



To: Members of the Cabinet

## ***Notice of a Meeting of the Cabinet***

**Tuesday, 17 June 2014 at 2.00 pm in Meeting Rooms 1&2**

**County Hall, New Road, Oxford**

*Joanna Simons*

Joanna Simons  
Chief Executive

June 2014

Contact Officer: **Sue Whitehead**  
Tel: (01865) 810262; E-Mail: [sue.whitehead@oxfordshire.gov.uk](mailto:sue.whitehead@oxfordshire.gov.uk)

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### **Membership**

#### *Councillors*

Ian Hudspeth	<i>Leader of the Council</i>
Rodney Rose	<i>Deputy Leader of the Council</i>
Mrs Judith Heathcoat	<i>Cabinet Member for Adult Social Care</i>
Nick Carter	<i>Cabinet Member for Business &amp; Customer Services</i>
Melinda Tilley	<i>Cabinet Member for Children, Education &amp; Families</i>
Lorraine Lindsay-Gale	<i>Cabinet Member for Cultural &amp; Community Services</i>
David Nimmo Smith	<i>Cabinet Member for Environment</i>
Arash Fatemian	<i>Cabinet Member for Finance</i>
Louise Chapman	<i>Cabinet Member for Fire Service and Corporate Plan</i>
Hilary Hibbert-Biles	<i>Cabinet Member for Public Health &amp; the Voluntary Sector</i>

*The Agenda is attached. Decisions taken at the meeting will become effective at the end of the working day on Wednesday 25 June 2014 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: 15 July 2014*

## 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 Rachel Dunn on (01865) 815279 or [rachel.dunn@oxfordshire.gov.uk](mailto:rachel.dunn@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 - 12)

To approve the minutes of the meeting held on 13 May 2014 (**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. Provisional 2013/14 Revenue and Capital Outturn (Pages 13 - 80)

*Cabinet Member:* Finance

*Forward Plan Ref:* 2014/001

*Contact:* Stephanie Skivington, Corporate Finance Manager Tel: (01865) 323995

Report by Chief Finance Officer (**CA6**).

The report sets out the provisional revenue and capital outturn for 2013/14 and shows how actual expenditure and income for the year compares to the budgeted position. Figures shown in the report reflect the Council's draft Statement of Accounts for

2013/14. This will be submitted to the Audit and Governance Committee on 2 July 2014 following certification by the Chief Finance Officer, prior to external audit.

The report also sets out proposals for the use of any revenue underspends from 2013/14 in 2014/15 and notes whether these have been used to manage overspends or to support the council's Medium Term Financial Plan.

***The Cabinet is RECOMMENDED:***

***(a) in respect of the 2013/14 outturn to:***

- i. note the provisional revenue and capital outturn for 2013/14 along with the year end position on balances and reserves as set out in the report;***
- ii. approve the carry-forwards and virements as set out in Annex 2a;***
- iii. recommend Council to approve the virements greater than £0.5m for Children, Education & Families, Social & Community Services and Environment & Economy Directorates as set out in Annex 2a;***
- iv. agree that the surplus on the On-Street Parking Account at the end of the 2013/14 financial year, so far as not applied to particular eligible purposes in accordance with Section 55(4) of the Road Traffic Regulation Act 1984, be carried forward in the account to the 2014/15 financial year.***

***(b) in respect of the 2014/15 revenue budget and Capital Programme to:***

- i. approve the virements for 2014/15 as set out in Annex 7;***
- ii. approve the allocation of £1.740m funding to the Didcot Parkway Station Forecourt project from corporate capital programme contingencies in order to increase the total budget by £1.365m to £8.055m;***
- iii. note the approval of the £1.800m increase in the budget and full business case for the Kennington/Hinksey Hill Interchange scheme by the Leader of the Council and Chief Finance Officer.***

## **7. Oxfordshire Growth Board (Pages 81 - 98)**

*Cabinet Member: Deputy Leader*

*Forward Plan Ref: 2014/052*

*Contact: Tom Flanagan, Service Manager – Planning, Environment & Transport Policy*

*Tel: (01865) 815691*

Report by Director for Environment & Economy (**CA7**).

The report summarises the governance arrangements for the Oxfordshire Growth Board following publication of the Strategic Economic Plan. It references the draft Terms of Reference for the Growth Board, building on the commitments of the City Deal

submission, and acting as the basis on which the formal legal agreement between the constituent local authorities will be based.

***The Cabinet is RECOMMENDED to agree:***

- (a) the draft Terms of Reference and their relationship to the requirements to deliver the Strategic Economic Plan, City Deal, SHMA and Local Transport Board programmes;***
- (b) that details of the final agreement is delegated to the Director of Environment & Economy in consultation with the Leader of Council, the Monitoring Officer and Section 151 Officer;***
- (c) the current position with regard to support for the Spatial Planning & Infrastructure Partnership, City Deal and LTB, and how this will need to develop to support the wider activities of the Growth Board.***

## **8. Section 75 Agreement (Pages 99 - 110)**

*Cabinet Member:* Adult Social Care

*Forward Plan Ref:* 2014/013

*Contact:* Ben Threadgold, Strategy Performance Manager Tel: (01865) 328219

Report by Director for Social & Community Services (**CA8**).

The purpose of this report is to seek Cabinet approval for changes to formal Section 75 agreement that governs the pooled budget arrangements between Oxfordshire County Council and the Oxfordshire Clinical Commissioning Group. These changes include the contributions of both parties to the pooled budgets for 2014/15, changes to pools to ensure a true risk share between both parties based on level of contribution, and to decision making through the Joint Management Groups that oversee the operation of the pooled budgets.

***Cabinet is RECOMMENDED to approve the variations to the Section 75 Agreement for All Client Groups, subject to the inclusion of any necessary changes in the text which may be required following consideration by Oxfordshire Clinical Commissioning Group and finalisation of the financial contributions of both parties as agreed by the Director for Social & Community Services after consultation with the Cabinet Member for Adult Services.***

## **9. Appointments 2014/15 (Pages 111 - 122)**

*Cabinet Member:* Leader

*Forward Plan Ref:* 2014/061

*Contact:* Sue Whitehead, Principal Committee Officer Tel: (01865) 810262

Report by County Solicitor & Monitoring Officer (**CA9**).

To consider member appointments to a variety of bodies which in different ways support the discharge of the Council's Executive function.

*The Cabinet is RECOMMENDED to:*

- (a) *agree the appointments as set out in the Annex to this report, subject to any amendments at the meeting;*
- (b) *RECOMMEND to Council to add the Local Government Association Fire Commission to the list of 'strategic' Outside Bodies to which the Cabinet makes appointments and subject to their agreement to the above to make an appointment.*

## **10. Forward Plan and Future Business (Pages 123 - 128)**

*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 **CA10**. 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.*

## **11. Reconsideration of a Decision Referred back from the Performance Scrutiny Committee following Call in - Middleton Stoney Road, Bicester: Proposed Road Humps and Puffin Crossing (Pages 129 - 152)**

At their meeting on 5 June the Performance Scrutiny Committee considered the decision of the Cabinet Member for Environment made on 15 May 2014 following proper notice of a call in.

The Committee AGREED to refer the decision back to Cabinet for it to consider in the light of the following material concerns this committee has about the following aspects of the decision: lack of proper consultation with local Bicester County Councillors.

The following documents are attached:

- (a) A report (**CA11**) setting out the names of the Councillors who have required the call in and the reasons given for the Call in.
- (b) The report considered by the Cabinet Member for Environment together with an extract of the minutes of the delegated decision session. (**CA11**).

- (c) Additional information provided to the Performance Scrutiny Committee in response to the call in (CA11):
    - (i) a copy of the SW Bicester Planning Statement
    - (ii) a summary of the consultation requirements for highways works
  - (d) a note of the material concerns of the Performance Scrutiny Committee
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