

**Record of  
Executive  
Decisions  
published  
16/Nov/2021**



Elaine Waugh  
Assistant Director of Law and Governance

Civic Centre  
Sunderland

16 November 2021

## Record of Executive Decisions Published: 16/Nov/2021

**Decision Taker:**

Cabinet

**Appropriate Scrutiny Committee:**

Scrutiny Coordinating Committee

**Date decision in force:**

16 November 2021

**Date of decision:**

16 November 2021

**Title and author(s) of written report:**

Response from Scrutiny Coordinating Committee – 14 October 2021 – Budget Planning Framework and Medium Term Financial Strategy 2022/2023 – 2025/2026

**Full description of decision:**

To note the comments of the Scrutiny Coordinating Committee and to recommend to Council on 17 November 2021 to approve of the Council's Capital Strategy – Report of the Assistant Director of Law and Governance

**Reasons for decision:**

To comply with statutory requirements.

**Alternative options considered and rejected:**

There are no alternative options recommended for approval.

**Contact Officer:** Jon Ritchie

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**Is this a key decision:**

Yes

(Cabinet 12 October 2021)

**Does the Decision contain Confidential/Exempt Information:** No

**Declarations of Interest and Dispensations:** None

## Record of Executive Decisions Published: 16/Nov/2021

**Decision Taker:**

Cabinet

**Appropriate Scrutiny Committee:**

Scrutiny Coordinating Committee

**Date decision in force:**

16 November 2021

**Date of decision:**

16 November 2021

**Title and author(s) of written report:**

Update to Constitution – Article 2, Article 15 and Council Procedure Rules –  
Report of the Assistant Director of Law and Governance

**Full description of decision:**

To recommend to Council to:-

- (i) approve the proposed amendments to the Constitution as set out in the report and at Appendix 1, 2 and 3; and
- (ii) authorise the Assistant Director of Law and Governance to amend the Constitution accordingly, including the making of any consequential amendments, stylistic or typographical changes, to ensure consistency throughout the Constitution.

**Reasons for decision:**

The changes proposed to the Constitution are considered appropriate to keep the Constitution up to date and are reflective of the arrangements that are necessary within the Authority to assist it to operate effectively and efficiently.

**Alternative options considered and rejected:**

The alternative option would be to not make the proposed changes to the Constitution. This is not recommended as the changes proposed are considered to contribute to the effective and efficient conduct of Council business.

**Contact Officer:** Elaine Waugh

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**Is this a key decision:**

No

**Does the Decision contain Confidential/Exempt Information:**

No

**Declarations of Interest and Dispensations:**

None

## Record of Executive Decisions Published: 16/Nov/2021

**Decision Taker:**

Cabinet

**Appropriate Scrutiny Committee:**

Scrutiny Coordinating Committee

**Date decision in force:**

24 November 2021

**Date of decision:**

16 November 2021

**Title and author(s) of written report:**

Capital Programme Planning 2022/2023 to 2025/2026 – Report of the Executive Director of Corporate Services

**Full description of decision:**

To approve the additional new start capital project proposals, set out in the report for inclusion in the full capital programme 2022/2023 to 2025/2026 to be reported to Cabinet in February 2022.

**Reasons for decision:**

To comply with statutory requirements

**Alternative options considered and rejected:**

No alternative options are submitted for Cabinet consideration.

**Contact Officer:** Jon Ritchie

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**Is this a key decision:**

Yes

**Does the Decision contain Confidential/Exempt Information:**

No

**Declarations of Interest and Dispensations:**

None

## Record of Executive Decisions Published: 16/Nov/2021

**Decision Taker:**

Cabinet

**Appropriate Scrutiny Committee:**

Economic Prosperity Scrutiny Committee

**Date decision in force:**

24 November 2021

**Date of decision:**

16 November 2021

**Title and author(s) of written report:**

Developing an Enhanced Bus Partnership – Report of the Executive Director of City Development

**Full description of decision:**

- (i) To note and endorse the contents of this report;
- (ii) To note the submission of a Bus Service Improvement Plan by the North East Joint Transport Committee and the planned development of an Enhanced Partnership proposal; and
- (iii) To agree to receive an update on the details of the Enhanced Partnership at a future Cabinet meeting.

**Reasons for decision:**

To enable the development of an Enhanced Partnership through the North East Joint Transport Committee as required by Department for Transport.

**Alternative options considered and rejected:**

The alternative option would be to not develop an Enhanced Bus Partnership and if this is not done, the Council would not only stand to miss out on funding for delivering improved bus priority, it would also mean that the recovery from COVID was at greater risk of being car-led, rather than one that favoured active and sustainable ways of getting around, including by bus.

**Contact Officer:** Peter McIntyre

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**Is this a key decision:**

Yes

**Does the Decision contain Confidential/Exempt Information:**

No

**Declarations of Interest and Dispensations:**

None

## **Record of Executive Decisions Published: 16/Nov/2021**

**Decision Taker:**

Cabinet

**Appropriate Scrutiny Committee:**

Economic Prosperity Scrutiny Committee

**Date decision in force:**

24 November 2021

**Date of decision:**

16 November 2021

**Title and author(s) of written report:**

Moving Traffic Contraventions Enforcement – Report of the Executive Director City Development

**Full description of decision:**

To:-

- (i) Support the principle of civil enforcement by the Council of moving traffic contraventions which are listed under Schedule 7 of the Traffic Management Act 2004 (Appendix 1) by using CCTV cameras which will capture the footage of the contravention occurring and then be processed in accordance with the Traffic Management Act 2004; and
- (ii) Authorise the Chief Executive, in consultation with the Deputy Leader of the Council as the Portfolio Holder, to agree the Council's application on behalf of the Council and confirm the required actions have been satisfied by way of a signed letter, to enable the Council to apply for the civil enforcement powers for moving traffic contraventions under Part 6 of the Traffic Management Act 2004 once the secondary legislation is in force.

**Reasons for decision:**

The ability for the Council to directly influence driver behaviour through additional enforcement powers for moving traffic contraventions will assist with the operational performance of the highway network. This is because the Council will be able to identify problem locations on the highway network, implement and monitor appropriate restrictions and enforce those restrictions where necessary to enable the efficient movement of traffic along the highway.

The Council is designated as a civil enforcement area and currently undertakes civil enforcement for parking contraventions. If the Council acquired civil enforcement powers for moving traffic contraventions, it would benefit the public in understanding who has overall responsibility for enforcement of those traffic contraventions. It would also assist the Police in allowing them to concentrate their time on dealing with other matters.

Furthermore, if the Council has civil enforcement powers for moving traffic contraventions, it is expected to have a positive impact on reducing congestion, improving air quality, improving road safety and network performance and encourage active travel, by enforcing moving traffic contraventions to keep mandatory cycle and bus lanes free from obstructions.

In addition, by keeping junctions clear through targeted enforcement of moving traffic contraventions will improve the punctuality of bus services making travel easier for all. It will also bring benefits to lives of pedestrians including people with sensory impairments, older people, children, those looking after children, as well as carers.

**Alternative options considered and rejected:**

Do not apply for the powers. The police would retain the powers to enforce moving traffic contraventions, however none of the benefits set out in the report would be realised.

**Contact Officer:** Peter McIntyre

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**Is this a key decision:**

Yes

**Does the Decision contain Confidential/Exempt Information:**

No

**Declarations of Interest and Dispensations:**

None

## **Record of Executive Decisions Published: 16/Nov/2021**

**Decision Taker:**

Cabinet

**Appropriate Scrutiny Committee:**

Economic Prosperity Scrutiny  
Committee

**Date decision in force:**

24 November 2021

**Date of decision:**

16 November 2021

**Title and author(s) of written report:**

Gambling Act 2005 – Statement of Principles – Report of the Executive  
Director of Neighbourhoods

**Full description of decision:**

To recommend to Council to approve the Statement of Principles in  
accordance with the Gambling Act 2005 which is set out at Appendix 3 of the  
report.

**Reasons for decision:**

To enable the Council to comply with its statutory obligations under the  
Gambling Act 2005 to publish a revised Statement of Principles by the 31  
December 2021 and for it to be in force from the 31 January, 2022.

**Alternative options considered and rejected:**

None

**Contact Officer:** Fiona Brown

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**Is this a key decision:**

Yes

**Does the Decision contain Confidential/Exempt Information:**

No

**Declarations of Interest and Dispensations:**

None