

# Lancashire County Council

## Cabinet

### Minutes of the Meeting held on Thursday, 12th July, 2018 at 2.00 pm in Committee Room 'B' (The Diamond Jubilee Room) - County Hall, Preston

#### Present:

County Councillor Geoff Driver CBE                      Leader of the Council  
(in the Chair)

#### Cabinet Members

County Councillor Albert Atkinson  
County Councillor Michael Green  
County Councillor Mrs Susie Charles  
County Councillor Keith Iddon  
County Councillor Peter Buckley  
County Councillor Graham Gooch  
County Councillor Shaun Turner

County Councillor Azhar Ali and County Councillor John Fillis were also in attendance under the provisions of Standing Order No. C14(2).

#### 1. Apologies for Absence

None.

#### 2. Disclosure of Pecuniary and Non-Pecuniary Interests

None.

#### 3. Minutes of the Meeting held on 14 June 2018

**Resolved:** That the minutes of the meeting held on 14 June 2018 be confirmed as a correct record and signed by the Chair.

#### 4. Policy position on the future provision of Halal Meat

Cabinet considered a report in relation to the county council's policy for the supply of halal meat to schools being amended to provide stunned halal meat only.

The report set out a comprehensive review of the current policy including the findings from a public consultation exercise, an Equality Analysis and the risk implications.

Cabinet thanked those who had responded to the consultation exercise, as well as council officers for the comprehensive and clear report.

**Resolved:**

That,

- (i) the review, as set out at Appendix 'A' and associated annexes together with background papers demonstrating the history of this policy area, be noted.
- (ii) the findings from the public consultation (Appendix 'B') and the updated Equality Analysis (Appendix 'C') be noted.
- (iii) the supply of un-stunned halal meat, with the exception of poultry, to schools be ceased .
- (iv) a further discussion be held with the Lancashire Council of Mosques to see how the implications of the decision at (iii) above can be mitigated should the Lancashire Council of Mosques proceed with its threat to boycott school meals.

**5. Annual Reports of the County Council's Champions 2017/18**

Cabinet received a report outlining the activities of the five County Council Champions undertaken between 1 April 2017 and 31 March 2018.

**Resolved:** That the annual reports of the County Council's five Champions for 2017/18 be noted.

**6. Procurement Report - Request Approval to Commence Procurement Exercises**

Cabinet considered a report seeking approval to commence the following procurement exercises in accordance with the county council's procurement rules:

- (i) Provision of Rosebud Investment Fund Management; and
- (ii) Traffic Management

**Resolved:** That the commencement of procurement exercises for the following areas be approved:

- (i) Provision of Rosebud Investment Fund Management; and
- (ii) Traffic Management.

**7. Changes to the County Council's Minimum Revenue Provision Policies**

Cabinet considered a report setting out proposed changes to the county council's Minimum Revenue Provision policy statements for the years 2017/18 and 2018/19 including a change to the method used to calculate Minimum Revenue Provision.

**Resolved:** That Full Council be recommended to approve the revised Minimum Revenue Provision policy statements for both 2017/18 and 2018/19, utilising the annuity method to calculate the Minimum Revenue Provision of both supported and self-financed capital expenditure, as set out in the report now presented.

## **8. Appointments to Outside Bodies**

Cabinet received the annual report on the appointment of county council representatives to various outside bodies.

Cabinet noted that very few changes occurred each year and it was suggested that the appointments for 2018/19 should remain in place until the next county council elections in May 2021. That would be more administratively efficient and it would also provide greater certainty for the outside bodies and the member or person appointed to represent the county council.

The following changes to the list of appointments presented at Appendix 'A' were confirmed:

- Central Lancashire Development Framework Joint Advisory Committee:  
County Councillor K Iddon to replace County Councillor J Marsh who would act as a named substitute;
- District Safety Partnership - Preston:  
County Councillor G Wilkins to replace County Councillor G Driver; and
- Transport for the North:  
County Councillor M Green to replace County Councillor G Driver and County Councillor K Iddon to act as the named substitute.

### **Resolved:**

That,

- (i) subject to the changes confirmed at the meeting, the representation and appointments listed in Appendix 'A' for outside bodies be approved for 2018/19 and until the next county council elections in May 2021 with subsequent appointments being determined every four years following a county council election.
- (ii) the Political Group secretaries be requested to co-ordinate the nomination of members to fill any in-year changes and vacancies, and in consultation with Democratic Services and the Deputy Leader of the county council, notify the Director of Corporate Services who will approve the changes and appointments under the Scheme of Delegation to Heads of Service.

## **9. Preston Riversway and Broadgate Flood Risk Management Scheme**

Cabinet considered a report setting out a proposal for the county council to bid for European Regional Defence Funding as part of a flood protection scheme to maintain flood defences along the River Ribble in Preston and South Ribble.

It was reported that the county council had obtained an extension to the June deadline for the submission of its funding bid.

**Resolved:**

That:

- (i) the submission of a bid to the Ministry of Housing, Communities and Local Government for £5.77m of European Regional Development Funding to enable progress with design and delivery of the flood risk management scheme shown in Appendix 'A' and described in the report now presented, be approved.
- (ii) the Director of Corporate Services be authorised to establish a legal agreement between the county council and the Environment Agency to ensure that all risks arising for the county council from the administration of the grant be minimised and managed responsibly.
- (iii) the Director of Corporate Services be authorised to establish a legal agreement between the county council and the Ministry of Housing, Communities and Local Government to ensure that the administration of the grant will meet all European Union, national government and county council requirements for audit and accountability.

**10. Lancashire County Council (Barlow Street, Bobbin Street, Dale Street, Grimshaw Street, Lower Antley Street, Wheat Street, Accrington, Hyndburn) (Prohibition of Waiting) Order**

Cabinet considered a report setting out proposals to introduce waiting restrictions on streets close to a new mosque on Lower Antley Street, Accrington to manage parking in the area and to maintain adequate visibility and the safety of all road users.

**Resolved:** That the making of a Traffic Regulation Order, as set out in Appendices 'B' and 'C' to the report now presented, be approved.

**11. Padiham Public Realm Improvements**

Cabinet considered a report in relation to Padiham Public Realm Improvements.

Burnley Borough Council, supported by the county council, had recently been successful in a bid to the Lancashire Enterprise Partnership to fund public realm improvements on Burnley Road, Padiham. Cabinet was informed that the Borough Council had indicated a willingness to enter into a formal section 278 agreement for the design, delivery and payment of the works, and this would be managed by the county council as the Highway Authority.

**Resolved:**

That,

- (i) approval be given to the county council entering into a section 278 agreement under which the council will accept staged payments totalling £2,072,873 from Burnley

Borough Council together with any other additional financial resources for the project that may be agreed.

- (ii) payments received be added to the Highways block of the 2018/19, 2019/20, 2020/21 and 2021/22 capital programme in advance of any application for payment from the appointed contractor.

## **12. Proposed Amendments to the Highways and Transport Capital Programmes**

Cabinet considered a report presenting amendments to the approved Highways and Transport Capital Programmes in order to meet emerging priorities and to respond to some unanticipated service demands.

**Resolved:** That the proposed amendments to the Highways and Transport Capital Programmes be approved.

## **13. University of Central Lancashire Masterplan and Associated Highways Modifications**

Cabinet considered a report setting out the arrangements for the proposed addition to the Capital Programme of an advanced payment from the University of Central Lancashire (UCLan) to cover the estimated highway construction cost expenditure associated with the UCLan Masterplan development.

**Resolved:** That approval be given to the addition to the capital programme of an advance payment of £10.4m proposed at present from the University of Central Lancashire to be paid once the section 278 agreement is completed with the following estimated profile: £0.75m (2018/19), £7.5m (2019/20), and £2.15m (2020/21).

## **14. Publication of the Draft Revised Minerals and Waste Local Plan for Public Consultation**

Cabinet considered a report in relation to a review of the Joint Lancashire Minerals and Waste Core Strategy, and Site Allocation and Development Management Policies Local Plan.

The report set out the draft revised Joint Lancashire Minerals and Waste Local Plan, including the main changes and the proposed process for carrying out the statutory public consultation which must be undertaken before public examination and adoption. The report also set out a timetable for the review process.

**Resolved:**

That,

- (i) the publication of the draft revised Joint Lancashire Minerals and Waste Local Plan, as set out at Appendix 'A', be approved for consultation purposes during the summer.

- (ii) the revised Joint Lancashire Minerals and Waste Local Plan Local Development Scheme 2014-20, as presented at Appendix 'B', which sets out the timetable for plan production, be adopted.
- (iii) the outcomes of the scoping consultation, and the proposed changes to the Local Plan review, set out in the Scoping Consultation Outcomes Report presented at Appendix 'C', be noted.

**15. Awarding of Small Grants to Third Sector Groups which are Registered with the Children and Family Wellbeing Service, including Grants to Individual Young People**

Cabinet considered a report setting out the recommendations of District Youth Councils in relation to the award of small grants to third sector groups.

Cabinet's attention was drawn to an application from King's Church Youth Group, South Ribble. The Cabinet Member for Children, Young People and Schools informed Cabinet that the Youth Group had submitted a funding application for £980, but the District Youth Council felt unable to support the application in full. Cabinet was asked to consider awarding the full amount of £980 to the Youth Group as the Cabinet Member felt that the application did meet the small grants criteria.

**Resolved:**

That,

- (i) the recommendations of the District Youth Councils on the applications for grants from third sector groups which are registered with the Children and Family Wellbeing Service, as set out in the report, be approved.
- (ii) the full application submitted by King's Church Youth Group be supported and that the Group be awarded a total grant of £980 including the grant approved at (i) above, subject to the approval of the District Youth Council.

**16. Recommendation of the Edwards Stocks Massey Bequest Fund Joint Advisory Committee**

Cabinet considered a report setting out the recommendations of the Edwards Stocks Massey Bequest Fund Joint Advisory Committee.

**Resolved:**

That,

- (i) the allocation of funds as recommended by the Joint Advisory Committee at its meeting on 15 June 2018, as set out at Appendix 'A' now presented, be approved.
- (ii) in respect of the Higher Education Student Scholarship Awards, the interview panel of the Joint Advisory Committee be authorised to award the scholarships at its meeting on 21 December 2018.

## **17. Revision of Foster Care Allowances**

Cabinet considered a report setting out proposals for the increase of Foster Care Allowance rates for 2018/19, in line with National Minimum Standards.

**Resolved:** That the increase in the current scale of Foster Care Allowances for 2018/19, as set out in the report and at Appendix 'A' now presented, be approved.

## **18. Primary Authority Status**

Cabinet considered a report on the proposed formation of an Environmental Health Primary Authority working status with Preston City Council, to enable the Lancashire School and Residential Care Catering Service to operate effectively across the county.

**Resolved:**

That,

- (i) the formation of an Environmental Health Primary Authority working relationship with Preston City Council, as set out in the report, be approved .
- (ii) the Lancashire School and Residential Care Catering Service be requested to establish future safe systems of work within Lancashire's catering establishments, and that the current and future systems be scrutinised and ratified by Preston City Council.

## **19. Capital Strategy for Schools – Condition Led Capital Investment Programme, part 2018/19**

Cabinet considered a report setting out the proposals for the allocation of schools capital funding provided by the Education and Skills Funding Agency to address a further phase of high priority building condition repairs on Community, Voluntary Controlled and Maintained Schools in Lancashire.

Cabinet was informed that this was an interim report to address recently identified urgent works.

**Resolved:** That the proposed list of maintenance schemes in Lancashire schools, as set out at Appendix 'A' now presented, totalling £969,980, be agreed as a further phase of high priority school repairs.

## **20. Police Community Support Officers - Budget Proposals**

Cabinet considered a report on the findings of a consultation, as well as an Equality Analysis and the risk implications, into the county council's budget option in relation to the part funding of Police Community Support Officers.

**Resolved:** That the county council's part funding of Police Community Support Officers be withdrawn.

**21. Implementation of the Care Act 2014 - Approval of Revised Adult Social Care Policies and Procedures**

Cabinet considered a report setting out a new adult social care policy 'Managing Provider Failure'.

**Resolved:** That the implementation of the new 'Managing Provider Failure' policy, as set out at Appendix 'A' now presented, be approved.

**22. Urgent Decisions taken by the Leader of the County Council and the relevant Cabinet Member(s)**

It was noted that no urgent decisions had been taken by the Leader of the county council and Cabinet Members.

**23. Urgent Business**

None.

**24. Date of Next Meeting**

It was noted that the next meeting of Cabinet would be held on Thursday 9 August 2018 at 2.00 p.m. at County Hall, Preston.

**25. Notice of Intention to Conduct Business in Private**

Cabinet noted the Notice of Intention to Conduct Business in Private and that no representations had been received.

**26. Exclusion of Press and Public**

**Resolved:** That under Section 100A(4) of the Local Government Act 1972, the public be excluded from the meeting during consideration of the following items of business on the grounds that there would be a likely disclosure of exempt information as defined in the appropriate paragraph of Part I of Schedule 12A to the Local Government Act 1972 as indicated against the heading to the item.

**27. Regulation of Investigatory Powers Act: Annual Report to Cabinet**

(Not for Publication – Exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972. It is considered that in all the circumstances of the case the public interest in maintaining the exemption outweighs the public interest in disclosing the information.)

Cabinet considered a report which updated the county council's policies under the Regulation of Investigatory Powers Act 2000.

**Resolved:** That the updated corporate policies, as presented at Appendices 'A', 'B' and 'C', be approved.

**28. Appendix 'A' of Item 19 - Capital Strategy for Schools – Condition Led Capital Investment Programme, part 2018/19**

(Not for Publication – Exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972. It is considered that in all the circumstances of the case the public interest in maintaining the exemption outweighs the public interest in disclosing the information.)

Cabinet received additional information in relation to item 19 on the agenda – Capital Strategy for Schools – Condition Led Capital Investment Programme, part 2018/19.

**Resolved:** That the additional information in relation to item 19 on the agenda – Capital Strategy for Schools – Condition Led Capital Investment Programme, part 2018/19 be noted.

Angie Ridgwell  
Interim Chief Executive  
and Director of Resources

County Hall  
Preston