

Cabinet Decision Statement	Gloucestershire County Council
Published: Friday 20 December 2019	

Agenda Item	Decision	Portfolio
5	<p>CHELTENHAM TRANSPORT PLAN PHASE 4</p> <p>At the Traffic Regulation Committee meeting on 16 December 2019, the committee was asked to consider the Experimental Traffic Regulation Orders (ETROs) relating to Phase 4 of Cheltenham Transport Plan, (trial restriction of Clarence Street “Boots Corner”), and make a recommendation to Gloucestershire County Council Cabinet.</p> <p>Vice Chairman of the Traffic Regulation (TR) Committee, Cllr Alan Preest, presented the final report of the Committee, (including recommendations), from the TR Committee meeting held on 16 December 2019.</p> <p>Cllr Preest confirmed that the committee had considered the evidence made available to them, including all of the representations received in response to the final version of the ETROs, and had</p> <p>RESOLVED to recommend that the Gloucestershire County Council Cabinet: -</p> <p><i>Abandon the current Phase 4 Experimental Traffic Regulation Orders (ETROs) and revert back to the permanent Traffic Regulation Orders (TROs) which had been in place immediately prior to the Phase 4 trial.</i></p> <p>The Traffic Regulation Committee also RESOLVED to: -</p> <p><i>Recommend that, whether or not Cabinet agreed to abandon the Phase 4 ETROs and revert back to the permanent TROs, Cabinet should note that:</i></p> <ul style="list-style-type: none"> ➤ <i>Capital investment is needed to improve the sequence of the traffic signals on the town centre ring road to make the routes more useable.</i> ➤ <i>Clearer strategic route signage is needed throughout the town centre, to enable motorists to navigate their way around effectively.</i> 	Cabinet

- *Action needs to be undertaken on addressing the conflict between pedestrians and vehicles at various points in the town centre.*

Cabinet considered the recommendation of the Traffic Regulation Committee and,

RESOLVED to: -

- 1) *Abandon the amended versions of the ETROs for Phase 4 of the CTP;*
- 2) *Delegate authority to the Lead Commissioner: Highway Authority to implement its decision;*
- 3) *Commit to continuing to work with key stakeholders to improve transport and access in Cheltenham Town Centre.*

Where the need to implement a decision so urgently pre-implementation review of the decision is not appropriate, the Council's Constitution allows for the decision to be implemented urgently without imposing a call-in period. (To do so, the Chair of Council and the Chair of the relevant Scrutiny Committee, must confirm that it is necessary to implement the decision immediately).

In accordance with paragraph 7.2 of the cabinet decision report for this item, Cllr Ray Theodoulou, (Chair of Council), and Cllr Rob Bird, (Chair of the Environment Scrutiny Committee), agreed that the decision should be implemented immediately for the following reason: -

The original CTP Phase 4 ETROs were implemented on 28 June 2018 for a period of no more than 18 months. The ETROs expire on 28 December 2019. Whatever the outcome of the Cabinet decision on 20 December 2019, the council's 5 day call in procedure would restrict implementation of the decision until 1 January 2020, (following expiry of the ETROs).

The decision to abandon the amended versions of the ETROs for Phase 4 of the Cheltenham Transport Plan will therefore be implemented with immediate effect in accordance with the council's procedures for Urgent Implementation of Cabinet Decisions.

	<p>➤ <i>Action needs to be undertaken on addressing the conflict between pedestrians and vehicles at various points in the town centre.</i></p> <p>Cabinet considered the recommendation of the Traffic Regulation Committee and,</p> <p>RESOLVED to: -</p> <ol style="list-style-type: none"> 1) <i>Abandon the amended versions of the ETROs for Phase 4 of the CTP;</i> 2) <i>Delegate authority to the Lead Commissioner: Highway Authority to implement its decision;</i> 3) <i>Commit to continuing to work with key stakeholders to improve transport and access in Cheltenham Town Centre.</i> <p>Where the need to implement a decision so urgently pre-implementation review of the decision is not appropriate, the Council's Constitution allows for the decision to be implemented urgently without imposing a call-in period. (To do so, the Chair of Council and the Chair of the relevant Scrutiny Committee, must confirm that it is necessary to implement the decision immediately).</p> <p>In accordance with paragraph 7.2 of the cabinet decision report for this item, Cllr Ray Theodoulou, (Chair of Council), and Cllr Rob Bird, (Chair of the Environment Scrutiny Committee), agreed that the decision should be implemented immediately for the following reason: -</p> <p><i>The original CTP Phase 4 ETROs were implemented on 28 June 2018 for a period of no more than 18 months. The ETROs expire on 28 December 2019. Whatever the outcome of the Cabinet decision on 20 December 2019, the council's 5 day call in procedure would restrict implementation of the decision until 1 January 2020, (following expiry of the ETROs).</i></p> <p>The decision to abandon the amended versions of the ETROs for Phase 4 of the Cheltenham Transport Plan will therefore be implemented with immediate effect in accordance with the council's procedures for Urgent Implementation of Cabinet Decisions.</p>	
<p>6</p>	<p>FINANCIAL MONITORING REPORT 2019/20</p> <p>Cllr Lynden Stowe, Cabinet Member for Finance and Change, gave an update on the year end forecast for the 2019/20 County Council's Revenue and Capital Budgets.</p> <p>Having considered all of the information, including known proposals, alternative options and reasons for recommendations, Cabinet noted the report and,</p> <p>RESOLVED to: -</p>	<p>Finance and Change</p>

	<ol style="list-style-type: none"> 1. <i>Note the forecast revenue year end position as at the end of October 2019 (Period 7) for the 2019/20 financial year is a balance budget. This has been achieved as a result of the review of revenue reserves and in-year efficiencies authorised by Cabinet on 13 November 2019.</i> 2. <i>Approve the transfers from reserves as detailed in the report of £2.001 million</i> 3. <i>Note the forecast capital year end position as at the end of October 2019 of £108.696 million against the revised budget of £108.584.</i> 4. <i>Approve the £4.628 million increase to the capital programme as outlined in Section D of the report.</i> 	
<p style="text-align: center;">7</p>	<p>MEDIUM TERM FINANCIAL STRATEGY (FOR PUBLICATION AND CONSULTATION) 2020/21 TO 2022/23</p> <p>Cllr Lynden Stowe, Cabinet Member for Finance and Change, set out proposals relating to the detailed revenue and capital budget for 2020/21 and the Medium Term Financial Strategy for the period 2020/21 to 2022/23.</p> <p>Having considered all of the information, including known proposals, alternative options and reasons for recommendations, Cabinet noted the report and,</p> <p>RESOLVED to:</p> <p><i>Approve for consultation and scrutiny the proposed detailed revenue and capital budget for 2020/21 (including Dedicated Schools Grant which will also be considered by the Schools Forum) and the Medium Term Financial Strategy (MTFS) covering the period 2020/21 to 2022/23.</i></p>	<p>Finance and Change</p>
<p style="text-align: center;">8</p>	<p>LEADING THE RESPONSE TO THE CLIMATE EMERGENCY: GLOUCESTERSHIRE CLIMATE CHANGE STRATEGY 2019/20 TO 2024/25</p> <p>Cllr Nigel Moor, Cabinet Member for Environment and Planning, presented the Draft Climate Change Strategy, including immediate action plan and resource implications for implementation of the strategy.</p> <p>Having considered all of the information, including known proposals, alternative options and reasons for recommendations, Cabinet noted the report and,</p> <p>RESOLVED to:</p>	<p>Environment and Planning</p>

	<ol style="list-style-type: none"> 1. Approve the Immediate Action Plan and endorse the Climate Change Strategy (Annex 1); 2. Adopt the Gloucestershire Climate Change manifesto (Figure 1) and seek the support of the council's partners at Leadership Gloucestershire to join the county council's commitment; 3. Approve up to £90,000 in-year investment to cover the costs of developing and implementing the strategy and for the staffing and green electricity proposals, from the 2019/20 existing corporate budget; 4. Subject to the Council approving the £1million Climate Change and Air Quality 'Action Fund', to delegate authority to the Director for Economy, Environment & Infrastructure to determine how the Fund will be used to support delivery of the Climate Change Strategy, in consultation with the: <ol style="list-style-type: none"> a) Cabinet Members for Environment & Planning; Finance & Change; Public Health & Communities; and the b) Directors of Finance ; Public Health 5. Note the findings from the public consultation and the feedback from the Gloucestershire Youth Climate Panel (Annex 2) 	
<p>9</p>	<p>CONCESSIONARY TRAVEL SCHEME - OPERATOR REIMBURSEMENT</p> <p>Cllr Nigel Moor, Cabinet Member for Environment and Planning, sought consent to negotiate and enter into a three year fixed rate agreement with Stagecoach West Ltd.</p> <p>Having considered all of the information, including known proposals, alternative options and reasons for recommendations, Cabinet noted the report and,</p> <p>RESOLVED to:</p> <p><i>Delegate authority to the Lead Commissioner – Communities and Infrastructure, in consultation with the Cabinet Member for Environment and Planning, to:</i></p> <ol style="list-style-type: none"> 1. Negotiate the terms of a 3 year fixed rate agreement with Stagecoach West Ltd, commencing on 1 April 2020, under which Stagecoach shall receive the statutory reimbursement of fares that would otherwise be payable in respect of passengers it carries holding an English National Concessionary Travel Scheme (ENTCS) pass; and 2. Enter into such agreement provided the above-mentioned negotiations are successful, meets core requirements and is within budget. 	<p>Environment and Planning</p>

<p>10</p>	<p>FASTERSHIRE BROADBAND STRATEGY 2019 - 2022</p> <p>Cllr Patrick Molyneux, Cabinet Member for Economy, Education and Skills, gave an update on the Fastershire Broadband Strategy and the future deployment of high speed broadband for Gloucestershire and Herefordshire to 2022.</p> <p>Having considered all of the information, including known proposals, alternative options and reasons for recommendations, Cabinet noted the report and,</p> <p>RESOLVED to:</p> <ol style="list-style-type: none"> 1. <i>Approve the revised Fastershire Broadband Strategy 2019 – 2022;</i> 2. <i>Delegate authority to the Lead Commissioner – Strategic Infrastructure, in consultation with the Cabinet Member for Economy, Education and Skills to:</i> <ol style="list-style-type: none"> 2.1 <i>Approve the approach and criteria under Stage 5 of the revised Strategy, to establish a Fastershire Community Broadband Grant, that will be delivered via a new Dynamic Purchasing System (DPS) and;</i> 2.2 <i>Conduct a competitive procurement process for Community Broadband grants based on the criteria set out in 2.1 and award such contract (s) in accordance with the Dynamic Purchasing System established through the joint Partnership Agreement between Gloucestershire County Council and Herefordshire Council.</i> 	<p>Economy, Education and Skills,</p>
<p>11</p>	<p>WASTE COLLECTION AUTHORITY INCENTIVE PAYMENTS</p> <p>Cllr Nigel Moor, Cabinet Member for Environment and Planning, presented proposals relating to new residual waste reduction incentive arrangements for discussion with district councils. The arrangements to replace existing Food Waste Collection and Delivery Arrangements.</p> <p>Having considered all of the information, including known proposals, alternative options and reasons for recommendations, Cabinet noted the report and,</p> <p>RESOLVED to:</p> <ol style="list-style-type: none"> 1. <i>Support the agreement of new Residual Waste Reduction Incentive Arrangements with each of the Waste Collection</i> 	<p>Environment and Planning</p>

	<p><i>Authorities on the basis described in section 2 of the decision report, with a view to ensuring that the reduction of residual waste in Gloucestershire continues to be prioritised and supported; and</i></p> <p><i>2. Delegate authority to the Head of Joint Waste Management, in consultation with the Chief Executive, to enter into new residual waste reduction incentive agreements with Waste Collection Authorities from July 2020 under which the authorities will be incentivised to reduce waste through the provision of waste reduction, reuse and recycling initiatives.</i></p>	
12	<p>PROPOSALS FOR PARTNERSHIP WORKING AND FUTURE GOVERNANCE ARRANGEMENTS BETWEEN GLOUCESTERSHIRE WASTE DISPOSAL AND COLLECTION AUTHORITIES</p> <p>Cllr Nigel Moor, Cabinet Member for Environment and Planning, proposed the formation of a Gloucestershire Resources and Waste Partnership between Gloucestershire County Council and the 6 district councils of Gloucestershire.</p> <p>Having considered all of the information, including known proposals, alternative options and reasons for recommendations, Cabinet noted the report and,</p> <p>RESOLVED to:</p> <ol style="list-style-type: none"> <i>1. Authorise the formation of a new Gloucestershire Resources and Waste Partnership between Gloucestershire County Council (GCC) and the 6 district councils of Gloucestershire; and</i> <i>2. Delegate authority to the Head of Joint Waste Management in consultation with the Cabinet Member: Environment and Planning and the Chief Executive to agree and approve the Terms of Reference for the Partnership.</i> 	Environment and Planning
13	<p>GLOUCESTERSHIRE LOCAL TRANSPORT PLAN REVIEW PUBLIC CONSULTATION</p> <p>Cllr Nigel Moor, Cabinet Member for Environment and Planning, sought approval of the Draft Local Transport Plan (LTP) Consultation Document, (Appendix A of the report), and consent to commence public consultation in January 2020.</p> <p>Having considered all of the information, including known proposals, alternative options and reasons for recommendations, Cabinet noted the report and,</p> <p>RESOLVED to:</p> <p><i>Approve commencement of a public consultation on the Draft Local</i></p>	Environment and Planning

	<i>Transport Plan (LTP) Consultation Document, (Appendix A of the report), along with the associated documents, to run between 16 January and 26 March 2020.</i>	
14	<p>LYDNEY COASTAL COMMUNITY FUND: CONSTRUCTION OF A HIGHWAY IMPROVEMENT SCHEME (AUTHORITY TO RECEIVE FUNDS AND PROCEED TO CONTRACT PROCUREMENT)</p> <p>Cllr Vernon Smith, Cabinet Member for Highways and Flood, sought approval to enter into a funding agreement with the Forest of Dean District Council in respect of the Lydney Coastal Community Fund Highway Improvement Scheme.</p> <p>Having considered all of the information, including known proposals, alternative options and reasons for recommendations, Cabinet noted the report and,</p> <p>RESOLVED to:</p> <p><i>Delegate authority to the Lead Commissioner; Highway Authority to:</i></p> <ol style="list-style-type: none"> 1) <i>Enter into a funding agreement with Forest of Dean District Council under which Gloucestershire County Council (GCC) shall receive £1.5m by way of funding from the District Council to pay for a contract for works for the Lydney Coastal Community Fund Highway Improvement scheme described in this report ('the Contract');</i> 2) <i>Permit the County Council to become the "Client" for the purposes of procuring the proposed Contract;</i> 3) <i>Conduct a competitive procurement process for the Contract, in consultation with the Cabinet Member for Environment and Planning,</i> 4) <i>Award such contract to the successful tenderer.</i> 	Highways and Flood

The decisions published above, (with the exception of item 5 of the agenda), will come into force and may be implemented on 1 January 2020, unless a request is made for the decision to be called in.

Please note: The decision relating to item 5 of the agenda, (Cheltenham Transport Plan - Phase 4), will be implemented immediately, in accordance with the councils urgent implementation rules.

CALL-IN PROCEDURE

A decision may only be only called-in if one or more of the following conditions are satisfied: -

- 1) The decision conflicts in whole or part with any existing policy that has been formally approved or adopted by the Council;
- 2) The decision would not be wholly in accordance with the Council's budget;
- 3) In making the decision, the Cabinet, the Leader of the Council, or a Cabinet Member or Officer under delegated powers, has taken account of an irrelevant matter or failed to take account of a relevant matter, which in the opinion of the Chief Executive, had (or would have), a significant bearing on that decision;
- 4) The Cabinet, the Leader of the Council, or a Cabinet Member or Officer under delegated powers, acted contrary to the Cabinet Procedure Rules, the Access to Information about the County Council's Formal Business, and/or the principles of the decision making set out in Part 2, Article 7.02 of the Council's Constitution.

At least **five members** of the council must give notice in writing of their request to call-in a decision.

The request, including reasons for the call-in, must be delivered to the Chief Executive before the end of the fifth working day after the day on which the decision is published.

The request for a call-in of any of the decisions above should be made to Jo Moore (DSU) by **5.00 pm on 31 December 2019**.

For information on the contents of this Decision Statement, please contact: -

Jo Moore (Democratic Services Unit)

Tel: 01452 324196; Fax: 01452 425240; email: jo.moore@gloucestershire.gov.uk