



**Summary of the decisions taken at the meeting
of the Executive held on Monday 1 June 2015**

1. Date of publication of this summary: 2 June 2015
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 5 June 2015
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 7 Revision to Housing Allocation Scheme (as approved in November 2012)</p> <p>Report of Head of Regeneration and Housing</p> <p>Purpose of report</p> <p>To approve revisions to the Councils Allocation Scheme (as approved in November 2012)</p> <p>Recommendations</p> <p>The meeting is recommended:</p> <p>1.1 To accept the revisions to the Housing Allocations Scheme.</p>	<p>Resolved</p> <p>(1) That the revisions to the Housing Allocations Scheme be accepted, subject to the following amendment: Keyworker definitions – amend fourth bullet to read “a teacher working in one of the district’s state maintained schools”.</p> <p>(2) That it be noted the scheme would be amended to reflect The Allocation of Housing (Qualification Criteria for Right to Move) (England) Regulations 2015 which came into force on 20 April 2015.</p>	<p>In November, 2012, the Council implemented a new and innovative Allocation Scheme taking account of the changes to legislation, namely the Localism Act 2011 and the new Allocation of Accommodation Code of Guidance developed as a consequence of that. The new scheme met all of the Council’s strategic priorities within its Housing Strategy 2012-17.</p> <p>As agreed when the Allocation Scheme was approved the Council has reviewed the current Scheme to ensure that it meets not only the needs of the most vulnerable within the District but also the supply of accommodation that is coming available to ensure</p>	<p>Option 1: Not to accept any revisions to Cherwell’s Allocation Scheme 2012</p>	<p>None</p>

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	<p>(3) That the Overview and Scrutiny Committee be recommended to undertake a review of the council's policy on rural exception sites.</p>	<p>that we meet our nomination requirements, namely the percentage of void stock that registered providers have to give to the Council to let each year.</p> <p>The Allocation of Housing (Qualification Criteria for Right to Move) (England) Regulations 2015 are made by the Secretary of State under section 160ZA(8)(b) and 172(4) of the Housing Act 1996, under which the Secretary of State has the power to set out in regulations criteria which local housing authorities may not use to decide what classes of persons are not qualifying persons for an allocation of housing accommodation. The Regulations came into force on 20 April 2015.</p>		

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		<p>The Overview & Scrutiny Committee is recommended to undertake a review of rural exception sites to consider any disconnect between planning policy and the Allocations Policy.</p>		
<p>Agenda Item 8 Corporate Biodiversity Action Plan 2015/16 Protecting and Enhancing Cherwell's Natural Environment</p> <p>Report of Interim Community Partnerships & Recreation Manager</p> <p>Purpose of report</p> <p>To seek approval of the 2015/15 Corporate</p>	<p>Resolved</p> <p>(1) That the Corporate Biodiversity Action Plan (BAP) 2015/16 be approved.</p>	<p>The annual Corporate BAP provides a framework of aims, actions and targets, the delivery of which ensures that the Council complies with both legislative and planning policy requirements relating to important wildlife sites, habitats and species and good quality connected green spaces.</p>	<p>Option 1: To reject the Corporate BAP 2015/16 – but the Council would not be able to demonstrate that it is meeting biodiversity legislation and planning policy requirements.</p> <p>Option 2: To amend the Corporate BAP 2014/15</p>	<p>None</p>

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<p>Biodiversity Action Plan (BAP) (draft attached as Appendix 1 to this report)</p> <p>Recommendations</p> <p>The meeting is recommended</p> <p>1.1 To approve the proposed Corporate Biodiversity Action Plan (BAP) 2015/16.</p>				
<p>Agenda Item 9 North West Bicester Supplementary Planning Document (SPD)</p> <p>Report of Head of Strategic Planning and the Economy</p> <p>Purpose of report</p> <p>To update the Executive on the progress in preparing a</p>	<p>Resolved</p> <p>(1) That the progress in preparing the North West Bicester Supplementary Planning Document (SPD) be noted.</p> <p>(2) That the response to the representations received and resulting</p>	<p>This report sets out the current position on the preparation of the North West Bicester SPD. The consultation on the Draft SPD has not identified any fundamental issues. It is recommended that the Council use the SPD as informal interim guidance in guiding the preparation and determination of planning</p>	<p>Option 1: To not progress the preparation of the NW Bicester SPD and rely only on the Submission Cherwell Local Plan Policy Bicester 1 (as Proposed to be Modified) – rejected given the general support for the policies in the SPD, and its role in guiding the preparation of planning applications and as</p>	<p>None</p>

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<p>Supplementary Planning Document (SPD) for the North West Bicester strategic development identified in the modified Submission Cherwell Local Plan as Policy Bicester 1 and seek approval for the Draft North West Bicester SPD to be used as informal interim planning guidance in the determination of planning applications.</p> <p>Recommendations</p> <p>The meeting is recommended to:</p> <p>1.1 Note the progress in preparing the North West Bicester SPD;</p> <p>1.2 Agree the response to the representations received and resulting changes to the Draft</p>	<p>changes to the Draft SPD be agreed.</p> <p>(3) That the latest version of the Draft SPD to be used on an interim basis for development management purposes be approved.</p> <p>(4) That the further steps to complete the SPD, as follows, be noted:</p> <p>a) Consult on the revised Statement of Consultation</p> <p>b) Consult the statutory consultation bodies on the Strategic Environmental Assessment (SEA) screening</p> <p>(5) That the Head of</p>	<p>applications prior to its formal adoption. In order to complete the SPD and progress it towards adoption, the report has identified areas of work which require further attention including the formal SEA screening opinion, Statement of Consultation and further review of the document following confirmation that the Eco-town PPS is to be cancelled. It is proposed to report back to the Executive with a further update following the receipt of the Inspector's Report should this raise new issues that have not already been considered in the production of the draft SPD.</p> <p>The Executive is recommended to note the progress that has been made</p>	<p>informal detailed guidance in determining planning applications.</p> <p>Option 2: To await the adoption of the Local Plan before continuing to progress the preparation of the SPD – rejected due to the timescales involved and the necessity for informal planning guidance when determining the outline planning applications in 2015.</p>	

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<p>SPD;</p> <p>1.3 Approve the latest version of the Draft SPD to be used on an interim basis for development management purposes;</p> <p>1.4 Note the further steps to complete the SPD as follows: a) Consult on the revised Statement of Consultation b) Consult the statutory consultation bodies on the SEA screening</p> <p>1.5 Authorise the Head of Strategic Planning and the Economy to make any necessary minor amendments to the SPD to be made in</p>	<p>Strategic Planning and the Economy be authorised to make any necessary minor amendments to the SPD to be made in consultation with the Lead Member for Planning.</p> <p>(6) That the need for the final SPD to be presented to the Executive for formal adoption at a future meeting in the light of the Local Plan Inspector's Report and the cancellation of the Eco-towns Planning Policy Statement (PPS) be noted.</p>	<p>with the SPD, approve the draft SPD as amended for development management purposes and authorise officers to carry out further consultation on the SEA and Statement of Consultation. Officers will consult with the Lead Member for Planning on any further minor amendments. The Executive's formal adoption of the SPD will be sought following adoption of the Local Plan.</p>		

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<p>consultation with the Lead Member for Planning.</p> <p>1.6 Note the need for the final SPD to be presented to the Executive for formal adoption at a future meeting in the light of the Local Plan Inspector's Report and the cancellation of the Eco-towns PPS.</p>				
<p>Agenda Item 10 Performance Report 2014-2015 Quarter 4 / End of Year</p> <p>Report of Head of Transformation</p> <p>Purpose of report</p> <p>The purpose of this report is to</p>	<p>Resolved</p> <p>(1) That it be noted that despite tough performance targets, a challenging economic environment, and on-going policy and organisational change, Cherwell District</p>	<p>In this final quarter report we show that the Council has made strong progress towards delivering its ambitions to improve the services delivered to the public and against key projects and priorities, despite tough performance targets, a challenging</p>	<p>Option 1: To request additional information on items and/or add to the work programme for review and/or refer to Overview and Scrutiny.</p>	<p>None</p>

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<p>provide information relating to quarter four of the annual performance year, for the period 1 January - 31 March 2015. The report also reflects end of year outturns as measured through the performance management framework.</p> <p>Recommendations</p> <p>The meeting is recommended:</p> <p>1.1 To note that despite tough performance targets, a challenging economic environment, and on-going policy and organisational change, Cherwell District Council has met or made satisfactory progress on 96% of all the performance targets outlined in its</p>	<p>Council has met or made satisfactory progress on 96% of all the performance targets outlined in its performance management framework.</p> <p>(2) That it be noted that any feedback on performance issues from Overview and Scrutiny Committee at its meeting on 2 June 2015 would be provided directly to the Leader.</p>	<p>economic environment, and on-going policy and organisational change. It also demonstrates the Councils proactive performance management of issues raised and the inclusive role of Overview and Scrutiny in supporting performance review.</p> <p>With a 96% delivery rate against the key strategic priorities and the deliverables that sit underneath them the report clearly demonstrates that the council's performance is excellent, and that together we are making a significant and positive difference to the District, our residents, businesses and other key stakeholders. There can be no other recommendations to make, other than to commend</p>		

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<p>performance management framework as detailed in paragraph in 3.1.</p> <p>1.2 To note that any feedback on performance issues from Overview & Scrutiny Committee at its meeting on 2 June 2015 will be provided directly to The Leader.</p>		<p>everyone who has contributed to such excellent performance, of which we should all be proud.</p>		
<p>Agenda Item 11 Provisional 2014-15 Revenue and Capital Outturn Report</p> <p>Report of the Head of Finance & Procurement</p> <p>Purpose of report</p> <p>This report summarises the</p>	<p>Resolved</p> <p>(1) That the carry forward of budget underspends from 2014-2015 to 2015-2016 (annex to the Minutes as set out in the Minute Book) be agreed.</p>	<p>This report illustrates the Council's provisional performance against the 2014-15 Revenue and Capital Budget and progress achieved against our Procurement action plan and targets.</p> <p>The financial performance for revenue reflects an</p>	<p>Option 1: To reject the current proposals and to make alternative recommendations or ask officers for further information.</p>	<p>None</p>

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<p>Council's provisional Revenue and Capital performance for the financial year 2014-2015 and reports on performance against the procurement action plan. The figures are still subject to further validation work to ensure compliance with statutory requirements and proper accounting practices.</p> <p>Recommendations</p> <p>Recommendations will be set out with the full report at Appendix A (to follow).</p>	<p>(2) That the review of reserves (annex to the Minutes as set out in the Minute Book) be agreed.</p> <p>(3) That the provisional capital out-turn position for 2014-2015 (annex to the Minutes as set out in the Minute Book) be noted.</p> <p>(4) That the balances on capital schemes which have slipped in 2014-2015 to be carried forward into the 2015-2016 capital programme (annex to the Minutes as set out in the Minute Book) be agreed.</p> <p>(5) That the Treasury out-</p>	<p>underspend whilst capital reflects an overspend due to Graven Hill, which was known. The performance demonstrates the Council's ability to respond positively and actively to changing economic circumstances and deliver sizeable capital programmes and effective financial management.</p> <p>The variances on the revenue outturn were within the Council's stated tolerances although capital outturn was outside for the reasons stated in the report.</p>		

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	<p>turn position for 2014-15 be noted.</p> <p>(6) That progress against the Council's Procurement Action Plan be noted.</p> <p>(7) That responsibility be delegated to the Director of Resources and Head of Finance and Procurement in consultation with the Lead Member for Financial Management to consider and implement further changes relating to all aspects of the closedown of the accounts for 2014-15 including: realigning reserves; the transfer of costs from revenue to capital;</p>			

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	amendments of the revenue and capital budgets; and implementation of a minimum revenue provision accordingly.			
<p>Agenda Item 13 Leisure Contract</p> <p>Exempt Report of Director of Community and Environment</p>	<p>Resolved</p> <p>(1) That the outcome of the negotiations over a change to the benchmark contract price and the incorporation of Legacy Leisure into the leisure management contractual framework be endorsed.</p> <p>(2) That the net financial benefit of these changes be incorporated into the</p>	<p>The package is regarded by officers as a very positive outcome from negotiations where the Council will;</p> <ul style="list-style-type: none"> - Achieve a greater annual cost saving than that originally offered. - Achieve a substantial annual reduction in the cost of operating its three primary leisure centres. - Address in full one of the outstanding 2008 contract anomalies and 	<p>Option 1: To reject the linked outcomes of the negotiations and revert to the current contract structure and cost. This will not deliver any financial savings to the Council</p>	<p>None</p>

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	<p>revised 2015/16 revenue estimates and the full savings effect into the base budget for 2016/17.</p>	<p>another in part.</p> <ul style="list-style-type: none"> - Address some of the 2015/16 budget challenges associated with the Spiceball bridge. 		