



Doncaster Council

EXECUTIVE FUNCTIONS DECISION RECORD

The following decisions were taken on Wednesday, 2nd November, 2022 by Cabinet.

Date notified to all Members: Thursday, 3rd November, 2022

End of the call-in period is 5.00 p.m. on Monday, 14th November, 2022. These decisions will not be implemented until after this date and time.

Present:

Chair - Mayor Ros Jones (Mayor of Doncaster with responsibility for Budget and Policy)
Vice-Chair - Councillor Glyn Jones (Deputy Mayor, Portfolio Holder for Housing and Business.)

Cabinet Member for:

Councillor Nigel Ball	Portfolio Holder for Public Health, Leisure, Culture and Planning
Councillor Joe Blackham	Portfolio Holder for Highways, Infrastructure and Enforcement
Councillor Rachael Blake	Portfolio Holder for Children's Social Care, Communities and Equalities
Councillor Phil Cole	Portfolio Holder for Finance and Trading Services
Councillor Andrea Robinson	Portfolio Holder for Adult Social Care

Apologies:-

Apologies for absence were received from Councillor Lani-Mae Ball, Councillor Mark Houlbrook and Councillor Jane Nightingale.

PUBLIC MEETING – SCHEDULE OF DECISIONS

Public Questions and Statements

No public questions or statements were made at the meeting.

Decision Records dated 19th October, 2022, be noted.

DECISION 1.

1. AGENDA ITEM NUMBER AND TITLE

6. Approval to Receive Safer Streets (Round Four) Grant Funding from the Home Office.

2. DECISION TAKEN

Cabinet:-

- (1) noted the content of the report and accepted receipt of the £750k Safer Streets (Round 4) Grant Fund from the Home Office; and
- (2) noted the schedule of projects in (Appendix A) which were all identified and agreed in consultation with stakeholders including Local Ward Members and further informed by data analysis.

3. REASON FOR DECISION

Cabinet considered a report introduced by Councillor Rachael Blake stating that Doncaster had been notified that the application for Safer Street (Round Four) Home Office funding had been successful and the City has been awarded £750,000, which is the largest amount awarded to any single Council in South Yorkshire.

Councillor Blake reported that the grant funding will support various CCTV, solar lighting and educational schemes across the borough. It was advised that these schemes were identified in consultation with a range of stakeholders and will greatly enhance the city's CCTV and lighting infrastructure and importantly assist in tackling neighbourhood crime, anti-social behaviour and Violence against Women and Girls (VAWG) as set out in the criteria of the grant.

Cabinet were also advised that a designated project team had been established to ensure that the individual projects are delivered within the timescales set out in the grant criteria. Projects will be monitored, and any potential risks are identified mitigated and escalated where necessary. It was noted that progress reports will be compiled and delivered to the Safer Doncaster Partnership (SSDP) at regular intervals.

Cabinet welcomed the report stating that this was a good news story for the borough as the new CCTV systems would provide additional safety reassurances to residents. In addition the planned educational projects within schools would help support actions in place to tackle anti-social behaviour across the borough.

4. ALTERNATIVES CONSIDERED AND REJECTED

Option 1 – Do nothing

This is not viewed as a viable option, as without the required approval to use grant funding in this way; we may risk non-compliance with financial regulations. Should we not take up the option to utilise this funding, it would mean that a number of important projects for this area would not go ahead.

5. DECLARATIONS OF INTEREST AND DISPENSATIONS

There were no declarations.

6. IF EXEMPT, REASON FOR EXEMPTION

Not Exempt

7. DIRECTOR RESPONSIBLE FOR IMPLEMENTATION

Phil Holmes, Director of Adults, Health and Well-Being

DECISION 2.

1. AGENDA ITEM NUMBER AND TITLE

7. To approve the commencement of a Compulsory Purchase Order for the acquisition of properties necessary to deliver the Doncaster Town Deal project.

2. DECISION TAKEN

Cabinet:-

- (1) Authorised the making of a CPO under section 226(1)(a) of the Town and Country Planning Act 1990 ("TCPA 1990") within the area edged red on the draft Order Map for the purposes of facilitating development, redevelopment, and improvement of the Site; and
- (2) Authorised the Director of Economy and Environment, in consultation with the Director of Corporate Services, following consultation with the Cabinet Member for Housing and Business, to effect the making, confirmation, and implementation of the CPO and to take all necessary steps to give effect to the CPO in respect of the Order Land including, but not limited to, the following procedural steps:
 - (a) finalise a Statement of Reasons setting out the Council's reasons for making the CPO;
 - (b) making the CPO, the publication and service of any press, site and individual notices and other correspondence for such making;
 - (c) acquire all interests and new rights within the Order Land as may be necessary to facilitate the Scheme, either by agreement or compulsorily, including entering into negotiations with any third parties for the acquisition of their land interests; the payment of compensation and dealing with any blight notices served in connection with the CPO;

- (d) approve agreements with landowners or statutory undertakers as applicable, setting out the terms for withdrawal of any objections to the CPO, including where appropriate seeking exclusion of land from the CPO;
- (e) make any necessary additions, deletions, or amendments to the Order Land and to seek any requisite modifications to the CPO Order and any CPO maps;
- (f) the preparation and presentation of the Council's case at any Public Inquiry which may be necessary;
- (g) seek confirmation of the CPO by the Secretary of State (or, if permitted, by the Council pursuant to Section 14A of the Acquisition of Land Act 1981) (the 1981 Act);
- (h) publication and service of notices of confirmation of the CPO and thereafter to execute and serve any general vesting declarations and/or notices to treat and notices of entry, and any other notices or correspondence to acquire those interests within the area, including, if required, High Court Enforcement Officer notices; and
- (i) referral and conduct of disputes, relating to compulsory purchase compensation, to the Upper Tribunal (Lands Chamber).

3. REASON FOR DECISION

Cabinet considered a report introduced by the Deputy Mayor, Councillor Glyn Jones, which set out the requirement for the Council to have the ability to acquire key strategic properties to facilitate the delivery of the Doncaster Town Deal projects and sought Cabinet's approval to commence a formal Compulsory Purchase Order (CPO) in this regard.

Councillor Jones stated that at its meeting on 8th June 2022, Cabinet approved the submission to the Department for Levelling Up, Housing and Communities ("DLUHC") of the Project Summary Business Cases for the Station Gateway Projects. He stated that these had now been approved and the £24,239,000m Town Deal funding had been formally approved for the delivery of the projects.

In addition, Cabinet also delegated authority to the Director of Economy and Environment, in consultation with the Director of Corporate Services, to acquire the property and land required for the construction of the Station Gateway projects through agreement with the relevant landowners.

Councillor Jones advised that the Council's Assets team have commenced discussions with the owners of the properties located within the development sites and negotiations were progressing well, with one property expected to be acquired in the next few weeks. However, to ensure that any land or interests that cannot be acquired by agreement are available for the start of construction, a CPO will be required in parallel.

The justification for the CPO will be outlined in the Statement of Reasons, which is summarised within the report, and subject to Cabinet approval, it is intended to formally commence the CPO process in November.

Cabinet welcomed the report stating this would help deliver the project's key objectives for the St Sepulchre Gate West area, including economic growth, with the focus on regeneration, better broadband, improving transport and connectivity, skills and culture. Cabinet recognised that having CPO powers as a final backstop was important in delivering this important economic scheme within the required timescales.

4. ALTERNATIVES CONSIDERED AND REJECTED

- (1) Avoid the need to acquire. This is not possible because the Doncaster Station Gateway Railway Square Extension and the New Multi-Use Building and Associated Public Realm projects and its outputs cannot be delivered without acquiring third party land.
- (2) Acquire by agreement only. Acquisition of the land required will rely on the successful completion of individual negotiations. Whilst landowners may be willing to negotiate, it is likely that in some cases agreement will not be reached. The Doncaster Station Gateway Railway Square Extension and the New Multi-Use Building and Associated Public Realm projects could not be built as proposed if that occurred.
- (3) Acquire by agreement only but process a CPO later if required. This option could delay the scheme, risking the delivery of the project within the Town Deal funding timescale and potential claw back of the funding.

5. DECLARATIONS OF INTEREST AND DISPENSATIONS

There were no declarations.

6. IF EXEMPT, REASON FOR EXEMPTION

Appendix 1 to the report is not for publication because it contains exempt information by Virtue of Paragraph 3, of Part 1 of Schedule 12A of the Local Government Act 1972, as amended, as it contains exempt information relating to the financial or business affairs of any particular person (including the authority holding that information).

7. DIRECTOR RESPONSIBLE FOR IMPLEMENTATION

Dan Swaine, Director of Economy and Environment

Signed.....Chair/Decision Maker