

These notes indicate the decisions taken at this meeting and the officers responsible for taking the agreed action. For background documentation please refer to the agenda and supporting papers available on the Council's web site (www.oxfordshire.gov.uk.)

The decisions take effect at the time and date specified, unless before that time written notice is given in accordance with the Council's Scrutiny Procedure Rules requiring the decision to be called in for review by the relevant Scrutiny Committee.

If you have a query please contact Chris Reynolds (Tel: 07542 029441; E-Mail: chris.reynolds@oxfordshire.gov.uk)

CABINET - TUESDAY, 23 MAY 2023

<i>List published 24 May 2023 Decisions will (unless called in) become effective at 5.00pm on 31 May 2023</i>		
<i>RECOMMENDATIONS CONSIDERED</i>	<i>DECISIONS</i>	<i>ACTION</i>
1. Apologies for Absence	Apologies for absence were received from Councillor Phillips	DLG (A Newman)
2. Declarations of Interest - guidance note below	There were none	
3. Minutes To approve the minutes of the meeting held on 18 April 2023 (CA3) and to receive information arising from them.	The minutes were approved and signed as a correct record.	
4. Questions from County Councillors	See Annex	
5. Petitions and Public Address	<u>6 Cabinet response to report from People Overview and Scrutiny Committee– Home to School Transport Working Group</u> Annalisa Miller Jo Evelyn <u>10 Air Quality Strategy</u> Peter West	

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<p>6. Cabinet response to report from People Overview and Scrutiny Committee - Home to School Transport Policy Working Group</p> <p>Report by the Corporate Director for Children's Services and the Corporate Director for Environment and Place</p> <p>In February 2022 the authority set up a Home to School Transport Working Group to review OCC's School Transport policies and to make recommendations to People's Overview and Scrutiny Committee. The Committee received that report on 30 March 2023 and they in turn provided a report for Cabinet's consideration on 18 April 2023. This report considers in detail each recommendation</p> <p>RECOMMENDATION</p> <p>The Cabinet is recommended to approve the approaches presented in paragraph 7 of the report.</p>	<p>Recommendations approved.</p>	<p>CDCS (M Goff)</p>
<p>7. Reports from Scrutiny Committees</p> <p>Cabinet will receive the following Scrutiny report:-</p> <ul style="list-style-type: none"> - Place Overview and Scrutiny Committee of the Future of Retail and the High Street 	<p>Cabinet received the report and will respond in due course.</p>	
<p>8. Financial Management Report 2023/24</p> <p><i>Cabinet Member: Finance</i> <i>Forward Plan Ref: 2023/050</i> <i>Contact: Kathy Wilcox, Head of Financial Strategy,</i></p>		

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<p>Kathy.Wilcox@oxfordshire.gov.uk</p> <p>Report by Director of Finance (CA8)</p> <p>To note and seek agreement of the report and any recommendations.</p> <p>The Cabinet is RECOMMENDED to</p> <ul style="list-style-type: none"> a) agree the virements in Annex 1a and supplementary estimate request in Annex 1c and note the virements in Annex 1b. b) note the additional one-off funding of £5.0m in 2023/24, notified since the budget was agreed by Council on 14 February 2023. c) noting the inflation and demand pressures contributing to the forecast overspend of £14.4m set out in the Business Management & Monitoring Report to Cabinet in March 2023, agree to top up general balances to the 2023/24 risk assessed level of £30.2m depending on the year end position for 2022/23. d) agree to transfer the remaining additional funding expected for 2023/24 to the corporate contingency budget. e) agree the update to High Needs DSG budgets following the Education and Skills Funding Agency's approval of the transfer of £2.3m funding from the Schools Block to High Needs. 	<p>Recommendations approved.</p>	<p>DoF (K Wilcox)</p>

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<p>9. Proposal From OUFC to OCC As Landowner: Arrangements for engagement</p> <p><i>Cabinet Member:</i> Finance <i>Forward Plan Ref:</i> 2023/081 <i>Contact:</i> Susannah Wintersgill, Director Strategy, Insight & Communications, susannah.wintersgill@oxfordshire.gov.uk</p> <p>Report by Corporate Director Customers, Organisational Development & Resources (CA9).</p> <p>Paper setting out final arrangements for engagement.</p> <p>The Cabinet is RECOMMENDED to</p> <ul style="list-style-type: none"> (a) Note the progress set out in the report below. (b) Note the feedback from the stakeholder meetings held during April and May (annex 1). (c) Amend the seven strategic priorities following stakeholder feedback as set out in paragraph 16 below. (d) Agree the approach to the second phase of public engagement as set out in annex 2. 	<p>Recommendations approved.</p>	<p>CDCODR (S Wintersgill)</p>
<p>10. Oxfordshire County Council Air Quality Strategy</p> <p><i>Cabinet Members:</i> Travel & Development Strategy; Climate Change Delivery & Environment; Highway Management</p>		

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<p><i>Forward Plan Ref: 2023/051</i> <i>Contacts: Joe Kay, Strategic Transport Lead, joseph.kay@oxfordshire.gov.uk;</i> <i>Katharine Eveleigh, Health Improvement Practitioner,</i> katharine.eveleigh@oxfordshire.gov.uk</p> <p>Report by Corporate Director Environment & Place (CA10).</p> <p>To seek approval of the OCC Air Quality Strategy.</p> <p>Cabinet are RECOMMENDED to</p> <p>Approve the Oxfordshire County Council Air Quality Strategy and Route Map for launch on Clean Air Day (15th June 2023).</p>	<p>Recommendations approved.</p>	<p>CDEP (J Kay/K Eveleigh)</p>
<p>11. Oxfordshire Local Nature Recovery Strategy</p> <p><i>Cabinet Member: Climate Change Delivery & Environment</i> <i>Forward Plan Ref: 2023/049</i> <i>Contact: Beccy Micklem, Principal Biodiversity Officer,</i> beccy.micklem@oxfordshire.gov.uk</p> <p>Report by Corporate Director Environment & Place (CA11).</p> <p>To approve Oxfordshire County Council's acceptance of its appointment as Responsible Authority for the Oxfordshire Local Nature Recovery Strategy, subject to the associated funding being considered by officers as sufficient and the Regulations and Guidance implementable and approve the Governance Structure for the Oxfordshire Local Nature Recovery Strategy.</p>		

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<p>The Cabinet is RECOMMENDED to</p> <p style="padding-left: 40px;">a) note Oxfordshire County Council's anticipated appointment as Responsible Authority for the Oxfordshire Local Nature Recovery Strategy</p> <p style="padding-left: 40px;">b) approve the Governance Structure for the Oxfordshire Local Nature Recovery Strategy</p>	<p>Recommendations approved.</p>	<p>CDEP (K Micklem)</p>
<p>12. Appointments 2023/2024</p> <p><i>Cabinet Member: Leader</i> <i>Forward Plan Ref: 2022/221</i> <i>Contact: Colm Ó Caomhánaigh, Committee Officer, 07393 001096</i></p> <p>Report by Director of Law & Governance (CA12).</p> <p>To consider member appointments to a variety of bodies which in different ways support the discharge of the Council's Executive functions.</p> <p>RECOMMENDATION</p> <p>The Cabinet is RECOMMENDED to agree the appointments to the bodies set out in the Annex to this report.</p>	<p>The recommendations were amended as follows:-</p> <p style="padding-left: 40px;">a) Future Oxfordshire Partnership Infrastructure Advisory Group – the appointee should read Duncan Enright instead of Liz Leffman” Councillor Leffman is Chair of the Advisory Group and therefore a member of the Group in that capacity. Councillor Enright will take the position of OCC representative.</p> <p style="padding-left: 40px;">b) Additional appointment – “Champion for Future Generations” – Cllr Charlie Hicks. Champion for Mental Health and Loneliness to be appointed.</p> <p style="padding-left: 40px;">c) County Councils Network – Cllr Michael O'Connor to replace Cllr Mark Lygo</p> <p>and approved.</p>	<p>DLG (A Newman)</p>
<p>13. Capital Programme Approvals - May 2023</p> <p><i>Cabinet Member: Finance</i> <i>Forward Plan Ref: 2023/005</i></p>		

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<p><i>Contact:</i> Belinda Dimmock-Smith, Capital Programme Manager, belinda.dimmocksmith@oxfordshire.gov.uk</p> <p>Report by Director of Finance (CA13).</p> <p>The Cabinet is RECOMMENDED to:</p> <p>a) approve the revised budget provision of £11.2m for Wantage Eastern Link Road (Section 3).</p> <p>b) approve the addition £2.7m road safety works in the vicinity of RAF Barford St John and RAF Croughton to the capital programme.</p> <p>c) approve the addition of £4.0m of the £5.0m pipeline funding agreed in February 2023 to the capital programme to support the Vision Zero Delivery Programme.</p> <p>d) approve the revised budget provision of £23.1m for the delivery of the new secondary school at Grove Airfield.</p> <p>e) approve the revised budget provision of £9.3m for the completion of works at Blessed George Napier School, Banbury.</p> <p>f) approve the addition of £0.8m to the programme to create an Energy Efficiency Recycling Fund for Oxfordshire County Council Maintained Schools.</p>	<p>Recommendations approved.</p>	<p>DoF (K Wilcox)</p>
<p>14. Forward Plan and Future Business</p> <p><i>Cabinet Member: All</i> <i>Contact Officer:</i> Colm Ó Caomhánaigh, <i>Committee Officer Tel:</i> 07393 001096</p>	<p>Noted.</p>	<p>DLG (C Ó Caomhánaigh)</p>

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<p>The Cabinet is RECOMMENDED to note the items currently identified for forthcoming meetings.</p>		
<p>15. A40 Access to Witney - Compulsory Purchase Order</p> <p><i>Cabinet Member:</i> Travel & Development Strategy <i>Forward Plan Ref:</i> 2022/012 <i>Contact:</i> Abdul Waraich, Project Manager, abdul.wairaich@oxfordshire.gov.uk</p> <p>Report by Corporate Director Environment & Place (CA15).</p> <p>NB Annex A is published as a Supplementary Document due to its size.</p> <p>To seek approval of the Statement of Reason and Orders, subject to delegation to officers and to make the Statutory Orders.</p> <p>The information in this case is exempt in that it falls within the following prescribed categories:</p> <p>2. Information which is likely to reveal the identity of an individual.</p> <p>and since it is considered that, in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.</p> <p>Annex B containing exempt information under the above paragraph is attached.</p> <p>The Cabinet is RECOMMENDED to:</p> <p>a) Confirm that the acquisition of</p>	<p>RESOLVED to:</p> <p>a) Confirm that the acquisition of the land identified on the map attached to this report (Annex B) (“the Order Map”) being the map accompanying The Oxfordshire County Council (Highways Infrastructure – A40 Access to Witney) Compulsory Purchase Order 2023 (“the CPO”) is necessary for highway purposes;</p> <p>b) Approve the CPO, the Order Map, The Oxfordshire County Council (Highways Infrastructure – A40 Access to Witney) (Side Roads) Order 2023 (“the SRO”), the plan accompanying the SRO (“SRO Plan”) all substantially in the form annexed to this report but to delegate to the Director of Transport and Infrastructure following consultation with the Director of Law & Governance, authority to modify them as necessary;</p> <p>c) Authorise the Director of Law & Governance to make The Oxfordshire County Council (Highways Infrastructure – A40 Access to Witney) Compulsory Purchase Order 2023 pursuant to Sections</p>	<p>CDEP (G Slocombe)</p>

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<p>the land identified on the map attached to this report (Annex B) (“the Order Map”) being the map accompanying The Oxfordshire County Council (Highways Infrastructure – A40 Access to Witney) Compulsory Purchase Order 2023 (“the CPO”) is necessary for highway purposes;</p> <p>b) Approve the CPO, the Order Map, The Oxfordshire County Council (Highways Infrastructure – A40 Access to Witney) (Side Roads) Order 2023 (“the SRO”), the plan accompanying the SRO (“SRO Plan”) all substantially in the form annexed to this report but to delegate to the Director of Transport and Infrastructure following consultation with the Director of Law & Governance, authority to modify them as necessary;</p> <p>c) Authorise the Director of Law & Governance to make The Oxfordshire County Council (Highways Infrastructure – A40 Access to Witney) Compulsory Purchase Order 2023 pursuant to Sections 239, 240, 246 and 260 of the Highways Act 1980 (as amended) and Part II and III of Schedule 2 and Schedule 3 to the Acquisition of Land Act 1981 for the purpose of acquiring the land and interests shown on the Order Map and described in the Schedule to the CPO (or such lesser area of land should this in his opinion be appropriate) to facilitate the improvement of the A40 by the construction of two new west facing slip roads and other necessary related highway</p>	<p>239, 240, 246 and 260 of the Highways Act 1980 (as amended) and Part II and III of Schedule 2 and Schedule 3 to the Acquisition of Land Act 1981 for the purpose of acquiring the land and interests shown on the Order Map and described in the Schedule to the CPO (or such lesser area of land should this in his opinion be appropriate) to facilitate the improvement of the A40 by the construction of two new west facing slip roads and other necessary related highway improvement works and mitigation on such land and to affix the Common Seal of the Council to the CPO and to the Order Map;</p> <p>d) Authorise the Director of Law & Governance to make The Oxfordshire County Council (Highways Infrastructure – A40 Access to Witney) (Side Roads) Order 2023 pursuant to Section 14 of the Highways Act 1980 (as amended) to enable the stopping up of highways and the alteration and improvement of existing highways, and giving authority to the acquisition of necessary land pursuant to the CPO and to affix the Common Seal of the Council to the SRO and to the SRO Plan;</p> <p>e) Authorise the Director of Law & Governance to remove from the CPO any plot (or</p>	

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<p>improvement works and mitigation on such land and to affix the Common Seal of the Council to the CPO and to the Order Map;</p> <p>d) Authorise the Director of Law & Governance to make The Oxfordshire County Council (Highways Infrastructure – A40 Access to Witney) (Side Roads) Order 2023 pursuant to Section 14 of the Highways Act 1980 (as amended) to enable the stopping up of highways and the alteration and improvement of existing highways, and giving authority to the acquisition of necessary land pursuant to the CPO and to affix the Common Seal of the Council to the SRO and to the SRO Plan;</p> <p>e) Authorise the Director of Law & Governance to remove from the CPO any plot (or interest therein) no longer required to be acquired compulsorily, to amend the interests scheduled in the CPO (if so advised) and to request that the Secretary of State makes any modifications to the CPO prior to confirmation as may be appropriate;</p> <p>f) Approve the draft Joint Statement of Reasons (Annex A) for the CPO and the SRO, substantially in the form annexed to this report, but to Authorise the Director of Law & Governance to amend and finalise the draft Joint Statement of Reasons as necessary prior to its submission to the Secretary of State;</p> <p>g) Authorise the Director of Law &</p>	<p>interest therein) no longer required to be acquired compulsorily, to amend the interests scheduled in the CPO (if so advised) and to request that the Secretary of State makes any modifications to the CPO prior to confirmation as may be appropriate;</p> <p>f) Approve the draft Joint Statement of Reasons (Annex A) for the CPO and the SRO, substantially in the form annexed to this report, but to Authorise the Director of Law & Governance to amend and finalise the draft Joint Statement of Reasons as necessary prior to its submission to the Secretary of State;</p> <p>g) Authorise the Director of Law & Governance to advertise the making of the CPO and the SRO and to submit the CPO and SRO to the Secretary of State for Transport for confirmation, together with authorising the Director of Law & Governance to take all other relevant action thereon to promote the confirmation and/or publication of the CPO and the SRO;</p> <p>h) In the event that any Public Inquiry is convened to consider objections to the CPO and/or SRO and/or planning application (by way of a call-in decision), to authorise the Director of Law</p>	

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<p>Governance to advertise the making of the CPO and the SRO and to submit the CPO and SRO to the Secretary of State for Transport for confirmation, together with authorising the Director of Law & Governance to take all other relevant action thereon to promote the confirmation and/or publication of the CPO and the SRO;</p> <p>h) In the event that any Public Inquiry is convened to consider objections to the CPO and/or SRO and/or planning application (by way of a call-in decision), to authorise the Director of Law & Governance, in consultation with the Director of Transport and Infrastructure to prepare and submit such evidence as is necessary in support of the CPO and/or SRO and/or planning application, including enlisting the assistance of outside consultants, legal advisors and Counsel to assist in the preparation and presentation of such evidence.</p> <p>i) As soon as the CPO and the SRO have been confirmed and become operative, to authorise the Director of Law & Governance to comply with all associated requirements in respect of personal, site and press notices of confirmation and to make, seal and give notice of a General Vesting Declaration (or declarations where more than one is required) under the Compulsory Purchase (Vesting Declarations) Act 1981 and/or to serve Notices to Treat and Notice</p>	<p>& Governance, in consultation with the Director of Transport and Infrastructure to prepare and submit such evidence as is necessary in support of the CPO and/or SRO and/or planning application, including enlisting the assistance of outside consultants, legal advisors and Counsel to assist in the preparation and presentation of such evidence.</p> <p>i) As soon as the CPO and the SRO have been confirmed and become operative, to authorise the Director of Law & Governance to comply with all associated requirements in respect of personal, site and press notices of confirmation and to make, seal and give notice of a General Vesting Declaration (or declarations where more than one is required) under the Compulsory Purchase (Vesting Declarations) Act 1981 and/or to serve Notices to Treat and Notice of Entry in respect of those properties to be acquired compulsorily;</p> <p>j) Authorise the Director of Transport and Infrastructure in consultation with the Director of Law & Governance to negotiate terms with interested parties for the purchase by agreement or payment of compensation in accordance</p>	

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<p>of Entry in respect of those properties to be acquired compulsorily;</p> <p>j) Authorise the Director of Transport and Infrastructure in consultation with the Director of Law & Governance to negotiate terms with interested parties for the purchase by agreement or payment of compensation in accordance with the Compensation Code in respect of any interests or rights in or over any land included in the CPO and, where appropriate, to agree terms for relocation;</p> <p>k) Authorise the Director of Property in consultation with the Director of Law & Governance to complete the acquisition of such interests or rights and execute their legal transfer to the Council;</p> <p>l) In the event that compensation for the acquisition of land cannot be agreed between the relevant parties, to authorise the Director of Law & Governance to make a reference to the Upper Tribunal (Lands Chamber) for determination of such compensation together with such other questions as may be necessary to determine, including the engagement of appropriate external legal advisors and surveyors and other experts, as required;</p> <p>m) In the event that any question of compensation in relation to the acquisition of land is made by way of a reference to the Upper</p>	<p>with the Compensation Code in respect of any interests or rights in or over any land included in the CPO and, where appropriate, to agree terms for relocation;</p> <p>k) Authorise the Director of Property in consultation with the Director of Law & Governance to complete the acquisition of such interests or rights and execute their legal transfer to the Council;</p> <p>l) In the event that compensation for the acquisition of land cannot be agreed between the relevant parties, to authorise the Director of Law & Governance to make a reference to the Upper Tribunal (Lands Chamber) for determination of such compensation together with such other questions as may be necessary to determine, including the engagement of appropriate external legal advisors and surveyors and other experts, as required; In the event that any question of compensation in relation to the acquisition of land is made by way of a reference to the Upper Tribunal (Lands Chamber) (whether by the claimant or the Council), to authorise the Director of Law & Governance to take all necessary steps in relation thereto, including advising on the appropriate uses and compensation payable and issuing the appropriate</p>	

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<p>Tribunal (Lands Chamber) (whether by the claimant or the Council), to authorise the Director of Law & Governance to take all necessary steps in relation thereto, including advising on the appropriate uses and compensation payable and issuing the appropriate certificates;</p> <p>n) Be notified of the Statutory Blight regime that requires the Council to respond to claims for Statutory Blight pursuant to Part V, Chapter II and Schedule 13 of the Town and Country Planning Act 1990 (as amended);</p> <p>o) In respect of Statutory Blight, delegate authority to the Director for Property Services and the Director of Law & Governance to agree appropriate terms in accordance with statutory provisions; and</p> <p>p) Underwrite the Scheme costs up to a figure of £6.638m and to forward fund any unsecured and/or conditional developer contributions to the Scheme (as may be secured through planning obligations pursuant to Section 106 of the Town and County Planning Act 1990 (as amended)) up to this underwritten sum, as may be necessary in order to enable the Scheme to have certainty of funding and so as not to create any untimely delay in Scheme delivery.</p>	<p>certificates;</p> <p>m) Be notified of the Statutory Blight regime that requires the Council to respond to claims for Statutory Blight pursuant to Part V, Chapter II and Schedule 13 of the Town and Country Planning Act 1990 (as amended);</p> <p>n) In respect of Statutory Blight, delegate authority to the Director for Property Services in consultation with the Director of Law & Governance to agree appropriate terms in accordance with statutory provisions; and</p> <p>o) Underwrite the Scheme costs up to a figure of £6.638m and to forward fund any unsecured and/or conditional developer contributions to the Scheme (as may be secured through planning obligations pursuant to Section 106 of the Town and County Planning Act 1990 (as amended)) up to this underwritten sum, as may be necessary in order to enable the Scheme to have certainty of funding and so as not to create any untimely delay in Scheme delivery.</p>	

Questions	Cabinet Member
<p>1. COUNCILLOR CHARLIE HICKS</p> <p>It appears that Oxfordshire County Council has not received any funding in the latest round of Active Travel Funding from Active Travel England. If true, this is clearly hugely disappointing. Does the Cabinet Member know why?</p> <p>Does he believe, as I do, that this offers us an opportunity to pause, consider and improve our active travel delivery capacity as a council, both in regard to the amount of internal officer capacity we have focused solely on active travel and the amount of our own discretionary Capital Budget we spend on active travel, so that we can (a) continue delivering on our ambitious active travel plans without delay and (b) show Active Travel England that Oxfordshire County Council is ambitious, capable and worth giving central government funds to?</p>	<p>COUNCILLOR ANDREW GANT, CABINET MEMBER FOR HIGHWAY MANAGEMENT</p> <p>We are very disappointed that Active Travel England (ATE) did not award Oxfordshire County Council any funding for Active Travel Tranche 4. We are seeking an urgent meeting to understand why this is the case and in what way the bid was considered unworthy of funding</p> <p>We believe that our ATF4 bid was ambitious and in line with both Active Travel England criteria and our ambitions to transform Oxfordshire levels of walking and cycling as set out in the relevant LCWIPs and our Active Travel Strategy. However, we are seeking more specific understanding in what ways each of the funding bids were considered unsuitable so that we can ensure that future bids are more successful.</p>
<p>2. COUNCILLOR DAMIAN HAYWOOD</p>	<p>COUNCILLOR ANDREW GANT, CABINET MEMBER FOR</p>



Questions	Cabinet Member
<p>With the failure of our bid for ATF4 funds. How do we ensure our bids are better in the future?</p>	<p>HIGHWAY MANAGEMENT</p> <p>We are requesting an urgent meeting to understand what ways each of the funding bids were considered unsuitable so that we can ensure that future bids are more successful. As we feel our ATF4 bid was ambitious and in line with both Active Travel England criteria and our ambitions to transform Oxfordshire levels of walking and cycling as set out in the relevant LCWIPs and our Active Travel Strategy.</p>