

ITEM CC10 CONSERVATIVE INDEPENDENT ALLIANCE

COUNCIL – 14 FEBRUARY 2023

BUDGET AND BUSINESS PLANNING 2023/24 – 2025/26

Conservative Independent Alliance Group Budget Amendments

Report by the Director of Finance

Executive Summary

1. The Conservative Independent Alliance Group proposes amendments to the budget proposed by the Cabinet. Recommendations and section numbers are consistent with those set out in the Cabinet's report. Recommendations and sections common to both Cabinet and the Conservative Independent Alliance Group's budget amendments are not reproduced with this report - for these please refer to the Cabinet's report (CC10).
2. For clarity, the recommendations which are not amended in this report are:
 - b. (in respect of the budget and medium term financial strategy – at Section 4) approve:
 - (4) the Financial Strategy for 2023/24 at Section 4.5;
 - (5) (i) the Chief Finance Officer's recommended level of General Balances for 2023/24 (Section 4.6), and
(ii) the planned level of Earmarked Reserves for 2023/24 to 2024/26 (Section 4.6.1)
 - d. (in respect of treasury management) approve:
 - (1) the Treasury Management Strategy Statement and Annual Investment Strategy for 2023/24 at Section 5.2 including the Treasury Management Prudential Indicators and the Specified Investment and Non-Specified Investment Instruments.
 - (2) that any further changes required to the 2023/24 strategy be delegated to the Chief Finance Officer in consultation with the Leader of the Council and the Cabinet Member for Finance.
- b. The Sections which are not amended in this report are:

Section	Title
4.2.1	COVID-19 Pressures funded from Reserves
4.2.2	High Needs Dedicated Schools Grant (DSG) Budget Changes and Deficits 2023/24 – 2025/26
4.5	Financial Strategy 2023/24
4.6.1	Forecast Earmarked Reserves to 2025/26
4.7	Overarching Equalities Impact Assessment
4.9	Budget Consultation & Feedback from Performance and Corporate Services Overview & Scrutiny Committee
4.9.1	Budget Consultation Report 2023/24

	4.9.2a	Budget Scrutiny Observations & Recommendations – Proposed Budget
	4.9.2b	Budget Scrutiny Observations & Recommendations – Strategic Plan
	4.9.3a	Budget Scrutiny Observations & Recommendations – Proposed Budget - Response of Cabinet
	4.9.3b	Budget Scrutiny Observations & Recommendations – Strategic Plan – Response of Cabinet
5.2		Treasury Management Strategy Statement & Annual Investment Strategy for 2023/24

RECOMMENDATIONS

3. The Council is RECOMMENDED to:

- a. have regard to the statutory report of the Director of Finance set out in Cabinet's Section 3 and amended at CIA Section 3 in approving recommendations b to c below;
- b. (in respect of the budget and medium term financial strategy – at Conservative Section 4) approve:
 - (1) the council tax and precept calculations for 2023/24 set out in CIA Section 4.3 and in particular:
 - (i) a precept of £462,208,820;
 - (ii) a council tax for band D equivalent properties of £1,717.51;
 - (2) a budget for 2023/24 as set out in CIA Section 4.4;
 - (3) a medium term financial strategy for 2023/24 to 2025/26 as set out in CIA Section 4.1 (which incorporates changes to the existing medium term financial strategy as set out in Cabinet's Section 4.2 and amended by CIA Section 4.2 amendments);
 - (5) the Earmarked Reserves and General Balances Policy Statement 2023/24 as set out in Cabinet's Section 4.6 and amended by CIA Section 4.6 amendments
- c. (in respect of capital – at Section 5) approve:
 - (1) the Capital & Investment Strategy for 2023/24 to 2032/33 including the Prudential Indicators and Minimum Revenue Provision Methodology Statement as set out in Cabinet's Section 5.1 and amended by CIA Section 5.1 amendments;
 - (2) a Capital Programme for 2022/23 to 2032/33 as set out in as set out in Cabinet's Section 5.4 and amended by CIA Section 5.4 summary which includes new capital proposals set out in Cabinet's Section 5.3 and amended by CIA Section 5.3 amendments.

Conservative Independent Alliance Section 3 – Statutory Report by the Director of Finance (Chief Finance Officer)

4. Under Section 25 of the Local Government Act 2003, the Chief Finance Officer is required to report on the robustness of the estimates made in determining the council tax requirement and on the adequacy of the proposed financial reserves. The assessment of the changes from the Cabinet's proposed budget is set out in CIA Section 3 of the report. Council is required to have regard to this report in making their decisions on the budget.

Conservative Independent Alliance Section 4 – Revenue Budget Strategy

5. This section sets out those areas which differ from the Cabinet's proposed budget and includes recommendations on those matters that the Council must approve as part of the budget setting process, including the council tax requirement and council tax amount for a band D property.
6. CIA Section 4.2 amendments sets out the proposed budget amendments which differ from the budget changes set out in the Cabinet's Section 4.2. Therefore, the two Sections need to be considered together.
7. The proposals include an increase of 3.99% for Band D council tax in 2023/24, made up of 1.99% core increase plus 2.00% for adult social care. In line with the Cabinet's budget proposals, an increase of 4.99% is proposed for 2024/25. CIA Section 4.3 sets out the proposed council tax requirement and council tax amount for a band D property.
8. In relation to use of earmarked reserves, CIA Section 4.6 amendments sets out the changes from the Cabinet's Section 4.6, so the two Sections need to be considered together.

Conservative Independent Alliance Section 5 –Capital Budget Strategy

9. As a consequence of the budget changes set out in CIA Section 4.2 amendments, this section sets out the changes to the Cabinet's Capital and Investment Strategy in CIA Section 5.1 amendments. It sets out the changes to the Cabinet's ten-year Capital Programme to 2032/33 at CIA Section 5.4 amendments which takes account of the changes to the Cabinet's new capital programme proposals at CIA Section 5.3 amendments.

Equality & Inclusion and Sustainability Implications

10. The Equality Act 2010 imposes a duty on local authorities that, when making decisions of a strategic nature, decision makers must exercise 'due regard to the need to eliminate unlawful discrimination... advance equality of opportunity... and foster good relations.'

11. In developing budget proposals, services have considered the potential impact of change with respect to equality, diversity and inclusion, in line with the council's framework "Including Everyone".
12. "Including Everyone" sets out how the council goes further than the protected characteristics in the Equality Act by also considering the impact our decisions might have on people living with social deprivation, rural communities, those leaving care, carers and those in our armed forces community.
13. The Climate Action Framework sets the council's commitment to tackling the climate emergency which is underpinned by the Council's priority to put action to address the climate emergency at the heart of our work.
14. Overarching summary impact assessments for both equalities and climate, taking into account the overall impact of the budget proposals, are included in Cabinet's Section 4.7 and CIA Section 4.8.

Financial Implications

15. The Council is required by law to set a balanced budget for 2023/24 before 1 March 2023. Alongside this, there is a requirement under Section 25 of the Local Government Finance Act 2003 for the Chief Finance Officer to prepare a statement on the robustness of the budget estimates and the adequacy of reserves.

Comments checked by: Lorna Baxter, Director of Finance

Legal Implications

16. Part 3.2 of the Council's constitution (Budget and Policy Framework) sets out the obligations and responsibilities of both the Cabinet and the Full Council in approving, adopting and implementing the council's budget and policy framework.
17. The Council Tax scheme is locally determined by each billing authority under Section 13A and Schedule 1A of the Local Government Finance Act 1992. This report provides information which will lead to the council tax requirement being agreed for 2023/24, together with a budget for 2023/24, three-year medium term financial strategy and ten year capital programme.
18. The Council is required to set a balanced budget taking account of balances and any other available reserves before the commencement of the financial year to which it relates. The Local Government Finance Act 1992 requires a council to set a balanced budget. To do this the council must prepare a budget that covers not only the expenditure but also the funding to meet the proposed budget. The Local Government Act 2000 states that it is the responsibility of the full council, on the recommendation of the Cabinet to approve the budget and related council tax requirement.

19. The Local Government Act 2003, section 25 requires the Council's Section 151 Officer to report to the council on the robustness of the estimates made and the adequacy of the proposed financial reserves assumed in the budget calculations.
20. The Council has a fiduciary duty to council tax payers, which means it must consider the prudent use of resources, including control of expenditure, financial prudence in the short and long term, the need to strike a fair balance between the interests of the Council Tax payers and ratepayers and the community's interest in adequate and efficient services and the need to act in good faith in relation to compliance with statutory duties and exercising statutory powers.
21. Section 106 of the Local Government Finance Act 1992 precludes a councillor from voting on a calculation which might affect the calculation of the council's budget if they have an outstanding council tax debt of over two months. If a councillor is present at any meeting at which relevant matters are discussed, they must disclose that section 106 applies and may not vote. Failure to comply is a criminal offence.

Comments checked by: Anita Bradley Director of Law and Governance and Monitoring Officer

Lorna Baxter, Director of Finance

Background papers:

- 1) Budget and Business Planning Report to Cabinet 18 October 2022
- 2) Budget and Business Planning Report to Performance & Corporate Services Overview and Scrutiny Committee 9 December 2022
- 3) Budget and Business Planning Report to Performance & Corporate Services Overview and Scrutiny Committee 19 January 2023
- 4) Budget and Business Planning Report to Cabinet 24 January 2023
- 5) Budget and Business Planning Report to Council 14 February 2023

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