



Retrospective Scrutiny of Council Cabinet Key and Budget and Policy Framework decisions 28 September – 23 December

SUMMARY

- 1.1 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.
- 1.2 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).
- 1.3 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.
- 1.4 The Leader and Deputy Leader gave assurances that procedures would be tightened up and an audit trail be made available.
- 1.5 This report details the Key and Budget Performance Framework decisions taken by Council Cabinet during the period 28 September – 23 November 2010.
- 1.6 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.

- 1.7 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.
- 1.8 Since 29 January 2008 this report has been a regular standing item on the Scrutiny Management Commission's agenda. This enables the Commission to ensure that the Forward Plan is being used correctly by officers and helps all Commissions to plan their work programmes effectively.

RECOMMENDATION

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

REASONS FOR RECOMMENDATION

- 3.1 The Commission may determine that it is necessary to make recommendations to Council Cabinet about the upkeep of the Forward Plan as it is an important tool for all Overview and Scrutiny Commissions.

This report has been approved by the following officers:

Legal officer Financial officer Human Resources officer Service Director(s) Other(s)	
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For more information contact: Background papers: List of appendices:	Ellen Bird 01332 255599 e-mail ellen.bird@derby.gov.uk Forward Plans for period 28 September – 23 November 2010 Cabinet Agenda papers for the period 28 September – 23 November 2010 Appendix 1 – Implications Appendix 2 Table detailing entries in Forward Plan Appendix 3 Graph showing the length of time an item has been on Forward Plan
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IMPLICATIONS

Financial

- 1.1 None arising from this report

Legal

- 2.1 The Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations SI 2000/3272 govern the production and content of the Forward Plan. By the law it is prepared by the Leader and needs to include:
- (a) the issue on which the key decision is to be made;
 - (b) where the key decision maker is: i) an individual, give their name and title or where the decision maker is a decision making body, its name and a list of its members (ie the Council Cabinet);
 - (c) the date when, or the period within which, the key decision is to be made;
 - (d) the identity of the principal groups or organisations the key decision maker proposes to consult before taking the decision;
 - (e) the means by which the consultation at (d) is proposed to be undertaken;
 - (f) the steps any person may take to make representations to the Council Cabinet (or to an individual decision maker) about the issue to be decided and the date those steps need to be taken by; and
 - (g) a list of the documents submitted to the Council Cabinet (or individual decision maker) that relate to the forthcoming decision.

Personnel

- 3.1 None arising from this report

Equalities Impact

- 4.1 None arising from this report

Health and Safety

- 5.1 None arising from this report

Carbon commitment

6.1 None arising from this report

Value for money

7.1 None arising from this report

Corporate objectives and priorities for change

8.1 This report has potentially links with all Corporate Objectives.

Date of Council Cabinet Meeting	Name of Key or Budget and Policy Framework Item on which Cabinet decision was made	Forward Plan Item Number	Forward Plan in which item first appeared	Approximate time for which Item was available on Forward Plan	Urgent Item?	Reason why item not included on Forward Plan/ Urgency
23 Nov 2010	Proposed Merger of Redwood Infant and Junior Schools	13/10	Sept 2010	3 Months		
	2010/11 Treasury Management Strategy	22/10	October 2010	2 Months		
	Derby and Derbyshire Year of Culture	34/10	Nov 2010	1 Month		
	Controlling the Distribution of Free Printed Literature in Derby City Centre	36/10	Nov 2010	1 Month		
	Fair Access to Care Services	37/10	Nov 2010	1 Month		
	Fairer Contributions Policy	37/10	Nov 2010	1 Month		
	Council Care Homes for Older People	39/10	Nov 2010	1 Month		
	Future Housing Management and Repair Service				A126	The reason for this item being considered is that this issue is now in the public domain and its consideration at the November Cabinet will prevent unnecessary concern and uncertainty over a prolonged period for tenants, staff and other stakeholders.
	Proposed Sale of the Former Merrill Upper School Site					Consequential to a previous Key Decision
	Derby City Health and Well-being Board				A126	The proposal is in NHS White Paper. The Cabinet Member felt it would be useful to set up shadow board as part of the development process with NHS colleagues.
	Refuse Collection revised arrangements				A126	The Council Cabinet needs to make the decision at the November meeting in order for the large amount of work which needs to be done in reorganising the rounds to be completed in time for a start next financial year. This is required to deliver the projected savings

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						in response to the Comprehensive spending review.
	Derby City Council Regeneration Fund				A126	The reason for this item being considered is that Council Cabinet requested a further report on the detailed operation of the Regeneration Fund. Market circumstances are such that the Leader of the Council and Chief Executive wish to launch the fund as soon as possible
26 October 2010	Consultation on Local Transport Plan 3 Draft	67/09	March 2010	8 Months		
	Building Schools for the Future Final Business Case	09/10	August 2010	3 Months		
	Connexions Service Review	23/10	October 2010	1 Month		
	Employee Health and Fitness Membership Scheme	25/10	October 2010	1 Month		
	Housing Schemes with high Rent /Service Charges which lead to high levels of subsidy loss	04/10	July 2010	4 Months		
	Establishing the Future of Derby Museums	70/09	April 2010	7Months		
	Proposed Arrangements for Disposal and Redevelopment of Compulsory Purchased Properties to registered Social Landlord Partner	78/09	May 2010	6 Months		
	Streetpride Devolved Budgets to Neighbourhood Boards				A126	Spending plans for each of the wards need to be drawn up and put in place as soon as possible.

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	Quad				A126	Following the finalisation of the capital build programme last month all other outstanding issues needed to be regularised as soon as possible to provide them with certainty for the future.
	Moving Job Evaluation Project Forward				A126	We have reached a measure of agreement with the trade union side as to a way forward for our stalled single status project. We are conscious of the long delay to the project and both sides are anxious to move forward as quickly as possible.
28 September	Darley Abbey Regeneration Strategy	10/10	August 2010	2 Months		
	Primary Capital Strategy – Proposed Funding Revisions	12/10	Sept 2010	1 Month		
	Waste Management Contract	04/09	July 2009	3 Months		
	Retained school balances	16/10	Sept 2010	1 Month		
	Streetpride Response Times				A126	
	Approach to Corporate Planning for 2011/12 to 2013/14				A126	<p>The reason for this item being considered is that it is critical that the report on the corporate planning approach was considered in September because there were a number of recommendations that required attention for work on the Corporate Plan and business planning to commence...</p> <ul style="list-style-type: none"> Cabinet Members are asked to approve the revised arrangements for corporate planning for 2011/12 to 2013/14, including the adoption of the refreshed Sustainable Community

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						<p>Strategy 2011-2026 vision and outcomes.</p> <ul style="list-style-type: none"> To approve the inclusion of an additional priority outcome that emphasises internal improvements and delivering value for money. To note the changes made to the corporate planning approach moving from a focus on actions to indicators/measures. <p>The Corporate Plan is completed by March each year and for this deadline to be achievable drafting has to start in October and should be completed alongside budget proposals, business planning and the drafting of the new Sustainable Community Strategy 2011-2026.</p>
	Transforming Community Services – Universal Children's Organisational Form				A126	<p>The reason for this item being considered is that the paper is for information to Cabinet because NHS Derby City intends to progress with the transfer of Universal Children's Services across to Derby Children and Young Peoples Directorate as part of NHS Transforming Community Services as all NHS PCT's have to cease to be providers of services by 1 April 2011. On NHS Derby City fulfilling all appropriate quality assurance and risk assessments, the final decision is to be delegated to the Strategic Director of Children's Services in consultation with the Elected Member for Children and Young People.</p>
	Derby City Council Regeneration Fund				A126	<p>The reason for this item being considered is that we need to move quickly on the 3 items</p>

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						<p>recommended for early funding</p> <ul style="list-style-type: none"> ○ match funding for the ERDF application for Sadler Square, a decision on which is imminent from emda., ○ option agreement on 2 city centre sites to prevent them falling into private sector hands and then frustrating progress on city centre master plan schemes ○ Darley Abbey Mills, and the need to start a s a p on the stable block, agreements with the mill owners, and a show of our commitment to other partners in the World Heritage Site <p>Private sector developers whom we've spoken to about funding are anxious to get a decision and where relevant, to get started on site.</p>
	Leisure Facilities Strategy				A126	<p>The reason for this item being considered is that an opportunity to run a market test exercise in parallel with our own pieces of work on the previously approved Leisure facilities Strategy and hence the need for early approval.</p>
	Human resources – People Strategy 2010/15				A126	<p>We need to adopt a new People Strategy for the council as the existing strategy expired in March this year. The delay in promulgating this new version was caused by the need to make adjustments to accommodate the altered priorities of the new administration here in Derby in May and to accommodate the steeper than anticipated budget reductions determined by the new government. We need to adopt the new strategy without further delay in order to demonstrate our continuing commitment to equality and diversity for the purpose of assessment for Excellence against the Equality</p>

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						Framework and to support the HR business plan for 2010/11, publication of which is overdue. The trade unions have been consulted on the strategy. They have expressed concerns about aspects of the strategy but these concerns are not unexpected.
	The Rocket Site Bredsall					Consequential to a previous Key Decision

