



## ***ECONOMIC AND COMMUNITY REGENERATION CABINET BOARD***

***Immediately Following Scrutiny Committee on  
FRIDAY, 16 SEPTEMBER 2016***

***COMMITTEE ROOMS A/B - NEATH CIVIC CENTRE***

### **PART 1**

1. To agree the Chairperson for this Meeting
2. To receive any declarations of interests from Members
3. To receive the Minutes of the previous Economic and Community Regeneration Cabinet Board held on 15 July 2016 (*Pages 5 - 12*)

### **To receive the Report of the Head of Participation**

4. Quarter 1 Performance Monitoring - Education (*Pages 13 - 22*)

### **To receive the Joint Report of the Head of Planning and Public Protection and the Head of Property and Regeneration**

5. Quarter 1 Performance Monitoring - Environment (*Pages 23 - 34*)

### **To receive the Report of the Head of Corporate Strategy and Democratic Services**

6. Urgency Action - 0299 (*Pages 35 - 42*)
7. **To receive the Forward Work Programme 2016/17**  
(*Pages 43 - 46*)

8. Any urgent items (whether public or exempt) at the discretion of the Chairman pursuant to Statutory Instrument 2001 No 2290 (as amended)
9. Access to Meetings - to resolve to exclude the public for the following items pursuant to Regulation 4 (3) and (5) of Statutory Instrument 2001 No. 2290 and the relevant exempt paragraphs of Part 4 of Schedule 12A to the Local Government Act 1972.

## **PART 2**

### **To receive the Private Report of the Head of Participation**

10. Celtic Leisure - Quarter 1 Performance  
(Exempt under Paragraph 14) *(Pages 47 - 50)*

### **To receive the Private Joint Report of the Head of Property and Regeneration and the Head of Participation**

11. Dilapidation Claim, Milland Road, Neath  
(Exempt under Paragraph 14) *(Pages 51 - 56)*

### **To receive the Private Joint Report of the Head of Property and Regeneration and the Head of Streetcare**

12. Croeserw Bowls Pavilion  
(Exempt under Paragraph 14) *(Pages 57 - 62)*
13. Playing Fields at Cwrt Herbert Sports Ground, Neath Abbey, Neath  
(Exempt under Paragraph 14) *(Pages 63 - 70)*

### **To receive the Private Report of the Head of Property and Regeneration**

14. Proposed Redevelopment of Aberavon House, Port Talbot  
(Exempt under Paragraph 14) *(Pages 71 - 78)*
15. Little Warren Playing Fields and Pavilion  
(Exempt under Paragraph 14) *(Pages 79 - 84)*
16. Lease of Industrial Development Land at Crynant Business Park, Crynant, Neath (Exempt under Paragraph 14) *(Pages 85 - 90)*

17. Pontneddfechan Tourist Information Centre  
(Exempt under Paragraph 14) (Pages 91 - 96)

**S.Phillips**  
**Chief Executive**

**Civic Centre**  
**Port Talbot**

**Thursday, 8 September 2016**

**Cabinet Board Members:**

**Councillors:** A.J.Taylor and M.L.James

**Notes:**

- (1) *If any Cabinet Board Member is unable to attend, any other Cabinet Member may substitute as a voting Member on the Committee. Members are asked to make these arrangements direct and then to advise the committee Section.*
- (2) *The views of the earlier Scrutiny Committee are to be taken into account in arriving at decisions (pre decision scrutiny process).*

This page is intentionally left blank

**EXECUTIVE DECISION RECORD**

**CABINET BOARD - 15 JULY, 2016**

**ECONOMIC AND COMMUNITY REGENERATION CABINET BOARD**

**Cabinet Board Members:**

Councillors: A.J.Taylor (Chairperson) and Mrs.S.Miller

**Officers in Attendance:**

S.Brennan 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 3 JUNE, 2016**

Noted by the Committee.

3. **QUARTERLY PERFORMANCE MANAGEMENT DATA 2015-2016 - QUARTER 4 (EDUCATION)**

**Decision:**

That the monitoring report be noted.

4. **QUARTERLY PERFORMANCE MANAGEMENT DATA 2015-2016 - QUARTER 4 (ENVIRONMENT)**

**Decision:**

That the monitoring report be noted.

5. **NEATH PORT TALBOT LOCAL DEVELOPMENT PLAN**

**Decision:**

That the Planning Obligations Supplementary Planning Guidance (SPG) (Appendix 1 to the circulated report), Affordable Housing SPG (Appendix 2 to the circulated report) and Baglan Energy Park Development Framework SPG (Appendix 3 to the circulated report), be agreed as forming the basis for consultation.

**Reason for Decision:**

To ensure that clear guidance is issued by the Council in respect of the approach and procedures that will apply where planning obligations are required; the standards that will need to be achieved in terms of the provision of affordable housing (delivered through the planning system) across Neath Port Talbot; and the vision, aims and objectives for the further development of the Baglan Bay Strategic Employment Site.

**Implementation of Decision:**

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

**Consultation:**

This item has been subject to external consultation.

6. **EUROPEAN STRUCTURAL FUNDS**

**Decision:**

That the offer of Grant from the Welsh European Funding Office (WEFO) in relation to the Workways+ project (as detailed and attached at Appendix I to the circulated report), be approved.

**Reason for Decision:**

To enable the Workways+ project to proceed and deliver according to the business plan and WEFO Grant Offer letter.

**Implementation of Decision:**

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

7. **EUROPEAN STRUCTURAL FUNDS UPDATE FOLLOWING EU REFERENDUM RESULT**

The Scrutiny Committee Chairperson had moved this item into public as he did not feel there was sufficient need for it to be held in private session. The Scrutiny Committee also requested that the Cabinet Board Members, in their consideration, explore all options available within these unique circumstances, while considering budget proposals. An update report was requested to be brought back to a future meeting of the Scrutiny Committee for information.

**Decision:**

That the report be noted.

8. **PROPERTY AND REGENERATION BUSINESS PLAN 2016-17**

Members noted the following alterations to the data contained within the circulated report:

2014- 2015 Performance:	2015-2016 Performance:	2016-2017 Performance:
CM02	100%	100%
CM03	99.13%	100%
CM06		0
CM07	Awaiting new appraisal process	
CM08	Not available	
CM12	2	

**Decision:**

That the Property and Regeneration Business Plan for 2016/17, be approved.

**Reason for Decision:**

To implement the Council's Performance Management Framework.

**Implementation of Decision:**

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

**Consultation:**

This item has been subject to consultation within the Local Authority.

9. **URGENCY ACTION - 0861**

**Decision:**

That the following urgency action taken by the Head of Western Bay Youth Justice and Early Intervention Service in consultation with the requisite Members, be noted:-

Officer Urgency Action No: 0861, 8 June, 2016

Termination of Lease of the Community Development Centre in Bevin Avenue, to the Neath Port Talbot Youth Offending Team.

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

**Decision:**

That the Forward Work Plan 2016-17, be noted.

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 Paragraphs 14 and 16 of Part 4 of Schedule 12A to the Local Government Act 1972.

12. **BAGLAN ENERGY PARK LINK BRIDGE**

**Decision:**

That the terms and conditions for the acquisition of the land at the Baglan Park Link Bridge and the rights for the capital consideration as set out in the private circulated report, be approved.



**Reason for Decision:**

The acquisition of the land and rights are required for the highway improvement scheme.

**Implementation of Decision:**

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

13. **DIGITAL ADVERTISING BOARDS**

**Decision:**

That the proposal to further pursue the possibility of erecting digital advertising screens, as detailed within the private circulated report, be approved.

**Reason for Decision:**

To generate revenue for the Authority and to support the promotion of local businesses and community engagement.

**Implementation of Decision:**

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

**Consultation:**

This item will be subject to external consultation.

14. **PHASE 2 WORKS AT YGG YSTALYFERA**

**Decisions:**

1. That rule 2.1 of the Contract Procedure Rules be suspended and the Head of Property and Regeneration be granted delegated authority to embark on negotiation of a design and build contract with the company detailed within the private circulated report, for the design and construction of works comprising Phase 2 at YGG Ystalyfera;

2. That rule 2.1 of the Contract Procedure Rules be suspended and the Head of Property and Regeneration be granted delegated authority to appoint the company detailed within the private circulated report to carry out pre-construction work to progress designs, obtain planning and other statutory consents and to prepare a detailed cost plan in conjunction with the Council in respect of works comprising Phase 2 at YGG Ystalyfera;
3. That, following the conclusion of the negotiation with the company detailed within the private circulated report and the submission of a detailed cost plan which was acceptable to the Council, rule 2.1 of the Contract Procedure Rule be suspended and that the Head of Property and Regeneration be granted delegated authority to award and enter into a contract with the company detailed within the private circulated report for the design and construction of works comprising Phase 2 at YGG Ystalyfera.

**Reason for Decisions:**

To help achieve a smooth transition from Phase 1 to Phase 2 of the programme of works and to achieve project efficiencies in terms of cost and programme and to help the School plan for the work involved for Phase 2.

**Implementation of Decisions:**

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

**Consultation:**

This item has been subject to external consultation.

15. **URGENCY ACTION - 0860**

**Decision:**

That the following private urgency action taken by the Head of Children and Young People Services in consultation with the requisite Members, be noted:-

Officer Urgency Action No: 0860, 11 May, 2016

Lease agreement with Neath Port Talbot Centre for Voluntary Services for 36 Orchard Street, Neath, for a period of 12 months.

16. **URGENCY ACTION - 1377**

**Decision:**

That the following private joint urgency action taken by the Head of Property and Regeneration and the Head of Planning and Public Performance in consultation with the requisite Members, be noted:-

Officer Urgency Action No: 1377, 9 June, 2016

Proposed surrender of Leases of Units 11 and 12 Milland Road, Neath.

**CHAIRPERSON**

This page is intentionally left blank

## NEATH PORT TALBOT COUNTY BOROUGH COUNCIL

### Economic and Community Regeneration Cabinet Board

16 September 2016

#### Report of the Head of Participation

Chris Millis

#### Matter for Monitoring

**Wards Affected:** All Wards

#### Quarterly Performance Management Data 2016-2017 – Quarter 1 Performance (1st April 2016 – 30th June 2016) – Education, Leisure and Lifelong Learning

#### Purpose of the Report

To provide members with quarter 1 performance management data, complaints and compliments for the period 1<sup>st</sup> April 2016 to 30<sup>th</sup> June 2016 for Education, Leisure and Lifelong Learning Directorate. This will enable the ECR Cabinet Board to discharge their functions in relation to performance management.

#### Executive Summary

Summary of the Library Service including number of visitors, material issued and a summary of the number of people participation in a sporting activity at the council facilities.

#### Background

Quarterly Data for members to compare results/outcomes.

#### Financial Impact

The progress described in the quarterly report was delivered within reduced budgets.

## **Equality Impact Assessment**

The Equality Act 2010 requires public bodies to “pay due regard to the need to:

- eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under the Act;
- advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it; and
- foster good relations between persons who share a relevant protected characteristics and persons who do not share it.”

As the focus of this report is to report progress and Neath Port Talbot schools produce an annual Strategic Equalities Plan there is no requirement to undertake an equality impact assessment.

## **Workforce Impacts**

The progress described in the quarterly report was achieved against a backdrop of a reduced workforce alongside ongoing financial challenges.

## **Legal Impacts**

### **This progress report is prepared under:**

The Local Government (Wales) Measure 2009 and discharges the Council’s duties to “make arrangements to secure continuous improvement in the exercise of its functions”.

The Neath Port Talbot County Borough Council Constitution requires each cabinet committee to monitor quarterly budgets and performance in securing continuous improvement of all the functions within its purview.

## **Risk Management**

NPTCBC have a legal duty under the The Local Government (Wales) Measure 2009 to make arrangements to secure continuous improvement.

## **Consultation**

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

## **Recommendations**

Members monitor performance contained within this report.

## **Reasons for Proposed Decision**

Matters for monitoring. No decision required.

## **Implementation of Decision**

Matters for monitoring. No decision required.

## **Appendices**

Appendix 1 - Quarterly Performance Management Data 2016-2017

Appendix 2 - Compliments and Complaints 2016-2017

## **List of Background Papers**

1. The Neath Port Talbot [Corporate Improvement Plan - 2015/2018](#) "Rising to the Challenge";
2. Monitoring Forms/spreadsheets
3. Welsh Government Statistical Releases

## **Officer Contact**

Neal Place, Performance Management Officer.  
E-mail [n.place@npt.gov.uk](mailto:n.place@npt.gov.uk). Tel. 01639 763619



**Quarterly Performance Management Data 2016-2017 – Quarter 1  
Performance (1st April 2016– 30th June 2016)**

**Report Contents:**

Section 1: Key points.

Section 2: Quarterly Performance Management Data and performance key

Section 3: Compliments & Complaints Data

**Section 1: Key points.**

**Libraries**

There has been an increase in the number of people using Public Libraries in the first 3 months of 2016/17 but a slight decline in the number of library materials issued, during this period.

The increase in numbers is largely due to the extra work staff are doing to attract audiences to the venues for activities and events.



## Section 2: Quarterly Performance Management Data and Performance key

### 2016-2017 – Quarter 1 Performance (1<sup>st</sup> April 2016 – 30<sup>th</sup> June 2016)

**Note: The following references are included in the table. Explanations for these are as follows:**

**NSI) National Strategic Indicators (NSIs)** - are used to measure the performance of local authorities at a national level and focus on key strategic priorities. The Welsh Government recently published a written statement confirming the revocation of the Local Government (Performance Indicators) (Wales) Order 2012. As such, 2015-16 will be the final year of collection of the former National Strategic Indicators (NSIs) by Welsh Government. In order to ensure minimal disruption for local authorities, many of whom will have included these indicators in their improvement plans for the current financial year, the WLGA's (Welsh Local Government Association) coordinating committee agreed that local authorities should collect them alongside the PAMs for 2016-17.

**(PAM) Public Accountability Measures** - consist of a small set of “outcome focussed” indicators, selected initially from within the existing Performance Measurement Framework. They will reflect those aspects of local authority work which local authorities agree are considered to be important in terms of public accountability. For example, recycling, educational attainment, sustainable development, etc. This information is required and reported nationally, validated, and published annually.

**(SID) Service Improvement Data** - can be used by local authority services and their regulators as they plan, deliver and improve services.

**All Wales** - The data shown in this column is the figure calculated using the base data supplied by all authorities for 2015/2016 i.e. an overall performance indicator value for Wales.

**(L)** Local Performance Indicator set by the Council.

	<b>Performance Key</b>
☺	Maximum Performance
↑	Performance has improved

↔	Performance has been maintained
v	Performance is within 5% of previous year's performance
↓	Performance has declined by 5% or more on previous year's performance - Where performance has declined by 5% or more for the period in comparison to the previous year, an explanation is provided directly below the relevant performance indicator.
—	No comparable data (data not suitable for comparison /no data available for comparison)
■	No All Wales data available for comparison.

### Leisure and Libraries

No	PI Reference	PI Description	2015/16 Actual	All Wales 2015/16	Quarter 1 2015/16	Quarter 1 2016/17	Direction of Improvement
18 1	LCL/001 (b) (NSI)	The number of people using Public Libraries during the year, per 1,000 population.	5,745 (807,077 visits)		1,380 (193,892 visits)	<b>1,448</b> (204,189 visits)	↑
2	LCL/004 (SID)	The number of library materials issued, during the year, per 1,000 population.	3,071 (431,549 issued)		780 (109,642 issued)	<b>758</b> (107,560 issued)	v
3	LCS/002 (b) (NSI)	The number of visits to local authority sport and leisure centres during the year, per 1,000 population where the visitor will be participating in physical activity.	5,331 (748,992 visits)		—	<b>Reported 2nd Qtr</b>	—

4	LCL/003 (SID)	The percentage of library material requests supplied within 7 calendar days.	76%		—	Report ed 3rd Qtr	—
5	LCL/002 a (SID)	The number of publicly accessible computers per 10,000 population.	6		—	Report ed 4th Qtr	—
6	LCL/002 b (SID)	The percentage of available computer hours, in use.	42%		—	Report ed 4th Qtr	—

### Section 3: Compliments and Complaints

#### 2016-2017 – Quarter 1 (1st April 2016– 30th June 2016) – Cumulative data

		Performance Key
	↑	Reduction in Complaints/ Increase in Compliments
Page	↔	No change in the number of Complaints/Compliments
20	∨	Increase in Complaints but within 5%/ Reduction in Compliments but within 5% of previous year.
	↓	Increase in Complaints by 5% or more/ Reduction in Compliments by 5% or more of previous year.

No	PI Description	Full year	Quarter 1 2015/16	Quarter 1 2016/17	Direction of Improvem
1	<b><u>Total Complaints - Stage 1</u></b>	<b>544</b>	<b>535</b>	<b>1</b>	↑
	a - Complaints - Stage 1 upheld	<b>481</b>	<b>481</b>	<b>0</b>	
	b -Complaints - Stage 1 <u>not</u> upheld	<b>63</b>	<b>54</b>	<b>1</b>	
	c -Complaints - Stage 1 partially upheld	<b>0</b>	<b>0</b>	<b>0</b>	

No	PI Description	Full year 2015-16	Full Year 2013/14	Full Year 2014/15	Direction of Improvement
2	<b><u>Total Complaints - Stage 2</u></b>	1	0	1	↓
	a - Complaints - Stage 2 upheld	0	0	0	
	b - Complaints - Stage 2 <u>not</u> upheld	1	0	1	
	c- Complaints - Stage 2 partially upheld	0	0	0	
3	<b><u>Total - Ombudsman investigations</u></b>	1	0	1	↓
	a - Complaints - Ombudsman investigations upheld	0	0	0	
	b - Complaints - Ombudsman investigations <u>not</u> upheld	1	0	1	
4	<b>Number of compliments</b>	3	0	0	↔
	<p><b>Summary:-</b></p> <p><b>Stage 1:- 2016/17 has seen a dramatic DECREASE in the number of complaints received when compared to 2015/16 first quarter, from 535 to 1. This is partly due to work undertaken by staff across the Directorate in particular at Margam Park.</b></p>				

**Stage 2 :- 2016/17 has seen the number of complaints rise by 1 when compared to 2015/16 first quarter. This complaint concerned the library service in Neath Port Talbot and the public consultation process but was not upheld.**

**Ombudsman:- One complaint was escalated to the Ombudsman but was not upheld.**

**Compliments:- The number of compliments has remained at zero.**

## **NEATH PORT TALBOT COUNTY BOROUGH COUNCIL**

### **Economic and Community Regeneration Cabinet Board**

**16 September 2016**

### **JOINT REPORT OF THE HEAD OF PLANNING AND PUBLIC PROTECTION – N. PEARCE AND THE HEAD OF PROPERTY AND REGENERATION – S. BRENNAN**

#### **Matter for Monitoring**

**Wards Affected: ALL**

#### **ECONOMIC & COMMUNITY REGENERATION PERFORMANCE INDICATORS FOR QUARTER 1 OF 2016/17**

- 1 Quarterly Performance Management Data 2016-2017 – Quarter 1 Performance (1st April – 30<sup>th</sup> June 2016)

#### **Purpose of the Report**

- 2 To report quarter 1 performance management data for the period 1<sup>st</sup> April to 30<sup>th</sup> June 2016 for Environment. This will enable the Economic and Community Regeneration Cabinet Board and Scrutiny Members to discharge their functions in relation to performance management.

#### **Executive Summary**

- 3 In line with the Council's six improvement priorities embedded within the Corporate Improvement Plan, Environment scrutinise performance within Economic Development, Planning, Building Control and Asset Management. On the whole performance demonstrates improvement in line with what we planned to deliver, with statutory deadlines being met.

## **Background**

4 The role of Scrutiny Committees was amended at the Annual Meeting of Council in May 2010 to reflect the changes introduced by the Local Government (Wales) Measure 2009; Environment will:

- Scrutinise the performance of all services and the extent to which services are continuously improving.
- Ensure performance measures are in place for each service and that the measures reflect what matters to local citizens.
- Promote innovation by challenging the status quo and encourage different ways of thinking and options for service delivery

Failure to produce a compliant report within the timescales can lead to non-compliance with our Constitution. Furthermore failure to have robust performance monitoring arrangements could result in poor performance going undetected.

## **Financial Impact**

5 The performance described in the report is being delivered against a challenging financial background.

## **Equality Impact Assessment**

6 None required.

## **Workforce Impacts**

7 During 2015/16, the Environment Directorate saw a further downsizing of its workforce (by 87 employees) as it sought to deliver savings of 2.717 million in the year.

## **Legal Impacts**

8 This progress report is prepared under:

1. The Local Government (Wales) Measure 2009 and discharges the Council's duties to "make arrangements to secure continuous improvement in the exercise of its functions".



2. The Neath Port Talbot County Borough Council Constitution requires each cabinet committee to monitor quarterly budgets and performance in securing continuous improvement of all the functions within its purview.

## **Risk Management**

- 9 Failure to produce a compliant report within the timescales can lead to non – compliance with our Constitution. Also failure to have robust performance monitoring arrangements could result in poor performance going undetected.

## **Consultation**

- 10 No requirement to consult

## **Recommendations**

- 11 Members monitor performance contained within this report.

## **Reasons for Proposed Decision**

- 12 Matter for monitoring. No decision required.

## **Implementation of Decision**

- 13 Matter for monitoring. No decision required.

## **Appendices**

- 14 Appendix 1 - Quarterly Performance Management Data 2016-2017– Quarter 1 Performance (1<sup>st</sup> April to 30<sup>th</sup> June 2016) – APPENDIX 1

## **List of Background Papers**

- 15 The Neath Port Talbot [Corporate Improvement Plan - 2015/2018](#) “Rising to the Challenge”;

## **Officer Contact**

- 16 Joy Smith, Road Safety and Business Performance Manager  
Tel. 01639 686581  
Email: j.smith@npt.gov.uk



**Quarterly Performance Management Data 2016-2017– Quarter 1  
Performance (1st April to 30<sup>th</sup> June 2016)**

**Report Contents:**

**Section 1: Key Points**

**Section 2: Quarterly Performance Management Data and Performance Key**

**Section 3: Compliments & Complaints Data**

**Section 1: Key Points**

**Economic Development**

The Economic Development Team continues to receive a significant number of requests for support which, in general, are of a more positive nature as they look to support expansion and growth. Many of the investments, once completed, will attract new private sector investment and support the creation of new jobs within the Borough so it is anticipated that overall performance will increase as the 2016/17 year progresses.

In addition, the granting of Enterprise Zone status for Port Talbot Waterfront will also be of huge benefit to businesses and will further help promote economic growth and job creation in the area.

The team continues to work closely with Careers Wales, Department of Works and Pensions and Welsh Government to help those facing redundancy and provide support to the many local businesses within the Tata supply chain that have to deal with staff losses or look for new markets. This has led to an increase in referrals to the Council's Enterprise Club as individuals seek advice and guidance on self-employment.

## **Planning**

Planning performance has in the majority of categories either improved or remained consistent since the same quarter in 2015/16.

The first quarter has seen a significant improvement in the overall time taken to both validate applications (PLA/M001) which, as identified in the previous quarter's report, has been positively affected by the introduction of "invalidity notices" in March 2016. Such new legislative requirements have been coupled with the introduction of new internal processes which seek to validate applications swiftly, or return the applications to applicants for subsequent submission when identified errors are corrected.

It is also considered that such changes have had a knock-on impact on the improvement in time taken to determine applications from received date (PLA/M002), although this has also been as a result of continued Officer efforts which have increasingly focussed on "front-loading" discussions on applications and to determine applications swiftly wherever possible.

Overall there has also been a positive impact on the total percentage of all applications determined within 8 weeks which, whilst not recorded overall within the KPIs, stands at 80.1% for the first quarter of the financial year.

## **Building Control**

The performance for BCT004 for the first quarter shows an improvement over that reported for the same quarter in 2015/2016. It is, however, lower than that reported at the end of the same year. This can be attributed to the section losing an experienced member of staff, with the recruitment process to appoint a replacement still ongoing.

Encouragingly, performance in relation to BCT007, which demonstrates how well officers have interacted with applicants to achieve compliance, has remained at 100% through this challenging period.

## **Asset Management**

Local Authority buildings conditions and maintenance are annual indicators and will be reported during the quarter 4 period of 2016/17.

## Section 2: Quarterly Performance Management Data and Performance Key

### 2016-2017 – Quarter 1 Performance (1<sup>st</sup> April to 30<sup>th</sup> June 2016)

**Note: The following references are included in the table. Explanations for these are as follows:**

**(NSI) National Strategic Indicators (NSIs)** - are used to measure the performance of local authorities at a national level and focus on key strategic priorities. The Welsh Government recently published a written statement confirming the revocation of the Local Government (Performance Indicators) (Wales) Order 2012. As such, 2015-16 will be the final year of collection of the former National Strategic Indicators (NSIs) by Welsh Government. In order to ensure minimal disruption for local authorities, many of whom will have included these indicators in their improvement plans for the current financial year, the WLGA's (Welsh Local Government Association) coordinating committee agreed that local authorities should collect them alongside the PAMs for 2016-17.

**(PAM) Public Accountability Measures** - consist of a small set of "outcome focussed" indicators, selected initially from within the existing Performance Measurement Framework. They will reflect those aspects of local authority work which local authorities agree are considered to be important in terms of public accountability. For example, recycling, educational attainment, sustainable development, etc. This information is required and reported nationally, validated, and published annually.

**(SID) Service Improvement Data** - can be used by local authority services and their regulators as they plan, deliver and improve services.


**All Wales** - The data shown in this column is the figure calculated using the base data supplied by all authorities for 2014/2015 i.e. an overall performance indicator value for Wales.

**\*The All Wales figures for 2015/16 will be published on 7<sup>th</sup> September 2016 and will be included in the Quarter 2 Performance Report.**

**(L)** Local Performance Indicator set by the Council.

	<b>Performance Key</b>
😊	Maximum Performance
↑	Performance has improved
↔	Performance has been maintained
v	Performance is within 5% of previous year's performance
↓	Performance has declined by 5% or more on previous year's performance - Where performance has declined by 5% or more for the period in comparison to the previous year, an explanation is provided directly below the relevant performance indicator.
—	No comparable data (data not suitable for comparison /no data available for comparison)
	No All Wales data available for comparison.

## 1. Planning and Regulatory Services – Planning

No	PI Reference	PI Description	NPT Actual 2015/16	All Wales 2014/15	NPT Quarter 1 2015/16	NPT Quarter 1 2016/17	Direction of Improvement
1	PLA/M001 (Local)	Average time taken from receipt of application to validation of application - days	31.5 days		31.5 days	14.1 days	↑
2	PLA/M002 (Local)	Average time taken from receipt of application to date decision is issued - days	96.1 days		115.2 days	67.8 days	↑
3	PLA/004d (SID)	The percentage of all other planning applications determined during the year within 8 weeks.	79%	70.3%	74.1%	75.6%	↑
4	PLA/M004 (Local)	The percentage of major planning applications determined during the year within 8 weeks.	16%		25%	25%	↔
Page 30	PLA/004c (SID)	The percentage of householder planning applications determined during the year within 8 weeks.	95.1%	86.3%	95.4%	95.2%	v
	PLA/004b (SID)	The percentage of minor planning applications determined during the year within 8 weeks.	66.1%	63.3%	67.9%	64.2%	v
7	PLA/002 (SID)	The percentage of applications for development determined during the year that were approved	96.3%		96.2%	95.4%	v
8	PLA/006(b) (NSI)	The number of additional affordable housing units provided during the year as a percentage of all additional housing units provided during the year.	30%	41% 	Reported Annually		—

## 2. Planning and Regulatory Services – Building Control

No	PI Reference	PI Description	NPT Actual 2015/16	All Wales 2014/15	NPT Quarter 1 2015/16	NPT Quarter 1 2016/17	Direction of Improvement
9	BCT/007 (SID)	The percentage of 'full plan' applications approved first time.	99.02%		100%	100%	😊
10	BCT/004 (SID)	Percentage of Building Control 'full plan' applications checked within 15 working days during the year.	95.12%		92.31%	94%	↑

## 3. Economic Development

11	L(ED) 2 (Local)	Number of new business start-up enquiries assisted through Business Services	271		87	98	↑
Page 31	As a direct result of the Team working in partnership with Careers Wales and the Department of Works & Pensions to support individuals affected by the Tata redundancies, the number of referrals to attend the Council's Enterprise Club looking for advice and guidance on self-employment has increased						
	12	L(ED) 1 (Local)	Number of jobs created as a result of financial support by the Local Authority.	184		53	28
Although lower in comparison to the first quarter last year, the Team is currently in the process of administering a number of applications from local businesses for funding to support investments in areas such as capital equipment, website development, accreditations, training and general marketing activities. It is anticipated therefore that performance will increase significantly in the next quarter							
13	L(ED) 3 (Local)	Number of business enquiries resulting in advice, information or financial support being given to existing companies through Business Services.	584		181	139	↓
The Team is still receiving a high volume of enquiries from existing businesses looking for support on a range of issues such as property, rates relief, local contract opportunities, tendering, events, etc. The Team also deals with referrals from other business support organisations such as Business Wales, and there has recently been a period where new tenders for delivery were being issued which has impacted on the level of referrals. New contracts have now been issued and working relationships embedded so we anticipate performance will significantly increase in the next quarter							

## 4. Corporate Health – Asset Management

No	PI Reference	PI Description	NPT Actual 2015/16	All Wales 2014/15	NPT Quarter 1 2015/16	NPT Quarter 1 2016/17	Direction of Improvement
14	CAM/001ai (SID)	The percentage of the gross internal area of the local authority's buildings in condition categories: A – Good	7.68%		Reported Annually		—
15	CAM/001aiii (SID)	The percentage of the gross internal area of the local authority's buildings in condition categories: C – Poor	38.22%				—
16	CAM/001bii (SID)	The percentage of the total value of required maintenance for the local authority's buildings assigned to works of priority level: 2 – Essential work	50.76%				—
17	CAM/001biii (SID)	The percentage of the total value of required maintenance for the local authority's buildings assigned to works of priority level: 3 – Desirable work	27.29%				—
18	CAM/001aii (SID)	The percentage of the gross internal area of the local authority's buildings in condition categories: B – Satisfactory	42.83%				—
19	CAM/001aiv (SID)	The percentage of the gross internal area of the local authority's buildings in condition categories: D – Bad	11.27%				—
20	CAM/037 (PAM)	The percentage change in the average Display Energy Certificate (DEC) score within local authority public buildings over 1,000 square metres.	4.4%				—
21	CAM/001bi (SID)	The percentage of the total value of required maintenance for the local authority's buildings assigned to works of priority level: 1 – Urgent work	21.95%				—



### Section 3: Compliments and Complaints

#### 2015/2016 – Quarter 4 (1<sup>st</sup> April 2015 – 31<sup>st</sup> March 2016) – Cumulative Data for ECR Board

	Performance Key
↑	Improvement : Reduction in Complaints/ Increase in Compliments
↔	No change in the number of Complaints/Compliments
v	Increase in Complaints but within 5% / Reduction in Compliments but within 5% of previous year.
↓	Increase in Complaints by 5% or more / Reduction in Compliments by 5% or more of previous year.

No	PI Description	Full Year 2015/16	Quarter 1 2015/16	Quarter 1 2016/17	Direction of Improvement
Page 33 1	<b><u>Total Complaints - Stage 1</u></b>	<b>3</b>	<b>0</b>	<b>1</b>	↓
	a - Complaints - Stage 1 upheld	<b>0</b>	<b>0</b>	<b>0</b>	
	b -Complaints - Stage 1 <u>not</u> upheld	<b>3</b>	<b>0</b>	<b>1</b>	
	c -Complaints - Stage 1 partially upheld	<b>0</b>	<b>0</b>	<b>0</b>	

No	PI Description	Full Year 2015/16	Quarter 1 2015/16	Quarter 1 2016/17	Direction of Improvement
2	<b><u>Total Complaints - Stage 2</u></b>	15	2	2	↔
	a - Complaints - Stage 2 upheld	0	0	0	
	b - Complaints - Stage 2 <u>not</u> upheld	15	2	2	
	c- Complaints - Stage 2 partially upheld	0	0	0	
3	<b><u>Total - Ombudsman investigations</u></b>	0	0	0	↔
	a - Complaints - Ombudsman investigations upheld	0	0	0	
	b - Complaints - Ombudsman investigations <u>not</u> upheld	0	0	0	
4	<b>Number of Compliments</b>	5	2	0	↓
	<b>Welsh Language</b> - There were <b>NO</b> complaints in relation to the Welsh Language				

## **NEATH PORT TALBOT COUNTY BOROUGH COUNCIL**

### **Economic and Community Regeneration Cabinet Board**

**16 September 2016**

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

Matter for Information

Wards Affected: Cymmer

Officer Urgency Action 0299 re:  
Freehold Disposal of Cymmer Swimming Pool (Maintenance Issues).

Details of the above Urgency Action taken by the Director of Education, Leisure and Lifelong Learning in consultation with the requisite Members, for immediate implementation.

There is no call-in of this matter.

The report was dated 19 July 2016 and is attached below for Members' Information.

# **NEATH PORT TALBOT COUNTY BOROUGH COUNCIL**

## **Economic and Community Regeneration Cabinet Board**

### **Report of the Director of Education, Leisure and Lifelong Learning – A.Evans**

#### **Matter for decision**

#### **Wards Affected:**

Cymmer

## **Freehold Disposal of Cymmer Swimming Pool**

### **Purpose of the Report**

1. To seek approval for the freehold disposal of Cymmer Swimming Pool to the ownership of Llandarcy Park Ltd, a subsidiary of Neath Port Talbot College Group for an agreed nominal fee of £1, subject to the Council undertaking to address the funding of certain maintenance issues to the agreed value of £86k and the removal of the boundary wall from the deeds of transfer; furthermore that the Council will pay the Business Rates for a maximum of 3 months from date of sale or until opened for use whichever is the earlier.

### **Executive Summary**

2. In February 2015, the Council agreed to the closure of Cymmer Swimming Pool as a part of its budget saving strategy for 2015/16. Subsequently, in January 2016, it agreed the freehold disposal of Cymmer Swimming Pool to the ownership of Llandarcy Park Ltd, a subsidiary of Neath Port Talbot College Group for an agreed nominal fee of £1. Negotiations to secure the transfer identified maintenance issues that total £86k. In order that we are able to realise this transfer it is proposed that the Council provides a grant to cover these costs on a staggered two part payment basis, with 50% paid on the agreement of the transfer and the remainder 50% paid when the works are

completed and the pool has re-opened for a period of 6 months.

Furthermore, it is proposed that the responsibility for the boundary wall adjoining School Road is removed from the transfer deeds and remains under NPTCBC's ownership and responsibility.

3. The Council retains the Business Rates liability until the Pool is sold and we have already claimed the 3 month Empty Property Rates Relief. In light of this, the Council will pay the Business Rates for a maximum of 3 months from date of sale or until opened for use whichever is the earlier.
4. The current rateable value for the Swimming Pool is £77k and based on the rates poundage of 48.6p results in an annual rates bill for 2016-17 of £37,422; 3 months relief therefore amounts to £9,355.50. The Council is therefore prepared to pay the rates up to a maximum of £9,355.50 and will do so directly to the Business Rates Account on a monthly basis following the completion of the sale (rather than Llandarcy Park Ltd). If the Swimming Pool opens earlier than 3 months from date of sale the rates become the responsibility of the occupier.

### **Background**

5. The Council owns the freehold of the site and has previously approved the closure of the pool subject to its possible transfer to the community or a community group. Following interest from a community based group, a company limited by guarantee has been established, Afan Valley Community Leisure, to manage and develop the pool facility. The company has since secured the agreement of Llandarcy Park Ltd, a subsidiary of Neath Port Talbot College Group, to operate the facility as a swimming pool for public use. Following lengthy discussions it is proposed that transfer shall be enacted subject to priority maintenance issues being resolved. The transfer document will ensure that no further requests for financial support will be accepted.

### **Financial Impact**

6. The disposal as outlined above will remove completely all of the Council's remaining ongoing maintenance and site security liabilities.
7. To protect the Council's interest on the nominal value freehold sale, it will be necessary to secure an overage agreement whereby the Council

would be able to benefit from any increased value should the property be used for purposes other than a public swimming pool.

8. Furthermore, it will be necessary to reserve pre-emption or “buy back” rights whereby the council will be entitled to buy back the site for £1 in the event that the premise is no longer used as a swimming pool.

### **Equality Impact Assessment**

9. A screening assessment has been undertaken to assist the Authority in discharging its Public Sector Equality Duty under the Equality Act 2010. After completing the assessment, it has been determined that this function does not require an Equality Impact Assessment.

### **Workforce Impacts**

10. Not applicable.

### **Legal Impacts**

11. Section 123 of the Local Government Act 1972 states that a Council shall not dispose of property for a consideration less than the best that can be reasonably be obtained without the consent of the Welsh Government. Consent is therefore required to dispose of the pool for the nominal consideration of £1.
12. The Welsh Government has issued a general consent which allows a Council to dispose of property at less than the best consideration that can reasonably be obtained where the Council considers that the purpose for which the property is being disposed is likely to contribute to the promotion of the economic, social or environmental well-being of the whole or any part of its area or of all or any persons residents or present in its area. In addition, the difference between the unrestricted value of the property and the consideration actually obtained must not exceed two million pounds.
13. The Director considers that the disposal of the pool to Llandarcy Park Ltd will contribute to the social well-being of residents in the Afan Valley as this is the best way of creating an opportunity for the continued operation of the pool as an important resource for the community.
14. In addition, the Council’s Head of Property and Regeneration has confirmed that in this instance the under value is less than 2

million pounds.

15. Sales of land at an undervalue may, in certain circumstances, contravene the European Commission's state aid rules. However, it is considered that the issue of state aid does not arise in this instance as the operation of the pool will be of a purely local nature.

### **Consultation**

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

### **Recommendations**

It is recommended that:

17. The disposal of Cymmer Pool to the ownership of Llandarcy Park Ltd, a subsidiary of Neath Port Talbot College Group for the consideration of £1 is enacted, subject to £86k's worth of maintenance issues are addressed and that the responsibility for the boundary wall remains with the Council.
18. That the payment of the £86k to cover maintenance issues is staggered over two payments, with 50% paid upfront on enacting the transfer and the remainder is paid on completion of the work and after the pool has been reopened for a period of 6 months.
19. That the Council will pay the Business Rates for a maximum of 3 months from date of sale or until opened for use whichever is the earlier.

### **Reasons for Proposed Decision**

20. The transfer of this facility will provide an opportunity of continued leisure provision in the Afan Valley and therefore contribute the social well-being of the area for the reasons outlined in the report.

### **Implementation of Decision**

21. Immediately.

## **Appendices**

22. See attached plan (Appendix 1)

## **List of Background Papers**

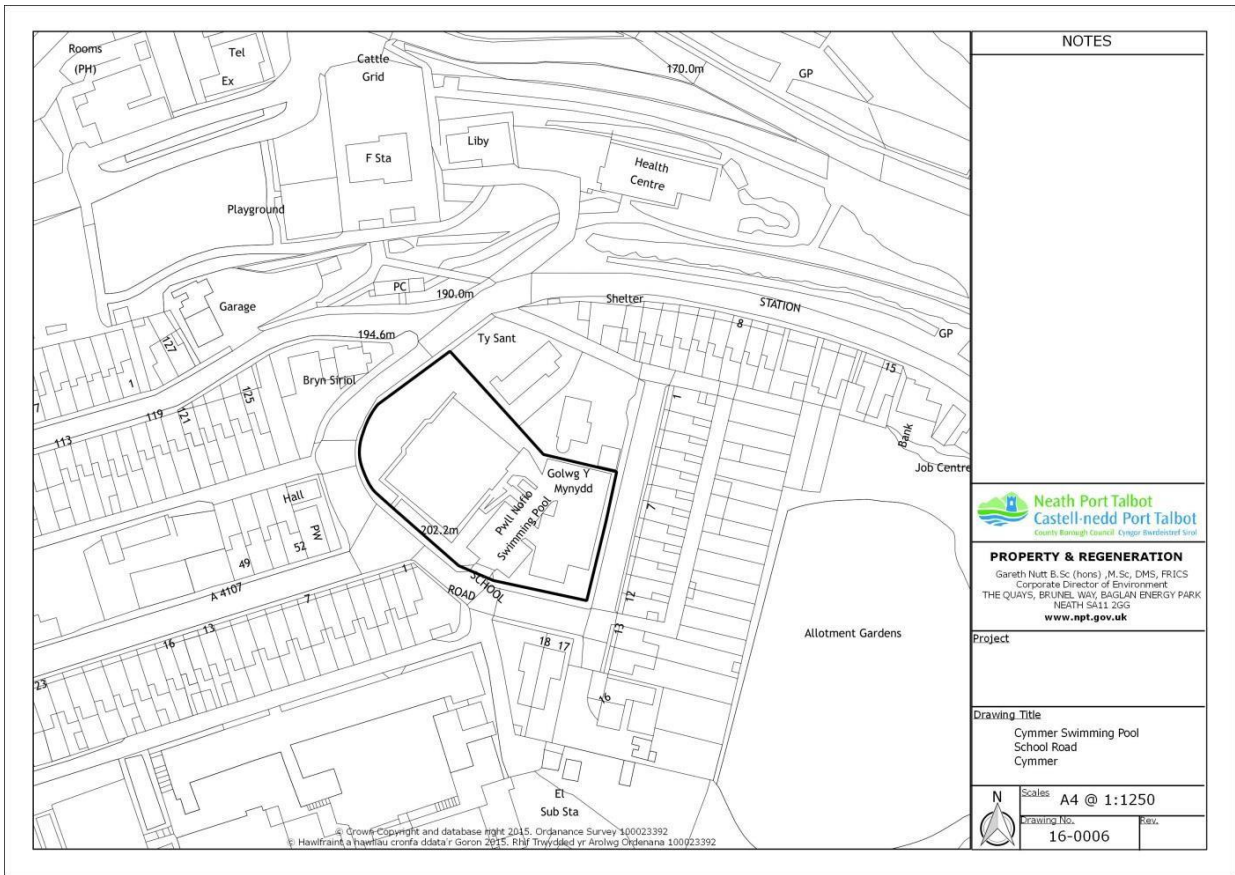
23. Cabinet Report of the Director of Education, Leisure and Lifelong Learning, Freehold Disposal of Cymmer Swimming Pool, 13 January 2016



## **Officer Contact**

Aled Evans, Director of Education, Leisure and Lifelong Learning ([a.evans@npt.gov.uk](mailto:a.evans@npt.gov.uk))



# APPENDIX 1



NOTES	
 <b>Neath Port Talbot</b> <b>Castell-nedd Port Talbot</b> <small>Neath Borough Council Cymru Swyddfa'r Stryd</small>	
<b>PROPERTY &amp; REGENERATION</b> Gareth Nutt B.Sc (hons) , M.Sc, DMS, FRICS Corporate Director of Environment THE QUAYS, BRUNEL WAY, BAGLAN ENERGY PARK NEATH SA11 2GG <a href="http://www.npt.gov.uk">www.npt.gov.uk</a>	
Project	
Drawing Title	
Cymmer Swimming Pool School Road Cymmer	
	Scales <b>A4 @ 1:1250</b> Drawing No. <b>16-0006</b>

This page is intentionally left blank

**2016/2017 FORWARD WORK PLAN (DRAFT)**

**ECONOMIC AND COMMUNITY REGENERATION CABINET BOARD**

<b>Meeting Date and Time</b>	<b>Agenda Items</b>	<b>Type (Decision, Monitoring or Information)</b>	<b>Rotation (Topical, Annual, Biannual, Quarterly, Monthly)</b>	<b>Contact</b>
<b>28<sup>th</sup> Oct 2016</b>	Planning Obligations Supplementary Planning Guidance (SPG)	Dec	Topical	NP (L.Beynon)
	Affordable Housing Supplementary Planning Guidance (SPG)	Dec	Topical	NP (L.Beynon)
	Baglan Bay Development Framework	Dec	Topical	NP (L.Beynon)
	Pollution Supplementary Planning Guidance (SPG)	Dec	Topical	NP (L.Beynon)
	Parking Supplementary Planning Guidance (SPG)	Dec	Topical	NP (L.Beynon)
	Energy Performance Report	Info	Annual	Chris Jones
	Library Strategy	Dec	Topical	Wayne John

Economic and Community Regeneration Cabinet Board – Forward Work Programme (DRAFT)

Meeting Date and Time	Agenda Items	Type (Decision, Monitoring or Information)	Rotation (Topical, ,Annual, Biannual, Quarterly, Monthly)	Contact
9 <sup>th</sup> Dec 2016	Quarterly Performance Monitoring (Q2)	Monitor	Quarterly	A.Headon
	<i>(Keep light – large Scrutiny agenda)</i>			
	Property Performance Report	Info	Annual	S.Brennan
	Corporate Property Asset Management Plan	Info	Annual	S.Brennan
	Welsh Public Libraries Standards Annual Report 15/16	Decision	Annual	W.John
	Celtic Leisure Quarterly Report 16/17	Monitor	Quarterly	C.Millis
	Fabian Way SPG	Decision	Topical	L.Beynon

**Economic and Community Regeneration Cabinet Board – Forward Work Programme (DRAFT)**

<b>Meeting Date and Time</b>	<b>Agenda Items</b>	<b>Type</b> <b>(Decision, Monitoring or Information)</b>	<b>Rotation</b> <b>(Topical, ,Annual, Biannual, Quarterly, Monthly)</b>	<b>Contact</b>
<b>20<sup>th</sup> Jan 2017</b>	Renewable and Low Carbon Energy SPG	Decision	Topical	L.Beynon
	Open Space & Green Space SPG	Decision	Topical	L.Beynon
	Design SPG	Decision	Topical	L.Beynon
	Development & the Welsh Language SPG	Decision	Topical	L.Beynon

This page is intentionally left blank

By virtue of paragraph(s) 14 of Part 4 of Schedule 12A of the Local Government Act 1972.

Document is Restricted

This page is intentionally left blank



By virtue of paragraph(s) 14 of Part 4 of Schedule 12A of the Local Government Act 1972.

Document is Restricted

This page is intentionally left blank

By virtue of paragraph(s) 14 of Part 4 of Schedule 12A  
of the Local Government Act 1972.

Document is Restricted

This page is intentionally left blank

By virtue of paragraph(s) 14 of Part 4 of Schedule 12A of the Local Government Act 1972.

Document is Restricted

This page is intentionally left blank

By virtue of paragraph(s) 14 of Part 4 of Schedule 12A  
of the Local Government Act 1972.

Document is Restricted

This page is intentionally left blank



By virtue of paragraph(s) 14 of Part 4 of Schedule 12A of the Local Government Act 1972.

Document is Restricted

This page is intentionally left blank

By virtue of paragraph(s) 14 of Part 4 of Schedule 12A  
of the Local Government Act 1972.

Document is Restricted

This page is intentionally left blank

By virtue of paragraph(s) 14 of Part 4 of Schedule 12A of the Local Government Act 1972.

Document is Restricted

This page is intentionally left blank

By virtue of paragraph(s) 14 of Part 4 of Schedule 12A  
of the Local Government Act 1972.

Document is Restricted

This page is intentionally left blank



By virtue of paragraph(s) 14 of Part 4 of Schedule 12A of the Local Government Act 1972.

Document is Restricted

This page is intentionally left blank

By virtue of paragraph(s) 14 of Part 4 of Schedule 12A  
of the Local Government Act 1972.

Document is Restricted

This page is intentionally left blank

By virtue of paragraph(s) 14 of Part 4 of Schedule 12A of the Local Government Act 1972.

Document is Restricted

This page is intentionally left blank

By virtue of paragraph(s) 14 of Part 4 of Schedule 12A  
of the Local Government Act 1972.

Document is Restricted

This page is intentionally left blank



By virtue of paragraph(s) 14 of Part 4 of Schedule 12A of the Local Government Act 1972.

Document is Restricted

This page is intentionally left blank

By virtue of paragraph(s) 14 of Part 4 of Schedule 12A  
of the Local Government Act 1972.

Document is Restricted

This page is intentionally left blank