

## **Report to the Cabinet**

Meeting to be held on Thursday, 15 June 2017

### **Report of the Head of Legal and Democratic Services**

#### **Part I**

Electoral Divisions affected:  
All

### **Report of Key Decisions taken by the former Leader of the County Council, Deputy Leader of the County Council and Cabinet Members**

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#### **Executive Summary**

Key Decisions taken by the then Leader of the County Council, Deputy Leader of the County Council and Cabinet Members, since the previous meeting of Cabinet held on 19 January 2017. The key decisions set out below were considered by the Executive Scrutiny Committee at its meetings on 17 and 31 January 2017, 7 March 2017 and 4 April 2017.

#### **Recommendation**

The Cabinet is recommended to note the decisions detailed below.

#### **1) Key Decisions taken by the former Leader of the County Council**

The following decision was taken on 19 January 2017:

##### **Provision of PAT Testing Services to Lancashire County Council**

The Leader of the County Council approved the recommendation as set out in the full report.

This report was dealt with under Part II. The full report is not available for publication as it contains exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972. The report contains information relating to the financial or business affairs of any particular person (including the authority holding that information). It is considered that in all the circumstances of the case the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

The following decision was taken on 4 April 2017:

### **Core Systems Implementations and Funding Requirements**

The Leader of the County Council approved the recommendations as set out in the full report.

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## **2) Key Decisions taken by the former Deputy Leader of the County Council**

The following decisions were taken on 9 March 2017:

### **Procurement of Water and Wastewater Retail Services**

The Deputy Leader of the County Council approved the recommendations as set out in the full report.

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### **County Hall Complex**

The Deputy Leader of the County Council approved:

- (i) The investment of £1.586m in order to fund several elements of works classified as in need of immediate attention due to a high risk of failure, or as a regulatory requirement of the redevelopment works currently underway to the County Hall Old Building as part of the ongoing redevelopment of the County Hall Complex; and
- (ii) The use of three funding sources as set out in the table in section 2 of the report to fund this investment.

The following decisions were taken on 13 March 2017:

## **Capital Funding for 30 Hours Extended Entitlement**

The Deputy Leader of the County Council approved:

- (i) that the Early Years Capital Grant Funding received from the Education Funding Agency be added to the 2017-2018 Children and Young People's block of the Capital Programme;
- (ii) that the Early Years Capital Grant Funding is distributed in line with the legal agreements.

## **Pension Fund - Re-profiling the Council's contributions**

The Deputy Leader of the County Council approved the recommendations as set out in the full report.

This report was dealt with under Part II. The full report is not available for publication as it contains exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972. The report contains information relating to the financial or business affairs of any particular person (including the authority holding that information). It is considered that in all the circumstances of the case the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

### **3) Key Decision taken by the former Deputy Leader of the County Council, the former Cabinet Member for Health and Wellbeing and the former Cabinet Member for Children Young People and Schools**

The following decision was taken on 1 February 2017:

#### **Delivery of the Healthy Child Programme**

The Deputy Leader of the County Council, the Cabinet Member for Health and Wellbeing and the Cabinet Member for Children, Young People and Schools, approved the recommendations as set out in the full report.

This report was dealt with under Part II. The full report is not available for publication as it contains exempt information as defined in Paragraphs 3 and 5 of Part 1 of Schedule 12A to the Local Government Act 1972. The report contains information relating to the financial or business affairs of any particular person (including the authority holding that information) and information in respect of which a claim to legal professional privilege could be maintained in legal proceedings. It is considered that in all the circumstances of the case the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

### **4) Key Decisions taken by the former Deputy Leader of the County Council and the former Cabinet Member for Highways and Transport**

The following decision was taken in 1 February 2017:

### **Skelmersdale Rail Link**

The Deputy Leader of the County Council and the Cabinet Member for Highways and Transport approved the recommendations as set out in the full report.

This report was dealt with under Part II. The full report is not available for publication as it contains exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972. The report contains information relating to the financial or business affairs of any particular person (including the authority holding that information). It is considered that in all the circumstances of the case the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

The following decision was taken on 10 April 2017:

### **Procurement Report - Request for Approval to Commence Procurement Exercises**

The Deputy Leader of the County Council approved the commencement of the procurement exercise for the provision of insurance services for the Farington and Thornton Waste Recovery Parks.

The Cabinet Member for Highways and Transport approved the commencement of the procurement exercise for the supply and delivery of street lighting materials.

## **5) Key Decision taken by the former Deputy Leader of the County Council and the former Cabinet Member for Environment, Planning and Cultural Services**

The following decisions were taken on 9 March 2017:

### **Assessment of Applications for the Countryside Sites and Implications for the County Council**

The Deputy Leader of the County Council and the Cabinet Member for Environment, Planning and Cultural Services

- (i) Approved the proposals with a view to effecting transfers as soon as practicable for 13 of the 84 sites to five organisations; and that the seven individuals/organisations who have not met the agreed criteria be thanked for their interest and informed that their proposals will not be taken forward.
- (ii) Approved the proposals in relation to the 71 countryside sites for which the County Council has not received any acceptable expressions of interest; and that the County Council manages the assets at minimum cost where public access is maintained and the sites are safe and free from liability whilst these recommendations are progressed.

- (iii) Approved the updating of the County Council's Medium Term Financial Strategy for managing the retained assets at a net cost of £0.197m per annum from 1 April 2018.
- (iv) Authorised officers to continue to develop proposals to further reduce costs for maintaining the retained sites by, for example, generating income, attracting grants for the sites and continuing to work with other organisations who may be able to assist with maintaining the sites.

### **Operation of Household Waste Recycling Centres and Waste Transfer Stations from April 2018**

The Deputy Leader of the County Council and the Cabinet Member for Environment, Planning and Cultural Services approved the recommendations as set out in the full report.

This report was dealt with under Part II. The full report is not available for publication as it contains exempt information as defined in Paragraphs 3 and 4 of Part 1 of Schedule 12A to the Local Government Act 1972. The report contains information relating to the financial or business affairs of any particular person (including the authority holding that information) and Information relating to any consultation or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or office holders under, the authority.

### **6) Key Decision taken by the former Deputy Leader of the County Council and the former Cabinet Member for Adult and Community Services**

The following decision was taken on 27 March 2017:

#### **Department for Communities and Local Government (DCLG) Grant Funding for Refuges, Specialist Accommodation Based Support and Service Reform**

The Deputy Leader of the County Council and the Cabinet Member for Adult and Community Services approved the recommendations as set out in the full report.

This decision was implemented immediately for the purposes of Standing Order 34(3) as any delay could have adversely affected the execution of the County Council's responsibilities. The reason for this is that some of the providers named in the bid, who will provide the services through SLA's with their district councils, are in a position where they need the agreements, or the work to develop the agreements, to start from 1 April 2017 at the latest.

This report was dealt with under Part II. The full report is not available for publication as it contains exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972. The report contains information relating to the financial or business affairs of any particular person (including the authority holding that information). It is considered that in all the circumstances of the case the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

**7) Key Decision taken by the former Cabinet Member for Children, Young People and Schools and the former Cabinet Member for Adult and Community Services**

The following decision was taken on 23 January 2017:

**Procurement Report - Request for Approval to Commence Procurement Exercises**

The Cabinet Member for Children, Young People and Schools and the Cabinet Member for Adult and Community Services approved the commencement of the procurement exercises in respect of:

- (i) The Supply of Maintained Equipment Services

The Cabinet Member for Adult and Community Services approved the commencement of the procurement exercises in respect of:

- (i) The Provision of Crisis Services in Central Lancashire

**8) Key Decision taken by the former Cabinet Member for Adult and Community and the former Cabinet Member for Children, Young People and Schools**

The following decision was taken on 8 March 2017:

**Funding for Supported Housing for Care Leavers and Young People who are Homeless**

The Cabinet Member for Adult and Community Services and the Cabinet Member for Children, Young People and Schools approved:

- (i) The pooling of £1.35M of Supporting People funding and £3.6M of Children's Social Care funding for supported accommodation for young people;
- (ii) That services can be accessed by 16 to 21 year olds to whom the County Council owes, or has previously owed, a statutory duty under the Children Act 1989 and that in exceptional circumstances, where there is capacity, other young people who find themselves homeless between the ages of 18 and 21 years old can access services on a time limited basis.

**9) Key Decision taken by the former Cabinet Member for Highways and Transport, the former Cabinet Member for Adult and Community Services, the former Cabinet Member for Health and Wellbeing and the former Cabinet Member for Environment, Planning and Cultural Services**

The following decision was taken on 8 March 2017:

## **Procurement Process Approval**

The Cabinet Member for Highways and Transport approved the commencement of the procurement exercises in respect of:

- (i) The Refurbishment of Greyhound Bridge, and
- (ii) The Supply, Installation and Management of Electric Vehicle Charging Points.

The Cabinet Member for Adult and Community Services approved the commencement of the procurement exercises in respect of:

- (iii) The Provision of Hospital Aftercare Services

The Cabinet Member for Health and Wellbeing approved the commencement of the procurement exercises in respect of:

- (iv) The Provision of North and Central Lancashire Recovery Oriented Adult Substance Misuse Services

The Cabinet Member for Environment, Planning and Cultural Services approved the commencement of the procurement exercises in respect of:

- (v) The Provision of Services for the Acceptance and Composting of Green Waste Arising in the East of the Administrative County of Lancashire, and
- (vi) A Multi-provider Framework for the Acceptance and Recovery/Disposal of Residual Waste Arising in the Administrative County of Lancashire and Blackpool.

## **10) Key Decision taken by the former Cabinet Member for Children, Young People and Schools**

The following decisions were taken on 18 January 2017:

### **Chorley Youth Zone - County Council Grant**

The Cabinet Member for Children, Young People and Schools approved the proposals as set out in the full report.

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## **Schools Budget 2017/18**

The Cabinet Member for Children, Young People and Schools:

- (i) noted the report, including the 2017/18 Dedicated Schools Grant (DSG) allocation, the final budget proposals for each funding block and any comments made by the Lancashire Schools Forum;
- (ii) authorised the Head of Service Financial Management Development and Schools to submit the final Schools Block budget proforma for 2017/18 to the EFA by 20 January 2017, on the basis set out in this report;
- (iii) approved the 2017/18 budgets for the Early Years and High Needs Blocks;
- (iv) agreed that the Dedicated Schools Grant Reserve underwrite the uncertainties around the Early Years and High Needs Blocks.

This decision was implemented immediately for the purposes of Standing Order 34(3) as any delay could have adversely affected the execution of the County Council's responsibilities. The reason for this is to ensure that the necessary proforma can be submitted to the Education Funding Agency ahead of the required deadline.

The following decisions were taken on 6 February 2017:

### **Additional Primary Places in Euxton, Chorley - Proposal to Expand Balshaw Lane Primary School Chorley**

The Cabinet Member for Children, Young People and Schools:

- (i) considered the information in this report;
- (ii) conditionally approved the proposal to make a prescribed alteration to Balshaw Lane Primary School by permanently expanding the number of places available from 45 to 60 pupils for reception year in September 2018 and in subsequent reception years, subject to the granting of planning permission under Part 3 of the Town and Country Planning Act 1990; and
- (iii) approved that an appropriate statutory decision letter be sent out as specified under legal requirements to give the reasons for the decision to those who are to be informed of them.

### **Co-ordinated Admissions Scheme 2018/19 - Determination of the Qualifying Scheme**

The Cabinet Member for Children, Young People and Schools:

- (i) Approved that the scheme be adopted as the qualifying scheme for admissions to Lancashire primary and secondary schools and academies for 2018/19; and
- (ii) Approved that the Director for Children's Services shall seek to secure the adoption of the scheme by the governing body of each Lancashire voluntary aided and foundation school and academy in order to inform the Secretary of State that a scheme has been introduced in Lancashire.

The following decisions were taken on 8 March 2017:

### **The Future of Lytham St Annes Technology and Performing Arts College's Post 16 Provision**

The Cabinet Member for Children, Young People and Schools:

- (i) considered the information in this report.
- (ii) approved the proposal of the Governing Body of Lytham St Annes Technology and Performing Arts College (LSATPAC), as detailed in the statutory notice, to discontinue its post 16 sixth form provision at by permanently lowering its age range from 11-18 years to 11-16 years, with effect from 31 August 2018. The proposal is based on concerns about the long term financial viability of the whole school and is linked to the reducing number of students in the sixth form.
- (iii) approved that an appropriate statutory decision letter be sent out, as specified under legal requirements, to give the reasons for the decision to those who are to be informed of them.

### **Proposed Capital Programme for Regularising Primary School Admission Numbers Phase 2**

The Cabinet Member for Children, Young People and Schools, approved the recommendations as set out in the full report.

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### **Determination of Admission Arrangements for Lancashire Community and Voluntary Controlled Schools - 2018/19**

The Cabinet Member for Children, Young People and Schools approved:

- (i) the admission numbers for community and voluntary controlled primary schools, secondary schools and sixth forms for 2018/19
- (ii) the criteria for admission to community and voluntary controlled primary schools, secondary schools and sixth forms for 2018/19
- (iii) that the admission numbers and criteria for admission, together with the other information included on the Authority's website and in its admissions booklets, shall constitute the admission arrangements for 2018/19.

The following decision was taken on 5 April 2017:

**Capital Strategy for Schools – Condition Led Capital Investment Programme, 2016/17 and part 2017/18**

The Cabinet Member for Children, Young People and Schools approved the proposed list of maintenance schemes in Lancashire Schools, totalling £15.950m as a further phase of high priority school repairs.

**11) Key Decisions taken by the former Cabinet Member for Highways and Transport**

The following decisions were taken on 23 January 2017:

**The University of Central Lancashire Masterplan and Associated Highway Modifications**

The Cabinet Member for Highways and Transport:

- (i) Approved the addition of this scheme, and the estimated £157,000 design fee to the highways block of the County Council's 2016/17 capital programme;
- (ii) Noted that further approval will be sought for the construction and site supervision costs to be added to the Capital Programme when the full extent and scope of the works has been identified and that all costs will be fully funded by UCLan under a Section 278 Agreement.

**Proposed Speed Limit Reduction on Various Roads in West Lancashire**

The Cabinet Member for Highways and Transport approved the proposals for the introduction of reduced speed limits on the roads detailed in the report.

**A678 Blackburn Road, Rishton and A679 Blackburn Road Oswaldtwistle, Hyndburn Borough, Revocation, 40mph and 50mph Speed Limit, 30mph Restricted Road Status, Order 201**

The Cabinet Member for Highways and Transport approved the making of a Speed Limit Order which introduces 50mph speed limit, 40mph speed limit and 30mph restricted road status on A678 Blackburn Road in Rishton and the 50mph speed limit along a length of the A679 Blackburn Road, Oswaldtwistle (and associated revocations).

The following decisions were taken on 13 March 2017:

**Proposed 2017/18 Highway Maintenance, Road Safety and Public Rights of Way New Starts Capital Programme**

The Cabinet Member for Highways and Transport:

- (i) Approved the criteria for project selection

- (ii) Approved the proposed 2017/18 list of projects relating to;
  - £20.514 million for highway maintenance
  - £0.500 million to address road safety issues
  - £0.250 million to address structural repairs on the Public Rights of Way network
  - £1.718m Pothole Action funding.
- (iii) Approved that further reports including proposals relating to the additional £0.500 million awarded for road safety projects and a draft Cycling Programme be brought forward for consideration in due course.

### **Skelmersdale Rail Link Grip 3 study**

The Cabinet Member for Highways and Transport:

- (i) Approved that Network Rail is commissioned to carry out the GRIP 2 refresh and the GRIP 3A feasibility study into the Skelmersdale Rail Link project at an estimated cost of £5.1m with the costs met by the County Council, £4.335m and Merseytravel, £0.765m.
- (ii) Approved that the Director of Governance, Finance and Public Services be authorised on behalf of the County Council to enter into the 'Development Services Agreement (DSA)' between Lancashire County Council and Network Rail for the commissioning of the GRIP 2 refresh and the GRIP 3A feasibility study.
- (iii) Approved that the Director of Community Services and the Director of Governance, Finance and Public Services be authorised on behalf of the County Council to enter into a 'Funding Agreement' with Merseytravel.
- (iv) Approved that the additional £0.955m required to be funded by LCC to be the first call on the 2018/19 Department for Transport (DfT) transport allocation;
- (v) Approved the addition to the capital programme of £0.765m funding from Merseytravel.

### **Haslingden Town Centre Parking Restrictions and Various Locations in Rossendale**

The Cabinet Member for Highways and Transport approved the making of a Traffic Regulation Order.

### **20mph Speed Limit Order Mellor Langho and Longridge**

The Cabinet Member for Highways and Transport approved the sealing of the order in respect of the installation of the proposed 20mph speed limit.

### **Making Permanent of Experimental Traffic Orders - George Slynn Way, School Street, Service Yard, Accrington, Hyndburn**

The Cabinet Member for Highways and Transport approved the making permanent of two Experimental Traffic Regulation Orders which introduced Prohibition of Vehicles (except buses and loading), Prohibition of Driving (except buses), No Entry and One Way Traffic and Suspension, Prohibition of Waiting, Prohibition of Loading and Limited Waiting Loading Bay at the new George

Slynn Bus Station, School Street and the Service Yard to Nos. 29-41 Union Street, Accrington (and associated revocations).

The following decisions were taken on 10 April 2017:

### **Procurement relating to Framework Agreement for Professional and Technical Services**

The Cabinet Member for Highways and Transport approved the recommendation as set out in the full report.

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### **Proposed Zebra Crossing and Contraflow Cycleway, Lancaster Road/South Road, Morecambe**

The Cabinet Member for Highways and Transport approved the installation of a zebra crossing on Lancaster Road and a contraflow cycleway on South Road, Morecambe.

### **Proposed Traffic Regulation Order (Prohibition of Waiting and Limited Waiting, including Revocations) within St Annes Town Centre Area**

The Cabinet Member for Highways and Transport approved that the Experimental Order 2015, is made permanent by the making of a Traffic Regulation Order.

## **12) Key Decision taken by the former Cabinet Member for Adult and Community Services**

The following decision was taken on 23 January 2017:

### **Adult Social Care Fee Uplifts - 2017/18**

The Cabinet Member for Adult and Community Services approved, with effect from 3 April 2017, the following uplifts:

- (i) Residential & nursing care (all client groups) – 4.17%
- (ii) Homecare (all client groups) – 4.37%, increasing the approved rates for homecare services to £13.30 per hour / £7.14 per half hour.
- (iii) Supported Living – 4.52% for waking hours and 5.39% for sleep in hours, increasing the approved rates for supported living to £13.98 and £9.03 respectively.
- (iv) Extra Care – 4.37%

- (v) Direct Payments (including direct payments for respite) – No increase. If a person is no longer able to meet their needs within the current budget they should contact the County Council for a review of their needs.
- (vi) Carers – 4.17%
- (vii) Shared Lives – 4.17%
- (viii) Day Care – 4.17%
- (ix) Rolling Respite & Provider Brokerage – uplift in line with the relevant service (e.g. homecare / residential care).

**List of Background Papers**

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