



WORTHING BOROUGH
COUNCIL

18 April 2023

**Worthing Council Meeting
18 April 2023**

Council Chamber, Worthing Town Hall

6.30 pm

Agenda

6 April 2023

ALL MEMBERS OF THE COUNCIL are hereby summoned to attend for the following business:

Part A

1. Apologies for Absence

2. Declarations of Interest

Members and Officers must declare any disclosable pecuniary interests in relation to any business on the agenda. Declarations should also be made at any stage such an interest becomes apparent during the meeting.

If in doubt contact the Legal or Democratic Services representative for this meeting.

3. Confirmation of Minutes

To approve the minutes of the Full Council Meeting held on Tuesday 21 February 2023 and the Extraordinary Meeting of Council held on Tuesday 28 March 2023, copies of which have been previously circulated.

4. Questions from the Public

To receive any questions from members of the public addressed to Members of the Cabinet in accordance with Council Procedure Rule 11. There is up to 5 minutes for each question, one supplementary question may be asked arising from the original question.

Questions must relate to any matter the Council has power or which affects the Borough, except no questions may be asked in relation to

- a) A specific planning or licensing application
- b) A specific staffing appointment or appeal, or Standards determination

Director for Communities:
Tina Favier
Adur & Worthing Councils,
Town Hall, Chapel Road,
Worthing, West Sussex, BN11 1HA

Public question time will last up to 30 minutes; questions will be taken in the order of receipt.

The deadline for submission of questions is **13th April 2023 at 12 noon**. Questions to be submitted via democratic.services@adur-worthing.gov.uk

5. Announcements by the Mayor, Leader of the Council, Cabinet Members or the Head of Paid Service

6. Items raised under Urgency Provisions

To consider any items the Mayor has agreed are urgent.

7. Recommendations from the Cabinet and Committees to Council (Pages 7 - 10)

To consider recommendations to the Council, details of which are set out in the attached items as 7A and 7B.

Reports are available on the website as listed below:

	Cabinet / Committee	Date	Item
A	Worthing Joint Strategic Sub-Committee	6 March 2023	Worthing Heat Network : Letting of contract to design, build, fund, operate and maintain a low carbon heat network for Worthing Town Centre and agreement to enter into heat supply and connection agreements for WBC estate
B	Joint Overview and Scrutiny Committee	16 March 2023	Joint Overview and Scrutiny Committee Work Programme Setting 2023/24

8. Report of the Leader on Decisions taken by the Cabinet (Pages 11 - 24)

To receive a report from the Leader as item 8. The report contains decisions taken by the Cabinet, Cabinet Members, the Joint Strategic Committee and the Worthing JSC Sub-Committee since the December Full Council meeting.

There will be up to 15 minutes for Cabinet Members to make any statements on the report. There will also be up to 15 minutes for Cabinet Members to respond to questions on the report. These questions will not be the same as any to be asked under Item 12.

9. Decision making following a resignation (Pages 25 - 28)

To consider a report by the Director for Communities as item 9.

10. Selecting the Mayor for 2023/24

To receive nominations for the appointment of Deputy Mayor for 2023/24 who will

be Mayor from May 2024.

11. Schedule of Meetings 2023/24 (Pages 29 - 30)

To receive from the Proper Officer, the Director for Communities, the schedule of meetings for the Council and other meetings in the next Municipal Year.

A copy of the schedule is attached as item 11.

The Council is invited to formally approve the dates for its meetings and to note the proposed meeting dates for Committees.

12. Members Questions under Council Procedure Rule 12

Members' question time will last up to 30 minutes, with questions being taken in the order of receipt and in rotation from each political group on the Council. The deadline for submission of questions is **Thursday 13th April 2023 at 12 noon.**

Questions should be submitted via democratic.services@adur-worthing.gov.uk

Questions can be asked of the following:

- a) The Mayor
- b) A Member of the Executive
- c) The Chairman of any Committee
- d) The Council's representative on any outside body

Questions cannot be asked in relation to the following:

- a) A specific planning or licensing application
- b) A specific staffing appointment, appeal or Standards determination

Part B - Not for Publication - Exempt information Reports

None.



Tina Favier
Director for Communities

Recording of this meeting

The Council will be live streaming this meeting, including public question time. A recording will be available on the Council's website as soon as practicable after the meeting. The Council will not be recording any discussions in Part B of the agenda (where the press and public have been excluded).

For Democratic Services enquiries relating to this meeting please contact:

Neil Terry
Democratic Services Manager and Deputy
Monitoring Officer
01903 221073
neil.terry@adur-worthing.gov.uk

For Legal Services enquiries relating to this meeting please contact:

Joanne Lee
Head of Legal Services and Monitoring
Officer
joanne.lee@adur-worthing.gov.uk

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Council
18 April 2023
Item 7A

Extract from the minutes of the Worthing Joint Strategic Sub-Committee - 6 March 2023

JSS-C(W)/070/22-23 Worthing Heat Network : Letting of contract to design, build, fund, operate and maintain a low carbon heat network for Worthing Town Centre and agreement to enter into heat supply and connection agreements for WBC estate

The report updated members on work undertaken since March 2022 on the Worthing Heat Network, during which time the procurement exercise has been completed that has identified Pinnacle Power as the preferred organisation to become the council's concessionaire partner.

Subject to approval, Pinnacle Power would fund, design, build, operate and maintain a new, low carbon heat network for Worthing Town Centre that is estimated to save 55,000 tonnes of CO2 within the first fifteen years of operation.

The report set out information about:

- the procurement exercise
- the preferred bidder's solution
- the contractual elements of the procurement
- funding arrangements
- next steps

Additionally, the report outlined a successful Public Sector Decarbonisation Scheme bid for £2.47m that will support the council in delivering enabling works to its estate in order to ensure that its town centre estate connects to the heat network efficiently.

Members discussed the report and congratulated officers on the work undertaken in connection with the report. The position of the Borough as a golden shareholder was highlighted to members of the sub-committee

Decision

That the Worthing Sub Committee of the Joint Strategic Committee

i) Noted the progress in the report;

ii) Delegated authority to the Director for Digital, Sustainability & Resources, in consultation with the Cabinet Members for Resources and the Climate Emergency to:

- Negotiate final terms and enter into the Concession Agreement on behalf of Worthing Borough Council
- Negotiate and enter into the Connection Agreement and Heat Supply Agreement for all Worthing Borough Council buildings listed at Section 4.25
- Negotiate and let any contracts associated with the Public Sector Decarbonisation Scheme funded programme of works, providing the same are within the approved budget.

iv) recommended to Council approve an amendment to the General Fund capital programme budget of £7,454,490 funded as follows:

- **£2,449,200 from the Public Sector Decarbonisation Scheme;**
- **£5,005,230 from additional prudential borrowing;**

iii) approved a budget virement of £255,000 HNIP funding. As outlined at 6.2, this will be used to support the procurement and contract work associated with the project;

iv) approved and authorised the appointment of Worthing Borough Council as the golden shareholder in the Special Purpose Vehicle as set out in this report and to authorise the Chief Executive Officer or their delegated nominee, in consultation with the Leader of the Council to take all actions and make all decisions required of the golden shareholder under the contractual arrangements with the appointed concessionaire.

(Link to the report on the website e.g. [Worthing Joint Strategic Sub-Committee - 6 March 2023](#))



**Extract from the minutes of the Joint Overview & Scrutiny Committee - 16
March 2023**

JOSC/xxx/22-23

JOSC Work Programme setting 2023/24

Members discussed the process for reviewing scrutiny through a workshop group before putting together a working group. It was clarified that no decisions were to be made at this meeting as to the future of JOSC and that Members were currently being presented with a possible roadmap for improving how Scrutiny was conducted. Members discussed the 23/24 schedule and voted unanimously to bring the Our Plan item forward to the July meeting.

As part of the discussion on the Work Programme it was accepted that the work of the JOSC Working Group (Adur Homes Repairs and Maintenance) would need to be paused pending the outcomes of the Adur Homes referral to the Housing Regulator. It was also accepted that the JOSC Working Group (review of policy for housing vulnerable people in accommodation outside of Council areas) could continue its work as it was not an area of focus for the Housing Regulator but that some adjustments and input could be required by the Regulator in the coming months which might impact on the work of that review.

Resolved

The Joint Overview and Scrutiny Committee:

(1) Noted the progress in delivering the JOSC Work Programme for 2022/23

(2) Amended the draft JOSC Work Programme for 2023/24 to bring Our Plan forward to the July meeting and agreed that the amended Work Programme be submitted to the Adur and Worthing Full Council meetings in April 2023 for approval.

(Link to the report on the website e.g. [Joint Overview & Scrutiny Committee - 16 March 2023](#) & [Appendix A](#))

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Report of the Leader on Decisions taken by Cabinet Members and the Joint Strategic Committee since the last meeting of Council

A Decisions Taken by Individual Cabinet Members

Listed below is a summary of decisions taken by the individual Cabinet Members since the dispatch of the agenda for the last Ordinary Council Meeting. Details can be found on the Cabinet Members Decisions webpage.

Leader

None

Deputy Leader

None

Cabinet Member for Regeneration

JAW/013/22-23 Release of Community Infrastructure Levy (CIL) to undertake a Feasibility Study for improving Somerset's Lake
JAW/015/22-23 Worthing Parking Review

Cabinet Member for Resources

* JAW/012/22-23 The Meads
JAW/014/22-23 Redundancy & Settlement Agreement
JAW/016/22-23 Settlement Agreement
JAW/017/22-23 Redundancies

Cabinet Member for Citizen Services

None

Cabinet Member for the Environment

JAW/008/22-23 Waste and Street Cleansing Vehicle Replacements: Moving to an ultra low emission fleet
JAW/018/22-23 Clinical Waste Collection

Cabinet Member for Community Wellbeing

None

Cabinet Member for Culture & Leisure

None

Cabinet Member for Climate Emergency

None

** The Worthing Cabinet Member abstained as this was a matter relating to Adur District Council*

B. Decisions taken by the Worthing Joint Strategic Sub-Committee on 12 January 2023

Details can be found by clicking on this [link](#).

The matters not appearing elsewhere on the agenda:-

JSS-C(W)/051/22-23 UK Shared Prosperity Fund - Investing in Place

The report outlined the opportunity to obtain funding from Central Government, as part of the UK Shared Prosperity Fund (UKSPF) and use this to deliver against predetermined interventions relating to People and Skills, Community and Place and Supporting Local Business.

The funding would assist the Council to deliver interventions against agreed core themes which are pertinent locally. These included; Cost of Living, Community-led Sustainable Transport Solutions, Community Participation and Engagement, Fuel Poverty and Business Support.

Members were given an outline of the impact of the UKSPF and associated interventions for Worthing Borough Council (WBC) with particular reference to those priorities that have been identified through other work strands and presented with the rationale for WBC to deliver the projects and agree relevant delegations and budgetary requirements to facilitate this.

The Cabinet welcomed the investment that replaced lost EU funding.

Decision

That the Worthing Joint Strategic Sub-Committee

- A. Noted that the s151 Officer has entered into a non-legally binding Memorandum of Understanding with the Secretary of State for Levelling Up, Housing and Communities (SOS) regarding the administration and delivery of the UK Shared Prosperity Fund.

- B. Delegated authority to the Director for the Economy and/or the S151 Finance Officer to enter into a binding Funding Agreement with the SOS for receipt of the funding (if required to do so) on terms substantially the same as those set out in the MOU and this report.
- C. Approved the virement of the UKSPF into the Council's budgets and for that budget to facilitate accurate reporting for the receipt and spend of funds.
- D. Delegated authority to the Director for the Economy, Director for Communities and Director of Digital, Sustainability and Resources to develop a procurement strategy for the delivery of the interventions and to enter into any necessary contract, grant funding agreement, or make any required investment under the Council's Treasury Management Policy, to enable the interventions specified in this Report, providing the spend does not exceed the UKSPF Budget.
- E. Agreed to an annual report being submitted to JSC to provide an update on the intervention delivery and monitor the spend against authorised budget.

JSS-C(W)/054/22-23 Teville Gate Regeneration - Marketing for Development Partner

Members were advised of the proposed marketing of the Teville Gate site and to seek the Committee's approval for the assessment criteria for those bids received.

The Cabinet welcomed the report and thanked all of those that had been involved in attempting to find a resolution to the future of the site.

Decision

The Worthing Joint Strategic Sub-Committee noted the contents of the report and agreed the seven site aspirations set out in paragraph 4.6.

C. Decisions taken by the Worthing Joint Strategic Sub-Committee on 1 February 2023

Details can be found by clicking on this [link](#).

The matters not appearing elsewhere on the agenda:-

JSS-C(W)/060/22-23 Becoming a council for the community: principles and approach

The report before Members outlined how Worthing Council will deliver on the Administration's commitment to become 'a council for the community'

The key pillars of the Council's participative approach reflected the vision of the Council: fair, green and local. The report outlined what this meant in terms of the way the council worked with the community and its partners as well as where it stepped back to enable communities to be better able to act for themselves.

The report also set out the commitment to make the best use of council assets in order to create an abundance of community action, where Worthing Council made change happen in partnership and in co-production with the community.

A foundation to this, as with the Council's economic approach, was community wealth building. This was a people-centred approach to local economic development, which redirected wealth back into the local economy, and placed control and benefits into the hands of local people.

This kind of step change in the relationship between the Council and its community would take time. The report set out the Council's first steps in this direction and outlined an open and participative approach to developing this work going forward.

Members unilaterally supported the strategy and lauded the opportunities to change governance that it presented

Decision

That the Worthing Joint Strategic Sub-Committee agreed

- a) To set up a working group to manage progress which should include officers, members and representatives from community groups and to delegate to the Chief Executive authority to agree the terms of reference for the working group in consultation with the Leader which shall include the requirement to report back to the Committee (at such intervals to be agreed in the terms of reference) with further recommendations to the Committee.
- b) For the Working Group to design and develop outcome measures and a roadmap to be reported to the Committee with agreed outcome measures published every 6 months.
- c) To initiate a review of identified policies and strategies in section 7 in order to embed these principles.

D. Decisions taken by the Joint Strategic Committee on 7 February 2023

Items related to Adur District Council are not reproduced on this agenda.

Details can be found by clicking on this [link](#).

The matters not appearing elsewhere on the agenda:-

JSC/42/22-23 Final Revenue Budget Estimates for 2023/24

The report before Members was the final budget report of the year, the culmination of the annual budgeting exercise, and asked members to note:

- The final revenue estimates for 2023/24; and
- An updated outline 5-year forecast;

The budgets reflected the decisions taken by members to date in relation to agreed savings proposals and any committed growth. The budgets were still to be adjusted for the proposals to invest in services detailed in Appendix 2 which were considered by the Cabinets previously.

The budget was analysed by the Directorates. In addition, the draft estimates for 2023/24 had been prepared, as always, in accordance with the requirements of the Service Reporting Code of Practice for Local Authorities (except in relation to pension cost adjustments that did not impact either on the Budget Requirement or the Council Tax Requirement).

The respective Adur and Worthing 2023/24 Estimates and Council Tax setting reports had already been considered by the Worthing Cabinet on 1st February 2023 and the Adur Cabinet on 2nd February 2023. Both the estimates for Adur District Council and Worthing Borough Council included their respective share of the cost of the Joint Strategic Committee.

Members agreed the recommendations within the report

Decision

That the Joint Strategic Committee

- (a) Noted the proposals to invest in services outlined in Appendix 2 which were considered at the Cabinet meetings in early February;
- (b) Noted the proposed 2023/24 budget detailed in Appendix 3, the respective Council shares, having been approved by the Adur and Worthing Cabinets. The budget would be adjusted for any changes to the Investment in Service proposals agreed by Cabinet.

E. Decisions taken by the Worthing Joint Strategic Sub-Committee on 6 March 2023

Details can be found by clicking on this [link](#).

The matters not appearing elsewhere on the agenda:-

JSS-C(W)/066/22-23 3rd Quarter Revenue Monitoring Report 2022/23

The report updated the Joint Strategic Sub Committee for Worthing Borough Council with the latest expenditure and income projections for both Adur District Council and Worthing Borough Council for the current financial year 2022/23, compared to the Revenue Budget approved by both Councils in February.

Whilst the 'spend to date' was the position as at the 31st December 2022, the forecast outturn position would reflect the latest information available to ensure an up-to-date forecast was presented.

Decision

That the Joint Strategic Sub-Committee (Worthing) noted the report and projected outturn position for the Joint Committee and Worthing Borough Council against the approved revenue budgets and proposed use of reserves.

JSS-C(W)/067/22-23 3rd Quarter Capital Monitoring Report 2022/23

This report updated the Sub-Committee on the progress made on the delivery of the 2022/23 Capital Investment Programme for Worthing Borough Council.

The programmes included schemes which supported the delivery of services by the Joint Services Committee.

Decision

The Worthing Sub Committee of the Joint Strategic Committee

- I. noted the reprofiling of the Worthing Borough Council capital schemes as advised in paragraph 6.1 and appendix 2.
- II. approved the urgent Health and Safety works at Commerce Way, and the addition of the schemes to the 2023/24 Capital Investment Programme funded from the 2023/24 capital contingency budget as detailed in paragraph 6.2.1.
- III. approved the decommission of the old diesel tank at Meadow Road and restoration of the site, and the addition of the scheme to the 2023/24 Capital Investment Programme. The estimated cost of the works is £30,000 to be

funded from the 2023/24 capital contingency budget as detailed in paragraph 6.2.2.

- IV. approved the additional funding of £100,000 for the Decoy Farm Business Case, funded from the Strategic Property Investment Fund as detailed in paragraph 6.2.3.

JSS-C(W)/068/22-23 The Principles Governing Climate Emergency Action for Worthing

The report outlined the Council's principles which underlie its response to the Climate Emergency Declaration (July 2019) and to propose an extension to the Declaration by adding the Ecological Emergency. The principles are relevant to work in all portfolios.

The supporting pillars of the Council's response were taken from the administration's commitment to be 'Fair, Green and Local' in policy and action.

The paper set out clearly the Council's commitment to putting Climate and Ecological action at the heart of policy actions. This reflects an approach which is both addressing the need to decarbonise across a range of realms at the same time as mitigating the impacts of climate damage on nature.

In recognition of being 'A Council for the Community', the paper explored ways the Council could support different organisations and community groups to work together to adapt to and mitigate the adverse consequences of Climate Change, to be coupled with working together to relieve the crisis in the Ecological sphere

Members lauded the principles and explored the connection between the Climate and Ecological Emergencies

Decision

The Worthing Sub Committee of the Joint Strategic Committee

i) expanded the Council's July 2019 Climate Emergency Declaration to include the Ecological Emergency.

ii) agreed 'Fair, Green and Local' principles to underpin policies responding to the Climate and Ecological Crises.

iii) developed the Council's capacities to be effective leaders in delivering the policies – setting targets and reporting regularly on progress to all Members and citizens.

iv) recognised that most responses to the Climate and Ecological Crises - which were not contained within administrative boundaries, - demanded working in partnership with other local authorities and local interested organisations.

v) Continued to work in partnership with Adur District Council and others, in recognition that many climate and ecology issues fundamentally require cross-border responses and solutions.

JSS-C(W)/069/22-23 Trees for Streets

The report before members set out a new community tree planting initiative, working in partnership with specialist crowd funding and community engagement company, Trees for Streets.

It was highlighted to the Sub-Committee how open space and urban tree planting supported Worthing council administration's core principles to be 'Fair, Green and Local' and highlighted the benefits of local ownership and associated community power in the development of environmental improvements. The report recognised the emotional, environmental and economic betterment created through increased urban tree planting.

The Committee explored the scheme, the mechanisms for supporting trees and how this could be rolled out in differing areas across the Borough.

Decision

The Worthing Sub Committee of the Joint Strategic Committee

- i) Agreed to enter into a 3 year contract with Trees for Streets for the facilitation of new street trees in Worthing Borough (circa £24K).
- ii) Delegated authority to the Director for the Economy to enter into all relevant contracts associated with the Trees for Streets programme.
- iii) Agreed to allocate funds for the maintenance of young trees as they become established within the Trees for Streets and celebration trees in the WBC programme.
- iv) Agreed to work collaboratively with WSCC in the licensing, future maintenance and ownership of the new street trees.

JSS-C(W)/071/22-23 Worthing Housing Strategy Roadmap

The purpose of the report before members was to request the extension of three housing strategies, including the: Housing Strategy: Enabling communities to thrive in their own home" 2020-2023, Temporary Accommodation Placement and Procurement Policy, and the Community Homelessness Strategy 2017-2022.

Access to quality, affordable and sustainable homes was a fundamental priority for this Council. This paper outlines a roadmap to renew these important strategies

during 2023/24, to enable the development of a strategic approach which is shaped by the vision of Worthing to be the fairest and greenest coastal town and informed by the needs of local communities and which places prevention and early intervention at its heart.

Members were updated with some key interventions to tackle homelessness and rough sleeping in Worthing and given the key commitments around finding, enabling and supporting more sustainable accommodation for our residents to provide help when people need it most.

Decision

The Worthing Sub Committee of the Joint Strategic Committee agreed

i) that the following strategies/policies be extended until the end of March 2024:

- Housing Strategy: Enabling communities to thrive in their own home” 2020-2023 to March 2024;
- Temporary Accommodation Placement and Procurement Policy; and
- Community Homelessness Strategy 2017-2022

ii) that the progress and plans underway to tackle homelessness and rough sleeping be noted; and

iii) that the roadmap for the development of the new strategies/policies during 2023/24, which will be reported back in January 2024.

JSS-C(W)/072/22-23 Union Place - Update on Joint Venture Partnership with Roffey Homes.

The purpose of the report to members was to advise on the progress with negotiations with the Council’s preferred Joint Venture Partner on the development of the Union Place site, and to seek the Committee’s comments on the proposed form of the joint venture agreement for the development of the site.

Members were given the detailed nature of the proposed joint venture agreement through the formation of an LLP between the Council and Roffey Homes, and the proposal for the Council to invest land into the LLP company at the outset, with a further parcel of land being invested following grant of planning permission.

It was explained how the value of the Council’s investment was then matched by Roffey Homes equity and set out how the development would be funded. Key issues were highlighted that remained to be resolved surrounding legal powers, procurement, state aid, and tax implications of the proposed joint venture. Members were given a summary of the work undertaken to date to design the scheme, agreed land valuations, and set out a proposed programme between the joint venture partners to finalise the agreement and deliver the site.

Members noted the progress of the project and looked forward to the development of the area. Questions were asked about the green spaces included within the scheme and the types of planting that could be incorporated.

Decision

The Worthing Sub Committee of the Joint Strategic Committee

- i) noted progress made in developing and enabling the site since the most recent update to the Joint Strategic Committee in March 2022;
- ii) noted the principal purposes of the Council in relation to the development of the site as set out in paragraph 3.3;
- iii) noted that Officers would obtain updated procurement advice on the final proposals for developing the site and delegated authority to the Director for the Economy to take any recommended procurement action to appoint the Joint Venture Partner;
- iv) noted that a report would be brought back to the Joint Strategic Committee for consideration detailing the final proposed documents, and to seek any required authorisations to continue with the proposed Joint Venture arrangement.

JSS-C(W)/073/22-23 Review of Governance and Procedures for Administering the CIL Neighbourhood Fund

The report before members presented a change to the process for distribution of CIL funds that better reflected the Council's ambition to become a Council for the community. The intention was to drive meaningful change in our approach to decision making that empowers local communities to have more influence on how CIL monies are spent at a neighbourhood level.

Members discussed the matter and noted the community aspects of the changes included the support for un-constituted groups or individuals seeking funding

Decision

That the Worthing Sub Committee of the Joint Strategic Committee

- i) approved the proposed changes to the CIL Neighbourhood Fund process;
- ii) noted the suggested timeline for the next round of applications to the Fund

JSS-C(W)/074/22-23 New Culture Principles for Worthing

The purpose of the report before Members was to outline Worthing Council's approach for supporting the cultural and creative sector and to outline the headline

principles that would guide the approach. The key pillars of the Council's support to the sector reflected the vision of the Council: fair, green and local.

Members were detailed with the commitment to make the best use of Council assets to support the sector for the benefit of residents together with the wider economic benefits associated with places that people value and enjoy.

A foundation to this cultural approach was community wealth building. This was a people-centred approach to local economic development, which redirects wealth back into the local economy, and places control and benefits into the hands of local people.

Decision

That the Worthing Sub Committee of the Joint Strategic Committee agreed

i) to develop the Arts Forum (outlined in 3.6) to be an effective reference group linking, and working with, an Officer / Member Working Group. To share and develop the principles with the Arts Forum and engage them fully in the shaping of a Cultural Plan.

ii) That the Officer / Member Working Group manage progress and report back, and take influence from, the Arts Forum and other creative networks. Delegated authority to the Director for the Economy to agree the terms of reference for the working group in consultation with the Cabinet Member which shall include the requirement to report back to the Committee (at such intervals to be agreed in the terms of reference) with further recommendations to the Committee.

iii) That the Working Group design and develop outcome measures to be reported to the Committee within appropriate timeframes as directed by the terms of reference.

iv) To further develop the principles, moving into the development of a Cultural Plan, as outlined in section 7. This should cross-reference to developing Service and Project Plans, as part of Our Plan.

JSS-C(W)/075/22-23 A27 Worthing and Lancing improvements scheme Options consultation

The purpose of the report was to provide members of the Joint Strategic Committee Sub-Committee with an opportunity to respond to the A27 Worthing and Lancing improvements scheme Options consultation currently being undertaken by National Highways.

Members were told that the proposed recommendations used diplomatic language. Overall the proposal was underwhelming given the small amount of money being pledged for four minutes improved journey time balanced against the disruption caused by potential roadworks and the impact on pollution and environmental and

ecological damage.

The Leader explained that Local Ward Councillor views would be added to the consultation response.

Decision

That Members of the Sub-Committee authorise the Council's response to National Highways consultation on the A27 Worthing and Lancing improvements scheme Options consultation in the following terms:

i) National Highways stated aim of making sure potential future improvements to transport in the Worthing and Lancing area can still happen is welcomed;

ii) the limited scope of the project and reduction in the finances available to deliver it, even compared with the RIS1 scheme, mean 157 Agenda Item 15 that Consultation Options do not reflect the strategic ambition set out in the Transport for the South East's Strategic Investment Plan (SIP) and in particular, the SIP's emphasis on integrating transport, digital and energy networks, together with a high-quality, reliable, safe, and accessible transport network;

iii) at a local level, it is not clear how the proposals set out in the Options would integrate with Worthing's adopted Local Walking and Cycling Improvement Plan (LCWIP) as part of a more coordinated approach to delivering transport infrastructure that supports active travel;

iv) the Consultation Options papers include welcome references to walking and cycling improvements but there is a concern that funding for these improvements is not identified at this stage;

v) the principal benefits for Worthing are reduced travel times between the key junctions on the A27 and that whilst significant in terms of the Department for Transport's Benefit Cost Ratio analysis, these represent only a modest improvement and would require a year-long construction period;

vi) it is disappointing that only slight improvements are recorded for air quality and noise and the accident level impact is recorded as only neutral;

vii) reduced levels of traffic for residents in Goodwood Road, Sompting Road, Upper Brighton Road and Hadley Avenue would be welcome. However, there is a concern that directing Sompting Road traffic through the Lyons Farm retail park prior to rejoining the A27 at the Lyons Farm junction could cause considerable congestion in the retail park area.

E. Urgent Decisions taken by the Cabinet

Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 (as amended).

JSS-C(W)/076/22-23 Acquisition of Leasehold Interest to Enable Housing Delivery at Worthing Caravan Club

An urgent item was accepted by the Chairman by reason of special circumstances.

The report was in relation to the Acquisition of leasehold interest to enable housing delivery at Worthing caravan club. The report had been circulated prior to the meeting and all members confirmed that they had the opportunity to read the report.

The report sought authority to purchase the leasehold surrender of land at Worthing Caravan and Motorhome Club (the Club) for the purpose of enabling the land for the delivery of housing.

Decision

That the Worthing Sub Committee of the Joint Strategic Committee

- i) Approved the acquisition for the surrender of the Landlord and Tenant Act 1954 protected leasehold interest held by the Club of their site, at Titnore Way, Worthing.
- ii) Authorised an initial budget of £2.1m to meet all costs of acquisition to be funded from the Strategic Property Investment Fund.
- iii) Authorised the Head of Major Projects to:-
 - a) Enter into the Deed of Surrender and related transactional documents outlined in the Exempt Appendix on the terms set out in that Appendix; and
 - b) To finalise the detail of the transaction providing that the transaction remains within the terms set out in the Exempt Appendix.
- iv) Authorised the appropriation of the land shown on Plan A for planning purposes.
- v) Agreed to receive a report to the appropriate decision making body with further proposals for the site

Local Government Act 1972

Background papers

None.

**Councillor Dr Beccy Cooper
Leader of the Council**



WORTHING BOROUGH
COUNCIL

Council
18 April 2023

Ward(s) Affected: All

Decision making following a resignation

Report by the Director for Communities

Executive Summary

1. Purpose

- 1.1 To inform the Council of the resignation of Councillor Jim Deen.
- 1.2 The report outlines decisions required by Council to ensure that committee appointments are determined according to the relevant legislation.

2. Recommendations

- 2.1. That the Council notes the revised political balance of the Council as set out in paragraph 3.3.
- 2.2. That Council notes that there are no changes to seat allocations on Committees.
- 2.3. That Council notes the appointment of Cllr xxx to the Planning Committee.
- 2.4. That the Council appoints the Chairman of the Planning Committee until the meeting of the Annual Council in May 2023.
- 2.5. That the Council considers the appointment of a Deputy Mayor until the meeting of the Annual Council in May 2023.

3. Context

- 3.1 The Council received notice of Cllr Jim Deen’s resignation on the 23 March 2023. Under s84(1) of the Local Government Act 1972 the resignation is effective upon receipt of the notice by the person or body to whom it is delivered.
- 3.2 Decision making is governed by the Local Government Act 1972, the Local Government and Housing Act 1989, the Local Government Act 2000 and Local Government and Public Involvement in Health Act 2007 where this relates to Executive arrangements.
- 3.3 The new calculation of the political balance of the Authority is as follows:

Number of seats on Council:		Proportion of seats
22	Labour	59.5%
13	Conservative	35.14%%
1	Liberal Democrat	

- 3.4 The resultant allocation of seats on committees is not affected by the resignation.
- 3.5 The resigned Councillor was a member and Chairman of the Planning Committee and the Deputy Mayor.

4. Issues for consideration

- 4.1 To note the change to the overall political balance of the Council resulting from the resignation
- 4.2 To note the appointment of Councillor xxx to the Planning Committee.
- 4.3 There is a vacancy in the position of Chair of the Planning Committee. The post will need to be filled by a Member of the Planning Committee with the requisite training (or to have received the training by the next Planning Committee).
- 4.4 There is a vacancy in the Position of Deputy Mayor. Cabinet Members are prohibited from holding the position of Deputy Mayor.
- 4.5 In relation to the appointment of the positions to the Chairman of Planning and the Deputy Mayor the following rules apply.

Where there are appointments to be made (including appointments to outside bodies, to Leader, or to the position of Mayor or Deputy Mayor) and there are more nominations than positions to which appointments are to be made, the following rules will apply:

- (a) if practicable then the vote shall be by simple majority;
- (b) Where there are 3 or more candidates seeking appointment to a single position, there shall be a vote for each candidate and:
 - (i) if one of the candidates receives more than half of all the votes cast in the election, that candidate is to be appointed.
 - (ii) if no candidate receives more than half of all of the votes cast then the candidate with the least number of votes will be eliminated and a new vote taken. The process will continue until there is a majority of votes for one person.

5. Engagement and Communication

- 5.1 Group Leaders have been consulted following the change.

6. Financial Implications

- 6.1 There are no direct financial implications arising from this report

7. Legal Implications

- 7.1 s106 Local Government Act 1972 provides that Councils may make standing orders for the regulation of their proceedings and business
- 7.2 s111 Local Government Act 1972 provides that the Council shall have the power to do anything which is calculated to facilitate or is conducive or incidental to the discharge of any of their functions.
- 7.3 s15, 16 and 17 of the Local Government and Housing Act 1989 set out powers and duties in relation to political balance on Committees and the exceptions and exemptions therein.
- 7.4 Local Government Act 2000 as amended by the Local Government and Public Involvement in Health Act 2007 sets out regulations regarding appointments to Executive and Committees in Councils that have adopted Executive arrangements

Background Papers

- Local Government Act 1972
- Local Government and Housing Act 1989
- Local Government Act 2000
- Local government and Public Involvement in Health Act 2007
- Knowles on Local Authority Meetings – A manual of Law and Practice

Officer Contact Details:-

Neil Terry

Democratic Services Manager and Deputy Monitoring Officer

01903 221073

neil.terry@adur-worthing.gov.uk

Adur District Council & Worthing Borough Council - Calendar of Meetings for 2023-24

	M	T	W	Th	F	M	T	W	Th	F	M	T	W	Th	F	M	T	W	Th	F	M	T	W	Th	F	
May 2023	1 B/H	2	3	4 E	5 C	8 B/H	9	19	11	12	15	16	17	18 C(A)	19	22	23 C(A)	24	25	26	29 B/H	30 JAGC	31			
June				1	2	5 PC	6	7 PC	8 JOSC	9	12	13 WJSSC	14	15 AJSSC	16	19	20 JSfC	21	22	23	26 LCC	27	28	29	30	
July	3 PC	4 LGA	5 LGA	6 LGA JOSC	7	10	11 JSC*	12 PC	13 JAGC	14	17	18 C	19	20 C	21	24	25	26	27	28	31					
Aug		1	2	3	4	7 PC	8	9	10	11	14	15	16	17	18	21	22	23 PC	24	25	28 B/H	29	30	31		
Sept					1	4 PC	5	6	7 JOSC	8	11 LC	12 WJSSC	13	14 AJSSC	15	18 LCC	19	20 PC	21	22	25	26 JAGC	27	28	29	
Oct	2 PC	3 JSC*	4	5	6	9	10	11 PC	12	13	16	17 C	18	19 C	20	23	24	25	26	27	30 LC	31 JSfC				
Nov			1	2 JOSC*	3	6 PC	7 AJSSC	8	9 WJSSC	10	13 LC	14	15 PC	16	17	20	21 JAGC*	22	23	24	27	28	29	30 JOSC*		
Dec					1	4 PC	5 WJSSC	6	7 AJSSC JSC	8	11	12 C	13	14 C	15	18	19 JSfC	20 PC	21	22	25 B/H	26 B/H	27	28	29	
Jan 2024	1	2	3	4	5	8 LC	9	10	11	12	15 PC	16	17	18 JAGC*	19	22 LCC	23	24 PC	25	26	29	30 JOSC*	31			
Feb				1 ACAB AJSSC	2	5 PC	6 WCAB WJSSC	7	8 JSC	9	12	13	14	15	16 WS (TS)	19	20 C (TS)	21	22 C (TS)	23	26 LCC	27	28 PC	29		
March					1	4 PC	5	6	7 JOSC*	8	11 LC	12 AJSSC JSC	13	14 WJSSC	15	18	19 JSfC	20 PC	21 JAGC*	22	25 LCC	26 C	27	28 C	29 B/H	
April	1 B/H	2	3	4	5	8 PC	9	10	11	12	15	16	17 PC	18	19	22	23	24	25	26	29	30				
May			1	2	3	6 B/H	7	8	9 E	10 C	13	14	15	16	17	20	21 C(A)	22	23 C(A)	24	27 B/H	28	29	30	31	

Adur District Council Meetings (7.00pm)		Worthing Borough Council Meetings (6.30pm)		Joint Meetings (6.30pm)	
C	Council (A = Annual, TS = Tax Setting)	C	Council (A = Annual, TS = Tax Setting) <i>C(TS) to start at 10.30am</i>	Adur District and Worthing Borough Councils:	
Cab	Cabinet	Cab	Cabinet	JOSC	Joint Overview and Scrutiny Committee
AJSSC	Adur JSC Sub-Committee	WJSSC	Worthing JSC Sub-Committee	JSC	Joint Strategic Committee
PC	Planning Committee	PC	Planning Committee	JAGC	Joint Governance Committee
LC	Licensing Committee	LCC	Licensing Control Committee	JSfC	Joint Staff Committee
				JSSC	Joint Senior Staff Committee
PCCP	Police Crime & Commissioner Panel (tbc)	E & C	Elections - Polling Day / Count		
WS	West Sussex Tax Setting Meeting	B/H	Bank Holiday		LGA Annual Conference, Bournemouth
A CLF	Adur County Local Forum (7.00pm)				School Holidays
W CLF	Worthing County Local Forum (7.00pm)				

* = Joint Meetings Held at Worthing Borough Council