

**Executive**

**Date:** Monday, 03 October 2022

**Time:** 16:00

**Venue:** Flensburg Room

**Present:** Councillor Mrs Marilyn Bowman, Councillor Nigel Christian, Councillor Gareth Ellis, Councillor Stephen Higgs, Councillor Mrs Elizabeth Mallinson, Councillor John Mallinson

**Officers:** Town Clerk and Chief Executive

Deputy Chief Executive  
Corporate Director of Economic Development

Head of Legal and Democratic Services  
Head of Financial Services

**EX.116/22 APOLOGIES FOR ABSENCE**

No apologies for absence were submitted.

**EX.117/22 PUBLIC AND PRESS**

It was agreed that the items in Part A be dealt with in public and the items in private be dealt with in Part B.

**EX.118/22 DECLARATIONS OF INTEREST**

There were no declarations of interest submitted.

**EX.119/22 MINUTES OF PREVIOUS MEETING**

RESOLVED - That the minutes of the meeting held on 30 August 2022 be agreed.

**EX.120/22 AGENDA**

The Leader advised that item A.3 - Victorian Health Suite (Turkish Baths) Future Use would be the first item of business transacted at the meeting.

**EX.121/22 VICTORIAN HEALTH SUITE (TURKISH BATHS) FUTURE USE**

(Key Decision)

(The Leader agreed to this Key Decision item being considered at this meeting, although it was

not in the Notice of Executive Key Decisions)

**Portfolio** Leader / Culture, Heritage and Leisure

**Relevant Scrutiny Panel** People Panel

### **Subject Matter**

The Culture, Heritage and Leisure Portfolio Holder submitted the implications and options for the Victoria Health Suite (Turkish Baths) after the Leisure Operator (GLL) moved to the new facilities at The Sands Centre.

The report set out the background, details of the operation of the facility which stated that if the building could be split and building management arrangements put in place the net cost was estimated at circa £26,457 per month, however, this was an estimate and the City Council would be liable for further costs should utility costs rise or attendance drop. The report also set out building maintenance considerations including the costs to replace the steam generator and the installation of fire suppressant systems. On the basis of the associated costs and technical challenges the Culture, Heritage and Leisure Portfolio Holder considered it inappropriate to recommend the continued operation of the facility following the closure of the 1970's pool site and its demolition.

The Culture, Heritage and Leisure Portfolio Holder moved that the leisure offer of the Turkish Baths be temporarily suspended following GLL staff ceasing to operate The Pools and that the facility be mothballed. The proposal was seconded by the Communities, Health and Wellbeing Portfolio Holder.

**Summary of options rejected** To continue operating the leisure offer at the Turkish Baths until such time as demolition of The Pools commenced.

### **DECISION**

That the leisure offer of the Turkish Baths be temporarily suspended following GLL staff ceasing to operate The Pools and that the facility be mothballed.

### **Reason for Decision**

To address the future use of the Victorian Health Suite (Turkish Baths).

*The meeting adjourned at 16:04 and reconvened at 16:08.*

## **EX.122/22 FOOD LAW ENFORCEMENT SERVICE PLAN 2022/23**

(Key Decision – KD.18/22)

**Portfolio** Environment and Transport

**Relevant Scrutiny Panel** Place Panel

### **Subject Matter**

The Environment and Transport Portfolio Holder presented the 2022/23 Food Law Enforcement Service Plan (GD.57/22).

The Food Law Enforcement Service Plan set out how the Regulatory Services would deploy its resources in 2022 to 2023 to improve hygiene standards, prevent food borne diseases and help people live healthier lives. It sought to target interventions to tackle local issues whilst ensuring Carlisle City Council achieved its national statutory responsibilities.

The Environment and Transport Portfolio Holder noted that Plan was the last which would be approved by the City Council, and thanked the Officers who had produced it for their work.

The Environment and Transport Portfolio Holder moved, and the Communities, Health and Wellbeing Portfolio Holder seconded the recommendations.

**Summary of options rejected**     None

## **DECISION**

That the Executive:

- (i) agreed the key actions of the Food Law Enforcement Service Plan (GD.57/22)
- (ii) referred the said Plan to Council in accordance with the Council's Budget and Policy Framework.

## **Reasons for Decision**

The recommended key actions had been identified following consultation and reflected the resources available to Regulatory Services in the financial year 2022 to 2023

## **EX.123/22    CITADELS PROJECT: CARLISLE CITY COUNCIL (ENGLISH STREET/VICTORIA VIADUCT) COMPULSORY PURCHASE ORDER (CPO) 2022**

(Key Decision KD.19/22)

**Portfolio**     Leader

**Relevant Scrutiny Panel**     Place Panel

## **Subject Matter**

The Leader presented an update on progress of the Citadels Project which was to be delivered by the University of Cumbria and partly funded by the Borderlands Growth Deal (ED.22/22).

The Leader moved the recommendations as set out in the report and Economy, Enterprise and Housing Portfolio Holder seconded them.

## **Summary of options rejected**

The alternative option would be not to go ahead with the Scheme including the repurposing of the Grade 1 Listed Citadels and of the development of the UofC Campus. This would not be optimal because it did not address the Council's objectives for economic growth and priorities to drive regeneration and transformation of the city centre, promoting Carlisle as a place to live, work and visit.

## **DECISION**

That the Executive:

1. Approved the making of a Compulsory Purchase Order ("CPO") under section 226(1)(a) of the Town and Country Planning Act 1990 for the acquisition of land and rights within the area edged red on the plan at Appendix 1 for the purposes of facilitating development, redevelopment and improvement of the Order Land (ED.22/22); and,
2. Authorised the delegated authority for the Corporate Director of Economic Development following consultation with the Leader of the Council, Portfolio Holder for Economy Enterprise and Housing, and Corporate Director of Governance & Regulatory Services, to effect the making, confirmation, and implementation of the CPO and to take all necessary steps to give effect to the CPO in respect of the Order Land including, but not limited to, the following procedural steps:
  - i. finalise a Statement of Reasons setting out the Council's reasons for making the CPO;
  - ii. making the CPO, the publication and service of any press, site and individual notices and other correspondence for such making;
  - iii. acquire all interests within the Order Land as may be necessary to facilitate the Scheme, either by agreement or compulsorily, including entering into negotiations with any third parties for the acquisition of their land interests; the payment of compensation and dealing with any blight notices served in connection with the CPO;
  - iv. approve agreements with landowners or statutory undertakers as applicable, setting out the terms for withdrawal of any objections to the CPO, including where appropriate seeking exclusion of land from the CPO;
  - v. make any necessary additions, deletions, or amendments to the Order Land and to seek any requisite modifications to the CPO Order and any CPO maps (if required)
  - vi. the preparation and presentation of the Council's case at any Public Inquiry which may be necessary.
  - vii. seek confirmation of the CPO by the Secretary of State (or, if permitted, by the Council pursuant to Section 14A of the Acquisition of Land Act 1981) (the 1981 Act);
  - viii. in the event the order is confirmed, publication and service of notices of confirmation of the CPO and thereafter to execute and serve any general vesting declarations and/or notices to treat and notices of entry, and any other notices or correspondence to acquire those interests within the area, including, if required, High Court Enforcement Officer notices; and
  - ix. all steps in any legal proceedings related to the Order including referral and conduct of disputes, relating to compulsory purchase compensation, to the Upper Tribunal (Lands Chamber) and/or the courts and any appeals.

## **EX.124/22 NOTICE OF EXECUTIVE KEY DECISIONS**

Non Key Decision)

**Portfolio:** Cross Cutting

**Relevant Scrutiny Panel**

Place Panel; People Panel; Resources Panel

**Subject Matter:**

The Notice of Executive Key Decisions dated 26 August 2022 was submitted for information.

**Summary of options rejected** None

**DECISION**

That the Notice of Executive Key Decisions dated 26 August 2022 be received.

**Reasons for Decision** Not applicable

## **EX.125/22 SCHEDULE OF DECISIONS TAKEN BY OFFICERS**

(Non Key Decision)

**Portfolio** Cross Cutting

### **Relevant Scrutiny Panel**

People Panel; Place Panel; Resources Panel

### **Subject Matter**

Details of decisions taken by Officers under delegated powers were submitted.

**Summary of options rejected** None

### **DECISION**

That the decisions, attached as Appendix A, be noted.

**Reason for Decision** Not applicable

## **EX.126/22 JOINT MANAGEMENT TEAM**

(Non Key Decision)

**Portfolio** Cross Cutting

### **Relevant Scrutiny Panel**

People Panel; Place Panel; Resources Panel

### **Subject Matter**

The minutes of the meeting of the Joint Management Team on 30 August 2022 were submitted for information.

**Summary of options rejected** None

### **DECISION**

That the minutes of the meeting of the Joint Management Team held on 30 August 2022, attached as Appendix B, be received.

**Reasons for Decision** Not applicable

## **EX.127/22 QUARTER 1 PERFORMANCE REPORT**

(Non Key Decision)

**Portfolio** Finance, Governance and Resources

### **Relevant Scrutiny Panel**

People Panel, Place Panel

### **Subject Matter**

The Finance, Governance and Resources Portfolio Holder submitted report PC.23/22 containing the Quarter 1 2022/23 performance against the current Service Standards and a baseline position for the Carlisle Plan 2021-23 actions as defined in the draft Plan. Performance against the 2022/23 Key Performance Indicators (KPIs) were included as a dashboard.

The People Panel and Place Panel had scrutinised the performance at meetings held on 2 August and 1 September 2022 respectively. Excerpts from the minutes of those meetings were also submitted (PEP.35/22 and PLP.24/22 referred).

The Finance, Governance and Resources Portfolio Holder moved the recommendations and the Economy, Enterprise and Housing Portfolio Holder seconded them.

**Summary of Options rejected** None

### **DECISION**

That the Executive had given consideration to the performance of the City Council as presented in Report PC.23/22, and the observations of the Scrutiny Panels, with a view to seeking continuous improvement in how the Council delivered its priorities.

### **Reason for Decision**

To seek Executive consideration of the performance of the City Council as presented in the report.

The Meeting ended at: 16:11