

# EXECUTIVE DECISION

made by a Cabinet Member




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

Executive Decision Reference Number – DL04 22/23

Decision	
1	<b>Title of decision:</b> Toilet Closure and Demolition in the Stoke and Devonport Ward
2	<b>Decision maker (Cabinet member name and portfolio title):</b> Councillor Mark Shayer, Deputy Leader of the Council
3	<b>Report author and contact details:</b> Jacqueline Keith <a href="mailto:jacqueline.keith@plymouth.gov.uk">jacqueline.keith@plymouth.gov.uk</a>
4	<b>Decision to be taken:</b> <ul style="list-style-type: none"> <li>• Approve closure and demolition of St Levans Road Public Urinal</li> <li>• Approve Demolition of Masterman Public Conveniences, which are currently closed. Replace with public community garden</li> </ul>
5	<b>Reasons for decision:</b> <ul style="list-style-type: none"> <li>• Masterman closed in 2020, which has a backlog of maintenance issues. Usage was minimal and other facilities are available within local businesses.</li> <li>• St Levan's Road urinals attract anti-social behaviour and extremely dated. This makes them difficult to keep hygienic. Originally installed as a stop for people leaving the dockyard, facilities now receive little use.</li> </ul>
6	<b>Alternative options considered and rejected:</b> <ul style="list-style-type: none"> <li>• Option 1 - Do nothing leaves PCC with maintenance issues</li> <li>• Option 2 - Re-provision is not an option due to current budget pressures</li> </ul>
7	<b>Financial implications and risks:</b>  The scope has changed at Masterman Road since this approval and now includes the following  Masterman Road – Stoke – Demolish, make good, install paving slabs, electricity, posts and soil for community garden  St Levan's Road - Devonport – Demolish urinal, block up entrance with natural stone  Contractor tendered costs = £83,499 including £8,600 contingency  Fee's, surveys and abortive costs = £34,568

	The project totalling £118,067 will be funded from corporate borrowing identified in 28 February 2022 budget setting report for Improvements to the Corporate Estate.			
8	Is the decision a Key Decision? (please contact <a href="#">Democratic Support</a> for further advice)	Yes	No	<b>Per the Constitution, a key decision is one which:</b>
			x	in the case of <b>capital</b> projects and contract awards, results in a new commitment to spend and/or save in excess of <b>£3million</b> in total
			x	in the case of <b>revenue</b> projects when the decision involves entering into new commitments and/or making new savings in excess of <b>£1million</b>
		x	is <b>significant</b> in terms of its effect on communities living or working in an area comprising <b>two or more</b> wards in the area of the local authority.	
	If yes, date of publication of the notice in the <a href="#">Forward Plan of Key Decisions</a>	N/A		
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><b>Unlocking the City's Potential:</b> Plymouth's priority for a clean and tidy city and a green and sustainable city that cares for its environment.</p> <p><b>Caring for people and communities includes:</b> ensuring Plymouth is a friendly, welcoming city.</p>		
10	Please specify any direct environmental implications of the decision (carbon impact)	None.		
<b>Urgent decisions</b>				
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 ( <a href="mailto:democraticsupport@plymouth.gov.uk">democraticsupport@plymouth.gov.uk</a> ) for advice)
		No	X	<b>(If no, go to section 13a)</b>
12a	Reason for urgency:			
12b	Scrutiny Chair Signature:		Date	
	Scrutiny Committee name:			

	<b>Print Name:</b>			
<b>Consultation</b>				
<b>I3a</b>	<b>Are any other Cabinet members' portfolios affected by the decision?</b>	<b>Yes</b>		
		<b>No</b>	X	<b>(If no go to section I4)</b>
<b>I3b</b>	<b>Which other Cabinet member's portfolio is affected by the decision?</b>	Councillor Mark Shayer and Councillor Pat Patel		
<b>I3c</b>	<b>Date Cabinet member consulted</b>	26 July 2022		
<b>I4</b>	<b>Has any Cabinet member declared a conflict of interest in relation to the decision?</b>	<b>Yes</b>		If yes, please discuss with the Monitoring Officer
		<b>No</b>	X	
<b>I5</b>	<b>Which Corporate Management Team member has been consulted?</b>	<b>Name</b>	Kim Brown	
		<b>Job title</b>	Service Director for HR&OD	
		<b>Date consulted</b>	23 August 2022	
<b>Sign-off</b>				
<b>I6</b>	<b>Sign off codes from the relevant departments consulted:</b>	<b>Democratic Support (mandatory)</b>	DS42 22/23	
		<b>Finance (mandatory)</b>	djn.22.23.94.	
		<b>Legal (mandatory)</b>	MS/39070	
		<b>Human Resources (if applicable)</b>	N/A	
		<b>Corporate property (if applicable)</b>	S001.DW.20220823	
		<b>Procurement (if applicable)</b>	N/A	
<b>Appendices</b>				
<b>I7</b>	<b>Ref.</b>	<b>Title of appendix</b>		
	A	Briefing report for publication		
<b>Confidential/exempt information</b>				
<b>I8a</b>	<b>Do you need to include any confidential/exempt information?</b>	<b>Yes</b>		If yes, prepare a second, confidential ('Part II') briefing report and indicate why it is not for

		<b>No</b>	x	publication by virtue of Part 1 of Schedule 12A of the Local Government Act 1972 by ticking the relevant box in <b>18b</b> below.  (Keep as much information as possible in the briefing report that will be in the public domain)				
		<b>Exemption Paragraph Number</b>						
		<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>7</b>
<b>18b</b>	<b>Confidential/exempt briefing report title:</b>							
<b>Background Papers</b>								
<b>19</b>	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.							
<b>Title of background paper(s)</b>		<b>Exemption Paragraph Number</b>						
		<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>7</b>
<b>Cabinet Member Signature</b>								
<b>20</b>	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.							
<b>Signature</b>			<b>Date of decision</b>	22 September 2022				
<b>Print Name</b>	Councillor Mark Shayer, Deputy Leader							