

To: **Members of the Cabinet**

Notice of a Meeting of the Cabinet

Tuesday, 19 September 2023 at 11.00 am

Room 2&3 - County Hall, New Road, Oxford OX1 1ND

If you wish to view proceedings online, please click on this [Live Stream Link](#).



Martin Reeves
Chief Executive

September 2023

Committee Officer: **Chris Reynolds**

Tel: 07542 029441; E-Mail: chris.reynolds@oxfordshire.gov.uk

Membership

Councillors

Liz Leffman	Leader of the Council
Liz Brighthouse OBE	Deputy Leader of the Council
Tim Bearder	Cabinet Member for Adult Social Care
Duncan Enright	Cabinet Member for Travel & Development Strategy
Andrew Gant	Cabinet Member for Highway Management
Kate Gregory	Cabinet Member for Community Services & Safety
Calum Miller	Cabinet Member for Finance
Michael O'Connor	Cabinet Member for Public Health & Inequalities
Glynis Phillips	Cabinet Member for Corporate Services
Dr Pete Sudbury	Cabinet Member for Climate Change Delivery & Environment

The Agenda is attached. Decisions taken at the meeting will become effective at the end of the working day on 27 September 2023 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: 17 October 2023

AGENDA

1. Apologies for Absence

2. Declarations of Interest

- guidance note below

3. Minutes (Pages 1 - 10)

To approve the minutes of the meeting held on 18 July 2023 (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

Members of the public who wish to speak at this meeting can attend the meeting in person or 'virtually' through an online connection.

To facilitate 'hybrid' meetings we are asking that requests to speak or present a petition are submitted by no later than 9am four working days before the meeting i.e. 13 September 2023. Requests to speak should be sent to committeesdemocraticservices@oxfordshire.gov.uk

If you are speaking 'virtually', you may submit a written statement of your presentation to ensure that your views are taken into account. A written copy of your statement can be

provided no later than 9am 2 working days before the meeting. Written submissions should be no longer than 1 A4 sheet.

6. Appointments

EXEMPT ITEM

In the event that any Member or Officer wishes to discuss the information set out in Annexes 1 and 5 to Agenda Item 7, the Cabinet will be invited to resolve to exclude the public for the consideration of the Annex by passing a resolution in relation in the following terms:

"that the public be excluded during the consideration of the Appendix since it is likely that if they were present during that discussion there would be a disclosure of "exempt" information as described in Part I of Schedule 12A to the Local Government Act, 1972 and specified below the item in the Agenda".

NOTE: The report does not contain exempt information and is available to the public.

ANNEXES 1 AND 5 TO THE ITEM NAMED HAVE NOT BEEN MADE PUBLIC AND SHOULD BE REGARDED AS 'CONFIDENTIAL' BY MEMBERS AND OFFICERS ENTITLED TO RECEIVE THEM

7. Proposal from Oxford United Football Club to Oxfordshire County Council as Landowner - September 2023 (Pages 11 - 400)

Cabinet Member: Finance

Forward Plan Ref: 2023/173

Contact: Vic Kurzeja, Director of Property, vic.kurzeja@oxfordshire.gov.uk; Susannah Wintersgill, Director of Communications, Strategy and Insight, susannah.wintersgill@oxfordshire.gov.uk

Report by Chief Executive (CA7)

The Cabinet is RECOMMENDED to

- (a) **Note the feedback from the stakeholder engagement exercise undertaken in April and May 2023 (set out in Annex 2) and the public engagement exercise undertaken between 9 June and 23 July 2023 (set out in Annex 3).**
- (b) **Agree to proceed with a freehold sale of the land located to the east of Frieze Way / south of Kidlington roundabout known as the Triangle, based on the heads of terms which are being negotiated with Oxford United Football Club (OUFC).**

The freehold sale of the land would be subject to:

- **the receipt of planning consent and the production by OUFC of a net zero carbon plan, fully costed with clear timescales and**

- outcomes, from design, construction and full operation of the stadium
- restrictive covenants to ensure that the land remains limited to use for stadium and sport purposes in perpetuity.
- (c) Agree that any capital receipt arising from a freehold sale would be used for the benefit of the local community.
- (d) Delegate authority to the Director of Finance, in consultation with the Cabinet Member for Finance and Property, to negotiate and agree the final heads of terms, which would be substantially in accordance with the details set out in Annex 5 (exempt).
- (e) Delegate authority to the Director of Finance, in consultation with the Head of Legal and Deputy Monitoring Officer, to conclude negotiations with the club and complete all necessary legal documentation for the sale.
- (f) Delegate authority to the Cabinet Member for Finance and Property, in consultation with the Director of Finance, to write to the club to outline requirements relating to the net zero carbon plan (set out in b above) and details of the restrictive covenants.

8. Report findings by the Local Government and Social Care Ombudsman (LGSCO) (Pages 401 - 406)

Cabinet Member: Deputy Leader including Children, Education & Young People's Services

Forward Plan Ref: 2023/223

Contact: Jane Mumford, Interim Head of SEND jane.mumford@oxfordshire.gov.uk

Report by Corporate Director for Children's Services (CA8).

The Cabinet is RECOMMENDED to:

- i) Note the findings of the Ombudsman's investigation;
- ii) Note the procedures when consulting for new education placements for children with Education, Health, and Care plans; and to
- iii) Consider whether additional actions are presently needed to improve the timely completion of Education, Health, and Care plans.

9. Time for Change: Improving Educational Opportunity for All Oxfordshire's Children and Young People - A report by the Oxfordshire Education Commission (TO FOLLOW)

Report by Corporate Director for Children's Services

The Cabinet is RECOMMENDED to accept the main findings and recommendations of the Education Commission

10. Reports from Scrutiny Committees (TO FOLLOW)

Cabinet will receive the following Scrutiny reports:-

Performance and Corporate Services Overview and Scrutiny Committee on LGA Peer Review on Comms

Performance and Corporate Services Overview and Scrutiny Committee on Comms and Engagement Strategy

Performance and Corporate Services Overview and Scrutiny Committee on Business Transformation Programme

Performance and Corporate Services Overview and Scrutiny Committee on EDI Strategy and Action Plan

Performance and Corporate Services Overview and Scrutiny Committee on Workforce Strategy

Performance and Corporate Services Overview and Scrutiny Committee on Workforce Report and Data Q4 2022/23

Place Overview and Scrutiny Committee on Proposal from Oxford United Football Club to Oxfordshire County Council as Landowner (this report will be considered if available for this meeting)

11. Business Management & Monitoring Report - July 2023 (Pages 407 - 504)

Cabinet Member: Finance

Forward Plan Ref: 2023/132

Contact: Louise Tustian, Head of Insight and Corporate Programmes,
louise.tustian@oxfordshire.gov.uk / Kathy Wilcox, Head of Financial Strategy,
kathy.wilcox@oxfordshire.gov.uk

Report by Chief Executive / Director of Finance (**CA11**).

The Cabinet is RECOMMENDED to

- a) note the report and annexes.**
- b) approve the virement in Annex 2a.**
- c) note the use of £0.5m one – off funding (over the next two years) held in the COVID-19 reserve to further extend capacity needed within the Complaints and Freedom of Information (FOI) team within the Customer Service Centre.**

12. Capital Programme Approvals - October 2023 (Pages 505 - 508)

Cabinet Member: Finance

Forward Plan Ref: 2023/126

Contact: Natalie Crawford, Capital Programme Manager,
natalie.crawford@oxfordshire.gov.uk

Report by Director of Finance (**CA12**).

The Cabinet is RECOMMENDED to:

- a) **approve the release of the £1m approved budget to complete Stage 0 of the Didcot Central Corridors South and Vale Programme.**
- b) **approve the release of £1.55m to progress with Stage 1 of the expanded Zero Emission Zone scheme and to approve the forward funding of £0.55m from the Budget Priority Reserve.**
- c) **approve a budget increase of £1.495m to a revised budget of £6.99m for Benson Relief Road to enable implementation of construction work, funded from additional S106 contributions and Growth Deal Funding and to forward fund the scheme in advance of secured S106 contributions.**
- d) **agree a revised budget of £24.1m to the A44 Corridor Improvements between and including Peartree to Cassington Road roundabout, an additional £4.1m funded from Growth Deal as detailed in paragraph 13.**
- e) **agree the inclusion of £0.95m for a programme of works into the Capital Programme, to upgrade two Gypsy and Traveller sites (utility buildings), funded from the agreed capital proposals (February 2023) in earmarked reserves.**

13. Pan-regional partnership for the Oxford-Cambridge area (Pages 509 - 522)

Cabinet Member: Leader

Forward Plan Ref: 2023/227

Contact: Robin Rogers, Programme Director (Partnerships & Delivery),
robin.rogers@oxfordshire.gov.uk

Report by Chief Executive (**CA13**).

The Cabinet is RECOMMENDED to confirm that the County Council will be a participant in the pan-regional partnership for the Oxford to Cambridge area

14. Household Waste Recycling Centre Strategy 2023 - 2043 (Pages 523 - 530)

Cabinet Member: Climate Change Delivery & Environment

Forward Plan Ref: 2023/205

Contact: Rachel Burns, Waste Strategy Manager, rachel.burns@oxfordshire.gov.uk

Report by Corporate Director Environment & Place (CA14).

The Cabinet is RECOMMENDED to approve the Household Waste Recycling Centre Strategy 2023-2043

15. Local Aggregate Assessment for 2022 (Pages 531 - 544)

Cabinet Member: Climate Change Delivery & Environment

Forward Plan Ref: 2023/207

Contact: Charlotte Simms, Minerals and Waste Local Plan Principal Officer

Report by Corporate Director Environment & Place (CA15).

The Cabinet is RECOMMENDED to

- a. Approve the Local Aggregate Assessment presented in Annex 2;**
- b. Authorise the Corporate Director of Environment and Place in consultation with the Cabinet Member for Climate Change Delivery and Environment to review and publish Oxfordshire's Recycled and Secondary Aggregate findings for 2022 once complete;**
- c. Authorise the Corporate Director of Environment and Place in consultation with the Cabinet Member for Climate Change Delivery and Environment to make any revisions and publish the Oxfordshire Local Aggregate Assessment for the calendar year 2022 on the Council website.**

EXEMPT ITEM

In the event that any Member or Officer wishes to discuss the information set out in Annex 1 to Agenda Item 16 , the Cabinet will be invited to resolve to exclude the public for the consideration of the Annex by passing a resolution in relation in the following terms:

"that the public be excluded during the consideration of the Annex since it is likely that if they were present during that discussion there would be a disclosure of "exempt" information as described in Part I of Schedule 12A to the Local Government Act, 1972 and specified below the item in the Agenda".

NOTE: The report does not contain exempt information and is available to the public.

APPENDIX 1 TO THE ITEM NAMED HAS NOT BEEN MADE PUBLIC AND SHOULD BE REGARDED AS 'CONFIDENTIAL' BY MEMBERS AND OFFICERS ENTITLED TO RECEIVE THEM

16. Proposal to dispose of Rewley Road site (Pages 545 - 552)

Cabinet Member: Cabinet Member for Finance

Forward Plan Ref: 2023/238

Contact: Vic Kurzeja: Director of Property & Services
vic.kurzeja@oxfordshire.gov.uk

Report by Director of Property Services

The Cabinet is RECOMMENDED to

- a. **Agree to the disposal of the Rewley Road site, as set out in exempt Annex 1, subject to negotiating and agreeing final heads of terms.**
- b. **Delegate authority to the Director of Finance, in consultation with the Cabinet Member for Finance and Property, to negotiate and agree the final heads of terms which will be substantially in accordance with the details set out in exempt Annex 1.**
- c. **Delegate authority to the Director of Finance, in consultation with the Head of Legal and Deputy Monitoring Officer, to conclude negotiations and complete all necessary legal documentation and any other steps necessary to implement the scheme as set out in the report.**

17. Oxfordshire County Council Fire & Rescue Service Property and Emergency Response Strategy for Oxford City and Carterton. (Pages 553 - 566)

Cabinet Member: Community Services & Safety

Forward Plan Ref: 2023/175

Contact: Matt Cook, Assistant Chief Fire Officer, matt.cook@oxfordshire.gov.uk

Report by Assistant Chief Fire Officer (CA17).

Cabinet is RECOMMENDED to agree the Property and Emergency Response Strategy for Oxford City and Carterton

18. Forward Plan and Future Business (Pages 567 - 574)

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 **CA**. 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.

Councillors declaring interests

General duty

You must declare any disclosable pecuniary interests when the meeting reaches the item on the agenda headed 'Declarations of Interest' or as soon as it becomes apparent to you.

What is a disclosable pecuniary interest?

Disclosable pecuniary interests relate to your employment; sponsorship (i.e. payment for expenses incurred by you in carrying out your duties as a councillor or towards your election expenses); contracts; land in the Council's area; licenses for land in the Council's area; corporate tenancies; and securities. These declarations must be recorded in each councillor's Register of Interests which is publicly available on the Council's website.

Disclosable pecuniary interests that must be declared are not only those of the member her or himself but also those member's spouse, civil partner or person they are living with as husband or wife or as if they were civil partners.

Declaring an interest

Where any matter disclosed in your Register of Interests is being considered at a meeting, you must declare that you have an interest. You should also disclose the nature as well as the existence of the interest. If you have a disclosable pecuniary interest, after having declared it at the meeting you must not participate in discussion or voting on the item and must withdraw from the meeting whilst the matter is discussed.

Members' Code of Conduct and public perception

Even if you do not have a disclosable pecuniary interest in a matter, the Members' Code of Conduct says that a member 'must serve only the public interest and must never improperly confer an advantage or disadvantage on any person including yourself' and that 'you must not place yourself in situations where your honesty and integrity may be questioned'.

Members Code – Other registrable interests

Where a matter arises at a meeting which directly relates to the financial interest or wellbeing of one of your other registerable interests then you must declare an interest. You must not participate in discussion or voting on the item and you must withdraw from the meeting whilst the matter is discussed.

Wellbeing can be described as a condition of contentedness, healthiness and happiness; anything that could be said to affect a person's quality of life, either positively or negatively, is likely to affect their wellbeing.

Other registrable interests include:

- a) Any unpaid directorships

- b) Any body of which you are a member or are in a position of general control or management and to which you are nominated or appointed by your authority.
- c) Any body (i) exercising functions of a public nature (ii) directed to charitable purposes or (iii) one of whose principal purposes includes the influence of public opinion or policy (including any political party or trade union) of which you are a member or in a position of general control or management.

Members Code – Non-registrable interests

Where a matter arises at a meeting which directly relates to your financial interest or wellbeing (and does not fall under disclosable pecuniary interests), or the financial interest or wellbeing of a relative or close associate, you must declare the interest.

Where a matter arises at a meeting which affects your own financial interest or wellbeing, a financial interest or wellbeing of a relative or close associate or a financial interest or wellbeing of a body included under other registrable interests, then you must declare the interest.

In order to determine whether you can remain in the meeting after disclosing your interest the following test should be applied:

Where a matter affects the financial interest or well-being:

- a) to a greater extent than it affects the financial interests of the majority of inhabitants of the ward affected by the decision and;
- b) a reasonable member of the public knowing all the facts would believe that it would affect your view of the wider public interest.

You may speak on the matter only if members of the public are also allowed to speak at the meeting. Otherwise you must not take part in any discussion or vote on the matter and must not remain in the room unless you have been granted a dispensation.