



# CHELTENHAM

## BOROUGH COUNCIL

### EXECUTIVE DECISIONS NOTICE

Committee: **Cabinet**  
Date of meeting: **Tuesday, 15 November 2011**  
Date of publication: **Thursday 17 November 2011**  
Call-in period to expire on: **Midnight on Thursday 24 November**

**NOTE:**

The publication of this document constitutes notice of the various decisions made by the Cabinet as required by the Constitution and, except where otherwise stated, those decisions will take effect five working days after they are published, unless an overview and scrutiny committee objects to them and they are called in.

<b>Agenda item 5</b>	<b>Joint Waste Committee</b>	
	<p><b>RESOLVED</b> that:</p> <ul style="list-style-type: none"><li>(a) the Financial case set out in (section 5) of the report be accepted, subject to explicit costing of the collection costs per household being agreed by the Chief Executive in consultation with the Council Leader, Cabinet Member Sustainability and s151 Officer;</li><li>(b) the establishment of the Gloucestershire Joint Waste Committee (GJWC) in accordance with Sections 101 and 102 of the Local Government Act 1972, and the Local Authorities (Arrangement for the Discharge of Functions)(England)(Amendment) Regulations 2001 made under Section 20 of the Local Government Act 2000 be agreed;</li><li>(c) authority be delegated to the Chief Executive in conjunction with the Cabinet Member Sustainability, s151 Officer and the Borough Solicitor to finalise and complete the Inter Authority Agreement (including the Constitution), including but not limited to the delegation arrangement for enforcement, the year one Business Plan and other documentation and to take all necessary steps to create the GWJC by April 2012;</li><li>(d) the existing Shadow Joint Waste Board and Programme Board arrangements will persist until the end of March 2012 to oversee this process.</li><li>(e) the above recommendations (a) to (d) will not take effect until all the participating authorities referred to in section 1.2 of this report have passed resolutions equivalent to recommendations</li></ul>	

	<p>(a) to (d) and if any one participating authority does not pass such resolutions then the revised financial model shall be reviewed by Cabinet.</p> <p>Upon the establishment of the GJWC:</p> <p><b>(f)</b> the delegation to the GJWC of this Council's functions in relation to the collection, management, disposal treatment, or recycling of waste and street cleansing described in detail in paragraph 4.1 of this report but subject to the retained decisions as set out in paragraph 4.2 of this report be authorised;</p> <p><b>(g)</b> Gloucestershire County Council be appointed as Administering Authority to undertake the role set out in 3.4 of the report;</p> <p><b>(h)</b> Cllr Roger Whyborn and Cllr Steve Jordan be appointed to the GJWC.</p>	
	Subject to call-in period - Yes	
<b>Agenda item 6</b>	<b>Enhancement of Audit Partnership Governance</b>	
	<p>RESOLVED that:</p> <p><b>(a)</b> Cheltenham Borough Council's Internal Audit services be delegated to Cotswold District Council (including the transfer of staff under TUPE) as set out in this report in accordance with S101 Local Government Act 1972 and s19 and s20 Local Government Act 2000 from 1<sup>st</sup> April 2012</p> <p><b>(b)</b> authority be delegated to the Director of Resources (s151 Officer) in consultation with the Chief Executive and Cabinet Member for Corporate Services to enter into the agreement under s101 Local Government Act 1972 and s19 and s20 Local Government Act 2000 with Cotswold District Council and West Oxfordshire District Council in respect of Internal Audit services as set out in this report, on terms approved by the Borough Solicitor, subject to all Internal Audit partner councils entering into similar relevant agreements at the same juncture.</p> <p><b>(c)</b> the Audit Committee, through its existing role in terms of monitoring the effectiveness of Internal Audit, will suffice as the elected member input to the partnership governance.</p>	

	Subject to call-in period - Yes	
<b>Agenda item 7</b>	<b>Nominations to Outside Bodies</b>	
	<p><b>RESOLVED that :</b></p> <ol style="list-style-type: none"> <li>1. Councillor Colin Hay be appointed as the member board observer on Ubico Limited.</li> <li>2. Councillor Thornton be appointed as a committee member on Cleeve Common Board of Conservators.</li> </ol>	
	Subject to call-in period - Yes	
<b>Agenda item 10</b>	<b>Disposal of Land</b>	
	This item is exempt.	
	Subject to call-in period - Yes	