



Oversight and Governance

Chief Executive's Department

Plymouth City Council

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Delegated Decisions

Delegated Executive/Officer Decisions

Delegated Executive and Officer decisions are published every Wednesday and are available at the following link - <https://tinyurl.com/ms6umor>

Cabinet decisions subject to call-in are published at the following link - <http://tinyurl.com/yddrql6>

Notice of call-in for non-urgent decisions must be given to the Democratic Support Unit by 4.30 pm on Wednesday 26 October 2022. Please note – urgent decisions and non-key Council Officer decisions cannot be called in. Copies of the decisions together with background reports are available for viewing as follows:

- on the Council's Intranet Site at <https://modgov/mgDelegatedDecisions.aspx>
- on the Council's website at <https://tinyurl.com/jhnax4e>

The Cabinet Executive decision detailed below may be implemented on Thursday 27 October 2022 if it is not called-in. The Council Officer decision can be implemented immediately.

Delegated Decisions

1. Councillor Richard Bingley, Leader of the Council:

1.1. Appointments to Plymouth Investment Partnership LTD **(Pages 1 - 4)**

2. Council Officer Decision - Paul Barnard, Service Director for Strategic Planning and Infrastructure:

2.1. Inter Authority Agreement between Bristol CC, Devon CC & Plymouth CC - Extension **(Pages 5 - 8)**

EXECUTIVE DECISION

made by a Cabinet Member




REPORT OF ACTION TAKEN UNDER DELEGATED AUTHORITY BY AN INDIVIDUAL CABINET MEMBER

Executive Decision Reference Number – L14 22/23

Decision				
1	Title of decision: Appointments to Plymouth Investment Partnership LTD			
2	Decision maker (Cabinet member name and portfolio title): Councillor Richard Bingley (Leader)			
3	Report author and contact details: Jamie Sheldon (Senior Governance Advisor)			
4	Decision to be taken: To replace Councillor Patrick Nicholson and Councillor Nick Kelly as Cabinet Appointments to the Plymouth Investment Partnership LTD with Councillor Andy Lugger and Councillor John Riley.			
5	Reasons for decision: To ensure the appointments to the Plymouth Investment Partnership LTD are up to date.			
6	Alternative options considered and rejected: None – appointments are at the discretion of Cabinet.			
7	Financial implications and risks: No implications arising directly from the recommendations in this report.			
8	Is the decision a Key Decision? (please contact Democratic Support for further advice)	Yes	No	Per the Constitution, a key decision is one which:
			x	in the case of capital projects and contract awards, results in a new commitment to spend and/or save in excess of £3million in total
			x	in the case of revenue projects when the decision involves entering into new commitments and/or making new savings in excess of £1million
			x	is significant in terms of its effect on communities living or working in an area comprising two or more wards in the area of the local authority.

	If yes, date of publication of the notice in the Forward Plan of Key Decisions			
9	Please specify how this decision is linked to the Council's corporate plan/Plymouth Plan and/or the policy framework and/or the revenue/capital budget:	Clarity on Cabinet appointments helps to facilitate key projects and activities relevant to the Corporate and Plymouth Plans.		
10	Please specify any direct environmental implications of the decision (carbon impact)	No implications.		
Urgent decisions				
11	Is the decision urgent and to be implemented immediately in the interests of the Council or the public?	Yes		(If yes, please contact Democratic Support (democraticsupport@plymouth.gov.uk) for advice)
		No	x	(If no, go to section 13a)
12a	Reason for urgency:			
12b	Scrutiny Chair Signature:		Date	
	Scrutiny Committee name:			
	Print Name:			
Consultation				
13a	Are any other Cabinet members' portfolios affected by the decision?	Yes		
		No	x	(If no go to section 14)
13b	Which other Cabinet member's portfolio is affected by the decision?			
13c	Date Cabinet member consulted			
14	Has any Cabinet member declared a conflict of interest in relation to the decision?	Yes		If yes, please discuss with the Monitoring Officer
		No	x	
15	Which Corporate Management Team member has been consulted?	Name		
		Job title		

		Date consulted						
Sign-off								
16	Sign off codes from the relevant departments consulted:	Democratic Support (mandatory)	DS61 22/23					
		Finance (mandatory)	DJN.22.23.243					
		Legal (mandatory)	LS/39344/AC/19/10/2 2					
		Human Resources (if applicable)						
		Corporate property (if applicable)						
		Procurement (if applicable)						
Appendices								
17	Ref.	Title of appendix						
Confidential/exempt information								
18a	Do you need to include any confidential/exempt information?	Yes	If yes, prepare a second, confidential ('Part II') briefing report and indicate why it is not for publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box in 18b below. (Keep as much information as possible in the briefing report that will be in the public domain)					
		No		X				
		Exemption Paragraph Number						
		1	2	3	4	5	6	7
18b	Confidential/exempt briefing report title:							
Background Papers								
19	Please list all unpublished, background papers relevant to the decision in the table below. Background papers are <u>unpublished</u> works, relied on to a material extent in preparing the report, which disclose facts or matters on which the report or an important part of the work is based. If some/all of the information is confidential, you must indicate why it is not for publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box.							


Title of background paper(s)	Exemption Paragraph Number						
	1	2	3	4	5	6	7
Cabinet Member Signature							
20	I agree the decision and confirm that it is not contrary to the Council's policy and budget framework, Corporate Plan or Budget. In taking this decision I have given due regard to the Council's duty to promote equality of opportunity, eliminate unlawful discrimination and promote good relations between people who share protected characteristics under the Equalities Act and those who do not. For further details please see the EIA attached.						
Signature			Date of decision		19/10/2022		
Print Name	Councillor Richard Bingley (Leader)						

EXECUTIVE DECISION**made by a Council Officer****REPORT OF ACTION TAKEN UNDER DELEGATED AUTHORITY BY AN INDIVIDUAL COUNCIL OFFICER****Executive Decision Reference Number – COD19 22/23**

Decision				
1	Title of decision:	Inter Authority Agreement between Bristol CC, Devon CC & Plymouth CC - Extension		
2	Decision maker:	Paul Barnard, Service Director, SP&I		
3	Report author and contact details:	Alastair Gets, alastair.gets@plymouth.co.uk , 01752 306930		
4a	Decision to be taken:	To approve an extension to the 'Inter Authority Agreement' (IAA) between BCC, DCC & PCC, until November 2022.		
4b	Reference number of original executive decision or date of original committee meeting where delegation was made:	The original decision was signed in 2017, prior to the date of the IAA which was signed and sealed by the three councils in May 2018.		
5	Reasons for decision:	The EIB/ELENA funded South West Energy Unit (SWEU), with Project Managers in BCC, DCC & PCC, was set up under an inter authority agreement (IAA) signed and sealed by the three councils in May 2018. The SWEU at PCC has initiated and enabled £7mil of carbon reduction projects for the corporate estate. The mandate is to take projects from concept to contract with the original deadline of 31 March 2022. Due to ongoing COVID and BREXIT delays, the funding window has been extended to end November 2022. This in turn has necessitated that the IAA is extended in parallel.		
6	Alternative options considered and rejected:	The SWEU is already operating and this is a date extension of the IAA enabling cross authority support of the SWEU. The alternative is to halt the programme- If the SWEU is halted, PCC loses a funded Project Manager sitting in the Low Carbon Team who is managing £7m of PCC decarbonisation works.		
7	Financial implications and risks:	The total cost of this extension to PCC will be £3,497.60 from 31 March 2022- November 2022. If the SWEU is halted, PCC loses a funded Project Manager sitting in the Low Carbon Team who is managing £7m of PCC decarbonisation works.		
8	Is the decision a Key Decision?	Yes	No	Per the Constitution, a key decision is one which:

	(please contact Democratic Support for further advice)		X	in the case of capital projects and contract awards, results in a new commitment to spend and/or save in excess of £3million in total
			X	in the case of revenue projects when the decision involves entering into new commitments and/or making new savings in excess of £1million
			X	is significant in terms of its effect on communities living or working in an area comprising two or more wards in the area of the local authority.
8b	If yes, date of publication of the notice in the Forward Plan of Key Decisions			
9	Please specify how this decision is linked to the Council's corporate plan/Plymouth Plan and/or the policy framework and/or the revenue/capital budget:	<p>This project helps deliver JLP DEV32 – Delivering low carbon development by reducing the heating energy load and JLP DEV33 – Renewable and low carbon energy by the installation of heat pumps and solar PV.</p> <p>It also helps to deliver the promise of a “Green, sustainable city that cares about the environment” through delivering low energy heating to reduce carbon emissions and pollution.</p>		
10	Please specify any direct environmental implications of the decision (carbon impact)	The decision supports projects that are decarbonising PCC's estate.		
Urgent decisions				
11	Is the decision urgent and to be implemented immediately in the interests of the Council or the public?	Yes		(If yes, please contact Democratic Support for advice)
		No	X	(If no, go to section 13a)
12a	Reason for urgency:			
12b	Scrutiny Chair signature:		Date	
	Scrutiny Committee name:			
	Print Name:			
Consultation				
13a	Are any other Cabinet members' portfolios affected by the decision?	Yes		
		No	X	(If no go to section 14)

I3b	Which other Cabinet member's portfolio is affected by the decision?	N/A						
I3c	Date Cabinet member consulted	N/A						
I4	Has any Cabinet member declared a conflict of interest in relation to the decision?	Yes						If yes, please discuss with the Monitoring Officer
		No	<input checked="" type="checkbox"/>					
I5	Which Corporate Management Team member has been consulted?	Name	Paul Barnard					
		Job title	Service Director for Strategic Planning and Infrastructure					
		Date consulted	10/10/2022					
Sign-off								
I6	Sign off codes from the relevant departments consulted:	Democratic Support (mandatory)						DS59 22/23
		Finance (mandatory)						PI.22.23.100
		Legal (mandatory)						MS/05.08.22
		Human Resources (if applicable)						
		Corporate property (if applicable)						
		Procurement (if applicable)						
Appendices								
I7	Ref.	Title of appendix						
Confidential/exempt information								
I8a	Do you need to include any confidential/exempt information?	Yes						If yes, prepare a second, confidential ('Part II') briefing report and indicate why it is not for publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box in I8b below.
		No	<input checked="" type="checkbox"/>					
		Exemption Paragraph Number						
		1	2	3	4	5	6	7
I8b	Confidential/exempt briefing report title:							
Background Papers								
I9	Please list all unpublished, background papers relevant to the decision in the table below.							

Background papers are <u>unpublished</u> works, relied on to a material extent in preparing the report, which disclose facts or matters on which the report or an important part of the work is based. If some/all of the information is confidential, you must indicate why it is not for publication by virtue of Part 1 of Schedule 12A of the Local Government Act 1972 by ticking the relevant box.							
Title of background paper(s)	Exemption Paragraph Number						
	1	2	3	4	5	6	7
Council Officer Signature							
20	I agree the decision and confirm that it is not contrary to the Council's policy and budget framework, Corporate Plan or Budget. In taking this decision I have given due regard to the Council's duty to promote equality of opportunity, eliminate unlawful discrimination and promote good relations between people who share protected characteristics under the Equalities Act and those who do not. For further details please see the EIA attached.						
Signature			Date of decision	21/07/2022			
Print Name	Paul Barnard						