

## **GWYNEDD CABINET DECISION NOTICE**

**Date of Cabinet Meeting:** 15 October 2019

**The Decision will come into force** and implemented, unless the decision is called in, in accordance with section 7.25.1 of the Gwynedd Council Constitution. 30 October 2019

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### **SUBJECT**

Item : PUBLIC SPACES PROTECTION ORDER BANGOR

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### **DECISION**

- 1) To approve the introduction of a Public Spaces Protection order (PSPO) for the city of Bangor for a period of three years, as per the draft Proposed Order attached to the report.
  - 2) To revoke the Gwynedd Council Alcohol Consumption in Designated Public Places for the Areas of Caernarfon and Bangor Order 2004 (Current Order) on the making of the PSPO to the extent that it applies to Bangor.
  - 3) To authorise the Head of Corporate Support to undertake the introduction of the Proposed Order and revocation of the Current Order.
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### **REASONS FOR THE DECISION**

The making of a PSPO is a function held by Local Authorities only. In accordance with the Constitution of the Council, the making of such an order is an executive function the responsibility for which lies with Cabinet.

On 16 July 2019, the Cabinet resolved to approve the undertaking of a process of considering whether a new PSPO should be introduced for a specific area in Bangor.

This decision to approve the PSPO follows a comprehensive consultation process with the Police and the residents of Bangor. The Council does not take restricting the freedom of the residents of Gwynedd lightly, and it can be concluded from the responses to the public consultation that the residents of Bangor are concerned about antisocial behaviour in the city. The area has been extended to affect a wider area than originally intended as a result of the public consultation and further discussions with the Police.

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### **DECLARATIONS OF PERSONAL INTEREST AND ANY RELEVANT DISPENSATIONS APPROVED BY THE STANDARDS COMMITTEE**

No declarations of personal interest or relevant dispensations were received.

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## **ANY CONSULTATIONS UNDERTAKEN PRIOR TO MAKING THE DECISION**

The Statutory Officers were consulted to seek their views, which have been included in the report.

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### **SUBJECT**

Item : LOCAL DEVELOPMENT PLAN ANNUAL MONITORING REPORT

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### **DECISION**

- 1) To accept the Final Annual Monitoring Report in Appendix 1 for submission to the Welsh Government by 31 October 2019.
  - 2) To give permission to the Assistant Head of Environment Department to undertake any editorial and typographical changes to the Annual Monitoring Report before submitting to the Welsh Government.
  - 3) To give permission to the Assistant Head of Environment Department in consultation with the Cabinet Member to undertake any amendments, which arise from matters raised by Isle of Anglesey County Council
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### **REASONS FOR THE DECISION**

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Councils are required to submit an Annual Monitoring Report to the Welsh Government by 31 October 2019.

The monitoring report records the findings of work that monitors the implementation of the Joint Local Development Plan strategy and policies between August 2017 and March 2019.

As the Gwynedd Council Cabinet meets prior to the submission of the monitoring report to the Isle of Anglesey County Council Scrutiny and Executive procedures, permission is granted to the Assistant Head to respond to any matters arising in order to be able to submit the monitoring report promptly.

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### **DECLARATIONS OF PERSONAL INTEREST AND ANY RELEVANT DISPENSATIONS APPROVED BY THE STANDARDS COMMITTEE**

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### **SUBJECT**

Item : REVENUE BUDGET 2019/20 - END OF AUGUST REVIEW

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### **DECISION**

To accept the report on the end of August 2019 review of the Revenue Budget, and:

- 1) Note that there is a significant overspend by the Adults, Health and Well-being Department this year, and as complex details need to be clarified in this picture in Adults care, the Chief Executive has already called a meeting of the relevant officers to gain a better understanding and a clear response programme, as is the case in Child care.
  - 2) Ask the Cabinet Member for Children and Young People, together with the Head of Children and Families Department, to get to the root of the Department's overspend and take steps to bring the situation within control and within budget by the end of the financial year and report to the Cabinet on their response plan.
  - 3) Allow the Environment Department to earmark (£220k) of the department's underspend following a recent judicial review of a capital scheme relating to the Llanbedr access Road, due to reasons beyond the Council's control, by putting it into a specific fund for this purpose.
  - 4) On Corporate budgets, transfer:
    - (£240k) relating to capital costs to the capital programme's financing fund.
    - (£995k) relating to repair and maintenance to the repair and maintenance fund.
    - net underspend of (£1,632k) on Corporate Budgets to the Supporting the Financial Strategy Fund to mitigate the risk of overspending of Council departments in 2019/20.
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### **REASONS FOR THE DECISION**

The report presents the end of August review for the Council's revenue budget. The review shows a mixed picture and reports an acceptable level of financial management by a number of the Council's departments. However, the pressures on some of the departments is highlighted following savings to the tune of £32 million since 2015 coupled with an

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increase in the demand for services.

Due to the scale of overspend anticipated in the Children (£2.9 million) and Adults (£1.6 million) departments, it was concluded that there was a need to get to the root of their inability to keep within their budgets.

It is prudent to transfer the funds available due to the underspend on Corporate budgets in order to mitigate the risk of overspending of Council departments in 2019/20.

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#### **DECLARATIONS OF PERSONAL INTEREST AND ANY RELEVANT DISPENSATIONS APPROVED BY THE STANDARDS COMMITTEE**

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#### **ANY CONSULTATIONS UNDERTAKEN PRIOR TO MAKING THE DECISION**

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### SUBJECT

Item : CAPITAL PROGRAMME 2019/20 - END OF AUGUST REVIEW

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### DECISION

To accept the report on the end of August 2019 review of the capital programme, and approve the revised financing worth £17.85 million, namely:

**Use** of £8.304 million of various sources to fund actual slippages from 2018/19

**Increase** of

- £5.936 million in the use of borrowing
- £3.411 million in the use of grants and contributions
- £82k in the use of capital receipts
- £154k in the use of renewal funds and others

**Reduction** of £37k in the use of revenue contributions

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### REASONS FOR THE DECISION

The report presents the end of August review (position as at 31 August 2019) for the Council's capital programme as part of the procedure for reviewing the 2019/20 budget.

Appropriate financing arrangements must be ensured for the Council's plans to spend capital and the Cabinet must approve the capital programme and its sources of funding.

Incorporating funding via grant was a point of order, but it is also necessary to deal with situations where there has been a change in expenditure profiles between years and a change in the value of capital receipts and contributions.

The Council has firm plans to invest approximately £39.7 million in 2019/20, with £17.2 million funded by attracting specific grants. It is anticipated that £7.9 million will slip to the subsequent year without financial loss for the Council.

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### DECLARATIONS OF PERSONAL INTEREST AND ANY RELEVANT DISPENSATIONS APPROVED BY THE STANDARDS COMMITTEE

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### **SUBJECT**

Item : CONTRACT WITH SNOWDONIA AEROSPACE LLP TO REALISE SNOWDONIA AEROSPACE CENTRE LLANBEDR INFRASTRUCTURE PLANS

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### **DECISION**

- 1) Based on the report, risk assessment and expert advice received, to authorise the delivery of the Infrastructure scheme at Snowdonia Aerospace Centre, Llanbedr.
  - 2) To authorise the Head of Economy and Community Department, in consultation with the Head of Finance Department and the Head of Legal Services, to negotiate and sign a contract with Snowdonia Aerospace LLP which will protect the Council's interests as far as possible, including restriction for civil use of the centre only.
  - 3) That the contract secures the civil use of the development by including a clause that will prohibit the military use of the buildings improved via the European funds project.
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### **REASONS FOR THE DECISION**

A complete funding package is now in place for the Snowdonia Aerospace Centre Infrastructure scheme, including £7.5M of European funding.

Gwynedd Council is the accountable body for the European funding; however, the leaseholders / operators of Snowdonia Aerospace Centre - Snowdonia Aerospace LLP - will be responsible for the work to be undertaken on the Llanbedr airfield site.

As far as possible, the Council's interests need to be secured by establishing a legal contract with Snowdonia Aerospace LLP which reflects and responds to the risks to the Council stemming from delivering the scheme, including restricting the use of the centre to civil use only.

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