

**MINUTES OF A MEETING OF THE  
POLICY AND RESOURCES COMMITTEE  
HELD ON 24<sup>th</sup> MAY, 2018  
AT NELSON TOWN HALL**

*PRESENT—*

*Councillor P. White (Chairman – in the Chair)*

## Councillors

Nadeem Ahmed  
Musawar Arshad  
W. Blackburn  
J. Cooney  
M. S. Foxley  
P. J. Foxley

*M. Goulthorp*  
*M. Iqbal*  
*A. Mahmood*  
*B. Newman*  
*M. Sakib (substitute for Councillor Y. Iqbal)*  
*D. M. Whipp*

*Officers in attendance:*

<i>Dean Langton</i>	<i>Chief Executive</i>
<i>Philip Mousdale</i>	<i>Corporate Director</i>
<i>Vince Green</i>	<i>Finance Services Manager</i>
<i>Susan Guinness</i>	<i>Chief Finance Officer</i>
<i>Howard Culshaw</i>	<i>Head of Legal Services</i>
<i>Jane Watson</i>	<i>Head of Democratic Services</i>

*(Apologies for absence were received from Councillor Y. Iqbal).*



*The following person attended the meeting and spoke on the following item:*

**Minute Number**

Alan Kinder	Lomeshaye Industrial Estate Extension Phase 1	10
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## 1. DECLARATIONS OF INTEREST

Members were reminded of the requirements of the member Code of Conduct concerning the declaration of interests.

Councillor M. Sakib declared a disclosable pecuniary interest in minute number 11 – Right to Build/Self and Custom Build Site: Bamford Street, Nelson.

## 2. APPOINTMENT OF VICE-CHAIRMAN

**RESOLVED**

That Councillor Nadeem Ahmed be appointed Vice-Chairman of the Committee for the Municipal Year 2018/19.

**3. PUBLIC QUESTION TIME**

There were no questions from members of the public.

**4. FINANCIAL STRATEGY AND UPDATED MEDIUM TERM FINANCIAL PLAN 2019/22**

The Chief Finance Officer submitted a report which provided an update on the Council's Financial Strategy and Medium Term Financial Plan for 2019/22. A draft Budget Strategy for the same period was also set out in the report.

**RESOLVED**

- (1) That the uncertainty associated with the Council's core funding beyond 2019/20, as explained in the report, and in particular the increased uncertainty regarding the timing and implications of the Fair Funding Review and the move to 75% (formerly 100%) local retention of business rates income be noted.
- (2) That the proposed Financial Strategy for 2019/22 (and the supporting Medium Term Financial Plan 2019/22 (Appendix B)) as set out in the report be noted and in doing so the strategy for the use of Balances and Reserves over the same period also be noted.
- (3) It be agreed that further reports be submitted to this Committee throughout the year in order to assist with the development of budget proposals to reduce the Council's net expenditure by £1m as part of the budget process for 2019/20.
- (4) That, in addition to (3) above it also be agreed that further work be undertaken to develop options to address the balance of the projected budget deficit to 2021/22 with the outcomes being reported to this Committee as part of the budget process for the current year.

**REASON**

***To continue with the implementation of the Council's Financial Strategy and to deal with the Council's forecast medium term budget deficit.***

**5. DRAFT ANNUAL GOVERNANCE STATEMENT 2017/18**

The Chief Finance Officer submitted a report on the Council's draft Annual Governance Statement for 2017/18.

**RESOLVED**

That the draft Annual Governance Statement for 2017/18 be noted.

**REASON**

***To provide an opportunity for the Committee to comment on the Annual Governance Statement prior to it being signed by the Chief Executive and Council Leader and submitted for approval to the Accounts and Audit Committee in July (together with the draft Statement of Accounts for 2017/18).***

## **6. TENDERS**

The Corporate Director submitted, for information, a report on tenders which had been received and accepted.

The increase in the number of blue wheeled bins which had been purchased was discussed and it was felt more information was needed to understand the reasons for this increase along with the cost implications.

### **RESOLVED**

- (1) That the report be noted.
- (2) That a report be submitted to the next meeting on the introduction of the blue wheeled bin scheme.

### **REASON**

***To understand the need and cost implications for the blue wheeled bins.***

## **7. PROPOSALS TO ESTABLISH A PENDLE LOCAL LOTTERY**

The Chief Executive submitted a report on a proposed Local Lottery model. This was considered to be a potential funding stream to provide discretionary support to the local community voluntary sector. It was noted that the Council's funding towards this sector had reduced significantly.

The report provided details on a proposed model and delivery options along with a timetable for implementation.

It was noted that a Local Lottery could be established and maintained at relatively low cost to the Council and it was suggested that this be run in partnership with an External Lottery Manager (ELM). This would mean buying in the skills and expertise of an existing provider and sharing the risk with them to deliver the lottery.

The Committee felt that it would be useful to meet with an External Lottery Manager to find out more information about the initiative.

### **RESOLVED**

- (1) That this item be deferred for further information.
- (2) That an External Lottery Manager be invited to give a presentation to Members.

### **REASON**

***To help address the Council's budgetary pressures by enabling community groups to 'self-help' by gaining access to a Pendle lottery umbrella scheme.***

## **8. INTEGRATED COMMUNITIES STRATEGY GREEN PAPER: CONSULTATION**

The Chief Executive submitted a report which provided the Committee with the key policy proposals in the Integrated Communities Strategy Green Paper.

The Paper was published in March 2018 and set out proposals on building more integrated communities across the country. A response to the consultation was to be submitted no later than 5<sup>th</sup> June, 2018.

### **RESOLVED**

- (1) That the report be noted.
- (2) That the Chief Executive, in consultation with the Leader of the Council, be granted delegated authority to agree a response to the Integrated Communities Strategy Green Paper.

### **REASONS**

- (1) ***To raise awareness of the Integrated Communities Strategy Green Paper and consultation process.***
- (2) ***To allow the Council to submit a response to the consultation within the allocated timeframe.***

## **9. PUBLIC SPACES PROTECTION ORDER FOR PARKS**

The Corporate Director submitted a report on proposals and options for Public Spaces Protection Orders (PSPOs) in relation to parks in the Borough. Attached to the report were proposals for the PSPOs in these parks and also included were the Hard Platts in Nelson and King George V Playing Fields in Colne. These had been included to enable the transferred bylaws to apply.

There had been 619 responses to the consultation from residents and organisations. The results were, however, ambiguous both in terms of numbers and in particular in the responses to open questions. The proposals reflected the lack of a clear response and were also made in the light of the Government's revised statutory guidance on the Anti-Social Behaviour tools and powers.

The proposals sought to minimise restrictions on dog walkers while maintaining the enjoyment of other park users. Officers would also be able to enforce the transferred bylaws by way of fixed penalty notices.

There was a lengthy discussion on the proposals and options submitted and there was uncertainty about the definition of the boundary of where dogs needed to be on a lead. Enforcement and signage was also discussed.

### **RESOLVED**

That this item be deferred to enable the relevant Town and Parish Councils to comment on the proposed recommendations and that a further report be submitted to the September meeting of this Committee.

## **REASON**

***To enable the Council and its partners to respond to concerns regarding behaviour that was detrimental to the quality of life in public spaces in Pendle, including enforcement action.***

### **10. LOMESHAYE INDUSTRIAL ESTATE EXTENSION PHASE 1**

The Housing, Health and Economic Development Services Manager submitted a report following receipt of a request by a landowner affected by the Compulsory Purchase of land to extend the industrial estate to act as developer for the scheme. It was noted that the landowner had not acted as a developer previously, only a contractor.

The report provided details of when various permissions had been granted in relation to the extension of this industrial estate and the funding required to develop the site. It was noted that there was a risk of clawback of the LCC funding and loss of Growth Deal funding.

Reference was also made to the Executive's decision in March 2018 regarding the transfer of the land to PEARL2 following its acquisition by the Council on a long leasehold at market value following completion of the infrastructure works.

During discussion reference was made to the CPO process, funding implications if there was to be a change in the developer and the need to explore all options.

## **RESOLVED**

- (1) That the request by the landowner to act as developer for this land or the whole scheme be noted.
- (2) That the decision made by the Executive on 15<sup>th</sup> March, 2018 that subject to the Lomeshaye Industrial Estate Extension Phase 1 land being acquired by the Council, either through negotiation or Compulsory Purchase, that it be transferred to PEARL2 on a long leasehold at market value following completion of the infrastructure works be reaffirmed.
- (3) That discussions continue with the landowner and his agent and the outcome of these discussions be submitted to the next meeting of this Committee.

## **REASONS**

- (1) ***To consider a representation made as part of the Compulsory Purchase process.***
- (2) ***To minimise risk to the Council.***

*(Councillor M. Sakib declared a disclosable pecuniary interest in the following item and withdrew from the meeting during discussion of the following item).*

### **11. RIGHT TO BUILD/SELF AND CUSTOM BUILD SITE BAMFORD STREET, NELSON**

The Housing, Health and Economic Development Services Manager submitted a report which provided an update on the right to build/self and custom build within the Borough.

The Committee were asked to agree to the Council taking on the maintenance of the sewers required to connect the self/custom build plots which the Council had provisionally sold at Bamford Street into the existing adopted system, including entering into easement agreements with the relevant landowners and paying their legal/surveyors fees for doing so.

## **RESOLVED**

- (1) That the update regarding self and custom build within Pendle be noted and a report be submitted to a future meeting of this Committee explaining how this Council can promote self and custom build within the Borough.
- (2) That it be agreed that the Council take on the responsibility for the maintenance of the sewers required to connect the self/custom build plots which the Council had provisionally sold at Bamford Street into the existing adopted system, including entering into easement agreements with the relevant landowners.
- (3) That the legal/surveyors costs incurred by the landowners to enter into the easement be paid by the Council.

## **REASONS**

- (1) ***To update Members regarding the national and local picture regarding self and custom build.***
- (2) ***To enable the Council to move forward with the scheme by installing foul and surface water sewer connections to the boundary of the self/custom build plots which it had provisionally sold on the land off Bamford Street, Nelson.***
- (3) ***To ensure the landowners affected do not incur any costs as a result of the Council delivering the self-build scheme at Bamford Street, Nelson.***

## **12. DISPOSAL OF BRIGHT STREET, COLNE**

The Housing, Health and Economic Development Services Manager submitted a report on the proposed disposal of land at Bright Street, Colne under a negotiated procedure for the provision of supported housing. A request had been received from Homelife Supported Accommodation Ltd., who specialised in the design and build of bespoke accommodation for people who required care. They were currently developing 10 apartments on the adjoining Argyle Street site.

The proposal was to set up a new Special Purpose Vehicle (SPV) company to develop these properties as further supported housing. Management would be provided by Inclusion Housing and care would be provided by Making Space.

## **RESOLVED**

- (1) That the disposal of the Bright Street site in Colne be agreed under a negotiated procedure to a company (yet to be registered) with Jonathan Pritchard and Andrew Hopkinson as directors.
- (2) That it be agreed that the sale would be conditional upon planning permission being granted for housing.

**REASON**

***To support delivery of supported housing and to ensue early development of the site.***

**13. PERFORMANCE INDICATORS UPDATE  
1<sup>st</sup> APRIL, 2017 TO 31<sup>st</sup> MARCH, 2018**

The Chief Finance Officer submitted a report on performance monitoring information on the key performance indicators delivered by and on behalf of the Council.

The Committee were asked to review performance and comment as appropriate on any matters of concern.

Performance was broadly in line with targets set and previous performance but the report provided reasons on four PIs which were not in line with targets:

- Planning Applications and Appeals
- Waste and Recycling
- Complaints
- Sickness Absence

The Committee also discussed the performance regarding the answering of telephone calls, fixed penalty notices and missed collections.

**RESOLVED**

That the report be noted.

**REASON**

***To inform the Committee of performance monitoring information relating to the Council's key performance indicators.***

*(Councillor P. White declared an interest in this item which was not a disclosable pecuniary interest as defined in the Relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012).*

Councillor Nadeem Ahmed (Vice-Chairman – in the Chair)

**14. WATERSIDE COMMUNITY CENTRE**

The Chief Executive submitted a report on options for the future ownership and use of the Waterside Community Centre.

The building had been empty for some time and there had been reports of increased vandalism and anti-social behaviour.

Through the Burnley, Pendle and Rossendale Council for Voluntary Service groups/organisations were encouraged to submit expressions of interest to take on responsibility and running of the building. The Committee were asked to consider the following three submissions:

- Positive Action in the Community
- Lancashire Sport Partnership Ltd. (CSI)
- Proposal for flexible childcare business

## **RESOLVED**

- (1) That the decision taken by the Executive to transfer the responsibility and running costs of the building to Positive Action in the Community to extend their current service provision be reaffirmed and it be agreed that officers explore the scope to work with Lancashire Sport Partnership Ltd. (CSI).
- (2) That delegated authority be granted to the Chief Executive, in consultation with the Leader of the Council, to negotiate the terms on which the building is transferred to Positive Action in the Community.
- (3) That it be agreed that should the negotiations conclude with a proposal that the building be disposed of at a discount that the matter be referred back to this Committee for confirmation.

## **REASONS**

- (1) ***To ensure the future use of the building as an asset to benefit the community.***
- (2) ***To comply with Contract Procedure Rules.***

Councillor P. White (Chairman – in the Chair)

## **15. APPOINTMENT OF GEARING UP FOR GROWTH GRANTS PANEL**

The Committee were asked to nominate three members onto the Panel.

## **RESOLVED**

That Councillors J. Cooney, M. Goulthorp and C. Wakeford be appointed onto the Gearing up for Growth Grants Panel for the 2018/19 Municipal Year.

## **16. APPOINTMENT OF HEALTH AND SOCIAL CARE PANEL**

The Committee were asked to consider six nominations to sit on the Health and Social Care Panel (at least one nomination to be a member of the Policy and Resources Committee).

Nominations for three cross-party Policy and Resources Members (1:1:1) to sit on the Pendle Health and Wellbeing Partnership Board were also requested.

## **RESOLVED**

- (1) That Councillors J. Henderson, D. Whalley and three Conservative Members (yet to be determined) be appointed onto the Health and Social Care Panel for the 2018/19 Municipal Year.



Policy and Resources Committee (24.05.2018)

- (2) That Councillor W. Blackburn and a representative from both the Conservative and Liberal Democrat Groups (yet to be appointed) be appointed onto the Pendle Health and Wellbeing Partnership Board for the 2018/19 Municipal Year.

Chairman \_\_\_\_\_