



**Summary of the decisions taken at the meeting
of the Executive held on Monday 5 November 2012**

1. Date of publication of this summary: Tuesday 6 November 2012
2. Decisions (if any) taken as a matter of urgency under Overview and Scrutiny Procedure Rules as set out in the Constitution (and not therefore subject to the call-in procedure):

Review of Parking Arrangements over Christmas and New Year Period

3. Date by which notice of call-in of any of the following decisions must be received in writing by the Chief Executive (see notes below):- Noon on Friday 9 November 2012
4. Notes:-
 - (a) For background documentation to the following decisions, please refer to the agenda and supporting papers (copies of which are available on the Council's website (www.cherwell.gov.uk) or from Democratic Services);
 - (b) Notice of call-in must be submitted in writing, by email or text to the Chief Executive by the deadline specified above, and must state the reason or reasons why "call-in" has been requested;
 - (c) Call-in can be requested by any six non-executive members of the Council.
However, if at any point during a municipal year the total number of opposition councillors is six or less the total number of non-executive members required to call-in a decision shall be the total number of opposition councillors less two.
 - (d) Decisions not called-in by the deadline specified above will become effective immediately the deadline has expired (unless they are recommendations to the Council).
 - (e) The Council has stipulated that the call-in procedure should not be used to challenge decisions as a matter of course and should be used only when fully justified.

**Sue Smith
Chief Executive**

Agenda Item and Recommendation	Decision	Reasons	Alternative Options	Conflicts of Interest Declared and Dispensations Granted by Head of Paid Service
<p>Agenda Item 6 Review of Parking Arrangements over Christmas and New Year Period</p> <p>Report of Head of Community Services</p> <p>Recommendations</p> <p>(1) To consider the options and approve a Christmas and New Year Parking promotion in Council operated car parks.</p> <p>(2) To note that the Chairman of the Overview and Scrutiny Committee has agreed to waive call-in as any delay to implement the decision would seriously prejudice the public interest.</p>	<p>Resolved</p> <p>(1) That a six week promotion offering free parking to all customers on Saturday, Sunday and Monday from 1 December 2012 to 7 January 2013 in Council operated car parks be approved.</p> <p>(2) That it be noted that the Chairman of the Overview and Scrutiny Committee has agreed to waive call-in as any delay to implement the decision would seriously prejudice the public interest.</p>	<p>As a way to support local business, attract more visitors to Banbury and Bicester and to reduce costs of parking to visitors, a Christmas and New Year parking promotion has been proposed.</p> <p>The Chairman of the Overview and Scrutiny Committee has agreed to waive call-in as any delay to implement the decision would seriously prejudice the public interest.</p>	<p>Option One: Change to tariffs</p> <p>Option Two: A specified initial free parking period</p> <p>Option Three: Alternative days/weeks on which to run the promotion.</p>	<p>None</p>

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<p>Agenda Item 7 Cherwell District Council Revised Allocation Scheme 2012</p> <p>Report of Head of Regeneration and Housing</p> <p>Recommendations</p> <p>The Executive is recommended:</p> <p>(1) To approve the adoption of the new Allocation Scheme as at Appendix 1 effective from 1 April 2013 subject to required IT changes being completed.</p> <p>(2) To delegate to the Head of Regeneration and Housing in consultation with the Lead Member for Housing, the authority to amend this effective date, if required.</p>	<p>Resolved</p> <p>(1) That the adoption of the new Allocation Scheme effective from 1 April 2013 subject to required IT changes being completed be approved.</p> <p>(2) That authority be delegated to the Head of Regeneration and Housing, in consultation with the Lead Member for Housing, to amend this effective date, if required</p> <p>(3) That Cherwell District Council's exit from the Oxfordshire Sub-regional Choice Based Lettings partnership be approved.</p>	<p>The Allocation Scheme proposals ensure Cherwell has a robust policy which meets the Council's statutory duties and follows legal requirements. It will also ensure existing levels of staffing can re-focus to deliver more housing advice to meet increased demand for services and keep to a minimum the numbers of people who may become homeless and require statutory duties from the Council.</p> <p>The proposal to withdraw from the Sub-regional Choice Based Lettings Scheme support the revised Allocation Scheme to be introduced. By leaving the Sub-regional Scheme, Cherwell will be free to make any further changes to its policy independently</p>	<p>Option One: To accept all the recommendations as set out in the report and in doing so support Cherwell's exit from Sub-regional Choice Based Lettings Scheme and establish the new Allocation Scheme</p> <p>Option Two: To accept none of the recommendations</p>	<p>None</p>

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(3) To approve the Cherwell District Council's exit from the Oxfordshire Sub-regional Choice Based Lettings partnership.		and more easily as may be required in future.		
<p>Agenda Item 8 Revision of Private Sector Housing Policies</p> <p>Report of Head of Regeneration and Housing</p> <p>Recommendations</p> <p>The Executive is recommended:</p> <p>(1) To adopt the following operational policies in place of similarly named policies adopted in May 2008:</p> <ul style="list-style-type: none"> • Housing (Private Sector) Policy 	<p>Resolved</p> <p>(1) That the following operational policies in place of similarly named policies adopted in May 2008 be adopted:</p> <ul style="list-style-type: none"> • Housing (Private Sector) Policy • Housing Health & Safety Rating Scheme (HHSRS) Policy • House in Multiple Occupation (HMO) Licence Policy • Recovery of Costs Policy • House Condition 	<p>Adoption of these revised operational policies and HMO Standards will ensure that the Council is able to discharge its responsibilities for house conditions to best effect, taking into account developments and experience gained since 2008.</p>	<p>Option One: Adoption of the new policies and HMO Standards</p> <p>Option Two: To agree the recommendation with variations</p> <p>Option Three: To reject the recommendation.</p>	<p>None</p>

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<ul style="list-style-type: none"> • Housing Health & Safety Rating Scheme (HHSRS) Policy • House in Multiple Occupation (HMO) Licence Policy • Recovery of Costs Policy • House Condition Enforcement Policy • Private Sector Housing Grants and Assistance Policy <p>(2) To adopt the house in multiple-occupation standards (entitled HMO Standards 2012) as the Council's standards in place of earlier adopted standards.</p>	<p>Enforcement Policy</p> <ul style="list-style-type: none"> • Private Sector Housing Grants and Assistance Policy <p>(2) That the house in multiple-occupation standards (entitled HMO Standards 2012) be adopted as the Council's standards in place of earlier adopted standards.</p>			
<p>Agenda Item 9 Collective Energy Switching Scheme</p>	<p>Resolved</p> <p>(1) That it be agreed to take</p>	<p>A collective energy purchasing and switching scheme will complement the</p>	<p>Option One: Progress with a scheme working with iChoosr</p>	<p>None</p>

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<p>Report of Head of Environmental Services</p> <p>Recommendations</p> <p>(1) To take forward a collective switching scheme for domestic energy consumers in Cherwell and to collaborate with other interested Districts to achieve the best deal for residents.</p> <p>(2) To further explore engaging iChoosr as an intermediary to negotiate with energy companies in order to achieve the best value for money.</p> <p>(3) To consider the setting up of a working group to implement and deliver a collective switching project</p>	<p>forward a collective switching scheme for domestic energy consumers in Cherwell and to collaborate with other interested Districts to achieve the best deal for residents.</p> <p>(2) That engaging iChoosr as an intermediary to negotiate with energy companies in order to achieve the best value for money be further explored.</p> <p>(3) That the setting up of a working group to implement and deliver a collective switching project be agreed.</p> <p>(4) That officers be requested to investigate the possibility of a</p>	<p>Council's Housing Strategy by combating fuel poverty as well as the Council's Low Carbon Environmental Strategy by making the costs of green tariffs more compatible with other tariffs.</p> <p>The scheme can also have environmental benefits, if the auction was to include green energy suppliers. This would make a contribution to the corporate objective of being a cleaner, greener Cherwell and would be particularly appropriate in Eco Bicester.</p> <p>A collective energy purchasing and switching scheme across more Districts will make the scheme more successful as there is strength in numbers.</p> <p>Research has established</p>	<p>Option Two: Do not progress with a scheme</p> <p>Option Three: Investigate other options</p>	

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	commercial collective energy scheme in the district.	that iChoosr has the knowledge and extensive experience in collective switching therefore it is recommended that iChoosr is considered as partners to operate the pilot scheme.		
<p>Agenda Item 10 Localism Act 2011 - Register of Community Assets</p> <p>Head of Law and Governance</p> <p>Recommendations</p> <p>(1) Note the implications of the provisions of the Localism Act 2011 in relation to the obligation of the Council to maintain a list of assets of community value ('the List').</p> <p>(2) Delegate authority to the Head of Housing and</p>	<p>Resolved</p> <p>(1) That the implications of the provisions of the Localism Act 2011 in relation to the obligation of the Council to maintain a list of assets of community value ('the List') be noted.</p> <p>(2) That authority be delegated to the Head of Housing and Regeneration, in consultation with the Lead Member for Estates and the Economy, to</p>	<p>To enable the Executive to understand the full implications of the legislation.</p> <p>To enable determinations in relation to listing and compensation to be dealt with in a timely way in accordance with statutory requirements.</p>	<p>Option One: To accept the recommendations as set out.</p> <p>Option Two: To reserve the relevant decisions to members. Executive could decide that the listing and compensation determinations outlined above should be reserved to members. However, this is not recommended because of the statutory time limits that are imposed, the fact that determinations will involve a factual assessment</p>	None

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<p>Regeneration in consultation with the Lead Member for Estates and the Economy to consider and determine nominations for inclusion on the List.</p> <p>(3) Delegate authority to the Director of Development in consultation with the Leader of the Council to consider and determine requests from asset owners for review of decisions to include an asset on the List.</p> <p>(4) Delegate authority to the Head of Housing and Regeneration in consultation with the Head of Finance and Procurement to consider and determine applications for</p>	<p>consider and determine nominations for inclusion on the List.</p> <p>(3) That authority be delegated to the Director of Development, in consultation with the Leader of the Council, to consider and determine requests from asset owners for review of decisions to include an asset on the List.</p> <p>(4) That authority be delegated to the Head of Housing and Regeneration, in consultation with the Head of Finance and Procurement, to consider and determine applications for compensation from asset owners for loss and</p>		<p>applying legislative tests with limited scope for the exercise of discretion, and the need to ensure a separation of roles to accommodate the rights to review.</p> <p>Option Three: To delegate authority to officers other than those recommended. Executive could decide that alternative officers to those recommended should be given the necessary delegated authority. This is not recommended because the responsibility for assets and estates is vested in the Head of Housing and Regeneration and the compensation decisions should be subject to assessment and determination by qualified</p>	

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<p>compensation from asset owners for loss and expense incurred through assets being included on the List.</p> <p>(5) Delegate authority to the Director of Development in consultation with the Director of Resources to consider and determine requests for review of compensation determinations from asset owners for loss and expense incurred through assets being included on the List.</p>	<p>expense incurred through assets being included on the List.</p> <p>(5) That authority be delegated to the Director of Development, in consultation with the Director of Resources, to consider and determine requests for review of compensation determinations from asset owners for loss and expense incurred through assets being included on the List.</p>		<p>finance officers.</p>	
<p>Agenda Item 11 Local Government Resources Review (LGRR) Update and 2013/14 Budget Process Update</p> <p>Report of Head of Finance and</p>	<p>Resolved</p> <p>(1) That the latest position on council tax localisation and consultation responses be noted.</p>	<p>In September and October 2012 the Executive received an update report on the Local Government Resource Review (LGRR) including the introduction of localised Council Tax Support to</p>	<p>None</p>	<p>None</p>

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<p>Procurement</p> <p>Recommendations</p> <p>(1) Note the latest position on council tax localisation and consultation responses.</p> <p>(2) Note the latest position on business rates localisation and pooling.</p> <p>(3) Delegate authority to the Chief Executive and Director of Resources, in consultation with the Leader of the Council and the Lead Member for Financial Management to make an application to join an Oxfordshire pool if the financial modelling supports</p> <p>(4) Note the changes to the budget timetable.</p>	<p>(2) That the latest position on business rates localisation and pooling be noted.</p> <p>(3) That authority be delegated to the Chief Executive and Director of Resources, in consultation with the Leader of the Council and the Lead Member for Financial Management to make an application to join an Oxfordshire pool if the financial modelling supports.</p> <p>(4) That the changes to the budget timetable be noted.</p>	<p>replace Council Tax Benefit and changes to the way in which business rates are collected and distributed. This summary provides members with updated information on progress since the last report.</p> <p>The Council agreed its budget guidelines and timetable at the Executive meeting in October 2012 which showed a first draft of the budget being presented at the December 2012 meeting. The information regarding the financial settlement for local authorities will not be available until at least the 19 December 2012 so the first draft of the budget will be presented to the Executive in January 2012.</p>		

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