

Meeting	Executive
Date	26 January 2017
Present	Councillors Carr (Chair), Aspden (Vice-Chair), Ayre, Rawlings, Runciman, Steward and Waller
Other Members participating in the meeting	Councillors D'Agorne and Looker
In attendance	Councillors Craghill, Crisp, Douglas, Hayes and Warters
Apologies	Councillor Gillies

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#### **95. Declarations of Interest**

Members were asked to declare, at this point in the meeting, any personal interests, not included on the Register of Interests, or any prejudicial or disclosable pecuniary interests they may have in respect of business on the agenda.

##### Developing the Council's Strategic Relationship with Academies and Multi Academy Trusts

Cllr Waller declared a personal non prejudicial interest in relation to this item owing to his role as Chair of Energise in his capacity as a Governor of York High and he left the room for the discussion and voting thereon.

Cllr Steward also declared a personal non prejudicial interest in relation to this item as a Governor of Rufforth School and he also withdrew from the meeting for the discussion and took no part in the voting thereon.

Cllr Runciman confirmed that she was no longer a Primary or Secondary School Governor.

## 96. Minutes

Resolved: That the minutes of the last Executive meeting held on 7 December 2016 be approved and signed by the Chair as a correct record.

## 97. Public Participation

It was reported that there had been thirteen registrations to speak at the meeting under the Council's Public Participation Scheme, and that five Members of Council had also requested to speak. The registrations were in respect of the following items:

### Matters within the Remit of the Executive

Dave Merrett spoke in relation to the Park and Ride Service Operator Specification agreed by the Executive on 7 December 2016, which had since been called-in for discussion at the Corporate and Scrutiny Management Committee meeting on 3 January 2017. He expressed concern that that the Committee had not had access to important advice from the Council's Public Protection team prior to taking their decision. He asked the Executive to reconsider their decision in the light of further advice received on the impact of not using ultra low emission vehicles.

Cllr Warters spoke in relation to the recommendations of the Protection of Grass Verges Scrutiny Review report which had been agreed at the Executive's meeting on 24 November 2016. In particular he questioned the quality of the remedial works to verges in the Osbaldwick area, following the laying of cables.

### Taxi Licensing Policy

Antony Green spoke as a Hackney Carriage Driver, regarding the lack of formal consultation on the decision taken in 2015 to remove the requirement for a telephone number to be included on the door sign and requested Members not to approve the recommended option for the policy.

Alan Davies spoke as Chair of the Independent Taxi Association to confirm their concerns as previously mentioned at the Licensing Hearing on 21 December 2016 for the renewal of a private vehicle operators license by Uber Britannia Ltd. He

confirmed the presence of 60 low emission taxis in the city and requested the reinstatement of telephone numbers on taxis door signs for public safety and requested that any future changes to the taxi licensing policy should be undertaken in consultation with the trade.

Terry Stubbs spoke as a Director of Fleetways, expressing his views on the effects of the proposed changes on the trade and on the cities economy. He claimed standards were lowered by vehicles from outside York being able to trade in the City. He requested full consultation and debate on any future changes in policy.

Terry Osborne spoke as Treasurer of the York Private Hire Association and as a Streamline driver, also to request the reinstatement of telephone numbers on the side of private hire vehicles.

Cllr Crisp highlighted elected members' duty to the city and its residents. She referred to the existing high standards in taxi licensing introduced to protect the city and its economy and to the number of staff required for enforcement. She requested the Executive to approve the option to make further amendments to the policy taking account of the representations and comments received.

Cllr Douglas, as Chair of the Gambling, Licensing and Regulatory Committee confirmed the need to bring the policies and conditions into a formal document and she highlighted the lengthy discussion and consultation undertaken with trade members. She confirmed the need for inclusive local policies which did not discriminate and thanked the Licensing Manager and her team for their work in the production of the policy.

### York Castle Gateway

Paul Hepworth spoke on behalf of Cycling UK, in support of proposals for a new Foss Cycle Bridge with appropriate levels of segregation and cycle underpass facilities of the Inner Ring Road at Castle Mills. He also spoke in support of a secure underground cycle parking carousel system known as Biceberg, photographs of which he circulated at the meeting.

Michael Woodward spoke as the Chief Operating Officer of the York Museum's Trust, in support of the Officers'

recommendations for the York Castle Gateway and regeneration of the area. He welcomed the vision for the area and indicated that a partnership approach could assist in obtaining external funding.

### York Castle Gateway and Clifford's Tower Visitor Centre

Cllr Hayes spoke in support of the Castle Gateway and the vision for the future, in particular the relocation of the Castle car park. However he expressed concern at the proposed location of the Clifford's Tower Visitor Centre which he felt would detract from the Tower. He requested deferral of decision to sell the land to English Heritage pending the outcome of the Judicial Review into the planning decision, due in early May 2017. He requested public consultation on the sale and questioned the valuation of the land and incorporation of the visitor centre into the Castle Gateway scheme.

Cllr Craghill spoke as a Guildhall Ward Member to express her support for the regeneration of the area and the aims of the vision for the scheme. She expressed concerns however at the siting of the proposed visitor centre at the foot of Clifford's Tower and requested the Executive to note public concerns and defer the sale of the land.

Philip Crowe spoke on behalf of York Tomorrow, a voluntary group, who had submitted a planning application in 2002 for the change of use of the Castle car park to public open space, as an alternative option at the Coppergate Public Inquiry. He confirmed that they welcomed the Council's new initiative however their primary concern related to the composition of the Gateway Advisory Group and he requested the inclusion of York Tomorrow as a member of the Group.

### Disposal of Land for the proposed Clifford's Tower Visitor Centre

Cllr Mark Warters spoke to express concern at the proposed siting of the Visitor Centre at the foot of the Tower.

Dr Jeremy Ashbee, the Head Properties Curator for English Heritage, spoke to confirm the need for improvements to Clifford's Tower and the provision of a visitor centre. He explained the rationale for the siting of the visitor centre at the

base of Tower and referred to the timescales involved for development.

Lady Jane Gibson spoke on behalf of Make it York, referring to the strong visitor economy in the city and the need to refresh the visitor offer. She referred to the extensive marketing due to be carried out by English Heritage following the improvement works at Clifford's Tower to promote the new attraction.

#### Proposed Long Term Leases – Scarcroft Green

John Harris, spoke as Chair of the Scarcroft Green Association, an Association with a membership of over 150 players. He confirmed their request for a 99 year lease which would provide a statement of intent to both the association and funders and assist the Association in applying for capital grants for future improvements, replacement buildings, equipment and resurfacing of the greens.

#### Developing the Council's Strategic Relationship with Academies and Multi-Agency Trusts

Brian Crosby spoke as the Chief Executive Officer of the Hope Learning Trust in relation to Canon Lee School which been put into special measures in 2015 and which the Trust had been assigned as the sponsor for academy conversion by 1 January 2017. He expressed concern that the conversion had been delayed owing to problems in agreeing the terms of the land lease and highlighted the monthly deficit being accrued and he requested the Executive to approve the land lease to enable the conversion to take place.

Helen Dowds spoke as Principal of the Vale of York Academy, also to express her support for the inclusion of the Clifton Without site in the land lease as the access over the site was currently the main route for pupils walking to school. She stated that the lease was required to ensure the success of the school.

### **98. Forward Plan**

Members received and noted details of the items that were listed on the Forward Plan for the next two Executive meetings, at the time the agenda had been published.

## 99. Taxi Licensing Policy

Members considered a report, which in accordance with the requirements of the Council's Constitution, sought the Executive's formal adoption of the new and consolidated Taxi Licensing Policy. It advised on the consultation undertaken, the amendments to the draft policy following the consultation and proposed amendments to the policy following earlier approval by the Gambling, Licensing and Regulatory Committee (GLR Committee).

Officers commented on the concerns raised by earlier public speakers and to previous changes agreed to policies and conditions, confirming that consideration had been given to all representations received. In particular they highlighted other licensing authority's requirements for private hire vehicle door signage, at paragraph 29 of the report and the environmental considerations and the need for the Council to meet its health based air quality objectives.

Members expressed their support for the introduction of a Taxi Licensing Policy which could be reviewed, as necessary and to joint work being undertaken with the West Yorkshire and York Combined Authority Group.

Following further discussion consideration was given to the following options:

Option 1- to take into consideration the representation/ comments from the licensed trade and approve the Taxi Licensing Policy in the amended form appended to the Report. Prior to approval of the Taxi Licensing Policy the GLR Committee had taken into consideration the responses received to the public consultation and the representations made at committee.

Option 2 - to take into consideration the representation/ comments from the licensed trade and make further amendments to the Taxi Licensing Policy prior to approval.

**Resolved:** That the Executive approve Option 1 of the report and adopt a Taxi Licensing Policy. <sup>1</sup>

**Reason:** This will allow the Council to have all policies and conditions contained in one formal Taxi Licensing Policy.

### Action Required

1. Implement the policy.

LC

## **100. York Castle Gateway**

Members considered a report which set out progress to date on the Castle Gateway project and opportunities to partner with other stakeholders to deliver the regeneration aims for the area. Copies of the draft minutes from the Local Plan Working Group meeting, on 23 January were also circulated, which highlighted the suggested amendments in relation to the Draft Area of Opportunity Policy.

Officers confirmed the approach to be taken for the delivery of the vision for the area together with the key challenges and the need for a working group to develop the proposals. Whilst there was a need to keep the membership of the working group targeted it would also engage with a broader group of stakeholders. Members were informed of discussions with Steamrock Capital, owners of a long term lease of the Coppergate Centre and of undeveloped properties on Piccadilly, in forming a partnership with the authority.

Members welcomed the proposals for the enhancement of the public realm and city's heritage and also agreed to the establishment of a cross party working group to receive briefings on progress.

Following further discussion it was

Resolved: That the Executive agree to:-

- (i) The renaming of the regeneration area as Castle Gateway.
- (ii) Approve the vision for the Castle Gateway as set out in paragraph 18, of the report.
- (iii) Approve the revised Castle Gateway draft Area of Opportunity Policy, subject to the inclusion of the two additional points at item vi. raised at the Local Plan Working Group meeting, for progression in the emerging Local Plan process. <sup>1</sup>.

- (iv) Develop a masterplan for the development of the council assets, infrastructure and public spaces within the Castle Gateway area.<sup>2</sup>
- (v) Create a stakeholder group to guide and develop the masterplan.
- (vi) Note the £100k bid which will be considered as part of the 2017/18 budget to fund the development of masterplan design work for Castle Gateway.
- (vii) Create an advisory group comprising key stakeholders and landowners in the Castle Gateway area and create a community forum for the area.<sup>3</sup>
- (viii) Explore the business case for the development of the council's assets in the Castle Gateway as part of a potential commercial venture with Steamrock Capital.
- (ix) Bring a future report to Executive setting out the analysis of the Steamrock Capital partnership proposal and alternative delivery options.<sup>4</sup>
- (x) Close Castle Mills Car Park immediately and submit and implement a planning application to demolish it and provide a temporary meanwhile use on the site in advance of any long-term redevelopment.<sup>5</sup>
- (xi) Allocate £80k release from contingency to facilitate consultation and commercial and technical advice.
- (xii) Note the required additional staff resource to deliver the recommendations from existing budgets, and note the likely need of future resource and budget to deliver the project.
- (xiii) Appoint a Council cross party Castle Gateway Member Briefing Group to receive briefings on the project and updates on progress.<sup>6</sup>

Reason: (i) To change the name to better reflect the

geography and nature of the area.

- (ii) To deliver the regeneration aims of the Castle Gateway project.
- (iii) To ensure the Castle Gateway vision is enshrined in planning policy.
- (iv) To provide a cohesive and informed design approach to the Castle Gateway.
- (v) To ensure the masterplan is driven by key stakeholders as principal custodians for this area of the city.
- (vi) To support the masterplan and design work of the cultural partnership.
- (vii) To ensure the public are engaged and consulted in helping to shape proposals for the Castle Gateway.
- (viii) To explore the proposals from the largest neighbouring landowner to work in partnership to jointly develop out land assets.
- (ix) To provide detailed advice to the Executive to make an informed decision on the preferred delivery options for the Castle Gateway.
- (x) To demolish the poor quality existing car park due to Health and Safety concerns and implement a temporary use for the site in advance of a decision being taken on the long-term development options.
- (xi) To fund the additional work set out in this report.
- (xii) To deliver the recommendations outlined in this report and ensure the regeneration of the Castle Gateway.
- (xiii) To ensure Members are kept updated with progress on the regeneration of the area.

### Action Required

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|---|--------|
| 1. Amend the draft Area of Opportunity Policy in line with the changes agreed.  | TC, AK |
| 2. Prepare masterplan for Castle Gateway area.  | TC, AK |
| 3. Create a stakeholder group and community forum for the area.   | TC, AK |
| 4. Add report to Council's Forward Plan following exploration of the business case with Steamrock Capital and alternative delivery options. | TC, AK |
| 5. Implement immediate closure of Castle Mills Car Park, submit planning application for demolition and examine temporary use of the site.  | TC, AK |
| 6. Establish cross party Castle Gateway Member Briefing Group.  | JP     |

### **101. Disposal of Land for the Proposed Clifford's Tower Visitor Centre**

Consideration was given to a report which set out proposals to dispose of the freehold of a small portion of land around Clifford's Tower to enable English Heritage to develop a Visitor Centre following the award of planning permission for the scheme. The report also sought permission to grant a short term lease for a plot of land to deliver a public realm area next to the visitor centre.

Officers highlighted the land arrangements and the reasons for the differing valuations received for the land for the visitor centre, the public plaza area and the section of land in the Council's ownership, but in the guardianship of the Historic Buildings and Monuments Commission for England.

The Chair referred to a speaker's earlier comments and confirmed that the Executive recommendations had taken account of the application for a judicial review of the planning permission.

Resolved: That the Executive agree to:-

- (i) Grant a long lease of the land needed for the construction of the English Heritage Clifford's Tower visitor centre to Historic Buildings and Monuments Commission for England following the final agreement of planning permission, for a sum of £25,000.

- (ii) Lease for a period of 2 years to English Heritage the land to be used as a public plaza at a rate of £5,475 per annum.
- (iii) Transfer to Historic Buildings and Monuments Commission for England the freehold of the area of the motte which is currently in their guardianship.
- (iv) Allow English Heritage to occupy the area of land edged with the blue line in Annex 1 on a temporary licence at a rate of £1k plus VAT per month for the duration of the works to Clifford's Tower as identified above (subject to a maximum period of 15 months).<sup>1</sup>

- Reason:
- (i) To enable the development of a new visitor centre at Clifford's Tower, and ensure the land value reflects best consideration.
  - (ii) To allow the building of a small plaza associated with the visitor centre whilst ensuring the council can include the land in any future plans for the area.
  - (iii) To rationalise the land holding of the Clifford's Tower motte and transfer an area of land to Historic Buildings and Monuments Commission for England for which they have responsibility as the current guardian.
  - (iv) To allow English Heritage to carry out the proposed restoration and improvement works to Clifford's Tower.

Action Required

1. Draw up agreed leases and transfer of land for proposed restoration and improvement works. TC, AK

**102. City of York Local Plan - Update Report**

Members considered a report which provided an update on the emerging Local Plan and in particular on the initial consideration of the newly submitted Ministry of Defence sites against the

Local Plan Site selection methodology following the report to Executive on 7 December 2016. Consideration was also given to the draft minutes and recommendations of the Local Plan Working Group, from their meeting held on 23 January 2017, which had also considered this report, circulated at the meeting.

Officers acknowledged that further public consultation was required together with work to evaluate the MOD sites. It was therefore anticipated that this would add around 6 months to the Local Plan timetable. Officers also confirmed that the Department for Communities and Local Government were aware of the impact on the timetable and were happy with the approach being taken.

In answer to questions the Chair referred to a recent meeting held with the MOD in an effort to mitigate the effects of any disposal of sites on the local economy.

Consideration was then given to the following options:

Option 1: That the Executive, subject to any recommended changes, approve the recommendations set out in the report.

Option 2: That the Executive request officers to undertake further work not highlighted in the report

Resolved: That the Executive agree to:-

- (i) Note progress on the consideration of the identified Ministry of Defence sites for housing land within the context of the Local Plan.
- (ii) Instruct Officers to produce a report highlighting detailed implications to the Local Development Scheme, including any budget implications.
- (iii) Note the impact of the additional costs that will arise and the requirement to consider as part of the future years budget process.<sup>1</sup>

Reason: To produce a National Planning Policy Framework compliant Local Plan.

#### Action Required

1. Add report detailing the implications to the Local Plan Scheme to Council's Forward Plan.

MG, RM

### 103. Reinstatement of Gritting Routes

Consideration was given to a report which set out a proposal in respect of the costs and actions required to reinstate streets previously gritted by the Council, details of which were set out at Annex A of the report.

Officers highlighted that the reinstatement of these streets would assist in managing risks around claims for potential injuries and property damage.

Members welcomed the inclusion of a number of streets on industrial estates and bus routes and the Deputy Leader confirmed that the inclusion of these routes would be included in the forthcoming budget.

Consideration was then given to the following options:

Option 1 – Approve the reinstatement of 43km of gritting route, commencing from 1<sup>st</sup> February 2017.

Option 2 – Approve the reinstatement of 43km of gritting route, commencing from 1<sup>st</sup> November 2017.

Resolved: That the Executive agree to:-

- (i) Approve the reinstatement of the 43 km of treated network, to commence on the 1<sup>st</sup> February 2017.
- (ii) To approve the use of contingency of £33k to fund the estimated additional cost of reinstating the 9<sup>th</sup> gritting route from the 1<sup>st</sup> February for the current financial year .
- (iii) To note that future years' reinstatement will be subject to approval of the 2017/18 budget by Full Council. <sup>1</sup>.

Reason: The primary gritting routes in York are selected from the advice given in the “Well Maintained Highways, Code of Practice for Highway Maintenance”. This incorporates three tiers of areas to be considered for inclusion in Primary Routes

The levels are typically as follows:-

Level 1 – Typically footstreets and important routes from public buildings and major shopping areas eg city centre and routes to the railway station.

Level 2 – Principal roads and other main important distributor roads, including roads carrying frequent bus services of at least one bus every 20 minutes (extended to 30 minutes) in one direction.

Level 3 – All other roads.

The selection of roads and area for treatment on Primary Routes are those normally of categories 1 and 2 including but not exclusively restricted by considerations of the following:-

- Wider transport priorities not included above.
- Safe and reliable access to emergency facilities including Fire and Rescue, Police, Ambulance Services and Hospitals.
- Other public service access needs and critical infrastructure where the maintenance of access may be critical.
- Public transport routes and access to stations, bus garages and depots.
- Safe and reliable access to main industrial and business centres of key importance.
- Consideration for special need for the disabled or older people ie adjacent to homes and sheltered housing.
- Known problems, including significant gradients, exposed areas and other topological factors.

Again the selection of routes is restricted by resources not budgetary constraints and will be limited by what is “reasonably practicable” at any time. This means that the routes highlighted hereafter are those selected as Primary Routes and have met the required criteria and are of the highest priority in the City.

#### Action Required

1. Reinstate streets listed in Annex 1 to treatment network from 1 February 2017.

BM

**104. Proposed Long Term Leases - West Bank Park, Glen Gardens, Scarcroft Green and Clarence Gardens**

Members considered a report regarding the granting of long term leases to the following clubs/associations using the bowling / croquet facilities at West Bank Park; Glen Gardens Bowling Green; Clarence Gardens and Scarcroft Green.

Officers confirmed that the clubs had been heavily involved in the process over the last three years and that leasing the sites would enable the clubs to apply for external investment from both local and national funders.

The Executive Member confirmed his support for the leasing of these valuable community assets to provide security for the clubs who aided social inclusion.

Resolved: That the Executive agree to:-

- (i) The letting of West Bank Park Bowling Green, Glen Gardens Bowling Green and Clarence Gardens Bowling Green to the respective Bowling Clubs/Bowls Association, for a Term of 25 years, at a peppercorn rent, in accordance with the lease terms as set out in the Council's Asset Transfer Policy.
- (ii) The letting of Scarcroft Green Bowling Green and Croquet Lawns to Scarcroft Green Association for a Term of 99 years at a peppercorn rent in accordance with the lease terms set out in the Council's Asset Transfer Policy.<sup>1</sup>

- Reason:
- (i) To transfer maintenance and repair responsibilities to the club.
  - (ii) To transfer maintenance and repair responsibilities for the respective facilities to the respective clubs/associations.

Action Required

1. Advertise the proposed disposal and consider any objections received prior to drawing up leases for the clubs on the terms stated.

TB

## 105. Report on Work of the Financial Inclusion Steering Group 2015/16 and 2016/17 Update

Consideration was given to the report of the Financial Inclusion Steering Group which included work in 2015/16 and 2016/17 to date. The report informed Members of the progress made in delivering financial inclusion activity across the city, including the Council's Tax Support Scheme, delivery of the York Financial Assistance Scheme and an update on Discretionary Housing Payments.

The Executive Member welcomed the opportunity to support the Groups financial inclusion work and their promotional activity.

Resolved: That the Executive agree to:-

- (i) Note the work of the Financial Inclusion Steering Group in 2015/16 and 2016/17 to date.
- (ii) Approve further promotional activity, working with partners, on the wide range of support and advice through the activity of the Financial Inclusion Steering Group.<sup>1</sup>

- Reason:
- (i) To ensure Members are aware of Financial Inclusion activity and how related financial support is administered through Council Tax Support and York Financial Assistance Schemes to inform planning for future financial pressures relating to these schemes and to ensure that support continues to be effectively provided.
  - (ii) To ensure residents and groups are aware of financial inclusion activity and to contribute to achieving the outcomes outlined in paragraph 5 of the report.

### Action Required

1. Continue with further promotional activity to tackle financial inclusion.

JM

## **106. Lord Mayoralty 2017-18**

Consideration was given to a report which looked at which of the political groups should be invited to appoint the Lord Mayor for the 2017-18 municipal year. The report considered the existing system for nomination of the Lord Mayor, based on the accumulation of points determined by the number of seats held by each particular Group on the Council.

Details of the number of points accumulated by each party were set out at paragraph 5 of the report, which showed that the Labour Group, with 33 points, qualified for the Lord Mayoralty in 2017-18.

Resolved: That the Executive agree to invite the Labour Group to nominate the Lord Mayor for 2017/2018, in line with the existing accumulated points system. <sup>1</sup>.

Reason: To ensure that the Council secures the necessary leadership to undertake its civic functions and provides continuity for future selection.

### Action Required

1. Note that the Labour Group will appoint the next Lord Mayor.

AP

## **107. Developing the Council's Strategic Relationship with Academies and Multi-Academy Trusts**

Members considered a report which outlined the implications of the accelerating pace of academisation in York, which required the local authority to review and develop its strategic working relationship with schools and other partners. It was noted that it was important for the Local Authority to retain an objective relationship with all schools and multi-academy trusts which would require the Council to cease its involvement with the South Bank Academy Trust Board.

Consideration was also given to the Academy Toolkit, at Annex 1 of the report, which provided schools with information on the Local Authority's role in the conversion process. It was noted that owing to the complexity of some school sites that there had been delays in agreeing land leases, therefore in order to avoid future delays, delegations were suggested to Officers in cases

where there were no proposals to change the designation of land.

Officers highlighted work on academising Canon Lee School which it had hoped to complete with the school sponsor the Hope Learning Trust by 1 January 2017. However, following a review of land and property to be included in the 125 year land lease a preference had been expressed to include the Clifton Without site in the lease, as this was part of the main route for pupils walking to Canon Lee School.

Consideration was then given to the following options:

Option 1: The Executive approve the disposal of the site as a capital asset and an application is made to the Secretary of State to dispose of the site under Schedule 1 of the Academies Act 2010.

Option 2: The Executive approve the lease of part of the site to the Hope Learning Trust as part of the academisation of Canon Lee and that an application is made to the Secretary of State to dispose of the remainder of the site. If this is approved Canon Lee School and the Hope Learning Trust will receive a proportion of the proceeds from the disposal of the remainder of the site for reinvestment into the Canon Lee site. If this option is agreed then it is recommended that the agreement of the detail of this arrangement be delegated to the Corporate Director for Children, Education and Communities in consultation with the Executive Member for Education, Children and Young People and the Section 151 Officer.

Option 3: The Executive agree that the Clifton Without site should be included in the 125 year lease to the Hope Learning Trust.

Following further discussion it was

Resolved: That the Executive agree to:-

- (i) Support the development of a new strategic working relationship with all academies and multi-academy trusts and end the current council membership on the Southbank multi-academy trust board.
- (ii) Approve the lease of part of the site to the Hope

Learning Trust as part of the academisation of Canon Lee and that an application is made to the Secretary of State to dispose of the remainder of the site. If this is approved Canon Lee School and the Hope Learning Trust will receive a proportion of the proceeds from the disposal of the remainder of the site for reinvestment into the Canon Lee site.

- (iii) The detail of the above arrangement being delegated to the Corporate Director for Children, Education and Communities in consultation with the Executive Member for Education, Children and Young People and the Section 151 Officer.<sup>1.</sup>
  
- (iv) Give delegated powers to the Corporate Director, Children, Education and Communities and the Assistant Director Legal and Governance in consultation with the Executive Member for Education, Children and Young People, to negotiate and conclude the Commercial Transfer Agreements and Land Leases in future academy conversions where there are no proposals to change the designation of land currently used for educational purposes. In circumstances where the council intends to apply for a change of use for land formerly used for educational purposes the decision to apply for disposal will be taken by members of the council's Executive.<sup>2.</sup>
  
- (v) Delegate the Private Finance Initiative (PFI) academy conversion process to Officers, in consultation with the Executive Member for Education, Children and Young People, and indemnify the Chief Officer who signs the principal agreement on behalf of the Local Authority.<sup>3.</sup>

Reason: (i) To allow the Local Authority to have an objective working relationship with all schools and ensure that it can effectively champion the needs of all children, young people and communities.

- (ii) To allow the conversion of Canon Lee School to be completed as required by the Education and Adoption Act 2016.
- (iii) To allow the conversion of Canon Lee School to be completed as required by the Education and Adoption Act 2016.
- (iv) The Local Authority has a statutory duty to facilitate academisation under the terms of the Academies Act 2010 and the Education and Adoption Act 2016.
- (v) To allow the academy conversion process for PFI schools to be completed.

Action Required

- |   |        |
|---|--------|
| 1. Proceed with lease of part of the site and the sale of the remainder on the terms stated with the detailed arrangements delegated as proposed. | MS     |
| 2. Note delegation of powers in relation to future academy conversions.   | MS, AD |
| 3. Note delegation of PFI academy conversions to Officers.  | MS     |

Cllr D Carr, Chair

[The meeting started at 5.30 pm and finished at 8.20 pm].