



CABINET – FRIDAY 17 SEPTEMBER 2021

ORDER PAPER

ITEM DETAILS

APOLOGIES FOR ABSENCE

Mr. B. L. Pain CC

1. **MINUTES (Pages 5 - 16)**

Proposed motion

That the minutes of the meeting held on 20 July 2021 be taken as read, confirmed, and signed.

2. **URGENT ITEMS**

None.

3. **DECLARATIONS OF INTEREST**

Members of the Cabinet are asked to declare any interests in the business to be discussed.

4. **MEDIUM TERM FINANCIAL STRATEGY LATEST POSITION (Pages 17 - 58)**

The Scrutiny Commission considered a report at its meeting on 8 September and a draft minute extract is attached to this Order Paper, marked '4'.

Proposed motion

- (a) That the comments of the Scrutiny Commission be noted;
- (b) That the latest position regarding the 2021/22 revenue budget and capital programme as at the end of July 2021, period 4, be noted;
- (c) That the revised capital programme 2021/22 to 2024/25 as set out in Appendix C to the report be approved;
- (d) That the Director of Corporate Resources, following consultation with the Cabinet Lead Member for Corporate Resources, be authorised to agree the use of funding from the portfolio risk allocation to specific projects within the Environment and Transport Capital programme;
- (e) That the approach outlined in the report to updating the Medium Term Financial Strategy be noted.

5. MELTON MOWBRAY DISTRIBUTOR ROAD SOUTHERN SECTION - HOUSING INFRASTRUCTURE FUND GRANT. (Pages 59 – 64)

Due to there being no further substantial information to that already having been considered by the Cabinet in previous reports on the matter, the supplementary report referenced in the original Cabinet report was subsequently not required. Financial implications arising from the Melton Mowbray Distributor Road Southern Section were fully outlined in the report to the Cabinet on the 20 July.

Proposed motion

- a) That the County Council welcomes the decision of Melton Borough Council's Cabinet to approve a Draft Developer Contributions Supplementary Planning Document (SPD) for consultation, noting that the Borough Council's Cabinet on 21 September will be recommending that a final SPD is adopted and welcomes ongoing officer discussions, but notes that the Borough Council has yet to determine formally matters relating to i) the completion of a legal agreement underwriting the cost of provision by the County Council in respect of infrastructure arising on the completion of the MMDR(S) at the capped sum of £1.75million to mitigate the financial risk to the County Council; and ii) masterplans for the South and North Sustainable Neighbourhoods;
- b) That the negotiations with Homes England be noted and that the Directors of Law and Governance and Environment and Transport be requested to continue the dialogue in regard to the provisions of the Forward Funding Agreement (GDA) and additional funding required as a result of cost increases;
- c) That the progress to date with resolving the terms of the GDA be noted and that subject to
- (i) completion of a legal agreement referred to in (a) above or an alternative means of mitigating the risk to the County Council at the same figure recently suggested by the Borough Council;
 - (ii) a successful outcome to the negotiations with Homes England referred to in (b) above;
 - (iii) resolution of the outstanding points in the GDA to the satisfaction of the County Council's statutory officers; and
 - (iv) The decision of Melton Borough Council following consultation on the SPD and written assurances from the Borough Council about its decisions on a legal agreement at the capped sum of £1.75million and on the two masterplans
- the Housing Infrastructure Grant be accepted;
- d) That the Director of Law and Governance and Director of Corporate Resources be authorised to give the warranties and representations required and the Director of Law and Governance be authorised to complete and execute the GDA.

6. CORPORATE ASSET INVESTMENT FUND ANNUAL PERFORMANCE REPORT 2020-21. (Pages 65 - 96)

The Scrutiny Commission considered a report at its meeting on 8 September and a draft minute extract is attached to this Order Paper, marked '6'.

Proposed motion

- (a) That the comments of the Scrutiny Commission be noted;
- (b) That the performance of the Corporate Asset Investment Fund for the period April 2020 to March 2021 as set out in the Annual Report, be noted.

7. ASHBY CANAL MAINTENANCE FUNDING (Pages 97 – 102)

Proposed motion

- (a) That the allocation of £1.1m for funding the maintenance of the section of the Ashby Canal to be transferred to the Ashby Canal Association (ACA) in line with option b(ii) as set out in the report be approved, subject to Parliamentary approval of the proposed transfer of a section of the Transport and Works Act Order 2005 and associated land;
- (b) That the Director of Environment and Transport, in consultation with the Director of Law and Governance and the Director of Corporate Resources, be authorised to agree payment terms and enter into a funding agreement with the ACA to cover all future maintenance costs for the transferred section of canal referred to at (a) above.

8. INTERIM COALVILLE TRANSPORT STRATEGY (Pages 103 - 142)

Proposed motion

- (a) That the responses to the engagement on the draft Interim Coalville Transport Strategy (ICTS), as set out in paragraphs 57 to 60 and summarised in Appendix A of the report, be noted;
- (b) That the ICTS, attached as Appendix B to the report, be approved.

9. LEICESTER CITY COUNCIL DRAFT LOCAL TRANSPORT PLAN 4 AND WORK PLACE PARKING LEVY CONSULTATIONS. (Pages 143 – 152 and supplementary pack pages 3 - 8)

Comments have been received from Mr. Max Hunt CC and are attached to this Order Paper, marked '9'.

Proposed motion

That the comments in response to Leicester City Council's consultation on its draft Local Transport Plan 4 as set out in paragraphs 23 to 36 of the original Cabinet report and those relating to the Workplace Parking Levy, as set out in paragraphs 14 to 17 of the supplementary report, be submitted to Leicester City Council in response to their consultation as the views of the County Council.

10. EXCEPTION TO CONTRACT PROCEDURE RULES - URGENT ACTION TAKEN BY THE CHIEF EXECUTIVE IN RELATION TO THE APPOINTMENT OF A SUPPLIER TO PROVIDE THE PUBLISHERMENT OF LEGAL TRAFFIC ORDERS. (Pages 153 – 156)

Proposed motion

That the urgent action taken by the Chief Executive to agree an exception to the Contract Procedure Rules to enable the appointment of Reach Publishing Plc, to continue with the publication of Road Traffic Orders in local press for a six-month period ending on the 31 March 2022, be noted.

11. RESPONSE TO CHARNWOOD BOROUGH COUNCIL'S EMERGING NEW LOCAL PLAN: THE PRE-SUBMISSION CHARNWOOD LOCAL PLAN (2021 TO 2037) CONSULTATION. (Pages 157 - 218)

Proposed motion

- (a) That the comments set out in the Appendix to the report be forwarded to Charnwood Borough Council (Charnwood BC) as the views of the County Council on the Draft Charnwood BC Local Plan 2021 to 2037;
- (b) That Charnwood BC be advised that the County Council considers that partnership working arrangements between the Borough Council, the County Council and other partners, notably National Highways, need to be formalised at the earliest opportunity;
- (c) That it be noted that
 - (i) the initial cost of the further work required to identify the transport mitigation strategies to support the Draft Charnwood BC Local Plan at Examination in Public, estimated at £150,000 to £200,000, will be shared between the County Council, Charnwood BC and other partners as appropriate;

- (ii) given the distribution strategy proposed by Charnwood BC, it is likely that much of the transport mitigation will be achieved via Section 106 (developer) funding arising from multiple developments, securing which will require continued close working between the County and Borough Councils.

12. RESPONSE TO HINCKLEY AND BOSWORTH BOROUGH COUNCIL'S DRAFT LOCAL PLAN (REGULATION 18) CONSULTATION. (Pages 219 - 280)

Proposed motion

- (a) The comments set out in the Appendix to the report be forwarded to Hinckley and Bosworth Borough Council as the views of the County Council on the Draft Hinckley and Bosworth Local Plan 2020 to 2039;
- (b) That Hinckley and Bosworth Borough Council be advised that the County Council
 - (i) considers that partnership working arrangements between the Borough Council, the County Council and other partners, notably National Highways, need to be formalised as a matter of urgency;
 - (ii) will need to secure substantial funds from the Borough Council and other partners in order to meet the (as yet unidentified) cost of the work to identify transport mitigation measures and strategy required to support delivery of the Draft Hinckley and Bosworth Local Plan;
 - (iii) accordingly, requests the Borough Council to delay progressing to Regulation 19 stage of the Local Plan in order for the Draft to be fully informed by transport evidence.

13. PUBLIC ENGAGEMENT PRINCIPLES (Pages 281 - 298)

Proposed motion

- (a) That the Council's Consultation and Engagement Principles be approved;
- (b) That the Council becomes a signatory to the Consultation Charter.

14. LEICESTERSHIRE SCHOOL TERM-TIME PATTERNS FROM AUTUMN 2022 TO SUMMER 2027 (Pages 299 - 330)

Proposed motion

- (a) That the outcome of the public consultation on the proposed term-time options be noted;
- (b) That the current Leicestershire term-time pattern that includes an earlier autumn and summer holiday and longer autumn term (Proposal 1) be approved.

15. LEICESTERSHIRE AND RUTLAND SAFEGUARDING CHILDREN BOARD PARTNERSHIP ANNUAL REPORT 2020/21 (Pages 331 – 360)

Proposed motion

That the Leicestershire and Rutland Safeguarding Children Partnership Annual Report for 2020/21 be noted.

16. LEICESTERSHIRE AND RUTLAND SAFEGUARDING ADULT BOARD ANNUAL REPORT 2020/21. (Pages 361 – 378)

Proposed motion

That the Leicestershire and Rutland Safeguarding Adult Board Annual Report for 2020/21 be noted.

17. EAST MIDLANDS FREEPORT - INCLUDING URGENT ACTION TAKEN BY THE CHIEF EXECUTIVE. (Pages 379 – 384)

Proposed motion

- (a) That the latest position and next steps in establishing the East Midlands Freeport, including the financial implications for the County Council, be noted;
- (b) That the urgent action taken by the Chief Executive under delegated authority to support the submission to Government of an Outline Business Case ahead of the submission deadline of 10 September be noted;
- (c) That the Chief Executive, following consultation with the Leader of the Council, be authorised to submit the Full Business Case for the East Midlands Freeport to the Government on behalf of the County Council as the lead authority and accountable body for the East Midlands Freeport Interim Board;
- (d) That the Chief Executive, in consultation with the Director of Corporate Resources and Director of Law and Governance, be authorised to enter into such governance and other agreements as may be required to progress the Freeport designation.

18. ITEMS REFERRED FROM OVERVIEW AND SCRUTINY

None.

19. ANY OTHER ITEMS WHICH THE CHAIRMAN HAS DECIDED TO TAKE AS URGENT

None.

Officer to contact

Matthew Hand
Democratic Services
Tel: (0116) 305 6225
Email: matthew.hand@leics.gov.uk

This page is intentionally left blank