



# Reigate and Banstead Borough Council Statement of Decisions made at a meeting of the Executive on Thursday, 25 March 2021

Published: 30 March 2021

The following decisions were made by the Executive at its meeting on **Thursday, 25 March 2021**. These decisions will come into force on **9 April 2021**. A decision by the Executive may be called-in (in accordance with Procedure Rule 5.14 of the Council's Constitution) by **8 April 2021**. 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@reigate-banstead.gov.uk](mailto:democratic@reigate-banstead.gov.uk). Any declaration of interest made by any member of the Executive is shown below.

	Item	Reason for Decision:	Alternative options:	Lead officer:
4	<p><b>Climate Change and Sustainable Construction Supplementary Planning Document for Consultation</b></p> <p>RESOLVED:</p> <ol style="list-style-type: none"> <li>To approve the draft Climate Change and Sustainable Construction Supplementary Planning Document for public consultation, and to begin the consultation at a time specified by the Monitoring Officer.</li> <li>That the Head of Planning in consultation with the Executive Member for Planning Policy, be authorised to make any necessary minor amendments to the draft</li> </ol>	<p>The draft SPD will provide developers and decision makers the tools to improve the sustainability of new developments and reduce climate change emissions in accordance with the Local Plan and to support RBBC's Environmental Sustainability Action Plan. The council is required to consult on planning documents before they can be adopted.</p>	<p>Recommendation 1: That the Executive approve the updated draft Climate Change and Sustainable Construction Supplementary Planning Document for public consultation.</p> <ol style="list-style-type: none"> <li>Approve the draft SPD for consultation. This option is recommended as it would enable the Council to move towards the adoption of up-to-date guidance to provide clarity and certainty for developers, development management and others.</li> <li>Do not approve the draft</li> </ol>	Head of Planning

	Item	Reason for Decision:	Alternative options:	Lead officer:
	<p>Climate Change and Sustainable Construction Supplementary Planning Document prior to consultation.</p>		<p>Climate Change and Sustainable Construction SPD for public consultation. This option is not recommended as it would undermine corporate commitments to reducing Climate Change Emissions.</p> <p>Recommendation 2: That the Executive authorise the Head of Planning in consultation with the Executive Member for Planning Policy to make any necessary minor amendments to the draft Supplementary Planning document prior to consultation.</p> <p>a) Agree to the suggested authorisation for making any minor amendments prior to consultation. This option is recommended.</p> <p>b) Do not agree to necessary minor amendments being made prior to consultation. This option is not recommended.</p>	

	Item	Reason for Decision:	Alternative options:	Lead officer:
5	<p><b>Wildlife Friendly Public Spaces</b></p> <p>RESOLVED:</p> <p>To note progress made towards the achievement of the aims set out in the September 2019 motion relating to wildlife friendly public spaces.</p>	<p>To note the progress made towards the motion objectives.</p>	<p>To note progress made against the motion, and the future aspirations towards its achievement. The Council will thereby continue to undertake the planned activities associated with the motion.</p>	<p>Director of Place</p>

	Item	Reason for Decision:	Alternative options:	Lead officer:
6	<p><b>Lee Street Development</b></p> <p>RESOLVED:</p> <ol style="list-style-type: none"> <li>1. To approve the updated Capital Programme scheme cost of £850,389 and the allocation of £190,000 additional funding to the scheme (through the further allocation of Section 106 funds pending confirmation of Homes England grant funding).</li> <li>2. That the Head of Housing be authorised, in consultation with the <ul style="list-style-type: none"> <li>• Head of Finance</li> <li>• Head of Legal and Governance</li> <li>• Executive Member for Housing &amp; Benefits</li> <li>• Executive Member for Finance &amp; Deputy Leader</li> <li>• Executive Member for Investment &amp; Companies <ol style="list-style-type: none"> <li>a) To enter into a contract to build with the recommended contractor subject to costs falling within the revised capital budget as detailed in the exempt report in Part 2 of the agenda.</li> <li>b) To appoint and enter into contracts (as required) with any remaining consultants or suppliers, including entering into collateral warranties to</li> </ol> </li> </ul> </li> </ol>	<p>The revised scheme presented to Executive in February 2020 secured planning permission in March 2020. A tender exercise for the scheme was completed in November 2020. Higher than anticipated construction costs have resulted in a budget shortfall. A budget increase of £190,000 is therefore sought to progress the project to completion, to be funded initially through the further allocation of Section 106 funds pending confirmation of Homes England grant funding. Grant funding will be sought through the Homes England Affordable Homes Programme and, if successful, will fund the additional delivery costs of the scheme. If grant funding is not awarded, the additional costs will be funded through the additional contribution from Section 106 funds.</p>	<p>Option 1 (Recommended Option): Proceed with the development based on the traditional brick and block approach and approve the revised capital budget allocation and the additional Section 106 funding allocation as outlined in the exempt report in Part 2 of the agenda.</p> <p>Option 2: Not proceed with the development. This is not a recommended option as the site is sitting vacant and can be better utilised for housing purposes. Not proceeding may incur reputational damage with the public as well given that this site has been promoted historically.</p>	<p>Director of People</p>

	Item	Reason for Decision:	Alternative options:	Lead officer:
	<p>allow the contract to progress to completion.</p> <p>c) To allocate and spend any capital grant allocated by Homes England for the scheme to the approved budget.</p> <p>3. The Head of Housing be authorised in consultation with the:</p> <ul style="list-style-type: none"> <li>• Head of Legal and Governance</li> <li>• Executive Member for Housing &amp; Benefits</li> <li>• Executive Member for Finance &amp; Deputy Leader</li> <li>• Executive Member for Investment &amp; Companies</li> </ul> <p>a) To appoint and enter into contracts (as required) with any inspectoral bodies or warranty providers (i.e. NHBC/LABC)</p> <p>b) To enter into any Easements, Licences, Covenants, or Wayleaves as required on the development</p> <p>c) Complete Party Wall agreements as required on the development</p>			

	Item	Reason for Decision:	Alternative options:	Lead officer:
7	<p><b>Treasury Management Strategy 2021/2022</b></p> <p><b>RECOMMENDED to Council for approval:</b></p> <ol style="list-style-type: none"> <li>1. <b>Treasury Management Strategy Statement 2021/22</b></li> <li>2. <b>Prudential Indicators 2021/22</b></li> <li>3. <b>Minimum Revenue Provision Statement 2021/22</b></li> <li>4. <b>Borrowing Limits Provision Statement 2021/22</b></li> </ol>	<p>To enable the adoption of the updated Treasury Management Strategy Statement for the 2021/22 financial year in order to comply with the Chartered Institute of Public Finance Treasury Management in Public Services Code of Practice and Cross Sectoral Guidance Notes 2017 (“the Code”) and the Prudential Code for Capital Finance in Local Authorities (“the Prudential Code”). Also, to meet the requirements of guidance issued by MHCLG in respect of Local Authority Investments and Minimum Revenue Provision.</p>	<ol style="list-style-type: none"> <li>1) Approve the recommendations in the report. This is the recommended option.</li> <li>2) Defer the report and ask Officers to provide more information and/or clarification on any specific points. MHCLG Investment Regulations require approval of the Treasury Management Strategy Statement prior to the financial year to which it relates. Any delay in approving the Strategy could leave the authority open to the same risks as identified in option 3 below.</li> <li>3) To not support the contents of this report. This would mean there is a risk that Officers will not have authority to undertake treasury management activities, which result in minimal returns on investments and prevention of borrowing to fund planned capital investment. It would also mean that the Council is not compliant with MHCLG statutory guidance and the CIPFA Code of Practice, which will result in criticism from the Council’s auditor.</li> </ol>	<p>Interim Head of Finance</p>

	Item	Reason for Decision:	Alternative options:	Lead officer:
8	<p><b>Debt Write Off and Recovery 2020/21</b></p> <p>RESOVLED:</p> <p>That twenty two irrecoverable debts totalling £170,288.71 (as detailed in annex 1 of the report) be written out of the Council's accounts.</p>	<p>Eleven of these debts relate to National Non Domestic Rates (NNDR or Business Rates), five debts relate to Council Tax and six relate to debts for Benefit overpayments. All possible action has been taken to recover these amounts. The report sought approval to write them out of the Council's accounts.</p>	<p>To not approve these write offs, which is not recommended.</p>	<p>Interim Head of Finance</p>

	Item	Reason for Decision:	Alternative options:	Lead officer:
9	<p><b>Quarter 3 2020/21 Performance Report</b></p> <p>RESOLVED:</p> <ol style="list-style-type: none"> <li>1. To note the Key Performance Indicator performance for Q3 2020/21 as detailed in the report and annex 1</li> <li>2. To approve the Key Performance Indicators to be reported on for 2021/22 as detailed in annex 1.1</li> <li>3. To note the Revenue budget performance for Q3 2020/21 as detailed in the report and at annex 2</li> <li>4. To note the Capital Programme performance for Q3 2020/21 as detailed in the report and at annex 3.</li> <li>5. That the Executive delegates responsibility to agree the approach to KPI 12 in 2021/22 to the Portfolio Holder for Corporate Policy &amp; Resources, in consultation with the Portfolio Holder for Finance and Governance, the Portfolio Holder for Investment and Companies, and the Chair of the Overview and Scrutiny Committee.</li> </ol>	<p>For the Council's performance to be reviewed and for appropriate KPI reporting and budget monitoring arrangements to be in place for 2021/22.</p>	<ol style="list-style-type: none"> <li>1) Note the Q3 2020/21 KPI performance and approve the KPIs for 2021/22. Also to note the Revenue Budget and Capital Programme forecasts for 2021/22. This is the recommended option.</li> <li>2) Note the Q3 2020/21 KPI performance and the Revenue Budget and Capital Programme forecasts for 2020/21, and to not approve the KPIs for 2021/22. This is not the recommended option as it will delay the Council having KPIs in place for the new financial year.</li> </ol>	<p>Interim Head of Finance, Head of Corporate Policy</p>

	Item	Reason for Decision:	Alternative options:	Lead officer:
10	<p><b>Strategic Risks - 2021/22</b></p> <p>RESOLVED:</p> <p>To approve the strategic risks for 2021/22 as detailed in annex 1 of the report.</p>	<p>In accordance with the Council's risk management strategy, the Executive is responsible for approving the identified strategic risks for each financial year.</p>	<ol style="list-style-type: none"> <li>1) Approve the identified strategic risks for 2021/22. This is the recommended option.</li> <li>2) Do not approve the identified strategic risks for 2021/22. This is not the recommended option as it will result in the Council not having a strategic risk register in place for the start of the 2021/22 financial year.</li> </ol>	<p>Head of Corporate Policy</p>

	Item	Reason for Decision:	Alternative options:	Lead officer:
11	<p><b>Risk Management - Quarter 3 2020/21</b></p> <p>RESOLVED:</p> <ol style="list-style-type: none"> <li>1. To note the Q3 update on risk management provided by the report and associated annexes.</li> <li>2. Approve the closure of the strategic risk on Brexit (SR1) as detailed in the report and in annex 2.</li> </ol>	<p>The Executive's constitutional responsibilities require it to receive regular updates on risk management.</p>	<ol style="list-style-type: none"> <li>1) To note this report and endorse the closure of the strategic risk on Brexit (SR1). This is the recommended option.</li> <li>2) To note this report and not endorse the closure of the strategic risk on Brexit (SR1).</li> </ol>	<p>Head of Corporate Policy</p>

	Item	Reason for Decision:	Alternative options:	Lead officer:
12	<p><b>Overview and Scrutiny Proposed Work Programme 2021/22</b></p> <p><b>RECOMMENDED to Council:</b></p> <ol style="list-style-type: none"> <li>1. That the proposed Work Programme for 2021/22 as set out at Annex 1 to the report and detailed in the report, with the addition of the Leisure Strategy and ICT Strategy following their inclusion at the Overview and Scrutiny Committee on 18 March 2021, be approved.</li> </ol> <p>RESOLVED:</p> <ol style="list-style-type: none"> <li>2. That the wording on the proposed scrutiny of ICT Strategy be agreed by the Leader of the Council and the Chairman of Overview and Scrutiny.</li> </ol>	<p>To agree a Work Programme for the Overview and Scrutiny Committee for the 2021/22 Municipal Year.</p>	<ol style="list-style-type: none"> <li>1. To support the proposed Overview and Scrutiny Work Programme 2021/22 as set out in the report.</li> <li>2. To not support the proposed work programme as set out in the report and request it to be reconsidered. This is not recommended as the Committee would not then have a scrutiny work programme in place for 2021/22 to enable them to carry out effectively their scrutiny of the Executive.</li> </ol>	<p>Head of Legal and Governance</p>