

Executive

Statement of Decisions

Set out below is a summary of the decisions taken at the meeting of the Executive held on Tuesday 7 October 2014. Decisions made by the Executive will be subject to call-in. Recommendations made to the Council are not subject to call-in. The wording used does not necessarily reflect the actual wording that will appear in the minutes.

If you have any queries about any matters referred to in this decision sheet please contact Sarah Selway, Democratic Services (Committees) Manager on 01392 265275 or email sarah.selway@exeter.gov.uk

Rugby World Cup 2015 Update

Agreed	That the position be noted.
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Delegated responsibilities in respect of new ASB Legislation

Agreed	That it is recommended to Council that the Assistant Director Housing be given delegated authority to terminate any tenancy or licence and, where necessary, by relying on the new absolute grounds for possession introduced by the Anti Social Behaviour Crime and Policing Act 2014 ('the ASBCP Act 2014')
Reason for Decision:	As set out in the report.

Capital Monitoring Statement to 30 June 2014

Agreed	That it is recommended to Council to approve the current position in respect of the annual capital programme.
Reason for Decision:	As set out in the report.

Overview of Revenue Budget 2014/15

Agreed	That it is recommended to Council to approve the:- (1) General Fund forecast financial position for the 2014/15 financial year; (2) HRA forecast financial position for 2014/15 financial year;
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	<p>(3) additional supplementary budgets listed in Appendix C;</p> <p>(4) outstanding Sundry Debt position as at June 2014;</p> <p>(5) creditors' payments performance; and</p> <p>(6) Council Tax and Business rates collection performance.</p>
Reason for Decision:	To formally note the Council's projected financial position and to approve additional expenditure required during the financial year.

The Review of Polling Districts and Polling Places within the Exeter Parliamentary Constituency

Agreed	<p>That it is recommended to Council to approve:-</p> <p>(1) the adoption of the proposals outlined in the report, with the omission of paragraph 8.6 (Pinhoe Ward – Orwell Garth to remain in situ) for implementation from a revised register of electors to be published on 1 December 2014;</p> <p>(2) the formal publication of its final report on the Review of Parliamentary Polling Districts and Places within the Exeter Constituency on 16 October 2014, as required by the Electoral Administration Act 2006; and</p> <p>(3) the completion of a further review by 31 January 2020, as required by the Electoral Registration and Administration Act 2013.</p>
Reason for Decision:	As set out in the report.

Health and Safety at Work Update

Agreed	That it is recommended to Council to approve the changes to the Council's Health and Safety Policy as set out in Appendix II of the report.
Reason for Decision:	To provide the Council with a quarterly update on strategic health and safety at work matters and help ensure that Members are aware of key health and safety considerations affecting the Council.

Arrangements for the provision for the Joint management of Strata

Agreed	<p>That:-</p> <ol style="list-style-type: none"> (1) a Joint Executive Committee (JEC) to govern Strata be appointed with effect from the go live date on the 1 November 2014; (2) the Leader of the Council be appointed to the JEC; (3) the JEC's terms of reference, as set out in the Appendix and summarised in paragraph 9 of the report, be agreed; (4) the Rules of Procedure for the JEC as set out in the Appendix, be adopted; <p>That it is recommended to Council to approve the following and that the Constitution be amended accordingly:-</p> <ol style="list-style-type: none"> (5) a Joint Scrutiny Committee (JSC) be appointed; (6) the JSC Terms of Reference, as set out in paragraph 10-12 of the report, be agreed; (7) a total of three Members from each authority sit on the JSC in compliance with the rules on political balance; and (8) the Rules of Procedure for the JSC, as set out in the Appendix to the report, be adopted.
Reason for Decision:	To enable the joint management of Strata by Teignbridge, Exeter and East Devon District Council.

Amendments to the Scheme of Delegation

Agreed	That it is recommended to Council to approve the changes to the Scheme of Delegation to Officers as set out in the Appendix to the report and that the Constitution be amended accordingly.
Reason for Decision:	To ensure that the Scheme of Delegation to Officers is up to date and matches the operational arrangements of the Council.

Scrutiny Review Working Group Update Report

Agreed	That it is recommended to Council to support the new Scrutiny arrangements as set out in the cross party report of 9 April 2013 which had been implemented successfully.
Reason for Decision:	As set out in the report.

Freedom of the City

Agreed	That it is recommended to Council that:- (1) the title of Honorary Freeman of the City Status be conferred on Mrs Yolonda Henson, Mrs Jo Pavey and Mr Liam Tancock; and (2) the Right Worshipful the Lord Mayor be requested to convene an Extraordinary Meeting of the Council to be held on the rising of the ordinary meeting on 15 October 2014, for the purpose of passing the appropriate resolution under Section 249 of the Local Government Act 1972.
Reason for Decision:	As set out in the report.

Strategy and Governance for European Site Development Impact Mitigation

Agreed	That the proposals to establish a joint committee with East Devon and Teignbridge District Councils to oversee and prioritise funds for mitigation projects be agreed. A detailed report would be brought back early in 2015 to agree how the committee would operate.
Reason for Decision:	To for fill the statutory requirement for to mitigate the impacts of new development on European Sites.

Delegated responsibilities in respect of the Anti-Social Behaviour Crime and Policing Act 2014

Agreed	That:- (1) the Community Trigger procedure described in this report be adopted with effect from 20 October 2014; and That it is recommended to Council to approve the following and that the Constitution be amended accordingly where appropriate:- (2) the Assistant Director Environment (ADE) and Assistant Director Public Realm (ADPR) be authorised under S.53 of the Anti-social Behaviour, Crime and Policing Act 2014 (the Act), from the 20 October 2014, for issuing Community Protection Notices (CPN), and related Fixed Penalty Notices of a £100 penalty fee in respect of breaches of a CPN; (3) the Assistant Director Environment and Assistant Director Public Realm be given delegated powers under Part 4 Chapter 2 of the Act from the 20 October 2014 relating to the implementation of Public Spaces Protection Orders (PSPO), following agreement in each case at the multi-agency Antisocial Behaviour Action Team (ASBAT), and related Fixed Penalty Notices of £100 penalty fee in respect of breaches of a PSPO;
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	<p>(4) the Assistant Director Environment be given delegated powers under Part 4 Chapter 3 of the Act from the 20 October 2014 relating to the issuing of a Closure Notice of no longer than 24 hours, following appropriate consultation.</p> <p>(5) the principle of utilising the joint collaborative work of the Devon, Cornwall, Plymouth and Torbay Community Safety Partnerships in developing consistent procedural mechanisms for the powers introduced by the Act be agreed.</p>
Reason for Decision:	As set out in the report.

The decisions indicated will normally come into force 5 working days after publication of the Statement of Decisions unless called in by a Scrutiny Committee. Where the matter in question is urgent, the decision will come into force immediately. Decisions regarding the policy framework or corporate objectives or otherwise outside the remit of the Executive will be considered by Council on 15 October 2015.