

CABINET

12 December 2018

Present:-

Councillors J Hart (Chair), S Barker, A Davis, R Gilbert, S Hughes, A Leadbetter, J McInnes and B Parsons

Apologies:-

Councillor R Croad

Members attending in accordance with Standing Order 25

Councillors Atkinson, Connett, Hosking and Whitton

* 260

Minutes

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

RESOLVED that the minutes of the meeting held on 14 November 2018 be signed as a correct record.

* 261

Items Requiring Urgent Attention

There was no item raised as a matter of urgency.

* 262

Announcements

The Chair welcomed Mrs Mayes who was attending the meeting in her capacity as a Co-opted Member of the Council's Standards Committee to observe and monitor compliance with the Council's ethical governance framework.

* 263

Petitions

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

* 264

Question(s) from Members of the Council

In accordance with the Cabinet Procedure Rules, the relevant Cabinet Member responded to one question from a Member of the Council on rail stations in Devon and working with Network Rail and Government to upgrade and eliminate the problems faced by people with a disability.

[NB: A copy of the questions and answers are appended to these minutes and are also available on the Council's Website at <http://www.devon.gov.uk/dcc/committee/minutes.html> and any supplementary questions and answers may be observed through the webcast of this meeting – see Notes below]

FRAMEWORK DECISION

265 Heart of the South West - Local Industrial Strategy

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

(Councillor Davis declared a personal interest in this matter by virtue of being the Exmoor National Park representative on the Joint Committee).

The Cabinet considered the Report of the Chief Executive (CX/18/1) with proposals for the Governance arrangements relating to the Local Industrial Strategy, circulated prior to the meeting in accordance with regulation 7(4) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

The Cabinet noted that in January 2018, the HotSW Joint Committee had been formally established by the Councils and organisations involved since 2015 in the devolution partnership. The Report summarised the progress made by the Committee over recent months in key areas of activity and set out actions proposed in the coming months.

The achievements of the arrangements were detailed including influencing Government, a list of 'asks' of Government being set out in Appendix A to the Report, approval of the HotSW [Productivity Strategy](#) with three strategic themes to improve productivity, endorsement of the [Delivery Plan](#) (which incorporated current as well as future, planned activity, a [communications document](#) to summarise the Delivery Plan was used with local MPs, Ministers and senior Government officials, work to influence the 2019 Spending Review and the anticipated launch of the UK Shared Prosperity Fund, housing and a HotSW Housing Summit being held and a Housing Sector Task Force of strategic leaders and officers to develop a proposition to Government, work to secure a growth corridor study following discussions with the National Infrastructure Commission (NIC), the Brexit Resilience Opportunities Group, the establishment of the South West Peninsula Shadow Sub-National Transport Body (covering Somerset, Devon, Cornwall, Plymouth and Torbay) which would develop a sub-national Transport Strategy to work with Government to deliver investment in major transport infrastructure and the establishment of an independent Scrutiny Committee for the Local Enterprise Partnership.

The Report also outlined the next steps for the Joint Committee / LEP partnership to develop an investment framework for the Delivery Plan and review the roles and functions of both bodies through a governance review to acknowledge the revised and enhanced focus given to LEPs by the Government.

The inclusion of the HotSW LEP area in the second wave of areas to benefit from working with the Government to develop their Local Industrial Strategies (LIS) was a considerable achievement for the Joint Committee and the LEP, which would allow close working with Government to agree the long term transformational opportunities and focus on the foundations of productivity. The Joint Committee was ideally placed to provide both collective and Council level input into the development of the LIS, although final approval rested with the LEP.

The Joint Committee had monitored its budgetary position to provide assurance it was operating within budget. The Report included a summary of the Committee's current budget position for 2018/19, the Budget and Cost Sharing Agreement (B&CSA) and an indicative budget request for 2019/20 to Constituent Authorities.

The Cabinet noted that the Joint Committee had approved the B&CSA and all Section 151 Officers of the constituent authorities had been consulted on the contents.

The Council was being asked to approve a budget contribution of £10,500 as a minimum to cover the costs of administering the Joint Committee.

It was essential that the local authorities contributed to the development and approval of the LIS working in collaboration with the LEP, which was seen as a natural development of the Productivity Strategy and Delivery Plan for which the Joint Committee already had delegated authority. It was therefore appropriate to formally extend this authority to the development and approval of the LIS to the Joint Committee on behalf of the constituent authorities.

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

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

RESOLVED that the Cabinet recommends Council to:

(a) note the progress Report, setting out the work of the Heart of the South West (HotSW) Joint Committee since its establishment in March 2018;

(b) agree to delegate the development and endorsement of the HotSW Local Industrial Strategy (LIS) to the HotSW Joint Committee (noting that final approval of the HotSW LIS rests with the HotSW Local Enterprise Partnership (LEP) and the Government);

(c) agree the Budget and Cost-sharing Agreement attached as Appendix B to the Report;

(d) note that in accordance with the Budget and Cost-Sharing Agreement the Council will be asked to make an annual budgetary provision to meet the support costs of the Joint Committee in line with the 2018/19 contribution; and

(e) approve the sum of £10,500 as the Council's contribution for 2019/20 noting this total budget will only cover the basis cost of servicing the Joint Committee and that, an in-year request for additional budget in support of its work would be subject to approval of a business case and only made in the event that other funding sources could not be identified.

KEY DECISIONS

* 266 **Target Budget: 2019/2020**

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

The Cabinet considered the Report of the County Treasurer (CT/18/102) on the Target Budget, the current status of the provisional Local Government Settlement for the forthcoming year, preparation of the budget for 2019/2020 and affirmation of service expenditure targets, circulated prior to the meeting in accordance with regulation 7(4) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

The Report outlined that the setting of Budget Targets was the first step in the formal, Council wide, budget process. The Targets were set out in paragraph 5 of the Report and represented an overall increase of £14.4 millions or 3.0%.

The Cabinet also noted that the provisional Local Government Finance Settlement was due to be announced on the 6th December 2018 but had now been delayed to an unspecified date. It was hoped that the Provisional Settlement would be received in sufficient time to report to the next meeting of Cabinet on 9th January 2019.

The Report also updated the Cabinet on the Autumn Budget and that it contained additional funding for Local Government in both 2018/19 and 2019/20. The additional funding for the current year (2018/19) was of a Capital nature and was set out in the Report.

For 2019/20 the Chancellor had announced an additional £650 millions of Revenue funding for Adult and Children's Social Care: £410 millions was for a Social Care Support Grant that had been given in response to concerns nationally of pressures in Social Care, including Children's Social Care. The remaining £240 millions was a Winter Pressures Grant and would need to be pooled into the Better Care Fund but was specifically for Councils to spend on Adult Social Care.

In relation to the 75% Business Rate Pilots, whilst the Government (in the summer) had invited Local Authorities to apply, it had been hoped that the 2018/19 100% Pilots would be continued into 2019/20 but this was not the case. The Devon authorities had submitted a bid to join the new pilot scheme in 2019/20. The outcome had been expected as part of the Provisional Settlement, but this was also now delayed.

The proposed targets set out in the report (2019/20 Base Budget, £000's) were;

Adult Care & Health £232,599 (2.0%)
Children's Services £135,153 (9.4%)
Community Health, Environment & Prosperity £38,577 (0.7%)
Corporate Services £32,974 (-6.6%)
Highways, Infrastructure Development & Waste £54,547 (0.7%)

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

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

RESOLVED

- (a) that the additional funding, as outlined in the Chancellor's Autumn Budget, be noted;
- (b) that the delay in the announcement of the Provisional Settlement also be noted;
- (c) that the revenue spending targets for 2019/20, as set out in paragraph 5, be approved; and
- (d) that the Capital Programme be determined by the Cabinet on 15th February 2019.

* **267** **Review of Parking Exemptions for Care and Health Staff**

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

The Cabinet considered the Report of the Chief Officer for Highways, Infrastructure Development and Waste (HIW/18/93) on proposals to extend the Care Workers Parking Exemption Scheme and the management of permits, circulated prior to the meeting in accordance with regulation 7(4) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

The Cabinet noted that following the meeting of the South Hams Highways and Traffic Orders Committee (HATOC) on 6 July 2018, it had been identified that the current arrangements for Care Workers provided limited assistance in some communities, notably Kingsbridge and Dartmouth, the HATOC Committee resolved to ask Cabinet to review the County position on this exemption.

A consultation had been carried out (outlined in section 4 of the Report) to identify if there were specific locations or communities where the existing exemptions did not assist staff, and whether there was a demand for an extension to the scheme. 150 responses to the questionnaire showed clearly that an extension to the scheme would be welcomed.

The Report outlined proposals to extend care / support workers exemptions to assist in areas of highest demand by allowing access to yellow line (no waiting) restrictions when there was no parking available in other areas (such as limited waiting, residents parking, and pay & display bays). It was proposed that up to 1-hour parking would be permitted on a yellow line restriction (so long as there was no restriction on "loading") when undertaking a visit to a client.

The proposal would require a formal application and provision of an official permit. Permits would be issued for 12 months and would consist of 2 parts, a permit (including security features), and a timeclock similar to those found on blue badges. In benchmarking neighbouring Authorities (Appendix II) it was noted that similar permits ranged in price from £15 to £60, however, recognising the existing pressures on care services it was proposed to provide the permit without charge, with costs being met by the On-Street Parking Account.

The Cabinet noted that the effective management of care / support worker vehicles should enable improved accessibility which in turn would have a positive impact on equality and quality of life for those requiring support.

They further noted that the revised Exemption Scheme would require a new Traffic Regulation Order, which would need to be advertised and any objections considered.

The proposals put forward to develop the service were made based upon feedback from users to provide improved access to parking for care / support workers. It would also support the Parking Enforcement Service in the delivery of statutory parking enforcement duties, enabling efficient 'one stop' enforcement and ensuring the exemption was used by those undertaking appropriate activities.

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

it was **MOVED** by Councillor Hughes, **SECONDED** by Councillor Hart, and

RESOLVED

(a) that the revised Care Workers Parking Exemption Scheme described in Section 3, with the inclusion of an extended exemption, be approved; and

(b) that agreement to the new Traffic Regulation Order being advertised in order to implement the revised Care Workers Parking Exemption Scheme be approved, and that authority to resolve any objections be delegated to the Chief Officer in liaison with the Cabinet Member for Highway Management and the Cabinet Member for Adult Social Care & Health Services.

* 268

Residential Short Breaks for Disabled Children

(An item taken in accordance with the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 with the consent of the relevant Scrutiny Committee Chair on the grounds that any delay could severely impact upon service users).

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

The Cabinet considered the Report of the Chief Officer for Children's Services on proposals to bring 'in-house' for direct delivery, from 1st April 2019, the Residential Short Breaks Services for Disabled Children.

Children's Services in partnership with NEW Devon and South Devon and Torbay Clinical Commissioning Groups (CCGs) were responsible for commissioning a range of short breaks services for disabled children and the SEN Code of Practice (2015) required the Local Authority to publish this offer for families.

Cabinet noted their previous resolution (on 11th October 2017) to undertake an options appraisal for the service to consider the future delivery. The current service was provided under the Integrated Children's Service's contract provided by Virgin Care Ltd, which expired on the 31st March 2019.

Following a tender process in June 2018, despite market warming events showing good levels of interest, the first tender process had received no bids. Following feedback from potential bidders, changes were made to the tender pack, and a second tender process closed on the 1st November 2018. This tender resulted in one bid being received which was non-compliant and therefore excluded.

The Report outlined the various options (e.g. run another tender process and / or insource the service to the direct management of the Local Authority) and the varying levels of risk associated with each option.

The financial considerations were also highlighted including staffing issues, the original budget position for the contract over the three-year period 2019/20 to 2021/22 of £4.4 millions and the revised estimated budget requirement over the three years which could be as high as £6.7 millions. The Cabinet noted that the proposals were not without financial risk to the Authority. The aborted procurement and subsequent shortened timescales would delay implementation of service reconfiguration and could create potential budget pressures of £2.3 millions.

Cabinet noted that due to constrained timescales support service managers had not yet had opportunity to assess and quantify the corporate impact of bringing the service 'in-house' in terms of resource implications for support functions, IT and estates.

In addition, for the Local Authority to directly deliver short breaks services a range of governance steps would need to be taken such as registration with Ofsted and the appointment of oversight to a Responsible Individual.

In progressing this proposal, an Impact Assessment had been prepared which had been circulated to Cabinet Members for their attention at the meeting. This highlighted that bringing the service 'in-house' would retain all the potential positive impacts that would have been achieved through successful re-commissioning of the service. Quality monitoring and governance would be in place to promote service delivery which catered for the needs of children and young people with complex needs and disabilities from 0-18 years. This would support young people during transition and transition planning and would provide continuity and care for children and young people currently accessing the service.

Any service developments that resulted in any change to the current offer would undergo a full consultation and impact assessment. This would include communication and engagement with children and families, but could have the potential to increase choice and control, promote inclusion, independence and wider skills to enable disabled children to achieve the best outcomes over time.

The matter having been debated and the options and/or alternatives and other relevant factors (e.g. financial, sustainability (including carbon impact), risk management, equality and

legal considerations and Public Health impact) set out in the Chief Officer's Report and/or referred to above having been considered:

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

RESOLVED

(a) that, from the 1st April 2019, the Residential Short Breaks Services for Disabled Children be brought 'in-house' for direct delivery by the Local Authority; and

(b) that the Chief Officer for Children's Services, in consultation with the Cabinet Member for Children's Services and Schools, progresses the arrangements and puts in place the appropriate leadership and governance for the services.

The Impact Assessment is available alongside this Report and also on the Council's website at: <https://new.devon.gov.uk/impact>

MATTERS REFERRED

* 269 **Corporate Infrastructure and Regulatory Services Scrutiny Committee - Treasury Management Stewardship - Mid Year Position**

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

The Cabinet considered the Report of the County Treasurer (CT/18/99) outlining the Council's Treasury and Debt Management activities undertaken during the first half of 2018/19 in line with the CIPFA Code of Practice which had been considered and endorsed by the Corporate Infrastructure and Regulatory Services Scrutiny Committee on 27 November 2018.

The County Treasurer's Report had confirmed that there were no particular issues to draw to the attention of the Cabinet as part of that process.

In summary, the Report updated on the key matters arising from the Council's Treasury and Debt Management activities during the first seven months of the 2018/19 financial year, to enable Members to satisfy themselves that agreed policy had been implemented.

The Report outlined the Borrowing Strategy and its aims for 2018/19 to 2020/21, the implementation of the Borrowing Strategy in 2018/19, analysis of long term debt, implementation of the Investment Strategy 2018/19, the current position with the Minimum Revenue Provision (MRP) (a charge to make provision for the repayment of the Authority's external debt and internal borrowing), the Council's compliance with the Prudential Indicators as laid out in the CIPFA Code of Practice, and prospects for 2019/20.

In summary, the Report stated that no long term or short-term borrowing had been undertaken to date in 2018/19 and the expectation was that no new borrowing would be required during the remainder of the 2018/19 financial year; and that investment income had already exceeded the budget target of £1 million in 2018/19.

The matter having been debated and other relevant factors set out in the County Treasurer's Report and/or referred to above having been considered:

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

RESOLVED that the Mid-Year Stewardship Report for the 2018/19 financial year be noted and welcomed.

* **270** **Exeter Highways and Traffic Orders Committee - Travel to Work Plans (Minute 71 of 8 November 2018)**

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

The Cabinet considered the reference from the Exeter Highways and Traffic Orders Committee (Minute 71 of 8 November refers), where in considering the issue of travel to work plans and the role of the HATOC, as requested by Councillor Atkinson in accordance with Standing Order 23(2), the Head of Planning, Transportation and Environment had reported on work by a City and County Council Officer Group on accessible and simple travel to work advice and best practice planning guidance, a draft of which would be presented to the next meeting of the Committee.

The Chair of the HATOC had referred to the role of the Committee in promoting travel to work plans and best practice for existing and new employers, in accordance with the Local Transport Plan and Transport Strategy framework, therefore the Committee had **RESOLVED** *that the Cabinet be asked to consider the Terms of Reference of the Highways and Traffic Orders Committees so they could review Travel to Work Plans and promote best practice for both existing and new employers.*

The Cabinet Member highlighted that travel planning was an integrated and essential element of all planning applications, therefore built into the concept of the development and that the current approach to travel plan monitoring was robust and provided a comprehensive range of data where the Council could identify patterns of travel behaviour. Any further monitoring would not be cost effective and would require considerably more resources for very little gain.

Members discussed the role of travel plans in their general sense (business travel plans, schools plans etc) and how they dovetailed into the planning process and thereafter monitoring their effectiveness or otherwise.

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

RESOLVED that the Council continue the current process of providing best practice advice to planning applications, local plans and monitoring the overall impact of travel behaviour across the County which appropriately links land use, travel patterns and planning (including travel plans) and the ongoing service works well and is not necessary within the terms of reference of the HATOCs.

* **271** **North Devon Highways and Traffic Orders Committee - On-Street Parking Restrictions in South Molton (Minute 42 - 13 November 2018)**

The Cabinet noted that at its meeting on 13 November 2018, the North Devon Highways and Traffic Orders Committee (Minute 42), considered the matter of on-street parking restrictions in South Molton, an item taken as a matter of urgency under Section 100B (4) of the Local Government Act 1972).

In discussing the matter, the Chair of the Committee had referred to the need for a holistic review of on-street parking in the Town. The Committee also noted the resource issues involved and **RESOLVED** *that a review of on-street parking in South Molton be undertaken by Officers in consultation with the Town Council and local County Councillor, subject to the availability of resources and that the Cabinet be requested to allocate additional resources for holistic parking reviews generally for Towns, as appropriate.*

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

RESOLVED that the North Devon HATOC, consider the holistic parking review of South Molton, as their priority for the HATOC waiting restrictions programme for 2019/2020, unless it is likely to be largely self-financing, in which case additional resources will be found and funded through the on-street parking account.

* **272** **North Devon Highways and Traffic Orders Committee - Speed Limits: Mondeo Way, Barnstaple; and Hamlet of Eastleigh and Holmacott, and Newton Tracey (Minute 46 - 13 November 2018)**

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

The Cabinet noted that at its meeting on 13 November 2018, the North Devon Highways and Traffic Orders Committee (Minute 46), considered this matter, as requested by Councillor Biederman, in accordance with Standing Order 23(2).

The Chief Officer for Highways, Infrastructure Development and Waste had reported on the national speed limit guidance, the work of the Scrutiny Task Group who were reviewing current local and national speed limit policy for report in due course, the Speed Compliance Action Review Forum (SCARF) process and the lack of road casualty records for the location.

The Committee had **RESOLVED** that Officers consider further options but that the Cabinet be requested to (b)(i) *consider and review the speed limits and safety on the rural road network in Devon and write to Devon's MPs urging that they lobby Government to publish without further delay the long awaited Green Paper on Speed Limit Guidance; and (ii) ask the Chief Constable and the Police and Crime Commissioner to adopt a proactive approach to address reckless and dangerous driving on the rural road network in Devon.*

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

RESOLVED that Cabinet notes the views of the North Devon HATOC, with regard to their concerns on speed limits and refers the matter to the Corporate, Infrastructure and Regulatory Services Scrutiny Committee Task Group looking at speed limits for their consideration.

* **273** **Health and Adult Care Scrutiny Committee - Rapid Response Spotlight Review (Minute 97 of 22 November 2018)**

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

The Cabinet noted that at its meeting on 22 November 2018, the Health and Adult Care Scrutiny Committee had considered the Report relating to the spotlight review on Rapid Response which covered how the Rapid Response system should work, how it was working, identification of pressure points in the system and any actions that might ameliorate them.

The Chair of that Review had also highlighted the increased national profile of the Rapid Response service given the recently announced Government plans.

The Committee had **RESOLVED** *that the Spotlight Review be welcomed, and the recommendations be commended to the Cabinet, subject to minor revisions to the wording and deletion of recommendation 2.4 and substitution thereof with 'That consideration be given to provide a comprehensive description of the amount and type of community health and social care required at a local level'.*

The amended Report was circulated for the attention of Members at this meeting.

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

RESOLVED

(a) that the Health and Adult Care Scrutiny Committee be thanked for its Spotlight Review and associated Report and that the amended recommendations of the Review, as outlined above, be endorsed; and

(b) that the relevant Cabinet Member and Head of Service for Adult Care Operations and Health be asked to take forward the Report and progress / co-ordinate the recommendations contained therein, engaging other partners as necessary.

* **274** **Children's Scrutiny - Commissioning Liaison and Future Activity (Minute 90 of 26th November 2018)**

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

The Cabinet noted that at its meeting on 26th November 2018, the Children's Scrutiny Committee had considered a Report of the Commissioning Liaison Scrutiny Member (CS/18/43) which updated the Committee on current and future Children's Services commissioning activity.

A number of recommendations had been made within the Report, including Members being involved in the engagement processes for disabled children, families and professionals in advance of the community based short breaks tender, that a programme of involvement and oversight of new contracts be determined, with opportunities for Members to visit services and shadow commissioning officers, that services that had been re-commissioned in 2017/18 such as Advocacy, Young Carers and Childrens Centres be considered for quarter 3 and 4 of 2018, and that following this, services that were commissioned in 2018 be considered in Quarter 1 and 2 of 2019 such as Homelessness Prevention and Residential Childrens Homes Framework Contract.

The Committee had **RESOLVED** *that the work of the Commissioning Liaison Members be welcomed, and the recommendations as outlined in the Report regarding the oversight of future commissioning activity be supported by the Committee and also drawn to the attention of the Cabinet.*

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

RESOLVED that the activity of the Commissioning Liaison Members be welcomed and the recommendations relating to Member involvement in future Children's Services commissioning activity, as outlined above, be supported and endorsed.

OTHER MATTERS

* **275** **Devon Safeguarding Adults Board Annual Report 2017/2018**

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

Ms Sian Walker, Independent Chair of the Devon Safeguarding Adults Board, attended and spoke at the invitation of the Cabinet to present the Board's Annual Report.

The Cabinet received the Annual Report of the Devon Safeguarding Adults Board charting progress within Devon of national expectations and safeguarding activity. This included the 2017/18 priorities of improving people's experience of safeguarding and delivery of "Making Safeguarding Personal" across all partners, the prevention of harm and neglect in care and

health services and improving awareness and application of the Mental Capacity Act (MCA) and Best Interests for people.

It also reported on the work of the DSAB sub groups such as the Mental Capacity Act, the Safeguarding Adults Review Core Group, the Learning and Improvement Group, Operational Delivery and Community Reference Group.

Furthermore, the Report outlined the 2018-19 Business Priorities which included ensuring that people in Devon felt safer, protecting people from harm by proactively identifying people at risk, whilst promoting independence and increasing the legal literacy of practitioners in respect of the MCA.

The Report concluded with the key achievements that had been made with partner agencies including the Police, the Council, Healthwatch Devon, Devon, the Dorset and Cornwall Community Rehabilitation Company, HM Prison Exeter, Probation Service, Public Health Devon, Clinical Commissioning Groups, NHS and Ambulance etc.

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

RESOLVED that the Report be welcomed and Cabinet place on record its thanks to the Chair and those involved in the production of the Report.

[NB: The Safeguarding Board Annual Report will also be available, alongside other documentation, such as Safeguarding reviews at:

<https://new.devon.gov.uk/devonsafeguardingadultsboard/>

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

There was no question from a Member of the public.

* **277** **Minutes**

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

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

RESOLVED that the Minutes of the following and any recommendations to Cabinet therein be approved:

Devon Audit Partnership – 12th November 2018
Standing Advisory Council on Religious Education – 15th November 2018
Farms Estate Interviewing Committee – 19th and 20th November 2018
Devon Education Forum – 20th November 2018

* **278** **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/>

* **279** **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 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 11.54 am



**QUESTIONS FROM MEMBERS OF THE COUNCIL
Wednesday 12 DECEMBER 2018**

**1. QUESTION FROM COUNCILLOR G HOOK
Re: Disabled Access at Railway Stations**

A recent survey stated that 40% of the rail stations in the country were unfit for use by the disabled.

What proportion of Devons rail stations fail the "disability test"?

Will the Council work proactively with Network Rail and Central Government to upgrade Devons rail stations and eliminate the problems faced on a daily basis by the disabled?

REPLY BY COUNCILLOR DAVIS

Of the 40 stations in the Devon County Council area on the national rail network, 26 have step-free access. Dawlish station is also accessible when the station is staffed; Network Rail are installing lifts at Totnes which will improve access at this station. Compared to the national average quoted as 60% of stations being accessible, in Devon 65% of stations are accessible, while over 90% of passenger journeys are made from accessible stations.

The responsibility for improving access to stations lies with Network Rail, DfT and the train operators. Devon County Council has recently written to support Great Western Railway's bid to the Department for Transport (DfT) for Access for All funding which would improve accessibility at Dawlish and Teignmouth rail stations.

