

To: Members of the Cabinet

Notice of a Meeting of the Cabinet

Tuesday, 20 July 2021 at 2.00 pm

Bodicote House, Banbury, OX15 4AA

Please note that Council meetings are currently taking place in-person (not virtually) with social distancing at the venue. Meetings will continue to be live-streamed and those who wish to view them are strongly encouraged to do so online to minimise the risk of Covid-19 infection.

If you wish to view proceedings, please click on this [Live Stream Link](#). However, that will not allow you to participate in the meeting.

Places at the meetings are very limited due to the requirements of social distancing. If you still wish to attend this meeting in person, you must contact the Committee Officer by 9am four working days before the meeting and they will advise if you can be accommodated at this meeting and of the detailed Covid-19 safety requirements for all attendees.

Please note that in line with current government guidance *all* attendees are strongly encouraged to take a lateral flow test in advance of the meeting.



Yvonne Rees
Chief Executive

July 2021

Committee Officer: **Colm Ó Caomhánaigh**
Tel: 07393 001096; E-Mail:
colm.oacaomhanaigh@oxfordshire.gov.uk

Membership

Councillors

Liz Leffman	Leader of the Council
Liz Brighthouse OBE	Deputy Leader of the Council
Glynis Phillips	Cabinet Member for Corporate Services
Neil Fawcett	Cabinet Member for Community Services & Safety
Dr Pete Sudbury	Cabinet Member for Climate Change Delivery & Environment
Tim Bearder	Cabinet Member for Highways Management
Duncan Enright	Cabinet Member for Travel & Development Strategy
Calum Miller	Cabinet Member for Finance
Jenny Hannaby	Cabinet Member for Adult Social Care
Mark Lygo	Cabinet Member for Public Health & Equality

The Agenda is attached. Decisions taken at the meeting will become effective at the end of the working day on unless called in by that date for review by the appropriate Scrutiny Committee. Copies of this Notice, Agenda and supporting papers are circulated to all Members of the County Council.

Date of next meeting: 21 September 2021

Declarations of Interest

The duty to declare.....

Under the Localism Act 2011 it is a criminal offence to

- (a) fail to register a disclosable pecuniary interest within 28 days of election or co-option (or re-election or re-appointment), or
- (b) provide false or misleading information on registration, or
- (c) participate in discussion or voting in a meeting on a matter in which the member or co-opted member has a disclosable pecuniary interest.

Whose Interests must be included?

The Act provides that the interests which must be notified are those of a member or co-opted member of the authority, **or**

- those of a spouse or civil partner of the member or co-opted member;
- those of a person with whom the member or co-opted member is living as husband/wife
- those of a person with whom the member or co-opted member is living as if they were civil partners.

(in each case where the member or co-opted member is aware that the other person has the interest).

What if I remember that I have a Disclosable Pecuniary Interest during the Meeting?.

The Code requires that, at a meeting, where a member or co-opted member has a disclosable interest (of which they are aware) in any matter being considered, they disclose that interest to the meeting. The Council will continue to include an appropriate item on agendas for all meetings, to facilitate this.

Although not explicitly required by the legislation or by the code, it is recommended that in the interests of transparency and for the benefit of all in attendance at the meeting (including members of the public) the nature as well as the existence of the interest is disclosed.

A member or co-opted member who has disclosed a pecuniary interest at a meeting must not participate (or participate further) in any discussion of the matter; and must not participate in any vote or further vote taken; and must withdraw from the room.

Members are asked to continue to pay regard to the following provisions in the code that *“You must serve only the public interest and must never improperly confer an advantage or disadvantage on any person including yourself”* or *“You must not place yourself in situations where your honesty and integrity may be questioned.....”*.

Please seek advice from the Monitoring Officer prior to the meeting should you have any doubt about your approach.

List of Disclosable Pecuniary Interests:

Employment (includes *“any employment, office, trade, profession or vocation carried on for profit or gain”*.), **Sponsorship, Contracts, Land, Licences, Corporate Tenancies, Securities.**

For a full list of Disclosable Pecuniary Interests and further Guidance on this matter please see the Guide to the New Code of Conduct and Register of Interests at Members’ conduct guidelines. <http://intranet.oxfordshire.gov.uk/wps/wcm/connect/occ/Insite/Elected+members/> or contact Glenn Watson on **07776 997946** or glenn.watson@oxfordshire.gov.uk for a hard copy of the document.

If you have any special requirements (such as a large print version of these papers or special access facilities) please contact the officer named on the front page, but please give as much notice as possible before the meeting.

AGENDA

1. Apologies for Absence

2. Declarations of Interest

- guidance note opposite

3. Minutes (Pages 1 - 18)

To approve the minutes of the meeting held on 22 June 2021 (**CA3**) and to receive information arising from them.

4. Questions from County Councillors

Any county councillor may, by giving notice to the Proper Officer by 9 am two working days before the meeting, ask a question on any matter in respect of the Cabinet's delegated powers.

The number of questions which may be asked by any councillor at any one meeting is limited to two (or one question with notice and a supplementary question at the meeting) and the time for questions will be limited to 30 minutes in total. As with questions at Council, any questions which remain unanswered at the end of this item will receive a written response.

Questions submitted prior to the agenda being despatched are shown below and will be the subject of a response from the appropriate Cabinet Member or such other councillor or officer as is determined by the Cabinet Member, and shall not be the subject of further debate at this meeting. Questions received after the despatch of the agenda, but before the deadline, will be shown on the Schedule of Addenda circulated at the meeting, together with any written response which is available at that time.

5. Petitions and Public Address

*This Cabinet meeting will be held virtually in order to conform with current guidelines regarding social distancing. Normally requests to speak at this public meeting are required by 9 am on the day preceding the published date of the meeting. However, during the current situation and to facilitate these new arrangements we are asking that requests to speak are submitted by no later than 9am four working days before the meeting i.e. 9 am on **Wednesday 14 July 2021**. Requests to speak should be sent to colm.ocaomhanaigh@oxfordshire.gov.uk together with a written statement of your presentation to ensure that if the technology fails then your views can still be taken into account. A written copy of your statement can be provided no later than 9 am 2 working days before the meeting.*

Where a meeting is held virtually and the addressee is unable to participate virtually their written submission will be accepted.

Written submissions should be no longer than 1 A4 sheet.

6. A Fair Deal for Oxfordshire - Shaping Our Immediate and Longer-Term Priorities (Pages 19 - 24)

Cabinet Member: Leader

Forward Plan Ref: 2021/118

Contact: Claire Taylor, Corporate Director Customer, Organisation Development & Resources Tel: 07919 367072

Report by Chief Executive (**CA6**).

*** Annex 1 is to follow ***

Following the Oxfordshire County Council elections on 6 May 2021, a new administration was formed: the Oxfordshire Fair Deal Alliance.

This report sets out the policy objectives and areas of priority for the new administration. In line with the administration's ambition to listen to our communities and to be open, transparent and ensure the organisation is more accessible to all, a clear one-page document has been developed.

Cabinet is recommended to:

- a) **Approve the approach to the development of a new strategic plan for the period commencing 2022/23, including a programme of public consultation 'Oxfordshire Conversations' and stakeholder engagement to take place in the autumn.**
- b) **Endorse the priorities of the Oxfordshire Fair Deal Alliance as set out in paragraph 6 (and the attached annex) to form the basis of these conversations and a new strategic plan.**

7. Business Management & Monitoring Report - May 2021 (Pages 25 - 140)

Cabinet Member: Cabinet Member for Finance

Forward Plan Ref: 2021/022

Contact: Louise Tustian, Head of Insight & Corporate Programmes Tel: 07741 607452/Hannah Doney, Head of Corporate Finance Tel: 07584 174654

Report by Corporate Director Customers & Organisational Development and Director of Finance.

This report sets out Oxfordshire County Council's (OCC's) progress towards Corporate

Plan priorities for 2020/21 – April and May 2021.

Cabinet is RECOMMENDED:

- a) To note April and May 2021 business management and monitoring report.
- b) To approve the virement set out in Annex C- 2b and note virements set out in Annex C-2c;
- c) To approve the bad debt write off set out in paragraph 44 of Annex C

8. Capital Programme Monitoring Report - May 2021 (Pages 141 - 160)

Cabinet Member: Finance

Forward Plan Ref: 2021/020

Contact: Hannah Doney, Head of Corporate Finance Tel: 07584 174654

Report by Director of Finance (**CA8**).

The report is the first capital programme update and monitoring report for the 2021/22 financial year and focuses on the delivery of the capital programme based on projections at the end of May 2021 and new inclusions within the overall ten-year capital programme.

The Cabinet is RECOMMENDED to:

- a) agree the inclusion in the Capital Programme of the following grants funded schemes:
 - i. £1.5m Green Homes Grant programme (Paragraph 27);
 - ii. £2.1m Public Sector De-Carbonisation Grant programme (Paragraph 28),
- b) agree the inclusion in the Capital Programme of the following schemes:
 - i. the New St Edburg's expansion to 3 Form Entry Primary School with a budget of £10.3m funded from s106 contributions (Paragraph 42);
 - ii. the A420 Coxwell Road Junction scheme with a budget of £1.80m funded from s106 contributions (Paragraph 44),
- c) agree the increase in the budget for the following schemes:
 - i. £2.2m for the Benson Relief Road scheme funded from Housing & Growth Deal grant and s106 contributions (Paragraph 46);
 - ii. £0.5m for the Carterton Community Safety Centre funded from s106 contributions (Paragraph 29),
- d) note the risk that forward funding of up to £7.0m may be required on the A40 Access to Witney scheme (Paragraph 48) ahead of receipt of s106 contributions,
- e) approve the updated Capital Programme at Annex 2 (taking into account recommendations 1-4)

9. SEND Top-Up Funding for Schools (Pages 161 - 166)

Cabinet Member: Deputy Leader

Forward Plan Ref: 2021/112

Contact: Hayley Good, Deputy Director of Education Tel: 07551 680562

Report by Corporate Director for Children's Services (**CA9**).

To seek agreement of the SEND top-up funding arrangements for academic year beginning September 2021.

The Cabinet is RECOMMENDED to

- a) **Agree an increase in Top-Up funding for Early Years settings, mainstream Primary, mainstream Secondary and Special Schools. The increase will only be available in the year 2021-2022.**
- b) **Note that for Secondary Schools, the increased top-up is applicable where the formulaic approach is insufficient for schools to meet the needs of the child. This decision would not reduce the amount of Top-Up funding a Secondary school currently receives.**
- c) **Note that system reform is required for SEND in Oxfordshire. A public consultation on this is planned for later in 2021. The interim arrangements above for Top-Up funding are a holding position while the detailed work in this complex area are worked through.**

10. Draft Oxfordshire Plan 2050 Reg 18 (Stage 2) (Pages 167 - 338)

Cabinet Member: Travel & Development Strategy

Forward Plan Ref: 2020/048

Contact: Dawn Pettis, Strategic Planning Team Leader Tel: 07771 983395

Report by Corporate Director Environment & Place (**CA10**).

*** The draft Plan (Annex 1) is included in this agenda pack. The other documents it references are published separately as Supplementary Documents due to their size and number. ***

The draft Oxfordshire Plan 2050 Reg 18 (Stage 2) consultation document is being considered for endorsement by all local planning authorities in Oxfordshire (Cherwell District Council, Oxford City Council, South Oxfordshire District Council, Vale of the White Horse District Council and West Oxfordshire District Council) in July. Once the draft Plan is endorsed, it will go out for public consultation on 30th July for 10 weeks to 8 October.

The Cabinet is RECOMMENDED to

- a) **Consider and agree the process for the Oxfordshire Plan Regulation 18 (Part 2) document for public consultation commencing on 30 July;**

- b) **Further consider the Plan at its meeting on 21 September after an all member seminar, with a view to making formal representations on the Oxfordshire Plan Regulation 18 (Part 2) by the closing date of 8 October 2021.**

11. Department of Transport Tranche 3 Active Travel Bid (Pages 339 - 350)

Cabinet Member: Highway Management

Forward Plan Ref: 2021/121

Contact: Simon Lymn, Programme Lead Tel: 07799 097637

Report by Corporate Director Environment & Place (**CA11**).

To seek approval to delegate to the Chief Executive, in consultation with the Cabinet Member for Highway Management, the final sign-off of Oxfordshire County Council's bid to the Department for Transport Active Travel Tranche 3 fund.

The Cabinet is RECOMMENDED to authorise officers to finalise and submit Oxfordshire County Council's bid to the Department for Transport Active Travel Fund Tranche 3 submission.

12. A40 Access to Witney - In Principle Use of Statutory Powers (Pages 351 - 384)

Cabinet Member: Travel & Development Strategy

Forward Plan Ref: 2021/054

Contact: Tom Shuttleworth, A40 Programme Lead Tel: 07908 059132

Report by Corporate Director Environment & Place (**CA12**).

*** Due to the size of the document, Appendix A is published separately as a Supplementary Document ***

To seek approval to pursue the implementation of statutory powers to enable the project; and issue Requisition for Information notices.

The Cabinet is RECOMMENDED to

- a) **Note the progress in developing the A40 Access to Witney project specifically the recent public engagement event undertaken to inform the preferred scheme options.**
- b) **Approve Officer's preferred option recommendation and for the formal adoption by the Council of the A40 Access to Witney as an approved scheme.**
- c) **Approve in principle the development of The Oxfordshire County Council (A40 Access to Witney) Compulsory Purchase Order 202[x] in parallel with negotiations for private acquisition, with such powers of compulsory**

purchase used only as a matter of last resort, in order to bring forward the timely development of the A40 Access to Witney project. Formal authority for the making of The Oxfordshire County Council (A40 Access to Witney) Compulsory Purchase Order 202[x] will be reported to Cabinet, and necessary approval sought, following public engagement on preferred options and submission of a planning application for the scheme.

- d) Approve the preparation and service of statutory notices for the Requisition of Information pursuant to Section 16 Local Government (Miscellaneous Provisions) Act 1976 (as amended) to assist with determining the interests in the land required for the delivery of the scheme.
- e) Approve the preparation of The Oxfordshire County Council (A40 Access to Witney) Compulsory Purchase Order 202[x] in draft , together with a draft Order Map, draft Order Schedule, draft Statement of Reasons and all necessary land referencing activity in advance of seeking formal authority to make the Order.

13. A40 HIF 2 Smart Corridor - Preferred Options and Funding (Pages 385 - 414)

Cabinet Member: Travel & Development Strategy

Forward Plan Ref: 2021/082

Contact: Tom Shuttleworth, Programme Lead (A40) Tel: 07908 059132

Report by Corporate Director Environment & Place (**CA13**).

In summary, the A40 HIF2 Smart Corridor scheme includes three highway enhancement elements, which have now reached preferred option stage informed by the outcome from a recent public engagement exercise:

- a) Element 1: A40 Dual Carriageway extension
- b) Element 2: A40 Integrated Bus Lanes
- c) Element 3: A40 Dukes Cut

The report seeks Cabinet approval for the formal adoption of the preferred scheme in order that a planning application can be progressed in parallel with the bringing forward of a Highways Compulsory Purchase Order. Reference the latter statutory powers the in principle use of which was the subject of a report to Cabinet in June 2021 (2021/059).

The report sets out how development of the project to preferred option stage has followed the Department for Transport's Transport Appraisal Guidance (TAG) guidance which provides best practice and guidance on major transport scheme option appraisal and design development.

It then goes on to detail how the presented schemes have changed in response to feedback gathered through the recently undertaken public consultation exercise. These changes are now part of the preferred scheme for which formal approval is sought.

The financial section confirms that the revised HIF funding allocation will cover all

current scheme costs to the value of £106.756m, available through to the end of February 2025.

Lastly, the report sets out the statutory blight regime under which the delivery of this project would fall, as a consequence of formally approving the adoption as a preferred scheme. This is supported by a recommendation for a delegation to officers to address any claims made.

The Cabinet is RECOMMENDED to:

- a) **Note the progress in developing the A40 HIF2 Smart Corridor project specifically the recent public engagement event undertaken to inform the preferred scheme options.**
- b) **Approve Officer's preferred options recommendation and for the formal adoption by the Council of the A40 HIF2 Smart Corridor as an approved scheme.**
- c) **Note the preferred options are confirmed as fully funded following the recent agreement to amend the Grant Determination Agreement with Homes England, securing the full £106.756m budget.**
- d) **To notify Cabinet of the Statutory Blight regime that requires the Council to respond to claims for Statutory Blight pursuant to Part VI, Chapter II and Schedule 13 of the Town and Country Planning Act 1990 (as amended) which would be a consequence of it formally approving the preferred route.**
- e) **In respect to Statutory Blight delegate authority to the Director for Property, Investment & Facilities Management and the Director of Law and Governance to agree appropriate terms in accordance with statutory provisions.**

14. Fibre Broadband for Public Buildings (Pages 415 - 420)

Cabinet Member: Corporate Services

Forward Plan Ref: 2021/045

Contact: Craig Bower, Programme Director Tel: 07711 411744

Report by Director of Digital & ICT (**CA14**).

To seek approval to move to contract with chosen preferred supplier.

The Cabinet is RECOMMENDED to

Approve delegated authority to the Corporate Director, Customers, Organisational Development and Resources, in consultation with the Cabinet Portfolio Holder for Corporate Services for awarding a contract to the winning bidder of the council's procurement of full-fibre broadband for public buildings, up to the value of £8m (Oxfordshire County Council Funding of £5m and Department of Culture, Media and Sport (DCMS) funding of £3m).

15. Delegated Powers - July 2021

Cabinet Member: Leader

Forward Plan Ref: 2021/023

Contact: Colm Ó Caomhánaigh, Committee Officer Tel: 07393 001096

Report by Director of Law & Governance.

To report on a quarterly basis any executive decisions taken under the specific powers and functions delegated under the terms of Part 7.1 (Scheme of Delegation to Officers) of the Council's Constitution – Paragraph 6.3(c)(i). It is not for Scrutiny call-in.

There were no executive decisions taken in the relevant time period April to June 2021.

16. Forward Plan and Future Business (Pages 421 - 424)

Cabinet Member: All

Contact Officer: Colm Ó Caomhánaigh, Committee Officer Tel: 07393 001096

The Cabinet Procedure Rules provide that the business of each meeting at the Cabinet is to include “updating of the Forward Plan and proposals for business to be conducted at the following meeting”. Items from the Forward Plan for the immediately forthcoming meetings of the Cabinet appear in the Schedule at **CA16**. This includes any updated information relating to the business for those meetings that has already been identified for inclusion in the next Forward Plan update.

The Schedule is for noting, but Cabinet Members may also wish to take this opportunity to identify any further changes they would wish to be incorporated in the next Forward Plan update.

The Cabinet is RECOMMENDED to note the items currently identified for forthcoming meetings.
