

# Notice of Cabinet



Date: Wednesday, 26 October 2022 at 10.15 am

Venue: Committee Room, First Floor, BCP Civic Centre Annex, St Stephen's Rd, Bournemouth BH2 6LL

---

## Membership:

### Chairman:

Cllr D Mellor

### Vice Chairman:

Cllr P Broadhead

Cllr M Anderson  
Cllr B Dove  
Cllr B Dunlop  
Cllr M Greene

Cllr N Greene  
Cllr J Kelly  
Cllr K Rampton  
Cllr M White

### Lead Members

Cllr H Allen  
Cllr S Baron  
Cllr N Brooks

Cllr J J Butt  
Cllr L Fear  
Cllr T Johnson

---

All Members of the Cabinet are summoned to attend this meeting to consider the items of business set out on the agenda below.

The press and public are welcome to view the live stream of this meeting at the following link:

<https://democracy.bcpCouncil.gov.uk/ieListDocuments.aspx?MIId=5015>

If you would like any further information on the items to be considered at the meeting please contact: Sarah Culwick (01202 817615) on 01202 096660 or email [democratic.services@bcpcouncil.gov.uk](mailto:democratic.services@bcpcouncil.gov.uk)

Press enquiries should be directed to the Press Office: Tel: 01202 118686 or email [press.office@bcpcouncil.gov.uk](mailto:press.office@bcpcouncil.gov.uk)

This notice and all the papers mentioned within it are available at [democracy.bcpCouncil.gov.uk](https://democracy.bcpCouncil.gov.uk)

GRAHAM FARRANT  
CHIEF EXECUTIVE

18 October 2022



Available online and  
on the Mod.gov app

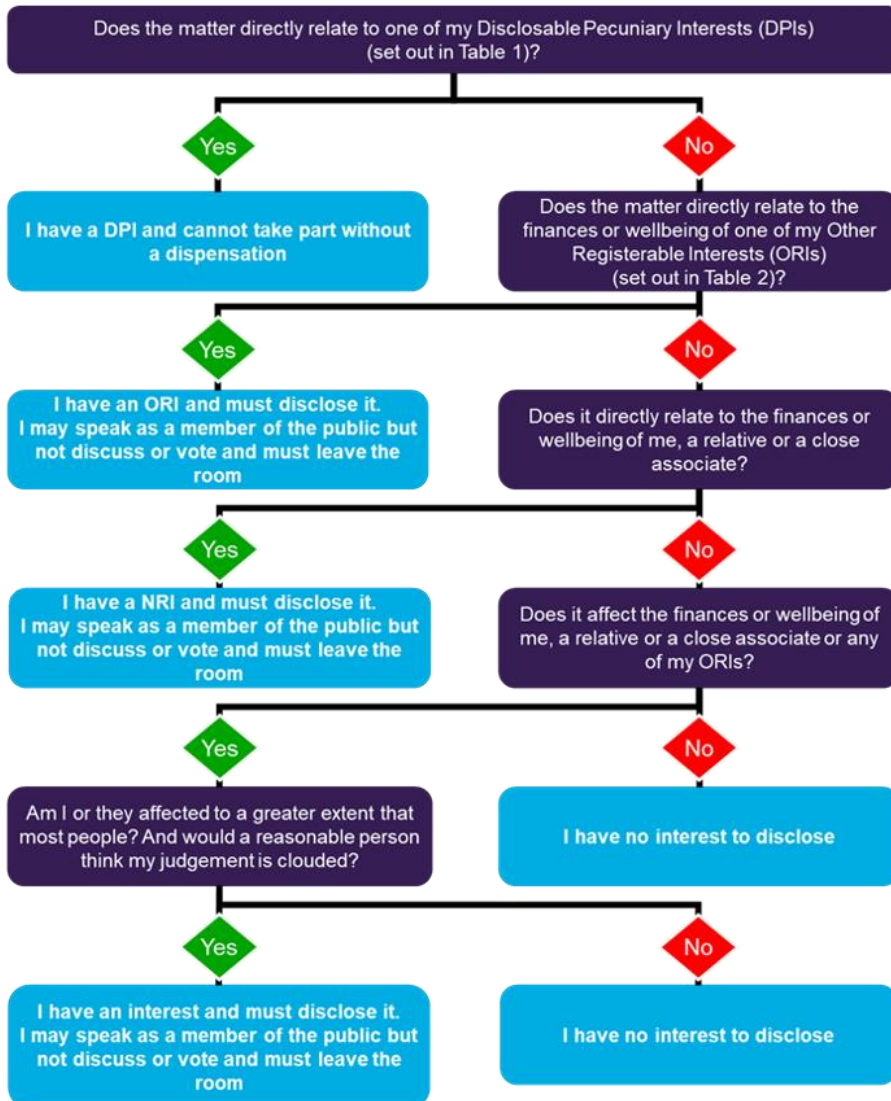


## Maintaining and promoting high standards of conduct

### Declaring interests at meetings

Familiarise yourself with the Councillor Code of Conduct which can be found in Part 6 of the Council's Constitution.

Before the meeting, read the agenda and reports to see if the matters to be discussed at the meeting concern your interests



What are the principles of bias and pre-determination and how do they affect my participation in the meeting?

Bias and predetermination are common law concepts. If they affect you, your participation in the meeting may call into question the decision arrived at on the item.

#### Bias Test

In all the circumstances, would it lead a fair minded and informed observer to conclude that there was a real possibility or a real danger that the decision maker was biased?

#### Predetermination Test

At the time of making the decision, did the decision maker have a closed mind?

If a councillor appears to be biased or to have predetermined their decision, they must NOT participate in the meeting.

For more information or advice please contact the Monitoring Officer  
([susan.zeiss@bcpcouncil.gov.uk](mailto:susan.zeiss@bcpcouncil.gov.uk))

### Selflessness

Councillors should act solely in terms of the public interest

### Integrity

Councillors must avoid placing themselves under any obligation to people or organisations that might try inappropriately to influence them in their work. They should not act or take decisions in order to gain financial or other material benefits for themselves, their family, or their friends. They must declare and resolve any interests and relationships

### Objectivity

Councillors must act and take decisions impartially, fairly and on merit, using the best evidence and without discrimination or bias

### Accountability

Councillors are accountable to the public for their decisions and actions and must submit themselves to the scrutiny necessary to ensure this

### Openness

Councillors should act and take decisions in an open and transparent manner. Information should not be withheld from the public unless there are clear and lawful reasons for so doing

### Honesty & Integrity

Councillors should act with honesty and integrity and should not place themselves in situations where their honesty and integrity may be questioned

### Leadership

Councillors should exhibit these principles in their own behaviour. They should actively promote and robustly support the principles and be willing to challenge poor behaviour wherever it occurs

# AGENDA

Items to be considered while the meeting is open to the public

## 1. Apologies

To receive any apologies for absence from Councillors.

## 2. Declarations of Interests

Councillors are requested to declare any interests on items included in this agenda. Please refer to the workflow on the preceding page for guidance.

Declarations received will be reported at the meeting.

## 3. Confirmation of Minutes

To confirm and sign as a correct record the minutes of the Meeting held on 28 September 2022.

9 - 16

## 4. Public Issues

To receive any public questions, statements or petitions submitted in accordance with the Constitution. Further information on the requirements for submitting these is available to view at the following link:-

<https://democracy.bcpccouncil.gov.uk/ieListMeetings.aspx?CommitteeID=151&Info=1&bcr=1>

The deadline for the submission of public questions is 4 clear working days before the meeting.

The deadline for the submission of a statement is midday the working day before the meeting.

The deadline for the submission of a petition is 10 working days before the meeting.

## 5. Recommendations from the Overview and Scrutiny Committees

To consider recommendations from the Overview and Scrutiny Committees on items not otherwise included on the Cabinet Agenda.

## 6. Finance Strategy Update Report

In response to the Councils request for a £76m Capitalisation Direction covering a three-year period, the Department of Levelling Up, Housing and Communities (DLUHC) issued a minded to £20m offer for 2022/23 only, subject to various conditions. This included the requirement for the Council to produce a full plan for addressing its budget gap in 2023/24 and share that with DLUHC by the end of September 2022. It was subsequently acknowledged this position would be set out in this October report.

This report demonstrates that the Council has made further good progress in prudently positioning itself to deliver, and also sets out how it would achieve, a balanced budget for 2023/24. The challenge now will be translating this work into a detailed implementation workstream and strength testing the deliverability of the assumptions that have been made particularly those around service savings and efficiencies and to avoid

17 - 38

double-counting savings across the transformation programme.

In addition, the report sets out that work is now being undertaken to determine if the Council can avoid drawing down on a capitalisation direction for 2022/23 by bringing forward in the region £20m of non-strategic asset disposals by 31 March 2023.

[PLEASE NOTE: Should the Cabinet wish to discuss the detail of Appendix B the meeting will be required to move into Confidential (Exempt) Session]

## **7. Cost of Living Pressures**

39 - 58

This report sets out the impacts of cost of living pressures on the Council and our communities and describes some of the Council's responses, working with key public and private sector partners to support our communities.

Pressures are being seen across our communities arising from the significant increase in energy prices and the effects of rapidly increasing inflation on a wide range of items and commodities. The Council itself is also suffering from these impacts with increasing costs and therefore faces the need to increase fees and charges to reflect the increased cost of production and of providing services.

This report describes the pressures and our responses.

## **8. Local Government and Social Care Ombudsman Annual Report 2021/22 and Complaints Update**

59 - 70

The Local Government and Social Care Ombudsman (LGSCO) provides an independent and impartial service to investigate complaints about Councils, or actions taken by another body on behalf of the Council.

The LGSCO provides a report annually which details the number of enquiries, investigations and resolved complaints for each authority in the previous financial year. BCP Council's annual report for 2021/22 is attached as Appendix A.

The report shows that the number of complaints upheld by the LGSCO is comparable to that of like organisations, that compliance with recommendations is at 100% - compared to 99% average in others.

It notes that we are below average for providing a satisfactory remedy to complaints before they reached the LGSCO and notes delays in receiving responses from the Council, which we are working to ensure improves in the future.

This covering report includes a comparison of this council's performance to its CIPFA neighbours which aligns with the findings of the Ombudsman and that the LGSCO investigated more complaints from this council than its neighbours.

It also includes some detail on the number of complaints to BCP Council during 2021/22 however, inconsistencies within identification, recording and monitoring of complaints remains a challenge so detailed analysis is not possible.

Adults and Children's Social Care complaints follow a different statutory process and their reports will be reviewed separately at Overview and Scrutiny committees.

## **9. The Future of Care Technology**

71 - 234

A diagnostic review and options appraisal was carried out on the future of care technology within adult social care at BCP Council.

Officer recommendation is for a full-service transformation, providing a single care technology offer across Bournemouth, Christchurch and Poole at the forefront of adult social care services.

This option mainstreams care technology through a sustained programme of culture change, enabling more people to access care technology and delay, reduce or prevent the need for costly, long-term care and support.

A one-off transformation investment of £500,000 will be required and funded through the flexible use of capital receipts.

The £1.552m additional service costs over 5 years will be funded in part by prudential borrowing (£493,000), and the remaining with revenue funding. Ultimately, service costs will be met through a reduction in care cost.

This option will deliver a net financial benefit of £3.3m over 5 years.

## **10. SEND Mainstream Banding**

235 - 294

The Dedicated Schools Grant (DSG) provides funding for pupils with special educational needs and disabilities (SEND). This grant is ring-fenced but not sufficient to cover the growing number of pupils requiring support and rising costs of provision. The council is prohibited from contributing additional funds to the grant with the result the deficit is growing annually as considered in the Medium Term Financial Plan report on the meeting agenda.

The proposal in this paper is one item in the action plan developed to manage the deficit. It is being recommended that mainstream schools are provided with higher funding levels for pupils with education, health and care plans (EHCPs) so that a greater proportion than currently can remain in mainstream schools instead of being placed in higher cost specialist provision. There is a risk that despite the extra funding, an insufficient number of higher cost placements will be avoided with the result that net savings will not materialise.

## **11. Highcliffe & Walkford Neighbourhood Plan**

295 - 414

Neighbourhood Planning gives local people the opportunity to develop a shared vision for their neighbourhood and shape the development and growth of their local area. BCP Council as the Local Planning Authority has a legal duty to support and advise town/parish councils and neighbourhood forums through the process to prepare neighbourhood plans, following statutory legislation, regulations and procedure.

The Highcliffe & Walkford Parish Council is preparing a Neighbourhood Plan, which is at an advanced stage having been through independent examination. The examiner's report (dated 12 July 2022) has concluded that subject to modifications, it meets basic conditions and legal requirements, and can now proceed to referendum.

Cabinet is asked to accept the findings of the examiner including his



recommended modifications; approve the Local Planning Authority's decision statement; and approve the modified Neighbourhood Plan for referendum on 15 December 2022.

If at referendum there is a majority vote (50% plus 1) in favour of the neighbourhood plan, then the neighbourhood plan will come back to Council to become a 'Made' plan for the Highcliffe & Walkford Neighbourhood area and form part of the statutory development plan. It will be used alongside the Christchurch Local Plan to determine planning applications in the Highcliffe & Walkford Parish Council area.

**12. Avenue Road and Commercial Road Development Brief**

415 - 486

The Development Brief sets out principles for the intensification of part of Bournemouth Town Centre, focussed around the former Marks and Spencer site and neighbouring Avenue Centre, but also including surrounding sites.

This Development Brief demonstrates the good opportunity that exists to respond positively to the economic, social and environmental needs of Bournemouth Town Centre and its high street; to promote new commercial and community space, new homes and enhanced public realm.

The Development Brief has been prepared following developer interest in the sites and the need to test with stakeholders how the area could best accommodate change and intensification. Also, to provide further clarification to existing planning policy and assist with decision making.

The Development Brief is being brought to Cabinet to agree the content and to seek agreement to turn it into a Planning Supplementary Document (SPD). This will involve further stakeholder and public consultation, before coming back to Cabinet for reporting of results, amendments and then adoption.

**13. Urgent Decisions taken by the Chief Executive in accordance with the Constitution**

The Chief Executive to report on any decisions taken under urgency provisions in accordance with the Constitution.

**14. Cabinet Forward Plan**

To Follow

To consider the latest version of the Cabinet Forward Plan for approval.

**15. Exclusion of Press and Public**

In relation to the items of business appearing below, the Committee is asked to consider the following resolution: -

'That under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in Paragraph 3 in Part I of Schedule 12A of the Act and that the public interest in withholding the information outweighs such interest in disclosing the information.'

## **16. Children's Services - Pay review**

487 - 518

The paper recommends a salary offer for social work staff and managers within Children's Services which is competitive to those been offered by neighbouring authorities who are rated good or outstanding and where we are experiencing the loss of our current staff.

Children's Services also experience staff recruitment and retention issues for Educational Psychologists and Family Support workers and the report recommends that a market force exercise is completed to match salaries for these posts prior to 1 April 2023.

No other items of business can be considered unless the Chairman decides the matter is urgent for reasons that must be specified and recorded in the Minutes.