



To: Members of the Cabinet

Notice of a Meeting of the Cabinet

Tuesday, 18 July 2017 at 2.00 pm

Rooms 1&2 - County Hall, New Road, Oxford OX1 1ND

Peter Clark
Chief Executive

July 2017

Committee Officer: **Sue Whitehead**
Tel: 07393 001213; E-Mail: sue.whitehead@oxfordshire.gov.uk

Membership

Councillors

Ian Hudspeth	<i>Leader of the Council</i>
Mrs Judith Heathcoat	<i>Deputy Leader</i>
Lawrie Stratford	<i>Cabinet Member for Adult Social Care</i>
Steve Harrod	<i>Cabinet Member for Children & Family Services</i>
Lorraine Lindsay-Gale	<i>Cabinet Member for Property & Cultural Services</i>
Yvonne Constance OBE	<i>Cabinet Member for Environment</i>
David Bartholomew	<i>Cabinet Member for Finance</i>
Hilary Hibbert-Biles	<i>Cabinet Member for Public Health & Education</i>
Mark Gray	<i>Cabinet Member for Local Communities</i>

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: 19 September 2017

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 - 8)

To approve the minutes of the meeting held on 20 June 2017 (**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

6. 2017/18 Financial Monitoring & Business Strategy Delivery Report - May 2017 (Pages 9 - 56)

Cabinet Member: Finance

Forward Plan Ref: 2017/014

Contact: Katy Jurczynsyn, Strategic Finance Manager (Finance, Strategy & Monitoring)

Tel: 07584 909518

Report by Director of Finance (**CA6**).

This is the first financial monitoring report for 2017/18 and focuses on the delivery of the 2017/18 budget based on projections at the end of May 2017. Part 1 sets out the projections for revenue; part 2 includes the forecast position for reserves and balances; part 3 sets out the Capital Programme monitoring and update.

The Cabinet is RECOMMENDED to:

- (a) note the report;**
- (b) approve the virement requests set out in Annex 2a;**
- (c) note the Virements set out in Annex 2b;**
- (d) approve the use of the £6.3m improved Better Care Fund ring-fenced grant funding detailed in paragraph 32:**
 - **£1.2m Improving Flow**
 - **£1.7m Market Resilience**
 - **£0.6m Strategic Review of Home Support**
 - **£2.1m Additional Capacity**
 - **£0.7m balance to be allocated as required;**
- (e) note the Treasury Management lending list at Annex 3;**
- (f) approve the updated Capital Programme at Annex 7 and the associated changes to the programme in Annex 6c;**
- (g) delegate authority to the Director of Finance and Strategic Director for Communities, in consultation with the Leader of the Council to contractually commit to the construction of the Faringdon Community College two form entry expansion project, with a total budget of £6.290m; and**
- (h) approve the capital funding allocation of £1.04m for the A4155 Henley Road (Flowing Springs) embankment repair works.**

7. Treasury Management 2016/17 Outturn (Pages 57 - 74)

Cabinet Member: Finance

Forward Plan Ref: 2017/015

Contact: Donna Ross, Principal Finance Manager - Treasury Pension Tel: (01865) 323976

Report by Director of Finance (**CA7**).

The report sets out the Treasury Management activity undertaken in the financial year 2016/17 in compliance with the CIPFA Code of Practice. The report includes Debt and Investment activity, Prudential Indicator Outturn, Investment Strategy, and interest receivable and payable for the financial year.

The Cabinet is RECOMMENDED to note the report, and to RECOMMEND Council to note the Council's Treasury Management Activity in 2016/17.

8. City Centre Transport Improvements and Experimental Queen Street Closure (Pages 75 - 204)

Cabinet Member: Environment

Forward Plan Ref: 2017/064

Contact: Martin Kraftl, Principal Infrastructure Co-ordinator Tel: 07920 084336

Report by Director for Planning & Place (**CA8**).

This report summarises the results of the formal public consultation on the proposed experimental Traffic Regulation Order to prohibit buses, taxis and private hire vehicles from Queen Street, Oxford and amendments to permanent Traffic Regulation Orders on the surrounding network. Other proposals include amendments to bus stops and layover points, including bus stop clearways, adjustments to three key junctions and the installation of 5 no. zebra crossings. The report supplies recommendations and seeks approval on moving the project forward in a timely manner to achieve the desired delivery date of October 2017 to coincide with the opening of the re-developed Westgate.

The Cabinet is RECOMMENDED to:

- (a) consider the contents of this report, including the consultation responses received, in the context of the statutory framework as set out in Annex 5;***
- (b) approve the proposal for an experimental TRO restricting bus, taxi and private hire access to Queen Street as advertised, subject to approval by the Secretary of State for Transport;***
- (c) instruct officers to develop a monitoring framework for the experimental closure of Queen Street, in consultation with (amongst others) the bus operators, city council, and Cabinet Member for Environment;***
- (d) instruct officers to continue to develop options for city centre bus routing – including options for Queen Street – in partnership with Oxford City Council and bus operators and drawing on monitoring of the experimental closure when available;***
- (e) approve the retention of the existing cycle access arrangements in Queen Street (cycling permitted 18:00 – 10:00);***
- (f) approve the proposal for zebra crossings in St Aldate's, Speedwell Street, New Road, Park End Street and Worcester Street as advertised;***
- (g) approve the proposal for changes to loading, waiting and stopping in High Street and St Aldate's as advertised;***
- (h) approve the changes to bus stop clearways as advertised;***
- (i) note that design changes may be made to the published proposals to deal with concerns raised in the consultation and as part of the safety audit process. Certain changes may require further consultation.***

9. The Future of Chiltern Edge School (Pages 205 - 240)

Cabinet Member: Public Health & Education

Forward Plan Ref: 2017/057

Contact: Diane Cameron, School Organisation Officer Tel: 07795 301254

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

Chiltern Edge School has been placed in Special Measures following an Ofsted rating of 'Inadequate'. The council's number one priority is to ensure good educational opportunities are available to local families. To this end the council has undertaken an extensive consultation exercise about the future of Chiltern Edge School in order to inform what action(s) the council should take to ensure that the priority is met.

The report summarises the responses received and provides an update on developments since the consultation was launched on the 27 April 2017. Annexes set out the process followed.

The Cabinet is RECOMMENDED to:

- (a) ***not proceed at this time with the publication of a statutory notice proposing the closure of Chiltern Edge School;***
- (b) ***commission, ideally from Ofsted, an external review of the progress made by October 2017 towards addressing the weaknesses identified by Ofsted and the construction of an in-year balanced budget;***
- (c) ***consider a further report on the progress identified by the external review at its November meeting.***

10. Transition Fund for Community Initiatives for Open Access Children's Services (Pages 241 - 246)

Cabinet Member: Local Communities

Forward Plan Ref: 2017/083

Contact: Sarah Jelley, Senior Policy & Performance Officer Tel: 07554 103437

Report by Assistant Chief Executive (**CA10**).

In February 2016 the council agreed to set aside £1m for creating a 'one off' fund to provide pump priming to support open access children's services. It was agreed that a cross party group of county councillors would consider maximum benefit of this fund and bring proposals back to Cabinet for decision.

In considering the third round of bids against the criteria during discussion Cabinet noted that the issue for the St Mary's bid was the level of duplication with the ACE Centre. Councillor Gray suggested that it would be sensible to defer a decision in order to undertake further investigation and review the services available and to be provided. This report outlines this work with recommendations to Cabinet.

The Cabinet is RECOMMENDED to

(a) Approve for funding the following bids:

a. St Mary's Church, Chipping Norton

(b) Defer the decision until September Cabinet for the following bids:

a. Aspire & The Nature Effect (Florence Park Children's Centre)

(c) Defer the decision until September Cabinet for the asset transfer for the following proposal:

a. Aflah Nursery (Florence Park Children's Centre)

11. Minerals and Waste Local Plan, Part 1 (Core Strategy) (Pages 247 - 594)

Cabinet Member: Environment

Forward Plan Ref: 2017/058

Contact: Peter Day, Minerals & Waste Policy Team Leader Tel: 07392 318899

Report by Director for Planning & Place (**CA11**).

The County Council has a statutory duty to prepare a new Oxfordshire Minerals and Waste Local Plan, to provide an effective planning strategy and policies for the supply of minerals and management of waste in the county, consistent with environmental, social and economic needs, to replace the existing Minerals and Waste Local Plan which was adopted in 1996. The Oxfordshire Minerals and Waste Local Plan: Part 1 – Core Strategy (the Plan) was approved by the County Council in March 2015 and submitted for independent examination by a planning inspector in December 2015. Following a hearing held in September 2016, the Inspector issued an Interim Report.

The Interim Report provided the Inspector's conclusions on the amounts of provision that need to be made for mineral working and waste management over the Plan period to 2031. He concluded that the provision for mineral working should be as the Council proposed in the submitted Plan, based on the Local Aggregate Assessment 2014. The Interim Report also covered certain legal and procedural matters, including the need for further Strategic Environmental Assessment / Sustainability Appraisal (SEA/SA) work to be undertaken and stated that modifications to the Plan needed to be proposed.

The further SEA/SA work required was undertaken and a comprehensive new SEA/SA report prepared. Proposed modifications to the Plan were drafted in response to the Inspector's Interim Report and in the light of representations made on the Plan and discussion at the examination hearing and the further SA/SEA work. Following agreement by Cabinet in January 2017, the proposed modifications and the new SEA/SA report were published for public consultation in February 2017.

All responses to this consultation that were received by the Council were passed to the Inspector. The Inspector considered these responses and issued his Final Report on the examination of the Plan on 15 June 2017. The Inspector concludes that the Plan as submitted has a number of deficiencies in respect of soundness and legal compliance, which means that he recommends non-adoption of it as submitted, but that with his recommended main modifications the Plan satisfies legal requirements and meets the criteria for soundness and is capable of adoption.

The Inspector's Final Report confirms the findings of his Interim Report. His recommended main modifications are largely the same as the Council's proposed modifications that were published in February 2017 but he has made a small number of alterations to bring certain polices into line with national policy and ensure soundness of the Plan. The Council may now adopt the Plan but may only do so with the main modifications recommended by the Inspector (and any additional modifications that do not affect the polices). Adoption of the Plan requires a resolution of the Council.

The Cabinet is RECOMMENDED to

(a) recommend to Council to:

- i. adopt the Oxfordshire Minerals and Waste Local Plan: Part 1 – Core Strategy with the main modifications recommended by the Inspector in his final report (Appendix B) at Annex 3B and such additional modifications as are required, in accordance with the Planning and Compulsory Purchase Act 2004 section 23(3) (as amended);***
- ii. authorise the Director for Planning & Place to carry out the steps required by The Town and Country Planning (Local Planning) (England) Regulations 2012, Regulation 26 for making the plan and other documents and information publically available and notifying specified persons as soon as reasonably practicable after the plan is adopted;***

(b) authorise the Director for Planning & Place to finalise the additional modifications that are required, for recommendation to Council, to include the additional modifications published by the Council for public comment on 3 February 2017 subject to any necessary amendments and any further additional modifications now required.

12. East West Rail Western Section Phase 2: Public Consultation (Pages 595 - 638)

Cabinet Member: Environment
Forward Plan Ref: 2017/042

Contact: John Disley, Policy Strategy Manager Tel: 07767 006742

Report by Strategic Director for Communities (**CA12**).

East West Rail is a strategic national rail infrastructure proposal to reopen and upgrade the rail corridor connecting Oxford, Milton Keynes and Cambridge, extending on to Ipswich and Norwich. It is split into three distinct sections covering Oxford to Bedford and Milton Keynes to Princes Risborough (Western); Bedford to Cambridge (Central) and Cambridge to Norwich and Ipswich (Eastern). This report is primarily concerned with the Western Section, which includes the EWR route in Oxfordshire.

Phase 1 of the Western section, connecting Oxford to Bicester via Oxford Parkway, with services extending to London Marylebone, has already been constructed with services now running. The powers are now being sought by Network Rail to construct and operate phase 2 of the Western section, which in Oxfordshire runs from east of

Bicester town centre to the County Boundary.

The Western section has been developed and refined over many years by a Consortium of local authorities, of which Oxfordshire County Council is a founder Member, all of which are also providing significant local financial contributions to the project. The Western section scheme was approved in principle by central Government in its 2012 'High Level Output Statement' for the railway. Since then, further design and development work has taken place, with an initial public consultation held in autumn 2015. A Strategic Alliance led by Network Rail is taking the project through approvals and implementation, and is seeking powers under the Transport & Works Act process to construct the railway. This process necessitates the production of a draft Environmental Statement for the scheme, for consultation with the public and Stakeholders. These include individual Councils on the route and the EWR Consortium as a whole.

The consultation started on 30th June and runs until 11th August. The purpose of this report is to set out the proposed Oxfordshire County Council response to the Consultation, both in principle and highlighting matters of detail it wishes Network Rail to address and identifying any other issues of relevance. Consultation events in Oxfordshire are taking place in Bicester (10 July) and Launton (13 July) and an update on any significant issues raised at those events will be provided as an addendum to the meeting.

The report also covers the proposed status and approach to the London Road Level Crossing, which while not within the scope of this stage of the project is closely linked to the future development of East West Rail.

Cabinet is RECOMMENDED to:

- (a) Reconfirm the Council's strong support for the East West Rail scheme set out in the consultation proposals, as a strategic investment priority;***
- (b) Submit a response to the Western Section Phase 2 consultation, based on the points outlined in paragraph 21 above, with the final response to be agreed by the Cabinet Member for the Environment in consultation with the Director for Planning & Place;***
- (c) That this response include a schedule of detailed points, as per the addendum circulated to this report.***

13. Section 75 Agreement - Update 2017 (Pages 639 - 650)

Cabinet Member: Adult Social Care

Forward Plan Ref: 2017/077

Contact: Eleanor Crichton, Strategic Commissioner (Older People) Tel: 07774 335652/Natalia Lachkou, Strategic Commissioner (Vulnerable Adults) Tel: 07881 500344

Report by Director for Adult Services (**CA11**).

Under Section 75 of the National Health Services Act 2006, the Council has an existing

and long-standing agreement with Oxfordshire Clinical Commissioning Group, to pool resources and deliver shared objectives. Oxfordshire has amongst the largest genuinely pooled budgets in the country. That reflects our commitment to joining up our commissioning and using resources flexibly for the benefit of people who need care.

The overarching intention is to work together across service areas to lead to better outcomes for service users, more effective decision making, and use of pooled resources. In order to build on our shared work we are now proposing two pooled budgets for 2017/18 and 2018/19, bringing resources together to make a real difference to the people of Oxfordshire and to meet the national Better Care Fund requirements:

- a) A pool for Adults with Care and Support Needs that that brings together the previous mental health and learning disability pools together with resources that support people living with acquired brain injury and autism.
- b) A Better Care Fund pool that brings together elements of the former Older People's and Physical Disability Pooled Budgets. This will be structured around three key elements – care homes, community resilience and hospital avoidance, prevention and carer support.

These pooled budgets will deliver the Joint Health and Wellbeing Strategy 2015 - 2019 key priorities for adult health and social care.

The Cabinet is RECOMMENDED to:

- (d) ***approve the outline proposed pooled budget arrangements with Oxfordshire Clinical Commissioning Group, including the creation of two pooled budgets for Adults with Care and Support Needs and for the Better Care Fund;***
- (e) ***delegate responsibility for approving the detail of the schedules for 2017/18, including the final contributions and risk share arrangements, to the Director for Adult Services in consultation with the Cabinet Member for Adult Social Care;***
- (f) ***approve the proposal to hold two joint management groups.***

14. Delegated Powers - July 2017

Cabinet Member: Leader of the Council

Forward Plan Ref: 2017/017

Contact: Sue Whitehead, Principal Committee Officer Tel: 07393 001213

To report on a quarterly basis any executive decisions taken under the specific powers and functions delegated under the terms of Part 7.2 (Scheme of Delegation to Officers) of the Council's Constitution – Paragraph 6.3(c)(i). Any such decisions taken since the last meeting will be included in the schedule of addenda. It is not for scrutiny call-in.

15. Forward Plan and Future Business

Cabinet Member: All

Contact Officer: Sue Whitehead, Committee Services Manager (01865 810262)

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 **CA15**. 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.
