives a successful inspection outcome.

7. REASONS FOR RECOMMENDATIONS

- 7.1 The Council needs to secure immediate improvements to safeguard children and in the longer term put in place a sustainable high quality Children’s Service in Peterborough.

8. ALTERNATIVE OPTIONS CONSIDERED

- 8.1 Not applicable. The Improvement Plan reflects a considerable amount of activity for all of Children’s Services. The diagnostic work has informed the approach taken to improvement and identified the need to focus on improving social care practice.

9. IMPLICATIONS

- 9.1 The cost of the improvement programme can be met from within existing budgets. Resources are available to secure improvement in the immediate and longer term.
- 9.2 The Secretary of State has the power to issue a statutory notice if he or she deems this is required to secure the necessary improvements within a failing service.

10. BACKGROUND DOCUMENTS

Used to prepare this report, in accordance with the Local Government (Access to Information) Act 1985)

Ofsted Inspection of Safeguarding: Peterborough 6th September 2011

Ofsted Unannounced Inspection of contact referral and assessment arrangements 3rd March 2011

Ofsted Safeguarding and Looked after Children Inspection: Peterborough 21st May 2010

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CABINET	AGENDA ITEM No. 9
12 DECEMBER 2011	PUBLIC REPORT

Contact Officer:	Alex Daynes, Senior Governance Officer, Democratic Services	Tel. 01733 452447
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UPDATE - PETITIONS

RECOMMENDATIONS	
FROM : Directors	
1. That Cabinet notes the action taken in respect of petitions presented to full Council.	

1. ORIGIN OF REPORT

- 1.1 This report is submitted to Cabinet following the presentation of petitions to full Council.

2. PURPOSE AND REASON FOR REPORT

- 2.1 The purpose of this report is to update Cabinet on the progress being made in response to petitions in accordance with Standing Order 13 of the Council's Rules of Procedure.
- 2.2 This report is for Cabinet to consider under its Terms of Reference No. 3.2.1 – 'to take collective responsibility for the delivery of all strategic Executive functions within the Council's Major Policy and Budget Framework and lead the Council's overall improvements programmes to deliver excellent services'.

3. TIMESCALE

Is this a Major Policy Item/Statutory Plan?	NO
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4. OUTCOME OF PETITIONS

4.1 Petition regarding a request for Bourges Boulevard (old) to be made safer from speeding cars

This petition was presented to full Council on 12 October by Councillor Khan. The Council's Infrastructure Delivery Team Manager responded on 24 October 2011 stating that a scheme of works had been completed at the junctions of English Street and Searjeant Street and that it was now proposed to monitor the speed of vehicles to see if further works were needed.

4.2 Petition regarding a request for the construction of an access road to the rear of Gladstone Street properties

This petition was presented to full Council on 12 October by Councillor Nadeem. The Council's Head of Neighbourhoods responded on 11 November 2011 stating that the

parking situation in the area was known to officers and would be addressed as part of Operation CAN-do. The cost involved in the construction would amount to tens of thousands of pounds and a change of use of land would be needed which would need planning permission. However, officers would be including the concept in the scope of the Operation CAN-do strategic parking review so that it could be properly and fully investigated and costs identified. Interim measures would be implemented to ensure access for emergency vehicles was maintained.

4.3 **Petition regarding a request opposing proposals to remove a third of the trees on Bridge Street**

This petition was presented to full Council on 12 October by Councillor Sandford. The Council's Head of Growth and Regeneration responded on 26 October 2011 stating that the petition would be collated with the responses received for the original Bridge Street and Long Causeway consultation and also with the responses to the additional consultation regarding the tree element of the Bridge Street and Long Causeway proposals. It was expected that final proposals would be presented by the end of this year.

4.4 **Petition to build a children's play area and a multi use games area in North Bretton**

This petition was presented to full Council on 12 October by Councillor Martin. Enterprise Peterborough's Community Engagement Officer responded on 8 November stating that the site in question had potential for the development of a play area. A cost quotation for the development of the site and the supply and installation of play equipment to compliment the area will be provided and coloured designs will be produced. Funding streams will then need to be identified with the Neighbourhood Manager to realise the plans.

5. REASONS FOR RECOMMENDATIONS

- 5.1 Standing Orders require that Council receive a report about the action taken on petitions. As the petitions presented in this report have been dealt with by Cabinet Members or officers it is appropriate that the action taken is reported to Cabinet, prior to it being included within the Executive's report to full Council.

6. ALTERNATIVE OPTIONS CONSIDERED

- 6.1 Any alternative options would require an amendment to the Council's Constitution to remove the requirement to report to Council.

7. LEGAL IMPLICATIONS

- 7.1 There are no legal implications.

8. BACKGROUND DOCUMENTS

Used to prepare this report, in accordance with the Local Government (Access to Information) Act 1985)

- 8.1 Petitions presented to full Council and responses from officers.