



**NORTHAMPTON
BOROUGH COUNCIL**

CABINET

WEDNESDAY, 11 JULY 2012

DECISIONS

PRESENT: Councillor Mackintosh (Chair); Councillor Caswell (Deputy Chair); Councillors Eldred, Bottwood and Hadland.

Set out below is a summary of the decisions taken at the meeting of the Cabinet held on Wednesday, 11 July 2012. The wording used does not necessarily reflect the actual wording that will appear in the minutes.

These decisions will come into force and then may be implemented on the expiry of three working days after the publication of this list.

If you have any queries about any matters referred to in this decision sheet please contact Emma Garratt.

THIS LIST OF DECISIONS PUBLISHED:	<u>11th July 2012</u>
DATE OF EXPIRY OF CALL IN:	<u>17th July 2012 AT 17:00 HOURS</u>

Agenda **Declaration/Conflict of Interests:**
Item No None

1. APOLOGIES

An apology was received from Councillor Markham

Agenda **Declaration/Conflict of Interests:**
Item No None

**A. OVERVIEW AND SCRUTINY: SCRUTINY PANEL:
 CUSTOMER SERVICES**

Cabinet noted the report.

Agenda **Declaration/Conflict of Interests:**
Item No None

6. ENTERPRISE ZONE- RATE RELIEF

1. Cabinet agreed the discount scheme for new and existing properties within the enterprise zone proceeds.

2. Cabinet noted the issues and risks associated with the award of discounts within the Waterside Enterprise Zone.
3. Cabinet delegated to the Director of Resources in consultation with the Cabinet Member for Finance, to make changes to the discount scheme should the Government make any changes to funding of the scheme.

Agenda Item No	Declaration/Conflict of Interests:
	None

7. LAND AT SIXFIELDS - DEVELOPMENT STRATEGY

- 2.1 Cabinet approved this Council entering into a Collaboration Agreement (CA) with the Homes & Communities Agency (HCA), to promote the comprehensive development of land forming:
 - I. part of the Sixfields Stadium complex (shown edged red upon the attached plan at Appendix 1 of the report) and
 - II. larger adjacent landholdings in the freehold ownership of HCA (shown indicatively edged blue upon the attached plan at Appendix 1 of the report), on terms to be approved by the Chief Executive in consultation with the Cabinet Member for Regeneration Enterprise and Planning.
- 2.2 Cabinet approved, in pursuance of 2.1, the acceptance of a surrender of part of the property presently let to Northampton Town Football Club Limited (NTFC) and the disposal of the Council's freehold interest in the land or the grant of a new long lease of the land edged red upon the plan at Appendix 1 for development. There would be consequent sharing of value between NBC and NTFC of receipts received under the proposed CA in respect of the land edged red, on a basis that appropriately reflects the respective legal interests of the parties.
- 2.3 Cabinet recognised the importance of high quality athletics facilities in Northampton and supported the principle that as a pre-condition of any development of the land edged red upon the attached plan at Appendix 1 of the report, alternative athletics facilities to meet United Kingdom Athletics Class A certification ("suitable for all competition") standard must first be provided within Northampton at no direct cost to this Council, on a basis that generally protects the existing contractual rights enjoyed by Rugby & Northampton Athletics Club in respect of the existing facilities.
- 2.4 Cabinet approved the principle that under the terms of a Collaboration Agreement as set out at 2.1, provision is made for 25% of the total net value arising from the combined land sale (prior to any distribution of any apportioned receipts between HCA and this Council) to be

specifically allocated to support the provision of additional community facilities. Such allocation to be distributed by this Council according to criteria that shall take into account

- (i) the promotion of health, leisure and well being amongst the wider community of Northampton through the provision of new or additional facilities predominantly situated within the vicinity of Sixfields
- (ii) that such new or additional facilities shall be widely available to the public at reasonable cost and
- (iii) that statutory obligations avoiding 'state aid' shall be fully observed.

Agenda Item No	Declaration/Conflict of Interests:
	Councillor Hadland declared a personal interest in this item as member of Delapre Abbey Trust.

8. LAND AT EAGLE DRIVE, DELAPRE

1. Cabinet approved the principle of this Council entering into agreements with one or more of the following organisations
 - i. Northampton Rugby Football Club Limited
 - ii. Northampton Town Football Club Limited
 - iii. a properly incorporated charitable foundation to support the promotion of football in the local community (in memory of Richard Butcher) –to grant leases, for terms in excess of 21 years, of land located off Eagle Drive, Delapre situated within the areas shown edged upon the attached plan at Appendix 1 of the report. Such agreements to limit the use of the land to that of sports pitches and ancillary facilities only and otherwise to be on terms to be approved by the Chief Executive in consultation with the Cabinet Member for Regeneration Enterprise and Planning.
2. Cabinet authorised, in pursuance of 2.1, the advertisement as necessary of the proposed disposal of public open space in accordance with the requirements of the Local Government Act 1972, as amended by the Local Government, Planning and Land Act 1980, in respect of the land edged red on the plan at Appendix 1 of the report.
3. Cabinet supported the principle of the grant of a lease at below full market value to a properly constituted charitable organisation arising from the Richard Butcher memorial campaign, on the basis that the primary use of any land concerned would be connected with the

ongoing provision of non-profit making, sporting opportunities for young people in Northampton. The specific terms and conditions of such a lease to be approved by the Chief Executive in consultation with the Cabinet Member for Regeneration Enterprise and Planning.

4. That Cabinet recognises the well established nature of the equestrian related uses of some land and buildings at Eagle Drive and request that officers continue to work with the Licensees of the land edged red upon the attached plan at Appendix 1, to identify potential options that could support continuing equestrian activity if one or more leases of the land were to be granted.

Agenda Item No	Declaration/Conflict of Interests:
	Councillors Hadland and Mackintosh declared Disclosable Pecuniary Interests in this item as trustees of the Royal and Derngate Trust.

9. ROYAL AND DERNGATE

1. Cabinet supported the use of Council capital funding for the creation of a Cinema "Pod" on the site of the Royal and Derngate Theatre Complex, on the basis that the additional facility created by Northampton Theatres Trust Limited (NTTL) will become part of the Council's overall property asset at this location
2. Cabinet support a continued reduction in the contractual rent payable by NTTL in respect of the Royal and Derngate Theatre Complex for a period of 11 years from 1st April 2012, to a level that reflects the full costs to this Council (as determined by the Director of Resources) of providing capital finance to support the creation of the Cinema "Pod" facility.

Agenda Item No	Declaration/Conflict of Interests:
	None

10. FINANCE AND MONITORING OUTTURN REPORT

1. Cabinet noted the outturn position for the General Fund and Housing Revenue Account for the financial year 2011/12.
2. Cabinet noted the net movement in General Fund Revenue Reserves of £200k, and the detailed movement in Earmarked Reserves shown in Appendix 4 of the report.
3. Cabinet noted the net movement in Housing Revenue Account Reserves and working balances.
4. Cabinet noted the outturn position for the Council's capital programme for 2011-12 and how the expenditure was financed.
5. Cabinet approved the carry forward of unfinished capital schemes

from 2011-12 into the 2012-13 capital programme.

6. Cabinet approved the HRA Capital project variation for Community Energy Savings Programme (CESP) of £1.5m.for 2012/2013.

Agenda	Declaration/Conflict of Interests:
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Item No	None
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11.CORPORATE PERFORMANCE OUTTURN REPORT 2011/12

Cabinet noted the contents of the report