

**Cabinet DECISION RECORD**  
**Wednesday, 14 December 2022**

(PUBLICATION DATE – 15 December 2022)



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**Part A – Items considered in public**

A5	<p>Status: Recommendations Approved</p> <p>Call-in to apply: No</p> <p>Open</p>	2022/23 Budget Monitoring and Financial Strategy Update	<p><b>RESOLVED that Cabinet: -</b></p> <ol style="list-style-type: none"> <li>1. <b>Recognised the continued improvement to the 2022/23 in-year position with a £9m net surplus now projected;</b></li> <li>2. <b>Agreed the capital virement for the Housing Revenue Account as set out in paragraph 121;</b></li> <li>3. <b>Acknowledged the update of the Medium-Term Financial Plan including estimates of the implications of the governments Autumn Statement;</b></li> <li>4. <b>Acknowledged that, based on the current financial planning assumptions and the approach to risk, that not all of the previously identified savings' proposals may now need to be implemented in 2023/24;</b></li> <li>5. <b>Requested Cabinet to identify up to £6.2m of currently identified 2023/24 savings that can now potentially be deferred to 2024/25;</b></li> <li>6. <b>Noted the improvement in timescales and delivery of the Pay and Reward workstream by moving forward the implementation from the previously assumed date of April 2024 to January 2024; and</b></li> <li>7. <b>Increased the annual investment in unearmarked reserves from £700k to £1.9m in 2023/24.</b></li> </ol> <p><b>It is RECOMMENDED that Council: -</b>  <b>Agree the acceptance of general fund revenue grant for adult social care as set out in paragraph 64.</b></p> <p>Voting: Unanimous          Portfolio Holder: Leader of the Council</p>
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			<p><u>Reason</u>            To comply with accounting codes of practice and best practice which requires councils to regularly monitor the annual budget position.            To comply with the council's financial regulations regarding budget virements.            In addition, and further to a recommendation agreed by Cabinet on the 7 September 2022, an update on the Councils financial strategy is being presented as a standing item on the Cabinet agenda until such time as a balanced budget for 2023/24 has been delivered.            With the material improvement and increased confidence in the Council's financial position the focus will now be on delivering a further member engagement session via the additional Budget Café session added in January.</p>
<p><b>A6</b></p>	<p>Status:            Recommendations            Approved</p> <p>Call-in to apply:            No</p> <p>Open</p>	<p>Exploring the options for devolution to BCP Council</p>	<p><b>RESOLVED that Cabinet: -</b>  <b>(a) Approved the continuation of exploratory work relating to devolution until such time as a final decision is required;</b>  <b>(b) Requested a further report is brought back to Cabinet</b></p> <p>Voting: Unanimous            Portfolio Holder: Leader of the Council</p> <p><u>Reason</u>            Further work is required to fully understand the options available to the Council before a final decision can be made.</p>
<p><b>A7</b></p>	<p>Status:            Recommendations            Approved</p> <p>Call-in to apply:            No</p>	<p>Whitecliff Rd/ Keyhole Bridge Further Review</p>	<p><b>RESOLVED that: -</b>  <b>Having considered all responses, evidence and information Option A, as outlined in the report, to Keep Whitecliff Road open as it is at present be approved.</b></p> <p>Voting: Unanimous            Portfolio Holder: Sustainability and Transport</p>

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	Open		<p><u>Reason</u>  Cabinet considered all of the existing information obtained historically and in the recent additional consultation period and undertook the necessary review to consider all options following the decision of the High Court dated 18 November 2021. (Accessible via a link in the Background Papers).  The Cabinet were less persuaded by some of the assumptions and conclusions within the second analysis and considered that on balance the data analysis of Dorset Council made more sense.  Option B, a further trial was not a sensible way forward as Cabinet considered that they had all the information on this that would be available.  Option C does little to improve air quality and there were balanced arguments on road. However, it was considered that, on balance, closing the bridge would lead to displaced traffic and therefore impact on road safety and the economic impact.</p>
A8	Status: Recommendations Approved  Call-in to apply: No  Open	Economic Development Strategy – Skills Plan	<p><b>RESOLVED that: -  That BCP Skills Plan which is part of the Economic Development Strategy (EDS) be approved</b></p> Voting: Unanimous Portfolio Holder: Development, Growth and Regeneration <p><u>Reason</u>  The plan is part of the Economic Development Strategy to help deliver the council's strategic aims and objectives, with a focus on meeting skills need to drive productivity; attracting talent through a work and place centric delivery; retaining skilled workers through smarter collaborations; and encouraging a more aspirational community with learning for life opportunities.  The emphasis of this work identifies Bournemouth Christchurch and Poole's skills and productivity challenges and defines a programme of key priorities and actions to address. The plan aligns with other related strategies and plans including - The Big Plan, the BCP Council Corporate Strategy, the Dorset Local Industrial Strategy, (as</p>

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			<p>well as the recently agreed BCP Council Economic Development Strategy 2022-26) and the Dorset Local Skills Report. This plan also supports the local delivery of the Levelling up agenda (including the UK Shared Prosperity Fund - UKSPF), the new Skills Bill and the Local Skills Improvement Plan.</p>
<p><b>A9</b></p>	<p>Status: Recommendations Approved (subject to call-in)</p> <p>Call-in to apply: Yes</p> <p>Open</p>	<p>Levelling Up - progress report</p>	<p><b>RESOLVED that Cabinet: -</b></p> <p><b>(a) Note the excellent work of officers to positively take forward the Levelling Up agenda;</b></p> <p><b>(b) Acknowledge the information and recommendations in the Impact Report from This is Purpose and consider which of these if any could be taken forward subject to there being available budgets; and</b></p> <p><b>(c) Agree work should continue across the Council with a focus on the agreed priorities to level up the BCP Council area</b></p> <p>Voting: Unanimous Portfolio Holder(s): Development, Growth and Regeneration</p> <p><u>Reason</u> The values of Levelling Up intrinsically align with the priorities and commitments made in the Council's Big Plan and Corporate Strategy. Committing to level up Bournemouth, Christchurch and Poole enables the Council and its residents to benefit from this key political agenda and opportunities for investment.</p>
<p><b>A10</b></p>	<p>Status: Recommendations Approved</p> <p>Call-in to apply: No</p>	<p>Equality &amp; Diversity Policy Review</p>	<p><b>RESOLVED that Cabinet: -</b></p> <p><b>(i) Approved the draft Corporate Equality &amp; Diversity Policy and Governance Framework; and</b></p> <p><b>(ii) Noted the changes to roles and responsibilities</b></p> <p>Voting: Unanimous</p>

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	Open		<p>Portfolio Holder: Community Safety and Regulatory Services</p> <p><u>Reasons</u></p> <ul style="list-style-type: none"> <li>• To reduce the equality gap and improve quality of life.</li> <li>• To make the governance framework and inclusive.</li> <li>• To provide added assurance of compliance with statutory duties.</li> </ul>
A11	<p>Status: Recommendations Approved</p> <p>Call-in to apply: No</p> <p>Open</p>	Protecting our coastal and open spaces	<p><b>RESOLVED that: -</b></p> <p><b>(a) Cabinet approve the further consideration of potential Public Spaces Protection Orders as noted at paragraph 9 of the report;</b></p> <p><b>(b) Cabinet approve the progression to public consultation on Public Spaces Protection Orders within the scope noted, subject to finalisation of the evidence assessment; and</b></p> <p><b>(c) Cabinet delegate authority to the Director of Communities in consultation with the Portfolio Holder for Community Safety and Regulation, to approve the final proposals and consultation documents by way of a Portfolio Holder Decision Record.</b></p> <p>Voting: Unanimous Portfolio Holder: Community Safety and Regulatory Services</p> <p><u>Reason</u></p> <p>Public Spaces Protection Orders (PSPO) have been identified as a means of preventing and resolving negative behaviours seen throughout the last two years of Seasonal Response Programme delivered at peak visitor periods. Section 59 of the Anti-Social Behaviour Crime and Policing Act 2014 permits a Local Authority to designate a PSPO if it is satisfied on reasonable grounds that conditions prescribed by the Act are met. A feasibility assessment has concluded that there is sufficient evidence to support the further consideration of a PSPO's in regard to six identified behaviours. The assessment also strongly indicates that the Council and</p>

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			<p>Police will be able to take more robust action in regard to these behaviours, improving the response and acting as a deterrent.</p> <p>Further work is required to finalise proposals and progress to public consultation. In order to do so in a timely manner and within timescales which could allow for adoption prior to the Summer 2023 season, delegated authority is sought to support the completion of this work and to achieve the launch of consultation in January 2023.</p>
<p><b>A12</b></p>	<p>Status: Recommendations Approved</p> <p>Call-in to apply: No</p> <p>Open</p>	<p>Provision of Beach Huts</p>	<p><b>RESOLVED that Cabinet: -</b></p> <ul style="list-style-type: none"> <li>(a) <b>Agreed to allow all BCP residents to join the waiting lists for standard huts/sites;</b></li> <li>(b) <b>Agreed the 5-year beach hut pricing strategy set out in Appendix 1a to increase income and harmonise rental and transfer fees;</b></li> <li>(c) <b>Agreed to widen use of long-lease arrangements to generate additional capital and support future development schemes;</b></li> <li>(d) <b>Agreed to the financial plan in Appendix 1c to invest additional income from rental fees, transfers and long-leases to improve service standards and enable further capital investment in seafront assets;</b></li> <li>(e) <b>Noted that the implications of the recommendations above will be included in the Council's Budget and Medium Term Financial Plan (MTFP) 2023/24 report, due to be considered in February 2023 by the Cabinet and Council; and</b></li> <li>(f) <b>Delegated authority to the Chief Operations Officer, in consultation with the Portfolio Holder for Environment &amp; Place, to:</b> <ul style="list-style-type: none"> <li>(i) <b>finalise operational changes and harmonise terms &amp; conditions across Beach Hut: licence hire agreements; handbooks; &amp; waiting lists.</b></li> <li>(ii) <b>make further changes to the pricing structure and eligibility criteria in response to market demand.</b></li> </ul> </li> </ul> <p>Voting: Unanimous Portfolio Holder: Environment and Place</p>

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			<p><u>Reasons</u></p> <ol style="list-style-type: none"> <li>1. Market demand for beach huts is strong however further improvements are possible by widening eligibility and enabling more people to access the service.</li> <li>2. Beach Huts are a 'non-statutory' discretionary commercial service.</li> <li>3. The pricing strategy supports corporate commitments to harmonise the different approaches of the preceding Councils and offers a more equitable system.</li> <li>4. Support the Council's MTFP position and delivery of the Big Plan and Seafront Strategy using a more commercial approach.</li> <li>5. Increase service quality by enhancing maintenance to ensure longevity of existing assets, improve the seafront and the overall service to licence holders and local residents.</li> </ol>
A13	<p>Status: Recommended to Council</p> <p>Call-in to apply: No</p> <p>Open</p>	Externalisation of the Russell-Cotes Art Gallery & Museum	<p><b>Cabinet recommended to Council that:</b></p> <p><b>The Council agrees:</b></p> <p><b>(a) that the future of the Russell-Cotes Art Gallery &amp; Museum, for which it is sole trustee, would be best served by externalisation in the form of the transfer of Sole Trusteeship to a new corporate entity (CLG or CIO) to operate and manage the charity;</b></p> <p><b>(b) as Sole Trustee of the Russell-Cotes Art Gallery &amp; Museum to make a formal application to the Charity Commission for a change of governance under Section 73 of Charities Act 2011 to replace the Council as sole trustee with a new corporate entity (CLG or CIO) acting as sole trustee and for the modernisation of governance articles;</b></p> <p><b>(c) to establish a Corporate Entity (CLG or CIO) and appoint a Shadow Board of 5 nominees to oversee the transition to independence, provide</b></p>

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			<p>continuity and stability and to maintain an on-going supportive relationship with the new CLG/CIO;</p> <p>(d) to negotiate, during the transition phase, future years grant support for the new Trustee, along with the transfer of assets, lease arrangements etc with an expected vesting day of 1 April 2024 at the earliest; and</p> <p>(e) To delegate authority to the Director of Finance, Director of Law &amp; Governance and the Chief Operations Officer to determine the best financial model in consultation with the Portfolio Holder.</p> <p>Voting: Unanimous Portfolio Holder: Tourism, Culture and Vibrant Places</p> <p><u>Reason</u> To safeguard the Russell-Cotes Art Gallery and Museum in the longer term. To modernise the governance arrangements for the charity and enable it to deliver its charitable objectives, fundraise effectively and thrive in the future.</p>