

Monday, 4 March 2024



BABERGH DISTRICT COUNCIL

DECISIONS NOTICE

**DECISIONS BY THE BABERGH CABINET
CALL IN DEADLINE 5:00PM ON 12 MARCH 2024**

The following decisions have been taken by the Babergh Cabinet and will come into effect on 13 March 2024 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.

BCa/23/42 FINANCIAL MONITORING QUARTER 3 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 £440k 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 £616k over budget 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 two 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

BCa/23/43 UPDATE ON THE REGULATOR OF SOCIAL HOUSING REFERRAL AND OUR CURRENT COMPLIANCE POSITION

It was RESOLVED: -

That members note 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

BCa/23/44 BDC Q3 PERFORMANCE REPORT

The BDC Q3 Performance Report was noted.

BCa/23/45 COMMUNITY INFRASTRUCTURE LEVY (CIL) - CIL EXPENDITURE PROGRAMME MARCH 2024

It was RESOLVED: -

1.1 That the CIL Expenditure Programme (March 2024) 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/or note) as follows: -

Decisions for Cabinet to approve: - Ringfenced Infrastructure Funds (Long Melford)

CIL Bid, Location and Infrastructure Proposed	Amount of CIL Bid and total cost of the infrastructure	Cabinet Decision
B23-12 LONG MELFORD Cordell Place Play Area	Amount of CIL Bid £97,437.31 Total cost of the project £129,946.26 (excluding VAT) Total of other funding £12,942.08 - S106 funding £19,566.87 - Parish Council	Recommendation to Cabinet to approve CIL Bid B23-12 for £97,437.31 from the Ringfenced Infrastructure Fund

Decisions for Cabinet to approve: Local Infrastructure Fund

CIL Bid, Location and Infrastructure Proposed	Amount of CIL Bid and total cost of the infrastructure	Cabinet Decision
B21-07 SUDBURY Belle Vue Toilets/Changing Places Facility and improvements to car park/walls	Amount of CIL Bid £240,570.00 Total cost of the project £533,329.31 (eligible costs excluding VAT) Total of other funding BDC Council Reserves £292,759.31	Recommendation to Cabinet to approve CIL Bid B21-07 for £240,570.00 from the Local Infrastructure Fund

Delegated decisions for Cabinet to note: - Ringfenced Infrastructure Fund

CIL Bid, Location and Infrastructure Proposed	Amount of CIL Bid and total cost of the infrastructure	Cabinet Decision
B23-08 BRANTHAM Merriam Close Play Area Upgrade	Amount of CIL Bid £3,833.47 Total cost of the project £5,111.29	Recommendation to Cabinet to note this approved CIL Bid B23-08 by delegated decision for £3,833.47 from the Ringfenced

	Total of other funding:- Parish Council £1,277.82	Infrastructure Fund
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1.2 Cabinet are also asked to note and endorse this CIL Expenditure Programme which includes the position in respect of approved CIL Bids from Rounds 1 to 11 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 (originally adopted in April 2018) has been 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 at least two CIL Expenditure Programmes for each District (per year) 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
- Sixth Review – Occurred in Winter 2023; likely to be considered by both Councils in March 2024

Any Declarations of Interests Declared: None

Any Dispensation Granted: None

BCa/23/46 REFRESHED CARBON REDUCTION MANAGEMENT PLAN

It was RESOLVED: -

- 1.1 That the contents of the refreshed Carbon Reduction Management Plan and accompanying narrative at Appendix A & B to the report be approved.**
- 1.2 The portfolio holder for the environment, in consultation with the director will develop a funding package to deliver on the priority actions for 24/25.**

REASON FOR DECISION

Following the declaration of a climate emergency on 25 July 2019, the council produced their first Carbon Management Action Plan.

A refresh of this plan is therefore prudent, particularly with a new administration and Corporate Plan to set new priorities and continue the roadmap to reach net zero by 2030.

Alternative Options Considered and Rejected:

Do nothing.

Any Declarations of Interests Declared: None

Any Dispensation Granted: None