

# Cabinet

**Tuesday 18 January 2011**

## **PRESENT:**

Councillor Mrs Pengelly, in the Chair.

Councillor Fry, Vice Chair.

Councillors Bowyer, Brookshaw, Jordan, Michael Leaves, Sam Leaves, Monahan, Mrs Watkins and Wigans.

Also in attendance: Barry Keel (Chief Executive), Carole Burgoyne (Director for Community Services), Colin Moore (Assistant Director for Lifelong Learning), Anthony Payne (Director for Development and Regeneration), Paul Barnard (Assistant Director for Planning Services), Katie Fry (Spatial Planning Officer), Richard Grant (Spatial Planning Coordinator), Clive Perkin (Assistant Director for Transport), Melanie Starr (Spatial Planning Coordinator) and David Taylor (Spatial Planning Coordinator).

Apology for absence: Bronwen Lacey (Director of Services for Children and Young People).

The meeting started at 2pm and finished at 2.55 pm.

*Note: At a future meeting, the Cabinet will consider the accuracy of these draft minutes, so they may be subject to change. Please check the minutes of that meeting to confirm whether these minutes have been amended.*

## 89. **DECLARATIONS OF INTEREST**

There were no declarations of interest in accordance with the code of conduct from councillors in relation to items under consideration at this meeting.

## 90. **MINUTES**

Agreed that the minutes of the meeting held on 14 December 2010 are confirmed as a correct record.

## 91. **QUESTIONS FROM THE PUBLIC**

There were no questions from the public for this meeting.

## 92. **CHAIR'S URGENT BUSINESS**

There was no Chair's urgent business.

## **GROWTH AND PROSPERITY SCRUTINY - REVIEW OF HIGHWAYS MAINTENANCE**

Councillor James (Chair of the Overview and Scrutiny Management Board) and Councillor Nicholson (Chair of the Growth and Prosperity Overview and Scrutiny Panel and Task and Finish Group) presented the scrutiny report on the review of highways maintenance.

Councillor James indicated that the Overview and Scrutiny Management Board had given delegated authority to the Lead Officer, in consultation with the Chair, to approve the report for submission to Cabinet and asked that, whilst he appreciated the current economic and financial situation, the Cabinet give serious consideration to the recommendations.

Councillor Nicholson thanked Clive Perkin (Assistant Director for Transport), Tom White (Head of Network Management Unit) and the representatives from Amey, for their support during the scrutiny process. He drew the attention of Cabinet Members to –

- (a) the budget of £8m on highways maintenance, which included maintenance on street lighting and grass verges etc.;
- (b) the need to review processes. The task and finish group had made site visits to Peverell to look at the process for filling in potholes and Cabinet Members were asked to look at the operation of the contract;
- (c) the amount of money available for this work. There was an element of capital expenditure and Cabinet Members were asked to consider giving greater priority to maintenance, rather than new schemes;
- (d) the increase in claims from injury. It was noted that in 2008/9 and 2009/10, less money was spent on maintenance;
- (e) the possibility of an invest to save proposal for footway maintenance.

The Chair thanked Councillors James and Nicholson and the members of the task and finish group, for their hard work and recommendations.

The Director for Development and Regeneration submitted a written report on the recommendations of the Growth and Prosperity Overview and Scrutiny Panel, through a Task and Finish Group, indicating that further work was required before officers could make recommendations to Cabinet.

Councillor Wiggins (Cabinet Member for Transport) also thanked Councillors James and Nicholson for the review, which had been well managed and enabled a number of departments to come together. He indicated that time was required in order to give full consideration to the proposals.

Agreed that –

- (1) the following recommendations of the overview and scrutiny panel are noted -
  - (a) that the Transport and Highways Partnership review service levels in relation to highways maintenance to improve value for money;
  - (b) that highways maintenance be assured of greater emphasis within the transport and highways capital programme alongside new works, but not at the expense of other areas of prioritised work;
  - (c) that an Invest to Save Bid be submitted by officers to successfully secure additional capital funding;
  - (d) that despite the current difficult economic climate and the budget position of the authority, that the council should consider giving a higher priority to highway maintenance needs over and above other priorities included in the Council's Capital Programme;
  - (e) that the Council's Insurance Reserve be reviewed to identify whether an element could be diverted to planned preventative term maintenance instead;
- (2) officers are requested to review and report back on each of the panel's recommendations.

94. **LOCAL DEVELOPMENT FRAMEWORK: SUSTAINABLE NEIGHBOURHOODS INCLUDING KEY SITE ALLOCATIONS DEVELOPMENT PLAN DOCUMENT**

The Director for Development and Regeneration submitted a written report on the preparation of the Sustainable Neighbourhoods (including key site allocations) Development Plan Document, as part of the Local Development Programme.

The following documents were also submitted –

- Plymouth Sustainable Neighbourhoods Development Plan Document Pamphlets (appendix 1);
- Draft Urban Fringe Development Plan Document Pamphlets (appendix 2).

Cabinet Members were advised that this consultation would be run with those for Derriford and Seaton Area Action Plan and the Shopping Centres Supplementary Planning Document.

Agreed that –

- (1) the Sustainable Neighbourhoods Development Plan Document consultation pamphlets are approved for the purposes of public consultation and as a material consideration in the determination of planning applications;
- (2) authority is delegated to the Assistant Director of Development and Regeneration (Planning Services), in consultation with the Cabinet Member for Planning, Strategic Housing and Economic Development, to agree the final publication format of the consultation pamphlets.

95. **LOCAL DEVELOPMENT FRAMEWORK: SUBMISSION OF DERRIFORD AND SEATON AREA ACTION PLAN**

The Director for Development and Regeneration submitted a written report on the process for the plan to be progressed under the Town and Country Planning (Local Development) (England) (Amendment) Regulations 2008, as part of the Council's Local Development Framework programme.

The report outlined -

- the priorities and challenges within the Derriford and Seaton Area Action Plan; and
- the outcome of the issues and preferred options consultation undertaken in February and March 2009.

The draft area action plan was also submitted.

The Assistant Director for Planning Services reported on representations received.

In response to a request from Cabinet Members, officers undertook to identify major buildings or landmarks on the maps used for public consultation.

Agreed that the City Council is Recommended to –

- (1) approve the Derriford and Seaton Area Action Plan Pre-Submission draft for consultation purposes;
- (2) delegate authority to the Assistant Director of Development and Regeneration (Planning Services), in consultation with the Cabinet Member for Planning, Strategic Housing and Economic Development, to agree the final pre-submission format of the Area Action Plan;

- (3) delegate authority to the Assistant Director of Development and Regeneration (Planning Services), in consultation with the Cabinet Member for Planning, Strategic Housing and Economic Development, to agree minor amendments to the Area Action Plan in response to the consultation process;
- (4) instruct the Assistant Director of Development and Regeneration (Planning Services) to formally submit the Area Action Plan to the Secretary of State after completion of the consultation process.

96. **LOCAL DEVELOPMENT FRAMEWORK: SHOPPING CENTRES  
SUPPLEMENTARY PLANNING DOCUMENT**

The Director for Development and Regeneration submitted a written report on the draft Local Development Framework Shopping Centres Supplementary Planning Document which supported Chapter 7: Shopping, of the Core Strategy and included detailed information and guidance for each of the district and local centres within the city, to assist with determining planning applications.

The draft consultation document was also submitted.

The consultation would be carried out in February and March with the other local development framework documents, with a view to adoption by the City Council in the summer.

Agreed that –

- (1) the Shopping Centres Supplementary Planning Document (Consultation Draft) is approved for the purposes of public consultation and as a material consideration in the determination of planning applications;
- (2) authority is delegated to the Assistant Director for Development and Regeneration (Planning Services) to approve the final publication version of the consultation draft Supplementary Planning Document.

97. **ANNUAL PERFORMANCE ASSESSMENT OF ADULT SOCIAL CARE 2009/10 -  
REPORT FROM THE CARE QUALITY COMMISSION**

The Director for Community Services submitted a written report on the 2009/10 rating for adult social care in Plymouth, published by the Care Quality Commission.

The report indicated that the overall rating was grade 3, performing well and each of the seven outcomes had also been awarded 'performing well'. It also highlighted the key strengths and key areas requiring further development.

The report from the Care Quality Commission was also submitted.

The Chair reported that it was really pleasing that the services to vulnerable people were of such a high standard for the second year running and thanked Councillor Monahan, the Director for Community Services and the staff for their work and contribution to this positive assessment by the Care Quality Commission.

Agreed that the officer's report and the report from the Care Quality Commission are noted.

98. **ANNUAL CHILDREN'S SERVICES ASSESSMENT- REPORT FROM OFSTED**

The Director of Services for Children and Young People submitted a written report on the 2009/10 rating for children's services in Plymouth, published by Ofsted.

The report indicated that the overall rating was grade 3, performing well. It also highlighted the key strengths and key areas requiring further development.

The report from Ofsted was also submitted.

Councillor Mrs Watkins (Cabinet Member for Children and Young People) reported that Plymouth was in an encouraging position, compared with other authorities, on the progress of the English baccalaureate in schools.

Agreed that the officer's report and the report from Ofsted are noted.

99. **YOUTH JUSTICE PERFORMANCE IMPROVEMENT FRAMEWORK 2010/11**

The Director of Services for Children and Young People submitted a written report on the Youth Justice Performance Improvement Framework 2010/11, which was an annual plan submitted to the national Youth Justice Board, laying out its strategic plans for preventing offending and reducing reoffending across its area of operation.

The report indicated that -

- (a) Part 1 of the document had been incorporated into the strategic Children and Young People's Plan and would be updated in line with those timescales;
- (b) the report related to Part 2 – Capacity and Capability Self Assessment and set out performance commentary regarding National Indicators and the capacity and capability of nine outcome areas identified in the report.

Cabinet minute 16 gave approval to the draft document, for consultation, and no amendments have been made to it. The Children and Young People Overview and Scrutiny Panel, on 11 November 2010, noted the report.

Agreed that the City Council is Recommended to adopt the Youth Justice Performance Improvement Framework Part 2 Capacity and Capability 2010/11.