



Cherwell

DISTRICT COUNCIL
NORTH OXFORDSHIRE

**Summary of the decisions taken at the meeting
of the Executive held on Monday 7 February 2022**

1. Date of publication of this summary: 8 February 2022
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 11 February 2022
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.

**Yvonne Rees
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 Budget Setting for 2022/23 and the Medium-Term Financial Strategy up to 2026/27</p> <p>Report of Director of Finance</p> <p>Recommendations</p> <p>The Executive is recommended to:</p> <p>1.1 Approve the proposed Fees and Charges for 2022/23 (Appendix 6).</p> <p>1.2 Note the equality impact assessment of the Budget (Appendix 7).</p> <p>1.3 Note the Report on Responses to the Budget Consultation</p>	<p>Resolved</p> <p>(1) That the proposed Fees and Charges for 2022/23 (Annex to the Minutes as set out in the Minute Book) be approved.</p> <p>(2) That the equality impact assessment of the Budget be noted.</p> <p>(3) That report on Responses to the Budget Consultation be noted.</p> <p>(4) That the Reserves Policy and medium-term reserves plan (Annexes to the Minutes as set out in the Minute Book) be approved.</p>	<p>It is a legal requirement to set a balanced budget and the recommendations as outlined set out a way to achieve this. This report provides information around the various building blocks that make up the proposed budget for 2022/23 and beyond, allowing members to consider and scrutinise the elements of the budget and provide advice and guidance to Council to help further shape both budget setting for 2022/23 and the MTFS up to 2026/27.</p>	<p>Option 1: To reject the current proposals and make alternative recommendations. Members will not be aware of the medium-term financial forecast or implications of alternatives if they choose to take this option.</p>	<p>None</p>

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<p>(Appendix 8).</p> <p>1.4 Approve the Reserves Policy (Appendix 13) and medium-term reserves plan described in Appendix 15.</p> <p>1.5 Delegate authority to the Section 151 Officer (S151), following consultation with the Leader of the Council and Lead Member for Finance, to complete the legal Council Tax calculations once all the information required has been received.</p> <p>1.6 Delegate authority to the S151, following consultation with the Leader of the Council and Lead Member for Finance, to make</p>	<p>(5) That authority be delegated to the Section 151 Officer (S151), following consultation with the Leader of the Council and Lead Member for Finance and Governance, to complete the legal Council Tax calculations once all the information required has been received.</p> <p>(6) That authority be delegated to the S151, following consultation with the Leader of the Council and Lead Member for Finance and Governance, to make appropriate changes to the</p>			

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<p>appropriate changes to the Executive's proposed budget to Council.</p> <p>The Executive is recommended to recommend to Council:</p> <p>1.7 In relation to the Business Plan (Section 3.1):</p> <p>1.7.1 Approve the Business Plan set out in Appendix 1.</p> <p>1.8 In relation to the Revenue Budget (Section 3.2) and Medium-Term Financial Strategy (MTFS) (Section 3.5):</p> <p>1.8.1 That the net revenue budget</p>	<p>Executive's proposed budget to Council.</p> <p>(7) That Full Council be recommended to approve the Business Plan.</p> <p>(8) That, in relation to the Revenue Budget and Medium-Term Financial Strategy (MTFS), Full Council be recommended to approve:</p> <p>i. That the net revenue budget for the financial year commencing on 1 April 2022 be approved.</p> <p>ii. That the MTFS and Revenue Budget</p>			

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<p>for the financial year commencing on 1 April 2022, as set out in Table 3.2.1, and further analysed in the Budget Book provided at Appendix 11, be approved.</p> <p>1.8.2 The MTFs and Revenue Budget 2022/23 (Sections 3.5 and 3.2 respectively), including the Savings Proposals, and Pressures included at Appendices 3 and 4 respectively.</p>	<p>2022/23, including the Savings Proposals, and Pressures, be approved.</p> <p>(9) That Full Council be recommended to agree an increase in the Basic Amount of Council Tax for Cherwell District Council for the financial year beginning on 1 April 2022 of £5, resulting in a Band D charge of £143.50 per annum.</p> <p>(10) That, in relation to the Capital Programme and related strategies, Full Council be</p>			

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<p>1.9 In relation to Council Tax: 1.9.1 An increase in the Basic Amount of Council Tax for Cherwell District Council for the financial year beginning on 1 April 2022 of £5, resulting in a Band D charge of £143.50 per annum.</p> <p>1.10 In relation to the Capital Programme and related strategies (Section 3.3) to approve: 1.10.1 The Capital Bids and Capital Programme at Appendix 16</p>	<p>recommended to approve:</p> <ul style="list-style-type: none"> i. The Capital Bids and Capital Programme. ii. The Capital and Investment Strategy. iii. The Treasury Management Strategy, including the Prudential Indicators, Minimum Revenue Provision (MRP) Policy and Affordable Borrowing Limit for 2022/23. iv. The Property Investment 			

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<p>and 17 respectively.</p> <p>1.10.2 The Capital and Investment Strategy (Appendix 18).</p> <p>1.10.3 The Treasury Management Strategy, including the Prudential Indicators, Minimum Revenue Provision (MRP) Policy and Affordable Borrowing Limit for 2022/23 (Appendix 19)</p> <p>1.10.4 The Property Investment Strategy (Appendix 20).</p>	<p>Strategy.</p> <p>(11) That, in relation to reserves, Full Council be recommended to approve a minimum level of General Balances of £6m.</p>			

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<p>1.11 In relation to reserves to:</p> <p>1.11.1 Approve a minimum level of General Balances of £6m.</p>				
<p>Agenda Item 7 (Draft) Gambling Act 2005 Statement of Licensing Principles</p> <p>Report of Assistant Director Regulatory Services & Community Safety</p> <p>Recommendations</p> <p>The meeting is recommended:</p> <p>1.1 To agree that the revised Statement of Licensing Principles</p>	<p>Resolved</p> <p>(1) That the revised Statement of Licensing Principles under the Gambling Act 2005 be agreed and Full Council be recommended to approve the Statement.</p>	<p>Section 349 of The Gambling Act 2005 requires all licensing authorities to prepare and publish a statement of principles that they propose to apply in exercising their functions under the Act and in particular the 3 licensing objectives.</p> <p>The Gambling Act 2005 became fully implemented on 1 September 2007 and it created a new system of licensing and regulation for commercial gambling. It requires the Council to</p>	<p>Option 1: Not to review and republish the statement. It is a statutory requirement that the policy must be reviewed so this option is not recommended.</p>	<p>None</p>

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<p>under the Gambling Act 2005 be submitted to Full Council for approval.</p>		<p>prepare and publish a Statement of Principles for each successive period of three years, which outlines the principles that the Council will apply in exercising its functions as the Licensing Authority under the Act. The last statement was approved January 2019 and came into effect on 31 January 2019 and a new Statement must therefore be agreed by the Council.</p>		
<p>Agenda Item 8 Approval of a Cherwell District Council Social Value Policy</p> <p>Report of Director of Law and Governance</p> <p>Recommendations</p>	<p>Resolved</p> <p>(1) That the Social Value Policy be approved.</p> <p>(2) That the planned implementation of the Social Value Policy be approved.</p>	<p>The aim of the CDC Social Value Policy is to enable the Council's spending to go further by encouraging suppliers to commit to providing additional social value, through the tendering process, that will benefit local communities within Cherwell.</p>	<p>Option 1: The option of doing nothing is not available for this project, because it is a legal requirement as set out in the Public Services (Social Value) Act 2012 and the recent National Procurement Policy</p>	<p>None</p>

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<p>The meeting is recommended:</p> <p>1.1 To approve the draft Social Value Policy (Appendix 1).</p> <p>1.2 To approve the planned implementation of the Social Value Policy, as outlined in the report</p>		<p>Incorporating social value into our procurement process can be achieved with minimal additional time and cost, yet it is a change that can make a real difference to people in the local community, to service delivery and to the Council's spending plans as a whole.</p> <p>Social value is also a legal requirement as set out in the Public Services (Social Value) Act 2012, which came into effect in January 2013, and the recent National Procurement Statement (PPN 05/21) published in June 2021. Both the law and the statement apply to all types of public bodies, including local authorities. The mandatory nature of this legislation underlines the</p>	<p>Statement (PPN 05/21) published in June 2021.</p> <p>Option 2: The option of undertaking the project using only internal resource was considered, however this would have incurred significant soft costs and would have also taken much longer to implement. Utilising the expertise of the Social Value Portal was considered the best value option, enabling the policy to be effective, well-considered and informed by best practices. In addition, the social value resulting from the new policy is expected to be many times the cost of annual membership, which is relatively low at £15 K GBP.</p>	

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		importance of launching the policy as quickly as possible.		
<p>Agenda Item 9 Shareholders Agreement - Crown House and Crown Apartments</p> <p>Report of Shareholder Representative</p> <p>Recommendations</p> <p>The meeting is recommended:</p> <p>1.1 To approve the entering into of a shareholder agreement between Cherwell District Council (CDC) and Crown House Banbury Limited and Crown Apartments Banbury Limited</p>	<p>Resolved</p> <p>(1) That the entering into of a shareholder agreement between Cherwell District Council (CDC) and Crown House Banbury Limited and Crown Apartments Banbury Limited be approved.</p> <p>(2) That the Shareholder Representative, in consultation with the Leader of the Council, be authorised to settle the final terms and sign the shareholder agreement on behalf of Cherwell District Council.</p>	<p>Through agreeing with the recommendations in this report the council is ensuring that a relevant and up to date legal agreement between the Shareholder and Crown House companies is in place.</p>	<p>Option 1: Not to approve the entering into of the shareholder's agreement – this has been rejected as not entering into the agreement would mean that the Council would have no ability to influence or monitor the activities, of the companies through the various rights granted to it under the shareholder's agreement.</p>	<p>None</p>

Agenda Item and Recommendation	Decision	Reasons	Alternative Options	Conflicts of Interest Declared and Dispensations Granted by Head of Paid Service
1.2 To authorise the Shareholder Representative, in consultation with the Leader of the Council, to settle the final terms and sign the shareholder agreement on behalf of Cherwell District Council.				