



**MEETING OF THE CABINET**  
**5 OCTOBER 2009 - 11.00 AM – 11.32 AM**

**PRESENT:**

**Councillor Ray Auger**  
**Councillor Paul Carpenter**  
**Councillor Mrs Frances Cartwright**  
**Councillor John Smith**  
**Councillor Mike Taylor**

**Councillor Mrs. Linda Neal - Chairman**

**Chief Executive**  
**Cabinet Support Officer**

**CO39. MINUTES**

The minutes of the meeting held on 7th September were approved as a correct record.

**CO40. DECLARATIONS OF INTEREST (IF ANY)**

No declarations of interest were made.

**CO41. \*UPDATE TO CARBON MANAGEMENT PLAN**

**DECISION:**

**That delegated authority is given to the Portfolio Holder for Healthy Environment to approve any further changes to the Carbon Management Plan including those amendments made at the meeting.**

Considerations/reasons for decision:

- (1) Report ENV543 by the Healthy Environment Portfolio Holder.

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- (2) Comments made by the Cabinet at the meeting.
- (3) Comments made by the Communities Policy Development Group at its meeting on 17th September.
- (4) The revised CMP will assist in providing a more accurate measure of the carbon emissions of the Council in the areas identified in report ENV543.

Other options considered and assessed:

The only alternative option open to South Kesteven would be to proceed with the original CMP utilizing the 2005/06 baseline. After a full review of the CMP and its baseline together with consultation across key services within the Council it was decided to proceed with the updating of the CMP baseline. External consultation with fellow district authorities and the Council confirmed this course of action to be in line with DEFRA guidance and a joint Lincolnshire approach.

CO42. \*EAST MIDLANDS REGIONAL PLAN: PARTIAL REVIEW OPTIONS CONSULTATION

**DECISION:**

**That the response to the East Midlands Regional Plan Options Consultation as set out in report PLA784 be forwarded to the East Midlands Regional Assembly. The response should make clear that with regard to the Spatial Development Options, Option 1 is the preferred Option.**

Considerations/reasons for decision:

- (1) Report PLA784 by the Economic Development Portfolio Holder.
- (2) Comments made by the Cabinet at the meeting.
- (3) Option 1 under the spatial development options would extend the current strategy. Given that the current East Midlands Regional Plan strategy forms the basis for the spatial housing distribution in the Submission Core Strategy, this approach is already supported locally.

Other options considered and assessed:

Do not comment on the Options Consultation – it is considered that this would be inappropriate because it would neglect an opportunity to have an input into policies that will shape the spatial development of the District up to 2031.

CO43. ADDITION TO THE SOUTH KESTEVEN DISTRICT COUNCIL OFF STREET PARKING PLACES ORDER 2002

**DECISION:**

- (1) **To approve the proposed South Kesteven District Council Off-Street Parking Places Order 2009 for consultation, as attached to report AFM082 subject to the amendment to include provision for written consent of the Council for specific use of the car park and such consent to be displayed and;**
- (2) **Provided no relevant objections are received, recommends to Council, the making of the Order.**

Considerations/reasons for decision:

- (1) Report AFM082 by the Economic Development Portfolio Holder.
- (2) Comments made by the Cabinet at the meeting.
- (3) At the meeting of the Communities Policy Development Group on 14th May 2009 Members endorsed and recommended to Cabinet the making of the new order.
- (4) To prevent the misuse of the Council's car parks in Grantham, which are not pay and display.
- (5) The Council is unable to vary the existing 2002 order as it is not proposed to use the car parks referred to in the new order as pay and display car parks.

Other options considered and assessed:

- (1) The police verbally communicating with the people misusing the car parks and written communication with the people involved. Despite both the options being carried out, there are still recurrent problems.
- (2) Possession action against the vehicle owners selling their vehicle has also been taken; nevertheless, possession action can only be taken against the registered owner. The registered owner is not the person operating the car sales. Once proceedings have been started the vehicle has been sold or moved from the Council land and different vehicles are put in their place. Possession action in respect of each vehicle will be costly and is not an effective remedy.
- (3) The DVLA have been contacted to pursue un-taxed vehicles. Although the DVLA have recently acquired powers to impound untaxed vehicles found both on and off the highway, they have been unable to take any action in respect of the car parks referred to in report AFM082. In any event some of the vehicles being left on Council car parks are taxed.

CO44. ANNUAL REPORT 2008/2009

**DECISION:**

**To approve the 2008/09 annual report subject to any minor amendments being agreed by the Leader and the Corporate Head of Partnerships and Improvements.**

Considerations/reasons for decision:

- (1) Report POI40 by the Leader of the Council.
- (2) The annual report has been produced to communicate information about our priorities, performance and finances in an understandable and accessible way and to complement the other strategic documents produced by the authority.
- (3) The annual report demonstrates to all stakeholders how the Council has used its resources to support the delivery of its services.
- (4) Although there is no specified form for the report, it relates to the Corporate Plan and is recognised as a requirement for good corporate governance.

#### DATE DECISIONS ARE EFFECTIVE

Decisions CO41, CO42 and CO44 as made on 5th October 2009 can be implemented on 14th October 2009 unless subject to call-in by the Scrutiny Committee Chairman or any five members of the Council from any political groups.

Decision CO43 stands referred to Council following the closure of the consultation period.

**South Kesteven District Council, Council Offices, St. Peter's Hill, Grantham,  
Lincolnshire NG31 6PZ**

**Contact: Cabinet Support Officer - Tel:**

**e-mail:**

**@southkesteven.gov.uk**