

Decision No: CS1 – 21/07/2008

Forward Plan No: N/A

This record relates to Agenda Item 25 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER: COUNCILLOR AYAS FALLON-KHAN

PORTFOLIO AREA: CENTRAL SERVICES

SUBJECT: COMMUNITY FACILITIES - REVISED
LONG LEASE

AUTHOR: JESSICA HAMILTON

THE DECISION

1. That the council acquires a long leasehold interest of 999 years for the Community Facilities to be built as part of the development of blocks E and F at the New England Quarter.
2. That the council grants an underlease to the Ethical Property Company plc on terms to be agreed by officers under general delegations.

REASON FOR THE DECISION

1. A 999 year lease is a more valuable asset to the council, a virtual freehold, and the depreciation of its value is de minimus. By securing a much longer leasehold interest in the site the council is acting consistently by retaining a maximum interest in its property holdings.
2. Such an interest gives the council greater control over the future use of the Community Facility for the length of its interest, allowing the council to secure the use of the building as a Community Facility or indeed apply to the freeholder for a change of use after 30 years.
3. In addition, by virtue of the lease the council will have a degree of control over the freeholder's use of the site including any future redevelopment.

DETAILS OF ANY ALTERNATIVE OPTIONS

1. A 160 year lease is a depreciating asset and its value will decrease over its lifetime. It will not offer the council the same degree of control in the long-term.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

The decision-maker did not declare a personal or prejudicial interest in the matters set out in the report.

CONFIRMED AS A TRUE RECORD:

We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision

Date:

21 July 2008

Decision Maker:

Councillor Ayas Fallon-Khan
Cabinet Member for Central Services

Signed:



Proper Officer:

21 July 2008

Mark Wall, Head of Democratic Services

Signed:



SCRUTINY

Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny 'Call-In' provisions.

Call-In Period

22-28 July 2008

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CS2 – 21/07/2008

Forward Plan No: N/A

This record relates to Agenda Item 26 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER: COUNCILLOR AYAS FALLON-KHAN

PORTFOLIO AREA: CENTRAL SERVICES

SUBJECT: RESPONSE TO A REPORT REQUEST ON BADGER MANAGEMENT

AUTHOR: JESSICA HAMILTON

THE DECISION

1. That a ban on badger culling be resisted, and that the authority relies on the existing statutory controls in place.
2. That it be agreed that, should national legislation be revised, or the Government issue further guidance in relation to disease control to reduce the spread of TB, the authority should review its policy in light of any further advice or guidance.

REASON FOR THE DECISION

1. Clearly there are competing interests between farming and animal welfare for badgers and cattle, public safety, maintenance of engineering structures and conservation grazing. The council has a responsibility as landlord and local authority across all of these issues. As a result it would be unwise to restrict the current flexibility available to the council to address problems associated with badgers on a case by case basis.
2. A licensed cull is an option of last resort and is only carried out in extreme and limited circumstances in accordance with the existing statutory controls, rigidly enforced by Natural England who are recognised as experts on such matters.

DETAILS OF ANY ALTERNATIVE OPTIONS

1. Consideration has been given to the introduction of a blanket ban. It has not been recommended for the reasons discussed in the body of the report.
2. If the council were to introduce a ban on licensed culls the council may expose themselves to compensation claims from tenants (in addition to a reduction in rental income) and third parties arising from damage to property and livestock,

loss of earnings and increased costs associated with disease control measures. This would be in addition to the council's own costs associated with maintaining roads, engineering structures etc.

3. If there is a ban there is some risk, however small, that action may be taken without obtaining a licence from Natural England. This would be an unlawful activity and one that the council would have to rely on the police to enforce.
4. Finally a blanket ban would be difficult and potentially costly to introduce within the structure of the existing leases and could only be carried out by negotiation and agreement with the individual farm tenants.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

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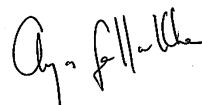
Date:

21 July 2008

Decision Maker:

Councillor Ayas Fallon-Khan
Cabinet Member for Central Services

Signed:



Proper Officer:

21 July 2008

Mark Wall, Head of Democratic Services

Signed:



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Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CS3 – 21/07/2008

Forward Plan No: N/A

This record relates to Agenda Item 27 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER: COUNCILLOR AYAS FALLON-KHAN

PORTFOLIO AREA: CENTRAL SERVICES

SUBJECT: PROVISION OF A CASH IN TRANSIT AND ANCILLARY SERVICE EFFECTIVE FROM 10 DECEMBER 2008

AUTHOR: DEBBIE SARGENT

THE DECISION

1. That it be noted that Coin Co International Plc met the evaluation criteria as set out in the evaluation process.
2. That the ward of contract to Coin Co International Plc for a period of three years, commencing 10 December 2008, be approved, with an option (at the sole discretion of the council), to extend the contract for a further two years.

REASON FOR THE DECISION

1. The council requires an experienced contractor to provide an effective, efficient and flexible cash in transit service working solely alongside the councils and it's bankers.
2. The contractor will ensure the secure transit of cash and cheques from designated council establishments as well as both on and off street parking machines across the city.
3. It is a recommendation of this contract that if Coin Co International Plc is approved as the council's preferred contractor all of the council's income, which is collected by the security carrier, is delivered to the banks bullion centre. Coin Co International Plc have indicated that this will be achievable.
4. Assuming that approval of the contract is awarded to Coin Co International Plc the new contract will be for three years commencing on 10th December 2008, with an option to extend the contract for further two years at the council's discretion.

DETAILS OF ANY ALTERNATIVE OPTIONS

1. The security carrier is responsible for the collection and delivery of cash totalling approximately £24m per annum. Given the security and insurance risks arising from this no other alternatives are considered viable.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

The decision-maker did not declare a personal or prejudicial interest in the matters set out in the report.

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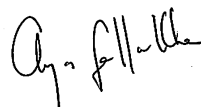
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22-28 July 2008

Date of Call-in *(if applicable) (this suspends implementation)*

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Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Brighton & Hove City Council