

Phil Norrey  
Chief Executive

To: The Chairman and Members of  
the Cabinet

County Hall  
Topsham Road  
Exeter  
Devon  
EX2 4QD

(See below)

Your ref :  
Our ref :

Date : 2 February 2017  
Please ask for : Rob Hooper, 01392 382300

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## **CABINET**

Friday, 10th February, 2017

A meeting of the Cabinet is to be held on the above date at 10.30 am in the Committee Suite - County Hall to consider the following matters.

P NORREY  
Chief Executive

## **A G E N D A**

### **PART I - OPEN COMMITTEE**

- 1 Apologies for Absence
- 2 Minutes  
Minutes of the meeting held on 11 January 2017 (previously circulated).
- 3 Items Requiring Urgent Attention  
Items which in the opinion of the Chairman should be considered at the meeting as matters of urgency.
- 4 Chairman's Announcements
- 5 Petitions
- 6 Question(s) from Members of the Council

### **FRAMEWORK DECISION**

- 7 Revenue Budget and Medium Term Financial Strategy 2017/18 - 2020/21 and Capital Programme 2017/18 - 2021/22 (Pages 1 - 24)

In expectation of the final local government settlement for 2017/18 being received in time allowing for proper analysis of that statement, the County Treasurer's Report on the Council's Budget for that year will be circulated as soon as it is available; the Cabinet will accordingly consider:

(a) Treasury Management Strategy

The Corporate Services Scrutiny Committee at its meeting on 24 January 2017 considered and endorsed the proposed Treasury Management and Investment Strategy for 2017/18 as set out in the County Treasurer's Report (CT/17/8) and as now embodied in the proposed budget papers below.

(b) Budget Consultations: Devon's Business Community, Representatives of Older People and the Voluntary Sector and Trades Unions and Results of the 'Tough Choices' online consultation and Town/Parish Council meetings

Report of the County Solicitor (CS/17/10) summarising responses and feedback received, attached.

(c) Scrutiny Committees' Recommendations

Minutes of the Joint (Health & Wellbeing, Place, People's and Corporate Services) Scrutiny meeting held on 30 January 2017 relating to the proposed detailed budgets for 2017/18, attached.

(d) Other Committees' Recommendations/Comments

Devon Education (Schools) Forum (Minute 30) – 16 January 2017 (attached).

(e) Impact Assessments

In the exercise of its Public Sector Equality Duty, the County Council must have full regard to and consider the impact of any proposals in relation to equalities prior to making any decisions and any identified significant risks and mitigating action required. A copy of the impact assessments for the 2017/18 budget has been circulated separately for Members' attention at this meeting and is also available at: <https://new.devon.gov.uk/impact/published/budget-setting-201718/> alongside any specific quality impact assessments referred to therein undertaken as part of the budget's preparation also available at: <https://new.devon.gov.uk/impact/published/>.

(f) Revenue Budget 2017/18, Medium Term Financial Strategy to 2020/21 and Capital Programme 2017/18 - 2021/22

Report of the County Treasurer (CT/17/11) (circulated separately) comprising:

		Introduction
Appendix A	-	Specimen Statement on Robustness of Budget Estimates and adequacy of the County Council Reserves
Appendix B	-	Revenue Budget 2017/18 and Medium Term Financial Strategy to 2020/21
Appendix C	-	Summary Revenue Budget 2017/18
Appendix D	-	Medium Term Financial Strategy 2017/18 -2020/21
Appendix E	-	Risk Analysis of Volatile Budgets
Appendix F	-	County Fund Balance and Earmarked Reserves for 2017/18
Appendix G	-	Capital Programme 2018/18 - 2021/22
Appendix H	-	Treasury Management and Prudential Indicators 2017/18 - 2021/22
Appendix I	-	Fees & Charges
		Detailed Revenue Budget & Capital Programmes

*Electoral Divisions(s): All Divisions*

*[NB: 1. Representations: Copies of any other representations received will be available at the meeting. 2. Interests: Members have been granted a dispensation to allow them to speak and vote in any debate on the setting of the Council Tax or Precept by virtue, for example, of being a resident of or a land or property owner in the administrative County of Devon or by being a parent or guardian of a child in a school or in receipt of services generally. However, any Member (or his/her spouse/partner) within the meaning of the Code of Conduct in receipt of social care or financial assistance from the Council must declare a disclosable pecuniary interest in that part of the business and withdraw from the meeting if such charges are discussed. If a Member has any other personal or conflict of interest as set out in the Council's Code of Conduct (i.e. representing the Council on a body which receives funding from the Council or being a Governor of a maintained school or a member of another public body/council) they need only declare that personal interest if they speak on that body/matter. The County Solicitor/Monitoring Officer will be available in the Committee Suite prior to the meeting should any member wish to discuss any declaration of interest or potential interests or, alternatively, Members may wish to contact her before then to discuss any issues]*

8 Heart of the South West - Devolution (Pages 25 - 34)

Report of the Chief Executive (CX/17/25) seeking approval to the process for the production of the HoSWD Productivity Plan and the establishment, in principle, of a Joint Committee with HoSWD Partners, attached.

*Electoral Divisions(s): All Divisions*

**KEY DECISIONS**

9 Admission Arrangements 2018/19 (Pages 35 - 60)

Report of the Head of Education & Learning (EL/17/1) on the proposed admission arrangements for community and voluntary schools and co-ordinated admissions schemes for state funded schools for 2018/2019, including in-year arrangements for 2017/18 and Education Travel Policy 2018/19, attached.

The proposed admission arrangements were considered and accepted by the School Organisation, Capital and Admissions Group (Devon Local Admissions Forum) on 10 January 2017.

*[NB: The Co-ordinated In-Year Admissions Scheme, the Normal Round Co-ordinated Admissions Scheme have been circulated to Cabinet Members and can be viewed on the Council's website at: [www.devon.gov.uk/admissionarrangements](http://www.devon.gov.uk/admissionarrangements)]*

*Electoral Divisions(s): All Divisions*

10 Tithebarn Link Road Phase (2(a), (2b) and Tithebarn Pedestrian/Cycle Bridge (Pages 61 - 68)

Report of the Head of Planning, Transportation & Environment (PTE/17/10) seeking approval to the scheme and estimate for the completion of the link road to the old A30, attached.

*Electoral Divisions(s): Broadclyst & Whimble; Pinhoe & Mincinglake*

**MATTERS REFERRED**

11 Place Scrutiny Committee: Agriculture Task Group (Pages 69 - 84)

The Place Scrutiny Committee on 10 January 2017 (Minute \*36) considered the Report of its Agriculture Task Group (CS/17/1), attached, and resolved that '(a) the Committee ... endorse the recommendations in the [Task Groups] Report for approval by Cabinet' and '(b) that a copy of the Report be submitted to the Secretary of State, Devon MPs and other appropriate bodies for endorsement'.

**Recommendation:** that the Task Group's Report be welcomed and the Cabinet Member Economy, Growth & Cabinet Liaison for Exeter be requested, in conjunction with Heads of Service to pursue the relevant recommendations with Government and other organisations and to take all necessary action to give effect to those recommendations relating to the County Council's functions.

12 Health & Wellbeing Scrutiny Committee: Fair Funding in the NHS Task Group (Pages 85 - 110)

The Health & Wellbeing Scrutiny Committee on 19 January 2017 (Minute \*48) considered the Report of its *Fair Funding in the NHS Task Group* (CS/17/3) reviewing the mechanics of the funding settlement for Clinical Commissioning Groups in Devon provided by Government and in commending it to Cabinet resolved that ‘.. *the Cabinet and the NHS in Devon be requested to endorse the report, make representations to Central Government to review the way in which the NHS is funded and agree to the Task Group - and then relevant Cabinet Member - seeking to present its Report direct to the Secretary of State for Health..* ‘ to make the case that the criteria upon which the funding formula is based should be amended to better reflect the needs of the population in Devon taking into account rurality, age of the population and a complete picture of the local health and social care cost

**Recommendation:** that the Task Group's Report be welcomed noting that it's contents had been warmly received by the Chairman of the House of Commons Health Select Committee as a thought provoking and timely piece of work and that the recommendations therein and summarised above be approved and actioned urgently.

13 Notices of Motion: Health Services in Devon and NHS Success Regime (Minute 82/12 October 2017) (Pages 111 - 114)

The Cabinet previously referred to the Health & Wellbeing Scrutiny Committee, for consideration alongside its previously planned consideration of the issues, the Notices of Motion submitted by Councillors Biederman and Greenslade (County Council Minutes 55 & 56 refer).

The Scrutiny Committee's deliberations on the work of its Task Group established to look at current NHS funding in Devon and the national funding formula have been considered elsewhere on this agenda.

The Cabinet is advised that in relation to the wider issues covered by the Notice of Motion the Health & Wellbeing Scrutiny Committee on 19 January 2017 (attended also by Members of the People's Scrutiny Committee) (attached) considered those aspects of the Notice of Motion relating to the Wider Devon Sustainability and Transformation Plan alongside a Report from the STP Team and a presentation by the Chief Executive Lead of that Team and CCG and County Council representatives and resolved:

*(a) that the Report by the STP Team be noted;*

*(b) that the decision to call for a 'pause' in the work of the Success Regime/STP process taken by the County Council on an all-party basis be also noted and that the County Council continue to press for this to happen;*

*(c) that as long as the Success Regime /STP process continues the County Council continues to consider and scrutinise the work being done;*

*(d) that the Success Regime/STP organisation publish a clear Statement of its proposed next steps, including a timetable as soon as possible;*

*(e) that Devon MPs be lobbied to act upon the Notices of Motions passed by Devon County Council and urge them to tackle NHS England and Government to halt the Success Regime/STP process and press for fair funding for Devon;*

*(f) that Devon MPs be also urged to back all party calls for a holistic review of NHS/Social care funding processes;*

*(g) that NHS England representatives be invited to a further meeting of Health and Wellbeing and People's Scrutiny Committees with a view to seeking an undertaking that surplus assets would be given back to the community.*

**Recommendation:** that the advice of the Health & Wellbeing Scrutiny Committee be accepted.

## **STANDING ITEMS**

14 Question(s) from Members of the Public

15 Minutes (Pages 115 - 122)

(a) Devon Education Forum – 16 January 2017, attached;

[NB: Minutes of the Devon Education (Schools) Forum are published at:  
<http://www.devon.gov.uk/schoolsforum.htm>]

16 Delegated Action/Urgent Matters (Pages 123 - 124)

The Register of Decision taken by Members under the urgency provisions or delegated powers will be available for inspection at the meeting in line with the Council's Constitution and Regulation 13 of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012. A summary of such decisions taken since the last meeting is attached.

17 Forward Plan

In accordance with the Council's Constitution, the Cabinet is requested to review the list of forthcoming business (previously circulated) and to determine which items are to be defined as key and/or framework decisions and included in the Plan from the date of this meeting.

[NB: The Forward Plan is available on the Council's website at:  
<http://democracy.devon.gov.uk/mgListPlans.aspx?RPId=133&RD=0&bcr=1> ]

## **MATTER FOR DECISION**

Nil

## **PART II - ITEMS WHICH MAY BE TAKEN IN THE ABSENCE OF THE PRESS AND PUBLIC**

Nil


## **MEMBERS ARE REQUESTED TO SIGN THE ATTENDANCE REGISTER**

*Notice of all items listed above have been included in the Council's Forward Plan for the required period, unless otherwise indicated. The Forward Plan is published on the County Council's website at <http://www.devon.gov.uk/cma.htm>*

*Notice of the decisions taken by the Cabinet will be sent by email to all Members of the Council within 2 working days of their being made and will, in the case of key decisions, come into force 5 working days after that date unless 'called-in' or referred back in line with the provisions of the Council's Constitution. The Minutes of this meeting will be published on the Council's website, as indicated below, as soon as possible.*

*Members are reminded that Part II Reports contain confidential information and should therefore be treated accordingly. They should not be disclosed or passed on to any other person(s).*

*Members are also reminded of the need to dispose of such reports carefully and are therefore invited to return them to the Democratic Services Officer at the conclusion of the meeting for disposal.*

<b>Membership</b>
Councillors J Hart (Chairman), B Parsons, S Barker, R Croad, A Davis, A Leadbetter, J McInnes, J Clatworthy and S Hughes
<b>Cabinet Member Remits</b>
Councillors Hart (Policy & Corporate), Barker (Adult Social Care & Health Services), Clatworthy (Resources & Asset Management), Croad (Community & Environmental Services), Davis (Improving Health & Wellbeing), S Hughes (Highway Management & Flood Prevention), Leadbetter (Economy, Growth and Cabinet Liaison for Exeter), McInnes (Children, Schools & Skills) and Parsons (Performance & Engagement)
<b>Declaration of Interests</b>
Members are reminded that they must declare any interest they may have in any item to be considered at this meeting, prior to any discussion taking place on that item.
<b>Access to Information</b>
Any person wishing to inspect the Council's / Cabinet Forward Plan or any Reports or Background Papers relating to any item on this agenda should contact Rob Hooper on 01392 382300. The Forward Plan and the Agenda and Minutes of the Committee are published on the Council's Website.
<b>Webcasting, Recording or Reporting of Meetings and Proceedings</b>
<p>The proceedings of this meeting may be recorded for broadcasting live on the internet via the 'Democracy Centre' on the County Council's website. The whole of the meeting may be broadcast apart from any confidential items which may need to be considered in the absence of the press and public. For more information go to: <a href="http://www.devoncc.public-i.tv/core/">http://www.devoncc.public-i.tv/core/</a></p> <p>In addition, anyone wishing to film part or all of the proceedings may do so unless the press and public are excluded for that part of the meeting or there is good reason not to do so, as directed by the Chairman. Any filming must be done as unobtrusively as possible from a single fixed position without the use of any additional lighting; focusing only on those actively participating in the meeting and having regard also to the wishes of any member of the public present who may not wish to be filmed. As a matter of courtesy, anyone wishing to film proceedings is asked to advise the Chairman or the Democratic Services Officer in attendance so that all those present may be made aware that is happening.</p> <p>Members of the public may also use Facebook and Twitter or other forms of social media to report on proceedings at this meeting. An open, publicly available Wi-Fi network (i.e. DCC) is normally available for meetings held in the Committee Suite at County Hall. For information on Wi-Fi availability at other locations, please contact the Officer identified above.</p>
<b>Questions to the Cabinet / Public Participation</b>
<p>A Member of the Council may ask the Leader of the Council or the appropriate Cabinet Member a question about any subject for which the Leader or Cabinet Member has responsibility.</p> <p>Any member of the public resident in the administrative area of the county of Devon may also ask the Leader a question upon a matter which, in every case, relates to the functions of the Council. Questions must be delivered to the Office of the Chief Executive Directorate by 12 noon on the fourth working day before the date of the meeting. For further information please contact Mr Hooper on 01392 382300 or look at our website at: <a href="http://new.devon.gov.uk/democracy/guide/public-participation-at-committee-meetings/">http://new.devon.gov.uk/democracy/guide/public-participation-at-committee-meetings/</a></p>
<b>Emergencies</b>
In the event of the fire alarm sounding leave the building immediately by the nearest available exit, following the fire exit signs. If doors fail to unlock press the Green break glass next to the door. Do not stop to collect personal belongings, do not use the lifts, do not re-enter the building until told to do so.
<b>Mobile Phones</b>
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<p>If you need a copy of this Agenda and/or a Report in another format (e.g. large print, audio tape, Braille or other languages), please contact the Information Centre on 01392 380101 or email to: <a href="mailto:centre@devon.gov.uk">centre@devon.gov.uk</a> or write to the Democratic and Scrutiny Secretariat at County Hall, Exeter, EX2 4QD.</p>
 Induction loop system available