

BOROUGH OF CHESTERFIELD

You are summoned to attend a Meeting of the **Council** of the **Borough of Chesterfield** to be held in the **Auditorium, Winding Wheel, 13 Holywell Street, Chesterfield S41 7SA** on **Wednesday, 13 October 2021** at **5.00 pm** for the purpose of transacting the following business:-

1. To approve as a correct record the Minutes of the meeting of the Council held on 21 July, 2021 (Pages 5 - 22)
2. Mayor's Communications
3. Apologies for Absence
4. Declarations of Members' and Officers' Interests relating to items on the Agenda.
5. Public Questions to the Council

To receive questions from members of the public in accordance with Standing Order No. 12.

Question submitted by Luke Povey:

We understand from the Assistant Director that Quarterbridge were chosen because they were the cheapest option. This was amongst other reasons. In choosing a cheap option, you also chose a company that specialises in clearing market spaces. They replace failed markets with entertainment spaces. Chesterfield does not have a failed market. There are problems, there are days on which the market does not work and it is empty. But Quarterbridge start from the wrong assumptions. Does the Council now accept that the Vision document which was badly drafted by Quarterbridge distorted the consultation? It has given everyone the impression that this opportunity has become a risk rather than an investment in our 856 year old weekly market. Do you agree that Quarterbridge has failed us?

Question submitted by Jackie Youle:

I'm a regular trader in Chesterfield on Thursday's, Saturday's and Monday's and I hold a contract with the council. On that contract is my phone number, my email and my address. Despite this I first heard about the plans via a Social Media post saying to go to the Market Hall to see four pages of the Quarterbridge report. (Many aspects of which have since been withdrawn or slated by officers). When will the Council have the honesty and decency to write to every contract holder showing them the full 57 page report that it later emerged existed? The portfolio holder seems to hold market traders in

such low regard that she didn't bother to attend the unveiling of the Vision Document. Neither has she spoken to traders about it and the Markets Consultative Committee keeps being postponed.

Question submitted by Caroline Gleadall:

Over the last four years a group of traders have endeavoured to make a success of the Saturday Market in New Square. This is now full most weeks and is a positive attraction to the town, yet there have been no support for promoting, sharing, or signposting this to the town. Reading the vision documents, it is clear that the standing market on New Square is being entirely scrapped to be replaced with only seasonal markets. Will the Council give a written guarantee now, that the regular weekly markets, especially those on a Thursday and Saturday will not be removed on New Square, now or in the future? Or is the Vision Document correct?

6. Petitions to Council

To receive petitions submitted under Standing Order No. 13

7. Questions to the Leader

To receive questions submitted to the Leader under Standing Order No.14

8. Treasury Management Annual Report 2020/21 and Monitoring Report 2021/22 (Pages 23 - 38)

9. Standards and Audit Committee Annual Report 2020/21 (Pages 39 - 48)

10. Vision Derbyshire – Governance / Programme Resources (Pages 49 - 118)

11. Minutes of Committee Meetings (Pages 119 - 120)

To receive for information the Minutes of the following meetings:-

- **Appeals and Regulatory Committee**
- **Licensing Committee**
- **Planning Committee**
- **Standards and Audit Committee**

12. To receive the Minutes of the meetings of the Cabinet of 20 July, 2021 and 14 September, 2021 (Pages 121 - 134)

13. To receive the Minutes of the meetings of the Joint Cabinet and

Employment and General Committee of 20 July, 2021 (Pages 135 - 138)

14. To receive and adopt the Minutes of the meeting of the Overview and Performance Scrutiny Forum of 1 July, 2021 (Pages 139 - 142)
15. To receive and adopt the Minutes of the meeting of the Community, Customer and Organisational Scrutiny Committee of 8 July, 2021 and 16 September, 2021 (Pages 143 - 150)
16. To receive and adopt the Minutes of the meeting of the Enterprise and Wellbeing Scrutiny Committee of 15 July, 2021 (Pages 151 - 156)

17. Questions under Standing Order No. 19

To receive questions from Councillors in accordance with Standing Order No.19.

18. Notice of Motion Under Standing Order No. 21

To consider the motion submitted by Councillor Callan in accordance with Standing Order No. 21:

Planning

This Council believes planning works best when developers and the local community work together to shape local areas and deliver necessary new homes; and therefore calls on the Government to protect the right of communities to object to individual planning applications.

By order of the Council,



Chief Executive

Chief Executive's Unit,
Town Hall,
Chesterfield

5 October 2021

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COUNCIL

Wednesday, 21st July, 2021

Present:-

Councillor G Falconer (Chair)

| | | | |
|-------------|------------|-------------|-----------|
| Councillors | Barr | Councillors | P Innes |
| | Bingham | | Kellman |
| | Blakemore | | Kelly |
| | Blank | | Ludlow |
| | Borrell | | Mann |
| | Brittain | | Marriott |
| | Callan | | Miles |
| | Caulfield | | A Murphy |
| | D Collins | | T Murphy |
| | L Collins | | P Niblock |
| | Coy | | S Niblock |
| | Davenport | | Perkins |
| | Dyke | | Perry |
| | K Falconer | | Rayner |
| | Flood | | Rogers |
| | Fordham | | Sarvent |
| | P Gilby | | Serjeant |
| | T Gilby | | Simmons |
| | Holmes | | Snowdon |
| | J Innes | | Thornton |

*Matters dealt with under the Delegation Scheme

5 MINUTES OF COUNCIL

RESOLVED –

That the Minutes of the meeting of Council held on 28 April, 2021 and 29 April, 2021 be approved as a correct record and be signed by the Chair.

6 MAYOR'S COMMUNICATIONS

The Mayor referred with sadness to the recent deaths of former Mayor and Councillor Fred Quayle and local sporting hero Ernie Moss. A minute's silence was held in their honour.

The Mayor expressed her delight at once again being able to attend engagements in person and summarised recent events which she and the consort had attended including:

- A visit to the Chesterfield Sea Cadets at Wallis Barracks where the Mayor's cadets were invested, and the unit was observed rehearsing for the Mayor's Civic Parade.
- The Centenary Parade of the Royal British Legion to mark their special year followed by refreshments at their headquarters.
- The first ever NHS, Social Care and Frontline Worker's Day on Monday 5th July to pay tribute to the fantastic NHS, social care and frontline workers who had gone above and beyond the call of duty during the last eighteen months.

The Mayor invited all members to join her at her Gala Dinner to be held at the Technique Stadium on Friday 11th March 2022, in support of the Mayor's Appeal Charities.

7 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Bagshaw, Bellamy, Brady, Catt, Hollingworth, Mannion-Brunt and Redihough.

8 DECLARATIONS OF MEMBERS' AND OFFICERS' INTERESTS RELATING TO ITEMS ON THE AGENDA.

Helen Fox, Chief Accountant declared an interest in agenda item 15 as the report proposed changes to the remuneration of the post that she was currently appointed to on an interim basis.

9 PUBLIC QUESTIONS TO THE COUNCIL

Under Standing Order No. 12, the following question was asked on behalf of Dr Dawn Ward:

“What financial and informative support do the council plan to offer to homeowners to enable them to make the necessary steps needed to allow the LA area and the UK as a whole to achieve zero carbon

emissions by 2050, such as taking steps to ensure homeowners are aware they could also qualify for free external insulation if they are on streets which have LA homes undergoing the same?”

Councillor Serjeant provided a verbal response advising that the Council had been successful in securing almost £1.5 million from the Green Homes Grant scheme. 21 properties had already been assessed and workplans developed, and a targeted approach would be implemented for the next tranche of properties. The Council would continue to apply for further funding and advice for residents would be available via the Council’s website, social media channels and Your Chesterfield magazine, and also direct from the private sector housing team. Councillor Serjeant affirmed that the Council is committed to helping to influence positive change in the actions of the borough’s homeowners, private sector landlords and private sector tenants, and to also improving the energy efficiency of the 9,000 homes for which the council is itself the landlord.

Under Standing Order No. 12, the following question was asked on behalf of Darryl Cowley:

“The government statistics suggest that Chesterfield Borough’s carbon emissions (within the scope of influence of the Local Authority) were 417 million tonnes in 2019, 8% lower than 2018). What is the council’s estimate of how much of this carbon will be reduced by the full implementation of the Council’s Climate Action Plan, and how much carbon has been reduced as a result of the Plan since it was passed in March 2020? Given that the Tyndall Carbon budget suggests Chesterfield needs to deliver cuts in emissions averaging a minimum of -13.3% per year to deliver a Paris aligned carbon budget what additional action will be taken to meet this shortfall?”

Councillor Serjeant provided a verbal response confirming that the most recent figures from the Department for Business, Energy and Industrial Strategy showed the total emissions for Chesterfield Borough in 2019 stood at 417,000 tonnes of CO₂ equivalent; a relatively low annual per capita figure, 15% below the national average. Through its Climate Change Action Plan, the Council had committed resources to multiple actions to reduce its carbon emissions. The Council was also actively developing options for a carbon accounting protocol and calling upon Government to establish a clear national framework for carbon accounting and reporting.

Under Standing Order No. 12, the following question was asked by Stephanie Futchter:

“We have seen during the Covid crisis how willing people are to change their behaviour and work together for the public good if they have a clear understanding of the threats, the science and what is required of them in an unprecedented situation. Two years on from your declaration of a climate emergency what steps have the council taken to assess public awareness of the dangers of the climate crisis and what key messages are you putting across to explain the science and harness residents' goodwill and cooperation in transforming their lives in this even greater crisis? What training are you providing for staff and members in the communication skills necessary to meet this challenge?”

Councillor Serjeant provided a verbal response confirming that the Council had a comprehensive climate change communications and engagement strategy and was working hard to make climate change messaging integral to all its activities and communications while also supporting the work of partners. A wide variety of climate change themed content had been promoted through the Council's social media channels over just the past few weeks. Councillor Serjeant spoke of the importance of engaging with children and young people and cited the example of a recent design challenge that the Council had run in partnership with local schools and Spanish train manufacturer Talgo.

Several senior officers had already received carbon literacy training. The plan was to cascade the training through the management tiers to frontline staff using 'a train the trainer' approach. Councillor Serjeant also confirmed that elected members would start to receive carbon literacy training from September.

Under Standing Order No. 12, the following question was asked on behalf of Greg Hewitt:

“In this crucial year for climate action with COP26 international climate talks coming up, other than the council magazine and social media, what will the council be doing to raise awareness, inspire and mobilise the Chesterfield public and businesses into taking action to reduce their carbon emissions?”

Councillor Serjeant provided a verbal response confirming that the Council had a comprehensive climate change communications and engagement strategy and was working hard to make climate change messaging integral to all its activities and communications. An example of this was the recent Chesterfield in Bloom campaign, which reached out to thousands of people across the Borough. The theme for 2021 was climate change and recycling.

Under Standing Order No. 12, the following question was asked on behalf of Margaret Hersee:

“Council members and officers have a central role in the life of Chesterfield residents and are therefore in a unique position to raise the level of debate in the community on climate issues. This could be through daily interactions with the public and, in addition, through the potential of holding and contributing towards local community events. The Council’s Climate Action Plan states it will “Leverage internal communications and engagement channels to bring council officers and members on board and considering effect on climate in all that they do”. One way of effectively helping to deliver this aim would be for Chesterfield Borough Councillors to undergo Carbon Literacy training. As of end June 2021, how many Chesterfield Borough Councillors have undergone Carbon Literacy training and by which date do you expect that all Councillors will have undergone such training?”

Councillor Serjeant provided a verbal response advising that several senior officers had already received carbon literacy training and that plans were in place for the training to be cascaded down through the organisation using a phased approach designed to reach all Council staff. Twenty places had been secured for elected members to receive the training in September with the rest to receive the training later this calendar year.

Councillor Serjeant referenced the Council’s “Year of the Outdoors” project, which encouraged Chesterfield residents to reduce their carbon footprint by using active travel, accessing local provision and growing their own food.

School children had been taking part in sustainability challenges in partnership with local businesses, and the Council’s Local Democracy campaign in 2021/22 had climate change as its theme. The Council was also encouraging people to shop local through its “Love Chesterfield” campaign to help reduce their individual carbon travel footprints.

Through these activities and many more besides the Council hoped to enable residents, businesses and visitors to make active choices about reducing their carbon emissions.

Under Standing Order No. 12, the following question was asked on behalf of Lisa Hopkinson:

“Road transport (mainly cars) is one of the biggest contributors to carbon dioxide emissions in the borough and emissions have flatlined in recent years. The Committee on Climate Change and the government have both acknowledged that we need to use our cars less to achieve carbon targets. Both for climate reasons, and for the quarter of households in Chesterfield that don't have a car, we need to provide affordable, convenient and safe alternatives to travel such as improved public transport, and segregated walking and cycling routes. One of the actions in the Climate Action Plan was to “*commission a strategic assessment of integrated Transport within the Borough to support our communities making the transition to sustainable modes of transport.*” We have been told that the Council has now commissioned this assessment. What is the scope and aims of the assessment i.e., the terms of reference and who is conducting this assessment?”

Councillor Serjeant provided a verbal response affirming that the Council had been working on a traffic model to better inform the work involved in commissioning a strategic assessment of integrated transport and that model had been completed. Derbyshire County Council was separately planning to produce an Integrated Transport Plan for Derbyshire and the intention was to also feed into and influence the work being carried out at a county level. The aims and objectives of the strategic assessment were now in draft form, and these were now subject to agreement with key stakeholders.

Councillor Serjeant listed the 3 draft aims for the strategic assessment as being; to deliver sustainable transport priorities that respond to the climate emergency, secondly to set out how strategic objectives for transport and future projects could be delivered, finally, to identify how the Council will support and implement actions through the vehicle of an Integrated Transport Plan.

Councillor Serjeant also referenced the Council's Local Plan, which sought to include the proposed Chesterfield Strategic Cycle Network into

decision making on new development and regeneration. The Council would also be working with Derbyshire County Council on the development of a Bus Service Improvement Plan as part of the National Bus Strategy.

Under Standing Order No. 12, the following question was asked on behalf of Alistair Meikle:

“What progress has been made about the railway station masterplan following the completion of the public consultation?”

Councillor Dean Collins provided a verbal response confirming that the public consultation had ended on 8 March 2021. The consultation responses had been used to inform the final version of the railway station masterplan, which had been approved by the Council’s Cabinet on 20 July 2021. Councillor Collins added that the new station link road had now received planning approval and the demolition of the former Chesterfield Hotel was expected to take place later this calendar year.

10 **PETITIONS TO COUNCIL**

No petitions had been received.

11 **QUESTIONS TO THE LEADER**

Under Standing Order No.14 Members asked the following questions:

- Councillor Bingham asked why Tapton House had been left to deteriorate with its window frames and sills exposed to the elements. The Councillor questioned whether it was more cost effective to maintain the windows rather than have to replace them.

The Leader provided a verbal response, confirming that Tapton House was a very important property, built by a member of the Markham family and once home to George Stephenson. Members were assured that the Council was actively marketing the property to find the right tenant to invest in its future. The Leader also confirmed that the property had been made watertight and secure to avoid any further deterioration to its present condition. A number of viewings had already been conducted.

- Councillor Fordham noted that Chesterfield Borough Council members who were also members of Derbyshire County Council

had voted in support of declaring a Climate Change Emergency. Councillor Fordham asked what advice the Leader would give to members who had to vote one way at the County Council and the opposite way at the Borough Council?

The Leader provided a verbal response explaining that members must approach each situation they face with consideration to the role that they are carrying out. The Leader had not seen evidence to indicate that any member had contradicted the climate change emergency declared by Chesterfield Borough Council.

- Councillor Borrell asked that access to historical artefacts be improved for the people of Chesterfield following the temporary housing of objects from Stephenson Memorial Hall in town centre venues.

The Leader provided a verbal response explaining that the Council was hopeful of securing Government Levelling Up Fund funding to support a substantial investment in Stephenson Memorial Hall which housed the Pomegranate Theatre and Chesterfield Museum. If secured, the funding would optimise the opportunities available for visitors to view the historical artefacts held at Chesterfield museum. Whilst the renovations were being carried out, museum artefacts would continue to be displayed for the people of Chesterfield to view at various town centre venues.

- Councillor Barr asked whether the renovation work carried out to the foundations of the Stephenson Memorial Hall as reported in the press that week was in response to the results of a survey that had been carried out.

The Leader informed Councillor Barr that he would receive a written response on this matter following the meeting.

- Councillor Holmes commented that on page 28 of the Council Plan it stated that whilst working on a definition of commercialisation, officers would be looking to create service efficiencies to reduce waste. The councillor asked if departments were not doing this already, then why not?

The Leader provided a verbal response confirming that defining commercialisation wasn't a straightforward concept. The Council would be taking forward a multi-faceted approach, for example, it had already

substantially reduced the running costs of the new Queens Park Sports Centre as compared to those of the old centre, which meant that the Council could continue to operate the sports centre through the pandemic when other Councils had closed their sports centres. Council departments were already making significant savings, as detailed in Your Chesterfield, and the proposed Tier 4 management restructuring process would help push the Council forward and support delivery of large scale efficiencies. This would continue to be the focus of the current political leadership.

- Councillor Snowdon expressed his disappointment that the Council had not submitted an application for a grant from the local authority decarbonisation fund. The Councillor asked the Leader to confirm whether lessons had been learnt from this missed opportunity, given that resources were so stretched.

The Leader gave a verbal response explaining that the current Government had now introduced competitive bidding processes for most funding streams, requiring Councils to work to challenging specifications and deadlines. These new processes took up large amounts of officer time. If successful, further officer resources then needed to be allocated to avoid the risk of Government clawing back funding. The Leader advised that there would be times when it was not possible to bid for everything, given the complexities and demands on officers already dealing with a global pandemic. The Leader had recently written to the Prime Minister asking that he reflects on the competitive bidding processes that now dictate how Government grant funding is allocated.

12 **BUSINESS OUTSTANDING FROM THE COUNCIL MEETING OF 24 FEBRUARY, 2021**

It was moved by Councillor E Fordham and seconded by Councillor K Falconer that:

Chesterfield Bus and Coach Services

This Council:

1. Notes and understands that the Pandemic has caused disruption and subsequent adjustment to many local and regional services.
2. Regrets that much of the specific information for individual bus stops across the Borough and at Chesterfield Coach Station have

been removed and not replaced and that responsibility for commissioning lies with DCC.

3. Understands that the coach station information centre has limited access under Covid-19, that most service information has gone on-line only, and this has led to increased passenger frustration.
4. Understands that there is growing concern over Bus Transport nationally in the context of Covid-19 and hears the Government urging people to avoid closed space public transport, whilst requiring buses and services to continue running.
5. Notes that the Climate Change Action Plan recommendation 15 “Raise with DCC and neighbouring districts options regarding local bus service regulation” reports “No progress to date”.

The council therefore commits to:

- a. Encourage and enable residents across the Borough to feed in their experience of service issues, so problems can be identified and addressed.
- b. Establish a Transport Partnership with DCC and neighbouring authorities to identify and resolve longer term issues with bus and coach services including addressing the commissioning of specific services.
- c. Work with DCC and all bus and coach companies that serve the Borough to map and detail quite simply what bus and coach stops where and when and make this immediately available at each appropriate stop.
- d. To make information on which services go to and from the Borough available on the CBC website and to enable on-line signposting to correct and up-to-date coach and bus services.

It was moved by Councillor D Collins and seconded by Councillor J Innes that the motion be amended to read as follows:

This Council:

1. Notes and understands that the Pandemic has caused disruption and subsequent adjustment to many local and regional services.

The Council therefore commits to:

- a. Continue to ensure that information on which services go to and from the Borough is available on the CBC website through a direct on-line link to Derbyshire County Council's up to date timetable information, maps, and links to bus operators' websites.
- b. Work closely, through existing collaborative working arrangements, with DCC and all bus and coach companies that serve the Borough to support the recovery of bus and coach services from the impacts of the pandemic, to safely increase passenger numbers, to encourage service accessibility for all, and to promote public transport usage as a contribution to carbon reduction and the Council's climate change action plan.

On being put to the vote the amendment to the motion was declared carried.

On being put to the vote the motion (as amended) was declared carried.

13 GENERAL FUND BUDGET OUTTURN 2020/21

Pursuant to Cabinet Minute No. 12 (2021/2022) the Acting Chief Finance Officer submitted a report on the General Fund Revenue and Capital Outturns for 2020/21. The report provided details of variations from the revised estimates and also sought approval for carry forward requests

RESOLVED –

That the report on the General Fund Revenue and Capital Outturns for 2020/21 be noted.

14 MONTH 2 BUDGET MONITORING 2021/22 AND UPDATED MEDIUM TERM FINANCIAL PLAN

Pursuant to Cabinet Minute No.28 (2021/2022) the Acting Chief Finance Officer submitted a report outlining the budget position at the end of the second month, covering the General Fund Revenue budget, the General Fund Capital Programme and the Housing Revenue Account Revenue and Capital Budgets.

RESOLVED –

1. The position of the General Fund Revenue account at the close of month two of the financial year 2021/22 and the updated medium term financial plan, as outlined in sections 4.2 and 4.5 of the officer's report, be noted.
2. The changes to the medium-term financial plan, as outlined in sections 4.2, 4.3 and 4.5 of the officer's report, be approved.
3. The funding for the posts outlined in paragraph 4.3.9 of the officer's report be approved.
4. The repurposing of the provision outlined in paragraph 4.4.5 of the officer's report be approved.
5. The updated General Fund Capital Programme outlined in section 4.6 of the officer's report be approved.
6. The proposals for financing the General Fund Capital Programme outlined in section 4.6 of the officer's report be approved.
7. The position of the Housing Revenue Account Revenue and Capital budgets at the close of month two of the financial year 2021/22, as outlined in section 4.7 of the officer's report, be noted.
8. The funding request outlined in section 4.7.1 of the officer's report be approved.

15

EQUALITY AND DIVERSITY ANNUAL REPORT 2020/21

Pursuant to Cabinet Minute No. 20 (2021/22), the Policy Officer submitted the Equality and Diversity Annual Report for 2020/21 to update members on improvements and achievements made in delivering equality and diversity across all the council's services.

RESOLVED –

1. The Equality and Diversity Annual Report be approved.

2. The Equality and Diversity Annual Report be published on the Council's website and circulated to partners

16 OVERVIEW AND SCRUTINY ANNUAL REPORT 2020/21

Pursuant to Overview and Performance Scrutiny Forum Minute No. 8 (2021/22) the Senior Democratic and Scrutiny Officer submitted the Scrutiny Annual Report, attached as Appendix A to the officer's report, detailing the work of the Overview and Scrutiny Committees during 2020/21 and providing an outline of the Overview and Scrutiny Work Programme for 2021/22.

RESOLVED –

That the Scrutiny Annual Report for 2020/21 be approved.

17 REPORT OF DECISIONS TAKEN UNDER SPECIAL URGENCY PROVISIONS

The Senior Democratic and Scrutiny Officer submitted a report on the decisions taken under the emergency delegated decision making powers approved by the Standards and Audit Committee in March, 2020 in response to the Covid-19 pandemic; also referencing the special urgency provisions of the Access to Information Procedure Rules set out within the Council's constitution.

RESOLVED –

That the report of decisions taken under the special urgency provisions, attached at Appendix 1 of the officer's report, be noted.

18 LOCAL GOVERNMENT ACT 1972 - EXCLUSION OF THE PUBLIC

RESOLVED –

That the public be excluded from the meeting for the following items of business on the grounds that they involved the likely disclosure of exempt information as defined in Paragraph 3 of Part I of Schedule 12A to the Local Government Act 1972.

19 PROPOSALS FOR RESTRUCTURE OF DIRECTORATE LEADERSHIP TEAMS

The Cabinet Member for Business Transformation and Customers presented a report setting out proposals for the restructure of Directorate Leadership teams. It was explained that the changes would enable the Council to deliver on the Council Plan 2019-23 whilst sustaining an effective response to the challenges still presented by the pandemic, with a particular focus on supporting delivery of the Council's economic recovery and community recovery action plans.

The restructure would also deliver leadership resources to take forward the Council's organisational development programme, recognising the current pressures on the Medium-Term Financial Plan and the need to use resources wisely.

RESOLVED –

That the following funding proposals be approved:

- Funding from General Fund reserves of up to £364,000 and up to £135,000 from the Housing Revenue Account working balance to fund the total one-off costs for the proposed 2-year fixed term appointments and supplementary estimates of £7,940 from the General Fund and £9,760 from the Housing Revenue Account to cover the costs of the proposed permanent changes in 2021/22.
- Ongoing funding of £49,490 from the General Fund and £20,940 from the Housing Revenue Account to cover the costs associated with the proposed permanent changes from 2022/23.

20 LOCAL GOVERNMENT ACT 1972 - RE-ADMISSION OF THE PUBLIC

RESOLVED –

That the public be re-admitted to the meeting.

21 MINUTES OF COMMITTEE MEETINGS

RESOLVED –

That the Minutes of the following Committees be noted:

- Appeals and Regulatory Committee of 26 May 2021, 2 June 2021 and 16 June 2021
- Licensing Committee of 9 June 2021 and 22 June 2021
- Planning Committee of 19 April 2021, 1 June 2021 and 21 June 2021
- Standards and Audit Committee of 21 April 2021

22 TO RECEIVE THE MINUTES OF THE MEETINGS OF THE CABINET OF 13 APRIL, 2021, 25 MAY, 2021, 15 JUNE, 2021 AND 6 JULY, 2021

RESOLVED –

That the Minutes of the meetings of Cabinet of 13 April 2021, 25 May 2021, 15 June 2021 and 6 July 2021 be noted.

23 TO RECEIVE THE MINUTES OF THE MEETINGS OF THE JOINT CABINET AND EMPLOYMENT AND GENERAL COMMITTEE OF 13 APRIL, 2021

RESOLVED –

That the Minutes of the meetings of the Joint Cabinet and Employment and General Committee of 13 April 2021 be noted.

24 TO RECEIVE AND ADOPT THE MINUTES OF THE MEETING OF THE OVERVIEW AND PERFORMANCE SCRUTINY FORUM OF 18 MARCH, 2021 AND 10 JUNE, 2021

RESOLVED –

That the Minutes of the meeting of the Overview and Performance Scrutiny Forum of 18 March 2021 and 10 June 2021 be approved.

25 QUESTIONS UNDER STANDING ORDER NO. 19

Under Standing Order No. 19 Councillor Fordham asked the following question:

“To ask what engagement plans the Council has with regards to the Landscapes Review (lead by Julian Glover) and how might this be used to ensure our ambitions to be the Gateway to the Peak District are addressed and met?”

Councillor Sarvent provided a verbal response confirming that, following the publication of the report in 2019, the Council had obtained funding from the Green Recovery Challenge Fund to help improve green infrastructure and biodiversity at sites accessible to the public.

The Council’s emerging visitor economy strategy included an aim for Chesterfield to be the Gateway to the Peak District and the Council had already discussed with the Peak District National Park Authority various aspects including Proposal 12; better information and signs to guide visitors.

Proposal 19 promoted new approaches to coordinating public transport and new, more sustainable ways of accessing national landscapes which would be relevant to Chesterfield. Work was already underway with Peak Resort and the Peak District National Park Authority to provide more effective sustainable transport choices for visitors and the communities of Chesterfield to be able to access the National Park.

The Council was also working with Derbyshire Wildlife Trust and Derbyshire County Council on mapping Natural Capital and Nature Recovery Networks and Cllr Sarvent referenced some fantastic places for wildlife and great partnership restoration projects already being delivered.

Under Standing Order No. 19 Councillor Fordham asked the following question:

“To ask how much progress has been made on the declared ambition to have segregated or separated rubbish bins to ensure greater recycling of plastic and glass across the Borough and in particular in residential streets and housing estates?”

Councillor Serjeant provided a verbal response advising that the use of segregated bins was being piloted and work carried out to determine how best to collect the waste and reduce levels of contamination. Delays had arisen due to the problems the Council had experienced with the performance of the kerbside waste recycling service contractor, which had now been resolved. The Council was also aware of planned Government reforms to waste collection that could result in major

changes for the sector. These would be given more detailed consideration in the autumn.

26 **NOTICE OF MOTION UNDER STANDING ORDER NO. 21**

It was moved by Councillor Serjeant and seconded by Councillor J Innes that:

Universal Credit

The Chancellor has extended the £20 uplift to Universal Credit for six months in his March budget. Unemployment is expected to continue to rise into the new year.

The UK has one of the weakest welfare safety nets in Europe which has been cruelly exposed by the pandemic – and it would be wrong morally and financially to end the £20 uplift in the future.

The total number of households on Universal Credit across the Borough of Chesterfield is now over 6708. The removal of the £20 increase would cast many more into poverty.

The Derbyshire Unemployed Workers' Centres notes the permanent increase in UC would not only give a financial boost to some of the county's most deprived families, but would have a positive impact on the local economy – and, therefore, strong reasons for local councils to put pressure on the chancellor.

We call on the Chesterfield Borough Council through the Leader of the Council to:

- Write to the Chancellor Rishi Sunak demanding that the £20 increase to Universal Credit is made permanent and extended to claimants on legacy benefits
- Urge the government to end the five week wait for Universal Credit by converting advances into grants instead of loans.
- Continue to work alongside partner organisations to provide help and assistance wherever possible to all those struggling during these difficult times.

On being put to the vote the motion was declared carried.

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For publication

Treasury Management Annual Report 2020/21 and Monitoring Report 2021/22

| | |
|---------------------------|-------------------------------|
| Meeting: | Council |
| Date: | 13 th October 2021 |
| Cabinet portfolio: | Deputy Leader |
| Directorate: | Finance |

1.0 Purpose of report

- 1.1 To consider the Annual Treasury Management Report for 2020/21.
- 1.2 To consider the Treasury Management activities for the first five months of 2021/22
- 1.3 To approve the revised prudential indicator in respect of the maturity structure of borrowing for the financial year 2021/22.

2.0 Recommendations

- 2.1 The outturn Prudential Indicators for 2020/21 be approved.
- 2.2 The treasury management stewardship report for 2020/21 be approved.
- 2.3 The treasury management position for the first five months of 2021/22 be noted.
- 2.4 The revised prudential indicator in respect of the maturity structure of borrowing for the financial year 2021/22 be approved.

3.0 Reasons for recommendations

3.1 To keep Members informed about the council's treasury management activities and to comply with the CIPFA Code of Practice for Treasury Management in the Public Services.

4.0 Report Details

4.1 Background

4.1.1 The Council's Treasury Management Strategy requires the full Council to receive three treasury reports each financial year; the Strategy report before the start of each financial year, an annual report for the previous financial year and a mid-year review for the current year.

4.1.2 The Annual Report for 2020/21 is attached at Appendix A. The report meets the requirements of both the CIPFA Code of Practice on Treasury Management and the CIPFA Prudential Code for Capital Finance in Local Authorities. The Council is required to comply with both Codes through Regulations issued under the Local Government Act 2003.

4.1.3 Following the Icelandic banks collapse in 2008 the regulatory framework places a much greater emphasis on the review and scrutiny by Members of treasury management activities. The attached report provides details of the treasury management activities in 2020/21 and confirms compliance with the Council's approved policies.

4.1.4 This report was considered by the Standards and Audit Committee at its meeting on 29 September, 2021 where it was resolved that the report and its recommendations be supported and referred to Council for approval.

4.2 Summary of the Annual Report

4.2.1 During 2020/21, the Council complied with its legislative and regulatory requirements. The key actual prudential and treasury indicators detailing the impact of capital expenditure activities during the year, with comparators, are as follows:

| Actual prudential and treasury indicators | 2019/20 Actual £'000 | 2020/21 Revised £'000 | 2020/21 Actual £'000 |
|---|----------------------------|-----------------------------|-------------------------------------|
| Actual capital expenditure | 25,539 | 70,400 | 31,423 |
| Capital Financing Requirement: | | | |
| - General Fund | 18,447 | 48,100 | 24,665 |
| - HRA | 128,403 | 126,477 | 126,477 |

| | | | |
|---------------|---------|---------|----------------|
| Total | 146,850 | 174,577 | 151,142 |
| External debt | 127,341 | 138,400 | 125,429 |
| Investments | 42,129 | 10,000 | 32,420 |
| Net borrowing | 85,212 | 128,400 | 93,009 |

- 4.2.2 Other prudential and treasury indicators are to be found in Appendix A. The Service Director - Finance also confirms that borrowing over the medium term is only undertaken for a capital purpose and the statutory borrowing limit (the authorised limit) was not breached in 2020/21.
- 4.2.3 The financial year 2020/21 continued the challenging environment of low investment return, with bank base rates holding steady at a record low of 0.10% for the entire year. There was a large differential between borrowing and investments rates during the year.
- 4.2.4 **Investments** – Interest income received for the year was on budget at £96,000. During the 2020/21 financial year the Council continued with its policy of prioritising its investments with other local authorities and the Debt Management Office in order to achieve greater security. Further information can be found in Appendix A.
- 4.2.5 The in-house team managed average balances of £49.5m earning an average rate of return of 0.19%.
- 4.2.6 **Borrowing** – in terms of activity during the year on the Council’s debt portfolio:
- No new external long term borrowing was undertaken; &
 - Long term loan repayments of £1m were made.
- 4.2.7 **Treasury Management Advisors** – Arlingclose continued to provide treasury management advice to the Council throughout 2020/21. Treasury recommendations were incorporated into the 2020/21 Treasury Management Strategy Statement that was approved by Council in February 2020.
- 4.3 Mid-year Review 2021/22
- 4.3.1 **Annual Investment Strategy** - In accordance with the CIPFA Code and the Council’s Treasury Management Strategy, the investment priority is to ensure security and liquidity of capital, and to obtain an appropriate level of return which is consistent with the Council’s risk appetite. Due to the Covid-19 pandemic the Bank Rate remains at a record low of 0.10%; this, together with the continuing uncertainty of economic recovery and the geo-political uncertainties prompt a low risk and short term strategy. There is the possibility that the Bank of England could cut rates further,

and the possibility of negative interest rates cannot be ruled out. Officers can confirm that the approved limits within the Annual Investment Strategy were not breached during the five months ended 31st August 2021.

- 4.3.2 **Internally Managed Cash Balance** - In the first quarter of the year the interest rates achieved were lower than those assumed when setting the budget (0.01% against 0.1%), which has resulted in internal investment returns being £5,000 worse than forecast for the first quarter of the year.
- 4.3.4 **Borrowing activities in the period** – Short term borrowing of £5m has been undertaken during the first 5 months of 2021/22. No repayments of principal have yet been made and no debt rescheduling has been undertaken.
- 4.3.4 **Compliance with Treasury & Prudential Limits** - All treasury limits and Prudential Indicators set out in the Council’s Treasury Management Strategy Statement and in compliance with the Council’s Treasury Management Practices have been maintained.

The main Prudential Indicators relating to borrowing are:

- Authorised Borrowing Limit – the limit for the year was set at £188.8m, the limit has not been breached.
- Operational Boundary – this was set at £175.6m for the year, again the limit has not been breached.

4.4 Treasury Management and Prudential Indicators

- 4.4.1 The Prudential Indicators for 2021/22 were approved in February 2021. Following a mid-year review of these indicators an amendment to the Maturity Structure of Borrowing indicator is proposed.
- 4.4.2 This indicator is set to control the Authority’s exposure to refinancing risk. The revised upper and lower limits on the maturity structure of borrowing for 2021/22 will be:

| | Upper limit | Lower limit |
|--------------------------------|--------------------|--------------------|
| Under 12 months | 25% | 0% |
| 12 months and within 24 months | 25% | 0% |
| 24 months and within 5 years | 30% | 0% |
| 5 years and within 10 years | 40% | 0% |

| | | |
|------------------------------|-----|-----|
| 10 years and within 25 years | 70% | 20% |
| 25 years and above | 75% | 15% |

This change is suggested to provide increased flexibility in managing cashflow requirements.

4.4.3 Amendments to the 2021/22 General Fund capital programme will be considered by Council in December. Further borrowing may be necessary and this additional borrowing would require an adjustment to the Prudential Indicators (PI's) approved as part of the Treasury Management Strategy Statement in February. The PI's detailed below would need to be amended:-

- General fund Capital Expenditure & Financing
- General Fund Capital Financing Requirement
- Operational Boundary
- Authorised Limit

These amended PI's will be reported to Cabinet as part of the budget monitoring report in the autumn.

5 Alternative options

5.1 There are no alternative options to consider.

6 Implications for consideration – Council Plan

6.1 These arrangements enable the priorities set out in the Council Plan to be achieved.

7 Implications for consideration – Financial and value for money

7.1 The report in its entirety deals with financial and value for money implications.

8 Implications for consideration – Legal

8.1 The report meets the requirements of both the CIPFA Code of Practice on Treasury Management and the CIPFA Prudential Code for Capital Finance in Local Authorities. The Council is required to comply with both Codes through Regulations issued under the Local Government Act 2003. There are no other legal implications.

9 Implications for consideration – Human resources

9.1 There are no human resource considerations arising from this report.

10 Implications for consideration – Risk management

10.1 There are a number of risks inherent within any treasury management strategy, the most significant risks at the moment include:

- Reporting is not compliant with statutory guidelines.
- Investment and borrowing activity is outside the approved TM framework.
- Long term borrowing is taken at rates that are not advantageous.
- Investment of principal sums with insecure counterparties.
- Investment returns are volatile and may not meet budgeted amounts.
- Borrowing is not affordable.

11 Implications for consideration – community wellbeing

11.1 Although there are no direct community wellbeing implications to consider in this report, the ability for the Council to appropriately manage its day to day finances and to be able to achieve a balanced budget position is critical to the continued delivery of the full range of council services that are targeted at supporting community wellbeing across the borough.

12 Implications for consideration – Economy and skills

12.1 Although there are no direct economy and skills implications to consider in this report, the ability for the Council to appropriately manage its day to day finances and to be able to achieve a balanced budget position is critical to the continued delivery of the full range of council services that are targeted at supporting the economy and skills agenda across the borough.

13 Implications for consideration – Climate Change

13.1 Individual climate change and environmental impact assessments are not required for the budget process. These are included as part of the decision-making processes for specific spending options.

14 Implications for consideration – Equality and diversity

14.1 There are no and diversity impact implications arising from this report.

Decision information

| | |
|----------------------------|------------------|
| Key decision number | 1054 |
| Wards affected | All wards |

Document information

| | |
|---|---|
| Report author | Contact number/email |
| Karen Ludditt | 01246 936276 Karen.ludditt@chesterfield.gov.uk |
| Background documents These are unpublished works which have been relied on to a material extent when the report was prepared. | |
| <i>This must be made available to the public for up to 4 years.</i> | |
| Appendices to the report | |
| Appendix A | Annual Treasury Management Report 2020/21 |

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Treasury Management Outturn Report 2020/21

Introduction

The Council has adopted the Chartered Institute of Public Finance and Accountancy's *Treasury Management in the Public Services: Code of Practice* (the CIPFA Code) which requires the Council to approve a treasury management annual report after the end of each financial year.

This report fulfils the Councils legal obligation to have regard to the CIPFA Code.

The Council's treasury management strategy for 2020/21 was approved at a meeting of the Authority on 26th February 2020. The Authority has invested substantial sums of money and is therefore exposed to financial risks including the loss of invested funds and the revenue effect of changing interest rates. The successful identification, monitoring and control of risk are therefore central to the Authority's treasury management strategy.

External Context

Economic background: The coronavirus pandemic dominated 2020/21, leading to almost the entire planet being in some form of lockdown during the year. The start of the financial year saw many central banks cutting interest rates as lockdowns caused economic activity to grind to a halt. The Bank of England cut Bank Rate to 0.1% and the UK government provided a range of fiscal stimulus measures, the size of which has not been seen in peacetime.

A Brexit trade deal was agreed with only days to spare before the 11pm 31st December 2020 deadline having been agreed with the European Union on Christmas Eve.

The Bank of England (BoE) held Bank Rate at 0.1% throughout the year but extended its Quantitative Easing programme by £150 billion to £895 billion at its November 2020 meeting. In its March 2021 interest rate announcement, the BoE noted that while GDP would remain low in the near-term due to COVID-19 lockdown restrictions, the easing of these measures means growth is expected to recover strongly later in the year. Inflation is forecast to increase in the near-term and while the economic outlook has improved there are downside risks to the forecast, including from unemployment which is still predicted to rise when the furlough scheme is eventually withdrawn.

Inflation has remained low over the 12 month period. Latest figures showed the annual headline rate of UK Consumer Price Inflation (CPI) fell to 0.4% year/year in February, below expectations (0.8%) and still well below the Bank of England's 2% target. The ONS' preferred measure of CPIH which includes owner-occupied housing was 0.7% year/year (1.0% expected).

Financial markets: Ultra-low interest rates prevailed throughout most of the period, with yields generally falling between April and December 2020. From early in 2021 the improved economic outlook due to the new various stimulus packages (particularly in the US), together with the approval and successful rollout of vaccines, caused government bonds to sell off sharply on the back of expected higher inflation and increased uncertainty, pushing yields higher more quickly than had been anticipated.

The 5-year UK benchmark gilt yield began the financial year at 0.18% before declining to -0.03% at the end of 2020 and then rising strongly to 0.39% by the end of the financial year. Over the same period the 10-year gilt yield fell from 0.31% to 0.19% before rising to 0.84%. The 20-year declined slightly from 0.70% to 0.68% before increasing to 1.36%.

Credit review: Credit developments include Moody's downgrading the UK sovereign rating to Aa3 with a stable outlook which then impacted a number of other UK institutions, banks and local government.

The vaccine approval and subsequent rollout programme are both credit positive for the financial services sector in general, but there remains much uncertainty around the extent of the losses banks and building societies will suffer due to the economic slowdown which has resulted due to pandemic-related lockdowns and restrictions. The institutions and durations on the Authority's counterparty list recommended by treasury management advisors Arlingclose remain under constant review, but at the end of the period no changes had been made to the names on the list or the recommended maximum duration of 35 days.

Local Context

On 31st March 2021, the Authority had net borrowing of £93m arising from its revenue and capital income and expenditure, an increase on 2020 of £7.8m. The underlying need to borrow for capital purposes is measured by the Capital Financing Requirement (CFR), while usable reserves and working capital are the underlying resources available for investment. These factors and the year-on-year change are summarised in table 1 below.

Table 1: Balance Sheet Summary

| | 31.3.20 Actual £000 | 2020/21 Movement £000 | 31.3.21 Actual £000 |
|-----------------------|------------------------------------|--------------------------------------|------------------------------------|
| General Fund CFR | 18,447 | 6,218 | 24,665 |
| HRA CFR | 128,403 | (1,926) | 126,477 |
| Total | 146,850 | 4,292 | 151,142 |
| Less: Usable reserves | (47,233) | (8,877) | (56,110) |

| | | | |
|-----------------------|---------------|--------------|---------------|
| Less: Working capital | (14,405) | 12,382 | (2,023) |
| Net borrowing | 85,212 | 7,797 | 93,009 |

Net borrowing has increased due to a rise in the CFR as new capital expenditure was lower than the financing applied.

The Authority's current strategy is to maintain borrowing and investments below their underlying levels, sometimes known as internal borrowing, in order to reduce risk and keep interest costs low. The treasury management position as at 31st March 2021 and the year-on-year change is shown in table 2 below.

Table 2: Treasury Management Summary

| | 31.3.20 Balance £000 | 2020/21 Movement £000 | 31.3.21 Balance £000 | 31.3.21 Rate % |
|---------------------------|-------------------------------------|--------------------------------------|-------------------------------------|-------------------------------|
| Long-term borrowing | 127,341 | (1,912) | 125,429 | |
| Short-term borrowing | 0 | 0 | 0 | |
| Total borrowing | 127,341 | (1,912) | 125,429 | 3.76 |
| Long-term investments | 0 | 0 | 0 | |
| Short-term investments | 28,104 | 28,104 | 0 | |
| Cash and cash equivalents | 14,025 | (18,395) | 32,420 | |
| Total investments | 42,129 | 9,709 | 32,420 | 0.01 |
| Net borrowing | 85,212 | 7,797 | 93,009 | |

Borrowing Activity

At 31st March 2021, the Authority held £125m of loans, a decrease of £2m on the previous year, as part of its strategy for funding previous years' capital programmes. The year-end borrowing position and the year-on-year change in show in table 3 below.

Table 3: Borrowing Position

| | 31.3.20 Balance £m | 2020/21 Movement £m | 31.3.21 Balance £m | 31.3.21 Rate % | 31.3.21 Average maturity years |
|-------------------------|-----------------------------------|------------------------------------|-----------------------------------|-------------------------------|---|
| Public Works Loan Board | 127,341 | (1,912) | 125,429 | 3.76 | 26 years |
| Total borrowing | 127,341 | (1,912) | 125,429 | | |

The Authority's chief objective when borrowing has been to strike an appropriately low risk balance between securing low interest costs and achieving cost certainty over the period for which funds are required, with flexibility to renegotiate loans should the Authority's long-term plans change being a secondary objective.

In furtherance of these objectives, no new external borrowing was undertaken in 2020/21, while existing loans were allowed to mature without replacement. This strategy enabled the Authority to reduce net borrowing costs and reduce overall treasury risk.

In November 2020 the PWLB published its response to the consultation on 'Future Lending Terms'. From 26th November the margin on PWLB loans above gilt yields was reduced from 1.8% to 0.8% providing that the borrowing authority can confirm that it is not planning to purchase 'investment assets primarily for yield' in the current or next two financial years. Authorities that are purchasing or intending to purchase investment assets primarily for yield will not be able to access the PWLB except to refinance existing loans or externalise internal borrowing. The PWLB can now also restrict local authorities from borrowing in unusual or large amounts.

The Authority is not planning to purchase any investment assets primarily for yield within the next three years and so is able to take advantage of the reduction in the PWLB borrowing rate if required.

Investment Activity

The Authority holds significant invested funds, representing income received in advance of expenditure plus balances and reserves held. During 2020/21, the Authority's investment balance ranged between £32m and £74m million due to timing differences between income and expenditure. The year-end investment position and the year-on-year change in show in table 4 below.

Table 4: Investment Position

| | 31.3.20 Balance £m | 2020/21 Movement £m | 31.3.21 Balance £m | 31.3.21 Rate % | 31.3.21 Average maturity years |
|--------------------------------------|-----------------------------------|------------------------------------|-----------------------------------|-------------------------------|---|
| Government (incl. local authorities) | 28.0 | (15.2) | 12.8 | 0.00 | <1 year |
| Money Market Funds | 14.1 | 5.5 | 19.6 | 0.01 | <1 year |
| Total investments | 42.1 | (9.7) | 32.4 | | |

Both the CIPFA Code and government guidance require the Authority to invest its funds prudently, and to have regard to the security and liquidity of its investments before seeking the highest rate of return, or yield. The Authority's objective when investing money is to strike an appropriate balance between risk and return, minimising the risk of incurring losses from defaults and the risk of receiving unsuitably low investment income.

In furtherance of these objectives, the Authority continued to increase deposits into more secure asset classes during 2020/21. As a result, investment risk was lowered.

Other Non-Treasury Holdings and Activity

Although not classed as treasury management activities, the 2017 CIPFA Code now requires the Authority to report on investments for policy reasons outside of normal treasury management. This includes service investments for operational and regeneration purposes as well as commercial investments which are made mainly for financial reasons. The Authority holds £44m of directly owned investment property and land. The Authority also holds a £100,000 loan to the Derbyshire Building Control Partnership that commenced in March 2018, a

£67,500 loan to Staveley Town Council that commenced in March 2020 and a £500,000 loan to Chesterfield Football Club Community Trust that commenced in August 2020.

Performance Report

The Authority measures the financial performance of its treasury management activities in terms of its impact on the revenue budget, as shown in table 5 below.

Table 5: Performance

| | Actual £000 | Budget £000 | Over/ under |
|--------------------------------|------------------------|------------------------|------------------------|
| Total investment income | (96) | (97) | 1 |
| Total debt expense | 4,783 | 4,784 | (1) |
| GRAND TOTAL | 4,687 | 4,687 | 0 |

Compliance Report

The Service Director - Finance is pleased to report that all treasury management activities undertaken during 2020/21 complied fully with the CIPFA Code of Practice and the Authority's approved Treasury Management Strategy. Compliance with specific investment limits is demonstrated in table 6 below.

Table 6: Investment Limits

| | 2020/21 Maximum | 31.3.21 Actual | 2020/21 Limit | Complied |
|--|----------------------------|---------------------------|--------------------------|-----------------|
| Any single organisation (excluding Central Government) | £5m | £0 | £5m | ✓ |
| Any group of funds under the same management | £4m | £0 | £7.5m | ✓ |
| Enhanced Money Market Funds | £12m | £9.9m | £12m | ✓ |

Compliance with the authorised limit and operational boundary for external debt is demonstrated in table 7 below.

Table 7: Debt Limits

| | 2020/21 Maximum £000 | 31.3.21 Actual £000 | 2020/21 Operational Boundary £000 | 2020/21 Authorised Limit £000 | Complied |
|------------------|-------------------------------------|------------------------------------|--|--|-----------------|
| Borrowing | £127,341 | £125,429 | £143,400 | £158,000 | ✓ |

Since the operational boundary is a management tool for in-year monitoring it is not significant if the operational boundary is breached on occasions due to variations in cash flow, and this is not counted as a compliance failure. Total debt was below the operational boundary for the whole of 2020/21.

Treasury Management Indicators

The Authority measures and manages its exposures to treasury management risks using the following indicators.

Interest Rate Exposures: This indicator is set to control the Authority's exposure to interest rate risk. The upper limits on the one-year revenue impact of a 1% rise or fall in interest rates were:

| Interest rate risk indicator | 31.3.21 Actual | 2020/21 Limit | Complied |
|--|---------------------------|--------------------------|-----------------|
| Upper limit on one-year revenue impact of a 1% <u>rise</u> in interest rates | £28,000 | £300,000 | ✓ |
| Upper limit on one-year revenue impact of a 1% <u>fall</u> in interest rates | £28,000 | £300,000 | ✓ |

Maturity Structure of Borrowing: This indicator is set to control the Authority's exposure to refinancing risk. The upper and lower limits on the maturity structure of fixed rate borrowing were:

| | 31.3.21 Actual | Upper Limit | Lower Limit | Complied |
|--------------------------------|---------------------------|------------------------|------------------------|-----------------|
| Under 12 months | 3% | 10% | 0% | ✓ |
| 12 months and within 24 months | 2% | 10% | 0% | ✓ |
| 24 months and within 5 years | 7% | 15% | 0% | ✓ |
| 5 years and within 10 years | 11% | 25% | 0% | ✓ |
| 10 years and within 25 years | 51% | 70% | 20% | ✓ |
| 25 years and above | 26% | 75% | 20% | ✓ |

Time periods start on the first day of each financial year. The maturity date of borrowing is the earliest date on which the lender can demand repayment.

Principal Sums Invested for Periods Longer than 364 days: These limits are set with regard to the Council's liquidity requirements and to reduce the need for early sale of an investment, and are based on the availability of funds after each year-end.

| | 2020/21 | 2021/22 | 2022/23 |
|--|----------------|----------------|----------------|
| Actual principal invested > 364 days | £0 | £0 | £0 |
| Limit on principal invested > 364 days | £10m | £10m | £10m |
| Complied | ✓ | ✓ | ✓ |

For publication

Annual Report of the Standards and Audit Committee

| | |
|---------------------------|-------------------------------|
| Meeting: | Council |
| Date: | 13 th October 2021 |
| Cabinet portfolio: | Governance |
| Directorate: | Finance |
| For publication | |

1.0 Purpose of the report

- 1.1 To set out the work of the Standards and Audit Committee for 2020/21 in an annual report in line with best practice.
- 1.2 This report was considered by the Standards and Audit Committee at its meeting on 28 July, 2021 where it was resolved that the report and its recommendations be supported and referred to Council for approval.

2.0 Recommendations

- 2.1 That Council approve the Annual Report of the Standards and Audit Committee.

3.0 Reason for recommendations

- 3.1 To ensure that the Standards and Audit Committee are following good practice guidelines in line with CIPFA's guidance note "Audit Committees – Practical Guidance for Local Authorities" in terms of performance and effectiveness.

4.0 Report details

- 4.1 The Chartered Institute of Public Finance and Accountancy (CIPFA) in their guidance note "Audit Committees – Practical Guidance for Local Authorities", recommend that an Audit Committee should produce an

annual report on their activity. The Standards and Audit Committee agreed that the production of an Annual Report would help assess how the Committee was performing and would also raise the profile of the Committee.

- 4.2 The Annual Report in Appendix 1 summarises the work of the Standards and Audit Committee for the financial year 2020/21.

5.0 Alternative options

- 5.1 The report is for information.

6.0 Implications for consideration – Council Plan

- 6.1 The Standards and Audit Committee play a critical role in ensuring that the Council's governance, control and risk management arrangements are appropriate. Appropriate governance, control and risk management arrangements help to ensure that the council's resources and priorities are focused on achieving the objectives within the council plan.

7.0 Implications for consideration – Financial and value for money

- 7.1 The work of the Standards and Audit Committee helps to ensure that processes and controls are operating effectively thereby contributing to ensuring that value for money is obtained.

8.0 Implications for consideration – Legal

- 8.1 None

9.0 Implications for consideration – Human resources

- 9.1 None

10.0 Implications for consideration – Risk management

- 10.1 The production of this report provides assurance to Council that the Standards and Audit Committee are fulfilling their terms of reference which reduces the risk of a failure of governance, control and risk management arrangements.

11.0 Implications for consideration – community wellbeing

11.1 Whilst there are not considered to be any direct community and wellbeing impacts in relation to this report, sound internal control, governance and risk management arrangements will support the achievement of the Council's objectives.

12.0 Implications for consideration – Economy and skills

12.1 Whilst there are not considered to be any direct economy and skills impacts in relation to this report, sound internal control, governance and risk management arrangements will support the achievement of the Council's objectives.

13.0 Implications for consideration – Climate Change

13.1 Whilst there are not considered to be any direct climate change impacts in relation to this report, sound internal control, governance and risk management arrangements will support the achievement of the Council's objectives.

14.0 Implications for consideration – Equality and diversity

14.1 None

Document information

| | |
|--|---|
| Report author | |
| Jenny Williams Internal Audit Consortium Manager Finance | |
| Background documents | |
| These are unpublished works which have been relied on to a material extent when the report was prepared. | |
| None | |
| Appendices to the report | |
| Appendix 1 | Annual Report of the Standards and Audit Committee 2020/2021 |

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CHESTERFIELD
BOROUGH COUNCIL

STANDARDS AND AUDIT COMMITTEE

ANNUAL

REPORT

2020/21

Standards and Audit Committee

Chesterfield Borough Council

Annual Report 2020/21

1. Background

- 1.1 The Chartered Institute of Public Finance and Accountancy (CIPFA) in their guidance note "Audit Committees – Practical Guidance for Local Authorities", recommend that an Audit Committee should produce an annual report on their activity.
- 1.2 The Standards and Audit Committee produce an annual report as a means of assessing how the Committee is performing and raising the profile of the work of the Committee across the Council.
- 1.3 Audit Committees are widely recognised as a core component of effective governance, their key role is to independently oversee and assess the internal control environment, comprising governance, risk management and control and advise the Council on the adequacy and effectiveness of these arrangements. At Chesterfield Borough Council the statutory duty to promote and maintain high standards of conduct by members is also overseen by the Committee.
- 1.4 The Committee is responsible for: –
 - Promoting and maintaining high standards of conduct
 - Good governance
 - Internal Audit
 - External Audit
 - Risk Management
 - The control environment
 - Anti-fraud and anti- corruption arrangements

- Carrying out hearings into alleged misconduct by councillors

Details of the responsibilities of the Committee are set out in the Council's Constitution (Part 2, Article 9).

- 1.5 The Committee meets on a regular basis. Chaired by Councillor Mark Rayner it is advised by the Interim Service Director - Finance, Helen Fox, the Internal Audit Consortium Manager, Jenny Williams, and the Monitoring Officer, Gerard Rogers.

2. Membership and Meetings

- 2.1 The Standards and Audit Committee is composed of eight members, 6 councillors and 2 parish representative members (appointed by Brimington Parish Council and Staveley Town Council respectively). During 2020/21 these members were: -

Councillor Rayner (Chair)
Councillor Kellman (Vice-Chair)
Councillor Brady
Councillor Murphy
Councillor Snowdon
Councillor Brittain
Councillor Caulfield
Councillor Wilson

- 2.2 The meetings are also attended by the Council's external auditor Mazars.
- 2.3 During the 2020/21 financial year the Standards and Audit Committee met on 6 occasions.

3. Standards and Audit Committee Business

- 3.1 During the year the Committee conducted the following business: -

Internal Audit

- Received the annual internal audit report for 2019/20
- Approved the internal audit plan for 2020/21
- Received internal audit updates of progress against the audit plan for 2020/21
- Monitored the implementation of internal audit recommendations
- Discussed the inadequate procurement report and called in the Chief Executive and the Assistant Director Customers, Commissioning and Change to present a progress report.
- Agreed to the procurement of an assessor to undertake the external review of internal audit.
- Received and approved the Internal Audit Charter.

External Audit

- Received the external auditors Audit Completion Report for the year ending 31 March 2020

Statement of Accounts

- Approved the 2019/20 statement of accounts
- Approved the "Letter of Representation" prepared by the Council's responsible financial officer in respect of compiling the financial statements.

COVID - 19 Related

- Approved the arrangements for the operation of remote meetings.
- Considered a report by the Monitoring Officer reviewing the effectiveness of the emergency delegated decision-making process introduced because of the pandemic.
- Considered and approved 2 new proposed delegations in response to the Business and Planning Bill to be enacted July 2020. Approved a further delegation to enable the provisions

of the Business and Planning Act relating to determining additional Environmental Approvals to be put into effect.

Treasury Management

- Considered the treasury management 2019/20 annual report and monitoring report 2020/21
- Approved the 2021/22 Treasury Management Strategy

Risk Management

- Considered the Risk Management Strategy for 2020/21 and an annual review of 2019/20.

Good Governance

- Reviewed, amended and approved the Code of Corporate Governance and Annual Governance Statement for 2019/20
- Produced the 2019/21 Annual Report of the Standards and Audit Committee for Council
- Undertook a self -assessment of the Standards and Audit Committee against the CIPFA model and produced a summary of the results / action plan.
- Considered the Local Government and Social Care Ombudsman Annual Review Letter 2019/20

Standards of Conduct

- Considered and provided feedback for the Local Government Association (LGA) on the draft and final LGA model Member Code of Conduct

4. The Committee's Main Achievements / Outcomes

The Standards and Audit Committee aims to add value through its activity and this year its most significant achievements have been to: -

- Act as the key driver in ensuring that the issues relating to procurement are now being addressed.
- Ensuring that the Council can continue to operate during the COVID- 19 pandemic by reviewing and approving revised delegation procedures and the operation of remote meetings.
- Ensured that the 2019/20 Annual Governance Statement is a true and transparent reflection of the Council's governance, risk and control arrangements.

5 Conclusion

- 5.1 In conclusion, the Committee has continued to make a positive contribution to the Council's overall governance risk, and control arrangements including in relation to COVID-19.
- 5.2 The Committee will continue to support the Council in the year ahead by supporting the work of internal and external audit, the Service Director -Finance and the Monitoring Officer.

Councillor Mark Rayner (Chair)
Chesterfield Borough Council Standards and Audit
Committee

For publication

Vision Derbyshire

| | |
|---------------------------|-------------------------------|
| Meeting: | Council |
| Date: | 13 th October 2021 |
| Cabinet portfolio: | Leader |
| Directorate: | Corporate Services |

1.0 Purpose of the report

- 1.1 The report provides Council with an update on the Vision Derbyshire programme and seeks approval for the Council's involvement in the next phase of work, which includes the establishment of a new Joint Committee to progress a collaborative working model between Derbyshire councils that aims to improve outcomes for people and places.

2.0 Recommendations

- 2.1 That Chesterfield Borough Council continues to take an active role in progressing future phases of the Vision Derbyshire programme.
- 2.2 That the proposals for Vision Derbyshire governance, as set out in paragraphs 4.12 to 4.25 and Appendix B, are approved.
- 2.3 That Chesterfield Borough Council becomes a full member of the Vision Derbyshire Joint Committee, as described at paragraphs 4.12 to 4.25 and in Appendix B.

- 2.4 That a financial contribution is made to the resources required to implement Phase 4 of the Vision Derbyshire programme, as set out within section 7, the maximum cost of which currently stands at £52,350 per annum.
- 2.5 That Chesterfield Borough Council appoints the Leader of the Council, Cllr Tricia Gilby, as the Council's representative on the Vision Derbyshire Joint Committee and the Deputy Leader of the Council, Cllr Amanda Serjeant, as substitute.
- 2.6 That authority is delegated to the Leader of the Council to agree by executive member decision the arrangements for Chesterfield Borough Council to act as the host authority for the Vision Derbyshire Joint Committee should it be asked to fulfil the role.
- 2.7 Notes that Chesterfield Borough Council will need to arrange through its existing Scrutiny Committees to review decisions made by the Vision Derbyshire Joint Committee.
- 2.8 That the Council reaffirms its commitment to Vision Derbyshire as its preferred option for local government reform given the wider context outlined in paragraphs 4.31 to 4.35.

3.0 Reasons for recommendations

- 3.1 To ensure that Chesterfield Borough Council continues to play a full and active part in shaping the Vision Derbyshire programme (a non-structural approach to public service reform) for the benefit of Chesterfield's communities.

4.0 Background

- 4.1 At the Cabinet meeting on 25 February 2020 members considered a report setting out proposals to improve collaborative working between Derbyshire councils. The report

outlined the outcomes of a first phase of work that had been progressed post June 2019 to explore options for strengthening collaborative working and undertaking non-structural public service reform, providing a credible alternative to local government reorganisation. Cabinet approved the active participation of Chesterfield Borough Council in the next phase of the work as well as a financial contribution (£17k) towards the resources required for that next phase.

4.2 Following similar approvals from all Derbyshire councils except Derby City, phase 2 commenced resulting in the development of Vision Derbyshire, a case for change and a proposition to Government focused around four key ambition areas:

- **Seize innovation** - pioneering skills and technologies for a sustainable future economy
- **Establish relentless ambition** - creating opportunities for everyone in Derbyshire and making these visible
- **Build proactive communities** - harnessing the energy in Derbyshire's communities and empowering people to make change
- **Live and work sustainably** - committing to a zero-carbon footprint in our tourism, wider economy and ways of working

4.3 Several enablers, including: leadership; culture; strategy; technology; workforce; customers; and assets, to support and embed collaboration, were also identified during the development of phase 2, alongside estimated organisational (£20m to £66m) and wider system benefits (£1.08bn) that could potentially be achieved if the new approach were to be taken forward. New formal governance arrangements, to support effective decision making, were also identified during this phase as being crucial in taking Vision Derbyshire forward, in addition to several early asks of Government to support realisation of the afore-mentioned ambition areas.

4.4 At the conclusion of phase 2, a further report came to Council in October 2020 providing an update on the work. An Executive Summary of the Case for Change and a copy of the Proposition to Government – key outputs from phase 2 – were attached to the report to Council. A broader update was also provided on the matter of local government reorganisation and the emerging positions of Derbyshire councils. The report cited the consensus at that time as being:

“now is not the right time for structural reform of local government in Derbyshire. At a time of national crisis, the priority must be to focus the collective efforts of all Derbyshire councils on supporting the county’s residents, businesses and communities through the now inevitable second wave of the Covid-19 pandemic rather than risk entering a phase of open hostility between councils and councillors which will serve only to distract and take valuable resources away from the frontline services that our communities rely on.”

Given this, Council resolved that ‘Vision Derbyshire be approved as the Council’s preferred option for local government reform in Derbyshire at the current time’.

4.5 Following similar consideration at other councils, in October 2020, the Leaders and Chief Executives of eight Derbyshire councils (all Derbyshire councils excluding Derby City Council and South Derbyshire District Council) met and agreed to progress and commence implementation of phase 3 of the Vision Derbyshire approach. Phase 3 involved translating the case for change and proposition to Government, developed during phase 2, into a practical programme of work across five workstreams:

- Strategic and Tactical Development
- Building a Team
- Accelerated Delivery Programme

- Governance Model
 - Communications and Stakeholder Engagement
- 4.6 Phase 3 has seen significant progress being made in a relatively short period of time. During this phase, Leaders and Chief Executives supported by lead officers have taken responsibility for particular ambition areas and workstreams. For example, Chesterfield Borough Council's Leader has led on the 'Seize Innovation' ambition area, the council's Service Director for Housing has fulfilled the lead officer role for the 'Build Proactive Communities' ambition area, and the council's Chief Executive has led on the Governance, and Communications and Engagement workstreams.
- 4.7 This phase of work has also involved progressing a range of pilot activities to test the approach. This has led to the establishment of a county wide Business Entrepreneur Scheme, the launch of a new annual Derbyshire Festival of Business with the University of Derby, and a refreshed approach to delivering improved Homelessness services which proved of particular value during the Covid-19 pandemic. In doing so, the benefits of the model in delivering improved outcomes for people and places have begun to be demonstrated.
- 4.8 Significant progress has also been made on the 'Governance Model' with proposals designed and developed for a new Vision Derbyshire Joint Committee (more details of which are included below from paragraph 4.12), and work progressed in partnership with the University of Derby on the development of a new Vision Derbyshire brand.
- 4.9 As phase 3 ended, council Leaders and Chief Executives met in March 2021 and agreed to a further phase – phase 3a – which would take the programme to the point at which it could move into the delivery phase (phase 4). Phase 3a has focussed on:

- developing detailed delivery plans for the four ambition areas
- identifying key enablers and potential shared services which can be further developed through the Vision Derbyshire approach
- securing buy in to the new formal governance arrangements
- securing resources for dedicated joint programme support
- broadening and deepening the engagement and involvement of other elected members and senior officers from Derbyshire councils
- re-engaging with Government and other key stakeholders to gain support for Vision Derbyshire as a non-structural approach to public service reform.

Current position

4.10 It is anticipated that phase 3a will complete by the end of October 2021 in time for the launch of phase 4. In Phase 4 participating councils will:

- Confirm the detailed implementation proposals that have been developed during phase 3a for the four ambition areas and the delivery arrangements for both short and medium-term programmes of activity
- Establish a new joint Vision Derbyshire programme team, tasked with accelerating and supporting implementation of the delivery arrangements
- Extend and deepen the engagement and involvement of elected members, senior managers and partner organisations
- Establish a new Vision Derbyshire Joint Committee formalising the decision-making arrangements for member councils
- Build a broader longer-term delivery programme to meet agreed and emerging Vision Derbyshire ambition areas.

4.11 Key priorities for each of the Vision Derbyshire ambition areas are set out below:

| Ambition | Priorities |
|------------------------------------|------------------------------|
| Seize Innovation | Business Entrepreneur Scheme |
| | Smart Towns Programme |
| Achieve Relentless Ambition | Careers |
| | Skills and Employability |
| | Festival of Business |
| | Social Mobility |
| Communities | Homelessness |
| | Independent Living |
| | Domestic Abuse |
| Live and Work Sustainably | Climate Change |
| | Shared Planning Policies |

A high-level plan, which sets out early starts and additional short-term activities in respect of the four ambition areas, alongside Leader, Chief Executive and Lead Officer appointments is attached at Appendix A to this report.

Vision Derbyshire Governance

4.12 As noted above, one of the five workstreams within phase 3 has been to establish a 'Governance Model' for Vision Derbyshire. A formal governance approach is important to evidence to Government that Derbyshire councils are serious about Vision Derbyshire as a credible non-structural alternative to local government reorganisation and a construct to which ministers may in time be persuaded to devolve funding, powers and freedoms as part of the Levelling Up agenda. Achievement of the latter outcome has now taken a step forward with the Government's recent invitation to county councils to express an interest in negotiating and agreeing County Deals. Given the work already progressed on Vision Derbyshire governance,

Derbyshire County Council considers Derbyshire councils well placed to secure such a Deal, which has the potential to bring devolved funds, powers and freedoms in respect of infrastructure, skills, housing and transport.

- 4.13 A more formal approach to governance also provides a framework for Derbyshire councils to work more effectively together, maximise opportunities for collaboration and enable agile, timely and flexible decision making.
- 4.14 Understanding the level of commitment to the proposed Governance Model is also essential in identifying the appetite of Derbyshire councils to progress to Phase 4 and beyond and participate in upcoming County Deal discussions, as required.
- 4.15 The work on the 'Governance Model' has concluded with proposals for a new Vision Derbyshire Joint Committee. The proposals have been developed through a governance working group chaired by Chesterfield Borough Council's Chief Executive and made up of Monitoring Officers from 5 of the 8 councils (including Chesterfield Borough Council). Drafts of the emerging proposals have been considered by council Leaders and Chief Executives at their regular monthly meetings through spring and summer 2021 with comments taken on board in developing the final proposals.
- 4.16 The final articles, functions and responsibilities, and procedure rules for the proposed Vision Derbyshire Joint Committee are attached at Appendix B. These provide a framework for the Joint Committee to operate as the future decision-making body for matters where Derbyshire councils agree to work collaboratively and demonstrate a collective political commitment to the approach. The articles set out the main aims of the Vision Derbyshire Joint Committee, which are to:
- Provide collective leadership for Derbyshire

- Progress shared ambitions for the area
- Work together to tackle the issues and challenges outlined in the case for change; and
- Enable agile, timely and effective decision making.

4.17 The Joint Committee, on behalf of the participating councils, will be responsible for improving the delivery of functions and responsibilities already within the remit of local authorities through statute or through taking forward specific collaborative work to improve the economic, environmental and / or social wellbeing of Derbyshire's residents, businesses and communities. This might be through:

- Shared services arrangements
- Incorporating existing partnership arrangements within the Vision Derbyshire model
- Identifying areas and activities that would benefit from collaborative systems changes
- Progressing work on specific thematic projects and priorities

The likely flow of decision making that will be required under three of the four areas highlighted above is summarised in a series of flow charts included as Appendix C. The charts show how individual participating councils will still be required to approve recommendations made by the Joint Committee, ahead of implementation, on substantive matters such as proposals for shared services arrangements or systems changes.

4.18 It is likely that the first task for the Joint Committee will be to approve the High-Level Phase 4 Delivery Plan detailed at paragraph 4.11 and in Appendix A and the allocation of budgets and resources to the individual programmes of work.

4.19 As the approach develops, consideration will be given to the Vision Derbyshire Joint Committee taking on responsibility for

existing partnership arrangements such as the Derby and Derbyshire Joint Committee for Economic Prosperity and associated programmes of work. As Phase 4 develops from October 2021, the Joint Committee will also take forward work on the agreed enablers (as referenced at paragraph 4.3 above) and work to identify potential areas and opportunities for shared services which are likely to result in efficiencies for those councils participating in the approach.

- 4.20 In order to establish a Joint Committee two or more councils must resolve to delegate functions and responsibilities to the Joint Committee. At this point in time, it is sufficient for the list of functions and responsibilities to be as general as those currently set out within Appendix B.
- 4.21 All Derbyshire councils will be encouraged to delegate functions and responsibilities to the Joint Committee to enable full collaboration on all aspects of the phase 4 delivery programme. However, the articles, functions and responsibilities and procedure rules also allow for those councils who choose not to delegate functions and responsibilities to the Joint Committee to still appoint members to the Joint Committee.
- 4.22 Where this difference in stance exists, it is then proposed that voting rights be restricted to only those members appointed by councils who are prepared to delegate functions and responsibilities to the Joint Committee.
- 4.23 The articles, functions and responsibilities, and procedure rules set out in Appendix B have also been drafted to recognise that councils do not have to participate in all aspects of the Vision Derbyshire approach and may instead choose to become involved in some projects but not others. Where a council chooses to become involved in a project that involves agreeing to delegate a particular function or responsibility to the Joint

Committee, its appointed member would then have the ability to exercise his / her vote on all matters relating to the project. The intention is to be inclusive without fettering the individual sovereignty of any Derbyshire council. In developing the governance arrangements, provision has been made to ensure that the door to involvement in the Vision Derbyshire approach remains open to all councils.

4.24 To ensure the effective operation of the Joint Committee, a host authority is also required. The host authority would be responsible for the administration of meetings of the Joint Committee, would hold funding on behalf of the Joint Committee and would act as the employing council for the Vision Derbyshire programme team. The host authority's statutory officers would also act as the statutory officers for the Joint Committee. At the time of writing the report, no decision has been made on the appointment of the host authority, though two councils have put themselves forward for the role, Chesterfield Borough Council and Derbyshire County Council. Should it be agreed that Chesterfield Borough Council fulfils the role, it is recommended that Council delegates authority to the Leader of the Council to put the necessary arrangements in place in support of the Vision Derbyshire Joint Committee.

4.25 All Derbyshire councils (other than Derby city and South Derbyshire district) are now being asked whether they wish to be members of the Vision Derbyshire Joint Committee. Chesterfield Borough Council has to date taken a full and active role within the Vision Derbyshire programme. It is recommended that this approach continues, and that the council becomes a member of the Vision Derbyshire Joint Committee. This will ensure the council is able to influence and shape each part of the programme, including exercising full voting rights in respect of those functions and responsibilities that the council resolves to delegate to the Joint Committee. The council will also be able to fully draw on the skills,

capabilities and capacity of the proposed Vision Derbyshire programme team as it collaborates with other councils on the four ambition areas. This in turn will maximise the prospects of the Vision Derbyshire programme delivering more economic, efficient and effective services and improving outcomes for Chesterfield's communities. It will also enable the council to collaborate fully with other member councils in promoting Vision Derbyshire as a credible alternative to local government reorganisation.

Vision Derbyshire Resources

4.26 Whilst significant progress has been made on the development of the Vision Derbyshire approach to date, it has become increasingly apparent that the ability to accelerate delivery is currently limited due to the lack of capacity. This is particularly the case at a project and programme delivery level. The lack of a central programme resource at what has been a critical time for local government in the face of the Covid-19 pandemic has meant that delivery has lagged behind political commitment and ambition. Continuing to operate with limited resources is likely to see the phase 4 delivery programme stall or be significantly curtailed, greatly reducing the prospects of evidencing to Government Vision Derbyshire's standing as a credible alternative to local government reorganisation and the basis from which to negotiate a future County Deal.

4.27 Proposals for the establishment of a central programme resource were first brought to council Leaders and Chief Executives in November 2020. Whilst Chesterfield Borough Council was supportive of the proposals, they did not enjoy widespread support and work on Vision Derbyshire has continued using existing resources. Since then, the Vision Derbyshire Steering Group (which includes Chesterfield Borough Council's Chief Executive) has developed proposals to resource the phase 4 delivery programme, initially for a 12-

month period. The funding sought from each council would resource the following:

- **Programme team** – comprising a combination of suitably qualified and experienced team members to facilitate delivery
- **Programme budget** – funding to buy in specialist expertise and support, as required
- **Communications budget** – funding to support branding, design, campaigns, social media activity etc
- **Equipment, travel and subsistence** – to support the activities of the programme team
- **Accommodation** – in kind support from host authority

4.28 Proposals for the Programme team include the creation of the following roles:

- 1 x Grade 14 Programme Manager
- 4 x Grade 11 Senior Project Officers (one per ambition area)
- 1 x Grade 11 Communications Officer
- 1 x Grade 6 Administrative Support Officer

4.29 The total cost of taking forward these proposals is £436,248 per annum. It has also been agreed that the costs should be apportioned between Derbyshire County Council and Derbyshire district / borough councils based on the following split:

| Council | £ |
|--|---|
| County Council 40% split | 174,499 |
| District and Borough Councils 60% split | 261,749 (32,719 per council if eight councils) (37,393 per council if seven councils) |

| | |
|--------------|---|
| | (43,635 per council if six councils) (52,350 per council if five councils) |
| Total | 436,248 |

4.30 The maximum cost to Chesterfield Borough Council of supporting the establishment of a central programme team for Vision Derbyshire is therefore £52,350 p.a. based on the involvement of five Derbyshire district / borough councils. This figure will reduce should a greater number of district / borough councils agree to become member councils of the Vision Derbyshire Joint Committee.

Local Government Reorganisation and other considerations

4.31 As noted above, one of the drivers for the Vision Derbyshire programme has been to provide a credible alternative to local government reorganisation (LGR) through non-structural public service reform that will deliver the same or improved benefits to communities without incurring the significant disruption and conflict involved in LGR. At present, the government position on LGR is unclear, with a planned white paper on English Devolution and Local Recovery – which was expected to promote more unitary authorities – now deferred in favour of a Levelling Up White Paper. Whilst the Government has recently made decisions on proposals for unitarisation (in Cumbria, North Yorkshire and Somerset) it has indicated in recent correspondence to council Leaders and Chief Executives that further proposals for LGR are only likely to be considered where a consensus for change exists amongst the relevant councils for a particular geography.

4.32 In many areas, a driver for LGR has been the prospect of creating structures to which government could then devolve

funding, powers and freedoms as it has to Combined Authorities in recent years. The likelihood of local government being able to gain such funding, powers and freedoms may have increased as a result of the recently announced review of Local Enterprise Partnerships (LEPs) and the approach taken by Government for recent programmes such as Town Deals and the Levelling Up Fund, which have not included a formal role for LEPs. In this context it would clearly be advantageous to have a formalised governance structure in place for Derbyshire councils that Government would consider an appropriate construct to which ministers would be prepared to devolve funding, powers and freedoms.

4.33 The preferred position of Derbyshire County Council as stated in a report to its Council in September 2020, and reaffirmed following the election in May 2021, is to pursue non-structural public service reform (through Vision Derbyshire) rather than LGR. However, it also reserved the right at the same Council meeting to develop a Plan B in order to avoid losing out on the potential benefits of devolution should Vision Derbyshire fail to become a credible non-structural option. Plan B is LGR – specifically the development of proposals for a single county unitary option.

4.34 As reported to Council in October 2020, Derby City Council chose not to participate post the completion of phase 1 of the Vision Derbyshire programme, though the opportunity for the council to re-engage with the work has remained open. Instead, Derby City Council's Leader and Chief Executive have indicated the council's intention to look at LGR – specifically the development of proposals that would involve extending the council's current constituency to include the district geographies of Erewash, South Derbyshire and Amber Valley and establishing a new Southern Derbyshire unitary council.

4.35 As the Vision Derbyshire programme moved into phase 3, South Derbyshire District Council also chose not to continue to participate. However, the other 8 councils have continued to be engaged through to the current phase of work, although it is unclear whether all will resolve to become members of the proposed Vision Derbyshire Joint Committee.

5.0 Alternative options

5.1 Alternative options include pulling out of the collaboration entirely, opting not to become a member of the Vision Derbyshire Joint Committee or seeking to be a member without making a financial contribution. The option of withdrawing from the collaboration would leave the council with no influence over the Vision Derbyshire programme and significantly weaken its prospects of success. This in turn could lead to the programme ending and councils instead exploring structural reform options. Chesterfield Borough Council has significant influence given the size of the borough's economy and its strength within partnership arenas, and it is hard to see Vision Derbyshire continuing as planned should the council withdraw.

5.2 If the council opted not to become a member of the Vision Derbyshire Joint Committee, the Leader of the Council would be able to continue to attend meetings essentially as an observer (but with no voting rights) and would be able to exercise some influence in doing so. However, whilst the council would benefit from not having to contribute financially towards the costs of the programme team, this option is not recommended as it weakens both the Vision Derbyshire programme and the council's position as a lead and active partner within it.

5.3 Finally, the council could seek to be member of the Vision Derbyshire Joint Committee but without making a financial

contribution, for example by making available officer time as an in-kind contribution to resourcing the programme team. This option has been discounted since there is no available capacity within the council to offer this without requiring immediate backfill, which in turn would incur financial cost and in practical terms be difficult to secure given the uncertainty of the time period of such appointments.

6.0 Implications for consideration – Council Plan

6.1 The four Vision Derbyshire ambition areas would, if fully realised, contribute to all three of Chesterfield Borough Council's Council Plan priorities. In particular, through strengthened collaboration and non-structural public service reform, the work should contribute significantly to 'providing value for money services'. By driving direct operational savings, there should be a positive contribution to the council's objective to become and stay financially self-sufficient. Access to services and customer interaction should also be enhanced through putting in place a simpler and more coherent experience for customers by taking a Derbyshire-wide approach.

7.0 Implications for consideration – Financial and Value for Money

7.1 The previous commitment of £17k made by the council's Cabinet in February 2020 enabled the Vision Derbyshire programme to progress through phases 2 to 3a, supplemented by the deployment of officer resources from individual councils. As set out above, there is now a need to consider additional resources if the programme is to move at pace into its delivery phase. The direct costs to the council of the proposals for a Vision Derbyshire programme team would be a maximum of £52,350 per annum, initially for a 12-month period.

7.2 The costs outlined in section 4 are further broken down in the following table, with estimated on-costs based on those applied by Derbyshire County Council.

| | |
|--|---|
| Programme Team | £296,248 |
| 1 x Grade 14 Programme Manager fixed term | £47,181 (plus £13,211 oncosts) |
| 4 x Grade 11 Senior Project Officers (1 per theme) | £32,913 x 4 = £131,652 (plus £36,863 oncosts) |
| 1 x Grade 11 Communications Officer | £32,913 (plus £9,216 oncosts) |
| 1 x Grade 6 Admin Support | £19,697 (plus £5,515 oncosts) |
| Programme Budget | £100,000 |
| Equipment, Travel and Subsistence | £10,000 |
| Communications Budget | £30,000 |
| | Total - £436,248 |

7.3 Should Council resolve to make a financial contribution, it is proposed that this be drawn from the Service Improvement Reserve, given that the Vision Derbyshire phase 4 delivery programme will drive improvements to council services and potentially deliver significant savings for member councils over time. It has been confirmed that provision exists within the reserve for the full (maximum) amount to be drawn down for the initial 12-month period.

7.4 In addition to direct costs, the council's participation within Vision Derbyshire has incurred indirect costs in terms of elected member and officer time since the programme commenced in summer 2019. These costs would continue, though a dedicated central programme team will inevitably take some of the current workload away from council officers.

7.5 As set out in the Vision Derbyshire case for change and proposition to Government the Vision Derbyshire proposals aim to deliver significant future savings to operational costs for all member councils. These remain high-level estimates – of between £20m and £65.9m per annum – at present and have not been broken down to the level of each individual council. These savings would be recurring and largely achieved through economies in third party spend and operational efficiencies, though estimated one-off costs of between £28m and £48.3m would need to be incurred in order to realise the recurring savings.

8.0 Implications for consideration – Legal

8.1 Section 101(5) of the Local Government Act 1972 permits councils to come together as two or more authorities to discharge functions jointly and arrange for the discharge of these functions by a Joint Committee.

8.2 Under Section 102 of the Local Government Act 1972 two or more authorities may appoint a Joint Committee of those authorities for the purpose of discharging any of their functions. Those authorities would however need to agree to delegate functions or powers to the Joint Committee to enable it to discharge those functions.

8.3 Having done so, those two or more authorities may permit other authorities to appoint members to the Joint Committee without those authorities delegating functions to it. However, all authorities that wish to join the Joint Committee will need to formally agree to establish the Committee and agree the Terms of Reference to be able to appoint a member to the Joint Committee.

8.4 Under the legislation, all members would have the right to participate and vote on any matters at the Joint Committee.

However, voting rights can be restricted in the Terms of Reference to members of those authorities who have delegated functions to it so that authorities would not be able to vote in respect of functions they have not delegated to the Joint Committee. This is the approach advocated for the Vision Derbyshire Joint Committee.

- 8.5 Section 9EB of the Local Government Act 2000 enables the Secretary of State to make regulations permitting arrangements under Section 101(5) of the Local Government Act 1972 where any of the functions are the responsibility of an Authority's Executive. The relevant regulations are the Local Authorities (Arrangements for the Discharge of Functions) (England) Regulations 2012.
- 8.6 As the functions being delegated to the Vision Derbyshire Joint Committee are executive functions, the regulations also require that the councillors appointed to it should be councillors who sit on the individual Authority's Executives.

9.0 Implications for consideration – Human resources

- 9.1 Paragraph 4.24 above references the fact that a decision has yet to be made on the matter of the appointment of the host authority for the Vision Derbyshire Joint Committee. Whichever of Derbyshire County Council or Chesterfield Borough Council is appointed to fulfil the role, they would be expected to act as the employing authority for the proposed programme team.
- 9.2 It is proposed that all 7no. programme team posts would be established on a fixed term basis and in line with the host authority's pay grading structures, employment policies and procedures.
- 9.3 All member councils will be asked to confirm their willingness to recognise any employment obligations that might arise in

respect of one or more of the postholders, including offering redeployment opportunities as appropriate, should this prove necessary.

- 9.4 The next phase of the Vision Derbyshire programme is not thought to entail any human resources (HR) implications. However, the wider programme of non-structural reform would have HR implications if taken forward, particularly if direct savings at the level set out in the case for change and proposition to Government are to be realised. Such proposals would need to come back to Chesterfield Borough Council for full and proper consideration as would be the case for all member councils.

10.0 Implications for consideration – Risk Management

- 10.1 Some of the wider considerations and risks associated with the Vision Derbyshire proposals are outlined in earlier paragraphs. In terms of the specific recommendations made in this report, the key risks are set out below.

| Description of the risk | Impact | Likelihood | Mitigating action | Impact | Likelihood |
|--|---------------|-------------------|--|---------------|-------------------|
| Lack of engagement from other councils results in Vision Derbyshire being unable to deliver on its potential | Medium | High | Continue to engage in Derbyshire wide discussions to promote the benefits of Vision Derbyshire; provide leadership to the Vision Derbyshire ambition areas and the Phase 4 delivery programme to ensure monetary and non-monetary benefits are fully realised and exemplified. | Medium | Medium |
| Joint Committee's remit cuts across existing CBC decision making and/or adds unnecessary layers to decision making | Medium | Medium | Governance workstream has been led by CBC and in collaboration with monitoring officers from other councils, with proposals tested and drawn from other well- | Medium | Low |

| | | | | | |
|---|--------|--------|---|--------|--------|
| | | | functioning committee arrangements e.g., the council's Joint Board with Bolsover and North East Derbyshire district councils. | | |
| Resources for Vision Derbyshire prove insufficient to deliver the next phase of work | Medium | High | Set example to encourage all Derbyshire councils to make full financial commitment; ensure continued in-kind support from Chesterfield Borough Council members and officers to support and influence the work of the central programme team | Medium | Medium |
| Either Derbyshire County Council and/or Derby City Council make a request to government to put forward proposals for local government | High | Medium | Commitment to the Vision Derbyshire programme as a full member to maximise the prospects of it being a credible alternative to LGR; | High | Low |

| | | | | | |
|---|------|--------|---|--------|--------|
| reorganisation in Derbyshire | | | through leadership by example influence other councils to support the programme; ensure that the programme's benefits and outcomes are understood and promoted. | | |
| Government policy on local government reorganisation precludes non-structural reforms as basis for devolution | High | Medium | Use Vision Derbyshire work to re-iterate the case for change and proposition to Government | Medium | Medium |

11.0 Implications for consideration – Community wellbeing

11.1 One of Vision Derbyshire’s ambition areas is to ‘Build Proactive Communities’. A number of priorities have already been identified that strongly support community wellbeing. These include tackling homelessness and domestic violence and promoting independent living. As a member authority of the Vision Derbyshire Joint Committee, the council would be able to continue to lead and shape this work in order to maximise the value of it in improving community wellbeing for the residents of Chesterfield borough.

12.0 Implications for consideration – Economy and skills

12.1 Two of Vision Derbyshire’s other ambition areas are to ‘Seize Innovation’ and ‘Establish Relentless Ambition’, ambitions that again align strongly with the council’s priority of ‘making Chesterfield a thriving borough’. Council officers have already been working as part of Vision Derbyshire officer groups on these ambition areas during earlier phases of the programme and the Leader of the Council has led on the ‘Seize Innovation’ ambition area. Continuing to engage fully with phase 4 of the programme places the council in a good position to ensure Vision Derbyshire contributes positively to achievement of the council’s number one priority and its ambitious Growth Strategy for the period 2019 through 2023.

13.0 Implications for consideration – Climate change

13.1 There has been a strong focus on climate change throughout development of the Vision Derbyshire programme; climate change is the main theme running through the fourth and final ‘Live and Work Sustainably’ ambition area. Collaborating at a county level and beyond is particularly important and continuing to engage fully with the Vision Derbyshire programme will support the council to deliver on its own

climate change ambitions, as articulated in the council's climate change action plan.

- 13.2 As Vision Derbyshire projects come forward for consideration, the council will apply its newly developed Climate Change assessment tool to determine how each project will contribute towards realising a net zero position for the council by 2030 and the borough by 2050.

14.0 Implications for consideration – Equality and diversity

- 14.1 As part of the process of developing policy and making decisions, the Vision Derbyshire Joint Committee will in accordance with the public sector equality duty need to consider how best to:
- Eliminate unlawful discrimination, harassment and victimisation
 - Advance equality of opportunity and foster good relations between people who share protected characteristics (as defined by equalities legislation) and those who don't.
- 14.2 Equality Impact Assessments in relation to specific project and programme activities will form a key part of Vision Derbyshire Joint Committee considerations to ensure that appropriate mitigations are developed for potential negative impacts on people with protected characteristics, and positive impacts maximised.

Decision information

| | |
|----------------------------|------|
| Key decision number | 1044 |
| Wards affected | All |

Document information

| | |
|--|---|
| Report authors | |
| Huw Bowen – Chief Executive Donna Reddish – Service Director Corporate Services Michael Rich – Interim Director (projects) | |
| Background documents | |
| These are unpublished works which have been relied on to a material extent when the report was prepared. | |
| N/A | |
| Appendices to the report | |
| Appendix A | High level Vision Derbyshire phase 4 delivery plan |
| Appendix B | Proposed Governance Arrangements for Vision Derbyshire – Articles, Functions and Responsibilities and Procedure Rules |
| Appendix C | Flow charts for decision making |

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HIGH LEVEL PLAN

| Seize innovation | Establish relentless ambition | Build proactive communities | Live and work sustainably |
|---|---|---|---|
| <p>Early Starts</p> <ul style="list-style-type: none"> County wide Business Start-up and Support Programme <p>Additional short-term activity</p> <ul style="list-style-type: none"> Smart Towns Programme Develop wider programme of work in advance of launch <p>Lead Strategic Group – Economic Recovery Pilot</p> <p>Leader Lead – Cllr Trish Gilby CEX Lead – Emma Alexander Officer Lead – Joe Battye</p> | <p>Early Starts</p> <ul style="list-style-type: none"> Festival of Business Careers Skills Research <p>Additional short-term activity</p> <ul style="list-style-type: none"> Develop wider programme of work in advance of launch <p>Lead Strategic Group – Employment and Skills Recovery Group</p> <p>Leader Lead – Cllr Barry Lewis CEX Lead – Paul Wilson Officer Lead – Andy Marsh</p> | <p>Early Starts</p> <ul style="list-style-type: none"> Homelessness Independent Living (e.g. joint approach to disabled facilities grants etc) Domestic Violence <p>Additional short-term activity</p> <ul style="list-style-type: none"> Develop wider programme of work in advance of launch <p>Lead Strategic Group – Communities Recovery Pilot</p> <p>Leader Lead – Cllr Carol Hart CEX Lead – Andrew Stokes Officer Lead – Liz Cook</p> | <p>Early Starts</p> <ul style="list-style-type: none"> Joint Climate Change programme, e.g. behaviour change, green homes, Develop shared approach to Planning Policies to support climate change <p>Additional short-term activity</p> <ul style="list-style-type: none"> Strategic Housing Plan Visitor Economy/Tourism Develop wider programme of work in advance of launch <p>Lead Strategic Group(s) Derbyshire Planners Group Climate Change Working Group</p> <p>Leader Leads – Cllr Kevin Buttery (Climate Change) Cllr Garry Purdy (Planning and Climate Change) CEX Leads – Lee Hickin (Climate Change), Julian Townsend (Planning & CC) Officer Leads – Claire Brailsford (Climate Change) David Arnold (Planning and Climate Change)</p> |

**PROPOSED GOVERNANCE ARRANGEMENTS
FOR VISION DERBYSHIRE**

ARTICLES

1. Context

- 1.1 Vision Derbyshire is a collaborative working model between local authorities across Derbyshire which seeks to improve outcomes for people and places through closer working between those authorities without formal, top-down reorganisation from central government.
- 1.2 These governance arrangements provide a framework to reach the intended outcome of a model that will enable local authorities in Derbyshire to work collaboratively to deliver efficient and effective services with improved economies as an alternative to a government led reorganisation of local government in the county.
- 1.3 A joint committee, to be known as the **Vision Derbyshire Joint Committee**, will:-
- Provide collective leadership for Derbyshire
 - Progress shared ambitions for the area

- Work together to tackle the issues and challenges outlined in the case for change.
- Enable agile, timely and effective decision making

1.4 The Vision Derbyshire model allows local authorities to blend working at a hyper-local level with a large strategic level. Authorities will collaborate at three levels:

- regional/national
- county-wide or
- local place level,

depending on the nature of the outcome that the authorities are looking to improve. In adopting this way of working, Derbyshire can blend strategic, county-wide and local approaches to tackle outcomes in a multi-faceted way, and maintain focus on people and places, not organisational boundaries.

1.5 To enable the delivery of the above, the Joint Committee will act as the enabling body, through the political leadership of councillors from the participating authorities. Councils within Derbyshire may choose to appoint members to the Joint Committee, but not to delegate any functions. Should any

council choose to do this, then they will still be required to agree to the Terms of Reference for the Committee and contribute towards the cost of funding the Committee.

- 1.6 The authorities in the Vision Derbyshire working model are committed to the provision of improved services. It is considered that this will, in certain instances, be best achieved by the joint provision of services, joint working and / or the development of common standards and protocols. All proposals for the setting up of any new services or the discharge of functions are in the first instance to be subject to an investigation into the suitability of providing such services or discharging such functions, as a joint service for all participating Councils. All participating Councils agree to operate all reviews in an open and transparent manner to support the aims and objectives of Vision Derbyshire. This will include the sharing of all information.

2. Membership of the Joint Committee

- 2.1 *[named local authorities who are delegating functions]* shall appoint one of their Elected Members to be a member of the Joint Committee and one Member to be a substitute Member.

- 2.2 All other councils within Derbyshire, whether or not delegating functions to the Joint Committee, will be permitted to appoint one member to the Joint Committee and to nominate one member as a substitute.
- 2.3 A Substitute Member will have the same rights to receive meeting papers and to access information as the Member for whom s/he is a substitute.
- 2.4 All appointments as Members or Substitute Members of the Joint Committee shall be for a term of one year, but an individual may be re-appointed to serve as a Member or Substitute Member any number of times.
- 2.5 All councils shall be entitled at any time to terminate the appointment of a Member or Substitute Member appointed by it and to appoint another of its Elected Members in that person's place. Where a Council exercises this power, it shall give written notice of the new appointment and the termination of the previous appointment to the Monitoring Officer responsible for the Joint Committee and the new appointment shall take effect and the previous appointment terminate at the end of one week from the date on which the notice is given or such longer period not exceeding one month as is specified in the notice.

- 2.6 A Member or Substitute Member of the Joint Committee who ceases (for whatever reason) to be an Elected Member of the Council that appointed them shall immediately cease to be a Member or Substitute Member of the Joint Committee, and the relevant Council shall as soon as practicable give written notice of this to the Monitoring Officer responsible for the Joint Committee and appoint another of its Elected Members in that person's place.
- 2.7 A person may resign as a Member or Substitute Member of the Joint Committee by written notice served on the Proper Officer of the Council that appointed them and the resignation shall take effect on receipt of the notice by the Proper Officer. The relevant Council shall as soon as practicable give written notice of this to the Monitoring Officer responsible for the Joint Committee and appoint another of its Elected Members in that person's place.
- 2.8 Where an appointing Council operates executive arrangements (within the meaning of the Local Government Act 2000), the appointment, removal and replacement of Members and Substitute Members of the Joint Committee shall be decided in accordance with the constitutional requirements of that Council, but it is anticipated that all Members and Substitute Members

appointed by it shall be Members of its executive and will include its executive leader or elected mayor.

- 2.9 All appointments, removals and replacements of Members and Substitute Members of the Joint Committee by Councils shall be made by notice in writing addressed to the Monitoring Officer responsible for the Joint Committee. Any such notice shall be deemed to have been given when received by the Monitoring Officer.
- 2.10 Any individual council that does not operate executive arrangements and which wishes to co-opt an additional member or members can only do so following consultation with and a majority vote of all voting members of the Joint Committee being supportive of that authority exercising powers of co-option. Such co-optees shall not be Members of the Joint Committee and shall have no voting rights. They shall, however, observe the Code of Conduct for Members set out from whichever authority they serve on. An individual's co-option shall terminate as soon as his/her involvement with the organisation that gave rise to the co-option ceases; and such co-option shall be endorsed annually by the Joint Committee and subsequently confirmed formally by the appointing authority.

2.11 All Members of the Joint Committee (including any Substitute Members acting in place of Members of the Joint Committee) will:-

- (a) (subject to the Joint Committee's voting arrangements) collectively be the ultimate policy makers of the Joint Committee;
- (b) bring views of their communities into the Joint Committee's decision-making process; and
- (c) maintain the highest standards of conduct and ethics.

2.12 Members will at all times observe the Code of Conduct for Members which is in force in their own Council and any breaches will be reported to the Monitoring Officer of their own Council.

2.13 No remuneration shall be payable to Joint Committee Members other than allowances for travel and subsistence in accordance with the Members' Allowances Schemes in operation at the participating Councils and non-participating Councils. (It is acknowledged that a participating Council or a non-participating Council may, in accordance with its own procedures, pay a special responsibility allowance to any Elected Member appointed by it to the Joint Committee in respect of duties and

responsibilities undertaken as a Member or Substitute Member of the Joint Committee.)

3 Chairing the Joint Committee

- 3.1 The Chair of the Joint Committee will be appointed by the Committee. The Joint Committee can only be chaired by a Member of the Joint Committee appointed by a Council which has delegated functions to the Joint Committee for the duration of a municipal year.
- 3.2 In the event that there are more than two Members nominated for the role of Chair, and there is not a clear majority of votes in favour of one Member, then the name of the Member with the least number of votes will be eliminated and that process will continue until a Chair is elected with a majority of votes.
- 3.3 The Joint Committee will appoint a Vice-Chair to deputise for the Chair when they are not present or available. The Vice-Chair must also be from a Council which has delegated functions to the Joint Committee and will be appointed for the duration of a municipal year.

3.4 In the event that there are more than two Members nominated for the role of Vice-Chair, and there is not a clear majority of votes in favour of one Member, then the name of the Member with the least number of votes will be eliminated and that process will continue until a Vice-Chair is elected with a majority of votes.

3.5 The Chair or Vice-Chair of the Joint Committee will cease to hold such office when they cease to be a Member of the Joint Committee, in accordance with the provisions set out at paragraph 3.5 above.

4. Procedural Arrangements

4.1 The Joint Committee shall meet in accordance with its agreed calendar of meetings throughout a municipal year, but additional meetings may take place should the need arise.

4.2 Each Member of the Joint Committee appointed by councils which have delegated functions to the Joint Committee shall have one vote.

4.3 Members of the Joint Committee appointed by councils which have not delegated functions to the Joint Committee will not have the right to vote.

4.4 The proceedings of the Joint Committee shall not be invalidated by any vacancy among its Members or Substitute Members or by any defect in the appointment or qualifications of any Member or Substitute Member.

5. Records of Proceedings

5.1 The Joint Committee shall make arrangements for the names of Members and Substitute Members present at any meeting to be recorded.

5.2 Minutes of the proceedings of a meeting of the Joint Committee, or any sub-committee, shall be kept in such form as the Joint Committee may determine.

5.3 Any such minutes are to be agreed as a true record and signed at the same or next suitable meeting of the Joint Committee or sub-committee by the Member chairing that meeting.

5.4 A Member of the Joint Committee, or any sub-committee, has the right to have their vote on any matter recorded in the minutes of the meeting at which the vote was cast.

6. Sub-Committees

6.1 The Joint Committee may establish such sub-committees as it thinks fit to discharge its functions

7. Officers

7.1 The Head of Paid Service (appointed under Section 4 of the Local Government and Housing Act 1989), Section 151 Officer (appointed under Section 73 of the Local Government Act 1975) and Monitoring Officer (appointed under section 5 of the Local Government and Housing Act 1989) of the host authority for the Joint Committee will serve as the statutory officers in support of the Joint Committee.

7.2 The Joint Committee may call upon any officer of any of the local authorities who have members on the Joint Committee for advice and assistance, as it considers necessary to carry out its functions.

8. Scrutiny of decisions

8.1 Each constituent authority which operates executive arrangements will be able to scrutinise the decisions of the Joint Committee in accordance with that constituent authority's overview and scrutiny arrangements. Any authority that operates a committee system model of governance will have the discretion to scrutinise decisions of the Joint Committee according its own specific governance arrangements.

9 Winding up of the Joint Committee and Cessation of Membership

9.1 The Joint Committee may be wound up immediately by a unanimous vote of all constituent authorities.

9.2 Where an authority determines through its own governance arrangements that it no longer wishes to be a member of the Joint Committee, that authority may cease its membership with effect from the date of its decision. However, authorities will remain liable for any previously agreed financial contributions to fund Vision Derbyshire until the end of the financial year for which those contributions have been agreed regardless of any decision to cease membership. Where long

term liabilities, such as any Pension Fund shortfall, exist they will be calculated at the point membership ceases and any council exiting the arrangement will pay the host authority an amount to cover their share of that liability.

FUNCTIONS AND RESPONSIBILITIES

a. The Joint Committee is established pursuant to Section 101(5) of the Local Government Act 1972, which permits local authorities to make arrangements for two or more authorities to discharge functions jointly, so long as it is a function that the law reserves to a specified committee. The Joint Committee is established with the following aims:

- Provide collective leadership for Derbyshire
- Progress shared ambitions for the area
- Work together to tackle the issues and challenges outlined in the case for change.
- Enable agile, timely and effective decision making

b. The Joint Committee, on behalf of the participating authorities, will be responsible for improving the delivery of functions already within the remit of local authorities through statute or through specific collaborative work to improve the economic, environmental or social wellbeing of the areas within Derbyshire from the following broad definitions:-

- Shared service arrangements

- Incorporating existing partnership arrangements within the Vision Derbyshire model
- Areas for collaborative system changes across authorities
- Specific thematic projects and priorities

c. Within those broad definitions, the Joint Committee will:-

- (i) Oversee the Vision Derbyshire Delivery Programme
- (ii) Determine the programme of projects and work streams, how those will be managed and communicated to stakeholders and the public
- (iii) Monitor and review performance in respect of services delivered through the Vision Derbyshire Joint Committee and authorise the publication of an annual report of performance and outcomes
- (iv) Commission strategic outline and full business cases for individual councils to consider opportunities for more collaborative working in respect of shared services
- (v) Approve annual business plans for the delivery of shared services
- (vi) Provide or assume democratic oversight for existing joint committee and partnership arrangements

- (vii) Provide a platform for the devolution of powers from Government to authorities in Derbyshire
 - (viii) Determine requests from individual authorities or groups of authorities to work collaboratively on specific projects or work streams
 - (ix) Provide a forum for councils and their representatives to provide challenge to each other with the aim of increasing collaboration to deliver efficient, effective and economic services, which equally improve the offer and outcomes to residents and businesses
 - (x) Delegate functions and responsibilities to sub-committees or officers as the Committee deems appropriate.
- d. The functions of the Joint Committee conferred or imposed upon it by any Orders from the Secretary of State and / or the functions of the Joint Committee delegated to it by Orders approved by participating authorities will be set out within these terms of reference.
- e. The Joint Committee will exercise all its powers and duties in accordance with the law and these terms of reference and procedure rules.

- f. The authorities appointing to the Joint Committee are:
- Insert Council name
 -
- g. It is a matter for each individual Council to determine which functions and responsibilities it chooses to delegate to the Joint Committee according to its own individual governance arrangements.

PROCEDURE RULES

These procedure rules apply where appropriate to the Joint Committee and Sub-Committees established by the Joint Committee.

1. Name

- 1.1 The name of the Joint Committee shall be the 'Vision Derbyshire Joint Committee'.

2. Membership

- 2.1 The membership of the Joint Committee shall be determined in accordance with the provisions of Article 2.

3. Meetings

- 3.1 The Annual Meeting of the Joint Committee shall be held each year on such a day in the month of March, April, May or June as the Joint Committee may fix, to deal with any other business normally transacted at an annual meeting.
- 3.2 The Joint Committee shall meet throughout the municipal year in accordance with its agreed calendar of meetings, but

additional meetings may take place should the need arise. The dates and times of meetings of the Joint Committee (including the Annual Meeting and extraordinary meetings) shall be determined by the Joint Committee. Such meetings shall be held at a venue determined by the Chair. Save as provided elsewhere in these Procedure Rules all meetings of the Joint Committee, sub-committees and working party meetings shall be summoned by the Proper Officer of the host authority.

3.3 An extraordinary meeting of the Joint Committee may be called at any time by the Chair. If the Chair refuses to call an extraordinary meeting of the Joint Committee after a requisition for that purpose signed by three Members of the Joint Committee has been presented to him/her or if, without so refusing, the Chair does not call an extraordinary meeting within seven days after the requisition has been presented to him/her then any three Members of the Joint Committee, on that refusal, or on the expiration of those seven days, as the case may be, may forthwith call an extraordinary meeting of the Joint Committee

3.4 No business shall be considered at any extraordinary meeting save such as is specified in any requisition of the Joint Committee

calling such meeting, or as the case may be, in the requisition presented to the Chair by Members.

4. Chair and Vice-Chair

4.1 Article 4 sets out the arrangements for the appointment of Chair and Vice-Chair of the Joint Committee.

4.2 If the Chair is absent from a meeting the Vice-Chair, if present, shall preside.

4.3 If both the Chair and Vice-Chair are absent from a meeting of the Joint Committee, such Member as the Members of the Joint Committee present so choose, shall preside.

4.4 Any power or duty of the Chair in relation to the conduct of a meeting may be exercised by the person presiding at the meeting.

5. Quorum

5.1 The quorum for a meeting will be two or one third of the total of the members of the Committee who are entitled to vote, whichever is the greater.

5.2 If during a meeting the Chair, after counting the number of Members present, declares that there are not at least two of the Members present, who are entitled to vote, the meeting shall stand adjourned. The names of those Members who are present shall be recorded in the minutes of the meeting. Consideration of any business not transacted shall be adjourned to a date and time fixed by the Chair at the time the meeting is adjourned, or if s/he does not so fix a date and time, to the next meeting of the Joint Committee.

6. Chair's Announcements

6.1 No discussion shall take place on any announcement made by the chair of the meeting, but any Member shall be at liberty to move a motion, without notice, to refer the subject matter of any such announcement to the next ordinary meeting of the Joint Committee and such motion, on being seconded, shall be at once put to the vote.

7. Order of Business

7.1 Except as otherwise provided by paragraph 7.2 of this Rule, the order of business at every meeting of the Joint Committee other

than the annual meeting and any extraordinary meeting shall be:-

- (a) To choose a person to preside if the Chair and Vice-Chair are absent;
- (b) Apologies for absence;
- (c) To receive disclosures by Members of interests in matters under consideration;
- (d) To approve as a correct record and sign the minutes of the last meeting of the Joint Committee;
- (e) To deal with any business expressly required by statute to be done;
- (f) Chair's announcements;
- (g) To dispose of business, if any, remaining from the last meeting;
- (h) To receive minutes of sub-committees;
- (i) To receive and consider reports, if any, from sub-committees;
- (j) To receive and consider reports from constituent authorities;
- (k) To receive minutes of and recommendations from other bodies;
- (l) To consider motions, if any, in the order in which notice has been received;

(m) To deal with other business, if any, specified in the summons.

7.2 The Chair may at any meeting vary the order of business so as to give precedence to any business which in his/her opinion is of special urgency but such a variation shall not displace any business falling under items (a), (b), (d) or (e) in paragraph 7.1 of this Rule.

7.3 At any extraordinary meeting of the Joint Committee the minutes of the last ordinary meeting of the Joint Committee will not be considered. The minutes of an extraordinary meeting of the Joint Committee will be submitted where possible to the next ordinary meeting of the Joint Committee.

8. Notice of Motion

8.1 Except as provided by Rule 9, every notice of motion shall be in writing, signed by the Member or Members of the Joint Committee giving the notice and delivered by email or in person at least seven clear days before the next meeting of the Joint Committee at the office of the Head of Paid Service of the host authority, by whom it shall be dated, numbered in the order in which it is received and a record kept, which shall be open to the

inspection of every Member of the Joint Committee during normal office hours.

8.2 Every motion shall be relevant to some matter in relation to the Joint Committee's powers or duties.

8.3 The Head of Paid Service of the host authority shall set out in the summons for every meeting of the Joint Committee motions of which notice has been duly given in the order in which they have been received, unless the Member(s) giving such notice intimated in writing, when giving it, that s/he proposed to move it at some later meeting or has withdrawn it in writing.

8.4 If a motion set out in the summons is not moved either by a Member who gave notice thereof or by some other Member on his/her behalf, it shall, unless postponed by consent of the Joint Committee, be treated as withdrawn and shall not be moved without fresh notice.

9. Motions which may be moved without notice

9.1 The following motions may be moved without notice: -

- (a) Appointing a Chair of the meeting at which a motion is moved;
- (b) Motions relating to the accuracy of the minutes;
- (c) That an item of business specified in the summons has precedence;
- (d) Appointment of a sub-committee or members thereof occasioned by the appointment;
- (e) That leave be given to withdraw a motion;
- (f) That leave be given to withdraw in whole or in part or amend the minutes or proceedings of the Joint Committee or any sub-committee;
- (g) That the Joint Committee proceeds to the next business;
- (h) That the question be now put;
- (i) That the debate be now adjourned;
- (j) That the Joint Committee does now adjourn;
- (k) Amendments to any motion to approve the Minutes or proceedings of the Joint Committee or any sub-committee any part of which has been withdrawn or amended in accordance with Rule 9(f);
- (l) Suspending Procedure Rules in accordance with Rule 18;
- (m) A motion, under Part 1 of Schedule 12A to the Local Government Act 1972 (relating to admission to meetings of local authorities);

- (n) That a Member named under Rule 12 be not further heard or do leave the meeting;
- (o) Giving consent or leave of the Joint Committee where the consent or leave of the Joint Committee is required by these Procedure Rules;
- (p) That the subject matter of an announcement made by the chair of the meeting be referred to the next meeting of the Joint Committee or the appropriate sub-committee;
- (q) Approval or amendment of recommendations of Officers and any consequential resolutions.

10. Amendments to Motions

10.1 Normally, no motion to amend a motion other than a motion which may be moved without notice under Rule 9 shall be moved at any meeting of the Joint Committee unless not less than 24 hours' notice in writing of the motion, signed by the Member(s) giving notice, is delivered to the Monitoring Officer of the host authority. The Head of Paid Service of the host authority shall inform the Chair of the Joint Committee of any such amendments so received.

11. Rules of Debate

11.1 A motion or amendment shall not be discussed unless it has been proposed and seconded.

11.2 An amendment shall be relevant to the motion and shall be either:-

- (a) to refer a subject of debate to the next meeting of the Joint Committee or the sub-committee for consideration or re-consideration; or
- (b) to leave out words and insert or add others; or
- (c) To insert or add words;

but such omission, insertion or addition of words shall not have the effect of negating the motion before the Joint Committee.

11.3 Only one amendment may be moved and discussed at a time and no further amendment shall be moved until the amendment under discussion has been disposed of.

11.4 When an amendment has been lost, other amendments may be moved on the original motion. If an amendment is carried, the motion as amended shall take the place of the original motion

and shall become the motion to which any further amendment may be moved.

11.5 When a motion is under debate no other motion shall be moved except the following:-

- (a) to amend or withdraw the motion provided that the notice of amendment has been properly given in accordance with these Procedure Rules;
- (b) to adjourn the meeting;
- (c) to proceed to the next business;
- (d) that the question be now put;
- (e) that a Member be not further heard.

11.6 The ruling of the Chair on a point of order or on the admissibility of a personal explanation shall not be open to discussion.

11.7 A Member who does not have the right to vote on a matter shall have the same rights to speak on a matter as a Member with the right to vote on that matter.

12. Disorderly Conduct

12.1 If at a meeting any Member of the Joint Committee in the opinion of the Chair misconducts himself/herself by persistently disregarding the ruling of the Chair or by behaving irregularly, improperly, or offensively, or by wilfully obstructing the business of the Joint Committee, the Chair may move 'That the Member named be not further heard' and the motion if seconded shall be put and determined without discussion.

12.2 If the Member named continues his/her misconduct after a motion under the foregoing paragraph has been carried the Chair shall either move 'That the Member named do leave the meeting' (in which case the motion shall be put and determined without seconding or discussion) or adjourn the meeting of the Joint Committee for such period as s/he in his/her discretion shall consider expedient.

12.3 In the event of general disturbance which in the opinion of the Chair renders the due and orderly dispatch of business impossible, the Chair in addition to any power vested in him/her may, without question put, adjourn the meeting of the Joint Committee for such period as s/he in his/her discretion shall consider expedient.

13. Rescission of Previous Resolution

13.1 No motion to rescind any resolution passed within the preceding six months, and no motion or amendment to the same effect as one which has been rejected within the preceding six months shall be proposed unless the notice thereof given in pursuance of Rule 8 bears the names of at least five Members of the Joint Committee. When any such motion or amendment has been disposed of by the Joint Committee, it shall not be open to any Member to propose a similar motion within a further period of six months.

13.2 Provided that this Rule shall not apply to motions moved by the Chair or other Members of the Joint Committee in pursuance of a recommendation of a sub-committee.

14. Mode of Voting

14.1 (a) Every proposition shall, unless otherwise required by these Procedure Rules or statute, be determined by show of hands.

(b) In taking the votes on any proposition, only those Members who are present in the room when the proposition is put from the chair shall be entitled to vote.

- (c) After a proposition is put from the Chair but before the vote is taken, any three Members by show of hands may require that the voting shall be recorded in the minutes of the meeting so as to show whether each Member present gave his/her vote for or against that proposition or abstained from the voting.
- (d) Except where a recorded vote has been taken, any Member who is present when the vote was taken may require that his/her vote for or against the question or abstention shall be recorded in the minutes by notifying the Head of Paid Service of the host authority.

14.2 Where there are more than two persons nominated for any position to be filled by the Joint Committee and of the votes given there is not a majority in favour of one person, the one having the least number of votes shall be struck off the list and a fresh vote shall be taken, and so on, until a majority of votes is given in favour of one person.

14.3 In the case of an equality of votes the Chair shall have a second or casting vote.

15. Urgent Business

15.1 The Head of Paid Service, Chief Financial Officer and the Monitoring Officer of the host authority shall each be empowered individually to take any action which is required as a matter of urgency in the interests of the Joint Committee, after consultation (where practicable) with the Chair of the Joint Committee, on behalf of and within the powers and duties of the Joint Committee. All such action shall be reported to the next meeting of the Joint Committee.

16. Variation and Revocation of Procedure Rules

16.1 Any motion to add to, vary or revoke these Procedure Rules shall when proposed and seconded stand adjourned without discussion to the next ordinary meeting of the Joint Committee, provided that this Rule shall not apply to any review of Procedure Rules at the annual meeting of the Joint Committee.

17. Suspension of Procedure Rules

17.1 No Rule shall be suspended at any meeting of the Joint Committee except on the vote of a majority of the members then present.

18. Recordings at Meetings

18.1 The Local Audit and Accountability Act allows persons:

- (a) To film, photograph or make sound recordings of proceedings at a meeting of a body to which this section applies, or of a committee or - sub-committee of such a body;
- (b) To use other means for enabling persons not present at such a meeting to see or hear proceedings at the meeting, as it takes place or later;
- (c) To report or provide commentary on the proceedings at such a meeting orally or in writing, so that the report or commentary is available, as the meeting takes place or later, to persons who are not present at the meeting.

19. Record of Attendance

19.1 Every Member of the Joint Committee attending a meeting or a meeting of a sub-committees of which s/he is a member, shall have their attendance recorded and published through the website of the host authority.

20. Appointment of Sub-Committees

20.1 The Joint Committee may establish such sub-committees as it deems appropriate, or it is required to appoint by or under any statute.

20.2 Subject to any statutory provision in that behalf the Joint Committee:-

- (a) shall not appoint any member of a sub-committee so as to hold office later than the next annual meeting of the Joint Committee;
- (b) may at any time dissolve a sub-committee or alter its membership; every vacancy on a sub-committee shall be reported by the Head of Paid Service of the host authority at the first meeting of the Joint Committee after the vacancy has arisen and the Joint Committee may thereupon proceed to fill the vacancy.

20.3 The Joint Committee may appoint sub-committees for purposes to be specified by the Committee and, subject to these Procedure Rules and to any resolution of the Joint Committee in

that behalf, may delegate to any such sub-committee any power or duty delegated by the Joint Committee.

20.4 The Chair and Vice-Chair of the Joint Committee shall be ex-officio members of every sub-committee appointed by the committee.

20.5 The membership of a sub-committee may include persons who are not members of the Joint Committee by which the sub-committee was appointed, however where such persons are not Members of the Joint Committee, they shall be appointed as non-voting members.

20.6 A Joint Committee shall not appoint any member of a sub-committee so as to hold office later than the next annual meeting of the Joint Committee and may at any time dissolve a sub-committee or alter its membership.

21. Quorum of Sub-Committees

21.1 Except where ordered by the Joint Committee or authorised by statute or set out in the specific terms of reference of a sub-committee, business shall not be transacted at a meeting of any sub-committee unless at least one third of the whole number of

members of the sub-committee who are entitled to vote is present, provided that in no case shall the quorum of a sub-committee be less than three members.

22. Procedure Rules to Apply to Committees and Sub-Committees

22.1 These Procedure Rules shall, with any necessary modifications, apply to meetings of sub-committees.

23. Interpretation

23.1 The decision of the chair of the meeting on the question of the construction of the Procedure Rules and on any question of order not provided for by the Procedure Rules shall be final.

23.2 The inclusion or exclusion of any specific matters in any other regulation or resolution shall not be construed as limiting in any way the scope of these Procedure Rules.

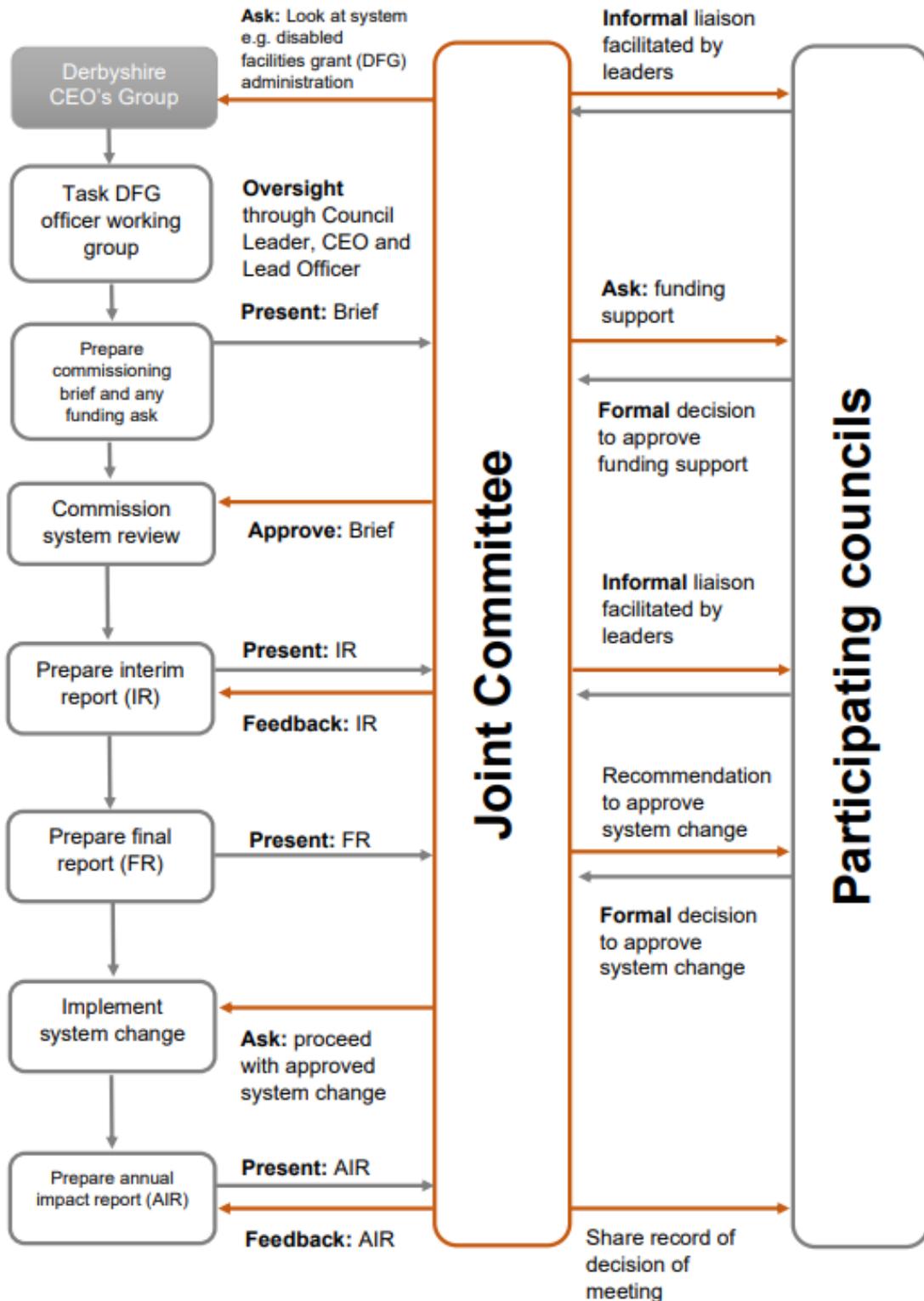
23.3 Where the Monitoring Officer is not a solicitor holding a current practising certificate for the expression "Monitoring Officer" in these Procedure Rules there shall be substituted the expression "the solicitor to the Joint Committee" wherever it is appropriate

and where there is a requirement at law that such action is to be taken by a solicitor.

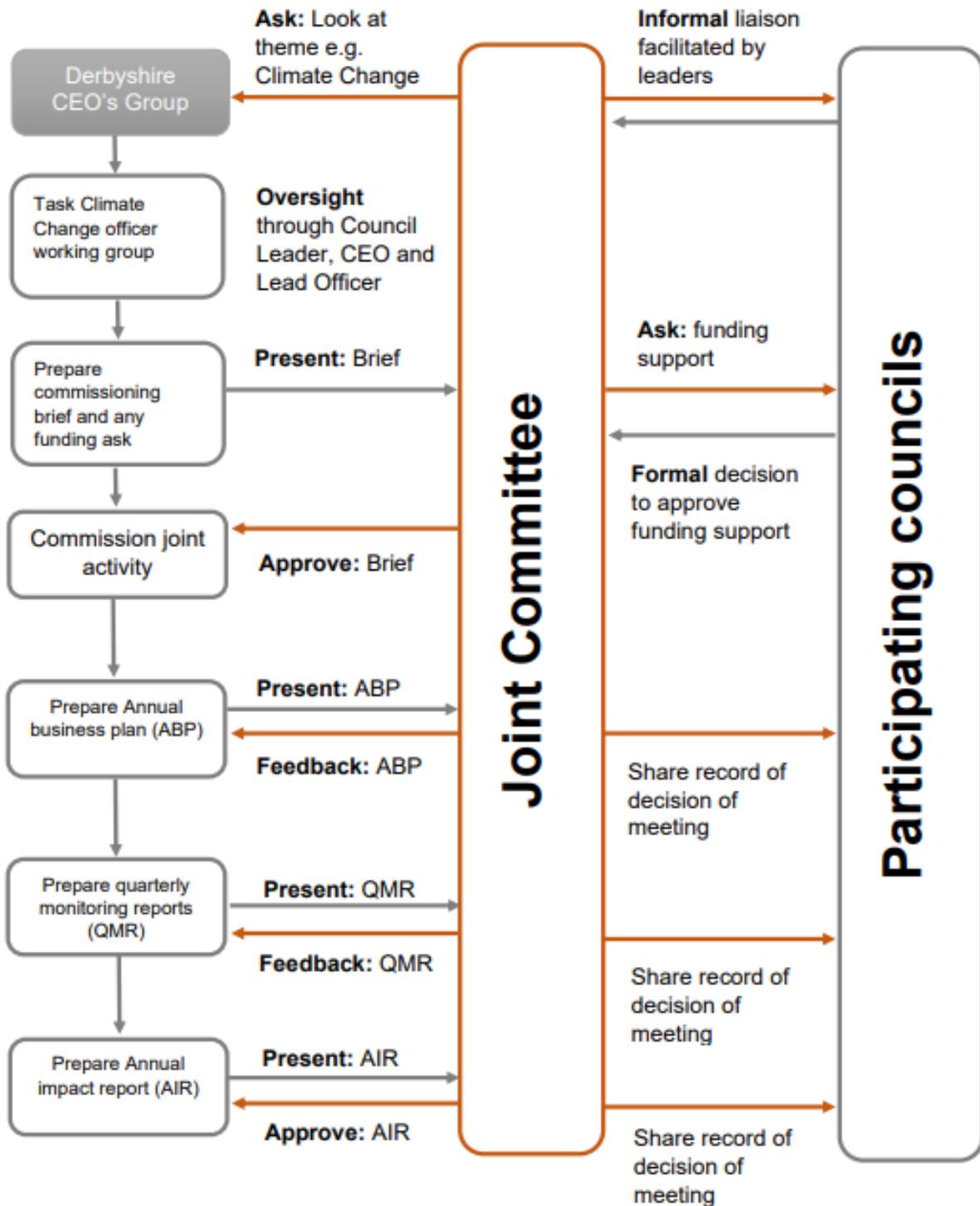
24. Procedure Rules to be Given to Members

24.1 A printed copy of these Procedure Rules and any other documents in respect of governance of the Joint Committee shall be given by the Monitoring Officer of the host authority to every Member of the Joint Committee on his/her first being appointed to the Joint Committee.

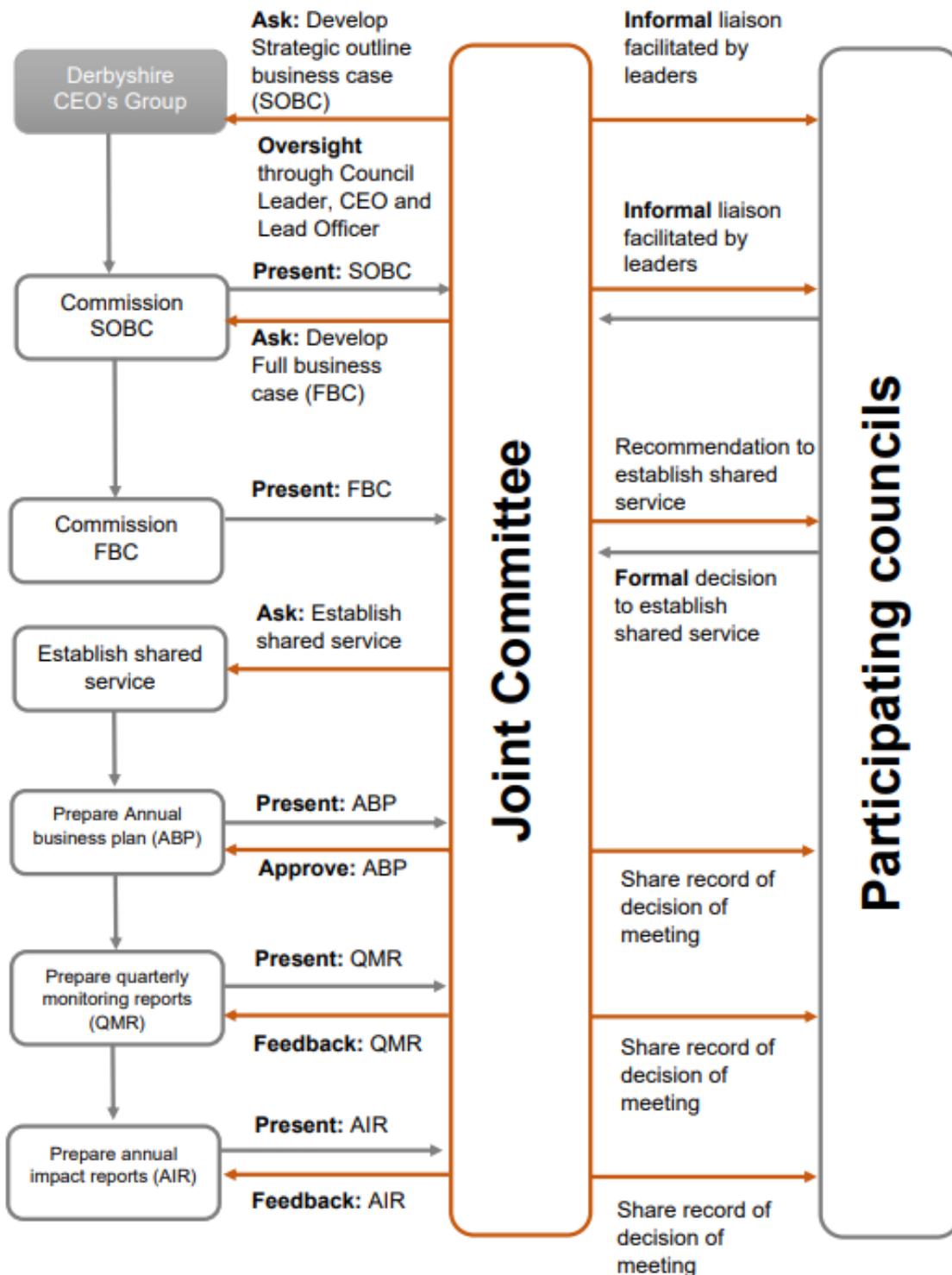
System change



Themes



Shared Services



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COUNCIL MEETING - 13 OCTOBER, 2021 **MINUTES OF COMMITTEE MEETINGS**

These Minutes are of Committee meetings taken under delegated powers since the last meeting of Council. The Minutes are for information only.

Please click on the links below to view the Minutes you want to read.

| | |
|---|--|
| Appeals and Regulatory Committee | 18 August 1 September 8 September 29 September |
| Licensing Committee | 28 July 11 August |
| Planning Committee | 12 July 23 August 13 September |
| Standards and Audit Committee | 28 July |

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Amanda Clayton

Democratic Services, Town Hall, Chesterfield, S40 1LP

Tel: 01246 345273 email: democratic.services@chesterfield.gov.uk

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CABINET

Tuesday, 20th July, 2021

Present:-

Councillor Serjeant (Chair)

Councillors Blank
D Collins
Holmes
J Innes

Councillors Ludlow
Sarvent
Serjeant

Non Voting P Innes
Members

*Matters dealt with under the Delegation Scheme

23 **DECLARATIONS OF MEMBERS' AND OFFICERS' INTERESTS
RELATING TO ITEMS ON THE AGENDA**

No declarations of interest were received.

24 **APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors P Gilby and Mannion-Brunt.

25 **MINUTES**

RESOLVED –

That the minutes of the meeting of Cabinet held on 6 July, 2021 be approved as a correct record and signed by the Chair.

26 **FORWARD PLAN**

The Forward Plan for the four month period 1 August to 30 November was reported for information.

***RESOLVED –**

That the Forward Plan be noted.

27 **COMMEMORATIONS REVIEW - PHASE 2**

The Service Director – Corporate presented a report on the findings of Phase 2 of the commemorations review which involved a public consultation on the potential for further commemorations and how to improve access to information about the monuments, statues, plaques and street names already in place across Chesterfield Borough.

In June 2020, the Leader made a commitment to review the appropriateness of commemorations on public land within Chesterfield Borough.

The full consultation report was attached at Appendix 1 of the officer's report. Overall, the key principles suggested as part of the consultation were supported. The report proposed developing a commemorations policy for the whole Council that would secure the principles and develop a single route and process for commemoration proposals to be submitted to the Council.

***RESOLVED –**

That the proposal to develop a Commemorations Policy, which establishes the key principles for commemoration activity delivered or supported by Chesterfield Borough Council, be approved to provide a single route and process for the consideration of commemoration proposals submitted to the council.

REASON FOR DECISIONS

To improve access to information about current commemorations within Chesterfield Borough and to shape future plans.

28 **MONTH 2 BUDGET MONITORING 2021/22 AND UPDATED MEDIUM TERM FINANCIAL PLAN**

The Acting Chief Finance Officer presented a report outlining the Council's budget position at the end of the second month of 2021/22, and the updated medium term financial forecast through 2024/25.

At the end of the second month, the forecast position had changed to a deficit of £32k at the year end. A table containing the key variances that had contributed to the improved budget position was included in paragraph 4.2.1 of the officer's report.

The report also outlined the impact of Covid-19 on income generation and identified which income losses could be partially offset by MHCLG's income compensation scheme which would be in place for the first quarter of the financial year but there was uncertainty as to what would happen in the future in terms of the economy.

The report noted the anticipated movement in the council's reserves. An uncommitted balance of £1.303m remained in the budget risk reserve and service improvement reserve.

The General Fund Capital Programme was forecast to receive £1.6m from capital receipts in 2021/22. Further capital receipts would need to be identified beyond 2021/22 to fund new capital projects and reduce the pressure on the General Fund deficits.

The Housing Revenue Account budget was detailed in section 4.7 of the officer's report. The HRA Business Plan was being reviewed to reflect the impact of Covid-19 and other changes

***RESOLVED –**

That it be recommended to Full Council that:

1. The position of the General Fund Revenue account at the close of month two of the financial year 2021/22 and the updated mediumterm financial plan, as outlined in sections 4.2 and 4.5 of the officer's report, be noted.
2. The changes to the medium-term financial plan, as outlined in sections 4.2, 4.3 and 4.5 of the officer's report, be approved.
3. The funding for the posts outlined in paragraph 4.3.9 of the officer's report be approved.
4. The repurposing of the provision outlined in paragraph 4.4.5 of the officer's report be approved.

5. The updated General Fund Capital Programme outlined in section 4.6 of the officer's report be approved.
6. The proposals for financing the General Fund Capital Programme outlined in section 4.6 of the officer's report be approved.
7. The position of the Housing Revenue Account Revenue and Capital budgets at the close of month two of the financial year 2021/22, as outlined in section 4.7 of the officer's report, be noted.
8. The funding request outlined in section 4.7.1 of the officer's report be approved.

REASON FOR DECISIONS

To actively manage the Council's finances in the current financial year and forecast forward the emerging budget position to future financial years

29 CHESTERFIELD RAILWAY STATION MASTERPLAN

The Strategic Planning and Key Sites Manager presented a report seeking approval of the Chesterfield Railway Station Master Plan.

The proposed HS2 route would include at least one hourly stopping service at Chesterfield and the preparation of the Master Plan formed part of the Council's aims to realise the economic benefits of HS2, support the East Midlands HS2 Growth Strategy and co-ordinate public and private investment in the station area.

The draft masterplan was approved for consultation by Cabinet on 2 February, 2021 and a four week public consultation had taken place. Following the consultation, a report on the outcome of the consultation process and the changes made had been prepared and was attached at Appendix 2 of the officer's report.

***RESOLVED –**

That the Chesterfield Railway Station Masterplan, attached at Appendix 1 of the officer's report, be approved as the council's preferred regeneration strategy for the land around Chesterfield Railway Station.

REASON FOR DECISIONS

To progress with the regeneration of the land around Chesterfield Railway Station, including progressing the Station Link Road, and to deliver the outputs in jobs growth required by LEP funding.

30 **REVIEW OF COMMUNITY INFRASTRUCTURE LEVY (CIL) AND INFRASTRUCTURE FUNDING STATEMENT**

The Strategic Planning and Key Sites Manager presented a report to update members on progress with regards managing the Chesterfield Community Infrastructure Levy (CIL) programme.

The CIL is a mechanism that allows local planning authorities to raise funds from new development in order to contribute to the cost of infrastructure that is, or will be, needed to support new development. Bids for funding were invited in Autumn 2020 and were assessed in line with the CIL Expenditure Strategy, a summary of the assessment and recommendations of funding awards was attached at Appendix 2 of the officer's report.

The report also set out proposals for managing expenditure of the neighbourhood portion of CIL receipts, including non-parished areas of the borough.

***RESOLVED –**

1. That the progress report on the levels of receipts achieved through the Community Infrastructure Levy be noted.
2. That the award proposals for the strategic Community Infrastructure Levy funding for 2020, as outlined in Appendix 2 of the officer's report, be approved.

REASON FOR DECISIONS

To ensure that Community Infrastructure Levy (CIL) expenditure takes place in accordance with the CIL Expenditure Strategy so that CIL investment supports planned growth, sustainable development and Chesterfield's continued vitality.

31 **UPDATE ON THE REVITALISING THE HEART OF CHESTERFIELD**

SCHEME

The Project Delivery Manager presented an update report on the Revitalising the Heart of Chesterfield scheme and sought approval to commence consultation on the draft Vision Master Plan.

Like many town centres, footfall in Chesterfield had been declining due to a number of issues and challenges. In response, Chesterfield Borough Council was supporting action to attract people back into the town centre. A copy of the draft Vision Master Plan was attached at Appendix A of the officer's report.

***RESOLVED –**

1. That the draft Vision Master Plan, the associated supporting material and approach for public consultation be approved.
2. That the Service Director – Economic Growth, in consultation with the Cabinet Member for Town Centres and Visitor Economy, be granted delegated authority to make amendments and corrections to the draft Vision Master Plan and associated supporting material to make it ready for public consultation.
3. That following the public consultation, the final draft version of the Revitalising the Heart of Chesterfield Vision Master Plan and project delivery plan be presented to Cabinet for further consideration and approval.

REASONS FOR DECISIONS

1. To enable consultation to be undertaken on the draft Vision Master Plan in accordance with the Council's published Statement of Community Involvement and Communications and Engagement Strategy.
2. To allow for minor amendments prior to consultation to finalise the consultation material.
3. To inform the final draft version of the master plan following consultation and development of the project delivery plan for future Cabinet consideration.

32 THE ANTI-SOCIAL BEHAVIOUR CRIME AND POLICING ACT 2014 REVIEW OF THE PUBLIC SPACES PROTECTION ORDER (PSPO)/DOG CONTROL (2018) AND DESIGNATION OF THE PSPO (DOG CONTROL) 2021

The Senior Environmental Health Officer submitted a report on the Anti-social Behaviour Crime and Policing Act 2014 Review of the Public Spaces Protection Order (PSPO)/dog control (2018) and Designation of the PSPO (dog control) 2021.

To implement PSPO's the local authorities need to be satisfied on reasonable grounds that the activities carried out or likely to be carried out, in a public place:

- Have had, or are likely to have a detrimental effect on the quality of life of those in the locality;
- Are, or are likely to be of a persistent nature;
- Are, or are likely to be unreasonable.

Breaching a PSPO would be a criminal offence and an enforcement officer could issue a Fixed Penalty Notice or recommend commencement of legal proceedings.

The PSPO dog control came into force in July 2018. The council was required to review the effectiveness of the PSPO after it had been in force for three years to understand whether any changes were required and/or whether it was still needed. As part of the review of the PSPO/dog control (2018) a public consultation took place between May and June 2021. The proposed PSPO dog control (2021) was attached at Appendix 3 of the officer's report.

***RESOLVED –**

1. That the proposed Public Spaces Protection Order (Dog Control) 2021, as set out in Appendix 3 of the officer's report, be approved and that the following restrictions be included:
 - Dogs on leads (at named locations, e.g. around the lake at Holmebrook Valley Park).
 - Dogs excluded all year (at named locations e.g. children's play areas and the cricket pitch at Queens Park)

- Dog excluded for some of the year (at named locations e.g. football pitches between September and May).
 - Dogs on lead by direction (applies to all publicly accessible spaces across the Borough).
 - Fouling to be picked up (applies to all publicly accessible spaces across the Borough).
2. That, in addition to the restrictions mentioned above, the following restrictions be approved:
- The extension of the bird nesting season by one month either end of March – July to February - August and to keep dogs on leads during this time at nature reserves such as Norbriggs Flash.
 - To include the play area at Badger Recreational ground when that play area is re-instated.
 - To include the relocated play area at Somersall Park which was moved from the previous location (included in the 2018 PSPO).
 - To include the football pitches at Hady playing field, Highfield Park, Holmebrook Valley Park, Inkersall Green, Poolsbrook playing field, Stand Road and Thistle Park with flexibility to accommodate those pitches that have either been temporarily removed and/or pitches that have changed size/orientation and/or pitches that may be reinstated in the future.

REASONS FOR DECISIONS

1. To enable the continued investigation and enforcement of dog fouling and dog-related issues in parks and open spaces.
2. To minimise dog related issues in parks, open spaces and publicly accessible land thereby contributing to making Chesterfield a cleaner and safer town and improving the quality of life for residents.

33 COUNTY CRICKET AT QUEEN'S PARK

The Chief Executive submitted a report seeking approval for the Council to enter into a five year agreement with Derbyshire County Cricket Club Limited (DCCL) for the joint promotion and delivery of an annual Chesterfield Cricket Festival.

Cabinet first resolved for Chesterfield Borough Council (CBC) to enter into a five-year agreement with DCCCL in October 2005 and had resolved to enter into two further five-year agreements in January 2011 and July 2015.

The proposal was for a four day first class county cricket match, plus one-day cup and Twenty-20 (T20) cricket matches to be allocated to the Queen's Park Cricket Ground on at least five days in the months of June through September in each of the calendar years 2022 through 2026. The latest draft of the new licence agreement was attached at Appendix A of the officer's report.

***RESOLVED –**

1. That Chesterfield Borough Council enter into a new five-year agreement with Derbyshire County Cricket Club Limited for the joint promotion and delivery of an annual Festival of Cricket at Queen's Park, Chesterfield and that the agreement be subject to a review clause at year 3.
2. That the Chief Executive and Property, Procurement and Contracts Law Manager be granted delegated authority to agree the final details of the licence agreement between Chesterfield Borough Council and Derbyshire County Cricket Club Limited.

REASONS FOR DECISIONS

1. To secure the future of the Chesterfield Festival of Cricket for the next 5 years.
2. To enable Derbyshire County Cricket Club Limited to agree with the English and Welsh Cricket Board by Autumn of each calendar year the hosting of a Festival of Cricket at Queen's Park Cricket Ground, Chesterfield, comprising First Class County Championship, OneDay Cup and / or Twenty 20 (T20) cricket matches.

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CABINET**Tuesday, 14th September, 2021**

Present:-

Councillor P Gilby (Chair)

Councillors Blank
D Collins
Holmes

Councillors

J Innes
Ludlow
Mannion-Brunt

Non Voting Members P Innes

*Matters dealt with under the Delegation Scheme

**34 DECLARATIONS OF MEMBERS' AND OFFICERS' INTERESTS
RELATING TO ITEMS ON THE AGENDA**

No declarations of interest were received.

35 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Sarvent and Serjeant.

Councillor Serjeant used the remote access function to observe the meeting.

36 MINUTES**RESOLVED –**

That the minutes of the meeting of Cabinet held on 20 July, 2021 be approved as a correct record and signed by the Chair.

37 FORWARD PLAN

The Forward Plan for the four month period 1 October to 31 January was reported for information.

***RESOLVED –**

That the Forward Plan be noted.

38 DELEGATION REPORT

Decisions taken by Cabinet Members during July and August were reported.

***RESOLVED –**

That the Delegation Report be noted.

39 BREAST FEEDING POLICY

The Policy Officer submitted a report seeking approval for the proposed Breast Feeding Policy.

Breastfeeding in public places was legal and protected under the Equality Act for as long as a mother wished to breastfeed her baby, toddler or small child without an age restriction. Protection under the legislation covered any public space from parks and leisure facilities to public buildings and using public transport.

The proposed Breast Feeding Policy was attached at Appendix 1 of the officer's report.

***RESOLVED –**

That the Breast Feeding Policy be approved and implemented.

REASON FOR DECISIONS

To ensure consistency amongst staff to create an atmosphere within Council venues in which a mother is able to breastfeed comfortably and confidently.

40 FLAG FLYING POLICY

The Senior Democratic and Scrutiny Officer submitted a report seeking approval for the proposed Flag Flying Policy.

Previously the Chesterfield Borough Council Civic Office produced a list of flag flying days based on guidance from the Government and the National Association of Civic Officers (NACO). Any requests that were received for additional flag flying days or illumination of the Town Hall were determined on a case-by-case basis, however, the number of requests had been increasing which created the need for a clear protocol to guide decisions and set out the Council's procedures for the flying of flags and illumination of the Town Hall.

New guidance had been issued by the Department for Digital, Culture, Media and Sport in March 2021 that called for all UK Government buildings to fly the Union Flag every day. The Government wrote to all councils in England to encourage them to follow this guidance and in accordance with this guidance, the Policy proposed that the Union Flag would be flown all year round at the Town Hall.

The proposed Flag Flying Policy was attached at Appendix 1 of the officer's report.

***RESOLVED –**

1. That the Flag Flying Policy be approved and implemented with immediate effect.
2. That the Flag Flying Policy be reviewed after a period of two years.

REASON FOR DECISIONS

To ensure careful consideration is given to flag flying days and requests for the illumination of the Town Hall to encourage community cohesion and acknowledge the feelings of the borough's residents as flags are a highly emotive symbol and can be open to interpretation.

41 ANNUAL REPORT TO TENANTS

The Service Director – Housing submitted a report seeking approval for the Annual Report to Tenants for 2020/21, as required by Homes England. A copy of the Annual Report was attached at appendix A of the officer's report.

The Annual Report included details on performance, service delivery and future improvements in relation to:

- repairs and maintenance;
- allocating homes;
- rent collection;
- tenancy and estate management;
- careline;
- value for money.

The Annual Report would be published in the next edition of the Council's 'Your Chesterfield' newsletter.

***RESOLVED –**

1. That the Annual Report to Tenants be approved.
2. That a copy of the Annual Report be published on the council's website and be issued to all tenants and households in the Borough through the 'Our Homes' section within the Council's 'Your Chesterfield' publication.

REASON FOR DECISIONS

To comply with regulatory requirements.

JOINT CABINET AND EMPLOYMENT & GENERAL COMMITTEE

Tuesday, 20th July, 2021

Present:-

Councillor (Chair)

| | | | |
|-------------|------------|-------------|----------|
| Councillors | Blank | Councillors | P Innes |
| | Brittain | | Ludlow |
| | D Collins | | T Murphy |
| | K Falconer | | Sarvent |
| | Holmes | | Serjeant |
| | J Innes | | Simmons |

Non-Voting Members P Innes

*Matters dealt with under the Delegation Scheme

1 DECLARATION OF MEMBERS' AND OFFICERS' INTERESTS RELATING TO ITEMS ON THE AGENDA

No declarations of interest were received.

2 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Davenport, P Gilby and Mannion-Brunt.

3 MINUTES

RESOLVED –

That the minutes of the meeting of Cabinet held on 13 April, 2021 be approved as a correct record and signed by the Chair.

4 EXCLUSION OF PUBLIC

RESOLVED –

That under Section 100(A)(4) of the Local Government Act 1972 the public be excluded from the meeting for the following items of business on the grounds that they

involved the likely disclosure of exempt information as defined in Paragraphs 1 and 4 of Part 1 of Schedule 12A of the Act.

5 PROPOSALS FOR RESTRUCTURE OF DIRECTORATE LEADERSHIP TEAMS

The Executive Director submitted a report seeking approval for the proposed restructure of the Directorate Leadership Team.

The proposed new staffing structure would support delivery of the objectives set out in the Council Plan and help to ensure that the Council would be fit for the future. The current and proposed structures were attached at Appendix A of the officer's report.

The report provided details on the financial implications and an equalities impact assessment had been completed. It was explained that the proposals had been the subject of consultation with all affected staff and their trade union representatives. The report set out the steps taken to decide the post gradings and salary benchmarking for the proposed structure. The implications for consideration and the risks of not restructuring the Directorate Leadership Team were identified.

***RESOLVED –**

1. That the need to establish a new tier four staffing structure to provide leadership capacity to progress the further reshaping of the Council, as part of the range of projects to be developed through the Organisational Development programme, to ultimately improve the way in which the Council delivers and achieves outcomes set out in the Council Plan is recognised.
2. That the key corporate and service responsibilities of the new tier four roles be approved.
3. That the proposed new directorate leadership team structures, as set out in paragraphs 9.2 and 9.16 of the officer's report, be approved and authority be delegated to the Service Directors to implement the new structure in line with the Council's Human Resources policies and procedures.
4. That the pay and grading approach for the tier four roles, as set out in paragraphs 9.13 to 9.15 of the officer's report, be approved including:
 - retaining the tier four roles within Green Book terms and conditions
 - continuing to evaluate the roles through the Council's existing NJC job evaluation scheme
 - continuing, where considered appropriate, to use specific allowances to reflect additional statutory responsibilities and market supplements to support recruitment and retention

That it be recommended to Full Council that:

1. The proposals be funded through the allocation of up to £364,000 from Central Fund Reserves and up to £135,000 from the Housing Revenue Account

working balance to fund the total one-off costs for the proposed 2 year fixed term appointments and through supplementary estimates of £7,940 from the General Fund and 3 £9,760 from the Housing Revenue Account to cover the 2021/22 costs for the proposed permanent charges to the establishment.

2. The ongoing funding of £49,490 from the General Fund and £20,940 from the Housing Revenue Account for the costs associated with the proposed permanent charges to the establishment, to be built into the Medium Term Financial Plan from 2022/23, be approved.

REASON FOR DECISIONS

To support the newly established Service Directors in delivering the significant range of priorities set out in the Council's ambitious Council Plan, achieving positive outcomes for our communities and delivering services in a safe, legal and financially sustainable manner.

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OVERVIEW AND PERFORMANCE SCRUTINY FORUM

Thursday, 1st July, 2021

Present:-

Councillor Flood (Chair)

| | |
|--|--|
| Councillors Borrell Catt L Collins Coy Dyke | Councillors Hollingworth Kellman Kelly Snowdon |
|--|--|

Councillor Tricia Gilby, Leader +

Alan Morey, Strategic Planning and Key Sites Manager +
 Charlotte Kearsey, Democratic and Scrutiny Officer +

+ Attended for Minute No. 13

5 DECLARATIONS OF MEMBERS' AND OFFICERS INTERESTS RELATING TO ITEMS ON THE AGENDA

No declarations of interest were received.

6 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor Blakemore, Brittain, Caulfield and Gilby.

7 FORWARD PLAN

The Forum considered the Forward Plan.

RESOLVED –

That the Forward Plan be noted.

8 SCRUTINY ANNUAL REPORT

The Senior Democratic and Scrutiny Officer presented the Scrutiny Annual Report for 2021/22. The report would be submitted to Full Council for approval on 21 July, 2021.

RESOLVED –

1. That the Scrutiny Annual Report 2021/22 be approved for submission to Full Council on 21 July, 2021.
2. That authority be delegated to the Joint Scrutiny Chairs and the Senior Democratic and Scrutiny Officer to make any late amendments to the Annual Report.

9 SCRUTINY MONITORING

The Forum considered the Scrutiny recommendations implementation monitoring schedule.

RESOLVED –

That the Scrutiny monitoring schedule be noted.

10 WORK PROGRAMME FOR THE OVERVIEW AND PERFORMANCE SCRUTINY FORUM

The Work Programme for the Overview and Performance Scrutiny Forum was considered.

RESOLVED –

That the Work Programme be approved.

11 OVERVIEW AND SCRUTINY DEVELOPMENTS

Councillor Jenny Flood, Joint Scrutiny Chair, informed the Forum that she had attended a meeting of the East Midlands Scrutiny Network which had been interesting and informative.

The East Midlands Scrutiny Network meetings took place every three months, if any Scrutiny Members were interested in attending then they should contact Rachel Appleyard, Senior Democratic and Scrutiny Officer.

12 **MINUTES**

The Minutes of the Overview and Performance Scrutiny Forum held on 10 June, 2021 were presented.

RESOLVED –

That the Minutes be approved as a correct record and signed by the Chair.

13 **LEADER - CHESTERFIELD RAILWAY STATION MASTERPLAN**

The Strategic Planning and Key Sites Manager and Leader of the Council attended to present the Chesterfield Railway Station Masterplan report.

The Council was in the process of preparing a Masterplan for the regeneration of the area adjacent to Chesterfield Railway Station. The masterplan developed on concepts which had been established in the 2010 and 2015 Town Centre Masterplans and provided detail to policy SS7 of the adopted Chesterfield Borough Local Plan, which set out a broad strategic approach for the area.

Cabinet considered the draft masterplan on 2 February 2021 and agreed to undertake consultation which took place from 8 February to 8 March 2021. Due to the restrictions of the Covid-19 pandemic the consultation was undertaken online using a virtual exhibition room. This enabled access to the draft masterplan, supporting evidence and information about the masterplan. Physical copies of the consultation materials were also made available by post, phone call or email for anyone who requested them. 1,396 visits to the Masterplan Consultation Website were recorded and 114 individual responses were received from statutory consultees, key stakeholders, interest groups and the general public.

A comprehensive report on the outcome of the consultation process and the changes made had been prepared for the council by the consultants AECOM. The report responded in detail to the points raised through the consultation, in most cases specific changes to be made the masterplan had been identified in response to the points raised. A copy of this report was attached at Appendix 1 of the officer's report.

Members supported the Local Plan being subject to a Strategic Environmental Assessment and Sustainability Appraisal and were

advised that a separate Equality Impact Assessment was being contemplated but climate change considerations were at the heart of the project.

Members noted that the report and plans were encouraging and the Leader explained that HS2 would be a significant benefit to the local community so a lot of work was taking place to try to ensure that the project would go ahead.

Members asked if a public transport interchange had been considered to help with the connectivity issues from the station. The Leader advised that the plans were in the outline stage but the references to commercial uses were intended to be used for offices and retail. Regarding an interchange, there was currently only one bus servicing the station and the aim was to have more public transport to the station.

Councillors also noted that integrated travel across the borough was a key area to be improved and that they hoped there would be more hydrogen buses in Chesterfield. The Leader advised that she had attended the event to celebrate the first hydrogen bus in Chesterfield and she hoped to see many more.

RESOLVED –

That the Chesterfield Railway Station Masterplan report be noted.

**COMMUNITY, CUSTOMER AND ORGANISATIONAL SCRUTINY
COMMITTEE**

Thursday, 8th July, 2021

Present:-

Councillor L Collins (Chair)

Councillors Kelly
Borrell
Dyke

Councillor P Innes, Assistant Cabinet Member +
Councillor Mannion-Brunt, Cabinet Member for Health & Wellbeing +
Councillor Sarvent – Cabinet Member for Town Centre and Visitor
Economy +

Ian Waller, Service Director – Leisure, Culture and Community Wellbeing +
Anthony Radford, Cultural Services Manager +
Rachel Appleyard, Senior Democratic and Scrutiny Officer
Graham Ibberson, Democratic and Scrutiny Officer

+ Attended for Minute Nos. 3 and 4

**1 DECLARATIONS OF MEMBERS' AND OFFICERS' INTERESTS
RELATING TO ITEMS ON THE AGENDA.**

No declarations of interest were received.

2 APOLOGIES FOR ABSENCE

Apologies were received from Cllr Blakemore, Cllr Fordham and Cllr Kellman.

**3 CABINET MEMBER FOR HEALTH AND WELLBEING - ANTI SOCIAL
BEHAVIOUR**

The Cabinet Member for Health & Wellbeing presented a report and update of the Chesterfield Community Safety Partnership Safer Streets Grant Fun application and outcome, the approach used to access funding and expected impact.

The report referred to the following areas within round 2 of the application process;

- A review of the criteria was undertaken

- The review was data driven and informed by Derbyshire Constabulary and Crime Commissioners office
- The outcome identified an application would be appropriate targeting Chesterfield Town Centre and specific locations in the Boythorpe area
- Chesterfield Community Safety Partnership received confirmation on 2nd June 2021 that the application had been successful
- The application received the full request of £432,000 to be used as outlined below
 - CCTV upgrade existing and new sites
 - Automatic Number Plate Recognition Cameras
 - Target hardening to residential properties
 - Alleygating
 - Bike parking security
 - Enhanced street lighting
 - Engagement activity to provide the public with personal safety awareness and equipment

It was noted that potential barriers related primarily to timescale as the funding conditions require that the grant needs to be allocated and spent by 31st March 2022. Initial scoping and risk management has not identified any significant risks to project deliverability at this stage, however the project team would continually monitor the risks and take suitable action as required.

The Community Safety Partnership was confident that this is a deliverable scheme and whilst it was felt that further scrutiny involvement was not required at this time, a future report to scrutiny that confirmed the completion of the project would be appropriate.

RESOLVED –

That the report be noted

4 CABINET MEMBER FOR TOWN CENTRES AND VISITOR ECONOMY - ARTS AND VENUES

The Cabinet Member for Town Centres and Visitor Economy presented a report and update of the Re-opening of Chesterfield Theatres and Venues.

The report provided a full summary position as detailed below;

- Chesterfield Venues (Winding Wheel Theatre, Pomegranate Theatre, Hasland Village Hall, Assembly Rooms and the Rest Rooms) were originally closed on 16th March 2020
- The Pomegranate Theatre re-opened on 24th July 2020 and the Winding Wheel Theatre opening on October 2020 along with Hasland Village Hall and the Assembly Rooms
- The Rest Rooms remained closed as it was not possible to re-open in a Covid secure way

- The Pomegranate Theatre and the Winding Wheel closed again on 5th November 2020
- Hasland Village Hall and the Assembly Rooms remained partially open for use by support groups within the community
- In January 2021 the Winding Wheel was licensed to the NHS for use as a vaccination centre
- The Pomegranate Theatre re-opened on 17th May 2021 with a reduced seating capacity and both Hasland Village Hall and the Assembly Rooms were able to open for a wider category of activities and events

It was noted that since the Pomegranate Theatre re-opened on 17th May 2021, a mixed programme of cinema and live theatre has been presented to a reduced capacity of 160 seats. The report detailed the numbers of performances and the numbers of activities undertaken in both Hasland Village Hall and the Assembly Rooms. The general response from customers had been very positive.

Future plans were said to be dependant on the final step of the easing of restrictions, but it is hoped further re-opening during the next few months with the Winding Wheel expected to re-open in August 2021.

RESOLVED –

That the report be noted

5 SCRUTINY PROJECT GROUPS PROGRESS UPDATES

Rachel Appleyard, Senior Democratic and Scrutiny Officer provided an update on the Scrutiny Project Groups. It was confirmed the draft Visitor Economy strategy is due to go to Cabinet in September so that will be the next stage Scrutiny can feed into project.

RESOLVED –

That the report be noted

6 SCRUTINY MONITORING

The Committee considered the Scrutiny recommendations implementation monitoring schedule.

RESOLVED –

That the Scrutiny monitoring schedule be noted.

7 FORWARD PLAN

The Committee considered the Forward Plan for the period 1 July – 31 October, 2021.

RESOLVED –

That the Forward Plan be noted.

8 WORK PROGRAMME FOR THE COMMUNITY, CUSTOMER AND ORGANISATIONAL SCRUTINY COMMITTEE

It was noted that the Committee plan to set up future meetings to review the Forward Plan with a view for future Scrutiny.

RESOLVED -

That the work programme be approved.

9 OVERVIEW AND SCRUTINY DEVELOPMENTS

There were no developments to report.

RESOLVED –

10 MINUTES

The Minutes of the meeting of the Community, Customer and Organisational Scrutiny Committee held on 25 March 2021 were presented.

RESOLVED –

That the Minutes be approved as a correct record and signed by the Chair.

**COMMUNITY, CUSTOMER AND ORGANISATIONAL SCRUTINY
COMMITTEE**

Thursday, 16th September, 2021

Present:-

Councillor L Collins (Chair)

Councillors Kellman
Borrell
Dyke
Blakemore

Councillor P Innes, Assistant Cabinet Member +

Ian Waller, Service Director – Leisure, Culture and Community Wellbeing +
Dianne Illsley, Anti-Social Behaviour Co-ordinator +
Rachel Appleyard, Senior Democratic and Scrutiny Officer
Graham Ibberson, Democratic and Scrutiny Officer

+ Attended for Minute No. 4

**11 DECLARATIONS OF MEMBERS' AND OFFICERS' INTERESTS
RELATING TO ITEMS ON THE AGENDA.**

No declarations of interest were received.

12 APOLOGIES FOR ABSENCE

Apologies were received from Cllr Mannion-Brunt.

13 LOCAL GOVERNMENT ACT 1972 - EXCLUSION OF PUBLIC

RESOLVED -

That under Section 100(A)(4) of the Local Government Act 1972 the public be excluded from the meeting for the following items of business on the grounds that they involved the likely disclosure of exempt information as defined in Paragraphs 3 and 7 (respectively) of Part 1 of Schedule 12A of the Act.

14 **CABINET MEMBER FOR HEALTH AND WELLBEING - CRIME AND DISORDER SCRUTINY**

The Cabinet Member for Health & Wellbeing gave an update on the recent Police and Crime Panel where the new Crime Commissioner indicated a 6 point plan for the next 3 years. Full details expected to be presented in November.

The Service Director presented a report on policing operations locally. The purpose of the report was to provide an overview as to some of the results which had arisen from the early stages of a new pilot approach to tackling serious and organised crime in Chesterfield. The pilot will develop a local multi agency action plan aligned to the 4 P's of policing, Pursue, Prevent, Protect and Prepare.

The report highlighted the following areas;

- The new pilot approach was at the heart of tackling county lines and focussed on disrupting and ultimately dismantling serious and organised crime gangs locally
- Organised crime gangs have been disrupted since March 2021
- A significant number of arrests had been made, that have resulted in custodial sentences.
- Drugs, cash and weapons have been seized
- The work of the pilot had also resulted in a number of vulnerable people being safeguarded

Next stages included enhanced information regarding serious and organised crime being made available to residents and visitors, including the range of contact methods for the reporting of concerns.

It was noted that potential barriers related to intelligence and data needed so that Police can build cases and ultimately enforce. Intelligence gathering was seen by Police Officers working in this area as a critical factor to combat the activities of serious and organised crime gangs locally. The Police and partners will be supported through the community safety partnership to widen awareness and wherever possible encourage reporting by the public.

Whilst it was not felt that further scrutiny involvement was required at this time, a future report to scrutiny that provided further updates would be appropriate.

RESOLVED –

That the report be noted.

15 LOCAL GOVERNMENT ACT 1972 - RE-ADMISSION OF THE PUBLIC**RESOLVED -**

That the public be readmitted to the meeting following consideration of items containing exempt information.

16 CABINET MEMBER FOR BUSINESS TRANSFORMATION AND CUSTOMERS - IMPLEMENTATION OF UNIVERSAL CREDIT**RESOLVED –**

That progress of the implementation of Universal Credit be reported to the Committee in November 2021.

17 SCRUTINY PROJECT GROUPS PROGRESS UPDATES

Rachel Appleyard, Senior Democratic and Scrutiny Officer provided an update on the Scrutiny Project Groups.

- Scrutiny project group had met with consultants to contribute to the evidence report and development of options for the visitor economy strategy
- Consultants used this to inform the visitor economy situation report
- SPG had provided feedback on situation report
- This would be used to inform the visitor economy strategy
- Next step is for the draft document to be released, then SPG will meet with the consultants to provide comment and feedback.

RESOLVED –

That the update be noted.

18 SCRUTINY MONITORING

The Committee considered the Scrutiny recommendations implementation monitoring schedule.

RESOLVED –

That the Scrutiny monitoring schedule be noted.

19 FORWARD PLAN

The Committee considered the Forward Plan for the period 1 October – 31 January, 2021.

RESOLVED –

That the Forward Plan be noted.

20 WORK PROGRAMME FOR THE COMMUNITY, CUSTOMER AND ORGANISATIONAL SCRUTINY COMMITTEE

It was noted that the Committee plan to set up future meetings to review the Forward Plan with a view for future Scrutiny.

RESOLVED -

That the work programme be approved.

21 MINUTES

The Minutes of the meeting of the Community, Customer and Organisational Scrutiny Committee held on 8 July 2021 were presented.

RESOLVED –

That the Minutes be approved as a correct record and signed by the Chair.

ENTERPRISE AND WELLBEING SCRUTINY COMMITTEE**Thursday, 15th July, 2021**

Present:-

Councillor Flood (Chair)

| | | | |
|-------------|--------------|-------------|----------|
| Councillors | Dyke | Councillors | Snowdon |
| | Coy | | Brittain |
| | Hollingworth | | |

*Matters dealt with under the Delegation Scheme

**1 DECLARATIONS OF MEMBERS' AND OFFICERS' INTERESTS
RELATING TO ITEMS ON THE AGENDA**

There were no declarations of interest received.

2 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Caulfield and Mann.

**3 CABINET MEMBER FOR HOUSING - SOCIAL HOUSING WHITE
PAPER**

The Cabinet Member for Housing introduced the report on the Social Housing White Paper and informed the committee that the intention of the report was to help to determine the scope of the paper and to identify areas where scrutiny could have an impact.

The Service Director for Housing explained that the white paper was produced as a response to the Grenfell disaster and was important legislation for Housing. One of the key messages from the paper was the need to listen to residents more and involve them more and it was felt that this was an area that scrutiny could be involved, particularly during policy development.

The Housing Strategy and Enabling Manager gave an overview of the white paper, covering the seven key headlines and noting that the

emphasis of how social housing is managed will change as a result of the implications.

The first area of the paper concerned safety in homes; which included building safety and fire safety and was the element with the most detail so far. It was acknowledged that there would be more requirements in future to bring things in line with the private rental sector such as regular electrical testing. The Housing team had anticipated that compliance would be a key theme and had therefore been developing appropriate policies which were being reviewed by an external consultant before being presented to Cabinet.

The second point looked at tenants knowing how their landlord was performing. The council would need to demonstrate performance using a number of indicators and detail how money was being spent. The third area covered tenants' rights to have their complaints dealt with and a new complaint handling code was under development. The Housing Ombudsman had been given greater powers to hold landlords to account. Procedures for making a complaint would need to be published on the Council's website. These improvements would all be fed into the Council's complaints project group which was developing a new complaints policy and system.

Part four concerned treating tenants with respect. The regulator would be implementing changes including an inspection regime with the ability to impose fines for non-compliance. The details on the required standards had not yet been provided. Part five looked at tenants' having their voices heard by their landlord. The changes in this area were still in development but included a potential review of qualifications in the housing sector. It was acknowledged that an organisational culture where the tenant is always at the centre of development was the aim.

Part six referred to the decent homes standard, with a new definition of 'decent' expected in the summer of 2022. It was noted that the capital programme already included some of the key areas expected for review. As better support for decarbonisation was identified as a potential element of the review, it was highlighted that the Housing service was developing a green policy covering the measures that it had already begun such as sourcing local materials to reduce its carbon footprint, replacing boilers, improving external insulation etc.

Part seven concerned providing support to tenants wishing to take their first steps into ownership. It was anticipated that this section would have the least impact on the council and was more aimed at Housing Associations.

The potential impact of the paper was summarised by the following points;

- The council had already started taking steps towards compliance with the anticipated regulations
- The paper was being used to help shape the Housing restructure
- The cost implications would become clearer as more detail became available and these would be incorporated into the HRA business plans including any additional resources required
- At this stage there was a lack of detail in some areas
- Some of the emphasis of the capital programme may need to change in response to the paper

The Chair thanked the officers and cabinet member for a helpful summary of a complex document. The Service Director responded to questions about the recording of safety checks carried out in council properties and the potential additional costs of compliance. The committee heard that it had been recognised that the asset management systems and the housing management systems needed to be better integrated in order to prevent any gaps in recording and work on this was underway. Additional resources would be required, particularly front line and this would also be considered as part of the service restructure.

It was acknowledged that sometimes access to properties to carry out mandatory safety checks was difficult, as currently experienced with gas checks but that annual visits to council tenants will be carried out to build connections which would then enable the safety check visits to become more compliance focussed.

A discussion took place around storage for mobility scooters and electric charging points for mobility scooters and vehicles. It was explained that there were some storage facilities at sheltered housing schemes and that if storage was required as part of an adaptation then this would be supported. The provision of electric charging points for vehicles was part of planning policy and as such featured in all new builds and some major refurbishments. The difficulties of providing charging points in communal parking areas was recognised as well as managing people's expectations alongside the fast changing nature of the technology available.

The Cabinet Member for Housing concluded by thanking the Service Director and all the staff for their hard work and affirming that progress was already being made in response to the paper.

RESOLVED –

1. That the briefing be noted.
2. That a succinct briefing be prepared for all Members
3. That officers liaise with the Democratic Services team as more information becomes available to schedule further briefings.

4 SCRUTINY MONITORING

The Committee considered the Scrutiny recommendations monitoring schedule.

RESOLVED -

That the Scrutiny monitoring schedule be noted.

5 SCRUTINY PROJECT GROUP PROGRESS UPDATE

An update on the Air Quality Scrutiny Project group was presented to committee. The Chair indicated that the intention was for the group to resume as soon as it was practicable and that the terms of reference would need to be adjusted to reflect the change in circumstances since COVID-19.

RESOLVED –

The update was noted.

6 FORWARD PLAN

The Forward Plan for the four month period 1 August, 2021 to 30 November, 2021 was presented for information.

RESOLVED –

That the Forward Plan be noted.

7 **WORK PROGRAMME FOR THE ENTERPRISE AND WELLBEING SCRUTINY COMMITTEE**

The 2021/22 Work Programme for the Enterprise and Wellbeing Scrutiny Committee was reported for information.

RESOLVED –

That the work programme be noted and updated to include the decisions of the current meeting.

8 **MINUTES**

RESOLVED –

The Minutes of the meeting of the Enterprise and Wellbeing Scrutiny Committee held on 1 April, 2021 were approved as a correct record and signed by the Chair.

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