

County Council

11 September 2018

Agenda

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 Glenn Watson on **07776 997946** or glenn.watson@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.

To: Members of the County Council

Notice of a Meeting of the County Council

Tuesday, 11 September 2018 at 10.30 am

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



P.G. Clark
Chief Executive

August 2018

Committee Officer: **Deborah Miller**
Tel: 07920 084239; E-Mail: deborah.miller@oxfordshire.gov.uk

In order to comply with the Data Protection Act 1998, notice is given that Items 3, 7 and 8 will be recorded. The purpose of recording proceedings is to provide an *aide-memoire* to assist the clerk of the meeting in the drafting of minutes.

Members are asked to sign the attendance book which will be available in the corridor outside the Council Chamber. A list of members present at the meeting will be compiled from this book.

A buffet luncheon will be provided

AGENDA

1. Minutes (Pages 1 - 30)

To approve the minutes of the meeting held on 10 July 2018 (**CC1**) and to receive information arising from them.

2. Apologies for Absence

3. **Declarations of Interest - see guidance note**

Members are reminded that they must declare their interests orally at the meeting and specify (a) the nature of the interest and (b) which items on the agenda are the relevant items. This applies also to items where members have interests by virtue of their membership of a district council in Oxfordshire.

4. **Official Communications**

5. **Appointments**

(a) Council is asked to note the following:

The Leader of the Council has given notice of a number of changes to Cabinet Member portfolios and membership. There will no longer be a post of Cabinet Member for Public Health & Education with the responsibilities transferring to the newly named Cabinet Members for Adult Social Care & Public Health and Education & Cultural Services respectively. See the new and revised portfolios below which will come into effect on 1 September.

Name	Portfolio	Extent of authority
Ian Hudspeth	Leader of the Council	Strategy; corporate and community leadership; strategic communications; major external partnerships; regional and strategic infrastructure and planning; economic growth and development; Districts Liaison.
Mrs J Heathcoat	Deputy Leader of the Council	Governance and Internal management; HR & industrial relations; policy co-ordination; Customer services; Fire & Rescue; trading standards; emergency planning; the Prevent agenda
Lawrie Stratford	Cabinet Member for Adult Social Care & Public Health	Adult Social Care & Public Health; Champion for Mental Health
Steve Harrod	Cabinet Member for Children & Family Services	Statutory Lead Member for Children's Services.

Lorraine Lindsay-Gale	Cabinet Member for Education & Cultural, Services	Education; Registration service; Library service; Coroner's service; Music service; Museum service; History service Cultural services; Tourism.
Yvonne Constance	Cabinet Member for Environment	Highways; minerals strategy, strategic waste & waste management; environment management, flooding; strategic rail.
David Bartholomew	Cabinet Member for Finance	Finance; Broadband, Communications; support to SMEs.
Mark Gray	Cabinet Member for Local Communities	Neighbourhood Plans; Local Community development; Community cohesion; Equalities; Voluntary and community sector relations; Oxfordshire Together; Community Funding; Member Locality working.
Eddie Reeves	Cabinet Member for Transformation	Fit for the Future, Property, ICT and Procurement
Ian Corkin	Cabinet Member for Cherwell Partnership	Delivery of Cherwell Partnership agreement

- (b) to make any further changes to the membership of the Cabinet, scrutiny and other committees on the nomination of political groups.

6. Petitions and Public Address

7. Questions with Notice from Members of the Public

8. Questions with Notice from Members of the Council

9. Themed Debate - Fit for Future (Pages 31 - 404)

The Operating Model is a detailed description of how the Council will work in the future, with the key aims of putting better outcomes for residents and the delivery of the Thriving Communities Vision at the centre of all plans and operations.

Development activity since March has produced a detailed design for the Operating Model and Cabinet is due to consider the proposal on 18 September 2018.

Ahead of that meeting, Council is invited to discuss the proposals within the Operating Model through a Themed Debate.

The draft Cabinet Report and Annexes, including an Executive Summary for the full Business Case for the Target Operating Model are attached at (CC9).

The Full Business case (330 pages) can be found on the Website www.oxfordshire.gov.uk or a copy can be obtained on request from deborah.miller@oxfordshire.gov.uk

10. Joint Working Arrangements between Oxfordshire County Council and Cherwell District Council: Governance Arrangements (Pages 405 - 416)

Report by Director for Law & Governance and Monitoring Officer (CC10).

Cabinet agreed on 4 June 2018 to enter into a joint working arrangement with Cherwell District Council. These arrangements are governed by a formal "Section 113 Agreement".

Section 113 of the Local Government Act 1972 enables local authorities to enter into agreements with one another for the placing at the disposal of each other their respective officers for carrying out their respective functions. The Section 113 Agreement establishes a structure to enable proposals for joint working to be approved with the necessary Member oversight.

The Section 113 Agreement envisages that the two Councils will establish "such joint committees to facilitate joint appointments working as agreed by the two councils".

It is proposed that Council appoint two such Joint Committees as follows:

- Joint Personnel Committee – to take decisions on certain staffing matters arising from and necessary for implementing, the shared service approach;
- Joint Appeals Committee – to hear and determine staffing appeals arising from the shared service proposals.

Council is RECOMMENDED to:

- establish a Joint Personnel Committee and a Joint Appeals Committee;**
- delegate to the Audit and Governance Committee the decision to approve the final Terms of Reference of both of the Joint Committees;**

- (c) *ask the Director of Law and Governance to exercise his delegated authority to give effect to the wishes of Group Leaders and to make appointments to these Joint Committees; and*
- (d) *ask the Monitoring Officer to exercise his delegated authority to make the necessary and consequential changes to the Constitution to reflect these decisions.*

11. Report of the Cabinet (Pages 417 - 420)

Report of the Cabinet Meeting held on 17 July 2018 (CC11).

MOTIONS WITH NOTICE FROM MEMBERS OF THE COUNCIL

WOULD MEMBERS PLEASE NOTE THAT ANY AMENDMENTS TO MOTIONS WITH NOTICE MUST BE PRESENTED TO THE PROPER OFFICER IN WRITING BY 9.00 AM ON THE MONDAY BEFORE THE MEETING

12. Motion by Councillor Nick Field Johnson

“This Council is concerned about the widely reported over use of combined sewer overflows which should only discharge untreated sewage into our rivers in exceptional conditions. It appears that this has not been the case and these sewage overflows are used much more frequently.

The Council is aware the Windrush and all but one of Oxfordshire’s rivers are receiving treated effluent which is greatly inferior to that which is required for rivers in Sites of Special Scientific Interest, for example:

The River Windrush and about 80% of British rivers are failing to achieve the good health standard required by the European Water Framework directive. There is a real risk that such rivers run the risk of turning from assets to liabilities for our communities and businesses. The potential designation of the Cotswolds as a National Park makes this even more pertinent for Oxfordshire.

Council calls for the Leader to write to the Minister for the Environment, the Chief Executive Officer of Thames Water and the Head of the Environment Agency, supporting the long and short term aims to fight Against Sewage Pollution in our rivers. The focus of this motion is on the Windrush but its success will impact positively on all of Oxfordshire’s river and streams affected by sewage pollution.”

13. Motion by Councillor Richard Webber

“The impact of Brexit (hard or soft) will affect all Oxfordshire residents.

This Council believes that with Brexit fast approaching, it is both sensible and realistic that the potential risks and impact of Brexit on Oxfordshire - good and bad, short term and long term - are fully understood as far as is possible and aired in public together with detailed discussion on how these impacts can be mitigated.

To achieve this, this Council undertakes to organize and co-ordinate a public conference/symposium in autumn 2018 in which Oxfordshire's experts and leaders in business, science, engineering, education, social services and other areas are invited to participate, together with elected representatives at all levels. As the largest organisation in the County representing most of the interests most likely to be affected, OCC is uniquely placed to lead this initiative by immediately setting up a Cross Party Working Group. The findings and conclusions of the symposium would be presented as a report to full Council and other authorities."

14. Motion by Councillor Alison Rooke

"Council fully supports the requirement for meaningful public consultation following the suggestion of any significant change of provision by any of Oxfordshire's NHS healthcare providers, including the closure of community hospital beds and GP surgeries, prior to any decisions being made by the Oxfordshire Clinical Commissioning Group (OCCG).

Consultation on phase two of the sustainability and transformation plan, which was promised would happen two years ago, will not now take place. The CCG refuse to say how or when any consultation will take place regarding the future of Oxfordshire's community health service provision.

Communities across Oxfordshire are left in limbo regarding the future of their local health services, and Council calls on the Leader of the Council to write to the OCCG requesting that they publish their future plans as a matter of extreme urgency."

15. Motion by Councillor Bob Johnston

"The current CEO of Network Rail, Mark Carne has stated that the organisation should end its scrapyard mentality. Thus far nothing has happened. The Council therefore calls on the Leader of the Council to write to Network Rail calling for effective action to clear up the County's railway system from the piles of discarded rails, left over base tubes and all the other metallic detritus currently disfiguring it. The metal concerned is high quality steel and has a high scrap value, the proceeds of which could be reinvested in the County's Railway Network."

16. Motion by Councillor Kieron Mallon

"This Council decries the Ministry of Justice's decision to close the Banbury Magistrates' and County Court.

This Council notes that "the Banbury Court" is an integral part of the fabric of the town, and is already a combined justice centre hearing both civil and criminal cases. The Council therefore rejects any suggestion that it is underused and further observes that the Banbury Magistrates' and County Court provides an important alternative venue for criminal and civil justice, both in Oxfordshire and the surrounding counties, given the high volume of cases now heard out of Oxford.

This Council further notes the additional pressure that the closure would place on the Oxford Combined Court Centre and considers that further centralisation of services to Oxford will put additional strain on City congestion and, notably, on local Banbury people and those in the surrounding area in need of access to justice, including the elderly, families with young children or without independent means of transport and those on low incomes.

Accordingly, this Council instructs the Leader to write to the Ministry of Justice to engage with local councils, particularly in light of the joint strategic partnership now in train between Oxfordshire County Council and Cherwell District Council, with a view to exploring the options of utilising space in public buildings to continue supporting locally administered justice and the needs of the people of North Oxfordshire, and the neighbouring counties.”

Pre-Meeting Briefing

There will be a pre-meeting briefing at County Hall on **Monday 10 September at 10.15 am** for the Chairman, Vice-Chairman, Group Leaders and Deputy Group Leaders