

Minutes of the Cabinet

14 May 2024

-: Present :-

Councillor David Thomas (Chairman)

Councillors Billings, Bye, Chris Lewis, Jacqueline Thomas, Tranter and Tyerman

(Also in attendance: Councillors Harvey, Barbara Lewis, Long, Maddison, Stevens, Tolchard and Twelves)

1. Minutes

The Minutes of the meeting of the Cabinet held on 25 April 2024 were confirmed as a correct record and signed by the Chairman.

2. Matters for Consideration

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

3. Public Question

In accordance with Standing Order A24, the Cabinet heard from Ms Colette O'Brien who had submitted a question in relation to the involvement of Brixham Councillors in meetings regarding the Brixham Breakwater Development. The Cabinet Member for Place Development and Economic Growth, responded to the question that had been put forward and responded to the supplementary question asked by Ms O'Brien.

4. Nomination to list Breakwater Car Park, Berry Head Road, Brixham TQ5 9AF as an Asset of Community Value

5. Next Steps Properties at Ryan Place

6. Report of the Adult Social Care and Health Overview and Scrutiny Sub-Board - Dementia Support in Torbay Spotlight Review

Chairman/woman

Record of Decisions

Nomination to list Breakwater Car Park, Berry Head Road, Brixham TQ5 9AF as an Asset of Community Value

Decision Taker

Cabinet on 14 May 2024.

Decision

That Breakwater car park be designated as an Asset of Community Value.

Reason for the Decision

If a community group nominates land or buildings that meet the definition of an Asset of Community Value, and a valid nomination is made, then the local authority must include the asset on its list of Assets of Community Value.

Implementation

The decision in respect of the nomination to list Breakwater Car Park, Berry Head Road, Brixham as an Asset of Community Value will come into force immediately as the decision maker has decided that any delay likely to be caused by the call-in process would prejudice the public's and the Council's interest. The Overview and Scrutiny Co-ordinator was consulted on 26 April 2024.

Information

The Council has received a nomination to list Breakwater Car Park as an Asset of Community Value. The Asset of Community Value regime provides communities a right to identify a building or other land that they deem to be of importance to their community's social wellbeing.

To be listed, the land must be nominated by an organisation with a local connection. This application has been made by an unincorporated group of 21 Torbay residents known as the 'Breakwater Beach Community Group' and must be determined by the Cabinet in accordance with the requirements of the Localism Act 2011 and the Assets of Community Value (England) Regulations 2012.

The nomination has been assessed by Officers who recommend approval of the application and the designation of Breakwater car park as an Asset of Community Value.

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

Alternative Options considered and rejected at the time of the decision

The alternative option would have been to refuse the application; in which case written reasons for refusal would need to be provided to the applicant.

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

17 May 2024

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

Record of Decisions

Next Steps Properties at Ryan Place

Decision Taker

Cabinet on 14 May 2024.

Decision

1. That the two properties owned by Torbay Council at Ryan Place, 62 St Marychurch Road, Torquay be disposed of as soon as the properties become vacant; and
2. That the Chief Executive be given delegated authority to use the money from the sales of the two properties at Ryan Place to purchase new properties for Next Steps accommodation, in compliance with the original grant criteria.

Reason for the Decision

The reason for the proposal is to dispose of the properties when they next become available, in order to acquire alternative more appropriate locations which will provide Next Steps residents the opportunity to succeed whilst minimising impact upon others.

Implementation

This decision will come into force and may be implemented on 28 May 2024 unless the call-in procedure is triggered (as set out in the Standing Orders in relation to Overview and Scrutiny).

Information

The Council were successful in obtaining Government Grant through the Next Steps Accommodation Programme (NSAP), through which 14 properties were acquired. The overall objective of NSAP is to reduce rough sleeping, with a focus on the successful resettlement and recovery of those who have a long and/or repeat history of rough sleeping or are at risk of the same. Tenancies under the scheme are for a maximum of two years.

The delivery of the programme in Torbay has seen some great successes, providing tenants with the stability and support (provided by Bournemouth Churches Housing Association) to enable them to successfully move into fully independent housing. However, the two properties at Ryan Place have resulted in significant impact upon other residents, and despite the introduction of a Sensitive Letting Policy, that impact is still felt. As such it is proposed to dispose of these two properties as soon as they become vacant, replacing them with properties elsewhere.

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

Alternative Options considered and rejected at the time of the decision

The Council could continue to provide Next Steps accommodation at Ryan Place, however the level of impact on other residents at Ryan Place would remain significant and it would not provide Next Steps residents with an environment in which they will have the best opportunity of achieving stability to enable them to successfully move into fully independent housing. Whilst

measures to lessen the impact on other residents at Ryan Place have been adopted through the introduction of a sensitive letting policy, this has not significantly altered the impact on the other residents.

In light of this, it is considered that the most appropriate option is to dispose of the two properties and acquire accommodation elsewhere.

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

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Record of Decisions

Report of the Adult Social Care and Health Overview and Scrutiny Sub-Board - Dementia Support in Torbay Spotlight Review

Decision Taker

Cabinet on 14 May 2024.

Decision

That Cabinet supports the plans for a dementia unit at Rowcroft, as highlighted in the Adult Social Care and Health Overview and Scrutiny Sub-Boards report and agreed the Cabinet's response to the Adult Social Care and Health Overview and Scrutiny Sub Board recommendations in respect of dementia support in Torbay.

Reason for the Decision

The Cabinet was required to respond to the findings of the Adult Social Care and Health Overview and Scrutiny Sub-Board.

Implementation

This decision will come into force and may be implemented on 28 May 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 a report of the Adult Social Care and Health Overview and Scrutiny Sub-Board on dementia support in Torbay. 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 Adult Social Care and Health Overview and Scrutiny Sub-Board within two months. Subsequently the Cabinet prepared a response to the recommendations of the Adult Social Care and Health Overview and Scrutiny Sub-Board which was proposed by Councillor Tranter 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

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