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EXECUTIVE DECISION RECORD

A1 Service Area	Environment
A2 Title	Demolition of Kingstone Public Toilets
A3 Decision Taken By	Deputy Leader/ Chief Officer
A4 Chief Officer	Please print name: Sal Khan Please sign name: Approval by email 151020
A5 Leader / Deputy Leader	Please print name: Councillor Ray Faulkner Please sign name: Approval by email 121020
A6 Date of Decision	

Confidentiality

A7 Is this Decision confidential by containing exempt information as described in Schedule 12A of the Local Government Act 1972?	No
A7.1 If yes, please state relevant paragraph from Schedule 12A LGA 1972.	NA

Scrutiny

A8 Which Scrutiny Committee should this decision be submitted to?	<i>(Please tick as appropriate)</i> ✓	
Scrutiny (Audit & Value for Money Council Services) Committee	<input type="checkbox"/>	X
Scrutiny (Community Regeneration, Environment and Health and Well Being) Committee	<input type="checkbox"/>	X

B1 What is the Decision?	To approve the demolition of the public conveniences at Whitehall Close, Kingstone
B2 What are the reasons for the Decision?	In 2012, due to very low usage figures, the Council took a decision to close the public conveniences at Whitehall Close, Kingstone. They have remained closed since this date and the building structure, whilst structurally sound, has slowly dilapidated. In March 2020, the Council received a letter from Kingston Parish Council requesting that the toilet block be demolished. Following a Parish consultation, they stated that the toilets “served no purpose to the parish or the wider community”. They also raised concerns about the appearance of the building and its negative impact on the local environment.
B3 What are the contributions to Corporate Priorities?	The decision supports the Council’s first and third Corporate priorities; Value for Money and Environment and Health & Wellbeing.
B4 What are the Human Rights considerations?	There are no Human Rights issues arising from this decision.

Financial Implications

B5 What are the financial implications?	The main financial issues arising from this decision are as follows: Based on quotations received for the works, the cost of demolition will be £2,500. This will be met from current revenue allocations for the year.
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Revenue	2020/21	2021/22	2022/23
<u>Impact on MTFS</u>			
Saving on Business Rates Payable for Public Lavatories		(£480)	(£480)

Capital	2020/21	2021/22	2022/23

The finance section has been approved by the following member of the Financial Management Unit:	Please print name: Anya Murray Please sign name: Approval by email 121020
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Policy Framework

B6 Is the Decision wholly in accordance with the Council's policy framework?	Yes
B6.1 If No, does it fall within the urgency provisions (Part 3 of the Constitution)?	NA
B6.2 Has it got the appropriate approvals under those provisions?	NA
B7 Is the Decision wholly in accordance with the Council's budget?	Yes
B7.1 If No, does it fall within the urgency provisions (Part 3 of the Constitution)?	NA
B7.2 Has it got the appropriate approvals under those provisions?	NA

Equalities Implications

B8 What are the Equalities implications:
B8.1 Positive (Opportunities/Benefits): NA
B8.2 Negative (Threats): NA
B8.3 The subject of this decision is not a policy, strategy, function or service that is new or being revised. An equality impact assessment is not required.

Risk Assessment

B9 What are the Risk Assessment implications:
B9.1 Positive (Opportunities/Benefits): The demolition supports the position of the Parish council and will remove a dilapidated building.
B9.2 Negative (Threats): The demolition will result in the loss of a public asset, although the toilets have been closed since 2012. The Non-Domestic Rating (Public Lavatories) Bill has been re-introduced into the current parliamentary session with provision to backdate the non-payment of business rates for public lavatories from 1 April 2020. If successful, the saving above will be negated.
B9.3 The risks do not need to be entered in the Risk Register. Any financial implications to mitigate against these risks are considered above.

Legal Considerations

B10 What are the Legal Considerations:	
B10.1 The main legal issues arising from this decision are as follows: There is no statutory requirement for the Council to provide public toilets.	
This section has been approved by the following member of the Legal Team:	Please print name: Angela Wakefield Please sign name: Approval by email 091020

Sustainability Implications

B11 What are the Sustainability implications:
B11.1 The proposal would result in an overall positive effect in terms of sustainability (including climate change and change adaptation measures). The positive/negative impacts are set out below (please refer to guidance notes).
B11.2 Positive (Opportunities/Benefits): Demolition removes the need for future energy or water consumption.
B11.3 Negative (Threats):

Health & Safety Implications

B12 What are the Health & Safety implications:
B12.1 A Risk Assessment will be submitted by the contractor appointed to undertake the works and approved by the Council.
B12.2 Any financial implications to mitigate against these hazards and risks are considered above.

Key Decision

B13 Is this a Key Decision?	No <i>(please delete as appropriate)</i>
Note: A Key Executive Decision is one where: <ol style="list-style-type: none"> 1. REVENUE – Any contract or proposal with an annual payment or saving of more than £100,000 2. CAPITAL – Any capital project with a value in excess of £150,000 3. A decision which significantly affects communities living or working in an area comprising two or more wards. 	
B13.1 If this is a Key Decision, is this an urgent decision such that a delay caused by use of the Call-in Procedure would <u>seriously</u> prejudice the public interest?	NA
B13.2 If yes, has the Mayor or in his/her absence the Deputy Mayor or in his/her absence the Chair of the relevant Scrutiny Committee agreed that the decision will be exempt from Call-in?	NA

NOTE: If this decision is subject to the Call-in Procedure it will come into force, and may then be implemented, on the expiry of 3 working days after publication – unless 10 Members of the Council call in the decision.

Please send the original signed document to andrea.davies@eaststaffsbc.gov.uk