

BOROUGH COUNCIL OF KING'S LYNN & WEST NORFOLK

CABINET DECISION SHEET

Decision Sheet from the Meeting of the Cabinet held on Tuesday, 22nd September, 2020 at 3.30 pm in the Remote Meeting on Zoom and available for the public to view on WestNorfolkBC on You Tube - Zoom and You Tube

PRESENT: Councillor E Nockolds (Vice-Chair in the Chair)
Councillors P Gidney, P Kunes, A Lawrence, G Middleton and E Nockolds

Apologies for absence were received from Councillor B Long

1 APPOINTMENT OF VICE-CHAIR FOR THE MEETING

RESOLVED: That Councillor Blunt be appointed Vice-Chair for the meeting.

2 MINUTES

RESOLVED: The Minutes of the Meeting held on 19 August 2020 were approved as a correct record and signed by the Chair.

3 URGENT BUSINESS

None

4 DECLARATIONS OF INTEREST

None

5 CHAIR'S CORRESPONDENCE

None

6 MEMBERS PRESENT UNDER STANDING ORDER 34

Councillors A Ryves and M de Whalley attended under standing Order 34.

7 CALLED IN MATTERS

None

8 FORWARD DECISIONS

The Forward Decisions list was noted

9 **MATTERS REFERRED TO CABINET FROM OTHER BODIES**

The recommendations from the Panels relating to reports on the agenda had been read by Cabinet members and were taken into account with the relevant items.

10 **CLIMATE CHANGE POLICY**

RECOMMENDED: That the climate change policy be adopted.

Reason for Decision:

To provide a framework and approach for future climate change work done by the BCKLWN.

11 **NOTICE OF MOTION 1-20 - CLIMATE CHANGE**

RECOMMENDED: That the motion be rejected.

Reason for Decision:

- The borough council is already taking timely actions to reduce emissions.
- The borough council is not the body vested with the authority within its jurisdiction to tackle all areas of King's Lynn and West Norfolk emissions.
- The Dutch Supreme Court Judgement (Urgenda v The State of the Netherlands) does not bind the UK courts or government but may be of persuasive influence.
- The acceptance or rejection of this motion will not be determinative of the extent to which the Urgenda case impacts the borough council.

12 **REVISED REVENUE BUDGET 2020-21**

RECOMMENDED:

- 1) That the savings set out in Appendix 1 to the report be approved
- 2) That the revised revenue budget for 2020/21 set out in Appendix 2 to the report be approved

Reason for Decision

To align budgets in response to the COVID pandemic and ensure effective budget monitoring can take place during 2020/21

13 **HOUSING DELIVERY TEST - ACTION PLAN**

RESOLVED: That the Updated Housing Delivery Test Action Plan be approved.

Reason for Decision

To ensure that the Borough Council complies with its duties as set out within the NPPF and PPG. The Housing Delivery Test Action Plan is an update of the one which Cabinet endorsed previously. This sets out a series of updated appropriate actions for the Borough Council to consider and explore in the short, medium and long term in an attempt to increase housing supply and delivery.

14 **SCRUTINY AND EXECUTIVE PROTOCOL**

RECOMMENDED: 1) That the draft Protocol attached to the agenda be recommended to Full Council for approval as drafted.

2) That the operation of the Protocol be reviewed after 12 months of operation.

Reason for Decision

To respond to the Statutory Guidance and promote a good working relationship between Scrutiny and the Executive.

15 **REVIEW OF STANDING ORDERS AND ARTICLES**

RESOLVED: That the Monitoring Officer be requested to draft further amendments and submit to the Leader for decision in time for submission to Council on the following areas:

- 1) The setting of a time limit of questions of portfolio holders at Council of 30 mins and the Leader of 15 mins. Those questions to be allocated in the order of largest opposition Group, smaller opposition group, then the Administration.
- 2) That whilst the normal appointments to Chairs would remain with Annual Council, if there are vacancies during the course of the year, Council be able to appoint a replacement, nominated by the Leader as is the case for annual council.
- 3) That once a decision is taken to continue to sit after 3 hours of a meeting, a further vote is taken each hour thereafter.

RECOMMENDED: That the draft amendments to the Standing Orders and Articles attached to the report be recommended to Full Council for approval, subject to the further amendments as set out in the minute which will be submitted directly to Council.

Reason for Decision

To ensure that the Council's Constitution remains fit for purpose, reflects existing legislation and best practice
To take into account the comments of Cabinet members at the meeting.

16 **EXCLUSION OF THE PRESS AND PUBLIC**

RESOLVED: That under Section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 3 of Part 1 of Schedule 12A to the Act.

17 **KLIC LOAN SETTLEMENT AGREEMENT**

RESOLVED: 1) That the settlement agreement and payment plan terms between NWES and the Council as set out within the report be approved and delegated authority granted to the Assistant Director Property & Projects to progress the contract documentation in consultation with the council leader.

2) That Authority be delegated to the Council's legal services provider to draft and complete the necessary legal and contractual documentation necessary for the King's Lynn Innovation Centre.

Reason for Decision

The Council during 2019 took possession of the King's Lynn Innovation Centre (KLIC) as part payment of monies owed from the financing arrangements for the delivery of this facility. The Settlement Agreement and Payment Plan proposals set out within this report provides the Council with a realistic approach to recouping the outstanding debt owed by Norfolk and Waveney Enterprise Services (NWES).

The meeting closed at 4.54 pm