

Cabinet

Agenda

Date: Monday, 15th October, 2012
Time: 2.00 pm
Venue: Committee Suite 1, 2 & 3, Westfields, Middlewich Road,
Sandbach CW11 1HZ

The agenda is divided into 2 parts. Part 1 is taken in the presence of the public and press. Part 2 items will be considered in the absence of the public and press for the reasons indicated on the agenda and at the foot of each report.

PART 1 – MATTERS TO BE CONSIDERED WITH THE PUBLIC AND PRESS PRESENT

1. **Apologies for Absence**

2. **Declarations of Interest**

To provide an opportunity for Members and Officers to declare any disclosable pecuniary and non-pecuniary interests in any item on the agenda.

3. **Public Speaking Time/Open Session**

In accordance with Procedure Rules Nos.11 and 35 a total period of 10 minutes is allocated for members of the public to address the Committee on any matter relevant to the work of the Committee.

Individual members of the public may speak for up to 5 minutes but the Chairman will decide how the period of time allocated for public speaking will be apportioned where there are a number of speakers.

In order for an informed answer to be given, where a member of the public wishes to ask a question of a Cabinet Member three clear working days notice must be given and the question must be submitted in writing at the time of notification. It is not required to give notice of the intention to make use of public speaking provision but, as a matter of courtesy, a period of 24 hours notice is encouraged.

Please contact Cherry Foreman on 01270 686463
E-Mail: cherry.foreman@cheshireeast.gov.uk with any apologies or requests for further information or to give notice of a question to be asked by a member of the public

4. **Minutes of Previous Meeting** (Pages 1 - 14)

To approve the minutes of the meeting held on 17 September 2012 as a correct record.

5. **Key Decision 12/13-13 Financial Support for Public Transport** (Pages 15 - 68)

To consider options for how to meet the transport needs of local communities within the context of reduced budgets, whilst at the same time minimising the impact on protected equality groups particularly older and disabled people.

6. **Key Decision 12/13-25 Available Walking Routes Policy** (Pages 69 - 92)

To consider the policy for the assessment of walked routes to school.

7. **Key Decision 12/13-19 Review of Leisure Services Delivery Options** (Pages 93 - 98)

To consider the appointment of a consultant to review the range of potential delivery models available for the delivery of leisure services, and to recommend a preferred option.

8. **Key Decision 12/13-24 Public Services Network Connectivity Procurement** (Pages 99 - 104)

To approve the procurement of Public Service Network Connectivity with Cheshire West and Chester Council and other potential public service partners.

9. **Three Year Medium Term Financial Strategy 2013-2016** (Pages 105 - 114)

To consider the latest medium term financial forecasts for the Council and areas for further consideration.

10. **Three Year Council Plan 2013-2016** (Pages 115 - 122)

To consider the proposed framework for the development of a new three year Council Plan in parallel with the Council's supporting Medium Term Financial Strategy.

11. **Notice of Motion to Council - Culture Policy** (Pages 123 - 126)

To consider a response to the Notice of Motion referred to Cabinet by the Council at its meeting on 19 April 2012.

12. **Planning Appeal Loachbrook Farm, Sandbach**

To note the urgent action taken by the Leader, the Deputy Leader, and the Portfolio Holder for Communities and Regulatory Services in respect of an appeal against the findings of a Planning Inspector.

Application

11/0736C - Redevelopment of land for up to 200 dwellings, community facilities & associated infrastructure, Loachbrook Farm, Sandbach Road, Congleton.

Background

Earlier this year the Council mounted a strong appeal at an Inquiry that lasted several days. The Inspectors decision was made on 16th August 2012 and, whilst carefully addressing all of the Council's arguments, he granted planning permission to the applicant. Legal opinion has been obtained from the Barrister who represented the Council at the Appeal and her opinion is that on planning grounds the chances of a successful appeal are remote. However, Tewkesbury Council is appealing against an Inspector's decision made on similar grounds and is using wider arguments based upon extensive change of Government Policy as being contrary to published policy on localism.

The Barrister representing Tewkesbury Council, from the same Chambers as the Barrister who represented the Council at the Loachbrook Farm Inquiry, has indicated he could mount similar arguments if Cheshire East chooses to challenge the Loachbrook decision on this basis.

The deadline for an Appeal to be made was Thursday 27 September 2012 and therefore it was not possible for the matter to await the next ordinary meeting of Cabinet.

13. Exclusion of the Press and Public

The reports relating to the remaining items on the agenda have been withheld from public circulation and deposit pursuant to Section 100(B)(2) of the Local Government Act 1972 on the grounds that the matters may be determined with the press and public excluded.

The Committee may decide that the press and public be excluded from the meeting during consideration of the following items pursuant to Section 100(A)4 of the Local Government Act 1972 on the grounds that they involve the likely disclosure of exempt information as defined in Paragraphs 2, 3 and 4 of Part 1 of Schedule 12A to the Local Government Act 1972 and public interest would not be served in publishing the information.

PART 2 – MATTERS TO BE CONSIDERED WITHOUT THE PUBLIC AND PRESS PRESENT

14. Key Decision 12/13-17 Appointment of Preferred Contractor, Lyceum Theatre, Crewe (Pages 127 - 138)

To consider a report of the Strategic Director Places and Organisational Capacity.

15. Key Decision 12/13-23 Tatton Park Enterprises (Pages 139 - 144)

To consider a report of the Strategic Director Places and Organisational Capacity.