# **Individual Decision**



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

# Thursday, 11th February, 2021

Ref:	Title	Portfolio Member	Page No.
ID3924	West Berkshire Council Forward Plan- 16 March 2021-	Councillor Lynne Doherty	3 - 16





# Agenda Item 1.

#### **Individual Executive Member Decision**

# West Berkshire Council Forward Plan – 16 March 2021 to 30 June 2021

**Committee considering** 

report:

Individual Executive Member Decision

**Date ID to be signed:** 11 February 2021

Portfolio Member: Councillor Lynne Doherty

Forward Plan Ref: ID3924

#### 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, Susan Halliwell, 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.
- 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 are currently no confidential items scheduled for the 25 March 2021 Executive meeting.
- 7.2 In the event that an urgent item does arise the relevant notice will be published in accordance with the requirements.
- 7.3 Details of decisions that Full Council, the Governance and Ethics Committee, Licensing Committee, Overview and Scrutiny Management Commission 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 March 2021 since it was last published:

#### Executive on 25 March 2021:

- Revenue Financial Performance Report Q3 of 2020/21 (EX3911) considered at the February 2021 Executive meeting
- Response to the Community Infrastructure Levy Motion (EX4004) delayed from the February 2021 meeting
- Response to the Postponement of Demolition of the Faraday Road Football Ground Facilities Motion (EX4005) delayed from the February 2021 meeting
- Devolution of Hermitage Green (EX4006) new item
- New Domestic Abuse and Safe Accommodation Duty (EX4022) new item

#### Individual Decisions in March 2021:

- Land Appropriation for Parsons Down Rationalisation Project (ID3938) previously listed to go to Council. After discussions with the Monitoring Officer it was agreed it met the requirements for an Individual Decision.
- Network Management Annual Works Programme (ID4026) new item
- Three Year Highway Improvement Programme 2021/22 2023/24 (ID4027) new item
- Public Rights of Way Case Programmes (ID4033) new item
- Housing Grants and Loans Policy (ID4034) new item
- Housing Management Policy (ID4035) new item
- Move on Strategy (ID4036) new item

- Placement Policy (ID4037) new item
- Rent Arrears Policy and Procedures (ID4038) new item
- S106 Contributions Policy (ID4039) new item
- Tenancy Strategy (ID4040) new item

#### Council in March 2021:

- Health Scrutiny arrangements across Buckinghamshire, Oxfordshire and Berkshire West (BOB) (C3933) delayed to the May 2021 meeting
- Health Scrutiny (cC4008) delayed to the May 2021 meeting
- 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 3 February 2021 to 31 May 2021 is presented to the Leader of the Council for final sign off. It will be published on the Council's website.

#### 9. Appendices

	Appendix A – Data	Protection	<b>Impact</b>	Assessment -	- Stage	One
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Appendix B - Equalities Impact Assessment - Stage One

Appendix C - West Berkshire Council Forward Plan - 16 March 2021 to 30 June 2021

Appendix D – Notice of Private Decisions (Not required)

Subject to Call-In:								
Yes: No: 2								
The item is due to b	e referred to Council for final approval							
Delays in implementation could have serious financial implications for the Council								
Delays in implementation could compromise the Council's position								
Considered or reviewed by Overview and Scrutiny Management Commission or associated Task Groups within preceding six months								
Item is Urgent Key [	Decision							
Report is to note on	ly							
Officer details:								
Name:	Moira Fraser							

Job Title: Democratic and Electoral Services Manager

Tel No: (01635) 519045

E-mail Address: moira.fraser@westberks.gov.uk

## 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 <a href="mailto:dp@westberks.gov.uk">dp@westberks.gov.uk</a>

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 f	function:	Forward Pla	ın			
Version and relea	se date of	item (if					
Owner of item be	ing assess	ed:	Moira Frase	r			
Name of assesso	r:		Linda Pye				
Date of assessme		03 February	2021				
Is this a:			Is this:				
Policy		No	New or pro	posed	No		
Strategy	No	Already ex reviewed	No				
Function	No	Is changing	9	No			
Service		No					
	•			d outcomes of the p benefit from it?	olicy,		
Outcomes:							
Benefits:							
service. Con negatively ar (Please demo	sider how nd what sou Instrate con t, Marriage	they may burces of information of and Civil Page 1	oe affected, voter formation has fall strands - artnership, Pro	cy, strategy, function whether it is positive we been used to det a det	l <b>y or</b> <b>ermine this.</b> der		
Group	1471 4 1		fect? Information to support this.				

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?							
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?							
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: 03 February 2021

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

West Berkshire Council

**Forward Plan** 

# APPENDIX C



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# **West Berkshire Council Forward Plan 16 March 2021 - 30 June 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

																ommittee	
Reference	e Item	Purpose	Decision Body	Month/Year	Executive	ID	Date Report Published	Council	Governance and Ethics Committee	OSMC	Other	Officer and Contact No	Directorate	Lead Member	Consulter (s)	Part II	Call In
EX4004	Response to the Community Infrastructure Levy Motion	To provide a response to the motion presented to the 03 December 2020 Council meeting.	EX	01 March 2021	25/03/21 EX		17/03/21					Bryan Lyttle	Place	Planning and Housing		No	No
EX4005	Response to the Postponement of Demolition of the Faraday Road Football Ground Facilities Motion	To provide a response to the motion presented to the 03 December 2020 Council meeting.	EX	01 March 2021	25/03/21 EX		17/03/21					Bill Bagnell	Resources	Finance and Economic Development		No	No
EX4006	Devolution of Hermitage Green	To consider Hermitage Parish Council's request for the leasehold transfer, and all future maintenance responsibility, of Hermitage Green open space including the playground.	EX	01 March 2021	25/03/21 EX		17/03/21					Paul Hendry	Place	Transport and Countryside		No	Yes
EX3833	Adoption of the Housing Strategy	To adopt a new Housing Strategy	EX	01 March 2021	25/03/21 EX		17/03/21					Neil Coles	Place	Planning and Housing		No	Yes
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.		01 March 2021	25/03/21 EX		17/03/21			20/04/21		Catalin Bogos	Resources	Internal Governance	9	No	Yes
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
EX4022	New Domestic Abuse and Safe Accommodation Duty	For a decision to be taken about how best the Council establish a Local Domestic Abuse Partnership Board and utilise additional Burdens funding from April 2021	EX	01 March 2021	25/03/21 EX		17/03/21					Jade Wilder/Matt Pearce	People	Public Health and Community Wellbeing, Leisure and Culture		No	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 March 2021			09/04/21		19/04/21 GE			Shannon Coleman- Slaughter	Resources	Internal Governance		No	Yes
ID3988	Land Appropriation for Parsons Down Rationalisation Project	To seek approval to appropriate a section of the Councils land (Transport and Countryside) in order to facilitate the rationalisation of the Parsons Down Junior and Infant Schools on Lower Way in Thatcham.	ID	01 March 2021		16/03/21	08/03/21					Neil Obbard	People	Children, Young People and Education		Yes	No
ID3925	West Berkshire Council Forward Plan 15 April 2021- 31 July 2021	To agree the Forward Plan for the next four months.	ID	01 March 2021		11/03/21	03/03/21					Moira Fraser	Resources	Leader, District Strategy and Communications		No	No
ID4026	Network Management – Annual Works Programme	To seek approval for the Network Management Team's Annual Works Programme for 2020-21.	ID	01 March 2021		18/03/21	10/03/21					Neil Stacey	Place	Transport and Countryside	Ward Members	no	yes

# Page 1

# **West Berkshire Council Forward Plan 16 March 2021 - 30 June 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

												PC = Personi			
D4027	Three Year Highway Improvement Programme 2021/22 - 2023/24	To seek the approval of the Executive Member for Transport and Countryside to implement the Draft Three Year Highway Improvement Programme 2021/22 - 2023/24 and proceed with the 2021/22 Improvement Programme.	ID	01 March 2021		18/03/21	10/03/21		Andrew Reynolds	Place	Transport and Countryside	Ward Members	ublic Pro	yes	ommit
ID4033	Public Rights of Way Case Programmes	To consult on the proposed case programme for the Rights of Way Team for 2021/22	ID	01 March 2021		18/03/21	10/03/21		Elaine Cox	Place	Transport and Countryside		no	yes	
ID4034	Housing Grants and Loans Policy	To update the current Housing Grants and Loans Policy	ID	01 March 2021		16/03/21	08/03/21		Janet Weekes	Place	Planning and Housing		no	no	
ID4035	Housing Management Policy	To adopt the new Housing Management Policy	ID	01 March 2021		16/03/21	08/03/21		Janet Weekes	Place	Planning and Housing		no	no	
ID4036	Move on Strategy	To develop and instigate a Move on Strategy to support the Prevention of Homelessness and Rough Sleeping Strategy	ID	01 March 2021		16/03/21	08/03/21		Janet Weekes	Place	Planning and Housing		no	no	
ID4037	Placement Policy	To update the current Placement Policy	ID	01 March 2021		16/03/21	08/03/21		Janet Weekes	Place	Planning and		no	no	
ID4037 ID4038	Rent Arrears Policy and Procedures	To adopt the new Rent Arrears Policy and Procedures		01 March 2021		16/03/21	08/03/21		Janet Weekes	Place	Planning and Planning and Housing		no	no	
ID4039	S106 Contributions Policy	To adopt the new S106 Contributions policy	ID	01 March 2021		16/03/21	08/03/21		Janet Weekes	Place	Planning and Housing		no	no	
ID4040	Tenancy Strategy	To review and update the existing Tenancy Strategy	ID	01 March 2021		16/03/21	08/03/21		Janet Weekes	Place	Planning and Housing		no	no	
EX3952	Risk Management Strategy	To set out the overarching framework for managing risk at the Council, the Council's risk appetite and latest	EX	01 April 2021	29/04/21 EX		21/04/21	19/04/21 GE	Joseph Holmes	Resources	Internal Governance	9	No	Yes	
EX3888	Leisure Strategy	Corporate Risk Register.  To adopt the Council's Leisure Strategy post the consultation exercise.	EX	01 April 2021	29/04/21 EX		21/04/21		Paul Anstey/Jim Sweeting	Place	Public Health & Community Wellbeing, Leisure and Culture		No	Yes	
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		No	Yes	
EX4010	Newbury Sports Ground - Update on Negotiations	To provide an update on negotiations in relation to the Newbury Sports Ground.	EX	01 April 2021	29/04/21 EX		21/04/21		Paul Anstey	Place	Public Health and Community Wellbeing, Leisure and Culture		No	No	
EX4011	Timelord 2 Final Report	To present the Timelord 2 final report.	EX	01 April 2021	29/04/21 EX		21/04/21		Nick Carter	Resources	Leader, District		No	No	
GE3891	Annual Audit Letter	To present the Annual Audit Letter.	GE	01 April 2021			09/04/21	19/04/21 GE	Joseph Holmes		Finance and		No	Yes	
GE3955	Local Code of Corporate Governance	To adopt the Code.		01 April 2021			09/04/21	19/04/21 GE	Joseph Holmes		Internal Governance		No	Yes	
GE3986	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 including a response to the Mtotion brough tp the March 2020 Council meeting	GE	01 April 2021			09/04/21	19/04/21 GE	Sarah Clarke	Resources	Internal Governance		No	No	
GE3894	Internal Audit – Interim Report 2020-21	To update the Committee on the outcome of internal audit work.		01 April 2021			09/04/21	19/04/21 GE	Julie Gilhespey	Resources	Internal Governance		No	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	No	

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C = Council
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															PC = Personr	nel Comn	littee	
GE4032	Action Plan to Respond to the Audit Review of the Governance and Ethics Committee	To set out an action plan with associated timescales, including revised terms of reference and a training programme to respond to the issues identified by the review of the Committee.	GE	01 April 2021			09/04/21		19/04/21 GE			Julie Gilhespey	Resources	Internal Governance	PP = Joint Pc	No Pro	estion Comr Yes	mitt
PC4020	Workforce Strategy	To agree the revised Strategy,	PC	01 April 2021			15/04/21				23/04/21 PC	Rebecca Bird	Resources	Internal Governance		No	No	
C3959	West Berkshire Local Plan Review 2036	Formal approval of Council to go out to Regulation 19 Consultation	С	01 May 2021			30/04/21	11/05/21 C			25,6 1,2 1 1 6	Bryan Lyttle	Place	Planning and Housing		No	No	
C3992	Monitoring Officer's Annual Report to the Governance and Ethics Committee –2020/2021	To provide an update on local and national issues relating to ethical standards and to bring to the attention of the Committee any complaints or other problems within West Berkshire.	С	01 May 2021			30/04/21	11/05/21 C				Sarah Clarke	Resources	Chairman of the Governance and Ethics Committee		No	No	
C3993	Appointments to Outside Bodies	To consider and agree West Berkshire Council's nominations to the following Outside Bodies: Royal Berkshire Fire Authority, Thames Valley Police and Crime Panel and the Local Government Association General Assembly.	С	01 May 2021			30/04/21	11/05/21 C				Moira Fraser	Resources	Leader, District Strategy and Communications		No	No	
C3994	Election of the Chairman for the Municipal Year 2021/22	To elect the Chairman for the 2021/22 Municipal Year.	С	01 May 2021			30/04/21	11/05/21 C				Moira Fraser	Resources	Leader, District Strategy and		No	No	
C3995	Appointment of Vice-Chairman for the Municipal Year 2021/22	To appoint the Vice Chairman for the 2021/22 Municipal Year.	С	01 May 2021			30/04/21	11/05/21 C				Moira Fraser	Resources	Leader, District Strategy and		No	No	
C3996	·	The Leader to announce the composition of the Executive for the 2021/22 Municipal Year.	С	01 May 2021			30/04/21	11/05/21 C				Moira Fraser	Resources	Leader, District Strategy and Communications		No	No	
C3997	Appointment of and Allocation o Seats on Committees for the 2021/22 Municipal Year	f To consider the appointment and allocation of seats on Committees for the next Municipal Year in accordance with the duty under Section 15 of the Local Government Housing Act 1989. To agree the Council's Policy Framework for 2021/22 To agree the terms of reference of the Council's Committees.	С	01 May 2021			30/04/21	11/05/21 C				Moira Fraser	Resources	Leader, District Strategy and Communications		No	No	
ID4025	Local Cycling & Walking Infrastructure Plan	Network plan for future active travel investment	ID	01 May 2021		01/05/21	TBC					Josh Kerry	Place	Transport and Countryside		no	yes	
EX3914	Revenue Financial Performance Report - Q4 of 2020/21	To inform Members of the latest financial performance of the Council.	EX	01 June 2021	10/06/21 EX							Melanie Ellis	Resources	Finance and Economic		No	No	
EX3915	Capital Financial Performance	To present the Q4 capital financial	EX	01 June 2021	10/06/21 EX							Shannon	Resources	Finance and		No	No	
=>/22=2	Report - Q4 of 2020/21	performance for Members to note.	->.	24.1	1 01							Coleman-		Economic		ļ.,	\	
EX3973	Highway Asset Management Plan Refresh	To approve the adoption of an updated Highways Asset Management Plan taking on board the latest national guidance and best practice.	EX	01 June 2021	Jun-21							Andrew Reynolds	Place	Transport and Countryside		No	Yes	
EX3886	Key Accountable Performance 2020/21: Quarter Four	To report Q4 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 June 2021	10/06/21 EX		02/06/21			06/07/21		Catalin Bogos	Resources	Internal Governance		No	No	
																	1	

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