

Record of the decisions of the meeting of the **CABINET** held at the Council Offices, Whitfield on Monday, 11 January 2010 at 11.00 am.

Present:

Chairman: Councillor P A Watkins

Councillors: T J Bartlett  
S S Chandler  
N J Collor  
P G Heath  
N S Kenton  
F J W Scales  
C J Smith  
I H Ward

Also Present: Councillor B W Bano  
Councillor B W Butcher  
Councillor C J Meredith

Officers: Chief Executive  
Head of Development and Public Protection  
Head of Finance and ICT  
Head of Governance  
Head of Leisure, Property and Waste Management  
White Cliffs Countryside Project Manager  
Democratic Support Officer

### DECISIONS

The Decisions of the meeting of the Cabinet held on 7 December 2009 as detailed in decision Nos CAB 72 to CAB 86 were approved as a correct record 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 87 11.1.10 Open</p> <p><b>Key Decisions</b> Yes</p> <p><b>Call in to apply</b> Yes</p> <p><b>Implementation Date</b> 19 January 2010</p>	<p><u>ISSUES ARISING FROM OVERVIEW AND SCRUTINY OR OTHER COMMITTEES – BUSINESS AND COMMUNITY SERVICE TRANSFORMATION AND JOINT WORKING ON REVENUES AND BENEFITS SERVICES BETWEEN DOVER AND THANET DISTRICT COUNCILS</u></p> <p>It was agreed:</p> <p>(a) That the Scrutiny (Policy and Performance) Committee's endorsement of Cabinet decision CAB 82 (Minute No 348), made at its meeting held on 15 December 2009, be acknowledged.</p> <p>(b) That CAB decision 82 be reaffirmed.</p>	None.	The Scrutiny (Policy and Performance) Committee, at its meeting held on 15 December 2009, endorsed the decision made by Cabinet at its meeting held on 7 December 2009 (Minute No 348).	

Decision Status	Record of Decisions	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 88 11.1.10 Open</p> <p><b>Key Decisions</b> No</p> <p><b>Call-in to apply</b> Yes</p>	<p><u>ISSUES ARISING FROM OVERVIEW AND SCRUTINY OR OTHER COMMITTEES – DISPOSAL OF CHARLTON GREEN FORMER SORTING OFFICE</u></p> <p>It was agreed:</p> <p>(a) That the Scrutiny (Policy and Performance) Committee's endorsement of Cabinet decision CAB 85(a) (Minute No 351), made at its meeting held on 15 December 2009, be acknowledged.</p>	None.	The Scrutiny (Policy and Performance) Committee, at its meeting held on 15 December 2009, endorsed the decision made by Cabinet at its meeting held on 7 December 2009	

<b>Implementation Date</b> 19 January 2010	(b) That the Scrutiny (Policy and Performance) Committee's recommendation pertaining to CAB 85 (b) be rejected.  (c) That CAB decision 85 be reaffirmed.		but proposed an amendment to CAB 85 (b) (Minute No 351).	
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Decision Status	Record of Decisions	Alternative options considered and rejected (if any)	Reasons for Decision	Conflicts of interest (if any) declared by decision maker(s) or consultees (if any)
CAB 89 11.1.10 Open  <b>Key Decisions</b> No  <b>Call-in to apply</b> Yes  <b>Implementation Date</b> 19 January 2010	<u>EAST KENT (JOINT ARRANGEMENTS) COMMITTEE</u>  It was agreed that the Minutes of the East Kent (Joint Arrangements) Committee be noted.	None.	The four district councils in East Kent have signed a joint working protocol which commits them to working together to identify opportunities for the joint provision of services. The last meeting of the East Kent (Joint Arrangements) Committee was held on 25 November 2009.	

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CAB 90 11.1.10 Open	<u>EAST KENT JOINT SERVICES – STRATEGIC CASE</u>  It was agreed that the report at Annex 1 of the report presented to Cabinet entitled 'East Kent Joint Services – Strategic Case' be approved as an	None.	The four district councils in East Kent have signed a joint working	

<p><b>Key Decisions</b> Yes</p> <p><b>Call-in to apply</b> Yes</p> <p><b>Implementation Date</b> 19 January 2010</p>	<p>appropriate basis for progressing joint services with the Council's East Kent Partners.</p>		<p>protocol which commits them to working together to identify opportunities for the joint provision of services, in order to achieve savings through economies of scale and service transformation.</p> <p>The proposals to be approved by Cabinet provide a framework within which East Kent authorities will develop joint working arrangements across a number of service areas.</p> <p>(In accordance with the provisions of Section 100(B)(4)(b) of the Local Government Act 1972, the Chairman agreed that this item, which was not detailed on the</p>	
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			Agenda, should be considered as a matter of urgency for the reason that joint working arrangements needed to be progressed as quickly as possible.)	
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<p>CAB 91 11.1.10 Open</p> <p><b>Key Decisions</b> Yes</p> <p><b>Call-in to apply</b> Yes</p> <p><b>Implementation Date</b> 19 January 2010</p>	<p><u>EAST KENT WASTE PROJECT</u></p> <p>It was agreed:</p> <p>(a) That, subject to (b), the Council's support and commitment to the East Kent Waste Project be confirmed by endorsing the Memorandum of Understanding (MoU) set out at Annex 1 to the East Kent (Joint Arrangements) Committee report of 25 November 2009.</p> <p>(b) That the Solicitor to the Council be authorised to approve any amendments to the MoU considered to be necessary in order to achieve agreement between the parties, provided that any such amendments are consistent with the overall purpose of the document.</p> <p>(c) That the Chief Executive be authorised to sign the MoU on behalf of the Council.</p> <p>(d) That the Head of Property, Leisure and Waste Management, in consultation with the Portfolio Holder for Environment, Waste and</p>	<p>None.</p>	<p>The four district councils in East Kent have signed a joint working protocol which commits them to working together to identify opportunities for the joint provision of services, including waste.</p> <p>The Memorandum of Understanding presented to Cabinet sets out the principles of the waste project and process for progressing joint</p>	<p>Councillors N J Collor and C J Smith declared a personal interest by reason of their registerable interest as Kent County Councillors.</p>

	Planning, be authorised to take all necessary steps to progress the project together with the partner authorities, including finalising the legal agreement (based upon the MoU) with the project partners.		working, and will underpin the formal legal agreement.	
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<p>CAB 92 11.1.10 Open</p> <p><b>Key Decisions</b> Yes</p> <p><b>Call-in to apply</b> Yes</p> <p><b>Implementation Date</b> 19 January 2010</p>	<p><u>WHITE CLIFFS COUNTRYSIDE PROJECT – APPLICATION FOR HIGHER LEVEL STEWARDSHIP FUNDING</u></p> <p>It was agreed:</p> <p>(a) That the bids which have been made for funding from Higher Level Stewardship of the Environmental Stewardship scheme be noted.</p> <p>(b) That the Council enters into formal agreements when they are offered, on terms to be approved by the Head of Property, Leisure and Waste Management, acting in consultation with the Portfolio Holder for Access and Property Management.</p>	<p>None.</p>	<p>Higher Level Stewardship is part of the Environmental Stewardship scheme which offers capital grants to landowners in England to meet the cost of works such as fencing.</p> <p>Dover District Council has been the responsible body for the White Cliffs Countryside Project since 1989, and has submitted funding bids which, if successful, will necessitate ten-year funding agreements.</p>	<p>Councillor N S Kenton declared a personal and prejudicial interest by reason that he had applied for Higher Level Stewardship funding, and withdrew from the Chamber during consideration of this item.</p>

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<p>CAB 93 11.1.10 Open</p> <p><b>Key Decisions</b> No</p> <p><b>Call-in to apply</b> No</p> <p><b>Implementation Date</b> 28 January 2010</p>	<p><u>ROLES, RESPONSIBILITIES, SKILLS AND COMPETENCIES FOR MEMBERS – CABINET</u></p> <p>It was agreed to recommend to Council:</p> <p>(a) That the adoption of the job descriptions for the Leader of the Council and for Cabinet Members/Portfolio Holders be approved.</p> <p>(b) That job descriptions be incorporated into Appendix 2 and paragraph 2.03 (b) of Article 2 of the Constitution.</p>	None.	Introducing job descriptions is consistent with requirements in the new Local Democracy, Economic Development and Construction Act 2009. Job descriptions have been developed for ward Councillors and specific roles within the Council, based upon other authorities' best practice models and consultation.	

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<p>CAB 94 11.1.10 Open</p> <p><b>Key Decisions</b> No</p>	<p><u>APPOINTMENT OF SANDWICH PORT AND HAVEN COMMISSIONERS</u></p> <p>It was agreed:</p> <p>(a) That a Selection Panel be established comprising Councillor N S Kenton, a member of Corporate Management Team and the Clerk to the Sandwich Port and Haven Commissioners (or, if</p>	None.	There is a need for Cabinet to appoint eight new Commissioners to the Sandwich Port and Haven Commission in	

<p><b>Call-in to apply</b> Yes</p> <p><b>Implementation Date</b> 19 January 2010</p>	<p>deemed more appropriate, a reappointed member of the Sandwich Port and Haven Commissioners) to interview the applicants for the four independent member positions on the Sandwich Port and Haven Commission, and make recommendations for appointment.</p> <p>(b) That Councillors B W Butcher and S G Leith be appointed to serve on the Sandwich Port and Haven Commission.</p> <p>(c) That two members of Sandwich Town Council be appointed to serve on the Sandwich Port and Haven Commission.</p> <p>(d) That the Chief Executive, in consultation with the Portfolio Holder for Access and Property Management, be authorised to make the final appointments for the four independent member positions on the Sandwich Port and Haven Commission, having given consideration to the recommendations of the Selection Panel.</p>		<p>anticipation of the expiry of the existing appointments in February and July 2010.</p>	
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<p>CAB 95 11.1.10 Open</p> <p><b>Key Decisions</b> No</p> <p><b>Call-in to apply</b> Yes</p> <p><b>Implementation Date</b> 19 January 2010</p>	<p><u>MOTION FROM COUNCIL</u></p> <p>It was agreed that the motion be welcomed and a 'state of the district' report be presented and debated at all future annual Council meetings, subject to the requisite Constitutional amendment(s) being made.</p>	<p>None.</p>	<p>Cabinet is requested to consider the motion carried at the Council meeting held on 25 November 2009 which called for the Cabinet to organise a 'state of the district' report, to be debated by the Council.</p>	

The meeting ended at 11.35 am.