



Council Cabinet Response to Scrutiny Recommendations

SUMMARY

- 1.1 This report outlines the recommendations made by the Executive Scrutiny Board to Council Cabinet and Council Cabinet's responses to these recommendations. The relevant responses have been extracted (and condensed where appropriate) from the Council Cabinet Minutes and included in Section 4 of this report.

RECOMMENDATION

- 2.1 To note the responses from Council Cabinet recorded in the Council Cabinet Minutes.

REASON FOR RECOMMENDATION

- 3.1 To ensure that the Executive Scrutiny Board receives a response from Council Cabinet to the recommendations made.

SUPPORTING INFORMATION

Council Cabinet Meeting of 04 October 2017

4.1 58/17 Recommendations from Corporate Scrutiny and Governance Board

The Council Cabinet considered a report on Recommendations from the Executive Scrutiny Board. The Board met and discussed items contained within the Council Cabinet Agenda. The report enabled the views and recommendations resulting from these discussions to be formally shared with Council Cabinet. These were submitted to Council Cabinet as Appendix 2, prior to commencement of the meeting.

Council Cabinet Decision

1. To receive the report and consider the recommendations alongside the relevant report.

Key Decisions

4.2 59/17 Special Educational Needs and Disability (SEND) Provision in Derby

The Executive Scrutiny Board recommended to Council Cabinet that:

1. any new SEND arrangements agreed post-consultation are not implemented until all conversions from Statements to EHCPs have been completed; and
2. a pathway clarifying the process for EHCPs for parents is included in the consultation documentation for SEND provision.

Council Cabinet Decision

1. To approve consultation on proposals to improve Derby's specialist provision for children and young people with Special Educational Needs and Disabilities.
2. To accept the recommendation of the Executive Scrutiny Board that:
 - any new SEND arrangements agreed post-consultation are not implemented until all conversions from Statements to EHCPs have been completed; and
 - a pathway clarifying the process for EHCPs for parents is included in the consultation documentation for SEND provision.

4.3 60/17 Proposal to Increase Schools Places at Murray Park School

The Executive Scrutiny Board resolved to note the report.

4.4 61/17 Development Related Highway Works: Financial Contribution in Lieu of Works in the Highway

The Executive Scrutiny Board resolved to support the proposals.

4.5 62/17 Revision to the National Non Domestic Rates Policy for the Award of Discretionary Rate Relief (DRR)

The Executive Scrutiny Board welcomed the changes to the revised National Non-Domestic Rates Policy.

4.6 63/17 Derby Performance Venue – Progressing the Project to the Next Steps

The Executive Scrutiny Board resolved to strongly recommend to Council Cabinet that:

1. The decision to commit and risk funds of £475k and decision to approve the Music and Performance Venue as the current preferred option for a new venue on the Assembly Rooms site should be deferred until a wider consultation exercise has taken place.

2. The wider consultation should:

- Involve the general public, local arts and theatre groups as well as other interested groups: and
- Include a full range of options as well as the 'preferred option' with full expectations, including transparency on cost and deliverability, to enable the public to understand and make fully informed choices.

Council Cabinet Decision

Having considered the recommendations of the Executive Scrutiny Board:

1. To note the conclusions of the feasibility work undertaken to date and, in light of financial viability and sustainability considerations, the emergence of the Music and Performance venue as the Council's preferred option for a new performance venue in the city centre.
2. To approve a consultation exercise which explains the advantages, disadvantages and the financial viability of the options considered, and seeks views of stakeholders and the public.
3. To delegate to the Strategic Director of Communities and Place, following consultation with the Cabinet Member for Regeneration and Economy and the Cabinet Member for Leisure, Culture and Tourism, to review the outcome of the consultation and the decision as to which option should be pursued.
4. To delegate to the Strategic Director of Communities and Place authority to undertake the following work in relation to the preferred option as per 3 above.
 - Seek tenders for operators of a new venue (taking into account the Council's emerging overarching strategy for delivery of leisure and culture);
 - Develop an outline design for the new venue and associated car park;
 - Explore additional funding opportunities from external public and private sources for the project.
5. To approve a budget of £500k to deliver the work described in 4 above and the additional consultation described in 2 above, funded from the Assembly Rooms insurance monies that form part of the Council's reserves.

4.7 64/17 Contract and Financial Procedure Matters

The Executive Scrutiny Board resolved to note the report.

4.8 65/17 City Council International Partnerships

The Executive Scrutiny Board recommended caution to Council Cabinet on the building expenditure of supporting these activities and that the Council should be more open and upfront about these costs, what we are doing to support the building of international partnerships and why.

Council Cabinet Decision

1. To note the report.
2. To note the recommendation of the Executive Scrutiny Board advising caution to Council Cabinet on the building expenditure of supporting these activities and that the Council should be more open and upfront about these costs, what we are doing to support the building of international partnerships and why.

OTHER OPTIONS CONSIDERED

5.1 None.

This report has been approved by the following officers:

Legal officer	N/A
Financial officer	N/A
Human Resources officer	N/A
Service Director(s)	N/A
Other(s)	David Walsh – Democratic Services Manager

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Background papers:	Council Cabinet Minutes and Reports 04 October 2017.
List of appendices:	Appendix 1 – Implications

IMPLICATIONS

Financial and Value for Money

- 1.1 Costs associated with implementing the recommendations associated with this report would need to be determined by relevant officers following decisions made by Council Cabinet.

Legal

- 2.1 Rule OS23 of the Council's Constitution relate are relevant to this report in its final submissions to Council Cabinet. Rule OS23 states that the Council or Council Cabinet shall consider the report of the overview and scrutiny board within one month of it being submitted to the proper officer.
- 2.2 Legal implications associated with implementing the recommendations associated with this report would need to be determined by relevant officers following decisions made by Council Cabinet.

Personnel

- 3.1 Personnel implications associated with implementing the recommendations associated with this report would need to be determined by relevant officers following decisions made by Council Cabinet.

IT

- 4.1 IT implications associated with implementing the recommendations associated with this report would need to be determined by relevant officers following decisions made by Council Cabinet.

Equalities Impact

- 5.1 Effective scrutiny benefits all Derby people and the very nature of the Scrutiny Board's work means that equality issues are addressed.

Health and Safety

- 6.1 None directly arising from this report.

Environmental Sustainability

- 7.1 None directly arising from this report.

Property and Asset Management

- 8.1 Asset management and acquisition implications associated with implementing the recommendations associated with this report would need to be determined by relevant officers following decisions made by Council Cabinet.

Risk Management

- 9.1 Risks management implications associated with implementing the recommendations associated with this report would need to be determined by relevant officers following decisions made by Council Cabinet.

Corporate objectives and priorities for change

- 10.1 Our aim is to work together so that Derby and its people will enjoy a thriving sustainable economy, good health and well-being and an active cultural life.