

## **EXECUTIVE**

**26 FEBRUARY 2018**

### **PRESENT**

Leader of the Council (Councillor Sean Anstee)(in the Chair),  
Executive Member for Investment (Councillor A. Williams),  
Executive Member for Adult Social Care (Councillor Stephen Anstee),  
Executive Member for Children and Families (Councillor M. Whetton),  
Executive Member for Communities and Partnerships (Councillor L. Evans),  
Executive Member for Corporate Resources (Councillor P. Myers),  
Executive Member for Health and Wellbeing (Councillor J. Lamb),  
Executive Member for Highways, Parks and Environmental Services (Councillor B. Shaw),  
Executive Member for Housing and Strategic Planning (Councillor D. Hopps).

Also present: Councillors Adshead, Blackburn, Bowker, Brotherton, Butt, Carter, Cordingley, Fishwick, Freeman, Harding, Hynes, Procter, Taylor (part only), Walsh, A. Western and M. Young.

#### In attendance:

Chief Executive (Ms. T. Grant),  
Corporate Director, Transformation and Resources (Ms. J. Hyde),  
Corporate Director, Children, Families and Wellbeing (Ms. J. Colbert),  
Chief Finance Officer (Ms. N. Bishop),  
Director of Growth and Regulatory Services (Mr. R. Roe),  
Principal Solicitor (Ms. D. Adcock),  
Democratic and Scrutiny Officer (Mr. J.M.J. Maloney).

### **192. DECLARATIONS OF INTEREST**

No declarations were made by Executive Members.

### **193. MINUTES**

RESOLVED – That the Minutes of the meeting held on 29<sup>th</sup> January 2018 be approved as a correct record.

### **194. MATTERS FROM COUNCIL OR OVERVIEW AND SCRUTINY COMMITTEES (IF ANY)**

Councillor M. Young, as Chairman of Scrutiny Committee, thanked the Executive for its response to the Budget Scrutiny Report. It would be formally considered at the Scrutiny Committee's next meeting; and the Committee would refer any observations accordingly to the Executive in due course.

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## 195. PROPOSED COMPULSORY PURCHASE ORDER, CHARLTON HOUSE

The Executive Member for Housing and Strategic Planning submitted a report which set out proposals for the delivery of the first phase of student accommodation in Stretford to support the opening of University Academy 92 (UA92). It sought approval to the use of compulsory purchase powers to support the delivery of the proposals if required. Financial details related to the proposal were set out in a report considered in Part II of the agenda. (Minute 8 below refers.) Members were advised that further reports would be submitted, if required.

### RESOLVED -

- (1) That in principle support be provided for the making of a compulsory purchase order under section 226 of the Town and Country Planning Act 1990 and section 13 of the Local Government (Miscellaneous Provisions) Act 1976 to enable the redevelopment and regeneration of the site shown edged red on the plan in Appendix One to the report.
- (2) That authority be delegated to the Director of Growth and Regulatory Services in consultation with the Director of Legal and Democratic Services to take all steps necessary to enable a compulsory purchase order to be made including but not limited to:
  - a) the carrying out of land referencing including without limitation the service of notices under section 16 of the Local Government (Miscellaneous Provisions) Act 1976 and/or section 5A of the Acquisition of Land Act 1981;
  - b) the entry onto the Land and other land for the purpose of carrying out surveys pursuant to section 15 of the Local Government (Miscellaneous Provisions) Act 1976;
  - c) the preparation of a draft statement of reasons;
  - d) the preparation of a draft Order and Order Schedule; and
  - e) the preparation of notices to owners, lessees and occupiers, site notices and any other notices required to be served and/or advertised in accordance with the Acquisition of Land Act 1981 should the Executive authorise the making of a compulsory purchase order.
- (3) That authority be delegated to the Director of Growth and Regulatory Services to negotiate for the voluntary acquisition of land and rights over land needed to enable the Scheme to be delivered in advance of confirmation of a CPO, as if such CPO had been confirmed.
- (4) That authority be delegated to the Director of Growth and Regulatory Services in consultation with the Director of Legal and Democratic Services to consider alternatives to the use of compulsory purchase powers.
- (5) That it be noted that before a compulsory purchase order is made a further detailed report will be drafted seeking authority for the making of an Order and that such a report will need to address a number of issues including:

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- a) that the compulsory acquisition is necessary to facilitate the carrying out of development, redevelopment or improvement on, or in relation to, the land being acquired;
- b) that the Scheme complies with planning policy and the Refreshed Stretford Masterplan (2018);
- c) that there is a compelling case in the public interest for the land to be acquired which outweighs the interference with the human rights of those with an interest in the land affected;
- d) that the Scheme will contribute to the promotion or improvement of the economic and/or social and/or environmental well-being of the local area;
- e) that the Scheme is viable and that there is a reasonable prospect that the Scheme can be implemented within a reasonable timescale;
- f) that agreements have been entered into with a private sector partner that provides for the delivery of the Scheme and indemnifies the Council in respect of its costs of making the order, seeking its confirmation and compensation payments to affected owners, lessees, occupiers and any other potential claimants;
- g) that there are no physical or legal impediments to the Scheme proceeding;
- h) that all reasonable steps have been taken to acquire land and rights over land needed to deliver the Scheme by negotiation and voluntary agreement;
- i) that alternatives to the use of compulsory purchase powers have been considered; and
- j) that the compulsory acquisition would not infringe the Council's equality duty.

**196. ANNUAL DELIVERY PLAN 2017/18 (THIRD QUARTER) PERFORMANCE REPORT**

The Executive Member for Corporate Resources and Corporate Director, Transformation and Resources submitted a report which provided a summary of performance against the Council's Annual Delivery Plan, 2017/18. The report covered the period 1<sup>st</sup> October to 31<sup>st</sup> December 2017. An opportunity was provided for Members to ask questions in relation to the report's content. These centred on sickness absence levels and targets; highways cleanliness; third sector organisations receiving intensive support; attainment levels of disadvantaged pupils; children in receipt on multiple Child Protection Plans; and children's development at Early Years Foundation stage. A number of responses were provided by Executive Members; and it was agreed that further information would be provided on the results of "Keep Britain Tidy" research and the One Trafford Partnership Improvement Plan.

RESOLVED – That the content of the Annual Delivery Plan Third Quarter Performance Report be noted.

**197. AGMA COMBINED AUTHORITY / EXECUTIVE BOARD: FORWARD PLANS AND DECISIONS**

The Executive received for information details of decisions taken by the GMCA and AGMA at their meetings held on 26<sup>th</sup> January 2018.

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RESOLVED – That the content of the decision summaries be noted.

**198. EXCLUSION RESOLUTION**

RESOLVED - That the public be excluded from this meeting during consideration of the remaining items on the agenda, because of the likelihood of disclosure of “exempt information” which falls within one or more descriptive category or categories of the Local Government Act 1972, Schedule 12A, as amended by The Local Government (Access to Information) (Variation) Order 2006, and specified on the agenda item or report relating to each such item respectively.

**199. PROPOSED COMPULSORY PURCHASE ORDER, CHARLTON HOUSE**

The Executive Member for Housing and Strategic Planning submitted a report which set out confidential financial details of proposals for the delivery of the first phase of student accommodation in Stretford to support the opening of University Academy 92 (UA92) and the use of compulsory purchase powers to support the delivery of the proposals if required. A substantive report had been considered in Part I of the agenda (Minute 4 above refers); and any details of substantive resolutions associated with this item are set out in that minute.

The meeting commenced at 6.00 p.m. and finished at 6.38 p.m.