

Public Document Pack

Southend-on-Sea Borough Council

Civic Centre
Southend-on-Sea

4 December 2018

Dear Sir or Madam,



I hereby summon you to attend the meeting of the Southend-on-Sea Borough Council to be held in the Council Chamber, Civic Centre, Southend-on-Sea on, Thursday, 13th December, 2018 at 6.30pm for the transaction of the following business.

A Griffin
Chief Executive

A G E N D A

- 1 Apologies for Absence**
- 2 Declarations of Interest**
- 3 Youth Mayor and Deputy Youth Mayor Appointments**
- 4 Communications**
- 5 Questions from Members of the Public**
- 6 Questions from Members of the Council**
- 7 Petition - Closure of Oakwood Avenue and Shirley Road (Pages 1 - 2)**
Prayer of the petition attached.
- 8 Minutes of the Meeting of Council held on Thursday 18th October 2018 (Pages 3 - 22)**
Minutes attached
- 9 Minutes of the meeting of Licensing Sub-Committee C held on Friday, 12 October 2018 of Licensing Sub-Committee C (Pages 23 - 24)**
Minutes attached
- 10 Minutes of the meeting of Appeals Committee B held on Monday, 15 October 2018 (Pages 25 - 26)**
Minutes attached.
- 11 Minutes of the meeting of Appeals Committee A held on Monday, 22 October 2018 (Pages 27 - 28)**
Minutes attached.

- 12 Minutes of the meeting of Cabinet Committee held on Thursday, 1 November 2018 (Pages 29 - 34)**
Minutes attached.
- 13 Minutes of the meeting of Cabinet held on Tuesday, 6 November 2018 (Pages 35 - 46)**
Minutes attached.
- 14 Minutes of the meeting of Development Control Committee held on Wednesday, 7 November 2018 (Pages 47 - 56)**
Minutes attached.
- 15 Minutes of the meeting of Licensing Sub-Committee B held on Monday, 12 November 2018 (Pages 57 - 58)**
Minutes attached.
- 16 Minutes of the meeting of Cabinet Committee held on Tuesday, 20 November 2018 (Pages 59 - 60)**
Minutes attached.
- 17 Minutes of the meeting of Place Scrutiny Committee held on Monday, 26th November 2018 (Pages 61 - 68)**
Minutes attached.
- 18 Minutes of the meeting of People Scrutiny Committee held on Tuesday, 27th November 2018 (Pages 69 - 76)**
Minutes attached.
- 19 Minutes of the meeting of Policy and Resources Scrutiny Committee held on Thursday, 29 November 2018 (Pages 77 - 84)**
Minutes attached.
- 20 Minutes of the meeting of Special Cabinet held on Tuesday, 4th December 2018**
Minutes to follow
- 21 Minutes of the meeting of Appeals Committee B held on Tuesday, 4th December 2018**
Minutes to follow
- 22 Minutes of the meeting of Health and Wellbeing Board held on Wednesday, 5th December 2018**
Minutes to follow
- 23 Minutes of the Special Cabinet Committee held on Thursday, 6th December 2018**
Minutes to follow
- 24 Minutes of the Special Place Scrutiny Committee held on Tuesday, 11th December 2018**
Minutes to follow

- 25 Notice of Motion - Social Housing for Rent (Pages 85 - 86)**
Notice of Motion attached
- 26 Local Council Tax Support Scheme (Pages 87 - 92)**
Report of the Strategic Director for Finance and Resources attached
- 27 Changes to the Constitution**
Report of the Strategic Director of Legal and Democratic Services to follow

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To: Southend on Sea Borough Council

Petition 2 – Request for the total closure of Oakwood Avenue and Shirley Road at their junctions with the A127 Arterial Road.

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We the residents of Oakwood Avenue and Shirley Road attended a meeting with the Traffic and Parking Working Party Cabinet Committee on the 13th September 2018 when our original petition for the Speed Control and other suggested Amendments was discussed.

As a result of the original Petition the council quite obviously had taken our concerns very seriously and had initiated a monitoring study of traffic flows in Oakwood Avenue over a period of 13 days 27th July 2018 to 8th August 2018 the first two weeks of the school summer holidays when traffic flows would be somewhat depressed.

Their findings were as follows:-

36481 vehicle movements

29688 movements to the A127

6513 movements from the A127

Based upon this data an extrapolated annual vehicle movement could be suggested at $36481 / 13 \times 365 = 1,024,274$, yes over a million vehicles of all shapes and sizes interfering with the free movement of traffic on the A127 from the newly improved Kent Elms Junction. Yes a million vehicles minimum, using data from a holiday period, the actual number would be far higher.

On top of the above mentioned data and based upon a speed limit of 30 mph in Oakwood Avenue 7155 cars were found to be exceeding 30 mph, they were speeding, no if but's or maybe's, we have clocked cars travelling at 70 mph in the road.

It was suggested by the committee that cars only use Oakwood Avenue because of the works being undertaken at Kent Elms. We the Petitioners totally refute this, Oakwood Avenue has become a classic Rat Run over years and it has to be dealt with.

At the Committee meeting Cllr Stephen Ayles was given the opportunity to speak stating that closing Oakwood Avenue would be a Win Win to the free flow of traffic on the A127, all vehicles, large and small joining and leaving the A127 from Oakwood Avenue and Shirley

Road cause vehicles on the A127 to slow down thus causing bunching behind and the possibility of a tailgating accident

He even sighted an exact same situation at Brendan Way which was blocked off and solved all the similar problems that existed then on the A127.

The use of Oakwood Avenue as a traffic Rat Run is a blight on all the residents lives, someone will be killed or seriously injured if nothing is done, the demographic of the road and adjoining roads is one of an aging population, we implore you to do the right thing and close the road.

Based upon all the excellent improvements you have made to road junctions Kent Elms, Bellhouse Lane and Progress Road to improve flow, Oakwood Avenue and Shirley Road actually now stand in the way.

SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of The Council

Date: Thursday, 18th October, 2018
Place: Council Chamber - Civic Suite

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Present: Councillor D Jarvis (Chair)
Councillors A Holland (Deputy Chair), B Arscott, S Ayles, B Ayles, M Borton, H Boyd, A Bright, K Buck, S Buckley, L Burton, D Burzotta, T Byford, A Chalk, J Courtenay, T Cox, M Davidson, A Dear, M Dent, F Evans, M Flewitt, N Folkard, D Garne, D Garston, J Garston, I Gilbert, S Habermel, R Hadley, T Harp, A Jones, J Lamb, H McDonald, D McGlone, J McMahon, A Moring, C Mulrone, D Nelson, C Nevin, D Norman MBE, G Phillips, K Robinson, L Salter, M Stafford, M Terry, N Ward, J Ware-Lane, C Walker, P Wexham, C Willis and R Woodley

Start/End Time: 6.30pm - 10.00pm

371 Apologies for Absence

Apologies for absence were received from Councillor Van Looy.

372 Declarations of Interest

- **Councillor Arscott**

Development Control Committee – 1st August 2018

Minute 206 - 18/00867/FULH (53 Leigh Cliff Road, Leigh-on-Sea) – non pecuniary interest: Objector/neighbour is known to him:

Minute 208 - 18/01006/OUT (8 Burdett Road, Southend-on-Sea) – Disqualifying non-pecuniary interest: Applicant is a close friend (withdrew);

Minute 211 (18/01225/FULH 123 Poynings Avenue, Southend-on-Sea) on the grounds that the applicant was known to them as a fellow Councillor and a Member of the Committee.

Development Control Committee – 12th September 2018

Minute 230 – 18/001146/OUTM – Nazareth House, 111 London Road, Southend-on-Sea, Essex SS1 1PP – Non-pecuniary interest – attends services in chapel, families and residents are known to him;

Minute 238 – 18/01234/FULH – 115 Tattersall Gardens, Leigh-on-Sea – Disqualifying Non-pecuniary interest – Acquainted with residents (withdrew);

Cabinet Committee – 13th September 2018

Minute 249 (Objections to Traffic Regulation Orders – Bailey Road Area Residents Parking Scheme) – Non-pecuniary interest: Patient of Highlands Surgery;

Development Control Committee – 3rd October 2018

Minute 317 (18/01063/FUL - Haydon House, 10 Underwood Square, Leigh on Sea) – Non-pecuniary interest: Resident is known to him;

Minute 318 (18/01421/FUL - Seabrink 1 to 9, 46 Undercliff Gardens & 18/01425/FUL - Seabrink, 10 to 19, 46 Undercliff Gardens, Leigh on Sea) – Non-pecuniary interest: Resident is known to him;

People Scrutiny Committee – 9th October 2018

Minute 349 - School Admission Arrangements; Minute 350 - KS2 & KS4 outcomes; Minute 352 - School Places working party and Minute 354 - Schools Progress Report – non-pecuniary – Governor at Our Lady of Lourdes Catholic Primary School (Assisi Trust);

- **Councillor Borton**

Development Control Committee – 1st August 2018

Minute 203 - 17/02266/FULM (The Esplanade, Western Esplanade, Southend-on-Sea) – Non-pecuniary interest: Governor at Milton Hall Primary School, which is mentioned in the report:

Minute 207 - 18/00899/FULM (Crowstone Preparatory School, Westcliff-on-Sea) – Non-pecuniary interest: Governor at Milton Hall Primary School, which is mentioned in the report:

Minute 211 (18/01225/FULH 123 Poynings Avenue, Southend-on-Sea) on the grounds that the applicant was known to them as a fellow Councillor and a Member of the Committee.

Appeals Committee A – 10th August 2018

Minute 216 – Appeal Against Dismissal – non-pecuniary interest – lives in the same residential area as the appellant;

Cabinet Committee – 13th September 2018

Minute 253 – Hospital Area Controlled Parking Zone – non-pecuniary interest – lives in the hospital parking zone area;

People Scrutiny Committee – 9th October 2018

Minute 345 - STP - non-pecuniary - Previous employee at Southend Hospital; NHS Employee at Barts; 2 children work at MEHT; step sister works Basildon Hospital and sister works for the Department of Health;

Minute 349 – School Admission Arrangements; Minute 350 - KS2 & KS4 outcomes; Minute 352 - School Places working party; and Minute 354 - Schools Progress Report – non-pecuniary - Governor at Milton Hall School;

Minute 355 - proposed mental health changes - disqualifying non-pecuniary interest – daughter is a nurse at Basildon mental health unit – proposed that will be ward manager at new adult acute ward – withdrew;

- **Councillor Boyd**

People Scrutiny Committee – 9th October 2018

Cabinet Member – Disqualifying non-pecuniary interests in the called in items / referred item; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;

Minute 354 – Schools Progress Report - disqualifying non-pecuniary interest; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;

- **Councillor Buck**

Audit Committee – 25th July 2018

Minute 194 – Head of Internal Audit Annual Report 2017/18 – Non-pecuniary interest – Parent Governor at Eastwood Academy;

Audit Committee – 26th September 2018

Minute 300 (BDO: Audit Completion Report) and Minute 303 (Internal Audit Quarterly Performance Report) – non-pecuniary interest – Governor at Eastwood Academy;

Policy & Resources Scrutiny Committee – 10th October 2018

Minute 367 – Fees and Charges Policy – non-pecuniary interest – member of Belfairs Golf Club;

- **Councillor Buckley**

Development Control Committee – 1st August 2018

Minute 203 - 17/02266/FULM (The Esplanade, Western Esplanade, Southend-on-Sea) – Non-pecuniary interest: Has been lobbied by Milton Conservation Society and by Applicant's Planning Consultant;

Minute 210 - 18/00925/FULH (29 Dolphins, Westcliff-on-Sea) – Non-pecuniary interest: Councillor for St Laurence Ward and has dealt with a case involving a number of the residents;

Minute 211 (18/01225/FULH 123 Poynings Avenue, Southend-on-Sea) on the grounds that the applicant was known to them as a fellow Councillor and a Member of the Committee;

- **Councillor Chalk**

Development Control Committee – 1st August 2018

Minute 211 (18/01225/FULH 123 Poynings Avenue, Southend-on-Sea) on the grounds that the applicant was known to them as a fellow Councillor and a Member of the Committee.

- **Councillor Courtenay**

Place Scrutiny Committee – 8th October 2018

Cabinet Member – Disqualifying non-pecuniary interests in all the called-in/referred items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;

People Scrutiny Committee – 9th October 2018

Cabinet Member – Disqualifying non-pecuniary interests in the called in items / referred item; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;

Policy & Resources Scrutiny Committee – 10th October 2018

Cabinet Member – Disqualifying non-pecuniary interests in the called in items / referred item; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;

- **Councillor Cox**

- **Place Scrutiny Committee – 8th October 2018**

- Cabinet Member – Disqualifying non-pecuniary interests in all the called-in/referred items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;

- **People Scrutiny Committee – 9th October 2018**

- Cabinet Member – Disqualifying non-pecuniary interests in the called in items / referred item; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;

- **Policy & Resources Scrutiny Committee – 10th October 2018**

- Cabinet Member – Disqualifying non-pecuniary interests in the called in items / referred item; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;

- **Councillor Davidson**

- **Audit Committee – 25th July 2018**

- Minute 196 – Statutory Statement of Accounts 2017/18 – Non-pecuniary interest – Non-Executive Director of South Essex Homes;

- **Place Scrutiny Committee – 8th October 2018**

- Minute 334 (Fire Safety Report) – Non-pecuniary interest: Non-executive director of South Essex Homes;

- **Councillor Dear**

- **Development Control Committee – 1st August 2018**

- Minute 204 - 18/00952/FULM (Development Land at Priory Crescent, Southend-on-Sea) – Non-pecuniary interest: Volunteer driver for Havens Day Care Hospice Ltd.;

- Minute 211 (18/01225/FULH 123 Poynings Avenue, Southend-on-Sea) on the grounds that the applicant was known to them as a fellow Councillor and a Member of the Committee.

- **Councillor Dent**

- **Appeals Committee A – 10th August 2018**

- Minute 216 – Appeal Against Dismissal – non-pecuniary interest –HCPC are clients;

- **Councillor Evans**

- **Development Control Committee – 1st August 2018**

- Minute 208 - 18/01006/OUT (8 Burdett Road, Southend-on-Sea) – Non-pecuniary interest: Applicant is known to her;

- Minute 211 (18/01225/FULH 123 Poynings Avenue, Southend-on-Sea) on the grounds that the applicant was known to them as a fellow Councillor and a Member of the Committee.

Development Control Committee – 3rd October 2018

Minute 313 (18/01075/FULM - Belfairs Academy, Highlands Boulevard, Leigh on Sea) – Disqualifying non-pecuniary interest: Close friend lives nearby (withdrew);

- **Councillor Flewitt**

Audit Committee – 25th July 2018

Minute 197 – Position Statement including Police – Non-pecuniary interest – Cabinet Member for Public Protection;

Development Control Committee – 1st August 2018

Minute 204 – 18/01225 (123 Poynings Avenue) – non-pecuniary interest – applicant is known to him but took no part in the decision;

Licensing Sub Committee C – 28th August 2018

Minute 223 – Application for Grant of a combined Hackney Carriage and Private Hire Licence – non-pecuniary interest - applicant is known to him;

Development Control Committee – 12th September 2018

Minute 230 – 18/01146 (Nazareth House) – non-pecuniary interest – commented to the media but did not take part in the decision;

Cabinet Committee – 13th September 2018

Minute 255 (Oakwood Avenue – Request for Speed Control and Other Suggested Amendments to the Road Layout) – Non-pecuniary interest: Worked on the closure of Brendon Way, which was mentioned in the debate;

Development Control – 3rd October 2018

Minute 311 – 17/01263 Eruv – non-pecuniary interest – has been lobbied and discussed this matter with officers as the previous Cabinet Member;

Place Scrutiny Committee – 8th October 2018

Cabinet Member – Disqualifying non-pecuniary interests in all the called-in/referred items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;

Minute 334 (Fire Safety Report) – Non-pecuniary interest: Friends and family are tenants of South Essex Homes;

Policy & Resources Scrutiny Committee – 10th October 2018

Cabinet Member – Disqualifying non-pecuniary interests in the called in items / referred item; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;

Minute 364 – Housing and Homelessness Strategy – non-pecuniary interest – friends and family are tenants of South Essex Homes;

- **Councillor Folkard**

Development Control Committee – 3rd October 2018

Minute 317 (18/01063/FUL - Haydon House, 10 Underwood Square, Leigh on Sea) – Non-pecuniary interest: Resident is known to him;

Minute 318 (18/01421/FUL - Seabrink 1 to 9, 46 Undercliff Gardens & 18/01425/FUL - Seabrink, 10 to 19, 46 Undercliff Gardens, Leigh on Sea) – Non-pecuniary interest: Resident is known to him;

People Scrutiny Committee – 9th October 2018

Minute 345 – Mid and South Essex STP – non-pecuniary interest – relative works in Broomfield Hospital; Ambassador for fund raising team at Southend Hospital;

- **Councillor Garne**

Development Control Committee – 1st August 2018

Minute 211 (18/01225/FULH 123 Poynings Avenue, Southend-on-Sea) on the grounds that the applicant was known to them as a fellow Councillor and a Member of the Committee.

People Scrutiny Committee – 9th October 2018

Minute 345 - STP - non-pecuniary – Council appointed Governor at Southend Hospital;

- **Councillor D Garston**

Development Control Committee – 1st August 2018

Minute 203 - 17/02266/FULM (The Esplanade, Western Esplanade, Southend-on-Sea) – Non-pecuniary interest: Son lives in Clifftown Parade;
Minute 208 - 18/01006/OUT (8 Burdett Road, Southend-on-Sea) – Non-pecuniary interest: Applicant is known to him;
Minute 211 (18/01225/FULH 123 Poynings Avenue, Southend-on-Sea) on the grounds that the applicant was known to them as a fellow Councillor and a Member of the Committee.

Cabinet Committee – 13th September 2018

Minute 251 – Extension of Cliffs Pavilion Permit Parking Area – non-pecuniary interest – son lives in the area;

Development Control Committee – 3rd October 2018

Minute 311 (17/01263/FUL - Westcliff Eruv, Finchley Road, Westcliff on Sea) – Non-pecuniary interest: Member of Southend West Hebrew Congregation which is referred to in the report;

Place Scrutiny Committee – 8th October 2018

Minute 337 – Centenary Fields – non-pecuniary interest – son lives in the area;

- **Councillor J Garston**

Development Control Committee – 1st August 2018

Minute 203 - 17/02266/FULM (The Esplanade, Western Esplanade, Southend-on-Sea) – Non-pecuniary interest: Lives in the area;
Minute 211 (18/01225/FULH 123 Poynings Avenue, Southend-on-Sea) on the grounds that the applicant was known to them as a fellow Councillor and a Member of the Committee.

Cabinet Committee – 13th September 2018

Minute 251 (Cliffs Pavilion Permit Parking Area) – Disqualifying non-pecuniary interest: Lives in one of the Roads affected by the proposals;

Development Control Committee – 3rd October 2018

Minute 311 (17/01263/FUL - Westcliff Eruv, Finchley Road, Westcliff on Sea) – Non-pecuniary interest: Member of Southend West Hebrew Congregation which is referred to in the report;

Place Scrutiny Committee – 8th October 2018

Minute 337 (Centenary Fields) – Disqualifying non-pecuniary interest: Lives opposite the area to be dedicated (withdrew);

Policy & Resources Scrutiny Committee – 10th October 2018

Minute 364 – Housing and Homelessness Strategy – Non-pecuniary interest - Council's representative on HARP, who were mentioned during discussion;

- **Councillor Habermel**

Development Control Committee – 1st August 2018

Minute 211 (18/01225/FULH 123 Poynings Avenue, Southend-on-Sea) on the grounds that the applicant was known to them as a fellow Councillor and a Member of the Committee.

People Scrutiny Committee – 9th October 2018

Minute 345 - STP - non-pecuniary – sister is a nurse at Southend Hospital; nephew is a physiotherapist based at Southend; brother is a paramedic with London Ambulance Service;

- **Councillor Hadley**

Development Control Committee – 1st August 2018

Minute 211 (18/01225/FULH 123 Poynings Avenue, Southend-on-Sea) on the grounds that the applicant was known to them as a fellow Councillor and a Member of the Committee;

Cabinet Committee – 13th September 2018

Minute 250 (Members' Request List – Ref no. 17/35: Introduction of accident prevention measures in Maya Close and Ness Road) – Non-pecuniary interest: Freehold owner 23, 23a, 25 and 25a Ness Road;

- **Councillor Harp**

People Scrutiny Committee – 9th October 2018

Minute 345 - STP – non-pecuniary – Chair of St Lukes PPG and patient of St Lukes health centre practice;

Minute 355 - proposed mental health changes - non-pecuniary – Chair of St Lukes PPG and registered patient at the GP Practice;

- **Councillor Holland**

People Scrutiny Committee – 9th October 2018

Minute 345 - STP - non-pecuniary interest – President of Southend Stroke Club;

Policy & Resources Scrutiny Committee – 10th October 2018

Minute 363 – MPR relating to crime – non-pecuniary interest – son is a police officer;

- **Councillor Jones**

- **Cabinet Committee – 13th September 2018**

- Minute 251 – Extension of Cliffs Pavilion Permit Parking Area – non-pecuniary interest – daughter attends St Bernard’s school;

- **Development Control Committee – 3rd October 2018**

- Minute 313 (18/01075/FULM - Belfairs Academy, Highlands Boulevard, Leigh on Sea) – Non-pecuniary interest: Cousin is employed by Legra;

- **Councillor McDonald**

- **Development Control Committee – 1st August 2018**

- Minute 211 (18/01225/FULH 123 Poynings Avenue, Southend-on-Sea) on the grounds that the applicant was known to them as a fellow Councillor and a Member of the Committee.

- **Councillor McGlone**

- **Place Scrutiny Committee – 8th October 2018**

- Minute 334 (Fire Safety Report) – Non-pecuniary interest: Non-executive director of South Essex Homes.

- **Policy & Resources Scrutiny Committee – 10th October 2018**

- Minute 364 – Housing and Homelessness Strategy – non-pecuniary interest – Non-Executive Director South Essex Homes;

- **Councillor McMahon**

- **Health & Wellbeing Board – 19th September 2018**

- Minute 292 – A Better Start Southend Update – non-pecuniary interest – member of the Better Start Ward Panel;

- **People Scrutiny Committee – 9th October 2018**

- Minute 355 - proposed mental health changes - non-pecuniary – work within EPUT facilities as an Advocate;

- **Policy & Resources Scrutiny Committee – 10th October 2018**

- Minute 364 – Housing and Homelessness Strategy – non-pecuniary interest – co-founder of HARP;

- **Councillor Moring**

- **Cabinet Committee – 13th September 2018**

- Minute 250 (Members’ Request List – Ref no. 18/08: Provide no waiting at any time restrictions in Thorpe Hall Avenue/Acacia Drive) – Non-pecuniary interest: Lives in the vicinity of the junction;

- **Place Scrutiny Committee – 8th October 2018**

- Cabinet Member – Disqualifying non-pecuniary interests in all the called-in/referred items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;

- **Councillor Mulroney**

Development Control Committee – 1st August 2018

Minute 205 - 18/00813/FUL (194 Leigh Road, Leigh-on-Sea) – Non-pecuniary interest: Member of Leigh Town Council (non-participant in planning);

Minute 206 - 18/00867/FULH (53 Leigh Cliff Road, Leigh-on-Sea) – Non-pecuniary interest: Member of Leigh Town Council (non-participant in planning);

Minute 208 - 18/01006/OUT (8 Burdett Road, Southend-on-Sea) – Disqualifying non-pecuniary interest: Applicant and architect are known to her;

Minute 211 (18/01225/FULH 123 Poynings Avenue, Southend-on-Sea) on the grounds that the applicant was known to them as a fellow Councillor and a Member of the Committee.

Development Control Committee – 12th September 2018

Minute 237 (18/01001/FUL) – 66 High Street, Leigh-on-Sea, Essex – non-pecuniary interest – Member of Leigh Society and Member of Leigh Town Council (non-participant in planning);

Minute 238 (18/01234/FULH) – 115 Tattersall Gardens – non-pecuniary interest – Member of Leigh Town Council (non-participant in planning);

Minute 239 (18/0181/FUL) – Peterboat – non-pecuniary interest – Member of Leigh Town Council (non-participant in planning);

Cabinet Committee – 13th September 2018

Minute 251 – Extension of Cliffs Pavilion Permit Parking Zone – non-pecuniary interest – sister lives in the area;

Cabinet – 18th September 2018

Minute 263 – STP – non-pecuniary interest – relative works for MEHT;

Development Control Committee – 3rd October 2018

Minute 312 (17/01734/FULM - The Old Vienna Restaurant, 162 Eastwood Road, Leigh on Sea) – Non-pecuniary interest: Member of Leigh Town Council (non-participant in planning);

Minute 313 (18/01075/FULM - Belfairs Academy, Highlands Boulevard, Leigh on Sea) – Non-pecuniary interest: Member of Leigh Town Council (non-participant in planning);

Minute 317 (18/01063/FUL - Haydon House, 10 Underwood Square, Leigh on Sea) – Non-pecuniary interest: Member of Leigh Town Council (non-participant in planning);

Minute 318 (18/01421/FUL - Seabrink 1 to 9, 46 Undercliff Gardens & 18/01425/FUL - Seabrink, 10 to 19, 46 Undercliff Gardens, Leigh on Sea) – Non-pecuniary interest: Member of Leigh Town Council (non-participant in planning) and Leigh Society and the applicant's agent is known to her;

People Scrutiny Committee – 9th October 2018

Minute 345 – STP – non-pecuniary interest – relative works for MEHT;

- **Councillor Nelson**

Development Control Committee – 1st August 2018

Minute 204 (18/00952/FULM) – Development Land at Priory Crescent, Southend-on-Sea – non-pecuniary interest – lives in the vicinity of the development;

People Scrutiny Committee – 9th October 2018

Minute 345 – STP – non-pecuniary interest – wife is a nurse at the hospital;

- **Councillor Nevin**

People Scrutiny Committee – 9th October 2018

Minute 345 – STP – non-pecuniary interest – previous employee at Southend Hospital; NHS Employee at Barts; 2 children work at MEHT; step sister works at Basildon Hospital and sister works for the Dept of Health;

Policy & Resources Scrutiny Committee – 10th October 2018

Minute 368 – SO46 Report (Ceylon Road) – non-pecuniary interest – friend lives in the road;

- **Councillor D Norman**

Development Control Committee – 1st August 2018

Minute 208 - 18/01006/OUT (8 Burdett Road, Southend-on-Sea) – Disqualifying non-pecuniary interest: Applicant is a friend and a colleague; Minute 211 (18/01225/FULH 123 Poynings Avenue, Southend-on-Sea) on the grounds that the applicant was known to them as a fellow Councillor and a Member of the Committee.

- **Councillor Phillips**

Council – 18th October 2018

Agenda Item 5 – Questions from Cllr Gilbert and Jones – non-pecuniary interest – son works on Brexit negotiations team and a trustee of the London Shipwreck Trust.

- **Councillor Robinson**

People Scrutiny Committee – 9th October 2018

Minute 355 - disqualifying pecuniary interest - Disqualifying pecuniary interest (withdrew)

- **Councillor Salter**

Cabinet – 18th September 2018

Minute 263 – Mid and South Essex STP – Opposition Motion – non-pecuniary interest – husband is a consultant vascular surgeon at Southend Hospital, her daughter is a doctor in Basildon and her son-in-law is a GP within the Borough;

Health & Wellbeing Board – 19th September 2018

Minute 294 (Localities update) and Minute 295 (Physical Activity Strategy) – non-pecuniary interest - husband is a consultant vascular surgeon at Southend Hospital, her daughter is a doctor in Basildon and her son-in-law is a GP within the Borough;

Place Scrutiny Committee – 8th October 2018

Cabinet Member – Disqualifying non-pecuniary interests in all the called-in/referred items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;

People Scrutiny Committee – 9th October 2018

Cabinet Member – Disqualifying non-pecuniary interests in the called in items / referred item; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;

Minute 345 - STP - non-pecuniary interest– husband is consultant Surgeon at Southend Hospital and holds senior post at Hospital; son-in-law is GP; daughter is a doctor at Broomfield Hospital;

- **Councillor Van Looy**

Development Control Committee – 1st August 2018

Minute 203 - 17/02266/FULM (The Esplanade, Western Esplanade, Southend-on-Sea) – Non-pecuniary interest: The neighbours of the site are known to him;

Minute 208 - 18/01006/OUT (8 Burdett Road, Southend-on-Sea) – Disqualifying non-pecuniary interest: Applicant is known to him;

Minute 211 - 18/01225/FULH (123 Poynings Avenue, Southend-on-Sea) – Pecuniary interest: Owner of the property and applicant (withdrew);

Cabinet Committee – 13th September 2018

Minute 249 (Objections to Traffic Regulation Orders – Southchurch Boulevard) – Non-pecuniary interest: Patient of the Doctor's Surgery in Southchurch Boulevard; and Lives in the vicinity.

- **Councillor Walker**

Development Control Committee – 1st August 2018

Minute 211 (18/01225/FULH 123 Poynings Avenue, Southend-on-Sea) on the grounds that the applicant was known to them as a fellow Councillor and a Member of the Committee.

Development Control Committee – 12th September 2018

Minute 237 – 18/01001/FUL – 66 High Street, Leigh-on-Sea – non-pecuniary interest – knows applicant's father and has assisted him clearing the yard;

Development Control Committee – 3rd October 2018

Minute 312 (17/01734/FULM - The Old Vienna Restaurant, 162 Eastwood Road, Leigh on Sea) – Non-pecuniary interest: Two friends live in close proximity;

Minute 313 (18/01075/FULM - Belfairs Academy, Highlands Boulevard, Leigh on Sea) – Non-pecuniary interest: Friend lives in close proximity;

Minute 317 (18/01063/FUL - Haydon House, 10 Underwood Square, Leigh on Sea) – Non-pecuniary interest: Friend lives in Underwood Square and a work colleague lives in Lime Avenue;

People Scrutiny Committee – 9th October 2018

Minute 345 - STP; Annual Comments, Compliments & Complaints – non-pecuniary – daughter is studying for Nursing degree at ARU and practices locally;

Minute 349 - School Admission Arrangements; Minute 350 - KS2 & KS4 outcomes; Minute 352 - School Places working party; Minute 354 - Schools Progress Report – non-pecuniary interests – wife teaches at West Leigh Schools; Southend Boys & Girls Training Choirs rehearse at St Mary's School.

- **Councillor Ward**

Development Control Committee – 1st August 2018

Minute 211 (18/01225/FULH 123 Poynings Avenue, Southend-on-Sea) on the grounds that the applicant was known to them as a fellow Councillor and a Member of the Committee.

Development Control Committee – 3rd October 2018

Minute 317 (18/01063/FUL - Haydon House, 10 Underwood Square, Leigh on Sea) – Disqualifying non-pecuniary interest: Has worked for the owner (withdrew).

- **Councillor Ware-Lane**

People Scrutiny Committee – 9th October 2018

Minute 345 - STP - non-pecuniary interest – family member work for NHS; Minute 349 - School Admission Arrangements; Minute 350 - KS2 & KS4 outcomes; Minute 352 - School Places working party; and Minute 354 - Schools Progress Report – non-pecuniary interest– partner works in a School;

- **Councillor Wexham**

Development Control Committee – 12th September 2018

Minute 237 – 18/01001/FUL - 66 High Street, Leigh-on-Sea – non-pecuniary interest – knows the applicant's father;

- **Councillor Woodley**

Audit Committee – 25th July 2018

Minute 196 – Statutory Statement of Accounts 2017/18 – Non-pecuniary interest – Non-Executive Director of South Essex Homes;

Council – 18th October 2018

Agenda Item 5 – Question from Cllr Gilbert – non-pecuniary interest – Deputy Chair of a Board of the L.G.A.

373 Communications

Council's Benefits Team – Award

The Worshipful the Mayor informed Members that the Council's Benefits Team were awarded the "Most Improved Team of the Year" by the Institute Revenues, Rating and Valuation.

The Worshipful the Mayor, on behalf of the Council, congratulated the team.

374 Questions from Members of the Public

The relevant Cabinet Members responded to written questions received from members of the public.

375 Questions from Members of the Council

The relevant Cabinet Members responded to questions received from Councillors.

376 Minutes of the Meeting held on Thursday 19th July 2018

Resolved:-

That the Minutes of the Meeting held on Thursday 19th July 2018, be confirmed as a correct record and signed.

377 Minutes of the meeting of Appeals Committee B held Monday, 16 July 2018

Resolved:

That the minutes of this meeting be noted.

378 Minutes of the meeting of Audit Committee held Wednesday, 25 July 2018

Resolved:

That the minutes of this meeting be noted.

379 Minutes of the meeting of Development Control Committee held Wednesday, 1 August 2018

Resolved:

That the minutes of this meeting be noted.

380 Minutes of the meeting of Appeals Committee A held Friday, 10 August 2018

Resolved:

That the minutes of this meeting be noted.

381 Minutes of the meeting of Licensing Sub-Committee B held Friday, 17 August 2018

Resolved:

That the minutes of this meeting be noted.

382 Minutes of the meeting of Licensing Sub-Committee C held Tuesday, 28 August 2018

Resolved:

That the minutes of this meeting be noted.

383 Minutes of the meeting of Licensing Sub-Committee A held Tuesday, 4 September 2018

Resolved:

That the minutes of this meeting be noted.

384 Minutes of the meeting of Development Control Committee held Wednesday, 12 September 2018

Resolved:

That the minutes of this meeting be noted.

385 Minutes of the meeting of Cabinet Committee held Thursday, 13 September 2018

Resolved:

That the minutes of this meeting be noted.

386 Minutes of the meeting of Cabinet held Tuesday, 18 September 2018

Resolved:

That the minutes of this meeting be noted and the recommendations contained in Minutes 266, 269, 276 and 277 be approved.

387 Minutes of the meeting of Health & Wellbeing Board held Wednesday, 19 September 2018

Resolved:

That the minutes of this meeting be noted.

388 Minutes of the meeting of Audit Committee held Wednesday, 26 September 2018

Resolved:

That the minutes of this meeting be noted.

389 Minutes of the meeting of Licensing Sub-Committee B held Monday, 1 October 2018

Resolved:

That the minutes of this meeting be noted.

390 Minutes of the meeting of Development Control Committee held Wednesday, 3 October 2018

Resolved:

That the minutes of this meeting be noted.

391 Minutes of the meeting of Licensing Sub Committee C held Friday, 5 October 2018

Resolved:

That the minutes of this meeting be noted.

392 Minutes of the meeting of Licensing Sub Committee A held Monday, 8 October 2018

Resolved:

That the minutes of this meeting be noted.

393 Minutes of the meeting of Place Scrutiny Committee held Monday 8 October 2018

Resolved:

That the minutes of this meeting be noted and the recommendations in Minute 335 be approved.

394 Minutes of the meeting of People Scrutiny Committee held Tuesday 9 October 2018

In relation to Minute 355 (proposed changes in South Essex – Adult Mental Health Beds) the Council noted that the People Scrutiny Committee did not reach a specific conclusion. A proposal was moved by Councillor Nevin and seconded by Councillor Salter.

Resolved:

That the minutes of this meeting be noted and the proposals before the Council relating to Adult Mental Health Beds, as set out below, be approved:

1. That the investment of £1.5m into a new primary care centre in the St Luke's ward, be supported.

2. That the creation of an additional 16-20 adult inpatient beds, to reduce the need for Southend residents having to be placed out of area, be supported.

3. That the request from Southend Clinical Commissioning Group (SCCG) and Essex Partnership University NHS Foundation Trust (EPUT) to defer consultation due to patient and staff safety issues, until the point of determining permanent moves, be supported.

4. That the establishment of a clinical group with the appropriate staff side representation to review and lead changes to enhance inpatient and community treatment, care and support going forward, be supported. This will include reviewing the options to bringing the Older People Organic Assessment beds back into South East Essex, with recommendations being completed by August 2019.

395 Minutes of the meeting of Policy and Resources Scrutiny Committee held Wednesday 10 October 2018

Resolved:

That the minutes of this meeting be noted and the recommendations in Minutes 365 and 367 be approved.

396 Notice of Motion - Fire Safety

Resolved:

That in accordance with Standing Order 8.4, the following Notice of Motion, be referred to the Cabinet:

'Fire Safety

Southend Borough Council notes that:

Many of our tall buildings are in excess of 10 floors, for example buildings on the Queensway Estate are 17 floors. If there is a fire that blocks the stairwell above level 10, residents have no "plan B" as an escape route, the same circumstance that residents and fire rescue teams encountered at Grenfell. According to Essex Fire & Rescue, of the 55 tall buildings in Southend, 11 are above 10 stories.

Under the STAY PUT POLICY, residents are told that unless smoke or fire is entering their dwelling, they should remain in their homes and await rescue.

The STAY PUT POLICY can fail, and compartmentalisation can be compromised by retrofitting of plumbing, electrical upgrades, installing insulation or adding inferior products. Holes in walls that are not sealed with fireproof sealant, pipe work with fire collars, allow the passage of air, smoke and flames.

It has come to light that the STAY PUT POLICY at Grenfell failed and fire crews were surprised at the pace, the fire spread.

With single-staircase buildings, if the only exit is blocked, there is no plan B to escape. At Grenfell fire crews didn't have the equipment to reach the highest parts of the building. In Southend, the fire brigade has only ladders and platforms to reach level 10, so would need to call in equipment from another part of the county. Cuts to funding for the Fire Service has not only left it short of adequate equipment, but also trained fire-fighters to operate them. Residents awaiting rescue are told their homes are safe from fire for 30 minutes, which isn't a long time. According to Essex Fire & Rescue, 2 tall buildings in Southend have a Plan B for escape. Delays cost lives.

Warden operated fire alarms also result in delays, when automated responses and human error is considered, it adds to the risk factor. According to Essex Fire & Rescue, the number of tall buildings with a monitored alarm is 2.

Fire doors from five different suppliers have now been withdrawn from sale, after being identified by the government, as failing to meet safety standards.

The Ministry of Housing, Communities and Local Government has urged all housing providers to carry out new risk assessments, as has the National Fire Chiefs Council. Doors that under current building regulations, were supposed to withstand smoke and flames for 30 minutes, were barely lasting 15 minutes.

After the Lakanal House fire the Coroner, recommended retrofitting of sprinkler systems in all tall buildings. The big issue with this is cost implications for landlords, but the safety benefits are huge and it lessens the need for the installation of automated alarms and gives residents piece of mind. Concerns in Southend that landlords of buildings which are earmarked for demolition, may be unwilling to spend large amounts in the short-term, but in the long-term these landlords have a duty of care over their residents and as such need to put the safety of residents first.

After Grenfell, South Essex Homes published a newsletter dated Summer 2017, in which residents were reassured that fire risk assessments had been carried out on all tall buildings.

Council notes that Fire Risk Assessor qualifications can be obtained in a matter of days, without any previous experience in the building or fire safety industry.

Only level 4 risk assessment is carried out by a qualified accredited fire safety engineer, who will open up the walls and check to see if the compartments, people's homes, are not compromised. Without these checks Southend Council cannot be confident it's residents are safe.

Furthermore, although most of the residential buildings in Southend have had risk assessments in the last year, of the tall commercial buildings, of which there are 16 in the borough, only South Essex College has carried out this test.

This council therefore supports a review of fire safety in all of its tall buildings, with a level 4 risk assessment and commits to undertake installation of mandatory automated fire alarms, with its partners South Essex Homes, where gaps in alarm provision are identified, to remove the warden element equation from fire safety risk.

This council believes that the residents of these buildings should also be protected with sprinkler systems and commits to write to the Secretary of State for the Home Department to lobby central government for the fire service to be provided with the resources needed to protect the public, delivered through central or local government. Only then can residents be confident in their fire safety protection.'

Moved by Councillor Ware-Lane
Seconded by Councillor Nevin

397 Notice of Motion - Fossil Fuels

Resolved:

That in accordance with Standing Order 8.4, the following Notice of Motion, be referred to the Cabinet:

'Invest in the Future / Divest from Fossil Fuels

1. This Council notes:

- That our council pension fund is heavily invested into fossil fuels, according to data available on <https://gofossilfree.org/uk/fuellingthefire/>
- That the Paris 2015 Agreement commits our government to keep the global temperature increase within 2 degrees and aim for 1.5 degrees. Carbon budgets produced by the IPCC and UN show that avoiding 2 degrees of warming relies on not burning 60-80% of discovered fossil fuels.
- Repeated warnings by Bank of England Governor Mark Carney that "the vast majority of [fossil fuel] reserves are unburnable".
- The resulting threat to pensions that are over-exposed to fossil fuels, and therefore to local pension-holders and council taxpayers.
- The shortage of investment into social housing, transport, and renewables.
- The importance of a just transition for workers in sectors and communities dependent on fossil fuels, and of decent and unionised low-carbon jobs.
- That several UK local government pension funds have committed to divesting, joining \$6 trillion in fossil fuel divestment commitments worldwide.

- That UNISON (largest union representing local government workers) and the TUC campaign for divestment in line with obligations to pension-holders.

2. This Council resolves:

- To call on the council pensions committee to commit to divest from fossil fuels over the next 5 years.
- To call upon the council pensions committee to seek to reinvest into the just transition, where possible and in line with obligations to pension holders.'

Moved by Councillor Willis (on behalf of Cllr Ware-Lane)

Seconded by Councillor Dent

Chairman: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Licensing Sub-Committee C

Date: Friday, 12th October, 2018
Place: Committee Room 1 - Civic Suite

9

Present: Councillor R Hadley (Chair)
Councillors S Habermel (Vice-Chair), K Buck, S Buckley, N Folkard,
A Jones and D McGlone*
*Substitute in accordance with Council Procedure Rule 31.

In Attendance: A Brown, T Row, A Penn and M Newton

Start/End Time: 9.30 am - 10.50 am

398 Apologies for Absence

Apologies for absence were received from Councillors Borton (no substitute) and Harp (substitute: Councillor McGlone).

399 Declarations of Interest

No interests were declared at the meeting.

400 Entice, 3 Warrior House, 42 - 82 Southchurch Road, Southend-on-Sea, Essex, SS1 2LZ - Application for the Renewal of a Sexual Entertainment Venue Licence

The Sub-Committee received a report of the Deputy Chief Executive (Place) concerning an application that had been made by Wizard Sleeve Bars (Essex) Limited for the renewal of a Sexual Entertainment Venue Licence in respect of Entice, 3 Warrior House, 42 - 82 Southchurch Road, Southend-on-Sea, Essex, SS1 2LZ.

The application was presented by Mr Sutherland (Applicant's Solicitor). Mr Moloo (Director and Designated Premises Supervisor) was also in attendance.

The Sub-Committee noted that there had been no objections from the Police, Licensing Authority or any other regulatory body to this application, nor any incidents of concern, since the granting of a Sex Entertainment Venue licence to this applicant at this premises.

Letters of objection had been received from one resident, who did not attend the hearing. The objector's principal concerns are the location of the premises, its effect the surrounding environment and issues of morality.

The Sub-Committee considered all the evidence and submissions that had been made at the meeting and the written reports and documentation that had been presented prior to the hearing. The Sub-Committee also had regard to Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 (adopted

pursuant to the Police and Crime Act 2009) and the Council's Policy for controlling sex establishments.

Resolved:

That the application for the renewal of a Sexual Entertainment Venue Licence in respect of Entice, 3 Warrior House, 42 - 82 Southchurch Road, Southend-on-Sea, Essex, SS1 2LZ be granted, subject to the existing operating conditions to the current licence set out in Appendix 1 to the report of the Deputy Chief Executive (Place), together with the following additional condition:

"The licensee shall signpost performers and staff to suitable support services when requested or as appropriate"

Chairman: _____

SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Appeals Committee B

Date: Monday, 15th October, 2018
Place: Committee Room 1 - Civic Suite

10

Present: Councillor A Bright (Chair)
Councillors D Burzotta (Vice-Chair), N Folkard, J Garston,
D McGlone and C Nevin

In Attendance: R Harris

Start/End Time: 9.15 am - 12.00 pm

401 Apologies for Absence

Apologies for absence were received from Councillor Harp (no substitute).

402 Declarations of Interest

There were no declarations of interest at this meeting.

403 Exclusion of the Public

Resolved:-

That, under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the item of business set out below, on the grounds that it would involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A to the Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

404 Appeal Against Dismissal - Employee AN

The Committee considered an appeal against dismissal submitted by employee AN. The Council's case was presented by BM, supported by LF. No witnesses were called at this hearing.

The appellant, AN was in attendance and presented their case.

Having considered all the evidence and submissions made, the Committee:

Resolved:

That the decision to dismiss Employee AN, be upheld.

Chairman: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Appeals Committee A

Date: Monday, 22nd October, 2018
Place: Committee Room 6 - Civic Suite

11

Present: Councillor F Evans (Chair)
Councillors S Habermel (Vice-Chair), B Ayling, S Buckley, M Dent, R Hadley and *A Jones

*Substitute in accordance with Council Procedure Rule 31.

In Attendance: R Harris

Start/End Time: 9.30 - 9.45 am

405 Apologies for Absence

Apologies for absence were received from Councillor Borton (substitute: Cllr Jones).

406 Declarations of Interest

There were no declarations of interest at this meeting.

407 Minutes of the Meeting held on Friday 10th August 2018

Resolved:-

That the Minutes of the Meeting held on Friday 10th August 2018, be confirmed as a correct record and signed.

408 Exclusion of the Public

Resolved:-

That, under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the items of business set out below, on the grounds that they would involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A to the Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

409 School Transport Appeal - Pupil TS

The Committee considered a report of the Deputy Chief Executive (People) together with supporting correspondence from the parent of pupil TS in connection with an application for home to school transport assistance.

Resolved:-

That there being no circumstances reported which would justify a departure from the Council's policy, the appeal be dismissed.

410 Appeal Against Dismissal - Employee EH

This matter was withdrawn.

Chairman: _____

SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Cabinet Committee

Date: Thursday, 1st November, 2018
Place: Committee Room 1 - Civic Suite

12

Present: Councillor A Moring (Chair)
Councillors T Cox (Vice-Chair) and M Flewitt

In Attendance: Councillors B Arscott, M Borton, K Buck, S Buckley, A Dear, J Garston, I Gilbert, R Hadley, H McDonald, D McGlone, C Nevin, P Van Looy and J Ware-Lane
G Smith, C Hindle-Terry, N Hunwicks and T Row and B Frost

Start/End Time: 6.00 - 8.00 pm

411 Apologies for Absence

There were no apologies for absence.

412 Declarations of Interest

The following interests were declared at the meeting:

(a) Councillor Flewitt – Agenda Item No. 9 (Requests for Waiting Restrictions – Wells Avenue and Rochford Road service roads) – Non-pecuniary interest: has lobbied with the other ward councillors;

(b) Councillor Van Looy – Agenda Item No. 6 (Royston Avenue – Verge Hardening Consultation) – Non-pecuniary interest: Knows residents in the street; and

(c) Councillor Van Looy – Agenda Item No. 9 (Requests for Waiting Restrictions – Southchurch Boulevard) – Non-pecuniary interest: Patient of Central Surgery, Southchurch Boulevard.

413 Minutes of the Meeting held on Thursday, 13th September 2018

Resolved:-

That the Minutes of the Meeting held on Thursday, 13th September 2018 be received, confirmed as a correct record and signed.

414 Objections to Traffic Regulation Orders

The Cabinet Committee received a report of the Deputy Chief Executive (Place) that appraised Members of the representations that had been received in response to the statutory consultation for proposed Traffic Regulation Orders for the introduction of permit parking controls and the amendment of waiting restrictions in various roads bounded North Road, West Road and London Road.

The report sought the Cabinet Committee's approval on the way forward in respect of all of these proposals, after having considered the views of the Traffic Regulations Working Party following consideration of all the representations that had been received in writing and at the meeting. Large scale plans of the proposals and photographs of the streets were displayed at the meeting.

Resolved:

That in respect of The Southend-on-Sea Borough Council (North Road Area Parking Management Scheme) (Zone NR) (Waiting Restrictions, & Permit Parking Zone) Order 2018:

(i) no further action be taken in respect of the permit parking controls and that these be deleted from the traffic regulation order; and

(ii) consideration of the amendments to the traffic regulation orders in relation to the alternate waiting restrictions in Albion Road, Windsor Road and Osborne Road be deferred to the next meeting of the Traffic Regulations Working Party and Cabinet Committee.

Reason for Decision

As set out in the submitted report

Other Options

Each proposal needs to be considered on its individual merits and their impact on public safety, traffic flows or parking and wider impact on the surrounding network. Members may consider taking no further action if they feel it is appropriate.

Note:- This is an Executive Function
Eligible for call-in to Place Scrutiny Committee:
Cabinet Member: Councillor Moring

415 Earls Hall School Area - Speed Reducing Measures

Further to resolution 4 of Minute 807 of its meeting held on 8th March 2018, the Cabinet Committee received a report of the Deputy Chief Executive (Place) that sort approval to authorise the advertisement of a traffic regulation order introducing 20 mph speed limits, rather than a 20 mph zone, in the roads immediately adjacent to Earls Hall School, in accordance with the statutory processes and, subject to there being no objections received following statutory advertisement, to arrange for the relevant orders to be sealed and implement the proposals. Having considered the views of the Traffic Regulations Working Party it was:

Resolved:-

That the Deputy Chief Executive (Place) be authorised to publish the relevant statutory notice and undertake the necessary consultation for a traffic

regulation order for the introduction of 20mph speed limits in the roads immediately adjacent to Earls Hall School and, subject to there being no objections following statutory advertisement, to arrange for the works to be added to the existing work programme, the order to be sealed and the proposals implemented.

Reason for Decision

As set out in the submitted report.

Other Options

As set out in the submitted report

Note:- This is an Executive Function
Eligible for call-in to Place Scrutiny Committee
Cabinet Member: Councillor Moring

416 Royston Avenue - Verge Hardening Consultation

The Cabinet Committee received a report of the Deputy Chief Executive (Place) concerning the outcome the results of the consultation with residents on the proposed verge hardening scheme in Royston Avenue. Plans of the proposals were displayed at the meeting. Having considered the views of the Traffic Regulations Working Party, it was:

Resolved:-

1. That the outcome of the consultation as set out in the report, be noted.
2. That scheme be progressed without the introduction of any traffic regulation orders/waiting restrictions and that the extent of verges to be hardened be minimised where possible.

Reason for Decision

As set out in the submitted report.

Other Options

Do nothing – traffic flow and road safety could be impeded

Note:- This is an Executive Function
Eligible for call-in to Place Scrutiny Committee
Cabinet Member: Councillor Moring

417 Queensway Right Turns - Junction Improvement

The Cabinet Committee received a report of the Deputy Chief Executive (Place) that sought approval of proposals amending the road layout and traffic flows, including the introduction of signal controls and amendment of traffic regulation orders, in Queensway at the junctions with Whitegate Road and York Road. The proposals included:

- (i) the introduction of a signal controlled right turn manoeuvre by vehicles travelling south from Queensway into Whitegate Road;
- (ii) the introduction of a signal controlled right turn manoeuvre by vehicles travelling south from Queensway into York Road;
- (iii) the introduction of a left turn manoeuvre by vehicles travelling north from Queensway into Whitegate Road;
- (iv) the revocation of the existing one way traffic flow in the section of Whitegate Road from the eastern most exit of Warrior Square Car Park to the eastern extremity of Whitegate Road, enabling two way traffic flow in this section;
- (v) the revocation of the existing restrictions in the section of Whitegate Road referred to in (iv) above and the introduction “no waiting at any time” restrictions;
- (vi) the revocation of the existing “no waiting at any time restriction” at the existing western exit of Warriors Square car park and the introduction of a section of Payment Parking (Zone TC) 9am-6pm (Tariff_1) restriction; and
- (vii) the relocation of the existing “Toucan” pedestrian crossing in Queensway in the southbound carriageway of Queensway to a new position south of the junction with York Road.

Plans of the proposals were displayed at the meeting. Having considered the views of the Traffic Regulations Working Party it was:

Resolved:

That the proposals as submitted not be progressed and that that officers requested to investigate the feasibility of introducing a revised scheme to improve access to the Warrior Square Car Park excluding, if possible, the introduction of the right turns from Queensway in to Whitegate Road and York Road, through

- (a) the introduction of the left turn from the northbound carriageway of Queensway into Whitegate Road;
- (b) the revocation of the existing one way traffic flow in the section of Whitegate Road from the eastern most exit of Warrior Square Car Park to the eastern extremity of Whitegate Road, enabling two way traffic flow in this section; and
- (c) the revocation of the existing “no waiting at any time restriction” at the existing western exit of Warriors Square car park and the introduction of a section of Payment Parking (Zone_TC) 9am-6pm (Tariff_1) restriction.

Reasons for Decision

To ensure best use of limited resources on justifiable projects that address and resolve network management issues and to reduce congestion and improve air quality in the town centre, whilst ensuring the safe movement of traffic.

Other Options

Implement scheme as proposed – may result in increased congestion and safety may be compromised.

Note:- This is an Executive Function
Eligible for call-in to Place Scrutiny Committee:
Cabinet Member: Councillor Moring

418 Proposed Guidance for Traffic and Parking Related Issues

The Cabinet Committee received a report of the Deputy Chief Executive (Place) that sought approval of revisions to the current working practices to encompass any improvements and amendments. A copy of the revised document, illustrating the proposed amendments, was circulated at the meeting. Having considered the views of the Traffic Regulations Working Party, it was:

Resolved:-

1. That the revised policies, processes and procedures as set out in Appendix 1 of the report be approved, subject to the exclusion of the proposed amendment set out in section 2, sub-section (ii) so that it now reads:

(ii) Any proposals in this regard should have at least two ward councillors' agreement.

2. That officers be instructed to follow the revised policies for all future consideration of traffic & parking requests.

Reason for Decision

As set out in the submitted report.

Other Options

As set out in the submitted report

Note:- This is an Executive Function
Eligible for call-in to Place Scrutiny Committee
Cabinet Member: Councillor Moring

419 Request for Waiting Restrictions

The Cabinet Committee received a report of the Deputy Chief Executive (Place) that sought approval to authorise the advertisement of the amendments and/or new waiting restrictions at the locations indicated in Appendix 1 to the submitted report, in accordance with the statutory processes and, subject to there being no objections received following statutory advertisement, to arrange for the relevant orders to be sealed and implement the proposals. Having considered the views of the Traffic Regulations Working Party it was:

Resolved:-

1. That the Deputy Chief Executive (Place) be authorised to publish the relevant statutory notice and undertake the necessary consultation for a traffic regulation order(s) for the following requests and, subject to there being no

objections following statutory advertisement, to arrange for the order to be sealed and the proposals implemented:

- (i) the introduction of permit parking controls in the service roads adjacent to each carriageway of Rochford Road;
- (ii) the introduction of permit parking controls in Wells Avenue;
- (iii) the amendment of the existing limited waiting bays in West Street on the southern side, west of its junction with Victoria Avenue from a one hour to a two hour restriction;;
- (iv) the introduction of waiting restrictions in the turning area in Bunters Avenue;
- (v) the provision of “drop off” bays within the Cliffs Pavilion service road;
- (vi) the removal of a section of parking bays and the introduction of waiting restrictions in East Street, Southend on Sea, to enable access to St Mary’s Church; and
- (viii) the provision of additional limited waiting bays outside the GP surgery on the eastbound carriageway of Southchurch Boulevard, the timing of which to be limited to one hour, no return in four hours.

2. That officers be requested to investigate the possibility of amending the prohibition of waiting restrictions between the bus stop and the bays in Southchurch Boulevard, referred to in (viii) above, to provide additional limited waiting.

Reason for Decision

As set out in the submitted report.

Other Options

As set out in the submitted report

Note:- This is an Executive Function
Eligible for call-in to Place Scrutiny Committee
Cabinet Member: Councillor Moring

Chairman: _____

SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Cabinet

Date: Tuesday, 6th November, 2018
Place: Committee Room 1 - Civic Suite

13

Present: Councillor J Lamb (Chair)
Councillors J Courtenay (Vice-Chair), T Cox, M Flewitt, A Moring and L Salter

In Attendance: Councillors D Garne, A Jones, H McDonald, D McGlone and C Mulroney
A Griffin, S Leftley, A Lewis, J K Williams, J Chesterton, J Ruffle, P Geraghty, C Robinson, S Houlden, J O'Loughlin, G Halksworth, T MacGregor, R Sharp, A Butteriss, A Keating and C Gamble

Start/End Time: 2.00 - 3.40 pm

420 Apologies for Absence

Apologies for absence were received from Councillor Boyd.

421 Declarations of Interest

The following interests were declared as indicated:

(a) Councillor Cox – Agenda Item 12 – Notice of Motion Fire Safety – Disclosable Non-Pecuniary Interest – Grenfell Tower tragedy was mentioned – he was involved in the recovery and could be called as a witness to give evidence at the Public Enquiry (withdrew);

(b) Councillor Flewitt – Agenda Item 5 – Housing, Homelessness and Rough Sleeping Strategy - non-pecuniary interest - friends and family are tenants of South Essex Homes;

(c) Councillor Mulroney – Agenda Item 13 – Notice of Motion – Fossil Fuels – non-pecuniary interest – member of the Essex Pension Fund;

(d) Councillor McDonald – Agenda Item 10 – non-pecuniary interest – Member of a range of organisations/charities which campaign against the sex industry and support services for women in the sex industry (Trustee of Essex Feminist Collective, Management Committee of Nordic Model Now! and on the Unison Eastern Region Women's Committee) and works as a Children's Independent Sexual Violence Advisor at a local charity.

Officers interests:

Alison Griffin declared an interest in Agenda Item 8 (PSPO) – lives in the area of the draft PSPO Order.

A. Lewis, S. Leftley, J. Ruffle, J. Chesterton, J. Williams, C. Robinson, P. Geraghty, J O'Loughlin and S. Houlden declared an interest in item 22 (Senior Managers Pay Panel) and withdrew. A. Griffin also declared an interest, but remained in the meeting to respond to questions.

422 Minutes of the Meeting held on Tuesday, 18th September 2018

Resolved:-

That the Minutes of the Meeting held on Tuesday 18th September 2018, be confirmed as a correct record and signed.

423 Southend 2050 - Draft Ambition, Desired Outcomes and Road Map

Following a presentation by the Leader of the Council/Chief Executive, the Cabinet considered a report of the Chief Executive setting out the findings of the Southend 2050 engagement programme, together with the proposed draft Ambition, Themes and Outcomes and Southend 2050 Five Year Road Map.

Resolved:

1. That the findings of the Southend 2050 engagement programme be welcomed and noted.
2. That the Ambition, Themes & Outcomes and the Southend 2050 Five Year Road Map, as set out in Appendices A, B and C to the submitted report, be endorsed.
3. That the Transforming Together programme, outlined in paragraph 6 of the submitted report, be noted and endorsed.
4. That the matter be referred direct to the Policy & Resources, Place and People Scrutiny Committees.

Reason for decision:

To propose a new ambition and set of themed desired outcomes for the Borough, providing the context for the Council's key planning documents.

Other options:

Not adopting the recommended approach would mean that the Borough's vision contained in the 2010-20 Community Plan would be nearly 10 years old and the Council's vision, aims and priorities nearly 13 years old, all of which have become, or will quickly become very dated.

Note: This is an Executive Function save that the final approval of the Southend 2050 Ambition, Themes & Outcomes and Five Year Road Map is a Council Function.

Referred direct to: all three Scrutiny Committees

Cabinet Member: Cllr Lamb

424 **Housing, Homelessness and Rough Sleeping Strategy**

The Cabinet considered a report of the Deputy Chief Executive (People) which sought approval for the submitted Housing, Homelessness and Rough Sleeping Strategy.

Resolved:

1. That the Housing, Homelessness & Rough Sleeping Strategy, be approved.
2. That the proposed dynamic and continuous approach to engagement and consultation in order to support ongoing development of the action plan and its implementation, be approved.
3. That the design work and the approach to ensuring that the strategy works alongside other key priorities continues to develop following Cabinet, be approved.
4. That authority be delegated to the Corporate Management Team, in conjunction with the Cabinet Member for Adults and Housing and other Directors as required, for the implementation and delivery of the Strategy.

Reasons for decision:

The strategy integrates the need for a clear and ambitious direction for housing, homelessness and rough sleeping which operates wholly in line with the broader strategic work being pursued by the Council and its partners, such as Southend 2050, and which will support the economic vibrancy of the Borough.

Other options:

None

Note: This is an Executive Function

Called-in to: Policy & Resources Scrutiny Committee

Cabinet Member: Cllr Cox

425 **Adoption of a Low Emission Strategy (part of the Air Quality Action Plan)**

The Cabinet considered a report of the Deputy Chief Executive (Place) proposing the adoption of the submitted Low Emission Strategy.

Resolved:

That the Low Emission Strategy as set out in Appendix 3 to the submitted report, be approved.

Reason for decision:

The Council has a statutory duty to adopt an Air Quality Action Plan. Taking action to improve air quality via a Low Emission Strategy is part of the air quality action process, and crucial in order to improve the health of Southend-on-Sea residents.

Other options:

None.

Note: This is an Executive Function

Called-in to: Place Scrutiny Committee

Cabinet Member: Cllr Flewitt

426 High Street Summit

The Cabinet considered a report of the Chief Executive providing an update on work being undertaken following the High Street Summit which took place on 24th September 2018, including the emerging action plan and approaches being organised through which to coordinate and drive this work.

Resolved:

1. That the progress being made be endorsed.
2. That the additional officer resource already aligned to support the implementation and delivery of this project, be endorsed.

Reasons for decision:

This project is recognised as strategically important for Southend, both from a business and public service perspective.

Other options:

None

Note: This is an Executive Function

Called in to:: Place and Policy & Resources Scrutiny Committees

Cabinet Members: Cllrs Lamb, Courtenay and Flewitt

427 Southend Town Centre & Seafront Public Spaces Protection Order

The Cabinet considered a report of the Strategic Director (Legal & Democratic Services) requesting that consideration be given to whether the Council should commence statutory consultation on the making of a Public Spaces Protection Order (PSPO) under Section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014.

In introducing the item, the Leader of the Council explained that the Cabinet had no pre-determined view on the matter and that the recommendation was for consultation to be undertaken before consideration of the possibility of making a PSPO.

It was noted that any PSPO introduced must be focused on anti-social behaviour and that statutory guidance had been taken into account in preparing the report.

Resolved:

1. That consultation be undertaken into the possibility of the Council making a Public Spaces Protection Order (PSPO) under Section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014 in respect of the area and activities detailed in Appendix 2 to the submitted report.
2. That the proposed consultation process be as set out in section 3.5(e) of the report.

3. That the consultation process to also cover the revocation of the existing Designated Public Place Order /PSPO as outlined in section 3.5(g) of the report.

Reasons for decision:

A PSPO covering the Town Centre and Seafront areas could be a useful additional tool to tackle persistent and unreasonable anti-social behaviour (ASB) which is taking place and would help ensure that the law-abiding majority can use and enjoy these public spaces, safe from ASB.

Other options:

The Council could choose not to look at introducing a PSPO, but this would lose the opportunity to introduce a new measure to tackle ASB which is causing nuisance/harm to many people and having a damaging effect on the Town Centre and Seafront areas.

Note: This is an Executive Function

Called-in to: Policy & Resources Scrutiny Committee

Cabinet Member: Cllr Flewitt

428 The Bell Junction

The Cabinet considered a report of the Deputy Chief Executive (Place) providing an update on the work undertaken to progress the Bell Junction Improvement Project together with details of the preferred scheme option (2) which had been developed taking into account a number of factors, including the outcome of public consultation, feedback, cost and deliverability.

Resolved:

1. That option 2, without a footbridge, be taken forward as the preferred option, taking into consideration comments from the public consultation, utility constraints, programming, environmental mitigations and deliverability within the Local Growth Fund deadline.

2. That authority be delegated to the Chief Executive and Deputy Chief Executive (Place), in consultation with the Cabinet Member for Infrastructure, to agree the final option to be taken forward to detailed design, implementation, advertisement of any necessary traffic regulation orders, any land transfer and planning permissions following circulation of these details to all Councillors and discussions with Group Leaders.

3. That authority be delegated to the Chief Executive and Deputy Chief Executive (Place), in consultation with the Cabinet Member for Infrastructure, to implement any experimental orders to inform the final option to be implemented.

4. That following South East Local Enterprise Partnership Accountability Board approval of the Bell Junction Improvement Business Case, the project proceed to detailed design and procurement of the Design and Build Contractor.

5. That, following the outcome of the public consultation, should the Southend capital contribution increase more than the additional £2.144m being requested, a further report on the funding shall be presented to Cabinet.

Reasons for decision:

As set out in the submitted report.

Other options:

As set out in the submitted report.

Note: This is an Executive Function

Eligible for call-in to: Place Scrutiny Committee

Cabinet Member: Cllr Moring

429 Sex Establishment Venues Policy

The Cabinet considered a report of the Deputy Chief Executive (Place) proposing the adoption of the submitted Sex Establishment Licensing Policy which had been prepared following the completion of the formal consultation process.

Recommended:

That the draft Statement of Licensing Policy (Sex Establishments) set out in Appendix 1 to the submitted report, be approved. ||

Reasons for Decision:

To allow the Council to update the policy giving clearer guidance to applicants and objectors.

Other options:

The Licensing Authority is not legally required to publish a Statement of Licensing Policy but is doing so as a matter of good practice. The policy sets out the expectations of the Licensing Authority in determining applications and is a useful guidance tool for applicants and those wishing to object.

Note: This is a Council Function

Eligible for call-in to: Place Scrutiny Committee

Cabinet Member: Cllr Flewitt

430 Gambling Policy

The Cabinet considered a report of the Deputy Chief Executive (Place) concerning the submitted Gambling Licensing Policy which had been prepared following the completion of the formal consultation process.

Recommended:

That the Statement of Gambling Licensing Policy, set out in Appendix 1 to the submitted report, be adopted. ||

Reasons for decision:

To comply with the statutory duty under Section 349 of the Gambling Act 2005.

Other options:

None.

Note: This is a Council Function

Called in to: Place Scrutiny Committee

Cabinet Member: Cllr Flewitt

431 Notice of Motion to Council,, 18th October 2018 - Fire Safety

At the meeting of Council held 18th October 2018, Members received a notice of motion calling on the Council to review fire safety in all its tall buildings with a level 4 risk assessment and install automated fire alarms and sprinkler systems.

This had been proposed by Councillor Ware-Lane and seconded by Councillor Nevin.

Resolved:

1. That the Council and South Essex Homes continue their pro-active, evidence and risk based approach to delivering fire safety enhancements across their respective property portfolios.
2. That the Council and South Essex Homes maintain their active dialogue with Essex Fire and Rescue in relation to any changes that may be taken forward to enhance fire safety measures across their respective property portfolios.
3. That the Council write to the Secretary of State for the Housing, Communities and Local Government requesting that the Department progress its formal response to the Independent Review of Building Regulations and Fire Safety and, in particular, any changes to Approved Document B. This will enable the Council to fully assess whether additional resources are required to meet the changes enacted and to plan accordingly.

Reason for decision:

To respond to the Notice of Motion.

Other options:

None.

Note: This is an Executive Function

Called-in to: Place Scrutiny Committee

Cabinet Member: Cllr Flewitt

432 Notice of Motion to Council, 18th October 2018 - Invest in the Future/Divest from Fossil Fuels

At the meeting of Council held 18th October 2018, Members received a notice of motion calling on the Council to request the Essex Pensions Committee to divert investment away from fossil fuels.

This had been proposed by Councillor Ware-Lane and seconded by Councillor Dent.

Resolved:

1. That it be noted that the Essex Pension Fund has advised that it has a fiduciary duty to ensure it has sufficient funds to pay pensions on behalf of more than 150,000 people. Investment decisions must therefore be directed towards achieving what is best for the financial position of the Fund. In order to maximise returns, the Fund has a diverse range of investments including investment attributed to the energy/mining sector.
2. That the approach adopted by the Essex Pension Fund, be endorsed.

Reason for decision:

To respond to the Notice of Motion.

Other options:

None

Note: This is an Executive Function

Called-in to: Policy & Resources Scrutiny Committee

Cabinet Member: Cllr Lamb

433 Monthly Performance Report

Resolved:

That the submitted report be noted.

Note: This is an Executive Function

Referred direct to all three Scrutiny Committees

Cabinet Member: as appropriate to the item

434 Success for All Children/CYPP Annual Report

The Cabinet considered a report of the Deputy Chief Executive (People) presenting the draft Success for All Children Group's (SFAG) Annual Report from April 2017 to March 2018 and draft Children and Young People Plan (CYPP).

Resolved:

That the submitted report be noted.

Reasons for decision:

To receive the draft SFAG Annual Report and CYPP.

Other options:

None.

Note: This is an Executive Function

Eligible for call-in to: People Scrutiny Committee

Cabinet Member: Cllr Boyd

435 Local Account Annual Report 2017/18

The Cabinet considered a report of the Deputy Chief Executive (People) presenting the draft of the Local Account of Adult Social Care in 2017-18.

Resolved:

That the draft Local Account as the Council's self-assessment for these services, be noted.

Reasons for decision:

The publication of the Local Account of adult social care services for 2017-18 ensures the continuity of information for the public about the Council's performance. It also sets out the Council's vision for the future.

Other options:

None.

Note: This is an Executive Function

Called-in to: People Scrutiny Committee

Cabinet Member: Cllr Cox

436 Revenue and Capital Budget Monitoring 2018/19 to 30 September 2018

The Cabinet considered a report of the Strategic Director (Finance & Resources) setting out the Council's revenue and capital budgetary performance as at September 2018.

Recommended:

In respect of the 2018/19 Revenue Budget Monitoring, as set out in Appendix 1 to the submitted report:

1. That the forecast outturn for the General Fund and Housing Revenue Account, as at September 2018, be noted.

1.2 That the planned management actions of £3,230,000 to achieve that forecast outturn, be noted.

1.3 That the planned budget transfers (virements) of £2,610,170, be approved.

1.4 That the potential transfer of £1,293,000 from the Business Transformation Reserve in respect of the forecast General Fund overspend unless further management action and savings are identified to rebalance the budget, be noted.

1.5 That the potential transfer of £93,000 to the HRA Capital Investment Reserve in respect of the forecast HRA underspend, be noted.

In respect of the 2018/19 Capital Budget Monitoring, as set out in Appendix 2 to the submitted report:

1.6 The expenditure to date and the forecast outturn as at September 2018 and its financing, be noted.

1.7 That the requested changes to the 2018/19 capital programme as set out in Section 2 of Appendix 2, be approved.

Reasons for decision:

The regular reporting of Revenue and Capital Budget Monitoring information provides detailed financial information to Councillors, senior officers and other interested parties on the financial performance of the Council.

Other options:

The Council could choose to monitor its budgetary performance against an alternative timeframe but it is considered that the reporting schedule provides the appropriate balance to allow strategic oversight of the budget by councillors and to manage the Council's exposure to financial risk.

Note: This is a Council Function

Called-in to: All three Scrutiny Committees

Cabinet Member: Cllr Lamb

437 Treasury Management - Mid Year Review

The Cabinet considered a report of the Strategic Director (Finance & Resources) detailing the treasury management activity and compliance with the treasury management strategy for both quarter two and the period from April to September 2018.

Recommended:

1. That the Treasury Management Mid Year Position report for 2018/19, be approved.
2. That it be noted that treasury management activities were carried out in accordance with the CIPFA (The Chartered Institute of Public Finance and Accountancy) Code of Practice for Treasury Management in the Public Sector during the period from April to September 2018.
3. That it be noted that the loan and investment portfolios were actively managed to minimise cost and maximise interest earned, whilst maintaining a low level of risk.
4. That it be noted that £1.285m of interest was earned during this six month period at an average rate of 3.70%. This is 3.26% over the average 7 day LIBID (London Interbank Bid Rate) and 3.12% over the average bank rate (the breakdown of this overall investment position is set out in Section 8 of the submitted report).
5. That it be noted that the level of borrowing from the Public Works Loan Board (PWLB) (excluding debt relating to services transferred from Essex County Council on 1st April 1998) remained at the same level of £227.8m (Housing Revenue Account (HRA): £77.0m, General Fund: £150.8m) during the period from April to September 2018.
6. That it be noted that the level of financing for 'invest to save' schemes decreased from £8.74m to £8.70m during the period from April to September 2018.

Reasons for Decision:

The CIPFA Code of Practice on Treasury Management recommends that Local Authorities should submit reports regularly. The Treasury Management Policy Statement for 2018/19 sets out that reports would be submitted to Cabinet quarterly on the activities of the treasury management operation.

Other options:

There are many options available for the operation of the Treasury Management function, with varying degrees of risk associated with them. The Treasury Management Policy aims to effectively control risk to within a prudent level, whilst providing optimum performance consistent with that level of risk.

Note: This is a Council Function

Eligible for call in to: Policy & Resources Scrutiny Committee

Cabinet Member: Cllr Lamb

438 Capital Programme - Mid Year Review

The Cabinet considered a report of the Strategic Director (Finance & Resources) recommending in-year amendments to the approved Capital Programme for 2018/19 to 2021/22.

Recommended:

1. That the current approved Programme for 2018/19 to 2021/22 of £215.0m, as set out in Appendix 1 to the submitted report, be noted.
2. That the changes to the approved Programme set out in Appendix 2, be approved.
3. That the proposed new schemes and additions to the Capital Programme for 2018/19 to 2021/22 totalling £1.4m (Appendices 6 and 7), be approved.
4. That it be noted that the proposed new schemes and additions (Appendices 6 and 7) and other adjustments (Appendix 2) will result in a proposed capital programme of £213.6m for 2018/19 to 2021/22 (Appendix 8).
5. That it be noted that of the total programme of £213.6m for the period 2018/19 to 2021/22, the level of external funding supporting this programme is £98.9m.
6. That it be noted that a mid-year review has been undertaken on the 2018/19 projected outturn and that the results have been included in the report.
7. That the revised Capital Programme for 2018/19 to 2021/22 that results from these changes (Appendix 8), be approved.

Reasons for decision:

To approve proposed changes to the Capital Programme since the last Cabinet meeting on 19th June 2018.

Other options:

The proposed Capital Programme is made up from a number of individual projects, any of which can be agreed or rejected independently of the other projects.

Note: This is a Council Function

Called-in to: Policy & Resources Scrutiny Committee

Cabinet Member: Cllr Lamb

439 The Shareholder Board, 25th September 2018

The Cabinet considered the minutes of the Shareholder Board held on 25th September 2018 concerning the receipt of accounts and business plans for South Essex Homes Ltd and Southend Care Ltd.

Resolved:

That the minutes of the Shareholder Board held on 25th September 2018, be noted.

Note: This is an Executive Function
Eligible for call in to: Policy & Resources Scrutiny Committee
Cabinet Member: Cllr Lamb

440 The London Southend Airport Monitoring Working Party, 16th October 2018

Resolved:

That the minutes of the London Southend Airport Monitoring Working Party held on 16th October 2018, be noted.

Note: This is an Executive Function
Eligible for call-in to: Place Scrutiny Committee
Cabinet Member: Cllr Moring

441 The Senior Managers Pay Panel, 22nd October 2018

The Cabinet considered the recommendations of the Senior Managers Pay Panel held on 22nd October 2018.

Resolved:

That the recommendations of the Senior Managers Pay Panel held on 22nd October 2018, be approved.

Note: This is an Executive Function
Eligible for call-in to: Policy & Resources Scrutiny Committee
Cabinet Member: Cllr Lamb

442 Council Procedure Rule 46

Resolved:

That the submitted report be noted.

Note: This is an Executive Function
Eligible for call-in to: the relevant Scrutiny Committee
Cabinet Members: as appropriate to the item

Chairman: _____

SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Development Control Committee

Date: Wednesday, 7th November, 2018

Place: Committee Room 1 - Civic Suite

14

Present: Councillor B Arscott (Vice-Chair, in the Chair)
Councillors B Ayling*, S Buckley, A Chalk, A Dear, F Evans,
N Folkard*, D Garne, J Garston, S Habermel, R Hadley, A Jones*,
H McDonald, C Mulroney, D Norman MBE, P Van Looy, C Walker
and N Ward

*Substitute in accordance with Council Procedure Rule 31.

In Attendance: Councillors S Aylen and L Salter
P Geraghty, G Gilbert, K Waters, P Keyes, M Warren, T Row and
T Hartley

Start/End Time: 2.00 pm - 3.15 pm

443 Apologies for Absence

Apologies for absence were received from Councillor D Garston (Substitute: Councillor Folkard), Councillor Borton (Substitute: Councillor Jones) and Councillor Van Looy (Substitute: Councillor Ayling).

444 Declarations of Interest

The following interests were declared at the meeting:

(a) Councillor Aylen – Agenda item No.8 (18/01374FULH Arterial Road) – Non-Pecuniary Interest: Applicant is known to him.

(b) Councillor Jones – Agenda Item No.9 (18/00924/FUL Milton Road) – Non-Pecuniary Interest: Her daughter's school is on the same road.

(c) Councillor Walker – Agenda item No.8 (18/01374FULH Arterial Road) – Non-Pecuniary Interest: Applicant is known to him.

(d) All Councillors present declared a Non-Pecuniary Interest in Agenda Item No.10 (18/01142/FUL Queens Road) as a fellow Councillor's family business is run from the opposite side of the road to the proposed site.

445 Minutes of the meeting held on Wednesday, 1st August 2018

Resolved: That the Minutes of the meeting held on Wednesday 1st August 2018 be confirmed as a correct record and signed.

446 Minutes of the meeting held on Wednesday, 12th September 2018

Resolved: That the Minutes of the meeting held on Wednesday 12th September 2018 be confirmed as a correct record and signed.

447 Minutes of the meeting held on Wednesday, 3rd October 2018

Resolved: That the Minutes of the Meeting held on 3rd October 2018 be confirmed as a correct record and signed.

448 Supplementary Report

The Committee received a supplementary report by the Deputy Chief Executive (Place) that provided additional information on items referred to elsewhere on the Agenda.

**449 18/01606/FUL - 149 Kingswood Chase, Leigh-on-Sea (Belfairs Ward)
Proposal: Demolish existing dwelling, erect three 2 storey dwellinghouses with dormers to rear, layout parking to front and install vehicular accesses on to Kingswood Chase (Amended Proposal)
Applicant: Narrate Properties Limited
Agent: Smart Planning**

Ms O'Shea, a local resident, spoke as an objector to the application. Ms Lai, the applicant's agent, responded.

Resolved: That PLANNING PERMISSION be REFUSED for the following reason:

The proposal would, by reason of the size, siting, bulk and scale of the buildings proposed and the extent of hardstanding sought at the sites frontage, create a poor and cramped form of development, which has an overly dominant relationship with the neighbouring property to the south, to the detriment of the character and appearance of the application site and the wider area. This is unacceptable and contrary to the National Planning Policy Framework, Policies KP2 and CP4 of the Southend-on-Sea Core Strategy (2007), Policies DM1 and DM3 of the Southend-on-Sea Development Management Document (2015) and advice contained within the Southend-on-Sea Design and Townscape Guide (2009).

**450 18/01374/FULH - 530 Arterial Road, Leigh-on-Sea (Belfalrs Ward)
Proposal: To erect a first floor rear extension and alter roof to single storey rear extension (Amended Proposal).
Applicant: Mr Michael Peach**

Resolved: That PLANNING PERMISSION be REFUSED for the following reasons:

01 The proposed first floor rear extension would, by reason of its excessive depth, height and resulting scale, appear as a dominant and disproportionate addition that is out of keeping with and harmful to the character and appearance of the existing dwelling and the wider area. This is unacceptable and contrary to the National Planning Policy Framework, Southend Core Strategy (2007) policies KP2 and CP4, Southend Development Management Document (2015) policies DM1 and DM3 and the advice contained with the Southend Design and Townscape Guide (2009).

The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern with the proposal and determining the application within a timely manner, clearly setting out the reason(s) for refusal, allowing the Applicant the opportunity to consider the harm caused and whether or not it can be remedied by a revision to the proposal. The detailed analysis is set out in a report prepared by officers. In the circumstances the proposal is not considered to be sustainable development. The Local Planning Authority is willing to discuss the best course of action.

451 18/00924/FUL - 58 Milton Road, Westcliff-on-Sea (Milton Ward)
Proposal: Change of use from Hot Food Takeaway (Class A5) to Drinking Establishment/Restaurants/Cafes (Class A4/A3) and erect single storey side extension.
Applicant: Mr Terrence Thomas

Resolved: That PLANNING PERMISSION be GRANTED subject to the following conditions:

01 The development hereby permitted shall begin no later than three years from the date of this decision.

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990.

02 The development hereby permitted shall begin no later than three years from the date of this decision.

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990.

03 The premises shall not be open to customers other than between the hours of 11:00am to 23:00 Sunday to Thursday and 11:00am to 00:00am (midnight) Fridays and Saturdays.

Reason: To protect the amenity of surrounding occupiers and to protect the character the area in accordance with the National Planning Policy Framework, Policies KP2 and CP4 of the Core Strategy (2007) and Policies DM1 and DM3 of the Development Management Document (2015).

04 There shall be no outside dining/seating areas to the front of the building at any time without the receipt of express planning permission from the Local Planning Authority.

Reason: In the interests of visual amenity and to protect the residential amenity of surrounding occupiers and to protect the character the area in accordance with the National Planning Policy Framework, Policies KP2 and CP4 of the Core Strategy (2007) and Policies DM1 and DM3 of the Development Management Document (2015).

05 No extraction and ventilation equipment shall be installed at the site in connection with the use hereby approved, unless and until full details of its location, design and specifications together with a noise assessment including any necessary noise mitigation measures have first been submitted to, and

approved in writing by, the Local Planning Authority. Extraction and ventilation equipment shall only be carried out at the site in full accordance with details approved under this condition. With reference to British Standard 4142 the noise rating level arising from all plant and extraction/ventilation equipment installed shall be at least 5dB(A) below the prevailing background at 3.5 metres from the ground floor facades and 1m from all other facades of the nearest noise sensitive property with no tonal or impulsive character.

Reason: In order to protect the amenities of the character and appearance of the site and the wider area and the amenities of surrounding residents in accordance with policies KP2 and CP4 of the Core Strategy (2007) and Policies DM1 and DM3 of the Development Management Document 2015.

06 The use of the development hereby approved shall be only for a restaurant and drinking establishment falling under Use Classes A3 and A4 of the Schedule to the Town and Country Planning (Use Classes) Order 1987 (as amended) or any statutory instrument revoking and re-enacting that Order, with or without modification and shall not be used for any other purpose, including any change of use permitted under the Town and Country Planning (General Permitted Development) (England) Order 2015 (as amended) or any order revoking and re-enacting that Order with or without modification.

Reason: In order to protect the amenities of the character and appearance of the site and the wider area and the amenities of surrounding residents in accordance with policies KP2 and CP4 of the Core Strategy (2007) and Policies DM1 and DM3 of the Development Management Document 2015.

07 The extended property shall only be occupied for the purpose hereby approved (a restaurant and drinking establishment) and in full accordance with a noise mitigation management plan. The details of which will have previously been submitted to the Local Planning Authority and approved in writing.

Reason: To protect the environment of people in neighbouring properties and general environmental quality in accordance with Core Strategy (2007) Policies KP2 and CP4, Development Management Document (2015) Policies DM1 and DM3 and Design and Townscape Guide (2009).

08 No external refuse or recycling storage shall take place at the site other than in accordance with details that have previously been submitted to the Local Planning Authority, approved in writing and retained as such thereafter.

Reason: In order to protect the amenities of the character and appearance of the site and the wider area and the amenities of surrounding residents in accordance with policies KP2 and CP4 of the Core Strategy (2007) and Policies DM1 and DM3 of the Development Management Document 2015.

INFORMATIVES

01 Compliance with the decision notice does not bestow compliance with other regulatory frameworks. In particular, your attention is drawn to the statutory nuisance provisions within the Environmental Protection Act 1990 (as amended). Contact the Council's Environmental Health department on 01702 215005 for further information.

02 Please note that any new fascia signs etc. will require separate Advertisement Consent. For further information please visit: https://www.planningportal.co.uk/info/200130/common_projects/4/adverts_and_signs

03 You are advised that as the proposed development equates to less than 100sqm of new floorspace the development benefits from a Minor Development Exemption under the Community Infrastructure Levy Regulations 2010 (as amended) and as such no charge is payable. See www.southend.gov.uk/cil for further details about CIL.

The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern within the application and negotiating, with the Applicant, acceptable amendments to the proposal to address those concerns. As a result, the Local Planning Authority has been able to grant planning permission for an acceptable proposal, in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework. The detailed analysis is set out in a report on the application prepared by officers.

452 18/01142/FUL - 1B Queens Road, Southend on Sea (Milton Ward)
Proposal: Change of use of first floor Social Club (Class D1) to form 5 self-contained flats (Class C3) with juliet balconies, erect additional floor to form 4 self-contained flats (Class C3) with terraces/privacy screens and provide secure cycle parking and refuse storage.
Applicant: Eaglelink Investments Ltd
Agent: SMB Town Planning Ltd

Resolved: That the PLANNING PERMISSION be GRANTED subject to the following conditions:

01 The development hereby permitted shall be begun not later than 3 years beginning with the date of this permission.

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990.

02 The development shall be carried out in accordance with the approved plans: 305, 350, 351, 155, 301, 157, 355, 356, 357, 300, 100, 101/0, 153, 150, 200/C, 151, 201/D, 202/B, 152, 203, 156.

Reason: To ensure the development is carried out in accordance with the development plan.

03 Notwithstanding the details shown on the plans submitted and otherwise hereby approved, the extension shall not commence until samples of the materials to be used in the construction of the external elevations of the building hereby permitted, including cladding, screening and fenestration have been submitted to and approved in writing by the local planning authority. Development shall be carried out in full accordance with the approved details before it is occupied.

Reason: To safeguard the character and appearance of the surrounding area in accordance with the National Planning Policy Framework (2018), Southend Central Area Action Plan (SCAAP) (2018) Policies DS1 and PA1, Development Management Document (2015) Policies DM1 and DM3 and Core Strategy (2007) Policies KP2 and CP4.

04 No part of the development shall be occupied until details of the cycle parking and refuse and recycling facilities have been submitted to and agreed in writing by the Local Planning Authority. The refuse and recycling and cycle parking facilities shall be implemented in accordance with the approved details before first occupation of any of the development and shall be permanently maintained thereafter.

Reason: To ensure that satisfactory cycle parking facilities and refuse and recycling facilities are provided at the site in the interest of sustainability and amenity in accordance with the National Planning Policy Framework (2018), Core Strategy (2007) Policy KP2, Policies DM1 and DM8 of the Development Management Document (2015) and the Design and Townscape Guide (2009).

05 The roof of the building hereby approved shall not be used as a balcony, roof garden or similar amenity area or for any other purpose. The roof can however be used for the purposes of maintenance or to escape in an emergency.

Reason: In the interests of the residential amenity of nearby residents and in the interests of the visual amenity of the area, to ensure that the development complies with the National Planning Policy Framework (2018), Core Strategy (2007) Policies KP2 and CP4, Development Management Document (2015) Policies DM1 and DM3 and The Design and Townscape Guide (2009).

06 No part of the development shall be occupied until a waste management plan has been submitted to and agreed in writing by the Local Planning Authority. The waste management of the development shall thereafter be implemented in accordance with the approved details before first occupation of any of the development and shall be permanently maintained thereafter.

Reason: To ensure that waste management is undertaken in the interests of highway safety and visual amenity and to protect the character of the surrounding area, in accordance with the National Planning Policy Framework (2018), Southend Central Area Action Plan (SCAAP) (2018) Policies DS1 and DS5, Policies KP2 and CP3 of the Core Strategy (2007) and Policy DM15 of the Development Management Document (2015).

07 The privacy screens for the balconies hereby granted on the east elevation of the building shall be implemented in full in obscure glazing only in accordance with details that have previously been submitted to and agreed in writing by the Local Planning Authority prior to occupation of the flats and shall be retained in perpetuity as such thereafter.

Reason: To safeguard character and appearance of surrounding area and the amenities of neighbouring occupiers in accordance with Policies KP2 and CP4 of the Core Strategy 2007, Policy DM1 and DM3 of the Development Management Document 2015 and the Design and Townscape Guide 2009.

08 Notwithstanding the details shown in the plans submitted and otherwise hereby approved none of the dwellings hereby granted consent shall be occupied unless and until plans and other appropriate details are submitted to the Local Planning Authority and approved in writing which specify all windows in the proposal that are to be permanently glazed with obscured glass and fixed shut or provided with only a fanlight opening and the manner and design in which these windows are to be implemented. Before the dwellings hereby approved are occupied the development shall be implemented in full accordance with the details and specifications approved under this condition and shall be permanently retained as such thereafter.

Reason: To safeguard the privacy and amenities of occupiers of neighbouring residential properties and the future occupiers of the proposed residential dwellings.

09 No development shall take place, apart from demolition, until a Construction Method Statement has been submitted to, and approved in writing by, the Local Planning Authority. The approved Statement shall be fully adhered to throughout the construction period. The Statement shall provide, amongst other things, for:

- i) the parking of vehicles of site operatives and visitors
- ii) loading and unloading of plant and materials
- iii) storage of plant and materials used in constructing the development
- iv) the erection and maintenance of security hoarding
- v) measures to control the emission of dust and dirt during construction
- vi) A scheme for recycling/disposing of waste resulting from construction works that does not allow for the burning of waste on site
- vii) hours of construction

Reason: This condition is needed in the interests of visual amenity and the amenities of neighbouring occupiers pursuant to Policy CP4 of the Core Strategy (2007) and Policies DM1 and DM3 of the Development Management Document (2015).

The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern within the application (as originally submitted) and negotiating, with the Applicant, acceptable amendments to the proposal to address those concerns. As a result, the Local Planning Authority has been able to grant planning permission for an acceptable proposal, in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework. The detailed analysis is set out in a report on the application prepared by officers.

INFORMATIVE

01 Please note that the development the subject of this application is liable for a charge under the Community Infrastructure Levy Regulations 2010 (as amended). A Community Infrastructure Levy (CIL) Liability Notice will be issued as soon as practicable following this decision notice. This contains details including the chargeable amount, when this is payable and when and how exemption or relief on the charge can be sought. You are advised that a CIL Commencement Notice (CIL Form 6) must be received by the Council at least one day before commencement of development. Receipt of this notice will be

acknowledged by the Council. Please ensure that you have received both a CIL Liability Notice and acknowledgement of your CIL Commencement Notice before development is commenced. Most claims for CIL relief or exemption must be sought from and approved by the Council prior to commencement of the development. Charges and surcharges may apply, and exemption or relief could be withdrawn if you fail to meet statutory requirements relating to CIL. Further details on CIL matters can be found on the Council's website at www.southend.gov.uk/cil.

02 You should be aware that in cases where damage occurs during construction works to the highway in implementing this permission that Council may seek to recover the cost of repairing public highways and footpaths from any party responsible for damaging them. This includes damage carried out when implementing a planning permission or other works to buildings or land. Please take care when carrying out works on or near the public highways and footpaths in the borough.

03 Please note that occupiers of the development are not eligible for Town Centre parking concessionary season tickets. For more information please visit: https://www.southend.gov.uk/info/200361/car_parks_parking_and_permits/333/residents_parking_permits/12

453 17/00130/UNAU_B - Viceroy House, 117 Victoria Avenue, Southend-on-Sea (Victoria Ward)

Breaches of Control: Without planning permission, the unauthorised Development and Change of Use from an office (Use Class B1) and warehouse (Use Class B8) to 6 self-contained flats (Use Class C3).

Resolved: That the ENFORCEMENT ACTION be AUTHORISED to:

- (a) secure cessation of the unauthorised use of the building as 6 self-contained flats.
- (b) removal of the window opening/s to the east wall facing Colchester Road,
- (c) removal of internal fixtures and fixings serving the residential use to include kitchen units, baths and showers, domestic appliances and domestic furniture,
- (d) cessation of the use of the yard area used for residential parking
- (e) removal of all rubble and other materials and equipment associated with complying with the notice.

The authorised enforcement action to include (if/as necessary) the service of an Enforcement Notice under Section 172 of the Town and Country Planning Act 1990 and the pursuance of proceedings whether by prosecution or injunction to secure compliance with the requirements of said Notice.

When serving an Enforcement Notice the local planning authority must ensure a reasonable time for compliance. In this case, a compliance period of 6 months is deemed reasonable.

454 18/00018/UNAU_B - 137 Rayleigh Road, Leigh-on-Sea (Eastwood Park

Ward)

Breaches of Control: Without planning permission, the construction of two dormer windows to the front and north side elevations.

Resolved: That the ENFORCEMENT ACTION be AUTHORISED to secure the removal of the dormer windows to the front and north side elevation.

The authorised enforcement action to include (if/as necessary) the The authorised enforcement action to include (if/as necessary) the service of an Enforcement Notice under Section 172 of the Town and Country Planning Act 1990 and the pursuance of proceedings whether by prosecution or injunction to secure compliance with the requirements of said Notice.

When serving an Enforcement Notice the local planning authority must ensure a reasonable time for compliance. In this case a compliance period of 3 months is deemed reasonable.

- 455 18/01479/FULM - 85 London Road, Southend-on-Sea (Victoria Ward)**
Proposal: Convert Existing A1 unit into two A1 units, raise roof height, install mezzanine floor and shutter to unit 2, erect security fencing to north side of building, canopies to south side of building, alter all elevations, replace security fencing and install electric gate to substation, reconfigure and create additional parking and associated works.
Applicant: George Capital 2 (Southend) Ltd Retail Estate
Agent: Montagu Evans

WITHDRAWN

- 456 18/01436/FULH - 34 Birchwood Drive, Leigh-on-Sea (Blenheim Park)**
Proposal: Erect single storey side and rear extension
Applicant: Mrs Stone
Agent: Barker Woodrow

Resolved: That PLANNING PERMISSION be GRANTED for the following reasons:

01 The development hereby permitted shall begin no later than three years from the date of this decision.

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990.

02 The development hereby permitted shall be carried out in accordance with the following approved plans: 607 Rev B

Reason: To ensure that the development is carried out in accordance with the provisions of the Development Plan.

03 All new work to the outside of the building must match existing original work in terms of the choice of materials, method of construction and finished appearance. This applies unless differences are shown on the drawings hereby approved or are required by conditions to this permission.

Reason: In the interests of visual amenity and to ensure that the appearance of the building makes a positive contribution to the character and appearance of the area. This is as set out in the National Planning Policy Framework (2018), Core Strategy (2007) Policies KP2 and CP4, Development Management Document (2015) Policy DM1, and the Design and Townscape Guide (2009).

04 The roof of the building/extension hereby approved shall not be used as a balcony, roof garden or similar amenity area or for any other purpose unless otherwise agreed in writing by the local planning authority. The roof can however be used for the purposes of maintenance or to escape in an emergency.

Reason: In the interests of the residential amenity of the adjoining residents and to ensure that the development complies with the National Planning Policy Framework (2018), Core Strategy (2007) Policies KP2 and CP4, Development Management Document (2015) Policies DM1 and DM3 and the Design and Townscape Guide (2009)

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework. The detailed analysis is set out in a report on the application prepared by officers.

INFORMATIVES

1. You are advised that as the proposed extension(s) to your property equates to less than 100sqm of new floorspace the development benefits from a Minor Development Exemption under the Community Infrastructure Levy Regulations 2010 (as amended) and as such no charge is payable. See www.southend.gov.uk/cil for further details about CIL.

2. You should be aware that in cases where damage occurs during construction works to the highway in implementing this permission that Council may seek to recover the cost of repairing public highways and footpaths from any party responsible for damaging them. This includes damage carried out when implementing a planning permission or other works to buildings or land. Please take care when carrying out works on or near the public highways and footpaths in the Borough.

Chairman: _____

SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Licensing Sub-Committee B

Date: Monday, 12th November, 2018
Place: Committee Room 1 - Civic Suite

15

Present: Councillor D McGlone (Chair)
Councillors A Dear and A Jones

In Attendance: A Brown, T Row and M Newton

Start/End Time: 9.30 am - 11.05 am

457 Apologies for Absence

There were no apologies for absence.

458 Declarations of Interest

No interests were declared at the meeting.

459 Application for Variation of Premises Licence - 21-23 Broadway, Leigh on Sea SS9 1PA

The sub-committee received a report of the Deputy Chief Executive (Place) concerning an application by Tesco Stores Ltd for the variation of a Premises Licence at Tesco, 21 - 23 Broadway, Leigh-on-Sea, Essex, SS9 1PA.

The application was presented by the Applicants' Solicitor, Mr C Rees-Gay. Ms H Purewal (Head of Licensing) and Mr Lucas Szendera (Designated Premises Supervisor) were in attendance at the hearing and gave evidence.

The sub-committee noted that no letters of objection to this application had been received from any of the Responsible Authorities.

Representations had however, been received from Leigh Town Council. Ms H Symmons (Town Clerk) attended the hearing. Their objections related to the concerns of the potential increase in anti-social behaviour, crime and disorder and public nuisance, linked with alcohol in a residential area.

The sub-committee listened to all the evidence and submissions, and read all the documents. It had regard to the Statutory Guidance Notes and Southend-on-Sea Borough Council's Statement of Licensing Policy. The sub-committee further considered the four licensing objectives namely the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm.

On the basis of the evidence presented to it, the sub-committee did not consider that the promotion of the licensing objectives would be undermined by the granting of this application. The sub-committee therefore:-

Resolved:-

That the application for the variation of the premises licence be granted subject to:

(i) The Mandatory Conditions set out in Appendix 1 to the report of the Deputy Chief Executive (Place); and

(ii) The conditions drawn from the Operating Schedule set out in Appendix 2 to the report of the Deputy Chief Executive (Place).

Chairman: _____

SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Cabinet Committee

Date: Tuesday, 20th November, 2018
Place: Committee Room 1 - Civic Suite

16

Present: Councillor A Moring (Chair)
Councillors T Cox (Vice-Chair)

*Substitute in accordance with Council Procedure Rule 31.

In Attendance: Councillors A Dear, D Garne, H McDonald, M Stafford, M Terry,
P Van Looy and R Woodley
G Smith, C Hindle-Terry, N Hunwicks and T Row

Start/End Time: 4.00 - 5.30 pm

460 Apologies for Absence

Apologies for absence were received from Councillor Flewitt (no substitute).

461 Declarations of Interest

The following interests were declared at the meeting:

(a) Councillor Moring – Agenda Item No. 3 (Objections to Traffic Regulation Orders – Thorpe Esplanade) – Non-pecuniary interest: Knows residents in the street; and

(b) Councillor Van Looy – Agenda Item No. . 3 (Objections to Traffic Regulation Orders – Clifftown Terrace) – Non-pecuniary interest: Knows residents in the street.

462 Objections to Traffic Regulation Orders - Thorpe Esplanade and Cliffs Pavilion Parking Management Scheme Amendment

The Cabinet Committee received a report of the Deputy Chief Executive (Place) concerning the representations that had been received in response to the statutory consultation for proposed Traffic Regulation Orders for:

(i) the introduction of parking charges in controlled parking bays on Thorpe Esplanade; and

(ii) the conversion of some areas of permit only parking to shared permit/pay and display parking areas, the removal of seasonal waiting restrictions in Clifftown Parade and its replacement with shared permit/pay and display parking.

The report also sought the Cabinet Committee's approval on the way forward in respect of all of these proposals, after having considered the views of the Traffic Regulations Working Party following consideration of all the representations that had been received in writing and at the meeting. Large scale plans of the proposals and photographs of the streets were displayed at the meeting.

Resolved:

1. That The Southend-on-Sea Borough Council (Various Roads) (Stopping, Waiting, Loading and Unloading Prohibitions and Restrictions, Parking Places and Permit Parking Zones)(Consolidation) Order 2016 (Amendment No. 14) Order 2018 be confirmed as advertised and the Deputy Chief Executive (Place) be authorised to implement the proposals.

2. That, The Southend-on-Sea Borough Council (Cliffs Pavilion Area) (Prohibition of Waiting & Permit Parking Places) (Zone CP) Order 2016 (Amendment No. 2) Order 2018 be confirmed, subject to the following amendment, and that the Deputy Chief Executive (Place) be authorised to implement the approved proposals;

(a) amend Cambridge Road, north side between Marine Avenue and Wilson Road to now read Cambridge Road, north side between Marine Avenue to a point opposite the eastern boundary of the property known as “The Pavilions”;

(b) delete Scratton Road – north side, from a point approximately 35 metres west of its junction with Milton Place, to a point approximately 15 metres east of its junction with Park Road; and

(c) delete Westcliff Parade – south side, from a point opposite the common boundary between Nos 31 and 32 Westcliff Parade eastwards to its junction with Clifftown Parade;

Reason for Decision

As set out in the submitted report

Other Options

Do nothing – parking problems would continue

Note: This is an Executive function

Referred direct to Place Scrutiny Committee

Cabinet Member: Moring

Chairman: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Place Scrutiny Committee

Date: Monday, 26th November, 2018
Place: Committee Room 1 - Civic Suite

17

Present: Councillor K Robinson (Chair)
Councillors M Terry (Vice-Chair), A Bright, K Buck, D Burzotta,
T Byford, M Davidson, M Dent, N Folkard, J Garston, T Harp*,
A Jones, D McGlone, D Nelson, P Wexham, C Willis and R Woodley*

*Substitute in accordance with Council Procedure Rule 31.

In Attendance: Councillors J Lamb, J Courtenay, A Moring and L Salter (Cabinet Members)
Councillors B Arscott and H McDonald
A Griffin, A Lewis, J K Williams, S Dolling, P Geraghty, N Corrigan,
G Gilbert, T MacGregor, R Walters, M Murphy, A Penn, G Perry-Ambrose, B Pegram, S Ford, G Halksworth, M Sargood and T Row

Start/End Time: 6.30 pm - 10.40 pm

463 Apologies for Absence

Apologies for absence were received from Councillors Chalk (Substitute: Councillor Woodley) and Ward (Substitute: Councillor Harp).

464 Declarations of Interest

The following interests were declared at the meeting:

(a) Councillors Courtenay, Lamb, Moring and Salter (Cabinet Members) – Disqualifying non-pecuniary interests in all the called-in/referred items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;

(b) Councillor Bright – Agenda Item No. 6 (Southend 2050 - Draft Ambition, Desired Outcomes and Road Map) – Non-pecuniary interest: lives on the High Street;

(c) Councillor Bright – Agenda Item No. 8 (High Street Summit) – Non-pecuniary interest: lives on the High Street;

(d) Councillor Burzotta – Agenda Item No. 6 (Southend 2050 - Draft Ambition, Desired Outcomes and Road Map) – Non-pecuniary interest: Family business off the High Street;

(e) Councillor Burzotta – Agenda Item No. 8 (High Street Summit) – Non-pecuniary interest: Family business off the High Street;

(f) Councillor Buck – Agenda Item No. 11 (Revenue and Capital Budget Monitoring 2018/19 to 30 September 2018) – Non-pecuniary interest: Governor at Eastwood Academy;

(g) Councillor Davidson – Agenda Item No. 10 (Notice of Motion - Fire Safety) – Non-pecuniary interest: Board Member of South Essex Homes;

(h) Councillor J Garston – Agenda Item No. 13 (Objections to Traffic Regulation Orders - Thorpe Esplanade Charging for Parking and Cliffs Pavilion Car Parking Management Scheme) – Pecuniary interest: Lives in the area affected by the Cliff Pavilion Car Parking Management Scheme (withdrew);

(i) Councillor McGlone – Agenda Item No. 10 (Notice of Motion - Fire Safety) – Non-pecuniary interest: Board Member of South Essex Homes;

(j) Councillor Moring – Agenda Item No. 13 (Objections to Traffic Regulation Orders - Thorpe Esplanade Charging for Parking and Cliffs Pavilion Car Parking Management Scheme) – Non-pecuniary interest: Knows people in the area, including a relative who is not in the charging area;

(k) Councillor Nelson – Agenda Item No. 8 (High Street Summit) – Non-pecuniary interest: Employer is James Duddridge MP who was mentioned in the debate;

(l) Councillor Wexham – Agenda Item No. 10 (Notice of Motion - Fire Safety) – Non-pecuniary interest: Step-son is a fire fighter;

(m) Councillor Woodley – Agenda Item No. 6 ((Southend 2050 - Draft Ambition, Desired Outcomes and Road Map) – Non-pecuniary interest: Daughter is a pilot at Southend Airport which was mentioned in the debate; and

(n) Councillor Woodley – 10 (Notice of Motion - Fire Safety) – Non-pecuniary interest: Board Member of South Essex Homes;

465 Questions from Members of the Public

Written responses from the Cabinet Member for or Healthy Communities and Wellbeing and the Cabinet Member for Infrastructure to questions from Mr Webb were circulated at the meeting.

466 Minutes of the Meeting held on Monday, 8th October, 2018

Resolved:-

That the Minutes of the Meeting held on Monday, 8th October 2018 be received, confirmed as a correct record and signed.

467 Monthly Performance Report

The Committee considered the Monthly Performance Report (MPR) covering the period to end September 2018, which had been circulated recently.

Resolved:-

That the report be noted.

Note:- This is an Executive Function.

Cabinet Member:- As appropriate to the item.

468 Southend 2050 - Draft Ambition, Desired Outcomes and Road Map

The Committee considered Minute 423 of the meeting of the Cabinet held on 6th November 2018, which had been referred direct to all three Scrutiny Committees for consideration, together with the report of the Chief Executive setting out the proposed draft Ambition, Themes and Outcomes and Southend 2050 Five Year Road Map.

The Committee also received a presentation by Tim MacGregor (Team Manager - Policy and Information Management) and Rob Walters (Senior Partnership Advisor, Engagement) which provided:

- An overview of the scope and findings of the Southend 2050 engagement programme; and
- Feedback received from councillors and others to date, which will inform a revised version of the documentation to be submitted to Cabinet on 4th December 2018.

The Leader of the Council thanked all of those who had submitted feedback so far. He also explained that further issues raised by the Scrutiny Committees would be taken on board in the preparation of the revised Road Map, including the following additional matters raised at this meeting of the Scrutiny Committee:

- Sea defences
- Improved cycling infrastructure
- Improving communications with residents

Resolved:-

1. That the following decisions of Cabinet be noted:

“1. That the findings of the Southend 2050 engagement programme be welcomed and noted.

2. That the Ambition, Themes & Outcomes and the Southend 2050 Five Year Road Map, as set out in Appendices A, B and C to the submitted report, be endorsed.

3. That the Transforming Together programme, outlined in paragraph 6 of the submitted report, be noted and endorsed.

4. That the matter be referred direct to the Policy & Resources, Place and People Scrutiny Committees.”

2. That the officers involved in the 2050 programme be thanked for their hard work.

Note: Approval of the Southend 2050 Ambition, Themes & Outcomes and Five Year Road Map is a Council Function.

Referred direct to: all three Scrutiny Committees

Cabinet Member: Cllr Lamb

469 Adoption of a Low Emission Strategy (part of the Air Quality Action Plan)

The Committee considered Minute 425 of the meeting of the Cabinet held on 6th November 2018, which had been called-in for Scrutiny, together with the report of the Deputy Chief Executive (Place) proposing the adoption of the submitted Low Emission Strategy.

Resolved:

That the Low Emission Strategy as set out in Appendix 3 to the submitted report, be approved.

Note: This is an Executive Function

Cabinet Member: Cllr Flewitt

470 High Street Summit

The Committee considered Minute 426 of the meeting of the Cabinet held on 6th November 2018, which had been called-in for Scrutiny, together with the report of the Deputy Chief Executive (Place). This provided an update on work being undertaken following the High Street Summit which took place on 24th September 2018, including the emerging action plan and approaches being organised through which to coordinate and drive this work.

Resolved:-

That the following decisions of Cabinet be noted:

“1. That the progress being made be endorsed.

2. That the additional officer resource already aligned to support the implementation and delivery of this project, be endorsed.”

Note: This is an Executive Function

Cabinet Members: Cllrs Lamb, Courtenay and Flewitt

471 Gambling Policy

The Committee considered Minute 430 of the meeting of the Cabinet held on 6th November 2018, which had been called-in for Scrutiny, together with the report of the Deputy Chief Executive (Place), concerning the submitted Gambling Licensing Policy which had been prepared following the completion of the formal consultation process.

Resolved:-

That the following recommendation of Cabinet be noted:

“That the Statement of Gambling Licensing Policy, set out in Appendix 1 to the submitted report, be adopted.”

Note: This is a Council Function
Cabinet Member: Cllr Flewitt

472 Notice of Motion - Fire Safety

The Committee considered Minute 431 of the meeting of the Cabinet held on 6th November 2018, which had been called-in for Scrutiny. This concerned the Notice of Motion calling on the Council to review fire safety in all its tall buildings with a level 4 risk assessment and install automated fire alarms and sprinkler systems.

This had been proposed by Councillor Ware-Lane and seconded by Councillor Nevin.

Resolved:-

That the following decisions of Cabinet be noted:

1. That the Council and South Essex Homes continue their pro-active, evidence and risk based approach to delivering fire safety enhancements across their respective property portfolios.
2. That the Council and South Essex Homes maintain their active dialogue with Essex Fire and Rescue in relation to any changes that may be taken forward to enhance fire safety measures across their respective property portfolios.
3. That the Council write to the Secretary of State for the Housing, Communities and Local Government requesting that the Department progress its formal response to the Independent Review of Building Regulations and Fire Safety and, in particular, any changes to Approved Document B. This will enable the Council to fully assess whether additional resources are required to meet the changes enacted and to plan accordingly.

Note: This is an Executive Function
Cabinet Member: Cllr Flewitt

473 Revenue and Capital Budget Monitoring 2018/19 to 30 September 2018

The Committee considered Minute 436 of the meeting of the Cabinet held on 6th November 2018, which had been called-in for Scrutiny, together with the report of the Deputy Chief Executive (Place), setting out the Council’s revenue and capital budgetary performance as at September 2018.

Resolved:-

That the following recommendations of Cabinet be noted:

“In respect of the 2018/19 Revenue Budget Monitoring, as set out in Appendix 1 to the submitted report:

1.1 That the forecast outturn for the General Fund and Housing Revenue Account, as at September 2018, be noted.

1.2 That the planned management actions of £3,230,000 to achieve that forecast outturn, be noted.

1.3 That the planned budget transfers (virements) of £2,610,170, be approved.

1.4 That the potential transfer of £1,293,000 from the Business Transformation Reserve in respect of the forecast General Fund overspend unless further management action and savings are identified to rebalance the budget, be noted.

1.5 That the potential transfer of £93,000 to the HRA Capital Investment Reserve in respect of the forecast HRA underspend, be noted.

In respect of the 2018/19 Capital Budget Monitoring, as set out in Appendix 2 to the submitted report:

1.6 The expenditure to date and the forecast outturn as at September 2018 and its financing, be noted.

1.7 That the requested changes to the 2018/19 capital programme as set out in Section 2 of Appendix 2, be approved.”

Note: This is a Council Function
Cabinet Member: Cllr Lamb

474 Proposed Guidance for Traffic and Parking Related Issues

The Committee considered Minute 413 of the meeting of the Cabinet Committee held on 1st November 2018, which had been called-in for Scrutiny, together with the report of the Deputy Chief Executive (Place), that sought approval of revisions to the current working practices to encompass any improvements and amendments.

Resolved:-

That the following decisions of Cabinet Committee be noted:

“1. That the revised policies, processes and procedures as set out in Appendix 1 of the report be approved, subject to the exclusion of the proposed amendment set out in section 2, sub-section (ii) so that it now reads:

(ii) Any proposals in this regard should have at least two ward councillors’ agreement.

2. That officers be instructed to follow the revised policies for all future consideration of traffic & parking requests.”

Note:- This is an Executive Function
Cabinet Member: Councillor Moring

475 Objections to Traffic Regulation Orders - Thorpe Esplanade Charging for Parking and Cliffs Pavilion Car Parking Management Scheme

The Committee considered Minute 462 of the meeting of the Cabinet Committee held on 20th November 2018, which had been called-in for Scrutiny, together with the report of the Deputy Chief Executive (Place), concerning the proposed Traffic Regulation Orders for:

- (i) the introduction of parking charges in controlled parking bays on Thorpe Esplanade; and
- (ii) the conversion of some areas of permit only parking to shared permit/pay and display parking areas, the removal of seasonal waiting restrictions in Clifftown Parade and its replacement with shared permit/pay and display parking.

Resolved:-

That the following decisions of Cabinet Committee be noted:

“1. That The Southend-on-Sea Borough Council (Various Roads) (Stopping, Waiting, Loading and Unloading Prohibitions and Restrictions, Parking Places and Permit Parking Zones)(Consolidation) Order 2016 (Amendment No. 14) Order 2018 be confirmed as advertised and the Deputy Chief Executive (Place) be authorised to implement the proposals.

2. That, The Southend-on-Sea Borough Council (Cliffs Pavilion Area) (Prohibition of Waiting & Permit Parking Places) (Zone CP) Order 2016 (Amendment No. 2) Order 2018 be confirmed, subject to the following amendment, and that the Deputy Chief Executive (Place) be authorised to implement the approved proposals;

(a) amend Cambridge Road, north side between Marine Avenue and Wilson Road to now read Cambridge Road, north side between Marine Avenue to a point opposite the eastern boundary of the property known as “The Pavilions”;

(b) delete Scratton Road – north side, from a point approximately 35 metres west of its junction with Milton Place, to a point approximately 15 metres east of its junction with Park Road; and

(c) delete Westcliff Parade – south side, from a point opposite the common boundary between Nos 31 and 32 Westcliff Parade eastwards to its junction with Clifftown Parade.”

Note: This is an Executive function
Cabinet Member: Moring

476 Minutes of the meeting of the Chairmen's Scrutiny Forum held on Tuesday, 20th November 2018

Resolved:-

That the Minutes of the meeting of Chairmen's Scrutiny Forum held on Tuesday, 20th November, 2018 be received and noted and the recommendations therein endorsed.

Note: This is a Scrutiny Function.

477 In-depth Scrutiny Project - Re-imagining the Town Centre in the context of the vision for Southend 2050

The Committee received an oral update on the progress that had been made with the joint in-depth study with the Policy & Resources Scrutiny Committee to date.

Resolved:-

That the update be noted

Note:- This is a Scrutiny Function.

478 Council Procedure Rule 44.2

During consideration of Agenda Item No. 9 and upon the hour of 10.00 p.m. having being reached, the Committee agreed to continue with the remaining items of business on the Agenda.

Chairman: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of People Scrutiny Committee

Date: Tuesday, 27th November, 2018

Place: Committee Room 1 - Civic Suite

18

Present: Councillor C Nevin (Chair)
Councillors M Borton (Vice-Chair), B Arscott, S Buckley, L Burton, A Chalk, A Dear, D Garne, S Habermel, T Harp, A Holland, A Jones*, C Mulroney, D Nelson*, G Phillips, M Stafford and C Walker
K Jackson – co-opted member
*Substitute in accordance with Council Procedure Rule 31.

In Attendance: Councillors Lamb, Boyd, Cox and Salter (Cabinet Members)
A Griffin, J K Williams, F Abbott, S Leftley, S Banda, S Baker, L Eddy, P Grout, S Houlden, T MacGregor, B Martin and J O'Loughlin, C Bellis-Wright and A Smyth

Start/End Time: 6.30 - 9.10 pm

479 Apologies for Absence

Apologies for absence were received from Councillor J Ware-Lane (substitute Cllr A Jones) and Councillor J McMahon (substitute Cllr D Nelson) and The Rev'd Canon J Collis, T Watts and J Broadbent (co-opted members).

480 Declarations of Interest

The following interests were declared at the meeting:-

- (a) Councillors Lamb, Boyd, Cox and Salter (Cabinet Members) – Disqualifying non-pecuniary interests in the called in items / referred item; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;
- (b) Councillor Boyd (Cabinet Member) – disqualifying non-pecuniary interest in the Schools Progress Report; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;
- (c) Councillor Jones – agenda item relating to Youth Council presentation – non-pecuniary – daughter is a member of Youth Council;
- (d) Councillor Cox - agenda item relating to Youth Council presentation – non-pecuniary – young relative has been diagnosed with mental health condition;
- (e) Councillor Salter - agenda item relating to Scrutiny Committee updates - non-pecuniary – husband is consultant Surgeon at Southend Hospital and holds senior post at Hospital; son-in-law is GP in the Borough; daughter is a doctor at Basildon Hospital;
- (f) Councillor Harp – agenda item relating to Scrutiny Committee updates – non-pecuniary – Chair of St Lukes PPG and PPG Forum member;

- (g) Councillor Habermel - agenda item relating to Scrutiny Committee updates - non-pecuniary – sister is a nurse at Southend Hospital; nephew is a physiotherapist based at Southend; brother is a paramedic with London Ambulance Service;
- (h) Councillor Walker – agenda item relating to Scrutiny Committee updates – non-pecuniary – daughter is working in Southend Stroke Unit;
- (i) Councillor Nevin - agenda item relating to Scrutiny Committee updates - non-pecuniary – Previous employee at Southend Hospital; NHS Employee at Barts; 2 children work at MEHT; step sister works Basildon Hospital and sister works for the Department of Health;
- (j) Councillor Borton - agenda item relating to Scrutiny Committee updates - non-pecuniary interest – daughter is a nurse at Rochford Hospital;
- (k) Councillor Nelson - agenda item relating to Scrutiny Committee updates - non-pecuniary interest – wife is a nurse at Southend Hospital;
- (l) Councillor Mulronev - agenda item relating to Scrutiny Committee updates - non-pecuniary interest – relative works at Broomfield Hospital;
- (m) Councillor Borton – agenda item relating to Schools Progress Report – non-pecuniary - Governor at Milton Hall School;
- (n) Councillor Arscott - agenda item relating to Schools Progress Report – non-pecuniary – Governor at Our Lady of Lourdes Catholic Primary School (Assisi Trust);
- (o) Councillor Walker - agenda item relating to Schools Progress Report – non-pecuniary – wife teaches at West Leigh Schools; Southend Boys & Girls Training Choirs rehearse at St Mary’s School.

481 Questions from Members of the Public

The responses to the questions submitted by Mr Webb will be forwarded to him as he was not present at the meeting.

482 Minutes of the Meeting held on Tuesday, 9th October, 2018

Resolved:-

That the Minutes of the Meeting held on Tuesday, 9th October, 2018 be confirmed as a correct record and signed.

483 Youth Council - Mental Health School Survey

On behalf of the Committee, the Chair welcomed the following to the meeting for this item – Marco Mann (Youth Mayor), Amy Burdett (Deputy Youth Mayor) and Jasmine Thompson (Youth Council member).

The Youth Council presented the results and outcomes from the school mental health survey, highlighting in particular the draft Mental Health Charter.

This contains a series of recommendations and actions which they would like schools to implement in order to improve the mental health of their students. They hope to meet with relevant stakeholders to discuss the Charter and for them to develop and shape it. Each item on the Charter was inspired by the personal experiences and statistics in the survey. The Charter is intended to be cost neutral where possible and to be adopted by all schools in the

borough with the support of the Council. The main sections in the Charter are – privacy & confidentiality, referral, internal school services and stigma. The Charter will be officially launched at a later date.

The Committee paid tribute to the Youth Council members for the excellent piece of work and for all their hard work and for putting the report together and that need to ensure it moves forward. The representatives then responded to a number of questions from the Committee.

The Council's Director of Learning said that he would be happy to meet with the Youth Council to discuss how to take the work forward, for example taking the work to the Education Board and the Head Teachers meeting to get sign up and discussing with professional services (education psychologist).

Resolved:-

That the Youth Council be thanked for the excellent presentation and work undertaken.

Note:- This is a Scrutiny Function

484 Monthly Performance Report

The Committee considered the Monthly Performance Report covering the period to end September 2018, which had been circulated recently.

Resolved:-

That the report be noted.

Note:- This is an Executive Function.

Cabinet Member:- As appropriate to the item.

485 Southend 2050 - Draft Ambition, Desired Outcomes and Road Map

The Committee considered Minute 423 of the meeting of the Cabinet held on 6th November 2018, which had been referred direct to all three Scrutiny Committees for consideration, together with the report of the Chief Executive setting out the proposed draft Ambition, Themes and Outcomes and Southend 2050 Five Year Road Map.

The Committee also received a presentation by Lysanne Eddy (Head of Policy, Engagement & Communication) and Tim MacGregor (Team Manager - Policy and Information Management) which provided:

- An overview of the scope and findings of the Southend 2050 engagement programme; and
- Feedback received from Councillors and others to date, which will inform a revised version of the documentation to be submitted to Cabinet on 4th December 2018.

The Leader of the Council thanked all of those who had submitted feedback so far. He also explained that further issues raised by the Scrutiny Committees would be taken on board in the preparation of the revised Road Map, including those from the Place Scrutiny Committee held on 26 November 2018 and the following additional matters raised at this meeting of the Scrutiny Committee:

- Active and Involved – add a new outcome on active lifestyles.
- Include reference to the Youth Council’s Charter on Mental Health in Schools.
- Include reference to Adult Education, with a strong emphasis on skills training to address the low wage economy and opportunities to address isolation.
- Include a reference to establishing additional accommodation to meet the needs of children looked after within their community.

In response to a question from Councillor Nevin, the Leader agreed to provide details about the schools and number of children and young people included in the consultation.

Resolved:-

That the following decisions of Cabinet be noted:

“1. That the findings of the Southend 2050 engagement programme be welcomed and noted.

2. That the Ambition, Themes & Outcomes and the Southend 2050 Five Year Road Map, as set out in Appendices A, B and C to the submitted report, be endorsed.

3. That the Transforming Together programme, outlined in paragraph 6 of the submitted report, be noted and endorsed.

4. That the matter be referred direct to the Policy & Resources, Place and People Scrutiny Committees.”

Note: Approval of the Southend 2050 Ambition, Themes & Outcomes and Five Year Road Map is a Council Function.

Referred direct to: all three Scrutiny Committees

Cabinet Member: Cllr Lamb

486 Local Account Annual Report 17/18

The Committee considered Minute 435 of the meeting of Cabinet held on 6th November 2018, which had been called in to scrutiny, together with a report of the Deputy Chief Executive (People). This presented the draft of the Local Account of Adult Social Care in 2017-18.

Following discussion at the meeting, the Cabinet Member said that he would be happy to consider the following in future documents:-

- Incorporate a ‘best practice’ box.

- Incorporate the information which sits behind points.
- Look at accessibility of the report in future years, including the colour palette used.
- Include the views of Healthwatch Southend.

Resolved:-

That the following decision of Cabinet be noted:-

“That the draft Local Account as the Council’s self-assessment for these services, be noted.”

Note: This is an Executive Function
Cabinet Member: Cllr Cox

487 Revenue and Capital Budget Monitoring 2018/19 to 30 September 2018

The Committee considered Minute 436 of the meeting of Cabinet held on 6th November 2018, which had been called in to scrutiny, together with a report of the Strategic Director (Finance & Resources) setting out the Council’s revenue and capital budgetary performance as at September 2018.

In response to questions about the financial position at end year, the Deputy Chief Executive (People) said that he would provide further details on the cost pressures on the Children’s Social Care 0-16 budget (bulges at under 5’s and teenage years in particular). With regard to the adults and housing budget, the Director also agreed to find details on the (small) numbers of agency staff used in adult services.

Resolved:-

That the following recommendations of Cabinet be noted:-

“In respect of the 2018/19 Revenue Budget Monitoring, as set out in Appendix 1 to the submitted report:

1. That the forecast outturn for the General Fund and Housing Revenue Account, as at September 2018, be noted.

1.2 That the planned management actions of £3,230,000 to achieve that forecast outturn, be noted.

1.3 That the planned budget transfers (virements) of £2,610,170, be approved.

1.4 That the potential transfer of £1,293,000 from the Business Transformation Reserve in respect of the forecast General Fund overspend unless further management action and savings are identified to rebalance the budget, be noted.

1.5 That the potential transfer of £93,000 to the HRA Capital Investment Reserve in respect of the forecast HRA underspend, be noted.

In respect of the 2018/19 Capital Budget Monitoring, as set out in Appendix 2 to the submitted report:

1.6 The expenditure to date and the forecast outturn as at September 2018 and its financing, be noted.

1.7 That the requested changes to the 2018/19 capital programme as set out in Section 2 of Appendix 2, be approved.”

Note: This is a Council Function
Cabinet Member: Cllr Lamb

488 Schools Progress Report

The Committee received a report of the Deputy Chief Executive (People) which informed the advised about the current position with regard to two recent Ofsted Inspections, Academy developments and the Grammar School Strategy, which is now in year 2 of the programme.

Resolved:-

That the report be noted.

Note:- This is an Executive Function.
Cabinet Member:- Cllr Boyd

489 Scrutiny Committee - updates

The Committee considered a report by the Strategic Director (Legal & Democratic Services) which updated the Committee on a number of Scrutiny matters.

Referring to the decision taken at the last meeting to refer the Mid and South Essex STP plans to the Secretary of State for Health and Social Care (Minute 345 refers), the Scrutiny Officer advised that the letter had been sent on 23rd November 2018 and a copy of the letter circulated to the Committee. The response by the Mid and South Essex CCG Joint Committee had also been circulated to the Committee.

With regard to the update on new diabetes technology, the Scrutiny Officer advised that the position statement from the 5 CCG's had not yet been received and would be circulated as soon as it was received.

Resolved:-

1. That the report and actions taken be noted.
2. To note the referral letter sent to the Secretary of State for Health & Social Care and the response by Mid and South Essex CCG Joint Committee.
3. That the information on new diabetes technology will be circulated to the Committee when available.

Note:- This is a Scrutiny Function.

490 Minutes of the Meeting of the Chairmen's Scrutiny Forum held on Tuesday, 20th November, 2018

Resolved:-

That the Minutes of the meeting on the Chairmen's Scrutiny Forum held on Tuesday, 20th November, 2018 be received and noted.

Note:- This is a Scrutiny Function.

Chairman: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Policy and Resources Scrutiny Committee

Date: Thursday, 29th November, 2018

Place: Committee Room 1 - Civic Suite

19

Present: Councillor B Ayling (Chair)
Councillors C Mulroney (Vice-Chair), M Borton*, K Buck*, L Burton*,
D Burzotta, N Folkard, D Garston, J Garston*, I Gilbert, R Hadley,
D McGlone, D Nelson, G Phillips and M Terry
*Substitute in accordance with Council Procedure Rule 31.

In Attendance: Councillors Lamb, Cox and Flewitt (Cabinet Members)
A Griffin, J K Williams, F Abbott, J Chesterton, S Houlden,
T Edwards, S Ford, J Ruffle, G Halksworth, T MacGregor, S Baker,
R Walters and N Laver

Start/End Time: 6.30 - 9.20 pm

491 Communications

The Cabinet Member for Public Protection advised the Committee of the sad news that Traci Dixon, Group Manager at South Essex Homes, had very recently passed away following a long illness. The Committee asked that their sincere condolences be forwarded to her family at the appropriate time.

492 Apologies for Absence

Apologies for absence were received from Councillor B Arscott (substitute Cllr J Garston), Councillor F Evans (substitute Cllr Buck), Councillor H McDonald (substitute Cllr L Burton), Councillor D Norman MBE (substitute Cllr Borton) and Councillor M Stafford (no substitute).

493 Declarations of Interest

The following declarations of interest were made at the meeting:-

- (a) Councillors Lamb, Cox and Flewitt (Cabinet Members) – Disqualifying non-pecuniary interests in the called in items / referred item; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;
- (b) Councillor Flewitt – agenda item relating to Housing, Homelessness and Rough Sleeping Strategy - non-pecuniary interest - friends and family are tenants of South Essex Homes;
- (c) Councillor McGlone – agenda item relating to Housing, Homelessness and Rough Sleeping Strategy- non-pecuniary – member of SEH Board;
- (d) Councillor Burzotta – agenda items relating to – High Street Summit; Southend Town Centre & PSPO – non-pecuniary – family business off High Street;
- (e) Councillor Nelson - agenda item relating to High Street Summit – non-pecuniary – his employer, James Duddridge MP, attended the meeting referred to;

- (f) Councillor J Garston – agenda item relating to Southend Town Centre & PSPO – non-pecuniary – lives in the consultation area;
- (g) Councillor D Garston – agenda item relating to Southend Town Centre & PSPO – non-pecuniary – son lives in the consultation area;
- (h) Councillor Mulronee – agenda item relating to Notice of Motion re Fossil Fuels - non-pecuniary – member of Essex Pension Scheme;
- (i) Councillor McGlone – agenda item relating to Notice of Motion re Fossil Fuels - non-pecuniary – member of Essex Pension Scheme.

Officers interests:

Note - Alison Griffin was not in attendance for this agenda item - Southend Town Centre & Seafront Public Spaces Protection Order (PSPO) – lives in area of draft PSPO Order.

494 Questions from Members of the Public

The responses to the questions submitted by Mr Webb will be forwarded to him as he was not present at the meeting.

495 Minutes of the Meeting held on Wednesday, 10th October, 2018

Resolved:-

That the Minutes of the meeting held on Wednesday, 10th October, 2018 be confirmed and signed as a correct record.

496 Southend 2050 - Draft Ambition, Desired Outcomes and Road Map

The Committee considered Minute 423 of the meeting of the Cabinet held on 6th November 2018, which had been referred direct to all three Scrutiny Committees for consideration, together with the report of the Chief Executive setting out the proposed draft Ambition, Themes and Outcomes and Southend 2050 Five Year Road Map.

The Committee also received a presentation by Tim MacGregor (Team Manager - Policy and Information Management) and Rob Walters (Senior Partnership Advisor, Engagement) which provided:

- An overview of the scope and findings of the Southend 2050 engagement programme; and
- Feedback received from Councillors and others to date, which will inform a revised version of the documentation to be submitted to Cabinet on 4th December 2018.

The Leader of the Council thanked all of those who had submitted feedback so far. He also explained that further issues raised by the Scrutiny Committees would be taken on board in the preparation of the revised Road Map, including those from the Place Scrutiny Committee held on 26 November 2018 and the People Scrutiny Committee held on 27th November 2018 and the following additional matters raised at this meeting of the Scrutiny Committee:-

- the need for more Police resources in the Borough

- place a greater emphasis on the provision of affordable housing, including social housing for rent
- the need for associated infrastructure in connection with all housing development
- include a greater focus on health inequalities in the Borough
- include reference to enhanced community engagement by increasing Council and Councillor visibility at public events such as the Carnival.

Resolved:-

1. That the following decisions of Cabinet be noted:

“1. That the findings of the Southend 2050 engagement programme be welcomed and noted.

2. That the Ambition, Themes & Outcomes and the Southend 2050 Five Year Road Map, as set out in Appendices A, B and C to the submitted report, be endorsed.

3. That the Transforming Together programme, outlined in paragraph 6 of the submitted report, be noted and endorsed.

4. That the matter be referred direct to the Policy & Resources, Place and People Scrutiny Committees.”

2. That the officers involved in the 2050 programme be thanked for their hard work.

Note: Approval of the Southend 2050 Ambition, Themes & Outcomes and Five Year Road Map is a Council Function.

Referred direct to: all three Scrutiny Committees

Cabinet Member: Cllr Lamb

497 Monthly Performance Report

The Committee considered the Monthly Performance Report covering the period to end September 2018, which had been circulated recently.

In response to questions regarding the community safety indicators, the Cabinet Member for Public Protection agreed to provide a written response as to why the BCS crime figures contained in the report related to August whereas the data on the Essex Police website had the September figures.

Resolved:-

That the report be noted.

Note:- This is an Executive Function.

Cabinet Member:- As appropriate to the item.

498 Housing, Homelessness & Rough Sleeping Strategy

The Committee considered Minute 424 of the meeting of Cabinet held on 6th November 2018, which had called in to Scrutiny, together with a report of the Deputy Chief Executive (People) which sought approval for the submitted Housing, Homelessness and Rough Sleeping Strategy.

In response to questions the Cabinet Member for Adults and Housing said that he would be happy to make some minor changes to the document, to incorporate further details in the Strategy as to the reasons why people become homeless. He also agreed to consider the best approach to undertake monitoring of performance against the Strategy.

Resolved:-

That the following decisions of Cabinet be noted:-

- “1. That the Housing, Homelessness & Rough Sleeping Strategy, be approved.
2. That the proposed dynamic and continuous approach to engagement and consultation in order to support ongoing development of the action plan and its implementation, be approved.
3. That the design work and the approach to ensuring that the strategy works alongside other key priorities continues to develop following Cabinet, be approved.
4. That authority be delegated to the Corporate Management Team, in conjunction with the Cabinet Member for Adults and Housing and other Directors as required, for the implementation and delivery of the Strategy.”

Note: This is an Executive Function
Cabinet Member: Cllr Cox

499 High Street Summit

The Committee considered Minute 426 of the meeting of Cabinet held on 6th November 2018, which had called in to Scrutiny, together with a report of the Chief Executive providing an update on work being undertaken following the High Street Summit which took place on 24th September 2018, including the emerging action plan and approaches being organised through which to coordinate and drive this work.

In response to questions, the Cabinet Member for Public Protection advised the Committee that:-

- he would consider the best way to report updates to the action plan (could be included in future MPR for example)
- with regard to the task detailed at 1.3 of the action plan, he agreed to provide a written response on the issues raised in the House of Commons
- he would arrange for a written response on the numbers in the rough sleeper count conducted at the end of September.

Resolved:-

That the following decisions of Cabinet be noted:-

“1. That the progress being made be endorsed.

2. That the additional officer resource already aligned to support the implementation and delivery of this project, be endorsed.”

Note: This is an Executive Function

Cabinet Members: Cllrs Lamb, Courtenay and Flewitt

500 Southend Town Centre & Seafront Public Spaces Protection Order

The Committee considered Minute 427 of the meeting of Cabinet held on 6th November 2018, which had called in to Scrutiny, together with a report of the Strategic Director (Legal & Democratic Services) requesting that consideration be given to whether the Council should commence statutory consultation on the making of a Public Spaces Protection Order (PSPO) under Section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014.

In response to questions, the Cabinet Member for Public Protection:-

- explained that there was no pre-determined view on the matter;
- gave an assurance that the Equalities Analysis document would be made available within 7-10 working days;
- said that all councillors will receive a link to the consultation; and
- agreed that the stakeholders listed on page 9 (e), will be amended to read – all Councillors and MP’s.

Resolved:-

That the following decisions of Cabinet be noted:-

“1. That consultation be undertaken into the possibility of the Council making a Public Spaces Protection Order (PSPO) under Section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014 in respect of the area and activities detailed in Appendix 2 to the submitted report.

2. That the proposed consultation process be as set out in section 3.5(e) of the report.

3. That the consultation process to also cover the revocation of the existing Designated Public Place Order /PSPO as outlined in section 3.5(g) of the report.”

Note: This is an Executive Function

Cabinet Member: Cllr Flewitt

501 Notice of Motion to Council, 18th October 2018 - Invest in the future/Divest from Fossil Fuels

The Committee considered Minute 432 of the meeting of Cabinet held on 6th November 2018, which had called in to Scrutiny. This concerned the notice of

motion calling on the Council to request the Essex Pensions Committee to divert investment away from fossil fuels which had been proposed by Councillor Ware-Lane and seconded by Councillor Dent.

Resolved:-

1. That the following decision of Cabinet be noted:-

“1. That it be noted that the Essex Pension Fund has advised that it has a fiduciary duty to ensure it has sufficient funds to pay pensions on behalf of more than 150,000 people. Investment decisions must therefore be directed towards achieving what is best for the financial position of the Fund. In order to maximise returns, the Fund has a diverse range of investments including investment attributed to the energy/mining sector.

2. That the approach adopted by the Essex Pension Fund, be endorsed.”

2 That in accordance with Council Procedure Rule 39, the matter be referred to Council. ||

Note: This is an Executive Function
Cabinet Member: Cllr Lamb

502 Revenue and Capital Budget Monitoring 2018/19 to 30 September 2018

The Committee considered Minute 436 of the meeting of Cabinet held on 6th November 2018, which had been called in to scrutiny, together with a report of the Strategic Director (Finance & Resources) setting out the Council’s revenue and capital budgetary performance as at September 2018.

Resolved:-

That the following recommendations of Cabinet be noted:-

“In respect of the 2018/19 Revenue Budget Monitoring, as set out in Appendix 1 to the submitted report:

1. That the forecast outturn for the General Fund and Housing Revenue Account, as at September 2018, be noted. ||

1.2 That the planned management actions of £3,230,000 to achieve that forecast outturn, be noted.

1.3 That the planned budget transfers (virements) of £2,610,170, be approved.

1.4 That the potential transfer of £1,293,000 from the Business Transformation Reserve in respect of the forecast General Fund overspend unless further management action and savings are identified to rebalance the budget, be noted.

1.5 That the potential transfer of £93,000 to the HRA Capital Investment Reserve in respect of the forecast HRA underspend, be noted. ||

In respect of the 2018/19 Capital Budget Monitoring, as set out in Appendix 2 to the submitted report:

1.6 The expenditure to date and the forecast outturn as at September 2018 and its financing, be noted.

1.7 That the requested changes to the 2018/19 capital programme as set out in Section 2 of Appendix 2, be approved.”

Note: This is a Council Function
Cabinet Member: Cllr Lamb

503 Capital Programme - Mid Year Review

The Committee considered Minute 438 of the meeting of Cabinet held on 6th November 2018, which had been called in to scrutiny, together with a report of the Strategic Director (Finance & Resources) recommending in-year amendments to the approved Capital Programme for 2018/19 to 2021/22.

Resolved:-

That the following recommendations of cabinet be noted:-

“1. That the current approved Programme for 2018/19 to 2021/22 of £215.0m, as set out in Appendix 1 to the submitted report, be noted.

2. That the changes to the approved Programme set out in Appendix 2, be approved.

3. That the proposed new schemes and additions to the Capital Programme for 2018/19 to 2021/22 totalling £1.4m (Appendices 6 and 7), be approved.

4. That it be noted that the proposed new schemes and additions (Appendices 6 and 7) and other adjustments (Appendix 2) will result in a proposed capital programme of £213.6m for 2018/19 to 2021/22 (Appendix 8).

5. That it be noted that of the total programme of £213.6m for the period 2018/19 to 2021/22, the level of external funding supporting this programme is £98.9m.

6. That it be noted that a mid-year review has been undertaken on the 2018/19 projected outturn and that the results have been included in the report.

7. That the revised Capital Programme for 2018/19 to 2021/22 that results from these changes (Appendix 8), be approved.”

Note: This is a Council Function
Cabinet Member: Cllr Lamb

504 In-depth Scrutiny Project - Re-imagining the Town Centre in the context of the vision for Southend 2050

Further to Minute 370 of its meeting held on 10th October 2018, the Committee received an oral update on the progress that had been made with the joint in-depth study with the Place Scrutiny Committee to date.

Resolved:-

That the update be noted

Note:- This is a Scrutiny Function.

505 Minutes of the Meeting of the Chairmen's Scrutiny Forum held on Tuesday, 20th November, 2018

Resolved:-

That the Minutes of the meeting on the Chairmen's Scrutiny Forum held on Tuesday, 20th November, 2018 be received and noted.

Note:- This is a Scrutiny Function.

Chairman: _____

Notice of Motion Social Housing for Rent

25

This Council has committed to build 11,140 new homes between 2016 – 2026 to help tackle the housing crisis in Southend, 62% of which (6,875) homes would have to be either social or affordable housing. [1. p5]

In nearly three years since that target was set, just 1,000 homes have been built. If the Council keep up this performance then they will fall short of their target by a massive 7,740 homes.

The Council's own Affordable Housing Policy requires developers to build a minimum of 20% affordable homes on residential proposals for 10-49 dwellings or up to 1.99 hectares or less, and 30% for those of 50 dwellings or more and above 2 hectares. [2. p3] Since 2001, only around 12% of homes built in Southend have been affordable by the council's own definition [3. p44]

If the Council truly intends to meet its housing commitments and seriously address the chronic housing problems faced by this town, then radical measures need to be taken to address this situation and in order achieve those goals.

Motion to Council.

This Council recognises the above points and resolves to:

Explore all avenues for building social housing for rent (particularly through its Local Housing Company, Southend Housing Ltd.) at the former NHS land at Fossetts Farm (currently owned by Homes England) by investigating potential funding options and calculating the potential benefit, both financial and social, to Southend's residents.

Proposed by Cllr Helen McDonald

Seconded by Cllr Ian Gilbert

1. SBC Housing Homelessness and Rough Sleeping Strategy 2018-2028 – Pages 140 -161 Cabinet Papers 9/11/18 - <https://democracy.southend.gov.uk/documents/g3109/Public%20reports%20pack%2006th-Nov-2018%2014.00%20Cabinet.pdf?T=10>
2. SBC Interim Housing Report Sept 2016 http://www.southend.gov.uk/download/downloads/id/4735/interim_affordable_housing_policy_-_september_2016.pdf?fbclid=IwAR2ySv68AlpNolOh7UnQCKbHlxM-ZbmmhX2gCKkOiQV7e35kmgynfuysx9U%EF%BB%BF
3. SBC Annual Monitoring Report 2017 http://www.southend.gov.uk/download/downloads/id/5481/annual_monitoring_report_2017.pdf?fbclid=IwAR10leU50vBE7FTZ8fiYUbn6WUbnUPbnYuYRfniZQjx33m7naGAUjvo0QHBU%20

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Southend-on-Sea Borough Council

Report of Strategic Director (Finance & Resources)

To
Council
on

13th December 2018

Report prepared by: Lorraine Goldsmith
Benefits Service Manager

Agenda
Item No.

26

Local Council Tax Support Scheme 2019/20

Policy & Resources Scrutiny Committee
Executive Councillor: Councillor Lesley Salter

1. Purpose of Report

To adopt the Local Council Tax Support Scheme for 2019/20.

2. Recommendations;

- 2.1 That the current Local Council Tax Support Scheme continue in its present format for 2019/20.

3. Background

- 3.1 For each financial year, each billing authority must consider whether to revise its Local Council Tax Support Scheme (LCTSS) or to replace it with another scheme. The design of the LCTSS must be finalised by 31 January each year at the very latest. Failure to provide a scheme by this date would trigger the imposition of the Governments default scheme. The Government default scheme would require the Council to revert back to the level of support that would have been provided under the national Council Tax Benefit arrangements: This would mean that the Council would have to find in the region of circa £1.5 million from elsewhere in its annual budget.
- 3.2 The Council designed an initial scheme for 2013/14. The Government required that all schemes excluded any impact on pensioners and therefore were to be protected from the changes. Therefore, the initial scheme passed the full reduction in Government funding onto working age claimants, making it a cost neutral scheme.
- 3.3 The scheme has been re-adopted each year since. It has proved to be a robust scheme with no legal challenges and good rates of increasing collection.

However, Southend has been live with universal credit since July 2017 which has some impacts on the LCTSS around claim dates and treatment of income.

3.4 As the scheme impacts on the Council Tax base, a key component in estimating the resources available to the Council, it is deemed prudent to confirm the scheme in December allowing Cabinet to agree a Council Tax base in January 2019.

4. Current Scheme

4.1 Local Council Tax Support replaced Council Tax Benefit with effect from 1 April 2013. People of pension age continue to be protected from adverse changes by the Government but for people of working age, the Council has an adopted scheme which has the following key elements:

- The calculation of support is based on 75% of the Council Tax liability rather than 100%;
- The calculation of support is based on a maximum of a band D property. This means that anyone of working age that lives in a property with a Council Tax band of E, F, G or H, has their support calculated as if their property was a band D;
- The capital limit is £6,000 so those with capital exceeding £6,000 are required to make full payment of their Council Tax liability;
- An exceptional hardship scheme which is intended to help people whose individual circumstances mean that the increased Council Tax bill is causing them exceptional hardship.

4.2 In 2018/19 the Scheme was adapted to include 3 assessment changes. A flat rate deduction for Non-dependents in the household, a minimum income floor for Self Employed earners and the Universal Credit Award Notification accepted as a claim for LCTS.

4.3 As Members will be aware people with disabilities that have had their property adapted can apply for a reduction in their Council Tax liability. Within the Council Tax Support Scheme disability benefits are disregarded when calculating the amount of support given and additional allowances for living expenses are applied.

4.4 The scheme was designed to take into account the ability to pay and the collectability of the resultant Council Tax liability. The amount of Council Tax due from working age recipients of LCTSS collected in year has been as follows:-

Year	% collected in year
2013/14	73.6
2014/15	76.2
2015/16	77.8
2016/17	80.2
2017/18	80.2
2018/19 (to end of Nov)	60.56 (at 30/11/17 =

- 4.5 Although pensioners only account for 41% of the caseload, they account for 50% of the total cost. This is a consequence of the Government's requirement that the LCTSS must leave pensioners entitlement to assistance unaltered from the previous Council Tax Benefit arrangements, with any reduction in entitlements only affecting those of working age.
- 4.6 There have been relatively few complaints about the criteria of the scheme and the majority of people affected have accepted that they need to pay something. Council Tax officers continue to offer flexible payment arrangements to those on differential incomes and they can use the exceptional hardship fund for those who absolutely cannot pay.

5. Current developments

- 5.1 In respect of Brexit, draft Legislation has been published preparing for any potential exit through the Social Security (amendment) (EU exit) Regulations 2018, the Regulations are made in exercise of the powers in section 8 and 25 of the European union (withdrawal) Act. They come in to force on exit day and therefore do not affect current schemes.
- 5.2 The managed migration onto Universal Credit was due to begin in January 2019. The Government announced at the end of October 2018 this would be delayed for a year after a lengthy and difficult period of preparation. A test and learn approach will be used to ensure the system is working well and make any adaptations before a full roll out, with the extended roll out period now running until 2023 instead of 2020. At this stage Southend-on-Sea Borough Council do not know where they will fall in the schedule for roll out.
- 5.3 Consideration has been given to adapting the current Local Council Tax Support Scheme but with the ever continuing changes to welfare reform and the delays to the roll out of universal credit adopting major changes to the scheme would be risky and add confusion for vulnerable residents, and could cause unnecessary additional work.
- 5.4 Other changes considered across the Essex Local Authorities Benefits Group
- The introduction of a whole household income scheme, which takes into account the income of every member of the household. Whilst this would ensure that all members of the household would contribute to the council tax liability enforcing collection of the information would be problematic as only the claimant has a duty to declare income. Assuming incomes for other members of the household who do not willingly declare could be open to legal challenge
 - The introduction of a banded scheme awarding set discounts based on the actual income of the claimant and partner. Whilst this does simplify the calculation process until the housing benefit caseload significantly reduces it will be an additional task. As we process housing benefit and LCTSS as one process a change to a banded scheme would create additional workload with unclear or possibly minimal savings to the cost of the scheme

- A further reduction to the maximum discount of 75%. This could be reduced to 70% or lower which would deliver savings to the cost of the scheme. However the savings would only be delivered if the additional liability was fully recovered. Last year we collected 80.2% of the in year debt for working age claimants who are on low incomes and there is a risk that making the initial bill larger could deter attempts to make regular payments and the overall collection could go down.
- Implement a further band restriction, currently at band D. This would represent minimal savings to the scheme, but carries the same risk of reduced recovery therefore increasing the overall cost

6. Reasons for Recommendations

- 6.1 There have been no administrative issues with the existing scheme and residents have responded positively with very few complaints. We are proposing to retain the existing scheme as it stands to give residents consistency in this continuing period of welfare reform and uncertainties to the universal credit timeline.

7. Corporate implications

7.1 Contribution to Council's Vision & Corporate Priorities

The maintenance of a cost neutral LCTSS will assist with maintaining a robust budget. It will also provide work incentives to residents who have been long term unemployed. The scheme will protect pensioners to ensure a decent living standard and it also confirms the disregard of disability benefits.

7.2 Financial Implications

There are no changes to the Scheme therefore there are no additional financial implications.

Were the Council to revert to the default scheme (the old council tax benefit scheme), the financial impact would be in the region of £1.5million.

7.3 Legal Implications

The Local Government Finance Act 2012 provided for the introduction of the localisation of Council Tax support by making changes to the Local Government Finance Act 1992. These require that:

- For each financial year, each billing authority must consider whether to revise its scheme or replace it with another scheme
- The authority must make any revision to its scheme, or any replacement scheme, no later than 31 January in the financial year preceding that for which the revision or replacement scheme is to have effect

A detailed exceptional hardship discount policy has been written under section 13a of the Council Tax legislation.

7.4 People Implications

There are no changes to the Scheme therefore there are no implications to Residents.

7.5 Property Implications

There are no specific property implications.

7.6 Consultation

Before final approval of local schemes, Councils are required to consult:

- Major precepting authorities (Police and Fire)
- The public
- Relevant stakeholder groups e.g. Citizens Advice Bureau, voluntary bodies

Full consultation was undertaken with these groups in 2012 prior to proposing the current scheme. As there have been no changes to the scheme no further consultation was undertaken up to 2015.

This year we have not consulted on the scheme as no changes are being proposed.

7.7 Equalities and Diversity Implications

An equality impact assessment was undertaken as part of the adaptations of the scheme from April 2018.

7.8 Risk Assessment

A full risk assessment was carried out as part of the original LCTSS scheme. The risks remain unaltered.

7.9 Value for Money

The recommendations in this report will not contribute to an increase in Council Tax.

7.10 Community Safety Implications

There are no specific community safety issues identified.

7.11 Environmental Impact

There are no specific environmental impacts identified.

8 Background Papers

None

9 Appendices

None

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