



**Committee and Date**

Cabinet

27<sup>TH</sup> APRIL 2022

**CABINET**

**Minutes of the meeting held on 6 April 2022**

**In the Council Chamber, Shirehall, Abbey Foregate, Shrewsbury, SY2 6ND**

**10.30 - 11.35 am**

**Responsible Officer:** Ashley Kendrick

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**Present**

Councillor Lezley Picton (Chairman)

Councillors Gwilym Butler, Dean Carroll, Rob Gittins, Kirstie Hurst-Knight, Simon Jones, Cecilia Motley, Ian Nellins and Ed Potter

**43 Apologies for Absence**

Apologies for absence had been received from Andy Begley (Mark Barrow deputising), Councillors Simon Jones (arriving late due to alternative meeting), Julian Dean (arriving late due to alternative commitment) and David Minnery.

**44 Disclosable Interests**

None were declared.

**45 Minutes**

**RESOLVED**

That the minutes of the meeting held on 23<sup>rd</sup> March 2022 be confirmed as a correct record.

**46 Public Question Time**

No public questions had been received.

**47 Member Question Time**

Members were advised that two urgent questions had been received and would be considered first alongside a question received within the deadline.

Member questions were received from the following:

Councillors Andy Boddington and David Vasmer had submitted urgent questions in relation to bus services in Shropshire.

Councillor Rosemary Dartnall had also submitted a question in relation to bus services in Shropshire.

The Portfolio Holder for Communities, Culture, Leisure & Tourism, Transport provided a statement to address all three questions.

Members were given the opportunity to seek clarity on their individual questions and permitted to ask a supplementary question.

In response to a supplementary question from Councillor Dartnall regarding funding, the Portfolio Holder for Communities, Culture, Leisure & Tourism, Transport advised that Shropshire Council would be preparing a further bid for funding through the DfT but that timescales for BSIP funding were currently unknown.

The Portfolio Holder also acknowledged the need to include bus user groups, Town and Parish Councils and other organisations in discussions relating to the future of bus services in Shropshire in order to deliver a 21<sup>st</sup> century bus service for the county. Concessionary fares and the loss of revenue to bus operators since the pandemic would also be considered by the working group.

Members questions were also received from:

Councillor Rob Wilson (read by Councillor David Vasmer) – in relation to road congestion.

In response to a supplementary question regarding traffic surveying, the Portfolio Holder for Infrastructure advised that he had every confidence in the data which was provided by WSP who were one of the leading national consultants for traffic surveying.

Councillor David Vasmer – in relation to ANPR cameras

By way of supplementary question, Councillor Vasmer asked when other locations may be considered for ANPR cameras in Shropshire. The Portfolio Holder for Climate Change, Natural Assets & Green Economy confirmed that the trial is taking place from May until September and during this period, a decision on other locations can be made.

Councillor Kate Halliday – in relation to the Ockenden Report

By way of supplementary question, Councillor Halliday asked whether an early warning system could be put in place to notify the Council, as a partner, if the system was failing. The Leader advised that becoming part of the ICS would give more opportunity for scrutiny and to share data.

Councillor Heather Kidd (read by Councillor David Vasmer) – in relation to the Ockenden Report.

Councillor Roger Evans – in relation to Shire Services

In response to a supplementary question regarding helping smaller schools with the provision of school meals, the Portfolio Holder for Infrastructure advised that the Council would be working with schools who have chosen to move to in-house catering to assist with the transition. It was agreed that a conversation outside of the meeting with the Portfolio Holder for Children and Education would be beneficial to discuss the context of quotations from the Schools Forum meeting. It was also

agreed that information regarding break even positions would be circulated after the meeting.

The full questions and responses are available from : [Agenda for Cabinet on Wednesday, 6th April, 2022, 10.30 am — Shropshire Council](#)

#### 48 **Scrutiny Items**

There were no scrutiny items.

#### 49 **Consultation on a Draft Policy for the Enforcement and Determination of Financial Penalties for Breaches of Relevant Letting Agency Requirements**

The Deputy Leader and Portfolio Holder for Economic Growth, Regeneration and Planning presented the report which sought Cabinet approval to consult on a policy that will set out Shropshire Council's approach to the enforcement and determination of financial (civil) penalties in circumstances where persons engaged in letting agency work and property management business fail to comply with legislative requirements.

Members noted that the findings of the consultation would be brought back to a future meeting.

#### **RESOLVED:**

1. That Cabinet approves for consultation, with any necessary amendments, the draft Policy for the Enforcement and Determination of Financial Penalties for Breaches of Relevant Letting Agency Requirements, as set out at Appendix A.
2. That Cabinet instructs the Head of Business and Consumer Protection to undertake a six-week period of consultation and to bring the draft Policy for the Enforcement and Determination of Financial Penalties for Breaches of Relevant Letting Agency Requirements, together with all feedback received from the consultation, back to Cabinet for further consideration and final approval.

#### 50 **Application by Tasley Parish Council for Tasley Parish to be considered as a Neighbourhood Area**

The Deputy Leader and Portfolio Holder for Economic Growth, Regeneration and Planning presented the report which sought approval for the application by Tasley Parish Council for the Parish area of Tasley to be considered as a Neighbourhood Area for the purposes of preparing a Neighbourhood Plan.

Members noted that the Plan would enable the Parish to shape its future development, which would see 1600 new houses as part of the existing Local Plan and the emerging Local Plan.

#### **RESOLVED:**

That Cabinet agreed

1. The proposed Neighbourhood Area identified on the map in Appendix 2, covering the Parish of Tasley as an appropriate basis for the development of a Neighbourhood Plan and notifies Tasley Parish Council accordingly
2. That if the proposed Neighbourhood Area is approved, Tasley Parish Council will be able, but not obligated to prepare a Neighbourhood Plan for that area, which will be subject to public consultation, examination and local referendum as set out in Neighbourhood Planning Regulations 2012 as amended. Assuming any subsequent local referendum is successful, Shropshire Council will then be asked to adopt the final version of the Neighbourhood Plan.

## 51 Land at Shrewsbury Flaxmill (Road Frontage) Compulsory Purchase Order

The Deputy Leader and Portfolio Holder for Economic Growth, Regeneration and Planning presented the report which sought approval to make a Compulsory Purchase Order, and, subject to the confirmation of the Order by the Secretary of State for Levelling Up, Housing and Communities, to subsequently transfer the land acquired to Historic England, to enable the delivery of a mixed-use development comprising residential accommodation, together with commercial, business and service uses being a key element of the wider regeneration of Shrewsbury Flaxmill Maltings.

It was felt this was a fantastic addition to Shrewsbury and members were encouraged to visit if they had not already done so.

### **RESOLVED:**

1. Subject to consideration of the matters set out in this report and the prior completion of a CPO Indemnity Agreement (CPOIA), to make a compulsory purchase order pursuant to the Council's powers under section 226(1)(a) of the Town and Country Planning Act 1990 (as amended by section 99 of the Planning and Compulsory Purchase Act 2004) in order to deliver the Scheme and to facilitate the comprehensive redevelopment and regeneration of the Shrewsbury Flaxmill Maltings, which in turn will contribute to the promotion or improvement of the economic, social and environmental well-being of the Council's area.
2. To authorise:
  - (1) the Assistant Director – Legal and Governance to carry out the functions set out in (a), (b) (c), (d), (e), (f), (g) and (h) below and
  - (2) the Executive Director of Place to carry out the functions set out in (b), (c), (d), (e), (f) (h) below:
    - (a) To negotiate and enter into the CPOIA;
    - (b) Subject to the completion of the CPOIA, and subject to the requirements of the CPOIA, to take all steps to secure the making, confirmation and implementation of the CPO including the publication and service of all

- notices and all preparation and promotion of the Council's case at any public inquiry;
- (c) To identify and acquire all third party interests required to facilitate delivery of the Scheme either by agreement or compulsorily pursuant to the CPO (including pursuant to any blight notices as appropriate) including the conduct of negotiations and making provision for the payment of compensation;
  - (d) To negotiate, agree terms and enter into agreements with interested parties including agreements for the withdrawal of blight notices and/or the withdrawal of objections to the CPO and/or undertakings not to enforce the CPO on specified terms, including where appropriate removing land or rights from the CPO and making provision for the payment of compensation;
  - (e) In the event the CPO is confirmed by the Secretary of State, to advertise and give notice of confirmation and thereafter to take all steps to implement the CPO including the making of a General Vesting Declaration(s) and/or service of Notices to Treat and Notices of Entry in respect of the acquisition of interests in the Order Land;
  - (f) To take all steps in relation to any legal proceedings relating to the CPO including defending or settling claims for compensation which Page 50 Cabinet 6 April 2022 – Land at Shrewsbury Flax Mill (Road Frontage) – Compulsory Purchase Order 5 are referred to the Upper Tribunal (Lands Chamber) and/or applications to the courts and any appeals;
  - (g) To retain and/or appoint external professional advisers and consultants to assist in facilitating the promotion, confirmation and implementation of the CPO, the settlement of compensation and any other claims or disputes; and
  - (h) Following implementation of the Council's powers of compulsory acquisition, to authorise and take all legal and procedural steps to secure the transfer of the Order Land to Historic England

## 52 Exclusion of Press and Public

### **RESOLVED:**

That, in accordance with the provisions of Schedule 12A of the Local Government Act 1972 and Paragraph 10.4 [3] of the Council's Access to Information Rules, the public and press be excluded from the meeting during consideration of the following items.

## 53 Chief Officers Pay Award

### **RESOLVED:**

That the recommendations as set out in the report be approved.

Signed ..... (Chairman)

Date: .....

