

CABINET

5 OCTOBER 2021

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**AGREEMENT TO THE TRANSFER OF THE LAND CHARGES REGISTER TO HM
LAND REGISTRY AND ACCEPTANCE OF FUNDING SUPPORT**

1. Decision:

The Cabinet

- 1.1. Accepted a sum of £75,000 and subsequent new burdens money (estimated at £13,000) from HM Land Registry to facilitate the transfer of the LDC Land Charges register in accordance with the national programme.

2. Statement of Reasons:

The Council will be in receipt of £75,000 (transitional payment scheme) and new burdens money following the transfer of the local land charges register. This is as a result of a national programme to transfer of all local land charges registers in England and Wales, creating a single on-line register.

3. Any Alternative Options:

There are no alternative options to the national programme. The decision to sign up to the programme at this stage was to ensure consistency across the partnership area, and to take advantage of the financial and practical support offered by HMLR, which may not be available later in the programme.

PROCUREMENT OF AGENCY STAFFING CONTRACTS

1. Decision:

The Cabinet

- 1.1. Approved the preferred procurement route and contracting model of a 2-supplier framework for an initial 3 years, with an option to extend for a fourth year.
- 1.2. Delegated approval to award the resultant contracts following the procurement process, subject to being within approved budgets, to the Head of Operational Services in consultation with the Cabinet Member for Climate Change and Recycling.
- 1.3. Delegated the decision to utilise the option to extend into a fourth year to the Head of Operational Services in consultation with the Cabinet Member for Climate Change and Recycling.

2. Statement of Reasons:

The Authority's contract for the provision of agency staff for Operational Services, including the Joint Waste Service, is due to expire at the end of March 2022 and a procurement exercise is needed in order to identify suitable suppliers and award new contracts.

Due to the potential contract value of this service, and the delivery model required, a multi-supplier framework agreement let under the Public Contract Regulations 2015 is preferred for a maximum term of 4 years.

3. Any Alternative Options:

1. Do nothing – This would not meet the operational needs of the service and would result in repeated service failure.
2. Further extend current contract – This would be in breach of CPR's and PCR2015, potentially leaving the council at risk of legal challenge.
3. Increase LDC employed staff to completely eliminate requirement for Agency Staff. This would be expensive and inefficient as the need for staffing varies with elements (sickness and vacancies) that cannot be planned. Agency staffing allows for a more flexible staffing resource.

**DECISION STATEMENT REGARDING HAMMERWICH NEIGHBOURHOOD PLAN
PROCEEDING TO REFERENDUM**

1. Decision:

The Cabinet

- 1.1. Accepted and agreed to the making of modifications as set out in the 'Decision Statement regarding Hammerwich Neighbourhood Plan proceeding to referendum' hereby referred to as the Decision Statement (Appendix A of the Cabinet report). This enabled the Plan to proceed to the referendum stage.
- 1.2. Approved the publication of the Decision Statement for the Hammerwich neighbourhood plan (Appendix A of the Cabinet report).
- 1.3. Agreed that the publication of the decision statement to send a neighbourhood plan to referendum following a successful examination be delegated to the Cabinet Member for Economic Development, Leisure and Local Plan in consultation with the Head of Economic Growth and Development.
- 1.4. Agreed that the decision to 'make' a neighbourhood plan following a majority 'yes' vote at a referendum be delegated to the Cabinet Member for Economic Development, Leisure and Local Plan in consultation with the Head of Economic Growth and Development.

2. Statement of Reasons:

The Cabinet report relates to the preparation of a Neighbourhood Plan covering Hammerwich which has recently been the subject of formal examination by an Independent examiner.

The examiner of the Hammerwich neighbourhood plan is recommending that subject to a number of modifications being made to the plan that it can proceed to referendum. The District Council now must consider the examiner's report and recommendations and if it so wishes resolve to progress the Hammerwich Neighbourhood Plan to referendum by way of issuing a Decision Statement.

The Cabinet report also details the specific legislative stages of the neighbourhood plan process where Lichfield District Council are required to make decisions, specifically to send a neighbourhood plan to referendum following successful examination and to adopt a neighbourhood plan following a successful referendum. The Cabinet report proposes that these decisions be delegated to the Cabinet Member for Economic Development, Leisure and Local Plan in consultation with the Head of Economic Growth and Development.

3. Any Alternative Options:

1. Lichfield District Council declines to send the Hammerwich Neighbourhood Plans to referendum. This would mean the Neighbourhood Plan would retreat to an earlier stage of development.
2. The Qualifying Body withdraws the Neighbourhood Plan prior to Lichfield District Council making a formal decision as outlined within the Decision Statement. Again, this would mean the Neighbourhood Plan would retreat to an earlier stage of development.

