

Time began: 6.00pm  
Time ended: 7.05pm

## **COUNCIL CABINET**

### **17 January 2018**

Present                      Councillor Rawson (Chair)  
                                    Councillors Afzal, Hussain, Raju, Repton, Russell and Shanker

In attendance              Councillors Care, Graves and M Holmes  
                                    Christine Durrant – Strategic Director Communities and Place  
                                    Andy Smith – Strategic Director of People  
                                    Olu Idowu – Deputy Monitoring Officer  
                                    Mark Taylor – Interim Director of Finance  
                                    Ian Fullagar – Head of Strategic Housing  
                                    Richard Burton – Solicitor  
                                    Ruth Sadler – Communications Officer

This record of decisions was published on 19 January 2018. The key decisions set out in this record will come into force and may be implemented on the expiry of five clear days unless a key decision is called in.

### **89/17        Apologies**

Apologies for absence were received from Councillors Banwait, Bolton and Skelton.

### **90/17        Late Items**

There were no late items.

### **91/17        Receipt of Petitions**

There were no petitions received.

### **92/17        Identification of Urgent Items to which Call In will not Apply**

The following item had to be implemented by 31 January 2018 and therefore been exempted from call-in on the grounds of urgency.

#### **Item 11 – Council Tax Base for 2018/19 (Minute no 99/17)**

The Chair of the Executive Scrutiny Board had agreed the matter could be treated as an urgent item and therefore not subject to call-in.

### **93/17        Declarations of Interest**

There were no declarations on interest.

## 94/17 Minutes of the Meeting Held on 6 December 2017

The minutes of the meeting held on 6 December were agreed as a correct record and signed by the Chair.

### Matters Referred

#### 95/17 Recommendations from the Executive Scrutiny Board

The Council Cabinet considered a report on Recommendations from the Executive Scrutiny Board. The Executive Scrutiny Board met and discussed items contained within the Council Cabinet Agenda. The report enabled the views and recommendations resulting from these discussions to be formally shared with Council Cabinet. These were submitted to Council Cabinet as Appendix 2, prior to commencement of the meeting.

#### Decision

To receive the report and consider the recommendations alongside the relevant report.

### Key Decisions

#### 96/17 Derby City Council Tenancy Strategy

The Council Cabinet considered a report which stated that Derby's first Tenancy Strategy was launched in 2012, following a requirement of the Localism Act 2011. The strategy was primarily concerned with our approach to the use of fixed term tenancies and the use of the 'Affordable Rent' model for social housing.

The Housing and Planning Act 2016 made many of the policy areas mandatory that had previously been discretionary, therefore reducing the need for local policy. Although the Act has been enacted we are awaiting regulations which would bring the Act into force and provide the detail on its delivery.

As we were awaiting regulations at the point of expiry of the first strategy, a decision by Council Cabinet was made in December 2016 to extend the strategy until regulations were issued.

The current strategy extension expired at the end of 2017. This leaves us with 2 options: to either extend the provisions of the current strategy again or draft a new one.

We continue to await regulations from Government. DCLG had confirmed that the regulations still need to be drafted and put out for consultation with local authorities.

Therefore a further extension would be advisable until the regulations have been issued.

The Executive Scrutiny Board noted the report.

### **Options Considered**

The authority could consider writing a new strategy at this stage. However the first set of regulations (those for fixed term tenancies) are expected in 2018.

### **Decision**

To extend the current Tenancy Strategy on an open ended basis, with a new strategy to be written when regulations are issued (subject to any earlier mandatory trigger dates that the prospective regulations may stipulate).

### **Reasons**

1. The Localism Act 2011 introduced the statutory requirement for local authorities to produce a tenancy strategy. Furthermore the Housing and Planning Act 2016 makes mandatory many of the elements (such as fixed term tenancies) which were discretionary under the Localism Act. This proposal would meet these statutory requirements until regulations are issued at which point a new strategy would need to be adopted.
2. The current tenancy strategy extension was due to expire this year and the Council is statutorily required to extend or adopt a further strategy.
3. Regulations bringing the Housing and Planning Act 2016 into force were yet to be released. Any strategy written prior to their release would need to be reviewed and it was likely a further strategy revision would be necessary. Therefore it was proposed to extend the current strategy and to adopt a new strategy after regulations are released.

## **97/17      Acquisition and Purchase of Larger Properties for Affordable Housing**

The Council Cabinet considered a report which stated that there were currently 180 families on the Choice Base Letting system (Homefinder) waiting for an affordable 4 or 5 bedroom home. The average waiting time for a 4 bed property was 487 days, with a comparator of 237 days for those families needing a 2 bedroom property.

To help to address this issue it was proposed to undertake an acquisition and refurbishment programme of up to 4 larger properties to provide affordable homes for those families in housing need.

The properties would be incorporated into the Council's affordable housing portfolio to be managed by Derby Homes.

The purchase and acquisition would be funded by Housing Revenue Account (HRA) Capital borrowing and the use of Right to Buy (RTB) Receipts reducing the likelihood

that any unspent RTB receipts would have to be returned to Government at the end of 2017/18.

The Executive Scrutiny Board noted the report.

### **Options Considered**

Do nothing. This would not address the lack of larger affordable housing needed within the city and to reduce the waiting time for families. It would also not reduce the risk of the Council having to return unspent Right to Buy receipts to the Government. This option was not recommended

### **Decision**

1. To approve the acquisition and refurbishment of up to 4 larger properties, each to provide a minimum of 4 bedrooms, at a maximum total price of £800,000.
2. To authorise the Strategic Director of Communities and Place, following consultation with the Interim Director of Finance and Section 151 Officer and the Director of Governance and Monitoring Officer to undertake valuations and negotiations to purchase suitable properties in accordance with resolution 1 above.
3. To agree to the addition of £800,000 to the Corporate Capital Programme and the use of Right to Buy Receipts to fund the acquisition programme over 2017/2018 and 2018/2019.
4. To undertake, where necessary, the refurbishment of the acquisitions to ensure they achieve the decent homes standard and are attractive to let. Properties to be let at an affordable rent.
5. To agree that the properties would be incorporated into the Council's affordable housing portfolio to be managed by Derby Homes.

### **Reasons**

1. To increase the number of larger properties for affordable rent within the city and reduce the waiting time for those families in need.
2. To ensure that the acquisitions are undertaken in accordance with Council procedure ensuring due diligence throughout.
3. To ensure the acquisitions are included within the Corporate Capital Programme and that Right to Buy Receipts could be utilised.
4. To ensure the refurbishment and improvement works are completed to the Council's high standard and that the properties are affordable to those in housing need.
5. To ensure that the properties are correctly managed and maintained.

## 98/17      Compulsory Purchase of Empty Homes

The Council Cabinet considered a report which sought approval to initiate compulsory purchase proceedings in relation to 5 long-term vacant houses where the owners had not sufficiently demonstrated that the properties would be brought into occupation in the near future.

The Council's Empty Homes Strategy aimed to facilitate the renovation and re-occupation of vacant dwellings; thereby contributing towards meeting local housing demand. The actions would also help tackle any anti-social and environmental nuisance that neglected properties could present. The re-use of these homes would contribute towards the Council's New Homes Bonus income.

Where owners could not be traced or were unwilling/unable to bring the property into use, there was a compelling case in the public interest for the Council to take enforcement action to achieve the aims of the strategy.

The Council's use of compulsory purchase powers returns problematic empty homes to the useful housing stock.

The Executive Scrutiny Board noted the report.

### **Options Considered**

1. Do nothing.

This was not considered appropriate. The properties, in their present circumstances, would remain a waste of potentially good housing and increasingly blight their respective neighbourhoods.

2. Enforced sale

There were no relevant financial charges held against these properties at present.

3. Empty Dwelling Management Orders

These involve the eventual return of the properties to the original owner. As the current owners had failed to bring these empty homes into beneficial use a change of ownership was considered to be in the public interest.

4. Other enforcement powers

The local authority has powers to deal with structural danger, nuisance or other environmental problems. These alone were piecemeal and reactive in nature and did not provide a long-term strategic solution.

### **Decision**

1. To approve that the Council makes Compulsory Purchase Orders under the Acquisition of Land Act 1981 (pursuant to the power under section 17 of the Housing Act 1985) for the acquisition of the houses, together with the associated land, as identified in Appendix 2 of the report for the purposes of their renovation and reoccupation as housing accommodation.
2. To authorise the Strategic Director of Communities and Place following consultation with the Cabinet Member for Housing and Urban Renewal, the Director of Governance and Monitoring Officer and the Director of Finance to:
  - take all necessary steps to secure the making, confirmation and implementation of the Compulsory Purchase Orders;
  - acquire the legal interests in the properties, whether by voluntary agreement or compulsorily using statutory powers set out in the preceding paragraph;
  - suspend or abandon the compulsory purchase order proceedings, or withdraw an order, in relation to any particular property on being satisfied that the subject house would be satisfactorily renovated and re-occupied voluntarily;
  - take necessary action to deal with all matters relating to the payment of compensation and statutory interest including, where appropriate, instituting or defending related proceedings;
  - dispose of the properties in accordance with the proposals set out in this report; and
  - take all other necessary action to give effect to these recommendations.

## **Reasons**

1. The properties identified in Appendix 2 (this exempt appendix appears later in the agenda) had been vacant for a number of years and all reasonable options open to the Council to encourage the respective owners to voluntarily bring them back into use had proven unproductive.
2. Restoring the houses to the useful housing stock would contribute to meeting the increasing housing needs in Derby.
3. The risk of common problems associated with empty buildings such as trespass, vandalism, fly tipping or anti-social activities would be reduced.

## **99/17 Council Tax Base for 2018/19**

The Council Cabinet considered a report which stated that the Council has to calculate its council tax base for 2018/19 as a means of raising council tax income for the 2018/19 financial year from Derby council tax payers.

The tax base was an estimated figure of the number of domestic properties in terms of 'band D' in the Council's area during the financial year concerned. It was used to determine a headline charge for band D properties in the city. Charges for other bands were calculated as defined fractions of the headline charge.

The proposed council tax base for 2018/19 was 67,610.42 band D equivalent properties compared with the 2017/18 council tax base of 66,574.07. This reflected an increase in the number of domestic dwellings within the city, an estimated reduction in the amount of council tax support awarded and an estimate of the number of newly built homes between 1 December 2017 and 31 March 2019.

The increase in the tax base would result in more council tax being collectable for the 2018/19 financial year.

The Executive Scrutiny Board noted the report.

### **Options Considered**

The Council had a statutory duty to set a council tax base.

### **Decision**

1. To approve the council tax base for the year 2018/19 as 67,610.42 band D equivalent properties in accordance with The Local Authorities (Calculation of Council Tax Base) (England) Regulations 2012 (SI 2012/2914).
2. That in accordance with the methodology and estimates shown at Appendix 2 of the report, to recommend Council to approve this calculation at the Council meeting on 24 January 2018.

### **Reasons**

Agreeing the council tax base was the first step in the process of setting the council tax to be collected in 2018/19 and was an essential part of establishing the 2018/19 budget.

## **100/17      Commercial Waste – Proposed Delegation of Service to Nottingham City Council**

The Council Cabinet considered a report which stated that as part of the ongoing development of the Derby-Nottingham Metro Strategy had included looking at areas with potential for greater service efficiency. One service under consideration had been Commercial Waste collection and disposal. A proposal to delegate the delivery of the service to Nottingham City Council was now put forward as a positive approach to developing our combined commercial waste services.

The delegation would effectively see the responsibility for delivering the whole service in Derby transfer to Nottingham City Council. Staff, vehicles and the administration of the commercial waste service would all transfer and the service would be managed and directed by officers at Nottingham City Council. The combined service would have benefits of scale in what could be a competitive market and had a real potential to grow securing additional business and improving efficiencies.

Any decision to delegate the service to Nottingham would require a decision by Council and it was envisaged therefore that, subject to Council Cabinet approval, a report would be presented to Council on the 24 January 2018.

The Executive Scrutiny Board considered the report in the confidential part of the agenda.

### **Options Considered**

1. Do nothing. The current service operated on small margins and with limited resources but was largely stable and met both the statutory requirements and the expectations of its customers.
2. Invest in the service and develop additional business. Engagement with officers from Nottingham had shown where areas of the current service could/should be improved. It would be possible to deliver improvement over time and to seek to generate additional business and income. This would likely take longer if the service was kept in house, rather than delegated to Nottingham, and would require upfront investment perhaps over several years.
3. Out source the service. Consideration had been given to outsourcing services across Streetpride functions. The potential market for outsourcing this limited service was quite small and it was not considered that sufficient interest would be generated to achieve longer term benefits.

### **Decision**

1. To note and accept the work that had already been done in detailing a proposed delegation of the Commercial Waste service to Nottingham City Council.
2. To recommend Council to approve the proposed delegation to Nottingham City Council.

### **Reasons**

1. The delegation of the service to Nottingham City Council would best support the development and expansion of commercial waste collection services in Derby.
2. The constitution requires that the decision to delegate the function to Nottingham City Council be made by Council.



# Budget and Policy Framework

## 101/17 Council Budget Proposals 2018/19

The Council Cabinet considered a report which set out Council Cabinet's proposals to Council in respect of the budget for the financial year 2018/19 and included the following proposals set out in Section 4 of the report:

- The Council tax base and proposed increase for Band D households – paragraph 4.1 of the report.
- The Gross Revenue budget – paragraph 4.2 of the report.
- The Net Revenue Budget and net spending limits for each Directorate – paragraph 4.3 of the report.
- The Capital Programme – paragraph 4.7 of the report.
- The Treasury Management Strategy, Statement and Policy – paragraph 4.8 of the report.
- Financial Risk Assessment – paragraph 4.9 of the report.
- Medium Term Financial Plan – paragraph 4.10 of the report.
- The HRA budget proposals, 30 Year plan update and rent/service charge increases for 2018/19 – paragraph 4.11 of the report.
- Dedicated Schools Grant Allocations and proposed changes to the funding formula for schools – paragraph 4.12 of the report.
- The Council's Reserves and Policy – paragraph 4.13 of the report
- Results of Budget Consultation – paragraph 4.14 of the report
- Equality Impact Assessment Summary – paragraph 4.15 of the report.

The report also provided a summary of the Council's Medium Term Financial Strategy with outline revenue, capital and treasury management plans for the next three years to ensure Council considers the budget in the light of longer term financial sustainability.

The report included the detailed assumptions behind the budget proposals including specific cost pressures and savings proposals required to deliver a balanced budget for 2018/19.

The 2018/19 budget proposals had been subject to consultation during the autumn of 2017 and the responses received were analysed in Appendix 10 of the report including the Council Cabinet's responses to the consultation.

The Executive Scrutiny Board noted the report.

### **Decision**

1. To recommend Council to approve the Council Tax base of 67,610.42 and increase in Council Tax for 2018/19 for Derby City Council being:
  - an increase in Council Tax of 2.99%
  - an Adult Social Care Precept of 3.0%.

A total increase of 5.99% resulting in an increase of £77.76p on a Band D equivalent household as set out in section 4.1 of the report.

2. To delegate to the S.151 Officer the final calculation of Council Tax, reflecting the precepts for the Fire and Police authorities when received, and to issue Council Tax bills in March 2018 in line with Section 30 of the regulations.
3. To recommend to Council the Council Cabinet's budget proposals as set out in the report for consideration and approval, and specifically:
  - The Gross Revenue Budget of £630.047m
  - The Net Revenue budget of £217.782m
  - The net spending limits for each directorate being:
    - People's £142.915m
    - Communities and Place £42.681m
    - Organisation and Governance £23.708m
    - Corporate £8.478m
  - The Capital Programme for 2018/19 amounting to £134.289m
  - The Treasury Management Strategy
  - The Housing Revenue Account budget proposals, 30 Year plan update and rent/service charge increases for 2018/19
  - To set the Council's strategic reserve as 5% of its net Revenue budget.
4. To note the Council's Medium Term Financial Plan for the years 2018/19 to 2020/21 and the proposals set out therein for revenue, capital and treasury implications.
5. To note the Financial Risk Assessment.
6. To note the results of the Budget Consultation and Council Cabinet's response to that process.
7. To recommend to Council the 2018-2019 allocation of the Dedicated Schools Grant of £226.774 million and changes to Derby City's Schools Funding Formula as a response to the implementation of a National Funding Formula for Schools.
8. To delegate approval to the S.151 Officer to make necessary changes to the budget arising from the Government's Financial Settlement as and when confirmed and any technical adjustments to the Treasury Management Strategy arising from the revised Prudential Code.

## Contract and Financial Procedure Matters

### 102/17 Contract and Financial Procedure Matters

The Council Cabinet considered a report and an addendum which dealt with the following items which required reporting to and approval by Council Cabinet under the Contract and Financial Procedure rules.

- approve the award of a grant to the Chellaston Academy expansion scheme
- contract waiver for the library van delivery service – Derby Express
- approval to apply for the funding/ acceptance of the funding from the Joint Air Quality Unit (JAQU)
- procurement of services - Mental Health Contract
- Details of changes to the capital programme previously outlined in the Quarter 2 Revenue Out-turn report on the 8<sup>th</sup> November.
- Approve the deferment of a loan repayment from Derbyshire County Cricket Club.

The Executive Scrutiny Board made no recommendation to Council Cabinet but requested that officers communicate further work on the Clean Air Zone bid to a future meeting of the Licensing Committee to enable joined up working.

## **Decision**

1. To approve the award of a grant of £0.202m to Chellaston Academy towards the secondary school expansion, as outlined in paragraph 4.1 of the report.
2. To approve a contract waiver for extension of 12 months for the delivery of the inter - library van delivery service by Derby Express, as detailed in paragraph 4.4 of the report.
3. To approve the application to JAQU for funding of £0.890m for “early measures” funding in support of the Clean Air Zone project, as detailed in paragraph 4.9 of the report.
4. To delegate approval to the Strategic Director of Communities and Place, following consultation with the Director of Finance to accept the allocation of funding of £0.890m from JAQU, subject to acceptable grant conditions and to add the delivery of these initiatives to the Highways & Transport work programme, as outlined in paragraph 4.12 of the report.
5. To delegate approval to the Strategic Director of Peoples Services following consultation with the Director of Finance to award the Mental Health Contract following the re-procurement process of the mental health contract, as outlined in paragraph 4.12 of the report.
6. To approve the detail of the changes to the 2017/18 – 2019/20 capital programme as outlined in appendix 3 of the report and reported in the Quarter 2 Revenue Out-turn report to Council Cabinet on the 8 November 2017 but without the appended detail, as outlined in paragraph 4.18 of the report.

7. To approve the deferment of the repayment of the loan made to the Derbyshire County Cricket Club in order for the club to make significant improvements to its ground and access ECB funding. The terms of the loan remain unchanged with the loan secured and interest payable on the outstanding balance as outlined in paragraph 4.21 of the report.
8. To note the recommendation of the Executive Scrutiny Board that officers communicate further work on the Clean Air Zone bid to a future meeting of the Licensing Committee to enable joined up working.

## Other

### 103/17      Creation of the Role of Derby Ambassador for Business and Innovation

The Council Cabinet considered a report which stated that Derby had a long and proud history of attracting and retaining high technology, manufacturing and innovative businesses. As a place, Derby was recognised regionally, nationally and internationally not only for the presence of its large blue chip companies such as Rolls-Royce, Toyota and Bombardier, but also for all the highly skilled and innovative small to medium sized enterprises (SME) that make up a large supply chain.

In order to maintain this reputation, and to continue to attract new businesses, as well as giving the best possible support for our existing companies to grow, it must be recognised that competition from other locations both regionally/nationally and internationally were increasing.

Currently Derby relies heavily on the work of Marketing Derby which does an excellent job. However the creation of new structures, new political interfaces and new funding streams was changing the environment in which we operate.

Bodies such as the Local Enterprise Partnerships (LEP), the Midlands Engine and Midlands Connect, as well as opportunities like HS2, require a different approach to that currently being pursued by Derby.

The creation of Metro Mayors like Mr Andy Street in the West Midlands was providing a direct line into government and senior business leaders. This had the potential to attract significant inward investment and government funding however due to the East Midlands not having a devolution deal, this was a form of influence that could not be replicated.

However, Derby was now working closely with Nottingham City Council under the Metro arrangements and this was creating interest with Government. Nottingham City Council had looked to one of their prominent individual's, Sir John Peace, to represent Nottingham to Government and business and again this had provided them with influence in areas such as the Midlands Engine.

Therefore, in order to ensure Derby has representation at this level, Derby City Council was asked to create a new role of Derby Ambassador for Business and

Innovation. The role would be an honorary role appointed by Council to represent the City and as such would be non-political. The role would be conducted on a voluntary basis and would not attract a salary, however reasonable expenses would be recompensed when working on City business.

It was proposed that an individual would be the City Ambassador for a period of three years, after which the Council could either appoint a new individual or following consultation with the incumbent, agree to continue the relationship for a further three years.

Following discussion with the party leaders of Labour, Conservative and Liberal Democrat groups and the Chairman of the Renaissance Board, Mr Mel Morris, had been approached to be the nomination for the first Derby Ambassador for Business and Innovation.

Mr Morris was a highly innovative and creative business man who had many of the connections and contacts in the world of business, skills and innovation that make him an ideal candidate and the Leader strongly recommended him for the position.

The Executive Scrutiny Board requested involvement in the appointment process for this type of role in the future.

## **Decision**

1. To support the creation of the role of Derby Ambassador for Business and Innovation and to recommend Council to approve of the creation of the role.
2. To establish the role for a period of three years in-line with the details provided in the report.
3. To recommend to Council the appointment of Mr Mel Morris to the role of Derby Ambassador for Business and Innovation.
4. To accept the recommendation of the Executive Scrutiny Board that it be involved in the appointment process for this type of role in the future.

## **104/17 Exclusion of the Press and Public**

To consider a resolution to exclude the press and public during consideration of the following item

“that under Section 100(A) of the Local Government Act 1972, the press and public be excluded from the meeting during discussion of the following items on the grounds that they involve the likely disclosure of exempt information as defined in paragraph 3 of Part 1 of Schedule 12A of the Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information”

## **Key Decisions**

### **105/17 Compulsory Purchase on Empty Homes**

The Council Cabinet considered exempt information in relation to the compulsory purchase of empty homes.

The Executive Scrutiny Board noted the report.

## **106/17 Townscape Heritage Initiative – Proposed Grant for Quick Silver**

The Council Cabinet considered a report which sought approval to award a grant to the owner of the Quick Silver building on the corner of Green Lane and St Peters Church Yard through the Council's Heritage Lottery funded - Town Scape Heritage Initiative (THI).

Quick Silver had been identified as the priority building in this programme because of its historic and architectural importance along with its potential once restored to stimulate local regeneration in this unique part of the city centre.

The repair and historic renovation of this important building would hopefully act as a catalyst to regenerate the local area; improving the economic vitality and footfall in this important part of the city.

The Executive Scrutiny Board noted the report.

### **Options Considered**

These were set out in paragraph 5.1 of the report.

### **Decision**

1. To approve a grant from the Council's Townscape Heritage Initiative to the owner of the Quick Silver building on the corner of Green Lane and St Peters Church Yard.
2. To give effect to Recommendation 1 above, that the Council enter into a grant agreement and all necessary associated ancillary documentation, including a legal charge, with the Heritage Lottery Fund and the owner of the Quick Silver building.

### **Reasons**

These were set out in paragraphs 3.1 and 3.2 of the report.

## **107/17 Commercial Waste – Proposed Delegation of Service to Nottingham City Council**

The Council Cabinet considered a report which stated that as part of the ongoing development of the Derby-Nottingham Metro Strategy had included looking at areas with potential for greater service efficiency. One service under consideration had

been Commercial Waste collection and disposal. A proposal to delegate the delivery of the service to Nottingham City Council was now put forward as a positive approach to developing our combined commercial waste services.

The delegation would effectively see the responsibility for delivering the whole service in Derby transfer to Nottingham City Council. Staff, vehicles and the administration of the commercial waste service would all transfer and the service would be managed and directed by officers at Nottingham City Council. The combined service would have benefits of scale in what could be a competitive market and had a real potential to grow securing additional business and improving efficiencies.

Any decision to delegate the service to Nottingham would require a decision by Council and it was envisaged therefore that, subject to Council Cabinet approval, a report would be presented to Council on the 24 January 2018.

The Executive Scrutiny Board recommended Council Cabinet to consider

1. whether staff subject to the TUPE process would have their pensions scheme protected;
2. whether TUPE protected the location of the workplace of those affected which could be otherwise subject to change during future restructuring arrangements at Nottingham City Council; and
3. the inclusion of arrangements to TUPE staff back to DCC as part of exit arrangements.

### **Options Considered**

These were set out in paragraphs 5.1 to 5.3 of the report.

### **Decision**

1. To note and accept the work that had already been done in detailing a proposed delegation of the Commercial Waste service to Nottingham City Council and to approve the draft Heads of Terms set out in Appendix 2 of the report.
2. To recommend Council to approve the proposed delegation to Nottingham City Council.
3. To delegate authority to the Strategic Director Communities and Place following consultation with the Director of Governance and Monitoring Officer and the Cabinet Member for Cohesion and Integration to approve the formal legal agreement required to enable the delegation, which would be in place prior to Nottingham City Council accepting the delegation.
4. To accept the recommendation of the Executive Scrutiny Board to consider

- whether staff subject to the TUPE process would have their pensions scheme protected;
- whether TUPE protected the location of the workplace of those affected which could be otherwise subject to change during future restructuring arrangements at Nottingham City Council; and
- the inclusion of arrangements to TUPE staff back to DCC as part of exit arrangements.

### **Reasons**

These were set out in paragraphs 3.1 to 3.3 of the report.

## **108/17 Award of Contract for Insurance Services**

The Council Cabinet considered a report which sought approval to award contracts for the Council's major classes of insurance as the current policies expire on 31 March 2018.

The Executive Scrutiny Board noted the report.

### **Options Considered**

These were set out in paragraph 5.1 of the report.

### **Decision**

1. To approve the award of contracts of insurance on Lots 1 – 9 as set out in paragraph 4.3 of the report.
2. To note that a Council Cabinet report which reviews the Council's overall insurance strategy would be submitted once the insurance broker had provided advice on appropriate excess levels, and the Council had received professional actuarial advice relating to the Council's insurance fund.

### **Reasons**

These were set out in paragraphs 3.1 to 3.2 of the report.

**MINUTES END**