Individual Decision

The attached report will be taken as Individual Portfolio Member Decision on:

Thursday, 8th January, 2015

Ref:	Title	Portfolio Member(s)	Page No.
ID2803	West Berkshire Council Forward Plan - 11 February 2015 to 31 May 2015	Councillor Gordon Lundie	3 - 24





Agenda Item 1.

Individual Executive Member Decision

West Berkshire Council Forward Plan Title of Report:

- 11 February 2015 to 31 May 2015

Report to be considered

by:

Individual Executive Member Decision

Date on which Decision

is to be taken:

08 January 2015

Forward Plan Ref: ID2803

To advise Members and residents of items to be **Purpose of Report:**

considered by West Berkshire Council over the next

four months.

Recommended Action: That the Leader of the Council agrees and where

appropriate amends the West Berkshire Council

Forward Plan.

Reason for decision to be

taken:

It is a statutory requirement that a Forward Plan be

produced.

Other options considered: Not applicable.

Key background documentation:

None

Published Works: None

Portfolio Member Details								
Name & Telephone No.:	Councillor Gordon Lundie							
E-mail Address:	glundie@westberks.gov.uk							

Contact Officer Details	
Name:	Moira Fraser
Job Title:	Democratic Services Manager
Tel. No.:	01635 519045
E-mail Address:	mfraser@westberks.gov.uk

Implications The Forward Plan details the Policies to be adopted by Policy: West Berkshire Council. Financial: The Forward Plan has no financial implications. Personnel: The Forward Plan has no personnel implications. The Forward Plan has no legal or procurement implications. Legal/Procurement: **Environmental:** The Forward Plan has no environmental implications. **Property:** The Forward Plan has no property implications. Risk Management: The Forward Plan has no risk management implications. Is this item relevant to equality? Please tick relevant boxes Yes No Does the policy affect service users, employees or the wider community and: • Is it likely to affect people with particular protected characteristics \bowtie differently? • Is it a major policy, significantly affecting how functions are delivered? • Will the policy have a significant impact on how other organisations operate in terms of equality? • Does the policy relate to functions that engagement has identified as |X|being important to people with particular protected characteristics? • Does the policy relate to an area with known inequalities? Outcome (Where one or more 'Yes' boxes are ticked, the item is relevant to equality) Relevant to equality - Complete an EIA available at www.westberks.gov.uk/eia Not relevant to equality **Consultation Responses** Members: Councillor Gordon Lundie Leader of Council: **Overview & Scrutiny** Councillor Brian Bedwell at Overview and Scrutiny **Commission Meetings** Management **Commission Chairman:** Ward Members: All Members. Councillor Jeff Brooks at Overview and Scrutiny **Opposition** Spokesperson: Commission Meetings. The West Berkshire Forward Plan will be published the first Local Stakeholders: working day after the Individual Decision is signed. Nick Carter, John Ashworth, Rachael Wardell, Heads of

Officers Consulted:

Trade Union:

Service, Group Executives.

Not sought.

Is this item subject to call-in?	Yes:	No: 🔀	
If not subject to call-in please put a	cross in the appropriate box:		
The item is due to be referred to Co	ouncil for final approval		
Delays in implementation could have	ve serious financial implication	ns for the Council	
Delays in implementation could cor	mpromise the Council's position	on	$\overline{\boxtimes}$
Considered or reviewed by Overvie	, ,	Commission or	$\overline{\boxtimes}$
associated Task Groups within pre-	ceding six months		
Item is Urgent Key Decision			
Report is to note only			

Supporting Information

1. Background

- 1.1 West Berkshire Council's Forward Plan, which is published monthly, sets out the key decisions that the Executive (either collectively or by Individual Executive Members) are expected to take over the next four months.
- 1.2 Key decisions are defined by the Government (Regulation 8 of the Local Authorities (Executive Arrangements)(Access to Information)(England) Regulations 2001) as:
 - (1) Those which result in the Local Authority incurring expenditure which is, or the making of savings which are, significant having regard to the Local Authority's budget for the service or function to which the decision is related.
 - (2) Those which are significant in terms of its effect on communities living or working in an area comprising two or more wards or electoral divisions in the area of the Local Authority.
- 1.3 The introduction of The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 in September 2012 included a requirement to publish 28 clear days' notice of any intended key decision. It should be noted that "clear days" means working days, from midnight to midnight, and excludes weekends and public holidays, so 28 clear days equates to around 5½ normal weeks.
- 1.4 On occasions, however, situations may arise where an urgent decision needs to be made in respect of an item that does not appear on the Forward Plan. There are two different ways in which this can be done:
 - (i) the authority can take an urgent key decision without giving 28 days' notice where it is impracticable to give the full notice, provided that the authority gives at least five days' clear notice to all Members of the Overview and Scrutiny Management Commission, which can then call in the decision to check that it was genuinely urgent; or
 - (ii) where a key decision is so urgent there is not even time to give five clear days' notice, the authority can take the decision if the Chairman of the Overview and Scrutiny Management Commission has agreed that the key decision is urgent and cannot reasonably be deferred.
- 1.5 In addition The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 have introduced an entirely new requirement for the Council to publish 28 clear days' notice of the intention to hold a private meeting (or part of a meeting) of the Executive. This 28 day notice must be reinforced by a five day notice which sets out the reasons for the meeting to be held in private, details of any propositions received as to why the meeting should be open, and the Council's response. The response will be provided by the Monitoring Officer. The regulations again provide for an urgency procedure, under which the Council can decide the matter with shorter than 28 or five days' notice, provided that it has first obtained the consent of the Chairman of the Overview and Scrutiny Management Commission.

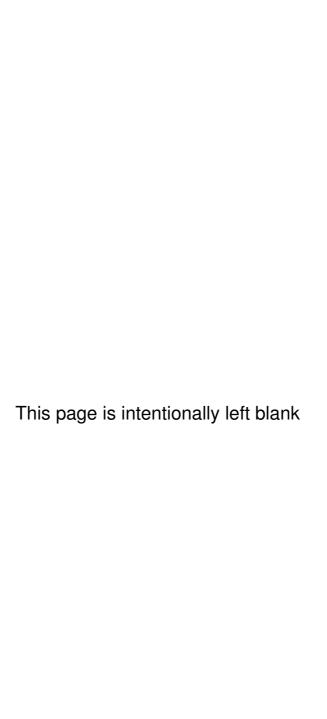
- 1.6 There are currently three confidential items scheduled for the 12 February 2015 Executive meeting and the required notice is attached as an appendix and will be displayed at the Council. If any representations are received the five day notice will be issued on 04 February 2015. The items are:
 - New School for Newbury
 - Procurement of the Schools' Waste Contract
 - Procurement of the Schools' and Corporate Sites Cleaning Contract
- 1.7 The following items have been added to/deleted from the Forward Plan for the February 2015 Executive meeting or Individual Decision in February 2015, since it was last published:
 - Elective Home Education Policy (ID2807) New addition
 - Outside Body Appointments (ID2927) delayed from December 2014
 - Traffic Management and Road Safety Programme 2015/16 (ID2949) New addition
 - Three Year Highway Improvement Programme 2015/16 2017/18 (ID2946)
 New addition
 - Review of Sulhamstead, Ufton Nervet and Aldermaston Weight Limits (ID2919) – New addition
 - Creation of a New Head of Service Post in the Communities Directorate (EX2952) – New addition
 - Response to the Scrutiny Review into the Reasons for the Apparent Prevalence of Homelessness Amongst Young Families in West Berkshire (EX2947) – New addition
- 1.8 Details of decisions that Full Council, the Governance and Audit Committee and the Personnel Committee are going to take are also included for ease of reference. It should, however, be noted that the new requirements only apply to Executive meetings.
- 1.9 Publication of the Forward Plan remains a statutory requirement of the Local Authority. The Forward Plan, any General Exception Decisions Notices and Notices of Private Decisions have to be available for inspection and also has to be published on the Council's website.

Appendices

Appendix A – West Berkshire Council Forward Plan – February 2015 to 31 May 2015 Appendix B - Notice of confidential items for 12 February 2015 Executive meeting

West Berkshire Council Forward Plan





Reference	Decision and Purpose	Decision Body	Decision Path	Directorate	Contact	Lead Member (Porfolio Holder for)	Part II	Date Report Published	Consultee(s)	Notes	Decision Month
				FEBRU <i>F</i>	RY 201	5					
ID2807	Elective Home Education Policy To seek approval for updated policy on Elective Home Education.	ID	01/02/15	Communities	Rhian Ireland	Children and Young People, Youth Service, Education, Safeguarding	No	tbc			February 2015
ID2927	Outside Body Appointments To amend the Council's Outside Body apppointments on the North Wessex Downs AONB and the Berkshire Historic Environment Forum.	ID	01/02/15	Resources	Moira Fraser	Leader of the Council	No	tbc			February 2015
ID2921	Parking Amendment 18 To consider the responses received during statutory consultation.	ID	02/02/15	Environment	Andrew Garratt	Highways, Transport (Operations), Emergency Planning, Newbury Vision	No	23/01/15			February 2015
ID2804	West Berkshire Forward Plan – 18 March 2015 – 30 June 2015 To agree the Forward Plan for the next four months.	ID	12/02/15	Resources	Moira Fraser	Leader of Council	No	04/02/15			February 2015
ID2953	Response to a petition for improvements to the zebra crossing in Church Street, Theale To respond to a petition that has been received by the Council.	ID	16/02/15	Environment	Andrew Garratt	Highways, Transport (Operations), Emergency Planning, Newbury Vision	No	06/02/15			February 2015
ID2949	Traffic Management and Road Safety Programme 2015/16 To advise Members of the Traffic Management and Road Safety works programme for 2015/16.	ID	20/02/15	Environment	Andrew Garratt	Highways, Transport (Operations), Emergency Planning, Newbury Vision	No	12/02/15			February 2015

The items included in the Forward Plan were correct at the time of publication. The Forward Plan may, however, change and you are advised to contact Moira Fraser – Tel: 01635 519045 or e-mail: mfraser@westberks.gov.uk to confirm the contents of any agenda before attending a meeting. Executive decisions may be taken by the Executive acting as a collective body or by officers acting under delegated powers.

KEY:

ID = Individual Executive Member Decision

EX = Executive

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Reference	Decision and Purpose	Decision Body	Decision Path	Directorate	Contact	Lead Member (Porfolio Holder for)	Part II	Date Report Published	Consultee(s)	Notes	Decision Month
ID2946	Three Year Highway Improvement Programme 2015/16 - 2017/18 To seek the approval of the Executive Member for Highways to implement the draft Three Year Highway Improvement Programme for 2015/16 - 2017/18 and proceed with the 2015/16 improvement programme.	ID	20/02/15	Environment	Melvyn May	Highways, Transport (Operations), Emergency Planning, Newbury Vision	No	12/02/15			February 2015
ID2919	Review of Sulhamstead, Ufton Nervet and Aldermaston Wharf Weight Limits To consider the responses received during statutory consultation.	ID	20/02/15	Environment	Andrew Garratt	Highways, Transport (Operations), Emergency Planning, Newbury Vision	No	12/02/15			February 2015
EX2904	New School for Newbury (Paragraph 3 - information relating to the financial/business affairs of a particular person) To consider the recommendation to DFE for the sponsor of the new school in Newbury.	EX	12/02/15 EX	Communities	Caroline Corcora n	Children and Young People, Youth Service, Education, Safeguarding	Yes	04/02/14			February 2015
EX2922	Procurement of the Schools' Waste Contract (Paragraph 3 – information relating to financial/business affairs of particular person) To agree the new contract.	EX	12/02/15 EX	Communities	Caroline Corcora n	Strategy & Performance, Housing, ICT & Corporate Support, Legal and Strategic Support	Yes	04/02/14			February 2015
EX2952	Creation of a New Head of Service Post in the Communities Directorate To secure agreement for the creation of a new position of Head of Prevention and Community Building within the leadership team of the Communities Directorate.	EX/PC	12/02/15 EX	Communities	Rachael Wardell	Leader of the Council	No	04/02/14			February 2015

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EX2923	Procurement of the Schools' and Corporate Sites - Cleaning Contract (Paragraph 3 – information relating to financial/business affairs of particular person) To agree the new contract.	EX	12/02/15 EX	Communities	Caroline Corcora n	Strategy & Performance, Housing, ICT & Corporate Support, Legal and Strategic Support	Yes	04/02/14			February 2015
EX2947	Response to the scrutiny review into the reasons for the apparent prevalence of homelessness amongst young families in West Berkshire To present the recommendations of the Overview and Scrutiny Management Commission for the consideration of the Executive.	EX	12/02/15 EX	Communities	Mel Brain	Strategy & Performance, Housing, ICT & Corporate Support, Legal and Strategic Support	No	04/02/15			February 2015
EX2778	Council Performance Report 2014/15: Q2 (Key Accountable Measures and Activities) To present the basket of key accountable measures and activities for 2014/15. To report quarter two outturns against the key accountable measures and activities contained in the 2014/15 council performance framework. To report by exception those measures/activities not achieved/expected to be achieved and to cite remedial action taken and the impact it has had.	EX	12/02/15 EX	Resources	Andy Day	Strategy & Performance, Housing, ICT & Corporate Support, Legal and Strategic Support	No	04/02/15			February 2015

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EX2831	Financial Performance Report - Quarter Three 2014/15 To inform Members of the latest financial performance of the Council.	EX	12/02/15 EX	Resources	Melanie Ellis	Finance, Economic Development, Health & Safety, Human Resources, Pensions, Property, Insurance	No	04/02/14			February 2015
GA2950	Internal Audit - Interim Report 2014-15 To update the Committee on the outcome of internal audit work.	GA	09/02/15 GA	Resources	lan Priestley	Finance, Economic Development, Health & Safety, Human Resources, Pensions, Property	No	30/01/15			01 February 2015
GA2559	Review of the Council's Anti-Bribery Policy In accordance with the recommendation of the Governance and Audit Committee to revisit the Council's Bribery Policy adopted on the 10 September 2012 to ensure that it is fit for purpose.	GA	09/02/15 GA	Resources	lan Priestley	Finance, Economic Development, Health & Safety, Human Resources, Pensions, Property, Insurance	No	30/01/15			February 2015
PC2929	New Appraisal Arrangements and Challenge and Support Procedure To outline the revised arrangements for appraisals and consider the attached documentation.	PC	09/02/15 PC	Resources	Jane Milone	Finance, Economic Development, Health & Safety, Human Resources, Pensions, Property, Insurance	No	30/01/15			February 2015

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PC2928	Amendments to Recruitment and Selection Policy To consider amendments to the existing policy.	PC	09/02/15 PC	Resources	Jane Milone	Finance, Economic Development, Health & Safety, Human Resources, Pensions, Property, Insurance	No	30/01/15			February 2015
				MARC	H 2015						
C2657	Health and Wellbeing Strategy To consider the updated strategy.	С	03/03/15 C H&WB - 22/01/15	Resources	Lesley Wyman	Health and Wellbeing	No	14/01/15			March 2015
C2948	Sandleford Park: Supplementary Planning Document To consider the representations received in response to the consultation on the Proposed Amendments to the Sandleford Park SPD undertaken between 12 December 2014 and 30 January 2015. To consider whether any revisions need to be made to the amended SPD in the light of these representations. To consider the adoption of the Sandleford Park SPD.	С	03/03/15 C	Environment	Liz Alexand er	Planning, Transport (Policy), Culture, Customer Services, Countryside	No	23/02/15			March 2015

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C2836	Draft Capital Strategy and Programme 2015/16 to 2019/20 To outline the five year Capital Strategy for 2015 to 2020, including the Minimum Revenue Provision (MRP) statement and the Asset Management Plan, and to set out the funding framework for Council's five year Capital Programme 2015/16 to 2019/20	С	12/02/15 EX 03/03/15 C	Resources	Andy Walker	Finance, Economic Development, Health & Safety, Human Resources, Pensions, Property, Insurance	No	04/02/15			March 2015
C2834	Medium Term Financial Strategy (MTFS): 2015-18 To inform Members of the medium term financial planning and strategy for the organisation.	С	12/02/15 EX 03/03/15 C	Resources	Andy Walker	Finance, Economic Development, Health & Safety, Human Resources, Pensions, Property, Insurance	No	04/02/15			March 2015
C2835	Revenue Budget 2015/16 To consider and recommend to Council the 2015-16 revenue budget.	С	12/02/15 EX 03/03/15 C	Resources	Andy Walker	Finance, Economic Development, Health & Safety, Human Resources, Pensions, Property, Insurance	No	04/02/15			March 2015
C2837	Investment and Borrowing Strategy 2015/16 In compliance with The Local Government Act 2003, this report summarises the Council's borrowing limits as set out by CIPFA's Prudential Code, and recommends the Annual Investment Strategy for the coming year.	С	12/02/15 EX 03/03/15 C	Resources	Andy Walker	Finance, Economic Development, Health & Safety, Human Resources, Pensions, Property, Insurance	No	04/02/15			March 2015

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C2843	Members Allowances Scheme To consider the recommendations of the Independent Remuneration Panel.	С	03/03/15 C	Resources	Jo Watt	Leader of Council	No	23/02/15			March 2015
C2911	Amendment to Constitution - Scheme of Delegation To consider any changes required to the Scheme of Delegation for the forthcoming year.	С	03/03/15 C 09/02/15 GA	Resources	David Holling	Leader of Council	No	23/02/15			March 2015
C2833	Statutory Pay Policy Statement To present a pay policy statement for the Council to be published in April 2015 for approval.	С	03/03/15 C 09/02/15 PC	Resources	Jane Milone	Finance, Economic Development, Health & Safety, Human Resources, Pensions, Property, Insurance	No	23/02/15			March 2015
ID2951	Public Rights of Way Case Programmes To inform of progress on the four annual case programmes and request approval for the next year's programmes.	ID	01/03/15	Environment	Elaine Cox	Planning, Transport (Policy), Culture, Customer Services, Countryside	No	ТВС	Local Access Forum		March 2015
ID2914	Determination of Admission Arrangements 2016/17 To determine the admission arrangements for community and voluntary controlled schools for 2016/17 following consultation.	ID	10/03/15	Communities	Vicky Pearce	Children and Young People, Youth Service, Education, Safeguarding	No	02/03/15			March 2015
ID2805	West Berkshire Forward Plan – 22 April 2015 – 31 July 2015 To agree the Forward Plan for the next four months.	ID	19/03/15	Resources	Moira Fraser	Leader of Council	No	11/03/15			March 2015

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EX2779	Key Accountable Measures and Activities 2014/15. Update on progress: Q3 outturns To report Quarter 3 progress against the key accountable measures and activities for West Berkshire Council for 2014/15 and to report by exception those measures/activities not achieved/expected to be achieved and cite remedial action that is being taken.	EX	19/03/15 EX	Resources	Andy Day	Strategy & Performance, Housing, ICT & Corporate Support, Legal and Strategic Support	No	11/03/15			March 2015
				APRII	2015						
ID2806	West Berkshire Forward Plan – 27 May 2015 – 31 August 2015 To agree the Forward Plan for the next four months.	ID	23/04/15	Resources	Moira Fraser	Leader of Council	No	15/04/15			April 2015
				MAY	2015						
C2685	Annual Scrutiny Report 2014/15 To provide members with an update on Scrutiny activity during the previous Municipal Year.	С	19/05/14 C	Resources	David Lowe	Chairman of Scrutiny	No	11/05/15			May 2015
C2858	Standards Committee Annual Report 2014/15 To present the Annual Standards Committee report to the Council.	С	19/05/15 C 20/04/15 SC	Resources	Moira Fraser	Chairman of the Standards Committee	No	10/04/15			May 2015

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C2857	Appointment of and Allocation of Seats on Committees for the 2015/16 Municipal Year To consider the appointment of and allocation of seats on Committees and associated bodies for the 2015/16 Municipal Year and to agree the Council's Policy Framework for 2015/16.	С	19/05/15 C	Resources	Moira Fraser	Leader of the Council	No	11/05/15			May 2015
C28238b	West Berkshire Council Strategy 2015/16 To present the Council Strategy for adoption post counsultation.	С	23/04/15 EX 19/05/15 C	Resources	Nick Carter	Strategy & Performance, Housing, ICT & Corporate Support, Legal and Strategic Support	No	11/05/15			May 2015
C2853	Election of Chairman for the Municipal Year 2015/16 To elect a Chairman of the Council for the 2015/16 Municipal Year.	С	19/05/15 C	Resources	Moira Fraser	Leader of the Council	No	Announce d at Council			May 2015
C2854	Appointment of Vice Chairman for the 2015/16 Municipal Year To appoint a Vice Chairman for the 2015/16 Municipal Year.	С	19/05/15 C	Resources	Moira Fraser	Leader of the Council	No	Announce d at Council			May 2015
C2856	Appointment of the Executive by the Leader of the Council for the 2015/16 Municipal Year To receive notification from the Executive Leader on the Members appointed to the Executive.	С	19/05/15 C	Resources	Moira Fraser	Leader of the Council	No	Announce d at Council			May 2015
C2855	Appointment of the Strong Leader The Council to appoint a Strong Leader for the next four years.	С	19/05/15 C	Resources	Moira Fraser	Leader of the Council	No	Announce d at Council			May 2015

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NOTICE OF A PRIVATE MEETING OF A DECISION-MAKING BODY TO WHICH THE CHAIR OF THE OVERVIEW AND SCRUTINY MANAGEMENT COMMISSION HAS AGREED¹

Notice of an imminent occasion when the public may be excluded from a meeting due to the likelihood that if members of the public were present during an item of business confidential or exempt information would be disclosed to them and which the Chair of the Overview and Scrutiny Management Commission has agreed is urgent and cannot reasonably be deferred.

¹ In accordance with Regulation 5(7) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

- 1. At least 28 clear days before a private meeting² of a decision-making body, public notice³ must be given which must include a statement of reasons for the meeting to be held in private.
- 2. At least 5 clear days before a private meeting of a decision-making body, further public notice⁴ must be given which must include a statement of reasons for the meeting to be held in private, details of any representations received by the decision-making body about why the meeting should be open to the public and a statement of the Council's response to such representations.
- 3. Where the date by which a meeting must be held makes compliance with the above requirements impracticable, the meeting may only be held in private where the decision-making body has obtained agreement from the Chair of the Overview and Scrutiny Management Commission.
- 4. Compliance with the requirements for the giving of public notice has been impracticable in relation to the business detailed below.

Date of Decision of Decision of Decision of Decision is to be made of Decision is the Decision of Decision of Decision of Decision of Decision is the Decision of	.	Matter in respect of which the decision is to be made	Short Description	Decision maker	Executive Member & Lead Officer	List of documents to be submitted to decision maker	Public or Private meeting. Statement of reasons if private.
0 12 Februar N 2015	y EX2904	New School for Newbury	To consider the recommendations to DFE for the sponsor of the new school in Newbury.	Executive	Councillor Irene Neill Caroline Corcoran	Report and associated appendices	Paragraph 3
12 Februar 2015	y EX2922	Procurement of the Schools' Waste Contract	To agree the new contract.	Executive	Councillor Irene Neill Caroline Corcoran	Report and associated appendices	Paragraph 3
12 Februar 2015	y EX2923	Procurement of the Schools' and Corporate Sites – Cleaning Contract	To agree the new contract.	Executive	Councillor Irene Neill Caroline Corcoran	Report and associated appendices	Paragraph 3

5. The Chair of the Overview and Scrutiny Committee has agreed that the Executive may hold a private meeting to consider the business referred to in paragraph 4 above because the meeting is urgent and cannot reasonably be deferred for the reasons stated below.

² A 'private meeting' means a meeting or part of a meeting of a decision making body which is open to the public except to the extent that the public are excluded due to the confidential or exempt business to be transacted.

³ In accordance with Regulation 5(2) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

⁴ In accordance with Regulation 5(4) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

Date of Chair's	Matter in respect of which the decision is to	Reasons why meeting urgent and cannot reasonably be deferred
agreement	be made	

Andy Day Head of Strategic Support West Berkshire Council

Date: 30 December 2014

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