

BOURNEMOUTH, CHRISTCHURCH AND POOLE COUNCIL
CABINET

Minutes of the Meeting held on 11 September 2019 at 10.00 am

Present:-

Cllr V Slade – Chairman

Cllr M Howell – Vice-Chairman

Present: Cllr L Allison, Cllr D Brown, Cllr L Dedman, Cllr A Hadley,
Cllr S Moore, Cllr M Phipps, Cllr Dr F Rice and Cllr K Wilson

Also in Cllr S Bartlett, Cllr P Broadhead, Cllr R Burton, Cllr D Butler, Cllr B
attendance: Dove, Cllr G Farquhar, Cllr N Greene, Cllr M Haines, Cllr J Kelly, Cllr
R Lawton, Cllr M Le Poidevin, Cllr T O'Neill and Cllr L Williams

26. Declarations of Interests

Councillor K Wilson declared a non-pecuniary interest in relation to Minute No. 34 (Housing Compliance Update) and Minute No. 42 (Project Admiral) for transparency purposes as a council tenant.

Councillor A Hadley declared a non-pecuniary interest in relation to Minute No. 35 (Traffic Regulation Orders) specifically relating to 11.1 (Appendix 1 item 84) as he lives opposite the proposed scheme.

27. Confirmation of Minutes

The Minutes of the Cabinet meeting held on 12 July 2019 were confirmed as a correct record and signed.

28. Public Issues

The Leader reported that no public questions had been submitted on this occasion, but that the following statements had been submitted in connection with Item 11.5 (James Road to Sheringham Road, record unprotected bridleway (currently blocked) as a Public Right of Way (PRoW) on the agenda:

Statement from Mr B Kelsell

I have lived in Sheringham Road for 35 years with my Wife Margaret and we have never seen anyone use this path all these years, my Three children also grew up at Sheringham Road and also have never seen anyone use this.

Statement from Mr J Mogg

My property is located at the start of the proposed Bridleway. This application is wholly unnecessary and gives no benefit to my family and the vast majority of James Rd residents.

The path is currently private and used for garden access only.

The creation of a Public Right Of Way would only exacerbate the recent spate of antisocial behaviour and undermine the security and privacy of all residents.

This is not an application for the greater good and I know that the vast majority of residents are against the path being opened up to the public.

Statement from Mrs S Jennings

I strongly object to this proposal

I cannot see how opening up this path would be of any benefit. In the last couple of years one house (that I know of) in James Road has been burgled and cars in the road have recently been tampered with and broken into. Opening up an 'escape route' would **serve no purpose** whatsoever. As it stands at the moment any person not residing in James Road would have to leave via the road and not be able to scoot down an alley.

Towards the end of James Road where this so-called path is, there are families with young children. In this day and age of drug use etc, would you want the possibility of needles etc being dropped in an area where your children or dogs might walk or the possibility of anyone hanging around the other side of your garden fence whilst your children were playing. **I feel this would be a hideout for drug abuse/alcohol and use as a dumping area.**

Another strong objection to this being opened up is I believe it would be used as a **'rat run' for scooters and motor bikes.**

We have some elderly residents who live in this road and at present with James Road being a dead end there is an element of safety for them, **the opening up of this path I believe infringes their safety.**

One further point, who is going to maintain this path? If it will be the Council's responsibility I cannot see a regular maintenance plan occurring – our road is in dire need of repair and has been in bad repair for some time where no maintenance has occurred! Therefore **I cannot possibly see any upkeep of the path taking place.**

I hope the Council take the above points into consideration, together with signatures presented at the meeting and **see fit to refuse the application.**

Statement from Mr & Mrs Hayward

We have lived at the address for over twenty years with a direct view of the proposed DMMO application route from our garden. We also had a close relationship with the previous owner of 104 Sheringham Road who had lived there for over 50 years.

We are incredibly surprised by this application, as far as we or any previous owners were aware, there has never been a public footpath along this route and have not seen anyone use the route detailed. This application is due to a boundary dispute between neighbours which we have seen first hand and should not be supported.

Petition regarding Item 11.5 on the agenda

The Leader invited Mr Michael Atherton to present a petition of signatures in objection to Item 11.5 on the Cabinet Agenda (James Road to Sheringham Road, record unprotected bridleway (currently blocked) as a Public Right of Way (PRoW)).

Thank you for the opportunity to address the cabinet. My name is Michael Atherton and I live at 104 Sheringham Road.

I would like to introduce our petition with reference to item 11.5 – the DMMO application to create a public bridleway between Sheringham Road and James Road.

To give some back ground

The catalyst for this DMMO application is a boundary dispute between myself and my neighbours, and their confusion of what constitutes as a private footpath, therefore this is not a valid DMMO application.

My solicitor and I spent a month preparing a considerable amount of evidence such as photographs, videos statements and a legal submission on this matter which are the grounds of our objection. The Senior Rights of Way Officer indicated to me that he had made his recommendation without reading any of our evidence.

The grounds of our objection are:

- There is insufficient evidence to prove on the balance of probabilities that the general public have been using the proposed path as of right for a full period of 20 yrs without interruption. This is supported by the mature overgrowth, 7m high oak tree obstructing the route and the many honest neighbor statements, some of whom have lived in the road for 35+years.
- There is incontrovertible evidence, which shows that a private right of way exists over part of the proposed footpath for the benefit of particular property owners that surround the route listed on the land registry.
- OS mapping “portrays physical features, but it expresses no opinion on public or private rights” this is a quote from the Definitive Map Orders Consistency Guidelines from the Planning Inspectorate.
- The alleged route running within the boundary of my property is 0.9m wide and very steep. How anyone could imagine a bridleway along this route is ridiculous.
- Perhaps if the Senior Rights of Way Officer read our submission and conducted a site visit his recommendation would be different.
- The Ramblers association did conduct a site visit and create a report, here is the conclusion “In normal circumstances the Ramblers Association would welcome the addition of any right of way to the Definitive Map but it is the circumstances and from what I was able to see on my visit, I don’t see the addition of this path is practical or that its use, if provided, would in my opinion be very light if it was used at all. I don’t see how it could be used as a bridleway”

The petition has been signed by 54 residents who object to this application and reside within a 200m radius of the proposed route along James Rd and Sheringham Road. I am confident with more notice than the 10days notice of the cabinet given by Mr Elias that we could have achieved many more.

So to reflect how can this application to protect an alleged public right of way be supported when the “public” who has been supposedly using it, object to it.

In addition Cabinet were advised that a statement had also been received in relation to Agenda Item 5 (BCP Council Disabled Tax-Exempt Vehicle (DTEV) Parking Permit Policy) on the agenda;

Statement from Mrs S Ward

Cabinet are due to discuss the harmonisation of disabled parking permit fees across the conurbation. Given that disabled people are much more likely to be financially disadvantaged, and given that one area is already not charging a fee at all, the Cabinet should agree today to scrap all fee’s associated with disabled parking permits. Not only has this been shown to be possible, but it is the right thing to do. Please scrap fee’s for disabled parking permits across the BCP area.

In closing Leader advised those present at the meeting that Cabinet had been reviewing the ways in which councillors are engaged in the decisions which come through the Cabinet and Portfolio Holder route to maximise the transparency in decision making.

She advised that one of the issues that all councillors in their ward role are regularly involved in is transportation issues – from disabled parking schemes to footpaths to changes to traffic regulation. To ensure that the Portfolio Holder gets the input and views of councillors and the public a group would be established to consider such issues with the Portfolio Holder and input into the recommendations he brings forward to Cabinet. This will have some similarities with the Transportation Advisory Group that operated within the former Borough of Poole which was considered useful by the Portfolio Holders, back bench councillors and officers.

The Leader further advised that it was proposed to arrange regular monthly engagement sessions with all councillors invited and this would enable external bodies and businesses who wish to put forward proposals and ideas to the members of the Council and seek feedback, or who wish to make presentations on major projects.

The Leader advised that the terms of reference for these groups was being prepared and all councillors would be updated shortly.

The Leader advised that the intention of each of the groups was to support Cabinet members in their decision making, feeding back to Cabinet and were not decision making bodies, rather to assist with engagement, and did not require therefore a formal change to the Constitution.

29. BCP Council Disabled Tax-Exempt Vehicle (DTEV) Parking Permit Policy

The Portfolio Holder for Transport and Infrastructure presented a report, a copy of which had been circulated to each Member and a copy of which appears as Appendix 'A' to these Minutes in the Minute Book.

Cabinet approval was sought to harmonise the qualification criteria, cost and use of Disabled Tax-Exempt Vehicle (DTEV) parking permits across BCP Council.

Cabinet discussed the provision of DTEV parking permits for those in receipt of Council Tax support and felt that the cost of the permit should be waived in such circumstances.

A Councillor present at the meeting expressed the view that all disabled drivers should be entitled to park free of charge, and further to this expressed concern with regards to the scope of the consultation process and urged Cabinet to consider deferral of the item in order to fully consult with stakeholders.

In relation to this Cabinet were advised that the scheme was a discretionary scheme and that the scope of the consultation was also discretionary.

RESOLVED that:-

- (a) Option C within the report is approved as the BCP Council Disabled Tax – Exempt Vehicle (DTEV) parking permit policy; and**
- (b) The £25.00 annual cost of the Disabled Tax – Exempt Vehicle (DTEV) parking permit be waived for those in receipt of Council Tax Support**

Voting: Unanimous

Portfolio Holder: Transport and Infrastructure

30. Statement of Community Involvement

The Portfolio Holder for Strategic Planning presented a report, a copy of which had been circulated to each Member and a copy of which appears as Appendix 'B' to these Minutes in the Minute Book.

Cabinet were asked to approve the Statement of Community Involvement for consultation in order for the Council to set out how it intends to engage residents in the planning system.

The Chairman of the Overview and Scrutiny Board reported that the Board, at its meeting on 9 September 2019 recommended that at recommendation 'b' of the Cabinet report, the Cabinet should agree Option 1 as set out in paragraph 11 of the report, and further to this recommended the following amendments to the Statement of Community Involvement;

- Paragraph 2.30 be amended to add the following words to the first sentence after the word will "...have the opportunity to..."
- Page 12 should be amended to remove Primary Care Trusts and replace with Clinical Commissioning Groups.

Cabinet discussed the desire to move to more digital methods of notification but expressed concern that the appropriate digital platforms weren't yet available, and that this would need to be a transitional process and that currently it was still necessary to write to people.

RESOLVED that:-

- (a) the draft Statement of Community Involvement at Appendix 1 to the report be approved and released for six-week consultation from 7th October 2019;**
- (b) the recommendation (option 3) on how planning applications are to be publicised be approved; and**
- (c) any minor changes to the draft SCI needed prior to the consultation be delegated to the Director for Growth & Infrastructure in consultation with the Portfolio Holder for Strategic Planning; and**
- (d) post consultation a final SCI shall return to Cabinet for formal adoption later in the year.**

Voting: Unanimous

Portfolio Holder: Strategic Planning

31. Boscombe & Pokesdown Neighbourhood Plan Decision Statement

The Portfolio Holder for Strategic Planning presented a report, a copy of which had been circulated to each Member and a copy of which appears as Appendix 'C' to these Minutes in the Minute Book.

The Cabinet were asked to agree the Examiners recommendations, as set out in the Decision Statement, to enable the Neighbourhood Plan to proceed to referendum.

The Chairman of the Overview and Scrutiny Board reported that the Board, at its meeting on 9 September 2019 commended the plan and the hard work which had been carried out but informally requested that Cabinet review the suggested date of the 31 October to ensure that this is the most appropriate date.

Councillors present at the meeting extended their thanks and appreciation to all those involved in the work which had been carried out and urged that the best possible date be chosen in order to ensure the best engagement possible.

Cabinet Members expressed their support for the plan and discussed the potential dates for the referendum, confirming their preference to stick to the suggested 31 October 2019 date.

RECOMMENDED that Council:-

- (a) Consider and accept the modifications to the Boscombe & Pokesdown Neighbourhood Plan recommended in the Examiner's Report 16 July 2019, attached as Appendix 2 to the report;**

- (b) Agree with the Examiner's recommendation that the Boscombe & Pokesdown Neighbourhood Plan as modified meets Basic Conditions;**
- (c) Agree that the Neighbourhood Plan as modified, attached as Appendix 4, can proceed to Referendum, and publish this decision through issuing the Decision Statement;**
- (d) Agree with the Examiner's recommendation that the area for referendum will be the designated Boscombe & Pokesdown Neighbourhood area, as shown in the Plan at Appendix 1 (the combined area of Boscombe East & Pokesdown and Boscombe West wards)**
- (e) As competent authority under the Habitats Regulations, agree to adopt the Habitats Regulations Assessment of the Boscombe & Pokesdown Neighbourhood Plan, attached as Appendix 5 to the report; and**
- (f) Delegate authority to the Director of Growth and Infrastructure in consultation with the Portfolio Holder for Strategic Planning to agree further minor changes to the Plan.**

Voting: Unanimous

Portfolio Holder: Strategic Planning

32. Local Development Scheme – BCP Local Plan

The Portfolio Holder for Strategic Planning presented a report, a copy of which had been circulated to each Member and a copy of which appears as Appendix 'D' to these Minutes in the Minute Book.

Cabinet approval was sought for the BCP Council Local Development Scheme (LDS) to come into effect from 23 September 2019. In addition approval was sought for delegated authority to enable the Director for Growth and Infrastructure in consultation with the Portfolio Holder for Strategic Planning to make any minor amendments to the LDS document.

The Portfolio Holder informed Cabinet that the LDS provided the community and other interested parties with an indication of what local plan documents are to be prepared by the Council and when. In addition the Portfolio Holder advised that the timetable includes particular milestones that highlight public consultation stages where interested parties can be involved in the plan making process.

RECOMMENDED that Council:-

- (a) approves that all previous planning policy work on emerging legacy Local Plans of the preceding authorities is refocused on the preparation of an area-wide BCP Local Plan;**
- (b) approve the Local Development Scheme to come into effect on 23 September 2019 and confirm the timetable to produce the BCP Local Plan and other related planning policy documents; and**

- (c) **delegate authority to the Head of Growth & Infrastructure in consultation with the Portfolio Holder for Strategic Planning to make minor text changes to the LDS document to be published on 23 September 2019.**

Voting: Unanimous

Portfolio Holder: Strategic Planning

33. BCP Council Local Plan Issues and Call for Sites

The Portfolio Holder for Strategic Planning presented a report, a copy of which had been circulated to each Member and a copy of which appears as Appendix 'E' to these Minutes in the Minute Book.

Cabinet approval was sought to undertake an initial consultation on possible issues the BCP Local Plan will need to address, as well as carry out a 'Call for Sites' exercise to invite anyone with a potential development site to submit it to the Council for consideration as part of the Local Plan process.

A Councillor present at the meeting stressed the importance of reaching as wide an audience as possible through the consultation process.

In relation to this the Portfolio Holder assured Councillors that a variety of communication methods were going to be used in order to publicise the consultation.

RESOLVED that the BCP Local Plan issues and call for sites letter be released for a minimum of 6 weeks consultation in accordance with Regulation 18 of the Local Planning regulation.

Voting: Unanimous

Portfolio Holder: Strategic Planning

34. Housing Compliance Update

The Portfolio Holder for Housing presented a report, a copy of which had been circulated to each Member and a copy of which appears as Appendix 'F' to these Minutes in the Minute Book.

Cabinet were asked to note the update which provided reassurance that compliance of the housing stock with regards to water quality, gas safety, asbestos, electrical safety, fire safety and lift safety was at good levels and well within the legal requirements.

RESOLVED that performance be reported annually to the Overview and Scrutiny Board and Cabinet.

Voting: Unanimous

Portfolio Holder: Housing

Councillor K Wilson declared a non-pecuniary interest in this item for the purposes of transparency and remained present for the discussion and voting thereon.

35. Traffic Regulation Orders

The Portfolio Holder for Transport and Infrastructure presented a report, a copy of which had been circulated to each Member and a copy of which appears as Appendix 'G' to these Minutes in the Minute Book.

The report sought Cabinet approval for public consultation on a number of proposed Traffic Regulation Orders and for consideration of Rights of Ways Issues. The Cabinet was also asked to agree to delegate approval to allow Traffic Regulation Orders and Disabled Parking bays to be advertised in the future, with any representations received in response to these advertisements being considered by the Cabinet.

The Leader advised in relation to these items that as raised earlier in the meeting it would be the intention that in future such items would be submitted to the Transport Advisory Group once established which would then discuss the items prior to coming to Cabinet.

RESOLVED that:-

- (a) the Traffic Regulation Orders be advertised as set out in Report 11.1;**
- (b) the Traffic Regulation Orders be advertised for new disabled parking bays as set out in Report 11.2;**
- (c) the footpath through the Winter Gardens site be diverted as set out in Report 11.3;**
- (d) the bridleway on Longfleet Drive be defined as set out in Report 11.4;**
- (e) the decision whether to make an Order to define a bridleway on the path between James Road and Sheringham Road as set out in Report 11.5 be deferred and passed to the Transport Advisory Group once established for their consideration; and**
- (f) authority be delegated to the Director of Growth and Infrastructure to make Traffic Regulation Orders and related Highways Orders where the required public has been undertaken and no objections have been received.**

Voting: Unanimous

Portfolio Holder: Transport and Infrastructure

Councillor A Hadley declared a non-pecuniary interest in relation to Item 84 of Appendix 1 and remained present for the discussion and voting thereon.

36. Highways Maintenance Severe Weather Plan

The Portfolio Holder for Environment and Climate Change presented a report, a copy of which had been circulated to each Member and a copy of which appears as Appendix 'H' to these Minutes in the Minute Book.

Cabinet approval was sought for the preparation activities for Winter Service delivery 2019/20 across the BCP Council conurbation.

The Portfolio Holder advised that the report set out details of the operational planning, communications objectives and outlined wider future transformational change reviews necessary to ensure BCP Council can provide a legally compliant, safe, reliant, fit for purpose, affordable Highway Maintenance Scheme. In addition the Portfolio Holder advised that Winter Service was a statutory BCP function essential to keeping the BCP conurbation safe and moving during periods of ice and snow.

The Leader informed the Cabinet of a scheme currently run in Sutton which enabled neighbours and households to collect an allocated amount of grit, and in relation to this advised that it was hoped more information could be gathered in respect of such a scheme.

RESOLVED that:-

- (a) Cabinet notes that the preparations for Winter Service 2019/20 are in place to ensure continuity of service previously provided by the three preceding Highway Authorities (Dorset County Council, Bournemouth & Poole Council's) for this coming Winter;**
- (b) a review of Winter Service is undertaken at the end of the 2019/20 season (during April 2020) to inform the development of a BCP Council Winter Service Plan. Including the extent of service and associated service priorities are reviewed e.g. options for future treatment of roads, pavements and cycle paths.**
- (c) learning from the review is used to inform the wider response to weather related incidents on the highway (gales, flooding and heat)**
- (d) a wider Highway Maintenance activities review is undertaken, and an options report developed.**

Voting: Unanimous

Portfolio Holder: Environment and Climate Change

37. People Strategy

The Leader of the Council presented a report, a copy of which had been circulated to each Member and a copy of which appears as Appendix 'I' to these Minutes in the Minute Book.

Cabinet were asked to approve the draft BCP Council 2019-2023 People Strategy and action plan, including a set of proposed behaviours that will form the basis of a corporate Behaviours Framework.

The Chairman of the Overview and Scrutiny Board reported that the Board, at its meeting on 9 September 2019 whilst supportive of the report suggested that the wording on page 405 of the Cabinet Agenda “where good things happen to good people” be amended or removed.

RESOLVED that:-

- (a) subject to the removal or amendment of the wording on page 405 of the Cabinet Agenda “where good things happen to good**

people”, the draft BCP Council 2019 - 2023 People Strategy and action plan be approved; and

(b) the proposed behaviours be endorsed.

Voting: Unanimous

Portfolio Holder: Leader

38. Implementation of pay and reward strategy

The Leader of the Council presented a report, a copy of which had been circulated to each Member and a copy of which appears as Appendix ‘J’ to these Minutes in the Minute Book.

Cabinet were asked to consider and support the approach to implementing BCP Council’s pay and reward strategy and to approve the resources required to deliver the new arrangements.

The Chairman of the Overview and Scrutiny Board reported that the Board, at its meeting on 9 September 2019 made the following recommendations in respect of the item:

- (a) Cabinet agree the recommendations at 1-5 of the report
- (b) Cabinet resolve that the recommendation at 6 in the Cabinet report be amended to end after the words “Trade Unions”
- (c) Cabinet approve the following additional recommendation to be added at 7, “To agree that a report be brought back to Cabinet to approve the final pay and reward arrangements in due course”
- (d) Subject to the approval of the above recommendations Cabinet agree that the recommendation at 7 in the Cabinet report becomes recommendation 8.

In addition the Chairman of the Overview and Scrutiny Board advised that Overview and Scrutiny would want to consider this issue again before the final report to Cabinet and would appreciate as much time as possible in order to consider future Cabinet reports.

Cabinet discussed the report and advised that they understood the concerns raised, but that it was necessary to ensure that the pay and reward arrangements were fair and equitable.

RESOLVED that Cabinet:

- (a) support the proposed characteristics of the new pay structure;**
- (b) support the aspiration to have new pay and reward; arrangements in place as soon as is reasonably possible, and preferably within 12 months of mobilisation;**
- (c) support the approach to implementation subject to approval of funding by Council;**
- (d) support a further competition under Lot 4 of the CCS Management Consultancy Framework as the process for procuring an external partner to support the implementation process;**

- (e) **Delegate Authority to the Chief Executive in consultation with the Leader of the Council to award the contract for an external partner following the procurement process;**
- (f) **Delegate authority to the Chief Executive in consultation with the Leader of the Council to undertake collective bargaining with recognised trade unions; and**
- (g) **agree that a report be brought back to Cabinet to approve the final pay and reward arrangements in due course.**

RECOMMENDED that Council approve the allocation of £2.1m funding for additional internal capacity and external support for delivering the pay and reward strategy.

Voting: Unanimous

Portfolio Holder: Leader

39. BCP Council Investment to Support the One Dorset Pathology Unit

The Portfolio Holder for Finance presented a report, a copy of which had been circulated to each Member and a copy of which appears as Appendix 'K' to these Minutes in the Minute Book.

Cabinet were requested to consider supporting one of the Councils key strategic partners in delivering a new modern pathology facility to serve both the conurbation and the rest of Dorset, by way of an investment from the Council into the Royal Bournemouth and Christchurch National Health Service (NHS) Foundation Trust (RBCH) which will be repaid evenly in equal instalments of capital of just under £1m per annum.

The Chairman of the Overview and Scrutiny Board queries the existence of a BCP Council Investment Strategy, and it was confirmed that a BCP Council wide strategy would be coming before Cabinet in due course, but that it was desirable to approve this in advance in order to take advantage of this investment opportunity.

Cabinet discussed the benefits of the scheme. Further to this Cabinet were advised that the recommendation would go to the 5 November 2019 Council meeting to enable the Audit & Governance Committee to consider the report prior to Council.

RECOMMENDED that Council:-

- (a) **approve a £14.9m investment over a 15-year repayment period to The Royal Bournemouth and Christchurch Hospitals NHS Foundation Trust on the terms outlined in in paragraph 3 of the report;**
- (b) **extend the Councils schedule of approved counterparties for investments to include the Royal Bournemouth and Christchurch Hospital NHS Foundation trusts for the purposes of this investment only as well as increase the time limit to 15 years;**
- (c) **delegate to the Chief Finance Officer the approval of any further detailed terms for the provision of the investment; and**

- (d) authorise the Council's Monitoring Officer to draw up and enter into a suitable legal agreement with the NHS Foundation Trust.**

Voting: Unanimous

Portfolio Holder: Finance

40. Budget Monitoring Report - 2019/20 Quarter 1

The Portfolio Holder for Finance presented a report, a copy of which had been circulated to each Member and a copy of which appears as Appendix 'L' to these Minutes in the Minute Book.

Cabinet were asked to consider the council's performance against budget for the period 1 April 2019 to 30 June 2019.

The Chairman of the Overview and Scrutiny Board reported that the Board, at its meeting on 9 September 2019 recommended that Cabinet practice sustainable budgeting and avoid using reserves for day to day revenue needs.

A member of the Council present requested that more detail be provided in terms of the pressures on the Libraries and Cultural Services.

In relation to this the Portfolio Holder for Finance advised that there were a lot of detailed figures within the report and that it would be appropriate for the relevant corporate director to provide further detailed information.

RESOLVED that Cabinet:-

- (a) approves the actions set out in paragraphs 74-77 of the report;**
- (b) notes the contents of the report;**
- (c) notes the position of the forecast for the General Fund outturn for the financial year ended 31 March 2020;**
- (d) notes the update (set out in Appendix C) from the Corporate Director for Children's Services on the progress in delivering a sustainable solution to the High Needs element of the Dedicated Schools Grant; and**
- (e) notes the forecast year end outturn positions for capital, reserves and Housing Revenue Account neighbourhood accounts.**

Voting: Unanimous

Portfolio Holder: Finance

41. Exclusion of Press and Public

RESOLVED that in view of the nature of the business to be transacted it is likely that if members of the public were present during the following item there would be disclosure to them of 'exempt information' as described in the category indicated and they be therefore excluded from the meeting in accordance with Section 100A (4) of the Local Government Act 1972.

42. Project Admiral Leasehold Considerations and Acquisition Proposals

The Portfolio Holder for Housing presented a report, a copy of which had been circulated to each Member and a copy of which appears as Appendix 'M' to these Minutes in the Minute Book.

Cabinet were updated on the current position in respect of Project Admiral with particular reference to the need to consider Leaseholder Representations following section 20 consultation.

The Chairman of the Overview and Scrutiny Board reported that the Board, at its meeting on 9 September 2019 made the following recommendations in respect of the item:

- (a) Cabinet should carefully consider the recommendations as set out in the report and the options set out in the exempt part of the report.
- (b) Cabinet be advised that the Overview and Scrutiny Board do not support Recommendation B on the grounds of fairness to leaseholders due to there only being a small number of properties able to be re-purchased, of fairness to the rest of BCP Council's tenants and to those on the Council's Housing Registers due to the way in which it is proposed to use HRA finances to support the recommendations as set out in the report.

A Councillor in attendance raised concerns with regards to the buy back arrangements stressing that the value would need to take in to account the proposed maintenance costs and could potentially present negative equity.

Cabinet were advised that the District Valuer would depress the value of the property based on the fact that there was a maintenance bill to be paid, however the properties would appreciate in value once the work had been carried out.

Following discussion on the recommendations contained within the confidential part of the report, the meeting proceeded back into open session for the discussion regarding the buy back of properties, the summing up from the Portfolio Holder for Housing and the vote on the recommendations below.

RESOLVED that Cabinet:-

- (a) approves the recommendations set out in the confidential report; and**
- (b) Offers to repurchase a limited number of properties as set out in Option 4, and delegates authority to the Director of Housing in consultation with the Monitoring Officer and Section 151 Officer to decide which properties will be repurchased further to this decision.**

Voting: Unanimous

Portfolio Holder: Housing

43. Cabinet Forward Plan

The Leader advised that the Cabinet Forward Plan was published on the Councils website.

The meeting ended at 12.45 pm

CHAIRMAN