

Isle of Wight Council Record of Decisions made at a meeting of the Cabinet on Thursday, 8 September 2022

Published:

The following decisions were made by the Cabinet at its meeting on **Thursday, 8 September 2022**. These decisions will come into force on **Tuesday 20 September 2022**. A decision by the Cabinet may be called-in (in accordance with Part 3 Section 9 of the Council's Constitution) **by 5pm on Monday 19 September 2022**. Should you have any queries about any decision that has been made, contact should be made in the first instance to Democratic Services at democratic.services@iow.gov.uk. Any declaration of interest made by any member of the Cabinet is shown below.

	Item	Reason for Decision:	Alternative options:	Lead officer:
1	Minutes			
5a	<p>Quarterly Performance Monitoring Report (QPMR) Quarter 1 2022-23</p> <p>That Cabinet approves the Performance and Finance Report for the Quarter ended 30 June 2022, and the priority report detail as set out in appendices 1-10, together with the council's financial position as set out at 11-14.</p>	<p>Ongoing management and monitoring of performance data, the council's strategic risk profile and financial situation is required to support the successful delivery of council priorities. As such, this report provides the Cabinet (and subsequently the council's scrutiny function) with the necessary information to record achievements, challenge areas of underperformance and to account for it to the wider community.</p>	<p>Cabinet does not approve the Performance and Finance Report – Quarter ended 30 June 2022 and the priority report detail as set out in appendices 1-10 and the financial information set out in appendices 11 to 14</p>	<p>Chief Executive</p>

	Item	Reason for Decision:	Alternative options:	Lead officer:
6a	<p>Better Care Fund 2022/2023</p> <p>The Cabinet agrees to:</p> <ul style="list-style-type: none"> i) consider and support the continuation of Better Care Fund arrangements and plan for 2022/23. ii) delegate authority to Director of Ault Social Care and Housing Needs to agree a deed of variation to the current section 75 agreement incorporating the BCF plan for 2022/23 in consultation with the Cabinet Member for Adult Social Care, Public Health and Housing Needs. 	<p>The Isle of Wight BCF plan underpinned by section 75 agreement is a key system initiative dating back to its inception in 2014 revised for 2017/19 and rolled forward into 2019/20 and 2020/21 by deed of variation.</p> <p>The BCF plan and section 75 needs to be considered within the context of the refreshed Isle of Wight Health and Care Plan to drive system transformation, financial savings and efficiencies. The section 75 agreement will remain in place as the financial and contractual vehicle between the ICB and Local Authority and supports the development of an integrated health and care partnership.</p> <p>The framework for the BCF derives from the government's mandate to the NHS issued under section 13A of the NHS Act 2006. The BCF provides a mechanism to promote and strengthen integration of health, social care and housing planning and commissioning.</p> <p>It brings together ring-fenced ICB allocations, and funding directly to local government, including iBCF, DFG and winter pressures alongside locally identified budgets into pooled</p>	<p>To not give approval for consideration and supporting the continuation of Better Care Fund arrangements and plan in place for 2022/23;</p> <p>delegating authority to Director of Ault Social Care and Housing Needs to agree a deed of variation to the current section 75 agreement incorporating the BCF plan for 22/23 in consultation with the Cabinet Member for Adult Social Care, Public Health and Housing Needs.</p>	<p>Director of Adult Social Care</p>

	Item	Reason for Decision:	Alternative options:	Lead officer:
		budget arrangements.		
7a	<p>Transfer of Ownership & Transfer of Major Shareholding of Amey (iow) SPV and the Works and operating Sub-Contractor</p> <p>Cabinet agrees:</p> <ul style="list-style-type: none"> (a) to provide provisional consent to the transfer of the ownership of the service provider and novation of the works and operating sub-contract to the entity know as Thalia Waste Management subject to the completion of suitable due diligence processes. (i) between now and the date of transfer, to agree terms of the legal documentation in Amey Waste Treatment and Ferrovia; (ii) the completion of financial due diligence prior to the date of transfer. <p>Cabinet approves that the decision to complete the consent legal documentation is delegated to</p>	<p>The continued delivery of this contract under the proposed structure will ensure that best practice in the delivery of energy from waste plants, including maintaining good air quality and emissions below legal limits.</p> <p>The waste contract employs around 140 island residents in the delivery of its services and has included a £60m investment programme delivering waste infrastructure for the long-term future on the Island.</p> <p>The continued delivery of the Waste Contract supports ensuring that young people will grow up in a sustainable and clean environment.</p> <p>The contract will deliver educational opportunities through schools and the education centre that will open in the coming year.</p>	<p>The cabinet denies consent to the transfer of ownership and the contract remains with Amey UK plc as a standalone waste collection and treatment contract.</p>	<p>Director of Neighbourhoods</p>

	Item	Reason for Decision:	Alternative options:	Lead officer:
	<p>the Director of Neighbourhoods in consultation with the Cabinet Member and section 151 officer and is subject to:</p> <p>(b) Satisfactory completion of legal documentation maintaining a no better, no worse position for the council</p> <p>(c) Satisfactory completion of financial due diligence</p>			
8a	<p>The Isle of Wight Council (Horsebridge Hill, Newport) (Traffic Regulation) Order No 1 2021</p> <p>Not to approve the restrictions that are subject to this report in relation to THE ISLE OF WIGHT COUNCIL (HORSEBRIDGE HILL, NEWPORT) (TRAFFIC REGULATION) ORDER NO 1 2021 and to abandon the proposal.</p>	<p>The proposal was not in line with the council's TRO policy and it would be prudent to wait for the outcome of the speed review currently being undertaken.</p>	<p>To approve the proposed restrictions that are subject to this report in relation to THE ISLE OF WIGHT COUNCIL (HORSEBRIDGE HILL, NEWPORT) (TRAFFIC REGULATION) ORDER NO 1 2021 as proposed.</p> <p>To approve the proposed restrictions that are subject to this report in relation to THE ISLE OF WIGHT COUNCIL (HORSEBRIDGE HILL, NEWPORT) (TRAFFIC REGULATION) ORDER NO 1 2021 with amendment – reducing the length of the proposed restriction.</p>	<p>Director of Neighbourhoods</p>
8b	<p>The Isle of Wight Council (Various Streets, Freshwater) (Traffic Regulation) Order No 1 2022</p>	<p>The proposal was not in line with the council's TRO policy.</p>	<p>To approve the proposed restrictions that are subject to this report in</p>	

	Item	Reason for Decision:	Alternative options:	Lead officer:
	<p>Not to approve the restrictions that are subject to this report in relation to THE ISLE OF WIGHT COUNCIL (VARIOUS STREETS, FRESHWATER) (TRAFFIC REGULATION) ORDER NO 1 2022 and to abandon the proposal.</p>		<p>relation to THE ISLE OF WIGHT COUNCIL (VARIOUS STREETS, FRESHWATER) (TRAFFIC REGULATION) ORDER NO 1 2022 as proposed.</p> <p>To approve the proposed restrictions that are subject to this report in relation to THE ISLE OF WIGHT COUNCIL (VARIOUS STREETS, FRESHWATER) (TRAFFIC REGULATION) ORDER NO 1 2022 with amendment – such as reducing the length of the proposed restriction.</p>	
9a	<p>Island Planning Strategy</p> <p>1. To agree the current version of the draft Island Planning Strategy (see appendix 1) with the changes recommended by Corporate Scrutiny Committee; namely Recommendation 2a – Protecting the Environment unless development on greenfield is absolutely necessary, Recommendation 3 – Second/Holiday homes, Recommendation 4 – Environment and Commitment to Carbon Net Zero and recommendation 5 – Freeport status, and with the addition of the</p>			

	Item	Reason for Decision:	Alternative options:	Lead officer:
	<p>paragraphs numbered 7.40 to 7.45 as set out below to be added to Policy KPS2;HA44 Newport Harbour.</p> <ol style="list-style-type: none"> <li data-bbox="277 376 862 663">2. To recommend to Full Council that the draft Island Planning Strategy (dependant on the choice of option 1, 2 or 3) is published for the Regulation 19 period for public representation and then submitted to the Planning Inspectorate for examination; and <li data-bbox="277 715 862 1078">3. To recommend to Full Council to delegate any final editorial and presentational changes to the Island Planning Strategy prior to publication and submission, to the Director of Regeneration in consultation with the Cabinet Member for Planning and Enforcement, so long as they do not materially alter the intention of the version agreed by Full Council. <p>7.40 The Council is aware that allocated site KPS2 Newport Harbour may represent the first phase of a wider regeneration opportunity within Newport Town Centre. Working with other stakeholders, including various public sector landowners, the Council will undertake feasibility studies and</p>			

	Item	Reason for Decision:	Alternative options:	Lead officer:
	<p>technical evidence work to establish whether any opportunities can be unlocked to further enhance the county town and deliver on the Council's regeneration aspirations.</p> <p>7.41 The Council considers that a range of technical work is needed to fully understand the potential within public sector owned land, including dialogue with private landowners over the potential and future for their land. The Shaping Newport Place Plan Report and the recommendations within it will be a key piece of evidence to help inform any regeneration proposals, this includes a focus on improving public realm and making the town centre a more pleasant place to live and work.</p> <p>7.42 Undertaking this work will help the Council understand whether there is the opportunity to bring forward a high quality, sustainable mixed-use regeneration scheme providing housing to meet local need, new and enhanced commercial floorspace and sustainable transport improvements whilst maintaining a strong civic presence in the town centre.</p>			

	Item	Reason for Decision:	Alternative options:	Lead officer:
	<p>7.43 The outcome of this technical work will help to establish the possible yield (both dwellings and floorspace), potential delivery timescale and identify a mix of development that could be accommodated on multiple sites. It will also be necessary to consider the most appropriate planning policy and delivery mechanism to help bring forward any proposals. Section 10 of the IPS includes reference to using the outcomes of any feasibility studies and technical work to determine which elements of the IPS could be reviewed to incorporate these outcomes.</p> <p>7.44 Any such scheme would support existing and new local businesses within the town centre through increased footfall and help to achieve the aims of the Newport Heritage Action Zone (HAZ) to restore key buildings and traditional shopfronts, improve public spaces and bring unused parts of buildings back into use as homes, workplaces and community spaces, while protecting the distinctive heritage of the town. A more vibrant</p>			

	Item	Reason for Decision:	Alternative options:	Lead officer:
	<p>night-time economy could also result, benefitting not just the town centre but also potential commercial businesses within the KPS2 Newport Harbour area.</p> <p>7.45 In advance of the completion of this work, a number of IPS policies including G2 (Priority Locations for Housing Development and Growth), H9 (New Housing on Previously Developed Land), E7 (Supporting and Improving our Town Centres), C7 (Delivering Locality Hubs), C8 (Facilitating a Blue Light Hub) and EV1 (Conserving and Enhancing our Historic Environment) all provide in principle support for any redevelopment proposals within the Newport Town Centre Regeneration Opportunity Area.'</p>			