

**CABINET**

**20 May 2010**

Attendance:

Councillor Learney - *Leader and Portfolio Holder for Transformation and Resources (Chairman) (P)*  
Councillor Bell - *Portfolio Holder for High Quality Environment (P)*  
Councillor Collin - *Portfolio Holder for Winchester and Surrounds (P)*  
Councillor Evans - *Deputy Leader and Portfolio Holder for Rural Areas and Market Towns (P)*  
Councillor Hiscock - *Portfolio Holder for Economic Prosperity (P)*  
Councillor Thompson *Portfolio Holder for Communities (P)*

Others in attendance who addressed the meeting:

Councillors Beckett, Coates, Pearson and Wood

Mr A Rickman (TACT)

Others in attendance who did not address the meeting:

Councillors Achwal, Banister, Barratt, Fall, Godfrey, Hammerton, Higgins, Love, Mitchell, Stallard and Tait

Mrs B Cole (TACT)

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1. **FUTURE MEETING DATES AND TIMES**

RESOLVED:

1. That the timetable of meetings for 2010/11 be agreed as set out on the agenda (and as contained in Report [CAB1878](#), 16 September 2009).

2. That Cabinet meetings normally commence at 9.30am unless the Corporate Director (Governance), in consultation with the Leader, determines an earlier start is desirable due to the volume of business to be transacted.

2.

## **MINUTES**

### RESOLVED:

That the minutes of the previous meeting held on 7 April 2010, less exempt items, be approved and adopted.

### 3. **PUBLIC PARTICIPATION**

Mr Rickman (TACT) emphasised that TACT would continue to work with Members in order to seek to achieve the best deal for its tenants.

Councillor Learney thanked Mr Rickman for his comments.

### 4. **LEADER AND PORTFOLIO HOLDER ANNOUNCEMENTS**

Councillor Learney advised that she wished to extend the public participation arrangements at Cabinet to enable people to speak on any matters affecting the District (not just items on the Cabinet agenda, as was the current practice). A Report outlining these proposals in more detail would be submitted to a future Cabinet.

### 5. **APPOINTMENT OF PORTFOLIOS FOR THE 2010/11 MUNICIPAL YEAR** (Oral Report)

At the invitation of the Chairman, Councillor Beckett thanked Councillor Learney for forwarding a copy of the draft proposals for the new Portfolio Holders, prior to the meeting. He raised some concerns regarding the apparent lack of designated responsibility for climate change and for emergency planning within the new roles. In addition, there appeared to be significant potential overlaps between the work of the new Portfolio Holder for Winchester Town and Surrounds and the Portfolio Holder for Rural Areas and Market Towns. Finally, he requested a list outlining which Portfolio Holders had responsibility for which areas of the Council's work.

Councillor Learney confirmed the titles of the new Portfolio Holder position, as outlined in the Resolution below. She explained that three Portfolio Holder roles had been designed to correspond with the Council's Priority Outcomes, namely: Communities; High Quality Environment and Economic Prosperity. In addition, two area leads had been established: one for Winchester and its Surrounds and a second for the Rural Areas and Market Towns. She emphasised that half of the District's residents looked to Winchester as a focus for shopping and/or services. In addition, she highlighted the importance of addressing the requirements of the rural areas of the District. Councillor Learney confirmed that there would be some cross-over areas of responsibility between the two roles but considered this to be a positive example of collaborative working.

Councillor Learney advised that a more detailed list outlining each Portfolio Holders areas of responsibilities would be produced in due course and also made publicly available via the Council's Website.

Cabinet agreed to make the Portfolio appointments set out below.

RESOLVED:

That the following arrangements for the allocation of Portfolios be agreed for 2010/11:

Councillor Learney	Leader and Portfolio Holder for Transformation and Resources
Councillor Evans	Deputy Leader and Portfolio Holder for Rural Areas and Market Towns
Councillor Bell	Portfolio Holder for High Quality Environment
Councillor Collin	Portfolio Holder for Winchester and Surrounds
Councillor Hiscock	Portfolio Holder for Economic Prosperity
Councillor Thompson	Portfolio Holder for Communities

6. **ANNUAL APPOINTMENTS TO CABINET COMMITTEES AND INFORMAL MEMBER/OFFICER WORKING GROUPS 2010/11**

(Report [CAB2013](#) refers)

At the invitation of the Chairman, Councillor Beckett spoke in support of Councillor Anthony remaining as the Chairman of the North Whiteley Development Forum, due to his involvement in its work to date.

Councillor Learney noted this request, but emphasised that the Forum had very recently been established and had only met on one occasion to date.

Cabinet noted, but did not agree, to the request from Fareham Borough Council that their membership be increased from one to two representatives.

With regard to the Housing Options Appraisal Steering Group, Councillor Learney proposed that this not be reappointed at this time. However, a new Group would be established, if appropriate, once the proposals regarding Housing Revenue Account (HRA) Reform were clarified.

With regard to the West of Waterlooville Forum and the North Whiteley Development Forum, the Corporate Director (Operations) reminded Cabinet that Members of Planning Development Control Committee were recommended not to also sit on these bodies, to avoid the possible risk of pre-determination. Councillor Evans noted this advice, but confirmed that she wished to remain a member of both Fora. However, she stated that she would not take part in any related forthcoming decisions at Planning Development Control Committees.

Cabinet agreed to the following for the reasons set out above and outlined in the Report.

1. That the following appointments be made for the 2010/11 Municipal Year (with terms of reference as set out in the report):

- (i) Cabinet (Traffic and Parking) Committee – Portfolio Holder for High Quality Environment (Councillor Bell) plus any two other Cabinet Members to be selected by the Head of Democratic Services in alphabetical rotation.
- (ii) Cabinet (Local Development Framework) Committee - Leader plus Councillors Evans and Collin.

In the event of any of the Standing Members not being available for a particular meeting, another member of Cabinet will be selected in alphabetical rotation by the Head of Democratic Services to substitute for the standing member.

In addition, the following standing list of Councillors be invited to attend and offer views at meetings of the Committee:

- (a) Chairman of the Planning Development Control Committee; and named members from the Conservative (2) as follows (*names to be advised*). The Independent Group did not nominate a representative.
- (b) Ward Councillors, where appropriate.
- (iii) Supported Housing Informal Member/Officer Working Group -  
Councillors: Coates, Hammerton, Nelmes and Thompson.  
TACT Representatives: Three representatives (names to be advised)  
Officers: Head of Landlord Services, Tenancy Services Manager, Housing Services Manager, Housing Finance Manager and Head of Legal Services (or their representatives).
- (iv) Air Quality Informal Member/Officer Working Group –  
Councillors: Bell, Collin, Higgins, Pearson and Wright.  
Officers: (City Council) Head of Environment Services, Head of Access and Infrastructure (or their representatives)  
(County Council) A Wren, P Fydall, K Travers and P Syddall
- (v) Guildhall Informal Member/Officer Working Group –  
Councillors: Bell, Evans, Hammerton, Learney, Mather and Stallard  
Officers: Corporate Director (Governance), Head of Estates and Guildhall Manager
- (vi) West of Waterlooville Forum –  
Councillors: Collin (Chairman), Achwal, Clear, Cooper, Chamberlain, Evans and Stallard  
Deputies: Liberal Democrat – name to be advised (for any Councillor)

- (vii) North Whiteley Development Forum –  
Councillors: Evans (Chairman), Achwal, Anthony, Clear and Ruffell

2. That the Housing Options Appraisal Steering Group not be re-appointed at this time, but the situation be reviewed once the Government's proposals regarding HRA Reform were clarified.

8. **LGA ANNUAL CONFERENCE AND EXHIBITION – APPOINTMENT OF DELEGATES**  
(Oral Report)

RESOLVED:

That the Leader of the Council (Councillor Learney), Deputy Leader (Councillor Evans), the two other Group Leaders (Councillors Beckett and Hammerton) and the Chief Executive be appointed as the Council's representatives to the 2010 LGA Annual Conference (to be held 6 to 8 July 2010).

7. **ANNUAL APPOINTMENTS TO EXTERNAL BODIES**  
(Report [CAB2016](#) refers)

At the invitation of the Chairman, Councillors Wood and Beckett spoke regarding this item and their comments are summarised below.

Councillor Wood spoke in support of him remaining as the Council's representative on the South Downs National Park Authority. He emphasised that he was appointed at Cabinet in January 2010 for a period of four years, starting 1 April 2010 and that any change in his role would be detrimental to the Council, as he had already received training and had extensive involvement in its work. In addition, he was one of three candidates for the role of Chairman of the South Downs National Park Authority's Finance Committee.

Councillor Beckett concurred with Councillor Wood's comments above and mentioned that the previous Cabinet had allowed Councillor Evans to remain as the representative on Tourism South East for similar reasons. He also highlighted the importance of a number of roles he had previously held as Leader of the Council, (though it was not appropriate for him to continue) namely, representative on the Partnership for Urban South Hampshire (PUSH); South East England Councils (SEEC) and the Winchester City Centre Management Limited.

In response to comments regarding the South Downs National Park Authority, Councillor Learney stated that she had received a letter from the Authority advising that a Member's appointment came to an end when he/she was up for election. Therefore it was possible for Cabinet to re-appoint to this Authority if it wished and she emphasised the importance of the role in representing the Council's interests. She therefore proposed that a decision

on this matter be deferred to enable discussions between Councillors Evans and Wood to take place and a way forward agreed. Cabinet agreed to this proposal.

Cabinet noted that the Report should be corrected to note that appointments were being sought to the Trinity Centre Advisory Committee, not Management Committee.

Cabinet agreed to the following for the reasons set out above and outlined in the Report.

RESOLVED:

1. That the following appointments to external bodies be made for the 2010/11 Municipal Year (deputies in brackets):

- (a) Bishops Waltham Sports Committee – Councillor Chamberlain (McLean)
- (b) Carroll Youth Centre – Councillors Collin (Prowse)
- (c) Friends of Hyde Abbey Gardens – Councillor Nelmes
- (d) Hampshire & Isle of Wight Association of Local Authorities (HIOWA) – Councillors Learney and Evans
- (e) Hampshire County Council Annual Meeting with Parish & District Councils regarding public transport issues – Councillor Bell
- (f) Joint Authorities Gypsies and Travellers Panel – Councillor Achwal (Clear)
- (g) Live Theatre Winchester Trust Limited – Councillor Hiscock
- (h) Local Government Association – Councillor Learney (Evans)
- (i) Local Government Association Rural Commission – Councillors Evans & Humby (only first named has voting rights)
- (j) Local Government Association Urban Commission – Councillor Collin (Mather)
- (k) Meadowside Leisure Centre User Forum – Councillors Achwal and Thompson
- (l) National Parking Adjudication Joint Committee – Councillor Bell
- (m) North of Fareham Strategic Development Area Community Liaison Group – Councillor Evans
- (n) North Solent Shoreline Management Panel – Councillor Pearson
- (o) Partnership for Urban South Hampshire (PUSH) Joint Committee – Councillor Learney (Evans)
- (p) Project Integra Management Board – Councillor Bell (Evans)
- (q) Project Integra Policy Review and Scrutiny Committee – Councillor Higgins (Pearson)
- (r) River Park Leisure Centre User Forum – Councillors Love and Hiscock
- (s) South Downs Joint Committee – Councillor Evans
- (t) South East Employers – Councillor Cook (Spender)
- (u) South East England Councils (SEEC) – Councillor Learney (Evans)

- (v) Southampton International Airport Consultative Committee – Councillor Bell (Pearson) – Robin Tice (Winchester Air Group – WAG to continue as a representative)
- (w) Stanmore Combined – Councillor Collin
- (x) Strategic Planning Joint Advisory Committee – Councillor Bell
- (y) Tourism South East – Councillor Evans (Hiscock)
- (z) Twyford Waterworks – Councillor Henry (Mason)
- (aa) WCC/Serco Member Liaison Meeting – Councillors Bell, Clear, Coates, Collin, Cooper, Higgins and Pearson
- (bb) Winchester Allotment Holders' Society – Councillor Mitchell
- (cc) Winchester and District Savers (WADS) – Councillor Johnston (Beckett)
- (dd) Winchester District Board of the Council for the Protection of Rural England (CPRE) – Councillor Clear
- (ee) Winchester Hampshire Action Plan (HAT) – Councillor Bell
- (ff) Winchester Hampshire Action Plan (HAT) – Highways Meeting – Councillor Bell
- (gg) Winchester Housing Trust – Councillor Johnston (Fall – Observer)
- (hh) Winchester Inclusive Housing Forum – Councillors Love and Thompson
- (ii) Winchester Indoor Sports Association (Lido Sports Club) – Councillor Maynard
- (jj) Winchester Road Safety Council Committee – Councillor Jackson (Pearson)
- (kk) Winchester Sports Stadium Management Committee – Councillors Hiscock (Stallard)
- (ll) WinACC – Councillor Bell

2. That the following appointments to external bodies be made for the period stated (deputies in brackets):

- (a) Age Concern – Hampshire (until 31 May 2011) – Councillor Nelmes (Higgins)
- (b) Bishops Waltham Citizens Advice Bureau (until 15 May 2011) – Councillor Clear
- (c) Havant and District Citizens Advice Bureau (until 30 May 2011) – Councillor Stallard
- (d) Knowle Community Buildings Association (until 30 May 2011) – Councillor Clear (Evans - Observer)
- (e) Relate (until 30 June 2011) – Councillor Love (Berry)
- (f) Southampton University Court (until 31 May 2013) – Councillors Evans and Hiscock
- (g) Swanmore Community Facilities Management Committee (until May 2011) – Councillor Clear (Weston)
- (h) Trinity Centre Advisory Committee (until 30 June 2011) – Councillors Collin, Higgins and Mather
- (i) Whiteley Community Association (until 30 May 2011) – Councillor Achwal (Anthony)
- (j) Winchester Area Community Action (until 31 May 2011) – Councillor Nelmes (Cooper)

- (k) Winchester City Centre Management Limited (until 30 June 2011) – Councillor Hiscock
- (l) Winchester Welfare Charities (until 30 June 2014) – Councillor Higgins

8. **STREET NAME AND NUMBERING CHARGES**

(Report [CAB2010](#) refers)

Cabinet agreed to the following for the reasons outlined in the Report.

RESOLVED:

That the provisions of Sections 17 to 19 of the Public Health Act 1925 be adopted in accordance with paragraph 25(5) of Schedule 14 of the Local Government Act 1972 with effect from 1 July 2010.

9. **FUTURE ITEMS FOR CONSIDERATION**

RESOLVED:

That the list of future items, as set out in the Forward Plan for June 2010, be noted.

10. **DECISIONS TAKEN BY PORTFOLIO HOLDERS UNDER THEIR DELEGATED POWERS**

RESOLVED:

That the decisions taken by Portfolio Holders under their delegated powers since the last Cabinet meeting, as set out on the agenda sheet, be noted.

11. **EXEMPT BUSINESS**

RESOLVED:

1. That in all the circumstances, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

2. That the public be excluded from the meeting during the consideration of the following items of business because it is likely that, if members of the public were present, there would be disclosure to them of 'exempt information' as defined by Section 100I and Schedule 12A to the Local Government Act 1972.



<u>Minute Number</u>	<u>Item</u>	<u>Description of Exempt Information</u>
##	Exempt minutes of the previous meeting	) Information relating to the financial or business affairs
##	Decision under Section A.2 of the Scheme of Delegation to Officers	) of any particular person (including the authority holding that information).
##	Joint Working with East Hants DC on Environmental Contract Services – Progress Report	) (Para 3 Schedule 12A refers)

12. **EXEMPT MINUTES**

RESOLVED:

That the exempt minutes of the previous meeting, held on 7 April 2010, be approved and adopted.

13. **DECISION UNDER SECTION A.2 OF THE SCHEME OF DELEGATION TO OFFICERS – VARIATIONS OF RIVER PARK LEISURE CENTRE MANAGEMENT CONTRACT TO INCLUDE MEADOWSIDE LEISURE CENTRE**

(Report CAB2012 refers)

Cabinet agreed to the following for the reasons contained in the Report.

RESOLVED:

That the Decision made under Section A.2 of the Scheme of Delegation to Officers, as detailed in Appendix 1 of the Report, be noted.

14. **JOINT WORKING WITH EAST HANTS DISTRICT COUNCIL ON ENVIRONMENTAL CONTRACT SERVICES – PROGRESS REPORT**

(Report CAB2000 refers)

This Report had not been notified for inclusion within the statutory deadline. The Chairman agreed to accept this item onto the agenda, as an item requiring urgent consideration, in order to meet the procurement deadlines.

Cabinet noted that under the Council's Constitution Access to Information Procedure Rules (Rule 16 – Special Urgency), this Report had not been included in the Forward Plan. Under this procedure the agreement of Chairman of Principal Scrutiny Committee that the taking of the decision cannot reasonably be deferred had been obtained.

Cabinet considered the above Report which considered proposals regarding the joint working with East Hants District Council on Environmental Contract Services (detail in exempt minute).

The meeting commenced at 10.00am and concluded at 11.10am

Chairman