

CARDIFF COUNCIL

REGISTER OF CABINET DECISIONS: 17 DECEMBER 2020

Decision No.	Minute No.	Decision	Reason	Consultation Undertaken	Dates			Responsibility for implementation after date shown
					Decision Made	Publication	Deadline for call-in	
	Min No 1	<p>Minutes of the Cabinet meetings held on 19 and 26 November 2020</p> <p>Approved</p>						
CAB/20-21/1	Min No 2	<p>Cabinet Response to Policy Review & Performance Scrutiny Committee report entitled Scrutiny Impact Assessments</p> <p>RESOLVED: that the draft response to the recommendations of the Policy Review and Performance Scrutiny Committee report, entitled 'Scrutiny Impact Assessment Model' as set out in Appendix A to this report be approved.</p>	To approve the Cabinet's response to the recommendations of the report of the Policy Review and Performance Scrutiny Committee, entitled 'Scrutiny Impact Assessment Model'.		17 December 2020	18 December 2020	31 December 2020	Paul Orders Chief Executive
CAB/20-21/2	Min No 3	Welsh Government Consultations On Draft Regulations For Corporate Joint Committees And Strategic Development	To enable the Council to submit responses to the two Welsh Government consultations by 4		17 December 2020	18 December 2020	31 December 2020	Paul Orders, Chief Executive

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		<p>Plans</p> <p>RESOLVED: that</p> <ol style="list-style-type: none"> 1. the Welsh Government consultation documents on Regulations to establish Corporate Joint Committees (CJCs) and to establish the procedure for Strategic Development Plans (SDPs) to be prepared Wales by CJCs be noted 2. the draft responses to the two Welsh Government consultations, which are attached as Appendices A and B to the report be approved; and 3. authority be delegated to the Chief Executive, in consultation with the Leader of the Council, Cabinet Member for Investment & 	January 2021.					

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		Development and Cabinet Member for Strategic Planning & Transport, to make any further amendments as necessary to the Council's draft responses to the consultations prior to submission in advance of the closing date of 4 January 2021.						
CAB/20-21/3	Min No 4	<p>Cardiff Heat Network Special Purpose Vehicle - Full Business Case Approval</p> <p><i>Appendix 1, 2 and 4 to to this report are not for publication by virtue of paragraphs 14 of schedule 12a of the local government act 1972 as it contains information classified as exempt under schedule 12a that it contains information relating to the financial or</i></p>	To enable Cabinet to consider and approve: the Final Business Case for Phase 1 of the Cardiff Heat Network; establishment of the project's Special Purpose Vehicle (SPV); on-granting of grant funding to the SPV; and on-lending of Welsh Government loans to the SPV and the	Local Members have been informed about the generalities of the scheme	17 December 2020	18 December 2020	31 December 2020	Andrew Gregory, Director of Planning, Transport & Environment

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		<p><i>business affairs of any particular person (including the authority holding that information). In all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information</i></p> <p><i>Appendix 3 to this report is not for publication by virtue of the provisions of schedule 12a paragraph [16] (information in respect of which a claim to legal professional privilege could be maintained in legal proceedings) to the local government act 1972</i></p> <p>RESOLVED: that</p> <p>1. the Final Business Case for the Cardiff Heat Network (including the project's Special Purpose Vehicle) attached to this</p>	delegation of Authority to the Director of Planning, Transport and Environment to agree and execute the various agreements required to implement the project.					

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		<p>report be approved subject to the capital costs affordability envelope arising from the design, build, operate and maintain (DBOM) procurement not exceeding the total capital cost stated in Table 2 of the confidential FBC.</p> <p>2. Approval be given to the Shareholder Agreement between the Council and the Special Purpose Vehicle, and authority delegated to the Director of Planning, Transport and Environment to make minor amendments to this.</p> <p>3. Approval be given to the establishment of the Council's wholly owned Special Purpose Vehicle, to be known as the Cardiff Heat Network, under the terms of the Shareholder</p>						

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		<p>Agreement which contains the formal Governance Arrangements as generally described in the report.</p> <p>4. the on-granting of the HNIP grant to the SPV be agreed and authority be delegated to the Director of Planning, Transport and Environment to agree and execute the on-granting agreement between the Council and the SPV</p> <p>5. the on-lending of the WG loan to the SPV be agreed and Authority delegated to the Director of Planning, Transport and Environment to agree and execute the loan agreement between the Council and WG and the on-lending agreement between the Council and</p>						

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		<p>the SPV.</p> <p>6. Authority be delegated to the Director of Planning, Transport and Environment to agree on behalf of the Council, as the sole shareholder, the SPV entering in to all necessary agreements to implement the project, including but not limited to:</p> <ul style="list-style-type: none"> • The design, build, operate and maintain (DBOM) contracts for construction and operation of the network • The bulk heat supply agreement with Viridor • The Heat Supply Agreements with customers • Utility agreements for gas and electricity at 						

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		<p>the back up energy centre</p> <ul style="list-style-type: none"> • Easements to cross private land • Lease agreement for land for back-up energy centre <p>7. Authority be delegated to the Director of Planning, Transport and Environment , in consultation with the Cabinet Member for Clean Streets, Recycling and Environment and the Council's S151 Officer, to agree on behalf of the Council, as the sole shareholder, updates to the SPV Business Plan and consent to any Reserved Matters as required by the Shareholder's Agreement (subject to any matter referable to Full Council).</p> <p>8. It be noted that the</p>						

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		<p>Director of Planning, Transport and Environment already has delegated Authority under the April 2018 OBC approval to award the DBOM contract after Cabinet has approved the Final Business Case.</p> <p>9. Authority be delegated to the Director of Planning, Transport and Environment to agree all other documents required relating to the constitution and governance and operations of the Special Purpose Vehicle and its relations with the Council.</p> <p>10. It be noted that a further report will be taken to Council in due course to approve the appointment of the external non-executive director of the SPV.</p>						

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CAB/20-21/4	Min No 5	<p>School Organisation Planning: Primary School Places to Serve Cathays and Parts of Gabalfa, Heath, Llandaff North and Plasnewydd RESOLVED: that</p> <p>1. officers be authorised</p> <ul style="list-style-type: none"> to consult on proposals to increase the capacity of Ysgol Mynydd Bychan from c0.9FE (192 places) to 1.5FE (up to 315 pupils) from September 2022. to undertake a stakeholder engagement exercise to shape proposals that would be taken forward to provide an appropriate balance of Welsh-medium and English-medium primary school places 	To balance provision for Welsh-medium and English-medium community primary school provision to serve Cathays and parts of Gabalfa, Heath, Llandaff North and Plasnewydd.	Local Members for Cathays, Gabalfa, Heath, Llandaff North and Plasnewydd have been consulted on the proposal. Members have been briefed on the need for additional Welsh-medium places to serve the area, the alignment of the proposal with the Welsh Government's Cymraeg 2050 strategy, and the potential impact of the proposals on local schools.	17 December 2020	18 December 2020	31 December 2020	Melanie Godfrey Director of Education & Lifelong Learning

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		<p>to serve the area.</p> <p>2. it be noted that consultation on the Admission Arrangements for the 2022/23 academic year will include a proposal to reduce the admission number of Allensbank Primary School from 45 to 30 places.</p> <p>3. It be noted that officers will bring a report on the outcome of the consultation and engagement exercise to a future meeting to seek authorisation as to whether to proceed to publish proposals in accordance with section 48 of The School Standards and Organisation (Wales) Act 2013.</p>						

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CAB/20-21/5	Min No 6	<p>School Organisation Planning: 21st Century Schools (Band B): Redevelopment and Expansion of Cathays High School</p> <p>RESOLVED: that</p> <p>1. officers be authorised to consult on proposals to:</p> <ul style="list-style-type: none"> Expand the school from 1,072 places (5.5 Forms of Entry with 247 sixth form places) to 1,450 places (8 Forms of Entry with 250 sixth form places) from September 2023; Replace the Cathays High School buildings with new build accommodation on the Maindy Centre site adjacent to Crown Way and North Road; Expand the current Specialist Resource 	To meet the demand for English-medium secondary school and post 16 places in the Cathays High School catchment area and neighbouring communities, and to meet demand for additional Specialist Resource Base (SRB) places for learners with Autism Spectrum Condition city-wide.		17 December 2020	18 December 2020	31 December 2020	Melanie Godfrey Director of Education & Lifelong Learning

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		<p>Base (SRB) for learners with Autism Spectrum Condition from 16 to 50 places in purpose-built accommodation in the new school buildings;</p> <ul style="list-style-type: none"> • Upgrade community facilities in Cathays and Gabalfa through the significantly enhanced school facilities being made available for shared use with the wider local community. • Provide space for the local community to continue to have access to off-road open spaces for informal leisure use. <p>2. it be noted that officers will bring a report on the outcome of the consultation to a future meeting to seek authorisation as to</p>						

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		whether to proceed to publish proposals in accordance with section 48 of The School Standards and Organisation (Wales) Act 2013.						
CAB/20-21/6	Min No 7	<p>Anti Money Laundering Policy</p> <p>RESOLVED: that</p> <ol style="list-style-type: none"> 1. the Anti-Money Laundering Policy be approved; and 2. authority be delegated to the Audit Manager to amend the procedure and supplementary forms (Appendix A) as may be necessary from time to time, in light of operational experience. 	To enable the Cabinet to consider the proposed Anti-Money Laundering Policy.		17 December 2020	18 December 2020	31 December 2020	Chris Lee, Corporate Director Resources

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	Min No 8	<p>Corporate Risk Management - Quarter 2 2020/21</p> <p>RESOLVED: that the content of the Corporate Risk Register be noted.</p>	To enable the Cabinet to monitor risk management activity, and consider the Risk Management Review – quarter two 2020/21.		<i>This report is for noting, and is therefore not subject to call-in</i>			
CAB/20-21/7	Min No 9	<p>Calculation of Council Tax Base 2021/22</p> <p>RESOLVED: that</p> <p>(1) the calculation of the Council's tax base for the year 2021/22 be approved;</p> <p>(2) that pursuant to this report and in accordance with the Local Authorities (Calculation of Tax Base) (Wales) Regulations 1995, as amended, the amount calculated by Cardiff Council as its Council Tax Base for the year</p>	It is a statutory obligation for the Council to agree its Council Tax Base annually and this figure is used for Council Tax setting.		17 December 2020	18 December 2020	31 December 2020	Chris Lee, Corporate Director of Resources

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		<p>2021/22 shall be 147,794;</p> <p>(3) that pursuant to this report and in accordance with the Local Authorities (Calculation of Tax Base) (Wales) Regulations 1995, as amended, the amounts calculated by the Council as the Council Tax Base for the year 2021/22 in the community areas subject to a precept shall be as follows:</p> <table style="margin-left: 20px;"> <tr> <td>Lisvane</td> <td>2,513</td> </tr> <tr> <td>Pentyrch</td> <td>3,369</td> </tr> <tr> <td>Radyr</td> <td>3,847</td> </tr> <tr> <td>St. Fagans</td> <td>1,746</td> </tr> <tr> <td>Old St. Mellons</td> <td>2,192</td> </tr> <tr> <td>Tongwynlais</td> <td>822</td> </tr> </table> <p>(4) that the arrangements for the payment of precepts in 2021/22 to the Police and Crime Commissioner for South</p>	Lisvane	2,513	Pentyrch	3,369	Radyr	3,847	St. Fagans	1,746	Old St. Mellons	2,192	Tongwynlais	822						
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		Wales to be by equal instalments on the last working day of each month from April 2021 to March 2022 and the Community Councils be by one payment on 1 April 2021, be on the same basis as that used in 2020/21 and the precepting authorities be advised accordingly.						
	Min No 10	<p>Performance Mid Year Assessment</p> <p>RESOLVED: that Cabinet note the half-year assessment of the Council's performance as set out in the report and Appendix A, including the delivery of key commitments and priorities at the end of Quarter 2 of 2020/21, and the actions being taken to ensure the effective delivery of Capital Ambition and the Corporate Plan 2020-23.</p>			<i>This report is for noting, and is therefore not subject to call-in</i>			

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CAB/20-21/8	Min No 11	<p>Atlantic Wharf Masterplan</p> <p>Appendices 2 - 6 of this report are not for publication as they contain exempt information of the description contained in paragraphs 14 and 16 of part 4 and paragraph 21 of part 5 of Schedule 12A of the Local Government Act 1972.</p> <p>RESOLVED: that</p> <p>1) the masterplan set out at Confidential Appendix 2 for the re-development of Atlantic Wharf site illustrated by the site plan at Appendix 1 be approved and the commencement of a consultation process be authorised</p> <p>2) authorisation be given to the preparation of a planning application to</p>	To seek approval of the draft Atlantic Wharf masterplan and authority to undertake a consultation process before commencing the preparation of a planning application.	Local Members are aware of the proposals and will be consulted as part of the planning process. The Economy & Culture Scrutiny Committee considered this item and the letter was circulated at the Cabinet meeting.	17 December 2020	18 December 2020	31 December 2020	Neil Hanratty – Director of Economic Development

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		<p>secure outline planning permission for the masterplan to be submitted as part of a hybrid planning application with the detailed application for the new Indoor Arena.</p> <p>3) the preparation of an Outline Business Case to consider options for bringing forward the redevelopment of the Red Dragon Centre be authorised</p>						
CAB/20-21/9	Min No 12	<p>Annual Property Plan</p> <p>RESOLVED: that</p> <ol style="list-style-type: none"> 1. the 2020/21 Annual Property Plan attached at Appendix 1 to the report be approved 2. the property transaction programme set out in Tables 1 to 5 of the 	To seek Cabinet approval of the 2020/21 Annual Property Plan.	Member engagement will take place throughout the implementation of the plan.	17 December 2020	18 December 2020	31 December 2020	Neil Hanratty – Director of Economic Development

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		<p>report be noted</p> <p>3. authority be delegated to the Director of Economic Development in consultation with the Cabinet Member for Investment and Development to develop detailed proposals relating to opportunities for the disposal of Council land to be presented back to Cabinet for authority to proceed.</p>						
CAB/20-21/10	Min No 13	<p>Llandaff Conservation Area Review</p> <p>RESOLVED: that</p> <p>(1) the area shown on Appendix 1 to the report be designated as the Llandaff Conservation Area in accordance with Section 69 of the Planning [Listed</p>	<p>The recommendations are based on the thorough analysis of the purposes of protecting the special character or appearance of the area and consideration of consultation responses. It has</p>	<p>The revised draft appraisal was prepared in consultation with the local Llandaff Conservation Advisory Group, which includes local member representation and members of the Llandaff</p>	17 December 2020	18 December 2020	31 December 2020	Andrew Gregory, Director of Planning, Transport & Environment

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		<p>Buildings and Conservation Areas] Act 1990.</p> <p>(2) the Llandaff Conservation Area Appraisal shown in Appendix 2 be adopted, in accordance with Section 71 of the Planning [Listed Buildings and Conservation Areas] Act 1990;</p> <p>(3) the making and service of an Article 4 Direction for the conservation area be authorised</p>	<p>been concluded that it is considered appropriate to designate the extended Llandaff Conservation Area along with approval of the supporting Conservation Area Appraisal.</p> <p>In order to effectively manage change within the extended area, it is proposed that an Article 4 Direction be served to replicate the level of control over minor development which is currently in place within the rest of the conservation area; removing various householder permitted development rights for changes to</p>	Society.				

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			windows, doors, hard surfaces, roofs and boundaries. This is subject to a statutory period during which residents can make representations. A decision to confirm the order must take account of responses received and be made within six months of the date of service.					
CAB/20-21/11	Min No 14	<p>Local Air Quality Management - Annual Air Quality Progress Report</p> <p>RESOLVED: that</p> <ol style="list-style-type: none"> 1. the monitored results gathered in 2019 be noted and accepted 2. approval be given to the review of the non- 	To enable Cardiff Council to submit the Annual Progress Report on Local Air Quality Management to Welsh Government.		17 December 2020	18 December 2020	31 December 2020	Andrew Gregory, Director of Planning, Transport & Environment

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		<p>automated monitoring network for NO₂, whereby those monitoring sites displaying continued compliance with limit values are decommissioned.</p> <p>3. the 2020 Annual Progress Report (as attached as Appendix 1) be approved for submission to Welsh Government for approval.</p>						
CAB/20-21/12	Min No 15	<p>Endorsement of Second Review of South Wales Aggregates Regional Technical Statement</p> <p>RESOLVED: that the recommendations contained in the Second Review of the South Wales Aggregates Regional Technical</p>	To comply with Welsh Government guidance on the process for preparing the 2 nd Review of the RTS.		17 December 2020	18 December 2020	31 December 2020	Andrew Gregory, Director of Planning, Transport & Environment

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		Statement (RTS) be endorsed and the progression of the Statement of Sub-Regional Collaboration as part of the evidence base for the proposed Replacement LDP be agreed						
Prepared by Cabinet office:					18 December 2020			
Submitted to Chief Executive for Signature					18 December 2020			

Approved for Publication:

Chief Executive

Date: 18 December 2020