

THE CABINET reports as follows:-

1. Updating the Constitution

That they have given consideration to a report of the Head of Law and Governance (copy attached) which proposed amendments to the Constitution in order to transfer those powers which were currently delegated to the Director of Financial Resources under the Constitution to the new Executive Director of Commercial and Corporate Services, who would be commencing in post in the New Year. The Executive Director would also be designated as the Chief Finance Officer under Section 151 of the Local Government Act 1972.

Accordingly the Cabinet recommends the Council to note and endorse the arrangements for the transfer of delegated powers and the position of Chief Finance Officer (Section 151 Local Government Act 1972) set out in the report, to give effect to the Council's revised management structure.

2. Housing and Neighbourhood Renewal Enforcement Policy

That they have given consideration to a report of the Executive Director of Health, Housing and Adult Services submitted a report (copy attached) on the statutory requirement to produce, review and publish a service specific enforcement policy and to seek approval for the proposed Housing and Neighbourhood Renewal Enforcement Policy which would act to serve statutory, strategic and operational aims.

The policy had been considered by the Sustainable Communities Scrutiny Committee and there was overwhelming support for it. The Committee was keen to see that all Members were made aware of the policy as it would be very useful information for Members when dealing with relevant issues in their Wards.

Accordingly the Cabinet recommends the Council to approve and adopt the Housing and Neighbourhood Renewal Enforcement Policy with immediate effect.

N.B. The Cabinet will be considering the following reports and recommendations at its meeting to be held on 17 January 2011. Any additional comments or recommendations will follow.

3. Calculation of Council Tax Base

That they have given consideration to a report of the Executive Director of Commercial and Corporate Services (copy attached) seeking approval to the calculation of the Council Tax Base for 2011/2012 in accordance with the Local Government Finance Act 1992 and recommend to Council that:-

- (i) the report for the calculation of the Tax Bases for the City Council and Hetton Town Council for 2011/2012 be approved, and
- (ii) pursuant to the report and in accordance with the Local Authorities (Calculation of Tax Base) Regulations 1992, as amended by Local Authorities (Calculation of Council Tax Base) (Amendment) (England) Regulations 2003, the amount calculated by the City of Sunderland Council as its Council Tax Base for the year 2011/2012, shall be £80,167 and for the area of Hetton Town Council shall be £4,017.

4. Revenue Budget Proposals 2011/2012

That they have given consideration to a joint report of the Chief Executive and the Executive Director of Commercial and Corporate Services (copy attached) noting the impact of the provisional Local Government Finance Settlement on the Budget Planning Framework for 2011/2012 and submit the provisional budget proposals for 2011/2012 as a basis for the continuation of budget consultation, prior to the receipt of the final Local Government Finance Settlement for 2011/2012.

Accordingly the Cabinet recommends the Council to approve the provisional budget proposals, as a basis for the continuation of budget consultation, prior to the receipt of the final Local Government Finance Settlement 2011/2012.

They also referred the report to the Management Scrutiny Committee for further advice and consideration. The comments of the Scrutiny Committee will be reported to the meeting.

5. Revenue Budget Third Review 2010/2011

That they have given consideration to a report of the Executive Director of Commercial and Corporate Services on the overall Revenue position following the third review for 2010/2011 including:

- proposed contingency transfers and budget transfers for the third quarter of 2010/2011;
- details of the latest position regarding the impact of the Government review of public spending and the Council's response.

In accordance with the Council's Budget and Policy Framework certain transfers require Council approval. The following extract refers to those transfer of funds:

'Additional cost containment actions taken to date have enabled in year savings to be achieved in excess of the level of in year grant reductions experienced by £3.467m. In addition savings as a result of interest on investments and rescheduling of debt of £4m are projected for this year. It is proposed that these amounts and any further underspendings from cost containment measures together with underspent contingencies at the end of 2011/2012 are transferred to the strategic investment reserve and earmarked to support transitional costs arising from the 2011/2012 budget setting process.'

Accordingly the Cabinet recommends the Council to approve the budget transfers for the third quarter of 2010/2011 as set in the above extract.

They also referred the above extract of the budget transfers to the Management Scrutiny Committee, for advice and consideration. The comments of the Scrutiny Committee will be reported to the meeting.

6. Adoption of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982

That they have given consideration to a joint report of the Executive Director of Commercial and Corporate Services and Executive Director of City Services (copy attached) to request that the provisions of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended by Section 27 of the Policing and Crime Act 2009 relating to the regulation of sex establishments be formally adopted.

Accordingly the Cabinet recommends the Council to resolve that Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 (as amended by section 27 of the Policing and Crime Act 2009) in relation to the regulation of sex establishments shall apply to its area and that the Schedule shall come into force on 7 March 2011.