



To: **Members of the Cabinet**

Notice of a Meeting of the Cabinet

Tuesday, 24 January 2023 at 2.00 pm

Council Chamber - County Hall, New Road, Oxford OX1 1ND

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

Stephen Chandler
Interim Chief Executive

January 2023

Committee Officer: **Colm Ó Caomhánaigh**
Tel: 07393 001096; E-Mail:
colm.ocaomhanaigh@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
Dr Pete Sudbury	Cabinet Member for Climate Change Delivery & Environment
Tim Bearder	Cabinet Member for Adult Social Care
Duncan Enright	Cabinet Member for Travel & Development Strategy
Calum Miller	Cabinet Member for Finance
Jenny Hannaby	Cabinet Member for Community Services and Safety
Mark Lygo	Cabinet Member for Public Health & Equality
Andrew Gant	Cabinet Member for Highway Management

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 February 2023

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 email democracy@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 20 December 2022 (**CA3**) and to receive information arising from them.

4. Questions from County Councillors (Pages 19 - 20)

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., 9am on Wednesday 18 January 2023. Requests to speak should be sent to colm.ocaomhanaigh@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. Proposal from Oxford United Football Club to Oxfordshire County Council as Landowner (Pages 21 - 292)

Cabinet Member: Finance

Forward Plan Ref: 2022/236

Contact: Claire Taylor, Corporate Director Customers, Organisational Development and Resources, claire.taylor@oxfordshire.gov.uk

Report by Corporate Director Customers, Organisational Development and Resources (CA6).

A report setting out the options regarding the potential leasing of county council land to OUFC for the purposes of a new stadium.

The Cabinet is RECOMMENDED to

- (a) Authorise Officers to enter into negotiations regarding Heads of Terms with Oxford United Football Club (OUFC) to agree the commercial terms on which Oxfordshire County Council (OCC) would lease land to the east of Frieze Way / south of Kidlington roundabout (known as the 'triangle') to OUFC for the development of a new football stadium, subject to further Cabinet approval of detailed plans and undertakings and to planning permission.
- (b) Emphasise that Heads of Terms are non-binding and that any final agreement to lease or dispose of land to OUFC for the purposes of a stadium will be a Cabinet decision, published on the Forward Plan of Business.
- (c) Instruct officers to ensure that, prior to any recommendation to Cabinet regarding entering into a contractual or legal agreement with OUFC, sufficient information and undertakings have been received from OUFC to ensure that the objectives set out in (2a) below will be met.
- (d) Instruct officers to identify and mitigate medium and long-term financial risks and liabilities associated with any final agreement with OUFC to lease or dispose of the land.
- (e) Instruct officers to provide regular updates on progress to the Cabinet Member for Property and, as appropriate, Cabinet as a whole, and to add these Cabinet updates to the Cabinet's Forward Plan of Business to enable transparency and public scrutiny / engagement.
- (f) Instruct officers to identify further opportunities for engagement with a broad range of stakeholders as proposals for a scheme are developed. This should include an engagement strategy from OUFC to demonstrate how they will take into account stakeholder and community views as the scheme promoter.

If the Cabinet decides to proceed it is RECOMMENDED that the Cabinet requires:

- a) Officers to ensure that any agreements with OUFC are consistent with the County Council's strategic priorities, by achieving the following objectives for the use of the OCC's land:

- maintain a green barrier between Oxford and Kidlington
- improve access to nature and green spaces
- enhance facilities for local sports groups and on-going financial support
- significantly improve the infrastructure connectivity in this location, improving public transport to reduce the need for car travel in so far as possible, and to improve sustainable transport through increased walking, cycling and rail use
- develop local employment opportunities in Oxfordshire
- increase education and innovation through the provision of a sports centre of excellence and facilities linked to elite sport, community sport, health and wellbeing
- support the County Council's net zero carbon emissions pledge through highly sustainable development

- b) Officers to pursue discussions with a view to agreeing terms that achieve community benefit, meet Oxfordshire County Council's strategic priorities, retain OCC's reasonable long-term control over the size and scale of OUFC's proposed scheme, comply with S.123 of the Local Government Act 1972 (and any other applicable legal requirements) and mitigate long term financial risk to the Council.

7. Report from Scrutiny Committee on the Budget & Business Planning Report (To Follow)

8. Budget & Business Planning Report 2023-24 - January 2023 (Pages 293 - 600)

Cabinet Member: Finance

Forward Plan Ref: 2022/131

Contact: Kathy Wilcox, Head of Financial Strategy, 07788 302163

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

To propose the 2023/24 revenue budget, MTFP and capital programme for recommendation to Council in light of comments from the Performance & Corporate Services Overview & Scrutiny Committee and consultation feedback.

NB Report from the Cabinet Member for Finance to follow.

1. In relation to the updated strategic plan (Section 2);

Cabinet is RECOMMENDED to RECOMMEND Council:

- a) adopt the updated strategic plan.

2. In relation to the Revenue Budget and Medium Term Financial Strategy (Section 4);

Cabinet is RECOMMENDED to:

- b) approve the Review of Charges for 2023/24 and in relation to the Registration Service, charges also for 2024/25 (Annex A);
c) approve the changes to the High Needs budget (Annex B Table 1);

- d) agree that in the event that the Council's disapplication request referred to in Paragraph 5 Annex B is approved by the Secretary of State then to proceed with Option 1 to use £2.3m transferred from the DSG Schools Block to the DSG High Needs Block to fund investment in Early Intervention, and, in the event that the disapplication request is not approved by the Secretary of State then to proceed with Option 2 and use additional grant funding provided by central government;
- e) Receive the observations from Performance and Corporate Services Overview and Scrutiny Committee;
- f) approve the Financial Strategy for 2023/24 (Section 4.5);
- g) approve the Earmarked Reserves and General Balances Policy Statement 2023/24 (Section 4.6);
- h) delegate to the Leader of the Council, the Cabinet Member for Finance and the Director of Finance, acting jointly, to make any appropriate changes to the proposed budget following the recommendations of the Performance and Corporate Services Overview and Scrutiny Committee.

Cabinet is RECOMMENDED to RECOMMEND Council:

- i) approve a Medium Term Financial Strategy for 2023/24 to 2025/26 as set out in Section 4.1 (which incorporates changes to the existing Medium Term Financial Strategy as set out in Section 4.2);
- j) agree the council tax and precept calculations for 2023/24 set out in Section 4.3 and in particular:
 - (i) a precept of £466,654,610.58;
 - (ii) a council tax for band D equivalent properties of £1,734.03.

3. In relation to the Capital and Investment Strategy and Capital Programme (Section 5);

Cabinet is RECOMMENDED to recommend Council to:

- k) approve the Capital and Investment Strategy for 2023/24 - 2033/34 (Section 5.1) including;
 - (i) the Minimum Revenue Provision Methodology Statement (Section 5.1 Annex 1);
 - (ii) the Prudential Indicators (Section 5.1 Annex 2) and
- l) approve the Treasury Management Strategy Statement and Annual Investment Strategy for 2023/24 (Section 5.2); and
 - (i) continue to delegate the authority to withdraw or advance additional funds to/from external fund managers to the Director of Finance;
 - (ii) approve that any further changes required to the 2023/24 Treasury Management Strategy be delegated to the Director of Finance in consultation with the Leader of the Council and the Cabinet Member for Finance;
 - (iii) approve the Treasury Management Prudential Indicators; and
 - (iv) approve the Specified Investment and Non Specified Investment instruments as set out in Section 5.2.
- m) approve the new capital proposals for inclusion in the Capital Programme and proposed pipeline schemes (Section 5.3)
- n) approve the capital programme (Section 5.4).

9. Business Management & Monitoring Report - October/November 2022 (Pages 601 - 684)

Cabinet Member: Finance

Forward Plan Ref: 2022/132

Contact: Louise Tustian, Head of Insight & Corporate Programmes, louise.tustian@oxfordshire.gov.uk; Kathy Wilcox, Head of Financial Strategy, 07788 302163

Report by Director of Finance (**CA9**).

To note and seek agreement of the report.

The Cabinet is RECOMMENDED to

- a) **note the report and annexes which include action plans**
- b) **note the virements in Annex B-2b**
- c) **approve a £0.7m increase in the contribution from the County Council to the Children's Integrated Therapy Service.**
- d) **note the use of the COVID-19 reserve as set out in Annex B-3a**
- e) **Agree to transfer £1.8m from the Budget Equalisation Reserve to the Transformation Reserve.**

10. Other Reports from Scrutiny Committees (Pages 685 - 690)

Report of Oxfordshire Joint Health Overview and Scrutiny Committee on Primary Care (**CA10a**)

Report of the People Overview & Scrutiny Committee: Scrutiny of Send Finances (**CA10b – To Follow**)

11. Capital Programme Approvals - January 2023 (Pages 691 - 694)

Cabinet Member: Finance

Forward Plan Ref: 2023/006

Contact: Belinda Dimmock-Smith, Capital Programme Manager, belinda.dimmocksmith@oxfordshire.gov.uk

Report by Director of Finance (**CA11**).

This report supplements the quarterly capital programme update and monitoring report for 2022/23. This is a change request, seeking Cabinet support to a variation to the budget requirement and timetabling for the St Edburg's Primary school expansion project.

The Cabinet is RECOMMENDED to approve the budget increase of £2.911m towards the capital project for St Edburg's CE Primary School, Bicester.

12. Home Upgrade Grant - delegated authority to agree (Pages 695 - 700)

Cabinet Member: Climate Change Delivery & Environment

Forward Plan Ref: 2022/250

Contact: Sarah Gilbert, Head of Climate Action, sarah.gilbert@oxfordshire.gov.uk

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

Cabinet to delegate authority to Strategic Director Environment and Place to agree any grant funding allocated under Home Upgrade Grant.

Cabinet is RECOMMENDED to

- (a) **Note the submission of a £6.4m funding bid to support retrofit of homes in fuel poverty.**
- (b) **Delegate authority to the Corporate Director Environment and Place in consultation with the Director of Law and Governance to review terms and conditions and conclude legal agreements on the Home Upgrade Grant (HUG) 2 funding should the bid be successful.**

13. Consultation plans for water supply - Oxfordshire County Council response (Pages 701 - 754)

Cabinet Member: Climate Change Delivery & Environment

Forward Plan Ref: 2022/187

Contact: Lynette Hughes, Principal Planner, 07920084360

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

Response to public consultations about water supply options, in particular the SESRO (South East Strategic Reservoir Option).

The Cabinet is RECOMMENDED to

- a) **Approve responding to the consultation on the draft Water Resources South East (WRSE) regional plan, comments for which close on 20th February 2023 (a draft response is included in Annex 1).**
- b) **Approve responding to the Water Resources West (WRW), Water Resources East (WRE) and Affinity Water draft plans which have a 20th February 2023 closing date (drafts of the responses are included in Annex 2 to Annex 4).**
- c) **Approve responding to the Thames Water draft plan, which was only released on 13th December 2022 and therefore a draft response has not been prepared for this agenda. Comments on that draft plan close on 21st March 2023.**
- d) **Delegate the final written responses to the Corporate Director for Environment and Place in consultation with the Cabinet Member for Climate Change Delivery and Environment.**

14. Local Aggregate Assessment (Pages 755 - 848)

Cabinet Member: Climate Change Delivery & Environment

Forward Plan Ref: 2022/218

Contact: Charlotte Simms, Minerals and Waste Principal Planning Officer, 07741607726

Report by Corporate Director Environment & Place (**CA14**).

Under the National Planning Policy Framework, July 2021 (NPPF), Mineral Planning Authorities should prepare an annual Local Aggregate Assessment (LAA). The NPPF states that the LAA should 'forecast future demand, based on a rolling average of 10 years' sales data and other relevant information, and an assessment of all supply options.'

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 make any revisions and publish the Oxfordshire Local Aggregate Assessment for the calendar year 2021 on the Council website.**

15. Parking Standards for New Developments: review of issues raised by the scrutiny committee and addendum of evidence review (Pages 849 - 886)

Cabinet Member: Travel & Development Strategy

Forward Plan Ref: 2022/238

Contact: Jason Sherwood, Growth Manager South & Vale, 07795 684708

Report by Corporate Director Environment & Place (**CA15**).

This is a further review of evidence supporting the strategic approach set out in the adopted Parking Standards for New Developments document to fulfil the resolution at the 18 October 2022 Cabinet.

The Cabinet is RECOMMENDED to accept the minor amendments to the adopted 'Parking Standards for New Developments' highlighted in Annex 1 and note the findings of the update to the research overview report, contained in Annex 2, which concludes that the available literature provides support to the general approach to parking provision as set out in the adopted (at Cabinet, held 18th October 2022) standards.

16. Delegated Powers - January 2023 (Pages 887 - 890)

Cabinet Member: Finance

Forward Plan Ref: 2022/133

Contact: Colm Ó Caomhánaigh, Committee Officer, 07393 001096

Report by Director of Law & Governance (**CA16**).

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.

Cabinet is RECOMMENDED to note the executive decisions taken under delegated powers, set out in paragraph 4.

17. For information only: Cabinet responses to scrutiny reports (Pages 891 - 902)

For information only: Cabinet responses to scrutiny reports:

- LTCP4 Review
- Traffic Filters
- Central Oxfordshire Travel Plan

18. Forward Plan and Future Business (Pages 903 - 908)

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 **CA18**. 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.