

To: **Members of the Cabinet**

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

**Tuesday, 20 April 2010 at 2.00 pm**

**County Hall, Oxford, OX11ND**

*Joanna Simons*

Joanna Simons  
Chief Executive

April 2010

Contact Officer: **Sue Whitehead**  
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<i>Councillors</i>	<b>Membership</b>
Keith R. Mitchell CBE	- <i>Leader</i>
David Robertson	- <i>Deputy Leader</i>
Arash Fatemian	- <i>Cabinet Member for Adult Services</i>
Ian Hudspeth	- <i>Cabinet Member for Growth &amp; Infrastructure</i>
Jim Couchman	- <i>Cabinet Member for Finance &amp; Property</i>
Kieron Mallon	- <i>Cabinet Member for Police &amp; Policy Co-Ordination</i>
Louise Chapman	- <i>Cabinet Member for Children, Young People &amp; Families</i>
Michael Waine	- <i>Cabinet Member for Schools Improvement</i>
Rodney Rose	- <i>Cabinet Member for Transport</i>
Mrs J. Heathcoat	- <i>Cabinet Member for Safer &amp; Stronger Communities</i>

*The Agenda is attached. Decisions taken at the meeting will become effective at the end of the working day on 28 April 2010 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: 18 May 2010*

County Hall, New Road, Oxford, OX1 1ND

[www.oxfordshire.gov.uk](http://www.oxfordshire.gov.uk) Fax: 01865 783195 Media Enquiries 01865 815266

## Declarations of Interest

This note briefly summarises the position on interests which you must declare at the meeting. Please refer to the Members' Code of Conduct in Part 9.1 of the Constitution for a fuller description.

### **The duty to declare ...**

You must always declare any "personal interest" in a matter under consideration, ie where the matter affects (either positively or negatively):

- (i) any of the financial and other interests which you are required to notify for inclusion in the statutory Register of Members' Interests; or
- (ii) your own well-being or financial position or that of any member of your family or any person with whom you have a close association more than it would affect other people in the County.

### **Whose interests are included ...**

"Member of your family" in (ii) above includes spouses and partners and other relatives' spouses and partners, and extends to the employment and investment interests of relatives and friends and their involvement in other bodies of various descriptions. For a full list of what "relative" covers, please see the Code of Conduct.

### **When and what to declare ...**

The best time to make any declaration is under the agenda item "Declarations of Interest". Under the Code you must declare not later than at the start of the item concerned or (if different) as soon as the interest "becomes apparent".

In making a declaration you must state the nature of the interest.

### **Taking part if you have an interest ...**

Having made a declaration you may still take part in the debate and vote on the matter unless your personal interest is also a "prejudicial" interest.

### **"Prejudicial" interests ...**

A prejudicial interest is one which a member of the public knowing the relevant facts would think so significant as to be likely to affect your judgment of the public interest.

### **What to do if your interest is prejudicial ...**

If you have a prejudicial interest in any matter under consideration, you may remain in the room but only for the purpose of making representations, answering questions or giving evidence relating to the matter under consideration, provided that the public are also allowed to attend the meeting for the same purpose, whether under a statutory right or otherwise.

### **Exceptions ...**

There are a few circumstances where you may regard yourself as not having a prejudicial interest or may participate even though you may have one. These, together with other rules about participation in the case of a prejudicial interest, are set out in paragraphs 10 – 12 of the Code.

### **Seeking Advice ...**

It is your responsibility to decide whether any of these provisions apply to you in particular circumstances, but you may wish to seek the advice of the Monitoring Officer before the meeting.

**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 - 14)

To confirm the minutes of the meeting held on 16 March 2010 (**CA3**) and to receive for information any matters arising therefrom.

## 4. Questions from County Councillors

Any county councillor may, by giving notice to the Proper Officer by 9 am on the working day 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. Financial Monitoring - April 2010 (Pages 15 - 92)

*Cabinet Member:* Leader

*Forward Plan Ref:* 2009/249

*Contact:* Kathy Wilcox, Principal Financial Manager Tel: (01865) 323981

*Report By:* Assistant Chief Executive & Chief Finance Officer (**CA6**)

This is the eleventh financial monitoring report for the 2009/10 financial year and covers the period up to the end of February 2010. It includes projections for revenue, balances, reserves and capital monitoring. The report sets out explanations where the

forecast revenue outturn is significantly different from the budget along with proposals to recover the position where appropriate.

The in – year Directorate forecast is an overspend of +£3.619m. After taking account of calls on balances (pending or to be approved) it is expected that the overspend reported this month will reduce to +£0.884m or +0.24% of the budget by year end.

The current position for general balances is set out in Annex 5 and shows a forecast of £10.578m after taking account of agreed and proposed requests for supplementary estimates. After taking into account the forecast Directorate overspend adjusted for supplementary estimates requested to date the consolidated revenue balances forecast is £9.321m.

The capital monitoring position set out in the report shows forecast expenditure for 2009/10 of £86.1m (excluding schools), a decrease of £3.7m compared to the latest capital programme.

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

- (a) ***note the report;***
- (b) ***approve the supplementary estimate request of £0.060m in relation to legal fees over £0.025m in Annex 2f and paragraph 68;***
- (c) ***note the increase of £1.081m in the provisional allocation for the Personal Care at Home Grant for 2010/11 as set out in paragraph 97;***
- (d) ***note the removal of £0.6m Green Book pay inflation from 2010/11 budgets as shown in Annex 8 and paragraph 98 & 99;***
- (e) ***note the addition to Council budgets of £0.1m Teachers' pay inflation as set out in paragraph 100; and***
- (f) ***agree the virements to Children, Young People & Families budgets for 2010/11 as set out in Annex 9 and paragraph 101.***

**7. Progress Report on Children Looked After and Leaving Care (Pages 93 - 102)**

***Cabinet Member:*** Children, Young People & Families

***Forward Plan Ref:*** 2009/232

***Contact:*** Fran Fonseca, Strategic Lead CLA Tel: (01865) 323098

***Report By:*** Director for Children, Young People & Families (CA7)

This is one of a number of regular reports to Cabinet and Council on its role as legal "Corporate Parent" to the Children and Young People Looked After by the Council, and those Leaving Care to live independently.

The report addresses Council-wide improvements in Corporate Parenting, including

enhanced accountability for this highly vulnerable group. It also reports on the progress and challenges posed in caring for the County's most vulnerable young people.

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

- (a) ***continue to support the Corporate Parenting Strategy;***
- (b) ***note the information on outcomes for our Looked After Children, and the service performance measures; and***
- (c) ***take note that a revised placement strategy is expected to return to Cabinet in June 2010.***

## **8. Appointments to Outside Bodies (Pages 103 - 104)**

*Cabinet Member: Leader*

*Forward Plan Ref: 2010/037*

*Contact: Tony Cloke, Assistant Head of Legal & Democratic Services Tel (01865) 815314; Sue Whitehead, Committee Services Manager Tel (01865) 810262*

Report by Assistant Head of Legal & Democratic Services (**CA8**).

To consider an appointment to the Learning Disability Partnership Board. .

***Cabinet is RECOMMENDED to agree the appointment of a member to be the co-chairman of the Learning Disability Partnership on the same basis as other appointments to Standing Advisory Bodies.***

## **9. Forward Plan and Future Business (Pages 105 - 106)**

*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 **CA9**. 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.***

**10. Delegated Powers of the Chief Executive** (Pages 107 - 108)

*Cabinet Member:* Leader

*Forward Plan Ref:* 2009/250

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

Schedule attached (**CA10**) reporting on a quarterly basis any executive decisions taken by the Chief Executive under the specific powers and functions delegated to her under the terms of Part 7.4 of the Council's Constitution.

Item not for scrutiny call in.

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