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To: The Chair and Members
of the Cabinet

County Hall
Topsham Road
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Date: 1 September 2020

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CABINET

Wednesday, 9th September, 2020

A meeting of the Cabinet is to be held on the above date at 10.30 am at Virtual meeting. To view and watch the meeting, the link will appear below in due course. to consider the following matters.

Phil 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 8 July 2020 (previously circulated).

3 Items Requiring Urgent Attention

Items which in the opinion of the Chair should be considered at the meeting as matters of urgency.

4 Announcements

5 Petitions

6 Question(s) from Members of the Council

FRAMEWORK DECISION

NIL

KEY DECISIONS

7 Budget Monitoring - Month 4 (Pages 1 - 4)

Report of the County Treasurer (CT/20/65) outlining the Budget Monitoring Position at Month 4, attached.

Electoral Divisions(s): All Divisions

8 Annual Market Sufficiency Report - Adult Social Care Report (Pages 5 - 24)

Report of the Joint Associate Director of Commissioning (ACH/20/126) outlining the Market Sufficiency Position Statement (Adults) for 2020, attached.

The Impact Assessment that was carried out in January 2020 is still valid and can be found on the [Impact Assessment Website](#).

Electoral Divisions(s): All Divisions

9 Proposed Extension of Shared Services Arrangement for Trading Standards (Pages 25 - 52)

Report of the Head of Trading Standards (EES/20/3) seeking approval of a Proposed Extension of Shared Services Arrangement for Trading Standards, attached.

An Impact Assessment is also attached for the attention of Members at this meeting.

Electoral Divisions(s): All Divisions

MATTERS REFERRED

10 Corporate Infrastructure and Regulatory Services Scrutiny Committee - Virtual Meetings

In considering the matter raised under Standing Order 25 in relation to Virtual Meetings and the discussion of the Committee regarding the merit in allowing flexibility to continue with Virtual Meetings, the Corporate Infrastructure and Regulatory Services Scrutiny Committee at its meeting on 24 June 2020 (Minute 185 refers), RESOLVED '*that the Cabinet be requested to write to Secretary of State to permanently change the law to enable virtual meetings to be a fixture of the effective running of local decision making for Local Authorities as this will support the most effective local decision making and action and further support green initiatives and carbon reduction*'.

Recommendation

That Cabinet note there are conversations with both the Local Government Association (LGA) and Association of Democratic Services Officers (ADSO) in terms of the future of meetings and flexibility moving forward and because this issue is the subject of a Notice of Motion from Council on 23 July 2020, it will be considered under the next agenda item.

Electoral Divisions(s): All Divisions

11 Notice(s) of Motion (Pages 53 - 74)

The following Notices of Motion submitted to the County Council by the following Councillors have been referred to the Cabinet in accordance with Standing Order 8(2), to refer it to another committee or make a recommendation back to the Council:

- (a) Virtual Meetings and their Future (Councillor Biederman)
- (b) Diversity and Council Policy (Councillor Connett)
- (c) Black Lives Matter (Councillor Wright)
- (d) A Better Future For Local Government - Leadership and Finances (Councillor Hannaford)

Recommendations of the Cabinet in response to the Notices Of Motion

Virtual Meetings and their Future

That it be noted that the Council has committed to holding remote meetings for the remainder of this year. However, in light of the wider issues raised in terms of budgets, climate change and the environment, the Procedures Committee be asked to produce a Report responding in full to the issues raised by the Motion, including any national debates on this matter.

Diversity and Council Policy

That Council be recommended to:

- (a) *Support current and planned activities which help to:*
 - (i) *Enable everyone in Devon to participate in, and contribute, to its society, economy, and communities;*
 - (ii) *Remove barriers; and*
 - (iii) *Tackle prejudice and inequalities.*
- (b) *Request a peer challenge, based on the LGA "Local Government Equality Framework".*
- (c) *Encourage all mechanisms that would increase of the diversity of Councillors.*
- (d) *Supports all Members to actively engage with BAME people and organisations;*
- (e) *Provides advice and support to schools on how they can support students understanding of BAME experiences, their history and contributions; and*
- (f) *Notes that Members' Locality Budget Fund can be used to support the diverse needs of all local communities.*

Black Lives Matter

That Council be recommended to:

- (a) Support Members to find and take opportunities to promote and celebrate the role and work in Devon by BAME people past and present;*
- (b) Support and encourage Members to engage with BAME people;*
- (c) Note that the streetnames etc are the responsibility of District Councils, however, should the County Council be involved in any such processes, the LGA guidance will be followed;*
- (d) Encourage Schools, Settings, DCC Babcock LDP to write a 'Position Statement' in reference to the Black Lives Matter campaign and post clearly on their website;*
- (e) Write to the Secretary of State for Education urging him to write to schools encouraging them to;*
 - i. Capture the voice of children, young people and consider how their practices and structures will change in response to the recent Black Lives Matter movement;*
 - ii. Ensure that the school environment and curriculum delivery allows all students to see themselves reflected and included; and*
 - iii. Reflect on how they challenge historic and persisting racist ideas and to how they celebrate diversity*

A Better Future For Local Government - Leadership and Finances

That Council be asked to:

- (a) Note the Reports contained within the appendix of the briefing report; and*
- (b) Will carefully consider the detail of any proposals in the forthcoming Devolution and Local Recovery White Paper when determining what actions it may wish to take to best meets the needs and interests of the people of Devon.*

Electoral Divisions(s): All Divisions

STANDING ITEMS

12 Question(s) from Members of the Public

13 Minutes

Minutes of the bodies shown below are circulated herewith for information or endorsement as indicated therein (i.e. any unstarred minutes):

Minutes of [County Council Committees](#) are published on the website:

Minutes of the [Devon Education \(Schools\) Forum](#):

Minutes of the [South West Waste Partnership](#)

Minutes of the [Devon & Cornwall Police & Crime Panel](#)

- a Devon Audit Partnership Committee - 14 July 2020 (Pages 75 - 78)
- b Farms Estate Interviewing Committee - 27 July 2020 (Pages 79 - 80)
- c Farms Estate Interviewing Committee - 10 August 2020 (Pages 81 - 82)

14 Delegated Action/Urgent Matters

The Register of Decisions taken by Members under the urgency provisions or delegated powers is available on the website in line with the Council's Constitution and Regulation 13 of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012. The decisions taken and associated information can be found [here](#).

15 Forward Plan (Pages 83 - 94)

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.

([The Forward Plan is available on the Council's website](#))

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

NIL

Members are reminded that Part II Reports contain exempt information and should therefore be treated accordingly. They should not be disclosed or passed on to any other person(s). They need to be disposed of carefully and should be returned to the Democratic Services Officer at the conclusion of the meeting for disposal.

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For the terms of reference for any Committee, please [visit the Committee page](#) on the website and click on the name of the Committee. Under purpose of Committee, the terms of reference will be listed. Terms of reference for all Committees are also detailed within Section 3b of [the Council's Constitution](#).

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Declarations of Interest for Members of the Council

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Induction Loop available

