

**Record of
Executive
Decisions
published
08/Sep/2022**



Elaine Waugh
Assistant Director of Law and Governance

City Hall
Sunderland

8 September 2022

Record of Executive Decisions Published: 08/Sep/2022

Decision Taker:

Cabinet

Appropriate Scrutiny Committee:

Scrutiny Coordinating Committee

Date decision in force:

16 September 2022

Date of decision:

8 September 2022

Title and author(s) of written report:

Response from Scrutiny Coordinating Committee – 14 July 2022 – First Revenue Budget Review 2022/2023

Full description of decision:

To note the comments of the Scrutiny Coordinating Committee.

Reasons for decision:

To comply with statutory requirements.

Alternative options considered and rejected:

There are no alternative options recommended for approval.

Contact Officer: Paul Wilson

Email: paul-s.wilson@sunderland.gov.uk

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: 08/Sep/2022

Decision Taker:

Cabinet

Appropriate Scrutiny Committee:

Scrutiny Coordinating Committee

Date decision in force:

16 September 2022

Date of decision:

8 September 2022

Title and author(s) of written report:

Response from Scrutiny Coordinating Committee – 14 July 2022 – Capital Programme First Review 2022/2023 (including Treasury Management) – Report of the Assistant Director of Law and Governance

Full description of decision:

To note the comments of the Scrutiny Coordinating Committee.

Reasons for decision:

To comply with statutory requirements.

Alternative options considered and rejected:

There are no alternative options recommended for approval.

Contact Officer: Paul Wilson

Email: paul-s.wilson@sunderland.gov.uk

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: 08/Sep/2022

Decision Taker:

Cabinet

Appropriate Scrutiny Committee:

Scrutiny Coordinating Committee

Date decision in force:

16 September 2022

Date of decision:

8 September 2022

Title and author(s) of written report:

Response from Scrutiny Coordinating Committee – 14 July 2022 - Revenue Budget Outturn 2021/2022 – Report of the Assistant Director of Law and Governance

Full description of decision:

To note the comments of the Scrutiny Coordinating Committee.

Reasons for decision:

To comply with statutory requirements.

Alternative options considered and rejected:

There are no alternative options recommended for approval.

Contact Officer: Paul Wilson

Email: paul-s.wilson@sunderland.gov.uk

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: 08/Sep/2022

Decision Taker:

Cabinet

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Scrutiny Coordinating Committee

Date decision in force:

8 September 2022

Date of decision:

8 September 2022

Title and author(s) of written report:

Performance Report – Quarter 4 of 2021/22 – Report of the Chief Executive

Full description of decision:

To note and accept the performance information in relation to Quarter 4 performance of 2021/22.

Reasons for decision:

To ensure Cabinet is informed of the current performance position for the council against the City Plan 2019-2030.

Alternative options considered and rejected:

There are no alternative options recommended.

Contact Officer: Beverley Poulter

Email: Beverley.poulter@sunderland.gov.uk

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: 08/Sep/2022

Decision Taker:

Cabinet

Appropriate Scrutiny Committee:

Economic Prosperity Scrutiny
Committee

Date decision in force:

16 September 2022

Date of decision:

8 September 2022

Title and author(s) of written report:

Acquisition of land and potential use of Compulsory Purchase Powers to support the development of Riverside Sunderland – Report of the Executive Director of City Development

Full description of decision:

To:-

- i) Authorise the Executive Director of City Development to acquire by agreement land and property within the Site on terms to be agreed by the Executive Director of City Development in consultation with the Leader of the Council, the Chief Executive and the Chief Finance Officer;
- ii) Approve in principle the potential use of the Council's Compulsory Purchase Order ("CPO") powers pursuant to Section 226(1) of the Town and Country Planning Act 1990 ("the 1990 Act") to facilitate the development, redevelopment and/or improvement of the Site;
- iii) Authorise the Executive Director of City Development to undertake a detailed land referencing exercise in respect of the Site and take all preparatory steps required to prepare for a potential CPO as referred to above; and
- iv) Agree to receive a further report in due course in respect of the proposed making of a CPO once the land referencing exercise is complete and the draft order and accompanying statement of reasons has been prepared.

Reasons for decision:

Riverside Sunderland is a major Council-led regeneration site in a strategic location within the city centre. The Riverside Sunderland Masterplan ("the Masterplan") proposes that the site is re-developed to deliver approximately 1,000 high quality new homes, 1 million square feet of modern employment space, and a variety of community facilities with the objective of doubling the city centre population, creating up to 10,000 new jobs, and supporting the social and economic regeneration of the city centre.

The Riverside Sunderland Supplementary Planning Document (“Riverside SPD”) provides a planning policy framework for the comprehensive redevelopment of Riverside Sunderland.

The proposals in this report will enable the Council to continue to acquire land and property needed to facilitate the development of the Site in a proactive and timely manner and facilitate the redevelopment of the Site in accordance with the Masterplan objectives and the Riverside SPD framework. In addition, and if required, the potential future use of CPO powers under Section 226 of the 1990 Act will support the delivery of the above objectives, create major public benefits, and provide an appropriate degree of certainty regarding the redevelopment of the Site.

Alternative options considered and rejected:

The alternative options are:

- i) Not to authorise the acquisition by agreement of land and buildings within the Site. This will mean that the Council may not be able to act promptly on individual acquisitions and could result in loss of potential acquisition opportunities where time is of the essence; and
- ii) Not to progress a potential CPO. There is a risk that the necessary third-party land required for the comprehensive redevelopment of the Site cannot be acquired by agreement. It is therefore considered prudent to prepare for a potential CPO, given the major public benefits that will arise from the Riverside Sunderland regeneration and to provide an appropriate degree of certainty regarding the delivery of the redevelopment proposals for the Site.

Contact Officer: Peter McIntyre

Email: peter.mcintyre@sunderland.gov.uk

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: 08/Sep/2022

Decision Taker:
Cabinet

Appropriate Scrutiny Committee:
Economic Prosperity and Health &
Wellbeing Scrutiny Committees

Date decision in force:
16 September 2022

Date of decision:
8 September 2022

Title and author(s) of written report:

Local Cycling and Walking Infrastructure Plan: Adoption of Final Document –
Report of the Executive Director of City Development

Full description of decision:

To seek approval to adopt the City Council's Local Cycling and Walking Infrastructure Plan (LCWIP).

Reasons for decision:

The LCWIP is key to implementing the policies set out in the City Plan and in the statutory land use Local Plan. Whilst it will achieve transport related objectives related to air quality and traffic congestion, it will also contribute significantly to achieving wider health, well-being and economic objectives.

The Covid pandemic has put these issues into greater perspective. Successive lockdowns and greater working from home over the past 15 months has enabled people to develop different lifestyles and travel patterns. Walking and cycling have thus become increasingly important for people to gain daily exercise. Together these provide an opportunity to achieve more permanent changes to travel patterns. The measures set out in the LCWIP will help us to encourage Sunderland residents to continue to use active travel and will support funding bids for active travel infrastructure.

Alternative options considered and rejected:

The only other option considered was to not prepare an LCWIP. This would mean that the City Council could not access central Government funding for cycling and walking and Sunderland residents would be denied the benefits of greater active travel including improved air quality, reduced traffic congestion and the health benefits of increased physical activity

Contact Officer: Peter McIntyre

Email: peter.mcintyre@sunderland.gov.uk

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: 08/Sep/2022

Decision Taker:

Cabinet

Appropriate Scrutiny Committee:

Health and Wellbeing Scrutiny
Committee

Date decision in force:

16 September 2022

Date of decision:

8 September 2022

Title and author(s) of written report:

Proposed variation to the Integrated Drug and Alcohol Recovery and Harm Minimisation Service Contract up to 31 March 2025 – Report of the Executive Director of Health, Housing and Communities

Full description of decision:

To authorise the Executive Director Health, Housing and Communities, in consultation with the Assistant Director of Finance and the Portfolio Holder for Health and Social Care, to undertake all necessary steps to:

- a. Procure a contract variation to the Council's existing Integrated Drug and Alcohol Recovery and Harm Minimisation Service contract ("the Contract") with Change Grow Live ("CGL"), to apply retrospectively with effect from June 2022 up to 31 March 2025 to implement the new Supplemental Substance Misuse Treatment and Recovery Grant allocation for the City; and
- b. Subject to the receipt of additional funding from the Supplemental Substance Misuse Treatment and Recovery Grant allocation for years two and/or three, to delegate authority to the Executive Director of Health, Housing and Communities to agree further contract variation(s) to procure further variations to the Contract with CGL as may be required in order to implement any such further additional grant funding.

Reasons for decision:

The proposal for the variation to the Integrated Drug and Alcohol Recovery and Harm Minimisation Service Contract intentions was founded on CGL being the Council's primary provider of Treatment and Recovery services across Sunderland and it will enable the commencement of the delivery to benefit residents as soon as possible of:

- a. An Integrated Substance Misuse Treatment and Recovery Service in Sunderland
- b. Continuity of Care
- c. Consistency of a High-Quality Service
- d. Value for Money

e. Strengthening of Pathways/Partnerships

It also seeks to achieve further integration with effective, system-wide joint planning to ensure that treatment and recovery services are available and sufficiently accessible, to help improve public health outcomes, deliver local Health and Wellbeing Board priorities and achieve the objectives of Sunderland City Plan.

Alternative options considered and rejected:

The potential alternative option is follows:

- (i) Do not enter into a contract variation with CGL in order to give effect to the Supplemental Substance Misuse Treatment and Recovery Grant allocation for Sunderland. This is not recommended as viable improvements in the delivery of these services are available that can improve health outcomes if implemented and are critical to delivering the national targets linked to Sunderland's grant allocation in the most expeditious manner. Not implementing will result in a significant element of Sunderland's Grant allocation not being utilised.

Contact Officer: Gerry Taylor

Email: Gerry.taylor@sunderland.gov.uk

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: 08/Sep/2022

Decision Taker:

Cabinet

Appropriate Scrutiny Committee:

Health and Wellbeing Scrutiny
Committee

Date decision in force:

16 September 2022

Date of decision:

8 September 2022

Title and author(s) of written report:

Proposed commissioning intentions for the Specialist Stop Smoking Service for Sunderland – Report of the Executive Director of Health, Housing and Communities

Full description of decision:

To authorise the Executive Director of Health, Housing and Communities, in consultation with the Portfolio Holder for Health and Social Care and the Assistant Director of Finance, to undertake all necessary steps to procure and award a new contract for Specialist Stop Smoking Service for Sunderland for the period 1st April 2023 to 31st March 2027 (with an available optional extension for up to 24 months, which will be at the discretion of the Council).

Reasons for decision:

The proposal to implement these commissioning intentions aims to ensure that targeted interventions that are evidenced based can be provided by a Specialist Stop Smoking Service in Sunderland. It also seeks to achieve further integration within the local health and care system to help improve public health outcomes, deliver local Health and Wellbeing Board Priorities, the objectives of Sunderland's City Plan, Healthy City Plan and local Public Health outcomes.

Alternative options considered and rejected:

There are 4 potential alternative options as follows:

- a. Do not provide a Specialist Stop Smoking Service in Sunderland. This option is not recommended as smoking is still the leading cause of premature mortality. Sunderland still has significantly higher rates than the England average and therefore it is important to continue to provide a stop smoking service.
- b. Reprocure an external Specialist Stop Smoking Service based on the existing specification. This is not recommended. Viable improvements in the delivery of these services are available that can improve public health outcomes if implemented through a modified and improved specification in line with new NICE Guidance for Tobacco: preventing uptake, promoting quitting and treating dependence published in

November 2021. In addition, this approach is not in accordance with the Council's core procurement obligations under the Public Contracts Regulations 2015.

- c. Bring the Specialist Stop Smoking Service into the Council. It would be difficult for the Council to offer appropriate clinical governance arrangements as the Council does not currently have the appropriate structures to deliver this type of service. There could also be a risk to the continuity of service delivery and staff retention. Therefore, this approach is not recommended.
- d. Reprocure an external Specialist Stop Smoking Service with an enhanced specification focused on key areas of inequality. This is the preferred option as under the existing model Sunderland's smoking rates have reduced year on year. The delivery model needs to have a strong clinical governance framework to ensure high quality interventions are provided and follow NICE Guidance. The evidence base supports the role of specialist practitioners to deliver these interventions as quit rates are doubled. This option would have the least impact on continuity of service delivery and staff retention.

Contact Officer: Gerry Taylor

Email: Gerry.taylor@sunderland.gov.uk

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: 08/Sep/2022

Decision Taker:
Cabinet

Appropriate Scrutiny Committee:
Health and Wellbeing Scrutiny
Committee

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8 September 2022

Title and author(s) of written report:

Playing Pitch Plan – Joint report of the Executive Director Health Housing and Communities, and the Executive Director City Development

Full description of decision:

It was agreed to withdraw the item from the agenda to enable further information to be provided about the impact on areas within the City and a report be brought back to Cabinet in due course.

Reasons for decision:

The PPP will provide a framework from which to guide investment, attract external funding and subsequently increase satisfaction, participation and volunteering levels in sport and physical activity. In addition, by adopting a strategic joined up approach, this will contribute to maximising the benefits that physical activity can bring to residents. Specifically, the PPP will complement the outcomes associated with the city's approach to develop an ***Active Sunderland - a city where everyone is as active as they can be*** which was approved by Cabinet in 2018.

Alternative options considered and rejected:

The option exists not to adopt the PPP, however, in doing so, this would result in the loss of potential future investment both for local sports clubs as well as the City Council. In addition, the absence of a robust PPP can lead to a fragmented approach towards facility development, which will significantly challenge the Council's ability to raise standards in satisfaction and participation.

Contact Officer: Gerry Taylor

Email: Gerry.taylor@sunderland.gov.uk

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: 08/Sep/2022

Decision Taker:

Cabinet

Appropriate Scrutiny Committee:

Health and Wellbeing Scrutiny
Committee

Date decision in force:

16 September 2022

Date of decision:

8 September 2022

Title and author(s) of written report:

Procurement of Direct Payment Employment Support Service – Report of the
Director of Adult Services

Full description of decision:

To:

(i) approve the procurement of a Direct Payment Employment Support Service; and

(ii) authorise the Director of Adult Services in consultation with the Portfolio Holder for Health and Social Care to procure and subsequently award a contract for a Direct Payment Employment Support Service.

Reasons for decision:

The Council has a continuing need to commission a service to support adults who receive a social care services personal budget which they have the option to take as a Direct Payment. The proposal shall ensure that service remains in place to meet the care and support needs of individuals in the future; support the Council to meet its obligations under the Care Act 2014, specifically with regard to the responsibilities involved in managing a direct payment and being an employer, personalised care planning to provide greater choice and control; market shaping and commissioning and allowing fair and equal access to all interested providers to tender for a Direct Payment Employment Support Service thereby ensuring value for money is achieved. The current contractual arrangements are ending on 31st March 2023.

The value of the contract will exceed £500,000, therefore in accordance with the Council's Procurement Procedure Rules, Cabinet approval is required prior to commencing the procurement process.

Alternative options considered and rejected:

Do not procure Direct Payment Employment Support Service – this option is recommended to be rejected as a support service is an important element of the Direct Payment scheme. The service supports people to understand their legal obligations as an employer and offers a payroll service. Without the support service, many people would have difficulty administering their Direct Payment and would have reduced levels of choice, control, and independence due to the lack of access to personalised alternatives to social care services that they are assessed as needing.

Provide an In-house Direct Payment Employment Support Service – this option is recommended to be rejected as it would result in the loss of employment support expert advice and knowledge that is currently available in the independent market.

Contact Officer: Graham King

Email: graham.king@sunderland.gov.uk

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: 08/Sep/2022

Decision Taker:

Cabinet

Appropriate Scrutiny Committee:

Scrutiny Coordinating Committee

Date decision in force:

8 September 2022

Date of decision:

8 September 2022

Title and author(s) of written report:

Annual Health and Safety Report: April 2021 – March 2022 – Report of the Assistant Director of Assurance and Property Services

Full description of decision:

To note the content of the Annual Health and Safety Report: April 2021 to March 2022.

Reasons for decision:

A summary health and safety report is produced for Cabinet every year to provide an overview of the management of health and safety at work within the Council. This report follows a standard format, summarising significant health and safety events, incidents reported to the Health & Safety Executive, Council-wide initiatives to improve the health and safety performance system and confirms future priorities. The provision of an annual report is a key measure in reviewing the management of health and safety at work within the Council and the Council's compliance with its legal obligations in relation to health and safety at work.

Alternative options considered and rejected:

There are no alternative options recommended.

Contact Officer: Paul Davies

Email: paul.davies@sunderland.gov.uk

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: 08/Sep/2022

Decision Taker:

Cabinet

Appropriate Scrutiny Committee:

Economic Prosperity Scrutiny
Committee

Date decision in force:

16 September 2022

Date of decision:

8 September 2022

Title and author(s) of written report:

Proposed Variation to Energy Infrastructure Enabling Works – Report of the Assistant Director of Economic Regeneration.

Full description of decision:

To update Cabinet on progress of the energy infrastructure enabling works at the International Advanced Manufacturing Park (“IAMP”) in accordance with the Cabinet approval of 15 June 2021.

To seek approval from Cabinet to accept and enter into the proposed modified suite of contracts with National Grid in relation to the Development Works (“the Mod-App”) and the necessary next steps for the delivery of the Works.

Reasons for decision:

As set out in the Cabinet report.

Alternative options considered and rejected:

As set out in the Cabinet report.

Contact Officer: Catherine Auld

Email: Catherine.auld@sunderland.gov.uk

Is this a key decision: Yes

Does the Decision contain Confidential/Exempt Information: Yes

Declarations of Interest and Dispensations:

Councillor C. Rowntree together with Patrick Melia, Chief Executive, declared interests as representatives on the board of IAMP LLP and withdrew from the meeting during consideration of the report.