

**Notification to all Members of the council
of decisions by the Cabinet**

Issued by Democratic Services.

Tuesday 5 October 2021

The details set out below will be published in the next Members' Information Service, but in the meantime are notified to all Councillors in accordance with Rule 15(a) of the Policy and Review Panels Procedure Rules

The following decisions have been taken by the Cabinet (or individual Cabinet members) and will be implemented unless the call-in procedure is activated. Rule 15 of the Policy and Review Procedure Rules requires a call-in notice to be signed by any 5 members of the Council. **The call-in request must be made to Democratic Services and must be made by not later than 5pm on 12 October.**

If you want to know more about a proposal, please contact the officer indicated. You can also see the report(s) on the Council's web site at www.portsmouth.gov.uk

	WARD	DECISION	OFFICER CONTACT
		<p>Cabinet Decision Meeting - 5 October</p> <p>The Cabinet made the following decisions:</p>	Jane Di Dino 023 9283 4060
4		<p>Recommendations from the Scrutiny Management Panel in respect of the Call in of the decision taken by Cabinet on 22 June 2021 in respect of item 10 on that agenda: Appointments to Outside Organisations</p> <p>DECISIONS (these are not subject to call-in) The following appointments were made:</p> <p>Eastney Area Community Association - Councillor Kim Barrett Fratton Community Association - Councillor Dave Ashmore. New Theatre Royal - Will Purvis. Kings Theatre Trust Ltd - Councillor Hugh Mason and Councillor Rob Wood. Portsmouth Naval Base Property Trust - Terry Hall and Steve Pitt.</p>	

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5		<p>Appointment of Representatives on Outside Organisations.</p> <p>DECISIONS: The Cabinet made the following appointments:</p> <p>Standing Advisory Council for Religious Education - Councillor Ryan Brent. Port Advisory Board - Councillor Simon Boshier Southern Inshore Fisheries & Conservation Authority - Councillor Jeanette Smith Violence Against Women & Girls Task Group - Councillor Kirsty Mellor.</p>	
6	Charles Dickens; Nelson; St Thomas	<p>Clean Air Zone Charging Order</p> <p>DECISIONS:</p> <ol style="list-style-type: none"> 1. Approved the making of the Portsmouth Clean Air Zone Charging Order 2021 (the Charging Order) substantially in the form provided as Appendix A tot his report, to take effect in time for the CAZ launch date of the 29th November 2021; 2. Delegated authority to the Assistant Director for Transport jointly with the City Solicitor (or their delegate) to agree and authorise any non-material changes to the Charging Order prior to making, in consultation with the Leader and Cabinet Members for: Traffic and Transportation; Climate Change and the Green Recovery; and Community Safety & Environment; and 3. Authorised the City Solicitor to seal and make the Portsmouth Clean Air Zone Charging Order including any changes to the version of the Order provided as Appendix A as may be necessary in accordance with recommendation 2.2 above. 	Hayley Trower, Air Quality Lead Officer (Transport & Regeneration)
7		<p>Discharge to Assess Unit at Harry Sotnick House</p> <p>DECISIONS:</p> <ol style="list-style-type: none"> 1. Agreed to the permanent transfer of the staff 	

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		<p>and related available budgets for the Victory Unit to Harry Sotnick House, acknowledging that this will result in Adult Social Care ceasing use of the Victory Unit at Wyllie Road.</p> <ol style="list-style-type: none"> 2. Agreed that the Director of Adult Care consider and evaluate options for the use future of the space at Wyllie Road. 3. Acknowledged that it has been possible to establish and operate the new Discharge to Assess unit within Harry Sotnick House at the current capacity, due to a combination of both the staff resources from the Victory Unit and the funding available through the governments temporary COVID Hospital Discharge Scheme. 4. Acknowledged that health & care system partners have an ambition to establish a permanent 40-bedded D2A unit at HSH and that this proposal would require joint commissioning with and permanent funding contributions from Portsmouth CCG. 5. Agreed that the Director of Adult Care continue negotiations and enter into the necessary agreements with Health & Care partners, in consultation with the s.151 officer and the City Solicitor, (or their delegates) to establish: <ol style="list-style-type: none"> i. A permanent jointly funded and commissioned D2A unit within Harry Sotnick House. ii. Operational and funding arrangements to support people discharged from hospital, who cannot be supported within the D2A unit and require support from within the external care market, prior to a Care Act assessment being completed. 	
8	All Wards	<p>Greening Strategy Update Report The report was noted.</p> <p>This item was for information and is therefore not subject to call in.</p>	Bethan Mose
9	All Wards	<p>Housing Delivery Test Action Plan 2021 DECISIONS: Agreed that the Housing Delivery Test Action Plan 2021, attached as Appendix 1 to the report, be approved for publication and implementation.</p>	Rachel Cutler, Principal Planning Officer

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10	All Wards	<p>Portsmouth City Council corporate plan - our plan for recovery and renewal</p> <p>DECISIONS:</p> <p>a) Approved the Council's Corporate Plan - Our plan for recovery and renewal 2021-22 (see Appendix 1).</p> <p>b) Noted that the plan demonstrates the Council's commitment to the recovery and renewal of the city that will be necessary, post pandemic, to support achieving the Vision for Portsmouth that has been agreed with partners.</p> <p>c) Agreed that delegated authority be given to the Chief Executive to make minor changes to the draft document prior to publication.</p>	Paddy May, Corporate Strategy Manager																				
11	All Wards	<p>Switched on Impact Report The report was noted.</p> <p>This report was for information-only and is therefore not subject to call in.</p>	Andrew Waggott, Energy Services Team Manager																				
12	All Wards	<p>Revenue Budget Monitoring 2021/22 (1st Quarter) to End June 2021</p> <p>DECISIONS:</p> <p>(i) The General Fund Forecast Outturn for 2021/22 (as at 30th June 2021) is an overall net underspend of and is analysed as follows:</p> <table border="1"> <thead> <tr> <th>FORECAST OUTTURN 2021/22</th> <th>£000</th> </tr> </thead> <tbody> <tr> <td>Forecast net overspend (before transfers to/ from Reserves)</td> <td>11,807</td> </tr> <tr> <td>Less expenditure funded from Corporate Contingency</td> <td></td> </tr> <tr> <td>COVID 19 Costs</td> <td>(8,272)</td> </tr> <tr> <td>Windfall Costs</td> <td>(2,288)</td> </tr> <tr> <td>Less transfers from Portfolio/ Cabinet Reserve</td> <td></td> </tr> <tr> <td>Overspendings (in accordance with approved council resolutions)</td> <td>(2,464)</td> </tr> <tr> <td>Add transfers to Portfolio and other reserves</td> <td></td> </tr> <tr> <td>Underspendings</td> <td>676</td> </tr> <tr> <td>Overall Forecast Net Underspend 2021/22</td> <td>(541)</td> </tr> </tbody> </table>	FORECAST OUTTURN 2021/22	£000	Forecast net overspend (before transfers to/ from Reserves)	11,807	Less expenditure funded from Corporate Contingency		COVID 19 Costs	(8,272)	Windfall Costs	(2,288)	Less transfers from Portfolio/ Cabinet Reserve		Overspendings (in accordance with approved council resolutions)	(2,464)	Add transfers to Portfolio and other reserves		Underspendings	676	Overall Forecast Net Underspend 2021/22	(541)	Chris Ward, Director of Finance & Resources (S151 Officer)
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		<p>(ii) The forecast additional spending and forgone income as consequence of the Covid-19 Pandemic totalling £8.27m be noted;</p> <p>(iii) Members note that the financial consequences arising during 2021/22 from the Covid-19 pandemic will be met from the provision held within the Council's Corporate Contingency which was set aside specifically for this purpose as approved by City Council on 9th February 2021.</p> <p>(iv) Members note that in accordance with approved policy as described in Section 8, any actual non Covid-19 overspend at year end will in the first instance be deducted from any Portfolio Reserve balance and once depleted then be deducted from the 2022/23 Cash Limit.</p> <p>(v) In accordance with (iv) above and the requirement that in the first instance any Portfolio overspending must be met from the Portfolio Reserve, that £1,354,400 has been withdrawn from the Cabinet Portfolio Reserve to fund current forecast overspendings, leaving a nil balance.</p> <p>(vi) Directors, in consultation with the appropriate Cabinet Member, consider options that seek to minimise any forecast non Covid-19 overspending presently being reported and prepare strategies outlining how any consequent reduction to the 2022/23 Portfolio cash limit will be managed to avoid further overspending during 2022/2</p>	
13	All Wards	<p>Economic Impact of the Cruise Business. The report was noted.</p> <p>As the report was for information-only this is not subject to call in.</p>	
14	All Wards	<p>Portsmouth International Port's Sustainability Projects including provision of shore power</p> <p>DECISIONS: 1. Support the port for the provision of shore</p>	Mike Sellers, Port Director

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		<p>power, subject to securing funding, including the short term development of a battery storage solution (for providing shore power to smaller cruise vessels and new Ro-Ro vessels) as well as a full term solution of supplying all vessels into PIP.</p> <p>2. Continues to support the port's green recovery sustainability drive which includes a hydrogen electrolyser on the port, rolling-out further the current fuel filtering project and the construction and piloting of an external fine particle filter at the port boundary.</p>	
15	All Wards	<p>Port Terms and Conditions</p> <p>DECISIONS:</p> <p>Agreed that these terms and conditions be approved and be put into use as soon as possible, being published on the Port's website to ensure transparency for all Port users.</p>	Mike Sellers, Port Director
16	All Wards	<p>Service Provider for the Border Control Post</p> <p>DECISIONS:</p> <p>Agreed that approval be given to award the service contract to Portico Shipping for the service provision at the Border Control Post for Portsmouth International Port.</p>	Mike Sellers, Port Director
18	All Wards	<p>Regeneration of New Landport & Landport Gate (part thereof) Compulsory Purchase Order resolution</p> <p>DECISIONS:</p> <p>2.1 Approve the land assembly strategy for this City centre regeneration project as attached at Appendix 1.</p> <p>2.2 Delegate authority to the Director of Regeneration and S151 Officer on the advice of the City Solicitor in consultation with the Leader to:</p>	Tristan Samuels, Director of Regeneration

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	<p>2.2.1 Negotiate and complete acquisitions of legal interests, on the basis of the statutory Compulsory Purchase Order (CPO) Compensation Code, in land required for the delivery of the City Centre Regeneration scheme.</p> <p>2.2.2 To procure and appoint specialist advisers for:</p> <ul style="list-style-type: none"> • Land referencing Agents • Specialist compulsory purchase surveyors <p>2.2.3 To approve the progress of all work necessary to establish a case for compulsory purchase of land required for the City Centre Regeneration scheme.</p> <p>2.2.4 To approve, in principle, the use of compulsory purchase powers for the acquisition of land to deliver the City Centre Regeneration scheme (indicatively shown in red on the attached plan at Appendix 2) and note that the making of any compulsory purchase order will be subject to a further report to Cabinet confirming that the criteria in paragraph 3.22 have been met.</p> <p>2.3. Cabinet noted that the redline area shown on the plan (Appendix 2) is currently widely drawn around the entire City Centre Regeneration scheme application site area. It is not anticipated that all land/interests including the two churches St. Agatha's and All Saints, as shown will need to be acquired to deliver the scheme however, a degree of flexibility prior to detailed technical approval of the scheme and its mitigation, is required at this stage. Officers will take all reasonable measures to minimise the need to acquire third party interests in accordance with CPO Guidance and the existing design approach to the scheme.</p> <p>2.4. Cabinet noted that Officers will need to seek a future resolution to grant the Director of Regeneration and the City Solicitor authority, in accordance with section 122 of the Local Government Act 1972, to declare that any land acquired or held and required for the delivery of the City Centre Regeneration scheme may, where</p>	

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		<p>they conclude that it is no longer needed for its present purpose, appropriate the land for such statutory purpose as necessary to deliver the City Centre Regeneration scheme, and to authorise the overriding of such easements, rights, or other adverse matters burdening the land, where that is needed to deliver the scheme, in reliance on section 203 of the Housing and Planning Act 2016.</p> <p>2.5. Delegate authority to the Director of Regeneration and S151 Officer on the advice of the City Solicitor in consultation with the Leader to acquire the Delancey assets for a consideration to be disclosed to group leaders in a confidential briefing by the Chief Executive.</p>	