



# Record of decision

**THE FOLLOWING DECISIONS WERE TAKEN ON TUESDAY, 13 APRIL 2010 BY THE CABINET**

**THE CALL IN PERIOD FOR THESE DECISIONS EXPIRES AT 5.00 PM ON THURSDAY, 22 APRIL 2010**

Members of the Cabinet who were present

Cllrs David Pugh (Chair), Barry Abraham, Peter Bingham, George Brown, Dawn Cousins, Edward Giles, Tim Hunter-Henderson

Members also present (non -voting)

Cllrs George Cameron, John Hobart, Julie Jones Evens, Geoff Lumley, Susan Scoccia, Wayne Whittle

Confirmed as a true record of decisions taken .....

**Leader of the Council**

<b>Agenda item</b>	<b>Minutes of the Last Meeting</b>
<b>Decision reference</b>	<b>102/10</b>
<b>Questions / Amendments</b>	A typographical error on page A-1 was noted with regard to Declarations of Interest. The personal interest declared by Cllr Peter Bingham should have the word "knew" in front of "some of the people involved".
<b>Decision Taken</b>	That, subject to the amendment, the minutes of the meeting held on <a href="#">30 March 2010</a> be agreed.

<b>Agenda item</b>	<b>Declarations of Interest</b>
<b>Decision reference</b>	<b>103/10</b>
	No interests were declared at this point.

<b>Agenda item</b>	<b>Public Question Time</b>
<b>Decision reference</b>	<b>104/10</b>
<b>Questions</b>	A written question had been submitted by Miss Becky Coleman of Cowes (PQ15/10) with regard to the council's responsibilities with regard to the resurfacing of outside tennis courts for use by wheelchair players, and subsequent conversion into a

	<p>covered court.</p> <p>The Cabinet Member responded by advising that the council had recently provided funds to Ventnor Tennis club in support of its application for grants from Sport England and that the courts are, as a result of funding, accessible for wheelchair use and of an appropriate specification as outlined by the Lawn Tennis Association (LTA) for wheelchair tennis. It was also noted that the courts owned and operated by Ryde Mead and Ryde Lawn Tennis clubs meet the required standards for wheelchair tennis.</p> <p>The council however had no current plans to develop an indoor tennis facility, although it is in contact with the LTA about such a possibility. It was however possible to play tennis indoors at Medina Leisure Centre or Ryde High School Sports Centre.</p> <p>A written question had been submitted by Mrs Susan Coleman of Cowes (PQ16/10) with regard to whether there will be gym/tone zone equipment specifically accessible to disabled wheelchair users.</p> <p>The Cabinet Member responded by stating that the health and fitness facilities at Waterside, Medina Leisure Centre and The Heights Leisure Centre would all meet the accessibility standards as set out in Sport England's Inclusive Fitness Initiative (IFI). The equipment provided would therefore be accessible to wheelchair users and would also include rowing machines.</p>
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<b>Agenda item</b>	<b>Amendment to the Dogs Control Exclusion (Isle of Wight) Order 2008– (Paper B)</b>
<b>Decision reference</b>	<b>105/10</b>
<b>Summary of discussion</b>	<p>The Cabinet was presented with a report which sought the approval to put in place a revised Dogs Control Exclusion (Isle of Wight) Order which would have revised dog exclusion zones on beaches and other areas across the Island.</p> <p>The Cabinet Member for Fire and Community Safety advised members that the decision was originally due to be taken via delegated powers. However following various meetings with relevant ward members in Ryde as well as taking on board the views of Ryde Town Council and also the residents of Ryde, it was decided to not concur with the officer recommendation within the report which applied to Ryde. It was therefore decided to take the item to the Cabinet for final decision</p> <p>An amended recommendation to the report was moved which</p>

	<p>agreed with all the orders proposed with the exception of Ryde East beach. The amendment took on board all the wishes of Ryde residents, Elected Members and Ryde Town Council</p> <p>Members were advised that to adopt the amendment would mean that all of Ryde's beaches would not attain the Blue Flag status. However, the overall wishes of residents had been taken into account.</p> <p>The Cabinet Member for Economy, Tourism, Leisure and Planning stated that whilst attaining Blue Flag was no longer achievable in the short term; it was still the council's desire to see such status in the long term future.</p> <p>A revised map and signs for Ryde East explaining the zones would be issued in due course.</p>
<p><b>Issues Raised by Other Members</b></p>	<p>Cllr Wayne Whittle, the Ward Member for Ryde North East, thanked the Cabinet Member for his sympathetic response to Ryde's requests. Cllr Whittle was also of the opinion that the nature of the beach in Ryde where the tide would retreat a very long distance was a major attraction for dog walkers and to have the facility to walk dogs on the wet sand could also be seen as a benefit to tourists who visit the Island with their pets.</p> <p>Cllr Julie Jones Evans asked about the economic impact of not attaining the blue flag status.</p> <p>The Cabinet Member for Economy, Tourism, Leisure and Planning responded by stating that whilst attaining the status was desirable, there were no official figures to support any economic impact of not having the award.</p>
<p><b>Decision taken</b></p>	<p>THAT the revised Dogs Control Exclusion (Isle of Wight) Order as outlined in Appendix 1, but with no amendments relating to the beach ban on Ryde East is adopted and approved.</p>
<p><b>Reason for decision and corporate themes it aligns with</b></p>	<p>To contribute to the Safe and Well Kept Island theme of the Eco-Island Sustainable Community Strategy, the Strategic Programme and the Corporate Plan through an integrated approach to monitoring and maintaining dog exclusion areas on the Isle of Wight.</p> <p>The decision would impact on the Council's Strategic Priorities for delivering better services, specifically relating to clean streets and open spaces.</p> <p>To align with the following corporate themes:</p> <ul style="list-style-type: none"> <li>• A healthy and supportive Island</li> </ul>

	<ul style="list-style-type: none"> <li>• A safe and well-kept Island</li> <li>• An inspiring Island</li> </ul>
<b>Options considered and rejected</b>	<p>Option 1. To do nothing and not amend the Dogs Control Exclusion (Isle of Wight) Order 2008.</p> <p>Option 2. To Approve an amendment to The Dogs Control Exclusion (Isle of Wight) Order 2008 as outlined in Appendix 1.</p> <p>Option 3. To adopt and approve the revised Dogs Control Exclusion (Isle of Wight) Order as outlined in Appendix 1, but with the amendments relating to the beach ban in Ryde. These amendments keep the 100 metre boundary and add an additional beach entry/exit point within the beach ban area to the east of the harbour beach.</p> <p>Option 4 - To adopt and approve the revised Dogs Control Exclusion (Isle of Wight) Order as outlined in Appendix 1, but with no dog exclusion zone in Ryde.</p>
<b>Declarations of Interests</b>	None received

<b>Agenda item</b>	<b>Youth Reorganisation Proposals</b>
<b>Decision reference</b>	<b>106/10</b>
<b>Summary of Discussion</b>	<p>The Cabinet was presented with a report which provided a summary of the background information, and the consultation work undertaken to date in connection with the proposal to reorganise Youth Provision on the Isle of Wight.</p> <p>The Leader and Cabinet Member for Governance and School Improvement emphasised that future youth provision should focus upon opportunities for young people to undertake positive activities with trained and experienced adults rather than relying upon providing just premises.</p> <p>It was also noted that support provided should not only be limited to youth activities but also to such initiatives as the Student Rider scheme which enabled young people to travel around the Island at an affordable rate.</p> <p>The Cabinet Member for Children’s Services, Adult Social Care, Public Health and Housing stated that a wide range of consultation had resulted in positive feedback from service users which would enable the council to put together the right outcome.</p> <p>The relevant Cabinet Members moved that an amendment be</p>

	<p>put forward to the to original report which would allow for a paper to be brought back to Cabinet following final consultation to agree an implementation plan to take effect from September 2010.</p>
<p><b>Issues Raised by Other Members</b></p>	<p>Cllr Julie Jones Evans requested that the proposed new fire station in Newport could be linked in with Youth Provision Services as a community area where the level of engagement between young and respected adult figures could be achieved. The Leader responded by stating that this would be included in the next stage of the plan.</p> <p>Cllr George Cameron reiterated that the proposals were what the Islands youth required. Cllr Cameron was also thanked for his work as Chairman on the previous Policy Commission for Children and School Results which initiated the proposals.</p> <p>Cllr Geoff Lumley stated that the Pan Youth Centre which was run by the local community on a voluntary basis was very successfully attended and requested that any financial assistance from the council would be very gratefully received.</p> <p>The Leader responded by stating that officers had already been in touch with the Pan Centre and it was acknowledged as a fine example. Young people's views had been listened to and whist the centre was located at the local school, it was not seen by users as a school like environment.</p> <p>The Cabinet Member for Children's Services, Adult Social Care, Public Health and Housing also highlighted the Isabelle Centre and Brading Youth Centre as exemplar cases where service users had spoken highly of them.</p>
<p><b>Decision taken</b></p>	<p>THAT the principles for reorganisation as stated in paragraphs 3 – 9 of the Cabinet report be agreed.</p> <p>THAT the Cabinet Member for Governance and School Improvement, the Cabinet Member for Children's Services, Social Care, Public Health and Housing and the Director for Children and Young People be delegated to undertake a detailed consultation (though in adherence to the Local Government Acts 1986 and 1988 Government code of recommended practice on Local Authority publicity during elections)</p> <p>THAT, following the final consultation, a paper is brought back to the Cabinet to agree an implementation plan to take effect from September 2010.</p>
<p><b>Reason for the decision and</b></p>	<p>To form an integral part of the new Children and Young People's Plan 2011 – 2014.</p>

<p><b>corporate objective it aligns with</b></p>	<p>The proposals would help achieve many objectives including the following:</p> <ul style="list-style-type: none"> <li>• Listen to children and young people, engage them in decision-making and provide advocacy for their interests</li> <li>• Develop a skilled workforce that is flexible and sustainable</li> <li>• Prioritise the safeguarding of all children and young people</li> <li>• Provide quality services, monitored and evaluated and developed against need</li> <li>• Meet the needs of individuals and communities, address disadvantage, particularly focusing on vulnerable groups and develop community cohesion</li> </ul> <p>To align with the following corporate themes:</p> <ul style="list-style-type: none"> <li>• A healthy and supportive Island</li> <li>• A safe and well-kept Island</li> <li>• An inspiring Island</li> <li>• A thriving Island</li> </ul>
<p><b>Options considered and rejected</b></p>	<p>Option A - To agree the principles for reorganisation stated in paragraphs 3 – 9 (of this paper) and to delegate to the Lead Member and Director for Children and Young People a final consultation (though in adherence to the Local Government Acts 1986 and 1988 Government code of recommended practice on Local Authority publicity during elections) and subsequent decision-making responsibility related to implementation of a reorganisation plan to take effect from September 2010.</p> <p>Option B - To agree not to change current arrangements, accepting that above average spend (against national averages) is delivering below average take up of services by young people. This option would result in no savings being generated.</p> <p>Option C - To agree that although savings need to be made to current youth provision arrangements, this should be achieved by reducing opening hours and session capacity, to avoid the closure of existing Youth Centres</p> <p>Option D - To agree that no change should be made to current provision arrangements, but that financial savings should be made against other services for young people.</p>

<b>Declarations of Interests</b>	Cllr Brown declared a personal interest as he was a council appointed Trustee of the Island Youth Water Activities Centre.
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<b>Agenda item</b>	<b>Delivering Better Services – Service Re-Design</b>
<b>Decision reference</b>	<b>107/10</b>
<b>Summary of Discussion</b>	<p>The Cabinet was presented with a report which set out how the transformation savings identified in Appendix 4 of the Budget for 2010-13 would be achieved and was in response to the commitment made at Full Council on 24 February 2010.</p> <p>The Cabinet Member highlighted that the savings of £12 million as outlined within the Transformation programme as approved by Cabinet on Tuesday, 17 November 2009 over the coming three years would be delivered by changes to the way the council works. This would be achieved by £8 million internally and £4 million externally. The total of £1.47million would be delivered throughout the course of the 2010.</p> <p>With regard to the Learning and Disability Review (identified as the Westminster House proposal), a working group chaired by the Cabinet Member for Children’s Services, Social Care, Public Health and Housing and including service users and representatives from external partners had been established to look at the current spend of approximately £11 million. The group would review the whole-life needs of Learning Disability clients and would also include a detailed consideration of the services currently provided at Westminster House. Following an implementation period, a work programme would then be set up to assist in delivering the required savings. The Working Group’s proposals, once developed, would then be reported back to Cabinet at a future date to be identified.</p> <p>With regard to savings within the Children and Young People directorate, non-recurrent savings had been identified to meet the £618,000 target.</p>
<b>Issues Raised by Other Members</b>	<p>In relation to the Review of Street Based Services, Cllr Julie Jones Evans highlighted the good work of the Newport Environment and Neighbourhood Officers (ENOs).</p> <p>Cllr Geoff Lumley highlighted the area around Learning and Disability Review (Westminster House) and requested clarification as to the implication of paragraph 17 of the Cabinet report. Cllr Lumley stated that the paper did not make clear the future of Westminster House.</p> <p>Both the Leader and the Cabinet Member reiterated the budget recommendation on how the Transformation paper would assist in delivering savings. The council was looking at all</p>

	<p>areas in order to determine the future of Westminster House and would continue to speak to service users and staff. However, to offer a guarantee in relation to the facility was considered as inappropriate prior to the Working Group developing its proposals.</p>
<b>Decision taken</b>	<p>THAT the service redesign projects as identified within the Cabinet report against the proposed scope and savings be approved.</p> <p>THAT it be noted a further report be brought back to a future Cabinet on the proposals for achieving savings in Learning Disability services for decision once the working group has completed.</p>
<b>Reason for the decision and corporate objective it aligns with</b>	<p>To enable the council to deliver the corporate theme of “Delivering Better Services” as defined by the Corporate Plan which in turn is essential to the achievement of the savings identified in the 2010-13 medium term financial plan.</p> <p>To align with the following corporate themes:</p> <ul style="list-style-type: none"> <li>• A healthy and supportive Island</li> <li>• A safe and well-kept Island</li> <li>• An inspiring Island</li> <li>• A thriving Island</li> </ul>
<b>Options considered and rejected</b>	<p>Option (b) - Do not approve the service redesign projects as identified in this report, and implement a series of straight cuts to achieve the savings.</p>
<b>Declarations of Interests</b>	<p>None received.</p>

<b>Agenda item</b>	<b>Implementation of the Leisure Facilities Improvement Plan</b>
<b>Decision reference</b>	<b>108/10</b>
<b>Summary of Discussion</b>	<p>Cabinet was presented with a progress to date in respect of the implementation of the Cabinet decision of 20 January 2009 to complete the outline design works and confirm the capital costs of improving the Council’s leisure facilities.</p> <p>Members were advised that the cost to bring all of the leisure buildings on the Island to an “as built” condition was estimated to be £17.3million with a contingent increase in net revenue cost of £211,000 per year in order to continue to maintain at this level. This was not considered to be achievable and as a result further works were agreed to be undertaken to develop a</p>



	<p>pragmatic improvement programme to refurbish and replace the critical elements and extend the range of income earning activities in the existing facilities. The cost of this approach was estimated at £8million.</p> <p>The Cabinet Member for Fire and Community Safety stated that the proposals within the report were welcome and long overdue and that the council's duty to meet Equality and Diversity needs would be also be addressed as a result of providing facilities for all, irrespective of ability.</p>
<b>Issues Raised by Other Members</b>	<p>Cllr Susan Scoccia advised that Ventnor Tennis club was accessible to wheelchair users and the Rew Valley Sports Centre in Ventnor also offered full size indoor tennis facilities which would be accessible to wheelchair users. The centre was also able to offer a variety of other sports facilities.</p>
<b>Decision taken</b>	<p>THAT tenders be sought for the undertaking all of the improvements to the leisure facilities as outlined in Appendix 2 of the report, the detailed schedule of improvement works.</p> <p>THAT the Council's contribution to the capital cost of the improved works be a maximum of £8m, as previously agreed and included in the medium term financial plan.</p> <p>THAT the Cabinet Member for Economy, Tourism, Leisure and Planning and the Director of Economy and Environment agree any required changes to the improvement works to ensure that they are completed within the capital budget made available by the Council.</p> <p>THAT the completion of the improvement works in accordance with the proposed project programme as outlined in Appendix 3 of the report be agreed.</p>
<b>Reason for the decision and corporate objective it aligns with</b>	<p>To form part of the Council's wide portfolio of cultural and leisure opportunities that it enables for the Island's community as well as forming part of the Council's strategic programme of activities as set out in its corporate plan.</p> <p>To align with the following corporate themes:</p> <ul style="list-style-type: none"> <li>• A healthy and supportive Island</li> <li>• A safe and well-kept Island</li> <li>• An inspiring Island</li> <li>• A thriving Island</li> </ul>
<b>Options considered and rejected</b>	<p>Option ii - Vary the improvements to the leisure facilities shown in the detailed schedule of improvement works (appendix 2)</p>

	<p>and seek tenders for the completion of these works.</p> <p>Option vi - Vary the proposed project programme (appendix 3) for the completion of the improvement works.</p> <p>Option vii - Do not proceed with any improvements to any leisure facility.</p>
<b>Declarations of Interests</b>	None received

<b>Agenda item</b>	<b>Consideration of the Forward Plan</b>
<b>Decision reference</b>	<b>109/10</b>
<b>Amendments / Additions / Removals</b>	<p>The councils Forward Plan of key decisions was reviewed and the following items were highlighted:</p> <ul style="list-style-type: none"> <li>• A briefing paper on the Autism Bill would be added to the next Forward Plan.</li> <li>• School Transport Policy – Decision to be made later in the year – possibly September 2010.</li> <li>• Transport Policy review – Decision to be made at Cabinet on 2 June 2010</li> <li>• Future of Northwood House – No longer required on Forward Plan as the matters to be resolved related to internal service delivery issues..</li> <li>• Youth Reorganisation Proposals – Report to go to Cabinet prior to September 2010 following final consultation.</li> </ul>
<b>Declarations of Interest</b>	None.

<b>Agenda item</b>	<b>Delegated Decisions</b>
<b>Decision reference</b>	<b>110/10</b>
<b>Questions</b>	<p>The decisions taken under delegated responsibility since the previous Cabinet meeting held on 30 March 2010 were reviewed and the following decision were highlighted:</p> <ul style="list-style-type: none"> <li>• Ref No 09/10 - Objections to the Isle of Wight Council (Various Streets, Ryde) (Traffic Regulation) Order No 2 2009 – Decision taken on 8 April 2010.</li> <li>• Ref No 16/10 – Objections to the Isle of Wight Council (Various Streets, Ventnor) (Traffic Regulation) Order No 1 2009 – Decision taken on 9 April 2010.</li> </ul>

	<ul style="list-style-type: none"> <li>• Ref No 17/10 – Every Disabled Child Matters - Local Authority Charter – Decision taken on 9 April 2010.</li> </ul>
<b>Declarations of Interest</b>	None received

<b>Agenda item</b>	<b>Members Question Time</b>
<b>Decision reference</b>	<b>111/10</b>
<b>Questions</b>	<p>No written questions were received within the permitted timescale.</p> <p>Cllr Geoff Lumley asked an oral question on the recent waste collection changes that had taken place on the Island and highlighted the many concerns from his ward members as well as the numerous telephone calls that had been received Islandwide by the councils call centre from residents concerned at the new kerbside collection regulations. Concerns included the public's liability as a result of the possibility of people tripping over refuse bags on the pavement as well as environmental health issues as a result of bags left out on the street overnight attracting vermin. Cllr Lumley stated that he had been assured that an announcement would be placed on the council's website to offer advice on such issues as well as allaying any unnecessary fears. However this had not happened and requested that such a notice is sent out without delay.</p> <p>The Cabinet Member responded by acknowledging the concerns raised and that a notice would go out on the website as soon as possible to address the issues.</p>
<b>Declarations of Interest</b>	None received