

Tunbridge Wells Borough Council

Decisions taken by the Cabinet on Thursday, 22 June 2023



Item	Topic	Decision
Part 1 – Items considered in public		
9	<p>Appointments to Outside Bodies</p> <p>Subject to call-in: Yes</p>	<p>RESOLVED –</p> <ol style="list-style-type: none"> 1. That the nominated persons for the terms of office specified as set out in Appendix A be approved. 2. That appointments to the Commons Conservators for the period 22 June 2023 to 31 December 2023 be approved 3. That appointments to the Commons Conservators for the period 1 January 2024 to 31 December 2024 be approved. <p>REASON FOR DECISION: To ensure that the Borough Council maintains mutually beneficial relationships with organisations at a local, regional and national level</p>
10	<p>Capital Management Report Quarter 4</p> <p>Subject to call-in: Yes</p>	<p>RESOLVED –</p> <ol style="list-style-type: none"> 1. That the unaudited actual gross and net expenditure for the year and the sources of finance as shown in Appendices B to D be noted. 2. That the proposed variations to the Capital programme, set out in notes 4.3 to 4.11 be approved. 3. That the proposed movement between years, set out in note 4.12 be approved. 4. That the inclusion of new schemes into the capital programme as set out in notes 4.13 to 4.15 be noted. 5. That TWBC take advantage of any funding opportunities to alleviate short term pressures and longer term housing pressures and that where possible, these funds are used to create a lasting legacy by

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		<p>providing a new and permanent supply of affordable housing be approved.</p> <p>6. That external contributions to the Council's 'match-funding' requirements for the Local Authority Housing Fund Scheme are used to deliver the scheme with the Council's 'match-funding' from s106 developer funding re-allocated to deliver affordable housing be approved.</p> <p>7. That the refurbishment of the four Crescent Road properties into 3-, 4- and 5-bedroom houses to provide short-term options for housing Ukrainian guests and longer-term affordable housing for UK Nationals be approved.</p> <p>8. That the s151 Officer and the Monitoring Officer, in consultation with the Cabinet Member for Planning and Housing be delegated to allocate funds from the homes for Ukraine Programme, Local Authority Housing Fund and any other similar funding programmes or sources, and to source any necessary match-funding so as to alleviate housing pressures in line with the above objectives and in the light of advice from the Council's Housing and Property teams be approved.</p> <p>REASON FOR DECISION: Managing and forecasting capital expenditure effectively was vital in order to support all of the services provided by the Council.</p>
11	<p>Revenue Management Quarter 4</p> <p>Subject to call-in: Yes</p>	<p>RESOLVED –</p> <p>1. That the unaudited actual revenue expenditure outturn and impact on reserves for the year ended 31 March 2023 be noted.</p> <p>2. That the withdrawal from reserves of £944,000, to meet the budgeted deficit, will not be needed, and a sum of £18,000 will be transferred into the General Fund be noted.</p> <p>REASON FOR DECISION: To show the actual expenditure on services compared to the revised budget for the period ending 31 March 2023, and the forecast outturn position, highlighting significant variances from the revised annual budget.</p>

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12	Treasury and Prudential Indicator Management Report Quarter 4 Subject to call-in: Yes	<p>RESOLVED –</p> <ol style="list-style-type: none"> 1. That the Treasury Management and Prudential Indicator position for 2022/23 be noted. 2. That the unaudited actual for investment and bank interest is £1,643,000, an increase of £1,198,000 from the approved budget of £445,000 and a further improvement of £48,000 from the Quarter 3 projection be noted. <p>REASON FOR DECISION: Ensuring effective cash flow management is vital in order to support all the services provided by the Council. The interest received from investments is an important source of income in helping to set a balanced budget.</p>
13	Performance Summary Quarter 4 Subject to call-in: Yes	<p>RESOLVED –</p> <ol style="list-style-type: none"> 1. That the summary of project performance over quarter four 2022/23 as at Appendix A be noted. 2. That the summary of service performance over quarter four 2022/23 as at Appendix B be noted; and 3. That the Recovery Plans for quarter four 2022/23 as at Appendices C-G be noted. <p>REASON FOR DECISION: To monitor the effectiveness of the Council's actions and plans to meet all of the objectives within the Five- Year Plan, highlight underperforming areas, and propose actions to remedy any underperformance to ensure the key objectives are met.</p>
14	Complaints Summary Quarters 3 and 4 Subject to call-in: Yes	<p>RESOLVED – That the summary of complaints over period two (October 2022 to March 2023) be noted.</p> <p>REASON FOR DECISION: To enable Cabinet to understand the Council's current performance in relation to complaints handling.</p>

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Decision Notice published: Friday 23 June 2023
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Please see below for details of the Council's call-in procedure.

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1a		
1b		
2		

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Call-in Procedure

Call-in is the procedure whereby a decision of the Cabinet, the Leader or a Portfolio Holder, or a member or officer with delegated executive authority (an executive decision), taken but not implemented, may be examined by the Overview and Scrutiny Committee prior to implementation.

This is a power which should only be used in exceptional circumstances and should not be used in respect of day-to-day operational decisions. The procedure will not apply to decisions to which the Call-in and Urgency Procedure is applied (Overview and Scrutiny Procedure Rule 14) or to recommendations to or decisions of Full Council.

An executive decision can be called in by the date specified below (within five clear working days of the publication of the decision) by the Chairman of the Overview and Scrutiny Committee or at least any three (non-Cabinet) members of the Council in accordance with Overview and Scrutiny Procedure Rule 12 of the Constitution.

Any request for call-in must be in writing, bearing the signature(s) of the Council member(s) initiating the call-in, or by email which, if from several persons, shall require a separate email from each of them.

A request for call-in must state the reason(s) and must meet at least one of the following grounds:

- (12.6.1) inadequate consultation with stakeholders prior to decision;
- (12.6.2) the absence of adequate evidence on which to base a decision;
- (12.6.3) the decision would require a departure from or a change to the agreed budget and policy framework;
- (12.6.4) the action decided upon would not be proportionate to the desired outcome;
- (12.6.5) the decision would be open to a human rights challenge;
- (12.6.6) insufficient consideration of legal and financial advice; or
- (12.6.7) the decision is not within the Cabinet's powers or terms of reference or within the portfolio of the Leader or Portfolio Holder or member or Officer with delegated executive powers who took it.

Any request in respect of the above decisions must reach the proper officer by: **5pm on Friday 30 June 2023**

Caroline Britt
Senior Democratic Services Officer

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Town Hall
Tunbridge Wells TN1 1RS

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