

<b>MEETING:</b>	Cabinet
<b>DATE:</b>	Wednesday 29 May 2024
<b>TIME:</b>	10.00 am
<b>VENUE:</b>	Council Chamber, Barnsley Town Hall

## MINUTES

**Present** Councillors Houghton CBE (Chair), Cain, T. Cave, Franklin, Frost, Higginbottom, Howard and Newing

**Members in Attendance:** Councillors Cherryholme, Moore, Osborne, Peace and Sheard

### 1. Declaration of pecuniary and non-pecuniary interests

Councillors Cain and Moore each declared a non-pecuniary interest as members of Goldthorpe Town Board in respect of Minute Number 7.

Councillor Sheard declared a non-pecuniary interest as a governor at Barnsley Hospital in respect of any item on the agenda.

### 2. Leader - Call-in of Cabinet decisions

The Leader reported that no decisions from the previous meeting held on 17 April 2024 had been called in.

### 3. Minutes of the previous meeting held on 17 April 2024 (Cab.29.5.2024/3)

The minutes of the meeting held on 17 April 2024 were taken as read and signed by the Chair as a correct record.

### 4. Decisions of Cabinet Spokespersons (Cab.29.5.2024/4)

The Record of Decisions taken by Cabinet Spokespersons under delegated powers during the weeks ending 19 April and 1 May 2024 were noted.

### 5. Petitions received under Standing Order 44 (Cab.29.5.2024/5)

It was reported that no petitions had been received under Standing Order 44.

### 6. Update to Joint Committee Governance Arrangements for the Yorkshire Purchasing Organisation (YPO) (Cab.29.5.2024/6)

**RESOLVED** that Cabinet:-

1. Note the changes recommended by the YPO Management Committee; and
2. Delegate authority to the Executive Director (Core Services) to sign an updated Management Agreement on behalf of the Council noting that all Member Authorities must also agree before the revisions take effect.

**7. Resolution for Authority to make a Compulsory Purchase Order to facilitate the Goldthorpe Housing Project (Cab.29.5.2024/7)**

**RESOLVED** that Cabinet:-

1. Concludes that the acquisition of the Order Land identified edged in red on the Order Map (“the Order Land”) will facilitate the carrying out of development, re-development, and improvement on and in relation to the land and is likely to contribute to the achievement of the promotion and improvement of the economic, social, and environmental well-being of the area; and
2. Agrees, subject to the considerations set out in the report, to the making of a Compulsory Purchase Order (Order) pursuant to Section 226(1)(a) of the Town and Country Planning Act 1990 for the acquisition of all land interests in the Order Land; and
3. Agrees, subject to the considerations set out in report, to the acquisition pursuant to Section 227 of the Town and Country Planning Act 1990 by agreement of land interests in the Order Land; and
4. Agrees, subject to the considerations set out in the report, to authorise the publication and service of any press, site and individual notices relating to the making of the Order; and
5. Confirms that it is the intention of the Council in acquiring an interest in the relevant Land for planning purposes to engage the provisions of Section 203 of the of the Housing and Planning Act 2016, in order to override easements and other rights in respect of the Land; and
6. Authorises the Executive Director of Growth and Sustainability, to arrange with the Service Director Legal & Governance to make and publish a Compulsory Purchase Order (Order) pursuant to Section 226(1)(a) of the Town and Country Planning Act 1990 for the acquisition of all land interests in the Order Land identified edged in red on the Order Map and to authorise the publication and service of any press, site and individual notices relating to the making of the Order; and
7. Authorises the Executive Director of Growth and Sustainability, to make any necessary additions, deletions or amendments to the Order and to settle the final form and content of the Order and all associated documentation including the Statement of Reasons and to take all actions necessary to pursue the Order and secure its confirmation by the Secretary of State, including the preparation and presentation of the Council’s case at any public inquiry; and
8. Authorises the Executive Director of Growth and Sustainability, to enter into any agreements with landowners or statutory undertakers as applicable, setting out the terms for withdrawal of any objections to the Order, including where appropriate seeking exclusion of land from the Order and making arrangements relating to the payment of compensation and dealing with any blight notices served in connection with the Order; and

9. Authorises the Executive Director of Growth and Sustainability, to take all steps necessary to implement the Order including the publication and service of notices of confirmation of the Order and thereafter to execute and serve any general vesting declarations and/or notices to treat and notices of entry, including, if required, High Court Enforcement Officer notices; and all disputes relating to compulsory purchase compensation to the Upper Tribunal (Lands Chamber) and/or the courts and any appeals; and
10. Authorises the Executive Director of Growth and Sustainability, to appropriate for planning purposes all or any part of the Order Land pursuant to section 122 Local Government Act 1972 and section 227 Town and Country Planning Act 1990 to facilitate delivery of the Goldthorpe Housing Project and to take all necessary steps to effect the appropriation of the relevant land for planning purposes (if required); and
11. Authorises the Executive Director of Growth and Sustainability, to invoke as appropriate the powers under section 203 of the Housing and Planning Act 2016 in relation to the Order land to override easements and other rights to facilitate delivery of the Goldthorpe Housing Project and the development and re-development of the Order Land and to take all steps in relation thereto including the assessment and payment of compensation; and
12. Authorises the Executive Director of Growth and Sustainability, to make any other decisions ancillary to and required to facilitate 4-11 above; and
13. Agree the Executive Director of Growth and Sustainability, in consultation with the Head of Highways and Engineering and local members, be authorised to make an application to the Department for Transport for the permanent closure of highways required to facilitate development on the Order Land and to take all steps and make any other decisions ancillary or in relation there to and to implement any such closure when granted.

**8. Adult Social Care Fee Uplift 2024/25 and Market Sustainability Plan (Cab.29.5.2024/8)**

**RESOLVED** that Cabinet:-

1. Considers the approach taken in respect of the various community support provision and endorses the uplift in fees for 2024/25 as outlined in section 2 of the report; and
2. Notes the submission made to DHSE around the Market Sustainability Plan.

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Chair