

**AGENDA ITEM NO:**

**(CA.1 to CA.8)  
Decisions taken under Cabinet  
authority to take effect on 27 June 2011)**

Decisions of the meeting of the CABINET held  
at 9.30am on Tuesday 14 June 2011 at the  
Civic Centre, Stone Cross, Northallerton

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**Present**

Councillor R Kirk (In the Chair)

Councillor N D Clack  
B Phillips

Councillor T Swales  
P R Wilkinson

**Also in Attendance**

Councillor K Billings  
Mrs C S Cookman, MBE  
Mrs B S Fortune  
A W Hall  
K G Hardisty

Councillor M J Prest  
M Rigby  
M S Robson  
Mrs M Skilbeck

(An apology for absence was received from Councillor N W Huxtable)

CA.1 **MINUTES**

**THE DECISION:**

That the decisions of the meeting held on 19 April 2011 (CA.118 – CA.126), previously circulated, be signed as a correct record.

CA.2 **USE OF LEISURE RELATED S106 FUNDS**

**Thirsk Wards**

**The subject of the decision:**

This report sought approval for an allocation of up to an additional £20,000 of Section 106 funding, that was already secured for public open space, sport and recreation in Thirsk, to progress the development of the Thirsk skate park known as “Thirsk8 Park project” in the event that a funding shortfall was realised by the end of 2011; and allocate funding, that was already secured, to Thirsk and Sowerby Leisure Centre to purchase a hoist to improve access of severally disabled users.

**Alternative options considered:**

None.

**The reason for the decision:**

There was a legal responsibility on the Council to ensure that the funding was used in a way consistent with the individual S106 Agreements.

**THE DECISION:**

That:-

- (1) an allocation of up to £20,000 Section 106 funding be allocated to Thirsk8 Park; and
- (2) an allocation of £7,000 Section 106 funding be allocated to Thirsk and Sowerby Leisure Centre.

CA.3

**USE OF PUBLIC OPEN SPACE, SPORT AND RECREATION RELATED S106 FUNDS**

All Wards

**The subject of the decision:**

This report sought approval of a more strategic and efficient process for allocating S106 funds by approving Public Open Space, Sport and Recreation Sub Area Action Plans.

**Alternative options considered:**

None.

**The reason for the decision:**

Approval of the Sub Area Action Plans would simplify the decision making process for allocating future S106 monies and allow certain thresholds to be adopted.

**THE DECISION:**

That the process for approving a more strategic and efficient process for allocating S106 funds by approving Public Open Space, Sport and Recreation Sub Area Action Plans and thresholds as set out in Annex 1 of the report be approved.

CA.4

**SURRENDER OF TOWN COUNCIL LEASE AT 49a MARKET PLACE, THIRSK**

Thirsk Wards

**The subject of the decision:**

This report sought consideration of a request to approve an early termination of the Thirsk Town Council lease for the District Council property of 49a Market Place, Thirsk, subject to one month's notice.

**Alternative options considered:**

None.

**The reason for the decision:**

Allowing the Town Council to surrender the lease would enable the District Council to sell the building with vacant possession and obviate selling with a sitting tenant.

**THE DECISION:**

That:-

- (1) Thirsk Town Council be allowed to surrender the lease for 49a Market Place, Thirsk, subject to a pro-rata payment of the lease fee for 2011/12 and one month's notice in writing; and
- (2) the loss of lease income be met from the Service Improvement Reserve.

CA.5

**COUNCIL PLAN 2011 TO 2015**

All Wards

**The subject of the decision:**

This report sought approval to a new Council Plan.

**Alternative options considered:**

Cabinet considered referring the Council Plan to Scrutiny.

**The reason for the decision:**

Cabinet considered that further work on the Council Plan was required by Officers and Cabinet Members before referring the document to Scrutiny.

**THE DECISION:**

That the new Council Plan be referred to a Scrutiny Committee to assist with the development of aims and priorities following further input from officers and Cabinet Members.

CA.6

**FORWARD PLAN**

All Wards

**The subject of the decision:**

This report sought approval of a Forward Plan of items for the period from July – October 2011. The plan would be updated as further items arose or other amendments became necessary.

**Alternative options considered:**

None.

**The reason for the decision:**

To comply with the Council's constitution.

**THE DECISION:**

That the Forward Plan for the period July – October 2011 be endorsed.

CA.7 **LOCAL GOVERNMENT ACT**

**THE DECISION:**

That under Section 100A(4) of the Local Government Act 1972, the press and public were excluded from the meeting during consideration of the item of business at minute no CA.8 on the grounds that it involved the likely disclosure of exempt information as defined in paragraph 1 of Part 1 of Schedule 12A of the Act as the Cabinet was satisfied that the public interest in maintaining the exemption outweighed the public interest in disclosing the information.

CA.8 **NNDR – APPLICATION FOR HARDSHIP RELIEF**

All Wards

**The subject of the decision:**

This report considered an application for Hardship Relief which could be granted under Section 49 of the Local Government Finance Act 1988. Guidelines for approval of rating relief were attached at Annex A of the report.

**Alternative options considered:**

None.

**The reason for the decision:**

To take account of the regulations under Section 49 of the Local Government Finance Act 1988.

**THE DECISION:**

That the request to assist the business for the 2011/2012 tax year be declined.

The meeting closed at 10.00am.

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Leader of the Council