



C O U N C I L S U M M O N S

To all Members of Council

You are hereby summoned to attend a

MEETING OF THE COUNCIL

to be held at 2.30 pm on

WEDNESDAY 25 January 2017

in the

COUNCIL CHAMBER - PORT TALBOT

Prayers will be said by the Mayor's Chaplain prior to the commencement of the meeting.

--- A G E N D A ---

PART A

1. *Mayor's Announcements.*
2. *To receive any declarations of interest from Members.*
3. *To receive and, if thought fit, confirm the Minutes of the previous meeting of Council:*

Civic Year 2016/17

23 November 2016

PART B

4. *Report of the Chief Executive re the Swansea Bay City Deal (Pages 35 - 52)*
5. *Report of the Director of Finance and Corporate Services re the Council Tax Reduction Scheme (Pages 53 - 60)*
6. *Report of the Head of Planning and Public Protection re the Planning Committee Procedure - Delegated Powers to Change Decision Making Protocols (Pages 61 - 90)*
7. *Report of the Head of Legal Services re Amendments to the Authority's Constitution (Pages 91 - 102)*
8. *Report of the Head of Corporate Strategy and Democratic Services re Outside Body Representation Arrangements (Pages 103 - 106)*

PART C

9. *To receive the following-and any questions raised by Members, or any matters to be raised by Cabinet Members:-*

Record of Executive Decisions of the Cabinet and Cabinet Boards.

PART D

10. *To receive any questions from Members, with Notice, under Rule 9.2 of the Council's Procedure Rules.*
11. *Any urgent items (whether public or exempt) at the discretion of the Mayor pursuant to Section 100B (4) (b) of the Local Government Act 1972.*

Sam P...

Chief Executive

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COUNCIL

(Civic Centre, Port Talbot)

Members Present:

23 November, 2016

The Mayor: Councillor Mrs.S.M.Penry

The Deputy Mayor: Councillor Mrs.J.Dudley

Councillors: Mrs.A.Chaves, Ms.C.Clement-Williams, M.Crowley, A.P.H.Davies, D.W.Davies, Mrs.R.Davies, Mrs C.Edwards, J.S.Evans, M.Harvey, H.N.James, R.James, A.Jenkins, E.E.Jones, M.Jones, R.G.Jones, S.Jones, D.Keogh, E.V.Latham, A.Llewelyn, Mrs.K.Lloyd, A.R.Lockyer, Mrs.S.Miller, C.Morgan, J.D.Morgan, Ms.C.Morgans, Mrs.S.Paddison, Mrs.K.Pearson, M.Protheroe, L.M.Purcell, S.Rahaman, P.A.Rees, J.Rogers, A.Taylor, A.L.Thomas, J.Warman, D.Whitelock, Mrs.L.G.Williams and A.N.Woolcock

Officers in Attendance: S.Phillips, H.Jenkins, A.Evans, G.Nutt, N. Jarman, D.Michael, Mrs.K.Jones, R.George, Mrs.A.Manchipp and Ms.N.Headon

Representatives of the Translation Service: Present

1. **MAYOR'S ANNOUNCEMENTS**

It was with great sadness that the Mayor advised Council of the following bereavements:

Mr Ray Preece who was a well respected Co Optee on the Children, Young People and Education Scrutiny Committee and a teacher at Llangatwg Comprehensive School, Sir Brian Moffat OBE, who was

Freeman of the County Borough and the sister in law of the Leader of Council.

As a mark of respect Members stood for a minute's silence.

2. **MEMBER'S DECLARATION OF INTEREST**

The following Member made a declaration of interest at the commencement of the meeting:-

Councillor C.Morgans	In relation to the Parliamentary Boundary Review as she is employed by an M.P.
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3. **MINUTES OF COUNCIL MEETING 2016/17**

RESOLVED: that the Minutes of the following meeting of Council be confirmed subject to the addition of the 2 Paragraphs contained below under Minute Number 4 Re the Annual Report 2015/16:

“Members raised concerns at the low Key Stage 2 (KS2) outcomes as determined by teacher assessment within the Authority's schools. The Director of Education, Leisure and Lifelong Learning responded that although KS2 teacher assessments were low compared with other authorities, pupils' test outcomes gave a more positive picture. There was however a linear improvement through to KS4, with pupils in the County Borough performing very well at the end of their statutory schooling compared to the rest of Wales.

In relation to Coed Darcy Village, Members asked where the pupils who lived in the Village currently attended school and when would the new school be completed. The Director advised that it was likely that most pupils attended their nearest primary schools at Coedffranc and Crymlyn and their nearest secondary school at Dŵr y Felin. He would make enquiries as to when the new school would be completed.”

4. **PRESENTATION BY THE CHIEF FIRE OFFICER**

The Mayor welcomed Mr.Chris Davies, the Chief Fire Officer and Mr.Mick Crennel, the Deputy Chief Fire Officer of the Mid and West Wales Fire Authority to their annual meeting with Council.

The Chief Fire Officer reminded Members that the service covered 6 Local Authority areas and 12,000sq kilometres. During the period 2005-15 the Fire Authority had made savings of £7 ½ m or 17% of its budget. These savings had been achieved as a result of cuts in station based crewing, a reduction in staff numbers and improved business processes. In the 10 years between 2006 and 2016, £9m had been made in savings in the same areas which equated to 20% of the budget.

The Chief Fire Officer then outlined the major incident that had occurred on the 12 July 2016, where a tyre recycling site had been the subject of an arson attack. The site had previously been identified as a risk and as such a plan had been put in place with the Authority's Joint Resilience Team. The fire had resulted in 27 appliances being deployed plus 12 specialist vehicles, 70 firefighters and 26 officers. As a result the fire was extinguished within 24 hours.

In relation to house fires, these had reduced by 50%, while the number of Road Traffic Collisions had increased. The Fire Service focused on young drivers between the ages of 18 to 25, which represented 20% of the driving population but between 40% to 50% of the road traffic accidents.

The Fire Authority worked as Co-Responders with the Welsh Ambulance Service and fire fighters now carried defibrillators. There were 23 co-responder schemes in the area which had resulted in saving the lives of 6 people in the last 12 months.

Members noted that that the Fire Service had no statutory duty to attend incidents of flooding but that this would probably change in early 2017. Concern was expressed by the Chief Fire Officer that there would be no additional resources to cover the additional responsibility. The discussions on funding were taking place with the Welsh Government.

Council was advised that 104,594 Home Safety checks had been carried out over the last 5 years, which now included risk assessment against slips, trips and falls.

The cost per person of the Mid and West Wales Fire Service was 13p per day or £4 per month or £48 per annum, which the Chief Fire Officer maintained was value for money.

Going forward the Chief Fire Officer advised that his aim was to create Community Hubs around fire stations which would protect the future of the stations.

Following the presentation the following points were raised:-

- The service had a £1/2m underspend and reserves of £9m, why did the Fire Authority only use £150k of reserves, Members were advised that measures such as not filling vacancies and using temporary contract had been put in place to reduce the budget and that the underspend was therefore a one off saving. A recruitment campaign had just been completed with a further campaign being held shortly.
- In relation to recent incidents of flooding, Members praised both the Authority's own staff and the Fire Service for the prompt responses. Improvements could however be made in particular around communication. The Chief Fire Officer confirmed that lessons had been learnt.
- Given that the Welsh Government was looking at more cuts into the future, what was the Fire Authority doing to raise income. Members were advised that Rescue 365 had been established as an income generating initiative which would support community safety. In addition the Service was reviewing its risks and mapping the future of the Service against the Authority's major Plans. There may be a need in the future to close stations or make other cuts.
- In relation to the unclaimed VAT, which amounted to £6.2m, has this been repaid to the Fire Service. In response Members were advised that the Fire Service was working with HMRC to resolve the issue and that an internal investigation was being carried out.
- Members were pleased to note that fire fighters now included an assessment into slips, trips and falls as part of its Home Safety Check.

- Should further cuts be required, how would the Service go forward. The Chief Fire Officer advised that should this be the case the level of service provided would suffer.
- In the current financial year the Fire Authority was spending £8.5m or 24% more than the Welsh Government provided through the Revenue Support Grant Settlement. As a result the Fire Service was precepting £1.3m more than received from Welsh Government which means that during the current financial year the average Band D taxpayer in Neath Port Talbot was paying an additional £28.51. Welsh Government could cap Council Tax increases and this could therefore result in the Authority having to find the additional finances from such things as cuts to schools or social services. Did this mean that the Fire Authority still presented value for money? The Chief Fire Officer accepted the issues facing Local Government but reiterated the fact that the Service could not realise any further cuts financially without the service provision being affected.
- Members pointed out that the Fire Service had to date attended incidents of flooding without any additional resources, could this not continue? In response Members were advised that this could not continue as the number of flooding incidents was rising exponentially.
- In relation to both the slips, trips and falls risk assessments and the work carried out during flooding, the Fire Service could be viewed as saving both the Health Service and the Local Authority resources.

In the absence of the Leader of Council the Deputy Leader then summed up and thanked both Mr.Davies and Mr.Crennel for their attendance at today's meeting.

5. **PARLIAMENTARY BOUNDARY REVIEW**

Members received the Report of the Head of Corporate Strategy and Democratic Services on the consultation on the Boundary Commission for Wales' 2018 Review of Parliamentary Constituencies. The closing date for comments was 5th December 2016 and Members considered the proposed response as contained in the circulated report.

Members then raised the following points:

- That the review proposed a higher reduction in the number of parliamentary constituencies, and therefore the number of Members of Parliament representing Wales, than anywhere else within the United Kingdom.
- That the response request that the Wales Bill be amended to increase the powers of the Welsh Government.
- That the proposals would lead to divisions within communities and more confusion for the electorate.
- Members questioned the links between Rule 2, which was the mathematical model, and Rule 5, which was based more on the impact to the electorate themselves and were advised that it was the policy of the Commission to take into account all the factors as listed in Rule 5 as far as possible, subject to the primacy of the statutory electorate range under Rule 2.
- That the draft response be amended to clarify the proposed boundary line location in the Port Talbot, Sandfields East and West Wards and make further reference to significant employers and key infrastructure projects (Associated British Ports and the Harbourside Development) within the area.

The Deputy Leader then summed up and urged Members and their constituents to respond to the consultation.

RESOLVED: that the Draft response as contained in the circulated report be approved, subject to the addition of the comments received today as outlined above.

6. **MEMBERSHIP ARRANGEMENTS**

Members received, circulated at the meeting, proposed changes to Committee Membership based on the re-calculation of the political proportionality as a result of the recent local government by election in the Blaengwrach Electoral Division.

At this point the Mayor and Members of Council welcomed Councillor Mrs.C.Edwards to her first meeting of Council since her election.

RESOLVED: that the political proportionalities contained at Appendix 1 to the circulated report and attached hereto, be approved and that the Membership arrangements as contained in Appendix 2,

circulated at the meeting and attached hereto, be approved.

7. **CHANGES TO OUTSIDE BODY REPRESENTATION**

RESOLVED: that Councillor A.Carter be replaced by Councillor J.Warman as this Authority's representative on the Community Health Council.

8. **SECTION 85(1) OF THE LOCAL GOVERNMENT ACT 1972**

RESOLVED: that in view of the absence at the present time of both Councillors H.M.Bebell and Mrs P.Bebell from Council business, due to illness, approval be granted for their continued absence until further notice pursuant to Section 85(1) of the Local Government Act 1972.

9. **EXECUTIVE DECISIONS OF CABINET AND CABINET BOARDS 2016/17 (FOR INFORMATION)**

RESOLVED: that the undermentioned Minutes be noted:-

Cabinet	5 October, 2016
Children, Young	6 October, 2016
People and Education	
Social Care, Health and Housing	20 October, 2016
Policy and Resources	2 November, 2016
Environment and Highways	13 October, 2016

10. **QUESTION UNDER RULE 9.2 OF THE COUNCIL'S PROCEDURE RULES**

Councillor L M Purcell asked the following question under Rule 9.2 of the Council's Procedure Rules:-

"With reference to the recent Welsh Government budget settlement, will Council consider showing support for small towns in the Borough

by applying to access some of the £3m funding allocated to reduce parking charges?”

The relevant Cabinet Member, Councillor Mrs.S.Miller, responded to the question as follow:-

With regard to the allocation of the £3m funding, there is no need for the Council to apply for a contribution as £130k has been placed in the provisional settlement and has been made on an unhypothecated basis to the revenue allocation of the Authority. This means, it is not restricted to car parking or more specifically, reduced charges.

The Council already supports small towns and car parking throughout the County Borough.

As a pilot this year, the Council cut car parking charges in Neath and Port Talbot by 30p per hour to see whether the public would support their local town centre and take advantage of the reduced parking fees. As an alternative example, Pontardawe already enjoys a further enhanced tariff structure, i.e. car parking is already free for the first hour and one can park for up to three hours by paying just 50p. One can park in the by-pass car park for only £2 all day. There has been a significant take-up for this initiative and only last year 16,500 people took advantage of the free one hour ticket. In addition to the above, the Council has agreed to a pilot initiative linked with the new Neath multi storey car park to provide free parking after 3pm each day. This was a partnership approach with Neath Inspired Ltd in support of the town centre retailers.

This has not been done without cost to the Authority, as this year the current car parking account is currently circa £230,000 in deficit as a result of supporting such initiatives. Should the £130,000 unhypothecated reserve revenue allocation be allocated to the car parking budget by Members in the budget round, the account will still be in deficit in support of these revenue reductions. However, car parking is only one element of our support for small towns, for example, significant public realm works and property improvements have been carried out in Pontardawe, as well as Glynneath alongside improvements in Port Talbot and Neath town centres.

In summing up, this Authority supports small towns through its parking initiatives, its regeneration strategies and these are helping to sustain our small towns. The additional money in the settlement

is welcome and subject to members' approval (in the budget round) will help to support our financial commitment to car parking that has already been made in small towns.

In accordance with Council's Procedure Rules Councillor Purcell ask one supplementary question, which was to ask for today's response in writing, which was agreed.

11. **URGENT ITEM**

Because of the need to deal now with the matter contained in Minute No.12 below, the Mayor agreed that this could be raised at today's meeting as an Urgent Item pursuant to Section 100B (4) (b) of the Local Government Act 1972.

Reason:

Due to the time element.

12. **RESIDENTIAL CARE CONTRACT WITH GWALIA**

The Director of Social Services, Health and Housing read a statement in relation to the Residential Care contract between the Authority and Gwalia (Pobl).

Following the statement Members asked whether the decision made on 13th October 2016 had now been postponed pending the outcome of further discussions referred to in the statement and were advised by the Director that the decision still stood.

CHAIRPERSON

13. **APPENDIX 1**

COUNCIL COMMITTEES AND POLITICAL GROUP PROPORTIONALITIES - 2016/2017 as at 23 November 2016

COUNCIL COMMITTEES	TOTAL NO. OF SEATS 64	Labour (50)	Plaid Cymru (9)	Independent Democrats (4)	Unaffiliated Member (1)
CABINET/POLICY AND RESOURCES SCRUTINY COMMITTEE	16	13	2	1	0
SOCIAL CARE, HEALTH AND HOUSING SCRUTINY COMMITTEE	13	10	2	1	0
CHILDREN, YOUNG PEOPLE AND EDUCATION SCRUTINY COMMITTEE	15+ (+8)	12	2	1	0
ECONOMIC AND COMMUNITY REGENERATION SCRUTINY COMMITTEE	12	9	2	1	0
ENVIRONMENT AND HIGHWAYS SCRUTINY COMMITTEE	12	9	2	1	0
PLANNING COMMITTEE	12	9	2	1	0
REGISTRATION AND LICENSING COMMITTEE φ	15	12	2	1	0
<i>*LICENSING AND GAMBLING ACTS COMMITTEE φ</i>	15	12	2	1	0
<i>*Licensing and Gambling Acts Sub Committee</i>	3				

AUDIT COMMITTEE	12†(+1)	9	2	1	0
DEMOCRATIC SERVICES COMMITTEE	12	9	1	1	1
PERSONNEL COMMITTEE	12	9	2	1	0
SPECIAL APPOINTMENTS COMMITTEE	9	7	1	1	0
TOTALS	155	120	22	12	1
*APPEALS PANEL	(5)	4	1	0	0
*(Appeals Panel Substitutes)	(20)	16	4	0	0
*(STANDARDS COMMITTEE)	(2)	2	0	0	0
*(Standards Committee Substitute)	(1)	1	0	0	0

- Notes:** (1) † In context of voting co-optees - 4 voting Co-optees (with 4 non voting Co-optees) for the Scrutiny Committee; 1 voting Lay Member for the Audit Committee.
 (2) φ Registration and Licensing / Licensing and Gambling Acts Committees – same Chair/Vice Chair and Committee Membership.
 (3) # Comprises Chair & Vice Chair of the Committee plus one other Member on a rota/availability basis
 (4) * 1989 Act does not apply. Separate substitute arrangements also.

14. **APPENDIX 2**

MEMBERSHIP ARRANGEMENTS – November 2016

<i>LEADER / CABINET EXECUTIVE (Cabinet – 9)</i>		
Portfolio 1	Community and Strategic Leadership	Councillor A.H.Thomas (Leader)
Portfolio 2	Finance and Corporate Services	Councillor A.N.Woolcock
Portfolio 3	Social Care, Health and Housing	Councillor J.Rogers
Portfolio 4	Children and Young People	Councillor P.D.Richards
Portfolio 5	Education and Lifelong Learning	Councillor P.A.Rees (Deputy Leader)
Portfolio 6	Community and Leisure Services	Councillor M.L.James
Portfolio 7	Economic Development and Property Development	Councillor A.J.Taylor
Portfolio 8	Environment	Councillor E.V.Latham
Portfolio 9	Streetcare and Highways	Councillor Mrs.S.Miller

CABINET BOARDS

Policy and Resources Cabinet Board (2):

Cllrs A.H.Thomas and A.N.Woolcock

Social Care, Health and Housing Cabinet Board (2):

Cllrs J.Rogers and P.D.Richards

Children, Young People and Education Cabinet Board (2):

Cllrs P.D.Richards and P.A.Rees

Economic and Community Regeneration Cabinet Board (2):

Cllrs M.L.James and A.J.Taylor

Environment and Highways Cabinet Board (2):

Cllrs E.V.Latham and Mrs.S.Miller

Notes: (1) If any Cabinet Board Member is unable to attend, any other Cabinet Member may substitute as a voting Member on the Cabinet Board.

(2) Leader and Deputy Leader, as of right, may attend any Cabinet Board; other Cabinet Members may also be invited to attend other Cabinet Boards depending on the issues.

SCRUTINY COMMITTEES

CABINET / POLICY AND RESOURCES (16)	
Chairperson:	Cllr D W Davies
Vice Chairperson:	Cllr A Jenkins
Members: Labour	Cllr Mrs P Bebell, Cllr A Carter, Cllr Ms C Clement-Williams, Cllr M.Harvey, Cllr Mrs K Pearson, Cllr Mrs D.Jones, Cllr A R Lockyer, Cllr.S.Rahaman, Cllr J Warman, Cllr I D Williams and Cllr Mrs A Wingrave
Members: Plaid Cymru	Cllr A Llewelyn, Cllr L M Purcell
Members: Independent Democrats	Cllr Mrs L H James

SOCIAL CARE HEALTH AND HOUSING (13)	
Chairperson:	Cllr Mrs D.Jones
Vice Chairperson:	Cllr Mrs A Wingrave
Members: Labour	Cllr.A.Carter, Cllr J S Evans, Cllr H.N.James, Cllr J Miller, Cllr.S.Paddison, Cllr D Whitelock, Cllr Mrs.P Bebell and Cllr C.Morgan
Members: Plaid Cymru	Cllr L M Purcell , Cllr Mrs C.Edwards
Members: Independent Democrats	Cllr A Taylor

CHILDREN YOUNG PEOPLE AND EDUCATION (15)	
Chairperson:	Cllr A R Lockyer
Vice Chairperson:	Cllr. H.N.James
Members: Labour	Cllr.H.M.Bebell, Cllr Mrs A.Chaves, Cllr P Greenaway, Cllr R G Jones, Cllr Mrs K Pearson, Cllr M Protheroe, Cllr A L Thomas, Cllr.R.Thomas, Cllr Mrs L G Williams and Cllr D.Whitelock
Members: Plaid Cymru	Cllr Mrs.C.Edwards and Cllr J D Morgan
Members: Independent Democrats	Cllr M Ellis
*Co-opted Voting Members: (4)	Helen Dale, Donna Vaughan, Marie Caddick and 1 vacancy
*Co-opted Non-Voting Members: (4) <i>(*for education matters)</i>	Anthony Hughes, Roberto De Benedictus and Mrs Cheryl Jones and 1 vacancy
<i>Note: Cabinet Member for Community Safety to be invited to attend the Cabinet Board/ Scrutiny Committee for Community Safety matters, in a non-voting capacity</i>	

ECONOMIC AND COMMUNITY REGENERATION (12)	
Chairperson:	Cllr A Llewelyn
Vice Chairperson:	Cllr I B James
Members: Labour	Cllr C P Golding, Cllr C.M.Crowley, Cllr M.Jones, Cllr D Keogh, Cllr Mrs.M.A.Lewis, Cllr Mrs S Paddison, Cllr S Rahaman, Cllr A Jenkins
Members: Plaid Cymru	(Chairperson), Cllr J.D.Morgan
Members: Independent Democrats	Cllr A.Taylor

ENVIRONMENT AND HIGHWAYS (12)	
Chairperson:	Cllr I D Williams
Vice Chairperson:	Cllr.S.Rahaman
Members: Labour	Cllr C.M.Crowley, Cllr D W Davies, Cllr I.James, Cllr C Morgan, Cllr. Mrs.K.Lloyd Cllr E E Jones, Cllr Mrs A Wingrave,
Members: Plaid Cymru	Cllr R.Davies, Cllr D.M.Peters
Members: Independent Democrats	Cllr S K Hunt

REGULATORY AND OTHER COMMITTEES

PLANNING COMMITTEE (12)	
Chairperson:	Cllr R.G.Jones
Vice Chairperson:	Cllr E.E.Jones
Members Labour:	Cllr Mrs A Chaves, Cllr D W Davies, Cllr D Keogh, Cllr C Morgan, Cllr Mrs S.Paddison, Cllr R.Thomas, Cllr Mrs L G Williams
Members Plaid Cymru:	Cllr Mrs R Davies , Cllr R.Phillips
Members Independent Democrats:	Cllr S K Hunt
<i>Note: the Cabinet UDP/LDP Member to be invited to attend as a non voting Member.</i>	

*REGISTRATION AND LICENSING COMMITTEE (15)	
Chairperson:	Cllr.E.E.Jones
Vice Chairperson:	Cllr H.M.Bebell
Members: Labour	Cllr J Evans, Cllr J Warman, Cllr A Jenkins, Cllr Mrs.D.Jones, Cllr J Miller, Cllr.M.Protheroe, Cllr Ms.C Morgans, Cllr.A.P.H.Davies, Cllr D Whitelock and Cllr Mrs.A.Wingrave
Members: Plaid Cymru	Cllr.Mrs.C.Edwards and Cllr.D.M. Peters
Members: Independent Democrats	Cllr. A Taylor

* Same Membership for both these Committees

* LICENSING AND GAMBLING ACTS COMMITTEE (15)	
Chairperson:	Cllr.E.E.Jones
Vice Chairperson:	Cllr H.M.Bebell
Members: Labour	Cllr J Evans, Cllr J Warman, Cllr A Jenkins, Cllr M Protheroe, Cllr Mrs D.Jones, Cllr J Miller, Cllr Ms C Morgans, Cllr.A.P.H.Davies, Cllr D Whitelock and Cllr Mrs.A.Wingrave
Members: Plaid Cymru	Cllr.Mrs.C.Edwards and Cllr D M Peters
Members: Independent Democrats	Cllr. A Taylor

LICENSING AND GAMBLING ACTS SUB COMMITTEE (3)	
Chairperson:	Cllr.E.E.Jones
Vice Chairperson:	Cllr H.M.Bebell
Members:	Plus one Member drawn on a rota/availability basis from the remainder of the Members of the Licensing and Gambling Acts Committee
<i>Note: if the Chair or Vice Chair are unavailable, then other Members of the Sub-Committee be utilised for the purpose of maintaining a quorum of three Members for each Sub Committee meeting.</i>	

PERSONNEL COMMITTEE (12)	
Chairperson:	Cllr A N Woolcock
Vice Chairperson:	Cllr S Jones
Members: Labour	Cllr R.James, Cllr Mrs D.Jones, Cllr E V Latham, Cllr Ms C Morgans, Cllr A H Thomas, Cllr A L Thomas, Cllr P A Rees
Members: Plaid Cymru	Cllr Mrs.C.Edwards and D.M.Peters
Members: Independent Democrats	Cllr Mrs L H James
<i>Note: Cllrs J Rogers, P D Richards, M L James A.J.Taylor and Mrs S Miller to attend as non-voting advisers as necessary</i>	

SPECIAL APPOINTMENTS COMMITTEE (10/11)	
Chairperson:	Cllr A N Woolcock
Vice Chairperson:	Cllr A R Lockyer
Members: Labour	<p>Cllr Mrs P Bebell, Cllr Mrs A Chaves, Cllr M Harvey, Cllr H G Rawlings, Cllr A H Thomas, and one of the following for Heads of Service appointments: two of the following for Corporate Directors appointments</p> <p><i>Chief Executive's and Finance and Corporate Services</i> Any one/two of the voting Members below: <i>Social Services Health and Housing</i> Cllr J. Rogers and Cllr P.D.Richards <i>Education, Leisure and Lifelong Learning</i> Cllr Peter Rees <i>Economic and Community Regeneration</i> Cllr.M.L.James and Cllr.A.J.Taylor <i>Environment</i> Cllr Sandra Miller and E.V.Latham</p>
Members: Plaid Cymru	Cllr Mrs L M Purcell
Members: Independent Democrats	Cllr S K Hunt
<p><i>Note: the relevant Regulatory Chairs or relevant Scrutiny Chair to be invited to attend as a non voting advisers as appropriate to the appointment</i></p>	

AUDIT COMMITTEE (12) + 1	
Chairperson:	Cllr Mrs.L.H.James
Vice Chairperson:	Cllr J.D.Morgan
Members: Labour	Cllr Ms C Clement-Williams, Cllr D.W.Davies, Cllr J S Evans, Cllr H.N.James, Cllr M Harvey, Cllr I B James, Cllr D.Keogh, Cllr A R Lockyer, Cllr S.Rahaman
Members: Plaid Cymru	Cllr Mrs R Davies plus Vice Chairman
Members: Independent Democrats	Chairperson
Voting Lay Member:	Mrs J Jenkins

DEMOCRATIC SERVICES COMMITTEE (12)	
Chairperson:	Cllr Mrs.L.H.James
Vice Chairperson:	Cllr Mrs.C.Morgans
Members: Labour	Cllr M Harvey, Cllr E E Jones, Cllr.A.Jenkins, Cllr R G Jones, Cllr A.L.Lockyer, Cllr.Mrs.K.Pearson, Cllr A. L. Thomas, Cllr A N Woolcock
Members: Plaid Cymru	Cllr J D Morgan
Members: Independent Democrats	Chairperson
Members: Unaffiliated	Cllr.D.Lewis

APPEALS PANEL (5)	
Chairperson:	Cllr Mrs L G Williams
Vice Chairperson:	Cllr A L Thomas
Members: Labour	Cllr Mrs S Paddison, Cllr Mrs A Wingrave
Members: Plaid Cymru	Cllr.R.Phillips
Substitutes: Labour	Cllr Mrs P Bebell, Cllr A Carter, Cllr A Chaves, Cllr A P H Davies, Cllr C P Golding, Cllr P Greenaway, Cllr M Harvey, Cllr R James, Cllr A Jenkins, Cllr M Jones, Cllr R G Jones, Cllr D Keogh, Cllr Ms C Morgans, Cllr Mrs K Pearson, Cllr S Rahaman, Cllr Mrs.D.Jones
Substitutes: Plaid Cymru	Cllr J R Bryant, Cllr Mrs R Davies, Cllr J.D.Morgan, Cllr.L M Purcell

STANDARDS COMMITTEE (8)	
*Chairperson:	Mr G T Pullen
*Vice Chairperson:	Mrs J E Howells
*Independent Members:	C L Jones, Mrs B Richards
NPTCBC Members:	Cllr A L Thomas and Cllr D.Keogh
Community Council Member: <i>(* independent members)</i>	Comm Councillor Sandra Davies
Substitutes: For NPTCBC Members: For Community Council Member:	Cllr C.M.Crowley Community Councillor Mary Gunter

OTHER MEMBER GROUPS

STAFF COUNCIL (12)	
Chairperson:	Cllr A N Woolcock
Members:	Cllr M L James, Cllr E V Latham, Cllr P D Richards, Cllr J Rogers, Cllr A H Thomas, Cllr Mrs L G Williams, Cllr Mrs R Davies and Cllr S K Hunt, Cllr P A Rees, Cllr S.Jones and Cllr.Mrs.D.Jones
<i>Note: Mrs S Miller to attend as a non-voting member</i>	

COMMUNITIES FIRST MEMBER BRIEFING GROUP (39)	
Chairperson:	Cllr M L James
Members:	All Ward Members of the Communities first areas (see attached list A)

MODERNISATION GROUP (10)	
Chairperson:	Cllr A H Thomas
Members:	Cllr H M Bebell, Cllr A Carter, Cllr Ms C Clement-Williams, Cllr M L James, Cllr R James, Cllr M Protheroe, Cllr P A Rees, Cllr Mrs L M Purcell, Cllr S K Hunt

CORPORATE PARENTING PANEL (13)	
Chairperson:	Cllr A H Thomas
Members:	Cllr P A Rees, Cllr P D Richards, Cllr Mrs K Pearson, Cllr M Harvey, Cllr A.Lockyer, Cllr Ms C Morgans, Cllr S Paddison, Cllr S Rahaman, Cllr I B James, Cllr D Keogh, Cllr M.Ellis, Cllr J D Morgan

SCHOOLS STANDARDS PARTNERSHIP GROUP (6)	
Chairperson:	Cllr P.A.Rees (Sub Cllr P.D.Richards)
Members:	Cllr A.Lockyer (Sub Cllr H.N.James) Cllr M.Crowley (Sub Cllr A.Jenkins) Cllr J.D.Morgan (Sub Cllr.A.Llewelyn) Cllr M.Ellis (Sub Cllr S.Hunt) Cllr Mrs.D.Jones

COMMUNITIES FIRST MEMBER BRIEFING GROUP (LIST A)

<u>ABERAVON DIVISION</u>		NEATH NORTH DIVISION	
Councillor C.P.Golding	Labour	Councillor A.R.Lockyer	Labour
Councillor M.Jones	Labour	Councillor M.Protheroe	Labour
Councillor A.Taylor	Social Democratic	<u>NEATH SOUTH DIVISION</u>	
<u>BRITON FERRY EAST DIVISION</u>		Councillor A.Jenkins	Labour
Councillor C.Morgan	Independent	Councillor P.A.Rees	Labour
<u>BRITON FERRY WEST DIVISION</u>		NEATH EAST DIVISION	
Councillor H.N.James	Labour	Councillor J.Miller	Labour
<u>BRYN AND CWMAVON DIVISION</u>		Councillor Mrs.S.Miller	Labour
Councillor Mrs.M.A.Lewis	Labour	Councillor Mrs.S.M.Penry	Labour
Councillor D.Whitelock	Labour	ONLLWYN DIVISION	
Councillor I.D.Williams	Labour	Councillor A.H.Thomas	Labour
CIMLA		PELENNIA DIVISION	
Councillor J.Warman	Labour	Councillor M.Ellis	Independent
Councillor A.Carter	Labour	PONTARDAWE DIVISION	
CYMMER DIVISION		Councillor M.L.James	Labour
Councillor S.Jones	Labour	Councillor L.M.Purcell	Plaid Cymru

GLYNCORRWG DIVISION		SANDFIELDS EAST DIVISION	
Councillor H.G.Rawlings	Labour	Councillor C.M.Crowley	Labour
GLYNNEATH		Councillor Mrs.L.H.James	Independent
Councillor E.E.Jones	Labour	Councillor E.V.Latham	Labour
Councillor J.D.Morgan	Plaid Cymru	SANDFIELDS WEST DIVISION	
COEDFFRANC CENTRAL		Councillor Mrs.A.Chaves	Labour
Councillor Mrs.P.Bebell	Labour	Councillor J.S.Evans	Labour
Councillor A.P.H.Davies	Labour	Councillor Mrs.S.Paddison	Labour
GODRE'RGRAIG DIVISION		SEVEN SISTERS DIVISION	
Councillor Mrs.R.Davies	Plaid Cymru	Councillor S.K.Hunt	Independent
GWYNFI DIVISION		YSTALYFERA	
Councillor R.Thomas	Labour	Councillor A.Llewelyn	Plaid Cymru
		YSTRADGYNLAIS	
		Councillor H.Williams	
		Chairman: Cllr M.L.James	

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NEATH PORT TALBOT COUNTY BOROUGH COUNCIL

CABINET

24TH JANUARY 2017

Report of the Chief Executive

SWANSEA BAY CITY DEAL

Matter for Decision

Wards Affected: All

Purpose of Report

1. To seek delegated authority for the Leader of Council (or the Chief Executive on his behalf) to agree and sign an in principle agreement on a Swansea Bay City Deal based upon the proposals submitted (and described below) should negotiations be successfully completed in the next few weeks.

Background

2. Members will recall previous reports on the emerging City Deal notably to the Economic and Community Regeneration Scrutiny Committee and to Member seminars, most recently last month in the context of the ongoing dialogue on local government reform in Wales.
3. To recap on the essential points, City Deals are bespoke arrangements between Cities or Regions and Government designed to promote growth, innovation and employment measured specifically in terms of Gross Value Added (GVA) growth and jobs. In the devolved context, they are triangular arrangements involving the City Region and both the UK and Welsh Governments. There have been some 20+ City Deals signed off in England and two or three in Scotland and others are in the pipeline.
4. The challenge we face is that this region's GVA has fallen from 90% of the UK average to 77% over the last three decades with

low productivity, high economic inactivity and poor health as unwelcome by-products. We are also over reliant on traditional primary industries and the public sector and risk falling further behind the rest of the UK and other parts of Wales. Sustaining the competitiveness of primary industries is crucial; but a more diverse economic base is required over time. Thus the City Deal is expected to realise some 9,500 jobs over 15 years; a total £3.3 billion uplift in GVA recovering 70% of the lost GVA.

5. In Wales, the Cardiff Capital Region signed a high level deal in Spring 2016 and the Swansea Bay City Region submitted in February of last year an outline proposal which focused on the benefits of digital infrastructure (including the Internet of Things), the energy sector and innovation in healthcare (the so-called “Internet Coast” document). Since then, an intensive period of work led to the submission of a detailed bid covering 11 specific projects in October of last year. The projects are summarised at Appendix 1 and those of more direct interest to this Council are described below.

Where are we now?

6. Immediately prior to and following the submission of the bid there has been a series of discussions with both governments as well as engagement events with Members of Parliament, Assembly Members and others across the region. However, we are now entering a crucial stage in terms of getting the Deal signed off in principle prior to the local government elections in May, so as to sustain the momentum of the process. Before Christmas, there was a so-called “Challenge Session” with Welsh Government Ministers which produced their agreement in principle to what is proposed and the Welsh Government has assured us that the funding has been set aside. That process will be repeated very shortly in Whitehall with UK Ministers and their advisors. If successful, we hope to be in a position to sign the Deal on the basis described above and below by the end of February.

What would the City Deal entail?

7. Essentially, it involves a total investment of some £1.3 billion over a period of 15-20 years (although precise timeframes have yet to be settled). This consists of £241m of central government funding

to be split between the two governments - on a basis to be agreed between them – plus £360m of other public sector funding and £673m of private sector contributions.

8. However, the key point for the purposes of this report is that Members are not being invited to sign up definitively to these commitments now for a number of reasons including the fact that the precise terms of the City Deal are not yet on the table. Both Governments will need to be clear about the terms of any deal before Members can be offered further advice.

9. We need to know who is paying for what (again, in large part, a debate between the two governments around devolved and non-devolved competencies); certainty around all of the funding stream/components; the profile of funds over the lifetime of the City Deal; how it will flow and to whom and the terms and conditions that the governments may seek to apply (e.g. the so called – and periodic - Gateway Reviews upon which the release of central government funding may be conditional). This detail is vital. The Council may borrow for projects in our area and also engage in a regional borrowing framework – to be determined – to support projects of a genuinely regional nature; but risk would need to be managed in line with our fiduciary duties. There are also competing priorities for borrowing (e.g. the 21st Century Schools programme).

10. In addition, there are a range of other matters to be resolved on individual projects (Appendix 1) including:
 - On CENGs, it is not yet entirely clear, for example, whether any funding will be capital only or capital and revenue;
 - On both digital infrastructure and skills, these will be a region wide projects and there will need to be a joint mechanism to deliver the required local authority borrowing; and
 - On steel science, the substance of the proposal will very probably need to be revisited to take account of the rather fluid and ongoing situation at Tata (discussions with the company have commenced).

11. More widely, there are a number of other factors bearing upon the City Deal and the negotiations. These include:
- The very positive outcome of the Hendry Review on Tidal Lagoons published earlier this month. Essentially, this was a ringing endorsement of the proposed Swansea Bay Tidal Lagoon and there is now no reason why it should not go ahead. The City Deal is not dependent upon the Lagoon; but the synergies with the renewable energy strand in the Internet Coast document are very strong;
 - The need to ensure that all parts of the City Region benefit from the City Deal. This obviously includes rural areas and the Valleys (this Council is closely engaged in the work of the Valleys Taskforce established by the Welsh Government last year);
 - The need to take account of the legislative framework in Wales, notably perhaps the Well-Being of Future Generations Act; and
 - Taking maximum advantage of the remaining two years or so of European Structural Funds prior to Brexit.

Governance

12. The remit of the Swansea Bay City Region Board expires on 31 March 2017 and the Welsh Government has decided not to renew it. It will be replaced by a Joint Committee structure, led by the local authorities to secure accountability for public funds; but also involving other partners including the private sector where Sir Terry Matthews is expected to be closely involved in the technology area. An indicative representation of what the structure may look like is at Appendix 2.
13. Members will recall from last month's presentation that the establishment of the Joint Committee is linked to the Welsh Government's local government reform agenda in the context of a push towards a greater regional working on economic development, transport and strategic planning. At one level, the proposed Joint Committee therefore represents a good vehicle for both the City Deal and wider local government collaboration.

14. However, full details are not yet finalised. The region has commissioned external legal advice on these issues and the Welsh Government's anticipated White Paper on local government reform was imminent at the time of writing; but had not yet been published. Thus, the Joint Committee will be established in shadow form initially pending resolution of these issues and the City Deal negotiations. The medium term policy intention, however, is to pool decision making at a regional level; but this (and indeed the full composition of the Joint Committee) may require legislative change. The minutiae of this need not detain Members here; but the implications will need to be considered at a later stage. The second Local Government Bill provides a potential vehicle for this.
15. In addition, these new structures will require a City Deal Delivery Team to be established – again see Appendix 2. It will need to be properly resourced as the previous shoestring arrangements supporting the City Region Board are not sustainable. The Welsh Government has been asked to make funding available and, if they agree, that will need to be matched in cash by the four local authorities, the Universities, the Local Health Boards and potentially other partners. Initially, it is proposed to fund any Council contribution (circa £25,000) from within existing resources. This is particularly important as delivering the projects will require a level of expertise on digital infrastructure and energy in particular that is not available in local government or the wider public sector in Wales.

Financial and Legal Implications

16. In addition to the governance related aspects (immediately above), the indicative funding profiles for the City Deal are at Appendix 3. But as noted above, no definitive commitments are proposed in this report. If Members endorse the recommendations below, a further report would be brought to Cabinet and Council following the local government elections in May. This is essential because such a report – unlike this one - would clearly impact upon the Council's budgetary framework which is a Council function where we would need to rely on our general finance powers to secure any borrowing.
17. Meanwhile, two additional safeguards are proposed: first, a referral to the appropriate Scrutiny Committee – see

recommendations below – and second, should Members so wish, a full presentation to a seminar from the City Deal pitch team led by the Leader of the City and County of Swansea and the Chief Executive of Carmarthenshire Council.

18. In addition to the governance issues identified above, there are existing powers available to local government to promote economic and wider well-being such as the Local Government Act 2000, but these are somewhat geographically constrained to the administrative areas of individual local authorities. On the other hand, collaboration between local authorities and other public bodies has also been very much the order of the day for a decade or more.

Reason for Recommendations

19. To provide delegated authority to sign an in principle City Deal agreement on the basis described in this report. In this regard, it should be noted that the other three local authorities (Pembrokeshire County Council, Carmarthenshire County Council and the City and County of Swansea) are taking similar reports to their Cabinets and Councils at this time. This process will need the participation of all four Councils.

Recommendations

That Members agree:

1. To delegate to the Leader of Council authority to agree and sign (or have signed on his behalf) an in principle City Deal agreement on the basis described in this report.
2. That the substance of the City Deal - including any subsequently signed agreement - is referred to the Economic and Community Regeneration Scrutiny Committee (or its successor) for further consideration.
3. That officers be requested to bring a further full report to Cabinet and Council on any definitive commitments following the local government elections in May should the City Deal agreement be signed in principle.

4. That this report be referred to full Council for information/discussion.

Implementation of the decision

The decision is proposed for immediate implementation

Officer Contact:

Steven Phillips
Chief Executive
Tel: (01639) 763306
Email: s.phillips@npt.gov.uk

Appendices:

1. Summary of City Region Project Information
2. Proposed Governance Structure
3. Financial Information

Background Papers:

The Internet Coast proposal – February 2016
Report to the Economic & Community Regeneration Scrutiny
Committee: 24 February 2016

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Appendix 1

Swansea Bay City Region – City Deal Proposed projects summary

Project title: The Internet Coast – Digital Infrastructure

Lead / Partners / Joint Partners:

Joint Partners: Neath Port Talbot CBC, CC Swansea, Pembrokeshire CC, Carmarthenshire CC, Swansea University, University of Wales Trinity St David (UWTSD), ABMUHB & Hywel Dda

Funding:

Investment requested from City Deal - £25

Match funding from other sources - £30m

Total Project Value - £55m

Project Summary:

The Internet Coast (Infrastructure and Test Bed) programme will be an enabling programme with the following aims:

- Placing the City Region at the forefront of strategic global trends
- Developing large markets
- Giving SBCR a true Unique Selling Proposition, differentiated from other regions in competitive World-wide industries
- Developing an offer which builds on the region's asset base and core strengths but also adds to the wider economic benefits previous investments in SBCR have generated
- Delivers a 'hyper-connectivity' agenda for the entire region with the aim of achieving 100% coverage and access to next generation broadband services, focus will be on rural & urban
- Underpins the development of CENGS and delivery of the integrated thematic priorities and projects of the City Deal focusing on health & wellbeing, energy and economic acceleration

Project title: Swansea City and Waterfront Digital District

Lead / Partners / Joint Partners:

Lead: CC Swansea

Partners: Swansea University and University of Wales Trinity Saint David (UWTSD)

Funding:

Investment requested from City Deal - £50 million

Match funding from other sources - £118.2million

Total Project Value - £168.2 million

Project Summary:

- The Swansea City and Waterfront Digital District project aims to create a vibrant and sustainable city centre that facilitates the growth of higher value activities (particularly tech businesses) and acts as a key driver for the regional economy
- The City and Waterfront Digital District builds upon a critical mass of ICT and associated knowledge-based enterprise and academic expertise already developed across the City.
- The proposal draws upon strongest available regional communication links, adjacencies to two vibrant universities, and the urban centre of the regional conurbation.

Project title: Creative Digital Cluster – Yr Egin

Lead / Partners / Joint Partners:

Lead: University of Wales Trinity Saint David

Partners: Carmarthenshire County Council, S4C

Funding:

Investment requested from City Deal - £5m

Match funding from other sources - £19.3m

Total Project Value - £24.3m

Project Summary:

Yr Egin involves the construction of a creative and digital hub within the Carmarthenshire region and the development of a Creative Sector cluster to further support the economic regeneration of the City Region building on the decision by S4C, the native language broadcaster, to establish a significant presence in Carmarthen as the anchor tenant in the building. SMEs will be engaged as tenants who will, along with S4C, enable real, tangible economic growth and job creation in the area. This is supplemented by the University's commitment to enhancing training provision and fostering innovation partnerships. Phase 1 of the project commenced in July 2015, will be on site by December 2016, and will be available for occupation in early 2018. This submission seeks City Region funding support for Phase 2 which will comprise the expansion of Yr Egin, onto adjacent land in the University's ownership, catering for additional tenant demand.

Project Title: Centre of Excellence for Next Generation Services (CENGs)

Lead / Partners / Joint Partners:

Lead: Neath Port Talbot CBC, CC Swansea, Carmarthenshire CC & Pembrokeshire CC, Swansea University, University of Wales Trinity Saint David, ABMUHB, Hywel Dda Health Board

Partners: TATA & Swansea University (SPECIFIC project)

Funding:

Investment requested from City Deal - £23m

Match funding from other sources - £32.5m

Total Project Value - £55.5m

Project summary:

CENGs will provide a data analytics capability to turn world class data sourced innovation into commercial systems and solutions establishing a leadership position for Wales and the UK. Initially focused on the domain of Internet of Health and Wellbeing and Internet of Energy, the core objective is to transition 'ideas' to private sector job creation and wealth generation.

The project consists of the following:

- Development of the SBCR CENGs Technology Centre at Baglan which will provide a hub for innovation, linking the scientific community with industry and government partners. It will build on current research and development activities and would house the Swansea Bay City Region Centre of Excellence for Next Generation Systems (CENGs) (see below); SBCR core regional team as well as a range of office space together with step-up / step-down laboratories
- The second element of the project will establish, over a seven year period, a self-financing UK Centre of Excellence for Next Generation Services (CENGs) which acts as a commercialisation hub for systems and solutions
- The provision of this capability will allow entrepreneurs and innovators drawn from a range of different sources and institutions to concentrate their efforts on delivering solutions without having to build their own platform, thus accelerating the number of ideas and opportunities which we can take to market.
- CENGs will be staffed with a mix of commercial and technical experts focussed on realisation and commercialisation of innovative ideas generated by others.

Project Title: Life Science and Wellbeing Campus Network

Lead / Partners / Joint Partners:

Lead: CC Swansea

Partners: ARCH partnership (ABMUHB, Swansea University, Hywel Dda UHB, Private Sector)

Partners/Private sector investment consortium

Funding:

Investment requested from City Deal - £15 million

Match funding from other sources - £30 million

Total Project Value - £45 million

Project Summary:

The ARCH programme has defined a campus and village Life Science & Wellbeing network to support growth of the Life Sciences and Wellbeing sectors. The 'Campuses' will build upon the successful Institute of Life Science initiative, providing a world-class integrated research & business incubator/park secondary/tertiary clinical, research and trials environment, and skills development centres. These hubs will strengthen the regional capacity to commercialise research, attract additional inward investment and further increase export of high-value services and goods such as medical devices.

Project Title: Life Science and Well Being Village

Lead / Partners / Joint Partners:

Lead: Carmarthenshire CC

Partners: ARCH Partners/Private sector investment consortium (additional partners including Coleg Sir Gar/Scarlets)

Funding:

Investment requested from City Deal - £40 million

Match funding from other sources - £159.5 million

Total Project Value - £199.5 million

Project Summary:

- The Llanelli Life Science and Wellbeing Village will comprise an Institute of Life Science, sports and leisure facilities, a primary/community care facility and critically an education and skills development capability integrated across the on-site services.
- The Llanelli Life Science and Wellbeing Village aims to deliver transformational social and economic benefits through delivering the full

scope of the Life Science and Wellbeing Village definition, namely the integration of business development, education, wellness initiatives, research and development and healthcare initiatives.

The village in Llanelli will be operational during the first five year period of the programme.

Project Title: Delivering Homes as Power Stations

Lead / Partners / Joint Partners:

Lead: Neath Port Talbot CBC, CC Swansea, Carmarthenshire CC, Pembrokeshire CC.

Partners: Swansea University

Funding:

Investment from City Deal - £15m

Match funding from other sources - £502m

Total Project Value - £517m

Project Summary:

The project will create a new industry based around innovative and sustainable energy generation, combined with storage and efficiency. New technologies developed and/or applied within the region are allowing homes and buildings to generate, store, and release their own energy. This is creating entirely new value chains stretching from world-leading research to applications for strategic heavy industry. A major aim will be to reduce fuel poverty and its impact on health. There will also be a focus on broadband Internet connections and smart metering, and the potential for links to a local authority led ESCO (Energy Supply Company).

The project will initially develop a cluster in Neath Port Talbot to catalyse a supply and value chain, which will deliver jobs with the construction supply chain, from new build and retro fit activities and developing inward-investing and spin-out opportunities. The initiative will then progress across the region.

Project Title: Pembroke Dock Marine

Lead / Partners / Joint Partners:

Lead: Milford Haven Port Authority

Partners: Marine Energy Pembrokeshire (META), Offshore Renewable Energy –Catapult (MEECE) and Wave Hub Ltd (SPDZ)

Funding:

Investment Requested from City Deal – £28m

Match funding from other sources – £48.3m

Total Project Value - 76.3m

Project Summary:

- Pembroke Dock Marine will deliver a thriving marine energy centre positioned to exploit existing expertise and proximity to resource.
- By creating a unified, dedicated development and delivery site key long term objectives can be reached, regional economic growth increased, creation of specialist skills base with export potential, bring down the cost of energy for marine sourced energy and ensure UK energy security.
- Pembroke Dock Marine brings together four key elements to concentrate, innovate, collaborate and generate a world class marine energy base in Wales – capable of taking developers from start-up to deployment and onwards to ongoing operations and maintenance.
- Close to some of the world’s best marine energy sources and with an existing specialist skill base and relevant infrastructure, this project will play an important part in making marine derived energy both cost effective and reliable – ready to help protect UK energy security.

Project Title: Factory of the Future

Lead / Partners / Joint Partners:

Lead: Swansea University/Industry Consortium

Partners: Wider Supply/Value Chain Industry Partners

Funding:

Investment requested from City Deal - £10m

Match funding from other sources - £13.5m

Total Project Value - £23.5m

Project Summary:

The Factory of the Future is crucial to supporting existing business owners in the region and building upon its strong manufacturing base. The region will create a Smart Manufacturing network bringing together disparate sectors ranging from heavy industry to complex microelectronics assembly to consumer products and food. This industry led initiative will create an ecosystem capable of manufacturing the innovative products developed within the region and also attract inward-investing manufacturing demand from the UK and globally.

Supporting SMEs to invest in leading edge technologies and harness the opportunities associated with a digital manufacturing revolution. Informed by industry 4.0 principles, and supported by world class industrial innovators, this initiative will put the region and its enterprises at the forefront of this digital and

data based manufacturing movement creating a regional integrated manufacturing ecosystem.

As well as addressing the needs of the region, and will create an ecosystem capable of delivering innovative products/processes/technologies developed within the region for the benefit of the region, but also creating opportunities of expanding/exporting this expertise to the wider world increasing national and international competitiveness for Welsh companies

Project Title: Steel Science Centre

Lead / Partners / Joint Partners:

Lead: Neath Port Talbot CBC and Swansea University

Partners: Industry Partners

Funding:

Investment requested from City Deal - £20 million

Match funding from other sources - £60 million

Total project value - £80 million

Project Summary:

- This project aims to build on regional excellence across the metals sector including Advanced Materials research and it is proposed to create an Open Access Innovation Centre for the Steel sector and its supply chains.
- This Centre will enable the steel sector to grow into a leading edge zero carbon steelmaker with carbon positive products utilising locally generated waste products as a chemical and raw materials feedstock; this is a model that could be exported to all developed economies ensuring a vibrant, innovative and profitable steel sector with regional and national product specialisms Steel technologists will be co-located with academic and research staff from Swansea and key UK partner universities supporting knowledge flow to existing Catapult centres. This innovation capacity will support activities including;
 - *R&D and Process Development for Primary Steelmaking to minimise carbon emissions*
 - *Development of value and supply chain opportunities in new products and processes*
 - *Novel construction material and supply chains into domestic and industrial building typologies*
 - *Environmental and Energy improvement and waste treatment for steel processes and exploring the greater use of recycled materials in the steel manufacturing supply chain*

- The Centre will connect to the wider UK academic ecosystem via the WMG activities and through the four core partners and create a vibrant multidisciplinary environment equipped with state of the art research equipment that will deliver innovative solutions to industry led problems across the UK steel sector. This Centre will help safeguard around 11,000 direct steel industry jobs in Wales and a further 20,000 in the UK steel sector, with the potential to create a further 1000 jobs in the SBCR region.

Project Title: Skills and Talent Intervention

Lead / Partners / Joint Partners:

Lead: Regional Learning and Skills Partnership

Partners: Higher Education; Further Education; Local Authority and Industry partners

Funding:

Investment requested from City Deal - £10m

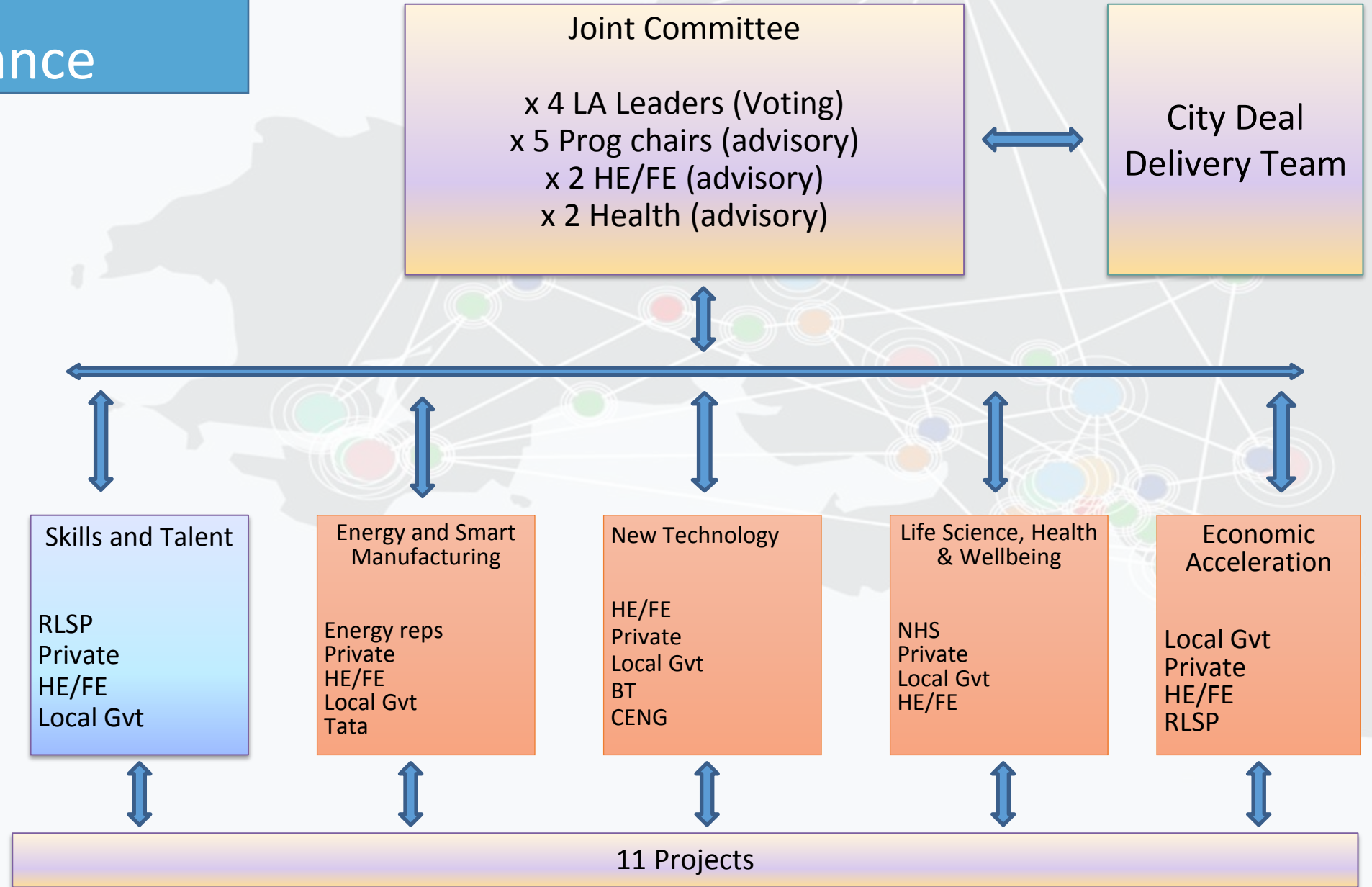
Match funding from other sources - £20m

Total Project Value - £30m

Project Summary:

- The project will provide an integrated regional approach to delivering sector specific skills to meet the demand of the Swansea Bay City Region – City Deal.
- The Regional Learning and Skills Partnership will undertake a skills gap analysis to identify and quantify existing and new regional skills.
- The project will Influence and Inform the future workforce requirements of the City Region.
- The establishment of a Talent Bank will support the development of sector specific new emerging skills/roles reflecting the new technologies within each of the Internet themes to reflect the real-world opportunities.
- The skills analysis and identification and delivery of new training will be operational during the first five year period of the programme.

Appendix 2 Draft Governance



PROJECT NAME	Private	Public	Revenue	City Deal	Total Project	IMPACT					
						GVA 5 years	GVA 10 years	GVA 15 years	Gross Jobs 5 yr period	Gross Jobs 10 yr period	Gross Jobs 15 yr period
Internet of Economic Acceleration											
Digital Infrastructure & Testbeds	£30.0 m	£0.0 m	£0.0 m	£25.0 m	£55.0 m						
Skills & Talent Initiative	£4.0 m	£16.0 m	£0.0 m	£10.0 m	£30.0 m						
Swansea City & Waterfront Digital District	£61.4 m	£56.8 m	£0.0 m	£50.0 m	£168.2 m	£64 m	£190 m	£318 m	265	1176	1323
Centre of Excellence of Next Gen Digital Services (CENGS) & Technology Centre	£22.0 m	£5.5 m	£5.0 m	£23.0 m	£55.5 m	£31 m	£104 m	£154 m	100	500	500
Yr Egin	£3.0 m	£16.3 m	£0.0 m	£5.0 m	£24.3 m	£18 m	£51 m	£91 m	41	203	203
Internet of Life Science, Health & Wellbeing											
Life Science, Health & Wellbeing Campus Network	£10.0 m	£20.0 m	£0.0 m	£15.0 m	£45.0 m	£31 m	£61 m	£153 m	224	710	1120
Life Science, Health & Wellbeing Village	£127.5 m	£32.0 m	£0.0 m	£40.0 m	£199.5 m	£93 m	£286 m	£467 m	371	1853	1853
Internet of Energy											
Homes as Power Stations	£382.9 m	£119.2 m	£0.0 m	£15.0 m	£517.1 m	£50 m	£96 m	£251 m	361	1168	1804
Pembroke Dock Marine	£24.2 m	£24.1 m	£0.0 m	£28.0 m	£76.3 m	£25 m	£67 m	£126 m	119	553	595
Smart Manufacturing											
Active Factory of the Future	£3.0 m	£10.5 m	£0.0 m	£10.0 m	£23.5 m	£28 m	£36 m	£140 m	280	719	1402
Steel Science Centre	£0.0 m	£60.0 m	£0.0 m	£20.0 m	£80.0 m	£19 m	£43 m	£95 m	133	350	665
TOTALS	£668.02 m	£360.35 m	£5.00 m	£241.00 m	£1274.37 m	£359 m	£934 m	£1795 m	1893	7232	9465

COUNCIL

25 JANUARY 2017

REPORT OF THE DIRECTOR OF FINANCE AND CORPORATE SERVICES

SECTION A – MATTERS FOR DECISION WARDS AFFECTED – ALL

COUNCIL TAX REDUCTION SCHEME

Purpose of Report

1. This report sets out the Proposed Council Tax Reduction Scheme for 2017/18 which needs to be adopted by Council by 31st January 2017. It also makes proposals relating to discretionary areas within the proposed scheme.

Background

2. Council Tax Benefit was replaced in April 2013 by a Council Tax Reduction Scheme more commonly known as Council Tax Support.
3. As Members are aware the UK Government funding for the scheme was reduced by approximately 10% as compared to their funding level for the previous Council Tax Benefit Scheme. However, since 2013/14 the Welsh Government provided an additional £22m on top of its base funding of £222m to enable financial support up to 100% of the council tax bill to be made available for eligible claimants.
4. The Welsh Government has made regulations for a national scheme for Council Tax support. However, the obligation remains upon the Council to adopt a scheme.
5. The cost of the Welsh Government scheme currently exceeds the £244m funding made available by the Welsh Government with the remaining funding having to be built into this Council's budget considerations.

CURRENT POSITION

6. The current Council Tax Reduction Scheme ends on 31st March 2017 and a new scheme must be adopted for 1st April 2017.
7. As Members are aware the Council provides Council Tax support to circa 17,750 households within the County Borough, of which approximately 13,250 receive full support and pay no Council Tax. The remaining 4,500 households receive partial support to pay for their Council Tax.
8. Although the Local Government Finance Act gives Welsh Ministers discretion to allow Welsh local authorities to determine the contents of schemes themselves, the Welsh Government have approved an extension to the existing national framework for the provision of Council Tax Support in Wales. This is to avoid what has been termed a "postcode lottery" whereby eligibility for a Council Tax reduction and the size of the Council Tax reduction for particular groups could be different in different council areas. This extension provides up to a "100% support scheme" for 2017/18.
9. The Council Tax Reduction Scheme in Wales is set by Regulations made under Schedule 1B of the Local Government Finance Act 1992 (as inserted by the Local Government Finance Act 2012). On 26th November 2013 the Wales Government approved the Council Tax Reduction Schemes and Prescribed Requirements (Wales) Regulations 2013 and the Council Tax Reduction Schemes (Default Scheme) (Wales) Regulations 2013 as amended by the Council Tax Reduction Schemes (Prescribed Requirements and Default Scheme) (Wales) (Amendment) Regulations 2015. These regulations were further amended by the Council Tax Reduction Schemes (Prescribed Requirements and Default Scheme) (Wales) (Amendment) Regulations 2016 and will be further amended by The Council Tax Reduction Schemes (Prescribed Requirements and Default Scheme) (Wales) (Amendment) Regulations 2017 ("Uprating Regulations")
10. These amendments are currently subject to Welsh Government approval due for decision on 17 January 2017. These Regulations prescribe the main features of the Scheme to be adopted by all Councils in Wales for 2017/18.

11. Members should note that the draft 2017 Regulations propose to:

Amend the 2013 CTRS Regulations to uprate certain financial figures for 2017/18.

12. Entitlements received by working age persons, will increase with CPI inflation (1.0%). Please note this reflects Welsh Government policy, and means these figures will no longer align with the financial figures used for Housing Benefit which have been frozen by the UK Government

Other financial figures in the 2013 Regulations will continue to be uprated alongside Housing Benefit

13. Entitlements in relation to disabled persons and carers to increase in line CPI inflation (1.0%);

Entitlements to the Pension Credit Standard Minimum Guarantee will increase by (2.4%);

Entitlements linked to both the Pension Credit standard minimum guarantee and Savings Credit to increase by an amount set out in the uprating schedule provided by DWP;

Income bands related to non-dependant deductions to increase in line with the increase in average earnings (2.4%);

Non-dependant deductions to increase by the average rise in Council Tax in 2015/16 (3.5%).

14. Please note that as in 2016/17, no changes have been made in respect of the family premium and backdating period.
15. The regulations will also rectify inconsistencies between the figures contained in the English and Welsh language versions of the 2013 Regulations as uprated.

Equalities Implications and Consultation on Discretionary Elements

16. The Welsh Government has previously compiled an Equalities Impact Assessment following its consultation. A local Equalities Impact Assessment has previously been carried out by this Council in 2012 and 2013. Those consultations assisted the Council in satisfying the public sector equality duty as set out in the Equality Act.
17. The approved national scheme, within the Prescribed Requirements Regulations, provides some limited discretion for the Council to apply additional elements that are more generous than the national scheme.
18. As the Welsh Government has introduced a standard scheme other than for 3 discretionary items as set out below they have determined there is no need for each Council to carry out a separate consultation process in relation to individual schemes. This is provided that there is no proposed change in relation to the discretionary elements. It is confirmed that there are no proposed changes to the discretionary elements for the 2017/18 Council Scheme as set out below.
 - (a) The ability to backdate the application of council tax reduction with regard to late claims prior to the standard period of three months before the claim;

that there is no increase in the backdate period for pensioners and working age claimants from the standard 3 months contained within the prescribed scheme.
 - (b) The ability to increase the standard extended reduction period of 4 weeks given to persons after they return to work where they have previously been receiving a council tax reduction that is to end as a result of their return to work;

that there is no change to the standard 4 week extended reduction period contained within the Prescribed Scheme.

- (c) Discretion to increase the amount of War Disablement Pensions, War Widows Pensions and War Widower's Pensions which is to be disregarded when calculating income of the claimant;

The National Scheme provides for the first £10 per week of this income to be disregarded.

to continue to disregard the above-mentioned pensions income in full.

Financial Implications

19. This Council's total budget for Council Tax Support in 2016/17 is £17.4m. The Welsh Government Final Settlement for 2017/18 provides funding available of £16.242m, some £200k more than in the current year. The projected budget cost for 2017/18 amounts to £17.4m which will result in circa £1.1m having to be fully met from the Council's budget.

Legal Implications

20. The Council is obliged to make a Council Tax Reduction Scheme under the Prescribed Requirements Regulations. Although the legislation provides for a default scheme to apply in the absence of the Council making a scheme, the Council is nevertheless under a statutory duty to adopt its own scheme, even if it chooses not to apply any of the discretionary elements.

Risk Implications

21. The Council needs to manage the cost of Council Tax Support within its budget. The amount of Welsh Government support is provided on a fixed basis rather than the demand-led basis of support to council tax benefit. Any variation in Council Tax support costs will have to be met by this Council.

Recommendations

22. It is recommended that Council:
23. Adopts the Council Tax Reduction Schemes and Prescribed Requirements (Wales) Regulations 2013 as amended by the Council Tax Reduction Schemes (Prescribed Requirements and Default Scheme) (Wales) (Amendment) Regulations 2015 amended by the Council Tax Reduction Schemes (Prescribed Requirements and Default Scheme) (Wales) (Amendment) Regulations 2016 and further amended by The Council Tax Reduction Schemes (Prescribed Requirements and Default Scheme) (Wales) (Amendment) Regulations 2017 (“Uprating Regulations”)
24. Approves no change to the existing discretionary elements in relation to the Prescribed Scheme:
- (a) That no increase in the backdate period for all claimants be applied from the standard 3 months contained in the Prescribed Scheme.
 - (b) That no increase in the extended reduction period for all claimants be applied from the standard 4 weeks currently contained within the Prescribed Scheme.
 - (c) Apply a 100% disregard for War Disablement Pensions, War Widows Pensions and War Widower’s Pensions for all claimants.

Reason for Proposed Decision

25. To establish a Council Tax Reduction Scheme for 2017/18 in line with legislation and regulations.

Implementation of Decision

26. The decision is required to be made by 31st January 2017 for application during 2017/18.

Background Documents

27. Council Tax Reduction Schemes and Prescribed Requirements (Wales) Regulations 2013 as amended by the Council Tax Reduction Schemes (Prescribed Requirements and Default Scheme) (Wales) (Amendment) Regulations 2015 further amended by the Council Tax Reduction Schemes (Prescribed Requirements and Default Scheme) (Wales) (Amendment) Regulations 2016 and further amended by The Council Tax Reduction Schemes (Prescribed Requirements and Default Scheme) (Wales) (Amendment) Regulations 2017 (“Uprating Regulations”)

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NEATH PORT TALBOT COUNTY BOROUGH COUNCIL

Council
25th January 2017

Report of the Head of Planning N. Pearce

Matter for Decision

Wards Affected: All

Delegated Powers to Change Decision Making Protocols

Purpose of Report

- 1 As part of the continuous review of service delivery, a number of areas for improvement have been identified in respect of the delivery of the planning service, which are set out in detail within the attached report.
- 2 The report also seeks to restore the delegation arrangements for the Planning function back to the Planning Committee.

Executive Summary

- 3 In order to address identified issues within the delegated arrangements relating to the determination of planning applications, a number of improvements are recommended within the report attached as Appendix A, including (but not limited to): -
 - Simplification of 'normal delegated matters' to cover all other matters which have not been identified as Committee or Delegated Panel matters (the "by exception" approach)
 - Need for three or more objections to be received for a matter to be reported to Delegated Panel (with subsequent Ward Member authorisation for decision)

- Introduction of a procedure which allows any Member to request an application to be called to Committee for determination, subject to a new 'panel' process
 - Provision for Members to nominate another Member to represent them if they are going to be unavailable due to holiday / sickness or other personal circumstances
- 4 In respect of public speaking at Planning Committee, the report proposes changes to the protocol to address existing issues including allowing applicants/ agents to address Members of the Planning Committee (irrespective of whether an objector speaks), and including specific provision for Community Councils to address Members.
 - 5 Changes are also proposed to Members' Site Visit procedures, to allow for all Members to make a request for an application reported to Committee to be the subject of a site visit, but at an earlier stage to maximise efficiencies (such requests being the subject of a new panel process).
 6. Changes are also proposed to harmonise the cut-off period for late submission of representations on items being presented to Planning Committee so that it coincides with the deadline for requests to address the Planning committee.
 - 7 The report also seeks to restore the delegation arrangements for the Planning function back to the Planning Committee.

Background

- 8 As part of the continuous review of service delivery, a number of areas for improvement have been identified in respect of the delivery of the planning service.
- 9 The attached report identifies the areas where improvements are deemed necessary to current processes and/or protocols to maximise efficiencies while maintaining or increasing the

democratic accountability of the planning service, focussed on the following areas: -

- Determination of Planning Applications (including Delegated Arrangements and Member Call-ins)
- Public Speaking at Planning Committee
- Planning Members' Site Visits
- Cut-off period for late submission of representations

Financial Impact

10 There are no financial impacts associated with this report.

Equality Impact Assessment

11 A Screening Assessment has been undertaken to assist the Council in discharging its Public Sector Equality Duty under the Equality Act 2010. After completing the assessment it has been determined that this proposal does not require an Equalities Impact Assessment.

Workforce Impact

12 There are no workforce impacts associated with this report.

Legal Impact

13 There are no legal impacts associated with this report.

Risk Management

14 There are no significant risk management issues associated with this report.

Consultation

15 The recommendations within the report have been the subject of an All-Members Seminar on 8th December 2016.

There is no requirement under the Constitution for external consultation on this item.

Recommendation(s)

- 16 That Council approves the following:
1. The amended Delegated Arrangements
 2. The amended Procedure Note for Public Speaking at Planning Committee
 3. The amended Site Visit procedures
 4. The amended Cut-off Period for Late Submission of Representations
 5. That delegated authority is given by Council to the Planning Committee for the Planning function, including any further amendments as may be deemed necessary to the above arrangements / procedures in future

Reason for Proposed Decision(s)

- 17 In order to maximise efficiencies within the Planning Service while maintaining or increasing democratic accountability

Implementation of Decision

- 18 The decision is proposed for implementation after the three day call in period.

Appendices

- 19 Attached Report including :-
- Appendix A - Planning Service Delivery Review
 - Appendix B - Proposed New Delegated Arrangements
 - Appendix C - Procedure Note For Members Of The Public/ Applicants Right To Speak At Planning Committee

List of Background Papers

- 20 The Constitution - Neath Port Talbot County Borough Council
<https://www.npt.gov.uk/pdf/constitution.pdf>

Officer Contact

- 21 Nicola Pearce, Head of Planning and Public Protection.
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PLANNING SERVICE DELIVERY REVIEW

Background

As part of the continuous review of service delivery, a number of areas for improvement have been identified in respect of the delivery of the planning service.

This report seeks to focus on the following areas which are considered to require amendments to current process or protocol, to maximise efficiencies while maintaining or increasing the democratic accountability of the planning service: -

- Determination of Planning Applications (including Delegated Arrangements and Member Call-ins)
- Public Speaking at Planning Committee
- Planning Members' Site Visits
- Cut-off period for late submission of representations

Each of these are considered in turn below

Determination of Planning Applications (including Delegated Arrangements and Member Call-ins)

This Authority continues to be pragmatic and forward thinking in terms of improving the efficiency of the Planning service whilst also safeguarding the democratic process and providing for the needs of all of our customers. As a consequence, our delegated levels currently result in approximately 97.5% of applications being determined under delegated powers.

Members will be aware that there are two forms of delegated powers which have been in operation in this format since 2008: -

- 'Normal Delegated Powers'

These authorise the Head of Planning, the Development Manager and the existing two Development Management Team Leaders to determine applications without seeking authorisation from Elected Members. They relate only to minor non-controversial

developments, for example an extension to a domestic property which accords with guidance, has not been the subject of any objections and is acceptable hence is recommended for Approval.

- ‘Delegated Panel Powers’

These relate to more complex applications or applications which have received objections, and are reported to a panel of no less than three senior officers (the panel must include the Head of Planning and/or the Development Manager, with the remainder being either team leaders and/or senior planning officers).

If the recommendation is accepted by the panel, the case officer contacts each of the relevant Elected Ward Members and advises them of the development and associated recommendation. Authorisation is then sought to issue the decision. It is only when that authorisation is given that the Officer can issue the planning permission.

A review in 2014 sought to implement minor changes to the delegated arrangements to reflect changes to the legislation and guidance since 2008, including but not limited to procedures associated with National Strategic Infrastructure Projects (NSIP’s) which require information from LPA’s at various different stages before the Planning Inspectorate (PINs) will register an application.

This also transferred some matters that were previously determined under delegated panel powers to delegated powers, in order to make the system more efficient without undermining the democratic process or customer care.

Since the 2014 review there have been extensive additional legislative changes, including Non-Material Amendments, changes to the Fee Regulations (with the need to return fees if we fail to determine applications in an agreed period), additional Enforcement powers, and the introduction of Developments of National Significance (DNS).

In addition, other issues have been identified with the current delegated arrangements including: -

- It is not currently possible for *any* local Member (as opposed to the ward Member) to request that an application is called to Committee for determination;

- There remain a number of areas where panel approval is required, for example reserved matters and discharge of conditions on applications, where the principle of development has already been agreed. This has led to inefficiencies and requirement for Member authorisation on relatively minor or non-controversial matters.
- Due to their work or other commitments it is sometimes difficult to contact some Members to obtain their authorisation to issue delegated panel decisions. The current '7 day' period for the Ward Members to respond to a delegated panel recommendation is therefore, on occasion, creating delays in the determination of applications, and in deadlines not being achieved; a further refinement is therefore necessary to balance the efficiency of the decision making process against the role of democracy.
- When Members are absent on holiday or for other personal reasons, there is no protocol in place to allow a nominated representative to authorise panel decisions, again leading to inefficiencies and potential lack of democratic involvement.
- The need for 'Non-Material Amendments' or 'approval of conditions' to permissions granted to a Member of the Council, close relative of a Member, or an employee directly involved in the Development Management process, to still be reported to Committee (the original application having previously been reported to Committee for authorisation).
- Applications made by the Council (under Regulation 3 or Regulation 4 of the Town & Country Planning General Regulations 1992) are currently not referred to explicitly in the delegated arrangements.

Proposed Changes to Protocol

In order to address the above, the following changes are recommended to the current delegated arrangements: -

- Updating identified posts to those directly under the expanded 'Planning and Public Protection' service who are involved in the decision-making process
- Amended Delegated Arrangements (within the Constitution) including (but not limited to): -
 - Need for three or more objections to be received for the matter to be reported to Delegated Panel.

- Need for objections to be made on ‘valid planning grounds’ (thus avoiding the need for a panel decision when an objection is, for example, only objecting on non-material grounds such as impact on property value).
 - Deleting the requirement for approval of reserved matters or Discharge of Condition applications to be considered under delegated panel procedures.
 - Excluding Non-Material or Minor Material Amendments, and approval of details pursuant to conditions, to permissions granted to a Member of the Council, close relative of a Member, or an employee directly involved in the Development Management process, from the requirement to be reported to Committee (such matters to be dealt with as ‘normal delegated matters’ subject to receipt of objections).
 - Authorisation for Planning Enforcement action (for example service of a Planning Contravention Notice; (new) Enforcement Warning Notice; prosecution action etc.) to become a ‘normal delegated matter’ except for an Enforcement Notice (unless such Notice is urgently required in connection with a Stop Notice) which would remain as a Panel decision.
 - Developments of National Significance (DNS) – Submission of all responses or determination of post-approval conditions/requirements in respect of DNS to be normal delegated matters, with the exception of the Local Impact Report (LIR) which will be brought before Committee
 - Applications made by the Council (under Regulation 3 or Regulation 4 of the Town & Country Planning General Regulations 1992) to be identified as matters for the Delegated Panel.
 - Simplification of ‘normal delegated matters’ to cover all other matters which have not been identified as Committee or Delegated Panel matters (the “by exception” approach).
- Amendments to ‘delegation process’ (“Appendix A” of attached new delegated arrangements at Appendix 1 to this report) as follows: -
 - Introduction of a procedure which allows any Member to request an application to be called to Committee for determination, provided such request is: -

- within 14 calendar days of the application appearing on the 'weekly list' which is circulated electronically every Monday; and
- made in writing with a valid planning reason.

NOTE: This does not undermine the ability of a local Member to call in an application after a delegated panel has made a recommendation

- The request will be considered by a Panel comprising the Chairperson of Planning and either the Head of Planning or Development Manager – Planning, having regard to the need to ensure that the Planning Committee is restricted to dealing with those applications which, by reason of their complexity or local sensitivity, require detailed scrutiny by Committee, and the need for making expeditious decisions, such approval not to be withheld by the panel unreasonably.
- Reduction in the Delegated Panel Ward Member Notification period from 7 calendar days to 3 working days.
- Provision for Members (or the Chair of Planning in their absence) to nominate, in consultation with the Leader of their political group, another Member to represent them if they are going to be unavailable due to holiday / sickness or other personal circumstances. In extreme circumstances where the Local Member is unavailable and has not made prior arrangements their political Leader will act on their behalf.

These changes are identified in detail within Appendix 1 and will need to be incorporated into the Constitution.

Public Speaking at Committee

Since November 2014 the Council has operated a Public Speaking protocol at Planning Committee, which has generally been well received, albeit not extensively used to date.

In response to an earlier review, we have already implemented the following changes to ensure that the publicity associated with the public

speaking protocol and cut off period for the submission of consultation responses was improved: -

- Amended our consultation letters and site notices to advise all interested parties of the public speaking protocol.
- Inserted additional information at the beginning of each Planning Committee agenda in respect of the protocol and cut off periods for representations.

The Royal Town Planning Institute in its “*Study into the Operation of Planning Committees in Wales*” concluded that there is a wide variety of practices in the operation of Planning Committees across Wales and recommended that a national planning committee protocol be prepared.

In April 2016, the WLGA issued a Consultation document relating to a (voluntary) ‘Draft Planning Committee Protocol’ which covers a number of matters relating to the operation of Planning Committees. The primary aim of the protocol is to improve consistency across the 25 Local Planning Authorities (LPAs), whilst ensuring a level of local flexibility through discretion of the Chair and locally determined procedures such as the committee meeting running order. The Council’s response to this consultation was sent in May 2016.

Part of this relates to a protocol for public speaking, although from subsequent discussions at the Planning Officers Society for Wales (POSW) meeting, it is understood that it is not intended for that part of the protocol to be adopted *carte blanche* by all LPAs, but instead allow local flexibility.

At the same time, it has become clear through discussions with local Members, applicants and agents that there is an opportunity to address some existing issues with our protocol to ensure that it allows all persons involved in the process with the ability to engage with the decision making process and address Members of the Planning Committee when items are presented to it. In order to improve the decision-making process it is considered that these further refinements should be implemented as a matter of urgency, and in advance of any WLGA-recommended Committee protocol.

Recent issues arising have included: -

- Applicants seeking to address the Committee but unable to do without an objector (or supporter) registering to speak, because there is currently only a 'right of reply'.
- No Town or Community Councils have sought to engage in the Committee process despite being able to do so as an objector/supporter.

Proposed Changes to Protocol

In response to the WLGA consultation paper and the above issues, the following changes are recommended to the current protocol in order to improve the openness and transparency of the Planning Committee process, and give the public the greatest opportunity to engage in the process: -

- Allow the Chair of Planning to agree to late requests to speak, such agreement to be on a case by case basis.
- Introduce specific reference to Town and Community Councils ability to address Members.
- Refer to the stage when Ward Members can address the Committee (immediately after officer presentation and before public speakers).
- Allow applicants or their agents the right to address Committee, irrespective of whether there are any other speakers (no longer just a 'right of reply').
- State that persons wishing to speak can only do so if they have submitted written observations to the Planning Authority on the application in question within the prescribed period of time.
- Explicitly state that the Objector/Supporter, Applicant/Agent or Community / Town Council representative may not take part in the Members consideration of the application and may not ask or answer questions unless invited to by the Chair.
- While public speaking would remain restricted to one person for each 'category' (objector; supporter; applicant/agent; Town/Community Council), the Chair of Planning will have discretion (for example where there are divergent views within one 'side' of an argument) to permit a second speaker to address the Committee on a case by case basis.

A copy of the amended Protocol is attached at Appendix 2.

Members' Site Visits

Following an earlier Review, since November 2014 the Committee Site Visits procedure has allowed for whole Committee Site Visits to be conducted, normally on the morning of the Planning Committee, with the debate and decision being undertaken / made within the Planning Committee meeting in the afternoon. This has been functioning well, and there is considered to be no reason for change.

At present, however, the only way a Members' Site Visit can be agreed is through the Planning Committee meeting, usually in advance of discussion on any application (under agenda item 3) and exceptionally following debate. This leads to situations where it is known that a Site Visit will be requested, and such a visit would be supported (or requested) by Officers/ the Chair of Planning, but must still be reported to Members for a decision. This leads to delays in the determination of applications, and therefore inefficiencies, as well as the potential for refund of application fees if deadlines are not met.

In addition, the protocol does not currently allow for any Member to request such a site visit, but instead that this come through a Member of the Planning Committee.

Proposed Changes to Protocol

In order to address the above, the following changes are recommended:-

- Any elected County Borough Council Member can request a site visit¹.
- Such request should be made within 14 calendar days of the application appearing on the 'weekly list' which is circulated electronically every Monday, and in writing to the Head of Planning & Public Protection / Development Manager - Planning, and should specify:

¹ This will be treated as a request for the matter to be heard at Planning Committee, in accordance with the amendments to 'delegation process' referred to earlier in this report (and at 'Appendix A' of the new delegated arrangements at Appendix 1 to this report)

- the relevant planning grounds to indicate why a visit by the Planning Committee is essential to allow Members to reach a decision; and
- why visual aids in an Officer presentation would not be sufficient to address such a request.

NOTE: This does not undermine the ability of a local Member to request a site visit after a delegated panel has made a recommendation

- All such requests will need to be agreed by a Panel comprising the Chair of Planning (or in their absence an appointed deputy) in consultation with the Head of Planning & Public Protection / Development Manager – Planning.
- In accordance with the call-in arrangements, the Panel will first consider whether the application requires detailed scrutiny by Committee, including consideration of the reasons for a site visit (such approval not to be withheld by the panel unreasonably). A Panel decision not to report to Planning Committee will mean that the request for a site visit is not agreed.
- If the matter is to be reported to Committee, the Panel will then consider whether or not the request for a site visit is reasonable and whether it will indeed add value to the decision making process.
- If the Panel agree that a Site Visit should be held, arrangements will be made for this to take place (unless circumstances do not allow), normally on the morning of the Planning Committee.
- If the Panel does not agree that a site visit should be held, the Member who made the request (regardless of whether or not they are a Member of the Planning Committee) will have the opportunity to make a further request under Agenda Item 3 directly to the Committee. The Committee will vote on that request and if the vote is in favour of a site visit, the application to which the request applies will be considered as being deferred for a Committee Site Visit. If the vote is against a site visit, the application will be presented and debated as originally proposed when that item on the agenda is reached.
- While Members are encouraged to request site visits in advance of the meeting as detailed above (in order to improve the efficiency of the decision making process), it will still be possible for elected County Borough Council Members to request a site visit at Planning Committee (although it is intended that the above protocol will be adopted)

- Where it is felt by Officers that a site visit would be beneficial for Members, the Head of Planning and Public Protection or Development Manager – Planning may also refer such a request to the Chair of Planning (or in their absence an appointed deputy) for a decision

Cut-off Period for Late Submission of Representations

When applications are reported to Planning Committee, the current procedures allow for 'late' representations to be submitted to the Council by no later than 4.30p.m. on the Friday before Committee (based on the usual Tuesday meeting). If the meeting is not on a Tuesday, these should be received no later than 4.30pm on the penultimate working day immediately preceding the Planning Committee.

Requests to address the Planning Committee, however, must be received no later than two working days prior to the meeting date (by 2 pm on the preceding Friday based on a usual Tuesday meeting).

It is also considered appropriate, both for Officers and the public, for these deadlines to be harmonised in order to avoid confusion. Bringing forward the deadline to 2pm will also allow Officers the opportunity to review these submissions and, in the event they raise new issues, have additional time to address such matters in advance of the amendment sheet being prepared.

Proposed Changes to Protocol

In order to address the above, the following changes are recommended:-

- That the time limit for accepting receipt of 'late' representations on items being presented to Planning Committee is amended to a deadline no later than two working days prior to the meeting date (by 2 pm on the preceding Friday based on a usual Tuesday 2pm meeting) to match the deadline for requests to speak at Planning Committee.

Delegated Authority for Planning Functions

While compiling this report, legal advice has been obtained which indicates that, when the October 2014 amendments to delegated arrangements were reported to Council, this report had the unintended consequence of removing the delegation arrangements which were then in force (which effectively had previously delegated all matters to the Planning Committee) and replaced them with new delegation arrangements for planning.

As a result, because the delegations (to Officers) were made directly by the full Council itself, by-passing the Planning Committee, it was Council which was the delegating body in this instance, not the Planning Committee. Accordingly, it is a matter for Council to determine whether it now wishes to revoke, replace or amend those delegations. In other words, as Planning Committee was not specifically delegated certain of the powers within the delegation arrangements, it is not now in the position of being able to amend those delegations of functions: as they had not been delegated to them by Council in October 2014.

To address this matter, an additional recommendation is included within this report which seeks to clarify that authority for the Planning function, including any further amendments as may be deemed necessary to the above arrangements / procedures in future, are delegated to the Planning Committee.

Summary of proposed changes

1. New Delegated Arrangements (Detailed within Appendix B)
2. New Procedure Note for Public Speaking at Planning Committee (Appendix C)
3. Amended Site Visit procedures identified within this report
4. Amended Cut-off Period for Late Submission of Representations identified within this report
5. That delegated authority is given by Council to the Planning Committee for the Planning function, including any further amendments as may be deemed necessary to the above arrangements / procedures in future

NEW DELEGATED ARRANGEMENTS

The previous delegated arrangements were approved by Council on 15th October 2014 and amended (in respect of NSIPs only) by Planning Committee 21st October 2014.

Proposed New Delegated Arrangements

Part 3 of the CONSTITUTION - Annex J – Delegation No. 17 of the DIRECTOR OF ENVIRONMENT Delegation Arrangements {see page 3.151 of constitution version 14/01/2017}.

17. Planning

17.1 General Planning Delegation

A. Determination of Applications / matters by the Planning Committee

The Planning Committee will determine all applications / matters which fall within the following criteria: -

1. Where an application is considered to be of strategic importance, or where it is considered by Officers to be appropriate to be determined by Members, taking into account the views of Members where they have requested an application to be considered at Committee (*note: the Member process is set out in the Appendix*).
2. Where an application is to be recommended for approval, and where it is considered by Officers that the proposals would materially depart from Policies within the Development Plan.
3. Where an application has been submitted relating to a Nationally Significant Infrastructure Project (NSIP), approval of the Authority's Local Impact Report and initial Written Representations.
4. Where an application has been submitted relating to a Development of National Significance (DNS), approval of the Authority's Local Impact Report.

5. Where an application (with the exception of Non-Material or Minor Material Amendments or the approval of conditions pursuant to permissions previously granted) has been submitted by a Member of the Council or close relative of a Member.
6. Where an application (with the exception of Non-Material or Minor Material Amendments or the approval of conditions pursuant to permissions previously granted) has been submitted by an employee of the Council who is directly involved in the Development Management process or in a post identified below: -
 - Director of Environment
 - Head of Planning and Public Protection
 - All posts under the direct responsibility of the Head of Planning and Public Protection
 - Head of Engineering and Transportation
 - Highways Development Control Officers
 - Drainage Officers
 - Head of Regeneration
 - Head of Streetcare
 - Head of Legal and Democratic Services
 - Committee Clerk (Planning)
 - Principal Solicitor (Planning)

Except as listed above, the Director of Environment, the Head of Planning and Public Protection, and Development Manager - Planning are granted Delegated Powers for the determination of all planning and other related matters / applications in accordance with the following procedures: -

B. 'Delegated Panel' Procedure

To determine applications / reports relating to the following matters and following agreement with local Ward Members and subject to the provisions of the Planning Code of Conduct: -

- Applications / matters where three or more objections are received on valid planning grounds
- Refusal of Applications
- Developments in excess of 5 dwellings (either in full or outline) which do not already have the benefit of a live planning permission
- Developments (either in full or outline) creating new floorspace in excess of 1000 sq.m. in respect of industrial, agricultural, commercial or non-commercial buildings which do not already have the benefit of a live planning permission
- Applications made under section 73 (to develop land without compliance with conditions previously attached to a consent) where development comprises more than 5 dwellings or more than 1000 sq.m. of new floorspace.
- Changes of use where the floorspace is in excess of 1000 sq.m.
- Approval of applications where proposals materially depart from approved Supplementary Planning Guidance
- Deeds of Variation or applications seeking to vary the terms of an existing Section 106 legal agreement
- Authorisation to serve an Enforcement Notice (unless urgently required in connection with a Stop Notice)
- Applications made by the Council (under Regulation 3 or Regulation 4 of the Town & Country Planning General Regulations 1992)
- Felling of trees covered by Tree Preservation Order
- Authorisation to confirm a Tree Preservation Order where objections are received to its issue
- Approval of Hedgerow Removal Notice under the Hedgerow Regulations 1997 where a hedgerow is "important"

C. 'Normal' Delegated Matters

All other applications or matters not referred to under 'A' - Determination of Applications / matters by the Planning Committee; or B - 'Delegated Panel' Procedure in addition to but not limited to the following: -

- (i) Nationally Significant Infrastructure Projects (NSIPs):
Submission of consultation responses; discharge of requirements following grant of a Development Consent Order

(DCO), and responses to applications to vary such Consent (including consents previously granted under section 36 of the Electricity Act 1989).

- (ii) Developments of National Significance (DNS): Submission of consultation responses etc.; Discharge of Conditions / Requirements on DNS applications.
- (iii) Planning Enforcement Procedures, including service and withdrawal of Notices and to institute legal proceedings for non-compliance with notices, or injunction proceedings, in conjunction with the Head of Legal Services.
- (iv) Section 106 Agreements: To authorise the entering into of Section 106 Agreements under the Town and Country Planning Act 1990

17.2 Building Regulations Delegations

The Director of Environment, the Head of Planning and Public Protection, and Building Control & Business Support Manager are granted Delegated Powers for the determination of all Building Regulations and other related matters / applications: -

- (i) To determine all applications in respect of the Building Regulations.
- (ii) To authorise the issue of infringement notices and any enforcement action with respect to Building Regulations.
- (iii) Building Act 1984
 - (a) Delegated powers for the elements of the Planning Service covered by legislation under the Building Act 1984.
 - (b) To authorise individual Officers to act as Inspectors/Authorised Officers/Enforcement Officers under legislation contained in the Building Act 1984.
 - (c) In consultation with the Head of Legal Services / solicitor to the Council, to institute legal proceedings on behalf of the Council in

respect of any offence under the above Act. (This delegation also applicable to the Principal Officer (Building Control)).

- (iv) Safety at Sports Ground Act 1975: To issue and sign the relevant Safety Certificates under the Safety at Sports Ground Act 1975 (as amended) and to take any enforcement action (the latter to be reported to the Planning Committee for information)
- (v) Safety of Stands for Spectators – Section 42 West Glamorgan Act 1987
- (vi) Retaining Walls – Section 26 West Glamorgan Act 1987

17.3 Other Delegation

The Director of Environment and the Head of Planning and Public Protection are granted Delegated Powers for the following matters: -

- (i) Natural Resources Wales (Forestry) - Consultations on Felling Proposals
 - (a) Where there are no objections, the response to Natural Resources Wales is delegated to the Director;
 - (b) Where objections are raised by local Members, relevant Community Councils, or by Officers, that the Director be delegated the power to request that this Authority be granted an extension of time, or to submit an objection to Natural Resources Wales. The matter would then be reported to the next available Planning Committee for consideration and that Committee be given plenary powers to resolve the Authority's formal decision. Relevant local Members would be invited to attend the Committee and any site visits, but would not be entitled to vote, in the same manner as in the determination of planning applications;

(ii) Neath and Port Talbot Local Access Forum

To determine future changes to the membership of the forum in consultation with either the Leader or Deputy Leader.

(iii) Rights of Entry

To authorise rights of entry to relevant Officers in respect of the following legislation:-

- (a) Town and Country Planning Act 1990 (as amended) – Section 324;
- (b) Wildlife and Countryside Act 1981 (as amended) – Section 51;
- (c) Planning (Listed Building and Conservation Areas) Act 1990 (as amended) – Sections 88 – 88B;
- (d) Planning (Hazardous Substances) Act 1990 (as amended) – Sections 36-36B;
- (e) Highways Act 1980 – Section 293;
- (f) Road Traffic Regulation Act 1984 – Section 71.
- (g) Anti Social Behaviour Act 2003 (High Hedges) – Section 74

(iv) Affordable Housing Contributions

The Head of Planning and Public Protection is granted delegated authority to review and make any necessary amendments to the charge levied for the negotiation of the Affordable Housing Contribution

Delegation Process (Development Management Matters / Applications)

1. If any Member of the Council considers that it would be more appropriate to report an application to Committee for decision, Officers will put the matter before Committee provided: -
 - a. a valid planning reason has been given by the Member (such reason to be clearly indicated within the subsequent report to Committee), and
 - b. such request has been made in writing to the Head of Planning and Public Protection or Development Manager – Planning within 14 days of the application being circulated on the ‘weekly list’ of applications²; and
 - c. subject to the Members request having been approved by a Panel comprising the Chairperson of Planning and either the Head of Planning and Public Protection or Development Manager – Planning, having regard to the need to ensure that the Planning Committee is restricted to dealing with those applications which, by reason of their complexity or local sensitivity, require detailed scrutiny by Committee, and the need for making expeditious decisions, such approval not to be withheld by the panel unreasonably. In the event of the Panel being unable to agree, the Chairperson of Planning has the casting vote.
2. To maintain accountability and transparency, reports will be prepared for all delegated matters / applications outlining the material issues for consideration together with a recommendation.
3. In the case of ‘Normal’ Delegated Matters (para 17 (i) C of Annex J), each report is to be signed by the Case Officer and Team Leader or in their absence the Development Manager – Planning or Head of Planning and Public Protection, prior to issuing the decision notice.

² This does not undermine the ability of a local Member to call in an application after a delegated panel has made a recommendation

4. Where applications are being dealt with under the 'Delegated Panel' procedure (para. 17 (i) B. of Annex J), a panel of Officers (comprising a minimum of three at Senior Planning Officer grade or above, including the Head of Planning and Public Protection and/or the Development Manager - Planning) will consider and sign off the report and its recommendation, in addition to which the following additional process will apply:-
- (a) Where following consultation with officers the relevant Ward Member(s) have agreed that the application can be determined the delegated decision can be made.
 - (b) if any Ward Member (or such Member nominated to deal with matters in the event of their absence) considers that it would be more appropriate to report the application to Committee for decision, Officers will put the matter before Committee provided a valid planning reason has been given by the Ward Member (such reason to be clearly indicated within the subsequent report to Committee) and subject to agreement of the panel procedure in 1(c) above
 - (c) In the absence of any agreement under 4(a) or representation under 4(b) that the relevant Ward Member(s) (or such Member nominated to deal with matters in the event of their absence) be advised of the proposed decision via e-mail, giving 3 working days to respond to a named officer(s) within the Department. Responses will be dealt with in accordance with (a) or (b), but if no response is received, it will be assumed that the relevant Members are satisfied that the application can be continued to be dealt with under delegated powers and the decision notice will be issued.



Having your say at Neath Port Talbot County Borough Council's Planning Committee

PROCEDURE NOTE FOR MEMBERS OF THE PUBLIC/ APPLICANTS RIGHT TO SPEAK AT PLANNING COMMITTEE

The Planning Committee decide the larger, complex or more controversial planning applications in the County Borough.

The Committee meetings usually take place on Tuesday at 2pm in Committee Rooms 1/2, in the Civic Centre, Port Talbot, SA13 1PJ (although this is subject to change), and are open to the public.

The public have a right to attend the meeting and address the Committee in accordance with the Council's approved protocol.

Who can speak at Committee?

A person wishing to speak at a Planning Committee, should be:

- An objector or spokesperson³ on behalf of a group of objectors who has a genuine interest in expressing a view on the planning merits of a proposal⁴
- A supporter of an application¹, or spokesperson on behalf of a group of supporters²
- An applicant (or the applicant's nominated agent) for the planning application
- A representative of a Town or Community Council²

³ Including any person appointed to act on behalf of a person or group

⁴ With the exception of the applicant/agent, any person wishing to speak can only do so if they (or the person they are representing) have submitted written observations to the Planning Authority on the application in question within the accepted Council deadlines.

³ The Chair of the Committee, however, has the discretion to permit a second speaker to address the Committee on a case by case basis.

Please note that: -

- Speaking is limited to one person for each of the above categories³.
- In the event of more than one person wishing to speak either for or against an application a spokesperson should be nominated. If agreement cannot be reached on nominating a spokesperson then the right to speak shall fall to the first person(s) to register a request to speak for and/or against the proposal.
- In addition, Elected Members who do not sit on the Planning Committee may attend the meeting and exercise their right to speak in accordance with current procedures as specified within the Constitution

Registering your request to speak?

If you would like to speak at Planning Committee on a specific planning application you must contact Democratic Services in writing or via email and:

- request to speak by no later than two working days prior to the meeting date, clearly indicating the item number or application number on which you wish to speak and confirming whether you are supporting or objecting to the application.
- give your name and address which will be publicly available unless there are particular reasons for confidentiality

The Chair of Planning has the discretion on a case by case basis to agree to late requests to speak.

Should an objector register to speak the Applicant/Agent will be notified by the Council of their ability to address committee. Should the applicant/agent wish to exercise that right, it will be necessary to confirm this to the Democratic Services section before 12pm on the day before the meeting.

Contact details can be found at the end of this leaflet.

What can I say to the Committee?

Under planning law, we can only take into account comments on planning issues. For example, these include loss of light or privacy, highway safety, traffic and parking issues, noise, amenity, pollution, conservation, wildlife and the design and appearance of the development (This is not an exhaustive list).

Issues which cannot be taken into account include loss of view, effect on property values, private rights, covenants and boundary disputes.

In addition to its own Planning Policies, Neath Port Talbot County Borough has to take into account Welsh Assembly Government Policies and guidance and you may wish to refer to these as well.

You must not make statements that are personal, slanderous or abusive.

Keep your address short, relevant and to the point.

The use of visual aids, circulation of plans, photographs, or other material at the Committee meeting will not be permitted.

What happens at the meeting?

1. Persons registered to speak should arrive **no later than fifteen minutes** before the meeting starts. A clerk will advise on seating arrangements and answer any queries.
2. The Chairman of the Committee will open the Meeting
3. Items where people have registered to speak, will normally be taken first on the agenda and will strictly follow the procedure set out below.
 - The item will be introduced by the Planning Officer who will give a formal presentation of the item, concluding with a formal recommendation;
 - The local Ward Member, if not on Planning Committee, will be invited to speak for a maximum of five minutes* by the Chair.
 - The representative of the Community or Town Council (if present) will then be invited to speak for a maximum of five minutes* by the Chair.
 - The Chairperson will then invite the Supporter (if present) to speak for a maximum of five minutes*;
 - The Chairperson will then invite the Objector (if present) to speak for a maximum of five minutes*;
 - The Chairperson will invite the Applicant/Agent (if present) to address Committee for a maximum of five minutes*;
 - Time limits will be strictly adhered to
 - Response by Officers if necessary to the points raised;
 - Consideration and discussion by Members before reaching a decision;
 - Immediately before the recommendation being put to a vote, the local Member (if present) will be invited to sum up, speaking for no more than 2 minutes.
 - The Objector/Supporter, Applicant/Agent or Community or Town Council representative may not take part in the Members consideration of the application and may not ask or answer questions unless specifically invited to by the Chair.

- Should any person registered to speak arrive after the fifteen minute cut off time, their opportunity to speak will be lost;
 - In the event of an application being deferred for the Planning Committee to visit the site, persons registered to speak will be allowed the opportunity to speak when the item is re-presented to Committee following the site visit.
 - At the meeting, you should not interrupt another speaker of the Committee debate.
4. Late requests to speak will not normally be accepted, although the Chair of Planning has the discretion on a case by case basis to agree to such requests.
 5. An application before committee will not be deferred if any person due to speak is unable to attend. Reserve speakers may be nominated in place of the person unable to attend. If no reserve is appointed then depending whether the person due to speak was for or against the application the opportunity to speak will fall to the next person in that category who has registered their request to speak

Please Note:

The Council Constitution provides for a maximum of 5 minutes for each speaker. The Chair always has discretion as to whether or not a person speaks and has discretion to allow longer speaking times if appropriate.

After you have exercised your right to speak

After your five minutes has expired, you will be asked to return to the public seating area where you will be able to listen to the debate within the Committee Meeting.

Following the cessation of the debate, Members will be presented with a recommendation and will vote on that recommendation.

The decision of the Committee will be clearly conveyed verbally to those in attendance at the Committee.

If you are not a Voting member of the Committee you may leave the Committee meeting at any time.

Contact Details

If you wish to address the Planning Committee, please put your request in writing to
Democratic Services:

By Post: Democratic Services
Civic Centre
Port Talbot
SA13 1PJ

By Email: democratic.services@npt.gov.uk

If you have any questions about the procedures above please contact the Democratic Services Team on 01639 763719

Website: www.npt.gov.uk

Translation/Special Requirements

If you would like this information in a different format, for example in large print, please contact Planning Services, Environment Directorate, The Quays, Brunel Way, Baglan Energy Park, SA11 2GG.

This document is also available in Welsh.

January 2017

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NEATH PORT TALBOT COUNTY BOROUGH COUNCIL

COUNCIL

25 January 2017

Report of the Head of Legal Services

Matter for Decision

Wards affected: All

Amendments to the Authority's Constitution

Purpose of the Report

1. To seek Members' approval to update the Authority's Constitution

Executive Summary

- 2.1 Various amendments have been made by the Council's Committees and Cabinet to Officer Delegation Arrangements which have been put into effect. However, approval of Council is now required in order to update the Constitution.
- 2.2 In addition due to the recent retirement of the Principal Solicitor – Property there is a need for Council to authorise his successor to have the same delegated powers that have previously been delegated to him.

Background

- 3.1 From time to time there is a necessity to make amendments to the Council's Constitution as a result of various legislative changes made by Central Government and/or decisions to amend officer delegation arrangements made by the Authority, Council Committees, Cabinet or Cabinet Boards. Appendix 1 to this report contains proposed amendments to the Constitution for the purposes of updating the Constitution; in order that it accurately reflects changes in legislation and changes to the Authority's officer delegation arrangements. Set out in each proposed amendment is a brief summary of the reason for the amendment.

- 3.2 Part 3 of the Constitution (version: 14.01.17) contains a set of Proper Officer Provisions applicable to the Head of Legal Services. Contained within those provisions are specific provisions (i.e. provisions 9 and 10 on pages 3.109 and 3.110) which authorise Mr. Aled Roderick Principal Solicitor – Property to carry out certain functions on behalf of the Authority. Mr. Roderick has now retired and consequently there is a need for Council to now authorise his successor Mr. Gareth Griffiths to carry out those functions in his place.

Financial Impact

4. No financial effects will flow from this report.

Equality Impact Assessment

5. It is not considered that an equality impact assessment is required for this decision.

Workforce Impacts

6. None

Legal Impacts

7. The amendment of the Constitution is a statutory requirement.

Risk Management

8. No risks will arise out of the implementation of the proposed recommendation.

Consultation

9. Consultation is not required.

Recommendation

- 10.1 That the Head of Legal Services be authorised to amend the Council's Constitutional (*version dated 14.01.17*) in accordance with the proposals set out in Appendix 1.

10.2 That Mr. Gareth Griffiths the newly appointed Principal Solicitor – Property be authorised to carry out those functions which were previously carried out by his predecessor Mr. Aled Roderick: i.e. provisions 9 and 10 of the Head of Legal Services Proper Officer Provisions (Pages 3.109 and 3.110 of the Constitution (version 14.01.17)).

10.3 That the Head of Legal Services be authorised to undertake any reordering and renumbering of the Constitution that he considers is necessary, in order to improve the format and layout of that document so that it becomes a more user friendly document for readers.

Reason for proposed decision

11. In order to update the Constitution so that it accurately reflects current delegation arrangements made to officers.

Appendices

12. Appendix 1 – Proposed Amendments to Constitution.

List of Background Papers

13. Council Constitution (version 14.01.17)

Officer Contact

David Michael – Head of Legal Services
Tel: 01639 763368 email: d.michael@npt.gov.uk

Paul Watkins – Corporate Solicitor
Tel: 01639 763761 email: p.watkins1@npt.gov.uk

APPENDIX 1

Proposed Amendments to Council Constitution

1. PART 3 – CHIEF EXECUTIVE DELEGATION ARRANGEMENTS

Page 3.67 – Baglan Bay Company Limited

Replace the existing wording with:-

“Mr. Steven Phillips and Mr. Gareth Nutt are to act as Directors of the Baglan Bay Company Limited.”

Reason: Decision made by Cabinet.

2. PART 3 – DIRECTOR OF EDUCATION, LEISURE AND LIFELONG LEARNING DELEGATION ARRANGEMENTS

Page 3.71 – Authority to Prosecute for Non-attendance, School Attendance Order and Education Supervision Order

Add in the following provision:

“(iii) The Manager of the School and Family Support Team and the Senior Education Welfare Officer be authorised to issue and withdraw penalty notices in relation to non-attendance.”

Reason: Children, Young People and Education Cabinet Board decision.

3. PART 3 – DIRECTOR OF EDUCATION, LEISURE AND LIFELONG LEARNING DELEGATION ARRANGEMENTS

Page 3.71 – Education

Add in the following provision:-

“6. Childcare Facilities within Schools

The Head of Participation be authorised to develop childcare facilities on School sites and to report back to Members on an annual basis.”

Reason: Children, Young People and Education Cabinet Board decision.

4. PART 3 – DIRECTOR OF SOCIAL SERVICES HEALTH AND HOUSING DELEGATION ARRANGEMENTS

Page 3.115 – Housing Services

6. The Housing Grants, Construction, Regeneration Act 1996 as amended.....

Add in the following words:-

“The administration and approval of loan assistance under the 1996 Act (as amended).”

Reason: Social Care, Health and Housing Cabinet Board decision.

5. PART 3 – DIRECTOR OF SOCIAL SERVICES, HEALTH AND HOUSING DELEGATION ARRANGEMENTS

Page 3.117 – Environmental Health and Trading Standards Schedule 1

(A) Add the following statutory provisions to the list of legislation set out in the schedule:-

- (1) Animal By-products (Enforcement) (No. 2) (Wales) Regulations 2011.
- (2) Official Feed and Food Control (Wales) Regulations 2009.
- (3) Trade in Animals and Related Products (Wales) Regulations 2011.
- (4) Food Information (Wales) Regulations 2014.
- (5) Food Supplements (Wales) Regulations 2003.

- (6) Nutrition and Health Claims (Wales) Regulations 2007.
- (7) Animal By-products (Enforcement) (Wales) Regulations 2014.
- (8) Control of Horses (Wales) Act 2014.
- (9) Mobile Homes (Wales) Act 2013
- (10) Housing (Wales) Act 2014.
- (11) Consumer Rights Act 2015.

Reasons: Social Care Health & Housing and Environment & Highways Cabinet Board decisions.

(B) The entries in Schedule 1 for the following statutory pieces of legislation should add in the words “and any Regulations made thereunder.”

- (1) Agriculture Act 1970
- (2) Consumer Protection Act 1987.
- (3) Food Safety Act 1990.
- (4) Weights and Measures Acts 1976 and 1985.

Reason: Social Care, Health and Housing Cabinet Board decision.

6. PART 3 – DIRECTOR OF ENVIRONMENT DELEGATION ARRANGEMENTS

Page 3.137 – 2(b) Highways Act 1980.

Add in the following provision:-

“Under Section 291, having due regard to the equalities impact assessment, authority is delegated to the Director of Environment, Head of Engineering and Transport and the Head of Streetcare (and other

named officers) to sign and serve notice to enter land in accordance with the section, where required to undertake the Council's statutory duties."

Reason: Environment and Highways Cabinet Board decision.

7. PART 3 – DIRECTOR OF ENVIRONMENT DELEGATION ARRANGEMENTS

Page 3.146 – 9. Land Drainage Issues

Replace the provision "The Head of Streetcare be granted delegated authority to exercise the powers available under Section 64 of the Land Drainage Act 1991, if deemed necessary" with the following provision:

"Authority is delegated to the Director of Environment, Head of Engineering and Transport, Head of Streetcare (and the Officers listed in Appendix A of the circulated report) to enter land in accordance with Section 64 of the Land Drainage Act 1991 where required, to fulfil the Council's statutory functions."

Reason: Environment and Highways Cabinet Board decisions.

8. PART 3 – DIRECTOR OF FINANCE AND CORPORATE SERVICES DELEGATION ARRANGEMENTS

Page 3.92 – Licensing
(iv) Licensing Authorisations

Add the following authorisations to those under "1.0 Hackney Carriage and Private Hire Licensing"

(A) "1.2 Suspension of Hackney Carriage and Private Hire Drivers Licences.

- (1) Delegated authority is granted to both the Head of Legal Services and the Licensing Manager, to lift the suspensions imposed on a hackney carriage or private hire vehicle driver licence, where the licence has previously been suspended for a medical reason;

- (2) that the power to lift the suspension be subject to consultation with the legal adviser and the Chair or Vice Chair of the Committee and that the matter be reported to the Registration and Licensing Committee.”

(B) 1.3 Suspension of Vehicle Licences

“The power to suspend a Hackney Carriage or Private Hire Vehicle Licence, under Section 60 of the Local Government (Miscellaneous Provisions) Act 1976 is delegated to the Director of Finance and Corporate Services, the Head of Legal Services and the Licensing Manager, as detailed in the circulated report.”

Reasons: Registration and Licensing Committee decisions.

9. PART 3 – DIRECTOR OF FINANCE AND CORPORATE SERVICES DELEGATION ARRANGEMENTS

Page 3.93 – Licensing
(iv) Licensing Arrangements

The following provisions are added to the current provisions set out in the “Other Licence/Registrations provisions:-

“The power to grant a licence and impose conditions on a licence under the following legislation be delegated to each of the following, the Director of Finance and Corporate Services, Head of Legal Services and the Licensing Manager:

- Animal Boarding Establishments Act 1963
- Riding Establishments Act 1964
- Dangerous Wild Animals Act 1976
- Pet Animals Act 1951
- Performing Animals (Regulation) Act 1925
- Zoo Licensing Act 1981

The power to grant the above licence would be subject to the following:-

- All new licence applications that are premises based to be notified to local members

- Consultation on licence applications to be sought in accordance with legal or policy requirements
- That there are no objections to the application.”

Reason: Registration and Licensing Committee decision

10. PART 3 – DIRECTOR OF FINANCE AND CORPORATE SERVICES DELEGATION ARRANGEMENTS

Page 3.93 – Licensing

Add in a new provision as follows:-

“(xii) Breeding of Dogs (Wales) Regulations 2014

The following powers contained in the Breeding of Dogs (Wales) Regulations 2014 be delegated to both the Head of Legal Services and the Licensing Manager

- Power to grant a licence
- Power to refuse a licence
- Power to renew a licence
- Power to vary a licence
- Power to vary a licence with immediate effect
- Power to impose conditions
- Power to suspend a licence
- Power to suspend a licence with immediate effect
- Power to reinstate a suspended licence
- Power to revoke a licence

Reason: Registration and Licensing Committee decision

11. PART 3 – DIRECTOR OF FINANCE AND CORPORATE SERVICES DELEGATION ARRANGEMENTS

Pages 3.102 to 3.107 – Head of Legal Services – Proper Officer provisions.

9. Mr. Iwan Davies, Principal Solicitor – Litigation and Mr. Aled Roderick – Principal Solicitor Property..... authorised signatories and Proper Officers.

10. Deputising for Head of Legal Services.

Replace the authorisations in provisions 9 and 10 above to “Mr. Aled Roderick – Principal Solicitor Property” with authorisations to Mr. Gareth Griffiths – Principal Solicitor Property

Reason: Mr. Roderick has retired from the Authority and his post as Principal Solicitor – Property has now been filled by Mr. Griffiths.

12. PART 4 – FINANCIAL PROCEDURE RULES – RISK MANAGEMENT AND CONTROL OF RESOURCES

Page 4.142 – Audit Requirements – Key Controls

Replace the current paragraph 4.9.7 with the following provision:-

“The internal auditors comply with the Public Sector Internal Audit Standards (PSIAS) which were adopted by the Relevant Internal Audit Standards Setters (RIASS) from 1st April 2013. The PSIAS encompasses the mandatory elements of the Institute of Internal Auditors (IIA) International Professional Practises Framework (IPPF).”

Reason: Audit Committee were advised of this change at their meeting in March 2014; but the provision in the Constitution has not been updated to reflect this change.

13. PART 3 – DIRECTOR OF SOCIAL SERVICE, HEALTH AND HOUSING DELEGATION ARRANGEMENTS

Page 3.115 to 3.134

(C) Environmental Health and Trading Standards

Remove all the delegations listed under “(C) Environmental Health and Trading Standards” from the Director of Social Services, Health and Housing Delegation Arrangements and insert them all into the “Director of Environment Delegation Arrangements” in Part 3 of the Constitution.

Reason: Due to a restructuring of the responsibility of functions of Cabinet Boards in the Authority, a responsibility for Environmental Health and Trading Standards matters now rest with the Environment &

Highways Cabinet Board. Environmental Health & Trading Standards officers have now been transferred to the Environment Directorate. Accordingly, the executive have rescinded the previous delegations to the Director of Social Services and have in 2016 made new delegations to the Director of Environment.

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NEATH PORT TALBOT COUNTY BOROUGH COUNCIL

Council

25 January, 2017

Report of the Head of Corporate Strategy and Democratic Services - K.Jones

Matter for Decision

Wards Affected: All

Outside Body Representation Arrangements

Purpose of the Report

1. To make amendments to the Council's Outside Body representation arrangements.

Executive Summary and Background

Following the Authority's ongoing review into its Outside Body membership, the changes contained in the Recommendations below are needed to reflect the current arrangements.

Financial Impact

2. There are no financial impacts associated with this report.

Equality Impact Assessment

3. There are no equality impacts associated with this report.

Workforce Impacts

4. There are no workforce impacts associated with this report.

Legal Powers

5. Section 15 of the Local Government and Housing Act 1989

<http://www.legislation.gov.uk/ukpga/1989/42/contents>

Risk Management

6. There are no significant risk management issues associated with this report.

Consultation

7. There is no requirement under the Constitution for external consultation on this item.

Recommendation

8. That Council approves the following outside body arrangements:
9. That Councillor J.Warman be replaced by Councillor Mrs C.Edwards as the Authority's representative on the Community Health Council, as Councillor Warman has reached the maximum number of years he can sit on the Community Health Council in line with its own Rules;
10. That Councillor A.Jenkins be removed from Valuation Tribunal for Wales (Appeals), following his resignation from the panel in May 2016;
11. That Neath Port Talbot College Corporation Board be removed from the list of Outside Bodies represented by Elected Members of the Authority, as the Board no longer needs representation from the Local Authority;
12. That the list of Outside Bodies represented by Elected Members of the Authority be updated, by renaming Care and Repair NPT as 'Care and Repair Western Bay', following the merger between Care and Repair NPT and Care and Repair Swansea.

Reason for Proposed Decision

13. To update the Council's Outside Body arrangements.

Implementation of Decision

14. The decision is for immediate implementation.

List of Background Papers

15. The Constitution - Neath Port Talbot County Borough Council

<https://www.npt.gov.uk/pdf/constitution.pdf>

Officer Contact

Karen Jones - Head of Corporate Strategy and Democratic Services

Tel: 01639 763284 e-mail: k.jones3@npt.gov.uk

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EXECUTIVE DECISION RECORD

CABINET

19 OCTOBER 2016

Cabinet Members:

Councillors: A.H.Thomas, P.A.Rees, M.L.James, E.V.Latham,
Mrs.S.Miller, P.D.Richards, J.Rogers, A.J.Taylor and
A.N.Woolcock

Officers in Attendance:

S.Phillips, H.Jenkins, A.Evans, G.Nutt, N. Jarman, Mrs.K.Jones, Mrs.S.Rees
and Mrs.A.Manchipp

1. **CORPORATE RISK REGISTER**

Decision:

That the progress made by the Council in managing the Council's most significant risks, as identified in the Corporate Risk register for the period 1 April to 30 September 2016, be noted and the updates contained therein, be approved.

Reasons for Decision:

1. To ensure the effective implementation of the Council's Corporate Risk Management Policy;
2. To support the Council in discharging its duty to be efficient, transparent and accountable to local people and to observe high standards of corporate governance.

Implementation of Decision:

The decision will be implemented after the three day call in period.

2. **URGENT ITEM**

Because of the need to deal now with the matter contained in Minute No 3 below, the Chairman agreed that this could be raised at today's meeting as an urgent item pursuant to Section 100B (4) (b) of the Local Government Act 1972.

Reason

Due to the time element.

3. **RESETTLEMENT OF VULNERABLE CHILDREN**

Decisions:

1. That the Director of Social Services, Health and Housing be authorised to formally participate in the UK Government's National Transfer Scheme of Unaccompanied Asylum Seeking Children and the Vulnerable Children's Resettlement Programme;
2. That the Director of Social Services, Health and Housing be authorised to agree to receive up to six children and young people under the UK Government's National Transfer Scheme of Unaccompanied Asylum Seeking Children or the Vulnerable Children's Resettlement Programme or a combination of both schemes, (but that it be noted that the Authority had capacity to take upto10 children and young people), subject to the Home Office providing sufficient funds to cover the full costs associated with resettling those children/young people;
3. That the Director of Social Services, Health and Housing be authorised to enter into such grant agreements or contracts that may be necessary to give effect to the Council's participation in UK Government's National Transfer Scheme of Unaccompanied Asylum Seeking Children and the Vulnerable Children's Resettlement Programme.

Reason for Decisions:

To provide the authority to participate in UK Government's National Transfer Scheme of Unaccompanied Asylum Seeking Children and the Vulnerable Children's Resettlement Programme.

Implementation of Decisions:

The decisions will be implemented after the three day call in period.

4. **ACCESS TO MEETINGS**

RESOLVED: that pursuant to Regulation 4(3) and (5) of Statutory Instrument 2001 No 2290, the public be excluded for the following item of business which involved the likely disclosure of exempt information as defined in Paragraph 15 of Part 4 of Schedule 12A of the Local Government Act 1972.

5. **WORKFORCE STRATEGY**

Decision:

That the private report be noted.

CHAIRPERSON

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EXECUTIVE DECISION RECORD

CABINET

26 OCTOBER 2016

Cabinet Members:

Councillors: A.H.Thomas, P.A.Rees, M.L.James, E.V.Latham,
Mrs.S.Miller, P.D.Richards, J.Rogers and A.N.Woolcock

Officers in Attendance:

S.Phillips, H.Jenkins, A.Evans, N. Jarman, G.Nutt, A.Thomas,
Mrs.R.Crowhurst and Mrs.A.Manchipp

1. **MEMBERS' DECLARATIONS OF INTEREST**

The following Members made declarations of interest at the commencement of the meeting:-

Councillor P.A.Rees

Re: the Report of the Head of Transformation on the Strategic School Improvement Programme: Proposal to establish a Special Education Nurture Centre (SENC) at Cefn Saeson Comprehensive School as he is a Governor at the school.

Councillor J.Rogers

Re: the Report of the Head of Transformation on the Strategic School Improvement Programme: Proposal to Open a 3-16 School to Replace Groes Primary School and Dyffryn School as he is Chair of Governors at the Groes Primary School.

2. **BUDGET MONITORING**

Members sought clarity in relation to

- the dilapidation costs being incurring in relation to the leasing of workshops by the Authority and were advised that this was in relation to reinstating the building to its original condition as per the lease;
- the future of Beaufort House – this had yet to be decided, although Ward Members would be advised;
- Members requested a date for the demolition of the Tesco Car Park in Neath Town Centre.

Decisions:

1. That management arrangements be put in place to minimise overspends and any adverse impact on reserves;
2. That the additional grants received, as specified in the circulated report, be noted;
3. That the proposed reserve movements and budget virements be approved and that those exceeding £500,000 be commended to Council for approval.

Reason for Decisions:

To update the Council's budget for additional grants received, budget virements and reserve movements in line with the Council's Constitution.

Implementation of Decisions:

The decisions will be implemented after consultation with the Scrutiny Committee and then consideration and approval by Council.

3. **CAPITAL PROGRAMME MONITORING**

Decision:

That the proposed 2016/17 Capital Programme totalling £54.469m, as contained in the circulated report, be commended to Council for approval

and that the position in relation to expenditure as at 30 September, 2016, be noted.

Reason for Decision:

To update the capital programme for 2016/17 and inform Members of the current year spend to date.

Implementation of Decision:

The decision will be implemented after consultation with the Scrutiny Committee and approval by Council.

4. **MID YEAR TREASURY MANAGEMENT**

Decision:

That the Treasury Management activities for this financial year, be noted together with the way in which they relate to the proposed activities within the original 2016/17 Treasury Management Strategy and Annual Investment Strategy Statements.

5. **STRATEGIC SCHOOL IMPROVEMENT PROGRAMME: PROPOSAL TO OPEN A 3-16 SCHOOL TO REPLACE GROES PRIMARY SCHOOL AND DYFFRYN SCHOOL**

Decisions:

1. That, having given due regard to the impact assessments in relation to equality, risk, community usage and Welsh language, and in line with Section 48 of the School Standards and Organisation (Wales) Act 2013, consultation on the proposal to establish an English-medium, community school to replace Groes Primary and Dyffryn School, both of which will be discontinued, be approved;
2. That the proposed date of implementation be 1 September, 2018.

Reasons for Decisions:

This decision is necessary to comply with the formal consultation requirements imposed on the Council by the School Organisation Code. Subject to the outcome of consultation, implementation of the proposal will enable the Council to promote high educational standards and the

fulfilment of every child's potential. It will also enable the Council to meet its duty to secure efficient education in its area.

Implementation of Decisions:

The decision is for immediate implementation the Chairman of the Scrutiny Committee had agreed to this course of action. There would therefore be no call in of these decisions.

Consultation:

This school organisation proposal is being brought forward under the Council's Strategic School Improvement Programme. Formal consultation is required in line with the Welsh Government's School Organisation Code, July 2013, which specifies the procedures to be followed, including the content of the consultation document and those to be consulted.

Subject to approval, it is intended to consult on this proposal between 31 October 2016 and 11 December 2016 - Responses to the consultation will be reported to Cabinet for consideration by Members.

Pre-planning application consultation on the initial designs for the new school build was currently being consulted upon.

STRATEGIC SCHOOL IMPROVEMENT PROGRAMME: PROPOSAL TO ESTABLISH A SPECIAL EDUCATION NURTURE CENTRE (SENC) AT CEFN SAESON COMPREHENSIVE SCHOOL

Decisions:

1. That having given due regard to the impact assessments in relation to equality, risk, community usage and Welsh language, and in line with Section 48 of the School Standards and Organisation (Wales) Act 2013, consultation on the proposal to establish A Special Education Nurture Centre at Cefn Saeson Comprehensive School, be approved;
2. That the proposed date of implementation be the Spring Term 2017.

Reason for Decision:

This decision is necessary to comply with the formal consultation requirements imposed on the Council by the School Organisation Code. Subject to the outcome of consultation, implementation of the proposal will enable the Council to promote high educational standards and the fulfilment of every child's potential. It will also enable the Council to meet its duty to secure efficient education in its area.

Implementation of Decision:

The decisions are for immediate implementation, the Chairman of the Scrutiny Committee had agreed to this course of action. There would therefore be no call in of these decisions.

Consultation:

This school organisation proposal is being brought forward under the Council's Strategic School Improvement Programme. Formal consultation is required in line with the Welsh Government's School Organisation Code, July 2013, which specifies the procedures to be followed, including the content of the consultation document and those to be consulted.

Subject to approval, it is intended to consult on this proposal between 31 October 2016 and 11 December 2016. Responses to the consultation will be reported to Cabinet for consideration by Members.

It is to be noted that officers have met with the governing body of Cefn Saeson Comprehensive School and governors have indicated their support for this proposal.

CHAIRPERSON

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EXECUTIVE DECISION RECORD

CABINET

23 NOVEMBER, 2016

Cabinet Members:

Councillors: A.H.Thomas, P.A.Rees, E.V.Latham, J.Rogers, A.J.Taylor
and A.N.Woolcock

Officers in Attendance:

S.Phillips, H.Jenkins, A.Evans and Mrs.A.Manchipp

1. **COUNCIL TAX BASE**

Decisions:

1. That the 2017-18 net Council Tax Base of 46,641.68 for the whole of the County Borough be approved;
2. That the amounts shown for each of the Town and Community Council areas, be approved, as follows:-

Blaengwrach	355.53
Blaenhonddan	4,527.93
Briton Ferry	1,831.25
Clyne and Melincourt	253.84
Coedffranc	3,455.15
Crynant	658.04
Dyffryn Clydach	1,075.22
Glynneath	1,353.26
Neath	6,372.35
Onllwyn	354.91
Pelenna	384.77
Resolven	717.86
Seven Sisters	613.39
Tonna	826.49
Cilybebyll	1,855.58

Cwmllynfell	373.23
Gwauncaegurwen	1,309.16
Pontardawe	2,386.10
Ystalyfera	1,565.69

Reason for Decisions

To determine the Council Tax Base for 2017/18, to enable the Council to forward the tax base to the Welsh Government within the required timescales

Implementation of Decisions

The decisions are urgent ones for immediate implementation, the Scrutiny Chair had agreed to this course of action and there would therefore be no call of these decisions.

CHAIRPERSON

EXECUTIVE DECISION RECORD

CABINET

7 DECEMBER, 2016

Cabinet Members:

Councillors: A.H.Thomas, M.L.James, E.V.Latham, Mrs.S.Miller,
P.D.Richards, J.Rogers and A.N.Woolcock

Officers in Attendance:

H.Jenkins, A.Evans, S.Brennan, Mrs.S.Rees, Mrs.K.Jones, R.George,
S.Burgess and Mrs.A.Manchip

1. **MEMBERS' DECLARATIONS OF INTEREST**

The following Members made declarations of interest at the commencement of the meeting:-

Councillor M.L.James	Re the Report of the Head of Corporate Strategy and Democratic Services on the Community Review 2016 as he is a Member of Pontardawe Town Council and confirmed his dispensation.
Councillor Mrs.S.Miller	Re the Report of the Head of Corporate Strategy and Democratic Services on the Community Review 2016 as she is a Member of Neath Town Council and confirmed her dispensation to speak but not vote.
Councillor Mrs.S.Miller	Re Re the Report of the Head of Corporate Strategy and Democratic Services on the Wellbeing of Future Generations Act-Impact and Implications as she is employed by

ABMU and confirmed her dispensation to speak but not vote.

2. **WAO COMPLIANCE STATEMENT**

Decision:

That the Wales Audit Office Certificate of Compliance, attached at Appendix 1 to the circulated report, be noted.

3. **COMMUNITY REVIEW 2016**

Members requested sight of Map G, in relation to the alteration to the Taibach and Margam community boundaries referred to in the circulated report and were advised that the relevant boundary location maps (A-G) had not been made available at the time of printing the report. Members would be able to view the specific boundary plans, which remained unchanged from the final proposals submitted by Council to Welsh Government, when they had been received by Officers.

Members asked about potential changes to the Council Tax precept levies by Town and Community Councils caused by the Community Review. It was explained that as the boundary alterations were relatively minor any change to the relevant precept levels would be negligible.

Cabinet was reminded that the implementation date would be 4 May 2017 and that there was a typographical area on Schedule 2 4 (1) which should read:

‘There shall be the addition of 2 Community Councillors for the Godrergraig Ward’.

Decisions:

1. That the Neath Port Talbot (Communities) Order 2016 drafted by the Welsh Government, attached at Appendix 2 to the circulated report, be noted;
2. That the content of The Neath Port Talbot County Borough Council (Change to internal warding arrangements and Community Council and Town Council Electoral Arrangements) Order 2016, attached

at Appendix 1 to the circulated report, be approved subject to the typographical amendment referred to above;

3. That the Head of Legal Services be authorised to execute the Order following confirmation that the Welsh Government had published their relevant Order.

Reason for Decisions:

To comply with the statutory responsibilities as outlined in Section 55 of the Local Government Act 1972.

Implementation of Decisions:

The decisions will be implemented after the three day call in period.

4. **WELLBEING OF FUTURE GENERATIONS ACT - IMPACT AND IMPLICATIONS**

Decisions:

1. That the new statutory requirements contained within the Well-being of Future Generations (Wales) Act 2015 in relation to the setting and publishing of well-being objectives and the sustainable development principle, be noted;
2. That the suggested programme of work to set and publish the Council's well-being objectives in the Council's updated Corporate Plan (September 2017), be approved;
3. That the roll-over of the Council's current six corporate improvement objectives and the updating of the underpinning improvement activity for the period April – September 2017, as contained in the circulated report, be approved.

Reasons for Decisions:

1. To ensure the Council discharges its statutory duties which are still extant within the Local Government (Wales) Measure 2009 and the new statutory requirements contained within the Well-being of Future Generations (Wales) Act 2015;

2. To support the Council in discharging its duty to be efficient, transparent and accountable to local people and to observe high standards of corporate governance.

Implementation of Decisions:

The decisions will be implemented after the three day call-in period.

5. **ACCESS TO MEETING**

RESOLVED: that pursuant to Regulation 4(3) and (5) of Statutory Instrument 2001 No 2290, the public be excluded for the following item of business which involved the likely disclosure of exempt information as defined in Paragraph 15 of Part 4 of Schedule 12A of the Local Government Act 1972.

6. **THE JOINT RESILIENCE UNIT**

Members were advised that a further report would be presented to Members on proposed reporting arrangements for the Emergency Planning Team.

Decisions:

1. That, for the reasons contained in the private circulated report, the Joint Resilience working relationship with the City and County of Swansea, be terminated, with effect from 1 January 2017;
2. That the establishment of an Emergency Planning Team within the Authority's HR Division, be approved.

Reason for Decisions:

To ensure that the Council can meet statutory obligations under the Civil Contingencies Act (2004).

Implementation of Decisions:

The decisions are for immediate implementation. The Chairman of the relevant Scrutiny Committee had agreed to this course of action. There would therefore be no call in of these decisions.

CHAIRPERSON

Page 124

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EXECUTIVE DECISION RECORD

CABINET

4 JANUARY, 2017

Cabinet Members:

Councillors: A.H.Thomas, P.A.Rees, M.L.James, E.V.Latham,
P.D.Richards, J.Rogers, A.J.Taylor and A.N.Woolcock

Officers in Attendance:

S.Phillips, A.Evans, G.Nutt, R.Gordon, Mrs.R.Crowhurst, Mrs.A.Manlipp
and Ms.N.Headon

1. **MEMBERS' DECLARATIONS OF INTEREST**

The following Members made declarations of interest at the commencement of the meeting:-

Councillor J.Rogers

Re the report of the Head of Transformation in relation to Dyffryn Comprehensive/Groes Primary School as he is Chair of Governors of Groes Primary School and confirmed his dispensation to both speak and vote thereon;

Councillor A.J.Taylor

Re the report of the Head of Transformation in relation to Dyffryn Comprehensive/Groes Primary School as his daughters attend the schools under consideration and took no part in discussion or voting thereon.

2. **DYFFRYN COMPREHESIVE/GROES PRIMARY SCHOOLS**

Decisions:

1. That, having given due regard to the responses to consultation and the impact assessments in relation to equality, risk, community usage and Welsh language, the statutory publication of a proposal to establish an English-medium, community school to replace Groes Primary and Dyffryn School, both of which will be discontinued, be approved, in line with Section 48 of the School Standards and Organisation (Wales) Act 2013;
2. That the proposed date of implementation be 1 September, 2018;
3. That the Notice of the proposal be published on 5 January, 2017, allowing 28 days for receipt of objections.

Reason for Decisions:

These decisions are necessary to comply with the formal publication requirements of the School Organisation Code and associated legislation. A draft statutory notice was attached to the circulated report, as appendix F. Implementation of the proposal will enable the Council to promote high educational standards and the fulfillment of every child's potential. It will also enable the Council to meet its duty to secure efficient education in its area.

Implementation of the Decisions:

The decision is for immediate implementation. The Chairman of the relevant scrutiny Committee had agreed to this course of action, there would therefore be no call in of these decisions.

CHAIRPERSON

EXECUTIVE DECISION RECORD
CABINET BOARD - 15 DECEMBER, 2016
POLICY AND RESOURCES CABINET BOARD

Cabinet Board Members:

Councillors: A.H.Thomas (Chair), A.N.Woolcock and E.V.Latham

Officers in Attendance:

H.Jenkins, Mrs.A.Manchipp and Miss.C.Davies

1. **APPOINTMENT OF CHAIRMAN**

Agreed that Councillor A.H.Thomas be appointed Chairman for the meeting.

2. **MEMBER'S DECLARATIONS OF INTEREST**

The following Member made declarations of interest at the commencement of the meeting:

Councillor A.H.Thomas

Re report of the Director of Finance and Corporate Services on Third Sector Grant Funding as it relates to DANSA Transport and Dove Workshops as he is a Board Member on both organisations.

3. **MINUTES OF THE POLICY AND RESOURCES CABINET BOARD HELD ON 2 NOVEMBER, 2016.**

Noted by the Committee.

4. **FORWARD WORK PROGRAMME 2016/17**

Noted by the Committee.

5. **MISCELLANEOUS GRANT FUND APPLICATION**

Decision:

That the application for grant funding received from Bibles for Children Bath be approved in the sum of £100.

Reason for Decision:

To decide on providing financial support in respect of the grant applications received.

Implementation of Decision:

The decision will be implemented after the three day call in period.

6. **THIRD SECTOR GRANT FUNDING - AWARD OF GRANTS 2017/18**

(Councillor A.H.Thomas disclosed an interest in this item as it related to Dove Workshops and DANSA Transport and withdrew from the meeting- Councillor A.N.Woolcock took the Chair for this item, Councillor E.V.Latham substituted).

Decisions:

1. That the monitoring arrangements for the current recipients of third sector grant funding, be noted;
2. That the award of Grants to the Third Sector organisations as set out in Appendices 1 and 2 to the circulated report, be approved;
3. That grants not be awarded to the applications as set out in Appendix 3 to the circulated report.

Reason for Decisions:

To approve grants to third sector organisations in line with the Council's Scheme.

Implementation of Decisions:

The decisions will be implemented after the three day call in period.

7. **COUNCIL TAX AND BUSINESS RATES- REPRESENTATIVES AT
MAGISTRATES COURT PROCEEDINGS**

Decision:

That the following revised list of people to represent the Authority in proceedings before a Magistrates Court for the purpose of the recovery of Council Tax and Business Rates, be approved:-

Mrs A Hinder
Mrs R Stanbury
Mrs Lisa Morgan
Mrs A Greenway
Miss V Edwards
Mrs P Roberts
Mrs I Smith
Mrs L Lewis
Mr C Watkins

Reason for Decision:

To confirm officers authorised to represent the Authority at Magistrate Court proceedings.

Implementation of Decision:

The decision will be implemented after the three day call in period.

8. **TREASURY MANAGEMENT MONITORING**

Decision:

That the report be noted.

9. **SUPPLY OF VARIOUS FOOD PRODUCTS AND ASSOCIATED ITEMS**

Decisions:

1. That the requirements for competition be excluded and Rule 2.2 of the Council's Contracts Procedure Rules be suspended;
2. That authority be given to make a direct award to the Suppliers and for the Council to enter into contract with the Suppliers for the Supply of the Products as set out below for a period of six months from the following dates together with an option to extend up to a maximum of a further six months:

Soft Drinks, Crisps, Snacks and Confectionery from 1 January 2017

Alcoholic and Associated Beverages from 1 March 2017

Fruit and Vegetables from 1 March 2017

Water Coolers from 1 June 2017

Reason for Decisions:

To ensure continuity of Supply of the Products pending the implementation of new contracts under the NPS Frameworks.

Implementation of Decisions:

The decisions will be implemented after the three day call in period.

10. **QUARTERLY PERFORMANCE MANAGEMENT DATA 2016-2017 - QUARTER 2 PERFORMANCE (1ST APRIL 2016- 30TH SEPTEMBER 2016)**

Decision:

That the last bullet point on page 55 of the circulated report in relation to School exclusions be amended to reflect the current position.

11. **WELSH LANGUAGE STANDARDS**

Decision:

That the response received from the Welsh Language Commissioner as contained in the circulated report together with the dialogue now taking place between officers of the Council and representatives of the Welsh Language Commissioner with a view to agreeing a mutually agreeable position in relation to the Compliance Notice, be noted.

Reason for Decision:

To endorse the actions taken by officers to achieve a mutually agreeable position in relation to those Welsh Language Standards the Council has identified as being difficult or impossible to comply with.

Implementation of Decision:

The decision will be implemented after the three day call in period.

12. **STRATEGIC EQUALITY PLAN ANNUAL REPORT 2015-2016**

Decision:

That the contents of the Annual Report 2015-2016, attached at Appendix 1 to the circulated report, be noted.

13. **ACCESS TO MEETINGS**

Decision:

That pursuant to Regulation 4(3) and (5) of Statutory Instrument 2001 No. 2290, the public be excluded for the following items of business which involved the likely disclosure of exempt information as defined in Paragraph 12 and 14 of Part 4 of Schedule 12A to the Local Government Act 1972.

14. **WRITE OFF OF BUSINESS RATES**

Decision:

That the write off of the amounts as described in the private circulated report, be approved.

Reason for Decision:

The accounts are irrecoverable.

Implementation of Decision:

The decision will be implemented after the three day call in period.

15. **WRITE OFF OF COUNCIL TAX**

Decision:

That the write off of the amounts as described in the private circulated report, be approved.

Reason for Decision:

The accounts are irrecoverable.

Implementation of Decision:

The decision will be implemented after the three day call in period

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16. **HOUSING BENEFITS WRITE OFFS**

Decision:

That the write off of the amounts as described in the private circulated report, be approved.

Reason for Decision:

The accounts are irrecoverable for the reasons given in the private circulated report.

Implementation of Decision:

The decision will be implemented after the three day call in period.

17. **SUNDRY DEBTOR WRITE OFFS**

Decision:

That the debts as contained in the private circulated report, be written off.

Reason for Decision:

The amounts due are irrecoverable.

Implementation of Decision:

The decision will be implemented after the three day call in period.

18. **HARDSHIP RELIEF**

Decision:

That the application for Business Rates Hardship Relief for the Neath store of H.H.F., be refused.

Reason for Decision:

1. The council and police are taking action to try to minimise anti-social behaviour. Benches located outside the Neath store have been removed as this was highlighted as a major issue by the company directors.
2. Other local businesses may also apply for hardship relief.

Implementation of Decision:

The decision will be implemented after the three day call in period.

CHAIRPERSON

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EXECUTIVE DECISION RECORD
CABINET BOARD - 15 DECEMBER 2016
POLICY AND RESOURCES CABINET BOARD

Cabinet Board Members:

Councillors: A.H.Thomas (Chairperson) and A.N.Woolcock

Officers in Attendance:

Ms.H.Lewis and Miss.C.Davies

1. **APPOINTMENT OF CHAIRPERSON FOR THIS MEETING.**

Agreed that Councillor.A.H.Thomas be appointed chairperson for the meeting.

2. **ACCESS TO MEETINGS**

RESOLVED: that pursuant to Section 100A(4) and (5) of the Local Government Act 1972, the public be excluded for the following items of business which involved the likely disclosure of exempt information as defined in Paragraph 14 of Part 4 of Schedule 12A to the above Act.

3. **GLAMORGAN FURTHER EDUCATION TRUST FUND**

Decision:

That the applications for awards as detailed in appendices B and C of the private circulated report, made out of the Glamorgan Further Education Trust Fund for the academic year 2016/2017 to eligible applications received on or before the closing date, be approved.

Reason for Decision:

To provide appropriate financial support for students who would otherwise suffer hardship

Implementation of Decision:

The Decision will be implemented after the three day call in period.

CHAIRPERSON

EXECUTIVE DECISION RECORD
CABINET BOARD - 3 NOVEMBER 2016
CHILDREN, YOUNG PEOPLE AND EDUCATION

Cabinet Board Members:

Councillors: P.D.Richards (Chairperson) and M.L.James

Officers in Attendance:

C.Millis, J.Hodges, A.Jarrett and Mrs.J.Woodman-Ralph

1. **APPOINTMENT OF CHAIRPERSON**

Agreed that Councillor P.D.Richards be appointed Chairperson for the meeting.

2. **MINUTES OF THE PREVIOUS CHILDREN, YOUNG PEOPLE AND EDUCATION CABINET BOARD HELD ON 8 SEPTEMBER, 2016**

Noted by the Committee.

3. **FORWARD WORK PROGRAMME 2015/16**

Noted by Committee.

4. **REPORT OF THE CHILDREN AND YOUNG PEOPLE SERVICES IMPROVEMENT MEMBER PANEL ON SOCIAL WORK TEAMS 2015/16**

Decision:

That the report be noted.

5. **WELSH IN EDUCATION STRATEGIC PLAN (PERMISSION TO CONSULT)**

Members received verbal clarification to the recommendations contained within the circulated report as detailed below:

Decision:

That approval be granted to commence the consultation on the Welsh in Education Strategic Plan 2017-2020 (WESP) for eight weeks commencing the beginning of November until December 30 2016, as detailed in the circulated report.

Reason for Decision:

To enable the Authority to under its statutory requirements to consult on the WESP 2017-2020.

Implementation of Decision:

The decision will be implemented after the three day call in period.

6. **WESTERN BAY YOUTH OFFENDING BOARD QUARTER 1 DATA REPORT**

Decision:

That the report be noted.

7. **WORKFORCE PROFILE - CHILDREN AND YOUNG PEOPLE SERVICES**

Decision:

That the report be noted.

8. **THE PROGRESS OF THE TEAM AROUND THE FAMILY SERVICE**

Decision:

That the report be noted.

9. **CONSULTATION ON THE DRAFT ROUTE 16 TEAM FINANCIAL POLICY**

Decision:

That approval be granted to commence the consultation of the Route 16 Financial Policy from the beginning of November until the end of January 2017.

Reason for Decision:

To enable the Local Authority to adhere to its statutory obligations.

Implementation of Decision:

The decision will be implemented after the three day call in period.

10. **ACCESS TO MEETINGS**

Decision:

That pursuant to Regulation 4 (3) and (5) of Statutory Instrument 2001 No. 2290, the public be excluded for the following item of business which involved the likely disclosure of exempt information as defined in Paragraph 14 of Part 4 of Schedule 12A to the Local Government Act 1972.

11. **FAMILY SUPPORT SERVICES**

Decision:

That, for the reasons contained in the private circulated report, the amendments to the Family Action Support Service, be approved with effect from the 1st April 2017.

Reason for Decision:

To enable the Local Authority to undertake the required changes as detailed in the private circulated report.

Implementation of Decision:

That the decision be implemented after the three day call in period.

Consultation:

Consultation will be undertaken as detailed in the private circulated report.

CHAIRPERSON

EXECUTIVE DECISION RECORD
CABINET BOARD - 14 NOVEMBER 2016
CHILDREN, YOUNG PEOPLE AND EDUCATION (SPECIAL)

Cabinet Board Members:

Councillors: P.A.Rees (Chairperson) and P.D.Richards

Officers in Attendance:

A.Thomas, C.Millis and Mrs.J.Woodman-Ralph

1. **APPOINTMENT OF CHAIRMAN**

Agreed that Cllr.P.A.Rees be appointed Chairperson for the meeting.

2. **MEMBER'S DECLARATIONS OF INTEREST**

The following Member made a declaration of interest at the commencement of the meeting:-

Councillor P.A.Rees	Report of the Director of Education, Leisure and Lifelong Learning re: Y Cynllun 2016-18 (The Plan) as he is Chair of Governors at Cefn Saeson Primary School and Crynallt Primary School and school governor on the Temporary Governing Body of Ysgol Newydd Cymraeg.
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Cllr.P.D.Richards	Report of the Director of Education, Leisure and Lifelong Learning re: Y Cynllun 2016-18 (The Plan) as he is school governor at BlaenBaglan and Baglan Primary Schools.
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3. **Y CYNLLUN 2016 - 18 (THE PLAN)**

Decision:

That approval be granted to the relevant sections of the Y Cynllun 2016 – 18 Business Plan that falls under the remit of Children, Young People and Education Cabinet Board as detailed within the circulated report.

Reason for Decision:

To meet the requirements of the Performance Management Framework.

Implementation of Decision:

The decision will be implemented after the three day call in period.

CHAIRPERSON

EXECUTIVE DECISION RECORD

CABINET BOARD - 1 DECEMBER, 2016

**CHILDREN, YOUNG PEOPLE AND EDUCATION CABINET BOARD
(SPECIAL)**

Cabinet Board Members:

Councillors: P.A.Rees (Chairperson), E.V.Latham and A.J.Taylor

Officers in Attendance:

J.Burge, J.Hodges, Mrs K.Gilbert and Mrs.T.Davies

1. **APPOINTMENT OF CHAIRPERSON**

Agreed that Councillor P.A.Rees be appointed Chairperson for the meeting.

2. **MEMBERS DECLARATION OF INTEREST**

Councillor E.V.Latham Report of the Head of Transformation re: Appointment and Removal of Local Authority Governor Representatives, St Therese's Catholic Primary School, as he submitted a reference in respect of Mr N.Crowley.

3. **APPOINTMENT AND REMOVAL OF LOCAL AUTHORITY GOVERNOR REPRESENTATIVES**

That, in line with approved policy, Local Authority Governor representatives be appointed to the existing and forthcoming vacancies that arise up to and including the end of Spring Term 2016/17 as set out below:

Blaendulais Primary School as from the 31st March 2017
Cllr.S.K.Hunt

Blaengwrach Primary School
Mr. C.Pavett and
Cllr. Mrs.C.Edwards

Blaenhonddan Primary School as from the 31st December 2016
Mr.W.Griffiths

Brynhyfryd Primary School
Mrs.S.Hughes

Cwmtawe Comprehensive School as from the 31st December 2016
Mrs.S.Lewis

Dwr Y Felin Comprehensive School
Cllr. Mrs.J.Dudley

Gnoll Primary School
Cllr.A.Jenkins

Rhydyfro Primary School
Cllr.L.Purcell

Sandfields Primary School
Mr.R.Williams

St Joseph's Catholic Primary School (Neath)
Mr.R.Grant

(At this point in the meeting Councillor E.V.Latham reaffirmed his interest in the following item and took no part in the discussion and voting thereon. Councillor A.J.Taylor substituted)

St Therese's Catholic Primary
Mr.N.Crowley

(Councillor E.V.Latham re-joined the meeting. Councillor A.J.Taylor withdrew from the meeting)

Tairgwaith Primary School
Mrs.A.Hayes

YGG Blaendulais
Mrs.G.Smith

YGG Castell-nedd
Mrs.A.Parsons

YGG Cwm Nedd as from the 31st December 2016
Cllr.Mrs.C.Edwards and
Mr. D.Jones

YGG Cwmllynfell
Mrs.G.Richards

YGG Gwaun-Cae-Gurwen
Mrs.J.Slaymaker

Ynysfach Primary School
Mrs.G.Felton

Ynysmaerdy Primary School
Mrs.E.Tucker

Ysgol Gyfun Ystalyfera
Cllr.A.Llewelyn

That the consideration of appointment of Local Authority Representatives to the following schools be deferred:

Abbey Primary School
Blaendulais Primary School
Brynhyfryd Primary School
Catwg Primary School
Creunant Primary School
Llansawel Primary School
Tairgwaith Primary School
Tonnau Primary School
Wauanceirch Primary School
YGG Pontardawe
YGG Rhosafan
YGG Trebannws
YGG Y Wern
Ysgol Gyfun Ystalyfera
Ysgol Hendrefelin

CHAIRPERSON

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EXECUTIVE DECISION RECORD
CABINET BOARD - 1 DECEMBER 2016
CHILDREN, YOUNG PEOPLE AND EDUCATION

Cabinet Board Members:

Councillors: P.A.Rees (Chairperson) and E.V.Latham

Officers in Attendance:

A.Thomas, C.Millis, J.Hodges, A.Jarrett, Ms.H.Lewis and Mrs.J.Woodman-Ralph

1. **APPOINTMENT OF CHAIRPERSON**

Agreed that Councillor P.A.Rees be appointed Chairperson for the meeting.

2. **MINUTES OF THE PREVIOUS CHILDREN, YOUNG PEOPLE AND EDUCATION CABINET BOARD HELD ON THE 3 NOVEMBER, 2016**

Noted by Committee.

3. **FORWARD WORK PROGRAMME 2014/15**

Noted by Committee.

4. **CHILDREN AND YOUNG PEOPLE SERVICES - 2ND QUARTER (2016-17) PERFORMANCE REPORT**

Decision:

That the report be noted.

5. **NEATH PORT TALBOT FOSTERING SERVICE REGULATION 42 - QUALITY OF CARE REPORT 2015/2016**

Decision:

That the report be noted.

6. **QUARTERLY PERFORMANCE MANAGEMENT DATA 2016-17 – (1 APRIL 2016 - 30 SEPTEMBER 2016)**

Decision:

That the report be noted.

7. **HOME TO SCHOOL TRAVEL POLICY REVIEW AND CONSULTATION**

Members were supportive of the proposed amendments to the narrative of the consultation document as detailed below.

Decision:

That approval be granted to consult on the Draft Home to School Travel Policy 2017 commencing the 5 December 2016 until 16 January 2017 subject to the following amendments:

1. To the consultation document as contained within the circulated report under the proposed changes table (Page 99) Secondary pupil (Welsh Medium) Pupil D to read: *Attends YG Ystalyfera but it is not their nearest suitable secondary education provision but is their nearest suitable school for Welsh-medium secondary provision. Free home to school travel.*
2. Under Secondary pupil (Faith) (Page 100) 11 – 16 to be added.

Reason for Decisions:

To ensure Neath Port Talbot County Borough Council, meets its responsibility for assessing the suitability of travel for learners between home and places of education and training by both reviewing and consulting on a revised policy to be implemented at the start of the 2017 academic year.

Implementation of Decisions:

The decisions will be implemented after the three day call in period.

Consultation:

Consultation will take place during the period 5 December 2016 and the 16 January 2017.

8. **ESTABLISHMENT OF A TEMPORARY GOVERNING BODY FOR THE PROPOSED NEW PRIMARY SCHOOL REPLACING BRYNHYFRYD, LLANSAWEL AND YNYSMAERDY PRIMARY SCHOOLS**

Decisions:

1. That approval be granted to establish a temporary governing body for the proposed new 3 – 11 primary school replacing Brynhyfryd, Llansawel and Ynysmaerdy Primary Schools in line with the table contained within the circulated report;
2. that the temporary governing body for the proposed new 3 – 11 primary school include a staff governor;
3. that one teacher and one staff governor be jointly appointed by the current primary schools' governing bodies. Should there be no mutual agreement between the three current governing bodies as to the identification of individuals, the Director of Education, Leisure and Lifelong Learning be authorised to make an appointment from nominations submitted by each of the three governing bodies;
4. that the Local Authority Governor Representatives be Councillor H.N.James and Councillor C.Morgan. An additional Local Authority Governor to be identified at a future date.

Reason for Decisions:

To comply with legislative requirements for the establishment of a new school.

Implementation of Decisions:

That the decisions will be implemented after the three day call in period.

9. **OBJECTION TO THE 2017/18 ADMISSION ARRANGEMENTS -
DECISION OF THE CABINET SECRETARY FOR EDUCATION**

Decision:

That the report be noted.

10. **ADMISSION TO COMMUNITY SCHOOLS: 2016/2019**

Members were supportive of the proposed amendments to the narrative of the Community Schools Admission Policy as detailed below.

Decision:

That approval be granted to consult on the proposed 2018/2019 Community Schools Admission Policy subject to the following amendment:

Under the Heading:

Oversubscription Criteria Secondary Phase Education (Page 139) of the circulated report to read at point (c) *Other Children and young people who live within the catchment area of the school for which the application is made but do not attend a partner primary.*

Reason for Decision:

To enable the Council to meet statutory duties and good practice guidelines in respect of the admission of pupils to community schools.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation

The Admission to Community Schools 2016/2019 is subject to consultation.

11. **ACCESS TO MEETINGS**

Decision:

That pursuant to Regulation 4 (3) and (5) of Statutory Instrument 2001 No. 2290, the public be excluded for the following items of business which involved the likely disclosure of exempt information as defined in Paragraph 13 of Part 4 of Schedule 12A to the Local Government Act 1972.

12. **THE MANAGER'S REPORT ON HILLSIDE SECURE CHILDREN'S HOME**

Decision:

That the report be noted.

13. **THE CHILDREN'S HOME (WALES) REGULATIONS 2002**

Decision:

That the report be noted.

CHAIRPERSON

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EXECUTIVE DECISION RECORD
CABINET BOARD - 23 NOVEMBER 2016
SOCIAL CARE, HEALTH AND HOUSING CABINET BOARD

Cabinet Board Members:

Councillors: J.Rogers and P.A.Rees (Chairperson)

Officers in Attendance:

Mrs.J.Woodman-Ralph

1. **TO AGREE THE CHAIRPERSON FOR THIS MEETING.**

Agreed that Councillor P.A.Rees be appointed Chairperson for the meeting.

2. **MINUTES OF THE PREVIOUS SOCIAL CARE, HEALTH AND HOUSING CABINET BOARD HELD ON 20 OCTOBER, 2016**

Noted by the Committee.

3. **QUARTER 2 PERFORMANCE MONITORING**

Decision:

That the monitoring report be noted.

4. **FORWARD WORK PROGRAMME 2016/17**

Decision:

That the Forward Work Programme be noted.

5. **ACCESS TO MEETINGS**

Decision:

That pursuant to Regulation 4(3) and (5) of Statutory Instrument 2001 No. 2290, the public be excluded for the following items of business which involved the likely disclosure of exempt information as defined in Paragraph 14 of Part 4 of Schedule 12A to the Local Government Act 1972.

6. **SUPPORTING PEOPLE HOUSING GRANT PROGRAMME AND AFFORDABLE HOUSING UPDATE**

Decision:

That the report be noted.

CHAIRPERSON

EXECUTIVE DECISION RECORD
CABINET BOARD - 13 DECEMBER, 2016
SOCIAL CARE, HEALTH AND HOUSING CABINET BOARD

Cabinet Board Members:

Councillors: J.Rogers (Chairperson) and P.D.Richards

Officers in Attendance:

Mrs.A.Thomas, N.Evans and Mrs.T.Davies

1. **APPOINTMENT OF CHAIRPERSON**

Agreed that Councillor J.Rogers be appointed as Chairperson for the meeting.

2. **MINUTES OF THE PREVIOUS SOCIAL CARE, HEALTH AND HOUSING CABINET BOARD HELD ON 23 NOVEMBER, 2017**

Noted by the Committee.

3. **MANAGING PERFORMANCE IN DIRECT SERVICES**

Decision:

That the report be noted.

4. **FORWARD WORK PROGRAMME 2016/17**

Decision:

That the Forward Work Programme be noted.

5. **ACCESS TO MEETINGS**

Decision:

That pursuant to Regulation 4(3) and (5) of Statutory Instrument 2001 No. 2290, the public be excluded for the following item of business which involved the likely disclosure of exempt information as defined in Paragraphs 12 and 14 of Part 4 of Schedule 12A to the Local Government Act 1972.

6. **SUPPORTING PEOPLE LOCAL COMMISSIONING PLAN 2017-20**

Decision:

That the Supporting People Local Commissioning Plan 2017/20 and the Commissioning Activities which form part of the document (as detailed in Appendix 1 and 2 to the private, circulated report), be deferred for consideration at a future meeting of the Social Care, Health and Housing Cabinet Board, as it was agreed the report was not complete.

CHAIRPERSON

EXECUTIVE DECISION RECORD
CABINET BOARD - 24 NOVEMBER, 2016
ENVIRONMENT AND HIGHWAYS CABINET BOARD

Cabinet Board Members:

Councillors: E.V.Latham (Chairperson) and A.J.Taylor

Officers in Attendance:

D.Griffiths, M.Roberts, A.Lewis and Mrs.T.Davies

1. **APPOINTMENT OF CHAIRPERSON**

Agreed that Councillor E.V.Latham be appointed Chairperson for the meeting.

2. **MINUTES OF THE PREVIOUS ENVIRONMENT AND HIGHWAYS CABINET BOARD HELD ON 13 OCTOBER, 2016**

Noted by the Committee.

3. **QUARTER 2 PERFORMANCE MONITORING**

Scrutiny Committee and Cabinet Board Members agreed that there was no further need to monitor PI Number 27 (the percentage of new businesses identified which were subject to a risk assessment visit or returned a self-assessment questionnaire during the year: Animal Health).

Decision:

That the monitoring report be noted.

4. **ALLEGED PUBLIC FOOTPATH HERBERT STREET TO HIGH STREET - COMMUNITY OF PONTARDAWE**

Decision:

That the application to register the route A-B-C (from Herbert Street to High Street in the Community of Pontardawe) as a public footpath, be refused.

Reasons for Decision:

1. The precise line of the claimed path A-B according to the evidence been periodically obstructed by cars;
2. The length B-C cannot be considered as a separate public right of way, as it does not connect to another public highway at point B and no one has said they return to point C on having reached point B.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

This item has been subject to external consultation.

5. **ALLEGED PUBLIC FOOTPATHS - COMMUNITY OF NEATH**

Members noted that Decision 7 should read 'Rookwood Close' instead of 'Rook Close'.

Decisions:

1. **B-C-G-H-J-K-N-O-S-B (The Circular Route)**
That a Modification Order be made to include the length of footpath B-C-G-H-J-K-N-O-S-B to the Definitive Map and Statement, and should no objections be received to confirm the same as an unopposed order.

2. A-B
That a Modification Order be made to include the length of footpath A-B to the Definitive Map and Statement, and should no objections be received to confirm the same as an unopposed order.
3. K-L-M (Link to The Meadows)
That a Modification Order be made to add the length of path between points K-L-M to the Definitive Map and Statement, and should no objections be received to confirm the same as an unopposed order.
4. O-P and N-P (Link to Woodview)
That a Modification Order be made to add the two paths O-P and N-P to the Definitive Map and statement and should no objections be received to confirm the same as an unopposed order.
5. C-D-F-T (Link to Gnoll Drive and Gnoll Avenue via Memorial Gates)
That a Modification Order be made to add the path C-D-F-T as a public footpath only, to the Definitive Map and Statement, and should no objections be received to confirm the same as an unopposed order.
6. C-U (Gnoll to Cimla Crescent)
That no Modification Order be made regarding the length C-U.
7. D-E (Link to Rookwood Close and Cimla Road)
That no Modification Order be made regarding the length D-E.
8. Q-R and Q-S (Link from Castle Road)
That no Modification Order be made for either of the paths Q-R nor Q-S.

Reason for Decisions:

The reasons for each decision are detailed within the circulated report.

Implementation of Decisions:

The decisions will be implemented after the three day call in period.

Consultation:

This item has been subject to external consultation.

6. **TRAFFIC ORDER - PORT TALBOT MULTI STOREY CAR PARK**

Decision:

That the Legal Order for a No Waiting, Loading or Unloading at Any Time Order at Multi-Storey Car Park Access Road, Port Talbot (Appendix A to the circulated report) be advertised, and for the Order to be implemented subject to there being no objections.

Reason for Decision:

To prevent indiscriminate parking in the interest of road safety.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

A consultation exercise will be carried out when the scheme is advertised.

7. **PROPOSED LOADING ACCESS - RIVERSIDE ACCESS ROAD, PORT TALBOT**

Decision:

That the Legal Order for a loading area for permitted vehicles at Riverside Access Road, Port Talbot (Appendix A to the circulated report) be advertised, and for the Order to be implemented, subject to there being no objections.

Reason for Decision:

To provide a loading area for permitted vehicles and to prevent indiscriminate parking in the interest of road safety.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

A consultation exercise will be carried out when the scheme is advertised.

8. **TRAFFIC ORDER - PONTNEATHVAUGHAN, GLYNNEATH**

Decision:

That the Legal Order for the implementation of Prohibition of Waiting at Any Time Traffic Regulation Orders at B4242 Pontneathvaughan Road, Pontneathvaughan, Glynneath, be advertised, and for the Orders to be implemented, subject to there being no objections.

Reason for Decision:

To prevent indiscriminate parking in the interest of road safety.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

A consultation exercise will be carried out when the scheme is advertised.

9. **CHRISTMAS CAR PARKING 2016**

Members noted a verbal amendment to the circulated report, which should read ‘...from Saturday 17 December, 2016 to Monday 2 January, 2017 inclusive...’.

Decision:

That free Christmas parking in Neath, Port Talbot and Pontardawe Pay and Display Car Parks, from Saturday 17 December, 2016 to Monday 2 January, 2017 inclusive, be approved.

Reason for Decision:

To attract increased numbers of Christmas shoppers over the festive period.

Implementation of Decision:

The decision will be implemented after the three day call in period.

10. **WELSH GOVERNMENT GRANT APPROVAL RECEIVED FROM EUROPEAN REGIONAL DEVELOPMENT FUND**

Decision:

That the report be noted.

11. **FORWARD WORK PROGRAMME 2016/17**

Decision:

That the Forward Work programme 2016/17, be noted.

12. **URGENT ITEM**

Because of the need to deal now with the matter contained in Minute No. 13 below, the Chairman agreed that this could be raised at today's meeting as an urgent item pursuant to Statutory Instrument 2001 No.2290 (as amended).

Reason: Due to the time element.

13. **PORT TALBOT TRANSPORT HUB**

Decision:

That the Legal Orders for the implementation of Traffic Orders for the new road layout at the Port Talbot Transport Hub, as detailed at Appendix A to the circulated report, be advertised, and subject to there being no objections, the Orders be implemented.

Reason for Decision:

To prevent indiscriminate parking and prohibit entry to the new bus station for buses only in the interest of road safety.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

A consultation exercise will be carried out when the scheme is advertised.

CHAIRPERSON

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EXECUTIVE DECISION RECORD
CABINET BOARD - 5 JANUARY, 2017
ENVIRONMENT AND HIGHWAYS CABINET BOARD

Cabinet Board Members:

Councillors: E.V.Latham (Chairperson) and A.J.Taylor

Officers in Attendance:

D.Griffiths, M.Roberts, Ms N.Headon and Mrs.T.Davies

1. **APPOINTMENT OF CHAIRPERSON**

Agreed that Councillor E.V.Latham be appointed Chairperson for the meeting.

2. **MINUTES OF THE PREVIOUS ENVIRONMENT AND HIGHWAYS CABINET BOARD HELD ON 24 NOVEMBER, 2016**

Noted by the Committee.

3. **ENFORCED SALE POLICY**

Decision:

That the Enforced Sale Policy for Environmental Health, as set out at Appendix 1 to the circulated report, be endorsed.

Reason for Decision:

To ensure there is a clear policy in place to set out the framework for Enforced Sale by Environmental Health across Neath Port Talbot in order to deal with long term problematic empty properties.

Implementation of Decision:

The decision will be implemented after the three day call in period.

4. **ENVIRONMENTAL HEALTH AND TRADING STANDARDS - FOOD AND FEED**

Decision:

That the report be noted.

5. **BUS SERVICES SUPPORT GRANT AGREEMENT**

Decisions:

1. That the Director of Environment and the Head of Engineering and Transport be granted delegated authority to negotiate and agree the final terms of the Collaboration Agreement in respect of the Bus Services Support Grant;
2. That the Director of Environment and the Head of Engineering and Transport be granted delegated authority to carry out, on behalf of Neath Port Talbot County Borough Council, all the delegated powers of such a representative, for the purposes of the Collaboration Agreement, in respect of the Bus Services Support Grant, and further the Head of Engineering and Transport be given the power to appoint an alternate or deputy for the purposes of the Collaboration Agreement;
3. That the Director of Environment and the Head of Engineering and Transport be granted delegated authority to sign the Collaboration Agreement for the Bus Services Support Grant on the part of Neath Port Talbot County Borough Council.

Reason for Decisions:

To ensure continued Bus Services Support Grant payments to local bus operators.

Implementation of Decisions:

The decisions will be implemented after the three day call in period.

6. **TRAFFIC ORDERS, MAES YR HAF, NEATH**

Decision:

That the objection be overruled and the objector be informed accordingly, and the Traffic Order for the revocation of an existing Order and the introduction of a Goods Vehicle Loading Only, 30 Minutes, 7 Days a Week Order in Maes-yr-Haf, Neath, as indicated at Appendix A to the circulated report, be approved.

Reasons for Decision:

1. The loading bay is on the same side of the street as the premises requiring the facility preventing staff crossing the highway with stock;
2. Only one space is being lost to provide the loading bay adjacent to the objector's premises. There will still be three spaces in the existing limited waiting bay;
3. There is a disabled parking bay for four vehicles on The Parade within 50 metres of the objector's premises.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

This item has been subject to external consultation.

7. **TRAFFIC ORDERS, MARY STREET AND HEOL Y WAUN, SEVEN SISTERS**

Decision:

That the Legal Order for the revocation of existing Orders and the implementation of a No Waiting at Any Time Order in Mary Street and Heol y Waun, Seven Sisters, as detailed at Appendix A to the circulated report, be advertised, and subject to there being no objections, the Order be implemented.

Reason for Decision:

To prevent indiscriminate street parking in the interest of road safety.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

A consultation exercise will be carried out when the scheme is advertised.

8. **TRAFFIC ORDERS, JUNCTION OF FRANCIS STREET WITH
YNYSDERW ROAD, PONTARDAWE**

Decisions:

1. That the objection be upheld and the objector be informed accordingly;
2. That the No Waiting at Any Time Order, as detailed at Appendix C to the circulated report, be advertised and subject to there being no objections, the Order be implemented.

Reason for Decisions:

The objector has provided reasonable evidence to warrant amending the proposed Traffic Order.

Implementation of Decisions:

The decisions will be implemented after the three day call in period.

Consultation:

This item has been subject to external consultation.

9. **TRAFFIC ORDERS, GEOFFREY STREET, NEATH**

Decisions:

1. That the Legal Orders for the revocation of the existing Individual Disabled Parking Place at No. 11 Geoffrey Street, Neath and the revocation of the residents parking bay between No.'s 1 and 17 Geoffrey Street, Neath, be approved;
2. That the implementation of an Individual Disabled Parking Place at No. 5 Geoffrey Street, Neath and a residents parking bay between No.'s 2 and 3 and No.'s 7 and 17 Geoffrey Street, Neath, be approved.

Reason for Decisions:

To assist the applicant and help improve their quality of life.

Implementation of Decisions:

The decisions will be implemented after the three day call in period.

Consultation:

A consultation exercise will be carried out when the scheme is advertised.

10. **TRAFFIC ORDERS, JUNCTION OF KENWAY AVENUE WITH CIMLA ROAD, NEATH**

Decision:

That the objection be overruled, the objector be informed accordingly, and the Traffic Order for Prohibition of Waiting, Loading or Unloading at Any Time at the junction of Kenway Avenue with Cimla Road, Neath, as detailed at Appendix A to the circulated report, be approved.

Reason for Decision:

Reasonable evidence has not been provided to warrant amending the proposed Traffic Order.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

This item has been subject to external consultation.

11. **TRAFFIC ORDERS, HIGH STREET, NEW STREET AND LANCASTER CLOSE, GLYNNEATH**

Decision:

That the Legal Order for the revocation of existing Orders and implementation of a No Waiting at Any Time Order in High Street, Glynneath and No Loading Order in Lancaster Close and New Street, Glynneath, as detailed at Appendix A to the circulated report, be advertised, and subject to there being no objections, the Order be implemented.

Reason for Decision:

To prevent indiscriminate street parking in the interest of road safety.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

A consultation exercise will be carried out when the scheme is advertised.

12. **TRAFFIC ORDERS, VARIOUS INDIVIDUAL DISABLED PARKING PLACES**

Decisions:

1. That the proposed measures be advertised, regarding the Individual Disabled Parking Place at No. 96 Heol Illtyd, Neath, SA10 7SF, as detailed at Appendix A to the circulated report and, subject to there being no objections, the Order be implemented;

2. That the proposed measures be advertised, regarding the Individual Disabled Parking Place at No. 98 Heol Illtyd, Neath, SA10 7SF, as detailed at Appendix A to the circulated report and, subject to there being no objections, the Order be implemented;
3. That the proposed measures be advertised, regarding the Individual Disabled Parking Place at No. 36 Depot Road, Cwmavon, Port Talbot, SA12 9BA, as detailed at Appendix B to the circulated report and, subject to there being no objections, the Order be implemented.

Reason for Decisions:

To assist the applicant and help improve their quality of life.

Implementation of Decisions:

The decisions will be implemented after the three day call in period.

Consultation:

A consultation exercise will be carried out when the scheme is advertised.

13. **LIST OF APPROVED CONTRACTORS**

Decision:

That the Contractors detailed within the circulated report (Environtec Ltd and David A. Siggery Ltd) be included on the Approved List for the relevant categories (categories 31 and 36 respectively).

Reason for Decision:

To keep the Approved List up to date and as far as possible ensure a competitive procurement process, as well as for the purpose of supplying a List of Contractors for invitation to tender within the relevant category.

Implementation of Decision:

The decision will be implemented after the three day call in period.

14. **FORWARD WORK PROGRAMME 2016/17**

That the Forward Work Programme 2016/17, be noted.

CHAIRPERSON

EXECUTIVE DECISION RECORD

CABINET BOARD - 28 OCTOBER, 2016

ECONOMIC AND COMMUNITY REGENERATION CABINET BOARD

Cabinet Board Members:

Councillors: A.J.Taylor (Chairperson) and P.A.Rees

Officers in Attendance:

C.Morris, P.Walker, W.John, C.Barnard and Mrs.T.Davies

1. **APPOINTMENT OF CHAIRPERSON**

Agreed that Councillor A.J.Taylor be appointed Chairperson for the meeting.

2. **MINUTES OF THE PREVIOUS ECONOMIC AND COMMUNITY REGENERATION CABINET BOARD HELD ON 16 SEPTEMBER, 2016**

Noted by the Committee.

3. **ANNUAL PLANNING PERFORMANCE REPORT 2015/16**

Decision:

That the Annual Planning Performance Report 2015/16, attached at Appendix 1 to the circulated report, be approved for submission to the Welsh Government, and published on the Council's website.

Reason for Decision:

To comply with the requirements of the Welsh Government whereby each Local Planning Authority in Wales is required to produce, submit and publish an Annual Planning Performance Report by the 31 October, 2016.

Implementation of Decision:

The decision is an urgent one for immediate implementation. The Chairperson had agreed to this course of action and therefore there would be no call-in of this decision.

4. **FIVE SUPPLEMENTARY PLANNING GUIDANCE DOCUMENTS**

In addition to the recommendations contained in the report, the Scrutiny Committee requested that decision Number 4 below, be added as a footnote to Paragraph 1.0.3 of the Planning Obligations Supplementary Planning Guidance (SPG), for clarity. Cabinet Members agreed with the Scrutiny Committee's request.

1. That the responses and recommendations to the representations received, as set out in Appendix 1 to the circulated report, be agreed;
2. That the revised SPG as set out in Appendices 2 to 6 of the circulated report (Planning Obligations SPG; Affordable Housing SPG; Baglan Energy Park Development Framework SPG; Pollution SPG and Parking Standards SPG), be agreed;
3. That the adoption and publication procedures as set out in the circulated report, be implemented;
4. That a clear distinction be drawn between 'S106 Agreements' and 'Community Fund Contributions' - whereas a S106 Agreement needs to satisfy the five tests set out in Paragraph 2.1.2 (Planning Obligations SPG), Community Fund Contributions are voluntary arrangements entered into by developers which secure benefits for those local communities that are most affected by development proposals. Such contributions have no influence on the determination of any planning application.

Reason for Decisions:

To ensure that clear supplementary guidance be issued by the Council in respect of Planning Obligations, Affordable Housing, Baglan Energy Park Development Framework, Pollution and Parking Standards.

Implementation of Decisions:

The decisions will be implemented after the three day call in period.

Consultation:

This item has been subject to external consultation.

5. **YSGOL BAE BAGLAN - COMMUNITY BENEFITS**

Decision:

That the report be noted.

6. **DELEGATED POWER**

Decision:

That the report be noted.

7. **LIBRARY STRATEGY 2016-21**

Decision:

That the Library Strategy for 2016-21, as detailed at Appendix 1 to the circulated report, be approved.

Reason for Decision:

To ensure that Neath Port Talbot complies with Welsh Public Library Standards and delivers an efficient and valued service to residents.

Implementation of Decision:

The decision will be implemented after the three day call in period.

8. **FORWARD WORK PROGRAMME 2016/17**

Decision:

That the Forward Work Programme be noted.

9. **ACCESS TO MEETINGS**

Decision:

That pursuant to Regulation 4(3) and (5) of Statutory Instrument 2001 No. 2290, the public be excluded for the following items of business which involved the likely disclosure of exempt information as defined in Paragraph 14 of Part 4 of Schedule 12A to the Local Government Act 1972.

10. **PORT TALBOT PERIPHERAL DISTRIBUTOR ROAD PHASE 2 -
EXTENSION OF STATUTORY PERIOD FOR CLAIMS FOR
COMPENSATION**

Decision:

That the time limit to negotiate claims under the Port Talbot Peripheral Distributor Road, Phase 2 Scheme, to all named parties within the private, circulated report, be extended to 31 March, 2017.

Reason for Decision:

To secure approval for the immediate action required in respect of claims under the Port Talbot Peripheral Distributor Road, Phase 2 Scheme.

Implementation of Decision:

The decision will be implemented after the three day call in period.

11. **BRYN BOWLS PAVILION**

Decision:

That the granting of the lease for the Bryn Bowls Pavilion to the Trustees of Bryn Welfare Bowls Club, on the standard terms as set out in the private circulated report, be approved.

Reason for Decision:

To allow the Bowls Pavilion to continue to be used in conjunction with the adjoining Bowls Green for the benefit of the community.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

This item has been subject to external consultation.

12. **PROPOSED FIXED TERM TENANCY OF THE FORMER FAIRWOOD FABRICATIONS PREMISES, DOCKS ROAD, PORT TALBOT**

Decision:

That the terms and conditions for the granting of the fixed term tenancy of the premises formerly known as Fairwood Fabrications Premises at Docks Road, Port Talbot, as set out in the private circulated report, be approved.

Reason for Decision:

To enable the premises to be let and a rent to be received.

Implementation of Decision:

The decision will be implemented after the three day call in period.

13. **ADVENTURE GOLF COURSE AT ABERAVON SEAFRONT**

Decision:

That the Head of Property and Regeneration be granted delegated powers as follows:

- a) To commence a procurement exercise for the granting of a lease (and any associated documentation) for the Adventure Golf Course at Aberavon Seafront;
- b) To set the Heads of Terms for the lease and any other associated documents and for such arrangements to be included in the procurement documentation issued to the interested bidders;
- c) To establish the criteria on which the tenders are to be evaluated and also to accept the highest scoring tender on the basis of this criteria - in the event that the highest scoring bidder declines the award, delegated authority be granted to accept the next highest scoring and so on;
- d) To enter into a lease and any associated documents with the successful bidder.

Reason for Decision:

To enable the letting of the Adventure Golf Course at Aberavon Seafront which will provide a rental income and supports the objectives of the Neath Port Talbot Destination Management Plan.

Implementation of Decision:

The decision will be implemented after the three day call in period.

14. **WELSH ROW GARAGE, TONMAWR**

Decision:

That the terms and conditions for the disposal of the premises known as Welsh Row Garage, Johns Terrace, Tonmawr, Neath, to the current lessee as detailed in the private, circulated report, be approved.

Reason for Decision:

To facilitate capital investment in the premises and obtain a capital receipt.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

This item has been subject to consultation with the Local Member.

15. **PROPOSED DISPOSAL OF THE FORMER CLUN PRIMARY SCHOOL, CLYNE, NEATH**

Members noted a verbal amendment to the private circulated report, where by the area should read: 9,319 square metres.

Decision:

That the offer to purchase the property formerly known as Clun Primary School, Clyne, Neath, from Mr J.S, as detailed in the private circulated report, be approved.

Reason for Decision:

To enable the sale of a surplus property and to attain a capital receipt.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

This item has been subject to consultation with the Local Member.

CHAIRPERSON

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EXECUTIVE DECISION RECORD
CABINET BOARD - 14 NOVEMBER, 2016
ECONOMIC AND COMMUNITY REGENERATION (SPECIAL)

Cabinet Board Members:

Councillors: M.L.James (Chairperson) and A.J.Taylor

Officers in Attendance:

A.Thomas, C.Millis and Mrs.J.Woodman-Ralph

1. **APPOINTMENT OF CHAIRPERSON**

Agreed that Councillor.M.L.James be appointed Chairperson for the meeting.

2. **MEMBERS DECLARATIONS OF INTEREST**

The following Members made a declaration of interest at the commencement of the meeting:-

Councillor M.L.James Report of the Director of Education, Leisure and Lifelong Learning re: Y Cynllun 2016-18 (The Plan) as he is School Governor at Llangiwig Primary School.

Councillor A.J.Taylor Report of the Director of Education, Leisure and Lifelong Learning re: Y Cynllun 2016-18 (The Plan) as he is School Governor at Eastern Primary School.

3. **Y CYNLLUN 2016 - 18 (THE PLAN)**

Decision:

That approval be granted to the relevant sections of the Y Cynllun 2016 – 18 Business Plan that falls under the remit of Economic, Community and Regeneration Cabinet Board as detailed within the circulated report.

Reason for Decision:

To meet the requirements of the Performance Management Framework.

Implementation of Decision:

The decision will be implemented after the three day call in period.

CHAIRPERSON

EXECUTIVE DECISION RECORD

CABINET BOARD - 9 DECEMBER, 2016

ECONOMIC AND COMMUNITY REGENERATION CABINET BOARD

Cabinet Board Members:

Councillors: M.L.James (Chairperson) and E.V.Latham

Officers in Attendance:

A.Collins and Mrs.T.Davies

1. **APPOINTMENT OF CHAIRPERSON**

Agreed that Councillor M.L.James be appointed as Chairperson for the meeting.

2. **MINUTES OF THE PREVIOUS ECONOMIC AND COMMUNITY REGENERATION CABINET BOARD HELD ON 28 OCTOBER, 2016 AND THE SPECIAL MEETING HELD ON 14 NOVEMBER, 2017**

Noted by the Committee.

3. **QUARTER 2 PERFORMANCE MONITORING - EDUCATION**

Decision:

That the monitoring report be noted.

4. **QUARTER 2 PERFORMANCE MONITORING - ENVIRONMENT**

Decision:

That the monitoring report be noted.

5. **WELSH PUBLIC LIBRARY STANDARDS ANNUAL REPORT 2015 -16**

Decision:

That the Annual Report to the Welsh Government in respect of the Authority's library services performance against the Welsh Public Library Standards (framework 5), be approved, and the feedback, comments and recommendations in the Annual Assessment Report 2015-16, be noted.

Reason for Decision:

To enable the Authority to comply with its statutory duty of providing a library service in Neath Port Talbot.

Implementation of Decision:

The decision will be implemented after the three day call in period.

6. **CHRISTMAS AND NEW YEAR OPENING TIMES 2016 - 17**

Decision:

That the proposed opening and closure times for libraries, museums, theatres, community centres, Margam Country Park, leisure centres and swimming pools over the Christmas and New Year period 2016 – 17, as detailed within Appendix 1 and 2 to the circulated report, be approved.

Reason for Decision:

To ensure that the Council's facilities are available to the public when there is a demand for them to be open and to enable managers to make appropriate arrangements with front line staff over their annual leave.

Implementation of Decision:

The decision will be implemented after the three day call in period.

7. **FORWARD WORK PROGRAMME 2016/17**

That the Forward Work programme 2016/17, be noted.

8. **ACCESS TO MEETINGS**

Decision:

That pursuant to Regulation 4(3) and (5) of Statutory Instrument 2001 No. 2290, the public be excluded for the following items of business which involved the likely disclosure of exempt information as defined in Paragraph 14 of Part 4 of Schedule 12A to the Local Government Act 1972.

9. **CELTIC LEISURE - HALF YEAR PERFORMANCE REVIEW 2016 - 17**

Decision:

That the performance of Celtic Leisure during the first half year 2016, in comparison to the submitted ten year business plan, as detailed in the private circulated report, be noted.

10. **PRESENTATION FROM CELTIC LEISURE**

Decision:

That the private presentation from Celtic Leisure, be noted.

11. **PROPOSED ACQUISITION OF LAND AND RIGHTS ADJOINING THE SITE OF YSGOL GYFUN YSTALYFERA, YSTALYFERA**

Decision:

That the terms and conditions for the acquisition of land adjoining the playing fields at Ffordd Glandwr, Ystalfera and the option to acquire additional land/rights, as detailed in the private circulated report, be approved.

Reason for Decision:

To enable a surfaced play area/outdoor teaching space and an option for a safe route path to be acquired and construct for Ysgol Gyfun Ystalfera.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

This item has been subject to consultation with the Local Ward Member.

12. **PROPOSED LEASE OF BOWLS PAVILION AT KING GEORGE V MEMORIAL PARK, PONTARDAWE**

Decision:

That subject to the consent of the Fields in Trust Cymru, a lease be granted for the Bowls Pavilion to the Trustees of Pontardawe Bowls Club, on the standard terms as set out in Appendix 1 to the private, circulated report.

Reason for Decision:

To allow the Bowls Pavilion to continue to be used in conjunction with the adjoining Bowls Green for the benefit of the community.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

This item has been subject to external consultation.

13. **TURBINE HOUSE AND HYDROELECTRIC POWER SCHEME**

Decision:

That the restoration of the Turbine House and the installation of a Hydropower scheme at Margam Country Park, Margam, be approved.

Reason for Decision:

To reinstate a 100 year old Hydroelectric System and associated Turbine House, generating onsite renewable electricity, reducing the dependency

of imported electricity achieving consequential electrical cost savings, and in addition, the Country Park will improve its carbon performance significantly and become an exemplar for environmental education in respect of hydroelectric power.

Implementation of Decision:

The decision will be implemented after the three day call in period.

CHAIRPERSON

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