



Leicester  
City Council

## **MEETING OF THE CABINET**

**DATE: MONDAY, 25 JANUARY 2010**

**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.**

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## **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](http://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](mailto: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 14 December 2009 have been circulated to Members and the Cabinet is asked to approve them as a correct record.

**5. MATTERS REFERRED FROM COMMITTEES**

**6. INCLUSIVE DESIGN ACTION PROGRAMME 2010-2011** [Appendix A](#)

Councillor Russell submits a report, which asks Cabinet to consider and approve the Inclusive Design Action Programme (Appendix 2), which supports and takes forward the findings of the Regeneration and Transport Scrutiny Task Group and OSMB recommendations relating to Access and Inclusion. Cabinet is requested to approve the Design Action Programme and the Inclusive Design Aims set out in Appendix 2 of this report.

**A minute extract from the meeting of the Overview and Scrutiny Management Board held on 21 January 2010 will be circulated as soon as it is available.**

**7. RIVAL MARKET LICENCE APPLICATION AT LEICESTER CITY FOOTBALL CLUB** [Appendix B](#)

Councillor Dempster submits a report that considers an application received from LSD Promotions for a market at Leicester City Football Club to be held weekly on Sundays and also on Bank Holidays. Cabinet is recommended to approve a licence with special conditions as set out in Appendix A (Page 14-16) of the report amended to include provision that Sunday and Bank Holiday Markets should not be held on the same day as first team football matches.

**A minute extract from the meeting of the Overview and Scrutiny Management Board held on 21 January 2010 will be circulated as soon as it is available.**

**8. CARE QUALITY COMMISSION (CQC) - ANNUAL PERFORMANCE ASSESSMENT, LEICESTER CITY COUNCIL- ADULT SOCIAL CARE SERVICES 2008/09** **Appendix C**

Councillor Palmer submits a report that provides Members of the Council's rating of the Adult Social Care annual self-assessment for 2008/09 by the Care Quality Commission's (CQC), which is the regulatory body for care services. Cabinet is asked to note the recommendations set out in Paragraph 3 of the Report.

**A minute extract from the meeting of the Overview and Scrutiny Management Board held on 21 January 2010 will be circulated as soon as it is available.**

**9. COLLECTION FUND SURPLUSES** **Appendix D**

Councillor Patel submits a report that identifies the estimated financial position of the Collection Fund Account as at 31 March 2010. The report seeks the approval of the Cabinet to the estimated surplus figures and the amounts payable to the relevant authorities. Cabinet is asked to approve the recommendations set out in Paragraph 3 of the Report.

**10. COUNCIL TAX - TAXBASE** **Appendix E**

Councillor Patel submits a report that details the recommended taxbase for the financial year 2010/2011. The Council is required to set a taxbase by 31 January 2010 for the purpose of setting its Council Tax. Cabinet is recommended to endorse a taxbase for 2010/2011 of 78,799 properties expressed as the equivalent number of "Band D" properties.

**11. ADDITIONS TO THE 2009/10 PROCUREMENT PLAN** **Appendix F**

Councillor Patel submits a report that seeks Cabinet's approval for new additions to the Procurement Plan for 2009/10. The Plan informs the market of future procurement activity, to enable them to prepare, and provides Members with greater overview of procurement activity. Cabinet is recommended to approve the recommendations set out in Paragraph 3 of the report.

**A minute extract from the meeting of the Performance and Value for Money Select Committee held on 20 January 2010 will be circulated as soon as it is available.**

**12. CONTRACT PROCEDURE RULES WAIVERS** **Appendix G**

Councillor Patel submits a report that provides Cabinet with a summary of Contract Procedure Rule waivers. Cabinet is recommended to note the summary of Contract Procedure Rule waivers summarised in Appendix A.

**A minute extract from the meeting of the Performance and Value for**

**Money Select Committee held on 20 January 2010 will be circulated as soon as it is available.**

**13. CABINET'S SCHEME OF DELEGATION [Appendix H](#)**

Councillor Willmott submits a report that enables Cabinet to review its current Terms of Reference, portfolio structure and agree a revised Scheme of Delegation. Cabinet is asked to approve the recommendations set out in Paragraph 3 of the report.

**14. STANDARDS COMMITTEE FIRST ANNUAL REPORT [Appendix I](#)  
2008-2009**

Councillor Willmott submits a report that notes the achievements of the Standards Committee for the year 2009 – 2009 and to consider the challenges for the year ahead. Cabinet is asked to note the achievements of the Standards Committee and to note the actions for the forthcoming year.

**15. ANY OTHER URGENT BUSINESS**

**HOUSING CAPITAL PROGRAMME 2009/10 AND 2010/15**

The Leader has agreed to accept the above item on the grounds of urgency under Cabinet Procedure Rule 7d as the information contained within the report arrived late from the Government and Cabinet's views are required, before the report is considered at Council on 28 January 2010 as part of the budget consultation process.

**HOUSING REVENUE ACCOUNT – BUDGET 2010/11**

The Leader has agreed to accept the above item on the grounds of urgency under Cabinet Procedure Rule 7d as the information contained within the report arrived late from the Government and Cabinet's views are required, before the report is considered at Council on 28 January 2010 as part of the budget consultation process.

**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.

**LEICESTER'S NEW BUSINESS GATEWAY  
NEW BUSINESS QUARTER PHASE 2 (NBQ2)**

**APPENDIX AOUB-B1**

Paragraph 3

Information relating to the financial or business affairs of any particular person (including the Authority holding that information)".

Councillor Kitterick submits a report.

This report is considered urgent on the grounds that a decision is required by Cabinet on 25 January 2010 because of the need to move quickly to enter into the funding agreement to meet the East Midlands Development Agency (EMDA) timetable.

