

**EXECUTIVE DECISION RECORD**

**CABINET BOARD - 22 SEPTEMBER 2017**

**REGENERATION AND SUSTAINABLE DEVELOPMENT CABINET BOARD**

**Cabinet Board Members:**

Councillors: E.V.Latham and A.Wingrave (Chairperson)

**Officer in Attendance:**

T.Davies

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1. **APPOINTMENT OF CHAIRPERSON**

Agreed that Councillor A.Wingrave be appointed Chairperson for the meeting.

2. **MINUTES OF THE PREVIOUS REGENERATION AND SUSTAINABLE DEVELOPMENT CABINET BOARD HELD ON 21 JULY, 2017**

Noted by the Committee.

3. **MINUTES OF THE PREVIOUS COMMUNITY SAFETY AND PUBLIC PROTECTION SCRUTINY SUB COMMITTEE FROM 27 JULY, 2017**

Noted by the Committee.

4. **QUARTER 1 PERFORMANCE MONITORING**

**Decision:**

That the monitoring report be noted.

5. **LOCAL AUTHORITY NEW DUTIES AND RESPONSIBILITIES - VIOLENCE AGAINST WOMEN, DOMESTIC ABUSE AND SEXUAL VIOLENCE (WALES) ACT 2015**

**Decisions:**

1. That the content of the final strategy 'Neath Port Talbot Healthy Relationships for Stronger Communities 2016 – 2019', as detailed at Appendix 1 to the circulated report, and its publication, be approved;
2. That the Head of Corporate Strategy and Democratic Services be authorised to progress the development of regional working with Western Bay partners.

**Reason for Decisions:**

To secure compliance by the Council with the new duties under Section 5 (1) of the Violence Against Women, Domestic Abuse and Sexual Violence (Wales) Act 2015, and to also ensure the Council will be able to benefit from the Welsh Government grant that supports this legislation from 2018/19 when the grant will be pooled on a regional basis.

**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. **URGENCY ACTION 0032 - SUBSTANCE MISUSE ACTION PLAN**

**Decision:**

That the following urgency action taken by the Head of Corporate Strategy and Democratic Services in consultation with the requisite Members, be noted:-

Officer Urgency Action No 0032 re: Substance Misuse Action Plan Fund (SMAF) Revenue for the Western Bay Area Planning Board (APB).

7. **ALLEGED PUBLIC FOOTPATH - TONMAWR**

**Decision:**

That no Modification Order be made, between points A-B-C-D from John's Terrace to the Business Park, Tonmawr in the Community of Pelenna, as detailed in the circulated report.

**Reason for Decision:**

The use is very localised and so cannot be representative of the public at large.

**Implementation of Decision:**

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

**Consultation:**

This item has been subject to external consultation.

8. **ALLEGED PUBLIC FOOTPATH - COMMUNITY OF COEDFFRANC**

**Decision:**

That no Modification Order be made, between points A-B-C (Woodland Road to Ormes Road) and points B-E (Woodland Road to Dynevor Road) in the Community of Coedffranc, as detailed in the circulated report.

**Reasons for Decision (points A-B-C above):**

1. Only three people have said they would continue to support this application;
2. Point C does not connect to a public highway;
3. Any use west of point C to access those properties would not constitute use by the public at large.

**Reasons for Decision (point B-E above):**

1. Only four people supported this application which was too low a number to warrant making a modification order, particularly given the number of houses in the area;
2. These four cannot be said to represent the public at large, given they live in relative close proximity to the lane;
3. In 1955 the former Parish Council initially considered this lane as a possible Public Right of Way but later reversed that decision on the basis that it was used as a private street.

9. **ALLEGED PUBLIC FOOTPATH - COMMUNITY OF TAIBACH**

**Decision:**

That no Modification Order be made for the alleged public path/s situated at Cwm Gwineu Valley in the Community of Taibach.

**Reason for Decision:**

There is insufficient support for the claim nor has one route been clearly defined, also there is no provision within the Wildlife and Countryside Act 1981 to claim a right to wander over land.

**Implementation of Decision:**

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

**Consultation:**

This item has been subject to external consultation.

10. **HOUSING RENEWAL AND ADAPTATION SERVICE - EXTENSION OF REGENERATION WORKS FRAMEWORK**

**Decisions:**

1. That the requirements of competition be excluded and Rule 2.1 of the Council's Contracts Procedure Rules be suspended;

2. That the current framework agreement for Housing Renewal Works (the 'Framework') and the 6 framework agreements with each contractor appointed thereunder (the 'Framework Agreements') be extended for a period of six months from 1 October 2017, to allow the Council to run its own competitive tendering exercise which would be undertaken at the same time as the extension was put in place.

**Reason for Decisions:**

To ensure continuity of Housing Renewal Works pending the Council's intended competitive procurement exercise and the implementation of a new framework and new framework agreements resulting therefrom.

**Implementation of Decisions:**

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

11. **COMMUNITY RESILIENCE AND ENGAGEMENT STRATEGY**

**Decision:**

That the introduction of a strategy document to assist in developing community resilience to local emergencies (the 'Community Resilience and Engagement Strategy'), as detailed within the circulated report, be approved.

**Reason for Decision:**

To improve service delivery and efficiency.

**Implementation of Decision:**

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

12. **AIR QUALITY PROGRESS REPORT 2017**

**Decisions:**

1. That the contents of the 2017 Air Quality Progress Report and Detailed Assessment of Air Quality be noted;

2. That the 2017 Air Quality Progress Report and Detailed Assessment of Air Quality reports be made available to the public and other stakeholders via the Council website, and a copy sent to the Welsh Assembly Government for information.

**Reason for Decisions:**

To provide information about air quality in accordance with legislative requirements.

**Implementation of Decisions:**

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

13. **FORWARD WORK PROGRAMME 2017/18**

**Decision:**

That the Forward Work Programme be noted.

14. **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.

15. **URGENT ITEM**

Because of the need to deal now with the matter contained in Minute No. 16 below, the Chairperson 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

16. **URGENT REPORT OF THE HEAD OF PROPERTY AND REGENERATION - LAND AT EMPIRE AVENUE, BLAENGWRACH, NEATH**

**Decision:**

That the terms and conditions (as detailed within the private report) for the release of the restrictive covenant, at Land at Empire Avenue, Blaengwrach, Neath, be approved.

**Reason for Decision:**

To enable the proposal to progress.

**Implementation of Decision:**

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

**Consultation:**

The Local Member for the Blaengwrach Ward has been consulted and is not in favour of the proposal.

17. **BAGLAN BAY INNOVATION CENTRE DILAPIDATION CLAIM**

**Decision:**

That the terms and conditions, as detailed within the private circulated report for settling the dilapidations claim at Baglan Bay Innovation Centre and the Solar Centre, be approved.

**Reason for Decision:**

To settle the outstanding dilapidation claim as a consequence of Welsh Government handing back the premises at the expiry of the lease term.

**Implementation of Decision:**

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

18. **FORMER HAFOD CARE HOME**

**Decision:**

That the disposal of the former Hafod Care Home, Wenham Place, Neath to Pobl Housing, as detailed within the private circulated report, be approved.

**Reason for Decision:**

To enable the sale of surplus land for an innovative housing development and to attain a capital receipt.

**Implementation of Decision:**

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

**Consultation:**

The Local Members for the Neath North Ward have been consulted and are broadly supportive of the scheme.

19. **COMMERCIAL PROPERTY GRANT - 11 CROFT ROAD, NEATH**

**Decision:**

That a grant offer be made in relation to the commercial property, 11 Croft Road, Neath, as detailed within the private circulated report.

**Reason for Decision:**

To implement the provisions of the grant scheme in accordance with the criteria and terms of administration of the grant.

**Implementation of Decision:**

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



20. **COMMERCIAL PROPERTY GRANT - 34 ORCHARD STREET, NEATH**

**Decision:**

That a grant offer be made in relation to the commercial property, “Plaza Café”, 34 Orchard Street, Neath, as detailed within the private circulated report.

**Reason for Decision:**

To implement the provisions of the grant scheme in accordance with the criteria and terms of administration of the grant.

**Implementation of Decision:**

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

21. **PORT TALBOT PERIPHERAL DISTRIBUTOR ROAD, PHASE 2, CLAIMS FOR COMPENSATION**

**Decision:**

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

**CHAIRPERSON**