

Tuesday, 5 September 2023



MID SUFFOLK DISTRICT COUNCIL

DECISIONS NOTICE

**DECISIONS BY THE MID SUFFOLK CABINET
CALL IN DEADLINE 5:00PM ON 13 SEPTEMBER 2023**

The following decisions have been taken by the Cabinet and will come into effect on 14 September 2023 unless the call-in procedure is activated. For clarity, where an item is 'to be noted', 'received' or recommended to Council for a decision, this is deemed not to be a formal Executive decision and so the call-in provisions will not apply.

MCa/23/11 FINANCIAL MONITORING QUARTER 1 2023/24

It was **RESOLVED**: -

- 1.1 That, subject to any further budget variations that arise during the rest of the financial year, the projected overspend on the General Fund of £1.076m referred to in section 4.2 and Appendix A of the report be noted;**
- 1.2 That, subject to any further budget variations that arise during the rest of the financial year, the projected overspend on the Housing Revenue Account of £5,000 and the underspend on the capital programme of £20m referred to in section 4.3 and Appendix B of the report be noted;**
- 1.3 That, the Council's compliance with the Prudential Indicators during quarter one referred to in section 4.4 and Appendix C of the report be noted.**

REASON FOR DECISION

To ensure that Members are kept informed of the financial position for both General Fund Revenue and Capital, Housing Revenue Account and Capital and the Prudential Indicators.

Alternative Options Considered and Rejected:

The recommended option is set out in the Recommendations. There are no other available options.

Any Declarations of Interests Declared: None

Any Dispensation Granted: None

MCa/23/12 COMMUNITY INFRASTRUCTURE LEVY (CIL) - CIL EXPENDITURE PROGRAMME SEPTEMBER 2023

It was **RESOLVED**: -

- 1.1 That the CIL Expenditure Programme (September 2023) and accompanying Technical assessments of the following CIL Bids (forming Appendices, A and B) be approved (including decisions on these CIL Bids for Cabinet to make and to note - delegated decisions only) as follows:-

Decisions for Cabinet to approve: - Ringfenced Infrastructure Funds (Needham Market, Walsham Le Willows and Somersham)

CIL Bid, Location and Infrastructure Proposed	Amount of CIL Bid and total cost of the infrastructure	Cabinet Decision
<p>M23-08 NEEDHAM MARKET</p> <p>Crowley Park Young Childrens Play Equipment Upgrade</p>	<p>Amount of CIL Bid £65,560.50</p> <p>Total cost of the project £87,414 (excluding VAT)</p> <p>Total of other funding</p> <p>Needham Market Town Council £21,853.50</p>	<p>Recommendation to Cabinet to approve CIL Bid M23-08 for £65,560.50 from the Ringfenced Infrastructure Fund</p>
<p>M23-19 NEEDHAM MARKET</p> <p>New Scout Hut</p>	<p>Amount of CIL Bid £75,000</p> <p>Total cost of the project £329,490</p> <p>Total of other funding</p> <p>Section 106 - £235,000</p> <p>Needham Market Town Council and Scout Group Contribution £19,490</p>	<p>Recommendation to Cabinet to approve CIL Bid M23-19 for £75,000 from the Ringfenced Infrastructure Fund</p>
<p>M23-16 WALSHAM LE WILLOWS</p> <p>Walking and Cycling- Palmer Street Footpath</p>	<p>Amount of CIL Bid £41,439</p> <p>Total costs of the project (including VAT – recoverable by SCC and</p>	<p>Recommendation to Cabinet to approve CIL Bid M23-16 for £41,439 from the Ringfenced Infrastructure Fund</p>

	design costs) £49,726.80	
M23-02 SOMERSHAM Somersham Play Area	Amount of CIL Bid £62,776.17 Total costs of the project £83,701.56 Other funding sources are from: Somersham Parish Council Neighbourhood CIL District Councillor Locality Monies MSDC Grant	Recommendation to Cabinet to approve CIL Bid M23-02 for £62,776.17 from the Ringfenced Infrastructure Fund

Decisions for Cabinet to make: - Ringfenced Infrastructure Fund and Local Infrastructure Fund (Finningham)

CIL Bid, Location and Infrastructure Proposed	Amount of CIL Bid and total cost of the infrastructure	Cabinet Decision
M22-21 FINNINGHAM Finningham Green Footpath	Amount of CIL Bid £52,000 Total costs of the project £66,400 including VAT and design costs. Other funding sources are: Finningham Parish Council £2,000 County/District Councillor £2,000	Recommendation to Cabinet to approve this CIL Bid for £52,000 with £2761.32 from the Ringfenced Infrastructure fund and £49,238.68 from the Local Infrastructure Fund.

Decisions for Cabinet to make: - Local Infrastructure Fund

CIL Bid, Location and Infrastructure Proposed	Amount of CIL Bid and total cost of the infrastructure	Cabinet Decision
<p>M23-10 WYVESTONE</p> <p>Wyverstone Village Hall Kitchen Refurbishment and improvement</p>	<p>Amount of CIL Bid</p> <p>£65,970.90</p> <p>Total costs of the project</p> <p>£87,961.20</p> <p>Other funding sources are:</p> <p>Parish Council Contribution: £10,000</p> <p>Wyverston Town Trust Contribution £1,000</p> <p>Wyverston Village Hall Own Funds £10,990.30</p>	<p>Recommendation to Cabinet to approve CIL Bid M23-10 for £65,970.90 from the Local Infrastructure Fund</p>
<p>M23-07 GREAT ASHFIELD</p> <p>Great Ashfield Community Hall Kitchen Refurbishment and Improvement</p>	<p>Amount of CIL Bid</p> <p>£24,556.65</p> <p>Total cost of the project</p> <p>£32,742.20</p> <p>Other funding sources are:</p> <p>Great Ashfield Parish Council reserves</p>	<p>Recommendation to Cabinet to approve CIL Bid M23-07 for £24,556.65 from the Local Infrastructure Fund</p>
<p>M22-11 NORTON</p> <p>Norton Community Centre Development and Extension</p>	<p>Amount of CIL Bid</p> <p>£100,000</p> <p>Total costs of the project</p> <p>£395,765.90</p> <p>Other sources of funding</p> <p>PWLB Precept-paid loan - £295,765.90</p>	<p>Recommendation to Cabinet to approve CIL Bid M22-11 for £100,000 from the Local Infrastructure Fund</p>
<p>M23-18 CREETING ST MARY</p>	<p>Amount of CIL Bid</p>	<p>Recommendation to Cabinet to</p>

Walking and Cycling - Sally Woods Lane	£10,170 Total costs of the project £12,010 (Difference is recoverable by VAT)	approve CIL Bid M for £10,170 from the Local Infrastructure Fund
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Decisions for Cabinet to note: - Local Infrastructure Fund

CIL Bid, Location and Infrastructure Proposed	Amount of CIL Bid and total cost of the infrastructure	Cabinet Decision
M23-17 EYE Walking and Cycling scheme Broome Hill	Amount of CIL Bid £2,700 Total costs of the project including VAT recoverable by SCC) £3,240	Recommendation for Cabinet to note the delegated decision for CIL Bid M23-17 for £2,700 from the Local Infrastructure Fund

1.2 Cabinet noted and endorsed this CIL Expenditure Programme which includes the position in respect of approved CIL Bids from Rounds 1 to 10 inclusive (Appendix A Section B) together with details of emerging infrastructure/CIL Bids (Appendix A Section C).

REASON FOR DECISION

Community Infrastructure Levy (CIL) monies have been collected since the implementation of CIL on the 11th April 2016. The CIL Expenditure Framework was originally adopted in April 2018 and reviewed with amendments adopted by both Councils in March 2019, April 2020, March 2021, July 2022 (Mid Suffolk), October 2022 (Babergh) and in March 2023. The CIL Expenditure Framework requires the production of a CIL Expenditure Programme for each District and contains decisions for Cabinet to make or note on CIL Bids for CIL expenditure. These decisions relating to the expenditure of CIL monies form one of the ways in which necessary infrastructure supporting growth is delivered.

Alternative Options Considered and Rejected:

There is a diverse spectrum of approaches to CIL expenditure across the country from Unitary Authorities who have absorbed CIL into their individual Capital Programmes to others who ringfence all funds to be spent locally. A range of different approaches was identified in Appendix A of the Framework for CIL Expenditure report provided to Cabinet's on the 5th and 8th of February 2018 and discussed in full during the workshops with the Joint Member advisory panel. Members adopted the original Framework documents set out in paragraph 1.1 above by Council decision in April 2018. These were subsequently reviewed and adopted by both Councils on:-

- First Review - March 2019
- Second Review – April 2020
- Third Review – March 2021
- Fourth Review – 21st July 2022 (Mid Suffolk) and 6th October 2022 (Babergh)
- Fifth Review - March 2023.

Any Declarations of Interests Declared:

Councillor Andy Mellen declared an Other Registrable Interest in respect of M23-10 WYVESTONE - Wyverstone Village Hall Kitchen Refurbishment and Improvement, due to being a Trustee of Wyverston Village Hall.

Any Dispensation Granted: None

MCa/23/13 UK100 NETWORK AND OUR COMMITMENT TO SIGN-UP FOR A MEMBERSHIP

It was RESOLVED: -

Cabinet noted the content of Appendix A & B and agree to join the UK100 network.

REASON FOR DECISION

We are committed to become a member of the UK100 network. This membership has the potential to help local authorities to fulfil and accelerate the Council's commitments to tackling the climate emergency and deliver local Net Zero.

Alternative Options Considered and Rejected:

Other options were not considered since the UK100 membership is the only network for UK local leaders focused solely on climate, clean energy and clean air policy.

Any Declarations of Interests Declared: None

Any Dispensation Granted: None

MCa/23/14 UPDATE ON THE REGULATOR OF SOCIAL HOUSING REFERRAL AND OUR CURRENT COMPLIANCE POSITION

It was RESOLVED: -

That members noted the report.

REASON FOR DECISION

To ensure that members and senior leaders of the councils have oversight of the journey with the Regulator back to a position where we are compliant.

Alternative Options Considered and Rejected:

None

Any Declarations of Interests Declared: None

Any Dispensation Granted: None

MCa/23/15 MSDC 2023-24 Q1 PERFORMANCE REPORT

It was **RESOLVED:** -

That the 2023-24 Q1 Performance Report was noted.

MCa/23/16 WORKING TOGETHER FOR ANIMAL WELFARE - BANNING PETS AS PRIZES ON COUNCIL OWNED LAND

It was **RESOLVED:** -

- 1.1 The councils were recommended to agree to support the RSPCA campaign and thereby resolve:
- 1.2 That an outright ban on the giving of live animals as prizes, in any form, on Babergh & Mid Suffolk Council owned land is implemented.
- 1.3 That the Councils wrote to UK Government requesting an outright ban on live animals as prizes on both public and private land.
- 1.4 That the Councils carried out a review of the current policies and the terms and conditions of the contract agreements relating to the hire of council owned land and premises to ensure that they reflect the councils' positions as regards giving of live animals as prizes.

REASON FOR DECISION

With the RSPCA gaining traction since 2021 with some 50 local authorities adopting the RSPCA's recommendations it would be prudent to adopt the recommendations and lobby UK Government for an outright ban.

Alternative Options Considered and Rejected:

Doing nothing could lead to animal welfare issues and result in customer complaints.

Any Declarations of Interests Declared: None

Any Dispensation Granted: None