

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

Issued by Democratic Services

Tuesday, 28 November 2023

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@portsmouthcc.gov.uk and must be made by not later than 5 pm on 6 December 2023.

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 - 28 November 2023</p> <p>The Cabinet has made the following decisions:-</p>	<p>Anna Martyn Tel 023 9283 4870 Democratic@portsmouthcc.gov.uk</p>
4	N/A	<p>Appointment to Outside Organisation - Elementary Education Foundation</p> <p>DECISION:</p> <p>Agreed that Councillor Darren Sanders be appointed as a trustee of the Elementary Education Foundation.</p>	<p>James Harris, Senior Local Democracy Officer</p>
5	All wards	<p>Hampshire Minerals and Waste Plan</p> <p>DECISIONS:</p> <p>Recommended for Council to:</p> <ol style="list-style-type: none"> 1. Approve the Hampshire Minerals and Waste Plan: Partial Update – Proposed Submission Plan as set out in this report and will be subject to public consultation; and 2. Give delegated authority to the Director of Hampshire 2050 to agree minor amendments to 	<p>Lucy Howard, Head of Planning Policy</p>

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		the Proposed Submission Plan prior to consultation.	
6	All wards	<p>Portsmouth Port Health Authority at the Portsmouth International Port</p> <p>DECISIONS:</p> <ol style="list-style-type: none"> 1. Approved the adoption of proposal Option 1 (Section 5.1) as the preferred method of implementing the PPHA. 2. Acknowledged that HMG has provided assurances of financial support to the delivery of the PPHA during its initial development "only" until April or July 2024. 3. Acknowledged that HMG has "not" provided financial assurances beyond April or July 2024 and that should the PPHA not achieve full financial recovery through the implementation of charges beyond these dates that there is a significant risk of failing to achieve a cost neutral position and that therefore there is the potential for financial risks to the Portsmouth taxpayer. 4. Requested that the Leader, in consultation with the Director of Culture Leisure and Regulatory Services write to HMG that their assurances in terms of delivering the PPHA function are considered unacceptable and are unlikely to meet the requirements of the BTOM in such a manner that the elements within Section 1.2 are met. 5. Ensured that any such letter confirms that the council needs to be cautious with the use of public funds to press ahead with significant recruitment and cost implications given there have been numerous failed directions imposed this far and which clearly sets out this is an unfair burden being placed on local residents at significant cost and uncertainty, and request again that additional new burdens funding is provided. 6. Ensured any such letter shall continue to seek adequate assurances of support from HMG for the delivery of the PPHA beyond April or July 2023 should this be required. 7. Kept the implementation and operation of the BTOM under continuous review, ensuring that an unfair financial burden does not fall to the Portsmouth taxpayers. 8. Recognised that this situation has been, and is likely to continue to be, subject to significant 	Richard Lee, Assistant Director, Culture, Leisure & Regulatory Services

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		<p>change by HMG at short notice, and therefore that further recommendations may be made. These recommendations were correct at the time of writing i.e., 18th November 2023.</p> <p>9. Agreed to further consider the adoption of Option 2 (Section 5.2) or Option 3 (Section 5.3) as the preferred method of implementing the PPHA given "(b.) to (g.)" above and the uncertainty of further assurances being provided.</p> <p>10. Adopted the suggestions made in Section 7.</p>	
7	All wards	<p>Unauthorised Encampments</p> <p>DECISION:</p> <p>Noted the report for onward submission to Full Council as requested in the Notice of Motion agreed on 18 July 2023.</p>	Colette Hill, Assistant Director of Neighbourhoods
8		<p>Exclusion of Press and Public</p> <p>DECISION:</p> <p>The confidentiality of Appendices 1, 4 and 7 only, relating to commercial matters, was upheld.</p>	
9	All wards	<p>Housing Revenue Account Residential Stock Portfolio Acquisition</p> <p>DECISIONS:</p> <p>Endorsed the contents of this report and recommended that Full Council:</p> <ol style="list-style-type: none"> 1. Subject to the approval of the recommendations below, delegate authority to the Director for Housing, Neighbourhood and Building Services; Director of Finance & Resources and Section 151 Officer, taking advice from the Council's externally appointed legal advisors, and in consultation with the Leader of the City Council and Cabinet Member for Housing and Tackling Homelessness, to acquire Lot 1a; and 2. Approve that the 'Residential Stock Portfolio Acquisition' scheme be added to the Housing Revenue Account (HRA) section of the Council's Capital Programme with a budget set out in Appendix One to cover the purchase of the housing portfolio, associated fees and planned refurbishment works, and financed by borrowing, subject to the satisfactory completion of: <ol style="list-style-type: none"> i. The outstanding due diligence; and 	James Hill, Director for Housing, Neighbourhood & Building Services

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		<ul style="list-style-type: none"> ii. A financial appraisal, approved by the Director of Finance & Resources and S.151 Officer that demonstrates (based on the completed due diligence) that the financial impact and risks are affordable and manageable by the Council; and 3. Approve the following amendments to the Treasury Management Limits, to facilitate the additional capital expenditure for this acquisition: <ul style="list-style-type: none"> i. To increase the authorised limit for external borrowing to £1,176m; and ii. To increase the operational boundary to £1,143m; and 4. That in order that advance treasury management preparations can be made for the transaction should the acquisition proceed: <ul style="list-style-type: none"> i. The sector limit for investments in money market funds is temporarily increased to £105m. 5. Note that in approving the temporary changes to the treasury management limits, no obligation to acquire the housing portfolio Lot 1a has been entered into and no long-term financial liabilities have been incurred. The changes simply enable the Council to accumulate the necessary funding in a risk managed and cost-efficient manner and have funds available should the transaction be completed; the risks are considered negligible; and 6. Note that the acquisition is subject to Clarion completing a successful formal stock transfer consultation of Clarion residents and Clarion Housing Group Board approval. 	
10	All wards	<p>Revenue Budget Monitoring 2023/24 (Second Quarter) to end September 2023</p> <p>DECISIONS:</p> <ul style="list-style-type: none"> 1. Agreed that the General Fund Forecast Outturn for 2023/24 (as at 30th September 2023) be noted. 2. Noted that the pay award for 2023/24 has been agreed at a level which is £1.8m greater than the budget provision. Whilst this can be funded from the Council's Corporate Contingency in the current financial year, it will have a negative impact on the Council's overall financial position for future years. 3. Noted that in accordance with approved policy as 	Chris Ward, Director of Finance & Resources

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		<p>described in Section 6 any actual overspend at year end will in the first instance be deducted from any Portfolio Reserve balance and once depleted then be deducted from the 2024/25 Cash Limit.</p> <p>4. Agreed that Directors, in consultation with the appropriate Cabinet Member, consider options that seek to minimise any forecast overspending presently being reported and prepare strategies outlining how any consequent reduction to the 2024/25 Portfolio cash limit will be managed to avoid further overspending during 2024/25.</p>	
11	All wards	<p>Treasury Management Mid-Year Review 2023/24</p> <p>DECISIONS:</p> <p>Noted:</p> <ol style="list-style-type: none"> 1. The Council's Treasury Management activities have remained within the Treasury Management Policy 2023/24 in the period up to 30 September 2023. 2. The actual Treasury Management indicators at 30 September 2023 set out in Appendix A be noted. 3. The report goes to Full Council on 12 December 2023. 	Chris Ward, Director of Finance & Resources
12		<p>Exclusion of Press and Public</p> <p>DECISION:</p> <p>The confidentiality of the full report was upheld.</p>	
13		<p>Forward Plan Omission Notice - Application for research funding</p> <p>DECISIONS:</p> <p>Noted:</p> <ol style="list-style-type: none"> 1. The omission for the Forward Plan for 30 October 2023 to 30 January 2024. 2. The publication of the notice. 	
14	All wards	<p>Application for research funding</p> <p>DECISION:</p> <p>Agreed to proceed with the proposal.</p>	Matthew Gummerson, Assistant Director, Strategic Intelligence & Research