

MINUTES of a meeting of **CABINET** held on **2 February 2016** at County Hall Matlock

PRESENT

Councillor A Western (in the Chair)

Councillors D Allen, A Botham, D Collins, J A Coyle and P J Smith

Councillor B Lewis also attended the meeting

40/16 MINORITY GROUP LEADERS' QUESTIONS

There were no Minority Group Leaders' Questions.

41/16 CABINET MEMBER MEETINGS – MINUTES RESOLVED
to receive the non-exempt minutes of Cabinet Member meetings as follows:

- (a) Children's Services – 12 January 2016
- (b) Health and Communities – 12 January 2016
- (c) Strategic Policy, Economic Development and Budget – 12 January 2016

42/16 IMPROVEMENT AND SCRUTINY REVIEW OF 20 MPH SPEED LIMITS IN DERBYSHIRE Councillor K Gillott, Chair of the Improvement and Scrutiny Committee – Places, presented the final report of the Improvement and Scrutiny review of 20 MPH Speed Limits. The final report, a copy of which was attached as an Appendix to the report, gave details of the research, meetings and evidence gathering which informed the review and helped develop the outcomes and recommendations. Cabinet was asked to receive the report and to respond to the Improvement and Scrutiny Committee at its meeting on 18 May 2016, to indicate whether it wished to accept some, or all, of the recommendations

RESOLVED to (1) receive the final report of the review of 20 MPH Speed Limits and to submit a considered response to the recommendations at the meeting of the Improvement and Scrutiny – Places on 18 May; and

(2) note that, as the recommendations were implemented, progress would be monitored by the Improvement and Scrutiny Committee – Places of strategic intervals through the completed action plan to be provided to the Committee on 18 May 2016.

43/16 PENSION FUND INVESTMENT – MINOR STAFFING CHANGES (Council Services) The Strategic Director – Corporate Resources sought approval to revise the staffing structure of the Settlements Governance area of the Derbyshire Pension Fund's Investment Section.

Derbyshire Pension Fund was administered by the County Council under the Local Government Pensions Schemes Regulations 2013 and as well as investing money and making payments to the employees and pensioners of the County Council itself, the Fund was responsible for investing £3.5bn for the employees and pensioners of 170 local employers.

The Pension Fund had over the last fifteen years, built up a small but extremely specialised Financial Settlements Team which supported the work of the Investment Officer and the Fund Managers, who made the investment decisions that enabled the Fund Managers to invest with complete confidence knowing that the information they received from the Settlements Team was accurate, up to date and that each trade (bargain) they transacted would be settled competently. Failure to do so would lead to penalty charges, extra costs and reputational damage.

A new governance structure had been brought into effect by the Local Government Pension Scheme (LGPS) Governance Regulations 2015 which were intended to ensure better governance and improved accountability in the LGPS. Derbyshire's Local Pension Board was responsible for ensuring the effective and efficient governance administration of the Derbyshire Pension Fund, making it even more critical that the Investments Section administering the Fund, could prove that its processes were fully compliant.

The proposed changes would provide the best means of ensuring a flow of staff, by establishing two roles with on-job specialist training which could progress in time to more senior positions. The aim was to ensure a sound basis for the maintenance of the cost-effective arrangements in place. It was proposed that two new Business Services Officers, Grade 9, and two new Business Services Assistants, Grade 7, roles be established to carry out existing duties and fulfil the additional Governance responsibilities required by the recent Pension Fund legislation. This would allow the Investment Officer and Fund Managers to devote more time to investment research and decision making. As part of the restructure of the existing posts, the Business Services Assistant, Finance Manager and Treasury Management Accountant would be deleted, as detailed in the organisational chart set out at Appendix 1 to the report.

RESOLVED to agree the establishment of two new Business Services Officers posts and two Business Services Assistant posts within the Investments Team, to replace three and a half existing posts, as detailed in the report.

44/16 PROPOSED CREATION OF A NEW BUSINESS SERVICES OFFICER POST IN THE PENSIONS ADMINISTRATION TEAM FOR A FIXED-TERM OF THREE YEARS (Council Services) The Strategic Director – Corporate Resources sought approval for the establishment of a new three year fixed-term post entitled Business Services Officer in the Derbyshire Pension Fund Pensions Administration Team.

The Pensions industry generally, and the Local Government Pensions Scheme (LGPS) in particular, was going through a period of unprecedented change in terms of increased operational complexity along with greater scrutiny and more robust governance arrangements. It had been identified that, as well as requiring more resource focused on the core business of calculating and paying pensions, the Pensions Administration Team also needed an injection of certain new skills to enable it to meet its statutory requirements over the coming years, and to demonstrate compliance with the requirements of the Pension Regulator, the national body overseeing standards in the pensions industry. The proposed new post would be required to take on some of the existing duties from Team Leaders whose workloads had expanded and also take on project and tasks that did not necessarily require an LGPS background to be completed successfully. This would help take away some of the distractions from the specialist pension staff, enabling them to focus fully on the backlogs and on developing their skills and knowledge at the pace required to match the current rate of change.

In terms of new work, the postholder would lead on developing the new Derbyshire Pension Fund website, sourcing and facilitating training for internal staff and employing authority contracts, and working with employing authorities to ensure that they were carrying out their LGPS responsibilities promptly and accurately. Notwithstanding any further fundamental legislative changes, it was planned that, by April 2019, Pension Fund administration activity would be in a stable state and therefore the post was being proposed for a fixed-term of three years.

RESOLVED to approve the addition of the Business Services Officer post to the establishment of the Pensions Administration Team.

45/16 PROPOSAL FOR THE RE-ORGANISATION OF PRIMARY EDUCATION IN ASHBOURNE (Children's Services) The Strategic Director – Children's Services reported on the outcome of pre-publication consultation on the proposal for the re-organisation of primary education in Ashbourne and sought approval for the publication of a Statutory Notice to progress with the proposal.

In total, ten responses to the consultation were received and all expressed their support for the proposal, further details of which were presented in the report.

The proposal was subject to the School Organisation (Prescribed Alterations to Maintained the Schools) (England) Regulations 2013 and, although there was no longer a prescribed "pre-publication" consultation period for prescribed alterations, there was a strong expectation on schools and the Local Authority to consult interested parties in developing their proposal prior to publication as part of a duty under public law to act rationally and to take into account all relevant considerations. The next steps were to publish a statutory proposal with details of the new arrangement for primary

education in Ashbourne, the timescale implementation and the process for making comments on the proposals. This would be undertaken in term-time and responses sought from the widest range of statutory consultees and interested bodies. Publication would take place on 25 February 2016 and the outcome would be reported to Cabinet within two months of the closure of the publication period on 24 March 2016.

RESOLVED to (1) note the support expressed in the consultation for the proposals; and

(2) approve the publication of a Statutory Notice to progress the proposal for the re-organisation of primary education in Ashbourne.

46/16 OUTCOME OF THE CONSULTATION ON THE PROPOSAL FOR A NEW PRIMARY SCHOOL AT THE AVENUE, WINGERWORTH

(Children's Services) The Strategic Director – Children's Services reported on the outcome of consultation and the proposal to open a new school at the Avenue, Wingerworth.

In October 2015, Cabinet had agreed to a consultation on the provision of a new school to serve a housing development of around 1,000 houses at the Avenue, Wingerworth. Two key issues for the consultation were whether a new school should be provided for development and whether the opening of that school should be delayed until at least 2019, as before that date there was likely to be insufficient children living on the development to justify a new school. Details of the consultation process, the responses received and the response from the Local Authority were presented in the report.

RESOLVED to (1) note the responses to the consultation on the new primary school at the Avenue Wingerworth;

(2) approve the Principal of a new school to serve The Avenue; and

(3) keep the progress of the development under review and that a further report be received when sufficient information was available to set an opening date for the school, which would be in 2019 at the earliest.

47/16 SITE FOR PRIMARY SCHOOL PROVISION IN WIRKSWORTH

(Children's Services) The Strategic Director – Children's Services sought approval for the de-notification of an area of privately owned land identified as a future site for a primary school for Wirksworth and to notify an alternative site as a future location for a primary school.

A site for the provision of a new primary school in Wirksworth had been notified in the local plan for Derbyshire Dales District since 2005. The site was privately owned and the owner had approached the Local Authority to discuss the future of the site on a number of occasions. A plan to replace the two infant schools and junior school with a primary school on the site was

initiated under the Church of England's Private Finance Initiative in 2004-5, but did not come to fruition.

Arising from discussions with the Wirksworth had a Neighbourhood Action Group, a number of constraints on the site had been identified including both access and topography concerns. The Local Authority had been involved in discussions with the Head Teachers of the infant and junior schools who wished to work more collaboratively in the future and as part of this discussion had identified the need to consider a new potential location for a primary school. This had led to the proposal that the existing site should be de-notified and a more appropriate site should be notified within the Local Planning Authority's Core Strategy and Development Proposals for Wirksworth.

The site identified for notification as the new proposed site for a primary school was detailed at Appendix 1 to the report. Currently owned by Tarmac/Lafarge, the area had been identified and discussed by Officers with the Local Planning Authority for their view on its potential as a school location. Officers of the Local Planning Authority agreed that the current notified site of many issues of concern and that area identified for future notification could have a positive impact on the community and future housing development.

RESOLVED to approve (1) the de-notification of the site detailed at Appendix 1 as the proposed site for new primary school in Wirksworth and;

(2) the notification of the site detailed in Appendix 1 as the new proposed site for a new primary school in Wirksworth.

48/16 **EXCLUSION OF THE PUBLIC** **RESOLVED** that the public be excluded from the meeting during the consideration of the remaining items on the agenda to avoid the disclosure of the kind of exempt information detailed in the following summary of proceedings.

SUMMARY OF PROCEEDINGS CONDUCTED AFTER THE PUBLIC HAD BEEN EXCLUDED FROM THE MEETING

1. To consider Minority Group Leaders' Questions
2. To receive the exempt minutes of Cabinet Member meetings as follows:
 - (a) Children's Services – 12 January 2016
 - (b) Health and Communities – 12 January 2016
3. Report of the Strategic Director – Adult Care on the Framework Agreement for Low Level Support for Vulnerable Adults (Adult Social Care) (contains information relating to the financial and business affairs of any particular person, including the Authority holding that information).
4. Report of the Strategic Director – Adult Care and the Strategic Director Children's Services on Adult Care and Children's Services Joint Case Management System (Adult Social Care and Children's Services) (contains

information relating to financial and business affairs of any particular person, including the Authority holding that information).

5. Report of the Strategic Director – Economy, Transport and Environment on the Award of School Bus Contracts (PTU 158) (highways, Transport and Infrastructure)(contains information relating to the financial and business affairs of any particular person, including the Authority holding that information).

6. Report of the Assistant Chief Executive on the Distribution of “Your Derbyshire” – Award of Contract (Strategic Policy, Economic Development and Budget) (contains information relating to financial or business affairs of any particular person, including the Authority holding that information)