

**Meeting of the Cabinet – 28<sup>th</sup> June, 2023**

**Notice of Decisions**

**Notice is given** that the Cabinet, at its meeting held on 28<sup>th</sup> June, 2023, made the following decisions in respect of the items listed.

<u>Item</u>	<u>Decisions</u>
Capital Programme Monitoring	<p>That the Council be recommended:</p> <ol style="list-style-type: none"><li>(1) That the outturn position for 2022/23, as set out in paragraph 4 of the report and Appendix A to the report, be noted.</li><li>(2) That progress with the 2023/24 Capital Programme, as set out in Appendix B to the report, be noted.</li><li>(3) That the parks development budget of £200,000, as set out in paragraph 7 of the report, be approved and included in the Capital Programme.</li><li>(4) That the reallocation of car park infrastructure capital budgets of £130,000 to Closed Circuit Television (CCTV) works at car parks, as set out in paragraph 8 of the report, be approved.</li><li>(5) That the transfer of capital budgets for Telecare services from Private Sector Housing to Adults Social Care, as set out in paragraph 9 of the report, be approved and included in the Capital Programme.</li><li>(6) That the new project of £25,000 funded by the Connected Services digital grant, as set out in paragraph 10 of the report, be approved and included in the Capital Programme.</li></ol>

- (7) That the Family Hubs capital grant and expenditure of £47,000 and estimated values for future years, as set out in paragraph 11 of the report, be approved and included in the Capital Programme.
- (8) That the additional budget of £60,000 for solar panels at Duncan Edwards Leisure Centre, as set out in paragraph 12 of the report, be approved and included in the Capital Programme.
- (9) That a budget of £250,000 for work on Dudley Town Centre, as set out in paragraph 13 of the report, be approved and included in the Capital Programme.
- (10) That the urgent amendment to the Capital Programme to improve tennis facilities in parks across Dudley for £284,000, as set out in paragraph 14 of the report, be approved and included in the Capital Programme.

Moving Traffic  
Regulation Order  
(TRO) Enforcement

- (1) That authority be delegated to the Director of Environment, in consultation with the Cabinet Member for Highways and Environmental Services, to consult with the Chief Constable of Police for the West Midlands, and to undertake the required 6 week minimum consultation exercise.
- (2) That subject to the outcome of the consultation referred to above, the making of an application to the Department for Transport for the adoption of Moving Traffic Contravention powers, in accordance with Part 6 of the Traffic Management Act 2004, be approved.
- (3) That the Moving Traffic Contravention Penalty Charge Notice (PCN) value be set at the higher level of £70 (reducing to £35 if paid within 21 days) in line with existing Civil Enforcement activities undertaken by the Council.
- (4) That a further report be submitted early in 2024, following the outcome of the application process, to consider the associated business case and operating policy and protocols for the Moving Traffic Contravention enforcement service.

Housing and Communities Governance	That the Housing and Communities Directorate be authorised to create a Housing Assurance Board in preparation for forthcoming changes to the law (once the Social Housing Regulation Bill reaches Royal Assent) and that the proposals be the subject of ongoing monitoring and review.
Equality, Diversity and Inclusion Annual Delivery Plan	<p>(1) That the progress made against the annual plan for Equality, Diversity and Inclusion for the period 2022-23, be noted.</p> <p>(2) That the annual plan for Equality, Diversity, and Inclusion for 2023/24 be approved and endorsed.</p>
Dudley Playing Pitch and Outdoor Sports Strategy (PPOSS) and Dudley Strategy and Action Plan and Black Country PPOSS Overarching Strategic Framework	<p>That the following documents, to be used to make decisions and target investment in Dudley in relation to Playing Pitches and Outdoor Sports, be approved and adopted:-</p> <p>(a) Playing Pitch and Outdoor Sport Strategy (PPOSS) for Dudley</p> <p>(b) Dudley Strategy and Action Plan</p> <p>(c) Black Country PPOSS Overarching Strategic Framework</p>
Residential Design Guide Supplementary Planning Document (SPD)	That the Residential Design Guide Supplementary Planning Document (SPD) be approved and adopted.
Nature Conservation Site – Dudley No.1 Canal	<p>(1) That the proposed upgrade of a section of the Dudley No1 Canal from Sites of Local Importance for Nature Conservation (SLINC) to Sites of Importance for Nature Conservation (SINC), to be known as Delph Locks SINC, be approved.</p> <p>(2) That the proposal to retain the northern section of the canal as SLINC, as detailed in the report, be noted.</p> <p>(3) That subject to endorsement from the Birmingham and Black Country Local Sites Partnership, the Cabinet Member for Regeneration and Enterprise, in consultation with the Director of Regeneration and Enterprise, be authorised to approve the de-designation of the central area of SINC at Ketley Quarry.</p>

Recommendations for Article 4 Direction for Houses in Multiple Occupation (HMOs)	That the Director of Regeneration and Enterprise be authorised to confirm an Article 4 direction, which will be applied to the Council's administrative area (borough wide) to remove Permitted Development Rights for the change of use of dwelling houses (C3 use) to small houses in multiple occupation (C4 use) to come in to force on 15 <sup>th</sup> September, 2023.
Care Experienced to be Protected Characteristic	<p>That, following due diligence and organisational wide scoping, the recommendations set out below be approved:-</p> <ul style="list-style-type: none"> <li>(a) That when making any decisions in relation to policies or formulating plans, Dudley recognise that care experienced people are a vulnerable group who face discrimination.</li> <li>(b) That future decisions, services and policies made and adopted by the Council be assessed through the Council's new and improved Corporate Equality Impact Assessments to determine the impact of changes on people with care experience, alongside those who formally share a Protected Characteristic</li> <li>(c) That work be undertaken towards a best practice model, enabling Care Experience to be integrated as if it were a Protected Characteristic.</li> <li>(d) That the Council proactively seek out and listen to the voices of care experienced people when developing appropriate new policies based on their views.</li> <li>(e) That the Council's Corporate Parenting Board, in collaboration with the relevant stakeholders across the organisation, oversee the delivery of this commitment.</li> </ul>
Energy Development Fund	<p>That the Council be recommended:</p> <ul style="list-style-type: none"> <li>(1) That up to £1m of Climate initiatives be included within the Capital Programme which are self-financing over the life of the projects.</li> </ul>

- (2) That subject to the above, the Director of Finance and Legal, following consultation with the Cabinet Member for Climate Change and the Deputy Chief Executive, be authorised to approve individual schemes which have a business case incorporating a payback of less than 7.5 years.

Black Country  
Innovative  
Manufacturing  
Organisation (BCIMO)

- (1) That the recommendations, as set out in the report, be approved.
- (2) That the Director of Finance and Legal be authorised to increase the loan support by the amount set out in the report and to amend the Capital Programme accordingly.

Details of the above items are set out in the reports considered at the Cabinet meeting. The public reports may be obtained from Democratic Services (contact 01384 815238; e-mail [democratic.services@dudley.gov.uk](mailto:democratic.services@dudley.gov.uk)) or on the [Council's Website](#).

Except otherwise stated, or where matters have been referred to the Full Council, the decisions will come into force and may then be implemented on the expiry of five working days from 29<sup>th</sup> June, 2023 unless a decision is called in for scrutiny.

**Mohammed Farooq**  
**Lead for Law and Governance**  
**(Monitoring Officer)**

The Council House, Priory Road, Dudley, West Midlands  
Dated: 29<sup>th</sup> June, 2023  
(Display until 7<sup>th</sup> July, 2023)