

DECISION NOTICE

Notice is given that the following decision has been taken under the Provisions set out in the Council's Constitution

Decision maker: Cabinet Member for Communities

Date: 20 July 2015

Decision in the matter of: Revised Statement of Gambling Principles

Decision: That approval be given to the revised statement and to the consultation exercise.

Background: The Gambling Act 2005 requires Local Authorities to prepare and publish a statement of the principles that they propose to apply when exercising their functions under the Act during the three year period to which the statement applies.

The Council is required to review its existing statement of principles and publish the revised version by no later than 31st January 2016. In preparing a revised statement the Council must undertake a consultation exercise with stakeholders.

The draft statement incorporated minor amendments, changes in legislation or practices, and a local area assessment. The Licensing Section had not received any comments on it from stakeholders in the period since it came into force, or been challenged on the current statement.

Background Documents: The background papers can be inspected by contacting the report author.

Approved: Signed
Councillor Les Gilbert (Cabinet Member for Communities)

Date: 20 July 2015

Advising Officer: Signed
Kim Evans (Licensing Team Leader)

DECISION NOTICE

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Decision maker: Cabinet Member for Communities

Date: 20 July 2015

Decision in the matter of: Electric Pool Cars - Grant Opportunity

Decision:

1. That approval be given to the application for grant funding of four electric pool vehicles as a replacement for the existing pool cars.
2. That the development of a policy outlining the appropriate use of electric and conventional pool vehicles, and promoting the culture of using pool vehicles where available and suitable over and above the private car, be endorsed.

Background: The Council received grant funding in 2014 for the provision of electric vehicle charging infrastructure both on our own estate and in the Borough. The project was completed on time and within budget, and there were now five Fast charging units situated at Macclesfield Town Hall, Westfields, Delamere House and the Library Car Park, Crewe. The project fits the Council's three year plan through Outcome 4 – Cheshire East is a Green and Sustainable Place, and Outcome 5 – People Live Well and for Longer. As Electric vehicles are zero emission (at the tailpipe) they have the potential to reduce carbon emissions, and improve local air quality in our towns which is in accordance with the Council's Air Quality Strategy and Air Quality Action Plan.

The project fits the Council's Residents First values demonstrating that it is leading by example, encouraging business travel using ultra-low emission vehicle technology.

Background Documents:

The background papers can be inspected by contacting the report author.

Approved:

Signed
Councillor Les Gilbert (Cabinet Member for Communities)

Date:

20 July 2015

Advising Officer:

Signed
Steph Cordon (Head of communities)

DECISION NOTICE

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Decision maker: Cabinet Member for Communities

Date: 20 July 2015

Decision in the matter of: Anti Social Behaviour Crime and Policing Act 2014

Decision:

1. That approval be given to the procedures set out in Appendix 1 of the report to enable the Council to use these powers effectively and swiftly.
2. That approval be given to the setting of Fixed Penalty Notice for breaches of these two powers (PSPO and CPN) at a set fee of £100 (maximum fine).
3. That Cabinet be asked to note the decision.

Background: Cheshire East Council is an Enforcing Council and proud to be one that is tough on residents that are selfish and cause harm to others. The new Anti Social Behaviour (ASB) Tools and Powers provide the Council with new ways to put our Residents First and to reduce anti-social behaviour in our communities. The Council leads a multi-agency ASB Unit, which delivers a preventative service, contributing to significant reductions in reported ASB across the borough.

The Anti-Social Behaviour Crime and Policing Act 2014 streamlined a set of previous tools which were used to tackle a wide range of behaviours. Fourteen previous tools and powers have been streamlined into seven new tools, of which all are now in effect. The report detailed the seven new powers, and gave further detail on those that were relevant for the Council.

The report focussed on the Public Spaces Protection Order (PSPO) and the Community Protection Notice (CPN). A protocol (Appendix 1 of the report) had been drafted for both of these powers for approval. The procedures in Appendix 1 gave clear guidelines on how to use

the key powers and would be reviewed in Feb 2016 following a pilot.

Background Documents:

The background papers can be inspected by contacting the report author.

Approved:

Signed
Councillor Les Gilbert (Cabinet Member for Communities)

Date:

20 July 2015

Advising Officer:

Signed
Steph Cordon (Head of Communities)

DECISION NOTICE

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Decision maker: Cabinet Member for Communities

Date: 20 July 2015

Decision in the matter of: Public Space Protection Orders

Decision:

1. That approval in principle be given to formal public consultation in relation to current initial request for Public space Protection orders (PSPOs) as outlined in the report and to delegate the power to Head of Communities for the decision on public consultation following a full report for each area. Following consultation, if the criteria has been met and evidenced, a full review and paper will be submitted for Portfolio Holder decision, to authorise a PSPO.
2. That approval be given for a formal public consultation exercise to be undertaken regarding the PSPO at Poynton Sports Club (at a set date following approval), over a minimum of 4 weeks which is necessary to inform any future decision by the Portfolio Holder.

Background: Cheshire East Council is an Enforcing Council and proud to be one that is tough on residents that are selfish and cause harm to others. The new Anti Social Behaviour (ASB) Tools and Powers enable the Council to further develop its service to residents and communities, by providing new ways to put Residents First and to reduce anti-social behaviour in its communities.

The Anti-Social Behaviour Crime and Policing Act 2014 enables the Council to follow prescribed procedures to declare a Public Spaces Protection Order (PSPO). The report provided an update on current work with local communities who want to develop PSPOs and to requested approval to progress with formal local consultations.

The report sets out the processes necessary and recommended that

the Portfolio Holder approves that formal public consultation exercises are undertaken, on receipt of the necessary evidence.

Background Documents:

The background papers can be inspected by contacting the report author.

Approved:

Signed
Councillor Les Gilbert (Cabinet Member for Communities)

Date:

20 July 2015

Advising Officer:

Signed.....
Steph Cordon (Head of Communities)

DECISION NOTICE

Notice is given that the following decision has been taken under the Provisions set out in the Council's Constitution

Decision maker: Cabinet Member for Communities

Date: 20 July 2015

Decision in the matter of: Preventing Violent Extremism

Decision:

1. That the Community Safety Partnership continue to lead on the Prevent Duty on behalf of the Council.
2. That the Channel Panel be established and chaired by the Local Authority
3. That the Council give consideration to the use of its own buildings to ensure that they do not promote extremist views as set out in paragraph 1.7 of the report.

Background: The Counter Terrorism and Security Act became law on 16 February 2015 and placed a statutory duty on Councils to have "due regard to the need to prevent people being drawn into terrorism". This is known as the Prevent Duty. The Act allows the Secretary of State to issue directions to Councils if they are not satisfied that they are complying with the Prevent Duty.

Councils are also required to establish Panels to identify and support those felt to be vulnerable to being drawn into terrorist activity. This is called Channel and the guidance for this came into effect on 1 July 2015.

As a Council, the lead for Prevent already rests with the Community Safety Partnership, chaired by the Head of Communities. The Chairs of the Community Safety Partnership, Adults Safeguarding Board and Children's Safeguarding Board have also agreed that preventing terrorism and extremism is something that involves all three Boards. Specific safeguarding policies have been drawn up to address this issue.

The report detailed the three key strands of the Prevent Strategy.

The Council needed to ensure it had due regard for the its responsibilities under the Prevent duty including Channel as set out in the legislation and guidance of the Counter Terrorism and Security Act 2015.

Background Documents:

The background papers can be inspected by contacting the report author.

Approved:

Signed
Councillor Les Gilbert (Cabinet Member for Communities)

Date:

20 July 2015

Advising Officer:

Signed
Steph Cordon (Head of Communities)

DECISION NOTICE

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Decision maker: Cabinet Member for Communities

Date: 20 July 2015

Decision in the matter of: Dealing with Psychoactive Substances/Legal Highs

- Decision:**
1. That approval be given to continued joint work with partners to develop a joint approach using current tools and powers, to tackle the supply of legal highs and address any community impacts.
 2. That that the Head of Communities as Chair of Safer Cheshire East Partnership, sends out a joint letter with the Police to premises believed to be selling legal highs, as exemplified in Appendix 2.
 3. That Cabinet note the commitment to dealing with this issue

Background:

Legal Highs are causing increasing concern both nationally and across our communities and within a range of agencies including council services, the Police and healthcare professionals. Products sold as 'legal, are' alternatives to drugs which are designed to mimic established drugs which are not always legal.

Local concerns have increased, following recent incidents in Warrington and Runcorn, which led to several individuals being hospitalised, who it is believed took a specific legal high called "Vertex".

The Government's legislative programme for the 2015-16, includes the Psychoactive Substances Bill, which will make it an offence to produce, supply, offer to supply, possess with intent to supply, import or export psychoactive substances (so called 'legal 'highs'). This is to include civil sanctions to enable ourselves and the police to adopt a proportionate response to tackling the supply in appropriate cases.

This report summarised the powers currently available which could be utilised, outlined relevant considerations and the thresholds that need to be met, and recommended actions to deal with current issues.

Background Documents:

The background papers can be inspected by contacting the report author.

Approved:

Signed
Councillor Les Gilbert (Cabinet Member for Communities)

Date:

20 July 2015

Advising Officer:

Signed
Steph Cordon (Head of Communities)

DECISION NOTICE

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Decision maker: Cabinet Member for Communities

Date: 20 July 2015

Decision in the matter of: Raising Awareness of Sky Lanterns

Decision:

1. To residents, businesses and event promoters be reminded of the dangers of sky lanterns.
2. That the commitment of the Council to banning the release of sky lanterns on Council owned land including this within any events licence granted by the Council be reaffirmed.

Background: Unexpired sky lanterns pose a fire hazard and also contribute to the defacement of land by litter and waste and represent a risk to wildlife and livestock. The metal from sky lanterns has also caused damage to farm machinery.

As an Enforcing Council, Cheshire East continues to encourage shop keepers to not sell these in Cheshire East using our normal visits to businesses by our Trading Standards team in particular. If people do breach the terms and conditions of the events licence then they will be refused the grant of a future licence.

Background Documents: The background papers can be inspected by contacting the report author.

Approved:

Signed
Councillor Les Gilbert (Cabinet Member for Communities)

Date: 20 July 2015

Advising Officer:

Signed
Steph cordon (Head of Communities)

DECISION NOTICE

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Decision maker: Cabinet Member for Communities

Date: 20 July 2015

Decision in the matter of: Community Hubs Update

Decision:

1. That approval be given to the suggested approach to Community Hubs and the initial sub set of priority areas.
2. That the social franchise model outlined in paragraph 11.2 of the report, and how organisations could apply to be community hubs, be approved.
3. That the community commissioning pilot be approved.

Background: Cheshire East Council is leading a programme of work along with its partners to develop vibrant and sustainable Community Hubs, which are shaped and developed by local communities, providing the right services in the right place, at the right times. They are a key element of an ambitious programme to empower communities, providing information and access to help for residents.

Community Hubs are centres that deliver for those in need, with a wide range of outreach early intervention and prevention services, to protect our vulnerable residents. Partners are also being challenged to deliver more through community hubs, providing services more efficiently and effectively and which meet specific local needs.

The work will be driven by need and reducing dependency on public services. The principles of community hubs were approved by the Cabinet in April 2014 and this would be the first stage of the pilots.

Background Documents: The background papers can be inspected by contacting the report author.

Approved:

Signed
Councillor Les Gilbert (Cabinet Member for Communities)

Date:

20 July 2015

**Advising
Officer:**

Signed
Steph Cordon (Head of Communities)