



**Service Director – Legal, Governance and
Commissioning**

Julie Muscroft

Governance and Commissioning

PO Box 1720

Huddersfield
HD1 9EL

Tel: 01484 221000

Decision Summary

Committee:

Date:

Committee Clerk:

TEL:

CABINET

TUESDAY 17 OCTOBER 2023

Yolande Myers

01484 221000

Chair

Councillor Cathy Scott

Councillors Attended

Councillor Paul Davies

Councillor Elizabeth Reynolds

Councillor Graham Turner

Councillor Viv Kendrick

Councillor Masood Ahmed

Councillor Jackie Ramsay

Councillor Mussarat Pervaiz

Councillor Yusra Hussain

Observers

Councillor Moses Crook

Councillor John Lawson

Councillor Bernard McGuin

1: Membership of Cabinet

To receive apologies for absence from Cabinet Members who are unable to attend this meeting.

All Cabinet members were present.

2: Declaration of Interests

Members will be asked to say if there are any items on the Agenda in which they have any disclosable pecuniary interests or any other interests, which may

prevent them from participating in any discussion of the items or participating in any vote upon the items.

No interests were declared.

3: Admission of the Public

Most agenda items take place in public. This only changes where there is a need to consider exempt information, as contained at Schedule 12A of the Local Government Act 1972. You will be informed at this point which items are to be recommended for exclusion and to be resolved by the Committee.

Cabinet noted the submission of exempt information, as set out at Agenda Item 14.

4: Deputations/Petitions

The Cabinet will receive any petitions and/or deputations from members of the public. A deputation is where up to five people can attend the meeting and make a presentation on some particular issue of concern. A member of the public can also submit a petition at the meeting relating to a matter on which the body has powers and responsibilities.

In accordance with Council Procedure Rule 10, Members of the Public must submit a deputation in writing, at least three clear working days in advance of the meeting and shall subsequently be notified if the deputation shall be heard. A maximum of four deputations shall be heard at any one meeting.

No deputations or petitions were received.

5: Questions by Members of the Public

To receive any public questions.

In accordance with Council Procedure Rule 11, the period for the asking and answering of public questions shall not exceed 15 minutes.

Any questions must be submitted in writing at least three clear working days in advance of the meeting.

No questions were asked.

6: Questions by Elected Members (Oral Questions)

Cabinet will receive any questions from Elected Members.

In accordance with Executive Procedure Rule 2.3 (2.3.1.6) a period of up to 30 minutes will be allocated.

Cabinet received oral questions under Executive Procedure Rule 2.3.

7: Special Educational Needs and Disabilities (SEND) - Increasing Special School Places

To consider creating additional school places at Woodley School and College.

Wards affected: all

Contact: Martin Wilby, Head of Education Places and Access

RESOLVED –

- 1) That further to the consideration of the outcome of the non-statutory consultation, authority be delegated to the Strategic Director, Children's Services to publish related statutory proposals to create additional special school places at Woodley School and College as prescribed in the 2013 Regulations.
 - 2) That Cabinet consider and determine the proposals at the end of the representation period.
 - 3) That further to the consideration of the outcome of non-statutory consultation, authority be delegated to the Strategic Director, Children's Services to publish related statutory proposals to create additional special school places as prescribed in the 2013 regulations.
 - 4) That Cabinet consider and determine the proposals at the end of the representation period.
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8: Ad Hoc Scrutiny Building Panel - health and safety compliance in residential housing stock

To consider progress and next steps.

Wards affected: all

Contact: Sarah Thistlethwaite, Service Development Manager

RESOLVED –

- 1) That actions identified as ongoing be reported less frequently to the Building Safety Assurance Board and that Cabinet acknowledge the progress made is sufficient to form ongoing good practice.
 - 2) That a further update be considered at a future meeting.
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9: Kirklees Local Plan Review and Update

To consider the outcome of a review of the Kirklees Local Plan.

Wards affected: all

Contact: Jo Scrutton, Planning Policy Team Leader – Planning Policy Group

RESOLVED –

- 1) That the findings and recommendations of the internal officer review of the fitness of the Kirklees Local Plan (as outlined in Appendix 1 of the considered report) be ratified and the council's reasons and decisions be published on its website.
 - 2) That a recommendation be made to Council that a full update of the Kirklees Local Plan commence (following current statutory local plan processes with the process to be reviewed following confirmation of the government's proposed planning reforms).
 - 3) That authority be given to the Strategic Director Growth and Regeneration to prepare a Local Development Scheme (programme to produce development plan documents) with a completed LDS presented to a future meeting of Cabinet for approval and publication.
 - 4) That authority be given to the Strategic Director Growth and Regeneration to commence the preparation of a revised Statement of Community Involvement and to consult on a draft document.
 - 5) That a final Statement of Community Involvement be presented at a future meeting for approval and publication.
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10: Update on proposals for the redevelopment of Sycamore Grange, Golcar, Huddersfield.

To consider the redevelopment of Sycamore Grange in Golcar, Huddersfield.

Wards affected: Golcar

Contact: James Hinchliffe, General Manager – Development, Homes and Neighbourhoods.

RESOLVED –

- 1) That the re-development plans as outlined in the considered report be noted and that endorsement be given to the approach to constructing the scheme.
- 2) That approval be given to a maximum budget envelope of £11,937,000 to procure the demolition of the existing Sycamore Grange scheme, the construction of the new retirement living scheme, bungalows, and apartments, and to fund the management of rehousing and revenue costs.

- 3) That pursuant to (2) above, authority be delegated to the Service Director Finance to sign a detailed financial appraisal, following planning permission and procurement, but before the award of any contract and the commencement of works.
 - 4) That approval be given to the submission of Prior Approval notification and Notices under the Planning and Building Acts for the demolition of Sycamore Grange, and the submission of a planning application for the new development.
 - 5) That authority be delegated the Strategic Director of Growth in consultation with the Service Director for Legal, Governance & Commissioning, and Portfolio Holder to invite and assess tender submissions and enter into contract for the demolition of existing buildings on the site once Vacant Possession is achieved.
 - 6) Authorise the Strategic Director of Growth in consultation with the Service Director for Governance & Commissioning and the Portfolio Holder to invite and assess tender submissions and to draft and award contracts for the Design and Build of the new scheme within the agreed budget envelope.
 - 7) That approval be given to the appointed contractor to be responsible for finalising the design and costs and obtaining all approvals required to construct the scheme.
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11: Re-Profile of Kirklees Resource & Waste Strategy 2021-2030

To consider the Kirklees Resource & Waste Strategy 2021-30.

Wards affected: all

Contact: Natalie Clark, Programme Manager

RESOLVED –

- 1) That the 2023 Resources & Waste Strategy update be agreed and published.
 - 2) That authority be delegated to the Strategic Director for Growth & Regeneration, in consultation with the relevant portfolio-holders and the Service Director for Finance, for expenditure of sums as outlined in Appendix Three of the considered report to support the development and implementation of the re-profiled Kirklees Resources & Waste Strategy 2021-30 and supporting infrastructure.
 - 3) That approval be given to undertake the procurement of the Reuse Shop Scheme, and that authority be delegated to the Service Director for Highways and Streetscene, in consultation with the relevant portfolio-holders and the Service Director for Finance, to authorise the award of a contract to the successful bidder following the procurement.
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12: Kirklees Stadium and Kirklees Stadium Developments Ltd - Further revisions to the previously agreed approach

To consider proposals for Kirklees Stadium Development Ltd.

Wards affected: Dalton

Contact: David Shepherd, Strategic Director – Growth & Regeneration

RESOLVED –

- 1) That pursuant to Minute Nos. 118 and 125 of the meeting of Cabinet on 21 December 2022, authority be delegated to officers to conduct negotiations with the HTAFC and HRLFC regarding the KSDL agreement, with a view to them taking full operational control of the facility (and negotiations with other current leaseholders as necessary).
 - 2) That a further report be considered to update Members on progress on the actions set out in the considered report.
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13: Exclusion of the Public

To resolve that under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting during consideration of the following item of business, on the grounds that it involves the likely disclosure of exempt information, as defined in Part 1 of Schedule 12A of the Act.

RESOLVED – That under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting during the consideration of the following items of business, on the grounds that they involve the likely disclosure of exempt information, as defined in Part 1 of Schedule 12A of the Act.

14: Kirklees Stadium and Kirklees Stadium Developments Ltd - Further revisions to the previously agreed approach

Exempt information in accordance with Schedule 12A Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006 namely it contains information relating to the financial and business affairs of third parties (including the Authority holding that information). It is considered that the disclosure of the information would adversely affect those third parties including the Authority and therefore the public interest in maintaining the exemption, which would protect the rights of an individual or the Authority, outweighs the public interest in disclosing the information and providing greater openness and transparency in relation to public expenditure in the Authority's decision making. And where information is subject to an obligation to confidentiality.

To consider the exempt information in relation to Agenda Item 12.

RESOLVED - The exempt information was noted prior to the consideration of Agenda Item 12.
