



## **MINUTES OF A MEETING OF THE CABINET HELD ON 15th AUGUST 2012**

PRESENT: Councillors R Pritchard, S Doyle and J Oates

The following officers were present: John Wheatley (Executive Director Corporate), Anica Goodwin (Director - Transformation/Corporate Performance), Andrew Barratt (Director - Assets and Environment), Stefan Garner (Director of Finance), Robert Mitchell (Director - Communities, Planning and Partnerships), Sarah McGrandle (Head of Environmental Management) and Karen Taylor (Head of Benefits)

### **39 APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors D Cook, S Claymore and M Greateorex and Anthony Goodwin (Chief Executive).

### **40 MINUTES OF THE PREVIOUS MEETING**

The minutes of the meeting held on 25 July 2012 were approved and signed as a correct record.

*(Moved by Councillor Jeremy Oates and seconded by Councillor S Doyle)*

### **41 DECLARATIONS OF INTEREST**

There were no Declarations of Interest.

### **42 MATTERS REFERRED TO THE CABINET IN ACCORDANCE WITH THE OVERVIEW AND SCRUTINY PROCEDURE RULES**

None

### **43 LOCALISM ACT 2011**

The report of the Leader of the Council, presented by the Deputy Leader, setting out the Council's approach to the implementation of the key part of the Localism Act 2011, the Community Right to challenge set out in Part 5 Chapter 2, was considered.

- RESOLVED:** That the guidance document and the decision and notification timetables required under sections 82 to 84 of the Localism Act 2011 as relating to the Community Right to Challenge which are set out below be approved:-
- 1 Expressions of interest under the Community Right to Challenge duties be accepted only between 1 June and 30 June, commencing 2013, and;
  - 2 Expressions of interest under the Community Right to Challenge duties for services already delivered by a third party as set out in the contracts register be accepted, and;
  - 3 Determination of these expressions will take no more than 26 weeks from the close of the period (30 June) and follow generally the process outlined in Appendix 1, and;
  - 4 The minimum period between the date of our decision to accept an expression of interest and the date on which the procurement exercise will begin is 12 weeks. The maximum period is 26 weeks, however depending on the complexity of the EOI on the services involved this period may be waived and the relevant body notified accordingly, and;
  - 5 The guidance document and the decision and notification periods on the Council's website as required by the legislation be published, and;
  - 6 Authority to make any necessary policy amendments be delegated to the Chief Executive and the Leader of the Council
- (Moved by Councillor R Pritchard and seconded by Councillor S Doyle)*

#### **44 ANNUAL REVIEW 2011/12**

The Report of the Leader of the Council, presented by the Deputy Leader, informing Cabinet of the contents of the Annual Review was considered.

- RESOLVED:** That the Annual Review be approved so that it can be published without delay.

*(Moved by Councillor R Pritchard and seconded by Councillor J Oates)*

#### **45 LOCALISING SUPPORT FOR COUNCIL TAX**

The Report of the Portfolio Holder for Core Services and Assets seeking a decision from Cabinet, further to the presentation given on 25 July, of the preferred consultation option for a Local Council Tax Support scheme was considered.

- RESOLVED:** That:

- 1 Option 3b from the updated appendices, protecting pensioners, severely disabled claimants and those with disabled children only based on max 75% liability, be approved, and;
- 2 Tamworth Borough Council consults the public on this option.  
*(Moved by Councillor R Pritchard and seconded by Councillor S Doyle)*

**46 WRITE OFFS 01/04/2012 – 30/06/2012**

The Report of the Portfolio Holder for Core Services and Assets providing members with details of write offs from 01 April 2012 to 30 June 2012 was considered.

**RESOLVED:** That the amount of debt being written off be endorsed.

*(Moved by Councillor R Pritchard and seconded by Councillor J Oates)*

**47 CONSIDERATION OF ISSUES AND OPTIONS ARISING FROM THE CEMETERY GATES PETITION**

The Report of the Portfolio Holder for Environment and Waste Management setting out the various options in response to a petition to reinstate the locking and unlocking of all cemetery gates all year round, before a preferred option is put forward at full Council in September 2012 was considered.

**RESOLVED:** That a Friends of Cemetery Group be set up to open and close the cemetery gates on a regular basis for a 12 month trial period.

*(Moved by Councillor S Doyle and seconded by Councillor R Pritchard)*

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Leader

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