Individual Decision



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

Thursday 26 November 2020

Ref:	Title	Portfolio Member	Page No.
ID3922	West Berkshire Council Forward	Councillor Lynne	3 - 18
	Plan 31 December- 30 April 2021	Doherty	





Individual Executive Member Decision

West Berkshire Council Forward Plan – 31 December 2020 to 30 April 2021

Committee considering

report:

Individual Executive Member Decision

Date ID to be signed: 26 November 2020

Portfolio Member: Councillor Lynne Doherty

Forward Plan Ref: ID3922

1. Purpose of the Report

1.1 To advise Members and residents of items to be considered by West Berkshire Council over the next four months.

2. Recommendation

2.1 That the Leader of the Council agrees and where appropriate amends the West Berkshire Council Forward Plan.

3. Implications

3.1 **Financial:** The Forward Plan has no financial implications.

3.2 **Policy:** The Forward Plan details the Policies to be adopted by

West Berkshire Council.

3.3 **Personnel:** The Forward Plan has no personnel implications.

3.4 **Legal:** The Forward Plan has no legal implications.

3.5 **Risk Management:** The Forward Plan has no risk management implications.

3.6 **Property:** The Forward Plan has no property implications.

3.7 **Other:** Not applicable.

4. Consultation Responses

Members:

Leader of Council: Councillor Lynne Doherty

Overview & Scrutiny

Management

Councillor Alan Law at Overview and Scrutiny Management Commission meetings.

Commission Chairman:

Ward Members: All Members

Opposition Councillor Lee Dillon at Overview and Scrutiny Management

Spokesperson: Commission meetings.

Local Stakeholders: The West Berkshire Forward Plan will be published the first

working day after the Individual Decision is signed.

Officers Consulted: Nick Carter, John Ashworth, Joseph Holmes, Andy Sharp,

Service Directors, Heads of Service, Group Executives.

Trade Union: Not sought.

5. Other options considered

5.1 Not applicable.

6. Introduction/Background

- 6.1 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.
- 6.2 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.
- 6.3 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.
- 6.4 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.

In addition The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 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.

7. Supporting Information

- 7.1 There is currently one confidential item scheduled for the 14 January 2021 Executive meeting and one confidential item scheduled as a Delegated Officer Decision in January 2021:
 - Strategy and Governance Service Review Proposed Redundancies (EX3976)
 - Full Fibre Project to West Berkshire Schools and GP Surgeries (DOD3999)
- 7.2 The relevant notice is attached as an appendix to this report.
- 7.3 Details of decisions that Full Council, the Governance and Ethics Committee and the Personnel Committee are going to take are also included for ease of reference. It should, however, be noted that the 2012 Regulations only apply to Executive meetings.
- 7.4 The following changes/additions have been made to the Forward Plan for January 2021:

Executive on 14 January 2021:

 Strategy and Governance Service Review – Proposed Redundancies (EX3976) delayed from the 17 December 2020 meeting when the forward plan was agreed on the 5 November 2020.

Individual Decision in January 2021:

Schools Funding Formula 2021/22 (ID3998)

Delegated Officer Decision in January 2021:

- Full Fibre Project to West Berkshire Schools and GP Surgeries (DOD3999)
- 7.5 Publication of the Forward Plan remains a statutory requirement of the Local Authority. The Forward Plan, any General Exception Decision Notices and Notices of Private Decisions have to be available for inspection and also have to be published on the Council's website.

8. Conclusion

8.1 Publication of the Forward Plan is a statutory requirement and the Forward Plan for the period 31 December 2020 to 30 April 2021 is presented to the Leader of the Council for final sign off. It will be published on the Council's website.

9. Apper	ndices	
Appendix A -	- Data Protection Impact Assessment – Stage One	
Appendix B -	Equalities Impact Assessment – Stage One	
Appendix C -	- West Berkshire Council Forward Plan – 31 December 2021 to 30 Apri	l 2021
Appendix D -	- Notice of Private Decisions	
Subject to C	call-in: No: ⊠	
The item is d Delays in imp Delays in imp Considered of	ue to be referred to Council for final approval plementation could have serious financial implications for the Council plementation could compromise the Council's position or reviewed by Overview and Scrutiny Management Commission or ask Groups within preceding six months	
Item is Urger	nt Key Decision	
Report is to r	note only	
Officer detail Name: Job Title: Tel No:	ils: Moira Fraser Democratic and Electoral Services Manager (01635) 519045	

moira. fraser@westberks.gov.uk

E-mail Address:

Appendix A

Data Protection Impact Assessment – Stage One

The General Data Protection Regulations require a Data Protection Impact Assessment (DPIA) for certain projects that have a significant impact on the rights of data subjects.

Should you require additional guidance in completing this assessment, please refer to the Information Management Officer via dp@westberks.gov.uk

Directorate:	Resources
Service:	Strategy and Governance
Team:	Democratic Services
Lead Officer:	Moira Fraser
Title of Project/System:	Forward Plan
Date of Assessment:	28 October 2020

Do you need to do a Data Protection Impact Assessment (DPIA)?

	Yes	No
Will you be processing SENSITIVE or "special category" personal data?		\boxtimes
Note – sensitive personal data is described as "data revealing racial or ethnic origin, political opinions, religious or philosophical beliefs, or trade union membership, and the processing of genetic data, biometric data for the purpose of uniquely identifying a natural person, data concerning health or data concerning a natural person's sex life or sexual orientation"		
Will you be processing data on a large scale?		\boxtimes
Note – Large scale might apply to the number of individuals affected OR the volume of data you are processing OR both		
Will your project or system have a "social media" dimension?		\boxtimes
Note – will it have an interactive element which allows users to communicate directly with one another?		
Will any decisions be automated?		\boxtimes
Note – does your system or process involve circumstances where an individual's input is "scored" or assessed without intervention/review/checking by a human being? Will there be any "profiling" of data subjects?		
Will your project/system involve CCTV or monitoring of an area accessible to the public?		\boxtimes
Will you be using the data you collect to match or cross-reference against another existing set of data?		\boxtimes
Will you be using any novel, or technologically advanced systems or processes?		\boxtimes
Note – this could include biometrics, "internet of things" connectivity or anything that is currently not widely utilised		

If you answer "Yes" to any of the above, you will probably need to complete <u>Data</u> <u>Protection Impact Assessment - Stage Two</u>. If you are unsure, please consult with the Information Management Officer before proceeding.

Appendix B

Equality Impact Assessment - Stage One

We need to ensure that our strategies, polices, functions and services, current and proposed have given due regard to equality and diversity.

Name of policy, s	trategy or fu	nction:	Forward Pla	n			
Version and relea	se date of ite	em (if					
Owner of item be	ing assessed	l:	Moira Frase	r			
Name of assesso	r:		Linda Pye				
Date of assessme	ent:		28 October	2020			
Is this a:			Is this:				
Policy	N	lo	New or pro	posed	No		
Strategy	N	lo	•	Already exists and is being			
Function	N	lo	Is changing	Is changing			
Service	N	lo			•		
	•	-		d outcomes of the benefit from it?	policy,		
Objectives:							
Outcomes:							
Benefits:							
service. Cor negatively ar (Please demo Reassignmen	nsider how the and what source onstrate consider, Marriage an	ey may ces of id deration and Civil I	be affected, with the new formation had of all strands - Partnership, Pro	cy, strategy, function whether it is positive to been used to detect to detect the control of th	rely or etermine this. nder		
Religion or Be	eller, Sex and	Sexual	Onemation.)				

None

Further Comments relating to the item:

3 Result	
Are there any aspects of the policy, strategy, function or service, including how it is delivered or accessed, that could contribute to inequality?	No
Please provide an explanation for your answer:	
Will the policy, strategy, function or service have an adverse impact upon the lives of people, including employees and service users?	No
Please provide an explanation for your answer:	

If your answers to question 2 have identified potential adverse impacts and you have answered 'yes' to either of the sections at question 3, or you are unsure about the impact, then you should carry out a Stage 2 Equality Impact Assessment.

If a Stage Two Equality Impact Assessment is required, before proceeding you should discuss the scope of the Assessment with service managers in your area. You will also need to refer to the Equality Impact Assessment guidance and Stage Two template.

4 Identify next steps as appropriate:									
Stage Two required									
Owner of Stage Two assessment:									
Timescale for Stage Two assessment:									
Stage Two not required:	Yes								

Name: Linda Pye Date: 28 October 2020

Please now forward this completed form to Pamela Voss, the Principal Policy Officer (Equality and Diversity) for publication on the WBC website.

APPENDIX C

West Berkshire Council Forward Plan

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West Berkshire Council Forward Plan 31 December 2020 - 30 April 2021

C = Council

DOD - Delegated Officer Decision

EX = Executive

GE = Governance and Ethics Committe

HWB = Health and Wellbeing Board

ID = Individual Decision

PC = Personnel Committee

PP = Joint Public Protection Committee

																	ection Com
Reference	e Item	Purpose	Decision Body	n Month/Year	Executive	ID	Date Report Published	Council	Governance and Ethics Committee	OSMC	Other	Officer and Contact No	Directorate	Lead Member	Consultee(s)	Part II	Call In
ID3923	West Berkshire Council Forward Plan 3 Feb 2021- 31 May 2021	To agree the Forward Plan for the next four months.	ID	01 December 2020		31/12/20	21/12/20					Moira Fraser	Resources	Leader, District Strategy and Communications		No	No
DOD3999	Full Fibre Project to West Berkshire Schools & GP Surgeries (Paragraph 3 - information relating to the financial/business affairs of a particular person)	To fund and deliver a full fibre circuit upgrade to circa 80 Schools and GP Surgeries within the District of West Berkshire with a view to delivering key outcomes for Schools and GP Surgeries in respect to improved connectivity and value for money as well as drive key benefits and delivery and realise through the fibre deployment strategic benefits to local rural communities and businesses.		01 January 2021			tbc				DOD January 2021	Lynne Wilson	Resources	Internal Governance		Yes	No
EX3807	Cultural Heritage Strategy	To adopt the Council's Cultural Strategy post the consultation exercise.	EX	01 January 2021	14/01/21 EX		06/01/21					Paul James	Environment	Public Health & Community Wellbeing, Leisure and Culture		No	Yes
EX3888	Leisure Strategy	To adopt the Council's Leisure Strategy	EX	01 January 2021	14/01/21 EX		06/01/21					Paul Anstey	Place	Public Health & Community Wellbeing, Leisure and		No	Yes
EX3976	Strategy and Governance Service Review – Proposed Redundancies (Paragraph 1 – information relating to an individual) (Paragraph 2 – information identifying an individual) (Paragraph 3 – information relating to financial/business affairs of particular	post the consultation exercise. To agree the redundancy costs arising from the Strategy and Governance Service Review	EX	01 January 2021	14/01/21 EX		06/01/21					Sarah Clarke	Resources	Culture Internal Governance		Yes	Yes
ID3998	person) Schools Funding Formula 2021/22	To set out the requirements and changes for setting the primary and secondary school funding formula for 2021/22 and to set out West Berkshire Council's funding proposals to go out to consultation with all schools.	ID	01 January 2021		01/01/21	tbc					Melanie Ellis	Resources	Children, Young People & Education		No	No
OSMC	Commercialisation Part 2: Commercial Board Update	To report to the Commission the Board's activities and achievements, what revenue had been achieved and how this was tracked	OSMC	01 January 2021			18/01/21			26/01/21		Andy Sharp	People	Finance and Economic Development		No	No
EX3833	Adoption of the Housing Strategy	To adopt a new Housing Strategy	EX	01 February 2021	11/02/21 EX		03/02/2021					Neil Coles	Place	Planning and Housing		No	Yes
EX3952	Risk Management Strategy	To set out the overarching framework for managing risk at the Council, the Council's risk appetite and latest Corporate Risk Register.	EX	01 February 2021	11/02/21 EX		03/02/21		01/02/21 GE			Joseph Holmes	Resources	Internal Governance		No	Yes
EX3961	Care Homes Catering (Paragraph 3 - information relating to the financial/business affairs of a particular person)	To award the contract for West Berkshire Council Care Homes and Resource Centre catering		01 February 2021	11/02/21 EX		03/02/21					Zoe Campbell	Resources	Adult Social Care		Yes	No
GE3689	External Audit Fee and Plan for financial year 2021/22	To present to members the Audit Fee Letter for 2021/22 from Grant Thornton. The letter sets out the fee for the audit in line with the prescribed scale fee set by the Public Sector Audit Appointments Ltd (PSAA). To provide Members with a copy of the External Audit Plan for 2021-22		01 February 2021			22/01/21		01/02/21 GE			Shannon Coleman-Slaughter	Resources	Internal Governance		No	Yes
GE3897	Lessons Learnt from the Local Authority Financial Reporting and External Audit: Independent Review	To consider any implications for the Council arising from the Independent review by Sir Tony Redmond into the effectiveness of external audit and transparency of financial reporting in local authorities		01 February 2021			22/01/21		01/02/21 GE			Joseph Holmes	Resources	Finance and Economic Development		No	
GE3892	Preparation for 2020-21 Financial Statements	To provide Members with a copy of the audited financial statements for the financial year ended 31 March 2021	GE	01 February 2021			22/01/21		01/02/21 GE			Shannon Coleman-Slaughter	Resources	Finance and Economic Development		No	Yes
GE3907	Strategic Risk Register Update Q2 2020/21	To provide an update on the Strategic Risk Register as at Q2 of 2020/21.	GE	01 February 2021			22/01/21		01/02/21 GE			Catalin Bogos	Resources	Internal Governance		No	No
GE3934	External Auditors Report on the Financial Statements	To receive the report from the external auditors.	GE	01 February 2021			22/01/21		01/02/21 GE			Shannon Coleman-Slaughter	Resources	Finance and Economic Development		No	Yes
GE3955	Local Code of Corporate	To adopt the Code.	GE	01 February 2021			22/01/21		01/02/21 GE			Joseph Holmes	Resources	Internal Governance		No	Yes
GE3986	Governance Update on Progress with Constitution Review	To provide the Governance and Ethics Committee with an update on progress being made with the review of the Constitution.	GE	01 February 2021			22/01/21		01/02/21 GE			Sarah Clarke	Resources	Internal Governance		No	No
ID3924	West Berkshire Council Forward Plan 16 March 2021- 30 June 2021	To agree the Forward Plan for the next four months.	ID	01 February 2021		11/02/21	03/02/21					Moira Fraser	Resources	Leader, District Strategy and Communications		No	No
C3991	Member Development Programme for 2021/22	To propose a Member Development Programme for 2021/22 for the Member Development Group to consider and Council to approve.	С	01 March 2021			20/02/21	02/03/21 C			MDG in January 21	Moira Fraser	Resources	Leader, District Strategy and Communications		No	No

West Berkshire Council Forward Plan 31 December 2020 - 30 April 2021

C = Council

DOD - Delegated Officer Decision

EX = Executive

GE = Governance and Ethics Committee

HWB = Health and Wellbeing Board

ID = Individual Decision

PC = Personnel Committee

PP = Joint Public Protection Committee

C3933	Health Scrutiny arrangements across Buckinghamshire, Oxfordshire and Berkshire West (BOB)	To consider the proposal to form a new mandatory committee with health scrutiny powers to consider matters affecting patient flow across the whole Buckinghamshire,	С	01 March 2021			22/02/21	02/03/21 C			Gordon Oliver	People	Public Health & Community Wellbeing, Leisure and Culture	No	No
C3972	Response to the Fireworks Motion	Oxfordshire and Berkshire West (BOB) geography. n To present a response to the Motion	С	01 March 2021			22/02/21	02/03/21 C		08/02/21 - Lic	Sean Murphy	Place	Planning and Housing	No	No
C3980	Investment and Borrowing Strategy 2021/22	presented to the 10 September Council This report sets out the proposed Investment and Borrowing Strategy for 2021/22, as required by the Local Government Act 2003.		01 March 2021	11/02/21 EX		22/02/21	02/03/21 C			Shannon Coleman-Slaughter	Resources	Finance and Economic Development	No	No
C3981	Medium Term Financial Strategy 2021/22 to 2023/24	To agree the medium term financial planning and strategy for the organisation.		01 March 2021	11/02/21 EX		22/02/21	02/03/21 C			Joseph Holmes	Resources	Finance and Economic Development	No	No
C3982	Capital Strategy 2021/22 to 2023/24	To outline the Capital Strategy covering financial years 2021/22 -2023/24 and supporting funding framework, providing a high-level overview of how capital expenditure, capital financing and treasury management activity contribute to the provision of local public services along with an overview of how associated risk is managed and the implications for future financial sustainability		01 March 2021	11/02/21 EX		22/02/21	02/03/21 C			Shannon Coleman-Slaughter	Resources	Finance and Economic Development	No	No
C3983	Revenue Budget 2021/22	To consider and recommend to Council the 2021-22 Revenue Budget.		01 March 2021	11/02/21 EX		22/02/21	02/03/21 C			Joseph Holmes/Melanie Ellis	Resources	Finance and Economic Development	No	No
C3984	Statutory Pay Policy 2021	To seek Council's approval of the Statutory Pay Policy Statement for publication from 1st April 2021.	С	01 March 2021			22/02/21	02/03/21 C		09/02/21 PC	Rebecca Bird	Resources	Internal Governance	No	No
C3988	Land Appropriation for Parsons Down Rationalisation Project	To explain the requirement for the land appropriation to support the rationalisation project at Parsons Down Infant and Junior Schools	С	01 March 2021			22/02/21	02/03/21 C			Neil Obbard	People	Children, Young People and Education		No
EX3885	Key Accountable Performance 2020/21: Quarter Three	To report Q3 outturns for the Key Accountable Measures which monitor performance against the 2020/21 Council Performance Framework. To provide assurance that the objectives set out in the Council Strategy and other areas of significant activity are being managed effectively. To present, by exception, those measures that are predicted to be 'amber' or 'red' and provide information on any remedial action taken and the impact of that action. To recommend changes to measures/targets as requested by services.	EX	01 March 2021	25/03/21 EX		17/03/21		20/04/21		Catalin Bogos	Resources	Internal Governance	No	Yes
EX3911	Revenue Financial Performance Report - Q3 of 2020/21	To inform Members of the latest financial performance of the Council.	EX	01 March 2021	25/03/21 EX		17/03/21				Melanie Ellis	Resources	Finance and Economic Development	No	No
EX3912	Capital Financial Performance Report - Q3 of 2020/21	To present the Q3 capital financial performance for Members to note.	EX	01 March 2021	25/03/21 EX		17/03/21				Shannon Coleman-Slaughter	Resources	Finance and Economic Development	No	No
ID3925		To agree the Forward Plan for the next four	ID	01 March 2021		11/03/21	03/03/21				Moira Fraser	Resources	Leader, District Strategy and Communications	No	No
EX3985	Review of Library Services	To review the provision of library services.	EX	01 April 2021	29/04/21 EX		21/04/21				Paul James	Place	Public Health and Community Wellbeing, Leisure and Culture	No	Yes
GE3894	Internal Audit – Interim Report 2020-21	To update the Committee on the outcome of internal audit work.	GE	01 April 2021			09/04/21		19/04/21 GE		Julie Gilhespey	Resources	Internal Governance	No	
GE3895	Internal Audit Plan 2021/22	To outline the proposed internal audit work programme for the next three years.	GE	01 April 2021			09/04/21		19/04/21 GE		Julie Gilhespey	Resources	Internal Governance	No	



NOTICE OF A PRIVATE MEETING OF A DECISION-MAKING BODY¹

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.

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.

Date of Decision or period within which the decision is to be made	Ref No:	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.
14 January 2021 30 60 60	EX3976	Strategy and Governance Service Review – Proposed Redundancies	To agree the redundancy costs arising from the Strategy and Governance Service Review	Executive	Internal Governance (Councillor Jo Stewart)	Report and associated appendices	(Paragraph 1 – information relating to an individual) (Paragraph 2 – information identifying an individual) (Paragraph 3 – information relating to financial/business affairs of particular person)

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.

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Date of Decision or period within which the decision is to be made	Ref No:	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.
January 2021	DOD3999	Full Fibre Project to West Berkshire Schools & GP Surgeries	To fund and deliver a full fibre circuit upgrade to circa 80 Schools and GP Surgeries within the District of West Berkshire with a view to delivering key outcomes for Schools and GP Surgeries in respect to improved connectivity and value for money as well as drive key benefits and delivery and realise through the fibre deployment strategic benefits to local rural communities and businesses.	Delegated Officer Decision	Internal Governance (Councillor Jo Stewart) Kevin Griffin, Head of Customer Services and ICT	Report and associated appendices	(Paragraph 3 – information relating to financial/business affairs of particular person)

Sarah Clarke Service Director (Strategy and Governance) West Berkshire Council

West Berkshire Council
Date: 18 November 2020

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