

Cabinet

Meeting Venue
**Committee Room A - County Hall,
Llandrindod Wells, Powys**

Meeting date
Tuesday, 1 November 2016

Meeting time
1.00 pm

For further information please contact
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County Hall
Llandrindod Wells
Powys
LD1 5LG

26 October 2016

AGENDA

1.	APOLOGIES	C199- 2016
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To receive apologies for absence.

2.	MINUTES	C200- 2016
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To authorise the Chair to sign the minutes of the meetings held on 27th September and 4th October as correct records.

(Pages 5 - 20)

3.	DECLARATIONS OF INTEREST	C201- 2016
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To receive any declarations of interest from Members relating to items to be considered on the agenda.

4.	APPLICATION TO SUSPEND THE RIGHT TO BUY AND RELATED RIGHTS ACROSS POWYS	C202- 2016
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To consider a report by County Councillor Rosemarie Harris, Portfolio Holder for Property, Buildings and Housing.

(Pages 21 - 26)

5.	OUTCOME OF CONDITION SURVEYS OF THE FARM ESTATE - IMPACT AND CONSEQUENCES	C203- 2016
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To consider a report by County Councillor John Powell, Portfolio Holder for Environment and Sustainability.

(Pages 27 - 34)

6.	POWYS SAFEGUARDING CHILDREN AND ADULTS QUARTERLY UPDATE	C204- 2016
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To consider a report by County Councillor Graham Brown, Portfolio Holder for Children's Services and County Councillor Stephen Hayes, Portfolio Holder for Adult Services.

(Pages 35 - 48)

7.	JOINT PARTNERSHIP BOARD MINUTES	C205- 2016
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To receive for information minutes of the Joint Partnership Board meetings held on 25th July and 19th September 2016.

(Pages 49 - 56)

8.	DELEGATED DECISIONS TAKEN SINCE THE LAST MEETING	C206- 2016
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To note the delegated decisions taken since the last meeting.

(Pages 57 - 58)

9.	FORWARD WORK PROGRAMME	C207- 2016
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To consider the Cabinet forward work programme.

(Pages 59 - 64)

10.	CORRESPONDENCE	C208- 2016
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To receive such correspondence as in the opinion of the Leader is of such urgency as to warrant consideration.

11.	EXEMPT ITEMS	C209- 2016
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The Monitoring Officer has determined that category 1 of the Access to Information Procedure Rules applies to the following item. His view on the public interest test (having taken account of the provisions of Rule 11.8 of the Council's Access to Information Rules) was that to make this information public would disclose personal data relating to an individual in contravention of the principles of the Data Protection Act. Because of this and since there did not appear to be an overwhelming public interest requiring the disclosure of personal data he felt that the public interest in maintaining the exemption outweighs the public interest in disclosing the information. Members are asked to consider these factors when determining the public interest test, which they must decide when considering excluding the public from this part of the meeting.

12.	HTR COMMISSIONING PROJECT OUTLINE BUSINESS CASE	C210- 2016
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To consider a report by County Councillor Graham Brown Portfolio Holder for Commissioning and Procurement, County Councillor John Brunt, Highways and County Councillor John Powell Environment & Sustainability.

(Pages 65 - 76)

13.	CREATION OF DIRECTOR OF EDUCATION ROLE	C211- 2016
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To consider a report by the Chief Executive.

(Pages 77 - 94)

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MINUTES OF A MEETING OF THE CABINET HELD AT COUNCIL CHAMBER - COUNTY HALL, LLANDRINDOD WELLS, POWYS ON TUESDAY, 27 SEPTEMBER 2016

PRESENT

County Councillor W B Thomas (Chair)

County Councillors R G Brown, J H Brunt, M R Harris, S M Hayes, E A Jones, W T Jones, W J T Powell and E A York

In attendance: County Councillors KW Curry (morning only), AW Davies, SC Davies, DO Evans (morning only), WJ Evans (morning only), CJ Gibson-Watt, DR Jones, H Lewis, PJ Medlicott, DW Meredith (afternoon only), GD Price (morning only), KF Tampin (morning only), GSI Williams (morning only)

The Leader referred to the recent death of County Councillor Ann Holloway and said that tributes would be made at the next Council meeting. Members and officers stood for a minutes silence as a mark of respect.

1.	APOLOGIES	C177- 2016
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Apologies for absence were received from the Chief Executive and Strategic Director – Resources who were on other Council business.

2.	DECLARATIONS OF INTEREST	C178- 2016
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County Councillor WJT Powell declared a personal non pecuniary interest as an LEA appointed governor of Llandrindod High School and Crossgates CP School. County Councillor JH Brunt declared a personal non pecuniary interest as an LEA appointed governor of Llanbister CP School and a governor of Neath Port Talbot College.

County Councillor EA York declared a personal non pecuniary interest as an LEA appointed governor of Builth Wells High School.

County Councillor GSI Williams declared a personal non pecuniary interest as an LEA appointed governor of Llandrindod High School.

County Councillor KF Tampin declared a personal non pecuniary interest as an LEA appointed governor of Llandrindod High School.

3.	LLANBISTER C.P. SCHOOL AND LLANFIHANGEL RHYDITHON C.P. SCHOOL	C179- 2016
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County Councillor John Brunt explained that he would be acting as a local member and would not vote on this matter.

The Portfolio Holder for Education outlined the consultation that had been undertaken in respect of the proposed closure of Llanbister CP School and Llanfihangel Rhydithon CP School. He explained that having taken into account a projected rise in pupil numbers and significant travel time for some pupils, he was proposing to abandon his recommendation to Cabinet that Llanbister CP School close and would instead come back to Cabinet with draft recommendations by November 2016.

The Portfolio Holder for Education explained that he had taken account of the recommendation passed by Council on 8th September that Llanfihangel Rhydithon CP School be allowed to federate with another school and was therefore proposing to abandon the proposal and to bring a new report back to Cabinet with draft recommendations for the school in accordance with the Schools Reorganisation Policy 2015, by no later than the end of November 2016.

County Councillor Hywel Lewis speaking as local Member for Llanfihangel Rhydithon CP School thanked the Portfolio Holder for listening to Council and urged him to engage with the school to find a solution. He argued that the school was a model of successful collaboration and that there shouldn't be any obstacle to federation.

County Councillor John Brunt speaking as local Member for Llanbister CP School welcomed the recommendation to abandon the proposal to close the school. He paid tribute to the governors, parents and community for their campaign to save the school and he asked Cabinet to support the recommendation.

County Councillor David Jones, Chair of the People Scrutiny Committee reminded Cabinet of the Council's policy to reduce surplus places and pointed out that both schools met the criteria for review. He questioned the evidence for rising pupil numbers and noted that the spend per pupil was over the Powys average and impacted all schools. He felt that nothing had come out of the consultation that persuaded him that the Cabinet should set aside the School Reorganisation Policy.

The Portfolio Holder answered questions from the Chair of the People Scrutiny Committee and the opposition group leaders. He advised that there were no plans to review the School Reorganisation Policy and that he felt it was only right for the Cabinet to take into account information that had come in during the consultation. He advised that another consultation would be required and confirmed that they would be engaging with schools and local stakeholders.

A number of Cabinet members expressed reservations over the proposals and advised that they expected the reports to come back in November to address the issues that had led to both schools being reviewed before they were persuaded to set aside the Schools Reorganisation Policy. The Portfolio Holder for Finance referred to the Cabinet's decision to close Nantmel Church in Wales Primary School and the need to apply the policy consistently. Others felt it was right for the rurality of the area to be taken into consideration when considering the future of the schools.

RESOLVED	Reason for Decision:
<p>1. To receive and consider the Consultation Reports in respect of the Proposals to close Llanbister C.P. School and Llanfihangel Rhydithon C.P. Schools</p> <p>2. To abandon the Proposal in</p>	<p>To provide a sustainable model of primary education</p>

<p>respect of Llanbister C.P. School and bring a new report back to Cabinet with draft recommendations for Llanbister C.P. School in accordance with the Schools Reorganisation Policy 2015, by no later than the end of November 2016.</p> <p>3. To abandon the Proposal in respect of Llanfihangel Rhydithon C.P. School and bring a new report back to Cabinet with draft recommendations for Llanfihangel Rhydithon C.P. School in accordance with the Schools Reorganisation Policy 2015, by no later than the end of November 2016.</p>	
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4.	SECONDARY SCHOOL REORGANISATION PROGRAMME - BUILTH WELLS AND LLANDRINDOD HIGH SCHOOLS	C180- 2016
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The Portfolio Holder for Education outlined the consultation process. He referred to the debate at Council on 8th September and to the recommendation passed at that meeting that the proposals for Builth Wells High School and Llandrindod High school be abandoned for a period of up to 2 years to allow the leadership teams of both schools to work together on joint proposals to raise standards. The Portfolio Holder did not feel that this recommendation addressed the issues facing the schools and therefore he was proposing the closure of Builth Wells and Llandrindod High Schools on the 31st August 2018 and to establish a new dual-sited dual-stream 11 - 18 school that will operate on the current campuses of Builth Wells and Llandrindod High Schools with effect from 1st September 2018. This was one year later than originally consulted on to give the new governing body time to put staffing structures in place. He felt that the establishment of a new school on two sites was the best way of addressing issues facing the schools and referred to the example when the authority had established a new school on two sites at Newtown and John Beddoes which had seen standards improve.

County Councillor Gary Price spoke as a local member for Llandrindod High School. He noted that 32 members including members of independent groups had voted for the alternative proposal and questioned why the Portfolio Holder had rejected the alternative for reasons that could also be applied to Brecon and Gwernyfed High Schools.

County Councillor Gwilym Williams spoke as a local member for Llandrindod High School. He sought and received an assurance from the Leader and

Portfolio Holder that officers were not working to identify a site for the new school. The Leader said his administration had no plans to do so. He was also advised that it would be for the new shadow governing body to appoint a Headteacher and to agree the staffing structure and that it was permissible to ring fence posts to existing staff.

County Councillor Kelvyn Curry spoke as a local member for Llandrindod High School also referred to the recommendation from Council and asked that the leadership teams in both schools be given an opportunity to collaborate. He felt that the only concession of an extra year would bring uncertainty. He questioned the Cabinet's priorities and noted that savings could be found through other means such as the closure of a household waste recycling centre.

County Councillor Keith Tampin spoke as a local member for Llandrindod High School argued that the proposals put the education of the pupils in both schools in jeopardy and would make the recruitment and retention of staff harder. He referred to Estyn's comments that the proposals did not demonstrate how the changes would lead to improved standards.

County Councillor David Jones, Chair of the People Scrutiny Committee, noted that both schools had lost 200 pupils in the last 6 years and that there was evidence of pupils moving out of the county for 6th form education. He was concerned that Estyn were not convinced that the proposals would improve standards and he urged the Cabinet to do more to improve standards. He asked that the amalgamation date be brought forward but the Portfolio Holder explained that this would not be achievable.

County Councillor James Gibson-Watt, leader of the Liberal Democrat group, argued for a collaboration model rather than merger and referred to Estyn's assessment that standards may be put at risk. The Portfolio Holder for Education explained that he took the Estyn comment as a criticism that there had not been enough detail in the consultation document.

County Councillor Aled Davies, leader of the Conservative group, argued that the case had not been made for the merger of two schools.

County Councillor Sandra Davies, leader of the Labour group, was not reassured that the proposals would raise standards.

The Cabinet confirmed that they had read the report and appendices. Cabinet members spoke about the need to improve standards and to improve the offer to pupils so they did not leave the county particularly for 6th form education. It was noted that in 2011 a collaborative model was introduced but that despite that pupil numbers continued to fall. They noted that the low numbers of pupil particularly in 6th form reduced Welsh Government funding pushing schools into deficit. The Portfolio Holder for Finance confirmed that there was approximately £19m capital allocated for secondary schools in mid Powys. Cabinet noted that by creating a critical mass of pupils it would be easier to recruit specialist teachers, and to allow heads of departments more non-contact time to coach and mentor teachers in their departments which would contribute to a rise in teaching standards.

The Leader in summing up thanked both schools for allowing the Cabinet to visit. He noted that the proposal for one school on two sites gave the opportunity for standards to improve.

RESOLVED	Reason for Decision:
<ul style="list-style-type: none"> • To consider the Consultation Report and Responses Report; • To publish a statutory notice for <ol style="list-style-type: none"> 1. the closure of Builth Wells and Llandrindod High Schools on the 31st August 2018;and 2. to establish a new dual-sited dual-stream 11 - 18 school that will operate on the current campuses of Builth Wells and Llandrindod High Schools with effect from 1st September 2018; 	<ul style="list-style-type: none"> • To understand the issues raised during consultation; • To establish a sustainable model of secondary education, which can deliver high-quality education. • To provide sufficient time to establish the new school.

5.	SECONDARY SCHOOL REORGANISATION PROGRAMME - BRECON AND GWERNYFED HIGH SCHOOLS	C181- 2016
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County Councillor Gillian Thomas declared a personal non pecuniary interest as a local authority appointed governor of Ysgol y Bannau.

County Councillor David Meredith declared a personal non pecuniary interest as a local authority appointed governor and Chair of Governors at Brecon High School.

The Portfolio Holder for Education outlined the consultation process and explained that having considered issues raised in the consultation he was changing his recommendation to the following:

- To abandon elements A, B and D of the Proposal and to bring a new report back to Cabinet with draft recommendations for Brecon and Gwernyfed High Schools, in accordance with the Schools Reorganisation Policy 2015;
- To re-consult on element C of the Proposal, i.e. the closure of the Welsh-stream at Brecon High School from September 2017;
- To submit a revised Outline Business Case to Welsh Government's 21st C Schools Programme for capital investment in both campuses. This will

include a new build 11 – 18 campus in Brecon and improvements to the Gwernyfed campus.

County Councillor David Meredith speaking as a local member for Brecon High School and Chair of Governors welcomed the proposal but advised that he would continue to fight for the retention of Welsh medium education in the school. He referred to the 9% improvement in pupils achieving level 2 plus standard GCSEs and put on record his congratulations to the Headteacher, staff and pupils. He advised that the proposal to transfer Welsh medium education to Builth Wells was already affecting numbers pursuing secondary education in the medium of Welsh and that it would affect numbers attending Ysgol y Bannau.

County Councillor Gillian Thomas speaking as a local member for Brecon High School was concerned that elements A, B and D were going to be abandoned. She wanted to see an end to uncertainty and argued that it made no sense to move Welsh medium education to Builth Wells when there was a Welsh medium primary school in Brecon. She noted that this would involve long journey times for pupils. The Portfolio Holder for Education reminded members that at key stage 4 there were only 3 or 4 subjects available in Brecon compared to 12 in Builth Wells.

Comments from County Councillor Matthew Dorrance were read out in in which he urged the Cabinet to think again about moving Welsh medium provision to Builth Wells.

County Councillor David Jones, the Chair of the People Scrutiny Committee, noted that over 300 pupils had been lost in the last 6 years and that there were 36% surplus places in Brecon and 20% surplus places in Gwernyfed. He referred to the condition of the buildings at both schools and the deficit at Brecon High School. He asked why there had to be further consultation on Welsh medium education when the Cabinet had already allowed free transport from Brecon to Builth Wells. He referred to the Schools Modernisation Policy and said he wasn't convinced that enough things had changed to warrant another consultation or of the logic of a different approach in Brecon and Gwernyfed and Builth Wells and Llandrindod.

The Portfolio Holder advised that he had taken account of the strong feeling of the community that had been apparent in the consultation events. He explained that legal advice was that there would have to be a further consultation on proposals for Welsh language provision. He noted that the precedent to give free transport had been set some years earlier by allowing on appeal free transport to Ystalyfera on the grounds that provision in Brecon was not deemed to be as good.

County Councillor Sandra Davies, leader of the Labour group questioned why transport was not to the nearest school and it was explained that it was because of the difference in provision between the schools. She welcomed Welsh Government investment to build a new school in Brecon which should lead to improvements as had been evidenced by the new school in Ystradgynlais.

County Councillor James Gibson-Watt, leader of the Liberal Democrat group noted that there were differences in the situation between Builth Wells and Llandrindod and Brecon and Gwernyfed. In welcoming the proposal to retain

both schools he said that trust had to be re-established with communities and he asked that all stakeholders were consulted before any further proposals came back to Cabinet. He argued that if Welsh medium education was to be concentrated in one area it should be in Brecon where there was a Welsh medium primary school. The Portfolio Holder confirmed that they would be entering into dialogue with the schools and local community.

County Councillor Aled Davies, leader of the Conservative group, argued that Welsh medium primary and secondary provision needed to be in the same catchment. He asked about the debt of Brecon High School and was advised that the school would have to balance the deficit through a debt recovery plan. He asked about where post 16 education would be sited and was advised that the schools service would be engaging with the schools and local members on options and a report would come back to Cabinet.

The Leader sought and received confirmation from the Cabinet that they had read the report and appendices. Cabinet debated the proposals with a number of members expressing concerns that they did not go far enough to address the issues of low pupil numbers and reducing finances. Members acknowledged the very poor condition of the buildings at Brecon High School and the need to take advantage of Welsh Government funding. Members were reminded that Builth Wells Primary School was one of the largest primary schools in the county and that over a third of the pupils there were educated in the medium of Welsh. Members sought clarification over the timescales involved and advice on whether decisions could be made in the purdah period before the local government elections in May 2017 and the Head of Schools agreed to bring a report to Cabinet on 1st November. The Leader thanked both schools for allowing the Cabinet to visit which the Cabinet had found very worthwhile.

RESOLVED	Reason for Decision:
<ol style="list-style-type: none"> 1. To consider the Consultation Report and Responses Report 2. To abandon elements A,B, and D of the Proposal and to bring a new report back to Cabinet with draft recommendations for Brecon and Gwernyfed High Schools, in accordance with the Schools Reorganisation Policy 2015; 3. To re-consult on element C of the Proposal, i.e. the closure of the Welsh-stream at Brecon High School from September 2017; 4. To submit a revised Outline Business Case to Welsh Government's 21st C Schools Programme for capital investment in both campuses and to increase 	<ul style="list-style-type: none"> • To understand the issues raised during consultation; • To enable officers to bring forward alternative options that will address the challenges faced by the secondary school sector in Powys; • To provide a more sustainable, educationally and linguistically viable model of Welsh-medium secondary education; • Submitting a revised OBC will enable the Council to draw down Welsh Government funding to support a capital investment in both campuses.

<p>the budget for the Project by £8m financed by a Welsh Government capital grant and Prudential Borrowing. This will include a new build 11 – 18 campus in Brecon and improvements to the Gwernyfed campus.</p> <p>5. To bring a further report to Cabinet on 1st November setting out the timeline for consideration of draft recommendations.</p>	
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County Councillor W B Thomas (Chair)

MINUTES OF A MEETING OF THE CABINET HELD AT COMMITTEE ROOM A - COUNTY HALL, LLANDRINDOD WELLS, POWYS ON TUESDAY, 4 OCTOBER 2016

PRESENT

County Councillor W B Thomas (Chair)

County Councillors R G Brown, J H Brunt, M R Harris, S M Hayes, E A Jones, W T Jones, W J T Powell and E A York

In attendance: County Councillors KW Curry, SC Davies, DR Jones, GM Jones, G Morgan and WD Powell.

1.	APOLOGIES	C182- 2016
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Apologies for absence were received from County Councillor AW Davies, leader of the Conservative group and County Councillor CJ Gibson-Watt, leader of the Liberal-Democrat group.

2.	MINUTES	C183- 2016
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The Leader was authorised to sign the minutes of the meeting held on 13th September 2016 as a correct record.

3.	DECLARATIONS OF INTEREST	C184- 2016
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There were no declarations of interest reported.

4.	DRAFT ONE POWYS PLAN ANNUAL PERFORMANCE EVALUATION 2015-16	C185- 2016
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Cabinet received the draft One Powys Plan Annual Performance Evaluation for 2015-16. Cabinet felt that the self assessments were very honest and they thanked the officers involved in drafting the document.

RESOLVED	Reason for Decision:
To approve the DRAFT One Powys Plan Annual Performance Evaluation 2015 - 2016 and Summary documents, and recommend to County Council for approval on 19th October 2016.	To ensure the report gives a balanced and open account of the Powys Public Service Boards performance during the 2015-16 financial year, against the commitments and measures that were set out in the One Powys Plan 2014-17.
	To ensure the Council meets its statutory obligations as outlined in the Local Government (Wales) Measure 2009 and Shared Purpose – Shared Delivery guidance.

5.	PROPOSALS FOR IMPROVEMENT TO PERFORMANCE REPORTING AND EVALUATION	C186- 2016
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Cabinet considered new arrangements for performance reporting and evaluation to offer a ‘joined up’ view of performance and a clear picture of performance in delivering against the Council’s key strategic priorities. The Strategic Overview Board chaired by the Portfolio Holder for Finance and Performance would act as the Council’s performance management board. The Chairs of the Scrutiny Committees expressed discontent that the proposal did not offer an external challenge and indicated that they may set up their own arrangements for monitoring performance.

RESOLVED	Reason for Decision:
To agree the proposals set out in section 2 of the report.	To strengthen the Council’s performance management arrangements.

6.	FINANCIAL OVERVIEW AND FORECAST AS AT 31ST JULY 2016	C187- 2016
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Cabinet considered the budget outturn report for the period ended 31 July. The report confirmed the serious financial position the Portfolio Holder for Finance had reported at the last meeting. The Chief Executive reported that following the decision taken at the last meeting, services were working on their budget recovery plans. Work was being undertaken to identify what was overspending by services and what was unachieved savings carried forward. Once Management Team had completed this work a report would be brought to Cabinet to consider how to put a stop to ongoing overspends. The Chief Executive also drew members’ attention to the projected pupil numbers which estimated a further 400 secondary school pupils lost by 2019 and the impact of this on school finances which would require political decisions to address. The Portfolio Holder for Finance reminded members that despite the financial pressures the Council was facing, it was the 4th best improving council in Wales, with improvements in 26 of 40 measures, while at the same time delivering substantial savings.

RESOLVED	Reason for Decision:
That: 1. the contents of this report are noted by Cabinet; and 2. Cabinet requires services to take all reasonable actions to curtail or reduce the reported forecasted service deficits. 3. the Capital virements set out in paragraph 8.3 are approved, and those over £500k be submitted to full council for approval.	To monitor the Council’s financial performance and ensure that spending remains within approved limits and that the 3% minimum general fund reserve is maintained.

7.	ICELAND BANK DEPOSITS	C188- 2016
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Cabinet received details of the final position of the Council's investment of £4,000,000 with two Icelandic banks. The Portfolio Holder advised that taking into account interest received the final amount received was £4,124,713. Cabinet recorded its thanks to the Portfolio Holder for Finance and the officers involved for recovering the Council's investment. In terms of lessons learned, the Treasury Management Strategy was reviewed annually but Members were reminded that there were no risk free investments. The Strategic Director Resources advised that returns were now so low that for the first time next year's budget would not include any cash income from investments.

RESOLVED	Reason for Decision:
That the Icelandic Banks Final Update Report be received	Update report agreed by Portfolio member

County Councillor RG Brown abstained having missed part of the debate.

8.	HOUSEHOLD WASTE RECYCLING CENTRE REVIEW - CONSULTATION ON FUTURE OPTIONS	C189- 2016
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The Portfolio Holder for Environment and Sustainability reminded Cabinet that Council agreed in principle in February 2015 to close two of the five Household Waste Recycling Centre sites from April 2017 to realise a saving of £700,000. It was proposed to consult on a range of options from reducing opening hours to closure of two of the sites. Cabinet questioned why some options were being consulted upon when they would not deliver the required level of savings and the Portfolio Holder explained that the service may have to consider a combination of options to make the required savings. The consultation would make it clear that £700,000 savings would have to be found. Members asked that consideration also be given to the introduction of a nominal charge for the use of the HWRCs.. A number of Members raised concerns over the potential of flytipping if centres closed.

RESOLVED	Reason for Decision:
To carry out a full consultation exercise on options for HWRCs including the options outlined in paragraph 3 of the report with a view to achieving £700k savings.	To inform the decision making process for HWRC options from April 2017

9.	ACTIONS IN RESPONSE TO WEAKNESSES IDENTIFIED DURING AN INVESTIGATION INTO THE INAPPROPRIATE USE OF A SCHOOLS DELEGATED BUDGET	C198- 2016
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Cabinet considered a report on lessons learned and actions taken to respond to weaknesses identified during the investigation of inappropriate use of delegated

budgets and non-compliance of policy by governing bodies. Members welcomed the report.

RESOLVED	Reason for Decision:
To note the actions taken and being taken to respond to the weaknesses identified during the investigation of inappropriate use of delegated school budgets.	To improve the assurance arrangements surrounding the compliance of school budgets with the Scheme for the Financing of Schools

10.	YSGOL BRO HYDDGEN AND USE OF DELEGATED FUNDS FOR SCHOOL TRANSPORT	C190- 2016
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Cabinet considered a report on the transport of approximately 10 pupils from out of the county to Ysgol Bro Hyddgen that was contrary to the Council’s policy. Cabinet was advised that an investigation would be carried out in-house as the previous inquiry carried out by the independent barrister had set the parameters and these did not have to be gone over again. The Chief Executive advised that he had met the Chair of Governors and the Headteacher who had confirmed that they would take steps to comply with the policy. The Solicitor to the Council advised that he had now received details of the barrister’s costs of the Llanfyllin High School investigation and that he would forward these to Councillor Sandra Davies as previously requested.

RESOLVED	Reason for Decisions:
<p>1. That Ysgol Bro Hyddgen will have a two year transition period to comply with Regulation 5.2 and during the intervening period the charges for transport will be at least in line with the council’s vacant seat scheme from the beginning of next term. From September 2018 the position will be on a full cost recovery basis.</p> <p>2. That Cabinet agrees to an appropriate investigation as suggested in paragraph 5.2 of the report. A further report will then be brought back to Cabinet.</p> <p>3. That monthly meetings be held between council officers and school representatives to review expenditure and income to ensure compliance with the Scheme for the Financing of Schools. Regular reports of these meetings be submitted to Cabinet and Audit Committee.</p> <p>4. The school provide documentary</p>	To ensure compliance with agreed policy and act in a manner consistent with the actions taken to address the breach identified at Ysgol Bro Hyddgen

evidence to demonstrate compliance with financial regulations and/or EU procurement procedures in relation to the procurement of transport at the school in general, but in particular in relation to home to school transport arrangements made by the school.	
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11.	LLANIDLOES HIGH SCHOOL AND USE OF DELEGATED FUNDS FOR SCHOOL TRANSPORT	C191- 2016
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Cabinet considered a report on the transport of approximately 31 pupils from Newtown to Llanidloes High School in contravention of the Council's policy.

RESOLVED	Reason for decisions:
<p>1. That Cabinet notes Llanidloes High School will be compliant with Regulation 5.2 from September 2017 and during the intervening period the charges for transport will be at least in line with the council's vacant seat scheme.</p> <p>2. That Cabinet agrees to an appropriate investigation as suggested in paragraph 5.2 of the report. A further report will then be brought back to Cabinet.</p> <p>3. That monthly meetings be held between council officers and school representatives to review expenditure and income to ensure compliance with the Scheme for the Financing of Schools. Regular reports of these meetings be submitted to Cabinet and Audit Committee.</p> <p>4. To ensure future compliance with Scheme for the Financing of Schools, the School will use the Council's financial system as its primary accounting system</p> <p>5. The school provide documentary evidence to demonstrate compliance with financial regulations and/or EU procurement procedures in relation to</p>	<p>To ensure compliance with agreed policy and act in a manner consistent with the actions taken to address the breach identified at Llanfyllin High School</p>

<p>the procurement of transport at the school in general, but in particular in relation to home to school transport arrangements made by the school.</p>	
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12.	CORRESPONDENCE	C192- 2016
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There were no items of correspondence reported.

13.	DELEGATED DECISIONS TAKEN SINCE THE LAST MEETING	C193- 2016
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Cabinet received for information details of delegated decisions taken since the last meeting.

14.	FORWARD WORK PROGRAMME	C194- 2016
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Cabinet noted the forward work programme.

15.	EXEMPT ITEMS	C195- 2016
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RESOLVED to exclude the public for the following items of business on the grounds that there would be disclosure to them of exempt information under categories 1, 15 & 16 of The Local Authorities (Access to Information) (Variation) (Wales) Order 2007).

16.	POWYS LIBRARY SERVICE - OPTIONS FOR A SUSTAINABLE FUTURE AND ACHIEVEMENT OF FINANCIAL TARGETS UNDER MEDIUM TERM FINANCIAL PLAN	C196- 2016
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Cabinet considered a report on the library service and the need to meet the savings targets of £100,000 in 2017/18 and £150,000 in 2018/19. The report set out details of negotiations undertaken with Town Councils to see whether local communities would be willing to take on the running of branch libraries, or contribute towards their direct costs on a 50% basis. Firm proposals had been received from Crickhowell High School, Presteigne & Norton Town Council and Knighton Community Centre and Knighton Town Council and partial agreement had been reached with the majority of the others.

It was proposed that in those cases where confirmation had not been received by 31st October 2016, consultation on closure now takes place, and the offer of 50% funding from the library service withdrawn. Further discussion would be around complete community delivery or closure only. However, should a clear and viable

proposal be put forward up to 31st October 2016, it was proposed that Portfolio Holder be given delegated authority to determine its viability, in consultation with the service and Strategic Director, and subject to an adequate business case being presented. "One off costs" to deliver these options would be funded from reserves or management of change funding, to be determined by the Section 151 Officer. The length of the deal with community partners would be commensurate with Community Delivery, i.e. 5 years, subject to break clauses and reviews.

Members paid tribute to the Leisure and Recreation Services Manager and Principal Librarian for all their work in trying to reach agreements with Town Councils.

RESOLVED	Reason for Decision:
<p>That Option 2 is pursued in relation to the business cases received or in their absence, as commensurate with the option details.</p>	<p>1. To ensure a sustainable and equitable library service for residents in the future, and in providing bespoke solutions to be achieved at a local level.</p> <p>2. To ensure maximum benefit for residents both now and in the future, under the Wellbeing of Future Generations Act</p> <p>3. To protect the reputation of the council, and the potential for judicial review challenges.</p>

17.	EQUAL PAY SETTLEMENT	C197- 2016
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Cabinet considered a confidential report on equal pay claims.

RESOLVED	Reason for Decision:
<p>That Cabinet:</p> <p>a) agree the proposed settlement to be offered to Thompsons claimants on the terms attached in the draft proposed Memorandum of Understanding, filed with the signed minutes and attached as Appendix1 to the report filed with the signed minutes</p> <p>b) agree that these terms may also be offered to the Slater and Gordon Claimants in an attempt to resolve</p>	<p>To address the Council's existing equal pay claims as at 5 May 2016</p>

<p>all the current claims;</p> <p>c) subject to the approval of (a) and (b) above, note the implementation arrangements and delegate authority to the Chief Executive, Chief Finance Officer and Monitoring Officer to conclude any outstanding matters that may arise.</p>	
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County Councillor W B Thomas (Chair)

C202- 2016

CYNGOR SIR POWYS COUNTY COUNCIL.

CABINET

1st November 2016

REPORT AUTHOR: County Councillor Rosemarie Harris
Portfolio Holder for Property, Buildings and Housing

SUBJECT: Application to suspend the Right to Buy and related rights across Powys

REPORT FOR: Decision

1. Summary

- 1.1 On the 6th October 2015 Cabinet approved a consultation exercise in respect of applying to Welsh Government to apply to suspend the Right to Buy for council tenants, for a period of 5 years and that the Portfolio Holder for Commissioning and Procurement using delegated authority to submit the application, subject to the outcome of the consultation exercise.
- 1.2 The application was submitted on the 4th April 2016 and the Welsh Government responded on the 24th June 2016 advising that there was missing information in the application.
- 1.3 The main piece of missing information was that the Council only applied to suspend the Right to Buy (RTB) for council housing. The Welsh Government stated "The Measure provides for the suspension of the right to buy and related rights, it does not provide for these rights to be split". Welsh Government confirmed that the Housing (Wales) Measure 2011 deals with the suspension of the Right to Buy, the Preserved Right to Buy and the Right to Acquire held by tenants of social housing providers in Wales.
- 1.4 The Housing Service wishes to re-submit the application providing all the information requested. As this includes the suspension of the RTB for all social housing in Powys another consultation exercise involving the tenants of Housing Associations in Powys is required. The Strategic Housing Partnership which includes the Housing Associations with stock in Powys has agreed and the Head of Housing has written to all the Chief Executives of the Housing Associations requesting that they confirm they are in favour.
- 1.5 It is interesting that none of the 8 housing associations who operate in Powys have sold any homes under the right to buy or the right to acquire during the last 5 years.

1.6 This report seeks the consent of the Cabinet :

- the Housing Service to commence a consultation exercise in respect of applying to the Welsh Government to apply to suspend the RTB and related rights, for a period of 5 years
- the Portfolio Holder for Property, Buildings and Housing using delegated authority to re-submit the application, subject to the outcome of the consultation exercise.

2 Powys One Plan

2.1 Suspending the RTB will contribute to the aims of the One Powys Plan across a wide spectrum of the areas on which the Plan focuses. Most specifically it will contribute to the health and well-being agenda and the stronger safer communities in that we will be better able to address the housing needs of an ageing community with the recognised health benefits that brings, as well as addressing the needs of those less able to provide for themselves due to financial and other circumstances.

3 Options Considered/Available

3.1 Powys County Council has 2 options available.

1. Do nothing and continue to lose homes to the RTB over years to come.
2. Apply to suspend the RTB.

4. Preferred Choice and Reasons

4.1 Option 2 is the preferred choice as it is the only option that gives the authority complete freedom to maintain, increase and improve the housing stock necessary to address a changing demand over coming years.

5. Sustainability and Environmental Issues/Equalities/Crime and Disorder/Welsh Language/Other Policies etc

5.1 Suspending the RTB across Powys would ensure that the supply of affordable housing in the County is preserved, reducing the loss of emerging households who are priced out of the housing market. It would also provide a more sustainable approach to the supply of social housing for rent.

6 Children and Young People's Impact Statement - Safeguarding and Wellbeing

6.1 This is a service specific matter.

7 Local Member(s)

7.1 The proposal is to extend the suspension across all of Powys and therefore may affect any and all members.

8 Other Front Line Services

8.1.1 This is a service specific matter.

9 Support Services (Legal, Finance, HR, ICT, BPU)

9.1 Finance – “The Finance Business Partner notes the contents of the report and supports suspending the Right to Buy as this would contribute greatly to the sustainability and appropriateness of the housing provision across Powys whilst providing the HRA with certainty in respect of projected revenue income throughout the life of the HRA Business Plan”

9.2 Legal – “the Professional Lead-Legal supports the recommendation in this report and confirms that the legal service will assist where appropriate.”

10 Local Service Board/Partnerships/Stakeholders etc

10.1 The views of the housing services key stakeholders including the Housing Associations affected have been sought via the Strategic Housing Forum and they are in favour of suspending the RTB and related rights.

11 Corporate Communications

11.1 A consultation exercise on the proposal to suspend the Right to Buy would be communicated to the public by the following means:

- issuing of press release to news agencies
- the placing of article on the Council’s website
- via the Housing Services FaceBook page.
- Housing Associations advising their own tenants.

11.2 It is proposed that all articles would contain a hyperlink to an online survey which would enable citizens to provide their views on the proposal. In addition consultation packs would also be available in hard copy format in each to the libraries.

12 Statutory Officers

- 12.1 The Solicitor to the Council (Monitoring Officer) has commented as follows: "I note the legal comment and have nothing to add to the report.
- 12.2 The Strategic Director Resources (S151 Officer) notes the comments made by finance.

13 Members' Interests

- 13.1 The Monitoring Officer is not aware of any specific interests that may arise in relation to this report. If Members have an interest they should declare it at the start of the meeting and complete the relevant notification form.

Recommendation:	Reason for Recommendation:
<p>That Cabinet grants approval:</p> <ul style="list-style-type: none"> • for the Housing Service to commence a consultation exercise in respect a proposal to suspend the Right to Buy and related rights for a period of 5 years • for the Portfolio Holder for Property, Buildings and Housing using delegated authority, to re-submit the application (if so advised) to suspend the Right to Buy and related rights for a period of 5 years to the Welsh Government, subject to the outcome of the consultation exercise. 	<p>To enable the Council and its Housing Association partners to better meet the housing needs of the citizens of Powys and to ensure that investment in the social housing stock is safeguarded.</p>

Relevant Policy (ies):	None..		
Within Policy:	N	Within Budget:	Y

Relevant Local Member(s):	All Members
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Person(s) To Implement Decision:	Affordable Housing Officer
Date By When Decision To Be Implemented:	

Contact Officer Name:	Tel:	Fax:	Email:
Dafydd Evans	01597 827464		Dafydd.evans@powys.gov.uk

Background Papers used to prepare Report:

Cabinet report 6th October 2015.

Explanatory Memorandum to the Housing (Wales) Measure 2011.

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C203- 2016

CYNGOR SIR POWYS COUNTY COUNCIL

CABINET EXECUTIVE 1 November 2016

REPORT AUTHOR: County Councillor John Powell

SUBJECT: Outcome of condition surveys of the Farm Estate –
impact and consequences

REPORT FOR: Decision

1. Introduction

- 1.1 At its meeting on 27 January 2015, Cabinet approved an additional budget of £110,000 to enable full condition surveys of the entire County Farm Estate (145 properties) to be commissioned in order to provide a full snapshot of its overall condition.
- 1.2 It was agreed to undertake these surveys as there was concern that there had been under-investment in the Estate for several years and the condition of the farm buildings was deteriorating. The Cabinet requested to know the outcome of the surveys. The surveys have now been undertaken and analysed, the findings being summarised in this report. The surveys have revealed a significant health and safety risk to the Council's tenants which will need to be addressed. This report also puts forward a proposal for addressing these issues.

2. Condition Survey Findings and Implications

- 2.1 Over the last 6 years, the County Farm Estate has delivered Capital receipts of £6.28M from sales of property whilst increasing its revenue income during the same period. In line with Council policy the majority of these capital receipts contribute to the overarching Councils Capital Programme, in particular the Schools Modernisation agenda. 10% is retained by the service.
- 2.2 The condition survey work has now been completed and the results of the survey quality-assessed, with data recorded on a comprehensive spreadsheet system. This was not a survey of the farm land but of the buildings and particularly, the farmhouses.
- 2.3 Each building element (e.g. roof, structure, electrical installation, windows & doors etc.) has been assessed and its condition graded according to its remaining useful life and the extent to which, if any, it is in need of urgent remedial work or replacement, by reference to the scoring matrix set out in table 1 below

Table 1.

Condition Priority	Condition Grading
1 Urgent Work	D Life expired - Serious risk
2 Essential work required within 2 years	C Poor - Exhibits major defects
3 Desirable work required within 3-5 years	B Satisfactory - Performing as intended but minor repairs required
4 Long term work outside 5 year period	A Good - Performing as intended and operating efficiently

- 2.4 The total cost of all potential works identified in the survey programme is given as £7.65M. It should however be noted that not all of these works identified are critical with some classed as improvements – e.g. new kitchens, new bathrooms, new heating systems etc. Furthermore tenants are obliged to contribute to a proportion of the cost of certain works which shall have the effect of reducing the Authority’s overall liability.
- 2.5 Urgent electrical works to address defects classified as ‘Danger Present’ or ‘Potentially Dangerous’ under current electrical regulations have been costed at £384,483.
- 2.6 In addition, further critical non-electrical building maintenance work has been costed at £538,582. This includes the replacement of five failed domestic drainage systems and urgent asbestos removal costs. Asbestos roof cladding is present on almost all Farms Estate properties and much of it is now starting to show signs of ‘delamination’, the process by which the material fragments and asbestos fibres are released. In addition to the health and safety risks to property occupiers, the release of asbestos fibres could result in a property being deemed as contaminated with severe implications for property values.
- 2.7 For the financial year 2016/17, the County Farms budget has been increased by £500,000 in order to address the most urgent actions with a priority given to electrical safety, asbestos removal and potential pollution issues to reflect the heightened exposure of the Authority to HSE action or prosecution for associated defects.
- 2.8 As the Cabinet will be aware from previous discussions regarding the Farms Estate, there is a mix of tenancy arrangements in operation. Tenants with leases where the tenant has responsibility for undertaking repairs have been contacted by the Estate Management team. The Estates Management team is ensuring that the tenants undertake works that they are responsible for as swiftly as possible. In some cases the tenants have asked the Council to make the arrangements on their behalf with payments being agreed at the outset. Thus there is a mix of action being undertaken to remedy the current situation.
- 2.9. Whilst the £500,000 made available in 2016/17 will therefore be allocated

according to priority, it is recognised and acknowledged that this approach will still leave works which are designated as urgent not done.

- 2.10 The Condition Survey recommend that works costed at £2.4M are completed to the structure of buildings on the Estate within a 2 year period. Over the same timeframe works to roofs costed at £1.05M have been identified. In some cases the Council will have the opportunity to mitigate its exposure to these liabilities (by not replacing certain worn-out buildings for example or deferring non-critical maintenance work) but the extent of current liabilities plainly exceeds resources available in existing budget allocations.
- 2.11 The potential consequences of a lack of action are many, ranging from the inability of the Estate to attract high quality new entrants if the farms remain inadequately maintained to, in extremis, death and HSE investigations if essential statutory compliance issues such as electrical works are not addressed.
- 2.12 Cabinet is therefore asked to give consideration to the establishment of an annual maintenance revenue budget of at least £500,000 per annum in addition to the existing capital allocations of £100,000 to enable these dangerous maintenance backlogs to be tackled within a reasonable timeframe. These works could be undertaken at a slower pace but this longer time period will then continue to expose the Council to significant risk.

3. Context

- 3.1 Proposals to rationalise the Farm Estate were developed in 2000, when it was agreed that the farm estate needed to become more viable in its own right. Whilst part of that process could be delivered through sales, part of the proposals required investment: initially, to create the impetus for rationalisation, the Farms estate would receive 75% of all capital receipts it generated and thereby drive its own investment.
- 3.2 In 2005 the proportion of retained receipts fell to 60%; in 2009 this percentage was further reduced to only 10%, as greater demands were being placed upon front line services and the need to provide for them – with particular emphasis on the 21st Century Schools Programme.
- 3.3 The reduction in available capital outlined above has understandably had a considerable effect on the ability of the service to address the Landlord liability known to exist in the identified priority areas.
- 3.4 In addition, approximately one-third of all revenue income generated by the Estate supports the overall authority's budget, and is not an additional source of funding that is freely available to ensuring the Estate is adequately maintained to the appropriate standard.
- 3.5 In overall terms, the Estate currently now extends to around 11,400 acres,

but whereas in 2005 it comprised 188 tenancies, there are now 145 let equipped farms with 29 secondary lettings. Of the equipped farms, 87 (60%) are now let under fixed term Farm Business Tenancies with terms of either 8 years (starter farms), or 12 years (progression farms). The remaining farms are let under the older Agriculture Holding Acts legislation where tenants either have “retirement” tenancies (i.e. their tenancies continue until their normal retirement age, subject to suitable retirement accommodation then being available), or “lifetime” tenancies (i.e. generally until the tenant passes away), both of which offer little flexibility to the Landlord.

A summary of key Estate facts is appended to this report.

4. Funding Options

4.1 There are three funding options that could be considered for the County Farm estate.

- Revenue
- Capital Receipts
- Prudential Borrowing

The Council Tax cost of the revenue cost of adding £500k to the FRM is £8.17 per Band D equivalent property or 0.75%.

The cost of using capital receipts reduces the authority’s ability to apply for a Capitalisation Direction. In 2016/17, 2017/18 and 2018/19 the authority will be able to use capital receipts to fund certain revenue costs from Transformation and change. In 2015/16 we were successful in applying for a £1.9m Capitalisation Direction. The second concern is that the 21st century school programme is based on 90% funding from the County Farms. If this is diverted the funding will need to be replaced. The current Band A funding ends in 2018/19.

Prudential Borrowing could be used to fund the County Farms and the cost of £500k funded over a 50 year life would be £16,930 17/18, 17,280 18/19 and 16,630 19/20. The increase in cost reflects the estimated increase in interest charges over the future years. It should be noted that over the length of the loan for the 16/17 borrowing total repayment will be £846,500.

5. One Powys Plan

5.1 Investment in the County Farms Estate accords with the principles of the One Powys Plan by facilitating the provision of properly-equipped, safe and viable farm properties for new entrants to Agriculture to develop and grow businesses in rural communities.

6. Options considered/available

6.1 **Option 1:** Accept the Proposal stated in paragraph 2.12 above, and ensure

that an appropriate annual maintenance budget is established which will enable the Farm Estate to be brought up to a standard which will generate higher revenue income for the Council, and will ensure that the Estate is fit-for-purpose. Surplus properties will continue to be sold in line with the Farm Estate Delivery Plan, providing much needed capital receipts. This option will help to ensure that the Council is better able to comply with its statutory obligations and Landlord maintenance requirements, leading to a reduced likelihood of HSE or court action and enhancing the value of the property asset.

- 6.2 **Option 2:** Maintain the status quo. Realistically, whilst this is an option open to the Council, having paid for the condition surveys to be undertaken, it cannot now be a viable option. To ignore the findings of the commissioned surveys would leave the authority with no defence should any incident occur which would involve HSE or private court action by an injured Tenant.
- 6.3 **Option 3:** To acknowledge the findings of the surveys, but to increase the available revenue budget by a lesser amount per annum, thereby (in the short-term at least) protecting the annual revenue surplus generated by the Estate and made available to corporate funds. Whilst an option to be considered, adoption of this approach will mean that it will take longer to bring the Estate up to an acceptable standard, and the risk of action and injury (due to underinvestment in statutory obligations) will therefore remain for a longer period of time.
- 6.4 **Option 4:** While the Farm Estate serves many purposes, such as assisting new entrants to the industry, Members may wish to review the purpose of holding the estate. Whilst the Farm Estate does have a disposal programme generating on average £1M capital receipts per annum, the rate of sales could be speeded up. This would also diminish the Council's risk.

7. Preferred Choice

- 7.1 The preferred option is Option 1. The Service Area will be able to develop a management plan by which the workstreams identified in the Condition Surveys can be tackled in a logical and meaningful way, ensuring that risk to the Council is kept to a minimum.

8. Sustainability and Environmental Issues/Equalities/Crime and Disorder/Welsh Language/Other Policies, etc.

- 8.1 The preferred option is considered to be the best option to secure future sustainability of the Estate and ensure that the environment is not compromised by the presence of defective drainage and farm waste storage facilities. The proposal has no adverse effects in relation to crime/Welsh language and other policies.

9. Local Members

- 9.1 As the Report affects local members across the whole authority, their views

have not been sought.

10. Support Services (Legal, Finance, Corporate Property, HR, ICT, BPU)

- 10.1 **Property** The Lead Professional Regeneration and Corporate Property comments 'The Farms Estate is carrying a high level of risk for the Council and the scale of this risk is outlined in the report. This risk cannot be ignored and it is a reasonable response for the Cabinet to consider at what speed it can afford to ameliorate the current situation.'
- 10.2 **Legal** "The Professional Lead-Legal recognises that the financial pressures facing the Authority requires a balance between our duties as a Landlord to maintain with particular emphasis on our statutory duties imposed by the Health and Safety at Work etc Act 1974 and the amount of money available to spend in satisfying these legal requirements".
- 10.3 **Finance** The Capital and Financial Planning Accountant suggests that Cabinet considers the funding methods put forward in section 4. The authority is able to consider capital funding for this revenue work because part of the capital programme is funded from revenue reserves. These reserves will be used to fund the County Farms work and the capital funding used to finance the capital work.
- 10.4 The Finance Business Partner for Place notes the contents of the report and comments as follows. Currently there is an annual revenue maintenance budget of £159,030. In addition to the annual revenue budget there is £500,000 as per the Cabinet report for urgent works, £33,817.68 relating to Capital Bid monies from 15/16 and £29,141.15 relating to Condition Surveys from 15/16; these funds are all one off revenue budgets for 2016/17.

11. Corporate Communications:

The Communications Manager comments 'The report is of public interest and requires proactive use of news release and appropriate social media to publicise the decision.'

12. Statutory Officers

- 12.1 The Strategic Director Resources (S151 Officer) comments:

'The comments made by the Capital and Financial Planning Accountant are noted. Any future decision on funding of work on the estate will have an impact on the council's overall revenue budget and Cabinet will also have to assess the level of priority assigned to any request.'

- 12.2 Solicitor and Deputy Monitoring Officer to the Council comments

'I note the legal comment contained within the report and have nothing to

add to the Report.'

13. Members' Interests

The Monitoring Officer is not aware of any specific interests that may arise in relation to this report. If Members have an interest they should declare it at the start of the meeting and complete the relevant notification form.

Recommendation:	Reason for Recommendation:
It is recommended that the Cabinet take into account the Health and Safety needs of the County Farms Estate when setting future Medium Term Financial Strategies and the Council's future capital programme expenditure.	The Council has considerable landlord responsibilities as part of its County Farms Estate and failure to meet these within a reasonable timeframe could result in harm to tenants, increased risk of prosecution to the Council and devaluation of the property asset over time.

Relevant Policy (ies):	Corporate Asset Policy		
Within Policy:	Y	Within Budget:	N

Relevant Local Member(s):	County-wide
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Person(s) To Implement Decision:	David Micah
Date By When Decision To Be Implemented:	Immediately

Contact Officer Name:	Tel:	Fax:	Email:
David Micah	01597 826054	-	david.micah@powys.gov.uk

APPENDIX

1. The Estate is presently made up of about 146 farms, smallholdings and cottages spanning some 11,400 acres.
2. Of the holdings, there are 30 'lifetime' tenancies and 18 'retirement' tenancies let under the Agricultural Holdings Act, the remainder being fixed-term or periodic tenancies under the Agricultural Tenancies Act 1995. There are a further 34 bare land/ secondary lettings and 2 cottages, the latter let under secure 'Rent Act' tenancies.
3. Revenue income for the financial year 2015-16 was £1,121,771 against expenditure (before capital charges but including internal corporate charges) of £644,003.
4. Capital receipts for the financial year 2015-2016 was £1,452,600 (with a further number of agreed transactions not yet legally complete of £1,675,000). The property team has an internal target of £1m per annum of capital receipts from the farms estate which will continue for the foreseeable future.
5. The total of all market values reported by DVS in November 2014, and based on a valuation date of 1 April 2013, and on certain provisos*, was £98,573,675. Please note that this value is based on the sum of individual valuations and is not indicative of the value of the estate as a complete portfolio.
6. The value of the estate for accounting purposes, was given as £41,757,375.

* DVS provided separate market valuations for each element of the County Farm Estate on an indicative basis only. In providing these Market Value figures, DVS stated their figures did not take into account of issues such as reducing the service potential, or disruption, or any costs incurred in achieving alternative use (which is a key consideration when providing market values). The figures reported as Market Value were based upon individual local DVS valuers' knowledge of prevailing values in each area, with no formal planning enquiries made or investigations made in respect of market demand, development costs or conversion costs. Such enquiries would be made at the time of any future disposal being proposed.

C204- 2016

CYNGOR SIR POWYS COUNTY COUNCIL.

CABINET EXECUTIVE

1 November 2016

REPORT AUTHOR: County Councillor Graham Brown
Portfolio Holder for Children's Services

County Councillor Stephen Hayes
Portfolio Holder for Adult's Services

SUBJECT: Powys Safeguarding Children and Adults
Quarterly update

REPORT FOR: Information

Summary

The purpose of this report is to provide Cabinet with an update in respect of safeguarding children and adults in Powys. This report combines both adults and children's safeguarding information.

Proposal

To receive the report and note the updates from the report received by Cabinet in July 2016.

Update in relation to an integrated Safeguarding team (adults)

The Safeguarding Lead manager for adults has now commenced her post and is prioritising working on ensuring processes are in place to ensure that Powys County Council is compliant with the legislative requirement of the new Social Services and Wellbeing (Wales) Act 2014. The guidance to the Safeguarding element of the Act was late in being issued and this didn't support the implementation of the new duties of Local Authorities to make enquires. The act has brought significant changes to how enquiries are managed and staff are embracing the challenge at all levels.

The aim is to enhance the skills of our front end services to ensure that all enquiries are managed consistently and proportionately.

We are working on ensuring our processes are in line with current guidance and able to report the required data to the Welsh Assembly Government.

Going forward what we need to report on will change as will the requirements of our duty to make enquiries.

(Regional) Safeguarding Boards

1) Mid and West Wales Safeguarding Children's Board – CYSUR

CYSUR Independent Review work plan in response to review undertaken by Rosie Rae

A work plan was submitted by Regional Safeguarding Board Manager, Julie Breckon, which was accepted and ratified by the Exec Board. This plan will focus on encouraging more consistent practice across the region and will try to establish greater connectivity and links between the Exec Board and its Sub Groups, encouraging more robust scrutiny and accountability from the Executive Board. Key actions identified to be completed between now and the next Executive Board in October are:

- Completion of the CYSUR website
- Development of a Quality Assurance framework cutting across Children and Adults Board agendas
- Work to commence on standardising policies and procedures across the region.

Reporting from Local Operational Group to Executive Board

A simple standardised template for LOG groups to report to the Executive Boards will be developed and circulated prior to next Board meeting.

CSE Task & Finish Group

This task and finish group is now finished. The CSE local action plan will be monitored and reviewed in the Local Operational Group.

A joint venture between the Regional Safeguarding Board and Barnardo's in respect of CSE has previously been agreed by the Executive Board. Project workers employed by Barnardo's will be attached to the CYSUR Board with the aim of developing supportive preventative practice in relation to CSE. Interviews for this post were undertaken on 26th July. Further discussion and agreement needs to take place between the Board and Barnardo's in how the role will be used and supported in the Mid & West Wales region.

Recently Published CPR

The review was published on 8th July without any major negative publicity. A CPR action plan around home elective education will be developed in relation to outcomes of the review. It should be noted that the Board thanked Pembrokeshire for all their hard work.

RSB Business Arrangements

Regional Safeguarding Board Business Manager, Julie Breckon, is now in post based in Pembrokeshire with business support provided by Wendy Butcher.

National Independent Safeguarding Board

The formal link from the National Independent Safeguarding Board to both Children and Adults Board is Keith Towler. The Regional Board is not accountable to the National Independent Safeguarding Board and will work cooperatively alongside each other. Keith's

role will be in a supportive and advisory capacity.

National Safeguarding Week (14-18th November)

Each area needs to develop their own safeguarding programme that is specific for local issues and LOGs will need to take the lead on that. Board is presently considering some participation for service users on a regional basis to coincide with this and looking to launch the website that week. Although the LOGs will take the lead, the RSB unit can assist with anything that needs to be promoted regionally.

Prevent/Channel Panel

The Board need to further consider whether this is relevant as a priority business stream for the Board. Further consideration will be given to this later in the year.

RSB Business Planning Event

There will be a business planning event in November for the Exec Board to consider the prioritisation of agendas and all-age issues, which will formulate a 3 year business plan.

Powys Local Operational Group

The Powys Local Operational Group (PLOG) continues to meet on a quarterly basis and is chaired by the Head of Children's Services. A number of sub groups are also in place to consider safeguarding training, case and thematic audits. A Safe, Secure, and Stable group is also in place which considers arrangements for children who are placed in Powys by other Local Authorities. Recent work by the PLOG includes hearing about new CSE regional worker appointment – Giselle Morgan who will be based in Powys and will start in October 2016. The group also received a report on Disclosure and Baring and Safer recruitment practices which evidences an improving picture but there is still some progress to be made to ensure that all checks are made before new staff commence in role.

The work programme has been strengthened concerning safeguarding training to ensure that basic training reaches a wider audience e.g. taxi drivers. The Child Protection Fora are being re-established as they have functioned positively and enable multi agency dissemination of information and practice developments as well as building stronger local links. The PLOG will begin to hear more about the outcomes of single agency audits in the next quarter and multiagency auditing will be developed.

Recent meeting of the Junior Board attracted 23 participants which is excellent and very constructive ideas were brought forward.

2) Mid and West Wales Safeguarding Adult's Board- Regional Safeguarding Board

The Regional Safeguarding Board for Adults has had its first meeting and the local safeguarding group has been re defined in order to meet new legislative requirements.

Powys Local Operational Group- Adults

The new group is Powys Local Safeguarding Groups Adults and is streamlined to form closer working links with its sister group representing Childrens Services. Moving forward

both the PLOG and PLOGA will meet on the same day with a transitional session between meetings to address cross cutting issues. This will mirror the regional arrangements.

The Safeguarding Managers of Adults and Childrens Services recently undertook safeguarding development with members. This session covered Part 7 (Safeguarding) of the Social Services and Wellbeing (Wales) Act, and an update on the challenges that are faced in respect of legal/illegal highs. Both of the sessions were well received. A further development session is planned for September

Update of Safeguarding case work:

1) Safeguarding Children

Figure 1: Summary

The table below gives an overview of activity over the past 12 months.

	Q2 15/16	Q3 15/16	Q4 15/16	Q1 16/17
Contacts/Referrals				
No. of Contacts/Referrals	652	638	597	730
No. of CP Referrals	69	97	115	135
Initial Child protection Conferences				
No. of Initial Conferences held	33	35	47	31
No. of Registrations	21	36	44	31
Review Child Protection Conferences				
No. of Review Conferences held	64	55	83	85
No. Deregistration's	36	37	33	32
Child Protection Activity				
No. of Children on the Register*	84	95	104	97
No. of Re-registrations (last 12 months)	1	4	0	2
No. of Re-registrations (all)	7	4	8	8
No. of Looked After Children Registered	0	4	3	1

The number of contacts has increased. Majority of areas of activity show increases.

Figure 2: Child Protection referrals as a proportion of all contacts with Children's services

	Q2 15/16	Q3 15/16	Q4 15/16	Q1 16/17	Grand Total
Other Referrals	591	541	482	595	2200
CP Referrals	69	97	115	135	416
CP as % of All Contact	10.5%	15.2%	19.3%	22.7%	15.9%

This is an improvement; more work is showing levels of significant concern throughout the year.

Figure 3: Contact by Age Range

Age range	Q2 15/16	Q3 15/16	Q4 15/16	Q1 16/17	Grand Total	% of Total
Under 1 year old	34	36	21	37	128	5%
1 to 3 year old	104	117	101	106	428	16%
4 to 6 year old	107	104	102	125	438	17%
7 to 11 year old	115	119	142	159	535	21%
12 to 15 year old	197	176	126	173	672	26%
16 year and over	95	86	105	121	407	16%
Grand Total	652	638	597	721	2608	

Higher proportion of contacts for children aged 7 – 15 yrs

Figure 4: CP Referrals by Age Range

Age range	Q2 15/16	Q3 15/16	Q4 15/16	Q1 16/17	Grand Total	% of Total
Under 1 year old	3	3	6	5	17	4%
1 to 3 year old	10	11	12	23	56	13%
4 to 6 year old	12	19	19	18	68	16%
7 to 11 year old	20	29	30	24	103	24%
12 to 15 year old	27	27	31	41	126	29%
16 year and over	14	8	17	24	63	15%
Grand Total	86	97	115	135	433	

This trend continues for CP referrals evidencing concerns about teenagers.

Figure 5: Initial Child Protection Conferences held by quarter

Locality	Q2 15/16	Q3 15/16	Q4 15/16	Q1 16/17	Grand Total	Rate per pop.*
Brecon & Ystrad	3	7	11	11	32	4.5
Radnor	17	21	13	6	57	9.8
Newtown	6	4	6	4	20	3.1
Welshpool	7	3	15	10	35	5.4
Children with Disabilities	-	-	2	-	2	
Grand Total	33	35	47	31	146	5.7

This shows that Radnor has the highest rates.

Figure 6: Attendance at Initial Conference during the Quarter

Agency	Attended	Absent	Apologies	Not Applicable	Report Submitted *	% Attended (if applicable)
Police/PPU	23	-	8	-	31 (8)	74%
Probation	3	-	3	25	4 (3)	50%
GP	-	8	22	1	18 (18)	0%
Paediatrician	-	8	5	18	1 (1)	0%
Health Visitor	18	-	-	13	15 (0)	100%
CAMHS	-	-	-	31	-	-
Midwifery	4	-	-	27	1 (0)	100%
School	20	1	1	9	14 (1)	95%
School Nurse	21	-	1	9	20 (1)	95%
EWO	1	-	-	30	0 (0)	100%
Nursery	8	1	2	20	9 (2)	73%
Housing	5	-	-	26	3 (0)	100%
Legal Services	-	-	19	12	-	0%
CMHT	8	-	-	23	3 (0)	100%
Adult Services	2	-	1	28	2 (0)	67%
Kaleidoscope	-	-	-	31	0 (0)	-
CAIS	-	-	-	31	0 (0)	-
Hafan Cymru/Women's Aid	1	3	1	26	0 (0)	20%
Powys Carers	-	-	-	31	0 (0)	-
Young Carers	-	-	-	31	0 (0)	-

* Figure in () signifies number of reports received when apologies given.

This evidences professional's engagement with conferences.

2) Safeguarding Adults 2016/17 Quarter 1

Our work under Part 7 of the Social Services and Wellbeing (Wales) Act

Section 126 (2) sets out that:

If a local authority has reasonable cause to suspect that a person within its area (whether or not ordinarily resident there) is an adult at risk it MUST:

make or cause to be made whatever enquiries it thinks necessary to enable it to decide whether any action should be taken (whether under the SSWBA or otherwise) and, if so, what actions and by whom; and

Decide whether any such action should be taken. Part 7 of the SSWBA requires the local authority to develop Local Operational Safeguarding Groups (LOG) to monitor and develop the safeguarding of Adults at Risk as defined by the Act. The groups in conjunction with its regional partners has agreed its terms of reference.

Engaging local groups to be able to have in respect of Safeguarding is work in progress. The LOG has written to local community groups to seek their views and ideas. We need to understand what matters to our citizens of Powys and use the learning in developing our expertise in managing Safeguarding enquiries.

The LOG reports to the Regional Safeguarding Board and this governs and influences the activity of the local group. The LOG will refer cases for determination on whether and Adult Practice review is required. The guidance is expectedly shortly from the WAG.

Adult Protection Support Orders.

The guidance has recently been issued and Powys will sending representation to the training scheduled for October 2016. This will ensure we have the skills to respond if a Powys citizen requires a support order to ascertain their wellbeing. This is a new power available to officers as a result of the SSWBA.

The purposes of an APSO are:

- to enable the authorised officer, and any other person accompanying the officer, to speak in private with a person suspected of being an adult at risk;
- to enable the authorised officer to ascertain whether that person is making decisions freely; and
- to enable the authorised officer properly to assess whether the person is an adult at risk and to make a decision as required by section 126(2) of the Social Services and Well-being (Wales) Act 2014 on what, if any, action should be taken.

APSOs are civil orders that can be sought by an authorised officer. An authorised officer must be a person authorised by a local authority for the purpose.

When an APSO is in force, the authorised officer, a constable and other persons specified in the order may enter premises where an adult at risk is living for the purposes set out above.

APSOs can be made by a justice of the peace if satisfied that:

- the authorised officer has reasonable cause to suspect that a person is an adult at risk;
- it is necessary for the authorised officer to gain access to the person in order properly to assess whether the person is an adult at risk and to make a decision on what, if any, action should be taken;
- making an order is necessary in order to fulfil the purposes set out in section 127(2); and
- exercising the power of entry conferred by the order will not result in the person being at greater risk of abuse or neglect.

What have we done?

Enquiries are managed via the Process which has been put in place by the Safeguarding Lead to ensure we are meeting the requirements of the SSWBA. The local authority has a duty to make an enquiry if an Adult is At risk.

Enquiries have three phases,

Initial Evaluation, Screening and determination.

Given the outcome of the screening/initial evaluation what if anything should be done? This may include initiating a single or multi-agency investigation.

The number of enquiries received since the introduction of the SSWBA has increased as predicted, however, not all enquiries require Investigation to gather and determine the facts. We continue to work closely with Dyfed Powys Police, CSSIW and our provider agencies as well as individuals to make enquiries where we have reason to believe and Adult is at risk as defined by the act.

(The definition of an Adult at Risk is defined above).

We are supporting PPD to develop the skills necessary to evaluate referrals when they arrive and ensure they are processed in line with the Powys Process. There is excellent communication between Powys People Direct and the Safeguarding Team which we continue to build on

It remains proportionate that some enquires are managed with the local teams to ensure that local knowledge and relationships are utilised appropriately to ensure for the best outcomes.

The Safeguarding Team continue to strengthen our relationship with Powys Teaching Health to ensure that we have a clear understanding of each other's expertise and this is employed appropriately when managing enquiries.

Enquiries received Q1

The table below shows the origin of enquiries received in Q1.

Count of ID	Shire			
reswRole	Brecknockshire	Montgomeryshire	Radnorshire	
Adult Residential Care			1	
Carer	2		3	
Central Support Adults			1	
Client		2		
Community Nurse		1	3	
Community Psychiatric Nurse	1		6	
Consultant			1	
Friend			1	
General Practitioner	1	3		
Mental Health Brecon & Ystrad	1			
Mental Health Practitioner		1		
MIGRATION		2	1	
Newtown Administration		1		
Nursing Care			1	
Nursing Staff	6	8	8	
Occupational Therapist	1		1	
Older People North - Social Work Team		1		
Ophthalmologist		1		
other	2	3	6	
PCC Homelessness Team			2	
Powys Hearing Impairment			1	
Powys LA - Private Company - Other	2			
Practice Nurse			1	
Prison		1		

Psychiatrist		2	
Radnor Childrens Team			1
Relative	4	6	5
Residential Home	2		1
Self referral	1		3
Unknown	2	1	5
Welshpool Police Station			1

Place of Abuse

The place of abuse is recorded by population pre-determined boxes within Draig. The other category is used to record where the enquiry does not match the pre-determined category.

The data presented for 15/16 is cumulative for the year not Q1.

		Montgomeryshire		Radnorshire		Brecknockshire		Powys Total	
		15/16 Year	Q1	15/16 Year	Q1	15/16 Year	Q1	15/16 Year	Q1
Care Settings	Residential Home	13	1	7	3	7	2	27	6
	Nursing Home	10	1	5	0	4	2	19	3
	Hospital– Independent	2	0	0	0	0	0	2	0
	Hospital– NHS	6	2	3	1	3	0	12	3
	Day Care	1	0	0	0	0	1	1	1
	Educational Est.	0	0	0	0	0	0	0	0
	Supported Tenancy	13	7	0	0	12	7	25	14
Own Home/ Community	Own Home	157	4	16	10	26	10	199	24
	Sheltered Accommm.	0	0	0	0	0	0	0	0
	Relatives Home	1	1	0	1	2	1	3	3
	Home of alleged perp.	3	0	0	0	0	2	3	2
	Public Place	1	0	1	0	4	0	6	0
	Other	1	0	0	1	0	0	1	1

**Please note that each referral can have multiple places and types of abuse, therefore totals will not match the number of appropriate referrals completed in the period in the tables above and below.*

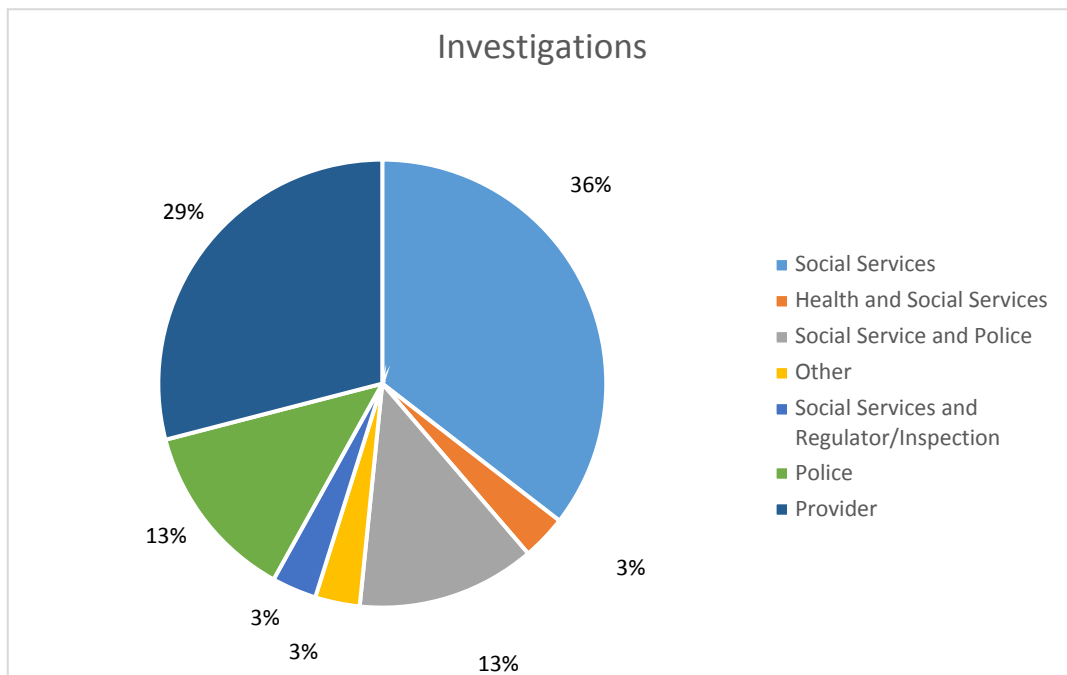
Enquiries/Investigation

Enquiries are received at out front door Powys People Direct and managed in accordance with the SSWBA.

We have a business process in place which we are embedding into practice. We are doing this by visiting teams and ensuring team are au fait with the process and the opportunity to ask questions and comment. Future recording methods

How we record who has managed enquiries will change when WCCIS goes live, we will need to capture and record data relevant to the three stages of enquiry, (screening, initial evaluation and determination.

Below is the breakdown of agencies who have supported us managing enquiries.



Alleged Victim Outcomes

The table on the following page shows the outcomes recorded for all referrals completed during the reporting period.

'Other' is a free text box with the manager of the enquiry completes the actions completed.

The 15/16 data presented is the total for the year.

Alleged Victim Outcomes

The table on the following page shows the outcomes recorded for all referrals completed during the reporting period. The case where the risk remains is the result of an individual with capacity not wanting to engage with the safeguarding process (drug and alcohol are key factors).

	Montgomeryshire		Radnorshire		Brecknockshire		Powys Total	
	15/16 Year	Q1	15/16 Year	Q1	15/16 Year	Q1	15/16 Year	Q1
Actions refused by alleged victim	3	0	3	0	0	2	4	2
Adult Protection Plan / Care Plan	129	1	9	2	6	3	144	6
Alleged Victim changed accommodation	3	0	0	0	1	0	4	0
Increased monitoring by care manager	98	8	5	8	14	11	117	27
No Action	3	2	3	3	11	2	17	7
Not applicable - no abuse found	10	1	1	4	3	1	14	6
Other - please specify	95	8	4	3	10	10	109	21
Other Additional Services	15	1	5	0	3	2	23	3
Preparation for Court	0	0	0	0	1	0	1	0
Provider Support	3	0	0	0	1	1	4	1

Referral for Advocate	0	0	0	0	1	0	1	0
Referral for IMCA	0	0	0	0	0	0	0	0
Referred for counselling	0	0	0	0	0	0	0	0
Referred to Victim Support	0	0	0	1	0	0	0	1
Not Recorded	28	0	82	0	62	0	162	0
Risk Removed/Risk Reduced	142	13	51	18	18	25	211	56
Risks Remains	53	0	47	0	52	1	152	1

National Strategic Indicator – SCA/019 The percentage of adult protection referrals completed where the risk has been managed

From the information above we calculate the following Performance Indicator. This is a National Strategic Indicator, which means there is a statutory duty to report to Welsh Government on an annual basis.

	Result	Comparison with target	Comparison with previous year's result	Comparison with Previous Year's Welsh Average
2011/12	65.7%	80%	61.22%	88.02%
2012/13	86.3%	80%	65.7% (2011/12)	88.02% (2011/12)
2013/14	93.5%	90%	86.3% (2012/13)	91.8% (2012/13)
2014/15	89.3%	90%	93.5% (2013/14)	-
2015/16	92.41%	90%	90.0% (2013/14)	-
2016/17 Q1	98.25%	90%	92.41%	-

Powys Local Operational Group / Regional safeguarding board, we have recently established our Local operational group which replaced the former APC. To mirror the regional group the PLOG now meets on the same day as the LOG for Childrens with a cross over section addressing cross cutting areas and strategies. The Local operational group for adults is working closely with the regional board on reporting in accordance with the SSWBA 2014 Act, a number of sub groups have been established including and Adult Practice sub group focusing on adult practice reviews. Engagement is a key focus of the LOG to ensure that the views of citizens in relation to safeguarding issues are represented and acted upon by the group.

Adult safeguarding has gone through a transition to ensure we are compliant with Part 7 of the SSWBA, the act is being embedded into practice and the Safeguarding team is supporting Powys People Direct to develop the skills to manage enquires received. Our recently updated process continues to be embedded into practice and these are expected to evolve to ensure needs are met.

We continue to await guidance from the Welsh Assembly Practice this continues to pose a challenge as only part guidance is available. We are developing relationships with our regional partners and developing the protocol in respect of Adult Practice Reviews.

Our vision is to develop a consistent coordinated response in respect of Adult Safeguarding and strengthen links and working with our partner agencies. The newly recruited Specialist Designated lead Managers will be based within Powys People Direct thus strengthening the skills available to act quickly to ensure Adults at risk are safeguarded. We aim to encourage our colleagues in health who have a responsibility for adult safeguarding to join us in PPD to extend the breadth of knowledge within our front door service.

We continue to work with the local Adult Social Care teams to ensure Safeguarding remains at the heart of everybody's business as well as developing an overt policy of ensuring the citizens of Powys are safeguarded appropriately.

Powys One plan

Options Considered/Available

Not applicable.

Preferred Choice and Reasons

Not applicable.

Sustainability and Environmental Issues/Equalities/Crime and Disorder,/Welsh Language/Other Policies etc

The Regional and Local safeguarding arrangements positively promote the equality and linguistic needs of children and adults wherever possible.

Children and Young People's Impact Statement - Safeguarding and Wellbeing

The update keeps members informed of relevant safeguarding matters.

Local Member(s)

Not applicable.

Other Front Line Services

The Powys Local Safeguarding Group engages with frontline staff/services through its child protection fora. Both the PLOG and APC have active training programmes co-ordinated by the local authority and attended by staff from all agencies. The Safeguarding team give advice and information to managers and staff working with children and adults at risk from all sectors.

Support Services (Legal, Finance, Corporate Property, HR, ICT, BPU)

Legal: Legal Services continue to support both Adult and Children's Services during a period of transition and the embedding of new legislation and regulations. Senior Social Care Lawyer.

Finance: The Finance Business Partner notes the content of the report re safeguarding matters.

HR: Note the content of the report.

ICT: No comment received.

Business Support: The Business Support Unit is committed to providing support to Adult and Children's Safeguarding within Powys and is integral to future developments and requirements.

Property: Note the content of the report.

Local Service Board/Partnerships/Stakeholders etc

There are reports which will be available for consideration by the Local Service Board.

Corporate Communications

No proactive communication action required.

Statutory Officers

The Strategic Director Resources (S151 Officer) notes the comments made by finance.

The Deputy Monitoring Officer notes the legal comment and has nothing to add.

Members' Interests

The Monitoring Officer is not aware of any specific interests that may arise in relation to this report. If Members have an interest they should declare it at the start of the meeting and complete the relevant notification form.

Recommendation:	Reason for Recommendation:
That Cabinet accepts the safeguarding update in line with its safeguarding responsibilities.	Safeguarding is everyone's business and this report provides assurance to Cabinet of work that is underway both locally and regionally on important safeguarding matters.

Relevant Policy (ies):	
Within Policy:	Y
Within Budget:	Y

Relevant Local Member(s):	All
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Person(s) To Implement Decision:	Agency representatives
Date By When Decision To Be Implemented:	N/A

Contact Officer Name:	Tel:	Fax:	Email:
Carolann James, Head of Children's Services			carolann.james@powys.gov.uk
Karen Arthur – Safeguarding Lead for Vulnerable Adults			karen.arthur@powys.gov.uk

C205- 2016

Minutes of the Joint Partnership Board (JPB) 25 July 2016 Powys County Council, County Hall, Llandrindod Wells

In attendance:

Cllr Stephen Hayes (SH) Chair

Cllr Graham Brown (GB), Martin Brown (MB), Mandy Collins (MC), Professor Vivienne Harwood (VH), Cllr Wynne Jones (WJ), Amanda Lewis (AL), Clive Pinney (CP), David Powell (DP), Carol Shillabeer (CS), Phillip Stasiw (PS), Cllr Barry Thomas (BT), Hayley Thomas (HT)

		Action
1.	Apologies	
	Apologies for absence were received from Roger Eagle, Jeremy Patterson, Anya Richards and Sara Williams.	
2.	Minutes of the last meeting	
	<p>Under the item for the Older People's Commissioning Strategy HT had highlighted the need for a section to be included on the role of Community Health Councils and for a reference to a post holder to be deleted.</p> <p>Under item on the Integration Plan for 2016/17 AL had stressed the need for clarity on the role of the Regional Partnership Board as this would determine which aspects of the Integration Plan would need to be accelerated.</p> <p>Subject to the inclusion of these comments, the minutes of the previous meeting held on 20 June 2016 were agreed as an accurate record.</p> <p><u>Matters Arising</u> CS reported that Glyn Jones was leading for PTHB on the Integrated Assistive Technology Commissioning Strategy to ensure that its scope was broader than currently drafted. She also reported that the Welsh Government seemed keen to support technology based proposals. Glyn Jones was pursuing this. JPB asked for an update to the next meeting.</p>	CS & GJ
3 & 4.	Integration Plan for 2016/17 and Update from the Director of Transformation	
	The Director of Transformation gave an update on integration. In his six weeks in post he had found a genuine appetite for	

	<p>integration but, because it had been on the agenda for some time, a degree of suspicion that it would happen.</p> <p>He was working with the Council and Health Board's communications teams on a clear and consistent message that would help people make sense of integration and set out what it would deliver. This would be developed over the next three months. JPB noted feedback from public consultation that people wanted clear, consistent branding not multiple branding.</p> <p>MB had noted some areas of good integration happening in isolation. He planned to map these out and aimed to come back to JPB in the autumn with an assessment of where integration was at and what areas could be accelerated. MB was asked to include a timeframe in his report. He also noted interest from the Bevan Commission in the integration project and the opportunity to involve them.</p> <p>JPB agreed that the benefits of integration needed to be clearly articulated with measurable outcomes established for each area of work. This would also help with securing potential Welsh Government funding. Capacity remained a challenge so work would need to be streamlined. The relationship with the Regional Partnership Board still needed to be worked out and the Public Service Board would be asked to give a steer.</p>	
<p>5.</p>	<p>Interaction between the JPB and Regional Partnership Board</p>	
	<p>JPB agreed on the need to rationalise the layers of decision making bodies and for a clear statement of the respective roles and responsibilities of each.</p> <p>MC was asked to refine slide 10 to highlight the decision making bodies and to show the Joint Leadership Team (JLT) and Regional Partnership Board (RPB) as supporting bodies rather than decision making bodies.</p> <p>Welsh Government had said that it was up to the Council and Health Board to decide on the role of the Regional Partnership Board. It was suggested that the RPB should report to the JLT and the JLT to the JPB.</p> <p>MB was asked to liaise with MC and CP on the structure. JPB asked for a report back to the next meeting with a view to agreeing the structures and governance arrangements.</p>	<p>MC</p> <p>MC</p>

6.	Joint Scrutiny Arrangements	
	<p>JPB noted the proposal to create a scrutiny committee for the integration project. JPB agreed that they would prefer to call it an oversight committee and that it should be left to the Health Board to determine their representation and to consider any other issues. The Democratic Services Committee would be asked to consider on behalf of the Council.</p>	
7.	Status of Existing S33 Agreements	
	<p>MC presented an update of the existing S33 agreements. There were 5 in place:</p> <ul style="list-style-type: none"> • Community Equipment Services; • Glan Irfon • ICT • Reablement; and • Substance Misuse. <p>Further Section 33 agreements are being developed for:</p> <ul style="list-style-type: none"> • Carers Services • The integrated working in Ystradgynlais. <p>She had found the agreements to be inconsistent in content and layout. It was noted that S33 agreements should go to the JLT and that it was only the financial schedules that needed to come to JPB for sign off annually, although the financial tracker should be reported quarterly.</p> <p>The JPB agreed that the 2015/16 agreements should be signed off by the JLT as soon as possible and noted that it was the responsibility of the relevant lead officers to do this. The Chair asked CS and JP to see that this was done.</p>	CS & JP
8.	Report on Outcomes against Workstreams in the 2015/16 Plan	
	Covered in the Director of Transformation's report.	
9.	Development Day: Suggestions and Options	
	CS had contacted a facilitator with a view to organising a half-day out of office session in October or November.	
10.	Communications	
	PS reported that Comms would bring a joint branding proposal to JPB in September. They were also working on a series of digital film staff stories on the integration project.	

11.	AOB	
	The next meeting would be on 19 th September and JPB asked if it could be held in Glan Irfon.	Clerk

**Minutes of the Joint Partnership Board (JPB) 19 September 2016
Glan Irfon, Builth Wells**

In attendance:

Cllr Stephen Hayes (SH) Chair

Martin Brown (MB), Mandy Collins (MC), Cllr Wynne Jones (WJ), Amanda Lewis (AL), Jeremy Patterson (JP), Clive Pinney (CP), Anya Richards (AR), Carol Shillabeer (CS), Cllr Barry Thomas (BT)

Sara Williams by phone for item 8 onwards.

		Action
1.	Apologies	
	<p>Apologies for absence were received from Cllr Graham Brown, Professor Vivienne Harpwood, David Powell and Hayley Thomas.</p> <p>The Chair asked for the issue of substitute members to be put on the agenda for the next meeting.</p>	
2.	Minutes of the last meeting	
	<p>The minutes of the previous meeting held on 25 July 2016 were agreed as an accurate record.</p>	
3.	Update from the Director of Transformation	
	<p>The Director of Transformation outlined the timeline for the production of the integrated options appraisal. He proposed to mirror the timeline for the Health and Care Strategy and aimed to bring the options appraisal to the Board and Cabinet in January 2017. He explained that this would not be a detailed business case but would include costings and set out the organisational design. WJ asked about potential savings and MB explained that until the options were agreed that the extent of any savings would be not be known. Experience in other sectors had shown that integration had the potential to realise savings but integration was about positioning both organisations so they were best placed to cope with service pressures. WJ said that he would like to see savings built into the business case.</p> <p>Options would be tested at challenge events in November and December. Additional JPB meetings may be required as the options appraisal was developed and the timings of the Board and Cabinet meetings in January co-ordinated.</p>	

4.	Powys Regional Partnership Board	
	<p>No objections were raised to the revised terms of reference for the Regional Partnership Board.</p> <p>CS asked for an update on where Intermediate Care Funds were being spent to the next meeting. AL advised that the grant had to be used for innovative projects and not to support existing services. AL confirmed that the Regional Partnership Board minutes would be reported to the JPB along with details of Intermediate Care Fund spending.</p>	AL
5.	Update on S33 Agreements	
	<p>CP and MC were continuing to work on standardising the S33 schedules on a new template. They also advised that some schedules had not been signed off. They were asked to report to the next meeting.</p>	MC & CP
6.	Update on the Integrated Assistive Technology Commissioning Strategy	
	<p>JP noted that the Older Peoples Assisted Technology strategy needed to be signed off. AL, CS and MB were asked to bring the strategy to completion.</p>	AL, CS & MB
7.	Powys Dementia Plan 2016-19	
	<p>PTHB had approved the Powys Dementia Plan. SH would approve as a delegated decision on behalf of PCC.</p>	SH
8.	Integrated Care Teams for Older People	
	<p>SW joined the meeting by phone for this item and the rest of the meeting. SW did not have access to the documents and would review them after the meeting.</p> <p>JPB was asked to sign off the S33 agreement for the integrated health and social care teams for older people to go live in the Ystradgynlais area on 20th September. Amanda Lewis and Alan Lawrie were the joint lead managers and Nigel Broad had taken on the role of manager.</p> <p>Subject to the correction of a number of typos in the schedules and SW ratifying the schedules after she'd had a chance to review them, JP and CS were authorised to sign off the S33 Agreement to allow the project to go live on 20th September.</p>	

9.	Structures and governance arrangements for JPB and Joint Leadership Team	
	MC and CP were asked to arrange for the latest iteration of the wiring diagram to be reported to the Executive Team and Cabinet / Management Team respectively.	MC & CP
10.	Clerical Support for the JPB	
	JP and CS were asked to report back to the next meeting on options for clerical support for the JPB. JP advised that any additional Council support would have to be the subject of a growth bid to the Cabinet. JPB was advised that until the wiring diagram had been agreed scrutiny arrangements couldn't be finalised. The Chair asked that the Council's Joint Chairs Committee be advised.	CS & JP
11.	Communications	
	AR was working with MB on the integration brochure that would serve as the core narrative for the integration project. She would circulate following comment from MB/CS/JP. She confirmed that she had met with trade unions to discuss their concerns regarding communications and confirmed they were an identified stakeholder group for all future integration comms.	AR
12.	Development Day	
	CS had arranged a facilitator for the development day. MC and Clerk to agree a date.	MC & Clerk
13.	AOB	
	JPB noted that Powys would be the first area to implement the Welsh Community Care Information Scheme that would enable safe sharing of information and help to deliver improved care and support for people. The Chair asked that a report be drafted for PCC Cabinet to highlight this important milestone. The Chair closed the meeting by congratulating all involved in the project to create the integrated health and social care team in Ystradgynlais.	AL

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Delegated Decision List

28 September	Portfolio Holder for Commissioning and Procurement	Approval of submission of the annual return of the Library Service
30 September	Portfolio Holder for Education	Appointments of School Governors: County Councillor EM Jones to Radnor Valley CP School, Mrs MC Bailey to Ysgol Maesydre, County Councillor SC Davies to Ysgol Gymraeg Dyffryn y Glowyr and Ysgol Bro Tawe, County Councillor S McNicholas to Ysgol Bro Tawe and Ysgol Maesydderwen, County Councillor DA Thomas to Ysgol Maesydderwen, County Councillor TJ Van-Rees to Builth Wells High School, Mrs LC Brown to Builth Wells High School, Mrs ME Lomax to Llanbister CP School, County Councillor DR Jones to Guilsfield CP School and Mr DC Shaw to Archdeacon Griffiths C in W School.
30 September	Portfolio Holder for Property, Buildings and Housing	Approval to sell the Hafan Resource Centre, Rhayader
3 October	Portfolio Holder for Property Buildings and Housing Portfolio Holder for Highways	Approval to enter into a Community Transfer Agreement with Llanwrtyd Wells Town Council for the running of the Riverside public conveniences.
4 October	Portfolio Holder for Property Buildings and Housing	Approval to enter into a Community Transfer Agreement with Ystradgynlais Town Council for the management of 1.1 acres of woodland at Ynyscedwyn.
5 October	Portfolio Holder for Finance	Determination of rate relief applications
10 October	Portfolio Holder for Property Buildings and Housing	Approval of budget virement for archives and modern records.
12 October	Portfolio Holder for Property Buildings and Housing Portfolio Holder for Finance Portfolio Holder for Environment and Sustainability	Approval to acquire the freehold of a site for a Household Waste Recycling Centre in Newtown.
13 October	Portfolio Holder for Property	Approval to enter into a Community Transfer Agreement with

	Buildings and Housing Portfolio Holder for Regeneration and Planning	Aberhosan Hall Management Committee for the management of the Hall.
17 October	Leader Portfolio Holder for Finance Portfolio Holder for Property Building and Housing	Approval to commit funding to refurbish property
19 October	Portfolio Holder for Property Buildings and Housing Portfolio Holder for Highways	Approval to enter into a Community Transfer Agreement with Newtown and Llanllwchaiarn Town Council for the running of the public conveniences at Shortbridge Street and Back Lane Newtown including the café.
24 October	Portfolio Holder for Finance	Approval of budget virements in respect of Judge's Lodgings Presteigne and land purchase at Gurnos.

Cabinet Forward Work Programme

Cabinet/ Management Team	Cabinet	Matter for Decision	Portfolio Holder/ Officer	Decision Maker Cabinet Portfolio Holder	Pre- Scrutiny	Comments
8 November		Impact Assessment Training	Caroline Evans			
	22 November	Scrutiny Review of Implementation of CSSIW Improvement Priorities	Scrutiny Review	Cabinet		
8 November	22 November	Budget Outturn report	Cllr Wynne Jones Jane Thomas	Cabinet		
8 November	22 November	Timeline for review of Brecon and Gwernyfed High Schools, Llanbister and Llanfihangel Rhydithon Primary Schools and Welsh medium provision in North Powys	Cllr Arwel Jones Marianne Evans	Cabinet		
8 November	22 November	Draft Welsh in Education Strategic Plan – for approval to consult	Cllr Arwel Jones Marianne Evans	Cabinet		
8 November	22 November	Welshpool primary schools consultation report and recommendations	Cllr Arwel Jones Marianne Evans	Cabinet		
8 November	22 November	Unlicensed school budgets	Cllr Arwel Jones Cllr Wynne Jones Nancy Wozencraft	Cabinet		Deadline extended
8 November	22 November	Council Tax Base 2017/18	Cllr Wynne Jones Andrew Griffiths	Cabinet		
8 November	22 November	Draft workways for funding approval	Cllr Avril York Jenni Thomas	Cabinet		Deferred from September for further work
8 November	22 November	Bulky Waste	Cllr John Powell Ashley Collins	Cabinet		
8 November	22 November	Leisure service Savings	Cllr Graham Brown Jenny Ashton	Cabinet		
8 November	22 November	Judges Lodgings Presteigne Community Asset Transfer	Catherine Richards	Cabinet		
8 November	22 November	Sale of Cattle Market Site	Natasha Morgan	Cabinet		
8 November	22 November	Outcome of LABV procurement	Natasha Morgan	Cabinet		

C207-2016

Page 59

Cabinet/ Management Team	Cabinet	Matter for Decision	Portfolio Holder/ Officer	Decision Maker Cabinet Portfolio Holder	Pre- Scrutiny	Comments
	November	Winter Maintenance Plan	Cllr John Brunt Shaun James	Portfolio Holder		Deferred from 4 October for further work
	November	Residents Parking Review	Cllr John Brunt Shaun James	Portfolio Holder		
	November	School Transformation Programme – Objection reports (2 papers)	Cllr Arwel Jones Marianne Evans	Cabinet		
	November	Treasury Management Report for Quarter 2	Cllr Wynne Jones Ann Owen	Cabinet		
Page 6	November	Update from the Anti-Poverty Champion	Cllr Joy Jones	Cabinet		
	November	Grant support for Community TICs	Jenni Thomas	Portfolio Holder		
6 December		Grants Project	Caroline Evans			
13 December		Corporate Improvement Plan Tracker	All Portfolio Holders	Strategic Overview Board		
13 December		Risk Register	Caroline Evans	Strategic Overview Board		
13 December		Regulatory Recommendation tracker		Strategic Overview Board		
6 December	20 December	Review of Day Time Activities for Older People Final Decision following consultation	Cllr Stephen Hayes Dylan Jones Dominique Jones	Cabinet		
6 December	20 December	Domiciliary Care Development of the In house service	Cllr Stephen Hayes	Cabinet		
6 December	20 December	Domiciliary Care Future Commissioning of External Services	Cllr Stephen Hayes	Cabinet		
6 December	20 December	Safeguarding Quarterly Report	Cllr Graham Brown Cllr Stephen Hayes	Cabinet		

Cabinet/ Management Team	Cabinet	Matter for Decision	Portfolio Holder/ Officer	Decision Maker Cabinet Portfolio Holder	Pre- Scrutiny	Comments
6 December	20 December	Budget Monitoring Report	Cllr Wynne Jones Jane Thomas	Cabinet		
6 December	20 December	PCC Care Homes	Cllr Stephen Hayes Emma Palmer	Cabinet		
6 December	20 December	WG report on Libraries	Cllr Graham Brown Kay Thomas	Cabinet		
6 December	20 December	Bryn Revel Bridge	Cllr John Brunt Alastair Knox	Cabinet		
6 December	20 December	Outcome of consultation on supply teachers pay and conditions	Cllr Arwel Jones Gareth Jones	Cabinet		Deferred from September for further work
6 December	20 December	Home Grown Homes	Cllr Rosemarie Harris Simon Inkson	Cabinet		
6 December	20 December	Housing Income Collection and Recovery policy	Cllr Rosemarie Harris Simon Inkson	Cabinet		
6 December	20 December	Resident Involvement strategy	Cllr Rosemarie Harris Simon Inkson	Cabinet		
6 December	20 December	Additional HMO Licensing Scheme	Cllr Rosemarie Harris Simon Inkson	Cabinet		
6 December	20 December	Leisure Service Savings	Cllr Graham Brown Nina Davies	Cabinet		
	December	Trade waste price increase	Ashley Collins	Portfolio Holder		
3 January	17 January	Schools Asset Management Plan	Cllr Arwel Jones Gareth Jones	Cabinet		
3 January	17 January	HRA Rent Setting Policy	Cllr Rosemarie Harris Simon Inkson	Cabinet		

Cabinet/ Management Team	Cabinet	Matter for Decision	Portfolio Holder/ Officer	Decision Maker Cabinet Portfolio Holder	Pre- Scrutiny	Comments
3 January	17 January	HRA Rents for 2017-18	Cllr Rosemarie Harris Simon Inkson	Cabinet		
3 January	17 January	Adaptations to council homes policy	Cllr Rosemarie Harris Simon Inkson	Cabinet		
3 January	17 January	Integration with Powys Teaching Health Board	Chief Executive	Cabinet		
24 January	7 February	Health & Care Strategy	Amanda Lewis	Cabinet		
24 January	7 February	Budget, MTFs, Capital Strategy, Council Tax rates and Fees and Charges Register	Cllr Wynne Jones David Powell	Cabinet		
24 January	7 February	Review of fair funding formula	Cllr Arwel Jones Nancy Wozencraft	Cabinet		
24 January	7 February	Education standards report	Cllr Arwel Jones Ian Roberts	Cabinet		For information
24 January	7 February	Consideration of Welshpool objection report	Cllr Arwel Jones Marianne Evans	Cabinet		
14 February		Wellbeing assessment				
14 February	28 February	Highways Asset Management Plan	Cllr John Brunt Shaun James	Cabinet		
14 February	28 February	Home to school Transport policy	Cllr Arwel Jones Gareth Jones	Cabinet		
14 February	28 February	Treasury Management Quarter 3	Cllr Wynne Jones Ann Owen	Cabinet		
14 February	28 February	Consideration of objection report for Llandrindod High School and Builth High school	Cllr Arwel Jones Ian Roberts	Cabinet		
14 February	28 February	Consideration of objection report for Llandrindod High School and Builth High school	Cllr Arwel Jones Ian Roberts	Cabinet		

Cabinet/ Management Team	Cabinet	Matter for Decision	Portfolio Holder/ Officer	Decision Maker Cabinet Portfolio Holder	Pre- Scrutiny	Comments
14 February	28 February	Draft Strategic Asset Management Plan	Cllr Avril York Natasha Morgan	Cabinet		Deferred from September for further work
	February	Anti-social behaviour policy	Cllr Rosemarie Harris Simon Inkson	Cabinet		
	February	Fire safety policy in HRA homes	Cllr Rosemarie Harris Simon Inkson	Cabinet		
	February	Repairs and maintenance	Cllr Rosemarie Harris Simon Inkson	Cabinet		
	February	Estate Management Policy	Cllr Rosemarie Harris Simon Inkson	Cabinet		
14 March		Corporate Improvement Plan Tracker	All Portfolio Holders	Strategic Overview Board		
14 March		Risk Register	Caroline Evans	Strategic Overview Board		
14 March		Regulatory Recommendation Tracker		Strategic Overview Board		
7 March	21 March	Approval of final Welsh in Education Strategic plan following consultation	Cllr Arwel Jones Ian Roberts	Cabinet		
7 March	21 March	Consideration of Brecon Welsh medium consultation reports	Cllr Arwel Jones Ian Roberts	Cabinet		
7 March	21 March	Policy for the installation of mobility scooters in HRA properties	Cllr Rosemarie Harris Simon Inkson	Cabinet		
28 March	11 April					
6 June	29 June	Consideration of statutory objections regarding Welsh medium at Brecon High school	Cllr Arwel Jones Ian Roberts	Cabinet		

Cabinet/ Management Team	Cabinet	Matter for Decision	Portfolio Holder/ Officer	Decision Maker Cabinet Portfolio Holder	Pre- Scrutiny	Comments
13 June		Corporate Improvement Plan Tracker	All Portfolio Holders	Strategic Overview Board		
13 June		Risk Register	Caroline Evans	Strategic Overview Board		
13 June		Regulatory Recommendation tracker		Strategic Overview Board		
27 June	11 July	Treasury Management Quarter 4	Cllr Wynne Jones Ann Owen			
5 September	19 September	Treasury Management Review 2016/17	Cllr Wynne Jones Ann Owen			
5 September	19 September	Treasury Management Quarter 1	Cllr Wynne Jones Ann Owen			
12 September		Corporate Improvement Plan Tracker	All Portfolio Holders	Strategic Overview Board		
12 September		Risk Register	Caroline Evans	Strategic Overview Board		
12 September		Regulatory Recommendation tracker		Strategic Overview Board		
26 September	10 October					
24 October	7 November	Treasury Management Quarter 2	Cllr Wynne Jones Ann Owen			
21 November	5 December					

C210- 2016

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