

**Meeting of the Full Council
Meeting to be held on Thursday, 26 May 2022**

Report submitted by: Head of Legal, Governance and Registration Services

Part B

Electoral Division affected:
(All Divisions);

Corporate Priorities:
These are as set out in the
individual reports considered
by Cabinet

Report of the Cabinet (Part B)

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Brief Summary

The report of the Cabinet from its meetings on 3 March 2022, 7 April 2022 and 5 May 2022.

This report also presents details of urgent key decisions 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.

Detail

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

3 March 2022

Part I (Open to Press and Public)

- **Procurement Report**

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

- i. Flat Roofing Works Framework;
- ii. Cold recycled bound materials;
- iii. Provision of earthworks (Zone C) at Samlesbury Enterprise Zone;
- iv. Roving Nights; and
- v. Supported Accommodation for Young People.

- **Music Service - Music Hub Vehicle**

Resolved: That, a waiver of the county council's procurement rules as set out in paragraph 14.2 of the procurement rules of Appendix R to the county council's Constitution, to allow for a direct award of a contract to be made to Torton Bodies Limited, in respect of the supply of a 6.2m body Iveco Daily 72C18 chassis cab, requiring bespoke adaptations and a range of equipment including; wireless sound system and interactive whiteboard to support the requirements of usage, be approved.

- **Palette of Materials**

Resolved: That;

- i. The approach in development of the Palette of Materials - Code of Practice for Developer and Third-Party Works as outlined in the report be approved;
- ii. The Director of Strategy and Performance be authorised to approve and publish the Palette of Materials Code of Practice in consultation with the Cabinet Member for Highways and Transport.
- iii. The Head of Service - Asset Management be authorised to permit exemptions from Palette of Materials in appropriate circumstances.

- **Proposed 2022/23 Highways New Start Capital Programme**

Resolved: That;

- i. Approval be given for the Department for Transport 2022/23 Highway Maintenance funding grant, once confirmed, to be added to the Highway Block of the Capital Programme;
- ii. Approval be given for the proposed apportionment of the assumed 2022/23 Department for Transport Highway Maintenance funding as detailed in the report and at Appendices 'A' and 'B';
- iii. The proposed 2022/23 New Starts Highway Maintenance programmes set out as projects at Appendices 'C' to 'H' of the report be approved;
- iv. Any revisions required on receipt of the confirmed funding envelope be developed and presented for approval at a future date ; and
- v. The Carbon Statement detailed at Appendix 'I' of the report be noted.

- **Proposed Prohibition of Pedestrians, Equestrians, Cycles and Horses, B6601 Leapers Wood Road and B6601 Roundabout (M6 Junction 35), Over Kellett.**

Resolved: That, the Traffic Regulation Orders as advertised be approved and the sealing of the associated Orders be confirmed.

- **Review of Lancashire County Council Foster Carer Fees**

Resolved: That, the payment structure to Lancashire County Council Foster Carers as set out in the report, be approved.

- **Proposed Closure of Wennington Hall School**

Resolved: That, following consideration of the information in the report:

- i. The proposal as detailed in the statutory notice to close Wennington Hall School, with effect from 31 August 2022, be approved; and
- ii. Approval be given to send out an appropriate statutory decision letter, as specified under legal requirements, to give the reasons for the decision to those who are to be informed of them.

- **The Future of Maintained Nursery Provision at Edisford Primary School, Clitheroe**

Resolved: That, following consideration of the information in the report:

- i. The proposal as detailed in the statutory notice to discontinue the nursery provision at Edisford Primary School by permanently raising its age range from 3-11 years to 4-11 years, with effect from 1 April 2022, be approved; and
- ii. Approval be given to send out an appropriate statutory decision letter, as specified under legal requirements, to give the reasons for the decision to the parties that have been consulted.

- **The Future of Maintained Nursery Provision at Brunshaw Primary School, Burnley**

Resolved: That, approval be given to the authority publishing a Statutory Notice, to begin the consultation period on the future of the maintained nursery provision currently delivered by Brunshaw Primary School, Burnley.

- **The Future of Maintained Nursery Provision at The Roebuck Primary School, Preston**

Resolved: That approval be given to the authority publishing a Statutory Notice, to begin the consultation period on the future of the maintained nursery provision currently delivered by The Roebuck Primary School, Preston.

- **An Update on the Lancashire Central/Cuerden Site**

Resolved: That;

- i. The Executive Director for Growth, Environment Transport and Community Services be authorised, in consultation with the Director of Finance, Director of Corporate Services, and the Cabinet Member for Economic Development and Growth, to submit a planning application, for the updated Lancashire Central scheme when completed in early April 2022; and

- ii. The additional steps and actions as set out in Appendix 'A' of the report, be approved.

7 April 2022

Part I (Open to Press and Public)

- **Procurement Report**

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

- i. Supply and distribution of rock salt; and
- ii. Provision of Waste Transport Services at Lancashire's Household Waste Recycling Centres.

- **Burnley Manchester Road Railway Station Access for All Improvements**

Resolved: That;

- i. Approval be given that the management of the project be led by Lancashire County Council subject to an agreement being reached with Burnley Borough Council in respect of roles and responsibilities, project governance, allocation of financial risk and liabilities and project over/underspends, where financial and programme risk lies with Burnley Borough Council;
- ii. Approval be given for a waiver of the county council's procurement rules as set out at paragraph 14.2 of Appendix R to the county council's constitution, to allow a direct award of a contract (a Development Services Agreement) to be made to Network Rail to enable Network Rail to deliver the project; and
- iii. The Director of Highways and Transport be authorised, in consultation with the Director of Corporate Services and Director of Finance, to agree and finalise the terms of the agreements with Burnley Borough Council and Network Rail.

- **County Road and Yew Tree Road, Ormskirk, Various Highway Measures Including Toucan Crossing and Prohibition of Driving**

Resolved: That, the following proposals be approved (i) – (iv):

- i. Removal of footway status on Yew Tree Road and County Road, Ormskirk, pursuant to section 66(4) of the Highways Act 1980;
- ii. Construction of cycle tracks with right of way on foot on Yew Tree Road and County Road, pursuant to section 65(1) of the Highways Act 1980 and the reduction in width of the carriageway pursuant to s.75(1) of the Highways Act 1980;
- iii. The construction of a toucan crossing on County Road; and
- iv. Introduction of no waiting at any time, Yew Tree Road, lengths A and B.

And that the following proposals (v) and (vi) not be approved:

- v. Prohibition of driving, except pedal cycles, Yew Tree Road; and
- vi. No waiting at any time, Yew Tree Road, lengths C and D.

- **Enhanced Partnership Plan and Scheme with Local Bus Operators**

Resolved: That, the following be approved:

- i. The Making of the Enhanced Partnership Plan and Scheme, in accordance with s138G Transport Act 2000 without modifications, the Local Transport Authority having complied with s138F regarding preparation, notice and consultation;
- ii. That the Enhanced Partnership Plan and Scheme will be responsible for directing available funding from central government and elsewhere to deliver improvements to bus services and infrastructure in Lancashire to help achieve the ambition, objectives and targets in the county council's Bus Service Improvement Plan; and
- iii. That the mechanism by which the plan and scheme can be modified, following any future constructive comments, will be managed through the Enhanced Partnership governance structure and county council procedures.

- **Highways Decarbonisation Strategy**

Resolved: That, the Highways Decarbonisation Strategy as set out at Appendix 'A' of the report, be approved.

- **Lancashire County Council (Long Marsh Lane, Lancaster, Lancaster City) (Prohibition of Driving Except Cycles) Order 202***

Resolved: That, the proposals to introduce a Traffic Regulation Order for a Prohibition of Driving for all motor vehicles on Long Marsh Lane, Lancaster as advertised and as shown on the plans attached at Appendices 'A' and 'B' of the report, be approved.

- **Lancashire County Council (Various Locations, Burnley, Chorley, Fylde, Pendle, Preston, South Ribble, West Lancashire and Wyre) (Various Parking Restrictions 21-22 (NO1)) Order 202***

Resolved: That, the proposals for parking restrictions on the various lengths of road within the Burnley, Chorley, Fylde, Pendle, Preston, South Ribble, West Lancashire and Wyre districts, as detailed within the report and as set out in the Modified Draft Order at Appendix 'A2' of the report, which included the removal of the proposals for Great George Street, Preston as previously advised in Appendix 'F' of the report and amendment to Mill Street, Padiham in Appendix 'B1' of the report, be approved.

- **Proposed 2022/23 Highway Maintenance New Start Capital Programme - Additional Resources**

Resolved: That;

- i. Approval be given for the additional funding detailed in the report to be added to the Highway Block of the Capital Programme;
- ii. Approval be given for the proposed apportionment of the additional funding as detailed in the report and at Appendices 'A' and 'B' of the report;
- iii. Approval be given for the proposed additional 2022/23 New Starts Highway Maintenance programmes set out as projects at Appendices 'C' to 'G' of the report.
- iv. Approval be given for the Localised Deterioration Fund to be top sliced to create a £1,321,155 million contingency to allow flexibility to deal with any justifiable emerging issues identified with the proposed programme or at other locations; and
- v. The Director of Highways and Transport be authorised to approve and publish the proposed schemes/changes in consultation with the Cabinet Member for Highways and Transport.

- **Provision of a Bus Shelter at the Petre Arms, Whalley Road, Langho**

Resolved: That, the installation of a replacement bus shelter outside the Petre Arms, Whalley Road, Langho, BB6 8AB be approved.

- **Lancashire Safeguarding Adults Board Annual Report 2020-21**

Resolved: That, the draft Lancashire Safeguarding Adults Board Annual Report for 2020-21 be noted.

- **Capital Strategy for Schools - Condition Led Capital Investment Programme 2022/23**

Resolved: That;

- i. The proposed list of maintenance schemes in Lancashire schools, detailed at Appendix 'A' of the report, totalling £17.974m, as a further phase of high priority school repairs, subject to the grant settlement being £14.000m, the shortfall to be funded from the 2021/22 uncommitted allocation of £4.053m, be approved; and
- ii. The Executive Director for Education and Children's Services, in consultation with the Cabinet Member for Education and Skills, be authorised to approve any adjustments necessary once the final funding settlement is announced.

- **The Proposed Permanent Expansion of St Augustine's Roman Catholic High School, Billington, near Clitheroe**

Resolved: That;

- A permanent increase in the admission number of St Augustine's Roman Catholic High School from 215 to 240 places from the academic year 2023/24, be approved; and
- The capital expenditure detailed in Appendix 'A' of the report to provide additional accommodation and associated works at St Augustine's Roman Catholic High School, be approved.

5 May 2022

Part I (Open to Press and Public)

- **Constitutional and Governance Updates**

Resolved: That;

- The amendments to the Cabinet Member portfolio descriptions as set out at Appendix 'A', be approved;
- Full Council be asked to approve the amendments to the constitution to reflect the changes to the portfolio descriptions;
- Approval be given for the Cabinet Committee on Performance Improvement be disestablished;
- Full Council be asked to approve the proposed changes to the scrutiny function as set out in the report;
- Approval be given to allow for decisions on Local Member Grants to be made by the Monitoring Officer where the local member has an interest that prevents them taking the decision;
- Approval be given for any funds left over in the Local Member Grant budget at year end over the £200 that each member can carry forward be allocated to schemes or projects designed to support looked after children and care leavers, with details of these allocations to be reported to the Corporate Parenting Board.
- The position of "Lead Member for Highways" be retitled "Lead Member for Highways and Active Travel" and Full Council be asked to approve the necessary amendments to the constitution to reflect this.
- Full Council be asked to approve that the Political Governance Working Group meet quarterly to be a forum for matters relating to the political management of the authority.

- **Procurement Report**

Resolved: That, the commencement of the procurement exercise for the M55 Heyhouses surfacing be approved.

- **Changing Places Programme**

Resolved: That;

- i. Approval be given to enter into a grant funding agreement with Avanti West Coast for the county council's contribution of £50,000 towards delivery of the project; and
- ii. The Director of Highways and Transport be authorised, in consultation with the Director of Corporate Services and Director of Finance, to agree and finalise the terms of the agreements with Avanti West Coast. The grant funding would be taken from the unallocated balance of the approved Changing Places programme.

- **Addition of S106 Development Funding to the Capital Programme for Bus Stop Infrastructure Improvements in Longridge and along the Bus Route between Longridge and Preston**

Resolved: That, the addition of £234,545 from two S106 agreements to the Externally Funded schemes Block of the 2022/23 Capital programme, be approved.

- **Clifton Drive North Parking Restrictions**

Resolved: That, the making of the Order for the introduction of Loading and Waiting restrictions, in addition to a Police Vehicle Parking Bay, as shown in Appendix 'A' of the report, be approved.

- **Lancashire County Council (Various Roads, Chorley, Hyndburn, Pendle, Preston, West Lancashire) (Revocation, Prohibition of U-Turns, 7.5 tonne Weight Restriction, Prohibition of Driving and one way Traffic (21-22 No1) Order 202***

Resolved: That, the proposals for restrictions on the various lengths of road within the Chorley, Hyndburn, Pendle, Preston, and West Lancashire districts, as detailed within the report and as set out in the Modified Draft Order at Appendix 'A2' of the report, which included the amendment to the wording of Article 9 and small sections within both the Metropolitan District of Sefton and the Metropolitan District of St Helens, be approved.

- **Expansion of Morecambe Road School, Lancaster and Development of Special Educational Needs Units**

Resolved: That, following consideration of the results of the informal consultation that had been carried out in relation to a proposal to expand Morecambe Road School, Lancaster;

- i. The publication of a statutory notice in relation to increasing the number of special school places at Morecambe Road School by 22 places to 177 that would be created through the building of additional teaching space on the main school site and the initiation of the formal consultation process required

- to make the prescribed alteration/significant change to Morecambe Road School, be approved;
- ii. The publication of a statutory notice in relation to the creation of another 12 special school places at Morecambe Road School to increase the overall number of places at the school to 189 through the development of satellite provision on the site of Lancaster and Morecambe College and the initiation of the formal consultation process required to make the prescribed alteration/significant change to Morecambe Road School, be approved;
 - iii. The publication of a statutory notice in relation to changing the designation of Morecambe Road School from one for pupils with moderate learning difficulties to one for pupils with generic learning difficulties, and the initiation of the formal consultation process required to make this prescribed alteration/significant change to Morecambe Road School, be approved;
 - iv. The initiation of a process to seek expressions of interest to further support the development of SEN units in schools in different locations across the County where this continues to be required, be approved; and
 - v. The initiation of the informal consultation process, be approved.

- **Lancashire Levelling Up Investment Fund**

Resolved: That;

- i. The allocation of up to £5m to fund a targeted programme as outlined in this report, be approved;
- ii. The Executive Director of Growth, Environment, Transport and Community Services be authorised to finalise the programme and award funding to projects, in consultation with the Cabinet Member for Economic Development and Growth, Director of Corporate Services and Director of Finance, and to enable the commissioning and procurement of further work as required and entering into legal/funding arrangements as required.

- **Better Working Between Lancashire County Council and Parish and Town Councils: Parish & Town Council Charter 2022-2024**

Resolved: That, the Better Working Between Lancashire County Council and Parish and Town Councils: Parish and Town Councils Charter 2022 – 2024, as set out at Appendix 'A' of the report, be approved.

Part II (Not Open to Press and Public)

- **Award of a Block Contract**

Exempt information as defined in paragraph 3 of Part 1 of Schedule 12A in the Local Government Act 1972. Appendix 'A' contains information relating to the financial or business affairs of any particular person (including the authority holding the information). It is considered that in the circumstances of the case the public interest of maintaining the exemption outweighs the public interest in disclosing the information.

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

Urgent Key Decisions

It is a requirement of Standing Order C22 that any urgent Key Decision 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:

The following urgent Key Decision was taken by the Leader of the County Council and Cabinet Member for Resources, HR and Property (Deputy Leader) on 15 March 2022:

- [Land Disposal](#)

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