

Record of the decisions of the meeting of the **CABINET** held at the Council Offices, Whitfield on Monday, 3 October 2011 at 11.05 am.

Present:

Chairman: Councillor P A Watkins

Councillors: S S Chandler
N J Collor
M D Conolly
P G Heath
N S Kenton

Also Present: Councillor T J Bartlett
Councillor G Cowan

Officers: Chief Executive
Director of Community and Development
Director of Environment and Corporate Assets
Director of Finance
Director of Governance
Development Manager, White Cliffs Landscape Partnership
Environmental Enforcement and Protection Manager
Housing and Community Manager
Leadership Support and Corporate Communication Manager
Principal Community and Leisure Officer
Senior Infrastructure and Delivery Officer
Team Leader, Licensing
Leadership Support Officer
Democratic Support Officer

An apology for absence was received from Councillor C J Smith.

DECISIONS

The Decisions of the meetings of the Cabinet held on 5 September 2011 as detailed in decision numbers CAB 37 to CAB 49 were approved as correct records and signed by the Chairman.

The formal decisions of the Executive are detailed in the following schedule.

Record of Decisions: Executive Functions

Decision Status	Record of Decision	Alternative options considered and rejected (if any)	Reasons for Decision	Conflicts of interest (if any) declared by decision maker(s) or consultees (if any)
<p>CAB 51 3.10.11 Open</p> <p>Key Decisions Yes</p> <p>Call in to apply Yes</p> <p>Implementation Date 11 October 2011</p>	<p><u>ISSUES ARISING FROM OVERVIEW AND SCRUTINY OR OTHER COMMITTEES – REFUND OF PARKING FEES TO USERS OF THE DISTRICT'S TWO LEISURE CENTRES</u></p> <p>It was agreed:</p> <p>(a) That the Scrutiny (Policy and Performance) Committee's recommendation (a)(i), made at its meeting held on 20 September 2011, be noted, as follows:</p> <p>That the Cabinet note the Committee's concern over the decision to end the refund of parking fees to users of the leisure centres due to the detrimental impact on the finances of Vista Leisure and the disproportionate impact on low income families and groups such as the disabled, young and elderly who have most to gain from the health and well-being benefits of regular exercise.</p> <p>(b) That the Scrutiny (Policy and Performance) Committee's recommendations (a)(ii) to (iv), made at its meeting held on 20 September 2011, be approved, as follows:</p> <p>(i) That parking permits be issued for all Vista Leisure staff and for volunteers organising events or activities at either of the two leisure centres.</p> <p>(ii) That duplicate parking ticket printing be retained at the two leisure centre car parks to assist Vista Leisure if they decide to offer reimbursement of parking charges to their Direct Debit subscribers.</p>	<p>None.</p>	<p>Following Cabinet's decision on 4 July 2011 to confirm the withdrawal of the parking fee refund scheme (CAB 23), the Scrutiny (Policy and Performance) Committee, at its meeting held on 20 September 2011, heard from the Council's Community Safety, CCTV and Parking Manager about the outcome of consultation and made several recommendations (Minute No 167).</p> <p>Revocation of the scheme will see the refund of parking fees to users of the Tides</p>	

	(iii) That the feasibility of introducing an annual parking ticket for the leisure centre car parks be investigated.		and Dover Leisure Centres discontinued.	
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CAB 52 3.10.11 Open Key Decisions No Call-in to apply Yes Implementation Date 11 October 2011	<u>ISSUES ARISING FROM OVERVIEW AND SCRUTINY OR OTHER COMMITTEES – CIVIL ENFORCEMENT OFFICER FUNCTIONS</u> It was agreed that the Scrutiny (Policy and Performance) Committee's recommendations (a) and (b), made at its meeting held on 20 September 2011, be approved as follows: (a) That Cabinet notes the Committee's support for greater enforcement action with regard to offences such as litter and dog fouling and its request that proposals be prepared for consideration by Cabinet as to how the Council's enforcement powers could be strengthened. (b) That, as part of this report, the feasibility of expanding the role of Civil Enforcement Officers, to include the issuance of Fixed Penalty Notices under the Clean Neighbourhoods and Environment Act 2005, be investigated.	None.	The Scrutiny (Policy and Performance) Committee, at its meeting held on 20 September 2011, heard from the Community Safety, CCTV and Parking Manager about Civil Enforcement Officer functions and made two recommendations (Minute No 168).	

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CAB 53 3.10.11 Open Key Decisions No	<u>ISSUES ARISING FROM OVERVIEW AND SCRUTINY OR OTHER COMMITTEES – PERFORMANCE REPORT – 1ST QUARTER 2011/12</u> It was agreed: (a) That the Scrutiny (Policy and Performance) Committee's	None.	At its meeting held on 20 September 2011, the Scrutiny (Policy and Performance) Committee	

<p>Call-in to apply Yes</p> <p>Implementation Date 11 October 2011</p>	<p>endorsement of Cabinet decision CAB 46, made at its meeting held on 20 September 2011, be acknowledged.</p> <p>(b) That Cabinet decision CAB 46 be reaffirmed.</p>		<p>endorsed Cabinet decision CAB 46 (Minute No 176).</p>	
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<p>CAB 54 3.10.11 Open</p> <p>Key Decisions Yes</p> <p>Call-in to apply Yes</p> <p>Implementation Date 11 October 2011</p>	<p><u>PLAY AREAS</u></p> <p>It was agreed that the draft Play Area Review document, as set out at Appendix A of the report, be approved for consultation.</p>	<p>None.</p>	<p>The Council's Play Strategy 2007-2012 is due to expire next year. It is therefore appropriate to review the Strategy and formulate the strategic approach that will be followed for play area provision for the period 2012 to 2026. The Review will also look at how the Council will implement the standards for play area provision set out in the Open Space Standards Consultation Document.</p>	

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<p>CAB 55 3.10.11 Open</p> <p>Key Decisions Yes</p> <p>Call-in to apply Yes</p> <p>Implementation Date 11 October 2011</p>	<p><u>LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976: HACKNEY CARRIAGE FARE TARIFF – REQUEST FOR INCREASE</u></p> <p>It was agreed that the variation to the table of fares proposed on behalf of the Dover Federation of Licensed Taxi Operators, as set out at paragraph 12 of the report, be approved for consultation.</p>	None.	<p>The current taxi fare tariff was set in July 2008.</p> <p>Following the receipt of two proposals from taxi operators for a review of the tariff, Cabinet is required to decide which tariff should be published for consultation.</p>	

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<p>CAB 56 3.10.11 Open</p> <p>Key Decisions Yes</p> <p>Call-in to apply Yes</p>	<p><u>HACKNEY CARRIAGE NUMBERS – UNMET DEMAND SURVEY</u></p> <p>It was agreed that, having considered the report of Halcrow Group Limited in respect of the Unmet Demand Survey, the current limit of 69 Hackney Carriage Licences issued by the Council be retained.</p>	None.	<p>Department for Transport guidance published in 2006 advised that licensing authorities could continue to limit the number of licences issued to Hackney Carriage vehicles provided</p>	

<p>Implementation Date 11 October 2011</p>			<p>that a survey was undertaken at least every 3 years to establish if there was significant demand not being met by the limitation. Dover District Council last conducted an unmet demand survey in 2005.</p> <p>At its meeting held on 27 January 2010, Council considered a report which included the results of consultation undertaken with trade members and others on this matter and resolved that an unmet demand survey be carried out by consultants (Minute No 386).</p>	
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<p>CAB 57 3.10.11 Open</p> <p>Key Decisions Yes</p> <p>Call-in to apply Yes</p> <p>Implementation Date 11 October 2011</p>	<p><u>DOVER DISTRICT LOCAL DEVELOPMENT SCHEME</u></p> <p>It was agreed that the Local Development Scheme, as set out at Appendix A of the report, be approved.</p>	<p>None.</p>	<p>The current Local Development Scheme, the Council's public statement which sets out the programme that the Council intends to follow in the production of its Local Development Framework (LDF), was adopted in 2010 and needs updating. The LDF comprises several documents which will deliver the planning strategy for the District.</p>	

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<p>CAB 58 3.10.11 Open</p>	<p><u>CONSULTATION ON PROPOSED SUPPLEMENTARY PLANNING DOCUMENT CONCERNING SHOP FRONTS AND SIGNAGE WITHIN CONSERVATION AREAS</u></p> <p>It was agreed that the proposed Supplementary Planning Document on</p>	<p>None.</p>	<p>It is proposed that guidance on the design of shop fronts and signage in conservation</p>	<p>Councillor P G Heath declared a personal and prejudicial interest by reason</p>

<p>Key Decisions Yes</p> <p>Call-in to apply Yes</p> <p>Implementation Date 11 October 2011</p>	<p>Shop Fronts and Signage within Conservation Areas, as set out at Appendix A of the report, be approved for consultation for a period of 8 weeks in late 2011.</p>		<p>areas be adopted as a Supplementary Planning Document (SPD), which will form part of the Council's Local Development Framework and be used to determine planning applications.</p>	<p>of his being a director of the Deal and Walmer Chamber of Commerce and withdrew from the chamber during consideration of this item.</p> <p>Councillor P A Watkins declared a personal and prejudicial interest by reason of his ownership of two properties (12 Broad Street and 14 High Street, Deal) that would be affected by the proposals and withdrew from the chamber during consideration of this item.</p> <p>The Vice-Chairman assumed the Chair.</p>
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<p>CAB 59 3.10.11 Open</p> <p>Key Decisions Yes</p> <p>Call-in to apply Yes</p> <p>Implementation Date 11 October 2011</p>	<p><u>OPEN SPACE STANDARDS</u></p> <p>It was agreed that the proposed Open Space Policy and Standards, as set out at Appendix A of the report, be approved for public consultation, subject to the amendment of paragraph 4 of Part 1 as circulated at the meeting.</p>	<p>To not agree the amendment to Appendix A of the report.</p>	<p>The Council's Core Strategy, a key component of the Local Development Framework (LDF), sets out a vision for the District as a place to live, work, relax, etc and contains two policies which relate to open space.</p> <p>Following consultation, the new Open Space Standards and Policy will be included in the Land Allocations Development Plan Document which will form part of the LDF and have formal planning status.</p>	

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<p>CAB 60 3.10.11 Open</p> <p>Key Decisions No</p> <p>Call-in to apply Yes</p> <p>Implementation Date 11 October 2011</p>	<p><u>ESTABLISHING A LOCAL SHADOW HEALTH AND WELL-BEING BOARD</u></p> <p>It was agreed:</p> <p>(a) That Kent County Council be requested to establish the Dover Local Health and Well-Being Board in shadow form for Dover District, as set out in the report.</p> <p>(b) That the Director of Governance be requested to make representations to the Department of Health as per paragraph 12 of the report in order to enable the localism agenda to be fully effective in this instance.</p>	<p>None.</p>	<p>The Health and Social Care Bill gives local authorities a new role in respect of co-ordinating, commissioning and overseeing health, social care and health improvement services.</p> <p>The creation of a County Health and Well-Being Board is a statutory duty for Kent County Council (KCC), and it is proposed that a Dover sub-committee be established which will assume full decision-making powers in 2013 when the new arrangements are fully established.</p>	

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<p>CAB 61 3.10.11 Open</p> <p>Key Decisions No</p> <p>Call-in to apply Yes</p> <p>Implementation Date 11 October 2011</p>	<p><u>WHITE CLIFFS LANDSCAPE PARTNERSHIP SCHEME</u></p> <p>It was agreed:</p> <p>(a) That the Council hosts the Delivery Stage of the Landscape Partnership Scheme, subject to a successful stage 2 application in March 2012.</p> <p>(b) That funding of £80,000 from Growth Point capital funds to support the Landscape Partnership be approved.</p>	<p>None.</p>	<p>Landscape Partnerships (LP) are a Heritage Lottery Fund (HLF) initiative whose aim is to conserve areas of distinctive landscape character. At its meeting held on 6 December 2010, Cabinet agreed that the White Cliffs LP be formalised (CAB 62).</p> <p>The White Cliffs LP includes Dover and Shepway District Councils, KCC and the Kent Wildlife Trust amongst others and, if successful, will secure funding of £1.5 million from the HLF for the benefit of the District's green infrastructure and</p>	<p>The Chairman assumed the Chair.</p>

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CAB 62 3.10.11 Open Key Decisions No Call-in to apply Yes Implementation Date 11 October 2011	<u>DECISIONS TAKEN BETWEEN CABINET MEETINGS</u> It was agreed that Decision Notice U07 (Amendment to the Scheme of Officer Delegations in respect of executive housing functions) be received and noted.	None.	To note the decision taken by the Leader of the Council pursuant to paragraph 12(2) of Section 6A of Part 3 (Scheme of Officer Delegations) of the Constitution.	

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CAB 63 3.10.11 Open Key Decisions No Call-in to apply Yes	<u>NOTICE OF DELEGATED DECISIONS</u> It was agreed that Delegated Decision Notice DD02 (The naming of a new street at a residential development at the former Royal Mail Depot, Maison Dieu Road, Dover) be received and noted.	None.	To note the delegated decision taken by the Portfolio Holder for Access and Property Management pursuant to Section D1 (Specific Powers Delegated to Members of the	

Implementation Date 11 October 2011			Executive) of Part 3 (Responsibility for Functions) of the Constitution.	
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The meeting ended at 11.42 am