



**Summary of the decisions taken at the meeting  
of the Executive held on Monday 4 July 2016**

1. Date of publication of this summary: 5 July 2016
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): None
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 8 July 2016
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](http://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><b>Agenda Item 7 Waste Policies</b></p> <p>Report of Head of Environmental Services</p> <p><b>Recommendations</b></p> <p>The meeting is recommended to:</p> <p>1.1 Note the pressures on the waste service resulting from the rapid housing growth and the actions being taken to deal with these demands.</p> <p>1.2 Note the increased revenue pressures from operating additional crews in future years.</p> <p>1.3 Approve the revised</p>	<p><b>Resolved</b></p> <p>(1) That the pressures on the waste service resulting from the rapid housing growth and the actions being taken to deal with these demands be noted.</p> <p>(2) That the increased revenue pressures from operating additional crews in future years be noted.</p> <p>(3) That the revised waste policies (annex to the Minutes as set out in the Minute Book) be approved.</p>	<p>The district is rapidly growing from a growth rate of less than 1%/year in recent years to more than 3%/year this year and 4%/year next year. This rapid growth has meant the collection rounds are now full. The productivity of the collection rounds is very good and there are few opportunities to increase this further. Consequently, additional rounds will be required in future years. The next round will be required in April 2017 with further rounds needed by April 2019 and April 2021. Each additional round will increase revenue costs by around £150k/year.</p> <p>One of the major constraints to additional rounds is capacity at Bicester depot. The depot is full and unable</p>	<p>Option 1: To reject the proposed changes</p> <p>Option 2: To ask officers to consider alternative improvements</p>	<p>None</p>

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waste policies as set out in Appendix 1		<p>to accommodate a growth in vehicle numbers and staff. A project is underway to locate a new depot in the Bicester area.</p> <p>The waste policies of this Council and SNC have been reviewed with a view to bringing them closer together wherever possible. This should make it easier for a shared Customer Service Centre and for Environmental Services to manage the shared Waste &amp; Recycling service</p>		
<p><b>Agenda Item 8</b> <b>Statement Community Involvement (SCI) 2016</b></p> <p>Report of Head of Strategic Planning and the Economy</p>	<p><b>Resolved</b></p> <p>(1) That the completed Statement of Community Involvement (SCI) 2016 (annex to the</p>	<p>A new Statement of Community Involvement is required. Following consultation on a draft document earlier this year, changes have been made and a completed SCI 2016 is</p>	<p>Option 1: Continue to use the SCI that was adopted in July 2006. This is not recommended as although the SCI 2006 is comprehensive, it is dated. It does not reflect</p>	<p>None</p>

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<p><b>Recommendations</b></p> <p>The meeting is recommended:</p> <p>1.1 To endorse the completed Statement of Community Involvement (SCI) 2016 at Appendix 1 and recommend it be approved by Full Council, subject to any minor typographical or presentational corrections being made by the Head of Strategic Planning and the Economy.</p> <p>1.2 To note that upon adoption the SCI 2016 will replace the current adopted SCI 2006.</p>	<p>Minutes as set out in the Minute Book) be endorsed and Full Council be recommended to approve the SCI 2016, subject to any minor typographical or presentational corrections being made by the Head of Strategic Planning and the Economy.</p> <p>(2) That it be noted that upon adoption the SCI 2016 would replace the current adopted SCI 2006.</p>	<p>presented at Appendix 1 to the report. The completed SCI is considered to be an appropriate basis for community engagement and stakeholder consultation on planning policy documents and in the consideration of planning applications. It is recommended that the Executive approve the SCI for presentation to Council for formal adoption. Upon adoption it will replace the existing SCI 2006 with immediate effect.</p>	<p>changes to plan-making and development management processes.</p> <p>Option 2: To reconsider the content of the proposed SCI 2016 The completed SCI 2016 has been produced having regard to statutory and policy requirements for plan-making and development management. Examples of recently approved SCIs have been considered. Public consultation has been undertaken. It is considered by officers to be appropriate for presentation to Council for formal adoption.</p>	

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<p><b>Agenda Item 9</b> <b>High Speed Rail - HS2</b> <b>Qualifying Authority Status</b></p> <p>Report of Head of Development Management</p> <p><b>Recommendations</b></p> <p>The meeting is recommended to:</p> <p>1.1 Authorise</p> <p>(i) Cherwell District Council becoming a Qualifying Authority in relation to the High Speed Rail (London to West Midlands) Hybrid Bill and authorises the signing of the HS2 Planning Memorandum and</p>	<p><b>Resolved</b></p> <p>(1) That authorisation be given to Cherwell District Council becoming a Qualifying Authority in relation to the High Speed Rail (London to West Midlands) Hybrid Bill and the signing of the HS2 Planning Memorandum and the Service Level Agreement between the Council and HS2 that will provide the costs of implementing the consequent planning regime.</p> <p>(2) That Full Council be</p>	<p>Becoming a Qualifying Authority involves a commitment by the Council to deal with applications appropriately and within specified timescales, in return for greater control over a wider range of matters than would otherwise be the case.</p> <p>It is considered important that the Council retains as much control as it can over the detailed matters relating to the HS2 proposals, and to do so it is recommended that it would be in the Council's interests to become a Qualifying Authority.</p>	<p>The alternative option is to <u>not</u> become a qualifying authority. This has been rejected in our assessment and is not recommended as the Council would not be able to exercise the maximum control over elements of this contentious scheme.</p>	<p>None</p>

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<p>the Service Level Agreement between the Council and HS2 that will provide the costs of implementing the consequent planning regime, and</p> <p>(ii) Recommend to Full Council to agree that constitutional and scheme of delegation changes will be necessary to ensure the satisfactory implementation of the Planning Memorandum.</p>	<p>recommended to agree that constitutional and scheme of delegation changes will be necessary to ensure the satisfactory implementation of the Planning Memorandum.</p>			

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<p><b>Agenda Item 10</b>  <b>Banbury Town Centre Public Spaces Protection Order</b></p> <p>Report of Public Protection Manager</p> <p><b>Recommendations</b></p> <p>The meeting is recommended:</p> <p>1.1 To approve the outline proposal for a Public Space Protection Order as laid out in Appendix 1.</p> <p>1.2 To approve the commencement of a five week consultation process.</p>	<p><b>Resolved</b></p> <p>(1) That the outline proposal for a Public Space Protection Order (annex to the Minutes as set out in the Minute Book) be approved.</p> <p>(2) That the commencement of a five week consultation process be approved.</p>	<p>The evidence required to satisfy section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014 (the “Act”) as far as begging, drinking and rough sleeping are concerned, is sufficient to approve a consultation process for a PSPO.</p> <p>If the Executive is minded to approve the outline proposals, the next step is to approve the commencement of the consultation within the parameters of section 72 of the same Act.</p>	<p>Option 1: Without a PSPO the local authority will continue to work with the police, within current legislation. The current legislation dates to the 1824 Vagrancy Act, to enforce the police officer has to witness the act of begging and hear the words of request. This naturally is something the offenders are aware of and resist from doing when being observed.</p> <p>The Council does not have any authority to prosecute begging, or enforce drink related disorderly behaviour. With regard to drinking this report has previously alluded to the fact that a drink banning order is limited to irresponsible drinking only,</p>	<p>None</p>

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			it is not a ban therefore the police will only react to problematic or disorderly drinkers. In choosing to continue within current legislation, this will be a missed opportunity to address what appears to be an escalating activity	
<p><b>Agenda Item 11</b> <b>Annual Equalities Report for 2015/2016</b></p> <p>Report of Director – Strategy and Commissioning</p> <p><b>Recommendations</b></p> <p>The meeting is recommended:</p> <p>1.1 To consider the evidence and information contained</p>	<p><b>Resolved</b></p> <p>(1) That the report be noted.</p> <p>(2) That the equalities action plan for 2016/17 (annex to the Minutes as set out in the Minute Book) be agreed and the areas of good practice upon which it builds and the areas for development</p>	<p>Cherwell District Council has made significant progress delivering against the equalities agenda in recent years and has continued to maintain this during 2015/2016 whilst continuing to adopt a proportionate approach to equality performance with meaningful and relevant Corporate Action Plans to support this work.</p>	<p>Option 1: To note the report</p> <p>Option 2: To request additional information on items within this report</p>	<p>None</p>



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<p>within this report.</p> <p>1.3 To agree the equalities action plan for 2016/17 noting the areas of good practice upon which it builds and the areas for development that it addresses.</p> <p>1.4 To agree the 3 year rolling plan of Equality Impact Assessments.</p>	<p>that it addresses be noted.</p> <p>(3) That the 3 year rolling plan of Equality Impact Assessments be agreed.</p>	<p>The updated action plan demonstrates how the Council will continue to deliver its equalities objectives over the coming year. Progress will be reported via the performance management framework on a quarterly basis.</p> <p>The three year impact assessment rolling plan also provides assurance that the Council is mindful of policy change and seeks to understand and address the impacts of service and policy change where appropriate.</p>		
<p><b>Agenda Item 12</b>  <b>The Growth of Bicester: Progress Update 2015/16</b>  Report of Commercial Director</p>	<p><b>Resolved</b></p> <p>(1) That the progress on work in Bicester be noted.</p>	<p>Much is happening in Bicester and this is demonstrated by the delivery of new development such as Franklins House with the new</p>	<p>Option 1: Identify alternative approaches to the use of Eco Town Grant or continue to hold the funding.</p>	<p>None</p>

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<p><b>Recommendations</b></p> <p>The meeting is recommended:</p> <p>1.1. To note the progress on work in the town.</p> <p>1.2. To note the expenditure that has taken place and the committed funding from the Eco Town grant.</p> <p>1.3. To note 2016/17 forward plan.</p>	<p>(2) That the expenditure that has taken place and the committed funding from the Eco Town grant be noted.</p> <p>(3) That the 2016/17 forward plan be noted.</p>	<p>library and CDC link point, the continued housing delivery. Work to provide an appropriate policy basis for the improvement and growth of the town has progressed with the adoption of the NW Bicester SPD and the consultation work to refresh the vision for the town. Never the less there remain challenges in delivering the strategic development sites in the adopted local plan and ensuring sufficient infrastructure is in place to serve the growth of the town and work continues with partners to deliver necessary infrastructure and seek to speed up housing delivery.</p> <p>The work continues to have a whole town approach, seeking opportunities to improve the existing town as</p>	<p>This option has been rejected as the projects identified have been identified based on the needs identified and arising within the town.</p> <p>Option 2: To commit to future spend of recycled Eco Town Grant funding. The timing of the receipt of recycled funding is uncertain and over time priorities and pressures can change. It therefore is difficult to commit to funding specific projects at the current time. Some flexibility is therefore sought to review priorities as funding becomes available.</p>	

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		<p>well as deliver new development. A number of projects have been delivered in the town, particularly focussing on energy efficiency and sustainable travel. In the last year this has been focussed on the replacement boiler scheme the energy mapping project LEMUR and securing grants to support other works such as the café and playground at Garth Park. Pursuing a whole town approach remains and important commitment with considerable work going into bids for funding to enable projects to be delivered.</p> <p>Over £19.5m worth of grant funding is outlined above and this together with previous grants comes to over £50m that has been attracted to Bicester, including the DCLG</p>		

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		<p>Eco Town funding and Garden Town funding. This has been instrumental in the range of projects that it has been possible to deliver in the town. This approach of seeking external funding is continuing with further work being done to enable projects to continue to be delivered in the town.</p> <p>Grant funding is a small proportion of the overall investment that has taken place in the town. A draft study by Montague Evans estimated that 2014/15 that over £150m of private sector funding has been invested in the town in the construction of housing and commercial premises. Furthermore the report concluded in terms of future development as part of the growth of Bicester, the</p>		

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		<p>estimated value of the housing sites identified in Bicester by 2031 is £1.2bn which is expected to be supported £750 million of infrastructure investment.</p> <p>Bicester continues to attract national attention for its growth plans and the delivery of projects in the town. The work to date has attracted considerable investment through grants but also through the private sector investment in the town. Never the less there remains an ambitious programme of work to deliver improvements in the town during 2016/17.</p>		
<b>Agenda Item 13 Annual Report and Review of the Brighter Futures in</b>	<b>Resolved</b>  (1) That both the progress	The Brighter Futures partnership has for several years continued to work	Given the very wide ranging nature of the Brighter Futures	None

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<p><b>Banbury Programme</b></p> <p>Report of Director of Operational Delivery</p> <p><b>Recommendations</b></p> <p>The meeting is recommended:</p> <p>1.1 To note both the Brighter Futures in Banbury Programme progress made in 2015/16 and the areas requiring continuous improvement.</p> <p>1.2 To support the priorities for focus in 2016/17.</p>	<p>made in 2015/16 in the Brighter Futures in Banbury Programme and the areas requiring continuous improvement be noted.</p> <p>(2) That the priorities for focus in 2016/17 be supported.</p>	<p>effectively in focussing the best use of resources on those most in need. Harnessing work related to the six themes is proving valuable but continuous improvement eludes in some areas; specific areas of concern, which are well below comparative averages, remain</p> <p>The context in which the partnership is operating is changing in relation to population, funding, and organisational change. Organisational and service change in a partnership context is particularly challenging.</p> <p>The relatively recent 2011 census information has identified changes in the make-up of the ward</p>	<p>Programme, there can be many different options and permutations of key priorities, areas of focus and mechanisms to progress. Therefore, no specific alternative options are identified.</p>	

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		<p>population in relation to a big increase in private rented households, an increase in single adults, lone parents and HMOs, increasing ethnic diversity, and specific issues such as a lack of qualifications of lone parents. Of particular concern is the comparatively high level of child poverty in our wards.</p> <p>It is important to periodically review the Programme and in light of the challenges described above, now is an appropriate time. There is a need to take account of current strengths and to consider what other partnership opportunities there are, along with specific issues which are relevant to the people of the wards being supported. This is why the continued focus proposed for</p>		

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		<p>partnership activity concentrating on child poverty, educational attainment, supporting the most vulnerable and health inequalities are all inter related, relevant to the Brighter Future's Programme's objectives and capture other partnership opportunities which are in place.</p>		
<p><b>Agenda Item 14 Proposal for a Joint Property and Investment Service with South Northamptonshire Council</b></p> <p>Report of Head of Regeneration and Housing</p> <p><b>Recommendations</b></p>	<p><b>Resolved</b></p> <p>(1) That the business case for a Joint Property and Investment Service with South Northamptonshire Council and the consultation responses in relation</p>	<p>The recommendation is to establish a Joint Property and Investment Service between CDC and SNC.</p> <p>The business case sets out the rationale for establishing the joint service and investing in the service to transform the way both Councils manage their existing assets and to</p>	<p><u>Status quo (no change)</u> Retaining the status quo is not considered a viable option for either council. Both councils are under resourced to deliver change required to ensure that the councils make the most out their assets.</p> <p><u>Alternative structure</u></p>	<p>None</p>



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<p>The meeting is recommended:</p> <p>1.1 To consider the attached final business case and the consultation responses in relation to non-staffing matters as outlined in section 5.1.</p> <p>1.2 To note that the business case will be considered by the Joint Commissioning Committee with regard to staffing matters on 21 July 2016. This will include consideration of the consultation responses from affected staff and trade union representatives.</p> <p>1.3 To approve and implement the proposed final business</p>	<p>to non-staffing matters be noted.</p> <p>(2) That it be noted that the business case would be considered by the Joint Commissioning Committee with regard to staffing matters on 21 July 2016. This will include consideration of the consultation responses from affected staff and trade union representatives.</p> <p>(3) That the proposed final business case to share a joint Property and Investment Service between CDC and SNC be approved for implementation, subject to similar</p>	<p>provide the expertise to identify new investment opportunities for Members to consider in order to address the medium term revenue gap.</p>	<p><u>options</u>  There is certainly scope to deliver the proposed joint property and investment service through an alternative delivery vehicle and this option would be explored further should the proposed service be established. However, it is recommended that the corporate property management model be implemented effectively prior to the consideration of an alternative delivery vehicle for the service. Opportunities for wider collaboration through an alternative delivery vehicle potentially aligned to the one public estate programme will also be considered in the future.</p> <p><u>Three-way collaboration</u></p>	

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<p>case to share a joint Property and Investment Service between CDC and SNC, subject to similar consideration and approval by SNC Cabinet on 11 July 2016 and approval of the staffing implications by the Joint Commissioning Committee.</p> <p>1.4 To delegate to the Head of Regeneration and Housing in consultation with the Leader of the Council any non-significant amendment that may be required to the business case following the decision by SNC Cabinet and/or the Joint Commissioning</p>	<p>consideration and approval by SNC Cabinet on 11 July 2016 and approval of the staffing implications by the Joint Commissioning Committee.</p> <p>(4) That authority be delegated to the Head of Regeneration and Housing, in consultation with the Leader of the Council, any non-significant amendment that may be required to the business case following the decision by SNC Cabinet and/or the Joint Commissioning Committee.</p> <p>(5) That the allocation of</p>		<p><u>and shared service (with other partners)</u></p> <p>Three-way collaboration with other partners is certainly an option to consider in the future. However, there are no other existing relationships at a sufficient stage to consider as part of a three-way shared service at this point. The process of developing such a relationship is likely to be lengthy and while this option should be considered again in the future, it should not be pursued at this time to the detriment of this project.</p> <p>The approach in the recommendations is believed to be the best way forward. The proposal is to establish a joint</p>	

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<p>Committee.</p> <p>1.5 To approve the allocation of £90,000 from general fund balances to cover 50% of the potential implementation costs.</p>	<p>£90,000 from general fund balances to cover 50% of the potential implementation costs be approved.</p>		<p>property and investment service between CDC and SNC which will deliver significant improvements in existing asset performance.</p>	