



To be submitted to the Council at its meeting on 27th July 2023

CABINET

8th March 2023 at 5.00 p.m.

Present: Councillor Jackson (in the Chair)
Councillors Cracknell, Furneaux, Harness, Shepherd and S Swinburn.

Officers in attendance:

- Carolina Borgstrom (Director of Economy, Environment and Infrastructure)
- Katie Brown (Director of Adult Services)
- Zoe Campbell (Senior Scrutiny and Committee Advisor)
- Helen Isaacs (Assistant Chief Executive)
- Simon Jones (Assistant Director Law and Governance) (Monitoring Officer)
- Janice Spencer (Interim Director of Children's Services)
- Sharon Wroot (Executive Director Place and Resources)

Also present:

- Councillors Dawkins and K Swinburn
- Sean Topham (Communication and Marketing Advisor)
- Janet Burrows (Head of Public Health Nursing)
- Kath Jickells (Assistant Director Environment)

There were no members of the public and no member of the press present.

CB.110 APOLOGIES FOR ABSENCE

Apologies for absence were received for this meeting from Councillor Shreeve.

CB.111 DECLARATIONS OF INTEREST

Councillor S Swinburn declared a disclosable pecuniary interest in CB.117 as a member of Immingham Town Council.

CB.112 MINUTES

The minutes of the Cabinet meetings held on the 15th February and 22nd February 2023 were agreed as a correct record.

CB.113 INTRODUCTION OF RESORT PUBLIC SPACE PROTECTION ORDER

Cabinet considered a report from the Portfolio Holder for Safer and Stronger Communities which proposed that ten prohibitions were introduced in North East Lincolnshire into a Resort and Parks and Open Spaces Public Space Protection Order (PSPO).

RESOLVED –

1. That the introduction of the Resort and Parks and Open Spaces PSPO and the prohibitions as defined for 3 years from implementation be approved, with the following provisos:
 - i) that in respect of metal detecting, the Prohibition Wording shall be “To prohibit, without prior approval, the use of any device designed or adapted for detecting or locating any metal or mineral on any council land including council-owned parks and open spaces, beaches, SSSI area and the seafront”.
 - ii) that the prohibition wording in respect of Chinese Lanterns shall be “To prohibit the deliberate or intentional release of any Sky lanterns, Chinese lanterns and helium balloons or anything carrying an open flame with the exception of organised firework displays held by or with formal written consent of the council on council owned parks, open spaces including the beach and the seafront.”
2. That the Director of Economy, Environment and Infrastructure, in consultation with the Portfolio Holder for Safer and Stronger Communities, be authorised to approve all future renewals, variations and extensions to this PSPO, where evidence supports the application.
3. That the necessary enforcement powers in relation to Public Space Protection Orders under the Anti-Social Behaviour, Crime and Policing Act 2014 in relation to anti-social behaviour be delegated to the City of Doncaster Council.

4. That the Monitoring Officer be authorised to execute all legal documentation in connection with this PSPO.

CB.114 OUR GREEN FUTURE ANNUAL REPORT

Cabinet received a report from the Leader and Portfolio Holder for Economy, Net Zero, Skills and Housing that set out the council's aspirations and progress in relation to the following three strategies, North East Lincolnshire Council's Waste Management Strategy (2020), North East Lincolnshire Council's Carbon Roadmap (2021) and North East Lincolnshire Council's Natural Assets Plan (2021).

RESOLVED - That the annual updates for each plan, as outlined in Appendices 1 to 3 of the report now submitted, and their contribution towards delivering net zero by 2030 be noted.

CB.115 LOCAL TRANSPORT PLAN DELIVERY PLAN (2023-26)

Cabinet considered a report from the Portfolio Holder for Environment and Transport seeking approval of the proposed Local Transport Plan (LTP) Delivery Plan including the LTP capital programme for 2023/24 – 2025/26.

RESOLVED –

1. That the proposed LTP Delivery Plan (Appendix 1 of the report now submitted) including the LTP capital programme for 2023/24 – 2025/26 be approved.
2. That the Director for Economy, Environment and Infrastructure, in consultation with the Portfolio Holder for Environment and Transport, be authorised to:
 - finalise the terms of the funding arrangement with the Department for Transport (DfT) and receive funds.
 - establish programme governance arrangements including the approval of any project variations, commence any related procurement exercises to deliver projects within the programme in accordance with the Public Contract Regulations 2015 and to make appropriate contract awards.
 - implement appropriate monitoring arrangements including receipt of a monthly update on programme progress.
3. That the Director for Economy, Environment and Infrastructure, in consultation with the Portfolio Holder for Environment and Transport, be authorised to receive any additional in year grant funding and allocate spend accordingly through the LTP programme and to deal with all ancillary matters arising.

4. That the Assistant Director Law and Governance (Monitoring Officer) be authorised to settle, complete and execute all documentation arising from the above.
5. That authority be delegated to the Director for Economy, Environment and Infrastructure, in consultation with the Portfolio Holder for Environment and Transport, to approve all further LTP Delivery Plans in subsequent years.

CB.116 ENFORCEMENT REVIEW

Cabinet considered a report from the Portfolio Holder for Safer and Stronger Communities presenting progress on the recommendations arising from the Enforcement Review undertaken on behalf of the Communities Scrutiny Panel in 2020.

This report was considered by Communities Scrutiny Panel at its meeting on 23rd February 2023, resulting in a recommendation to Cabinet to increase the number of Civil Parking Enforcement Officers within North East Lincolnshire. This recommendation was duly considered by Cabinet when reaching its decisions on this matter.

RESOLVED –

1. That the progress on implementation of the scrutiny recommendations be noted.
2. That a zero-tolerance approach to parking enforcement be introduced and work be undertaken with the Portfolio Holder for Environment and Transport to review the Council's Civil Enforcement Procedure and agree an implementation date.
3. That any further consideration of integration between litter and parking enforcement be postponed until June 2025, aligning to contract end dates for current contracts.
4. That the current contract with Doncaster Council and their delegation of enforcement powers to undertake environmental patrols be extended for a further 2 years with a possible two further 1-year extensions, therefore being a 2 + 1 + 1 contract extension, and that a full review to inform future service arrangements be undertaken in June 2025.
5. That the Director for Economy, Environment and Infrastructure, in consultation with the Portfolio Holder for Safer and Stronger Communities, be authorised to award any contract extensions or variations.

**CB.117 DISPOSAL OF PROPERTY AT LESS THAN BEST
CONSIDERATION – LEASEHOLD OF THE PAVILION,
PLAYING FIELDS AND PLAY AREAS AT ROVAL DRIVE,
IMMINGHAM**

Cabinet considered a report from the Portfolio Holder for Finance, Resources and Assets seeking authority to surrender an existing lease of the Pavilion and regrant a new 125-year full, repairing, and insuring lease, of the subject Site, namely the Pavilion, Playing Fields and Play Areas at Roval Drive, Immingham.

RESOLVED –

1. That the principle of a regrant of a full, repairing, and insuring lease of the subject Site for a term of 125-years at a peppercorn rent (£1 per annum if demanded) to Immingham Town Council be approved.
2. That the Executive Director of Place and Resources, in consultation with the Portfolio Holder for Finance, Resources and Assets, be delegated the responsibility to ensure that all necessary actions are carried out in order to approve and complete the detailed terms of the disposal.
3. That Assistant Director Law and Governance (Monitoring Officer) be delegated authorisation to complete all requisite legal documentation in relation to the matters outlined above.

**CB.118 WRITE OFF OF UNCOLLECTABLE NATIONAL NON-
DOMESTIC RATES DEBTS.**

Cabinet considered a report from the Portfolio Holder for Finance, Resources and Assets seeking approval to write off uncollectable National Non-Domestic Rates (Business Rates) debts as write-off of individual debts.

RESOLVED – That the write off of the uncollectable National Non-Domestic Rates outlined within Appendix A of the report now submitted be approved and that the Executive Director Place and Resources be authorised to formally write off the sum of £262,221.03.

CB.119 ALEXANDRA DOCK DEVELOPMENT

Cabinet considered a report from the Leader and Portfolio Holder for Economy, Net Zero, Skills and Housing outlining an aspiration for the regeneration of the Alexandra Dock area within Grimsby Town Centre and seeking approval to progress the proposals further.

RESOLVED –

1. That the proposals for the regeneration of the Alexandra Dock area be noted.
2. That the Executive Director for Place and Resources, in consultation with the Leader of the Council, be delegated the authority to appoint specialist property and regeneration advisers to progress the technical studies required to progress plans for the Alexandra Dock area.
3. That the submission of a Brown Field Land Release submission to the Department for Levelling Up, Housing, and Communities (DLUHC) by the Executive Director Place and Resources be approved.
4. That the Executive Director for Place and Resources, in consultation with the Leader of the Council, be delegated the authority to commence the procurement of a development partner to work with the Council or other such developer, having regard to any conditionality or recommendation of associated central government funder, and thereafter to award, mobilise and arrange for implementation.
5. That the Executive Director for Place and Resources, in consultation with the Leader of the Council, be authorised to:
 - a. Accept any successful funding awards from DLUHC, Homes England or any other body in connection with the development.
 - b. Defrayal of the grants within the terms of any conditionality.
 - c. Undertake all ancillary activity reasonably arising in support and implementation of the above recommendations.
6. That the Assistant Director Law and Governance (Monitoring Officer) be authorised to execute and complete all requisite legal documentation in relation to the matters outlined above.

CB.120 SCHOOL IMMUNISATION FUNDING

Cabinet considered a report from the Portfolio Holder for Health, Wellbeing and Adult Social Care seeking endorsement to sign up to the NHS England contract and accept associated funding for the School Based Immunisation Programme commencing 1st September 2023.

RESOLVED –

1. That the sign up of the new contract be endorsed and the Director of Public Health be authorised to accept the funding allocation as per the contract and criteria for delivery.
2. That the Director of Public Health, in consultation with the Portfolio Holder for Health, Wellbeing and Adult Social Care and the Portfolio Holder for Children and Education, be delegated the responsibility for delivery and implementation of the programme.
3. That the Assistant Director for Law and Governance (Monitoring Officer) be authorised to execute all legal documentation arising.

CB.121 PROPERTY AND LAND ASSET DISPOSALS

Cabinet considered a report from the Portfolio Holder for Finance, Resources and Assets seeking authority for the Council to dispose of a number of property and land assets that provided a low commercial return and/or that were surplus to the Council's requirements.

RESOLVED –

1. That the principle of the disposal of property and land assets that either provide a low commercial return and/or are deemed surplus to the Council's requirements, as set out within the report now submitted and as outlined within Appendix One, supported by the reasoning as set out in the report now submitted, be approved.
2. That the Executive Director Place and Resources, in consultation with the Portfolio Holder for Finance, Resources and Assets, be delegated authority to dispose of the assets identified in the report now submitted at the Executive Director's discretion and on such terms as the Executive Director thinks fit, and to ensure that all necessary actions are conducted in order to approve detailed terms as appropriate, and thereafter complete such disposal.

3. That the Assistant Director Law and Governance (Monitoring Officer) be authorised to complete and execute all requisite legal documentation in relation to the matters outlined above.

CB.122 EXCLUSION OF PRESS AND PUBLIC

RESOLVED – That the press and public be requested to leave on the grounds that discussion of the following business was likely to disclose exempt information within paragraph 3 of Schedule 12A of the Local Government Act 1972 (as amended).

CB.123 SCHOOL IMMUNISATION FUNDING

Cabinet considered the closed appendix referred to at CB.120.

RESOLVED – That the appendix be noted.

CB.124 PROPERTY AND LAND ASSET DISPOSALS

Cabinet considered the closed appendix referred to at CB.121.

RESOLVED – That the appendix be noted.

There being no further business, the Chairman declared the meeting closed 5.48 p.m.