

EXECUTIVE DECISION

made by a Cabinet Member



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


Executive Decision Reference Number – L04 23/24

Decision	
1	Title of decision: Approval of Capital Allocation – Highways
2	Decision maker: Councillor Tudor Evans OBE, Leader of Plymouth City Council
3	<p>Report author and contact details: Philip Bellamy / Mike Jones</p> <p>Phil.Bellamy@plymouth.gov.uk</p> <p>Mike.jones@plymouth.gov.uk</p> <p>01752306947</p>
4	<p>Decision to be taken</p> <p>4.1 To approve the allocation of £3,419,000 Draft Funding into the 2023/24 Capital Programme</p> <p>4.2 To approve the allocation of £1,038,815 of prior years' Draft funding allocation into the 2023/24 Capital Programme</p> <p>4.3 To approve the Capital Highways works Programme (1 year delivery 2023/24) and associated budget allocations as laid out in Table I of the Business Case.</p>
5	<p>Reasons for decision:</p> <p>Reduction of new money from Corporate for Capital Spend in 2023/24 in recognition to council wide fiscal constraint has resulted in a reduction of circa £3M to the Highways Capital Budget. To maintain maintenance to the highway and having consideration to the councils statutory commitments as outlined within the Highways Act 1980, we propose to secure the Draft allocation:</p> <ol style="list-style-type: none"> 1) Pot Hole Fund 2) Maintenance Fund 3) Incentive Fund 4) Previous draft funding allocation <p>These figures will be in addition to the already approved £2M Central Allocated Budget (Cllr).</p>
6	<p>Alternative options considered and rejected:</p> <ol style="list-style-type: none"> a) Do nothing – This option is not applicable as it would conflict with statutory responsibilities to ensure the maintenance of highways;

	b) Reduce Highway Maintenance – We have a duty of care and statutory responsibilities to maintain the Highways, funding from the Department for Transport is affected by deterioration modelling that could reduce future support from central government.			
7	Financial implications and risks: There is no implication for Corporate as no new borrowing proposed. The draft allocation is as follows: <ol style="list-style-type: none"> 1) Maintenance Block Fund - £1,290,000 2) Pot Hole Fund - £1,290,000 3) Draft Incentive Fund - £323,000 4) Prior years' Draft funding allocation - £1,038,815 5) Additional Department for Transport Pot Hole funding - £516,000 			
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 £1 million
		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:	GR07/5 Supporting the development of resilient, efficient local energy markets through the identification and promotion of local opportunities; INT6: Developing and promoting our contribution to managing climate change and sea level rise through continuing to pursue ambitious carbon reduction emission targets (net-zero by 2030) and proactive natural network management, and putting in place infrastructure to enable businesses to make the transition to a low carbon economy.		
10	Please specify any direct environmental implications of the decision (carbon impact)	The delivery of the 23/24 programme has consideration of alternative techniques and technologies to allow the Council the opportunity to achieve a reduction on energy utilisation and reduction of carbon emissions.		

Urgent decisions			
I 1	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 I 3a)
I 2a	Reason for urgency:		
I 2b	Scrutiny Chair Signature:		Date
	Scrutiny Committee name:		
	Print Name:		
Consultation			
I 3a	Are any other Cabinet members' portfolios affected by the decision?	Yes	x
		No	(If no go to section I 4)
I 3b	Which other Cabinet member's portfolio is affected by the decision?	Councillor Mark Coker, Cabinet Member for Strategic Planning and Transport; Councillor Mark Lowry, Cabinet Member for Finance.	
I 3c	Date Cabinet member consulted	23/05/2023 26/05/2023	
I 4	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
I 5	Which Corporate Management Team member has been consulted?	Name	Philip Robinson
		Job title	Service Director for Street Services
		Date consulted	24/3/23

Sign-off								
16	Sign off codes from the relevant departments consulted:	Democratic Support (mandatory)						DS 06 23/24
		Finance (mandatory)						PI.22.23.431
		Legal (mandatory)						LS/1386 A/JP/230523
		Human Resources (if applicable)						n/a
		Corporate property (if applicable)						n/a
		Procurement (if applicable)						n/a
Appendices								
17	Ref.	Title of appendix						
	A	Capital - Business Case						
	B	Equalities Impact Assessment						
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	<p>Please list all unpublished, background papers relevant to the decision in the table below.</p> <p>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.</p>							

Title of background paper(s)	Exemption Paragraph Number						
	1	2	3	4	5	6	7
Highway 2023/24 Budget allocation – Activity breakdown spreadsheet			x				
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	27/06/2023			
Print Name	Councillor Tudor Evans OBE, Leader of Plymouth City Council						