



Leicester
City Council

MEETING OF THE CABINET

DATE: TUESDAY, 1 SEPTEMBER 2009
TIME: 1PM
**PLACE: TEA ROOM, TOWN HALL, TOWN HALL SQUARE,
LEICESTER**

Members of the Cabinet

Councillor Willmott (Chair)
Councillor Dempster (Vice-Chair)

Councillors Connelly, Dawood, Kitterick, Osman, Palmer, Patel, Russell,
and Westley

Members of the Cabinet are invited to attend the above meeting to
consider the items of business listed overleaf.

for Director of Democratic Services

MEMBERS OF THE PUBLIC:

**YOU ARE VERY WELCOME TO ATTEND TO OBSERVE THE PROCEEDINGS.
HOWEVER, PLEASE NOTE THAT YOU ARE NOT ABLE TO PARTICIPATE IN
THE MEETING.**

*Officer contact: Heather Kent/ Julie Harget
Democratic Support,
Leicester City Council
Town Hall, Town Hall Square, Leicester LE1 9BG
Tel: 0116 229 8816/8809 Fax: 0116 229 8819
email: Heather.Kent@Leicester.gov.uk*

INFORMATION FOR MEMBERS OF THE PUBLIC

ACCESS TO INFORMATION AND MEETINGS

You have the right to attend Cabinet to hear decisions being made. You can also attend Committees, as well as meetings of the full Council.

There are procedures for you to ask questions and make representations to Scrutiny Committees, Community Meetings and Council. Please contact Democratic Support, as detailed below for further guidance on this.

You also have the right to see copies of agendas and minutes. Agendas and minutes are available on the Council's website at www.cabinet.leicester.gov.uk or by contacting us as detailed below.

Dates of meetings are available at the Customer Service Centre, King Street, Town Hall Reception and on the Website.

There are certain occasions when the Council's meetings may need to discuss issues in private session. The reasons for dealing with matters in private session are set down in law.

WHEELCHAIR ACCESS

Meetings are held at the Town Hall. The Meeting rooms are all accessible to wheelchair users. Wheelchair access to the Town Hall is from Horsefair Street (Take the lift to the ground floor and go straight ahead to main reception).

BRAILLE/AUDIO TAPE/TRANSLATION

If there are any particular reports that you would like translating or providing on audio tape, the Democratic Support Officer can organise this for you (production times will depend upon equipment/facility availability).

INDUCTION LOOPS

There are induction loop facilities in meeting rooms. Please speak to the Democratic Support Officer at the meeting if you wish to use this facility or contact them as detailed below.

General Enquiries - if you have any queries about any of the above or the business to be discussed, please contact Heather Kent or Julie Harget, Democratic Support on (0116) 229 8816/8809 or email heather.kent@leicester.gov.uk or call in at the Town Hall.

Press Enquiries - please phone the Communications Unit on 252 6081

PUBLIC SESSION

AGENDA

1. APOLOGIES FOR ABSENCE

2. DECLARATIONS OF INTEREST

Members are asked to declare any interests they may have in the business to be discussed and/or indicate that Section 106 of the Local Government Finance Act 1992 applies to them.

3. LEADER'S ANNOUNCEMENTS

4. MINUTES OF PREVIOUS MEETING

The minutes of the meeting held on 3 August 2009 have been circulated to Members and the Cabinet is asked to approve them as a correct record.

5. MATTERS REFERRED FROM COMMITTEES

6. REVIEW OF THE CHILDREN AND YOUNG PEOPLE'S PLAN 2009 [Appendix A](#)

Councillor Dempster submits a report that presents the Children and Young People's Plan Review 2009 for approval. Cabinet is recommended to approve the document attached to the report, subject to the further actions outlined in Paragraph 4.4 of the report.

A minute extract from the meeting of the Children & Young People's Scrutiny Committee, held on 18 August 2009, will be circulated as soon as it is available.

7. WATER HYGIENE REMEDIAL WORKS, AUTHORISATION OF CAPITAL EXPENDITURE [Appendix B](#)

Councillor Russell submits a report that seeks authorisation for the release of capital monies for essential Water Hygiene Health and Safety Works. Cabinet is recommended to approve the release of the allocated funds of £345,000 within the Capital programme for the implementation of the Water Hygiene works identified in Appendix 1 & 2 of the report.

8. REVISIONS TO CODE OF PRACTICE FOR MEMBER INVOLVEMENT IN DEVELOPMENT CONTROL DECISIONS [Appendix C](#)

Councillor Russell submits a report that enable the necessary approvals to be given for further revisions to be made to the Council's current Code of Practice

for Member Involvement in Development Control Decisions. Cabinet is asked to recommend to Council the approval of the revised Code of Practice contained at Appendix 1 of the report, to come into effect from 7th September 2009, and to delegate authority to the Director of Legal Services, in consultation with the Chair and Vice-chair of the Planning and Development Control Committee, to make any further amendments to the Code should this be required in consequence of future changes to the statutory Model Code of Conduct.

Minute extracts from the meetings of the Planning & Development Control Committee, held on 14 July 2009, and the Standards Committee, held on 15 July 2009, are attached.

9. ANNUAL PERFORMANCE OUTTURN REPORT 2008/09 [Appendix D](#)

Councillor Osman submits a report that presents a summary of performance against the priorities set out in *One Leicester* for 2008/9. Progress is primarily measured against the targets set in our Local Area Agreement (LAA). The report also includes brief commentary on performance on the remaining measures in the National Indicator Set. Cabinet is asked to approve the recommendations as set out in Paragraph 2.1 of the report.

10. AREA BASED GRANT ALLOCATION 2009/10 [Appendix E](#)

Councillor Patel submits a report that presents a summary of recommended Area Based Grant (ABG) allocations for 2009/10 and establishes the financial framework under which the ABG will operate. Cabinet is asked to approve the recommendations as set out in Paragraph 2.1 of the report.

11. INTERNATIONAL DEVELOPMENT WORKING PARTY [Appendix F](#)

Councillor Willmott submits a report that sets out proposals for establishing an International Development Working Party with revised Terms of Reference and membership. Cabinet is asked to approve the recommendations as set out in Paragraph 2.1 of the report.

12. CORPORATE CAPITAL PROGRAMME: PROPERTY SCHEMES [Appendix G](#)

Councillor Willmott submits a report that seeks authorisation for the release of capital monies for Property Schemes as identified within the report. Cabinet is recommended to approve the list of Property schemes identified in Appendix 1 of the report and to approve the release of £700,000, from the capital programme which has been allocated for Property Schemes by Council at its meeting on 26th March 2009.

13. ANY OTHER URGENT BUSINESS

14-19 EDUCATION PROCUREMENT UPDATE

The Deputy Leader (in the Leader's absence) has agreed to consider the above item on the grounds of urgency under Cabinet Procedure Rule 7d as there is a requirement for the City Council to act to secure continuity of provision for City learners this Autumn term as a result of impending changes in national policy with respect to the Learning and Skills Council"

The report for Cabinet and a minute extract from the meeting of the Children & Young People's Scrutiny Committee, held on 18 August 2009, will be circulated as soon as they are available.

14. PRIVATE SESSION

AGENDA

MEMBERS OF THE PUBLIC TO NOTE

Cabinet deals with most business in public but is legally entitled to consider certain items in private. Members of the public and the press will be asked to leave the meeting when such items are discussed.

Cabinet is recommended to consider whether or not to deal with the following reports in private on the grounds that they contain 'exempt' information as defined in the Local Government (Access to Information) Act 1985, as amended, and consequently that the Cabinet makes the following resolution:-

- i. "that the press and public be excluded during consideration of the following reports in accordance with the provisions of Section 100A(4) of the Local Government Act 1972, as amended, because they involve the likely disclosure of 'exempt' information, as defined in the Paragraphs detailed below of Part 1 of Schedule 12A of the Act; **AND**
- ii. taking all the circumstances into account, it is considered that the public interest in maintaining the information as exempt outweighs the public interest in disclosing the information.

SITE AT KERRIAL ROAD, NEW PARKS: RELEASE OF RESTRICTIVE COVENANTS

Paragraph 1

Information relating to any individual

Paragraph 2

Information, which is likely to reveal the identity of an individual.

Paragraph 3

Information relating to the financial or business affairs of any particular person

(including the authority holding that information).

SINGLE STATUS UPDATE

Paragraph 4

Information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or office holders under, the authority.

Paragraph 5

Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.

**15. SITE AT KERRIAL ROAD, NEW PARKS: RELEASE OF [Appendix B1](#)
RESTRICTIVE COVENANTS**

Councillor Westley submits a report.

16. SINGLE STATUS UPDATE [Appendix B2](#)

Councillor Patel submits a report.