

CABINET

10 February 2017

Present:-

Councillors J Hart (Chairman), J Clatworthy, S Barker, R Croad, A Davis, S Hughes, A Leadbetter, J McInnes and B Parsons

Members attending in accordance with Standing Orders 8 and 25

Councillors A Connett, T Dempster, B Greenslade, A Hannan, G Hook, R Hosking, J Owen and R Westlake

* 143 **Minutes**

RESOLVED that the minutes of the meeting held on 11 January 2017 be signed as a correct record.

* 144 **Items Requiring Urgent Attention**

There was no item raised as a matter of urgency.

* 145 **Chairman's Announcements**

There was no announcement by the Chairman at this meeting.

* 146 **Petitions**

There was no petition received from a Member of the Public or the Council.

* 147 **Question(s) from Members of the Council**

There was no question from a Member of the Council.

148 **Revenue Budget and Medium Term Financial Strategy 2017/18 - 2020/21 and Capital Programme 2017/18 - 2021/22**

(Councillors Connett, Dempster, Greenslade, Hannan, Owen and Westlake attended in accordance with Standing Order 25(2) and spoke to this item).

1. Treasury Management and Investment Strategy

The Cabinet noted that, at its meeting on 24 January 2017, the Corporate Services Scrutiny Committee (Minute *33 refers) had reviewed and endorsed the proposed Treasury Management and Investment Strategy for 2017/18 prepared in line with the CIPFA Code of Practice (CT/17/8). The Strategy, which had not changed from that adopted for the 2016/17 financial year, would inform the preparation and presentation of the Budget for 2017/18 and consequently:

It was **MOVED** by Councillor Clatworthy, **SECONDED** by Councillor Hart and

RESOLVED that the Treasury Management Strategy for 2017/18 previously considered and endorsed by the Corporate Services Scrutiny Committee be approved and incorporated in the 2017/18 budget.

2. Revenue Budget, Capital Programme & Medium Term Financial Strategy

The Cabinet also considered and had regard to:

(i) the Report of the Chief Executive (CS/17/10) summarising the outcomes of and comments/observations made at consultation meetings with representatives of Devon's Business Community, Trades Unions, representatives of Older People and the Voluntary Sector and through the *Tough Choices* on-line consultation and Town/Parish Council meetings;

(ii) the Minutes of the joint meeting of the Council's Scrutiny Committees held on 30 January 2017;

(iii) Minute 30 of the Devon Education (Schools) Forum held on 16 January 2017 relating to the budget;

(iv) an updated 2017/18 *Budget Impact Assessment*, circulated to all Members of the Council prior to the meeting and available at <https://new.devon.gov.uk/impact/published/budget-setting-201718/> alongside specific quality impact assessments referred to therein and undertaken as part of the budget's preparation;

(v) the Report of the County Treasurer (CT/17/9) (also circulated prior to the meeting in line with Regulation 7(4) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012)) on the Revenue Budget and Medium Term Financial Strategy for the period 2017/18–2020/21 and the Capital Programme for 2017/18–2021/22, including an assessment of the adequacy of reserves, a range of prudential indicators concerning the financial implications of the capital programme and an assessment of the risks associated with the budget strategy and how those would be managed, comprising in detail:

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 2017/18 - 2021/22
Appendix H	- Treasury Management and Prudential Indicators 2017/18 - 2021/22
Appendix I	- Fees & Charges
Detailed Revenue Budget & Capital Programmes	

In outlining the background to the preparation of the proposed budget the County Treasurer's Report indicated that, the final settlement not having yet been received, the draft budget had, for the first time, necessarily and properly been prepared on the basis of the provisional settlement figures. The Cabinet was assured that the budget before it was an effective and balanced budget based on the best information available at the time, which could be commended to the Council.

The provisional settlement had provided baseline funding for 2017/18 of £128,300,000 (a reduction of £23,300,000 or 15.4% from 2016/17) which had been complemented by grants and income as set out in the summary budgets now submitted.

Members attending under Standing Order 25 recognised the difficulties faced by the Council in setting a budget and welcomed both the approach being taken to prepare a budget based on the provisional settlement and the proposed increase in funding for adult social care,

notwithstanding this was a national issue that required a national solution. The Cabinet also acknowledged concerns expressed previously that the underlying position remained fundamentally the same and that, overall, Devon's provisional settlement still reflected historic low levels of funding with inadequate funding levels in a number of areas and as between urban and rural areas; the Government having not significantly responded to representations by the LGA and Shire Counties on the need for fairer funding in a number of service areas.

The Cabinet Member for Resources & Asset Management outlined the content and construction of proposed service budgets totalling £459,585,000 for the Council as a whole which included funding for service inflation and commitments of £43,026,000. To manage those combined pressures and set a budget within Government provisional targets, total savings of £22,229,000 would need also to be found in the 2017/18 budget. In this and the preceding 5 years, the Council had been required to make reductions in its budgets of £208,000,000 which, as with the proposed budget for 2017/18, had not been without risk - as was set out in full in the County Treasurer's Report (Appendix E) .

Members noted that the Report also indicated that while the Social Care Precept on Council Tax in 2016/17 had originally been set at 2% per annum for the period 2016/17 to 2019/20 inclusive, the terms of that additional precept had been altered to allow it to be increased by up to 3% per annum in 2017/18 and 2018/19 or 2% per annum over the remaining 3 years of the 'quadrennial' core spending period (i.e. on overall increase of up to 6%). The 2017/18 Public Health grant had been confirmed at £28,238,000 in line with expectations and while the Dedicated Schools Grant had increased to £477,4500,00 (from £461,800,000) Devon's schools remained among the most poorly funded in the Country.

The targets and draft budgets for each service area, as set by Cabinet and subsequently reviewed by the Council's Scrutiny Committees, were subject to different pressures and influences. Adult Care & Health services budgets were £216,493,000 providing for inflation and commitments of £26,936,000 and required budget savings of £8,190,000. Children's services budgets totalled £118,131,000 with inflation and commitments at £7,843,000 and required savings of £5,539,000. Communities, Public Health, Environment & Prosperity had a target of £35,203,000 incorporating inflation and commitments of £2,468,000 and savings of £576,000 needed. Highways, Infrastructure Development & Waste's target was £56,406,00 with inflation and commitments of £3,496,000 and required savings of £5,527,0000. Corporate Services' target budget was £33,352 including inflation and commitments of £2,283,000 required savings of £2,397,000.

In formulating the proposed budget, as now submitted, the Leader acknowledged the suggestions arising from the various consultations referred to above and to those issues raised by individual Scrutiny Committees; as referred to above. The Cabinet Member for Community and Environmental Services reiterated his willingness – as previously stated at the Place Scrutiny Committee - to review the proposed reductions in the contract prices for community composting in this discretionary element of funding through any future procurement exercise, possibly through a phased, more gradual, process.

Irrespective of the final settlement and any outstanding grants the Leader re-affirmed that the budget, as now constructed, was lawful and could be approved, that it was a balanced budget prepared on the basis of the best information available to the Council and confirmed also that it included a 3% increase in the Social Care precept for 2017/18 over and above any other allowable Council Tax increase (up to 2%) and that, as a consequence of Scrutiny Committees' representations referred to above, it also envisaged additional funding for:

	£
Highways: Rural Roads	2,000,000
Highways Drainage	500,000

The County Treasurer also confirmed that, in her view, the proposed budget represented a sound and achievable finance plan for 2017/18. A Band D Council Tax would, if the proposed budget was approved, increase by 4.99% to £1,267.92p.

The Cabinet acknowledged that a Budget 2017/18 Impact Assessment had been prepared previously and taken into account by Scrutiny Committees as part of their earlier deliberations together with those specific impact assessments undertaken as part of the budget's preparation or in relation to service reviews arising therefrom: to ensure all Members had all relevant information in having regard to the responsibilities placed upon the Council to exercise its Public Sector Equality Duty under s149 of the Equality Act 2010 when considering the proposed budget, its impact and any mitigating action required, prior to making a decision. The preparation of Impact Assessments was necessarily a dynamic process and that individual assessments for specific proposals may necessarily have to be developed and updated with time and an updated Impact Assessment had also subsequently been circulated on 7 February 2017 to all Members of the Council for the purpose of this meeting and the County Council on 16 February 2017 or at any subsequent meeting as referred to above.

The matter having been debated and the options and/or alternatives and other relevant factors set out in the County Treasurer's Report and/or referred to above, including the separate risk analyses set out therein:

It was **MOVED** by Councillor Clatworthy, **SECONDED** by Councillor Hart and

RESOLVED that it be recommended to the County Council:

(a) that it record its thanks for the views and comments received from the Council's Scrutiny Committees, the Devon Education Forum, the Devon Business Community, Trade Unions, the Voluntary Sector and all other consultees from the wider community during the extensive consultation, to which the Cabinet had had regard in formulating budget proposals;

(b) that while noting the provisional settlement for 2017/18 of £128,300,000 and recording its dissatisfaction at the failure of Government to announce the final settlement figure in time to enable its incorporation within the budget as now submitted, Cabinet recommends that should the final settlement be at variance from the provisional settlement any resulting shortfall or additional funding be taken from or added to the Budget Management Earmarked Reserve to be dealt with in the normal way and that the s151 Officer be authorised to give effect to this decision and make all necessary adjustments;

(c) that the detailed budgets outlined in Report CT/17/9 and contained in the summary budget booklet now circulated, being within the targets set, be approved;

(d) that the net budget of £489,494,000 set out in Appendix C to Report CT/17/9 be approved;

(e) that a 3% Adult Social Care Precept be set for 2017/18;

(f) that the Council Tax requirement for 2017/18 be set at £358,418,415.02;

(g) that the precepts required from each District Council in 2017/18 and the levels of Council Tax for each of the eight property valuation bands consequent upon the budget as amended by adjustments in collection in the current year be approved, as set out in Annex 1 to Appendix B of Report CT/17/9 and in the tables attached to these minutes;

(h) that the Medium Term Financial Strategy proposals for 2017/18 to 2020/21 as set out in Appendix D of Report CT/17/9 be approved;

(i) that the risk assessments set out in Appendix E to Report CT/17/9 and, in particular, the risks associated with containing costs and maintaining service provision against a background of significant budget reductions be noted and taken into account in determining the final service budgets, levels of reserves and Council Tax figure now recommended;

(j) that, subject to (b) above, the report on balances and earmarked reserves as set out in Appendix F to Report CT/17/9 be noted;

(k) that the Capital Programme for 2017/18 of £114,751,000 and its financing, as set out in Summary Tables A and B of Appendix G to Report CT/17/9 be approved;

(l) that approval be also given, for planning purposes, to the indicative capital programmes for 2018/19, 2019/20, 2020/21 and 2021/22 shown in Summary Table B of Appendix G to Report CT/17/9: those levels to be reviewed in light of the overall levels of revenue and capital resources available to the County Council for each year;

(m) that, as also recommended at 1 above, the Treasury Management and Investment Strategy for 2017/18 set out in Annex 3 of Appendix H of Report CT/17/9 be approved;

(n) that the Prudential Indicators for 2017/18 to 2021/22 contained in Appendix H to Report CT/17/9 be approved;

(o) that the Minimum Revenue Provision Strategy for 2017/18 also set out in Appendix H to Report CT/17/9 be approved;

(p) that the County Treasurer be authorised to effect movements between the separately agreed limits for borrowing and other long term liabilities;

(q) that changes to charges in relation to inflationary increases be agreed by the relevant Cabinet Member(s) in consultation with the County Treasurer;

(r) that changes to charges within Communities, Public Health, Environment and Prosperity Services and within Children's Services be also agreed by the relevant Cabinet Member in consultation with the County Treasurer.

[NB: All Members of the Council had been granted a dispensation to allow them to speak and vote in any debate on the setting of the Council Tax or Precept or any fees and charges arising therefrom as a consequence of simply being a resident of or by virtue 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 on any matter relating to school meals and school transport or in relation to the setting of members' allowances or by being a parent or guardian of a child in a care or in receipt of a state pension. The Impact Assessments referred to above are available at: <https://new.devon.gov.uk/impact/published/budget-setting-201718/>.]

149 Heart of the South West - Devolution

(Councillors Connett, Dempster, Greenslade, Hook and Westlake attended in accordance with Standing Order 25(2) and spoke to this item).

The Cabinet considered the Report of the Chief Executive (CX/17/25) on the process for the production of the HoSWD Productivity Plan and the establishment, in principle, of a Joint Committee with HoSWD Partners.

Devolution for the Heart of the South West (HotSW) was being led by Devon and Somerset County Councils, all Somerset and Devon Districts, Torbay Council, Plymouth City Council, Dartmoor and Exmoor National Parks, the Local Enterprise Partnership (LEP) and the three Clinical Commissioning Groups. This Group had become an informal partnership working towards a Devolution Deal with government to secure greater power and control and provide a stronger voice for the area. Regular updates on progress and key documents were provided on the Council's web page <https://new.devon.gov.uk/democracy/how-the-council-works/devolution/>

The Report outlined the proposed Productivity Plan which would replace the Local Enterprise Partnership's Strategic Economic Plan - providing the impetus for the recommendations now before the Cabinet. The Plan would be the key strategic document for partners to engage with Government on a range of investment opportunities and powers emerging from the Industrial Strategy and the National Infrastructure Fund.

The Report also reflected the position reached with the Government on a Combined Authority/Devolution Deal where, with no agreement currently in sight, constituent authorities were now being recommended to put in place an alternative formal collaboration arrangement at HotSW level, at the appropriate time, to maintain and take forward the momentum achieved by the partnership to date.

The suggested HotSW Joint Committee would provide a formal strategic partnership to complement and maximise the ability of local sub-regional arrangements to deliver its aspirations, allowing partners to collaborate to agree and deliver the Productivity Plan as well as engage effectively with the Government, other deal areas and other LEPs on a range of policy agendas, working together as a precursor to the establishment of a Combined Authority and working alongside and influencing the LEP on strategic investment decisions affecting the HotSW area and secure improvements to LEP governance and accountability.

Cabinet Members noted concerns expressed by those in attendance under Standing Order 25 at the existing underlying proposals for a devolution deal and its potential for a diminution of local democratic accountability and to the possible requirement for an elected mayor: a view not shared by the Cabinet or the HotSW Partnership. Further, and in considering the recommendations set out in the Chief Executive's Report, Members acknowledged that the new County Council would, after the elections in May 2017 have the opportunity to confirm this proposal and determine the detailed arrangements for the establishment, composition and administration of any Joint Committee established.

The matter having been debated and the options and/or alternatives and other relevant factors (e.g. financial, sustainability, carbon impact, risk management, equality and legal considerations and Public Health impact) set out in the Head of Service's Report and/or referred to above having been considered:

It was **MOVED** by Councillor Hart, **SECONDED** by Councillor Clatworthy, and

RESOLVED that the Council be recommended to:

(a) note the update about the HotSW Combined Authority/Devolution Deal proposals and that a Joint Committee, if established, would have responsibility for developing future 'deal' and combined authority proposals for recommendation to the constituent authorities;

(b) approve the proposals for the HotSW Productivity Plan preparation and consultation proposals with the Joint Committee, if established, having responsibility for approving and overseeing the implementation of the Productivity Plan;

(c) agree 'in principle' to the establishment of a HotSW Joint Committee with a Commencement Date of Friday 1 September 2017 in accordance with the summary proposals set out in Report CX/17/25; and

(d) confirm that the decision at (c) above would be subject to further recommendation and report to [to all constituent authorities] after the County Council elections in May 2017 to re-affirm the establishment of the Joint Committee, agree any 'constitutional arrangements' therefor, any 'Inter-Authority Agreement' setting out the support arrangements and appointing representatives to the Joint Committee and an Administering Authority.

* **150** **Admission Arrangements 2018/19**

(Councillors Connett, Hook and Westlake attended in accordance with Standing Order 25(2) and spoke to this item).

The Cabinet considered the 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 2018/19 and in-year arrangements for 2017/18 and the Education Travel Policy for 2018/19.

Statutory guidance issued in the School Admissions Code required admission authorities, including Councils, to consult annually upon admission arrangements and determine those by 28 February in each year. As the admissions authority for community and voluntary controlled schools and the administrator of the co-ordinated admission scheme the County Council had consulted with schools on all aspects of the admission arrangements relevant to community and voluntary controlled schools.

Any school which was an admission authority in its own right was responsible for its consultations. However the Council had once again, in the interests of streamlining the process, offered to host consultations for all such schools including those which had subscribed to the Council's Admissions Service or who had indicated their wish to participate in this exercise.

The list of consultees, means of consultation and issues raised or comments received during that consultation were summarised in the Head of Service's Report (Appendix 5) together with responses and recommendations. The number of responses received was again low - a number of which related to specific local admissions rather than the overall policy. That situation was consistent with neighbouring authorities. No substantial or significant changes were proposed to the current arrangements which were compliant with the statutory requirements of the School Admissions Code.

The Head of Service's Report recognised the complexity of the issues involved in devising policies to meet the needs of all categories of schools, satisfy parental preferences and comply with legislative requirements and contained some 10 detailed recommendations relating not only to the adoption of the admission criteria and countywide policies generally but also to a number of specific matters relating to individual schools affecting, inter alia, forms of entry and designated areas.

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

An Equality Impact Assessment had been completed as part of this decision making process which was referred to in the Head of Service's Report and available to all Members at www.devon.gov.uk/admissionarrangements, for the attention of Cabinet at this meeting. It recognised that the proposed admissions policy supported the principle of providing local places for children for local schools.

The matter having been debated and the options and/or alternatives and other relevant factors (e.g. financial, sustainable, equality, risk management and legal considerations) and public health impact set out in the Head of Service's Report and/or referred to above having been considered:

It was **MOVED** by Councillor McInnes, **SECONDED** by Councillor Hart, and

RESOLVED

(a) that the consultations undertaken on the proposed admission arrangements for 2018/19 and the outcome thereof be noted;

(b) that the proposed admission arrangements for Community and Voluntary Controlled Schools for September 2018 and the Planned Admission Numbers for Community and Voluntary Controlled Schools be now approved, in line with the recommendations referred to above and detailed in Report EL/17/1, and more particularly in Appendices 1-6, in respect of the:

- normal round co-ordinated admissions scheme for Primary and Secondary Schools;

- in-year co-ordinated admissions scheme for all Schools for 2017/18;
- admissions oversubscription criteria for Community and Voluntary Controlled (VC) schools (Appendix 1);
- the Education Transport Policy for 2018/19;
- Published Admission Numbers (PANs) for Community and VC Schools (Appendix 2);
- amendments to the catchment areas of Hazeldown, Bishopsteignton, Payhembury, Starcross, Cockwood and Kenn and Chudleigh CofE Primary Schools (Appendix 3);
- a further review of catchment areas with schools during 2017 using the existing network (Appendix 6);

(c) that approval be also given to the Fair Access Protocol (which provides for vulnerable children who would otherwise be out of school) being reviewed in consultation with Devon Schools during the summer term;

(d) that the timetable for the following year's admissions arrangements cycle set out at Appendix 4 to Report EL/17/1 be approved;

(e) that Cabinet agree not to introduce an admissions oversubscription priority for children attending a school-run nursery; and

(f) that delayed admission requests be dealt with in line with the existing Admissions Code, on case by case basis, and that all Admission Authority Schools be encouraged to adopt this approach (Appendix 6).

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

* **151 Tithebarn Link Road Phase (2(a), (2b) and Tithebarn Pedestrian/Cycle Bridge**

(Councillor Westlake attended in accordance with Standing Order 25(2) and spoke to this item).

The Cabinet considered the Report of the Head of of Planning, Transportation & Environment (PTE/17/10) seeking scheme and estimate approval for the completion of the Tithebarn Link Road to the old A30.

The scheme now proposed would see the completion of the Link Road, facilitating approved housing development at Tithebarn Green and Mosshayne in East Devon and mitigating the impact of traffic at the M5 Junction 29/A30, providing an alternative route for traffic travelling between Exeter and developments in the Growth Point area. The remaining section of road to be constructed was an extension of the existing road incorporating a revised drainage solution.

The scheme would also provide for new pedestrian/cycle bridge over the M5 which, in combination with high quality pedestrian/cycle facilities on the proposed link road would encourage short distance/local trips to be made sustainably.

Members noted that the delivery of these schemes had been made possible by successfully securing £4,037,000 of grant from Highways England's Growth and Housing Fund programme, complementing developer contributions.

The scheme in its entirety had previously been included in the infrastructure delivery plan, linked to the East Devon Local Plan scrutinised through the Examination in Public process. It has also been subject to formal consultation through the planning process where statutory consultees and public alike had been able to express their views. The plans had been approved as part of the outline planning permission for the Tithebarn Green development

(12/1291/MOUT). Local residents and businesses affected by the prohibition of motor vehicles on Blackhorse Lane, in particular, were satisfied with the proposals.

The Head of Service's Report also incorporated an Impact Assessment relating to the possible impacts of the proposal, which had been circulated previously for the attention of Members at this meeting in order that as part of its determination of the next steps in the process the Cabinet might have full regard to the responsibilities placed upon it to exercise its Public Sector Equality Duty, under s149 of the Equality Act 2010, where relevant. While that Assessment acknowledged that the environmental aspects of the proposals would be fully assessed through the separate Environmental Impact Assessment process the Head of Service was of the view that the scheme would make a positive impact through improving access for employment, residential and education and to recreational destinations, easing congestion and reducing queuing and journey times for all users with enhanced, safer, pedestrian and cycle facilities. No unmanageable impacts had been identified.

The matter having been debated and the options and/or alternatives and other relevant factors (e.g. financial, sustainability, carbon impact, risk management, equality and legal considerations and Public Health impact) set out in the Head of Service's Report and/or referred to above having been considered:

It was **MOVED** by Councillor Leadbetter, **SECONDED** by Councillor Hart, and

RESOLVED

(a) that approval be given to the Tithebarn Link Road Phase 2b scheme and Tithebarn Pedestrian/Cycle Bridge (shown on drawings A11008/72 and B.M.(5064)/100-T1) at an estimated cost of £5,200,000 subject to the Tithebarn Link Road Phase 2a scheme budget being increased from £2,228,000 to £2,460,000 to reflect the increased cost of additional drainage requirements, given a total revised estimate of £7,660,000;

(b) that approval be given to any Traffic Regulation Orders required being advertised and, if no objections are received, being made and sealed;

(c) that the Head of Planning, Transportation and Environment, in consultation with the Cabinet Member for Economy, Growth and Cabinet Liaison for Exeter and the local County Councillor(s), be authorised to approve minor amendments to the scheme design.

[NB: The Impact Assessment referred to above may be viewed at: <http://new.devon.gov.uk/impact/>].

* 152

Place Scrutiny Committee: Agriculture Task Group

(Councillors Connett, Hook and Westlake attended in accordance with Standing Order 25(2) and spoke to this item).

(Councillor Connett declared a personal interest in this matter by virtue of being a member of the Devon Association of Smallholders).

The Cabinet noted that the Place Scrutiny Committee had, on 10 January 2017 (Minute *36), considered the Report of its Agriculture Task Group (CS/17/1) and had 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*' .

In commending the Report to Cabinet, the Chairman of the Task Group also commented upon recent announcements by DEFRA on payments to farmers which illustrated the need for a better understanding of and approach to the issues, as suggested by the Task Group. He also expressed his gratitude to his fellow members of the Task Group and to those who had attended and given evidence to the Task Group. The Task Group's Report was due to be sent to all Devon MPs.

Members were also made aware of the outcome of a piece of research undertaken by the University of Plymouth commissioned by the HotSW on agricultural funding generally which complemented the work of the Task Group and could inform any on-going activity.

It was **MOVED** by Councillor Hart, **SECONDED** by Councillor Leadbetter, and

RESOLVED that the Task Group's Report be welcomed and the Cabinet Member for Economy, Growth & Cabinet Liaison for Exeter be requested, in conjunction with the Chairman of the Task Group and Heads of Service to pursue the relevant recommendations with Government and other organisations (including District Councils and National Park Authorities) and to take all necessary action to give effect to those recommendations relating to the County Council's functions.

* **153 Health & Wellbeing Scrutiny Committee: Fair Funding in the NHS Task Group**

(Councillors Greenslade and Westlake attended in accordance with Standing Order 25(2) and spoke to this item).

The Cabinet noted that the Health & Wellbeing Scrutiny Committee had 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. In commending it to Cabinet, that Committee had 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*'. The Scrutiny Committee had also recommended that the Chairman of the Task Group and relevant Cabinet Member should seek to present its Report direct to the Secretary of State for Health, to make the case more forcefully that the criteria upon which the funding formula was 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.

It was **MOVED** by Councillor Hart, **SECONDED** by Councillor Barker, and

RESOLVED that the Task Group's Report be welcomed (noting that its contents had previously 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.

* **154 Notices of Motion: Health Services in Devon and NHS Success Regime (Minute 82/12 October 2017)**

The Cabinet noted that having previously referred the Notices of Motion submitted by Councillors Biederman and Greenslade (County Council Minutes 55 & 56 refer) to the Health & Wellbeing Scrutiny Committee for consideration alongside its previously planned consideration of the issues, that Committee had considered those Notices of Motion at its meeting on 19 January 2017 (in the presence of Members of the People's Scrutiny Committee) and had 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.

It was **MOVED** by Councillor Hart, **SECONDED** by Councillor Clatworthy, and

RESOLVED that that the advice of the Health & Wellbeing Scrutiny Committee be noted and accepted.

[NB: See also Minute 153 above relating to the Cabinet's consideration of the Scrutiny Committee's Task Group established to look at current NHS funding in Devon and the national funding formula].

* **155** **Question(s) from Members of the Public**

There was no question from a Member of the public.

* **156** **Minutes**

It was **MOVED** by Councillor Hart, **SECONDED** by Councillor Clatworthy, and

RESOLVED that the Minutes of the Devon Education (Schools) Forum held in 18 January 2017 (excepting Minute 30 considered at Cabinet Minute 148 above) and any recommendations to Cabinet therein be noted.

* **157** **Delegated Action/Urgent Matters**

The Registers of Decisions taken by Members under the urgency provisions or delegated powers were 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 decisions taken since the last meeting had been published with the Agenda for this meeting. Decisions taken by Officers under any express authorisation of the Cabinet or other Committee or under any general authorisation within the Council's Scheme of Delegation set out in Part 3 of the Council's Constitution may be viewed at <https://new.devon.gov.uk/democracy/officer-decisions/>.

* **158** **Forward Plan**

In accordance with the Council's Constitution, the Cabinet reviewed the Forward Plan and determined those items of business to be defined as key and framework decisions and included in the Plan from the date of this meeting onwards reflecting the requirements of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 (at <http://democracy.devon.gov.uk/mgListPlans.aspx?RPId=133&RD=0>)

NOTES:

1. *These Minutes should be read in association with any Reports or documents referred to therein, for a complete record.*
2. *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.*
3. *The Minutes of the Cabinet are published on the County Council's website.*
4. *A recording of the webcast of this meeting will also be available to view for up to 12 months from the date of the meeting, at <http://www.devoncc.public-i.tv/core/portal/home>*

***DENOTES DELEGATED MATTER WITH POWER TO ACT**

The Meeting started at 10.30 am and finished at 12.02 pm

Appendix B Annexe 1

Precept and Council Tax

TOTAL SPENDING TO BE MET FROM COUNCIL TAX

	£'s
County Council Budget funded by District Councils' collection fund:	364,619,578.45
Net Surplus on Council Tax collection in previous years	-6,201,163.43
Total to be met from Council Tax precepts in 2017/18	358,418,415.02

EQUIVALENT NUMBERS OF BAND "D" PROPERTIES

District Council	Tax Base (Relevant Amount)	Tax Base Used for Collection	Collection Rate %
East Devon	58,234.00	57,477.00	98.70
Exeter	37,316.00	36,197.00	97.00
Mid Devon	28,445.02	27,876.12	98.00
North Devon	33,609.71	32,769.47	97.50
South Hams	38,142.47	37,379.62	98.00
Teignbridge	48,094.90	47,614.00	99.00
Torridge	23,656.79	23,420.22	99.00
West Devon	20,565.74	19,948.77	97.00
Total	288,064.63	282,682.20	98.13

COUNTY COUNCIL TAX DUE FOR EACH PROPERTY VALUATION BAND

Valuation Band	Government Multiplier Ratio	% of Band D	Council Tax £'s
A	6/9	66.7	845.28
B	7/9	77.8	986.16
C	8/9	88.9	1127.04
D	1	100.0	1,267.92
E	11/9	122.2	1,549.68
F	13/9	144.4	1,831.44
G	15/9	166.7	2,113.20
H	18/9	200.0	2,535.84

The County Council Tax for Band D represents an increase of 4.99% on the 2016/17 figure.

NET AMOUNT DUE FROM EACH DISTRICT COUNCIL IN 2017/18

District Council	Surplus (deficit) for 2016/17 £'s	Precepts Due 2017/18 £'s	Total due in 2017/18 £'s
East Devon	1,255,024.66	72,876,237.84	74,131,262.50
Exeter	754,531.00	45,894,900.24	46,649,431.24
Mid Devon	272,179.00	35,344,690.07	35,616,869.07
North Devon	328,008.77	41,549,066.40	41,877,075.17
South Hams	861,000.00	47,394,367.79	48,255,367.79
Teignbridge	1,081,134.00	60,370,742.88	61,451,876.88
Torridge	871,286.00	29,694,965.34	30,566,251.34
West Devon	778,000.00	25,293,444.46	26,071,444.46
	6,201,163.43	358,418,415.02	364,619,578.45

SUMMARY REVENUE BUDGET 2017/18

2016/17 Adjusted Budget £000	Changes £000	2017/18 Budget £000
197,747 Adult Care & Health	18,746	216,493
115,827 Children's Services	2,304	118,131
33,311 Communities, Public Health, Environment & Prosperity	1,892	35,203
33,466 Corporate Services	(114)	33,352
58,437 Highways, Infrastructure Development & Waste	(2,031)	56,406
0 County Council Election	1,500	1,500
0 Central Contingency - Apprenticeship Levy	692	692
5,935 Pension contribution shortfall	(4,935)	1,000
1,356 Insurance Provision	0	1,356
446,079 TOTAL SERVICE BUDGETS	18,054	464,133
44,261 Capital Financing Charges	(1,947)	42,314
7,078 Exeter Schools PFI Financing Charges	(478)	6,600
5,066 Exeter Energy from Waste PFI Financing Charges	0	5,066
2,796 Plymouth Energy from Waste PFI Financing Charges	0	2,796
(1,215) Interest on Balances	465	(750)
250 Revenue Support for Flood Prevention Works	0	250
488 Special Educational Needs	55	543
350 Council Tax Support Partnership	0	350
1,390 Dartington School	(570)	820
5,000 New Burdens Resilience	(5,000)	0
1,500 Bellwin Scheme Related Emergencies	0	1,500
550 Highway Safety Defects	(550)	0
450 Highway Drainage	50	500
1,000 Transformation	(1,000)	0
0 Highways Rural Roads	2,000	2,000
3,798 Spending from Reserves	1,912	5,710
463 Environment Agency - Flood Defence	46	509
326 Inshore Fisheries Conservation Authority (IFCA)	12	338
(3,798) Use of Reserves	(1,912)	(5,710)
0 Transfer from Budget Management Reserve	(11,600)	(11,600)
5,000 Contribution to Service Transformation Reserve	(3,000)	2,000
(488) Special Educational Needs Grant	(55)	(543)
(1,360) Business Rates Cap Compensation Grant	(78)	(1,438)
(2,820) Independent Living Fund (ILF)	27	(2,793)
(5,816) Education Services Grant	4,217	(1,599)
0 Education Statutory retained duties - schools contribution	(1,459)	(1,459)
(340) Local Service Support Grant	(48)	(388)
(5,370) New Homes bonus	709	(4,661)
(230) New Homes Bonus Adjustment Grant	(5)	(235)
(1,254) Small Business and Empty Property Rate Relief Grant	(385)	(1,639)
(7,409) Rural Services Delivery Grant	1,426	(5,983)
(2,823) Transitional Grant	12	(2,811)
0 Lead Local Authority Flood Relief Grant	(84)	(84)
0 Adult Social Care Support Grant	(3,592)	(3,592)
0 School Improvement Grant	(450)	(450)
0 Improved Better Care Fund	(200)	(200)
492,922 NET BUDGET (BUDGET REQUIREMENT)	(3,428)	489,494
Financed by:		
(57,700) Revenue Support Grant	25,255	(32,445)
(72,110) BRRS Central Government Top Up	(3,009)	(75,119)
(22,215) BRRS Local Element	1,589	(20,626)
960 Collection Fund (Surplus)/Deficit - BRRS	2,355	3,315
(6,324) Collection Fund Surplus - Council Tax	123	(6,201)
335,533 COUNCIL TAX REQUIREMENT	22,885	358,418

The 2017/18 Band D Council Tax is increased by 4.99% to £1,267.92

