

MINUTES OF A MEETING OF THE CABINET HELD AT COUNCIL CHAMBER - COUNTY HALL, LLANDRINDOD WELLS, POWYS ON TUESDAY, 10 APRIL 2018

PRESENT

County Councillor M R Harris (Chair)

County Councillors MC Alexander, P Davies, S M Hayes, R Powell and M Weale

In attendance: County Councillor Lucy Roberts

1.	APOLOGIES
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Apologies were received from County Councillors A. Davies and J. Evans.

2.	MINUTES
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The Leader was authorised to sign the minutes of the meetings held on 13th and 27th March as correct records.

3.	DECLARATIONS OF INTEREST
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County Councillors P Davies and M Weale declared prejudicial interests in Item 9. Consultation on the proposed revised home to school/college transport policy as they were both school transport providers.

4.	POWYS LOCAL DEVELOPMENT PLAN - INSPECTOR'S REPORT AND ADOPTION
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Cabinet considered the binding Inspector's Report into the Examination in Public of the Powys Local Development Plan (LDP) and the changes recommended in the Inspector's Report. Cabinet noted that the changes made by the Inspector, which were binding, had been incorporated into the final LDP which was included on the Agenda. In response to a question he advised that the Inspector had provided a revised policy in respect of Renewable Energy which was more simplified.

Officers agreed to check the referencing of appendices in the report, prior to the publication of the Council agenda.

RECOMMENDED to Council	Reasons for Recommendation:
<p>1. To adopt and publish the Powys Local Development Plan 2011-2026 (Appendices 2 & 3), incorporating the changes recommended in the Inspector's Report (Appendix 1).</p> <p>2. To approve and publish the:</p>	<p>To comply with:</p> <ul style="list-style-type: none"> • Planning and Compulsory Purchase Act, 2004, as amended. • The Town & Country Planning (Local Development Plan) (Wales) Regulations, 2005, as amended. • Environmental Assessment of

i. Adoption Statement (Appendix 4); and the ii. Final Assessment Reports for the Powys LDP (HRA SEA, SA) (Appendices 5 & 6).	Plans and Programmes (Wales) Regulations 2004. <ul style="list-style-type: none"> • The Conservation of Habitats and Species Regulations 2017. • The LDP Delivery Agreement 2015.
3. To grant delegated powers to the Professional Lead – Planning Policy to correct any typing or grammatical errors, to deal with any minor matters or errors, and any presentational matters required for publishing the final LDP.	To enable publication to be expedited.
4. That the following existing UDP Supplementary Planning Guidance (SPG) only will remain as a material planning consideration in the determination of planning applications until superseded or withdrawn: (i) Affordable Housing for Local Needs SPG, 2010; (ii) Residential Design Guide, 2004.	To enable existing detailed planning guidance to continue on an interim basis for two planning policy areas and for all other SPG and IDCG prepared for the UDP to be withdrawn.

5.	VISION 2025: OUR CORPORATE IMPROVEMENT PLAN 2018-23
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The Cabinet considered Vision 2025: Our Corporate Improvement Plan (CIP) 2018-23.

The Acting Chief Executive advised that the document brought together previously separate documents and also aligned dates of plans. Appendix 1 detailed the Cabinet's direction of travel and the four programme areas, all of which were supported by Programme Boards. The Cabinet welcomed the inclusion of views from young people.

The Acting Chief Executive advised that final checks had to be made to the document before consideration at the next Council meeting.

RESOLVED	Reason for Decision:
That it be delegated to the Leader to approve the final version prior to the consideration of the document by Council.	To ensure the accuracy of the report.

RECOMMENDED to Council	Reason for Recommendation:
That Vision 2025: Our Corporate Improvement Plan (CIP) 2018-23 is approved at Full Council on 17th April 2018.	To ensure that the council meets its statutory obligations as outlined in the Well-being of Future Generations (Wales) Act 2015 and the Local Government (Wales) Measure 2009 (Part 1 and 2).

	<p>To ensure the council has a clear delivery plan and performance management framework for implementing its Vision 2025.</p> <p>To facilitate effective engagement with staff, elected members, the public and stakeholders such as regulators.</p>
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6. TOWARDS 2040 POWYS WELL-BEING PLAN 2018

Cabinet considered the Powys Public Service Board's, Towards 2040, Powys Well-being Plan. It was noted that partner organisations would approve the Plan.

The Leader thanked officers for their work in producing the Plan.

RECOMMENDED to Council	Reason for Recommendation:
That Powys County Council approve and adopt Towards 2040, the Powys Well-being Plan as set out in Appendix B to the Report	To enable the plan to be published by 3rd May, meeting the statutory requirements of the Well-being of Future Generations Act.

7. SELF EVALUATION REPORT EDUCATION SERVICE
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The Portfolio Holder for Education welcomed the honesty in the self-assessment which would impact on school improvement. The Director of Education presented the Self Evaluation Report into the Education Service. He advised this was part of the ongoing improvement process and noted the involvement of stakeholders in the self-assessment. Improvements had already been made including improved use of data by schools, better programme management and the post 16 review but there were still many areas for improvement such as Key Stage 4 outcomes and Key Stage 3 to 2 transition.

County Councillor Lucy Roberts advised that the Education Scrutiny Working Group was grateful for the candid assessment and considered that this was a very encouraging report. Scrutiny was concerned about the implementation but noted that this was covered in the Service Improvement Plan, which was included in Scrutiny's work programme. Scrutiny also considered that the training of school governors needed to be improved to support them in taking a greater role in the governance of schools.

The Portfolio Holder for Education thanked school governors for their work. She advised that the governance arrangements would be reviewed and support to governors would be strengthened, with best practice being shared.

RESOLVED	Reason for Decision
That the Director of Education's Self Evaluation Report into the	In accordance with Estyn guidance.

education Service be received.	
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8. SCHOOLS SERVICE MAJOR IMPROVEMENT PROGRAMME

Cabinet considered the Schools Service Major Improvements Programme 2018/19 – 2022/23.

The Portfolio Holder for Education advised that in addition to the development of new schools, the Improvement Programme ensured that investment could be made in all schools. Cabinet noted that a School Services Asset Management Plan was being developed which reviewed all school stock. The Director for Education advised that the Plan would enable priorities for investment to be based on need and up to date information and small investment could have a positive impact on learning.

RESOLVED	Reason for Decision:
<p>1. That the Major Improvements Programme for financial year 2018-19 as set out in Sections 1.4, 1.8, 2.1 and Appendix A of the report be approved.</p> <p>2. That the Portfolio Holder for Learning and Welsh Language in consultation with the Head of Schools has delegated authority to make changes to the Major Improvements Programme that are within budget.</p>	<p>To progress the School Modernisation Programme and meet Welsh Government fit for purpose objectives</p>

Country Councillors P. Davies and M. Weale having declared interests left the meeting room for the next item.

9. CONSULTATION ON THE PROPOSED REVISED HOME TO SCHOOL/COLLEGE TRANSPORT POLICY
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Cabinet was asked to give approval for the revised home to school/college transport policy to go out for consultation.

County Councillor Lucy Roberts advised that she was speaking on behalf of the Education Scrutiny Committee and not as a local member. Scrutiny supported the equity of provision but noted that the document did not refer to the transitional arrangements. She advised that Scrutiny requested for wide consultation and not just online and that consultation should not take place over the school holiday period.

The Portfolio Holder stated that the consultation would not take place during school holidays period and that she would discuss with officers the range of consultation. It was noted that if the Cabinet approved the consultation, officers

would liaise with the Communications Team regarding the consultation, which could include online, drop in sessions, providing information to school governors, councillors and town and community councils and providing information in libraries.

The Monitoring Officer advised that if the Cabinet were minded to approve the report the wording of the fifth recommendation should be changed from "...included in the final report following consultation and re-tendering of school contract routes" to "...included in the final report following consultation and prior to any necessary re-tendering of school contract routes".

RESOLVED	Reason for Decision
<p>1 That the revised home to school/college transport policy in Appendix A to the report is approved for consultation;</p> <p>2 That a consultation plan is drawn up, in discussion with the Portfolio Holder for Learning and Welsh Language, which will look at suitable methods of engagement;</p> <p>3 That the Portfolio Holder for Learning and Welsh Language is given delegated powers to agree the consultation documentation and questionnaire;</p> <p>4 That the outcome of the consultation exercise and any proposed amendments are brought to Cabinet in early September for decision</p> <p>5 That the financial impact of the revised policy will be included in the final report following consultation and prior to any necessary re-tendering of school contract routes.</p>	<p>To ensure that the Authority's home to school/college travel arrangements meet the requirements of the Learner Travel (Wales) Measure 2008 and to provide clarity to parents/carers and young people regarding the Authority's school transport arrangements.</p>

Country Councillors P. Davies and M. Weale resumed their seats in the meeting.

10. LLANFAIR CAEREINION LINK BRIDGE AND FOOTWAY
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Cabinet was asked to recognise the Llanfair Caereinion link bridge as a pedestrian highway maintainable at public expense.

RESOLVED	Reason for Decision:
<p>1. That Llanfair Caereinion link bridge and paths as identified on the plan at Annex 1 to the report be recognised as pedestrian highway under section 31 of the</p>	<p>1. To recognise public pedestrian highway rights after 20 years use.</p>

Highways Act 1980.	
2. That Llanfair Caereinion link bridge and paths as identified on the plan at Annex 1 to this report be added to the list of streets as a pedestrian highway maintainable at the public expense under section 36(6) of the Highways Act 1980.	2. To ensure the statutory duty to maintain the list of streets is discharged.
3. That the Highways, Transport and Recycling service become the responsible service for the assets.	3. To confirm responsibilities under the Constitution of the Council.

11. CAR PARKING AT CORPORATE OFFICES

Cabinet considered proposals to improve the provision of car parking at the Council's corporate buildings. Cabinet noted that mitigation measures had been introduced to ensure that health and safety issues raised by the fire and emergency services in respect of car parking arrangements had been addressed. The proposals were to address the issues on a long-term basis.

It was highlighted that when considering the issue further in the future, the needs of staff who call into offices for short periods of time, such as social workers, should be considered and options for enabling them to use public car parks with permits should be reviewed.

RESOLVED	Reason for Decision:
1. To initiate the Traffic Regulation Order consultation procedure, in the car parks located at our Corporate buildings listed in the Appendix, in accordance with The Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996. And if no substantive objections are made, to make and implement the TRO.	To enable the named off street car parks to be controlled to reduce/remove inappropriate car parking which is a Health and Safety risk.
2. To review the capacity of the corporate car parks once the TRO has been introduced and to review the allocation of dedicated car sharing parking bays.	To provide adequate parking for visitors and Councillors at County Hall and reduce the H&S issues surrounding car parking at County Hall.
3. To note the use of Council Pay and Display car parks as alternative parking arrangement for staff and visitors to our Corporate office buildings.	To ensure there is adequate car parking spaces available for Council Staff and Visitors at our Council office buildings.
4. To note a further report that will look at the use of Pay and Display	To ensure equality of provision of car parking to staff working in corporate

Car Parks for staff parking and possibility of issuing staff permits.	offices.
5. To note the launching of an internal awareness campaign focusing on appropriate parking in office building car parks.	To ensure staff park appropriately and do not cause a H&S hazard.

12. FINANCIAL OVERVIEW AND FORECAST AS AT 28TH FEBRUARY 2018

Cabinet considered the budget outturn report for the period ended 28th February 2018. The Head of Financial Services & Acting Section 151 Officer advised that the projected revenue forecast overspend of £141k was after using MRP technical adjustments, which were part of the recovery plan. Cabinet noted that only 66% of the efficiency savings had been achieved and that Services would still have to deliver on their required savings. As two of the virements proposed in paragraph 13.1 are over £500k the Cabinet would need to recommend agreement of these to Council.

RESOLVED	Reason for Decision
<ol style="list-style-type: none"> 1. That the contents of the report are noted. 2. That Cabinet supports appropriate action by services to curtail or reduce the reported forecasted service deficits. 3. To approve the virement of £125k allocation from Powys Teaching Health Board additional Winter Pressures monies to reduce Delayed Transfers of Care. 	To monitor the Council's financial performance and ensure that spending remains within approved limits and that the 3% minimum general fund is maintained.

RECOMMENDED to Council	
<ol style="list-style-type: none"> 4. the following virements: <ul style="list-style-type: none"> • £519k from the additional Welsh Government £10m for social services in Wales to deal with winter pressures. • £645k allocated to schools for maintenance related costs from WG. 	To comply with the Financial Procedure rules set out in the Constitution.

13.	CAPITAL PROGRAMME UPDATE FOR THE PERIOD TO 28TH FEBRUARY 2018
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Cabinet received details of the capital spend as at 28th February 2018. The Head of Financial Services & Acting Section 151 Officer advised that the Authority had previously under borrowed but would have to borrow more in the future and this was reflected in the budget plans.

RESOLVED	Reason for Decision
That the contents of the report are noted.	To outline the capital budget position as at 28th February 2018. To ensure appropriate virements, if any, are carried out.

14.	STRATEGY TO MEASURE AND REDUCE RADON LEVELS IN HRA HOMES
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Cabinet considered a proposed outline strategy to measure and remediate radon levels in Council County Council owned housing stock.

The Head of Housing advised that monitoring had been completed at four properties with a high probability of radon levels and the results had shown that levels were significantly lower than expected. It was noted that officers had asked Public Health England for details of good practice across the UK. Officers had met with property officers from Powys teaching Health Board and were happy to engage with other organisations on this issue.

RESOLVED	Reason for Decision:
To implement a radon monitoring and mitigation programme in Council owned housing stock as outlined in this report and in Appendix 1 Strategy to measure and remediate radon levels in Powys owned housing stock.	To identify and mitigate radon levels in Council owned housing stock, ensuring we met our duty of care under the Housing Act 2004 and the Housing Health and Safety Rating System.

15.	VIOLENCE AGAINST WOMEN, DOMESTIC ABUSE AND SEXUAL VIOLENCE (VAWDASV) LOCAL STRATEGY
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Cabinet considered the Safer Lives, Healthier Families regional strategy for tackling violence against women, domestic abuse and sexual violence.

The Portfolio Holder for Adult Social Care advised that 11% women and 5% men experience some form of domestic abuse each year. In 2016-17 Dyfed Powys Police recorded 4500 incidents. He advised that Dyfed Powys was the only region in Wales where there has been a reduction in funding for preventive work.

The Cabinet welcomed the opportunity to receive training on the Violence Against Women, Domestic Abuse and Sexual Violence (Wales) Act 2015.

In response to questions, the Strategic Commissioning Manager - (GBVDASV) advised that consultation events would take place during April and May and specific events would be available for survivors.

RESOLVED	Reason for Decision:
<p>1. To approve for consultation the "Safer Lives, Healthier Families", the regional strategy for tackling Violence Against Women, Domestic Abuse and Sexual Violence in our communities, enclosed at Appendix A.</p>	<p>To comply with statutory requirements and to shape and improve the delivery of services for those affected by violence against women, domestic abuse and sexual violence.</p>
<p>2. To give delegated authority to the Portfolio Holder, in consultation with the Director of Social Services as lead Director for Safeguarding, to make minor amendments following a period of public consultation.</p>	<p>To make sure that the Mid and West Wales Region adopts a consistent approach to finalising the strategy.</p>

16. Q3 ADULT SERVICES SAFEGUARDING UPDATE
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Cabinet received details of safeguarding work undertaken in Adult Services in Quarter 3 of 2017/18 i.e. up to December, 2017.

The Portfolio Holder for Adult Social Care noted the need to improve on the number of enquiries completed within the required timescale. The Contact & Safeguarding Senior Manager advised that this had now improved and up to March 2018 92% of enquiries had been completed within the required timescale.

The Portfolio Holder for Adult Social Care advised that in respect of the Deprivation of Liberty Safeguards [DoLS], the Authority is vulnerable to challenge, as is any local authority, and therefore this risk has been included on the Adult Social Care risk register.

RESOLVED	Reason for Decision:
<p>In accordance with its safeguarding responsibilities, that Cabinet notes the report.</p>	<p>This report provides assurance to Cabinet that effective work on important safeguarding issues is being undertaken both locally and regionally.</p>

17. CORRESPONDENCE

There were no items of correspondence reported.

18. DELEGATED DECISIONS TAKEN SINCE THE LAST MEETING

Cabinet noted the delegated decisions taken by Portfolio Holders since the last meeting.

19. FORWARD WORK PROGRAMME

Cabinet received the forward work programme.

County Councillor M R Harris (Chair)