

Date of committee: 12 March 2024

Date published: 13 March 2024

Date of implementation: 21 March 2024

**DECISIONS OF THE CABINET  
12 MARCH 2024**

The following decisions were made by the Cabinet on 12 March 2024 and will come into force and may be implemented on 21 March 2024 unless the decision is called in for scrutiny.

In accordance with the council's constitution, any six members of the same relevant Scrutiny Committee may request the Monitoring Officer to 'call-in' a decision for scrutiny. The Monitoring Officer will be provided with written notice that will identify the decision to be called-in and the ground for the call-in when the request is made. If satisfied that there are reasonable grounds for the proposed call-in, the Monitoring Officer will notify the decision-maker of the call-in within 5 clear working days. The deadline for this request is **20 March 2024**.

The full call-in procedure is set out in the Constitution or for further information and advice please telephone Kate Critchel on 01305 252234

## **6 PROCUREMENT FORWARD PLAN REPORT - OVER £500K (2023-2025)**

That Cabinet agrees:

- (a) To begin each of the procurement procedures, as listed at Appendix 1 to the Cabinet report of 12 March 2024.
- (b) That in each instance the further step of making any contract award be delegated to the relevant Portfolio Holder, in consultation with the relevant Executive Director.

## **7 POOLE HARBOUR LOCAL NUTRIENT MITIGATION FUND AWARD**

- (a) That spending from the Local Nutrient Mitigation Fund be delegated to the:
  - (i) Environment/Policy/Partnership Manager – individual expenditure decisions not exceeding £50,000.
  - (ii) Head of Planning – individual expenditure decisions over £50,000 but not exceeding £100,000
  - (iii) Portfolio Holder for Planning in consultation with the Corporate Director for Economic Growth and Infrastructure individual expenditure over £100,000 but not exceeding £1.5m.
- (b) That regular (at least 6 monthly) reports be prepared for the Portfolio Holder to outline the spend to date and the number of homes enabled through the delivery of nutrient mitigation.
- (c) Cabinet agreed to commit to the spend the Local Mitigation Fund on the delivery of nutrient mitigation with the indicative programme of spend as detailed in Appendix 2 to the Cabinet report of 12 March 2024.
- (d) That the emerging outline strategy for the management of nutrient mitigation credits be acknowledged including transitional arrangements as set out in Appendix 3 to the Cabinet report of 12 March 2024.

Reason for the decision

Grant funding had been provided through the Local Nutrient Mitigation Fund by the Department for Levelling Up, Housing and Communities for the delivery of nutrient mitigation within the Poole Harbour catchment. Mitigation would need to be provided for qualifying development (primarily residential) in the parts of the catchment that fall within both the Dorset Council area and the BCP Council area, but Dorset Council were accountable for any financial transactions.

## **8 DORSET COUNCIL RESPONSE TO HAMPSHIRE COUNTY COUNCIL MINERALS AND WASTE PLAN: PARTIAL UPDATE - PROPOSED SUBMISSION PLAN**

That the response agreed and endorsed by Cabinet be sent to the Hampshire Authorities regarding the Hampshire Minerals and Waste Plan: Partial Update – Proposed Submission Plan, objecting to the proposed re-allocation of the Purple Haze site, and including other comments as set out in the report to Cabinet of 12 March 2024.

Reason for the decision

As a neighbouring minerals and waste planning authority Dorset Council had been consulted by the Hampshire Authorities on the proposed update to their Minerals and Waste Plan 2013. Dorset Council needs to ensure that the proposals in the Proposed Submission Plan do not prejudice our interests. Submitting a response provided an opportunity to express to the Hampshire Authorities our objection to one proposal along with our support or concerns regarding others. Cabinet's endorsement of the response would give it additional weight when returned to the Hampshire Authorities. It was recommended that the response to the Hampshire Authorities included various previous response documents as appendices to ensure that when the Draft Plan undergoes Examination the Inspector would be able to take them into consideration.

## **9 LOCAL DEVELOPMENT SCHEME UPDATE**

- (a) That the timetables outlined in the revised Local Development Scheme be acknowledged and it was agreed to bring it into effect as of 12 March 2024.
- (b) That the Local Development Scheme be published on the Dorset Council Website.
- (c) That to comply with the request in the Written Ministerial Statement of 19 December 2023, a copy of the Local Development Scheme be sent to the Secretary of State.

Reason for the decision

To meet the requirement set out in the Written Ministerial Statement of 19 December 2023 all Local Planning Authorities need to update their Local Development Scheme within 12 weeks of the publication of the revised National Planning Policy Framework. The revised Local Development Scheme needed to be agreed and sent to the Secretary of State by 13 March 2024.

## **10 COMMUNITY INFRASTRUCTURE LEVY - EXCEPTION CIRCUMSTANCES POLICY FOR THE PURBECK AREA**

- (a) That Dorset Council withdraws the draft revised Community Infrastructure Levy charging schedule from public examination.
- (b) That an Exceptional Circumstances Relief Policy for the Purbeck charging area, as set out in Appendix A to the report of 12 March 2024, be agreed, and authority be given to publish the policy to operate exceptional circumstances relief for that area.

- (c) That authority be delegated to the Executive Lead for Place to determine applications for exceptional circumstances relief.

#### Reason for the decision

Community Infrastructure Levy (CIL) operates as a planning tool to support the delivery of infrastructure which was required because of development. Across Dorset Council, four charging areas currently operate, each with its own adopted charging schedule. These charging schedules were adopted by the relevant predecessor councils prior to Local Government Reorganisation in April 2019. The revised draft charging schedule had been based on viability evidence developed prior to examination submission and proposed the introduction of a bespoke charging arrangement to help facilitate the delivery of sites allocated in the draft Purbeck Local Plan.

## **11 GRID CAPACITY TASK & FINISH GROUP**

That the recommendations of the Grid Capacity Task & Finish Group, set out within section 4 of the cover report to the Place and Resources Scrutiny Committee of 26 February 2024, on the council's future approach to the strategic risks and opportunities regarding the electricity network, be approved, subject to the following:

- (a) That, in respect of recommendation 6, MPs be invited to a meeting to enable councillors and officers to directly brief them on the issues and difficulties faced with the grid infrastructure and the issues raised during the review.
- (b) That an additional recommendation (7) be included – That the Place and Resources Scrutiny Committee monitor grid provision in Dorset and associated issues including emerging policy and regulatory reform, on an annual basis.
- (c) That a councillor webinar be provided post May 2024 regarding grid capacity, including technologies and the future impact on planning and energy provision.
- (d) That a councillor site visit be arranged post May 2024 to Canford Renewable Energy.

#### Reason for the decision

To ensure that the council was best placed to mitigate the risks and exploit the opportunities associated with the future of the electricity grid.

## **12 FAMILY HUB NETWORK DEVELOPMENT**

That the proposed development of Dorset's Family Hub Network be approved.

#### Reason for the decision

Family Hubs aim to improve access to, and take up of services for babies, children, young people, and their families, through coordinated multi agency delivery of information and support located in accessible spaces within communities. The report set out the proposed development of the Family Hub Network across Dorset.

### **13 CHILDREN SUFFICIENT PLACES**

That the Sufficiency Strategy, and related action planning that is required for its effective delivery, be approved.

Reason for the decision

There was a range of legal duties associated with an overall “sufficiency duty” on all local authorities, as part of the Children Act 1989, to secure accommodation for children in their care, within the local authority area.

### **16 HAZELBURY BRYAN NEIGHBOURHOOD PLAN REVIEW**

(a) That the Council makes the Modified Hazelbury Bryan Neighbourhood Plan 2018 - 2031 (as set out in Appendix A) part of the statutory development plan for the Hazelbury Bryan Neighbourhood Area.

(b) That the Council offers its congratulations to Hazelbury Bryan Parish Council and members of the Neighbourhood Plan Group in producing a successful neighbourhood plan review.

Reason for the decision

To formally make the modified neighbourhood plan part of the statutory development plan for the Hazelbury Bryan Neighbourhood Area. In addition, to recognise the significant amount of work.