

EXECUTIVE BOARD

SUMMARY OF DECISIONS

THURSDAY, 8TH DECEMBER, 2022

(Note: any verbal updates provided by Executive Members and the Youth MPs will be summarised in the Minutes of the meeting)

	ITEM	RECOMMENDATION	Key Action
2	Minutes of the Previous Meeting	The Minutes of the Meeting held on 10 th November 2022 were agreed as a correct record.	Recommendations Approved
Leader			
Adults, Social Care & Health			
Children, Young People & Education			
8.1	Teachers Pay Policy	That the Executive Board note the contents of the Teachers' Pay Policy for 2022-23.	Recommendations Approved
8.2	Fostering Report Quarter 1&2	That the Executive Board notes the Fostering six monthly report for Quarters 1 and 2 alongside Appendix 1 which provides a service progress overview and summary of service development recommendations.	Recommendations Approved
Environment & Operations			
Public Health, Prevention & Wellbeing			
8.3	Trauma Informed Systems Resilience Framework	That the Executive Board:	Recommendations Approved

		<ul style="list-style-type: none"> • Recognises the impact and prevalence of trauma across the borough in relation to inequalities and to support the journey towards becoming a Trauma Informed Borough. • Commits to the guiding principles laid out via the Trauma Informed Systems Resilience Framework including a commitment to auditing services and training and supporting the workforce. • Acknowledges the need to work collaboratively as part of a whole-system response to trauma and to embed Trauma Informed Practice into policy development and service design across the directorate including commissioned services and providers. • Supports the proposed governance structure and the 'Managed Network' model for driving the work forwards. • Approves the Trauma Informed Systems Resilience Framework. 	
8.4	Asylum Funding	<ul style="list-style-type: none"> • Notes the funding being made available to Blackburn with Darwen • Approves expenditure against this budget in discharging the requirements of the grant conditions. • Delegate authority to the Strategic Director for Adult & Health in consultation with the Executive Member to make representations to the Home Office with regards the level of funding and sustainability of funding in comparison to other similar asylum schemes. 	Recommendations Approved
8.5	Additional Funding for work with Rough Sleepers	<p>That the Executive Board:</p> <ul style="list-style-type: none"> • Notes the funding being made available to Blackburn with Darwen 	Recommendations Approved

		<ul style="list-style-type: none"> • Gives approval to supplementary revenues estimates for both the Rough Sleeping Initiative and the Rough Sleeper Accommodation Programme as set out in the financial implications over the next 3 years • Gives approval to a supplementary capital estimate of £408,000 to be added to the Council's Capital Programme in 2022/23; • Approves expenditure against this budget in discharging the requirements of the grant conditions. 	
Digital & Customer Services			
8.6	Digital Strategy Update Report	<p>That the Executive Board:</p> <ul style="list-style-type: none"> • Notes the activity to date • Supports the continuation of delivery of the digital strategy 	Recommendations Approved
Growth & Development			
8.7	Disposal of Land at Holden Fold for residential development	<p>That the Executive Board:</p> <p>2.1 Approves the sale of the Council owned land to Vistry Partnerships for the agreed purchase price and part deferred payment profile.</p> <p>2.2 Notes Lea Hough & Co and P Wilson & Co, representing the five private landowners, are in agreement to appoint Vistry Partnerships, as preferred bidder</p> <p>2.3 Notes the land conveyancing process will be coordinated by an external solicitor acting on behalf of all the landowners, including the Council.</p>	Recommendations Approved

2.4 Authorises the Deputy Director of Legal and Governance to complete the necessary legal formalities in the disposal process of the Council owned land.

2.5 Authorises the Growth Programme Director to finalise and complete the terms of the disposal, including the appointment of an external conveyancing solicitor.

2.6 Authorise the Strategic Director of Growth & Development to appropriate the school land and playing fields at Holden Fold shown edged red on the attached plan, Annex B, from the Resources and Growth & Development portfolios for education to the Growth & Development department for planning purposes pursuant to section 122 Local Government Act 1972.

2.7 Notes the former Darwen Moorland playing fields have not been in use since September 2012 and the Deputy Director of Legal and Governance has confirmed the disposal process is in compliance of the School Standards and Framework Act 1998.

2.8 Notes the land is generally open space in character then such appropriation must also comply with section 122(2A) of the Local Government Act 1972, and hence authorise the Deputy Director of Legal and Governance to advertise the proposal to appropriate accordingly.

2.9 Authorise the Deputy Director of Legal and Governance to advertise the proposal to dispose of 'open space' in accordance with the statutory process under Section 123(2A) of the Local Government Act 1972.

2.10 Notes that in authorising the commencement of the appropriation process of the Holden Fold site, the Council has considered the provisions of the Equalities Act 2010 and the Human Rights Act 1998 as set out in this report.

		<p>2.11 Delegates authority to the Strategic Director of Growth & Development in consultation with the Executive Member for Growth & Development to consider any objections to either the appropriation proposal and/or 'open space' disposal and, if no objections are received then for the appropriation or 'open space' disposal to be deemed approved.</p> <p>2.12 Notes the Council's powers under section 203 – 206 of the Housing and Planning Act 2016 to override any third party rights and easements on the land once planning permission for the planning purpose has been obtained. Where necessary to enable the planning purpose to be achieved, authorise the Strategic Director of Growth & Development to override any said third party rights or easements.</p> <p>2.13 If the appropriation for planning purposes is approved and any third party rights and easements have been overridden, authorise the Strategic Director of Growth & Development for the negotiation and payment of any compensation claims arising from overridden easements/other rights, under section 204 of the Housing and Planning Act 2016.</p> <p>2.14 Authorises the Growth Programme Director to finalise the terms of any settlement payment with Homes England which will be conditional on the Council receiving the payment for the land and will be deducted from the capital receipt.</p>	
Finance & Governance			
8.8	Lancashire Pension Fund - Triennial Valuation Results	<p>It is recommended that the Executive Board:-</p> <ul style="list-style-type: none"> a) note the outcome of triennial review of the Lancashire Pension Fund and the implications for Blackburn with Darwen Council; b) endorse the decision not to pre-pay the Council's 	Recommendations Approved

		employer contributions for the next 3 years given the estimated net cost of doing so.	
9.1	Replacement of Children's Play Area - Witton Park	<p>That the Executive Board:</p> <ul style="list-style-type: none"> • Approves the investment of £350,000 s106 funding for Green Infrastructure / Public Open Space detailed in the Planning permission 10/18/1116, Brokenstone Road site, to be invested in a new adventure play area for children aged 8-13 years along with a smaller play area for younger children at Witton Country Park. • Approves the addition of this scheme to the Council's capital programme and the establishment of a capital budget of £350,000 in the financial year 2021/22 to fund the removal of the existing play equipment and the supply and installation of new play equipment at Witton Country Park. • Gives approval to the Strategic Director of Environment and Operations, in consultation with the Executive Member for Public Health, Prevention and Wellbeing and the Executive Member for Environment and Operations to award the contract to build the new play area at Witton Country Park following a tendering process, alongside a contract for the redevelopment of any play spaces that have or may have funding identified by 31 March 2025. 	Recommendations Approved
PART 2			
11.1	Disposal of land at Holden Fold for residential development	<p>That the Executive Board:</p> <p>2.1 Approves the sale of the Council owned land to Vistry Partnerships for the agreed purchase price and part deferred</p>	Recommendations Approved

payment profile.

2.2 Notes Lea Hough & Co and P Wilson & Co, representing the five private landowners, are in agreement to appoint Vistry Partnerships, as preferred bidder

2.3 Notes the land conveyancing process will be coordinated by an external solicitor acting on behalf of all the landowners, including the Council.

2.4 Authorises the Deputy Director of Legal and Governance to complete the necessary legal formalities in the disposal process of the Council owned land.

2.5 Authorises the Growth Programme Director to finalise and complete the terms of the disposal, including the appointment of an external conveyancing solicitor.

2.6 Authorise the Strategic Director of Growth & Development to appropriate the school land and playing fields at Holden Fold shown edged red on the attached plan, Annex B, from the Resources and Growth & Development portfolios for education to the Growth & Development department for planning purposes pursuant to section 122 Local Government Act 1972.

2.7 Notes the former Darwen Moorland playing fields have not been in use since September 2012 and the Deputy Director of Legal and Governance has confirmed the disposal process is in compliance of the School Standards and Framework Act 1998.

2.8 Notes the land is generally open space in character then such appropriation must also comply with section 122(2A) of the Local Government Act 1972, and hence authorise the Deputy Director of Legal and Governance to advertise the proposal to appropriate accordingly.

2.9 Authorise the Deputy Director of Legal and Governance to advertise the proposal to dispose of 'open space' in accordance with the statutory process under Section 123(2A) of the Local Government Act 1972.

2.10 Notes that in authorising the commencement of the appropriation process of the Holden Fold site, the Council has considered the provisions of the Equalities Act 2010 and the Human Rights Act 1998 as set out in this report.

2.11 Delegates authority to the Strategic Director of Growth & Development in consultation with the Executive Member for Growth & Development to consider any objections to either the appropriation proposal and/or 'open space' disposal and, if no objections are received then for the appropriation or 'open space' disposal to be deemed approved.

2.12 Notes the Council's powers under section 203 – 206 of the Housing and Planning Act 2016 to override any third party rights and easements on the land once planning permission for the planning purpose has been obtained. Where necessary to enable the planning purpose to be achieved, authorise the Strategic Director of Growth & Development to override any said third party rights or easements.

2.13 If the appropriation for planning purposes is approved and any third party rights and easements have been overridden, authorise the Strategic Director of Growth & Development for the negotiation and payment of any compensation claims arising from overridden easements/other rights, under section 204 of the Housing and Planning Act 2016.

2.14 Authorises the Growth Programme Director to finalise the terms of any settlement payment with Homes England which will be conditional on the Council receiving the payment for the land and will be deducted from the capital receipt.

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Reports for the meeting can be accessed via the following link:

[Agenda for Executive Board on Thursday, 8th December, 2022, 6.00 pm \(blackburn.gov.uk\)](https://blackburn.gov.uk/agenda-for-executive-board-on-thursday-8th-december-2022-6.00-pm)