



DERBY CITY COUNCIL

SCRUTINY MANAGEMENT COMMISSION 22 March 2010

Report of the Chair of the Scrutiny Management Commission

Retrospective Scrutiny of Council Cabinet Key and Budget and Policy Framework decisions 29 September 2009 to 16 March 2010

RECOMMENDATION

1. That the Commission consider the report and determine whether they wish to make any recommendations to Council Cabinet

SUPPORTING INFORMATION

- 2.1 The Commission received a report detailing the Key and Budget and Policy Framework decisions made by Council Cabinet which were and were not included on the Forward Plan at its meeting in September 2007.
- 2.2 Following this meeting the Commission made the following recommendations to Council cabinet:
 - That for items which have previously appeared on the Forward Plan, the Forward Plan reference number and the date that the item was placed on the Forward Plan is included on all reports to Council Cabinet on those items, and in the minutes of any subsequent decisions relating to the items.
 - That wherever practicable items are retained on the Forward Plan for a minimum of three months before a decision is made by Council Cabinet.
 - That before any non-urgent decision on a Forward Plan item is taken, Council Cabinet confirms that adequate opportunity has been given to anyone wishing to make representations about the item and that this is noted in the minute of the decision together with a summary of any representations that were received by the officer identified in the Forward Plan.
 - That the list contained in Table 2 of the attached report, or a list of similar content, is maintained and is made accessible through the Council's Committee Information Website (CMIS).

- 2.3 On 20 February 2008 a meeting was held between the Chair and Vice Chair with the Leader and Deputy Leader to discuss Commission recommendations for the Forward Plan.
- 2.4 The Leader and Deputy Leader gave assurances that procedures would be tightened up and an audit trail be made available.
- 2.5 This report details the Key and Budget Performance Framework decisions taken by Council Cabinet during the period 29 September 2009 to 16 March 2010
- 2.6 Where it has been possible to do so, the Council Cabinet decision has been related to the relevant Forward Plan item. In these cases the time between the item being placed on the Forward Plan and the decision being made by Council Cabinet is shown in the table.
- 2.7 When an item has not been included on the forward plan, the report author was asked to provide an explanation for its absence. These responses are provided in the table in appendix 2.

For more information contact:	Ellen Bird 01332 255599 e-mail Ellen.bird@derby.gov.uk
Background papers:	Appendix 1 – Implications
List of appendices:	Appendix 2 - Council Cabinet Key and Budget and Policy Framework Decisions –29 September 2009 to 10 March 2010

IMPLICATIONS

Financial

1. None arising from this report.

Legal

2. None arising from this report.

Personnel

3. None arising from this report.

Equalities impact

4. None arising from this report

Corporate Objectives

5. This report has the potential to link with all the Corporate Objectives,

Council Cabinet Key and Budget and Policy Framework Decisions – 29 September to 16 March 2010

Date of Council Cabinet meeting	Name of Key or Budget and Policy Framework Item on which Cabinet decision was made		Urgent Item?	Forward Plan Item Number	Forward Plan in which item first appeared	Approximate time for which Item was available on Forward Plan	Reason why item not included on Forward Plan
16 March 2010	1	Outcome of Regeneration Review				Not on FP	There are TUPE implications for the Regeneration Review around the winding up of Derby Cityscape which need to be addressed as soon as possible. The reports relating to Derby City Partnership and Derby Community Safety Partnership need to be considered at the same time as the Outcome of Regeneration Review because they give shape to the organisational structures moving forward.
	2	Review of Derby Community Safety Partnership				Not on FP	As above
	3	Review of Derby City Partnership				Not on FP	As above
	4	Derby Community Legal Advice Centre Review and Funding 2010/11				Not on FP	Consequential to a previous Key Decision

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	5	Review of Processes and procedures for Grants Funding to Voluntary Organisations				Not on FP	There is a need to synchronise any potential changes arising from this report with the Organisational Restructuring report agreed at Full Council on the 1st of March, it would be appropriate for this report to be presented at March Cabinet. This would allow officers maximum time to consider the changes arising from both reports simultaneously.
BPF	6	Varying the discount applied to long term empty properties		62/09	March 2010	1 Month	
	7	First Contact Project – Citywide Pilot		68/09	March 2010	1 Month	
	8	Cash Counter at the Council House		69/09	March 2010	1 Month	
16 Feb 2010	1	St Helen's House				Not on FP	Consequential to a previous Key Decision
	2	Transfer of Services				Not on FP	Waiting for response from report author
	3	Allestree Recreation Ground Safety Fence				Not on FP	Admin Error – Was not initially classed as Key Decision

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	4	World Class Primary Schools		57/09	January 2010	2 Months	
	5	Local Area Agreement 2009/10 Review and Refresh		45/09	December 2009	3 months	
BPF	6	Treasury Management Strategy and Prudential Code Indicators 2010/11		46/09	December 2009	3 months	
BPF	7	Revenue Budget, Capital Programme and Council Tax for 2010		47/09	December 2009	3 months	
	8	Annual Arts Grants 2010/11		48/09	December 2009	3 months	
	9	Approval of the Corporate Plan 2010/11		50/09	December 2009	3 months	
BPF	10	Housing Revenue Account Budget and Business Plan 2009/10		43/09	December 2009	3 months	
BPF	11	Housing Rents and Service Charges		44/09	December 2009	3 months	
	12	Approval to the making of a Compulsory Purchase Order		53/09	January 2010	2 months	
	13	2010/11 Highways and Transport Work Programme		18/09	August 2009	7 months	
BPF	14	Updated Capital Strategy		51/09	December 2009	3 months	

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	15	Creation of a Tenancy Sustainment Team		39/09	November 2009	4 months	
	16	The development of Specialist Dementia Care and Intermediate care at the Council's Care Homes for Older People		59/09	February 2010	1 month	
	17	Payment of Grants to Voluntary Sector Organisations		60/09	February 2010	1 month	
	18	Derby City Council Regeneration Fund				Not on FP	Waiting for response from report author
12 January 2010 BPF	1	Approving the Council Tax Base for 2010/11		54/09	January 2010	1 Month	
	2	Review of Council Leisure Facilities		56/09	December 2009	2 Months	
	3	Climate Change Strategy		26/09	September 2009	4 Months	
	4	Managing public spaces in the City				Not on FP	Administrative oversight – apologies from report author

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	5	Corporate Plan		50/09			Consequential to a previous Key decision
15 December 2009	1	Local Development Framework – Annual Monitoring Report		32/09	October 2009	3 Months	
	2	Future Arrangements for Safeguarding Adults in Derby		40/09	November 2009	2 Months	
	3	Street Lighting Efficiencies		49/09	December 2009	1 Month	
	4	Re-Provision of NHS Campus Accommodation		36/09	November 2009	2 Months	
	5	Demand for Community Legal Advice services in City				Not on FP	Consequential to a previous Key Decision
24 Nov 2009	1	Rent Levels and Housing Benefit Subsidy				Not on FP	Not on FP but Decision at Cabinet deferred
	2	Connecting Derby Friar gate Goods Yard				Not on FP	Consequential to a previous Key Decision
	3	Accommodation Strategy				Not on FP	Consequential to a previous Key Decision

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	4	Primary School Merger Proposals		09/09	August 2009	4 months	
BPF	5	Treasury Management progress report		46/09	December 2009	1 month	
27 Oct 2009	1	Kedleston Road Integrated Transport Scheme		19/09	September 2009	2 months	
	2	New Homes for Old: Strategic Review on Future Options for Care Homes for Older People		34/09	October 2009	1 month	
	3	LSC Transition Sub Regional Arrangements		33/09	October 2009	1 month	
	4	Street Pride				Not on FP	Street Pride report was an important report setting out the overall aims and objectives for addressing the Place Survey results around front line, street based services. The report was not on the forward plan as it was been created to integrate with the proposed Council restructure and transformation agenda and therefore was developed in a short timescale. At this stage the report only sought an in principal, agreement from Cabinet to start working up options.

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BPF	5	Corporate Restructure				Not on FP	As part of the Chief Executive's objectives set by all three party leaders, he was asked to complete a review of the structure of the organisation. This work started in October 2009 and the opportunity arose sooner than expected to bring a report to Cabinet outlining the key aspects of the review and the proposed changes to the overall organisational structure
	6	New Build Housing Phase 2	Urgent			Not on FP	The reason for this item being considered was the bidding documentation was made available very close to the deadline of 31 October 2009. The submission of bids was therefore extremely tight. It was appropriate to have Cabinet approval for the bid before its submission.
	7	Riverlights Development Agreement	Urgent			Not on FP	A decision was required in order to facilitate the handover of the bus station within the set timescales.

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29 Sept 2009	1	My Place				Not on FP	The bid had to be submitted to the Big Lottery by 30 September 2009.
	2	Retained School Balances		08/09	August 2009	2 months	
	3	Public Conveniences – A City Wide Strategy		13/09	August 2009	2 months	
	4	Disposal of Land – Part of the Former Merrill College Site		193/02	2002	> 4 months	
	5	Food Law Enforcement Plan		20/09	September 2009	1 month	
	6	Corporate Planning Framework				Not on FP	Consequential to a previous Key Decision