

Cabinet Single-Member Decisions and Responses to Recommendations from PDS Panels

published from 6th November 2024 until 4th February 2025

Further details of each decision can be seen on the Council's Single-member Decision Register at <http://democracy.bathnes.gov.uk/mgDelegatedDecisions.aspx?&dm=3>

Re-setting the Bath and North East Somerset Local Plan

In September 2024 Cabinet agreed that due to the significant implications of the government's proposed revisions to the National Planning Policy Framework (NPPF) and standard method housing figure the Council needs to re-set its Local Plan. This report seeks approval of the publication of and consultation on a document which will update communities and other stakeholders on the re-setting of the Local Plan and will seek comments on the overall District-wide approach for identifying options for additional development.

Decision Maker: Cabinet Member for Built Environment, Housing and Sustainable Development

Decision published: 27/01/2025

Effective from: 04/02/2025

Decision:

The Cabinet Member agrees to:

- (1) Approve publication of the Re-setting the Bath and North East Somerset Local Plan and the District-wide Spatial Strategy document (attachment 1 to the single member decision report).
- (2) Agree that publication of the above document is communicated publicly as the re-launching of conversations with stakeholders on the Local Plan and that an engagement strategy should also be published.
- (3) Agree that a 'call for sites' for housing and employment development is held commencing week beginning 3rd February 2025.

Wards affected: All Wards

Lead officer: Richard Daone

Schools Funding Formula 2025-26

To confirm the school funding formula for the 2025-26 financial year.

Decision Maker: Cabinet Member for Children's Services

Decision published: 08/01/2025

Effective from: 16/01/2025

Decision:

(1) To agree to follow the formula set out in the report, adopting the new methodology of the National Funding Formula (NFF) and to utilise the factor values provided by the DFE, providing the resources are available.

(2) To agree that, should resources not allow the funding of the formula factors in full, that a proportionate reduction of all allowable factors is made to reduce the allocations to fit the resources available.

Wards affected: All Wards

Lead officer: Richard Morgan

Financial Management System - Contract Approval

The Council will have to award a new 5-year Contract for its Financial Management System (Agresso).

Decision Maker: Cabinet Member for Resources

Decision published: 07/01/2025

Effective from: 15/01/2025

Decision:

To approve a new 5-year contract with Unit 4 for an enhanced Financial Management System (ERPX).

Wards affected: All Wards

Lead officer: Steve Harman

Bath Western Riverside Additional Homes England Housing & Infrastructure Funding (HIF)

To accept £18.2m extension of the existing Homes England Housing & Infrastructure Funding (HIF). This funding will deliver site-wide remediation and infrastructure on the Bath Western Riverside site to facilitate future housing delivery by the Council and Berkeley Homes.

Decision Maker: Cabinet Member for Resources

Decision published: 06/01/2025

Effective from: 14/01/2025

Decision:

1. To increase the Provisional Capital programme item for Bath Western Riverside to £44,192m to incorporate additional external funding from Homes England.

2. To delegate the approval to the Director of Capital & Housing Delivery in consultation with the S151 Officer to:

i. Enter funding agreements with Homes England to fund infrastructure and land investment at Bath Riverside former gas lands and the Midland Road site.

ii. Move provisional capital approved to full approval upon entry to funding agreements and commitment to proceed on infrastructure expenditure.

iii. Enter back-to-back funding arrangement with St William (Berkeley Homes) to deliver site-wide remediation and infrastructure provision.

Wards affected: Westmoreland

Lead officer: Helen Brewer

Aequus Shareholder Reserved Matters Decision - Appointment of Non-Executive Director

Bath and North East Somerset Council is looking to appoint a Non-Executive Director to further strengthen and diversify its wholly owned housing company (Aequus Group) Board of Directors.

Decision Maker: Council Leader

Decision published: 06/01/2025

Effective from: 23/12/2024

Decision:

To approve the appointment of Tessa Rollings as Aequus Non-Executive Director.

Wards affected: All Wards

Lead officer: Susan Hayter

AGHL Interim Dividend to Shareholder

The report seeks a formal Shareholder Decision following approval of the Aequus Group Holding Limited (AGHL) Board to the proposed interim dividend payable to the Shareholder for the financial years 2023/24. A formal Shareholder Decision is required in accordance with the Shareholder Agreement, as Reserved

Matter 32 for the actual dividend payment to be made from AGHL to the Council (Shareholder).

Decision Maker: Council Leader

Decision published: 06/01/2025

Effective from: 23/12/2024

Decision:

To approve the reserved matter below to allow AGHL to progress with paying the interim dividend of £771K for 2023/24 to the Shareholder in order to meet the total Council Returns target set of £1m for the financial year 2023/24.

Reserved Matter 32 - Declaring or paying any end of year dividend of the Company (where applicable).

Wards affected: All Wards

Lead officer: Susan Hayter

Fixed Penalty Notice charging schedule re Public Space Protection Orders (for anti-social behaviour related to alcohol)

The Public Spaces Protection Orders (PSPOs) restricting street drinking in Bath City and Midsomer Norton were renewed in September 2024. These orders, implemented under the Anti-Social Behaviour, Crime and Policing Act 2014, are crucial for maintaining public safety and addressing anti-social behaviour in these areas.

To enforce these PSPOs effectively, it is essential to establish a clear and consistent penalty framework for breaches. This proposal aims to set the penalty levels for Fixed Penalty Notices (FPNs) issued under the Anti-Social Behaviour, Crime and Policing Act 2014, specifically for PSPO breaches. The goal is to ensure transparency, consistency, and formal documentation of the penalty levels.

Decision Maker: Cabinet Member for Neighbourhood Services

Decision published: 19/12/2024

Effective from: 31/12/2024

Decision:

1) To set the Fixed Penalty charge for breach of Public Spaces Protection Orders at the following levels:

- **Penalty Amount:** Set the maximum Fixed Penalty Notice (FPN) amount for breach of PSPO at £100, to be paid within 28 days of notice being issued.
- **Early Payment Reduction:** Offer a reduced penalty of £75 if the payment is made within 14 days of the FPN being issued.

- 2) To consider the legislative requirement for FPNs, as outlined in the Statutory Considerations section of the report.
- 3) To ensure transparency and formal documentation of this decision through the Single Member Decision process.
- (4) To agree that the implementation of all future changes to PSPO Fixed Penalty charges are delegated to and implemented by the Director of People and Change, or any successor or equivalent role to that post in consultation with the relevant Cabinet Member.

Wards affected: Bathwick; Combe Down; Kingsmead; Lambridge; Lansdown; Midsomer Norton North; Midsomer Norton Redfield; Moorlands; Newbridge; Odd Down; Oldfield Park; Southdown; Twerton & Whiteway; Walcot; Westmoreland; Weston; Widcombe & Lyncombe

Lead officer: Samantha Jones

Bath Walking, Wheeling and Cycling Links

Bath Sustainable Walking & Cycling Links (BSWCL) is an Active Travel scheme, with proposed routes aiming to provide continuous cycle routes, as well as walking and wheeling improvements, across Bath, connecting national cycle routes, education and health facilities as well as residential areas. Alternative modes of travel will become more attractive, enabling reduced car use and supporting improved public health, as well as better air quality and cutting carbon emissions. It will complement and support other similar transport projects across the city. The council is to become the lead on delivery following handover from WECA.

Decision Maker: Cabinet Member for Climate Emergency and Sustainable Travel

Decision published: 12/12/2024

Effective from: 20/12/2024

Decision:

- (1) To agree that B&NES Council is to assume the position of responsible body for the Bath Walking Wheeling and Cycling Links scheme to be delivered according to milestones agreed with the Mayoral Combined Authority in accordance with the CRSTS programme.
- (2) To delegate approval to the Executive Director - Sustainable Communities, in consultation with the S151 Officer, to accept the Grant Offer Letter (GOL) from the Mayoral Combined Authority when it is provided.
- (3) To approve capital budget of £900k to develop the Full Business Case (FBC), including final Preliminary and Detailed Designs for the scheme. This is entirely funded by CRSTS grant.

(4) To agree that further approval of grant funding acceptance, is delegated to the Executive Director - Sustainable Communities, in consultation with the S151 Officer, at the time of Mayoral Combined Authority approval of the Full Business Case, for delivery of the works, scheduled for 2026.

Wards affected: Bathwick; Kingsmead; Newbridge; Weston

Lead officer: Kate Hobson

Residents Parking Zones: Experimental Traffic Regulation Order (ETRO) for additional visitor parking in Oldfield Park and Westmoreland

To make a decision on whether the current Experimental Traffic Regulation Order, providing additional visitor parking bays throughout Oldfield Park and Westmoreland following the introduction of a Residents Parking Zone in August 2023, should be made permanent.

Decision Maker: Cabinet Member for Highways

Decision published: 03/12/2024

Effective from: 11/12/2024

Decision:

To agree:

(1) The information provided in the appendices relating to the public consultation responses and analysis on the use of the additional parking bays.

(2) Support is provided from the Cabinet Member to make the scheme permanent as soon as possible. This will be reflected within the formal statutory TRO decision-making process, noting that the final sign-off is via a delegated decision made by the Director of Place Management within which the Cabinet Member and ward members will have the opportunity to give formal comment.

(3) That a review of the temporary parking permits will take place by March 2026.

Wards affected: Oldfield Park; Westmoreland

Lead officer: Cathryn Brown, Tom Foster

Commercial Planned Maintenance - RULE 3.5.16

Terms for the proposed capital reinvestment into income generating commercial properties within the Milsom Quarter Masterplan area with the purpose of approving capital programme budget from provisional approval to full budget approval.

Decision Maker: Cabinet Member for Resources

Decision published: 28/11/2024

Effective from: 28/11/2024

Decision:

(1) To approve capital spending of £10m into properties within the Milsom Quarter Masterplan area.

(2) To allocate £502K Revenue Budget Contingency (within Corporate Budgets cash limit) to Commercial Estate of £13K 2024/25, further £358K in 2025/26 and £131K in 2026/27.

(3) To delegate all lease decisions to the Head of Commercial Estate in consultation with the Executive Director - Resources (S151), Monitoring Officer and Cabinet Member for Resources.

Lead officer: Carolyn Smallwood
