

Summary of Executive Decisions taken on 14 March 2024

Part I

Capital Financing Report Financial Year 2023/24 Quarter Three (EX4502) (Item 6.)

Resolved that: Members

- Note the quarter three underspend position of £12.9 million and reprofiling proposals of £3.2 million. Reprofiling proposals are included in appendix B.
- Note the budget changes included in the quarter three position detailed in appendix A.
- Note an increase in the grant funded element of the Disabled Facilities Grant of £345k due to increased grant funding secured.

This decision is not subject to call in as:

- *Report is to note only*

therefore it will be implemented immediately.

Berkshire Prosperity Board (EX4499) (Item 7.)

Resolved that:

- That Executive approves the establishment of a Joint Committee (to be known as the Berkshire Prosperity Board) from March 2024 to deliver a Berkshire-wide vision for inclusive green and sustainable economic prosperity.
 - The Executive approves delegated authority for the Chief Executive, in consultation with the Leader of the Council, Executive Director of Finance and the Monitoring Officer to agree and enter into an inter-authority agreement between the six Berkshire Local Authorities to facilitate decision-making by the Berkshire Prosperity Board (BPB)
 - That Executive approves the re-allocation of £10,000 of Council revenue funding and £20,000 UK Shared Prosperity Fund (UKSPF) funding in 2024/25, along with the collective allocation of £80,000 out of the shared £240,000 pot of grant funding that will be given to the 6 Berkshire Authorities from Government to replace LEP funding.
 - That Executive recommends that Council approve the terms of reference for the BPB as set out in Appendix A to be added to the Constitution.
 - That Executive recommends that Council delegate authority to the Monitoring Officer, in consultation with the Leader of the Council to amend the Constitution to make minor amendments to the terms of reference for the BPB and to amend Part 3 (meeting procedure Rules) and Part 6 (Council Bodies) to take account of the existence of the BPB.
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If you have any queries regarding these decisions, please contact:

Sadie Owen, Principal Democratic Services Officer Tel: (01635) 519052 or e-mail: sadie.owen1@westberks.gov.uk

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This decision is eligible to be 'called-in'. However, if the decision has not been 'called-in' by 5.00pm on 22 March 2024, then it will be implemented.

Building Control Shared Service Agreement (EX4474) (Item 8.)

Resolved that:

- That the Executive approves the Council entering into new shared service agreement for a five year period (with an option to extend) for building control services under Sections 9EA and 9EB of the Local Government Act 2000 and other relevant provisions with Wokingham Borough Council to come into effect from 1st April 2024.
- That delegated authority be given to the Executive Director: Place to finalise and sign the new agreement in consultation with the Service Director (Strategy & Governance), Service Lead (Legal & Democratic Services) and Executive Member for Public Safety.
- That an Annual Report be prepared for West Berkshire Council.

This decision is not subject to call in as:

- *a delay in implementing the decision this would cause the Council serious financial implications or could compromise the Council's position.*

therefore it will be implemented immediately.

Hackney Carriage Tariffs 2024 (EX4367) (Item 9.)

Resolved that: Executive

- Considers the proposed modifications from the Taxi Trade (Appendix B) in light of the existing fares (Appendix A) and the outcome of the recent non-statutory consultation undertaken with the Taxi Trade as set out in Appendix C.
- Decides whether or not to make variations to the current table of fares for hackney carriage tariffs based on the proposals set out in Appendix B this report.

If the Executive decides not to make any changes to the current table of fares at this stage they may:

- RESOLVE to delay the decision to make any variation until later in the year; or

If the Executive decides to make any changes to the current table of fares they are asked to:

- RESOLVE that the statutory consultation be undertaken between the 21 March 2024 and the 11 April 2024, or a longer period determined at the meeting.
 - RESOLVE that a public notice be placed in the Newbury Weekly News on the 21 March 2024, a notice be displayed at the Market Street Offices and the consultation be promoted on the website.
 - RESOLVE that a copy of the notice be emailed individually to all West Berkshire licensed Hackney Carriage Proprietors for their comments.
 - NOTE that if objections are received, and not withdrawn, the Executive at the 16 May 2024 meeting will consider the objections and determine whether the varied table of fares shall be modified or not and set a date when the varied table of fares, with or
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without modification, will come into operation. The implementation date must be no later than two months after the period for objections closes.

- NOTE that if no objections are received, or if the objections are withdrawn, the varied table of fares will come into effect on the day after the statutory consultation closes.

This decision is eligible to be 'called-in'. However, if the decision has not been 'called-in' by 5.00pm on 22 March 2024, then it will be implemented.

Response to Garage Block Motion (EX4480) (Item 10.)

Resolved that:

- It is recommended that the principle of the Motion is supported. The motion can be delivered through the case by case assessment of forthcoming planning applications to re-develop garage blocks through the application of existing and emerging Local Plan Policies and through Council led highway schemes as appropriate. The Council will lobby the MP's and the Local Government Association for a change to legislation where necessary to facilitate the requirements of the motion.

This decision is not subject to call in as:

- *the item is due to be referred to Council for final approval.*

therefore it will be implemented immediately.

Contracts for Award Under Delegated Authority from Executive (EX4501) (Item 11.)

Resolved that:

- Executive to delegate authority to an individual (Service Director) to proceed with the award of the contract in table 4.7 in consultation with the Portfolio Holder, following the completion of the appropriate procurement process and Procurement Board approval of a Contract Award report.

This decision is not subject to call in as:

- *a delay in implementing the decision this would cause the Council serious financial implications or could compromise the Council's position.*

therefore it will be implemented immediately.

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Restrictive covenants and Restriction on Title - Windmill Court and Stafford House Mortimer (EX4204) (Item 12.)

Resolved that: Executive

- To delegate authority to the Head of Finance and Property, in consultation with the Service Lead of Housing Services and Service Lead of Adult Social Care to enter into negotiations with Sovereign to agree heads of terms for the release of the covenants and restrictions in favour of the Council for the purpose of Sovereign's re-development of the Site and the negotiation of new nomination rights and covenants in favour of the Council relating to the redeveloped scheme.
- To delegate authority to the Service Director of Strategy & Governance in consultation with the Head of Finance and Property, to enter into such agreements as are appropriate and necessary and in line with the negotiated heads of terms.
- To reject the requests detailed in the petition for the reasons set out in this report.

This decision is eligible to be 'called-in'. However, if the decision has not been 'called-in' by 5.00pm on 22 March 2024, then it will be implemented.

Asset Disposal - Sainsbury's (EX4509) (Exempt Item 17.)

Resolved that: Executive approve

- The disposal of the Sainsbury's, Northallerton asset in accordance with the offer received and in accordance with the heads of terms agreed.
- Delegate authority to the Service Director of Strategy & Governance in consultation with the Head of Finance and Property to enter into the appropriate disposal documentation including any such amendments that are necessary in line with the agreed sales heads of terms.

This decision is not subject to call in as:

- *a delay in implementing the decision this would cause the Council serious financial implications or could compromise the Council's position.*

therefore it will be implemented immediately.

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