

Minutes of the Cabinet

26 November 2024

-: Present :-

Councillor David Thomas (Chairman)

Councillors Billings, Bye, Jacqueline Thomas and Tyerman

(Also in attendance: Councillors Chris Lewis (virtual), Carter (virtual), Cowell, Foster, Johns (virtual), Law, Long, Maddison (virtual) and Spacagna (virtual))

51. Apologies

An apology for absence was received from Councillor Tranter. Councillor Chris Lewis was also gave an apology for absence from the physical meeting room, however Councillor Chris Lewis was present in the virtual meeting room from where he contributed to the meeting but was not part of the decision making process.

52. Minutes

The Minutes of the meeting of the Cabinet held on 15 October 2024 were confirmed as a correct record and signed by the Chairman.

53. Disclosure of Interests

No interests were declared.

54. Matters for Consideration

The Cabinet considered the following matters, full details of which (including the Cabinet's decisions and recommendations to Council) are set out in the Record of Decisions appended to these Minutes.

55. Revenue and Capital Budget 2025-2026 Launch for Consultation

56. Review of Council Tax Support Scheme for 2025/2026

57. Budget Monitoring 2024/25 - April to September 2024 Revenue and Capital Outturn Forecast

58. Paignton Picture House

Having given prior notice to the Leader of the Council, Councillor Billings left the meeting during consideration of this item.

59. **Strand Redevelopment - Land Assembly**
60. **Homelessness and Rough Sleeping Strategy**
61. **Gambling Act 2005 - Statement of Principles (Gambling Policy) 2025 - 2028**
62. **Review of Parliamentary Polling Districts, Polling Places and Polling Stations 2024**
63. **Response to Notice of Motion: Review of Torbay Sensory Services**
64. **Events Strategy - Report of the Overview and Scrutiny Board**
65. **Support for Young People - Report of the Children and Young People's Overview and Scrutiny Sub-Board**
66. **Notice of Motion - Torbay Airshow Working Party**
67. **Notice of Motion - Winter Fuel Payments**

Chairman

Record of Decisions

Revenue and Capital Budget 2025/2026

Decision Taker

Cabinet on 26 November 2024.

Decision

1. that the budget proposals for 2025/26 are launched for consultation running until midnight on 12 January 2025 and that the Overview and Scrutiny Board be asked to provide feedback as part of that consultation;
2. that the Chief Finance Officer be given authority to amend these budget proposals for any technical adjustments necessary between services and within the overall envelope of funding in agreement with the Leader of the Council;
3. that, should the Local Government Finance Settlement due to be announced in December 2024 materially affect the proposed budget proposals, the Director of Finance be requested to present an update report to the Overview and Scrutiny Board and Cabinet in January 2025; and
4. that the Chief Finance Officer report to the meeting of the Cabinet on 18 February 2025 on the implications for 2025/2026 as a result of these proposals currently being considered and the consultation results, in light of the final settlement which is expected by early February 2025.

Reason for the Decision

To enable the consultation process on the proposed Revenue Budget and Capital Plan for 2025/2026 to begin.

Implementation

This decision to publish the draft revenue budget and the savings proposals will come into force immediately, so as to commence the formal consultation process on the budget.

Information

The Cabinet has announced their provisional revenue and capital budget including proposals for service change, income generation and efficiencies for 2025/2026 (as available at [Agenda for Cabinet on Tuesday, 26 November 2024, 5.30 pm](#)) to enable the consultation process to start. The proposals for investment in services, efficiencies and income generation and development of the budget will support the Council in delivering its ambitions as set out in the Community and Corporate Plan.

The Cabinet wishes to hear the views of all Members of the Council, the Overview and Scrutiny Board and external stakeholders together with specific service users on their proposals before finally recommending a budget to the Council in February 2025. Councillor Tyerman proposed and Councillor David Thomas seconded a motion, as set out above, which was agreed unanimously by the Cabinet.

Alternative Options considered and rejected at the time of the decision

Alternative options were not considered.

Is this a Key Decision?

Yes

Does the call-in procedure apply?

No

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

29 November 2024

Signed: _____ Date: _____
Leader of Torbay Council on behalf of the Cabinet

Record of Decisions

Review of Council Tax Support Scheme 2025/26

Decision Taker

Cabinet on 26 November 2024.

Decision

That the Council be recommended to amend the Council Tax Support Scheme for 2025/26 as follows:

1. the self-employed minimum income floor calculation for households that are not receiving Universal Credit and have a disability, or caring responsibility is removed and is based on the actual income received;
2. discounting any compensation payments made by the Post Office in connection with the failings of the Horizon system;
3. discounting any additional settlement payments resulting from the ongoing Grenfell Tower related civil litigation;
4. discounting any payments for the Vaccine Damage Payment Scheme;
5. discounting payments for Victims of Terrorist Attacks Abroad; and
6. the income band with the highest level of discount is increased by the September 2024 Consumer Price Index rate, at 1.7%.

That subject to 1. to 6. above the Cabinet:

7. notes that the amendments in 1 to 6 above will affect all working age households in Torbay that will receive a Council Tax Reduction from 1 April 2025;

(Pension Age households will not be affected as they are part of the national scheme, set by the Government.)

8. notes that the Exceptional Hardship Fund will continue at £100,000;
9. that delegated authority be given to the Director of Finance, in consultation with the Cabinet Member for Housing and Finance, to make any further adjustments required to the Exceptional Hardship Policy and Fund and the Vulnerable policy; and
10. notes that when deciding claims for Council Tax Support and Housing Benefit, the Social Security Administration Act 1992 section 134(8)(b) and 139(6)(b) provides Local Authorities with the discretion to increase the amount of war pension it disregards. Local Authorities can introduce a local scheme to fully disregard War Widow's/Widower's Pension or War Disablement Pension remaining after the mandatory disregards have been applied.

Torbay has fully disregarded this type of income and military compensation payments for

many years and for that reason would like to remind Members of this arrangement when considering the renewal of the 2025/26 Council Tax Support scheme.

It also provides clarity that Members will continue to support this arrangement, should it be required for the annual Housing Benefit audit certification process.

Reason for the Decision

The Local Government Finance Act 2012 requires that the Council Tax Support scheme is reviewed annually and where a Council proposes changes to its scheme it must consult on the changes. The Council must approve the scheme for the financial year 2025/26, before 11 March 2025.

Implementation

The decisions in respect of 1 to 6 above will be considered at the Council meeting on 5 December 2024. The decision in respect of 9 above will come into force and may be implemented on 9 December 2024 unless the call-in procedure is triggered (as set out in the Standing Orders in relation to Overview and Scrutiny).

Information

Council Tax Support is a discount that reduces the amount of Council Tax to pay for households that have a low income. The Local Government Finance Act 2012 requires that the Council Tax Support scheme is reviewed annually and where a Council proposes changes to its scheme it must consult on the changes.

The Council must approve the scheme for the financial year 2025/26, before 11 March 2025.

At the meeting Councillor Tyerman proposed and Councillor David Thomas seconded a motion that agreed unanimously by the Cabinet, as set out above.

Alternative Options considered and rejected at the time of the decision

An alternative option would have been to leave the current scheme unchanged which would have resulted in a lower level of discount.

Is this a Key Decision?

No

Does the call-in procedure apply?

Yes

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

29 November 2024

Signed: _____ Date: _____
Leader of Torbay Council on behalf of the Cabinet

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Record of Decisions

Budget Monitoring 2024/25 - April to September 2024 Revenue and Capital Outturn Forecast

Decision Taker

Cabinet on 26 November 2024.

Decision

That the Cabinet notes the forecasted revenue outturn position and amendments made to the published 2024/25 Capital Investment Plan; and recommends to Council:

1. that Council approves the revisions to the Capital Investment Plan, as set out in Appendix 1 to the submitted report;
2. that Council delegates authority to approve capital budget increases which are in respect of the drawdown of specific grant to the Director of Finance (S151 Officer) in consultation with the Cabinet Member for Housing and Finance; and

(This delegation applies to using grant funding where there is no direct financial impact or future liability to the Council.)

3. that the Monitoring Officer be requested to update the Officer Scheme of Delegation to reflect the delegation in 2 above.

Reason for the Decision

To ensure the Council operates in a prudent manner and works to maintain a balanced budget.

Implementation

The Cabinet's recommendations will be considered at the Council meeting on 5 December 2024.

Information

The Budget Monitoring 2024/25 report set out a high-level budget summary of the Council's revenue and capital position for the financial year 2024/25, reviewing budgets and considering year-end forecasts. These forecasts were based upon the levels of spend and financial information at the end of quarter two (up to 30 September 2024).

At the meeting, Councillor Tyerman proposed and Councillor Bye seconded a motion that was agreed unanimously by the Cabinet, as set out above.

Alternative Options considered and rejected at the time of the decision

There were no alternative options considered.

Is this a Key Decision?

No

Does the call-in procedure apply?

No

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

29 November 2024

Signed: _____ Date: _____
Leader of Torbay Council on behalf of the Cabinet

Record of Decisions

Paignton Picture House

Decision Taker

Cabinet on 26 November 2024.

Decision

1. That, subject to Council approval of recommendation 2. below, Cabinet approves:
 - (i) the Council enters into the tripartite agreement with the Arts Council England and the Paignton Picture House Trust, in accordance with the draft agreement as set out at Appendix 2 and subject to (vi) below;
 - (ii) the Council acts as the accountable body for the Delivery Partnership;
 - (iii) the Council indemnifies the Paignton Picture House Trust that the project will be delivered with reasonable skill and care and provides a clear and agreed mechanism for the Paignton Picture House Trust to have oversight of any decision the Council makes in executing the project including the right to dispute decisions through a defined escalation process of adjudication and arbitration;
 - (iv) the Council requires a charge to be made on the freehold title of the Paignton Picture House under the same terms as that required by the Art Council England but for a period of 20 years;
 - (v) the formalisation of the Delivery Partnership by the creation of a Project Delivery Board with Terms of Reference negotiated with the Paignton Picture House Trust and the Arts Council England that reflects the delivery requirements of (i, ii, iii); and

The Project Governance Structure under the Project Delivery Board to include:

- a) Ensure the Council has oversight of all expenditure associated with the project where the Council's underwriting risk is exposed.
 - b) That the Council has the ultimate authority to approve, review and reject payments to all contractors, suppliers and the Trust, necessary to deliver the project.
 - (vi) that the actions necessary to facilitate the agreements in (i, ii, iii, iv, v) through negotiation with the Paignton Picture House Trust and the Arts Council, and the wider supply chain, are delegated to the Director of Regeneration, in consultation with the Cabinet Member for Place Development and Economic Growth, the Director of Finance and the Monitoring Officer, and signed/in consultation with the Council's Statutory Officers as the nature of each agreement or action requires by the Council's Constitution.
2. That Cabinet recommend to Council the following:
 - (i) that an additional £900,000 be allocated from the Future High Street Fund to delivery of the Paignton Picture House project and

- (ii) that the Council underwrites the delivery of the project up to a maximum of £1.6m, to be funded from unsupported borrowing, if required. The Council will limit the financial liability through robust cost oversight of the project and seek to secure any other applicable funding sources.

Reason for the Decision

The proposals ensured that the project was developed in order to contribute towards meeting the objectives of the Paignton Town Centre Masterplan.

Implementation

The decision in respect of 2 above will be considered at the Council meeting on 5 December 2024. The decision in respect of 1 above will come into force and may be implemented on 9 December 2024 unless the call-in procedure is triggered (as set out in the Standing Orders in relation to Overview and Scrutiny).

Information

The freehold of the building was acquired by the Paignton Picture House Trust in 2015 with the intent to regenerate the site and put it back into operation as a film and arts centre.

The surrounding area has seen falling property values in immediate and adjacent areas that have been recorded since 2008 and change was required to reuse the buildings to provide catalytic regeneration to the centre part of Paignton along with Station Square and Crossways redevelopment.

To deliver the full restoration of the Paignton Picture House as part of the regeneration of Paignton Town Centre, a tripartite partnership between Torbay Council, the Arts Council England and the Paignton Picture House Trust was required.

At the meeting Councillor David Thomas proposed and Councillor Jackie Thomas seconded a motion that was agreed unanimously by the Cabinet, as set out above.

Alternative Options considered and rejected at the time of the decision

- To do nothing; this option was discounted due to the risk that the grant funding already secured was time limited and without it the building would remain unrestored and continue to be listed on Historic England's, Heritage at Risk Register.
- For the Council to grant fund only, this option was discounted as the Arts Council England required evidence that the whole scheme was funded including the currently pledged but unsecured funding contributions.
- To underwrite the costs of the scheme and for the Council to take the Capital Cost Risk, this was the preferred option and was considered the best option that would give security to all funders that the scheme would be delivered as required by the Listing Building Consent. This option would also ensure that £5m of external grant funding was secured for the Project and the regeneration of Paignton Town Centre.

Is this a Key Decision?

No

Does the call-in procedure apply?

Yes

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

29 November 2024

Signed: _____ Date: _____
Leader of Torbay Council on behalf of the Cabinet

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Record of Decisions

Strand Redevelopment - Land Assembly

Decision Taker

Cabinet on 26 November 2024.

Decision

1. That Cabinet recommend to Council the following:
 - (i) that delegated authority be given to the Director of Regeneration to continue negotiations with the owners of the various properties previously noted fronting The Strand and The Terrace, Torquay and their tenants as edged red in Appendix 1 to the submitted report, and any other land, interests or rights subsequently required in consultation with the Cabinet Member for Place Development and Economic Growth and Section 151 Officer on any Heads of Terms to enable the redevelopment and regeneration of The Strand and The Terrace;
 - (ii) that, having taken into account the options to acquire the various properties fronting The Strand and The Terrace, Torquay, the making of the Compulsory Purchase Order (CPO) for the site be approved in principle under section 226(1)(a) of the Town and Country Planning Act 1990 and section 13 of the Local Government (Miscellaneous Provisions) Act 1976 , as outlined below, for land (as shown edged in red at Appendix 1 to the submitted report) and any other land, interests or rights subsequently required to deliver the redevelopment. The Director of Regeneration, in consultation with the Cabinet Member for Place Development and Economic Growth, be given delegated authority to give effect to this decision, including:
 - (a) the taking of all necessary steps required to secure the making of the CPO and for the subsequent confirmation and implementation of the CPO including the publication and service of all notices, statement of reasons and presentation of the Council's case at public inquiry, if necessary, to secure confirmation of the Compulsory Purchase Order by the Secretary of State;
 - (b) to carry out any surveys on the Order Land and enter as may be required in order to deliver the proposed development by Compulsory Purchase Order(s) which the Council is authorised to carry out either by consent of the relevant landowner or under section 172 to 179 of the Housing and Planning Act 2016;
 - (c) to enter into agreement(s) with any person or body to secure the withdrawal of objections to the Compulsory Purchase Order(s) and/or to negotiate and agree terms for the acquisition by agreement of any land, interests or rights as may be required for the scheme; and
 - (d) to pay all necessary compensation either as agreed or as determined by the Lands Chamber of the Upper Tribunal in relation to the acquisition of land and other interests or for the overriding or acquisition of rights; and
 - (iii) that Council delegate to the Chief Finance Officer, in consultation with the Cabinet Member for Housing and Finance, the approval of the expenditure of monies (including by prudential borrowing if necessary) required to cover the acquisition of the

land at various properties fronting The Strand and The Terrace identified red on the plan attached at Appendix 1 to the submitted report, and any land, interests or rights as may be required for the scheme, either by agreement or by CPO, on the basis that there continues to be a clear business case for the redevelopment of the area, which demonstrates how the monies are to be used, and how any prudential borrowing (if necessary) is to be repaid.

Reason for the Decision

Change was required to repurpose the land and buildings to provide catalytic regeneration to the Harbour area of Torquay Town Centre. Whilst every effort would be made to conclude the acquisition of the various properties by negotiation, the success of the negotiation process was not guaranteed and therefore a backstop position of a Compulsory Purchase Order (CPO) was needed to ensure that the properties could be acquired.

Implementation

The Cabinet's recommendation will be considered at the Council meeting on 5 December 2024.

Information

As a part of delivering against the Torquay Town Centre Masterplan a Business Case for the redevelopment of Debenhams (12-14 The Strand) was recommended at Cabinet in May 2022 to be progressed to a Planning Application/Consent. The current feasibility proposals required the acquisition of various properties fronting The Strand in addition to 10a,10, 12-14 The Strand (which was acquired in 2020). Negotiation with the owners of these various properties for their purchase were ongoing and at varying stages of progress. Every effort would be made to conclude the acquisition of the various properties by negotiation, but the success of the negotiation process is not guaranteed and therefore a backstop position of a Compulsory Purchase Order (CPO) was needed to ensure that the properties could be acquired.

At the meeting Councillor David Thomas proposed and Councillor Bye seconded a motion that was agreed unanimously by the Cabinet, as set out above.

Alternative Options considered and rejected at the time of the decision

The option to acquire the identified land necessary for the redevelopment by negotiation was being pursued. However not pursuing acquisition via CPO if necessary, could result in non-viability and hence non-delivery of the preferred scheme.

Is this a Key Decision?

No

Does the call-in procedure apply?

No

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

29 November 2024

Signed: _____ Date: _____
Leader of Torbay Council on behalf of the Cabinet

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Record of Decisions

Homelessness and Rough Sleeping Strategy

Decision Taker

Cabinet on 26 November 2024.

Decision

That the Cabinet recommends to Council:

That following the results of the consultation, the Torbay Homelessness and Rough Strategy 2024-2030, as set out in Appendix 1 to the submitted report, be approved.

Reason for the Decision

The Strategy was a legal requirement for the Council to publish a strategy informed by a homeless review of its area, at least every 5 years. Furthermore, the Strategy would better inform our communities, stakeholders and Members about what the Council and its partners were doing about local homelessness priorities and issues.

Implementation

The Cabinet's recommendation will be considered at the Council meeting on 5 December 2024.

Information

The Homelessness and Rough Sleeping Strategy was the over-arching strategy that focused on the activities to address homeless in Torbay. It provided the context for other plans, policies and strategies, such as the Housing Strategy and the Domestic Abuse and Sexual Violence Strategy.

The current Strategy was produced before the pandemic, there had since been significant changes within the landscape of housing and homelessness. As such the document reflects the current needs within Torbay and the housing market.

An evidence review was undertaken to support the development of the Strategy resulting in the Strategy being more focused and succinct.

At the meeting Councillor David Thomas proposed and Councillor Tyerman seconded a motion that was unanimously agreed by the Cabinet, as set out above.

Alternative Options considered and rejected at the time of the decision

As a result of consultation with the public, partners and stakeholders the Council had taken on a number of comments and suggestions, amending the Strategy accordingly.

Is this a Key Decision?

Yes

Does the call-in procedure apply?

No

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

29 November 2024

Signed: _____ Date: _____
Leader of Torbay Council on behalf of the Cabinet

Record of Decisions

Statement of Principles (Gambling Policy) 2025-2028

Decision Taker

Cabinet on 26 November 2024.

Decision

That Cabinet recommends to Council:

That the Gambling Statement of Principles 2025 to 2028, as set out in Appendix 2 to the submitted report be adopted with effect from 31 January 2025.

Reason for the Decision

It is a statutory requirement, as prescribed under Section 349 of the Gambling Act 2005, for the Licensing Authority to publish a Statement of Gambling Principles and to review and re-publish the same, every three years.

Implementation

The Cabinet's recommendation will be considered at the Council meeting on 5 December 2024.

Information

Torbay Council has a statutory responsibility under Section 349 of the Gambling Act 2005 (the Act) to review, consult and to re-publish its Licensing Statement of Principles (Gambling Policy) before each successive three-year period. The published document provides the framework for all decisions on applications relating to the Gambling Act 2005 and the way the Council carries out its functions in relation to the legislation.

At the meeting Councillor David Thomas proposed and Councillor Jackie Thomas seconded a motion that was agreed unanimously by the Cabinet, as set out above.

Alternative Options considered and rejected at the time of the decision

There were no other options considered, as the review of the Statement of Principles was a statutory requirement under the Gambling Act 2005 and the Gambling Act 2005 (Licensing Authority Policy Statement) (England and Wales) Regulations 2006 (SI 2006/636).

Is this a Key Decision?

Yes

Does the call-in procedure apply?

No

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

29 November 2024

Signed: _____ Date: _____
Leader of Torbay Council on behalf of the Cabinet

Record of Decisions

Review of Parliamentary Polling Districts, Polling Places and Polling Stations 2024

Decision Taker

Cabinet on 26 November 2024.

Decision

That Cabinet recommends to Council:

1. that the revised polling district and polling station scheme, as set out at Appendix 1 to the submitted report, be approved; and
2. that delegation be given to the Returning Officer to make any amendments to the scheme which may be required to facilitate the running of elections.

Reason for the Decision

Under the Representation of the People Act 1983, the Council has a duty to conduct a review of its Parliamentary polling districts, polling places and polling stations at least once every five years.

Implementation

The Cabinet's recommendation will be considered at the Council meeting on 5 December 2024.

Information

Under the Representation of the People Act 1983, Torbay Council ("the Council") has a duty to divide its area into polling districts and to designate a polling place for each district. The Electoral Administration Act 2006, as amended, introduced a duty on all local authorities in Great Britain to review their polling districts and polling places at least once every five years. The Council's compulsory review must be undertaken within a 16-month window between 1 October 2023 and 31 January 2025. Whilst there were minimal changes to the existing scheme, changes had been made to existing polling stations as a result of consultation feedback, where they were no longer available, or a more suitable location had been identified.

At the meeting Councillor Jackie Thomas proposed and Councillor Tyerman seconded a motion that was agreed unanimously by the Cabinet, as set out above.

Alternative Options considered and rejected at the time of the decision

The options considered were:

- Consider the Returning Officer's recommendations for polling districts, polling places and polling stations – the preferred option.
- Identify alternative polling places and polling stations – this option was not recommended as alternative venues need to be fully assessed for accessibility and suitability.

Is this a Key Decision?

No

Does the call-in procedure apply?

No

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

29 November 2024

Signed: _____ Date: _____
Leader of Torbay Council on behalf of the Cabinet

Record of Decisions

Response to Notice of Motion: Review of Torbay Sensory Services

Decision Taker

Cabinet on 26 November 2024.

Decision

That the Cabinet give thanks to the Sensory Team for their work in Torbay and note the submitted report.

Reason for the Decision

To respond to the Notice of Motion submitted to the Cabinet on 13th February 2024, regarding Vision Rehabilitation Services.

Implementation

This decision will come into force and may be implemented on 9 December 2024 unless the call-in procedure is triggered (as set out in the Standing Orders in relation to Overview and Scrutiny).

Information

At its meeting on 13 February 2024, the Cabinet considered a Notice of Motion regarding Vision Rehabilitation Services. Consequently, the Director of Adult and Community Services was requested to ask the Torbay and South Devon NHS Foundation Trust to undertake an evidence-based review of social care rehabilitation, including undertaking engagement with people with visual impairments, together with input from the Directors of Public Health and Children's Services. The review had subsequently been completed for consideration by the Cabinet.

At the meeting Councillor Bye proposed and Councillor David Thomas seconded a motion that was agreed unanimously by the Cabinet, as set out above.

Alternative Options considered and rejected at the time of the decision

There were no alternative options considered.

Is this a Key Decision?

No

Does the call-in procedure apply?

Yes

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

29 November 2024

Signed: _____ Date: _____
Leader of Torbay Council on behalf of the Cabinet

Record of Decisions

Events Strategy - Report of the Overview and Scrutiny Board

Decision Taker

Cabinet on 26 November 2024.

Decision

That the Cabinet's response to the Events Strategy – Report of the Overview and Scrutiny be approved as published.

Reason for the Decision

The Cabinet was required to respond to the findings of the Overview and Scrutiny Board.

Implementation

This decision will come into force and may be implemented on 9 December 2024 unless the call-in procedure is triggered (as set out in the Standing Orders in relation to Overview and Scrutiny).

Information

The Cabinet received the report of the Overview and Scrutiny Board on the Events Strategy. In accordance with section D7 of Standing Orders in relation to Overview and Scrutiny as set out in the Constitution, the Cabinet was required to respond to the recommendations of the Overview and Scrutiny Board within two months. Subsequently the Cabinet prepared a response to the recommendations of the Overview and Scrutiny Board which was proposed by Councillor Jackie Thomas and seconded by Councillor Bye and agreed unanimously by the Cabinet, as set out above.

Alternative Options considered and rejected at the time of the decision

None

Is this a Key Decision?

No

Does the call-in procedure apply?

Yes

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

29 November 2024

Signed: _____ Date: _____
Leader of Torbay Council on behalf of the Cabinet

Record of Decisions

Support for Young People - Report of the Children and Young People's Overview and Scrutiny Sub-Board

Decision Taker

Cabinet on 26 November 2024.

Decision

That the Cabinet's response to the Support for Young People – Report of the Overview and Scrutiny be approved as published.

Reason for the Decision

The Cabinet was required to respond to the findings of the Overview and Scrutiny Board.

Implementation

This decision will come into force and may be implemented on 9 December 2024 unless the call-in procedure is triggered (as set out in the Standing Orders in relation to Overview and Scrutiny).

Information

The Cabinet received the report of the Overview and Scrutiny Board on support for young people. In accordance with section D7 of Standing Orders in relation to Overview and Scrutiny as set out in the Constitution, the Cabinet was required to respond to the recommendations of the Overview and Scrutiny Board within two months. Subsequently the Cabinet prepared a response to the recommendations of the Overview and Scrutiny Board which was proposed by Councillor Bye and seconded by Councillor David Thomas and agreed unanimously by the Cabinet, as set out above.

Alternative Options considered and rejected at the time of the decision

None

Is this a Key Decision?

No

Does the call-in procedure apply?

Yes

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

29 November 2024

Signed: _____ Date: _____
Leader of Torbay Council on behalf of the Cabinet

Record of Decisions

Notice of Motion - Torbay Airshow Working Party

Decision Taker

Cabinet on 26 November 2024.

Decision

That the Notice of Motion in respect of Torbay Airshow Working Party be rejected.

Reason for the Decision

To respond to the Motion in respect of the establishment of a working party for the airshow.

Implementation

This decision will come into force and may be implemented on 9 December 2024 unless the call-in procedure is triggered (as set out in Standing Orders in relation to Overview and Scrutiny).

Information

The Cabinet considered a motion in relation to the establishment of Torbay Airshow Working Party, notice of which was given in accordance with Standing Order A14.

The Cabinet provided the following response:

Members will recall that at the Cabinet meeting on 20 August 2024, Cabinet approved the formation of a number of working parties after careful consideration of the Council's priorities and resources. The Airshow Working Party was one that was not appointed. The Cabinet was very mindful that the Council successfully organises a number of major Council events such as Remembrance Sunday and the Bay of Lights without the need for a Member working party. The Torbay Airshow has taken place for a significant number of years with lessons learnt along the way, it is recognised that the Torbay Airshow is a major event for the Events Team and a Member Working Party is a diversion of officer resources away from the actual event itself, furthermore, in the latter years it is hard to identify where the former Airshow Working Party provided added value to warrant its continued appointment.

Our Events Team are experienced officers at delivering major events and will ensure when necessary that all Members are briefed and updated at crucial points in the planning process for the Torbay Airshow and all other major Council events. The Events Team spends time meeting with its key partner English Riviera Business Improvement District (ERBID) Company to discuss Airshow Marketing each month to ensure a robust programme of national and local promotions, and another monthly meeting as of January with other community and key event partners to discuss the mechanics of the airshow, and how these groups can deliver it. The airshow came in under budget last year, and unless this is likely to be different next year, which is not forecast at present, it is unlikely that there is need for additional Member scrutiny.

Should Members have any ideas or suggestions to enhance any Council event they were encouraged to email the Cabinet Member for Tourism, Events & Culture and Corporate Services or the Divisional Director for Culture and Events.

In light of the above, Councillor Jackie Thomas proposed and Councillor Bye seconded a motion that was agreed unanimously, as set out above.

Alternative Options considered and rejected at the time of the decision

None

Is this a Key Decision?

No

Does the call-in procedure apply?

Yes

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

29 November 2024

Signed: _____ Date: _____
Leader of Torbay Council on behalf of the Cabinet

Record of Decisions

Notice of Motion - Winter Fuel Payments

Decision Taker

Cabinet on 26 November 2024.

Decision

That the Notice of Motion in respect of Winter Fuel Payments be rejected.

Reason for the Decision

To respond to the Motion in respect of Winter Fuel Payments.

Implementation

This decision will come into force and may be implemented on 9 December 2024 unless the call-in procedure is triggered (as set out in Standing Orders in relation to Overview and Scrutiny).

Information

The Cabinet considered a motion in relation to winter fuel payments, notice of which was given in accordance with Standing Order A14.

The Cabinet provided the following response:

The Cabinet was shocked that the Labour Government withdrew the universal winter fuel payment and set the eligibility criteria as pension credit. It is shocking that a number of pensioners have lost that support at a time when bills are going up. As a Council we are already taking a significant step to plug the gap to ensure payments go to all those in receipt of pension credit. The Council is also awarding payment to those who are in receipt of Council Tax Support without them having to claim pension credit. The Cabinet realise that they may not be reaching all that may be entitled to receive pension credit but have not claimed, however the Council is trying to reach out through communications and social media, working with voluntary sector and at our Hub in Paignton and provide assistance with submitting claims. The Council has also publicised the need to claim pension credit on its website and the Lead Cabinet Member has asked for the content to be reviewed and strengthened where possible. Furthermore, the Council will be writing to pensioners who receive Council Tax Support to encourage those entitled to claim Pension Credit.

The Cabinet was concerned that the motion was asking Officers to undertake activities that that they were already undertaking as part of their operational duties. The Cabinet don't believe that a motion has to be submitted to them in order for Officers to take action on operational matters. The Cabinet thanked the promoter and supporter for bringing forward the motion and welcomes suggestions on how the Council can do things in a different way, but requested these suggestions to be brought to them as individual Cabinet Members rather than formal motions directing Officers to do their job. Therefore, the Cabinet does not accept the motion but confirms that the Cabinet will continue to work with the Director of Adult and Community Services, Officers and voluntary sector partners to encourage and assist residents to claim all benefits they may be entitled to.

In light of the above, Councillor Tyerman proposed and Councillor David Thomas seconded a motion that was agreed unanimously, as set out above.

Alternative Options considered and rejected at the time of the decision

None

Is this a Key Decision?

No

Does the call-in procedure apply?

Yes

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

29 November 2024

Signed: _____ Date: _____
Leader of Torbay Council on behalf of the Cabinet