

Full Council

Thursday, 13th December, 2018 at 1.30 pm in the Council Chamber, County Hall, Preston

Agenda

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A. Matters for Decision

4. **Confirmation of the Minutes from the Meeting held on 18 October 2018** (Pages 3 - 20)
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7. **Urgent Business**
An item of urgent business may only be considered under this heading where, by reason of special circumstances to be recorded in the Minutes, the Chairman is of the opinion that the item should be considered at the meeting as a matter of urgency. Wherever possible, the Chief Executive should be given advance warning of any Member's intention to raise a matter under this heading.

B. Matters for Information

8. **Report of the Cabinet (Part B)** (Pages 51 - 56)

9. **Report of County Council Committees**

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C. Notices of Motion

To consider any Notices of Motion submitted under Standing Order B36

Angie Ridgwell
Chief Executive and Director
of Resources

County Hall
Preston

05 December 2018

Agenda Item 3

Questions submitted under Standing Order B28

No.	To be asked by:	Question:	For answer by (Cabinet Member):
1.	CC Yates	At last year's County Council election, the Conservative group pledged to reopen libraries that were closed by the previous Labour-led administration. Will the Cabinet Member for Community and Cultural Services update the Council on progress made and how many libraries have since been reopened?	CC Buckley
2.	CC Fillis	Would the Cabinet Member for Highways and Transport open up discussions with Stagecoach in order to secure the future of Service 113, linking Preston, Leyland and Wigan via Gregson Lane, Bamber Bridge, Lostock Hall, Croston, Eccleston, Heskin Green, Wrightington Bar and Standish?	CC Iddon

Agenda Item 4

Minutes

At a meeting of the Full Council held at Council Chamber, County Hall, Preston,
on Thursday, 18th October, 2018

Present:

County Councillor Anne Cheetham (Chairman)

County Councillors

T Aldridge	J Fillis	M Parkinson
A Ali	A Gardiner	J Parr
T Ashton	J Gibson	M Pattison
A Atkinson	G Gooch	M Perks
M Barron	M Green	E Pope
L Beavers	P V Greenall	J Potter
J Berry	P Hayhurst	J Purcell
P Britcliffe	N Hennessy	J Rear
I Brown	S Holgate	P Rigby
P Buckley	A Hosker	A Riggott
J Burrows	D Howarth	M Salter
Mrs S Charles	K Iddon	A Schofield
S Clarke	M Iqbal	D T Smith
A Clempson	A Kay	K Snape
Ms L Collinge	H Khan	A Snowden
J Cooney	E Lewis	D Stansfield
L Cox	Ms S Malik	P Steen
C Crompton	J Marsh	J Sumner
M Dad	T Martin	M Tomlinson
B Dawson	J Mein	C Towneley
F De Molfetta	J Molineux	S Turner
G Dowding	S C Morris	A Vincent
G Driver	Y Motala	C Wakeford
J Eaton	E Nash	D Whipp
C Edwards	D O'Toole	G Wilkins
K Ellard	Mrs L Oades	P Williamson
D Foxcroft	G Oliver	B Yates

1. Apologies and Announcements

Apologies for absence were presented on behalf of County Councillors Terry Burns and John Shedwick.

Announcements

Deaths

The Chairman reported the recent sad deaths of former County Councillor Anne Smith OBE, who passed away on 12 October 2018, and former County Councillor and Honorary Alderman Vincent Murphy, who passed away on 15 October 2018.

The Council stood in silent tribute.

Awards

The Communications Service had recently received a Bronze award in the Public Service Communications Excellence Awards 2018 for its adoption campaign.

Anne Woods, Saf Munshi, Anthony Sergeant and Julie Dobson from the Communications Service were present at Full Council and were congratulated on the award.

The Chairman also referred to a number of other recent successes as follows:

- Of 431 care homes registered with the Care Quality Commission across Lancashire, 409 of these had been rated good or above with 80% rated outstanding, above the North West regional average of 77%.
- The announcement that Elswick had been named Lancashire's Best Kept Village 2018.

Full Council congratulated all of those involved in the above on their success.

2. Disclosure of Pecuniary and Non-Pecuniary Interests

No declarations of interest were made.

3. Question Time

County Councillors Malcolm Barron, Nikki Hennessy and Gina Dowding asked their respective questions and the appropriate Cabinet Members responded.

In respect of Question 2, the Chairman advised Full Council that the question had been withdrawn.

4. Confirmation of the Minutes from the Meeting held on 19 July 2018

Resolved: - That the minutes of the meeting of Full Council held on 19 July 2018 be confirmed and signed by the Chairman.

5. Report of the Employment Committee - Appointment of Chief Executive and Director of Resources

County Councillor Geoff Driver moved a report setting out the recommendation of the Employment Committee in respect of the appointment of the Chief Executive and Director of Resources.

As the specified time period for consultation with Cabinet Members on the appointment had not lapsed at the time of agenda publication, the recommendation of the Employment Committee was reported at the meeting.

Resolved: - That the appointment of Angie Ridgwell as Chief Executive and Director of Resources, with immediate effect, be approved.

6. Policy Position on the Future Provision of Halal Meat

County Councillor Geoff Driver moved a report setting out details of a proposed policy position on the future provision of Halal meat.

In accordance with the requirements of procedural Standing Order B45(4), a recorded vote was taken. The names of the County Councillors who voted for or against the Motion and those who abstained are set out below:

Policy Position on the Future Provision of Halal Meat (Motion)	
CC T Aldridge	For
CC A Ali	Against
CC T Ashton	For
CC A Atkinson	For
CC M Barron	For
CC L Beavers	Against
CC J Berry	For
CC P Britcliffe	For
CC I Brown	For
CC P Buckley	For
CC J Burrows	For
CC S Charles	For
CC A Cheetham	For
CC S Clarke	For
CC A Clempson	For
CC L Collinge	Abstain
CC J Cooney	Against
CC L Cox	Against
CC C Crompton	Abstain
CC M Dad	Against

CC B Dawson	Abstain
CC F D Molfetta	Against
CC G Dowding	Against
CC G Driver	For
CC J Eaton	For
CC C Edwards	For
CC K Ellard	Abstain
CC D Foxcroft	For
CC J Fillis	Against
CC A Gardiner	For
CC J Gibson	Against
CC G Gooch	For
CC M Green	For
CC P Greenall	For
CC P Hayhurst	Abstain
CC N Hennessy	Against
CC S Holgate	For
CC A Hosker	For
CC D Howarth	For
CC K Iddon	For
CC M Iqbal	Against
CC A Kay	For
CC H Khan	Against
CC E Lewis	Against
CC Ms S Malik	Against
CC J Marsh	For
CC T Martin	Against
CC J Mein	Against
CC J Molineux	Against
CC S Morris	For
CC Y Motala	Against
CC E Nash	For
CC D O'Toole	For
CC L Oades	Against
CC G Oliver	Abstain
CC M Parkinson	Against
CC H Parr	Against
CC M Pattison	Abstain
CC M Perks	For
CC E Pope	For
CC J Purcell	For
CC J Rear	For
CC P Rigby	Abstain
CC A Riggott	For
CC M Salter	For
CC A Schofield	For
CC D Smith	For
CC K Snape	For

CC A Snowden	For
CC D Stansfield	For
CC P Steen	For
CC J Sumner	For
CC M Tomlinson	Abstain
CC C Towneley	For
CC S Turner	For
CC A Vincent	For
CC C Wakeford	Against
CC D Whipp	Against
CC G Wilkins	For
CC P Williamson	For
CC B Yates	For
Carried	

Resolved: - That Lancashire County Council will:

- (i) Not provide meat (other than poultry) to LCC establishments unless the animals were stunned before they were slaughtered.
- (ii) Consult with the Lancashire Council of Mosques and others on how the County Council can implement this policy whilst continuing to provide meals which comply with the Muslim community's religious beliefs.
- (iii) Undertake further investigations with the Lancashire Council of Mosques into the stunning of poultry before slaughter.

7. Changes to Financial Regulations

County Councillor Geoff Driver moved a report setting out recommendations for the amendment of the Financial Regulations to allow delegation to officers to approve certain amendments to the Capital Programme which would remove the necessity for Cabinet to approve these changes in future. This would enable improved efficiency in the management and monitoring of the Capital Programme and would be overseen by the Capital Board.

Resolved: - That:

- (i) The changes to the Financial Regulations relating to Capital Expenditure as set out at Appendix 'A' to the report, now presented, be approved.
- (ii) That the Director of Corporate Services be authorised to make consequential amendments to the Constitution arising from these changes.

8. Report by the Local Government and Social Care Ombudsman on the Blue Badge Service - 20 August 2018

County Councillor Peter Buckley moved a report setting out details of a finding of fault causing injustice after an investigation by the Local Government and Social Care Ombudsman. The report set out the actions that had already been taken in response to the Ombudsman's recommendations.

Resolved: - That:

- (i) The recommendations set out in the Local Government and Social Care Ombudsman's report at Appendix 'A', to the report, now presented, be noted.
- (ii) The actions already taken be noted and the further steps proposed in response to the report's recommendation, as set out in the report, now presented, be endorsed.

9. Rural Services Network - Appointment of County Council Representative

County Councillor Albert Atkinson moved a report setting out details of a proposal to appoint a county council representative to the Rural Services Network.

Resolved: - That the appointment of County Councillor Cosima Towneley as the county council's representative on the Rural Services Network until the annual meeting of Full Council in May 2019, as set out in the report, now presented, be approved.

10. Lancashire County Council Timetable of Meetings 2019/20

County Councillor Geoff Driver moved a report setting out details of a draft timetable of Full Council, Cabinet and Committee meetings for the period 1 June 2019 to 31 May 2020.

Resolved: - That the timetable of Full Council, Cabinet and Committee meetings for the period 1 June 2019 to 31 May 2020 inclusive as set out at Appendix 'A' to the report, now presented, be approved.

11. Urgent Business

There was no urgent business to be considered.

12. Report of the Cabinet (Part B)

County Councillor Geoff Driver moved the report of the Cabinet from its meetings on 12 July 2018, 9 August 2018, and 13 September 2018.

Resolved: - That the report of the Cabinet, now presented, be noted.

13. Report of an Urgent Key Decision

County Councillor Geoff Driver moved the report of an urgent Key Decision taken since the last meeting of Full Council.

Resolved: - That the report of an urgent Key Decision taken since the last meeting of Full Council, now presented, be noted.

14(a) The Audit, Risk and Governance Committee

County Councillor Alan Schofield moved the report of the Audit, Risk and Governance Committee from its meetings on 30 July 2018 and 28 August 2018.

Resolved: - That the report of the Audit, Risk and Governance Committee, now presented, be noted.

14(b) The Employment Committee

County Councillor Geoff Driver moved the report of the Employment Committee from its meeting on 11 September 2018.

Resolved: - That the report of the Employment Committee, now presented, be noted.

14(c) The Pension Fund Committee

County Councillor Eddie Pope moved the report of the Pension Fund Committee from its meetings on 5 July 2018 and 14 September 2018.

Resolved: - That the report of the Pension Fund Committee, now presented, be noted.

14(d) The Overview and Scrutiny Committees

County Councillor David O'Toole moved the report of the Overview and Scrutiny Committees from their meetings as follows:

Children's Services Scrutiny Committee - 4 July 2018

Education Scrutiny Committee - 10 September 2018

Health Scrutiny Committee - 3 July 2018 and 25 September 2018

Internal Scrutiny Committee - 20 July 2018, 21 August 2018 and 21 September 2018

Resolved: - That the report of the Overview and Scrutiny Committees, now presented, be noted.

14(e) The Lancashire Health and Wellbeing Board

County Councillor Shaun Turner moved the report of the Lancashire Health and Wellbeing Board from its meeting on 18 September 2018.

Resolved: - That the report of the Lancashire Health and Wellbeing Board, now presented, be noted.

15. Report of the Lancashire Combined Fire Authority

County Councillor Frank De Molfetta moved the report of the Lancashire Combined Fire Authority from its meeting on 17 September 2018.

Resolved: - That the report of the Lancashire Combined Fire Authority, now presented, be noted.

16. To consider the Notices of Motion submitted under Standing Order B36

1. It was moved by County Councillor Nikki Hennessy and seconded by County Councillor Julie Gibson that:

This Council:

- (i) Will support and sign the Cooperative Party Charter Against Modern Slavery which sets out the following commitments:
 - Train its corporate procurement team to understand modern slavery through the Chartered Institute of Procurement and Supply's (CIPS) online course on Ethical Procurement and Supply.
 - Require its contractors to comply fully with the Modern Slavery Act 2015, wherever it applies, with contract termination as a potential sanction for non-compliance.
 - Challenge any abnormally low-cost tenders to ensure they do not rely upon the potential contractor practising modern slavery.
 - Highlight to its suppliers that contracted workers are free to join a trade union and are not to be treated unfairly for belonging to one.
 - Publicise its whistle-blowing system for staff to blow the whistle on any suspected examples of modern slavery.
 - Require its tendered contractors to adopt a whistle-blowing policy which enables their staff to blow the whistle on any suspected examples of modern slavery.
 - Review its contractual spending regularly to identify any potential issues with modern slavery.
 - Highlight for its suppliers any risks identified concerning modern slavery and refer them to the relevant agencies to be addressed.
 - Refer for investigation via the National Crime Agency's national referral mechanism any of its contractors identified as a cause for concern regarding modern slavery.
 - Report publicly on the implementation of this policy annually.
- (ii) Will promote awareness of Modern Day Slavery amongst our residents and work with officers to support survivors.

The following amendment was proposed by County Councillor Geoff Driver and seconded by County Albert Atkinson:

Lancashire County Council is part of a multi-agency Modern Slavery Group and is working with Lancashire Constabulary and other agencies to develop a strategic plan to combat modern slavery and to protect vulnerable people in Lancashire.

Council resolves:

- (i) To note that the County Council already:
- Requires all contractors to comply fully with the Modern Slavery Act 2015.
 - Challenges any abnormally low cost tenders to ensure they do not rely upon the potential contractor practising modern slavery.
 - Regularly reviews contractual spending in order, amongst other things, to identify any potential issues with modern slavery.
 - Reminds its suppliers that contracted workers are free to join a trade union.
 - Ensures that officers in the corporate procurement team are trained to understand modern slavery through Chartered Institute of Procurement and Supply (CIPS) online course on Ethical Procurement and Supply.
 - Publicises its whistle blowing policy/practice for staff to highlight any suspected cases of modern slavery.
- (ii) That the County Council will in future:
- Require its tendered contractors to adopt a whistle blowing policy which enables their staff to highlight suspected cases of modern slavery.
 - Highlight for its suppliers any risks identified concerning modern slavery to the National Crime Agency's referral mechanism.
 - Request Officers to report annually to Cabinet on the implementation of this policy.
- (iii) To work with the 'Modern Slavery Group' to ensure that the residents of Lancashire are aware of modern slavery and to ensure that victims are given the necessary support.

The amendment was put to the vote and was CARRIED and became the substantive motion.

In accordance with the requirements of procedural Standing Order B45(4), a recorded vote was taken. The names of the County Councillors who voted for or against the Amendment and those who abstained are set out below:

Charter Against Modern Day Slavery (Amendment)	
CC T Aldridge	Against
CC A Ali	Against
CC T Ashton	For
CC A Atkinson	For
CC L Beavers	Against
CC J Berry	Against
CC P Britcliffe	For
CC I Brown	For
CC P Buckley	For
CC J Burrows	For

CC S Charles	For
CC A Cheetham	For
CC S Clarke	For
CC A Clempson	For
CC J Cooney	For
CC L Cox	Against
CC C Crompton	Against
CC B Dawson	Against
CC F D Molfetta	Against
CC G Dowding	Against
CC G Driver	For
CC J Eaton	For
CC C Edwards	For
CC D Foxcroft	For
CC J Fillis	Against
CC A Gardiner	For
CC J Gibson	Against
CC G Gooch	For
CC M Green	For
CC P Hayhurst	Against
CC N Hennessy	Against
CC S Holgate	Against
CC D Howarth	For
CC K Iddon	For
CC M Iqbal	Against
CC A Kay	For
CC H Khan	Against
CC E Lewis	Against
CC Ms S Malik	Against
CC J Marsh	For
CC T Martin	Against
CC J Mein	Against
CC J Molineux	Against
CC S Morris	For
CC E Nash	For
CC D O'Toole	For
CC L Oades	Against
CC G Oliver	Against
CC H Parr	Against
CC M Pattison	Against
CC E Pope	For
CC J Purcell	For
CC J Rear	For
CC P Rigby	For
CC A Riggott	For
CC M Salter	For
CC A Schofield	For
CC D Smith	For

CC K Snape	Against
CC A Snowden	For
CC D Stansfield	For
CC P Steen	For
CC M Tomlinson	Against
CC C Towneley	For
CC S Turner	For
CC A Vincent	For
CC C Wakeford	For
CC D Whipp	For
CC G Wilkins	For
CC P Williamson	For
CC B Yates	For
Carried	

The substantive motion was then put to the vote and was CARRIED. It was therefore:

Resolved: -

- (i) To note that the County Council already:
 - Requires all contractors to comply fully with the Modern Slavery Act 2015.
 - Challenges any abnormally low cost tenders to ensure they do not rely upon the potential contractor practising modern slavery.
 - Regularly reviews contractual spending in order, amongst other things, to identify any potential issues with modern slavery.
 - Reminds its suppliers that contracted workers are free to join a trade union.
 - Ensures that officers in the corporate procurement team are trained to understand modern slavery through Chartered Institute of Procurement and Supply (CIPS) online course on Ethical Procurement and Supply.
 - Publicises its whistle blowing policy/practice for staff to highlight any suspected cases of modern slavery.
- (ii) That the County Council will in future:
 - Require its tendered contractors to adopt a whistle blowing policy which enables their staff to highlight suspected cases of modern slavery.
 - Highlight for its suppliers any risks identified concerning modern slavery to the National Crime Agency's referral mechanism.
 - Request Officers to report annually to Cabinet on the implementation of this policy.

- (iii) To work with the 'Modern Slavery Group' to ensure that the residents of Lancashire are aware of modern slavery and to ensure that victims are given the necessary support.

2. It was moved by County Councillor Kim Snape and seconded by County Councillor Matthew Tomlinson that:

Lancashire County Council notes the consultation due to be launched by Our Health Our Care regarding the future of Accident & Emergency services in the Chorley, South Ribble and Preston areas. The Council strongly opposes any proposal for a single site Accident & Emergency at either Preston or Chorley & South Ribble Hospital. The Council believes such a proposal would have a detrimental impact on the quality of local health care for the local population and that Chorley & South Ribble Hospital along with Preston Hospital both need a 24 hour Accident & Emergency department.

The following amendment was proposed by County Councillor Shaun Turner and seconded by County Councillor Charles Edwards:

Lancashire County Council notes the consultation due to be launched by Our Health Our Care regarding the future of Accident & Emergency services in the Chorley, South Ribble and Preston areas. Council notes the range of opinions expressed by the public, partner organisations, and experts in the provision of emergency and urgent medicine on how best to provide emergency care in central Lancashire, and recognises that it would be premature for the council to take a position before a full consultation on all of the options is undertaken, including a full analysis of the impact on the quality of local health care for the local population.

Council therefore:

- Calls upon the NHS, under the Our Health Our Care programme, to undertake a full consultation exercise, setting out all of the options.
- Recognises that the quality of care for the people of Preston, South Ribble and Chorley should be the priority in determining the future configuration of services.
- Requests that the Health Scrutiny Committee, on behalf of the authority, examines the proposals in detail to assess the impact of the proposals and whether they are in the interests of the health of the people of the area, and exercises its statutory powers accordingly.

The amendment was put to the vote and was CARRIED and became the substantive motion.

In accordance with the requirements of procedural Standing Order B45(4), a recorded vote was taken. The names of the County Councillors who voted for or against the Amendment and those who abstained are set out below:

Our Health Our Care A&E Proposals (Amendment)	
CC T Aldridge	Against
CC A Ali	Against
CC T Ashton	For
CC A Atkinson	For
CC L Beavers	Against
CC P Britcliffe	For
CC I Brown	For
CC P Buckley	For
CC J Burrows	For
CC S Charles	For
CC A Cheetham	For
CC S Clarke	For
CC A Clempson	For
CC J Cooney	For
CC L Cox	Against
CC C Crompton	Against
CC B Dawson	Against
CC F D Molfetta	Against
CC G Dowding	For
CC G Driver	For
CC J Eaton	For
CC C Edwards	For
CC D Foxcroft	For
CC J Fillis	Against
CC A Gardiner	For
CC J Gibson	Against
CC G Gooch	For
CC M Green	For
CC P Hayhurst	Against
CC N Hennessy	Against
CC S Holgate	Against
CC D Howarth	For
CC K Iddon	For
CC M Iqbal	Against
CC A Kay	For
CC H Khan	Against
CC E Lewis	Against
CC Ms S Malik	Against
CC J Marsh	For
CC T Martin	Against
CC J Mein	Against
CC J Molineux	Against
CC S Morris	For
CC E Nash	For
CC D O'Toole	For
CC L Oades	Against
CC G Oliver	Against

CC H Parr	Against
CC M Pattison	Against
CC E Pope	For
CC J Purcell	For
CC J Rear	For
CC P Rigby	For
CC A Riggott	For
CC M Salter	For
CC A Schofield	For
CC D Smith	For
CC K Snape	Against
CC A Snowden	For
CC D Stansfield	For
CC P Steen	For
CC M Tomlinson	Against
CC C Towneley	For
CC S Turner	For
CC A Vincent	For
CC C Wakeford	For
CC D Whipp	For
CC G Wilkins	For
CC P Williamson	For
CC B Yates	For
Carried	

The substantive motion was then put to the vote and was CARRIED. It was therefore:

Resolved: - That:

Lancashire County Council notes the consultation due to be launched by Our Health Our Care regarding the future of Accident & Emergency services in the Chorley, South Ribble and Preston areas. Council notes the range of opinions expressed by the public, partner organisations, and experts in the provision of emergency and urgent medicine on how best to provide emergency care in central Lancashire, and recognises that it would be premature for the council to take a position before a full consultation on all of the options is undertaken, including a full analysis of the impact on the quality of local health care for the local population.

Council therefore:

- Calls upon the NHS, under the Our Health Our Care programme, to undertake a full consultation exercise, setting out all of the options.
- Recognises that the quality of care for the people of Preston, South Ribble and Chorley should be the priority in determining the future configuration of services.
- Requests that the Health Scrutiny Committee, on behalf of the authority, examines the proposals in detail to assess the impact of the proposals and

whether they are in the interests of the health of the people of the area, and exercises its statutory powers accordingly.

3. It was moved by County Councillor Nikki Hennessy and seconded by County Councillor Margaret Pattison that:

Council welcomes the recent commitment by the Scottish Government and the Private Members Bill by Monica Lennon MSP to tackle period poverty through the free provision of sanitary products in educational establishments and notes that Scotland is one of the first countries in the world to tackle 'period poverty' through a pilot scheme in Aberdeen.

Council recognises however that whilst many women and girls will benefit from this, others in vulnerable situations, may not.

Lancashire County Council therefore instructs the Director of Public Health to consult with women and girls, to develop and implement an action plan to introduce free sanitary products, including menstrual cups, in schools in Lancashire and to scope out extending access to others.

The following amendment was proposed by County Councillor Shaun Turner and seconded by County Councillor Cosima Towneley:

Council welcomes the recent commitment from the Scottish Government to tackle Period Poverty and the pledge from the Minister for Women, Victoria Atkins, to remove VAT from sanitary products following Brexit.

Council notes research that suggests one in ten girls have at some point been unable to afford sanitary products with 49% having missed an entire day of school because of their period.

Council also notes some of the work already going on in this area from the likes of Red Box, The Girl Guiding Association and the sanitary ware manufacturer, Always.

Council recognises however that whilst many women and girls will benefit from this, there is scope to work with partners to provide help to others who may be in vulnerable situations.

Lancashire County Council therefore:

- Instructs the Director of Public Health to produce a report to the Health Scrutiny Committee on the issue of Period Poverty and how it can best be addressed.
- Commits to work with all our partners including the NHS, Schools, Colleges, Universities and those mentioned above to understand the local issues, raise awareness and tackle stigma.

Subject to minor changes to the wording, the amendment was accepted and became the substantive motion. The substantive motion was then put to the vote and was CARRIED. It was therefore:

Resolved: - That:

Council welcomes the recent commitment from the Scottish Government to tackle Period Poverty and the pledge from the Minister for Women, Victoria Atkins, to remove VAT from sanitary products following Brexit.

Council notes research that suggests one in ten girls have at some point been unable to afford sanitary products with 49% having missed an entire day of school because of their period.

Council also notes some of the work already going on in this area from the likes of Red Box, The Girl Guiding Association and the sanitary product manufacturer, Always.

Council recognises however that whilst many women and girls will benefit from this, there is scope to work with partners to provide help to others who may be in vulnerable situations.

Lancashire County Council therefore:

- Instructs the Director of Public Health to produce a report to the Health Scrutiny Committee on the issue of Period Poverty and how it can best be addressed.
- Commits to work and consult with all our partners including the NHS, girls, Schools, Colleges, Universities and those mentioned above to understand the local issues, raise awareness and tackle stigma.

4. It was moved by County Councillor Gina Dowding and seconded by County Councillor Paul Hayhurst that:

Council notes:

The Joint Lancashire Minerals and Waste Local Plan is currently under review.

Council believes:

That in light of the controversial processes currently underway within the County for exploration and appraisal, and ultimately production of unconventional hydrocarbons, it is imperative that the Minerals and Waste Local Plan includes criteria for the production of hydrocarbons within the plan.

Council resolves:

As part of the review:

- To instruct officers to include a section in the Minerals and Waste Local Plan on criteria related to the production of hydrocarbons.
- To include a criterion for production of hydrocarbons which takes into account the growing need for action on reducing carbon emissions.

This is in line with ongoing UK government commitments in the 2008 Climate Change Act and as signatories to the COP21 Paris Agreement. National Planning Policy Framework (NPPF) and National Planning Practice Guidance (NPPG) support a move to a low carbon future and NPPG provides examples of where hydrocarbon extraction proposals can integrate mitigation measures.

On being put to the vote, the motion was LOST.

A fifth Notice of Motion put forward by County Councillor Gina Dowding was not dealt with as it was out of time and was held over to the next meeting of Full Council on 13 December 2018 in accordance with Standing Order B35.

Angie Ridgwell
Chief Executive and Director
of Resources

County Hall
Preston

Meeting of the Full Council

Meeting to be held on Thursday, 13 December 2018

Report submitted by: Head of Legal and Democratic Services

Part A

Electoral Division affected:
None;

Report of the Audit, Risk and Governance Committee (Part A)

(Appendix 'A' refers)

Contact for further information:

Josh Mynott, Tel: (01772) 534580, Democratic and Member Services Manager,
josh.mynott@lancashire.gov.uk

Executive Summary

The Audit, Risk and Governance Committee meeting on 29 October 2018 considered the report of the independent auditor on the Neighbourhood Wellbeing Initiative Grants. Full Council is invited to consider the recommendations of the Committee.

Recommendation

That Full Council be asked to consider the report of the independent auditor on the Neighbourhood Wellbeing Initiative Grants.

Background and Advice

At its meeting on 14 December 2017, Full Council resolved:

"That Council is concerned about the circumstances surrounding the payment of 'Neighbourhood Wellbeing Initiative' grants totalling £500,000 in February and March this year. There was no budget provision for these grants which were paid on the recommendation of individual County Councillors and authorised by County Councillor Ali, the then Cabinet Member for Health and Wellbeing. There was no vetting by County Council Officers of either the applicants or the proposed purpose to which the grant would be put and it is of particular concern that almost £300,000 of these grants were recommended and authorised by County Councillor Ali himself.

Council therefore resolves to ask the External Auditor to carry out an investigation into the manner in which these grants were recommended, approved and paid and

report her findings to the Audit, Risk and Governance Committee for their consideration."

The council's external auditor was approached, but was unable to secure agreement to do so from Public Sector Audit Appointments Limited, the company that oversees the appointment of independent auditors in local government. It was therefore agreed to approach alternative audit bodies. Max Thomas, Director and Head of Internal Audit at Veritau, a local authority shared services company providing internal audit in the North Yorkshire region, was appointed to conduct the investigation.

The report was considered by the Audit, Risk and Governance Committee on 29 October 2018. The Committee resolved:

"That the report by the independent auditors, 'Veritau', presents an alarming breakdown in the proper mechanisms for controlling the county council's expenditure. The report demonstrates what can happen if a county councillor adopts the roles of officers and those officers charged with the responsibility of ensuring financial probity at all times are then unable to carry out their responsibilities effectively.

The report is a damning indictment and it is of concern that, as Cabinet Member for Health and Wellbeing, County Councillor Ali:-

- Gave instructions that all applications for a grant should be submitted only to him.
- Screened the applications for grants without any predetermined criteria for their determination.
- Did not retain a record of those projects not approved by him nor of the reasons for their exclusion.
- Changed the threshold suggested by officers for those applications requiring further checks.
- Approved grants to organisations known to him and in his own division of Nelson East and approved grants totalling £268,000 to organisations in Nelson and the surrounding area.

Committee is also concerned that in publicising the awarding of the grants, some Labour County Councillors sought to give the impression to their electorate that these grants had been given by the Labour Party and not by Lancashire County Council.

Committee therefore resolves that the Chief Executive and Director of Resources be requested to:

- i) Report to a future meeting of this Committee setting out the responsibilities of Lancashire County Council's officers in relation to council expenditure and outlining a protocol to be followed when grants are awarded to community groups and other voluntary bodies with a view to reporting to Full Council in due course.
- ii) Report this matter to Lancashire Constabulary for investigation to determine if there has been any fraud, misconduct in public office or a criminal breach of electoral law.

- iii) Submit the report to Full Council as a Part I item with any necessary redactions."

In accordance with recommendation (iii), the redacted report is now presented to Full Council at Appendix 'A'. Note that the redacted information consists of names and posts of officers of the county council below the level of Director, in line with usual practice. No other information has been redacted.

Consultations

Drafts of the report were shared with key individuals involved in the investigation, and the final report takes into account any comments made.

Implications:

This item has the following implications, as indicated:

Risk management

There are no legal or financial implications in this report. The Appendix sets out further information on any legal or financial implications of the original decisions to award the Neighbourhood Wellbeing Grants.

Local Government (Access to Information) Act 1985 List of Background Papers

Paper	Date	Contact/Tel
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None		
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Reason for inclusion in Part II, if appropriate

N/A



Lancashire County Council

Review of Wellbeing Grant Scheme

Strictly Private and Confidential

For: *Audit, Risk and Governance Committee*
Date Issued: *16 October 2018*



Where information resulting from investigation and/or audit work is made public or is provided to a third party by the client or by Veritau then this must be done on the understanding that any third party will rely on the information at its own risk. Veritau will not owe a duty of care or assume any responsibility towards anyone other than the client in relation to the information supplied. Equally, no third party may assert any rights or bring any claims against Veritau in connection with the information. Where information is provided to a named third party, the third party will keep the information confidential.

Background

- 1 In 2016/17, the County Council made arrangements to provide one-off funding to a number of community led wellbeing projects. The projects were neighbourhood level schemes which were intended to help promote health and wellbeing as part of the County Council's overall public health agenda. The funding was to be provided from the Public Health budget. It was expected that the funding would, in some cases, lever in additional funding and support from other partner organisations. The Cabinet Member for Health and Wellbeing invited suggestions from all councillors for initiatives to include in the list of schemes to be considered.
- 2 The Director of Public Health and Wellbeing subsequently submitted a series of reports to the Cabinet Member for Health and Wellbeing, outlining the objectives of the grant scheme, the mechanism for paying the grants, and the list of schemes requiring approval. An initial report was submitted on 1 December 2016 but further reports were then submitted on 9 February 2017, 15 March 2017 and 5 April 2017.
- 3 Total funding of £525,089 was approved for 103 projects. A further £50k of funding was approved to support the Sahara 'moving on' project. This one-off grant (and additional officer support) was to supplement Big Lottery grant funding to the project.
- 4 Following the award of the grants, concerns were raised by councillors about the robustness of the process followed for approving the projects and the adequacy of the grant payment and monitoring arrangements. A number of articles about the scheme had also appeared in the media. At its meeting on 14 December 2017, Full Council resolved that:

Council is concerned about the circumstances surrounding the payment of 'Neighbourhood Wellbeing Initiative' grants totalling £500,000 in February and March this year. There was no budget provision for these grants which were paid on the recommendation of individual County Councillors and authorised by County Councillor Ali, the then Cabinet Member for Health and Wellbeing. There was no vetting by County Council Officers of either the applicants or the proposed purpose to which the grant would be put and it is of particular concern that almost £300,000 of these grants were recommended and authorised by County Councillor Ali himself. Council therefore resolves to ask the External Auditor to carry out an investigation into the manner in which these grants were recommended, approved and paid and report her findings to the Audit, Risk and Governance Committee for their consideration.

- 5 The County Council's external auditors were asked to undertake the review but declined the request because of the potential conflict with their statutory audit duties.
- 6 Veritau were then commissioned to undertake the review. The audit fieldwork commenced on 13 June 2018.

Scope and Purpose of the Review

- 7 The purpose of the review was to examine the adequacy of the systems and procedures followed to approve the award of grants and to administer the scheme. The following areas were considered:
- The process for assessing the suitability of individual projects for inclusion within the overall scheme
 - The advice provided to the Director of Public Health and Wellbeing on how the scheme should be set-up and administered
 - The decision making and approval process and whether this complied with the County Council's procedure rules and scheme of delegation
 - The arrangements to monitor the overall roll-out of the scheme and the delivery of individual projects
 - The checks undertaken on individual projects to confirm whether the grant funding had been used appropriately and the scheme objectives met
 - The reporting arrangements for the overall grant scheme and individual projects
- 8 The review did not examine the Sahara 'moving on' project as the arrangements for administering this project were considered to be adequate.

Approach to Audit

- 9 Meetings were held with the following councillors and officers as part of the review:

County Councillor Geoff Driver (Leader)

County Councillor Azhar Ali (former Cabinet Member for Health and Wellbeing)

County Councillor Lorraine Beavers

Sakthi Karunanithi – Director of Public Health and Wellbeing

Neil Kissock – Director of Finance

Ian Young – former Director of Governance, Finance and Public Services

Correspondence, reports and other documents relating to the wellbeing scheme were also reviewed. The auditors would like to thank councillors and officers for their cooperation and assistance with the review.

Health and Wellbeing Strategy

- 10 Local authorities have been responsible for public health since April 2013. The County Council's Health and Wellbeing Strategy approved by the Lancashire Health and Wellbeing Board identifies the following overarching goals, which are to be achieved by 2020:

- Better health and wellbeing – to increase the time that people in Lancashire can expect to live in good health, and narrow the gap in health and wellbeing for the population of Lancashire
- Better care – to deliver measurable improvements in the people's experience of health and social care services
- Better value – to reduce the cost of health and social care, while at the same time increasing its effectiveness by promoting collaboration and integration between health and wellbeing partners.

- 11 The Strategy describes how the provision of services will need to change in order to deliver sustainable improvements in health and wellbeing, within the resources available. The changes include a shift in resources towards interventions (to reduce demand for hospital and residential services), the promotion of individual self-care and responsibility, and improved co-operation and joint working between partners. It also identifies the need to build and utilise the assets, skills and resources of our citizens and communities.
- 12 The approach adopted by Lancashire is in line with the recommendations of the Marmot Review¹ which highlighted the need to address health inequalities across England by:
- Creating an enabling society that maximises individual and community potential
 - Ensuring that social justice, health and sustainability are at the heart of all policies.
- 13 The use of grants to fund public health initiatives is also a recognised method of service delivery. For example, the County Council has previously provided grants to youth groups for the hire of facilities and for the development of community groups for older people.

Public Health and Wellbeing Budget

- 14 The approved net budget for public health and wellbeing in 2016/17 was £28.86m. The budget is funded in part by a ring fenced grant from the Department of Health and Social Care. The grant can only be used for eligible expenditure incurred or to be incurred each year on public health functions. The public health functions are set out in the Health and Social Care Act 2012. The grant conditions allow local authorities to pool resources with other local authorities, NHS bodies or other organisations provided the expenditure is used for public health purposes and the arrangements provide value for money². Any underspends can be carried forward to the following year within the public health reserve.

¹ 'Fair Society Healthy Lives' published February 2010.

² If payments are made out of the fund towards expenditure on other functions of a local authority or the functions of an NHS body, other public body, or a private sector or civil society organisation, the authority must be of opinion that those functions have a significant effect on public health or have a significant effect on, or in connection with, the exercise of public health functions.

- 15 The overall Public Health grant to local authorities was reduced by 2.2% in 2016/17 with a further reduction of 2.5% in 2017/18. The Public Health grant allocation in 2016/17 for Lancashire was £71.9m (reducing to £70.1m in 2017/18).

Wellbeing Initiatives

- 16 County Councillor Ali, who was the Cabinet Member for Health and Wellbeing in 2016/17, stated that he was keen to provide one-off enabling grants to community organisations as a way to help fund individual wellbeing projects and programmes. The objective was to help develop sustainable local services which would deliver public health and wellbeing outcomes. His experience was that many community groups and organisations were struggling financially due to funding cuts. However, he believed the County Council could act as a catalyst and help these groups to secure long-term funding and support from other sources (including other partners, the National Lottery, and town and parish councils).
- 17 County Councillor Ali discussed the idea with the Leader and Deputy Leader of the Council and gained their support. He also consulted the Director of Public Health and Wellbeing (Sakthi Karunanithi) about the proposal. The Director agreed that the approach was consistent with national policy objectives for public health which include a focus on developing community level resilience.
- 18 As no specific budget allocation had previously been made for the scheme, officers advised that the grants could be funded from anticipated underspends in the public health budget for 2016/17 (see paragraph 35 below). County Councillor Ali decided that councillors should be asked to help identify suitable community groups and projects within their wards. He thought this approach would be more effective than advertising the scheme more generally.
- 19 Whilst there was agreement about the proposal in principle, there was no discussion about how the scheme would operate in practice. There was no detailed planning undertaken and the actual process was not agreed. Sakthi Karunanithi thought the scheme would only involve a small number of grants but it is clear that County Councillor Ali was expecting the scheme to be on a larger scale. We have been unable to ascertain whether a specific budget allocation was discussed or agreed for the grant scheme.
- 20 A number of local community groups had already approached County Councillor Martin, who was then the Cabinet Member for Adult and Community Services, for funding support in 2016/17. As these requests related to local wellbeing initiatives they had been passed to County Councillor Ali. The requests were then forwarded to Sakthi Karunanithi and were effectively the first tranche of projects to be considered as part of the wellbeing grant scheme.
- 21 The initial tranche of projects were listed in a Cabinet Member decision report, dated 1 December 2016. Eight proposed grants, totalling £74,850 were included (see appendix 1). The report noted that the projects would be delivered jointly with other partner organisations. Learning from this approach would also be

used to inform future projects intended to build community resilience and wellbeing. County Councillor Ali approved the funding.

- 22 County Councillor Ali then sent an email to all councillors on 23 January 2017³. The email asked the councillors to identify community groups or projects which might benefit from one-off grant funding, as follows:

I would welcome any applications from elected members for small wellbeing grants for community organisations who are doing good work in their areas. There is a small pot of monies that I have allocated and as such would be happy to discuss any such project with individual members. Please forward any applications directly to me only.

- 23 County Councillor Ali screened the suggestions as they were received. In some cases he thought the suggestions did not meet public health objectives, were poorly defined or overlapped with other wellbeing projects. He had discussions with a number of councillors to better understand what the funding would be used for before deciding which groups or projects should benefit. No record has been kept of the projects which were not taken forward or the reasons for their exclusion. The screening was also not based on any predetermined criteria.
- 24 Some councillors suggested a number of possible projects within their wards whereas others did not respond to the request. County Councillor Ali stated that he sent a number of reminders to councillors to address the lack of response.
- 25 [REDACTED] was requested to compile the subsequent reports. County Councillor Ali then forwarded details of the chosen groups or projects for inclusion to [REDACTED]⁴.
- 26 Officers were concerned about the number of projects which were being proposed and the process followed to assess their suitability. To improve transparency, it was agreed that specific member approval should be obtained for the list of groups or projects chosen for funding.
- 27 A second Cabinet Member decision report was therefore prepared. The report listed 56 community groups and projects, with the proposed grants totalling £208,939 (see appendix 2). Following advice from Legal and Democratic Services, the report also included details of state aid rules relating to grant funding. Reference was also made to the grant funding being subject to conditions, including clawback in the event that the funds were misused. The report also noted that *'unlike the processes applied to other established grants such as local member grants there has been no appraisal of the organisations or projects which have been proposed. However, going forward the Director of Public Health intends to propose a framework within which any future*

³ Discussions with some County Councillors must have taken place earlier because a number of the applications for funding were received before this email was sent.

⁴ The community groups or organisations submitted applications directly to [REDACTED] or via County Councillor Ali.

applications should be reviewed'. County Councillor Ali approved the funding on 9 February 2017⁵.

- 28 County Councillor Ali continued to receive suggestions for funding. He then forwarded details of those projects he selected to [REDACTED]. The information supplied varied in detail. Simple checks (internet searches) were made by officers to confirm that the groups or organisations appeared genuine. Administrative work was also undertaken to obtain address and bank account details, and to set up payment details on the council's financial systems. This took time and, in some cases, further information had to be obtained from the applicants.
- 29 Further discussions were also held with officers from Legal and Democratic Services, and Finance about how to strengthen monitoring arrangements and provide additional safeguards. The Monitoring Officer (Ian Young) was satisfied that the approval of the grants was lawful and in accordance with the County Council's decision making processes. The Director of Financial Resources (Neil Kissock) was also satisfied that the proposed expenditure met the conditions of the Public Health grant and could be accommodated within the anticipated budget underspend for 2016/17. As the Public Health grant is ring fenced Neil Kissock was also aware that any budget underspend could not be used to satisfy other unrelated County Council funding pressures. Officers however acknowledged that the method of selecting the projects lacked transparency and could be criticised.
- 30 Details of the proposed grants forwarded to [REDACTED] were then listed in two further Cabinet member decision reports, dated 15 March 2017 and 5 April 2017. The decision report dated 15 March 2017, listed 34 proposed grants, totalling £234,800 (see appendix 3). As with the previous report, it was noted that the proposed grants had not been subject to any form of appraisal. On the advice of Legal and Democratic Services, the report also included some additional details about the operation of the scheme, including:
- The intention of the Director of Public Health to evaluate the effectiveness of the approved projects with a view to developing criteria against which any future projects could be judged
 - The 'recommendation' that any grants over £10,000 should only be approved on an 'in principle' basis initially. The Director of Public Health would then seek additional information from the applicants to enable the projects to be evaluated and to ensure the funding would be used effectively and deliver value for money. The applicants would also need to agree to specific grant terms and conditions, including reasonable monitoring requirements.
 - For all projects, irrespective of the size of the grant, the recipients would be required to submit a completion report, outlining how the funding had been used and what the project had achieved. The details would allow the

⁵ County Councillor Ali declared a non-pecuniary interest as a co-opted non-voting member of Nelson Town Council.

Director of Public Health to assess the success of the initiative and help with the development of similar schemes in the future.

The funding was approved by County Councillor Ali. He also decided that the threshold for those projects requiring additional checks and monitoring should be increased to over £15,000. This meant that only two organisations (Acorn Recovery and Pendle Leisure Trust) were required to submit additional information and sign legal agreements.

- 31
- The final decision report, dated 5 April 2017, listed five proposed grants, totalling £6,500 (see appendix 4). These projects had been omitted in error from the report dated 15 March 2017. The funding was again approved by County Councillor Ali.
- 32
- None of the decisions were subject to call-in. The decisions were also made in accordance with the County Council's scheme of delegation which allowed Cabinet Members to make financial commitments within the budget framework and to approve grants to outside bodies (unless approval was specifically delegated to a senior officer).
- 33
- Payments were processed once all the required information had been obtained from the applicants to enable them to be set up on the creditors system. The payments were charged to 'Public Health - Support Other Expenses' and split across financial years, as follows:

	£
2016/17	343,045
2017/18	179,544
Total	522,589

- 34
- Two grants, totalling £2,500 were not paid because the intended recipients failed to provide the required information (see appendix 5). The payments made in 2017/18 (excluding the grants listed in the report dated 5 April 2017) were covered by an earmarked contribution to the Public Health reserve (funded from the 2016/17 budget underspend). The grants approved in April 2017 were funded from underspends in the 2017/18 public health budget.
- 35
- Budget monitoring reports from December 2016 onwards, showed an expected underspend on the overall public health budget for 2016/17. Even with the inclusion of the wellbeing grant payments noted above, the Public Health grant was not expected to be fully spent. The overall public health budget outturn for 2016/17 was £24.66m⁶ representing a net underspend of £4.2m.
- 36
- Letters confirming the grants were sent to the community groups and projects in April 2017. The letters set out a number of conditions, as follows:
 - The funding should only be used for the agreed purposes

⁶ Representing expenditure of approximately £109m less income of £85m (plus adjustments).

- The County Council could request information about progress, and the grant recipient should provide this information without delay
- The County Council could ask for information and evidence to show how the funding had been spent, and the grant recipient should provide this information without delay
- The grant recipient should immediately inform the County Council if there was a delay in starting the project, the project could not be completed or the project objectives could not be achieved
- The County Council could recover the funding if the project was unduly delayed, the project was not completed, the funds were spent for other purposes or information was not provided when requested
- A project completion form should be returned to the County Council within 28 days of the scheme year end (31 March 2018)
- All receipts and records relating to the project should be kept for a minimum of seven years

37 The recipients were required to sign the letters and return them to the County Council, to confirm acceptance of the grant conditions. In the majority of cases, payments were made before the letters were issued to the grant recipients.

38 A number of grant recipients also failed to sign and return the letters. Reminder letters were therefore sent in December 2017 and May 2018. At the date of this audit, 12 grant recipients had still not complied with this request.

39 Reminder letters were also sent in June 2018 to those grant recipients who had failed to return progress reports or project completion forms. At the date of this audit, details had only been received from 57 of the grant recipients (56% of the total).

40 Officers were only expecting a small number of projects to be put through for approval. Sakthi Karunanithi stated that he became increasingly uncomfortable as the number of projects continued to increase. Officers felt that there was a political desire to ensure the scheme was a success. Officers also felt under pressure to deliver the scheme quickly. The auditors were given different reasons for the apparent urgency. Whilst no explicit deadline was given there may have been a desire to complete the process before the year-end or the beginning of the pre-election purdah. Councillor Ali accepted that the process ideally should have started earlier but he was waiting to see confirmation of the budget underspend. This only became known in November 2016. The Public Health team was not set up to administer this number of grants and therefore lacked the necessary resources and experience to ensure suitable controls were in place. ██████████ stated that it felt unplanned and rushed.

41 The email sent by Councillor Ali to other councillors implied that the funding available for the wellbeing scheme was limited. The budget allocation was not apparently discussed or agreed with officers. It is also clear that officers had not expected the cost of the overall scheme to be so high.

- 42 Except for the receipt of progress and project completion reports, no formal assessment has been made of whether the grant funding was used for its intended purposes and/or the projects achieved the expected public health outcomes. The results of the scheme have not been reported to the Health and Wellbeing Board or other Council committee.
- 43 There is some evidence of other funding being secured by grant recipients but there is also evidence of possible duplication of funding (for example free swimming sessions funded through Barnoldswick Town Council, Brierfield Town Council, Nelson Town Council and directly with Pendle Leisure Trust).
- 44 As noted above, no complete record has been kept of the suggestions made by County Councillors or the projects which were not put forward for approval. Many of the applications from community groups and organisations were also initially received by Councillor Ali before being forwarded to [REDACTED]. It is therefore not possible to determine how many of the projects were initiated by Councillor Ali himself. However, it is also noted that approximately £268k of the grants were awarded to projects in whole or part benefitting Nelson and the surrounding area.
- 45 County Councillor Nikki Hennessey was photographed outside the Age UK Wellbeing Centre in Ormskirk holding a cheque for £1,000. The cheque gave the impression that the funding was being provided by the Labour party rather than the County Council. This was clearly misleading. It is understood that other Labour councillors were photographed with similar cheques.

Conclusions

- 46 The idea of providing funding to community groups and organisations as a way of building resilience and improving health outcomes at a local level is in line with national policy and the County Council's Health and Wellbeing strategy. The approach has also been replicated by other councils.
- 47 The involvement of other councillors in the process of identifying possible projects also has benefits. Councillors have a good understanding of their local communities, the different groups and organisations who are operating, and the needs and priorities of their residents.
- 48 The process followed to assess and select projects was however inadequate. The Cabinet Member for Health and Wellbeing allowed himself to become directly involved in the selection process even though he was also promoting and overseeing the scheme, and approving which projects would receive funding.
- 49 There was no objective assessment of the proposed projects to determine whether they would deliver public health outcomes in line with the Health and Wellbeing Strategy. There was also no assessment of whether the projects offered value for money. It is also not clear whether the wellbeing grant scheme was a priority compared to other possible public health activities or initiatives.
- 50 The approval of the projects was undertaken in accordance with the County Council's decision making processes and was therefore lawful. However, the

Cabinet Member should have limited his involvement to setting the overall scheme objectives and principles. Officers should have been asked to administer all other aspects of the scheme, including determining which projects were recommended for funding (using pre-determined criteria).

- 51 There was inadequate planning before the scheme was launched. Whilst there was an anticipated underspend against the 2016/17 public health budget, there does not appear to have been any discussion or clear agreement about the level of funding which would be made available to support the scheme. Officers appeared to have little prior knowledge of the actual number of projects which might be included or how the scheme would operate in practice. No process had been established to assess the suitability of the proposed projects or to administer the payment of grants. There also seemed to be an expectation that a scheme involving over 100 grants could be set up and delivered within less than three months. This was unrealistic, particularly given the limited resources available within the Public Health and Wellbeing service and the absence of any existing systems or processes for administering a scheme of this nature.
- 52 The Director of Public Health and Wellbeing expected the scheme would involve a small number of projects. The risks to the County Council were limited and he thought a light touch approach was therefore appropriate. There were also perceived benefits in running a small scale scheme as this presented a learning opportunity which could help inform the development of larger scale projects in the future.
- 53 Officers quickly realised that the actual number of projects being proposed was far greater than they expected. At this point, officers should have advised the Cabinet Member to delay the roll-out of the scheme so as to enable more robust systems and processes to be established. However, officers felt under pressure to deliver the scheme because it was regarded as a priority by the Cabinet Member and had the backing of the Leader. Officers instead chose to introduce a series of additional control measures to help protect the County Council and the public funds which were being made available.
- 54 Officers were satisfied that the grants were intended to support activities which would benefit public health and wellbeing. The expenditure therefore met the conditions of the Public Health grant. This funding was not otherwise available to support other council budget pressures.
- 55 Adequate audit trails do not exist to show which projects were not taken forward or the reasons for their exclusion. It is also not possible to identify the projects suggested by each County Councillor. As a result there was a lack of transparency about the process followed. This has made it difficult for the County Council to respond to questions or challenges. There was also a lack of adequate segregation in decision making. The Cabinet Member was effectively selecting and approving projects for funding, including projects within his own ward.
- 56 The conditions included in the grant acceptance letters sent to community groups and organisations (for those grants under £15,000) were appropriate. However,

the letters were sent after the majority of the grant payments had been made. This has undermined the County Council's ability to take action against those community groups and organisations who did not sign and return them (and who subsequently may have failed to comply with the grant conditions).

- 57 The actual vetting of the groups and organisations to determine their authenticity prior to the award of the grants was limited.
- 58 Since the award of the grants there has been only limited monitoring of the projects with progress reports and project completion forms being returned in only 56% of cases. The information and evidence provided by the grant recipients has also been variable. No formal assessment has been made to determine whether the overall scheme was successful in delivering the required public health outcomes and/or the grant funding was used for its intended purposes in each case.
- 59 It was not appropriate for County Councillors to give the impression that the funding was being provided by anyone other than the County Council.

Cabinet Member decision report – 1 December 2016

Recipient	Project	£
Veterans Association UK	Veterans Association UK - supporting veterans (Burnley)	5,000
South West Lancashire Independent Community Advice Network	South West Lancashire Independent Community Advice Network (Skelmersdale)	4,000
Calico Enterprise Limited	Calico Enterprise Limited - Unity Hall - Community Café (Nelson)	35,000
Sahara in Preston	Sahara in Preston Luncheon Club	4,000
Southfield Community Action Forum (SCAF)	Southfield Community Action Forum - tackling social isolation (Nelson)	9,400
Migrants Wellbeing Association Lancashire	Migrants Wellbeing Association Lancashire (Nelson)	7,500
Crawshawbooth Community Association	Crawshawbooth Community Association - local community activities (Rossendale)	5,000
WOW (Women Organisation for Walverden)	WOW - Women Organisation for Walverden (Nelson)	4,950
Total grants approved		74,850

Cabinet Member decision report – 9 February 2017

Recipient	Project	£
Chorley & South Ribble Shop Mobility	Chorley & South Ribble Shop Mobility (Chorley Shop Mobility)	2,000
Access Alpha Ltd	Access Alpha Ltd (Mental Health Support for Women in Burnley & Pendle)	6,895
West Lancashire ARC CIC	West Lancashire ARC CIC - Women in Our Community	4,800
Dance Syndrome	Dance Syndrome (Chorley and South Ribble)	2,110
Bradley Community Association	Bradley Community Association - Women 2 Women events (Nelson and Brierfield)	5,800
PEEF Peoples Enterprise & Empowerment Forum	PEEF Peoples Enterprise & Empowerment Forum - BME Elderly (Pendle)	7,000
Preston Muslim Forum	Preston Muslim Forum Luncheon Club	3,500
The Leyland Project	The Leyland Project – diversionary activities (South Ribble)	1,000
Stacksteads Countryside Park Group	Stacksteads Countryside Park Group Rossendale Lantern Parade	1,000
Ali School of Mixed Martial Arts	Ali School of Mixed Martial Arts (Nelson)	4,992
ITHAAD Community Development Trust	ITHAAD Community Development Trust (Pendle)	8,200
Alf's Blackbelt academy in Stacksteads	Alf's Blackbelt academy in Stacksteads (Rossendale)	1,000
Rising Bridge Community Association	Rising Bridge Community Association	1,000
Divine Days Creative Arts CIC	Divine Days Creative Arts CIC (West Lancashire)	1,000
Scaitcliffe Community Centre	Scaitcliffe Community Centre – over 50's programme (Hyndburn)	5,800
Barnoldswick Town Council	Barnoldswick Town Council - free child holiday swim initiative - West Craven	7,050

Recipient	Project	£
	Sports Centre, Pendle Wavelengths and Pendle Leisure Centre	
Brierfield Town Council	Brierfield Town Council - swimming (Nelson)	5,500
Nelson Town Council	Nelson Town Council - free swimming – Pendle Wavelegths	10,496
INTACT Centre Ingol	INTACT Centre Ingol - Fit and Fat Free (Preston)	5,000
Fable Arts - Shrimptown	Fable Arts – Shrimptown (Fylde)	5,000
Burnley Wood Community Centre	Burnley Wood Community Centre (Burnley)	9,801
Evanfest 17	Evanfest 17 (Preston)	600
Pendle Support Care Services Enable U	Pendle Support Care Services Enable U / Dance Class CIC	3,020
Colne Open Door	Colne Open Door - community celler creative hub	10,000
Cottage Lane Misson	Cottage Lane Misson - Messy Church & luncheon club (Ormskirk - West Lancashire)	1,000
The Civic Ormskirk	The Civic Ormskirk (Ormskirk - West Lancashire)	1,000
Age UK Lancashire	Age UK Lancashire - 50+ reminiscence event (Ormskirk and Skelmersdale)	1,000
Calico Enterprise Limited	Calico Enterprise Limited - Luncheon Club provision (Burnley)	10,500
Building Bridges Burnley	Building Bridges - 'Feel Good Factor' (Burnley)	2,000
Calico Enterprise Limited	Calico Enterprise Limited - heart programme tackling obesity and diabetes (Burnley)	4,500
Calico Enterprise Limited	Calico Enterprise Limited - Mediterranean food classes (Burnley)	9,500

Recipient	Project	£
Sahara in Preston	Support to BME women with moderate mental health problems (Preston)	2,000
Fishwick Rangers	Fishwick Rangers - Street Sport & Disabled Group (Preston)	2,450
Leyland Sports Association	Leyland Sports Association - Crown Green Bowling Club (South Ribble)	4,000
Pendle District Cricket League	Pendle District Cricket League (Pendle, Burnley, Hyndburn and Rossendale)	4,200
Together Lancashire	Together Lancashire - fun, friends and food (East Lancashire)	2,000
Eagle & Child bowling club	Eagle & Child bowling club - seating & shelters (South Ribble)	2,000
Creative Futures Burnley	Creative Futures Burnley	8,800
Bacup Pride	Bacup Pride - new planters / bulbs / derelict land (Rossendale)	500
Whitworth Sports Council	Whitworth Sports Council - annual sports festival (Rossendale)	500
Community Leisure Association of Whitworth (CLAW)	The Riverside - Community Leisure Association of Whitworth (CLAW) (Rossendale)	500
Whitworth Valley Football Club	Whitworth Valley Football Club (Rossendale)	500
Mid Pennine Arts	Mid Pennine Arts - Spodden Valley Revealed - family outdoor activities (Rossendale)	500
Jinnah Development Trust Limited	Jinnah Development Trust – digital buddies (Burnley)	3,780
Lancashire Council of Mosques	Lancashire Council of Mosques - health & wellbeing projects (East Lancashire)	5,000
Haslingden St. James' CE Primary School	Haslingden St. James' CE Primary School - sensory room (Rossendale)	2,845

Recipient	Project	£
Christine Stringfellow (Fylde Arts – Lytham)	Fylde Arts – tea party (Lytham)	1,500
Lytham Community Choir	Lytham Community Choir (Fylde)	5,000
Skelmersdale Men Aces	Skelmersdale Men Aces – adventure and training (West Lancashire)	5,000
Friends of the Estuary Coastal Care Group	Friends of the Estuary Coastal Care Group (Fylde)	900
Park View 4 U	Park View 4 U – gardening club (Fylde)	5,000
Kingsfold Primary School	Kingsfold Primary School – nurture group (South Ribble)	200
Homestart Holiday Hunger Project	Homestart Holiday Hunger Project (South Ribble)	3,500
Face to Face Group	Face to Face Group – children with special needs (Heysham)	1,000
Colne Open Door	Colne Open Door – high visibility jackets (Pendle)	200
Whitewell Bottom Community Association	Whitewell Bottom Community Association – health and wellbeing projects (Rossendale)	5,000
Total grants approved		208,939

Cabinet Member decision report – 15 March 2017

Recipient	Project	£
The West Lancashire Pensioners Forum	The West Lancashire Pensioners Forum (West Lancashire)	1,000
Fylde Coast YMCA	Fylde Coast YMCA - free swim passes (Wyre)	2,500
Westview Community Association	Westview Community Association – Duke of Edinburgh's awards (Wyre)	4,294
AAWAZ Access Point	AAWAZ Access Point – support for vulnerable women (Hyndburn)	7,600
Extreme Fitness	Extreme Fitness – health and exercise programme (Nelson)	8,100
Pendle Borough Council	Pendle Borough Council - contribution to environmental improvement scheme (Nelson)	15,000
Lazy Days	Lazy Days luncheon club (South Ribble)	1,500
Skerton Community Association	Skerton Community Association – The Autumn Club (Lancaster)	4,500
Birchwood Junk Food Café	Birchwood Junk Food Café and Move On – West Lancashire Crisis and Information Centre	3,500
Hapton Parish Council	Hapton Parish Council - Hapton Luncheon Club (Hyndburn)	2,040
Friends of Euston Park	Friends of Euston Park – play equipment (Preston)	500
Acorn Recovery Funding	Acorn Recovery Projects – healthy eating (East Lancashire)	18,000
(Fulledge) Belmont Community Association	(Fulledge) Belmont Community Association – health and wellbeing activities (Burnley)	4,000
Migrants Wellbeing Association Lancashire	Migrants Wellbeing Association Lancashire – reducing social isolation (Pendle)	8,400
Ultimate Strength & Fitness	Ultimate Strength & Fitness – independent wellbeing centre (Pendle)	13,200

Recipient	Project	£
South West Lancashire Independent Community Advice Network	SWLICAN South West Lancashire Independent Community Advice Network – conferences (West Lancashire)	5,000
PULSE	Peoples Umbrella for Learning, Socialising and Empowerment – events and activities to combat loneliness and isolation (West Lancashire)	5,000
Community Rooms CIC (E Rooms)	Community Rooms CIC (E Rooms) – free music workshops (Skelmersdale)	1,000
Garstang Memory café	Garstang Memory café (Wyre)	7,000
Burnley FC	Burnley FC in the Community – support to people with poor mental health through the ‘Active Clarets’ programme (Nelson)	15,000
Hyndburn & Ribble Valley BME	Hyndburn & Ribble Valley – support to BME community	7,200
In-Situ-In-Place	In-Situ-In-Place art programme with the Vernon Street Community Centre (Pendle)	9,400
Arooj organisation	Arooj organisation - family support service BAME (East Lancashire)	15,000
Ethnic Minority Association	Ethnic Minority Association – arts programme (East Lancashire)	10,500
Cue Foundation	Cue Foundation – community hub (Pendle)	8,300
Parish of Nelson Little Marsden	Parish of Nelson Little Marsden - music therapy project (Pendle)	4,200
Life-line care 4 U	Life-line care 4 U – luncheon clubs (Burnley and Pendle)	7,200
Lancashire amateur sport club	Lancashire amateur sport club – active youths programme (Pendle)	7,200
West Lancashire Debt Advice	West Lancashire Debt Advice – advice to people with poor mental health	1,000
Nelson Football Club	Nelson Football Club – programme to improve sports participation	7,200

Recipient	Project	£
Cottam Community Association	Cottam Community Association – install defibrillator and replace furniture (Preston)	1,656
Pendle Leisure Trust	Pendle Leisure Trust – free swimming lessons	21,510
Brierfield Volleyball Club	Brierfield Volleyball Club – national tournament (Pendle)	2,300
Leyland Methodist Church	Leyland Methodist Church – coffee bar and community centre (South Ribble)	5,000
Total grants approved		234,800

Cabinet Member decision report – 5 April 2017

Recipient	Project	£
Marsh Community Centre	Marsh Community Centre - health living support to young people (Lancaster)	1,000
Lancaster Green Spaces - Forest Friends	Lancaster Green Spaces - Forest Friends – volunteering activities	500
Friends of Coronation Field & Freeman's Wood	Friends of Coronation Field & Freeman's Wood – outdoor gym equipment (Lancaster)	1,000
The Friendship Centre	The Friendship Centre - reducing social isolation (Lancaster)	1,000
Breast Buddies Barnoldswick	Bumps and Babies' group	3,000
Total grants approved		6,500

Grants not paid or repaid by recipient

The following grants were repaid or payments were not processed:

Project	£	
Southfield Community Action Forum (Nelson)	9,400	Project not completed and funding therefore returned
Lazy Days luncheon club (South Ribble)	1,500	Address and bank details not supplied
Community Rooms CIC (Skelmersdale)	1,000	Bank details not supplied

Meeting of the Full Council

Meeting to be held on Thursday, 13 December 2018

Report submitted by: Head of Legal and Democratic Services

Part A

Electoral Division affected:
None;

Report of the Political Governance Working Group

(Appendix 'A' refers)

Contact for further information:

Josh Mynott, Tel: (01772) 534580, Democratic and Member Services Manager,
josh.mynott@lancashire.gov.uk

Executive Summary

The Full Council is invited to consider changes to the Constitution as proposed by the Political Governance Working Group.

Recommendation

The Full Council is asked to:

- (i) Approve the changes proposed by the Political Governance Working Group to the Constitution, as set out in the report.
- (ii) Authorise the Director of Corporate Services to make any consequential changes to other parts of the Constitution arising from these changes.

Background and Advice

At its meeting on 24 May 2018, Full Council agreed a number of changes to the county council's Constitution and Standing Orders, following recommendations made by the Political Governance Working Group.

Of the changes agreed by Full Council, two were agreed on a trial basis. These were:

1. Time limits on debates on Notices of Motion.
2. Requirement for reasons to be given for Call Ins, relating to the principles of decision making as set out in the Standing Orders.

The Political Governance Working Group met on 22 November 2018 to review the operation of these Standing Orders, and to consider whether to recommend to Full Council any further changes to meeting administration and the constitution.

The proposals agreed by the Working Group are set out in Appendix 'A'.

The Working Group also agreed to meet in the New Year to consider practice in other local authorities relating to public and member involvement in meetings, and review the implications of the anticipated new government guidance on Overview and Scrutiny.

Consultations

N/A

Implications:

This item has the following implications, as indicated:

Risk management

The county council is required to have a Constitution, setting out the various roles and functions of different parts of the council, and how decisions are made. Parts of the constitution are governed by statute, which require particular arrangements to be included, for example on meetings to be held in public, establishment of committees or who can make certain decisions. In most areas, within the statutory framework, the council has some freedom to make its own arrangements.

Local Government (Access to Information) Act 1985 List of Background Papers

Paper	Date	Contact/Tel
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None

Reason for inclusion in Part II, if appropriate

N/A

Revised Standing Orders - Summary of changes

Full Council

	Issue	Current SOs	Proposed Standing Orders (SOs)
1	Start time of Full Council	SO B4(1) Full Council to start at 1.30pm	Full Council to start at 1pm
2	NOMs – submission	N/A	New Standing Order B36(6) to limit an individual county councillor to submitting one Notice of Motion per meeting.
3	Time limit on motions (trialled for 6 months)	SO B38(3) 30 minutes maximum time limit to debate a motion, and an overall limit of 90 minutes allowed for motions in a meeting. (Chairman may extend if necessary).	To revise to 20 minutes maximum time limit to debate a motion, and an overall limit of 80 minutes allowed for motions in a meeting (Chairman may extend if necessary)

Overview and Scrutiny

4	Call In – reasons (trialled for 6 months)	E2(5) SO requires that a Call In request must specify which of the Principles for Decision Making have been breached by the decision maker.	This proposal to be made permanent
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Meeting of the Full Council

Meeting to be held on Thursday, 13 December 2018

Report submitted by: Head of Legal and Democratic Services

Part B

Electoral Division affected:
None;

Report of the Cabinet (Part B)

Contact for further information:

Ryan Hyde, Tel: (01772) 536212, Business Support Officer,
ryan.hyde@lancashire.gov.uk

Executive Summary

The report of the Cabinet from its meetings on 11 October 2018 and 8 November 2018.

This report also presents details of an urgent key decision taken since the last meeting of Full Council, in accordance with Standing Order C22.

Recommendation

That the report of the Cabinet, as now presented, be noted.

Background and Advice

The agenda and minutes of the meetings below may be viewed at
<http://council.lancashire.gov.uk/mgCommitteeDetails.aspx?ID=122>.

Meeting 11 October 2018

Part I (Open to Press and Public)

Procurement Report – Request Approval to Commence Procurement Exercises

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

- i. Application of Surface Treatments to Carriageway and Footway
- ii. Mechanical and Electrical Partnering Framework

- iii. Construction Works Over £100,000
- iv. CYP Agency Residential – Block Bed Purchases

Proposed Amendments to the Highways and Transport Capital Programmes

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

Highways Management Plan

Resolved: That

- i. The approach to producing a new Highways Management Plan, as set out in the report be approved.
- ii. The Director of Property Services, in consultation with the Cabinet Member for Highways and Transport, be authorised to update, rename and publish the updated Highways Management Plan on the county council's Highways Asset Management Webpage.

The University of Central Lancashire Masterplan and Associated Highways Project Approval of Design

Resolved: That

- i. The design for the Masterplan development as detailed in the report be approved.
- ii. The Head of Service, Design and Construction be authorised to make minor changes to the design.

Community Transport – Results of Consultation on Proposals to Reduce Funding

Resolved: That:

- i. The findings of the consultation be noted.
- ii. The proposals as previously agreed by Full Council be approved.

Consultation on Government proposals to introduce permitted development rights for shale gas exploration

Resolved: That the Head of Service, Planning and Environment, in consultation with the Cabinet Member for Economic Development, Environment and Planning, be authorised to submit a response to the Government consultation setting out the concerns outlined in the report.

Inclusion of shale gas production projects in the Nationally Significant Infrastructure Project Regime

Resolved: That the Head of Service, Planning and Environment be authorised to respond to the consultation setting out the concerns outlined in the report.

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

Resolved: That 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.

Adult Social Care Winter Plan 2018/19

Resolved: That:

- i. The county council's Adult Social Care Winter Plan for 2018/19 as set out in the report be approved.
- ii. The financial risks beyond the current financial year 2018/19 of some of the schemes detailed in the plan, which are currently funded from the Improved Better Care Fund, be noted.

Care, Support and Wellbeing of Adults in Lancashire – Our Vision

Resolved: That the Care, Support and Wellbeing of Adults in the Lancashire Vision document and the accompanying 'Plan on a Page', as set out in the report, be approved.

Part II (Not Open to Press and Public)

Community Asset Transfers

Resolved: That the recommendations set out in the report be approved.

Work to Operational Premises

Resolved: That the recommendations set out in the report be approved.

Burnley Town Centre Investments

Resolved: That the recommendations set out in the report be approved.

Ribblesdale High School Expansion Project – Fire Suppression System Review

Resolved: That the recommendation set out in the report be approved.

Lytham St. Annes Technology and Performing Arts College

Resolved: That the recommendations set out in the report be approved.

Meeting 8 November 2018

Part I (Open to Press and Public)

Procurement Report – Request Approval to Commence Procurement Exercises

Resolved: That:

- i. The commencement of procurement exercises for the following areas be approved:
 - i. Framework agreement for the supply, installation, maintenance and repair of bus shelters.
 - ii. Purchase of vehicle parts.
 - iii. Provision of alarm receiving centre services.
 - iv. Provision of a roving night time support service in Lancashire.
 - v. Provision of a domestic abuse refuge service in Lancashire.
 - vi. Provision of a carers assessment and support service, independent advocacy service and a carers advocacy service in Lancashire.
- ii. The timeline and outcome of the 0-19 Healthy Child Programme procurement exercise be noted.

Transport Asset Management Plan

Resolved: That:

- i. The update on progress on the draft Transport Asset Management Plan 2018 data refresh be noted.
- ii. The Director of Property Services be authorised to approve, in consultation with the Cabinet Member for Highways and Transport, the final version of the draft Transport Asset Management Plan 2018 data refresh document.

Street Lighting Budget Consultation

Resolved: That the ceasing of night time inspection for street lights and illuminated signs and extending the routine maintenance, visual structural inspections and periodic electrical testing from 5 to 10 years be approved.

Various Roads, Westhead, Ormskirk, West Lancashire Borough (Prohibition of Waiting, Restricted Waiting and Limited Waiting)

Resolved: That the making of a Traffic Regulation Order as set out in the report be approved.

Road Traffic Regulation Act 1984 Lancashire County Council (County Road, High Lane and Holborn Hill, Ormskirk, Liverpool Road and Northway, Aughton, West Lancashire Borough) (Revocations, 40mph Speed Limit and Derestriction) Order 201*

Resolved: That 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.

Children and Family Wellbeing Service: Responses to Consultation and Final Proposals

Resolved: That:

- i. The findings of the consultation as set out in the report be noted.
- ii. The Children and Family Wellbeing Service implements the proposals for 76 buildings as set out in the report, as follows:
 - i. 50 to continue to provide Children and Family Wellbeing Service delivery as proposed in the consultation.
 - ii. 12 to no longer provide Children and Family Wellbeing Service delivery as proposed in the consultation.
 - iii. 14 to be subject to further consideration taking into account the cost of building adaptations required to accommodate future Children and Family Wellbeing Service delivery and further budget option decisions.
- iii. Further proposals on the remaining 14 buildings be presented to Cabinet once the additional consideration has been given.

Implementation of the Care Act 2014 – Approval of Revised Adult Social Care Policies

Resolved: That:

- i. The implementation of the Deferred Payments policy as set out in the report be approved.
- ii. That administration charge for arranging a Deferred Payment Agreement be increased from £500 to £810.

Part II (Not Open to Press and Public)

Community Asset Transfers and proposals relating to Cleveleys, Pike Hill Burnley and Kirkham Libraries

Resolved: That the recommendations set out in the report be approved.

Works to Operational Premises – Rufford Travelcare Depot and Preston Marsh Lane Offices

Resolved: That the recommendations set out in the report be approved.

Civil Parking Enforcement

Resolved: That the recommendations set out in the report be approved.

Establishment of a North West Facility of the Advanced Manufacturing Research Centre at the Samlesbury Aerospace Enterprise Zone

Resolved: That the recommendations set out in the report be approved.

Barrow Primary School, Clitheroe – Proposed Capital Project to Facilitate School Expansion

Resolved: That the recommendation set out in the report be approved.

Proposal to Transfer Care and Support in Shared Households for Adults with Learning Disabilities provided by Lancashire Care Foundation Trust to the Lancashire County Council's Adult Disability Service

Resolved: That the recommendations set out in the report be approved.

Urgent Key Decisions

It is a requirement of Standing Order C22 that any urgent Key Decisions taken under the provisions of Standing Order C21 must be reported to Full Council for information. The following urgent Key Decision was taken since the last meeting of Full Council:

Establishment of an Urban Development Fund for Lancashire

The following urgent decision was taken by Cabinet on 3 December 2018.

Cabinet resolved that the recommendation set out in the report be approved.

Local Government (Access to Information) Act 1985 List of Background Papers

Paper	Date	Contact/Tel
None		
Reason for inclusion in Part II, if appropriate		
N/A		

Meeting of the Full Council

Meeting to be held on Thursday, 13 December 2018

Report submitted by: Head of Legal and Democratic Services

Part B

Electoral Division affected:
None;

The Audit, Risk and Governance Committee

(Annex 1 refers)

Contact for further information:

Dave Gorman, Tel: (01772) 534261, Senior Democratic Services Officer,
dave.gorman@lancashire.gov.uk

Executive Summary

The report of the Audit, Risk and Governance Committee from its meeting held on 29 October 2018 is attached at Annex 1.

The agenda, reports and minutes of the meeting are available to view [here](#).

Members can also contact officers specified in each report for further information about each item.

Recommendation

That the report of the Audit, Risk and Governance Committee, as now presented, be noted.

Local Government (Access to Information) Act 1985

List of Background Papers

Paper	Date	Contact/Tel
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None		
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Reason for inclusion in Part II, if appropriate

N/A

Meeting of the Full Council - Thursday 13 December 2018

Report of the Audit, Risk and Governance Committee meeting on 29 October 2018

Chair: County Councillor Alan Schofield

Part I (Open to Press and Public)

The Annual Audit Letter for Lancashire County Council and Lancashire County Pension Fund 2017/18

The Committee considered a report setting out details of the Annual Audit Letter for Lancashire County Council and Lancashire County Pension Fund for 2017/18 including the key messages in relation to the financial statements audit and audit opinion, and Value for Money conclusion.

Resolved: - That subject to the amendments, the Annual Audit Letter for 2017/18 as set out at Appendix A to the report be noted.

External Audit - Audit Progress Report and Sector Update 2018/19

The Committee considered a report setting out an update including the proposed timescales for the audit of the 2018/19 statement of accounts and the Value for Money conclusion.

Resolved: - That the External Audit Progress Report and Sector Update 2018/19 set out at Appendix A to the report be noted.

Internal Audit Progress Report

The Committee considered a report setting out the internal audit work performed under the audit plan for 2018/19 which was approved in April 2018.

Resolved: - That the Internal Audit Service progress report and outcomes of the work for the period to 30 September 2018 be noted.

Corporate Risk and Opportunity Register Quarter 2

The Committee considered a report setting out details of an updated (Quarter 2) Risk and Opportunity Register reflecting changing priorities and the updated budget position.

Resolved: - That the updated Corporate Risk and Opportunity Register as set out at Appendix A to the report now presented, be noted.

Treasury Management Activity 2018/19

The Committee considered a report setting out details of a review of Treasury Management activity for the period April to September 2018, including a summary of the economic conditions; borrowing activity; investment activity; and the actual results measured against the Prudential and Treasury Management indicators for the period.

Resolved: - That the treasury management activities set out in the report now presented, be noted.

General Data Protection Regulation Update

The Committee considered a report setting out an update on the implementation of controls to ensure compliance with new data protection legislation across the authority.

Resolved: - That the report be noted.

Part II (Not Open to Press and Public)

Delays and Overspends on Major Projects, with Specific Reference to the Central Lancashire Strategic Site

The Committee considered an oral update

Resolved: - That:

- (i) The note and oral update be noted;
- (ii) A progress report on the implementation of the above arrangements be presented to the next meeting of the Audit, Risk and Governance Committee on 28 January 2019.

Neighbourhood Wellbeing Grants

The Committee considered a report setting out details of a report of the independent auditor appointed to carry out an investigation into the manner in which Neighbourhood Wellbeing Grants were awarded in 2016 and 2017.

Resolved: - That the report by the independent auditors, 'Veritau', presents an alarming breakdown in the proper mechanisms for controlling the county council's expenditure. The report demonstrates what can happen if a county councillor adopts the roles of officers and those officers charged with the responsibility of ensuring financial probity at all times are then unable to carry out their responsibilities effectively.

The report is a damning indictment and it is of concern that, as Cabinet Member for Health and Wellbeing, County Councillor Ali:-

- Gave instructions that all applications for a grant should be submitted only to him.
- Screened the applications for grants without any predetermined criteria for their determination.
- Did not retain a record of those projects not approved by him nor of the reasons for their exclusion.
- Changed the threshold suggested by officers for those applications requiring further checks.
- Approved grants to organisations known to him and in his own division of Nelson East and approved grants totalling £268,000 to organisations in Nelson and the surrounding area.

Committee is also concerned that in publicising the awarding of the grants, some Labour County Councillors sought to give the impression to their electorate that these grants had been given by the Labour Party and not by Lancashire County Council.

Committee therefore resolves to request the Chief Executive and Director of Resources to:

- (i) Report to a future meeting of this Committee setting out the responsibilities of Lancashire County Council's officers in relation to council expenditure and outlining a protocol to be followed when grants are awarded to community groups and other voluntary bodies with a view to reporting to Full Council in due course.
- (ii) Report this matter to Lancashire Constabulary for investigation to determine if there has been any fraud, misconduct in public office or a criminal breach of electoral law.
- (iii) Submit the report to Full Council as a Part I item with any necessary redactions.

Meeting of the Full Council

Meeting to be held on Thursday, 13 December 2018

Report submitted by: Head of Legal and Democratic Services

Part B

Electoral Division affected:
None;

The Employment Committee

(Annex 1 refers)

Contact for further information:

Dave Gorman, Tel: (01772) 534261, Senior Democratic Services Officer,
dave.gorman@lancashire.gov.uk

Executive Summary

The report of the Employment Committee from its meetings held on 23 October 2018 and 12 November 2018 are attached at Annex 1.

The agenda, reports and minutes of the meetings are available to view [here](#).

Members can also contact officers specified in each report for further information about each item.

Recommendation

That the report of the Employment Committee, as now presented be noted.

Local Government (Access to Information) Act 1985

List of Background Papers

Paper	Date	Contact/Tel
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None		
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Reason for inclusion in Part II, if appropriate

N/A

Annex 1

Meeting of the Full Council - 13 December 2018

Report of the Employment Committee meeting held on 23 October 2018

Chair: County Councillor Geoff Driver

Part II (Not Open to Press and Public)

Appointment of Executive Director of Education and Children's Services

(Exempt information as defined in Paragraphs 1, 2 and 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 outweighed the public interest in disclosing the information)

The Committee conducted an interview for the position of Executive Director of Education and Children's Services.

Resolved: - That, subject to no objections being made to the Leader of the Council by any member of the Cabinet, and to satisfactory terms and conditions being agreed with the Head of Service Human Resources, Edwina Grant be appointed to the position of Executive Director of Education and Children's Services.

Report of the Employment Committee meeting held on 12 November 2018

Part II (Not Open to Press and Public)

Continuation of Enhanced Plusage Rates for Adult Social Care Staff Working Weekends and Bank Holidays as overtime in Hospitals Across Lancashire

(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 outweighed the public interest in disclosing the information)

The Committee considered a report on a proposal to extend the interim enhanced pay arrangements for adult social care staff working in hospitals at weekends, bank holidays and extra statutory holidays.

Resolved: - That:

- (i) The interim enhanced pay arrangements for adult social care staff working in hospitals at weekends, bank holidays and extra statutory holidays be extended on the revised basis, set out in the report, now presented, until 11 November 2019.

- (ii) A further report be presented to the Committee in approximately 9 months' time setting out the options, including the financial and risk implications and service developments, for a permanent solution to the issues raised in the report and at the meeting.

Meeting of the Full Council

Meeting to be held on Thursday, 13 December 2018

Report submitted by: Head of Legal and Democratic Services

Part B

Electoral Division affected:
None;

The Overview and Scrutiny Committees

(Annexes 1 - 4 refer)

Contact for further information:

Gary Halsall, Tel: (01772) 536989, Senior Democratic Services Officer,
gary.halsall@lancashire.gov.uk

Executive Summary

The most recent cycle of meetings of the Overview and Scrutiny Committees took place in the period October to November 2018.

The reports of the committees are attached as Annexes 1 to 4 as follows:

Annex 1 - Children's Services Scrutiny Committee

Annex 2 - External Scrutiny Committee

Annex 3 - Health Scrutiny Committee

Annex 4 - Internal Scrutiny Committee

The agenda, reports and minutes of the meetings are available to view [here](#).

Members can also contact officers specified in each report for further information about each item.

Recommendation

That the report of the Overview and Scrutiny Committees, as now presented, be noted.

Local Government (Access to Information) Act 1985
List of Background Papers

Paper	Date	Contact/Tel
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None		
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Reason for inclusion in Part II, if appropriate		
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N/A		
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Meeting of the Full Council - 13 December 2018

Report on the Children's Services Scrutiny Committee meeting held on 10 October 2018

Chair: County Councillor Andrea Kay

The agenda and minutes of the meeting may be viewed on the county council's website at the following link:

[Children's Services Scrutiny Committee](#)

10 October 2018

Report on the Ofsted re-inspection of Children's Services

The report provided an overview of the Ofsted re-inspection of services for children in need of help and protection, children looked after and care leavers.

Resolved: That;

- i. The report presented be noted.
- ii. An invite be extended to the Social Work Academy and Leadership Academy to attend the January meeting of the committee to provide an update to members on the progress made.

Child Health - Lancashire

The report stated that Public Health England (PHE) produced an annual Child Health Profile as a tool designed to help local government and health services identify key issues which needed addressing to improve the health and wellbeing of children and tackle health inequalities. The report and appendix highlighted a range issues relevant to child health and wellbeing in Lancashire.

Resolved: That;

- i. The report presented be noted.
- ii. A report be presented to the committee in six months on the progress and improvements being made.

Annex 2

Meeting of the Full Council - 13 December 2018

Report on the External Scrutiny Committee meeting held on 16 October 2018

Chair: County Councillor Edward Nash psc

The agenda and minutes of the meeting may be viewed on the county council's website via the following link:

[External Scrutiny Committee](#)

16 October 2018

Task and Finish Group Request – Strengthening Flood and Preparedness in Lancashire

This report set out a request from County Councillor Erica Lewis for a task and finish group to be established on Strengthening Flood Prevention and Preparedness in Lancashire.

Resolved: That;

1. The request to establish a task and finish group on Strengthening Flood Prevention and Preparedness in Lancashire be agreed; and
2. The task and finish group request be submitted to the Internal Scrutiny Committee for approval at its next scheduled meeting on 16 November 2018.

Prevent

The report updated the Committee on Prevent delivery across Lancashire including the Channel process. In June 2018 the Government launched their revised and strengthened CONTEST strategy. CONTEST was the UK's long term counter terrorism strategy. The updated strategy continued to include the 4 P's: Prevent, Pursue, Protect and Prepare. The aim of Prevent was to stop people becoming terrorists or supporting terrorism, safeguarding individuals and communities.

Resolved: That;

1. All County Councillors be urged to undertake Prevent Duty training; and
2. The Cabinet Member for Community and Cultural Services consider the allocation of a small budget to fund Prevent Duty project work.

Meeting of the Full Council - 13 December 2018

Report on the Health Scrutiny Committee meeting held on 6 November 2018

Chair: County Councillor Peter Britcliffe

The agenda and minutes of the meeting may be viewed on the county council's website via the following link:

[Health Scrutiny Committee](#)

6 November 2018

Delayed Transfers of Care in Lancashire

The report presented described improvements to hospital discharge arrangements and performance during the last year since the Health Scrutiny Committee had met in January 2018.

Resolved: That;

1. The considerable improvement in the reduction of Delayed Transfers of Care across Lancashire over the past year be noted.
2. The staff of the County council and in the NHS whose commitment and contributions to this improvement had been so significant be commended.
3. A further update on Delayed Transfers of Care be scheduled in 6 months' time for the Health Scrutiny Steering Group and in 12 months' time for the Health Scrutiny Committee.

Annex 4

Meeting of the Full Council - 13 December 2018

Report on the Internal Scrutiny Committee meeting held on 16 November 2018

Chair: County Councillor David O'Toole

The agenda and minutes of the meeting may be viewed on the county council's website at the following link:

[Internal Scrutiny Committee](#)

16 November 2018

Customer Access Service – Update on Performance and Savings Initiatives

The purpose of the report was to provide the Customer Access Service (CAS), operational performance and key statistics for the period April 2018 to August 2018.

The report also provided a comparison against the previous financial year and listed the savings plan for the service 2015-21.

Resolved: The Internal Scrutiny Committee note the contents of the report.

Household Waste Recycling Centres

A review of the Household Waste Recycling Centre (HWRC) service had been conducted to consider operating efficiency and financial savings following its transfer back in-house in April 2018.

The purpose of this report was to provide information on a number of proposed changes as a result of this review in four key areas:

- Opening hours and days open
- Staffing levels
- Limiting or charging for non-household waste
- Cross border waste

Resolved: The Internal Scrutiny Committee note the content of the report.

Grit Bins and Non-Priority Routes Task and Finish Group - Initial Response

The Chair gave a verbal update of the initial response received in relation to the agreed report circulated to the Cabinet Member and senior officers following the Internal Scrutiny Committee in September.

Responses to the task and finish group's recommendations were currently being collated. Not all recommendations had been responded to yet as the

county council was seeking advice from external organisations such as the Association for Public Excellence (APSE).

It was hoped that a full written response would be presented at the next meeting of the Internal Scrutiny Committee scheduled for 18 January 2019.

Resolved: The committee note the initial response.

Task and Finish Group Request - External Scrutiny Committee

This report set out the request from the External Scrutiny Committee for a task and finish group to be established on strengthening flood prevention and preparedness in Lancashire.

Resolved: That the request to establish a task and finish group on strengthening flood prevention and preparedness in Lancashire be approved.

Meeting of the Full Council

Meeting to be held on Thursday, 13 December 2018

Report submitted by: Head of Legal and Democratic Services

Part B

Electoral Division affected:
None;

The Lancashire Health and Wellbeing Board

(Annex 1 refers)

Contact for further information:

Sam Gorton, Tel: (01772) 532471, Democratic Services Officer,
sam.gorton@lancashire.gov.uk

The report of the Lancashire Health and Wellbeing Board from its meeting held on 20 November 2018 is attached at Annex 1.

The agenda, reports and minutes of the meeting are available to view [here](#).

Members can also contact officers specified in each report for further information about each item.

Recommendation

That the report of the Health and Wellbeing Board, as now presented, be noted.

Local Government (Access to Information) Act 1985

List of Background Papers

Paper	Date	Contact/Tel
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None		
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Reason for inclusion in Part II, if appropriate		
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N/A		
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Meeting of the Full Council - 13 December 2018

Report on the Lancashire Health and Wellbeing Board meeting held on 20 November 2018

Chair: County Councillor Shaun Turner

The agenda and minutes of the meeting may be viewed on the county council's website site via the following link:

[Lancashire Health and Wellbeing Board](#)

Adult Services and Health and Wellbeing Update

The Board received an update on the Care, Support and Wellbeing of Adults in Lancashire Vision and the Housing with Care Strategy.

Resolved: That the Health and Wellbeing Board received a presentation from Louise Taylor, the Executive Director for Adults and Health and Wellbeing, who outlined the key elements of each of the documents, highlighted the main issues and discussed the next steps.

Children's Services Update

An update report was received by the Board on the Children and Young People's Emotional Wellbeing and Mental Health Transformation Programme.

Resolved: That the Health and Wellbeing Board:

- i) Noted the report and accompanying presentation.
- ii) Request that Clinical Commissioning Groups through the Integrated Care System look further at the issues around how we collectively fund and deliver mental health provision for children and young people in a more equitable way and bring other elements with the next update.

The Board received a progress report on the Lancashire Special Educational Needs and Disabilities (SEND) Partnership – Update on the Implementation of the Written Statement of Action.

Resolved: That the Health and Wellbeing Board:

- i) Noted the progress of delivery on the written statement of action;
- ii) Received an update on progress at the January Board meeting
- iii) Noted the likely changes to the external monitoring process in 2019 as described in paragraph 4.

Urgent Business

An issue was raised with regards the continued rail disruption across Lancashire and citizens unable to make hospital/GP appointments, commute to and from work especially in rural areas which was now causing health problems due to the stress this was causing.

Resolved: That the Health and Wellbeing Board noted this issue and would discuss at a future meeting.

Notices of Motion submitted under Standing Order B36

1. By County Councillor John Fillis

Suspend Fracking in Lancashire

Following the earthquakes being identified around the Fracking site on Preston New Road, we call upon the Chief Executive and Director of Resources to write to the Prime Minister on behalf of Lancashire County Council requesting that:

- (i) Fracking on the Preston New Road site is suspended by order of the government.
- (ii) An independent inquiry investigates the earthquakes being recorded within the local area.
- (iii) Fracking is suspended in Lancashire until the independent inquiry publishes its findings.

2. By County Councillor Ed Nash

Lancashire County Council believes in the absolute right of all citizens to peaceful and lawful protest.

However, recent unlawful protest actions carried out at Preston New Road in Fylde that have resulted in obstruction to the highway and significant disruption to traffic and the lawful business of residents give cause for concern.

In particular disquiet has been voiced that Lancashire Police are slow to remove obstructions to ensure the free flow of traffic and to remove those acting unlawfully.

In addition, Council notes that the Police action has so far cost over £3million and that this impacts negatively on the Police budget and thereby frontline policing in Lancashire.

This Council therefore:

- (i) Calls on the Chief Constable of Lancashire to ensure that adequate provision is made and necessary measures taken to minimise disruption.
- (ii) Requests that the Chief Executive writes to the Home Secretary to express this concern and requests that police action at this, and other similar protests, are funded by Central Government.

3. By County Councillor Gina Dowding

In light of the wide-ranging opinions expressed about the Brexit deal achieved by the Prime Minister, and the far-reaching and long-term effects on the residents, communities, businesses and public sector organisations within Lancashire, Council resolves:

- To undertake and publish as quickly as possible a Brexit Impact Assessment of the current deal on the economy, environment, and health of individuals and communities in Lancashire.

- To write to Lancashire's MPs and the Brexit Secretary asking them to support proposals to give the people of Lancashire a final say on whether to accept or reject the deal.