

<b>MEETING:</b>	Full Council
<b>DATE:</b>	Thursday, 29 September 2016
<b>TIME:</b>	10.30 am
<b>VENUE:</b>	Council Chamber, Barnsley Town Hall

## AGENDA

**1. Declarations of Interests**

To receive any declarations of interest of a pecuniary or non-pecuniary nature from Members in respect of the items on this agenda.

**2. Suspension of Standing Orders**

To consider suspending Standing Order 13(5) in respect of the following presentation only (item 3 refers) insofar as it relates to restrictions on Members speaking more than once.

**3. External Annual Governance Report - Presentation**

The Council will receive a presentation from the External Auditor on the External Annual Governance Report.

Members will have the opportunity to question the External Auditor and the Director of Finance, Assets and Information Services (in her capacity as the Section 151 Officer).

**4. Audit Committee Minutes - 23rd September, 2016 (to follow)**

**5. External Audit Annual Governance Report 2015/16 (*Pages 5 - 32*)**

To consider the External Auditor's Annual Governance Report for 2015/16.

**6. Final Annual Governance Statement 2015/16 (*Pages 33 - 50*)**

To consider a report of the Chief Executive, Director of Finance, Assets and Information Services and Director of Legal and Governance on the Final Annual Governance Statement 2015/16.

**7. Minutes (*Pages 51 - 58*)**

To approve as a correct record the minutes of the meeting of the Council held on 28<sup>th</sup> July, 2016

**8. Communications**

To consider any communications to be submitted by the Mayor or the Chief Executive.

**9. Questions by Elected Members**

To consider any questions which may have been received from Elected Members and which are asked pursuant to Standing Order No. 11.

10. Questions relating to Joint Authority, Police and Crime Panel and Combined Authority Business

**Minutes of the South Yorkshire Pensions Authority, South Yorkshire Fire and Rescue Authority, Sheffield City Region Combined Authority, and Police and Crime Panel**

*Any Member of the Council shall have the opportunity to comment on any matters referred to in the following minutes.*

*The relevant representatives shall then be given the opportunity to respond to any comments made by Members on those minutes.*

11. South Yorkshire Pensions Authority (Draft) - 30th June, 2016 (Pages 59 - 60)
12. South Yorkshire Fire and Rescue Authority (Draft) - 25th July, 2016 (Pages 61 - 70)
13. Sheffield City Region Combined Authority (Draft) - 1st August, 2016 (Pages 71 - 78)

**Minutes of the Regulatory Boards**

14. Audit Committee - 20th July, 2016 (Pages 79 - 90)
15. Planning Regulatory Board - 26th July, 2016 (Pages 91 - 94)
16. Planning Regulatory Board - 6th September, 2016 (Pages 95 - 98)
17. General Licensing Panel - 19th July, 2016 (Pages 99 - 100)
18. Appeals, Awards and Standards - Various (Pages 101 - 102)

**Minutes of the Health and Wellbeing Board**

19. Health and Wellbeing Board - 9th August, 2016 (Pages 103 - 108)

**Minutes of the Scrutiny Committees**

20. Overview and Scrutiny Committee - 19th July, 2016 (Pages 109 - 122)
21. Overview and Scrutiny Committee - 13th September, 2016 (to follow)

**Minutes of the Area Councils**

22. Penistone Area Council - 21st July, 2016 (Pages 123 - 128)
23. Dearne Area Council - 25th July, 2016 (Pages 129 - 134)
24. North Area Council - 25th July, 2016 (Pages 135 - 140)

25. North East Area Council - 28th July, 2016 (Pages 141 - 146)
26. South Area Council - 2nd September, 2016 (Pages 147 - 152)

### **Recommendations to Council**

*All reports detailed below are subject to Cabinet recommendation and are available to download from the Council's website. The Cabinet Spokesperson for the Service in question will respond to any comments or amendments concerning these minutes.*

27. Annual Report of the Corporate Parenting Panel 2015/16 (Cab.24.8.2016/9) (Pages 153 - 170)

#### **RECOMMENDED TO COUNCIL:-**

- (i) that the progress and achievements of the Barnsley Corporate Parenting Panel in supporting children and young people in care, as detailed in the report now submitted, be noted; and
- (ii) that the Annual Report be approved and adopted as a symbol of the Council's commitment for its 'Pledge' towards children and young people in care.

28. Proposed Sale by the Council as Trustee of the North and South Lodges at Locke Park (Cab.7.9.2016/12) (Pages 171 - 182)

#### **RECOMMENDED TO COUNCIL:-**

- (i) that subject to consultation with the Charity Commission and the statutory procedures under the Charities Act 2011 being complied with, the Council in its capacity as Trustee of Locke Park approves the sale of the North Lodge and the South Lodge shown edged black on the plans attached to the report now submitted, subject to appropriate restrictive covenants to prevent the properties becoming Houses in Multiple Occupation;
- (ii) that the Director of Finance, Assets and Information Services on behalf of the Council as Trustee, dispose of the North Lodge and the South Lodge by most appropriate means as recommended by an independent surveyor acting on behalf of the Council as Trustee, to achieve best value;
- (iii) that the Director of Legal and Governance be authorised to address any representations made by the general public to the proposal on behalf of the Council as Trustee and to conclude the necessary legal documentation relating to the disposal of the properties;
- (iv) that the Director of Legal and Governance be authorised to seek the consent of the Charity Commission to use the proceeds of sale in accordance with the Trust's Governing Documents with such monies being applied towards improvements for the benefit of the remainder of the park, and that until concluded that the Council as Trustee holds the capital receipt on trust; and

- (v) that, once settled and consent of the Charity Commission is obtained, the Service Director Stronger, Safer and Healthier Communities (Park Services) be authorised to use the proceeds in accordance with the requirements and any directions made by the Charity Commission.

- 29.** Appointment to Outside Bodies - Shaw Lands Trust (Cab.21.09.2016/10) *(Pages 183 - 184)*

**RECOMMENDED TO COUNCIL** that approval be given to the re-appointment of Councillor Richardson and Mr M Price as Trustees to the Shaw Lands Trust for a three year term.

**Minutes of the Cabinet Meetings**

- 30.** Cabinet - 27 July, 2016 *(Pages 185 - 190)*
- 31.** Cabinet - 24 August, 2016 *(Pages 191 - 194)*
- 32.** Cabinet - 7 September, 2016 *(Pages 195 - 200)*

**(NB. No Cabinet decisions have been called in from these meetings)**

**Schedule of Declarations - copy attached**



Diana Terris  
Chief Executive

Wednesday, 21 September 2016



# External Audit Report 2015/16

**Barnsley Metropolitan Borough Council**

September 2016



# Contents

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This report is addressed to the Authority and has been prepared for the sole use of the Authority. We take no responsibility to any member of staff acting in their individual capacities, or to third parties. Public Sector Audit Appointments issued a document entitled Statement of Responsibilities of Auditors and Audited Bodies summarising where the responsibilities of auditors begin and end and what is expected from audited bodies. We draw your attention to this document which is available on Public Sector Audit Appointment's website ([www.psa.co.uk](http://www.psa.co.uk)).

External auditors do not act as a substitute for the audited body's own responsibility for putting in place proper arrangements to ensure that public business is conducted in accordance with the law and proper standards, and that public money is safeguarded and properly accounted for, and used economically, efficiently and effectively.

We are committed to providing you with a high quality service. If you have any concerns or are dissatisfied with any part of KPMG's work, in the first instance you should contact Clare Partridge, the engagement lead to the Authority, who will try to resolve your complaint. If you are dissatisfied with your response please contact the national lead partner for all of KPMG's work under our contract with Public Sector Audit Appointments Limited, Andrew Sayers (on 0207 694 8981, or by email to [andrew.sayers@kpmg.co.uk](mailto:andrew.sayers@kpmg.co.uk)). After this, if you are still dissatisfied with how your complaint has been handled you can access PSA's complaints procedure by emailing [generalenquiries@psaa.co.uk](mailto:generalenquiries@psaa.co.uk), by telephoning 020 7072 7445 or by writing to Public Sector Audit Appointments Limited, 3rd Floor, Local Government House, Smith Square, London, SW1P 3H.



# Section one: Introduction



**This document summarises:**

- The key issues identified during our audit of the financial statements for the year ended 31 March 2016 for the Authority; and
- Our assessment of the Authority’s arrangements to secure value for money.

**Scope of this report**

This report summarises the key findings arising from:

- Our audit work at Barnsley Metropolitan Borough Council (‘the Authority’) in relation to the Authority’s 2015/16 financial statements; and
- The work to support our 2015/16 conclusion on the Authority’s arrangements to secure economy, efficiency and effectiveness in its use of resources (‘VFM conclusion’).

**Financial statements**

Our *External Audit Plan 2015/16*, presented to you in January 2016, set out the four stages of our financial statements audit process.



This report focuses on the third stage of the process: substantive procedures. Our on site work for this took place during July and August 2016.

It also includes any additional findings in respect of our control evaluation which we have identified.

We have substantially completed the work, with exception of the clearance of a small number of review points including Creditors and Journal Entries, and the final Director review.

We are now in the final phase of the audit, the completion stage. Some aspects of this stage are also discharged through this report.

**VFM Conclusion**

Our External Audit Plan 2015/16 explained our risk-based approach to VFM work. We have now completed the work to support our 2015/16 VFM conclusion. This included:

- assessing the potential VFM risks and identifying the residual audit risks for our VFM conclusion; and
- Considering the results of any relevant work by the Authority and other inspectorates and review agencies in relation to these risk areas.

**Structure of this report**

This report is structured as follows:

- Section 2 summarises the headline messages;
- Section 3 sets out our key findings from our audit work in relation to the 2015/16 financial statements of the Authority and the fund; and
- Section 4 outlines our key findings from our work on the VFM conclusion.

Our recommendations are included in Appendix 1.

**Acknowledgements**

We would like to take this opportunity to thank officers and Members for their continuing help and co-operation throughout our audit work.





# Section two: Headlines



This table summarises the headline messages for the Authority. Sections three and four of this report provide further details on each area.

This table summarises the headline messages. Sections three and four of this report provide further details on each area.

<b>Proposed audit opinion</b>	We anticipate issuing an unqualified audit opinion on the Authority’s financial statements by 30 September 2016. We will also report that your Annual Governance Statement complies with guidance issued by CIPFA/SOLACE in June 2007.
<b>Audit adjustments</b>	<p>Our audit identified a total of one material audit adjustment with a total value of £13.3 million. However, whilst there is an impact on the net worth in year, there is no overall impact on the Authority’s medium term financial plan as this is simply a reallocation of costs over a longer period. This has no impact on the Council Tax requirements for the Council.</p> <p>The adjustment is due to the repayments for the PFI contracts made by the Council being put into a prepayment account to match the revised MRP policy –this is not in accordance with accounting standards (IAS19) which requires the accounting entries to reflect the transactions per the PFI contract over the 25 years. The Authority had accounted for the difference between the actual payment and the previous repayment model and the revised MRP model over 60 years. Several adjustments were required to the draft statement of accounts to rectify this and the impact of these adjustments is as follows:</p> <ul style="list-style-type: none"> <li>—decrease the balance on the general fund –earmarked reserves as at 31 March 2016 by £13.3 million;</li> <li>—increase the cost on provision of services for the year by £13.3 million; and</li> <li>—decrease the net worth of the Authority as at 31 March 2016 by £13.3 million.</li> </ul> <p>We have included a full list of significant audit adjustments at Appendix two. All of these adjustments have been made by the Authority.</p>
<b>Key financial statements audit risks</b>	<p>We review risks to the financial statements on an ongoing basis. We identified the following key financial statements audit risks in our 2015/16 External audit plan issued in January 2016:</p> <ul style="list-style-type: none"> <li>— Consolidation of subsidiary companies; and</li> <li>— Minimum Revenue Provision.</li> </ul> <p>We have worked with officers throughout the year to discuss these key risks and our detail findings are reported in section three of this report. There are no matters of any significance arising as a result of our audit work in the Consolidation of Subsidiary Companies. However, as mentioned above, the Authority had made an error in the draft statements by extending the Private Finance Initiative (PFI) repayment terms which was not in line with the PFI contract. (Section three provides the detailed findings.)</p>



This table summarises the headline messages for the Authority. Sections three and four of this report provide further details on each area.

This table summarises the headline messages. The remainder of this report provides further details on each area.

<p><b>Accounts production and audit process</b></p>	<p>We received complete draft accounts by 30 June 2016 in accordance with the DCLG deadline. The accounting policies, accounting estimates and financial statement disclosures are in line with the requirements of the Code.</p> <p>The Authority has good processes in place for the production of the accounts and good quality supporting working papers. Officers dealt efficiently with audit queries and the audit process has been completed within the planned timescales.</p> <p>As in previous years, we will debrief with the finance team to share views on the final accounts audit. Hopefully this will lead to further efficiencies in the 2016/17 audit process. In particular we would like to thank Authority Officers who were available throughout the audit visit to answer our queries.</p>
<p><b>VFM conclusion and risk areas</b></p>	<p>We did not identify any specific VFM risks in our Audit Plan 2015/16.</p> <p>There are no matters of any significance arising as a result of our risk assessment work on VFM. We have concluded that the Authority has made proper arrangements to secure economy, efficiency and effectiveness in its use of resources.</p> <p>We therefore anticipate issuing an unqualified VFM conclusion by 30 September 2016.</p>
<p><b>Completion</b></p>	<p>At the date of this report our audit of the financial statements is substantially complete subject to completion of the following areas:</p> <ul style="list-style-type: none"> <li>— Creditors;</li> <li>— Journal Entries;</li> <li>— Whole of Government Accounts; and</li> <li>— Completion of final review.</li> </ul> <p>You are required to provide us with representations on specific matters such as your going concern assertion and whether the transactions in the accounts are legal and unaffected by fraud. We provided a draft of this representation letter to the Section 151 Officer on 14 September 2016. We draw your attention to the requirement in our representation letter for you to confirm to us that you have disclosed all relevant related parties to us. We confirm that we have complied with requirements on objectivity and independence in relation to this year's audit of the Authority's financial statements.</p>



# Section three: Financial Statements

# Proposed opinion and audit differences



We have identified one issue in the course of the audit that is considered to be material.

The Authority has adjusted its Statement of Accounts for this issue.

The impact of the adjustments is to:

- decrease the balance on the general fund and HRA earmarked reserves account as at 31 March 2016 by £13.3million;
- Increase the cost on the provision of services for the year by £13.3million; and
- decrease the net worth of the Authority as at 31 March 2016 by £13.3million.

## Proposed audit opinion

Subject to all outstanding queries being resolved to our satisfaction, we anticipate issuing an unqualified audit opinion on the Authority's financial statements following approval of the Statement of Accounts by the Audit Committee on 23 September 2016.

## Audit differences

In accordance with ISA 260 we are required to report uncorrected audit differences to you. We also report any material misstatements which have been corrected and which we believe should be communicated to you to help you meet your governance responsibilities.

The final materiality (see Appendix two for more information on materiality) level for this year's audit was set at £11 million. Audit differences below £0.55 million are not considered significant.

Our audit identified one significant audit difference but that affected several areas of the accounts. The adjustments are set out in Appendix two. It is our understanding that these will be adjusted in the final version of the financial statements.

The tables on the right illustrate the audit differences on the Authority's Comprehensive Income and Expenditure Statement and Movement in Reserves Statement for the year, and the impact on the Balance Sheet as at 31 March 2016.

The net impact on the General Fund and HRA – earmarked reserves, as a result of audit adjustments, is to decrease the balance as at 31 March 2016 by £13.3 million. This is the result of the following amendment:

- Correcting the accounting treatment of the PFI payments in the 2015/16 pre-audit Financial Statements.

Comprehensive Income and Expenditure Statement 2015/16			
£million	Pre-audit	Post-audit	Ref (App.2)
Interest payable on PFI unitary payments	9,010	22,729	1.
Surplus/(deficit) on provision of services	31	-13,238	1.
<b>Total comprehensive income &amp; expenditure for the year</b>	<b>-66,213</b>	<b>-52,944</b>	<b>1.</b>

Movements in Reserves Statement 2015/16			
£million	Pre-audit	Post-audit	Ref (App.2)
Surplus/(deficit) on provision of services (general fund)	-20,906	-34,175	1.
Other comprehensive expenditure & income (general fund)	-20,906	-34,175	1.
Net increase/(decrease) before transfer to earmarked reserves (general fund)	36,424	23,155	1.
Transfers to/(from) earmarked reserves (general fund)	-31,424	-18,555	1.
Transfers to/(from) earmarked reserves (earmarked reserves)	31,424	18,155	1.
Increase/(decrease) in 2015/16 (earmarked reserves)	31,424	18,155	1.
<b>Balance of reserves as at 31 Mar 2016</b>	<b>-147</b>	<b>-13,416</b>	<b>1.</b>

Balance Sheet as at 31 March 2016			
£million	Pre-audit	Post-audit	Ref (App.2)
Property, plant and equipment	1,056,683	1,056,683	
Other long term assets	48,672	29,981	1.
Current assets	60,510	60,510	
Current liabilities	-91,804	-97,786	1.
Long term liabilities	-1,074,208	-1,062,824	1.
<b>Net worth</b>	<b>-147</b>	<b>-13,416</b>	
General Fund + HRA	18,598	18,598	
General Fund + HRA earmarked reserves	152,131	138,862	1.
Other usable reserves	19,553	19,553	
Unusable reserves	-190,429	-190,429	
<b>Total reserves as at 31 Mar 2016</b>	<b>-147</b>	<b>-13,416</b>	<b>1.</b>

# Proposed opinion and audit differences (cont.)



We anticipate issuing an unqualified audit opinion in relation to the Authority's Statement of Accounts by 30 September 2016.

The wording of your Annual Governance Statement complies with guidance issued by CIPFA/SOLACE in June 2007.

Of the other disclosure adjustments we have identified, the only significant in monetary value is as follows:

- Updating the note on the payments due on PFI deals in the future.

In addition, we identified a small number of presentational adjustments required to ensure that the accounts are compliant with the Code of Practice on Local Authority Accounting in the United Kingdom 2015/16 ('the Code'). We understand that the Authority will be addressing these where significant.

### Annual governance statement

We have reviewed the Annual Governance Statement and confirmed that:

- It complies with *Delivering Good Governance in Local Government: A Framework* published by CIPFA/SOLACE; and
- It is not misleading or inconsistent with other information we are aware of from our audit of the financial statements.

# Significant audit risks



We have worked with the Authority throughout the year to discuss significant risks and key areas of audit focus.

This section sets out our detailed findings on those risks.

In our *External Audit Plan 2015/16*, presented to you in January 2016, we identified the significant risks affecting the Authority's 2015/16 financial statements. We have now completed our testing of these areas and set out our evaluation following our substantive work.

The table below sets out our detailed findings for each of the risks that are specific to the Authority.

### Significant Risk 1

#### Consolidation of subsidiary companies.

The Authority is the parent company for a number of subsidiary companies, some of which are new and came into operation during 2015/16. The Authority has not produced group accounts for the last few years and it is not clear at this stage whether group accounts will be required in 2015/16 as a result of the creation of the new subsidiary companies.

#### Findings

We have reviewed the Authority's assessment of whether the creation of the new subsidiaries would mean that the Authority would be required to prepare group accounts. This assessment currently states that the subsidiaries are not material in the context of the reader of group accounts. For 2015/16 we agree with this view and that group accounts are not required.

### Significant Risk 2

#### Minimum Revenue Provision (MRP)

For 2015/16 the Authority agreed a change in the methodology used to calculate their Minimum Revenue Provision (MRP). The MRP charge is the means by which capital expenditure which is financed by borrowing or credit arrangements is paid for by council tax payers. Local Authorities are required to set aside some of their revenues each year as a provision for this debt.

#### Findings

We have reviewed the revised methodology used to calculate the MRP and this will increase the period of the repayment in line with the Authority's estimate of the lives of the assets purchased. The Authority is moving to calculating the MRP using the annuity method which is in line with current guidance. There are no issues arising in this respect.

However, linked to the increase in the MRP, using the annuity method of the asset lives, the Authority incorrectly accounted for the contractual PFI payments in 2015/16 by initially putting these in a prepayment account to match the increased asset lives. This is not in accordance with accounting standards (IAS19). These errors have been corrected in the revised Financial Statements.

# Significant audit risks



We have worked with the Authority throughout the year to discuss significant risks and key areas of audit focus.

This section sets out our detailed findings on those risks.

In our *External Audit Plan 2015/16* we reported that we would consider two risk areas that are specifically required by professional standards and report our findings to you. These risk areas were Management override of controls and the Fraud risk of revenue recognition.

The table below sets out the outcome of our audit procedures and assessment on these risk areas.

## Fraud risk of revenue recognition

Professional standards require us to make a rebuttable presumption that the fraud risk from revenue recognition is a significant risk.

In our *External Audit Plan 2015/16* we reported that we do not consider this to be a significant risk for Local Authorities as there is unlikely to be an incentive to fraudulently recognise revenue.

This is still the case. Since we have rebutted this presumed risk, there has been no impact on our audit work.

## Management override of controls

Professional standards require us to communicate the fraud risk from management override of controls as significant because management is typically in a unique position to perpetrate fraud because of its ability to manipulate accounting records and prepare fraudulent financial statements by overriding controls that otherwise appear to be operating effectively.

Our audit methodology incorporates the risk of management override as a default significant risk. We have not identified any specific additional risks of management override relating to this audit.

In line with our methodology, we carried out appropriate controls testing and substantive procedures, including over journal entries, accounting estimates and significant transactions that are outside the normal course of business, or are otherwise unusual.

There are no matters arising from this work that we need to bring to your attention.



## Section three – Financial statements

# Judgements



We always consider the level of prudence within key judgements in your financial statements. We have summarised our view below using the following range of judgement:



Assessment of subjective areas				
Asset/liability class	15/16	14/15	Balance (£m)	KPMG comment
Short Term Creditors	3	3	£33 million <i>(PY: £43 million)</i>	The Authority has used the same techniques for accruing creditors in 2015/16 as in previous year. The level of accruals are assessed as being balanced.
Impairment of Short term Debtors	3	3	£15 million <i>(PY: £11 million)</i>	The Authority has prepared its impairment provision on the same grounds as previous years, however the levels of debts has increased during 2015/16.
Property, Plant and Equipment (valuations / asset lives)	3	3	£1.056 billion <i>(PY: £1.028 billion)</i>	PPE has been valued by qualified valuers on a 5 yearly rolling programme. There has been no significant changes in the estimation techniques in 2015/16.  The most significant addition in year is the Waste Management PFI asset which accounted for nearly £13m of this year's additions. The Authority has recognised the Waste Management PFI asset on the Balance Sheet as it came into use during 2015/16. The value of this has been based on the original PFI model with no up to date valuation completed as it came onto the Balance Sheet. This does not meet the requirements of the Code. Management has completed a valuation of the asset and we have assurance that the asset value is not materially misstated, however, we recommend that assets are valued at the earliest opportunity when they come into use (see Appendix 1).
Pensions	4	3	£341 million <i>(PY: £385 million)</i>	The Authority has used the data supplied by the Pension Fund and the Actuary (Mercers) to assess the long term liability for pensions. With the pension fund auditor we have assessed the reasonableness of the assumptions made and are satisfied with the items included in the Authority's financial statements. Whilst in line with actuary figures, the rating reflects the current thinking that the liability is likely to increase following the 2017 triennial review which will increase the funding costs in the future.
Usable Reserves	2	2	£177 million <i>(PY: £160 million)</i>	The Authority continues to hold a healthy useable reserves balance and has added to it in 2015/16. In particular, the Council has amounts set aside to manage future Council Priorities and Town Centre Development. There should be sufficient headroom available within reserves to meet some unforeseen demands or contribute partially towards medium term financial pressures.

# Accounts production and audit process



*The Authority has good processes in place for the production of the accounts and good quality working papers.*

Officers dealt efficiently with audit queries and the audit process was completed within the planned timescales.

## Accounts production and audit process

ISA 260 requires us to communicate to you our views about the significant qualitative aspects of the Authority’s accounting practices and financial reporting. We also assessed the Authority’s process for preparing the accounts and its support for an efficient audit.

We considered the following criteria:

Element	Commentary
<b>Accounting practices and financial reporting</b>	<p>The Authority has good processes in place for the production of the accounts and good quality supporting working papers. Officers dealt efficiently with audit queries and the audit process has been completed within the planned timescales.</p> <p>There is scope to improve this further by streamlining the numbers and detail of the working papers produced. We will work with the finance team to identify any areas where efficiencies can be made.</p> <p>We consider that accounting practices are appropriate.</p>
<b>Completeness of draft accounts</b>	We received a complete set of draft accounts by the deadline 30 June 2016.
<b>Quality of supporting working papers</b>	<p>Our <i>Accounts Audit Protocol</i>, which we issued in June 2016 and discussed with the Acting Finance Manager, set out our working paper requirements for the audit.</p> <p>The quality of working papers provided met the standards specified in our <i>Accounts Audit Protocol</i>.</p>
<b>Response to audit queries</b>	Officers resolved audit queries in a reasonable time.

## Findings in respect of the control environment for key financial systems

Our audit of journal entries identified that the written procedure notes were not fully in line with the processes and controls actually in practice. The current practice does not give rise to a risk and we did not identify any incorrect or unsupported journals entries, however, we recommend that the written procedures are updated to reflect the current practice. (See Recommendation 1 at Appendix 1.)

### Prior year recommendations.

The Authority had no recommendation to implement from our *ISA 260 Report 2014/15*.



We confirm that we have complied with requirements on objectivity and independence in relation to this year's audit of the Authority's financial statements.

Before we can issue our opinion we require a signed management representation letter.

Once we have finalised our opinions and conclusions we will prepare our Annual Audit Letter and close our audit.

### Declaration of independence and objectivity

As part of the finalisation process we are required to provide you with representations concerning our independence.

In relation to the audit of the financial statements of Barnsley Metropolitan District Council for the year ending 31 March 2016, we confirm that there were no relationships between KPMG LLP and Barnsley Metropolitan District Council, its directors and senior management and its affiliates that we consider may reasonably be thought to bear on the objectivity and independence of the audit engagement lead and audit staff. We also confirm that we have complied with Ethical Standards and the Public Sector Audit Appointments Ltd requirements in relation to independence and objectivity.

We have provided a detailed declaration in Appendix four in accordance with ISA 260.

### Management representations

You are required to provide us with representations on specific matters such as your financial standing and whether the transactions within the accounts are legal and unaffected by fraud. We have provided a template to the Director of Finance, Assets and IT for presentation to the Audit Committee. We require a signed copy of your management representations before we issue our audit opinion.

### Other matters

ISA 260 requires us to communicate to you by exception 'audit matters of governance interest that arise from the audit of the financial statements' which include:

- Significant difficulties encountered during the audit;
- Significant matters arising from the audit that were discussed, or subject to correspondence with management;
- Other matters, if arising from the audit that, in the auditor's professional judgment, are significant to the oversight of the financial reporting process; and
- Matters specifically required by other auditing standards to be communicated to those charged with governance (e.g. significant deficiencies in internal control; issues relating to fraud, compliance with laws and regulations, subsequent events, non disclosure, related party, public interest reporting, questions/objections, opening balances etc.).

There are no others matters which we wish to draw to your attention in addition to those highlighted in this report.



# Section four: Value for Money



Our VFM conclusion considers whether the Authority had proper arrangements to ensure it took properly informed decisions and deployed resources to achieve planned and sustainable outcomes for taxpayers and local people.

We follow a risk based approach to target audit effort on the areas of greatest audit risk.

We have concluded that the Authority has made proper arrangements to ensure it took properly informed decisions and deployed resources to achieve planned and sustainable outcomes for taxpayers and local people.

### Background

The Local Audit and Accountability Act 2014 requires auditors of local government bodies to be satisfied that the authority 'has made proper arrangements for securing economy, efficiency and effectiveness in its use of resources'.

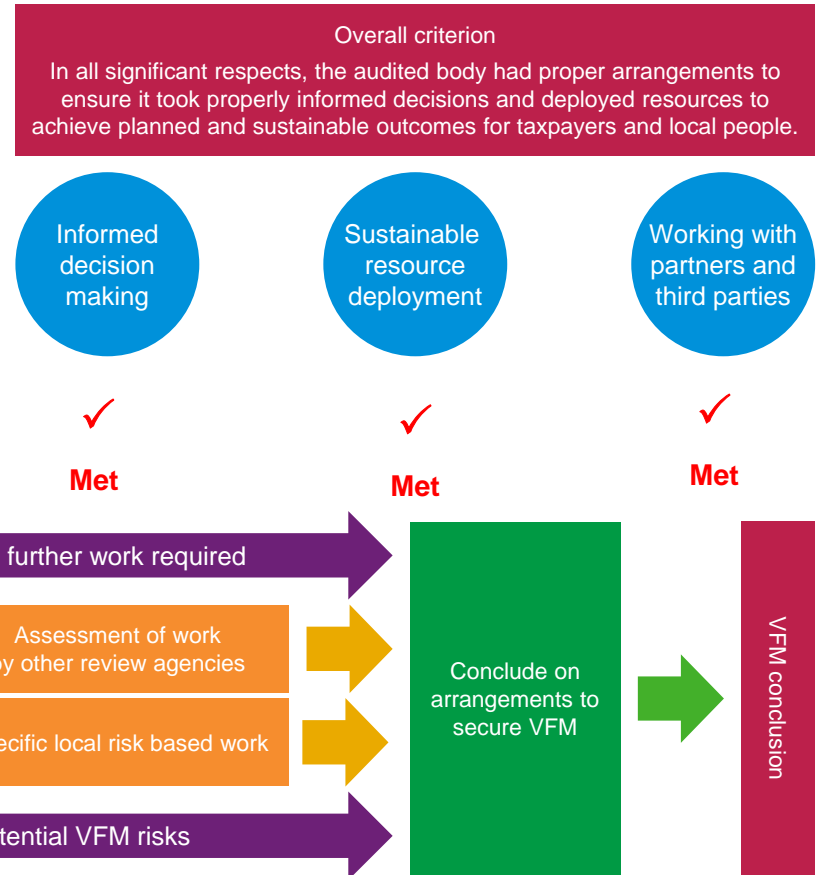
This is supported by the Code of Audit Practice, published by the NAO in April 2015, which requires auditors to 'take into account their knowledge of the relevant local sector as a whole, and the audited body specifically, to identify any risks that, in the auditor's judgement, have the potential to cause the auditor to reach an inappropriate conclusion on the audited body's arrangements.'

The VFM approach is fundamentally unchanged from that adopted in 2014/2015 and the process is shown in the diagram below. However, the previous two specified reporting criteria (financial resilience and economy, efficiency and effectiveness) have been replaced with a single criteria supported by three sub-criteria.

These sub-criteria provide a focus to our VFM work at the Authority.

### Conclusion

We have concluded that the Authority has made proper arrangements to ensure it took properly informed decisions and deployed resources to achieve planned and sustainable outcomes for taxpayers and local people.





We have identified a number of specific VFM risks.

In all cases we are satisfied that external or internal scrutiny provides sufficient assurance that the Authority's current arrangements in relation to these risk areas are adequate.

## Work completed

In line with the risk-based approach set out on the previous page, and in our *External Audit Plan* we have:

- Assessed the Authority's key business risks which are relevant to our VFM conclusion;
- Identified the residual audit risks for our VFM conclusion, taking account of work undertaken in previous years or as part of our financial statements audit; and
- Considered the results of relevant work by the Authority, inspectorates and review agencies in relation to these risk areas.

## Key findings

Below we set out the findings from our work on the VFM conclusion. We did not identify any areas of residual audit risk needing us to carry out additional work. We found that sufficient relevant work had been completed by the Authority, inspectorates and review agencies in relation to potential risk areas.

The Authority is a confident well managed organisation with a good history of sound financial management. Processes and plans are in place to manage the challenges faced by the Authority over the medium term. Financial health is underpinned by a comfortable level of general fund and earmarked reserves that have been properly constituted and managed, although further significant savings will still be required to achieve annual budgets over the coming years to 2019/20.

The Authority has proposed a balanced budget for 2016/17. It has used earmarked reserves to fund some specific investment decisions. The Authority is also making progress in reducing the funding gap over the four years 2016/17 to 2019/20, however it recognises there is still some work to be done in this area.

The Authority is currently forecasting budget gaps in 2017/18, 2018/19 and 2019/20 and is working on a range of options to reduce these gaps and reduce further risks in these areas.

The Authority's effective monitoring of its MTFP position and related assumptions will be key to ensuring continued delivery of its objectives.



# Appendices

**Appendix 1: Key issues and recommendations**

**Appendix 2: Audit differences**

**Appendix 3: Materiality**

**Appendix 4: Independence and objectivity**

# Key issues and recommendations

We have given each recommendation a risk rating and agreed what action management will need to take.

The Authority should closely monitor progress in addressing specific risks and implementing our recommendations.

We will formally follow up these recommendations next year.

Priority rating for recommendations		
<b>1</b>	<b>Priority one:</b> issues that are fundamental and material to your system of internal control. We believe that these issues might mean that you do not meet a system objective or reduce (mitigate) a risk.	<b>2</b>
		<b>3</b>
	<b>Priority two:</b> issues that have an important effect on internal controls but do not need immediate action. You may still meet a system objective in full or in part or reduce (mitigate) a risk adequately but the weakness remains in the system.	<b>Priority three:</b> issues that would, if corrected, improve the internal control in general but are not vital to the overall system. These are generally issues of best practice that we feel would benefit you if you introduced them.

No.	Risk	Issue and recommendation	Management response/responsible officer/due date
1	<b>2</b>	<p><b>Journal authorisation</b></p> <p>Our audit of journal entries identified that the written procedure notes were not fully in line with the processes and controls actually in practice. The current practice does not give rise to a risk and we did not identify any incorrect or unsupported journals entries but should be a reflection of written procedures.</p> <p><b>Recommendation</b></p> <p>The Authority should review the written procedure notes for the posting and authorisation of journal entries and ensure that these reflect the procedures that are both required and are currently in practice.</p>	<p><b>Management response</b></p> <p>The written procedures in relation to journal control &amp; authorisation will be refreshed to reflect the current Business Unit operating model and staffing structure.</p> <p><b>Responsible Officer</b></p> <p>Service Director – Finance</p> <p><b>Due date</b></p> <p>31 October 2016</p>



# Key issues and recommendations

We have given each recommendation a risk rating and agreed what action management will need to take.

The Authority should closely monitor progress in addressing specific risks and implementing our recommendations.

We will formally follow up these recommendations next year.

Priority rating for recommendations					
<b>1</b>	<b>Priority one:</b> issues that are fundamental and material to your system of internal control. We believe that these issues might mean that you do not meet a system objective or reduce (mitigate) a risk.	<b>2</b>	<b>Priority two:</b> issues that have an important effect on internal controls but do not need immediate action. You may still meet a system objective in full or in part or reduce (mitigate) a risk adequately but the weakness remains in the system.	<b>3</b>	<b>Priority three:</b> issues that would, if corrected, improve the internal control in general but are not vital to the overall system. These are generally issues of best practice that we feel would benefit you if you introduced them.

No.	Risk	Issue and recommendation	Management response/responsible officer/due date
2	<b>2</b>	<p><b>Valuation of Waste Management Asset</b></p> <p>The Waste Management PFI came into use during the year. Once assets have been recognised, under section 4.3 of the Code, an assessment needs to be made as to whether the asset value needs to be re-measured. No such revaluation took place at the time the asset came into use and therefore there is a risk that the value of the asset may be misstated.</p> <p>Subsequent to our onsite audit work we have now obtained a formal valuation of the asset from the Authority's valuer. We have discussed this with our technical expert and have not identified any issues with the process used to value this asset. We have therefore gained assurance, for the current year audit, that the value of the asset has not been materially misstated.</p> <p><b>Recommendation</b></p> <p>The latest valuation of the asset should be reflected in the 2016/17 statement of accounts and that all new assets are valued when they come into use in line with the requirements of the code.</p>	<p><b>Management response</b></p> <p>An adjustment will be made to the carrying value of the Council's share of the waste PFI facility in the 2016/17 accounts. Procedures will be refreshed to ensure that all new material assets are revalued on acquisition.</p> <p><b>Responsible Officer</b></p> <p>Service Director – Finance and Service Director – Assets</p> <p><b>Due date</b></p> <p>31 March 2017</p>

## Appendix two

# Audit differences

This appendix sets out the significant audit differences identified during the audit for the year ended 31 March 2016.

We are reporting all audit differences over £550k.

It is our understanding that all of these will be adjusted.

The overall impact of the Audit adjustment is to reduce the General Fund – Earmarked Reserves by £13,269k.

We are required by ISA 260 to report all uncorrected misstatements, other than those that we believe are clearly trivial, to those charged with governance (which in your case is the full Council). We are also required to report all material misstatements that have been corrected but that we believe should be communicated to you to assist you in fulfilling your governance responsibilities.

### Corrected audit differences

The following table sets out the significant audit differences identified by our audit of the Authority's financial statements for the year ended 31 March 2016. These have been adjusted in the revised set of financial statements.

Impact						
No.	Income and expenditure statement	Movement in reserves statement	Assets	Liabilities	Reserves	Basis of audit difference
1	Dr Financing and Investment Income and Expenditure Account £13,269k	Cr General Fund Balance – Transfer to Earmarked Reserves Account (£13,269k)	Cr Long Term Debtors (£18,691k)	Cr Other Short Term Liabilities (£5,962k)  Dr Other Long Term Liabilities £11,384k	Dr General Fund - Earmarked Reserves £13,269k	To correct the errors in the accounting for the PFI transactions in 2015/16 to ensure that they reflect the contractual arrangements.
	<b>Dr £13,269k</b>	<b>Cr (£13,269k)</b>	<b>Cr (£18,691k)</b>	<b>Dr £5,422k</b>	<b>Dr £13,269k</b>	<b>Total impact of adjustments</b>

### Uncorrected audit differences

We are pleased to report that there are no uncorrected audit differences.

A number of minor amendments focused on presentational improvements have also been made to the draft financial statements. The Finance Department is committed to continuous improvement in the quality of the financial statements submitted for audit in future years.

# Materiality and reporting of audit differences

For 2015/16 our materiality is £11 million for the Authority's accounts.

We have reported all audit differences over £0.55 million for the Authority's accounts.

### Materiality

The assessment of what is material is a matter of professional judgment and includes consideration of three aspects: materiality by value, nature and context.

- Material errors by value are those which are simply of significant numerical size to distort the reader's perception of the financial statements. Our assessment of the threshold for this depends upon the size of key figures in the financial statements, as well as other factors such as the level of public interest in the financial statements.
- Errors which are material by nature may not be large in value, but may concern accounting disclosures of key importance and sensitivity, for example the salaries of senior staff.
- Errors that are material by context are those that would alter key figures in the financial statements from one result to another – for example, errors that change successful performance against a target to failure.

We reassessed materiality for the Authority at the start of the final accounts audit. The re-assessment was made due to a significant fall in the Gross Expenditure of the Authority as compared to 2014/15.

Materiality for the Authority's accounts was set at £11 million which equates to around 1.7 percent of gross expenditure. We design our procedures to detect errors in specific accounts at a lower level of precision.

### Reporting to the Audit Committee

Whilst our audit procedures are designed to identify misstatements which are material to our opinion on the financial statements as a whole, we nevertheless report to the Audit Committee any misstatements of lesser amounts to the extent that these are identified by our audit work.

Under ISA 260, we are obliged to report omissions or misstatements other than those which are 'clearly trivial' to those charged with governance. ISA 260 defines 'clearly trivial' as matters that are clearly inconsequential, whether taken individually or in aggregate and whether judged by any quantitative or qualitative criteria.

ISA 450 requires us to request that uncorrected misstatements are corrected.

In the context of the Authority, we propose that an individual difference could normally be considered to be clearly trivial if it is less than £0.55 million for the Authority.

Where management have corrected material misstatements identified during the course of the audit, we will consider whether those corrections should be communicated to the Audit Committee to assist it in fulfilling its governance responsibilities.

# Declaration of independence and objectivity

**Auditors appointed by Public Sector Audit Appointments Ltd must comply with the Code of Audit Practice.**

## Requirements

Auditors appointed by Public Sector Audit Appointments Ltd must comply with the Code of Audit Practice (the 'Code') which states that:

*"The auditor should carry out their work with integrity, objectivity and independence, and in accordance with the ethical framework applicable to auditors, including the ethical standards for auditors set by the Financial Reporting Council, and any additional requirements set out by the auditor's recognised supervisory body, or any other body charged with oversight of the auditor's independence. The auditor should be, and should be seen to be, impartial and independent. Accordingly, the auditor should not carry out any other work for an audited body if that work would impair their independence in carrying out any of their statutory duties, or might reasonably be perceived as doing so."*

In considering issues of independence and objectivity we consider relevant professional, regulatory and legal requirements and guidance, including the provisions of the Code, the detailed provisions of the Statement of Independence included within the Public Sector Audit Appointments Ltd *Terms of Appointment* ('Public Sector Audit Appointments Ltd Guidance') and the requirements of APB Ethical Standard 1 *Integrity, Objectivity and Independence* ('Ethical Standards').

The Code states that, in carrying out their audit of the financial statements, auditors should comply with auditing standards currently in force, and as may be amended from time to time. Public Sector Audit Appointments Ltd guidance requires appointed auditors to follow the provisions of ISA (UK&I) 260 *Communication of Audit Matters with Those Charged with Governance* that are applicable to the audit of listed companies. This means that the appointed auditor must disclose in writing:

- Details of all relationships between the auditor and the client, its directors and senior management and its affiliates, including all services provided by the audit firm and its network to the client, its directors and senior management and its affiliates, that the auditor considers may reasonably be thought to bear on the auditor's objectivity and independence;
- The related safeguards that are in place; and
- The total amount of fees that the auditor and the auditor's network firms have charged to the client and its affiliates for the provision of services during the reporting period, analysed into appropriate categories, for example, statutory audit services, further audit services, tax advisory services and other non-audit services. For each category, the amounts of any future services which have been contracted or where a written proposal has been submitted are separately disclosed. We do this in our *Annual Audit Letter*.

Appointed auditors are also required to confirm in writing that they have complied with Ethical Standards and that, in the auditor's professional judgement, the auditor is independent and the auditor's objectivity is not compromised, or otherwise declare that the auditor has concerns that the auditor's objectivity and independence may be compromised and explaining the actions which necessarily follow from his. These matters should be discussed with the Audit Committee.

Ethical Standards require us to communicate to those charged with governance in writing at least annually all significant facts and matters, including those related to the provision of non-audit services and the safeguards put in place that, in our professional judgement, may reasonably be thought to bear on our independence and the objectivity of the Engagement Lead and the audit team.

# Declaration of independence and objectivity (cont.)

We confirm that we have complied with requirements on objectivity and independence in relation to this year's audit of the Authority's financial statements.

### General procedures to safeguard independence and objectivity

KPMG's reputation is built, in great part, upon the conduct of our professionals and their ability to deliver objective and independent advice and opinions. That integrity and objectivity underpins the work that KPMG performs and is important to the regulatory environments in which we operate. All partners and staff have an obligation to maintain the relevant level of required independence and to identify and evaluate circumstances and relationships that may impair that independence.

Acting as an auditor places specific obligations on the firm, partners and staff in order to demonstrate the firm's required independence. KPMG's policies and procedures regarding independence matters are detailed in the *Ethics and Independence Manual* ('the Manual'). The Manual sets out the overriding principles and summarises the policies and regulations which all partners and staff must adhere to in the area of professional conduct and in dealings with clients and others.

KPMG is committed to ensuring that all partners and staff are aware of these principles. To facilitate this, a hard copy of the Manual is provided to everyone annually. The Manual is divided into two parts. Part 1 sets out KPMG's ethics and independence policies which partners and staff must observe both in relation to their personal dealings and in relation to the professional services they provide. Part 2 of the Manual summarises the key risk management policies which partners and staff are required to follow when providing such services.

All partners and staff must understand the personal responsibilities they have towards complying with the policies outlined in the Manual and follow them at all times. To acknowledge understanding of and adherence to the policies set out in the Manual, all partners and staff are required to submit an annual ethics and independence confirmation. Failure to follow these policies can result in disciplinary action.

### Auditor declaration

In relation to the audit of the financial statements of Barnsley Metropolitan Borough Council for the financial year ending 31 March 2016, we confirm that there were no relationships between KPMG LLP and Barnsley Metropolitan Borough Council, its directors and senior management and its affiliates that we consider may reasonably be thought to bear on the objectivity and independence of the audit engagement lead and audit staff. We also confirm that we have complied with Ethical Standards and the Public Sector Audit Appointments Ltd requirements in relation to independence and objectivity.

## Appendix four

# Audit Independence

### Audit Fees

Our scale fee for the audit was £135,988 plus VAT in 2015/16. This fee was in line with that highlighted within our audit plan agreed by the Audit Committee in January 2016. Our scale fee for certification for the HBCOUNT was £15,236 plus VAT, and fees for other grants and claims (Teachers Pensions Agency Return, and Pooling Capital Receipts Return) was £7,750 plus VAT in 2015/16.

### Non-audit services

We have not been engaged to provide any other non-audit services during the year.



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The information contained herein is of a general nature and is not intended to address the circumstances of any particular individual or entity. Although we endeavour to provide accurate and timely information, there can be no guarantee that such information is accurate as of the date it is received or that it will continue to be accurate in the future. No one should act on such information without appropriate professional advice after a thorough examination of the particular situation.

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# Item 6

Joint Report of the Chief Executive,  
Director of Finance, Assets and Information Services and  
Director of Legal and Governance

## AUDIT COMMITTEE – 23<sup>rd</sup> September 2016

### ANNUAL GOVERNANCE STATEMENT 2015/16

#### 1. Purpose of the Report

- 1.1 To consider the final Annual Governance Statement for 2015/16, attached as Appendix One to this report.

#### 2. Recommendations

- 2.1 **The Committee is asked to approve the Draft Annual Governance Statement for 2015/16, and refer it to Full Council for their approval and adoption.**

#### 3. Background

- 3.1 The proposed process and guidance on developing the Annual Governance Review (AGR) for 2015/16 was considered by the Committee on 23<sup>rd</sup> March 2016, and members were given the opportunity to comment on these arrangements prior to the AGR commencing with officers.
- 3.2 The Audit Committee considered the draft Annual Governance Statement (AGS) on 20<sup>th</sup> July 2016.

#### 4. The Final Annual Governance Statement 2015/16

- 4.1 The final AGS is attached as Appendix One to this report. The statement outlines the following:
- i. The purpose of the Governance Framework;
  - ii. The Governance and Internal Control Framework;
  - iii. The process of annually reviewing the effectiveness of the Governance and Internal Control Framework; and,
  - iv. Identifying development and improvement opportunities arising from the Annual Governance Review, to be addressed in 2016/17.

#### 5. Review Process

- 5.1 The AGS is an important document as it is one form of providing assurances to residents and other stakeholders, including the Council's partners, that its decision making processes and procedures have integrity.
- 5.2 An action plan has been prepared to capture the issues raised throughout the review process. This document will form the basis for Audit Committee monitoring throughout the year. The action plan is provided to the Audit Committee as Appendix Two to this report. An update of the action plan will be reported to the Audit Committee in December 2016.

#### 6. Financial Implications

- 6.1 There are no direct financial implications arising through the preparation and publication of the Council's Annual Governance Statement.

6.2 However, the draft statement includes an assessment as to the extent to which the Council's financial and other internal control related procedures are being complied with.

## **7. Risk Management Considerations**

7.1 The Council's Risk Management Strategy forms one of the key elements of the Council's Internal Control Framework.

## **8. Consultations**

8.1 The draft statement was developed through a comprehensive evaluation process which has included formal input from the Council's Corporate Assurance Group and the Council's Senior Management Team (SMT).

## **9. List of Appendices**

9.1 Appendix One: Draft Annual Governance Statement 2015/16  
Appendix Two: Draft Annual Governance Statement Action Plan 2015/16

## **11. Background Papers**

11.1 Previous Audit Committee reports covering the monitoring of the 2014/15 AGS Action Plan, the Council's Local Code of Corporate Governance and the Council's Annual Governance Review Process 2015/16.

Contact Officer: Risk and Governance Manager  
Telephone: 01226 77 3119  
Date: 31<sup>st</sup> August 2016

BARNSELY METROPOLITAN BOROUGH COUNCIL

**ANNUAL GOVERNANCE STATEMENT 2015 / 2016**

**1. Scope of Responsibility**

- 1.1 Barnsley Metropolitan Borough Council is responsible for ensuring that its business is conducted in accordance with the law and all relevant standards, and that public money is safeguarded and properly accounted for.
- 1.2 The Council also has a duty under the Local Government Act 1999 to make arrangements to secure continuous improvement in the way its functions are exercised, having regard to a combination of economy, effectiveness and efficiency.
- 1.3 In discharging this overall responsibility, the Council is responsible for putting in place proper arrangements for the governance of its affairs, facilitating the effective exercise of its functions, which includes arrangements for the management of risk.
- 1.4 The Council has approved and adopted a Local Code of Corporate Governance, which is consistent with the principles of the CIPFA / SOLACE framework detailed in their report 'Delivering Good Governance in Local Government', in so far as the Council will:
- Focus on the purpose of the Council and on outcomes for the community and create and implement a vision for the local area;
  - Ensure Elected Members and officers work together to achieve a common purpose with clearly defined functions and roles;
  - Promote values for the Council and demonstrate the values of good governance through upholding high standards of conduct and behaviour;
  - Take informed and transparent decisions which are subject to effective scrutiny and consideration of risk;
  - Develop the capacity and capability of Elected Members and officers to be effective; and,
  - Engage with local people and other stakeholders to ensure robust public accountability.
- 1.5 A copy of the Council's recently revised Local Code of Corporate Governance can be found on the Council's [Risk Management intranet site](#). This document was considered, and approved by the Council's Audit Committee on 20<sup>th</sup> April 2016.

**2. Purpose of the Governance Framework**

- 2.1 The governance framework comprises the systems, processes, culture and values, by which the Council is directed and controlled. It also includes the activities through which it is accountable to, engages with and leads the community. It enables the Council to monitor the achievement of its strategic objectives and to consider whether those objectives have led to the delivery of appropriate, cost effective services.
- 2.2 The system of governance and internal control is a significant part of that framework and is designed to manage risk to a reasonable level. It cannot eliminate all risk of failure to achieve policies, aims and objectives and can therefore only provide reasonable and not absolute assurances regarding overall effectiveness. The system of governance and internal control is based on an ongoing process of risk review, designed to identify and prioritise risks to the achievement of

the Council's policies, aims and objectives and to evaluate the likelihood and potential impact of those risks being realised. It is then a case of managing and mitigating them to reasonable levels in an efficient, effective and economic manner.

### **3. The Governance Framework**

3.1 The scope of the governance and internal control framework spans the whole range of the Council's activities. The following sections consider the various main components of the Council's governance framework and the activities within each of them.

#### **3.2 Arrangements for identifying and communicating the Council's vision of its purpose and intended outcomes for citizens and service users.**

The Council's vision is contained within the Future Council Change Programme which was originally approved by Cabinet in June 2014. This also includes the Council's three corporate Priorities, four Values, and a number of Future Council characteristics.

This report was complemented by a further report, also approved by Cabinet in June 2014 which provided the detail of the business model for Directorates and Business Units in terms of how the units would be achieved and the framework for their delivery.

A further report was considered and approved by Cabinet in December 2015 which provided an opportunity to reflect on the outcomes of the Future Council, and provide assurances that changes had started to take effect.

The Council's Corporate Plan 2015 – 18 sets out these priorities, values and characteristics, which was approved by Cabinet in June 2015.

To deliver improved outcomes in terms of the overall quality of life and services that meet local needs, the Council works with a range of partners both within the Local Strategic Partnership (LSP) 'One Barnsley' as well as other organisations, including local businesses, South Yorkshire Police, voluntary and community groups and the National Health Service.

#### **3.3 Arrangements for reviewing the Council's vision and its implications for the Council's governance arrangements and translating the vision into objectives for the Council and its partners.**

The Council's Corporate Plan underpins the priorities and outcomes for 2015 to 2018, and makes clear links between the published outcomes and the Councils' own performance management arrangements.

#### **3.4 Arrangements for measuring the quality of services for service users, for ensuring they are delivered in accordance with the Council's objectives and for ensuring that they represent the best use of resources and value for money.**

Key metrics, signposted in the One Council element of the Corporate Plan will tell us about our 'organisational health' covering both our financial resources and our workforce, our social responsibility such as local spend, volunteering and apprenticeships and our ongoing progress against the ten Future Council outcomes. The supporting performance management framework, included as part of the new Corporate Plan has been designed to ensure the effective management of these outcomes.

### **3.5 Arrangements for defining and documenting the roles and responsibilities of the executive, non-executive, scrutiny and officer functions, with clear delegation arrangements and protocols for effective communication in respect of the Council and partnership arrangements.**

The Council's Constitution sets out how the Council operates regarding how decisions are made and the procedures that are followed to ensure that these rules are efficient, transparent and accountable to local people. The constitution sets out rules governing the manner in which the Council conducts its business.

The Constitution includes the Scheme of Delegation whereby functions and decision making responsibilities are allocated between the full Council, the Cabinet, individual Cabinet Members, regulatory boards, committees and officers.

The Council's Officer Code of Conduct and Member Code of Conduct encourages the effective transaction of business by setting out the respective roles of Members and officers and provides guidelines for good working relationships between them. The Elected Members Code of Conduct was updated and approved by Cabinet in May 2015 to ensure they reflected the Future Council's vision, values and behaviours.

A limited number of items of business, such as approving the level of Council Tax must be considered by the Full Council. For other decisions, the Leader and Cabinet Members hold decision making powers through the Cabinet – each member of the Cabinet holds a portfolio which supports the priorities and structures of the Future Council.

The role of each Portfolio Holder is defined in terms of both general and specific responsibilities. Councillors who are not members of the Cabinet are appointed as members of regulatory committees or undertake scrutiny activities. Detailed terms of reference are in place for regulatory boards such as the Council's Audit Committee, as well as the Overview and Scrutiny Committee and Safeguarding Scrutiny Committee.

There is a clear distinction between the Executive and non-Executive functions within the Council and clearly defined roles for these functions exist, which are understood by both parties. The Council's Monitoring Officer (MO) is responsible for determining any issues of uncertainty as to whether a function is of an Executive or non-Executive nature.

Specific governance arrangements regarding the establishment and management of Area Councils (which have a formal status as Committees of the Executive, with delegated authority to incur expenditure within an allocated budget) have now have been in place for a number of years. These are also complemented by Ward Alliances which focus on direct community engagement.

Similarly, revised arrangements regarding the structure of the Council's Scrutiny function provide an emphasis on performance management and the delivery of outcomes. The rationalisation of Scrutiny Committees has resulted in the development of an overarching Overview and Scrutiny Committee, with three 'task and finish' groups designed to undertake deep-dives of specific Scrutiny areas.

Furthermore, the Council's LSP Board consists of senior partner representatives and agrees the overall strategic direction for the partnership. It considers performance against the Council's Jobs and Business Plan 2014-17 and Health and Wellbeing Strategy 2014-19. However, the primary responsibility for overseeing the delivery of these strategies rests with the Barnsley Economic Partnership and the Health and Wellbeing Board respectively. The LSP Board provides overall coherence and coordination across principal partnership arrangements to ensure that delivery is

effective. The Board has three specific sub-groups each with a key focus including Communications, European Funding and Shared Assets.

### **3.6 Arrangements for developing, communicating and embedding codes of conduct, defining the standards of behaviour for Members and officers.**

The Council has established a Member Panel to consider any allegations of misconduct, where the MO determines the need to undertake formal investigation. The MO exercises their judgement in consultation with three designated Independent Persons who have been appointed as a requirement of the Localism Act. This panel comprises three Elected Members chosen from those members comprising the Appeals Awards and Standards Panel by the Monitoring Officer in consultation with the Chairperson of the Panel. A majority of the members are selected from members of a political group different to that of the member who is the subject of the complaint.

The Council has developed and adopted formal Codes of Conduct which define standards for both personal and professional behaviour for Elected Members and officers. Formal induction training packages have been developed for Members and officers that include mandatory training regarding information governance, financial and procurement responsibilities and anti-fraud and corruption arrangements. Both Elected Members and officers are required to register relevant interests as required by law, and by the relevant Code of Conduct. The Council maintains a register of Councillors Interests, as Councillors are obliged by law to keep their registration up to date and inform the MO of any changes within 28 days of the relevant event. The need for disclosure of any conflicts of interest is a standard agenda item at all Council meetings. Standing Orders have been amended to require a member to withdraw where they have a Disclosable Pecuniary Interest, as defined by law.

### **3.7 Arrangements for the review of the effectiveness of the Council's decision making framework, including delegation arrangements, decision making in partnerships and robustness of data quality.**

The Council has in place a Constitution which is reviewed on a regular basis by the Constitution Review Group. This also ensures that the Cabinet Report Writing Guidelines are up to date and reflect current legislation and best practice. Within the Constitution review process delegations to members and officers are considered and refreshed as appropriate.

Cabinet decisions, including those relating to partnership activities are subject to oversight by the Overview and Scrutiny Committee. The robustness of data quality is challenged through the annual governance review process, and is also subject to periodic audit and review.

### **3.8 Arrangements for the review of the effectiveness of the framework for identifying and managing risks and demonstrating clear accountability.**

The Council has in place a comprehensive Risk Management framework which is reviewed on an annual basis. Compliance with this framework is monitored, and specifically audited on an annual basis. The Risk Management framework has also benchmarked against other local authorities through the Association of Local Authority Risk Managers (ALARM) and Chartered Institute of Public Finance and Accountancy (CIPFA) Local Authority Benchmarking Club, and improvement actions identified by this process are included in subsequent Risk Management Section work-plans. Furthermore, the Council's External Auditors have considered and compared the Council's Strategic Risk Management arrangements with other similar constituted Authorities, and provided positive assurances in this regard.

The Council's Audit Committee takes the lead in overseeing the Council's Risk Management framework arrangements and receives regular reports regarding compliance with the framework, across all Council services and functions. The Committee also receives reports regarding the Council's Strategic Risk Register (SRR), which is reviewed on a bi-annual basis.

The Council's decision making processes require the identification of risks and how they are being managed as a standard element of all decision making reports.

Training and awareness sessions are provided on a regular basis for Elected Members and officers. This is complemented by on-line training modules for Elected Members and officers.

### **3.9 Arrangements to ensure that effective counter-fraud, anti-corruption and whistleblowing controls and processes for receiving and investigating complaints from the public are developed and maintained.**

The Council has in place a Corporate Anti-Fraud, Corruption and Bribery Policy and a suite of supporting policies and guidance, which are reviewed on an annual basis.

Training and awareness continues to be provided both specifically to groups of employees but also via on-line training modules for employees.

The Council has in place a Whistleblowing Policy, supported by two senior managers as designated contact officers. The Audit Committee oversees the effectiveness of the Whistleblowing arrangements on an annual basis. Internal Audit, as well as having a role in investigating matters brought to its attention, but it also takes the lead in promoting preventative measures. This is inherent in all audit work but also through specific fraud detection work to identify areas where fraud prevention controls can be improved.

As part of the Future Council arrangements, the Corporate Anti-Fraud Team (CAFT) has been formed within Internal Audit, and became fully effective from 1<sup>st</sup> April 2015. A number of reports to the Audit Committee during 2015 provided positive assurances regarding the activities being undertaken by the CAFT.

### **3.10 Arrangements to ensure the effective management of change and transformation.**

A robust approach has been taken regarding the management of change, with the project management computer system P2.net utilised to assist in the tracking and delivery of budget saving proposals. This process is complemented by the Programme Office approach detailed in the Council's Future Council Strategy 2014 – 2017. In order to ensure the delivery of the Future Council, the Future Council 2020 Improvement and Growth Board has been established, and is chaired by the Chief Executive and consists of Executive and Service Directors. The primary purpose of this Board is to driver the overall Future Council programme forward to deliver the expected outcomes and benefits.

Furthermore, a £3M 'Improvement and Growth' Fund has been set up to stimulate and support innovation, managed risk taking and commercial and business thinking. It is expected that Service Directors will submit brief, high level business cases which will demonstrate alignment with the Council's corporate priorities. Applications to the fund must demonstrate that they are not delivering business as usual activities and how cashable and non-cashable efficiencies will be driven and supported by a clear return on investment.

**3.11 Arrangements to ensure that the Council's financial management arrangements conform with the governance requirements of the *CIPFA Statement on the Role of the Chief Financial Officer in Local Government*.**

The Council's Chief Financial Officer (CFO) is a key member of the Senior Management Team (SMT) for the Council, helping it to develop and implement strategy and resources to help deliver the Council's strategic objectives in a way that is sustainable and in the public interest. They are also actively involved in, and able to bring influence to bear on all material business decisions, to ensure immediate and longer term implications, opportunities and risks are fully considered, and where appropriate, aligned to the Council's overall financial strategy (the Medium Term Financial Strategy (MTFS)). The CFO leads on the promotion and delivery by the entire Council on good financial management, which aims to ensure that public money is safeguarded at all times, and used in an appropriate, economic efficient and effective manner.

To deliver these responsibilities, the CFO leads and directs the Finance function within the Council to ensure it is resourced in such a way as to be fit for purpose, and they are also professionally qualified and suitably experienced.

An assessment has been undertaken as part of the Annual Governance Review process against the CIPFA Statement on the role of the Chief Financial Officer in Local Government. This assessment has confirmed that in all respects the Council's arrangements comply with the five principles set out in the framework.

**3.12 Arrangements to ensure that the Council's assurance arrangements conform with the governance requirements of the *CIPFA Statement on the Role of the Head of Internal Audit*.**

The Head of Internal Audit (HoIA) in a local authority plays a critical role in delivering the Council's strategic objectives by championing best practice in governance, objectively assessing the adequacy of governance and management of existing risks, commenting on responses to emerging risks and proposed developments and giving an objective and evidence based opinion on all aspects of governance, risk management and internal control.

To perform this role, the HoIA is a senior officer with regular and open engagement across the Council, particularly with Executive Directors and Service Directors and the Audit Committee. The HoIA leads and directs an internal audit service that is resourced to be fit for purpose and is professionally qualified and suitably experienced. Following an independent external assessment as to conformance with the Public Sector Internal Audit Standards, the Internal Audit function was deemed to be fully compliant.

An assessment has been undertaken as part of the Annual Governance Review process against the CIPFA Statement of the Role of the HoIA in Local Government. This assessment has confirmed that in all respects, the Council's arrangements comply with the five principles set out in the framework.

**3.13 Arrangements to ensure that effective arrangements are in place for the discharge of the Monitoring Officer function and the Head of Paid Service function.**

The broader context for the Council's governance and internal control environment is provided by the Council's Constitution which gives comprehensive information on how the Council is organised, its decision making processes and how probity and due process are promoted. This includes the work of the statutory officers, namely the Head of Paid Service (the Chief Executive), the MO (the Executive Director, Legal and Governance) and the Section 151 Officer (Executive Director, Finance, Assets and Information Services).



All three of the statutory officers are members of the Council's SMT. Statutory officer meetings are held periodically to focus on the specific statutory nature of their roles. The MO and the Section 151 Officer have direct access to the Chief Executive with reference to their core statutory and professional roles.

### **3.14 Arrangements to undertake the core functions of the Audit Committee, as defined by CIPFA's *Audit Committee Practical Guidance for Local Authorities*.**

The Council's Audit Committee comprising of four senior Elected Members, and five co-opted members is responsible for providing independent assurance to the Council on the adequacy and effectiveness of the governance and internal control framework, which incorporates the arrangements relating to financial, risk and performance management. The Committee undertakes an annual review to ensure it remains compliant with the CIPFA 'Audit Committee Practical Guidance for Local Authorities' document.

The Committee receives regular reports relating to its remit, covering issues arising from the work of Internal Audit, updates on the risk management process, anti-fraud and corruption work and financial management reports, plus reports from the Council's external auditors which includes updates on the progress of implementing recommendations that have been made. The Committee itself produces an annual report highlighting their key areas of activity during the year.

As part of its governance remit, the Audit Committee will consider this Statement and, as necessary provide comments to full Council. In addition, the Committee will monitor the implementation of any emerging developments or improvements, recommended through the Annual Governance Review process.

An Audit Committee Workshop event was held in November 2015, which was designed to consider if the effectiveness and efficiency of the Committee can be improved to ensure it supports the Future Council Programme. The Workshop also included comparing the current Audit Committee arrangements with the CIPFA 'Audit Committee – Practical Guidance for Local Authorities and Police 2013' Guidance.

### **3.15 Arrangements to ensure compliance with relevant laws and regulations, internal policies and procedures and that expenditure is lawful.**

The Council has designated the Executive Director, Legal and Governance as MO. It is the function of the Monitoring Officer to ensure compliance with established policies, procedures, laws and regulations and to oversee its arrangements in relation to ethical standards complaints.

The Executive Director, Legal and Governance attends, or is represented by a senior lawyer at all meetings of the Cabinet and Council. A senior lawyer is always in attendance at meetings of the Planning Regulatory Board and the Licensing Regulatory Board and as clerk to any Appeals panels.

All decision making reports take account of a range of control factors, including risks, legal and financial implications and policy or performance implications. The Council's SMT reviews all significant reports prior to them being included on the Cabinet agenda and discusses forthcoming Cabinet agendas a week prior to the meeting to address any particular issues arising or outstanding in respect of the specific report on the agenda. Any decisions taken by Cabinet members under their delegated powers are subject to prior scrutiny by SMT.

All Cabinet decisions are subject to oversight by the Overview and Scrutiny Committee.

All documents that require execution by the Executive Director, Legal and Governance require evidence of Member or delegated officer approval prior to being executed.

Legal implications in particular with regard to consultation and statutory quality obligations are addressed specifically as part of the Council's budget setting process. The MO and Section 151 Officer are aware of their statutory duties to report in respect of concerns of unauthorised activity or expenditure and consult with each other periodically in relation to their ongoing and complementary statutory roles.

There is a periodic review of decision making and 'authority to act' through the role of Internal Audit and where appropriate by external regulators such as the Information Commissioner, the Surveillance Commissioner and the Local Government Ombudsman.

**3.16 Arrangements for identifying the development needs of members and senior officers in relation to their strategic roles, supported by appropriate training.**

Services are delivered by trained and experienced employees. All posts have a detailed job description and person specification. As part of the move towards the 'Future Council' a large proportion of jobs now benefit from a Job Profile, which includes elements of the job description and employee specification. Training needs are identified through the Performance and Development Review (PDR) process in which individuals' targets are derived from Service Delivery Plans or Business Unit Plans.

Induction courses are available for new Elected Members and officers. A comprehensive programme of development activities and training has been specifically designed to improve the knowledge, skills and abilities of Elected Members in their individual or collective roles in meeting the Council's corporate objectives. The programme is also designed to ensure that all Members are fully supported to carry out their increasingly complex roles. Members individual development needs are identified in personal development plans.

A number of Leadership Programmes have been set up to provide detailed (and accredited) Leadership and Management training for all tier one to five officers within the Council.

**3.17 Arrangements to establish clear channels of communication with all sectors of the community and other stakeholders, ensuring accountability and encouraging consultation.**

All Councillors must account to their communities for the decisions that they have taken and the rationale behind them. Barnsley Council is subject to external review through external auditing of financial statements and performance managing outcomes against national standards and targets.

Councillors and officers are both subject to code of conducts. Additionally, where maladministration may have occurred, the aggrieved person may wish to appeal either through their local Councillor or directly to the Local Government Ombudsman.

The Council has numerous arrangements in place to communicate with its customers and wider stakeholders, including the use of social media such as 'Facebook' and 'Twitter'. The Area Council and Ward Alliance arrangements also encourage community involvement, engagement and participation.

**3.18 Arrangements to enhance the accountability of service delivery and the effectiveness of other public service providers.**

The Council has various arrangements in place to ensure it is accountable for its service delivery and performance. This includes the provision of quarterly performance reports that detail the Council's performance against specific Corporate Plan priorities and an annual Council Tax leaflet that is published on the Council's website which provides an insight into how resources are being used.

### **3.19 Arrangements to incorporate good governance in respect of partnerships and other joint working as identified by the Audit Commission's report on the governance of partnerships and reflecting these in the Council's governance arrangements.**

When working in partnership with others, the existence of sound governance arrangements helps to ensure that shared goals are achieved and resources are controlled in an effective manner.

A review of the partnership arrangements for the LSP has provided greater clarity by reducing the number of partnership bodies and sub-groups. The LSP now benefits from two key partnership bodies, the Health and Wellbeing Board (focusing on delivering health and wellbeing strategies) and the Barnsley Economic Partnership (which focuses on the delivery of economic strategies), with the One Barnsley Board providing strategic oversight. The emphasis is on each partner agency contributing towards, and being responsible for the delivery of shared outcomes for Barnsley, rather than servicing and attending partnership meetings.

Council officers and Councillors are nominated as Council representatives within or when dealing with significant partnering organisations. Partners are encouraged where appropriate to align their objectives with the Council's policies and deliver high quality, efficient and effective services which are in accordance with their agreements with the Council.

A developing practical Partnership Governance Framework is in development, which has been designed to assist Partnership Lead Officers provide suitable assurances that the partnership is making a valuable contribution to the Council's objectives and priorities, and is a well governed and controlled relationship.

## **4. Review of Effectiveness**

Barnsley Metropolitan Borough Council has responsibility for conducting (at least annually), a review of the effectiveness of its governance framework, including systems of internal control and risk management arrangements. The review of effectiveness is informed by the work of senior managers within the Council who have responsibility for the development and maintenance of the governance environment, the HoIA's annual report and also by comments made by external auditors and other regulators or inspectorates.

### **4.1 Senior Management Team (SMT)**

#### **4.1.1 Annual Assurance Statements**

The Council's SMT is responsible for ensuring compliance with, as well as improvement against the governance, risk and internal control framework. As part of this function, each member of SMT is provided with details of their services assurance information for the year. This assurance information contains:

- Significant and Fundamental Internal Audit recommendations that have been made to individual business units;
- Significant and Fundamental themed Internal Audit recommendations that are relevant to specific business units; and,

- Other Sources of Assurance information sourced from Internal Control and Governance lead officers.

Following receipt of the above information by each individual Service Director, each SMT member is then asked to provide assurances regarding the overall governance arrangements for their Directorate.

This information has then been evaluated, and where appropriate, included in the Annual Governance Statement Action Plan.

#### **4.1.2 Annual Review Statements and the developing Corporate Assurance Framework**

The Council has adopted a comprehensive set of internal policies and procedures that govern key aspects of its operations as part of the drive to develop high quality local public services. Collectively, these are referred to as the Internal Control Framework.

Each of these key policies, plans and procedures has a senior lead officer with overall responsibility for their maintenance and review. The previous Annual Governance Review process provided an opportunity for each designated lead officer to prepare an annual review statement on their respective areas of responsibility.

The developing Corporate Assurance Framework (CAF) aims to collate these discrete elements of the Council's Internal Control Framework into an overarching assurance document, which will allow for the mapping of risks, systems, processes and assurances against the controls in place. This will also include an evaluation of the adequacy, in terms of the breadth and depth of assurance coverage provided to ensure there is sufficient evidence available to ascertain whether the controls are effective, efficient and comprehensive. This is combined with an assessment of current assurances on the effectiveness of current controls in the mitigation of risk to ensure they are also adequate, efficient and comprehensive. This work is due for completion in 2016, and it is envisaged the outcomes of the CAF will be used to inform and influence the Internal Audit Plan for the year ahead.

Policies included within the Council's Internal Control Framework are also subject to cyclical, risk based review by the Council's Internal Audit division.

## **4.2 Internal Audit**

4.2.1 The HoIA is responsible for providing assurances on the robustness of the Council's internal control arrangements to the Audit Committee. An annual report on audit activity and the performance of the Internal Audit division is also presented to the Audit Committee. In terms of the 2015/16 report, which the Committee considered at its meeting on 20<sup>th</sup> July 2016, the HoIA gave a controls assurance opinion which reflected that systems concerning internal controls were adequate and that no fundamental breakdown of any such systems had occurred. Whilst the overall opinion is positive, there are some key issues arising from the work of Internal Audit that senior management should consider. In general terms these relate to the impact of Future Council and the implications of changed structures, new and changed systems and an increased workload for many managers, which has impacted upon their ability to maintain reasonable and effective controls in some areas of activity.

4.2.2 The results of Internal Audit's work during 2015/16 has recognised that the Future Council approach requires a change in risk appetite and that there is a natural period during which new operational arrangements will embed. However, with regard to the progress of audit report recommendations, at the point of follow up and throughout the year only 35% of recommendations had been implemented

by the agreed date by management. The monitoring of report recommendations will no doubt be a priority for the Audit Committee, and the Internal Audit Service itself.

4.2.3 The role of Internal Audit within the governance, risk and internal control framework is to operate both independently and objectively in reviewing and reporting on the effectiveness of the Annual Governance Review process and the corporate Risk Management framework. This work has been undertaken by a Principal Auditor reporting directly to the Executive Director, Finance, Assets and Information Services in order to preserve that independence.

#### **4.3 Strategic Risk Management**

Work undertaken by the Risk Management Section during 2015/16 included support and challenge in the management and development of the Council's SRR and the preparation of reports to SMT, Cabinet and the Audit Committee. Work has also included promoting and embedding good risk management practices throughout the Council, and its partners, as well as preparing both annual and periodic update reports to the Audit Committee.

#### **4.4 External Audit, Assessment and Inspection**

Barnsley Metropolitan Borough Council is subject to external assessment and regulation by auditors and service inspectorates such as OFSTED and the Care Quality Commission (CQC). Services, in conjunction with the Corporate Assurance Group are responsible for ensuring that the relevant findings from external audit or other assessment activity informs the annual evaluation process, which underpins the production of the Annual Governance Statement.

4.5 In summary, the following principal sources of evidence were considered when carrying out this evaluation:

- Assurances provided by Service Directors and Executive Directors regarding the overall governance arrangements for Business Units, and Directorates;
- Internal Audit Annual Report;
- Risk Management Annual Report;
- The Annual Audit letter;
- Key issues arising from the Annual Corporate Health and Safety Annual Report;
- The Local Government Ombudsman's Annual Monitoring Report on BMBC's complaints;
- The independent Internal Audit Annual Review of the Annual Governance Review and Statement process and Corporate Risk Management arrangements; and,
- A review of the action taken and progress made in relation to the issues raised in the 2015/16 Annual Governance Statement and associated Action Plan;

#### **4.6 Corporate Assurance Group (CAG)**

Following the transition to the Future Council, the Corporate Assurance Group (CAG) membership and terms of reference have been reviewed, and the group has been successfully reconvened. The CAG has met twice in 2016/17 (April 2016 and May 2016) in order to develop the Council's assurance information, as detailed in section 4.1.1.

4.7 The development of the revised Annual Governance Review process has been presented to the Barnsley Leadership Team (BLT) and SMT in 2015. This process has been somewhat refined, following a greater level of involvement with the internal control and governance lead officers, via the CAG. Furthermore, the Audit Committee were updated regarding the revised Annual Governance Review process at their meeting on 20<sup>th</sup> April 2016.

**5. Significant Governance Issues**

- 5.1 The annual review of the Council’s governance, risk and internal control arrangements in 2015/16 has not identified any fundamental issues and has confirmed that the general level of compliance with the Council’s governance and internal control framework remains good.
- 5.2 The review process has taken into account the action taken against the control issues raised on previous Annual Governance Statements.
- 5.3 The Action Plan to be monitored during 2016/17 comprises the issues that have been carried forward from previous years, along with issues that arose from the 2015/16 review.

**6. Statement by the Leader of the Council and the Chief Executive**

- 6.1 We are satisfied that the comprehensive review process undertaken has identified the relevant areas for attention over the forthcoming year. The Action Plan put in place will be monitored by the Council’s Audit Committee will (when implemented) further enhance the Council’s governance, risk and internal control framework.

.....  
Councillor Sir Stephen Houghton CBE  
Leader of Barnsley MBC

.....  
Diana Terris  
Chief Executive of Barnsley MBC

Date:

Date:

**Appendix Two: Annual Governance Statement Action Plan 2016/17**

Ref	Annual Governance Statement Action	Responsible Executive Director	Timescales	Current Position – Action Taken / Planned
1	<p>To further develop and embed a practical framework to assist on the effective governance and control of the Council's partnerships, contracts and general relationships with external organisations. This has increased significance in the context of the Future Council programme. <i>(Carried forward from 2015/16)</i></p>	<p align="center">Executive Director, Legal and Governance</p>	<p align="center">31/12/2016</p>	<p><u>July 2016:</u> A presentation to BLT was delivered by the Executive Director, Legal and Governance on 31/05/2016, seeking endorsement of the developing Partnership Governance Framework, which entails:</p> <ul style="list-style-type: none"> <li>▪ Developing a Register of significant partnerships;</li> <li>▪ Logging Partnership risks in the appropriate Risk Register; and,</li> <li>▪ Ensuring suitable assurances (including the consideration of exit strategies) are included when logging Partnership risks in the appropriate Risk Register.</li> </ul> <p>The Executive Director, Legal and Governance and the Risk and Governance Manager met in July 2016 to develop arrangements to roll this framework out to all Directorates in 2016 via the Operational Risk Register review process.</p> <p>An update will be provided to BLT during 2016.</p>
2	<p>Improving the quality of performance reviews undertaken across the Council in 2016/17.</p> <p>Particular areas of non-compliance or concern will be considered as part of Internal Audit's Themed Assurance Audit on the Performance and Development Framework, the recommendations of which will be used to identify areas of development and support for managers and to inform changes required to the process for the future. <i>(Carried forward from 2015/16)</i></p>	<p align="center">Executive Director, Human Resources, Performance and Communications</p>	<p align="center">31/03/2017</p>	<p><u>July 2016:</u> Terms of reference for Internal Audit's Themed Assurance Audit on the Performance and Development Framework have now been agreed between the Organisation Development Manager and Internal Audit Manager</p>

Ref	Annual Governance Statement Action	Responsible Executive Director	Timescales	Current Position – Action Taken / Planned
3	<p>The development of a Commercial Toolkit that covers all aspects of business and financial acumen is currently in the process of being developed and prepared.</p> <p>This Toolkit will be rolled out via a series of modules across the entire organisation and it is envisaged this will assist in fundamentally changing the culture of the Council to a more commercial and business like organisation, with the right commercial and financial capabilities to deliver the Council's 2020 Outcomes</p> <p>The first module is expected to have been prepared by December 2016.</p>	Executive Director, Finance, Assets and Information Services	31/03/2017	<p><u>July 2016:</u> Action agreed by Service Director Finance.</p>
4	<p>Improve the implementation by Business Units of the Council's Business Continuity Planning (BCP) arrangements.</p> <p>There remain gaps in the necessary BCPs in services which now form one of the appendices of Business Unit Business Plans. The Corporate BCP will be revised in 2016 and any outstanding plans highlighted to the relevant Executive Director and Service Director. This remains an implementation issue rather than a lack of suitable and sufficient process. (Carried forward from 2015/16)</p>	Executive Director, Human Resources, Performance and Communications	31/03/2017	<p><u>July 2016:</u> Action agreed by Head of Corporate Health, Safety and Emergency Resilience.</p>



Ref	Annual Governance Statement Action	Responsible Executive Director	Timescales	Current Position – Action Taken / Planned
5	Review the recording of officer delegated decisions to ensure this is in line with legislation. <i>(Carried forward from 2015/16)</i>	Executive Director, Legal and Governance	30/09/2016	<p><u>July 2016:</u> Draft guidance prepared by the Service Director (Council Governance) and passed to the Director, Legal and Governance for consideration.</p> <p>Following receipt of feedback, it is envisaged this guidance will be considered by SMT, and finally, circulated to BLT in late July 2016.</p>
6	Internal Audit Annual Report: A corporate issue relating to non-compliance with Contract Procedure Rules and the overall adequacy of Contract Management Arrangements	Executive Director, Finance, Assets and Information Services	31/03/2017	<p><u>July 2016:</u> Identified via Internal Audit's Annual Report – Significant Governance Issues.</p> <p>Agreed by SMT this action is to be included on the 2015/16 AGS Actions Plan.</p> <p>Action agreed by Head of Strategic Procurement.</p>

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<b>MEETING:</b>	Full Council
<b>DATE:</b>	Thursday, 28 July 2016
<b>TIME:</b>	10.30 am
<b>VENUE:</b>	Council Chamber, Barnsley Town Hall

## MINUTES

### Present

The Mayor (Councillor Burgess)

- Central Ward - Councillors D. Birkinshaw, Bruff and M. Dyson
- Cudworth Ward - Councillors Hayward, Houghton CBE and C. Wraith MBE
- Darfield Ward - Councillors Coates, Markham and Saunders
- Darton East Ward - Councillors Charlesworth and Spence
- Darton West Ward - Councillors Cave and Howard
- Dearne North Ward - Councillors Gardiner, Gollick and Philips
- Dearne South Ward - Councillors Noble and Sixsmith MBE
- Dodworth Ward - Councillors P. Birkinshaw, J. Carr and Riggs
- Hoyland Milton Ward - Councillors Franklin, Shepherd and Stowe
- Kingstone Ward - Councillors D. Green and Williams
- Monk Bretton Ward - Councillors S. Green, Richardson and Sheard
- North East Ward - Councillors Ennis and Hampson
- Old Town Ward - Councillors Cherryholme, Grundy and Lofts
- Penistone East Ward - Councillors Barnard, Hand-Davis and Wilson
- Penistone West Ward - Councillors David Griffin, Millner and Unsworth
- Rockingham Ward - Councillors Andrews BEM and Lamb
- Royston Ward - Councillors Clements and Makinson
- St. Helen's Ward - Councillors Leech and Platts
- Stairfoot Ward - Councillors K. Dyson, W. Johnson and Mathers
- Wombwell Ward - Councillors Frost, Daniel Griffin and R. Wraith
- Worsbrough Ward - Councillors G. Carr, Clarke and Pourali

### 58. Declarations of Interests

There were no declarations of pecuniary or non-pecuniary interest in respect of items on the agenda.

## **59. Minutes**

The minutes of the meetings of the Council held on the dates specified were taken as read and signed by the Chair as a correct record:

- Annual Council – 20<sup>th</sup> May, 2016
- Ordinary Meeting – 26<sup>th</sup> May, 2016
- Honorary Freeman Meeting – 7<sup>th</sup> June, 2016

## **60. Communications**

### (a) Health and Safety Awards 2016

The Chief Executive was pleased to announce that the Council had been successful in achieving two prestigious awards for health and safety in 2016 which reflected the high standards sustained over consecutive years.

- The British Safety Council International Safety Award – the Council had again won this award. The Chief Executive reported that winners of these awards spanned all sectors and were drawn from the United Kingdom, Africa and the Middle East.
- Royal Society for the Prevention of Accident's Order of Distinction – this was the first time that the Council had been successful in achieving this award for its commitment to accident and ill-health prevention. The Council had been judged on its overarching occupational health and safety management systems, including practices such as leadership and workforce involvement. Julia Small, RoSPA's Head of awards and events had said 'to win an award at such a highly-regarded event as the RoSPA Awards is a great achievement for our winners. It recognises their commitment to maintaining an excellent health and safety record and raises the bar for other organisations to aspire to'.

The awards reflected the continued efforts of Business Units, Services and employees at all levels for their contribution to the Council's health and safety record.

Congratulations were extended to Mr S Dobby and his Team on this fantastic achievement.

The Mayor and Members of the Council expressed their congratulations to all concerned in the usual manner.

### (b) National Recycling Awards

The Chief Executive reported that the BDR and 3SE Waste Partnership had been recognised at the recent National Recycling Awards by winning the category for Best Energy from Waste Initiative.

The National Recycling Awards recognised excellence and innovation in the recycling and waste management industry. As well as winning this category, the project was also a finalist in two other categories, Private-Public Sector Partnership and Communications.

The judges had praised the close relationship between Barnsley, Doncaster and Rotherham Councils and 3SE on the project and the vision which had led to the construction of a regional multi-fuel energy from waste facility.

The BDR waste treatment facility played a pivotal role in the Council achieving a 95% landfill diversion rate, contributing to the overall annual recycling performance (of around 45%) and generating enough power from Barnsley's waste to power over 10,000 households per year whilst, at the same time, giving the Authority certainty of waste treatment capacity and access to two industry leading private sector companies for the next 25 years.

Mr M Bell was in the Chamber this morning and congratulations were extended to him and his Team on this achievement.

The Mayor and Members of the Council expressed their thanks to all involved in the usual manner.

(c) Berneslai Homes – Runner Up – Top 50 Social Landlords

The Chief Executive informed the Council that Berneslai Homes had been named as the runner up in the UK's Top 50 social landlords list which was put together by a national poll by 24 Housing Magazine.

Berneslai Homes had been shortlisted for some big achievements including:

- Staff raising £32,000 for local charities
- Running the #proudtennant campaign
- Expanding their tenant support service and helping tenants access £375,000 in benefits including 180 new build homes and excellent performance with 89% tenant satisfaction, 93% repairs satisfaction and 99% rent collection

Mr M Lunn, Chair of Berneslai Homes Board was in the Chamber this morning and on behalf of the Council, the Chief Executive wished to congratulate him, Ms H Jaggar (Chief Executive, Berneslai Homes) and all the Team within Berneslai Homes for achieving this recognition.

The Mayor and Members of the Council expressed their thanks to all involved in the usual manner.

Councillor Gardiner, Corporate Services Cabinet Spokesperson, expressed his individual congratulations to all those involved in these fantastic achievements. He particularly commented on the Health and Safety Awards and to the work of Mr S Dobby and his Team. These awards were one of many that the Service had received and was testament to the hard work and dedication of all involved. It demonstrated the continuing success and excellent performance of the Service.

Councillor Sir Steve Houghton CBE, Leader of the Council, also expressed his congratulations to all concerned. In relation to Health and Safety, there was nothing more important than the safety of staff and these awards were a tremendous achievement for all involved. The success in the National Recycling Awards was a wonderful achievement and demonstrated, amongst other things, the Council's commitment to ensuring that waste was managed appropriately. He then expressed his thanks to all staff within Berneslai Homes for their hard work and dedication on behalf of residents/tenants in the Borough. This was a tremendous achievement given the financial restrictions within which the Council and Berneslai Homes was working.

Councillor Ennis, Chair of the Overview and Scrutiny Committee, also expressed his congratulations and made particular reference to the success of Berneslai Homes, being a former Board Member, and he expressed congratulations to Mr M Lunn, Chair of the Board, and to Ms H Jagger, Chief Executive and to all staff within Berneslai Homes for their hard work and dedication in helping to achieve this award.

Finally, the Mayor and Members of the Council once again expressed, in the usual manner, their congratulations to all involved in achieving these awards.

#### **61. Questions by Elected Members**

The Chief Executive reported that she had received no questions from Elected Members in accordance with Standing Order No. 11.

#### **62. Questions relating to Joint Authority, Police and Crime Panel and Combined Authority Business**

The Chief Executive reported that she had received no questions from Elected Members in accordance with Standing Order No. 12.

#### **63. Sheffield City Region Combined Authority - 9th May, 2016**

**RESOLVED** that the minutes be noted.

#### **64. Sheffield City Region Combined Authority - 20th June, 2016**

**RESOLVED** that the minutes be noted.

#### **65. Sheffield City Region Combined Authority - 27th June, 2016 (Draft)**

**RESOLVED** that the minutes be noted.

#### **66. South Yorkshire Pensions Authority - 26th May, 2016 (Draft)**

**RESOLVED** that the minutes be noted.

#### **67. South Yorkshire Pensions Authority - 9th June, 2016 (Annual Meeting) (Draft)**

**RESOLVED** that the minutes be noted.

**68. South Yorkshire Pensions Authority - 9th June, 2016 (Ordinary Meeting) (Draft)**

**RESOLVED** that the minutes be noted.

**69. South Yorkshire Fire and Rescue Authority - 27th June, 2016 (Annual Meeting) (Draft)**

**RESOLVED** that the minutes be noted.

**70. South Yorkshire Fire & Rescue Authority - 27th June, 2016 (Ordinary Meeting) (Draft)**

**RESOLVED** that the minutes be noted.

**71. Planning Regulatory Board - 31st May, 2016**

Moved by Councillor D. Birkinshaw - Seconded by Councillor R Wraith; and

**RESOLVED** that the minutes as printed and now submitted of the proceedings of the Planning Regulatory Board held on 31<sup>st</sup> May, 2016 be received.

**72. Audit Committee - 15th June, 2016**

Moved by Councillor Richardson - Seconded by Councillor Barnard; and

**RESOLVED** that the minutes as printed and now submitted of the proceedings of the Audit Committee held on 15<sup>th</sup> June, 2016 be received.

**73. Planning Regulatory Board - 28th June, 2016**

Moved by Councillor D Birkinshaw - Seconded by Councillor R Wraith; and

**RESOLVED** that the minutes as printed and now submitted of the proceedings of the Planning Regulatory Board held on 28<sup>th</sup> June, 2016 be received.

**74. General Licensing Regulatory Board - 29th June, 2016**

Moved by Councillor C. Wraith, MBE – Seconded by Councillor Richardson; and

**RESOLVED** that the minutes as printed and now submitted of the proceedings of the General Licensing Regulatory Board held on the 29<sup>th</sup> June, 2016 be received.

**75. Statutory Licensing Regulatory Board - 29th June, 2016**

Moved by Councillor C Wraith MBE - Seconded by Councillor W Johnson; and

**RESOLVED** that the minutes as printed and now submitted of the proceedings of the Statutory Licensing Regulatory Board held on 29<sup>th</sup> June, 2016 be received.

**76. General Licensing Panel - Various**

Moved by Councillor C. Wraith, MBE – Seconded by Councillor Clarke; and

**RESOLVED** that the details of the various General Licensing Regulatory Board Panel meetings held in the last cycle of meetings together with their decisions be received.

**77. Statutory Licensing Sub-Committee - 12th June, 2016**

Moved by Councillor C. Wraith, MBE – Seconded by Councillor Shepherd; and

**RESOLVED** that the notes of the meeting of the proceedings of the Statutory Licensing Regulatory Board Sub-Committee held on 12<sup>th</sup> July, 2016 be received.

**78. Appeals, Awards and Standards - Various**

Moved by Councillor Shepherd – Seconded by Councillor Makinson; and

**RESOLVED** that the details of the various Appeals, Awards and Standards Regulatory Board Panels held in the last cycle of meetings together with their decisions be received.

**79. Health and Wellbeing Board - 7th June, 2016**

Moved by Councillor Sir Stephen Houghton, CBE – Seconded by Councillor Platts; and

**RESOLVED** that the minutes as printed and now submitted of the proceedings of the Health and Well Being Board held on 7<sup>th</sup> June, 2016 be received.

**80. Overview and Scrutiny Committee - 7th June, 2016**

Moved by Councillor Ennis – Seconded by Councillor W Johnson; and

**RESOLVED** that the minutes as printed and now submitted of the proceedings of the Overview and Scrutiny Committee held on 7<sup>th</sup> June, 2016 be received.

**81. Overview & Scrutiny Committee - 12th July, 2016**

Moved by Councillor Ennis - Seconded by Councillor W Johnson; and

**RESOLVED** that the minutes now submitted of the proceedings of the Overview and Scrutiny Committee held on 12<sup>th</sup> July, 2016 be received.

**82. Dearne Area Council - 6th June, 2016**

Moved by Councillor Noble – Seconded by Councillor Gardiner; and

**RESOLVED** that the minutes as printed and now submitted of the proceedings of the Dearne Area Council held on 6<sup>th</sup> June, 2016 be received.

**83. North Area Council - 6th June, 2016**

Moved by Councillor Leech – Seconded by Councillor Grundy; and



**RESOLVED** that the minutes as printed and now submitted of the proceedings of the North Area Council held on 6<sup>th</sup> June, 2016 be received.

**84. North East Area Council - 9th June, 2016**

Moved by Councillor Hayward – Seconded by Councillor C Wraith MBE; and

**RESOLVED** that the minutes as printed and now submitted of the proceedings of the North East Area Council held on 9<sup>th</sup> June, 2016 be received.

**85. Penistone Area Council - 16th June, 2016**

Moved by Councillor Barnard – Seconded by Councillor Unsworth; and

**RESOLVED** that the minutes as printed and now submitted of the proceedings of the Penistone Area Council held on 16<sup>th</sup> June, 2016 be received.

**86. South Area Council - 17th June, 2016**

Moved by Councillor Stowe - Seconded by Councillor Frost; and

**RESOLVED** that the minutes as printed and now submitted of the proceedings of the South Area Council held on 17<sup>th</sup> June, 2016 be received.

**87. Central Area Council - 4th July, 2016**

Moved by Councillor D. Green - Seconded by Councillor W Johnson; and

**RESOLVED** that the minutes as printed and now submitted of the proceedings of the Central Area Council held on 4<sup>th</sup> July, 2016 be received.

**88. Planning Regulatory Board - Change of Membership**

Moved by Councillor Hayward - Seconded by Councillor David Griffin; and

**RESOLVED** that the Councillor Saunders be deleted from the Membership of the Planning Regulatory Board and replaced by Councillor Tattersall.

**89. Gambling Act 2005 - Statement of Licensing Policy (Stat Lic 29.6.2016/3)**

Moved by Councillor C Wraith MBE - Seconded by Councillor Howard; and

**RESOLVED** that the Gambling Act Statement of Licensing Policy 2016 be approved and adopted.

**90. Appointment of Representative to the Penistone School Trust (Cab.13.7.2016/7)**

Moved by Councillor Howard - Seconded by Councillor David Griffin; and

**RESOLVED** that approval be given to the re-appointment of Councillor Barnard to the Penistone School Trust for a further 4 year term.

**91. Council Representation on Barnsley and Rotherham Chamber of Commerce and Barnsley Community Safety Partnership (Cab.13.7.2016/7.1)**

Moved by Councillor Howard - Seconded by Councillor David Griffin; and

**RESOLVED:**

- (i) That Councillor Miller be appointed as the Council's representative on the Barnsley and Rotherham Representative Council to replace Councillor Leech; and
- (ii) That Councillor Frost (as a Police and Crime Panel representative) be appointed as the Council representative on the Barnsley Community Safety Partnership.

**92. Cabinet Meeting - 18th May, 2016**

Moved by Councillor Sir Stephen Houghton, CBE – Seconded by Councillor Andrews BEM; and

**RESOLVED** that the minutes as printed and now submitted of the Cabinet Meeting held on 18<sup>th</sup> May, 2016 be received.

**93. Cabinet Meeting - 1st June, 2016**

Moved by Councillor Sir Stephen Houghton, CBE – Seconded by Councillor Andrews BEM; and

**RESOLVED** that the minutes as printed and now submitted of the Cabinet Meeting held on 1<sup>st</sup> June, 2016 be received.

**94. Cabinet Meeting - 15th June, 2016**

Moved by Councillor Sir Stephen Houghton, CBE – Seconded by Councillor Andrews BEM; and

**RESOLVED** that the minutes as printed and now submitted of the Cabinet Meeting held on 15<sup>th</sup> June, 2016 be received.

**95. Cabinet - 13th July, 2016**

Moved by Councillor Sir Steve Houghton CBE - Seconded by Councillor Andrews BEM; and

**RESOLVED** that the minutes as printed and now submitted of the Cabinet Meeting held on 13<sup>th</sup> July, 2016 be received.

.....  
Chair

# Item 11

## SOUTH YORKSHIRE PENSIONS AUTHORITY

### EXTRAORDINARY MEETING

30 JUNE 2016

PRESENT: Councillor S Ellis (Chair)  
Councillors: J McHale, A Sangar, Z Sykes, R Wraith and  
K Wyatt

Trade Unions: G Warwick (GMB) and F Tyas (UCATT)

Officers: J Hattersley (Fund Director SYPA), S Smith (Head of  
Investments SYPA), A Frosdick (Monitoring Officer),  
M McCarthy (Deputy Clerk), F Bourne (Administration Officer  
SYPA) and A Shirt (Senior Democratic Services Officer)

Apologies for absence were received from Councillor E Butler,  
Councillor M Maroof, Councillor H Mirfin-Boukouris, Councillor  
M Stowe, Councillor P Wood, Councillor J Wood, F Foster,  
J Bell and M McCoole

1 APOLOGIES

Apologies for absence were noted as above.

2 URGENT ITEMS

None.

3 ITEMS TO BE CONSIDERED IN THE ABSENCE OF THE PUBLIC AND PRESS.

RESOLVED – That agenda item 6 ‘Government Consultation on LGPS Pooling  
Submission’ be considered in the absence of the public and press.

4 DECLARATIONS OF INTEREST.

None.

5 EXCLUSION OF THE PUBLIC AND PRESS

RESOLVED – That under Section 100(A) of the Local Government Act 1972, the  
public be excluded from the meeting for the following item of business on the grounds  
that it involves the likely disclosure of exempt information as defined in paragraph 3 of  
Part 1 of Schedule 12A of the Act and the public interest not to disclose information  
outweighs the public interest in disclosing it.

6 GOVERNMENT CONSULTATION ON LGPS POOLING SUBMISSION

A report of the Fund Director was submitted seeking Members’ views on the proposed  
submission to the Department for Communities and Local Government (DCLG) in July  
2016. A single submission from each Pool would need to be submitted to DCLG with

an annex from each participating Fund on assets which they intended to be held outside the Pool.

Members gave their consideration to the background material circulated and agreed that the Fund's Agricultural Portfolio be held outside of the Pool on a permanent basis; due to its unique nature and because the portfolio offered distinct liability matching benefits.

Members also agreed that the Authority reserves the right to invest in small local private equity/infrastructure projects.

RESOLVED – That Members:-

- i) Considered the draft outline submission and agreed the key aspects of the Border to Coast Pensions Partnership;
- ii) Agreed that the Fund's Agricultural Portfolio be held outside the Pool on a permanent basis;
- iii) Agreed that the Authority reserves the right to invest in small local private equity/infrastructure projects; and
- iv) Agreed that the Chair and Vice-Chair of the Authority be delegated responsibility for signing-off the Authority's submission to DCLG.

CHAIR

# Item 12

## SOUTH YORKSHIRE FIRE AND RESCUE AUTHORITY

25 JULY 2016

PRESENT: Councillor A Cave (Chair)  
Councillor A Atkin (Vice-Chair)  
Councillors: S Ayris, A Buckley, P Haith, S Howard,  
B Johnson, C Ransome and G Weatherall

CFO J Courtney, DCFO J Roberts, ACFO M Blunden and  
B Sandy (South Yorkshire Fire & Rescue Service)

J Bell, F Foster, M McCarthy, L Noble, R Winter, R Bywater  
and M McCoole (Barnsley MBC)

Apologies for absence were received from Councillor N Akther,  
Councillor E Hughes, Councillor J Satur, D Cutting, A Frosdick  
and I Rooth

1 APOLOGIES

Apologies for absence were noted as above.

2 ANNOUNCEMENTS

None.

3 URGENT ITEMS

None.

4 ITEMS TO BE CONSIDERED IN THE ABSENCE OF THE PUBLIC AND PRESS

None.

5 DECLARATIONS OF INTEREST BY INDIVIDUAL MEMBERS IN RELATION TO ANY ITEM OF BUSINESS ON THE AGENDA

None.

6 REPORTS BY MEMBERS

Councillor Atkin and several other Members had recently attended a Prince's Trust awards ceremony at Barnsley Town Hall, where Chief Fire Officer Courtney had presented certificates to young individuals who had completed the course; the event had been both emotional and inspiring. Further courses would commence from September 2016 in Rotherham and Barnsley.

Councillors Haith and Ransome had recently attended the launch of Breaking Beats in Doncaster, which had received Stronger Safer Communities Reserve (SSCR) funding. Breaking Beats' clients and staff had been involved in the production of a video in collaboration with Stop Motion, which conveyed the message of 'Get Out, Stay Out, Call 999'; the event had been very emotional.

Councillors Howard and Cave had attended their Induction at Fire Headquarters, Sheffield, where they had also visited Central Fire Station and the Control Room; they had found it to be a fascinating opportunity to observe the Control Room staff working under pressure.

7 RECEIPT OF PETITIONS

None.

8 TO RECEIVE ANY QUESTIONS OR COMMUNICATIONS FROM THE PUBLIC

None.

9 MINUTES OF THE ANNUAL AUTHORITY MEETING HELD ON 27 JUNE 2016

Councillor Ransome requested that the minutes be amended to reflect that she had nominated Councillor Weatherall as Chair of the Authority for the ensuing year, and that Councillor Ayris had seconded the nomination. Councillor Weatherall had refused the nomination.

Councillor Ayris referred to Item 5 entitled 'Review of the Fire and Rescue Authority Governance Structure'. He commented that the Procedural Standing Orders as part of the Review of the FRA's Constitution would be considered at today's Audit Committee meeting. He expressed serious concerns in relation to a number of the changes to the Procedural Standing Orders. He queried why the changes had not been considered by the Task and Finish Group that looked into the governance structure, and how the Procedural Standing Orders would ultimately be signed off following consideration at the Audit and Governance Committee.

L Noble referred to a previous Fire Authority meeting where a discussion had ensued to determine how the Constitution could best be reviewed; it had been considered a laborious task for Members of a Task and Finish Group to work through the whole Constitution. The Monitoring Officer and Deputy Monitoring Officer had looked at the Constitution from a legal perspective, and given the enormity of the task of reviewing the whole Constitution, Members were provided with tracked change documents to consider/approve as part of the Audit and Governance Committee paper. The parts of the Constitution had been reviewed in priority order and the entire review would be complete by the end of September. The Constitution would be submitted to the next appropriate Fire and Rescue Authority meeting for all Members to consider (November 2016).

Councillor Ransome requested that the minutes be amended at Item 6 entitled 'Authority Governance Arrangements' to indicate that the membership of the Audit and Governance Committee was specifically for those Authority Members and Independent Members stated, and not for all Members of the Authority.

M McCarthy commented that the Task and Finish Group had agreed to reduce the number of Authority Members on the Audit and Governance Committee and to maintain the number of Independent Members; to be reviewed after a 1 year period.

RESOLVED – That subject to the above amendments, the minutes of the Annual Authority meeting held on 27 June 2016 be agreed and signed by the Chair as a correct record.

10 MINUTES OF THE ORDINARY MEETING HELD ON 27 JUNE 2016

Councillor Haith queried whether a fitness testing update was available.

DCFO Roberts referred to the ongoing negotiations with the FBU to reach an agreed fitness testing policy. He would report back to the next Authority meeting, and inform Members of any developments in the meanwhile.

Councillor Ayris referred to Item 11 'Recommendations from Audit Committee – Internal Audit Report: Wirral Cladding and Roofing Ltd'. He queried whether any further thoughts had been given to the request made by Councillor Ransome and himself that the matter be referred to South Yorkshire Police.

D Terris commented that the recommendations within the minutes had been carried out and that the advice received had indicated that no further action was deemed necessary in relation to a referral to South Yorkshire Police. Members had received the undertaking from officers that they would ensure good practice in the future and lessons would be learnt from the experience.

Councillor Howard commented that the Audit and Governance Committee had agreed not to refer the matter onto South Yorkshire Police. Members had been satisfied with the audit undertaken and the recommendations brought forward; no plans had been made to revisit the matter further.

Councillor Haith commented that Members had been informed that there had been no evidence of fraud or corruption, and therefore there was no necessity for South Yorkshire Police to be involved.

Councillor Ayris expressed serious concerns, and he queried whether any successful attempts had been made to contact the previous employees. He considered that there were a number of unanswered questions.

Councillor Cave commented that the matter had been addressed at the Audit and Governance Committee, at which the majority of Members had agreed with the recommendations.

Councillor Ransome commented that she found the situation to be totally unacceptable.

D Terris informed Members of the process that had been undertaken. An investigation had been carried out and Members had accepted the recommendations presented. The Audit and Governance Committee would ensure that the Chief Fire Officer and Officers would complete the recommendations made and would monitor these to a satisfactory conclusion.

Councillor Howard referred to Item 27 'Further Development of Future Contingency Arrangements', and the instruction by Members that the Service enter into a 1 year contract. Councillor Howard had requested the figures for senior officers to carry out the role, to enable a comparison of costs for the contract for future years.

J Bell commented that this would be difficult to compare, as it was unknown when the contingency arrangements would be required. She would discuss the matter with Chief Fire Officer Courtney to ascertain how this could be undertaken, and inform Members of the position.

RESOLVED – That the minutes of the Fire Authority Ordinary meeting held on 27 June 2016 be agreed and signed by the Chair as a correct record.

11 PRESENTATION ON BAFTA AWARD WINNING FILM 'OPERATOR'

Members were shown the Bafta award-winning film 'Operator' that had been part-funded by the Fire Brigades Union, who had advised the film makers throughout the production process. The film highlighted the difficulties and challenges the emergency services faced when answering distressing calls, and was available to watch via the Fire Brigades Union Website [www.fbu.org.uk/operator](http://www.fbu.org.uk/operator).

G Wilkinson urged Members to visit the SYFR Control Room.

RESOLVED – That Members received the presentation.

12 FRA NOMINATION TO THE YORKSHIRE AND HUMBERSIDE EMPLOYERS' ASSOCIATION

A report of the Clerk to the Fire and Rescue Authority was submitted in relation to the Authority's nomination to the Yorkshire and Humberside Employers' Association.

Members recalled that at the Authority's AGM on 27 June, Councillor Atkin had been nominated to sit on the Yorkshire and Humberside Employers' Association. Unfortunately the meeting dates provided an unavoidable clash for Councillor Atkin in relation to Rotherham MBC meetings; therefore a new nomination was sought.

Councillor Ayris queried whether the reports from the Yorkshire and Humberside Employers' Association would come back to the Authority meetings.



J Bell commented that measures would be implemented to ensure that the minutes would be submitted to the Authority meetings.

RESOLVED – That Members:-

- i) Nominated Councillor P Haith to sit on the Yorkshire and Humberside Employers' Association.
- ii) Noted that the minutes of the Yorkshire and Humberside Employers' Association meetings would be submitted to the Authority meetings.

13 SSCR ROUND 1 PROJECT - AMENDMENT TO CONTRACT

A report of the Clerk to the Fire and Rescue Authority was presented to inform Members of an amendment to the University of Sheffield contract within the Stronger Safer Communities Reserve (SSCR) Round 1 Project.

R Bywater commented that the project had developed software to underpin the risk model to enable the Service to identify those households that had a higher risk of fires and emergencies. A number of the academics had moved onto other roles at other universities, but they remained both involved and committed to the project.

The report sought Authority approval to extend the project for up to 4 years and to transfer the remaining funds to Edge Hill University to support the further research, development and testing of the model.

Councillor Haith requested that Members be provided with regular updates.

R Bywater commented that progress reports would be submitted to the Stakeholder Planning Board to update Members on the development of the project.

RESOLVED – That Members approved:-

- i) The amendment to the contract.
- ii) The extension of the project.
- iii) The transfer of remaining funds to Edge Hill University.

14 STRONGER SAFER COMMUNITIES RESERVE (SSCR)

A report of the Clerk to the Fire and Rescue Authority was submitted to update Members on the Stronger Safer Communities Reserve (SSCR).

Members noted that a further £2m had been earmarked from reserves at the Authority's budget setting meeting on 15 February 2016. The total amount available equated to just over £2.6m.

R Bywater referred to a small scale research project that would be commissioned to evaluate the impact, legacy and social return on the investment of the £1.4m that

had been spent or committed to projects in Rounds 1 and 2. AM Helps headed up the SSCR Task and Finish Group, which had agreed that the Fund would be divided into the following categories:-

- Strategic level work with Health partners.
- Technical fire safety.
- Small grants scheme.

Members noted that the business fire safety element had the potential to attract additional funding, and that match funding would be required from the larger housing providers.

Councillor Ransome queried whether there was a time limit for the funding allocations to be spent.

R Bywater commented that a number of the Round 2 Projects were currently half way through, whilst other projects had 12 months left before completion. A piece of work would be undertaken to review the community grants element, which could provide projects with an additional 2 years' time span from start to conclusion; a report would be presented to a future Authority meeting.

Councillor Haith thanked the Link Officers for their assistance provided to the Internal Audit report, and also to the Co-ordinator.

RESOLVED – That Members agreed a revised delivery model for SSCR funds.

## 15 MAY 2016 PROJECTED OUTTURN REPORT

A report of the Chief Fire Officer, Chief Executive, Clerk, and Treasurer was presented to inform Members of the projected spend for the 2016/17 financial year based on the May 2016 outturn position and any additional information gathered during June 2016.

Members were informed that it was too early in the financial year to be able to project the figure with any certainty, particularly in relation to the industrial relations climate, the continued threat of industrial action nationally and the action short of strike action locally.

The projected outturn position currently suggested a potential overspend of £393,865. A possibility remained that the outturn position would fluctuate during the year as the issues were clarified. The matter would be kept under constant review and reported within future monitoring reports.

F Foster referred Members to the revised capital programme with the request to approve a revised spend of £16.19m during the next 3 financial years.

Councillor Ayris referred to the Procurement Working Group, and he sought clarity on the sustainable issues and the potential increase in costs associated with the Maltby co-location.

B Sandy commented that the Procurement Working Group had been established in 2014 as part of the Support Services Review. The main objective of the review was to reduce non-pay spending. If there were any sums of money at the year-end that had not been expended and it had been determined that the costs incurred were no longer required and would not be spent, then they would be marked as sustainable savings to ensure that the Service was as efficient as possible.

B Sandy referred to the Maltby co-location project with South Yorkshire Police. It was noted that following the recent changes to the legislation, that there was a requirement for a sprinkler system to be installed in the building. It was anticipated that the costs could increase once the detailed plans had been received from South Yorkshire Police. Therefore a suggestion had been made to increase the reserve from £600k to £800k.

Councillor Haith queried whether the LED lighting at various sites had been included in the invest to save idea.

B Sandy commented that the LED lighting had been highlighted as a priority on the revised Capital Programme for the Service for 2017/18, although this was also a priority for 2016/17; work would commence this year if practicable.

Councillor Atkin expressed concerns around the capacity to undertake a lot of the work. One of the key themes championed by Prime Minister Theresa May had indicated that there would be a procurement league table for authorities, including those for FRAs.

B Sandy commented that the Government had requested the Service to highlight its costings in relation to the vehicle fleet, thermal imaging equipment etc. It was noted that the Service's Procurement and Property Sections had currently focused upon issues in relation to Wirral Roofing and Cladding Ltd, but they would re-focus on procurement work from September 2016.

Chief Fire Officer Courtney commented that, prior to Prime Minister Theresa May's views on the procurement within fire and rescue services, that the Service had already signed up to a national initiative led by Kent Fire and Rescue Service, who looked for the potential for more centralised procurement. It was anticipated that the Prime Minister would pave the way for greater efficiency moving forwards.

RESOLVED – That Members:-

- i) Noted the contents of the report.
- ii) Approved the revised capital programme.
- iii) Approved the reallocation of reserves.

16 BUSINESS CONTINUITY AND PROTECTIVE SECURITY ANNUAL REPORT

A report of the Chief Executive and Chief Fire Officer was submitted to provide the current position relating to the Business Continuity (BC) Management and

Protective Security arrangements within South Yorkshire Fire and Rescue, together with a summary of activity and developments within the last 12 months.

Members noted that in November 2015 the Service's BC Manager had been elected as Chair of the Chief Fire Officers Association (CFOA) BC Group. As part of his role, he would assist CFOA to establish their own BC plans and collaborate with the Prevention and Protection CFOA BC leads in order to promote BC in communities.

DCFO Roberts drew Members' attention to the Service's three nominations in the recent BCI European Awards:-

- Resilience and Continuity Newcomer 2016 – C Platts had been one of eight finalists.
- Resilience and Continuity Professional 2016 (Public Sector) – R Parramore MBCI had won the category, and he would attend the BCI World Awards in London in November.
- Public Sector Team of the Year.

Councillor Atkin congratulated everyone involved.

RESOLVED – That Members noted the contents of the report.

17 FRA BUSINESS PLAN - PERFORMANCE MEASURES: JANUARY 2016 - JUNE 2016

A report of the Clerk to the Fire and Rescue Authority was presented to provide Members with the eighth update on the progress against the agreed FRA Business Plan Performance Measures for January 2016 to June 2016, and to invite comments on the content and reporting format.

Members noted that the plan had been amended to reflect the new Chair of the Authority, Councillor A Cave, and a number of additions had been made within the performance measures, together with supporting case studies.

RESOLVED – That Members noted the six-monthly update.

18 LOCAL PENSION BOARD - ANNUAL REPORT

A report of the Clerk to the Fire and Rescue Authority was submitted to present the first Local Pension Board Annual report.

The Local Pension Board had been established on 1 April 2015 by the Authority, as Scheme Manager. The National Scheme Advisory Board had since been established, and its' Chair Malcolm Eastwood had met with members at a learning and development event in South Yorkshire on 28 June. The next meeting of the Board was scheduled for autumn 2016 (to be arranged).

L Noble commented that A Bosmans, Chair of the Board, had wished to convey his thanks to the Board's Advisors S Howe, C Davies (SYFR) and H Scargill (West Yorkshire Pension Fund).

RESOLVED – That Members noted the first Annual report of the Local Pension Board.

19 KEY ISSUES FROM THE SCRUTINY BOARD HELD ON 23 JUNE 2016

Members were presented with a key issues paper arising from the Scrutiny Board meeting held on 23 June 2016.

Members of the Board and the Service had previously agreed that a key issues paper would be submitted to the Authority after each Board meeting in place of the minutes. The next Board meeting would be held on 15 September 2016.

RESOLVED – That Members noted the paper.

20 COMPLAINTS AND COMPLIMENTS ANNUAL REPORT

A report of the Chief Fire Officer/Chief Executive was submitted to provide Members with a review of all complaints received by South Yorkshire Fire and Rescue during the period April 2015 to March 2016 (inclusive).

Members noted that, during the period, a total of 13 complaints had been received, 3 of which had been upheld, 9 had not been upheld and 1 had been partially upheld. The average response time for the period had been 27 working days, in comparison to 13 working days during the same period in the previous year. This had been attributable to the downsizing of the organisation and increased workloads. Over the same period a total of 139 compliments had been received.

A minor review was scheduled to take place during the year, and a full review of the Complaints Policy would be undertaken in February 2018.

RESOLVED – That Members noted the report.

CHAIR

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**SHEFFIELD CITY REGION COMBINED AUTHORITY**

**THE AMP TECHNOLOGY CENTRE, WAVERLEY, ROTHERHAM, S60 5WG**

**MINUTES OF THE MEETING HELD ON 1 AUGUST 2016**

PRESENT:

Councillor Sir Steve Houghton CBE, Barnsley MBC (Chair)  
Councillor John Burrows, Chesterfield BC (Vice Chair)

Councillor Chris Read, Rotherham MBC  
Councillor Julie Dore, Sheffield CC  
Councillor Simon Greaves, Bassetlaw DC  
Councillor Glyn Jones, Doncaster MBC  
Councillor Lewis Rose OBE, Derbyshire Dales DC

Ruth Adams, SCR Executive Team  
Peter Dale, Doncaster MBC  
Andrew Frosdick, Monitoring Officer  
James Henderson, Sheffield CC  
Julie Hurley, SCR Executive Team  
Sharon Kemp, Rotherham MBC  
Martin McCarthy, South Yorkshire Joint Authorities  
Mel McCoole, South Yorkshire Joint Authorities  
Gareth Sutton, Sheffield CC / SCR  
Diana Terris, Clerk / Barnsley MBC  
Dave Smith, SCR Exec Team  
Julie Kenny CBE, Pyronix (LEP Board) & Rotherham MBC (Commissioner)  
Michael Rich, Chesterfield BC

Apologies for absence were received from Councillor A Syrett, Councillor G Baxter, Mayor R Jones, Councillor A Rhodes, Councillor L Roberts, Councillor A Western, F Boden, H Bowen, D Bunton, D Hewitt, J Mothersole, J Miller, D Swaine, N Taylor, C Tyler and E Walker

1 APOLOGIES

Apologies for absence were noted as above.

2 ANNOUNCEMENTS

None.

3 URGENT ITEMS

None.

4 ITEMS TO BE CONSIDERED IN THE ABSENCE OF THE PUBLIC AND PRESS

RESOLVED – That agenda item 25 entitled ‘SCR Executive Team Restructure’ be considered in the absence of the public and press.

5 VOTING RIGHTS FOR NON-CONSTITUENT MEMBERS

It was agreed that there were no items where non-Constituent Members should not have voting rights.

6 DECLARATIONS OF INTEREST BY INDIVIDUAL MEMBERS IN RELATION TO ANY ITEM OF BUSINESS ON THE AGENDA

None.

7 REPORTS FROM AND QUESTIONS BY MEMBERS

None.

8 RECEIPT OF PETITIONS

None.

9 PUBLIC QUESTIONS

Councillor Sir Steve Houghton CBE referred to a number of public questions that had been received. The Combined Authority was not currently in a position to provide a response as information on the final draft regulations was still awaited.

10 MINUTES OF THE MEETING HELD ON 20 JUNE 2016

RESOLVED – That the minutes of the Combined Authority meeting held on 20 June 2016 be agreed and signed by the Chair as a correct record.

11 MINUTES OF THE MEETING HELD ON 27 JUNE 2016

RESOLVED – That the minutes of the Combined Authority meeting held on 27 June 2016 be agreed and signed by the Chair as a correct record.



12 APPOINTMENT OF SYPTE NON-EXECUTIVE DIRECTOR

A report was presented requesting the Combined Authority agree the appointment of a new Non-Executive Director at SY Passenger Transport Executive.

It was legally required for the SYPTE to have between 2 and 8 Directors that had been appointed by the Combined Authority. Presently there was one Executive Director and five Non-Executive positions, with a senior transport officer appointed at each South Yorkshire District. The Board was chaired by the Chief Executive of Barnsley MBC.

RESOLVED – That the Combined Authority agree the appointment of Damien Wilson, Strategic Director of Regeneration and Environment – RMBC as a Non-Executive Director of the South Yorkshire Passenger Transport Executive.

13 Q1 REVENUE AND CAPITAL MONITORING

A report was submitted to provide Members with the Quarter 1 outturn position for the Combined Authority's revenue budgets and capital programme.

RESOLVED – That the Combined Authority note the Quarter 1 revenue and capital positions:-

Revenue

- i) Approve the revenue budget variation of £320k to support devolution consultation costs, noting that reserves would be used in the interim to cover the cost until gainshare funding could be reimbursed (3.38-3.45).
- ii) Approve the revenue programme variation for the Apprenticeship Grant for Employers programme by £163k to enable use of underspend on 2015/16 activity, noting that this activity was fully funded by grant (3.56-3.58).
- iii) Approve the revenue programme variation for the Enterprise Advisor Pilot by £75k to uplift the programme budget for under-accruals on 2015/16 activity, noting that this activity was fully funded by grant (3.59-3.63).

Capital

- iv) Note the use of the Authority's urgency procedures to advance the unspent 2015/16 LGF capital allocations to the JESSICA fund as a £5m repayable loan (3.90-3.91).
- v) Note the significant gap between forecast spend of 2016/17 LGF capital allocations and funding.
- vi) Approve the package of measures presented at 3.100 including the introduction of a process to allow promoters to apply for early access to development funds.

14 SCR EARLY COMMISSIONING PROPOSALS

A report was submitted requesting the Combined Authority consider a series of recommendations, in particular seeking approval for the SCR to bring forward a series of commissioning calls ahead of the Strategic Economic Plan refresh and the LEP prioritisation process having been completed.

RESOLVED – That the Combined Authority:-

- i) Note the implications set out in the Q1 Revenue & Capital Financial Monitoring spend paper, and consider the rationale for bringing forward new schemes into the SCR programme that were quickly deliverable.
- ii) Agree that the Housing Executive Board bring forward an early commissioning process, to commence as soon as possible, to increase housing growth in the SCR for schemes that could start delivery and spend in the 2016/17 financial year.
- iii) Approve the intention to bring forward an early commissioning call for schemes that were part of the SCR LEP strategic prioritised schemes.

15 SHEFFIELD CITY REGION INTEGRATED INFRASTRUCTURE PLAN

A report was submitted which provided an update on the final Sheffield City Region (SCR) Integrated Infrastructure Plan (IIP), (to demonstrate that the existing Infrastructure Executive Board (IEB) endorsed the SCR IIP and that these aligned with the LEP's emerging priorities), to highlight the SCR would not be the only funding source and that infrastructure sectors should explore other funding options before approaching the City Region.

The Chairman congratulated everyone involved in the production of the SCR IIP, which provided additional context in regard to SCR work in the wider city region.

RESOLVED – That the Combined Authority endorse and formally approve the SCR IIP and the next steps outlined in the report.

16 AREA BASED REVIEW

A report was submitted informing Members that the Area Based Review had now successfully concluded with recommendations unanimously accepted by the eight participating Further Education and Sixth Form Colleges. It was noted that a new independently chaired steering group would be established by September 2016 to oversee the implementation of the recommendations made.

Members noted that the formal report was expected by the end of August 2016.

RESOLVED – That the Combined Authority noted the update.

17 SCIENCE AND INNOVATION AUDIT

A report was presented informing Members that the SCR, in collaboration with Lancashire LEP, were undertaking a Science and Innovation Audit (SIA), which was being led by Professor Richard Jones, Pro-Vice-Chancellor for Research and Innovation at The University of Sheffield.

SQW Ltd supported the development of the SIA, and had been jointly commissioned to undertake supply chain analysis of the SCR's advanced manufacturing science and innovation strengths and capabilities. There was a requirement for the SCR's SIA to be submitted to Government by 16 September 2016.

RESOLVED – That the Combined Authority:-

- i) Support the development and submission of the SCR's SIA.
- ii) Agree that the evidence contained within the SCR's SIA submission be utilised to support the development of other strategies including the refresh of the SCR's Strategic Economic Plan and Smart Specialisation Strategy, and strategic projects including the Advanced Manufacturing Innovation District.

18 FINANCIAL APPROVALS

A report was submitted requesting Members consider the recommendations to progress scheme business cases to Full Approval, approve entering into funding agreements for two Infrastructure Projects at a cost of £3.915m from the LGF for Doncaster Urban Centre Projects, and to consider the project change request affecting the spend profile for the High Speed Rail College in Doncaster.

Councillor Jones requested that consideration be given to the DN7 area of Doncaster as soon as was practicable.

RESOLVED – That the Combined Authority approve:-

- i) The progression of Doncaster Urban Centre – Colonnades to Full Approval and Award of Contract at a cost of £2.28m to SCR CA, subject to the detailed condition set out in the Project Approval Summary Table attached at Appendix 1 to the report.
- ii) The progression of Doncaster Urban Centre – Civic and Creative Quarter to Full Approval and Award of Contract at a cost of £0.635m to SCR CA, subject to the detailed condition set out in the Project Approval Summary Table attached at Appendix 2 to the report.
- iii) The requests for change affecting the High Speed Rail College in Doncaster set out in the Change Request Table attached at Appendix 3 to the report.

19 SUMMARY REPORT - BUSINESS GROWTH EXECUTIVE BOARD

RESOLVED – That the recommendations made by the Executive Board were noted and endorsed.

20 SUMMARY REPORT - HOUSING EXECUTIVE BOARD

RESOLVED – That the recommendations made by the Executive Board were noted and endorsed.

21 SUMMARY REPORT - TRANSPORT EXECUTIVE BOARD

RESOLVED – That the recommendations made by the Executive Board were noted and endorsed.

22 SUMMARY REPORT - INFRASTRUCTURE EXECUTIVE BOARD

RESOLVED – That the recommendations made by the Executive Board were noted and endorsed.

23 SUMMARY REPORT - SKILLS, EDUCATION AND EMPLOYMENT

RESOLVED – That the recommendations made by the Executive Board were noted and endorsed.

24 WEBCASTING OF SHEFFIELD CITY REGION COMBINED AUTHORITY COMMITTEE MEETINGS

A report was presented for Members requesting the continuation of webcasting of meetings of the Transport Committee, Overview and Scrutiny Committee and the Audit Committee.

It was noted that over the last 12 months there had been 7587 live and archived viewings of the Combined Authority Committee meetings, which was a 116% increase of the 3507 live and archived viewings in 2014/15.

RESOLVED – That the Combined Authority noted the continuation of the webcasting of meetings of the Transport Committee, Overview and Scrutiny Committee and the Audit Committee for 3 years (to 2018/19) at a cost of £5,022.46.

25 EXCLUSION OF THE PUBLIC AND PRESS

RESOLVED – That, under Section 100A of the Local Government Act 1972, the public and press be excluded from the meeting for the following items of business, on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 3 of Part 1 of Schedule 12A of the Act, and the public interest not to disclose information outweighs the public interest in disclosing it.

26 SCR EXECUTIVE TEAM RESTRUCTURE

A report was submitted setting out proposals for the restructure of the SCR Executive Team. Originally the Executive Team had principally been established to provide policy support and development, SCR coordination, and a small number of other discrete functions. The establishment of the LEP, the Combined Authority and the focus on negotiating the Region's devolution deals meant that the staffing structure was in need of review not least to ensure capacity to deliver against these priorities was maintained.

Councillor Dore queried the role of the Programme Managers and the degree of support they would provide to Member authorities. It was agreed that this would be discussed further at the workshop session the following week.

RESOLVED – That the Combined Authority agree:-

- i) Subject to available budget, the proposed new structure, roles and associated resourcing as set out in the report.
- ii) That any further comments on the detail of the structure will be brought forward to the upcoming priorities workshop on the 11 August.
- iii) A letter be sent to Government officials, on behalf of the Combined Authority, informing them of the agreement reached to address capacity issues within the SCR as part of improving performance and assurance on scheme delivery.
- iv) A further review be undertaken in 12 months' time to determine the effectiveness of any new staffing arrangements introduced.

CHAIR

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# Item 14



<b>MEETING:</b>	Audit Committee
<b>DATE:</b>	Wednesday, 20 July 2016
<b>TIME:</b>	4.00 pm
<b>VENUE:</b>	Reception Room, Barnsley Town Hall

**Present** Councillors Richardson (Chair), Barnard and Lofts together with Independent Members - Ms K Armitage, Ms D Brown, Mr S Gill, Mr P Johnson and Mr M Marks

## 11. DECLARATIONS OF PECUNIARY AND NON-PECUNIARY INTEREST

There were no declarations of interest from Members in respect of items on the agenda.

## 12. MR J CONNEELY - AUDITOR

The Chair and Members of the Committee welcomed Mr Joshua Conneely (Auditor, Internal Audit) to this his first meeting of the Committee.

## 13. MINUTES

The minutes of the meeting held on the 15<sup>th</sup> June, 2016 were taken as read and signed by the Chair as a correct record.

## 14. ACTIONS ARISING FROM THE PREVIOUS MEETINGS

The Head of Internal Audit and Corporate Anti-Fraud submitted a report detailing actions taken and arising from previous meetings of the Committee.

It was noted that a report on the multi-agency approach to safeguarding the and creation by the Police of multi-agency hubs would be submitted to a meeting within the current financial year. Further details of the response date would be provided.

**RESOLVED** that the report be noted and that, where appropriate, future reports detail progress of actions required and timescales for submission of future reports.

## 15. INTERNAL AUDIT QUARTERLY REPORT 2016/17 - QUARTER ENDED 30TH JUNE, 2016

Mrs J Winham, Audit Manager, presented a report of the Head of Internal Audit and Corporate Anti-Fraud presenting a comprehensive overview of the key activities and findings of Internal Audit based based on the Division's work to the end of June, 2016 being the first quarter of the 2016/17 audit year.

The report covered:

- The issues arising from the completed Internal Audit work undertaken within the quarter
- Matters that had required investigation
- An opinion on the ongoing overall assurance Internal Audit was able to provide based on the work undertaken regarding the adequacy and effectiveness of the Authority's internal control environment

- Progress on the delivery of the Internal Audit Plan for the period to the end of the fourth quarter of 2016/17
- Details of Internal Audit's performance for the quarter utilising performance indicators

Reports issued and the Internal Audit work completed during the quarter had raised one fundamental recommendation relating to an information governance issue regarding the monitoring and control of system access.

Internal control assurance opinion overall remained adequate based upon the results of the work undertaken during the quarter.

Of the 6 recommendations followed up, 17% had been implemented by the original target date and a further 83% had not been implemented and had received a revised implementation date by management.

In relation to the Audit Plan, actual days delivered was broadly in line with the profiled days at the end of the first quarter.

Overall, Divisional performance remained satisfactory with only the chargeable time performance indicator being slightly less than target due to the profile of annual leave taken in the first quarter.

In the ensuing discussion, and in response to detailed questioning, the following matters were highlighted:

- There was a discussion of the savings target likely to be applied to the Internal Audit Function as part of the 2017/18 savings proposals and whether or not, in the light of any staffing reductions, the Internal Audit function could be maintained. Arising out of the discussion reference was also made to the recent recruitment exercise to fill the vacant positions (one of which had now been filled) and the decision to consider the vacant position within the context of the savings exercise for 2017/18. It was noted, however, that no firm proposals had yet been brought forward and an assurance was given that any restructure would still ensure that the Internal Audit function could be maintained and that appropriate assurance and coverage could be provided at all times
- Arising out of the above discussion and in response to detailed questioning, the Director of Finance, Assets and Information Services outlined the process that the Council followed when recruiting to vacant posts
- The rationale for the addition/removal of audits from the Audit plan and the discussions that were held with management in this respect were outlined
- Reference was made to the one fundamental recommendation relating to Information Governance and to the action being taken in this respect. Arising out of this discussion reference was made to the ongoing work being taken in relation to:
  - Access to the Council network/SAP



- the actions taken to ensure that access permissions were removed once an individual left the employment of the authority
- the facilitation of a Workshop of key stakeholders to identify key factors impacting on the delay incurred in the securing of legal agreements with M1 J36 business park developers. It was noted that a number of actions had been identified to take forward as key 'learning' points

**RESOLVED:**

- (i) that the issues arising from the completed Internal audit work for the first quarter along with the responses received from management be noted;
- (ii) that the assurance opinion on the adequacy and effectiveness of the Authority's Internal Control Framework based on the work of Internal Audit in the period to the end of June 2016 of the 2016/17 audit year be noted;
- (iii) that the progress against the Internal Audit Plan for 2016/17 for the period to the end of June 2016 be noted; and
- (iv) that the performance of the Internal Audit Division for the first quarter be noted.

**16. RISK MANAGEMENT ANNUAL REPORT 2015/16**

The Risk and Governance Manager presented, on behalf of the Service Director (Financial Services), his annual report outlining the progress made in 2015/16 towards the achievement of the goals set out in the Council's Risk Management Policy and signposting the further work to be undertaken in 2016/17.

The report provided assurances that the significant risks to the achievement of the corporate objectives had been identified and were being appropriately managed within a comprehensive Risk Management Framework.

It was noted that:

- The Risk Management Framework had been reviewed in 2016 and had been considered by this Committee at its meeting on the 22<sup>nd</sup> April, 2016
- The Corporate Assurance Group had subsumed the Risk Champion Group Terms of Reference and were now leading on the provision of assurance information that underpinned the Annual Governance Review. It was noted that two meetings had now been held and the new arrangements were working well
- The Risk Management Section now led on the provision of Insurance and Corporate Governance activities within the Council and benefited from an annual workplan
- All Risk Registers, both Operational and Strategic, had been revised during 2015/16
- The Councils Risk Profile had slightly increased and would be mitigated by direct liaison between Executive Directors and the Risk and Governance Manager

- Options were being considered in 2016/17, as part of wider financial savings initiatives for the replacement of or alternative to the current Risk Management Database
- The revised Annual Governance Review for 2014/15 had been completed and the subsequent Annual Governance Statement had been signed by the Leader and Chief Executive in 2015

Specific reference was made to the following:

- In response to detailed questioning, the Risk and Governance Manager outlined the issues that had led to the Risk Champion Group not meeting during 2015/16 and to the rationale for the revision of the Terms of Reference for the refreshed Corporate Assurance Group which now included the terms of reference of the Risk Champion Group
- It was noted that new performance indicators were being developed for 2016/17 following the decision not to participate in the Association of Local Authority Risk Management and CIPFA Benchmarking Club for Risk Management. The implications of this and the potential risks involved were discussed within the context of the Local Audit and Accountability Act 2014 and the need to appoint an external auditor for 2018/19 and beyond. The Risk and Governance Manager commented that Risk Management did not lend itself to quantitate benchmarking as, because of the differing nature of Local Authorities, it was difficult to compare to other public sector organisations. The Local Authority would, however, ensure that there was no impact on the ability to measure performance
- It was noted that the External Auditors (KPMG) had submitted a report to the Authority indicating that Risk Management procedures and processes in place gave the Authority appropriate assurance. A copy of this report could be provided for members of the Committee
- The Risk and Governance Manager responded to queries with regard to the loss of the Risk Improvement Fund and to other initiatives explored by the Service to investigate alternative funding streams to fund risk improvement opportunities/initiatives

**RESOLVED:**

- (i) That the Risk Management Annual Report for 2015/16 and the assurances contained therein be received and noted as part of the overall consideration of the control framework for the purposes of the Annual Governance Statement; and
- (ii) That periodic reports be presented to the Committee during the year to monitor the progress in achieving the actions identified for 2016/17.

**17. EXTERNAL AUDIT REPORT - PROGRESS REPORT AND TECHNICAL UPDATE**

The Committee received the External Audit progress report and technical update for July, 2016, giving a high level overview of progress in the delivery of the External

Auditor's responsibilities. The report set out in the appendix a summary of the main deliverables including reports and opinions given and Members noted progress against those issues.

The following matters were highlighted:

- It was noted that no areas of concern had been identified
- The audit of the draft financial statements was on track with the intention of the issuing of the opinion before the deadline on the 30<sup>th</sup> September, 2016
- Reference was made to the results of the KPMG Local Government Budget Survey and in this respect particular reference was made to the potential implications of recent changes to pensions taxation in relation to Senior staff. Arising out of this discussion
  - the Director of Finance, Assets and Information Services commented on the current position with regard to proposals contained with the Enterprise Bill
  - Reference was made to the potential staff retention issues, to 'packages' that could be offered and to the potential implications for the Future Council in relation to the downsizing of the workforce
- There was a discussion of the changes introduced following the publication of the 2016/17 Better Care Fund planning guidance. It was noted that proposals were in place and discussions had taken place with both the CCG and the Health and Well Being Board

**RESOLVED** that the External Audit progress report and technical update for July 2016/17 be noted.

## **18. CORPORATE ANTI-FRAUD TEAM PROGRESS REPORT**

The Head of Internal Audit and Corporate Anti-Fraud submitted a report providing an overview of the work of the Corporate Anti-Fraud Team for the period 1<sup>st</sup> April to 30<sup>th</sup> June, 2016.

The report provided details of the following activities in which the Team were currently involved:

- Council Tax Support investigations
- Council Tax fraudulent liability claims – including the review of Single Person Discount
- Right to Buy investigations
- Corporate Investigations
- National Fraud Initiative involvement
- Tenancy Fraud
- Proactive work to review and revise fraud related policies and the development of E-Learning fraud awareness material

The report also gave details of the positive impact the Team was having in tackling fraud which was very much welcomed. It was noted that the Team's work was now

having significant results as initiatives were rolled out and became fully embedded within the Council's processes and procedures.

In the ensuing discussion, particular reference was made to the following:

- Information was provided on the number of cases, workload and agencies in which the Team was involved
- Work was still progressing in relation to Single Person Discounts to identify council tax payers fraudulently claiming. To date, cancellations had resulted in an additional £321,947 Council Tax income being raised across the identified accounts. A further update would be provided for the September meeting of the Committee.
- Arising out of the above discussion, reference was made to discounts available for people living part of the year abroad. It was noted that the discount requirements were listed within statute
- Right to Buy applications were continuing to rise and in response to questioning, information was provided on
  - the eligibility criteria and discounts available
  - the liaison arrangements with other departments and agencies to identify potential fraud
- the work undertaken in relation to the National Fraud Initiative and the provision of information by the Council in relation to the 12 mandatory sets of data
- work was continuing with Berneslai Homes in relation to Tenancy Fraud and preparations were being made to process the first batch of cases for prosecution
- information on the E-Learning fraud awareness material could be provided for the November 'workshop' meeting

**RESOLVED:-**

- (i) that the progress made in the development of effective arrangements and measures to minimise the risk of fraud and corruption be noted; and
- (ii) that the Committee receive six monthly progress reports on internal and external fraud investigated by the Corporate Anti-Fraud Team.

**19. INTERNAL AUDIT REPORT ANNUAL REPORT 2015/16**

Mrs J Winham, Audit Manager, presented a report of the Head of Internal Audit and Corporate Anti-Fraud on the adequacy and effectiveness of the Authority's framework of governance, risk management and control (the internal control arrangements) based on the work of Internal Audit during 2015/16 which had been prepared in accordance with recommended practice contained within the Public Sector Internal Audit Standards.

The report contained:

- (i) An opinion on the overall adequacy and effectiveness of the Authority's framework of governance, risk management and control
- (ii) A summary of the audit work undertaken to formulate the opinion
- (iii) Details of key control issues identified, particularly in the context of the Annual Governance Statement
- (iv) The extent to which the work of other review or audit bodies had been relied upon

The meeting noted that the Head of Internal Audit and Corporate Anti-Fraud was able to provide an adequate assurance opinion. This opinion was based upon the completion of the annual programme of risk based audit coverage.

Key issues arising from all completed audits had been reported throughout the year within the quarterly Internal Audit reports and whilst overall opinion was positive, some issues arising from the Internal Audit work in the year required Senior Management consideration. In general terms these related to the impact of Future Council and the implications of changed structures, new and changed systems and an increased workload for many managers which had impacted upon their ability to maintain reasonable and effective controls in some areas of activity. It had been accepted, and previously reported to Committee, that there had to be a change in risk appetite and it was important that senior managers remained alert to and focussed on maintaining appropriate risk based and effective framework of controls.

The implementation of audit report recommendations remained an issue as only 35% of recommendations had been implemented by the date agreed by management. In many instances this was largely as a result of the implications of embedding new operational and/or structural arrangements as part of Future Council. The monitoring of report recommendations would continue to be a priority for the Service.

In the ensuing discussion, and in response to detailed questioning, the following matters were highlighted:

- Information was provided on the major issues that had been identified throughout the year which had resulted in fundamental recommendations and the action which had been taken to address the issues raised
- Members again raised their concerns at the number of report recommendations which were not being addressed within the agreed timescales. In response, the Director of Finance, Assets and Information Services outlined the ways in which these concerns were being addressed via the Senior Management Team by the raising of the profile of audit report recommendations and by ensuring that Executive Directors were made aware of the due dates. Arising out of this discussion, it was suggested that such information should be included within future reports. It was also suggested that further consideration be given to 'overdue' responses at the next meeting and that, if required, Executive Directors be invited to future meetings to explain the action to be taken by their Service
- In response to questioning, it was explained that appropriate press releases were issued to highlight successful prosecutions for fraud and indeed one individual

employed by a public organisation had lost their job as a result of one such prosecution

**RESOLVED:-**

- (i) that the assurance opinion provided by the Head of Internal Audit and Corporate Anti-Fraud on the adequacy and effectiveness of the Authority's framework of governance, risk management and control be noted;
- (ii) that the key issues arising from the work of Internal Audit on the context of the Annual Governance Statement be noted; and
- (iii) that the satisfactory performance of the Internal Audit functions for 2015/16 be noted.

**20. DRAFT STATEMENT OF ACCOUNTS 2015/16**

The Director of Finance, Assets and Information Services submitted a report on the 2015/16 Statement of Accounts, the Council's sixth set of accounts prepared in accordance with International Financial Reporting Standards (IFRS).

The report indicated that the accounts had been submitted to the External Auditor (KPMG) on the afternoon of 30<sup>th</sup> June, 2016 in accordance with the statutory deadline. In addition, it was noted that there was no longer a requirement to submit them for approval to the Council prior to that deadline. This was primarily to enable additional time to prepare the accounts under the more complex and time consuming IFRS and to place public bodies on a similar reporting footing with the private sector.

The Council would receive the External Auditor's report on the accounts prior to the statutory deadline of 30<sup>th</sup> September, 2016.

The Summary of Accounts together with the Draft Statement of Accounts 2015/16 were appended to the Director's report. The report also outlined the main elements of the requirements of the International Financial Reporting Standards.

The Committee noted the significant work undertaken by the Service Director Finance's Team in relation to the preparation of the Statement of Accounts which was commendable given the restrictions on staffing within the Service.

Reference was then made to the following matters:

- It was noted that the format of the information provided was prescribed and based on the International Financial Reporting Standards as interpreted by the Code of Practice on Local Authority Accounting as this allowed comparisons to be made between differing local authorities and other bodies. This was different to the Local Authority's service and management structures (the management accounts) and the rationale for this was explained. These could be made available to Members of the Committee if required. Arising out of the discussion, reference

was made, particularly by the Independent Members, to the need for specific training on financial accounting so that Members had a better understanding on how the Statement was prepared and could question and scrutinise better any issues identified. It was suggested that an awareness/training session be held immediately prior to the December meeting

- In response to detailed questioning, the Director of Finance, Assets and Information Services explained the rationale behind the 'carry forward' figure. It was noted that the 'surplus' did not represent spare cash as the majority of in year surplus was as a result of one-off events during the year as well as scheme and project slippage
- There was a general discussion of the potential impact of Brexit which was still largely unknown
- Reference was made to the changes in debt recovery processes
- The Service Director Finance, in response to specific questioning made reference to the Trading Operations and particularly to those units with a greater turnover than £4m or a surplus/deficit greater than £1m. It was accepted that the report had been prepared in the required format but this was not particularly helpful and it was suggested, therefore, that they be accompanied by an explanatory note in future accounts
- Ms Wild explained the role of the External Auditor in the Statement of Accounts process
- Reference was made to the need for the Committee to be able to assure itself that the information presented was accurate. In response, the Service Director Finance stated that this information would be addressed within the forthcoming awareness/training session where an detailed explanation would be given on the different stages of the process and the gateways where integrity checks were made. The representative of the External Auditor then explained that the Finance Team regularly consulted on the preparation of the accounts and in such circumstances any inaccuracies would be identified as part of that process
- There was a discussion of the way in which the pension fund liabilities were calculated, managed and dealt with. A re-evaluation was being undertaken and discussions were continuing with the actuary. There were currently no issues of major concern
- It was noted that an update of the reserves position was being undertaken and a report on this would be provided for a future meeting

#### **RESOLVED:-**

- (i) that the Director of Finance, Assets and Information Services and Service Director Finance and their respective Teams be thanked for their hard work and dedication in producing the accounts on time and with reduced resources; and
- (ii) that the work that has taken place to prepare the Authority's Draft 2015/16 Statement of Accounts on an International Financial Reporting Standards basis be noted.

## **21. DRAFT ANNUAL GOVERNANCE STATEMENT 2015/16**

The Chief Executive, Director of Finance, Assets and Information Services submitted a joint report on the Draft Annual Governance Statement 2015/16.

The Statement gave details of:

- The purpose of the Governance Framework
- The Governance and Internal Control Framework
- The process of annually reviewing the effectiveness of the Governance and Internal Control Framework
- The development and improvement issues arising from the Annual Governance Review to be addressed during 2016/17

The Draft Annual Governance Statement was appended at Appendix 1 and the 2016/17 Action Plan, which had been sent out as a supplementary agenda, was detailed as Appendix 2.

The Committee was given a brief resume of the key issues highlighted.

The review of the Authority's governance, risk and control arrangements in 2015/16 had not identified any fundamental issues and had confirmed the general level of compliance with the Council's Governance and Internal Control Framework remained good. The review process had taken into account the action taken against the control issues raised in the 2014/15. As the nature of some of the issues were of a longer-term nature, these remained in progress and had been carried forward into the 2016/17 list of issues. These related to:

- a) To further develop and embed a practical framework to assist in the effective governance and control of the Council's partnerships, contracts and general relationships with external organisations; and
- b) Improving the Council's Business Continuity Planning arrangements to ensure the Council and its key partners were able to coordinate a proportionate response in the event of a business continuity threat or emergency situation.

The whole process was underpinned by the context within which the Council was currently working, the financial and operational environment and the move to a new and improved organisational model which, in addition to creating new directorates and business unity in 2015 had been undertaken within the context of a challenging budget reduction of £28m.

The report went on to give details of the risk mitigations in relation to the successful delivery and embedding of the Future Council operating model and indicated that the risks to the successful delivery of this programme appeared to be in tolerance. It was important, however, to acknowledge the uncertainty regarding the need to allow the Council's new operating model to 'bed-down'.



It was noted that the Annual Governance Statement was one of the ways in which assurance was provided to residents and other stakeholders (including Partners) that the decision making processes of the Council had integrity. The process was supported by the provision of assurance information to all Service Directors details of which were outlined. Those Service Directors were then asked to confirm the receipt of this information, confirm the assurance information and agree to implement any identified recommendations with the published timescales. The Action Plan then produced captured all the issues raised through the review process and formed the basis for Audit Committee monitoring throughout the year.

The final Statement would be prepared for consideration by this Committee in September prior to the submission to the Council on the 29<sup>th</sup> September, 2016.

In the ensuing discussion, and in response to detailed questioning, the following matters were highlighted:

- The Risk Management Manager briefly ran through the actions contained within the Action Plan and in response to specific questioning referred to a meeting to be held with the Head of Strategic Procurement to discuss a corporate issue relating to non-compliance with Contract Procedure Rules and the overall adequacy of Contract Management Arrangements. Following that meeting, the Action Plan would be updated to reflect the agreed timescales to address issues identified.
- Reference was made to the role of this Committee in taking the lead in overseeing the Council's Risk Management framework arrangements and of receiving report of action taken and progress made. In this context comments were made particularly in relation to the completion of audit report recommendations by the agreed deadline which was not particularly good. The Director of Finance, Assets and Information Services confirmed, as previously reported, that steps were in hand to make the necessary changes to address these issues.

**RESOLVED** that the Draft Annual Governance Statement 2015/16 be noted.

## **22. AUDIT COMMITTEE WORK PLAN 2016/17**

The Committee received a report providing the indicative work plan for the Committee for its proposed scheduled meetings for the remainder of the 2016/17 municipal year.

In view of the next meeting being held on a Friday, it was suggested that the next training/awareness session be deferred from that meeting to the December meeting.

**RESOLVED:-**

- (i) that the core work plan for 2016/17 meetings of the Audit Committee be approved and reviewed on a regular basis; and

- (ii) that the training/awareness session planned for immediately prior to the September meeting be deferred to December.

.....  
Chair

<b>MEETING:</b>	Planning Regulatory Board
<b>DATE:</b>	Tuesday, 26 July 2016
<b>TIME:</b>	2.00 pm
<b>VENUE:</b>	Council Chamber, Town Hall, Barnsley

## MINUTES

### Present

Councillors D. Birkinshaw (Chair), G. Carr, Coates, M. Dyson, Franklin, Gollick, Grundy, Hampson, Hand-Davis, Hayward, Higginbottom, Leech, Makinson, Markham, Mathers, Noble, Richardson, Riggs, Saunders, Spence, Unsworth and R. Wraith

### In attendance at site visit

Councillors D. Birkinshaw (Chair), Mathers, Noble, Phillips (local member), Spence and R. Wraith.

## 9. Declarations of Interest

Councillor Spence declared what he deemed to be a disclosable Pecuniary interest in **Planning Application Nos 2013/0633 and 2016/0758** – [works within grounds of Cannon Hall] as he is employed by Cannon Hall Farm. He left the room and took no part in the discussions regarding these applications.

## 10. Minutes

The minutes of the meeting held on 28<sup>th</sup> June 2016 were taken as read and signed by the Chair as a correct record.

## 11. Town and Country Planning Act 1990 - Part III Applications - Speakers/Site Visits

**Planning application 2015/1157** – Former Dairy Depot, Beever Street, Goldthorpe, change of use of part (amounting to 222 square metres of total warehouse floor area) of existing warehouse to car dismantling workshop

Mrs G Wassell addressed the Board and spoke against the officer recommendation to grant the application.

**RESOLVED** that the application be granted in accordance with the officer recommendation and subject to additional conditions to ensure only one vehicle is worked on at a time and that there are no retail sales from the site.

**Planning application 2016/0259** – outline planning application for development of up to 36 dwellings at land off Smithy Wood Land, Dodworth, with all matters reserved apart from means of access.

Mr David Barker addressed the Board and spoke in favour of the officer recommendation to grant the application.

Mr M West addressed the Board and spoke against the officer recommendation to grant the application.

**RESOLVED** that the application be granted in accordance with the officer recommendation and subject to amendments to conditions 5 and 14 and an additional condition restricting the development to no more than 36 dwellings. Members also requested that any Reserved Matters application is brought back before Members of the Planning Board.

## **12. Town and Country Planning Act 1990 - Part III Applications**

The Head of Planning and Building Control submitted a report on applications received for consideration together with an update regarding cumulative appeal totals.

**Planning application 2015/1134** - Application for approval of reserved matters of outline planning permission 2012/0537 - Proposed development of 102 dwellings with associated access, parking and landscaping, Willowgarth High School, Brierley Road, Grimethorpe, Barnsley, S72 7AJ

**RESOLVED** that the application be granted in accordance with the officer recommendation and subject to signing of S106 agreement.

**Planning application 2016/0068** - Variation of conditions 3 and 6 of application 2015/0823 - to permit revised access arrangements and to increase the number of HGV traffic movement, former Carlton Colliery, Shaw Lane, Carlton, Barnsley, S71 3HU

**RESOLVED** that the application be granted in accordance with the officer recommendation and subject to amendments to conditions 3, 6 and 8 and additional highways conditions together with a further recommendation to allow a review of the HGV movements after six months following implementation.

**Planning application 2016/0396** - Erection of extension to existing outbuilding to form garage and store and demolition of existing shed and outbuildings at 35 High Bank, Thurlstone, Sheffield, S36 9QH

**RESOLVED** that the application be granted in accordance with the officer recommendation.

**Planning application 2016/0633** - Works within grounds of Cannon Hall including formation of 6. no. disabled parking spaces, reconfiguration of forecourt, reinstate pond, repair growing trees and footpaths, change use of Gardener's Cottage, remove cart sheds to form access between museum and walled garden, repair works to Stable Yard Cottage to create holiday let cottage, partly restore and repair North Range Glass House and improvements to cafe settings at Cannon Hall Museum, Bark House Lane, Cawthorne, Barnsley, S75 4AT

**RESOLVED** that the application be granted in accordance with the officer recommendation and subject to additional SYAS condition and confirmation of plans in Condition 2. Application to be referred to Secretary of State.

**Planning application 2016/0758** - Works within grounds of Cannon Hall including restoration of Deer Shelter, repairing and access works to Ice House, formation of hard standing amendments to forecourt, south terrace and footpaths, restoration and amendment to walled garden including new entrance, removal of cart sheds and wall section, amendment to Stable Yard and Gardener's Cottage, repairs to Pinery, alterations to paths and planting and recreate pond (Listed Building Consent) at Cannon Hall Museum, Bark House Lane, Cawthorne, Barnsley, S75 4AT

**RESOLVED** that the application be granted in accordance with the officer recommendation and subject to additional SYAS condition and confirmation of plans in Condition 2. Application to be referred to Secretary of State.

**Planning application 2015/0578** - Remove Elm tree T1 and Beech tree T2 within TPO: 6/1993, Public Open Space, Bowden Grove, Dodworth, Barnsley, S75 3TB

**RESOLVED** that the application be granted in accordance with the officer recommendation.

The Head of Planning and Building Control submitted an update regarding cumulative appeal totals for 2016/17. It was noted that one appeal (2015/0416) was received in June 2016. No appeals were withdrawn in June 2016. 3 appeals have been dismissed (75%) and 1 appeal allowed (25%) since 1<sup>st</sup> April 2016 .

**13. Public Footpath Diversions - Application to divert Dearne public footpath no. 18 south of Barnburgh Lane at Goldthorpe.**

The Service Director Environment and Transport presented a report regarding an application to divert public footpath no. 18 south of Barnburgh Lane at Goldthorpe

**RESOLVED** that:-

- (i) In exercise of statutory powers, the Council makes Public Path Orders under the provisions of section 257 of the Town and Country Planning Act 1990 and section 119 of the Highways Act 1980 for the diversion of Dearne footpath no. 18, as shown on the plan attached to this report.
- (ii) The Director of Legal and Governance be authorised to publish the Orders and to confirm them himself in the event of there being no objections thereto.
- (iii) In the event objections are received which cannot be resolved, the Director of Legal and Governance be authorised to submit the Orders to the Secretary of State for confirmation and to take all necessary steps to support the Orders at any public inquiry, informal hearing or written representation as necessary.
- (iv) The Director of Legal and Governance be authorised to make a Definitive Map Modification Order to make the necessary changes to the Definitive Map and Statement for the area.

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Chair

<b>MEETING:</b>	Planning Regulatory Board
<b>DATE:</b>	Tuesday, 6 September 2016
<b>TIME:</b>	2.00 pm
<b>VENUE:</b>	Council Chamber, Town Hall, Barnsley

## MINUTES

### Present

Councillors D. Birkinshaw (Chair), G. Carr, M. Dyson, Franklin, Gollick, David Griffin, Hampson, Higginbottom, Leech, Makinson, Noble, Richardson, Riggs, Spence, Stowe, Tattersall, Unsworth and R. Wraith

### 14. Declarations of Interest

Councillors Makinson and Unsworth declared a Non-Pecuniary interest in **Planning Application No 2016/0685** – Demolition of existing terrace housing and erection of 6 No bungalows 1-37 Beaver Street, Goldthorpe, Rotherham as members of the Berneslai Homes Board.

### 15. Minutes

The minutes of the meeting held on the 26<sup>th</sup> July, 2016 were taken as read and signed by the Chair as a correct record.

### 16. Town and Country Planning Act 1990 - Part III Applications - Speakers

There were no speakers present.

### 17. Planning Application 2016/0685 - For Approval - 1 - 37 Beaver Street, Goldthorpe, Rotherham

The Head of Planning and Building Control submitted a report on **Planning Application 2016/0685**, Demolition of existing terrace housing and erection of 6 No Bungalows at 1-37 Beaver Street, Goldthorpe, Rotherham S63 9HT

**RESOLVED** that the application be granted in accordance with the Officer recommendation subject to an amendment to Condition No. 10 in relation to drainage.

### 18. Planning Application 2016/0644 - For Approval - The Bungalow, Warren Lane, Staincross, Barnsley

The Head of Planning and Building Control submitted a report on **Planning Application 2016/0644**, Demolition of existing Property and erection of 1 No. dwelling at The Bungalow, Warren Lane, Staincross, Barnsley S75 5BQ.

**RESOLVED** that the application be granted in accordance with the Officer recommendation subject to an additional condition with regard to the implementation of a landscaping scheme.

**19. Planning Application 2016/0801 - For Approval - Land Adjacent to 16 Kendal Grove, Ardsley, Barnsley**

The Head of Planning and Building Control submitted a report on **Planning Application 2016/0801**, Residential development of 1 No. detached single storey dwelling (outline), on land adjacent to 16, Kendal Grove, Ardsley, Barnsley S71 5DW.

**RESOLVED** that the application be granted in accordance with the Officer recommendation.

**20. Planning Application 2016/0582 - For Approval - Gilroyd and Dodworth Outreach Centre, Saville Road, Gilroyd, Barnsley**

The Head of Planning and Building Control submitted a report on **Planning Application 2016/0582**, Erection of single storey front and rear extensions to existing care premises at Gilroyd and Dodworth Outreach Centre, Saville Road, Gilroyd, Barnsley S75 3PJ.

**RESOLVED** that the application be granted in accordance with the Officer recommendation.

**21. Planning Appeals - 1 July 2016 to 30 July 2016**

The Head of Planning and Building Control submitted an update regarding cumulative appeal totals for 2016/17.

The report indicated that no appeals had been withdraw in July 2016 and one appeal had been dismissed. Since 1<sup>st</sup> April, 2016 7 appeals had been determined, 5 (71%) had been dismissed and 2 (29%) had been allowed.

The Head of Planning and Building Control also advised Members that an application by Barratt Homes, which had previously been considered by Members at the Planning Regulatory Board in January, 2016 had been refused by officers under delegated powers. This was on the basis that it had not been possible to reach agreement on the level of the financial contribution towards additional primary school places, off site public open space and off site affordable housing.

Arising out of the discussion reference was made to the following:

- The role of the District Valuer in the planning process and the assessment of land/building values
- The implications of the Housing and Planning Act 2016 on reporting Financial considerations.



It was suggested that further information on these issues should be issued to Members and it was further suggested that there was a need for an All Member Seminar to be provided particularly in relation to the Housing and Planning Act 2016.

**RESOLVED** that the report and additional information be noted.

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Chair

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# Item 17

## NOTES OF GENERAL LICENSING REGULATORY BOARD PANEL

19<sup>th</sup> July, 2016

- 1 Present:** Councillors C Wraith MBE (Chair), Clarke and Richardson together with Councillor Tattersall (Reserve Member)

Members of the Public and Press were excluded from the meeting.

**2 Declarations of Interests**

There were no declarations of pecuniary or non-pecuniary interest.

**3 Hackney Carriage and Private Hire Driver's Licence – Determination – Mr S H**

The Panel considered a report of the Service Director Culture, Housing and Regulation requesting Members to determine the renewal of the Hackney Carriage and Private Hire Driver's Licence held by Mr S H.

Consideration of the application had been deferred from a meeting scheduled for the 21<sup>st</sup> June, 2016 as the driver's representative was unable to be present due to a prior commitment.

The driver was in attendance together with his representative Mr D W (Licensing Consultant) who gave evidence in support of his case.

After considering all the evidence presented together with the representations made the Panel determined that in view of the extenuating circumstances presented, including an acceptance and admission at the meeting that he had been responsible for the breaches of Licensing Conditions and the admission of ignorance and stupidity, there was sufficient justification to warrant a deviation from the Council's Guideline Policy for Criminal Convictions. The Licence was, therefore, renewed but subject to the following:

- The issuing of a Final Written Warning (which will be kept on file as to the driver's future conduct); and
- A review in 6 months time

The decision of the Panel was unanimous.

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## APPEALS, AWARDS AND STANDARDS REGULATORY BOARD

### (a) School Admission Appeals Panel – 13<sup>th</sup> July 2016

Wombwell Park Street	1 Allowed 3 Refused 3 Withdrawn
Summer Lane Primary	1 Allowed
Forrest Academy	1 Refused

### (b) School Admission Appeals Panel – 14<sup>th</sup> July, 2016

Hoyland Common Primary	1 Allowed
Penistone Grammar	3 Allowed 3 Withdrawn
Queens Road Academy	1 Allowed
Worsbrough Common Primary	1 Refused

### (c) School Exclusion Review – 12<sup>th</sup> September, 2016

The Academy, Barnsley	1 Decision to Exclude Pupil Upheld
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### Other appeals withdrawn prior to the allocation of a date

Sacred Heart Primary	1 Withdrawn
Highgate Primary	1 Withdrawn
Shafton Primary	1 Withdrawn
Kexborough Primary	1 Withdrawn
Worsbrough Common Primary	1 Withdrawn
Penistone Grammar	4 Withdrawn

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<b>MEETING:</b>	Health and Wellbeing Board
<b>DATE:</b>	Tuesday, 9 August 2016
<b>TIME:</b>	4.00 pm
<b>VENUE:</b>	Reception Room, Barnsley Town Hall

## MINUTES

### Present

Councillor Sir Steve Houghton CBE, Leader of the Council (Chair)  
 Councillor Jim Andrews BEM, Deputy Leader  
 Councillor Margaret Bruff, Cabinet Spokesperson - People (Safeguarding)  
 Councillor Jenny Platts, Cabinet Spokesperson - Communities  
 Rachel Dickinson, Executive Director People  
 Wendy Lowder, Interim Executive Director Communities  
 Julia Burrows, Director Public Health  
 Lesley Smith, NHS Barnsley Clinical Commissioning Group  
 Tim Innes, Chief Superintendent  
 Emma Wilson, NHS England Area Team  
 Adrian England, HealthWatch Barnsley  
 Sean Rayner, District Director

### 12 **Declarations of Pecuniary and Non-Pecuniary Interests**

Councillor Platts declared a non-pecuniary interest in relation to Item 17 in her capacity as a member of Barnsley Hospital NHS Foundation Trust Governing Body, insofar as the discussion referred to the Trust.

### 13 **Minutes of the Board Meeting held on 7th June, 2016 (HWB.09.08.2016/2)**

The meeting considered the minutes of the previous meeting held on 7<sup>th</sup> June, 2016.

**RESOLVED** that the minutes be approved as a true and correct record.

### 14 **Minutes from the Children and Young People's Trust Executive Group held on 29th April, and 17th June, 2016 (HWB.09.08.2016/3)**

The meeting considered the minutes from the Children and Young People's Trust Executive Group meetings held on 29<sup>th</sup> April, and 17<sup>th</sup> June, 2016. Particular attention was drawn to the presentation made by the Barnsley Parent and Carers Forum (Minute 4) and consideration of the outcome of the Future in Mind Stakeholder workshop in relation to strengthening emotional health (Minute 9).

**RESOLVED** that the minutes be received.

### 15 **Minutes from the Barnsley Community Safety Partnership held on 11th May, 2016 (HWB.09.08.2016/4)**

The meeting considered the minutes of the Barnsley Community Safety Partnership meeting held on 11<sup>th</sup> May, 2016.

**RESOLVED** that the minutes be received.

**16 Minutes from the Stronger Communities Partnership held on 24th May, 2016 (HWB.09.08.2016/5)**

The meeting considered the minutes from the Stronger Communities Partnership meeting held on 24<sup>th</sup> May, 2016.

**RESOLVED** that the minutes be received.

**17 Better Housing, Better Health (HWB.09.08.2016/6)**

The meeting received a report on proposals to strengthen the partnership between health and housing, summarising the potential opportunities to develop strategic partnerships with all local housing providers to support an integrated health and wellbeing improvement offer. The approach acknowledged evidence for the links between good housing and good health, with the partnership allowing a targeted approach to help tackle fuel poverty, falls prevention, excess winter deaths, social isolation and homelessness.

The meeting discussed the desirability of a social prescribing approach to identify if there were underlying housing issues that gave rise to poor health and then to target resources to tackle these issues. The meeting noted the importance of developing the evidence base from the current Housing Strategy to provide a basis for allocating health resources to targeted measures to improve the housing stock. The development of the Sustainability and Transformation Plan would provide a vehicle to deal with these issues, but subject to developing the evidence base.

The meeting noted that almost 31,000 private sector dwellings were classified as not meeting the Decent Homes Standard. Whilst the lack of significant resources to bring these properties up to standard was acknowledged, the meeting commented on the importance of having plans in place to at least make some progress on tackling these issues. The meeting noted that the Housing Strategy included options and approaches in relation to the private sector housing stock, which would make a difference if resources were available. The intention of the partnership was to examine how resources could indeed be better targeted.

**RESOLVED:-**

- (i) that the development of a Stronger Health and Housing Partnership to better address shared health and housing outcomes be supported;
- (ii) that the positioning and embedding of housing tenure and housing need into existing pathways and support service provision, to enable people to access practical preventative support measures tailored to their needs, be supported, with the proposed new Social Prescribing Liaison Service acting as an intermediary through which health and social care professionals provide support and signposting for relevant housing advice and support;



- (iii) that, subject to budget availability, Health and Wellbeing Board partners be encouraged to better align resources with the Council to take forward front-line practical support measures and consider joint investment proposals to strengthen bids to finance interventions to address health and housing issues;
- (iv) that partner organisations be encouraged to share data and intelligence to strengthen funding bids and better target front-line service delivery;
- (v) that relevant health and social care agencies be asked to nominate representatives to serve on the Housing and Health Task Group, which will monitor the impact of the proposals in the report; and
- (vi) that the development of a local Memorandum of Understanding, setting out those areas in which partners will cooperate and work together to better tackle health and housing issues, be supported, together with a commitment to work on the key principles for the agenda as set out in the report now submitted.

#### **18 Adult Joint Commissioning Review and Work Plan (HWB.09.08.2016/7)**

The meeting received a report giving a summary of the work, achievements and challenges of the new Adult Joint Commissioning Team during 2015/16 and to report on the agreed priorities and plans for 2016/17. The meeting noted the dual accountability of the service into both the Council and the Clinical Commissioning Group, and the hope to develop the approach into other areas.

The meeting discussed the benefits of integration for joint commissioning and the extent to which this led to integrated health and social care pathways. Members commented on the importance of social care in mitigating some of the cost pressures on the health service and the importance of increasing the perceived importance of this sector, including the esteem in which it was held and as an attractive career prospect. The meeting noted that this was a national problem and that, to an extent, care services in Barnsley were better regarded and supported than elsewhere.

**RESOLVED** that the report be received.

#### **19 Annual Report of the Barnsley Safeguarding Adults and Children Boards (2015/16) (HWB.09.08.2016/8)**

Bob Dyson, Independent Chair of the Barnsley Safeguarding Adults Board and Safeguarding Children Board, attended the meeting to present the latest annual reports of the Boards for 2015/16.

In relation to the Safeguarding Adults Board, the meeting noted that its activity for the year had started with a development day, in particular to consider responses to the Care Act, and a streamlining of the governance structure. In particular, efforts had been made to improve performance management and work had been undertaken jointly with the Police to streamline processes around safeguarding adults and domestic homicide reviews. The particular focus had been on making safeguarding everyone's business and a focused communications campaign had been undertaken in this area, with a challenge to each organisation to say what it was doing. Although

Deprivation of Liberty safeguards assessments were still continuing at high levels, significant progress was made in dealing with the workload.

In relation to the Safeguarding Children's Board, good progress continued to be made to keep children and young people safe. Although there had been an increase in the number of children registered, this was a sign that more were now receiving help and support, with children's social care more receptive to taking action and making lower level interventions to protect children. Performance continued to improve, and the meeting noted in particular the success in achieving a 100% return from schools in submission of the annual safeguarding returns. The meeting noted the excellent levels of engagement by partners in the work of the Board, and efforts to engage children and young people in its work.

The meeting went on to discuss the arrangements for joint working across South Yorkshire in relation to safeguarding and noted the joint meetings between Board chairs and the Police and Crime Commissioner. Particularly in relation to children and young people, Directors of Children's Services worked together at a national level to ensure coordination of activity and were swift to respond to any issues of concern. It was noted that arrangements for vulnerable adults were harder to establish, unless those adults were in receipt of health and social care services. However, good arrangements were in place where those people took a Berneslai Homes property or were placed in a care home. The meeting discussed the need for better public awareness about the arrangements and to increase confidence in reporting any incidents, perhaps through community based effort, where there was cause for concern.

**RESOLVED** that the progress and achievements of the Safeguarding Adults Board and Safeguarding Children Board during 2015/16, as outlined in their respective annual reports, together with the key actions to be pursued during 2016/17, be noted.

## **20 Oral Health Improvement Action Plan (HWB.09.08.2016/9)**

The meeting received a report presenting the Oral Health Improvement Action Plan, outlining local ambitions to improve oral health, and presenting information about the contribution that water fluoridation could make towards these objectives.

Whilst the meeting noted the benefits of water fluoridation, concerns were expressed that this should not detract from the overall ambition of the action plan. The meeting noted in particular the benefits of applying fluoride varnish to children's teeth as an alternative, and the need to encourage parents to request this from their dentists. The meeting noted that the NHS dentistry contract did not particularly incentivise dentists to offer fluoride varnish and NHS England was examining how this might be changed in the current contract review.

In relation to water fluoridation, the meeting noted the complicated process in achieving this, not least because it was difficult to isolate Barnsley's water supply from surrounding areas. It was therefore important that this not be progressed unless the position of neighbouring local authorities was clear.

**RESOLVED:-**

- (i) that the Oral Health Improvement Plan, set out in the appendix to the report now submitted, be agreed and supported;
- (ii) that efforts to incentivise dentists to offer fluoride varnish as part of the NHS dentistry contract review be welcomed; and
- (iii) that the Director of Public Health seek to establish the position of neighbouring local authorities in relation to water fluoridation before taking further action to progress this matter.

**21 Inspiring a Smoke Free Generation in Barnsley (HWB.09.08.2016/10)**

The meeting received a report giving an overview of a programme of work with the aim of inspiring a smoke free generation across the Borough through the implementation of a number of smoke free zones including, but not limited to, play parks, town centre zones, school gates and hospital grounds. The proposals sought to build on the tobacco/smoke free Barnsley action plan, approved by the Board at its meeting on 7<sup>th</sup> June, 2016.

The meeting noted efforts to engage with the schools in the proposed activity, particularly to promote the activity in local parks, which would also involve the friends groups. The meeting noted the experience of SWYFPT in establishing their sites as smoke free, and the Board welcomed the offer to share the experience of achieving this as part of the approach now proposed.

**RESOLVED:-**

- (i) that the proposals in the report be approved, to undertake public consultation on the introduction of:-
  - town centre smoke free zones, to be developed and managed through the Town Centre Safety and Security Group
  - smoke free play parks in each of the six Area Council areas, with a long term ambition of ensuring all 24 key play parks across the Borough are smoke free
  - the development of proposals which considered the implementation of smoke free hospital grounds, using a social norms approach
  - the development of proposals which consider the implementation of smoke free school gates and entrances; and
- (ii) that the Director of Public Health liaise with the Chief Executive of SWYFPT to seek information on how the Trust implemented its approach to smoke free sites.

## **22 Health & Wellbeing Board Risk Register (HWB.09.08.2016/11)**

The meeting received a report seeking to review the Health and Wellbeing Board risk register. The meeting noted that SSDG had done a significant amount of work to mitigate the risks identified in the report and would continue to keep the risk register under review. The intention was to report the risk register to alternate meetings of the Board to provide further challenge.

### **RESOLVED:-**

- (i) that the risks identified in the risk register, and the associated management and mitigation actions for each risk, be noted; and
- (ii) that SSDG continue to monitor the risk register and reports be submitted to alternate meetings of the Health and Wellbeing Board to provide challenge and support for the mitigating actions.

## **23 Local Digital Roadmap (HWB.09.08.2016/12)**

The meeting received the final version of the Local Digital Roadmap, seeking to achieve the inter-operability of electronic health records so that patient records were paperless by 2020, which was submitted to NHS England on 30<sup>th</sup> June, 2016.

**RESOLVED** that the report be received.

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Chair

<b>MEETING:</b>	Overview and Scrutiny Committee
<b>DATE:</b>	Tuesday, 19 July 2016
<b>TIME:</b>	2.00 pm
<b>VENUE:</b>	Council Chamber, Barnsley Town Hall

## MINUTES

### Present

Councillors Ennis (Chair), G. Carr, Charlesworth, Clarke, Clements, Franklin, Frost, Gollick, Daniel Griffin, Hampson, W. Johnson, Lofts, Makinson, Mathers, Philips, Pourali, Spence, Tattersall, Unsworth and Wilson together with co-opted members Ms P. Gould and Ms J. Whitaker and

### 12 Apologies for Absence - Parent Governor Representatives

No apologies for absence were received in accordance with Regulation 7 (6) of the Parent Governor Representatives (England) Regulations 2001.

### 13 Declarations of Pecuniary and Non-Pecuniary Interest

There were declarations of interest from Councillors G Carr, Tattersall and Wilson as Members of the Corporate Parenting Panel.

### 14 Minutes of the Previous Meeting

The minutes of the previous meeting held on the 7<sup>th</sup> June 2016 were approved as a true and accurate record. A Member of the committee mentioned the first action point as regards the number of referrals from GPs to the Royal Voluntary Service in the central area as there had still only been 1 referral. A member also advised that work was underway in relation to action point 3 regarding the development and implementation of a file in GP practices containing information on local community groups/services.

### 15 Corporate Parenting Panel Annual Report 2015-16

The Chair welcomed the following witnesses to the meeting:

- Mel John-Ross, Service Director, Children's Social Care and Safeguarding, BMBC
- Sharon Galvin, Designated Nurse-Safeguarding Children, Barnsley Clinical Commissioning Group (CCG)
- Councillor Joe Unsworth, Corporate Parenting Panel Member
- Councillor Margaret Bruff, Cabinet Spokesperson - People (Safeguarding)
- Councillor Tim Cheetham, Cabinet Spokesperson - People (Achieving Potential)
- Andrea Wake, Children's Participation Officer
- Care4Us Council Representatives
- Barnsley Foster Carers

Members proceeded to ask the following questions:

- I. What are the key challenges for the services and the Corporate Parenting Panel (CPP) for 2016/17?

The committee were advised the priorities of the CPP are to improve educational outcomes, challenge school absences and the exclusion or lack of full time and suitable provision for all children in care. For the year ahead the priority is to improve the emotional health and wellbeing of children in care and their access to timely help and intervention.

- II. The report details the number of looked after children who achieved KS2 in Reading, Writing and Maths in 2015 was 30%, which is less than the national average of 60%; what actions are being taken to improve this figure?

Members were advised the CPP has set up an Education Steering Group which focuses on all our children in care. This is attended by our dedicated Virtual Head Teacher who will identify and progress help and support needs of our children. Comparison with the national average is misleading due to the small cohorts of children each year where the performance of only 1 or 2 children can affect the overall figures. Each child in the cohort has a personal education plan (PEP).

- III. Are all key stakeholders represented on the board and engaged in its work?

The group were advised we have strong partnership arrangements in Barnsley which is one of the key strengths of the CPP. We have good attendance at the CPP and invite other agencies to provide information and reports. Cllr Bruff attends the Care4Us Council who run and chair their own meetings and challenged us on this report. Following one of the recommendations from the last Ofsted inspection, to increase the input from young people, the CPP meetings have now been moved to the evening to make it easier for them to attend. Colleagues are working hard to ensure the voice of children in care is at the centre of all we do and in particular are trying to ensure the voice of younger children in care is heard.

- IV. Do the two young people representing the Care4Us Council feel the CPP is acting as a 'pushy parent' and doing the best for them?

The representatives nodded and on their behalf, the Children's Participation Officer advised the committee that the children are definitely pushed by their foster carers to ensure they attend school, complete their homework and take part in after school activities.

- V. Are our educational aspirations for looked after children to achieve the national average?

Members were advised our aspiration is to improve the achievements of all young people in Barnsley and there should be no difference between looked after children and the rest of the cohort.

- VI. In relation to the 'Youth Offending' figures detailed in the report which indicate a positive trend; how are we able to be sure of the statement that the

offending behaviour being dealt with is not as a result of living within a children's home?

The group were advised that historically young people in care were being convicted of offences and unnecessarily gaining a criminal record due to damaging something and this being reported to the police. Whereas, if a child not in care damaged something, then parents wouldn't ring the police. It is hoped that this scenario has now improved thereby avoiding young people unnecessarily coming into the criminal justice system.

The group were informed the number of young people committing offences were very small. The individuals are known to the service and often offences occur before young people come into care, however the sanctions end up taking place whilst they are in care.

VII. Are both young people representing the Care4Us Council happy with the level of care they receive?

The young people confirmed they were.

VIII. A Member raised concerns over Care Leavers' Accommodation and asked for it to be on a future agenda of the CPP.

The service acknowledged it is important for our care leavers to be in fit for purpose accommodation and agreed to include this on a future CPP agenda. Recently, two of our young people in care presented a report to Cabinet regarding Care Leavers' Accommodation. The young people had undertaken a survey amongst themselves around what they wanted and their requests were included as part of our Placement and Sufficiency Strategy.

IX. How can Members not involved directly in the meetings, support the work of the CPP and our children in care?

Members were advised to acknowledge their responsibility as 'Corporate Parents', to both challenge and scrutinise the CPP Annual Report. Also to champion children in care and make sure they get the right response from all services.

X. How can we ensure our children in care who are placed outside the Barnsley boundary, receive the same level of care as those who are placed within?

The group were advised the service performs very well in this respect as the majority of children are placed within the borough and are less than 20 miles from their home address. The children placed out of the area receive regular visits from their social worker and the meetings are held with the child on their own, outside their placement to ensure they are able to voice any concerns. Each child also has their care plan reviewed every 6 months by an Independent Reviewing Officer (IRO) who is responsible for making sure care plans are progressing in a timely way. Also, we only place our children in places rated as 'good' or 'outstanding' by Ofsted.

XI. Do we have any comparative information regarding how our looked after children who are placed outside the borough perform academically at Key Stage 4 (GCSE) compared to those attending schools within the borough?

The committee were advised the service does have the comparative data, which is analysed by the Virtual Head, to identify whether there are any trends. Even though some children are in placements outside the Barnsley boundary they may attend a Barnsley school. Children in placements outside the Barnsley borough are placed in Ofsted rated schools that are 'Good' or 'Outstanding'

XII. If educational attainment has been good within a particular area, would you look to place another young person in that area?

Members were advised we go through a rigorous process before we make out of area placements and it would be for a specific reason such as specialist care not available in our Borough. The main consideration for a placement would be whether it was the best thing for the child/young person, not just a placement in relation to educational attainment.

XIII. The report identifies a Children's Residential Establishment within Barnsley, whose Ofsted rating within 2 years has gone from 'Outstanding' to 'Good'; is there a reason why this happened?

The group were advised this particular home has moved from one area of Barnsley to another and the previous rating cannot be transferred to the new location. Ratings are also not a like for like comparison as it is indicative of the cohort.

XIV. If Ofsted were to come and inspect our local service now, what would you expect the rating to be?

The committee were advised, that since 2014 improvements have been made and the Improvement Notice has been lifted. An officer group was brought together to drive the improvements and we have a continuous service improvement plan. There are still improvements to be made in embedding early help.

The service commented that it is important for young people to attend scrutiny meetings to see how the service they use is cross examined and also the level of interest from Councillors. It was also highlighted that over the last 3 years a positive change to the CPP has been rather than looking after children in care as part of local government, we have taken the stance of approaching the CPP as 'what would we do as a parent'. This has resulted in apprenticeships being put aside for our children in care and having celebrations of their achievements.

The Chair thanked the witnesses for their attendance and contribution for this part of the meeting, especially the young people representing the Care4Us Council.

## **16 Barnsley Town Centre Public Spaces Protection Order (PSPO)**

The Chair welcomed the witnesses to the meeting which included:

- Wendy Lowder, Interim Executive Director, Communities Directorate
- Paul Hussey, Interim Service Director, Stronger, Safer Healthier Communities Directorate
- Paul Brannan, Head of Safer Barnsley, Communities Directorate
- Melanie Fitzpatrick, Strategy & Operations Manager, Communities Directorate



- Councillor Jenny Platts, Cabinet Spokesperson, Communities Directorate
- Mark Lynam, Head of Economic Development, Place Directorate
- Chief Inspector Jakkie Hardy, South Yorkshire Police
- Inspector Julie Mitchell, South Yorkshire Police

Paul Hussey advised the committee the report had been compiled following a 12 week review of the PSPO. This demonstrates a good example of partnership working and is in the broader context of enforcement and behaviour change. Some interesting metrics have arisen as a result of early findings; however Members were advised due to its infancy to accept these with a degree of caution until further intelligence becomes available.

- I. Why are there more incidents on a Monday, than any other day of the week?

The committee were advised there have been a number of surprising findings and there has not been a quiet day. There can be incidents at any time or day of the week, sometimes starting at 8 or 9 o'clock in the morning.

- II. Having observed an incident involving someone who was drunk outside the Yorkshire Bank in Peel Square at around 4.00pm; what time do the Enforcement Officers (EO's) finish, and have some individuals now recognised their patrol patterns?

Members were advised both the Council and Police have dedicated resources to this which includes a response team. Their presence cannot be guaranteed at all times of the day; however we try to ensure they are at key locations at key times. Yorkshire Bank have asked for support therefore the police have put officers on from 7am to ensure staff at the bank are not intimidated as they go to work. The EO's are working with businesses so they become familiar with our staff as well as police officers, so they know who to contact and this helps to instil confidence as they know there is someone they can take their concerns to.

- III. Is the proactive approach in actively encouraging retailers to reduce the strength of cheap alcohol on sale in the town centre proving to be successful?

The group were advised the service is working with colleagues in Public Health and Regulatory Services to ensure retailers are not selling individual cans of high strength alcohol. We are working with retailers to do a voluntary 'reduce the strength' scheme. The response from retailers has generally been good, although there are still some who have not been as co-operative; in these cases our colleagues in licensing are providing further assistance.

- IV. Whilst there has been a vast improvement within the town centre, what is being done to ensure we are not merely dispersing these individuals to the perimeter of the town, such as to Morrisons, or the new markets car park?

The committee were advised one of the key risks identified with the PSPO was the potential of displacement. We have put a lot of focus on areas we know are an issue; however there has still been an element of displacement. The size of groups which have been displaced are small which has made it easier to manage; however we need to be clear of the impact on other local residents.

- V. Are there any patterns to the behaviours of these groups, such as them being followed by our EOs and then them going back the area where they were displaced from?

Members were advised this is not the case, we have intelligence networks and know where they are, but there are no set patterns in their behaviour. If a direction to leave is given then those people can't return to the area for 48 hours.

- VI. The report does not provide information on people who are sleeping rough; has the introduction of the PSPO adversely affected 'rough sleepers' who may have become criminalised as part of this process? What has been done to help these people and have there been any success stories?

The group were advised the service employs a 'connected approach' to assist people, not just enforce or displace them. We work with individuals to sign-post them to appropriate support and help; however the service was pleased to advise there have been success stories; firstly, someone who had slept rough for many years had now found employment with a local employer as well as accommodation. A second person who had been sleeping rough for a long time was also working for the same local employer and had found secure housing.

- VII. Does the Homeless and Housing Advice team have any information on the work being done with these individuals?

Members were advised the Homeless Prevention Plan is being worked on and will then be brought to Cabinet. We currently have a triage system regarding help and advice and how individuals can get in touch with services. The service also asked Members to note a report going through Cabinet regarding a change in the commissioning of services for people with multiple and complex needs. This new model will provide a better offer for local people.

- VIII. The people being dealt with in the Town Centre have often got multiple problems such as addiction to drugs and alcohol and displaying anti-social behaviour; how are we dealing with this practically on a day to day basis such as literature given to people and training for our officers?

The committee were advised when the PSPO was introduced, they wanted to avoid criminalising vulnerable people, who often have complex needs. The services were very clear from the start that the teams working in the Town Centre needed a broad understanding of relevant issues. Therefore we have done a lot of work with key support agencies so that front line officers are able to sign post people to where they can obtain additional support such as help with any housing, work or financial issues. We have been able to build up an intelligence picture of the people we deal with; this helps us create tailored plans and to get underneath individual issues and prevent problems. We have got a good approach, there is still more to do and some problems will only be solved in the longer term.

- IX. To help address underlying issues we appear to have points of contact, and 'one to one' support is being given; is there anything else we could be doing?

The group were advised that in reference to the previous answer a strategic approach is being used which enables good connectivity in our response. This is

providing a better insight into individuals' circumstances so we can understanding what's happening and how to address the problems.

X. Have you been able to learn from best practice in other areas?

Members were advised the service had looked at the introduction of a PSPO in Lincoln town centre, which was used in relation to use of psychoactive substances. As the legislation is only 18 months old and relatively new it is difficult to review other areas, however anecdotally there has been positive feedback from our businesses in the area and the individuals involved.

XI. Has the border of the PSPO had a detrimental effect on its success, as it incorporates residential areas which are home to some of the individuals responsible for causing the problems? Also, is the reason for the success the additional manpower or the PSPO itself?

The committee were advised that during the consultation period the border was amended to include Sheffield Road, due to the prevalence of 'Legal Highs' being sold in this area. However it makes it difficult to move people on when they live in the area. Following the PSPO having been operational for 3 months the service is now considering a review of this and we may have a central area PSPO regarding businesses and a separate one for residential areas, with different terms. As of 1<sup>st</sup> March 2016 we only had the same number of officers however this number has now been increased which has helped to address the issues.

XII. Can the current level of resources be maintained?

The group were advised the implementation of the PSPO has been included in the Communities Directorate 2020 plan as a cost pressure for the Council and the Police. Following the PSPO's introduction, there has been a positive response from the comments posted on social media; therefore we hope to include it as part of the financial plan.

A member of the committee commented that we mustn't let these problems spoil our town centre regeneration.

XIII. How have we learned from best practice across the UK as well as other countries?

Members were advised the services recognise there is learning to be gained from abroad. For example, with immigration, there are now different cultures living together which we need to engage with to ensure there is community cohesion across the borough as well as people understanding our laws.

XIV. Have there been examples of these practices in other countries?

The committee were advised that Trading Standards in Belfast have conducted investigations into legal highs to understand root causes of problems and we are able to benefit from their findings as to 'what has worked' and 'what hasn't'. When we had plenty of resources lots of organisations worked insularly, whereas now we need to change ways of working and the culture of staff so that all different agencies can work together.

XV. Are the Voluntary Marshalls being used properly vetted and supervised?

The group were advised that in the early days they considered voluntary provision that exists such as street pastors. It is regulated and we need to ensure it fits into our overall plans. The detail has not yet been worked out but we are currently working with the voluntary sector on their involvement and it will be part of our future plans.

XVI. Will there be support readily available for individuals with mental health problems?

Members were advised there have been lengthy discussions with South West Yorkshire Partnership NHS Foundation Trust (SWYPFT) who deliver mental health services in Barnsley, as well as Barnsley Hospital; both of whom have been on board with this work. How we speak to individuals and understand their issues is critical to our success in this area. We are having ongoing conversations with primary and secondary health care services. For some services, individuals can self-refer; however some people don't want to be institutionalised and there are lots of things that can be addressed outside these settings.

The committee were advised that this work will form part of the review; also there is a new bill regarding policing which will require them to consult with a health professional to discuss the right course of action before any statutory powers are used so that we can consider other ways of supporting individuals.

XVII. There is evidence of problems in an evening on Peel Parade and Shambles Street with people carrying full bags of alcohol; therefore can you look into this please?

The service advised they were aware of some individuals being displaced here, but they were not aware of these activities at night; therefore they will look into this.

XVIII. The EOs have been seen walking three abreast; is this the best use of resources?

The group were advised, to ensure the safety of these officers they do not work alone. Therefore when there are 3 on duty it is better for them to be out together rather than not at all.

XIX. A member of the committee advised of an incident on Eldon Street where young people were throwing things at cars by the Court House.

Members were advised the services' resources have been focussed in the Peel Square / Market Hill area, where there have been groups of 20-50 year olds. They are aware of the other dimension of groups of young people near Eldon Street who tend to target other young people rather than adults. However, the services are aware of this and in other areas.

XX. One of the key challenges with the current level of resources is ensuring the balance of enforcement between the town centre and other areas in the borough what are the future plans in relation to this capacity?

The service advised that they can't say they have all the resources they need and that this will continue in the future. The service advised they will do their best with what is available and working with our partners such as the police. We have the Leader's support in relation to this work; however we would need to bring you an update on this in due course.

- XXI. How does the service ensure it engages with people properly to tackle anti-social behaviour rather than just displacing the problem?

The service advised that they recognise the need to understand the causes of behaviour and know they need to tackle this long-term and not just displace issues elsewhere.

- XXII. Has there been any impact on the town centre redevelopments as a result of the European Union (EU) Referendum?

Members were advised the town centre regeneration is underway and is being led by Queensberry Estates. There has been no obvious impact and it is business as usual, with the building works due to continue until 2019. Problems may come to light when Queensbury Estates need to seek £50m investment from the private sector as there has been some tightening of investment in the financial market. For now it is business as usual however challenges may come to light at the end of this year and early next year.

- XXIII. The future success of Barnsley relies on there being a thriving and vibrant town centre; how integral is the success of the PSPO in this?

The committee were advised the PSPO is critical to this which is why we have cross cutting governance arrangements between our enforcement and regeneration teams as we are creating a place, not just buildings. If it is not a nice place to visit and we don't address underlying issues, people will not come and spend their money here.

We have looked at other areas; for example Leeds has a vibrant Town Centre but has more problems than Barnsley, however this is masked by the high footfall. This doesn't mean that we want to mask the problems in Barnsley but we hope that the more people in the town centre will hide the problem while the issues themselves are also being addressed.

- XXIV. What are people using for their highs? Linking with this, while ever there are a high number of pubs close together we will not be able to change the problems in the town centre; what is being done with our Licensing arrangements to tackle this?

The group were advised the geography of pubs in the town centre is similar to that of Doncaster, a central street with a large number of pubs, in close proximity of each other. We are looking at how psychoactive substances are influencing the younger generation in particular. However, retail of New Psychoactive Substances (NPS) (Legal Highs) became a criminal offence in May 2016; therefore there are no premises in the Borough licensed to trade these substances. The PSPO is one of the tools we will use to deal with these problems; there are always changes in legislation and licensing that help us also, however we need to ensure we are strict with our licensing policies.

XXV. Has there been any rise in hate crime following the EU Referendum?

Members were advised the most recent figures show there have been more incidents, although these are not necessarily associated with anti-social behaviour. It is difficult to say whether the increase is due to the EU referendum or whether there has been a general increase. We need to undertake more detailed analysis of the figures as there has also been increased confidence in reporting incidents. Activity on social media sites is also monitored and used as intelligence.

XXVI. There are lots of people using the town centre from a variety of countries; could there be instances of hate crimes going unreported?

The committee were advised the service is not picking up any underlying problems in relation to hate crime and the EU referendum; however the danger is that communities will withdraw. Therefore we need to encourage engagement in relation to this, both now and to prevent an impact on engagement in this area in the future.

XXVII. It is good to see the partnership working in the town centre; will this be implemented in other town centres?

The group was advised the service had to ensure they acted quickly to address the issues as the town centre has the highest profile; however they recognises the pressures in other areas.

The Chair thanked the witnesses for their attendance and contribution for this part of the meeting.

## **17 Draft Safer Barnsley Partnership Plan 2016-2020**

The Chair welcomed the witnesses to the meeting which included:

- Wendy Lowder, Interim Executive Director, Communities Directorate
- Paul Hussey, Interim Service Director, Stronger, Safer Healthier Communities Directorate
- Paul Brannan, Head of Safer Barnsley, Communities Directorate
- Melanie Fitzpatrick, Strategy & Operations Manager, Communities Directorate
- Councillor Jenny Platts, Cabinet Spokesperson-Communities Directorate
- Chief Inspector Jakkie Hardy, South Yorkshire Police
- Inspector Julie Mitchell, South Yorkshire Police

Paul Hussey explained the Council has a duty to undertake an annual assessment regarding community safety and produce a community safety plan as well as establish domestic homicide reviews. The plan is reflective of cuts to public services, however also our strong partnership arrangements and our shared priorities over the next 3/4 years, particularly around community tolerance and cohesion. There is also a continued focus on crime and anti-social behaviour and protecting vulnerable members of our community. We each have separate organisational plans, however this partnership plan identifies where we will work together.

Members proceeded to ask the following questions:

- i. Have the issues with the '101' telephone number now been resolved?

The committee were advised the 101 lines are under strain and this is the same for 999 calls, therefore the services are having to review how they manage their emergency response. The South Yorkshire Police call centre is under review and they are looking at the recruitment and retention of staff. We are looking at different aspects and where we can work together to multi-skill staff and pool resources; of which there is a 3-5 year plan for this.

- ii. How can we give confidence to people to report crimes without them feeling vulnerable to repercussions?

The group were advised to encourage people to report crimes, reassurance can be given through the success stories; however this has to be peer-led with those who've reported crimes encouraging other members of the public to do this also. A lot of confidence comes from people knowing their local neighbourhood resource and who to contact. We are aware some of this was lost during the Police restructure; however we are trying to put some of this back. We are looking at a partnership approach to this so that people know about public services and who to contact.

In relation to our online offer, we are also looking to broaden this. Also, we have 2 Victim and Witness Support Officers who are able to go out and reassure people and there are no obvious signs of who they are.

- iii. What are the key challenges for the Community Safety Partnership and what plans are in place to address these?

Members were advised there is a reduction in the current levels of policing due to austerity. The current model is restrictive; however we are putting plans in place to address this. Police Community Support Officers (PCSOs) are still used, although their numbers have been reduced. We are reviewing their role, including making sure people understand this, however they are not a panacea and we still need PCs. Their presence provides reassurance and means people express their concerns to them; however we are reviewing how we can use them most effectively and increase their visibility. We are aware police presence makes a big difference to people and gives them increased confidence in services. We need to make sure our service design is intelligence-led and there is appropriate distribution of resources.

- iv. Is this a local or national initiative?

The committee were advised this is national, due to the need to realign services where resources are stretched due to reduction in budgets. All public services are reviewing themselves and the community safety partnership is key to this.

- v. To what extent is there effective partnership working and sharing of intelligence amongst agencies; how much are Councillors part of this partnership; and are all key stakeholders on board and engaged with this work?

The group were advised the Safer Barnsley Partnership is a multi-agency partnership, including the fire service and the CCG. You need a 'place' approach to best target resources and we have buy in from local organisations. It is difficult to navigate the policy changes of all the different agencies such as in the NHS, including Sustainability and Transformation Plans (STPs). We also need to feed in the geography of Area Councils and Ward Alliances into our plans. Cllr Platts sits on the panel alongside other members.

- vi. How can Members support the Community Safety Partnership to ensure positive outcomes for our local residents, particularly to promote other support services in our local areas such as community groups?

Members were advised the partnership needs to know what resources/services are available in communities before they go out and commission additional support. This work is in progress and Members form a key part of it, therefore Members need to be involved in this solution and influence its design.

- vii. The service was congratulated on their work to reduce the harm from drugs and alcohol in the Borough and enabling people to access treatment. In relation to budgets and resources are these adequate and are you working in partnership with the Health and Wellbeing Board? Also, what is being done to ensure those who have completed treatment programmes are then not relapsing?

The service highlighted that Members will be aware of the Cabinet report in relation to reduced resources for substance misuse services as a result of funding withdrawn by Barnsley Clinical Commissioning Group (CCG). However it is noted that reduced resource doesn't always mean reduced service as we have found that there was some duplication of work. Also that some people had been discharged from services due to being too difficult to work with who we have picked up as a result of the PSPO. There are a number of outreach services available for those following receipt of treatment and we hope to strengthen this in our new service model from April 2017.

- viii. There have been reports in the media of assaults on hospital staff by elderly dementia patients; have there been incidents in Barnsley?

The Police advised they receive a number of calls following incidents occurring in Barnsley Hospital, relating to both the Accident and Emergency department as a result of the night time economy as well as in relation to patients with mental health problems. Members were advised there is no set pattern they're aware of in relation to older people in mental health acute provision where NHS services manage people with severe needs. Also, it is important that we are careful not to criminalise these people. The Police advised they frequently review any incidents they have been involved in, such as where they have had to restrain someone, with SWYPFT and/or Barnsley Hospital so that any relevant changes to policies can be made and so they ensure staff are appropriately trained.

The number of admissions to Barnsley Hospital which are alcohol related has seen an increase. We are currently in dialogue with the CCG and know we need to strengthen the work done by GPs in this area, however plans are underway. In relation to substance misuse, we're in phase 2 of a pilot which NHS England have



invested in in South Yorkshire regarding providing provision for people in the local community. This work enables the Police to make a straight referrals to mental health services.

The Chair thanked the witnesses for their attendance and contribution and declared the meeting closed.

### **Action Points**

1. Service to agenda Care Leavers' Accommodation at a future meeting of the CPP.
2. Service to investigate reported issues in an evening on Peel Parade and Shambles Street.
3. Service to provide an update on proposed resources regarding community safety and the PSPO.
4. Members to be involved in the work of the community safety partnership and understanding what resources exist in our communities before the service goes out to commission additional resources.

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# Item 22



<b>MEETING:</b>	Penistone Area Council
<b>DATE:</b>	Thursday, 21 July 2016
<b>TIME:</b>	10.00 am
<b>VENUE:</b>	Council Chamber, Penistone Town Hall

## MINUTES

**Present** Councillors Barnard (Chair), David Griffin, Hand-Davis, Millner, Unsworth and Wilson.

### 10 **Declarations of pecuniary and non-pecuniary interests**

No Members declared an interest in any item on the agenda.

### 11 **Welcome and Appreciation**

David Shepherd was welcomed to his first meeting of Penistone Area Council as Senior Management Link Officer.

Thanks were given to Joe Micheli for his work in supporting the Area Arrangements, noting this would be his last meeting prior to his departure to take up a position at York City Council.

### 12 **Penistone Market Barn 'Check and Challenge' discussion (PAC.21.07.2016/7)**

Anne Untisz, Town Centre Services Group Leader, was welcomed to the meeting to present current plans for Penistone Market Barn.

Members were made aware of the recent appointment of Maria Cotton as Business Manager within the Markets Service. Since her joining the organisation work had been underway to develop a number of different markets to be held in Penistone on a Saturday. These were themed around the following areas: - Vintage and Second Hand; Local Produce; Arts and Crafts; and Young People.

Members were aware of plans to hold key feature events at the Market Barn, noting that a 1940s Vintage Weekend had been arranged for 29<sup>th</sup>/30<sup>th</sup> April and 1<sup>st</sup> May 2017. In addition discussions were being held to make the venue available for other uses such as: - vintage vehicle events; youth sleepovers; tea dances beer festivals; and even weddings.

It was acknowledged that there were a number of issues to address with the venue in order to progress many of the ideas. Ensuring the barn was clean was paramount, and appropriate drinks and performing rights licences were required to be in place. With regards to cleaning, arrangements had already been made to clean the barn and replace any netting required.

Members noted the number of likes on Facebook for the Market Barn had increased from 349 to 610 within a month, and a communication plan was in place to ensure any notices went out prior to events.

The meeting noted work underway to explore the provision of a public address system and Wifi within the barn. Officers were also investigating signage for the venue, looking at examples from other areas.

Members heard how recruitment and induction packs had been developed for traders. It was hoped that these would not only outline relevant regulations, but would provide support with issues such as engagement through social media.

Members were encouraged by the plans in place, which were thought to be extremely positive. A question was asked about any plans for markets to be held on a Sunday and it was noted that this would be a focus in due course. The possibility of re-establishing a 'fur and feather' market was mentioned. It was noted that issues in holding such a market had been discussed with a prospective third party organiser some time ago, but this was as far as anything had progressed.

The meeting discussed the appetite for any change regarding the market, and it was noted that the Community Led Plan for Penistone provided an insight into this subject, having been produced following in-depth consultation with businesses and residents, and opinion was generally positive.

It was noted that the building was often cold, even in sunny weather, and the possibility of enclosing the building was explored. It was suggested that this would also help reduce any littering and anti-social behaviour on an evening in the area. Members were made aware of difficulties in altering the building in such a way, as there was a public right of way through the building, and that enclosing the building would increase its rateable value.

The meeting discussed the promotion of the market, and it was suggested that it could be featured on the Facebook page of the Area Team and within the next issue of the Community Magazine.

**RESOLVED: -**

- (i) That the Town Centre Services Group Leader be thanked for their attendance;
- (ii) That the Area Council supports and publicises events at the Market Barn through social media and through the Community Magazine.

**13 Minutes of the Penistone Area Council meeting held on 16th June, 2016 (PAC.21.07.2016/2)**

The Area Council received the minutes of the previous meeting held on 16<sup>th</sup> June, 2016.

The meeting discussed the ongoing issue regarding banners being displayed on the Trans Pennine Trail Bridge. It was agreed that the Senior Management Link Officer discusses the issue with colleagues in Highways, requesting a pragmatic and proportionate response.

**RESOLVED:-**

- (i) That the minutes of the Penistone Area Council meeting held on 16<sup>th</sup> June, 2016 be approved as a true and correct record;
- (ii) That the Senior Management Link Officer discusses the placement of banners on the Trans Pennine Trail bridge with colleagues in the Highways Department.

**14 Notes from the Penistone East and West Ward Alliance held on 2nd June, 2016 (PAC.21.07.2016/3)**

The meeting received the notes from the Penistone East and West Ward Alliance held on 2<sup>nd</sup> June, 2016.

Members noted that two defibrillators had now been ordered for the town centre, and were awaiting fitting.

**RESOLVED** that the notes from the Penistone East and West Ward Alliance held on 2<sup>nd</sup> June, 2016 be received.

**15 Report on the use of Ward Alliance Funds (PAC.21.07.2016/4)**

The item was introduced by the Area Council Manager. It was noted that the report stated that £13,604.96 of Ward Alliance Fund remained unallocated for the current financial year. However, the Ward Alliance had considered a number of applications since the publication of papers and therefore only £2,300.06 now remained.

Members noted that there had been a significant number of very worthy applications of late.

**RESOLVED** that the report be noted.

**16 Performance Report (PAC.21.07.2016/5)**

The item was introduced by the Area Council Manager. It was noted that the report covered the period April-June, 2016 and Members were reminded that Part A of the report provided an overview of the collective impact of the investment made by the Area Council, whilst Part B provided a narrative of the performance of each individual commission.

From Part A, it was noted that 20 community groups had been supported, with 2 of these being new groups. 73 volunteers had been engaged, with 8 of these being new volunteers. Members noted that the number of residents receiving advice and support was 44, with this increasing every time an advice session was held.

With regards to the information contained within Part B of the report, Members acknowledged that information related to the Countryside Skills commission would no longer be updated as this had now come to an end.

An update of the performance of the Clean and Tidy commission was then provided. It was noted that most of the RAG ratings which were previously 'Red' were now 'Amber', due largely to an increased number of requests for service. It was thought that this increase was largely due to more proactive promotion of the service.

The areas of underperformance were discussed, which tended to be relating to proactive work and to engaging young people, businesses and volunteers. Assurances had been given at the recent contract management meeting that activities had been planned to address these.

The meeting noted the case studies provided, and it was thought these were very positive and warranted further circulation, perhaps on the Facebook page of the Area Team.

Members went on to receive an update on the performance of the Advice Drop-in sessions. It was noted that there had been an increase in numbers accessing the service, and the impact this had on the recipient and on the amount of money being able to be spent within the local economy was acknowledged.

It was noted that officers were undertaking further research into barriers to accessing internet services, which would be considered at a future meeting. Members discussed the extent of literacy and numeracy problems in the area, and it was agreed that enquiries be made to help understand the extent of the issue.

**RESOLVED:-**

- (i) That the report be noted;
- (ii) That enquiries be made to relevant officers, to ascertain whether information on the extent of literacy and numeracy problems in the area exists.

**17 Procurement and financial update (PAC.21.07.2016/8)**

The Area Council Manager introduced the item making reference to the progress made in procuring a service for isolated and vulnerable older people. It was noted that the tender advert was due to be placed within the next few weeks.

With regards to isolation, the subject of public transport in rural areas was discussed, noting the recent consultation on the subject. Members were concerned that there may be reductions in service in some of the more rural parts of the area, which may further isolate residents.

It was suggested that contact be made with Sheffield Community Transport in order to discuss what interventions may be available, should services be withdrawn.

Members noted that four Working Together Fund applications had been approved to date, to a value of £41,967. This left a remaining budget of £78,033 to allocate as part of the fund.

Attention was drawn to the finance remaining as part of the wider Area Council funds, an amount of £55,400 remained in the current financial year. However, a number of areas had been suggested where the Area Council may wish to invest.

Members discussed the potential of providing additional enforcement in the area, noting that parking can be an issue in the Town Centre. It was suggested that strong enforcement could potential provide a negative effect, discouraging people from visiting. It was agreed that further information, including costs, would be gathered by the Area Council Manager and presented at a future meeting.

The meeting noted that, as reported earlier, only £2,300.06 remained in the Ward Alliance Fund budget. Members acknowledged that up to £20,000 per ward could be devolved from the Area Council budget to the Ward Alliance Fund in any financial year. It was suggested that £10,000 per ward be devolved at the current time, with the potential to increase this if required later in the year.

**RESOLVED:-**

- (i) That the report be noted;
- (ii) That an additional sum of £20,000 (£10,000 per ward) be devolved to the Ward Alliance Fund to be allocated as per existing fund finance.

**18 Undergraduate placement (PAC.21.07.2016/9)**

The item was introduced by the Area Council Manager, and followed discussion at the previous meeting.

The proposal was based on providing a work placement, and discussions had taken place with Leeds University to explore the possibility of a student supporting the Area Team between their second and third years at University. The support and skills this would provide for the team, and therefore the benefits to the area were stressed. It was also noted that the proposal supported corporate aims and Area Council priorities.

The proposal was for a fixed term contract for 12 months at a cost between £14,975 and £19,427. A full and frank discussion was had about the proposal. The positive benefits of supporting young people and providing additional capacity to the Area Team were noted. However, though the post had been evaluated by Human Resources at Grade 2, it was suggested that the salary offered was high in comparison with other work placement schemes.

Members noted the financial situation of the Council overall, and the reductions forecast over the next few years, with associated expected redundancies. In light of this, a decision was made not to support the proposal at this time.

**RESOLVED** that the proposal for an Undergraduate Placement not be supported at this time.

**19 Clean and Tidy Service (PAC.21.07.2016/6)**

Elaine Down, the contact manager for the Clean and Tidy Team, was welcomed to the meeting.

An overview of the work undertaken was given, noting that as much of the waste generated is recycled as possible with this either being in situ by creating habitat piles, or at Council waste recycling sites.

Members noted the variety of reactive work undertaken, including requests from the public, Councillors and the Area Council. This varied from litter and fly-tipping removal, to cutting shrubs and watering planters.

The meeting heard of the proactive work also undertaken, which included removal of detritus in Penistone Town Centre and regular litter picking in local laybys.

With regards to engaging volunteers, it was noted that 22 events had been held, with 90 new volunteers engaged and 940 hours given by volunteers. Much of the work with volunteers was undertaken along the Trans-Pennine Trail, but the team had also

worked with local groups, such as at Saunderson Gardens, and with local businesses, such as Lavender International.

Attention was drawn to the work with young people, and under the 'Love Where You Live' banner, acknowledging that both areas were currently under target. Members were made aware that 75 young people had been engaged, and 3 events held that were targeted at young people.

Plans were in place to accelerate progress in the July-September quarter and these included projects with schools, with St. Saviour's Church and around St. Mary's Well.

Members questioned whether a calendar of events was produced to highlight where the team would be operating. It was noted that one was produced fortnightly and would be circulated.

The meeting discussed the moss outside Penistone Town Hall and solutions to deal with the issue. It was agreed that this be sprayed with weed killer and swept clean, with planters moved if necessary to avoid people walking in this area.

A question was asked regarding how volunteers were engaged and how they were supported so that they could continue the work without the support of the team. It was noted that a letter had been written to all Parish Councils to make them aware of the work of the team, and a number of schools had also been engaged. Support had already been given to community groups and their volunteers in the area. This ranged from to passing on skills in such as pruning, or to just supporting by providing equipment for them to use.

**RESOLVED** that thanks be given to the Clean and Tidy Team Manager for her attendance.

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Chair



<b>MEETING:</b>	Dearne Area Council
<b>DATE:</b>	Monday, 25 July 2016
<b>TIME:</b>	10.00 am
<b>VENUE:</b>	Meeting Room, Goldthorpe Library

## MINUTES

**Present** Councillors Noble (Chair), Gardiner, Gollick, Philips and Sixsmith MBE.

### 10 **Declarations of pecuniary and non-pecuniary interests**

There were no declarations of pecuniary or non-pecuniary interests.

### 11 **Minutes of the previous meeting of Dearne Area Council held on 6th June, 2016 (Dac.25.07.2016/2)**

The meeting received the minutes from the previous meeting of Dearne Area Council, held on 6<sup>th</sup> June, 2016.

It was noted that the Tasking Officer, Allan Sneddon, would be invited to future meetings of the Dearne Area Council to provide feedback and answer questions with regards to enforcement provision.

**RESOLVED** that the minutes of the Dearne Area Council meeting held on 6<sup>th</sup> June, 2016 be approved as a true and correct record.

### 12 **Presentation from Phoenix Futures (Dac.25.07.2016/3)**

Jennie Hobson was welcomed to give a presentation on the work of Phoenix Futures and activities taking place in 'The Factory'.

Members were reminded that Phoenix Futures started delivering a service in the area in 2012, and in September 2015 purchased the Dearne Enterprise Centre in Goldthorpe. Since this time there had been around 790 people per quarter visiting the centre, and a breakdown of activities they engaged in was noted.

The meeting noted use of the facility by the NUM for support with claims etc; Be Well Barnsley to support health improvement; BMBC for Job Search, Maths and English sessions; and Phoenix offering support for substance misuse. Members noted the fondness many of the residents had expressed about the centre and of accessing courses previously.

It was noted that the centre had recently been redecorated, and an official launch event had been planned for September. The meeting heard how art by Bill Bennett, a local pit artist, would be displayed in order to build a 'memory lane'. It was suggested that Pete Davis be contacted with regards to holding a photographic exhibition of how the area had changed over time. It was acknowledged that the change in name had resulted in residents talking about the building, which had generated interest.

The numbers accessing provision for substance misuse were discussed. It was suggested that many people would not have accessed support if it had not been

provided locally. Members noted that data on the success rate of intervention was currently being compiled and would be circulated when available.

Members were made aware of discussions taking place to establish a café at the centre, which would provide training opportunities and work with groups to establish luncheon clubs. However, it was noted that proposals were still in their infancy.

The meeting gave thanks for the presentation. Praise was given for the collaborative work being undertaken, and the impact this had in the area.

**RESOLVED** that thanks be given for the presentation, and its content noted.

### **13 Performance Report (Dac.25.07.2016/4)**

The Area Council Manager introduced the item, reminding Members that Part A of the report provided an overview of the cumulative impact of Area Council finance to date, with Part B providing a narrative of the performance of each commission or funded project.

With reference to Part A, attention was drawn to the number of jobs created, with six full time posts, eight part time posts, and one apprentice. Through the Dearne Development Fund there had been £130,000 of additional match funding brought into the area as a result of investment by the Area Council.

22 people had received qualifications, and 21 residents had been educated with regards to the environment and littering.

Members noted that 55 people had accessed information and advice through the service provided by DIAL, and 18 young people had been referred to receive support prior to intervention by CAMHS, with six receiving one to one support.

The benefits of supporting young people with mental health issues was stressed, including helping to reduce exclusions, and improving attendance and achievement at school.

The performance of the Environmental Enforcement Contract was considered, and the combined number of notices issued was 80 compared to 112 over the last quarter. The reasons for the reduction were discussed, with the possibilities that figures had decreased due to behaviour changes or due to a temporary change in staff over the past quarter considered.

It was noted that there was a payment rate of 74% for notices issued. It was agreed to request further information as to the reasons behind this, and whether this was merely due to time lags in payment.

With regards to the service level agreement to support private sector housing, it was noted that the performance rating for 'satisfactory quarterly monitoring report and contract monitoring meeting' was now amber. This was due to the monitoring meeting being cancelled and subsequently rescheduled.

However, performance against the contract was positive, with both enforcement and prevention work being undertaken. The team had dealt with 270 complaints in the

previous quarter, giving advice and support to residents, and identifying 30 vulnerable households. Six of these had been referred to a range of support services. It was suggested that in future the support services referred to be monitored and the information be shared with the Area Council.

Members noted that there had been 97 instances of waste at premises. It was agreed that the Area Chair discusses the issue of charging for the delivery of household bins with the Service Director, Environment and Transport to consider how this barrier could be overcome for residents in the area.

The meeting went on to discuss the contract with Twiggs, noting that 302 bags of waste had been collected and six fly tipping incidents had been reported.

Members noted the sessions held with local schools, and the discussions with Dearne Valley College to offer placements for apprentices.

The Area Council Manager provided an update on the performance of the projects funded through the Dearne Development Fund, noting the following points.

The Dearne Allotment Group was engaging, 16-28 children every week on average, and 12 adults with learning difficulties alongside their carers. The group also had established a stall to sell their produce. It was noted that links between the project and the community shop were being made.

Goldthorpe Development Group had hosted 3 additional health events and as a result had engaged 562 people to date. At the recent event, the blood pressure of 50 people had been checked with 9 warranting a referral to their GP.

The advice and guidance service operated by DIAL continued to be delivered, and to date the service had supported 55 individuals with a projected cumulative increase in income of over £100,000 expected.

The Salvation Army Season Hope project had made 90 healthy meals each week, and had four volunteers regularly assisting. It was noted that Tesco was now providing surplus stock to the project. The project had made links with DIAL, and an event focused on reducing fuel poverty had been planned.

The Dearne Electronic Community Village workability project had now enrolled 35 learners, all of which were unemployed or receiving Employment Support Allowance. Support was given in areas such as Job Search and CV writing, and two of those enrolled had already progressed into work.

Members noted that the finance granted to Dearne Valley Bulldogs had led to the granting of a bid from Sport England for £75,000.

DIAL h0urbank had 39 members taking part, and the work being undertaken at Cherry Tree Court was noted.

18 referrals had been made to the TADS project, with 6 young people receiving intensive support. Every child engaged had seen an improvement in their health following support given.

Members noted that Citizen's Advice Bureau had been granted £9,000 to hold a drop in session at Goldthorpe library on a Wednesday, starting in September, 2016.

**RESOLVED** that the report be noted.

**14 Dearne Area Council updated financial position (Dac.25.07.2016/5)**

The Area Council Manager provided an updated financial position. Following the decisions taken at the previous meeting of the Area Council, £52,243 remained available for allocation in the 2016/17 financial year.

**RESOLVED** that the financial position be noted.

**15 Clean and Tidy Commission (Dac.25.07.2016/6)**

The Senior Management Link Officer, Paul Castle, left the room for this item due to a potential conflict of interest due to him being Service Director, Environment and Transport.

The Area Council Manager introduced the item, following on from discussion at the previous meeting. Members were reminded of their previous decision to extend the service for six months at a cost of £37,450. This would be done by seeking three quotations.

Discussion with officers in procurement, and taking into account the relatively low cost and short time frame, advice was given that a waiver to contract procedure rules could now be completed in order to allow the existing contract to be extended to 31<sup>st</sup> March, 2016, rather than to seek three quotations.

Discussions were then had with the current provider, confirming that to extend until the end of March 2016 was in excess of six months and therefore would cost £43,629.

**RESOLVED** that authority be delegated to the Executive Director, Communities, to complete necessary paperwork to waive the relevant contract procedure rules to extend the Clean and Tidy Commission until 31<sup>st</sup> March, 2016 at a cost of £43,629.

**16 Notes from the Dearne Approach Steering Group held on 9th May, 2016 (Dac.25.07.2016/7)**

Members considered the notes from the meeting held on 9<sup>th</sup> May, 2016.

**RESOLVED** that the notes from the Dearne Approach Steering Group be received.

**17 Notes from the following Ward Alliances (Dac.25.07.2016/8)**

The meeting received the notes from the Dearne North Ward Alliance held on 9<sup>th</sup> June, 2016, and Dearne South Ward Alliance held on 13<sup>th</sup> June, 2016.

Members discussed the dates and times of the Ward Alliance meetings, noting that these had recently changed. It was suggested that each Alliance discusses the issue

at their next meeting, so as to be as accommodating as possible to the needs of their membership.

**RESOLVED** that notes from the respective Ward Alliances be received.

**18 Report on the Use of Ward Alliance Funds (Dac.25.07.2016/9)**

The Area Manager provided an overview of Ward Alliance Fund expenditure from the beginning of the financial year to date.

The Dearne North Ward Alliance had allocated £3,040 of its £10,069 allocation, of which £2,790 had been matched with volunteer time.

The Dearne South Ward Alliance had allocated £4,551 of its £11,160 allocation, of which £4,301 had been matched with volunteer time.

The significant amount of volunteer engagement in the area was mentioned, and it was noted that this was featured in the recently published Community Magazine.

**RESOLVED** that the report be noted.

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Chair

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<b>MEETING:</b>	North Area Council
<b>DATE:</b>	Monday, 25 July 2016
<b>TIME:</b>	2.00 pm
<b>VENUE:</b>	Meeting Room 1, Barnsley Town Hall

## MINUTES

**Present** Councillors Leech (Chair), Burgess (Mayor), Cave, Charlesworth, Cherryholme, Grundy, Lofts, Platts and Spence

### 13 Declarations of Pecuniary and Non-Pecuniary Interests

Councillor Burgess (The Mayor) declared a non-pecuniary interest in item 4 on the agenda as she is a Trustee of the Citizens' Advice Bureau (CAB).

### 14 Minutes of the North Area Council meeting held on 6th June 2016

The Area Council received the minutes of the previous meeting held on 6<sup>th</sup> June 2016. It was noted that the enforcement income highlighted on page 5 was not included in the financial report. Tom Smith, the new Link Officer, was welcomed to the meeting as a replacement for Ian Rooth whose time in the role had now expired.

**RESOLVED** that :

- (i) Ian Rooth should be thanked for the work he has done for the North Area Council as Link Officer.
- (ii) The minutes of the North Area Council meeting held on the 6<sup>th</sup> June 2016 be approved as a true and correct record.

### 15 Opportunities for Young People Project Development

The North Area Council Manager provided an update on the progress that has been made by the working group to develop a project to meet the 'Opportunities for Young People' project. Members were reminded of the scope of the service, which is to carry out targeted work with twenty Y10 pupils at risk of becoming NEETs during the summer break and then into the following Y11 academic year, with a view to improving their confidence and ensuring better learning and retention outcomes post 16. This is in line with corporate priorities to reduce the number of NEETs. Schools are very interested as it will help them to increase attainment and achievement. Members will be involved in initial meetings with schools but not when individual cases are discussed.

Specific aims and objectives together with the outcomes and outputs which the service provider will be expected to deliver were young people at a cost of between

£50 - £60k. Specific activities will be identified through the tender evaluation process.

**RESOLVED** that:

- (i) The service outline be noted
- (ii) That the North Area Council plan to sign off the detailed specification at the September meeting to enable procurement to take place in the Autumn.

## **16 Commissioned Project Update**

The item was introduced by the Area Council Manager, who provided members with an update in respect of commissioned projects.

*Summer Holiday Internship Project* – A meeting will be held on 26<sup>th</sup> July, after which up to date information will be available for Members. Ninety placements will be made available across the two Area Councils (North and North East). A local business has now taken on an apprentice as a result of last year's project. There appears to be a good mix of supportive businesses taking part, some of which supported the project last year. NPS are taking two people every week.

*Anti-Poverty Project (CAB/DIAL)* – Four outreaches are now running, with fantastic results. Every £1 spent equates to £15 of income coming back in to the North Area. This will be in the region of £20 once Personal Independence Payments are taken into account. The 'softer' outcomes were also highlighted – i.e. 90% of people now feel more able to 'manage'. The level of demand for the service is high, particularly in the St. Helens and Mapplewell wards. This will need to be monitored to ensure that needs continue to be met. It was pointed out that those residents able to travel can attend any of the sessions provided across the area. The CAB in Barnsley Town Centre may be more convenient for some.

*The Forge – Anvil CIC (Clean and Green)* – A summary of outputs was provided together with examples of projects and case studies across each ward. The number of new volunteers was queried as it was felt that some may already be known in the wards. The

*Kingdom Security - Environmental Enforcement Service* – To date 252 FPNs have been issued for the April – June 2016 quarter, 236 for littering and 16 for dog fouling offences, with revenue of £7,788.50 raised. Members felt that it would be useful if a breakdown of patrol hours per ward could be provided.

It was highlighted that the North Area Council's commissioned projects contribute to Corporate KPIs.

**RESOLVED:-**

- (i) that Members note the performance updates and reports with respect to the Summer Holiday Internship Project, the Anti-Poverty Project, the Clean and



## 17 Financial Update

The Area Council Manager provided Members with a report detailing the North Area Council's financial position and forecast for expenditure. Based on the current profiled spend agreed with providers, the North Area Council has £56,068 uncommitted from the period 2014/15 – 2016/17 budgets. The recycled income from Fixed Penalty Notices (FPNs) is still awaited.

It was highlighted that there is a need for the North Area Council to give consideration to how the remaining funding is utilised to meet the needs of the North Area and also to consider which priorities they wish to concentrate on for design and procurement of further commissioned projects which will address the Area priorities.

A discussion took place around the problems caused by absentee private landlords and the impact that a Housing Enforcement Officer can make. It was suggested that Paul Brannan and possibly Cath Fairweather could be invited to a future meeting to discuss issues such as rubbish and vermin across wards in private rented housing.– remaining funding, future projects

**RESOLVED** that

- (i) The North Area Council will give consideration to how the remaining funding is utilised to meet the needs of the North area and which projects they wish to concentrate on for the design and procurement of further commissioned projects.

## 18 Economic Regeneration - Project Development Update

The Area Council Manager updated the North Area Council regarding the development of the Economic Regeneration Project – Small Business Survey Proposal. The aim of the project is to collate information to determine if there is an appetite for small business development in the North Area prior to commissioning a service to deliver a more substantial piece of work.

The Barnsley Business and Innovation Centre (BBIC) proposes to ask local business owners and managers in the North Area for their input regarding the challenges businesses are facing and what type of support would be helpful. BMBC data suggests that 232 businesses started up in the North Area in 2012. It is unclear how many of these are still operational. The project will require 7 to 8 days to complete at a cost of £2,250, with information available by the end of the summer. It was pointed out that the project to support businesses will go out to tender after the Government inspection information is received in October.

**RESOLVED** that

- (i) The Area Council agrees to a business development survey to support the development of small business support within the North Area.

## **19 Report on the use of Devolved Ward Budget and Ward Alliance Funds**

The report was introduced by the Area Council Manager, and attention drawn to the levels of finance carried forward, and current levels of expenditure. It was noted that most wards had a number of projects pending.

Members felt that the cost of road signs, hanging baskets and Christmas lights did not represent value for money and that it was impossible for the Ward Alliances to fund these year on year. The possibility of business sponsorship for the Christmas lights was discussed, although it was noted that there may be a health and safety issue here.

### **RESOLVED**

- (i) That each Ward prioritises the efficient expenditure of the remaining Ward Alliance Funds in line with the guidance on spend.

## **20 Notes from the following Ward Alliances**

The meeting received the notes from the Darton East Ward Alliance held on 12<sup>th</sup> May and 9<sup>th</sup> June 2016; Darton West Ward Alliance held on 11<sup>th</sup> July 2016; Old Town Ward Alliance held on 8<sup>th</sup> June 2016 and St Helen's Ward Alliance held on 9<sup>th</sup> June 2016.

*Darton East* – Comments were made about the success of the schemes in which the Ward Alliance had been involved. Thanks were expressed to all involved, particularly the volunteers. A problem was identified with the benches, which are smaller than envisaged. Greenworks have been working in the ward and the benches have been painted blue. Plaques have been donated as part of the project. 120 elderly people attended the Queen's 90<sup>th</sup> Birthday tea on 12<sup>th</sup> June, which was a great success.

*Darton West* – The Barnsley based Yorkshire Military Band has applied for funding, some of which will be granted on the proviso that the band support local community events such as Christmas lights/galas etc. The Mayors Parade was a great success. Problems have been experienced with litter being thrown from cars on to the verges despite visible signs that this is an offence.

*Old Town* – Nothing to add to the notes provided from the meeting held on 8<sup>th</sup> June 2016.

*St. Helens* – Clean and Green have been doing some excellent work in the Ward. The Gala will take place on Friday 29<sup>th</sup> July from 11 a.m. until 3 p.m. on the Memorial Field. The Mayor is attending for the opening. More active games are now provided at the Twilight Club. Cook and Eat sessions are held twice a week at Athersley

TARA, at which fruit kebabs proved particularly popular. It was reported that John Hallows has been awarded the British Empire Medal in the Queen's Birthday Honours list for his work with the Neighbourhood Watch.

It was reported that copies of the area magazine will be distributed later in the week through Royal Mail. Members were asked to report back if they didn't receive a copy. There may be duplication across some areas. Thanks were expressed to the Area Team for the preparation and production of the magazine. The Autumn/Winter edition will go out around Christmas time and Members were asked to think about what could be included so that as much local information as possible is captured and included.

**RESOLVED** that the notes of the respective Ward Alliances be noted.

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Chair

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<b>MEETING:</b>	North East Area Council
<b>DATE:</b>	Thursday, 28 July 2016
<b>TIME:</b>	2.00 pm
<b>VENUE:</b>	Meeting Room 1, Barnsley Town Hall

## MINUTES

### Present

Councillors Hayward (Chair), Clements, Ennis, S. Green, Hampson, Makinson, Richardson, Sheard and C. Wraith MBE

### 11 Declarations of Pecuniary and Non-Pecuniary Interests

There were no declarations of pecuniary or non-pecuniary interests.

### 12 Minutes of the Previous Meeting of North East Area Council held on 9th June 2016

The meeting considered the minutes from the previous meeting of the North East Area Council held on 9<sup>th</sup> June 2016.

The Fit Reds initiative has taken place at Priory Campus and will be going to Carlton Community College shortly.

Planning for the Volunteering Celebration event is underway and Cllr Richardson has been working on the keep sake programme. Invitation lists are now being finalised and Members were reminded that a maximum number of 25 nominations can be made per Ward, plus one guest for each nominee. A final run has been scheduled to take place at Priory Campus. Thanks were expressed to Cllr Richardson for his ongoing contribution to this Area Council Celebration

**RESOLVED** that the minutes of the North East Area Council held on 9<sup>th</sup> June 2016 be approved as a true and correct record.

### 13 Notes of the Following Ward Alliances with Feedback from each Ward Alliance Chair

The meeting received notes from the Cudworth, Monk Bretton, North East and Royston Ward Alliances held throughout May and June 2016. The following updates were noted:-

*Cudworth* – Planning for the Academic Achievement Awards and Summer Activities is well underway. A replacement mower has been purchased by the Pinfold Pumas, which will be stored at the Dorothy Hyman stadium. Pocket Park planters are being supported by the local community. Community Payback were praised for their work in the Peace Garden. 120 people attended the opening of the Peace Garden, which was a spectacular event. The porta cabin had been painted. and an oak carved statue of a soldier from the first World War has been erected to commemorate the Battle of the Somme. The Tea in the Park Gala was a great success and supported

by local residents, community groups and local businesses. Thanks were expressed to all concerned for their hard work organising the event.

*Monk Bretton* – Planting has taken place at the Monk Bretton Memorial involving local children. Section 106 funding has now been received to install solar lights in the skate park. The Summer Fair is planned to take place at Silverdale Drive on 6<sup>th</sup> August, 2016.

*North East* – The defibrillator has now been installed at Great Houghton. Summer Activities are being planned and the Queen's birthday celebrations at St. Luke's went well, with lots of local residents taking part and enjoying the celebrations 'Oscar' (a Borough wide organisation) has formed a new support group at Grimethorpe to help people with mental health problems. It was reported that problems with vandalism have been experienced at the Welfare Hall.

*Royston* – The Barnsley in Bloom judging had taken place with support from the Park Service, Community Payback and the NEET team etc. The presentation which accompanied the submission included a history of the Volunteering work undertaken by the Canal Club which was formed over 20 years ago. The judging day itself was hectic, as the judges visited many different sites in the Ward which have been improved environmentally. Both the High School and two primary schools have adopted planters. Summer activities are being planned. The next 'Proms' event will take place on Sunday 28<sup>th</sup> August. Poor weather affected attendance at the Gala, but the activities, and stalls, were still enjoyed by the local community. An Events working group is to be set up to look at planning for next year's Gala, and also the Christmas events. S106 funding has been earmarked for green space and parks improvements. An event is planned for 17<sup>th</sup> September to celebrate the 21st birthday of the Royston and Carlton Community Partnership (RCCP). The group are currently campaigning to restart a passenger service on the railway line at Royston as this would ease congestion for commuters who travel to Leeds and the surrounding cities. The infrastructure is in place but a new platform would be needed.

**RESOLVED** that the notes from the Ward Alliances be received

#### **14 North East Area Council Project Performance Report - update on the delivery of commissioned projects**

The Area Council Manager introduced this item and provided an update on the delivery of commissioned projects across the North East Area Council's agreed priorities.

*Apprenticeships and Employability Environmental Project* – It was highlighted that from September 2014 to June 2016, 6 jobs have been created, 23 apprentices have been through the scheme, 24 volunteer community cohesion events have been attended and 100% of Area Council spend has been spent locally.

*Kingdom Security* – Cumulative figures for the initial Enforcement Contract were provided, together with case studies on the dog fouling enforcement work at Great Houghton and on the Trans Pennine Trail. Members were reminded of the continuing need to report hotspots to the Area Council Manager.

*Employability for under 16s Summer Holiday Internship* – A report was provided detailing the key milestones achieved, activity and intervention targets achieved and social value indicators. It was highlighted that 16 students from Holy Trinity have signed up for places together with 17 from Shafton ALC, and 15 from Carlton ALC. Local employers are offering work places again, and one has taken on a full time apprentice due to positive involvement last year.

*Youth Development Fund* – The Area Council Manager outlined a case study demonstrating the significant contribution that one individual had made at one of the local Youth Groups, and how this had improved her own confidence and encouraged her to go on to study for a University degree.

**RESOLVED** that the North East Area Council Project Performance Report in respect of the delivery of commissioned projects be noted.

## **15 NEAC Financial Position and Procurement Update**

The Area Council Manager introduced this item and presented an updated commissioning budget financial analysis for 2014/15 to 2016/17, detailing contracts held, delivery bodies, contract start dates together with length and total cost of the contracts. It was highlighted that the predicted cost of the Undergraduate post to work within the Area Council Team had risen to £18,000 plus £500 on-costs. Members were asked if they wished to proceed with the initiative.

The issue of providing safety equipment for the Housing Enforcement Officer at a cost of £800 was also discussed, to include a body camera and stab vest etc. Members agreed that the Health and Safety of officers was of paramount importance.

Members were asked if they wished to proceed with the Fit Reds and Fit Me initiatives. Members were pleased with the results from the initiative but would like to see the results of the programme that had been rolled out across all the Wards.

All but £84,000 of spend has been committed to date by the North East Area Council.

### **RESOLVED**

- (i) That the financial analysis be received and noted;
- (ii) That the Undergraduate scheme be progressed;
- (iii) That personal safety equipment be purchased for use by the Housing Enforcement Officer;
- (iv) That comprehensive information regarding the Fit Reds and Fit Me initiative will be provided to Members.

## **16 Report on the use of Ward Alliance Funds**

The report was introduced by the Area Council Manager, and attention drawn to the levels of finance carried forward, and current levels of expenditure. Members were reminded of the changes in how the Ward Alliance Fund could now be utilised, with only half of the finance available requiring funds to be matched with Volunteer time, or from other sources.

## **RESOLVED**

- (i) That the financial analysis be received and noted, and
- (ii) That each Ward prioritises the efficient expenditure of the remaining Ward Alliance Funds in line with the agreed priorities and guidance on spend.

### **17 Youth Development Fund - decisions update from the Panel meeting (verbal report)**

The Area Council Manager provided a verbal update regarding the decisions from the Panel meeting in respect of the Youth Development Fund. Four projects have been agreed: the Community Farm in Grimethorpe, which includes £11,750 of in kind contributions from Wickes and Volunteer It Yourself funding, Great Houghton Youth Group, Messy Little Monkeys and Bright Sparks in Royston.

### **18 North East Environment Team - variation to contract update (verbal report)**

The Area Council Manager provided a verbal update with regard to the Variation to Contract to the *Apprenticeships and Employability Environmental Project* which had been discussed at a previous North East Area Council meeting. It was noted that the grass cutting equipment has now been purchased. It was agreed that the Environment Steering Group members should consider ways to deploy this resource in an equitable way across the Area Council.

The Councillors agreed to pilot a dog fouling project that would include the distribution of dog fouling bags to local residents, and a raffle ticket being given to responsible owners who do pick up after their dogs, which would be entered into a monthly draw. This initiative would help to positively reinforce the message to dog owners to pick up after their dogs. It was agreed that this initiative should be discussed further by the members of the Environment Steering Group.

**RESOLVED** that Councillors Makinson, Hayward, C. C. Wraith, S. Green and Ennis should sit on the Sub-Committee.

### **19 Community Magazine (verbal update)**

The Area Council Manager provided a verbal update with regard to The Community Magazine, which has now been distributed. Members were asked to let the Area Council Manager know if they had not received one by the end of the week. A local company had been used to distribute the magazine, but there may be some areas of overlap where the ward boundaries are unclear.

### **20 Yorkshire in Bloom entries (visual presentation)**

Members were shown an audio visual presentation of the recent Barnsley in Bloom submissions across all the Wards of the North East Area Council. The presentation was positively received and the Councillors praised the hard work of all the Volunteers in the area in improving their local environment.



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Chair

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<b>MEETING:</b>	South Area Council
<b>DATE:</b>	Friday, 2 September 2016
<b>TIME:</b>	10.00 am
<b>VENUE:</b>	Meeting Room, The Hoyland Centre

## MINUTES

**Present** Councillors Stowe (Chair), Andrews BEM, Coates, Franklin, Frost, Lamb, Saunders, Shepherd and R. Wraith.

### 10 Declarations of Pecuniary and Non-Pecuniary Interests

No Member wished to declare an interest in any item on the agenda.

### 11 Cohesion and integration

The Chair read out a statement which noted the recent rise in xenophobia, racism and hate crime, which had been seen since the recent referendum on Britain leaving the European Union. The Chair emphasised the Council's commitment to equality and diversity, and sought the support of Members to condemn the recent attacks, and reaffirm the stance of the Council of being proud to live in a diverse and tolerant society.

**RESOLVED** that the policy of the Council be supported by Members, and their commitment to this reaffirmed.

### 12 Minutes of the Meeting of South Area Council held on 17th June, 2016 (Sac.02.09.2016/2)

The meeting considered the minutes of South Area Council held on 17<sup>th</sup> June, 2016.

With regards to difficulties in engaging with Kirk Balk Academy, it was noted that the Chair had sent a letter highlighting these concerns; however no reply had been received. Members heard how the issue had also been raised with the Head Teacher through the Barnsley Schools Alliance. It was suggested that it may be worthwhile to raise the concerns with the Academy Trust sponsor, requesting a meeting to discuss the problems.

The Area Council Manager confirmed that a letter of thanks had been sent to Netherwood Academy, in particular giving praise to Gary Smith.

**RESOLVED** that the minutes of the South Area Council held on 17<sup>th</sup> June, 2016 be approved as a true and correct record.

### 13 Wombwell Ward Alliance presentation (Sac.02.09.2016/3)

Alan Taylor from Wombwell Ward Alliance was welcomed to the meeting to give a presentation entitled 'Growing a Garden, Growing a Community'.

The project had developed from Alliance and Berneslai Homes plans to, amongst other things, develop landlocked areas, promote healthy living, reduce grass cutting and increase engagement.

The meeting heard how the feasibility of the project had been explored with partners and consultation undertaken with the public. Members noted that the project was not merely to create a garden, but was also to act as a meeting point, help people learn new skills, and to improve health.

Members heard how the site was chosen for a number of reasons including having appropriate access, the ability to make the site secure, and being able to install a water supply.

Further consultation was undertaken through questionnaires, and holding an event on site. It was noted that the weather had hampered some of this, however this was bolstered by further door to door engagement and a number of interested residents signed up.

In early 2016 an estimate of £15,350 was arrived at for the site with Berneslai Homes providing £8,000 of the costs and the Ward Alliance providing the remainder.

A further event was held on site at Easter, with over a 100 people in attendance, and since this date the site has gone from strength to strength. Not only had the site developed, but the community had come together, with residents talking and interacting with each other. A further bed has been installed in Wombwell Cemetery to commemorate the centenary of the Battle of the Somme.

Alan made the meeting aware of plans in the autumn, and plans to restart afresh in the Spring, with gardeners becoming part of the management of the site.

Lessons learned as part of the project were discussed, which included establishing appropriate governance structures, and ensuring there was appropriate planning.

Alan gave thanks to a number of individuals for their support, including Amanda Bradshaw and the Area Team; Yola Walker and Berneslai Homes; the Tidy Team; Brian Whitaker; and the Ward Alliance.

Praise was given to the project and the impact seen in the area. Questions were asked relating to the insurance of the site and the use of produce.

Insuring the site had not been an issue, and in addition to public liability it had also been insured in order to hold events.

With regards to the use of produce, and it was noted that residents kept their own produce, but there was one communal bed on site. It was noted that in the future this could be used for healthy eating/cook and eat sessions.

**RESOLVED** that thanks be given to Alan for the presentation and the project be praised.

#### **14 Notes of the Ward Alliances (Sac.02.09.2016/4)**

The meeting received the notes from the following:- Darfield Ward Alliance held on 14<sup>th</sup> July, 2016; and Wombwell Ward Alliance held on 10<sup>th</sup> May and 5<sup>th</sup> July, 2016.

**RESOLVED** that the notes from the Ward Alliances be received.

#### **15 Report on the use of Ward Alliance Funds (Sac.02.09.2016/5)**

Members received the report which provided details of the latest expenditure from the Ward Alliance Funds.

**RESOLVED** that the report on the use of Ward Alliance Funds be received.

#### **16 Performance Report (Sac.02.09.2016/6)**

The item was introduced by the Area Council Manager.

In considering the outcomes for South Area Council commissions overall, Members noted that 1860 litter picks had been completed; over 800 environmental projects completed; over 1500 Fixed Penalty Notices issued for littering; and over 100 Fixed Penalty Notices issued for dog fouling. It was acknowledged that the numbers of people issued with notices for dog fouling had increased due to an increase in intelligence supplied by the public.

It was noted that 200 adults had volunteered in activity associated with the commissions, mostly with the Tidy Team, and to date there had been over £74,000 of income due to enforcement activity. Members also noted that 90% of the Area Council finance had been spent locally.

Members were reminded that the Tidy Team had been re-contracted, and this would run from 1<sup>st</sup> August, 2016 to 31<sup>st</sup> March, 2017. It was noted that this could be extended if finance was available and the need remained.

With regards to the work of the Tidy Team, the meeting discussed issues associated with the Burton Building. It was agreed to discuss this in more detail, including the most appropriate response to the issue, outside the meeting.

The Tidy Team had attended and supported many of the galas held in the area over the summer, as well as supporting work at Martha's Yard and Loxley Gardens. Members noted the positive work also being undertaken to improve Rockingham Court, which was being led by a resident volunteer. Members also heard about the work the Team was involved in with local schools.

Members noted that signs were now in place to highlight where green areas were maintained by volunteers. It was agreed that Members would forward any feedback as to whether this acted as a deterrent to littering.

Members discussed the contract with Kingdom Security and it was noted that new members of staff would be trained in October in order to administer Parking Charge Notices. It was noted a new supervisor had started for the area, and would be taking part in the Tidy Team steering group.

With regards to the work of the One Stop Shop, feedback remained positive. It was noted that the contract expired on 31<sup>st</sup> March, 2017. If members wish to provide this service after this date it was noted that this would need to be retendered in the autumn. The sessions held in the early evening continued to be in high demand, and Members heard that those using the service often were accruing larger amounts of debt in shorter amounts of time.

The meeting received feedback on the Summer Internship. Despite the hard work and dedication of C+K Careers, only approximately 50% of places had been filled. Disappointingly it was felt that many children did not want to forgo 2 weeks of their summer holidays, however the feedback from those who chose to engage was extremely positive. It was agreed that careful consideration ought to be given before agreeing to commission anything similar in the future.

**RESOLVED** that the report be received and the progress of all commissions be noted.

#### **17 Update on new commissions (Sac.02.09.2016/7)**

The Area Council Manager spoke to the report, which provided an update on a number of Area Council funded projects and initiatives.

Members noted that 45 signs highlighting that 'This area is maintained by volunteers' had been erected at agreed hotspots, the impact of which would be monitored.

The meeting heard how two projects, 'Pop Up Parks' and 'Young People Friendly Facebook' were now being taken forward as a result of the Youth Mapping Exercise, and three quotes were being requested for each.

The Area Council Manager made Members aware that three working groups had been established to progress ideas generated by the Health Asset Mapping Conference. It was noted that the work being undertaken by the CCG with regards to social prescribing would link well with the ideas being generated.

Members were reminded of the training on Social Return On Investment organised with Rocket Science, and the analyses to be undertaken on South Area Council commissions.

Members heard how the officer to work with landlords and tenants in the private sector had been recruited and their start date would be confirmed shortly. The workshop to discuss areas where problems were particularly prevalent was noted. Members discussed the need to link with the local tasking officer and Berneslai Homes officers, and were assured this would take place as part of the induction.

The 'Urban Survival' course had now been held, however only 12 young people had taken part in the sessions. Those attending had reported a very positive experience.

The Achieving Respect and Confidence (ARC) course had been completed by 14 young people. A second course had been arranged to take place in early October, 2016. It was agreed to circulate the details of the passing out parade in order for Members to attend.

**RESOLVED** that the report be noted and the progress made in implementing the project contained within acknowledged.

#### **18 Community Magazine (Sac.02.09.2016/8)**

The item was introduced by the Area Council Manager, who reminded the meeting of the original approval to pilot the Community Magazine for two issues. The cost associated with the magazine were solely relating to its distribution to every household in the South Area.

Members noted that the magazine would continue to be free to produce, due to the costs associated being funded through selling advertising space in the magazine. However, distribution costs remained and indications were that these were likely to be in the region of £6,178.30 for 2 issues to be distributed by Royal Mail. The Area Council Manager suggested that other suppliers ought to be considered if possible.

The meeting discussed the merits of producing the magazine, and the consensus was to produce two further editions. However, it was suggested that following the next two issues an evaluation ought to be undertaken to assess its effectiveness.

#### **RESOLVED:-**

- (i) that two further editions of the Community Magazine be produced;
- (ii) that authority be given to the Interim Executive Director to procure distribution of 2 issues of the Community Magazine to each household in the South Area, at a cost of up to £6,178.30;
- (iii) that, following the production and distribution of the magazine, an exercise be undertaken to evaluate its effectiveness.

#### **19 Highways schemes using income from Environmental Enforcement contract (Sac.02.09.2016/9)**

The Area Council Manager introduced the item, referring to a recent workshop where Members had discussed the use of income from the issuing of Fixed Penalty Notices and Parking Charge Notices.

A number of schemes had been discussed, and two were put forward within the Rockingham Ward, with a further scheme in Wombwell.

The schemes within the Rockingham Ward involved the installation of bollards, one at Longsfield Crescent in Hoyland and the other on Parkside Road, in order to prevent cycle and motorcycle access. The cost of both schemes was expected to be £3,535.65.

The scheme in Wombwell involved implementing a Traffic Regulation Order, and installing relevant lining and signage outside Wombwell Cricket Club. It was thought that this would help to stop inconsiderate parking. The cost of this was likely to be in the region of £4,000.

**RESOLVED:** - that £3,535.65 and £4,000 be allocated to the schemes detailed in the report submitted within the Rockingham and Wombwell Wards respectively; and that authority be given to the Interim Executive Director, Communities to initiate the necessary action to implement the schemes.

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Chair



# Item 27

## BARNSELY METROPOLITAN BOROUGH COUNCIL

This matter is not a Key Decision within the Council's definition and has not been included in the relevant Forward Plan

Report of the Executive Director (People)  
to Cabinet

(24<sup>th</sup> August 2016)

### **ANNUAL REPORT OF THE BARNSELY CORPORATE PARENTING PANEL (2015/16)**

#### **1.0 Purpose of the Report**

- 1.1 To inform Cabinet of the Barnsley Corporate Parenting Panel's Annual Report, which sets out the progress and outcomes of the Panel for the period 1<sup>st</sup> April 2015 to 31<sup>st</sup> March 2016 (Please see Appendix 1)

#### **2.0 Recommendations**

- 2.1 **That Cabinet notes the progress and achievements of the Panel in supporting children and young people in care.**
- 2.2 **The Annual Report be submitted to a meeting of Full Council for approval and adoption as a symbol of the Council's commitment for its 'Pledge' towards children and young people in care.**

#### **3.0 Introduction**

- 3.1 The Children Act (1989) and the Leaving Care Act (2000) place clear statutory duties upon the Council to protect children from suffering significant harm and to provide continued financial and transitional support to care leavers aged up to 21 (or 25 if in full time education).
- 3.2 The Barnsley Corporate Parenting Panel Annual Report (2015/16) reminds Members of the Council of key legislation and guidance, together with their role and responsibility as corporate parents to children in care in the Borough.

#### **4.0 Consideration of Alternative Approaches**

- 4.1 Please see Paragraph 5.1

#### **5.0 Proposal and Justification**

- 5.1 It is good practice for the Corporate Parenting Panel to draft an annual report on its work and achievements as part of ensuring its continued compliance with the responsibilities placed on it and on how its work adds value to the experience of children and young people in care, particularly in helping them to stay safe and healthy, improve their prospects and to enjoy enriching lives as part of the Council's 'Pledge' to children in care.

## **6.0 Implications for Local People and Service Users**

- 6.1 The role of the Corporate Parenting Panel includes ensuring that all children in need of care in any part of Barnsley, together with those from other areas who are placed in the Borough, receive the help and support from local services which they need to stay safe and healthy, gain a good education and to lead rewarding lives.

## **7.0 Financial Implications**

- 7.1 There are no direct financial implications arising from the consideration of the Annual Report.
- 7.2 The Corporate Parenting role of the Council in relation to looked after children and children in need is mainly discharged within the Children Social Care and Safeguarding business unit (within the People's Directorate). In 2015/16 actual net expenditure on children in care and those leaving care was approximately £15.1m. This exceeded the level of resources available in the year by +£2.1m, and is mainly attributable to the increasing cost and number of looked after children. This reported financial position covers spend on the following services; adoptions, fostering, children in care social worker teams, council owned children residential home, out of authority residential care and foster care placements, support to care leavers, etc. Work is ongoing to address the financial challenge through the medium term financial strategy and the refreshed sufficiency & placement strategy.

## **8.0 Employee Implications**

- 8.1 There are no employee implications arising through consideration of the Annual Report.

## **9.0 Communications Implications**

- 9.1 Following its proposed consideration and adoption at a meeting of Full Council, the Annual Report will be published on the Council's Web Site in order to make stakeholders aware of the importance of the Panel's work and the value it adds to supporting vulnerable children and young people in the Borough.

## **10.0 Consultations**

- 10.1 The Panel's Annual Report has been drafted with the valuable help and input of children in care, including representatives from the Barnsley Care4Us Council.
- 10.2 The Council's Senior Management Team has also been consulted on the Annual Report.

## **11.0 The Corporate Plan and the Council's Performance Management Framework**

- 11.1 The role and responsibilities discharged by the Corporate Parenting Panel support a number of the Strategic Priorities of the Barnsley Children and Young People's Plan

(2016-19) as they relate to children in care. These Strategic Priorities are indicated below:

- Keeping Children and Young People Safe.
- Improving Education, Achievement and Employability.
- Tackling Child Poverty And Developing Stronger, Resilient Families.
- Supporting All Children, Young People And Families To Make Healthy Lifestyle Choices.
- Encouraging Positive Relationships And Strengthening Emotional Health.

11.2 In addition, the Panel's work supports one of the Council's priorities in its Corporate Plan, notably by ensuring children and young people in care are kept safe from harm and overseeing the effectiveness of local services, as part of improving their potential.

## **12.0 Promoting Equality, Diversity and Inclusion**

12.1 A crucial element of the Council's 'Pledge' to children in our care, is to promote, support and respect their identity. Therefore, one of the responsibilities of the Panel will continue to be ensuring the specific needs of any children in care, belonging to any of the groups with protected characteristics as defined by the Equality Act (2010) are met in a way which respects this identity.

## **13.0 Tackling the Impact of Poverty**

13.1 Please see Paragraph 11.1.

## **14.0 Tackling Health Inequalities**

14.1 A key responsibility of the Panel is helping ensure improvements take place in the health of children and young people in care. The Annual Report contains a performance summary which outlines the progress made in the number of such young people receiving regular health assessments and dental checks.

## **15.0 Reduction of Crime and Disorder**

15.1 The Panel's role in supporting the Council's Pledge to children in care, includes overseeing the effectiveness of local services, responsible for keeping them safe from harm, including risky behaviours that can harm their own wellbeing as well as the safety of communities.

15.2 Through listening to children and young people's experiences of being in care and ensuring this perspective informs improvement, this approach nurtures esteem among young people in their care, enhances their wellbeing and minimises the risk of alienation which can contribute to them going missing from care and the risks this exposes them to.

## **16.0 Risk Management Issues**

16.1 There are no direct risks emerging through consideration of the Annual Report.

**17.0 Health, Safety and Emergency Resilience Issues**

17.1 There are no direct health and safety implications for the public or Council employees emerging through the Annual Report.

**18.0 Compatibility with the European Convention on Human Rights**

18.1 The Panel's Annual Report is compatible with the Articles and Protocols of the EU Convention, particularly in supporting the rights of children to be safeguarded from serious harm.

**19.0 Conservation of Biodiversity**

19.1 There are no implications for the conservation of biodiversity arising from the report.

**20.0 Glossary of Terms and Abbreviations**

20.1 None, applicable.

**21.0 List of Appendices**

21.1 Appendix 1: Barnsley Corporate Parenting Panel Annual Report (2015/16)

**22.0 Details of Background Papers**

22.1 Any background papers used in the compilation of this report are available by contacting the People Directorate, Barnsley MBC, PO Box 634, Barnsley, South Yorkshire S70 9GG

Officer Contact: Mel John-Ross (Service Director: Children's Social Care and Safeguarding)

Tel. No. (01226 773665 or e-mail [melaniejohn-ross@barnsley.gov.uk](mailto:melaniejohn-ross@barnsley.gov.uk))

Date: 5<sup>th</sup> July 2016

Financial Implications/
Consultation ..... <i>(to be signed by senior Financial Services Officer where no financial implications</i>

## **Barnsley Corporate Parenting Panel Annual Report 2015-2016**

### **1. Context**

- 1.1 This report sets out an annual update on the corporate parenting arrangements in Barnsley, with progress and outcomes of the panel for the period 1<sup>st</sup> April 2015 to 31<sup>st</sup> March 2016. It reminds members of key legislation and guidance, advising on local performance and service improvement, as well as progress made by the corporate parenting panel. The report aims to strengthen the role and responsibilities of corporate parents in improving outcomes for children and young people.

### **2. Proposals and Reasons: Corporate Parenting – Our Responsibilities Legal Framework**

- 2.1 The Children Act 1989 and the Leaving Care Act 2000 place clear statutory duties upon the Council to protect children from suffering significant harm and to provide continued financial and transition support to care leavers aged up to 21 (or 25 if in full time education). Underpinning corporate parenting is a wide range of national policies, guidance, regulations and legislation, which are subject to change by High Court rulings, such as the Southwark ruling in 2009.
- 2.2 The Munro review has significantly impacted on the work we do with children and young people looked after. The Final Report of the Munro Review of Child Protection Services published in May 2011 includes Professor Munro's 15 recommendations which have significant implications for the way that child protection services will be run at a local level. In relation to children looked after, key reforms to be taken forward include building the capacity of social workers and strengthening their professional practice; a reduction in the amount of central prescription; increased evaluation of the effectiveness of the help provided to children and families; and greater recognition that safeguarding is a multi-agency responsibility.
- 2.3 The revised care planning regulations and guidance, including The Children Act 1989 Guidance and Regulations Volume 2: Care Planning, Placement and Case Review Volume 3: Planning Transition to Adulthood for Care Leavers and the Statutory Guidance on Securing Sufficient Accommodation for Looked After Children March 2010, place increased emphasis on effective care planning with a focus on the child, and are designed to improve the quality and consistency of care planning, placement and case review for looked after children. They also aim to improve the care and support provided to care leavers.
- 2.4 The UK Government made significant reforms to the youth remand framework with the implementation of the Legal Aid, Sentencing and Punishment of Offenders (LASPO) Act in December 2012. The Act implicitly attributes further responsibility to Local Authorities by means of children and young people being remanded to youth detention accommodation, being treated as children looked after and being eligible for leaving care services if they are looked after beyond 13 weeks.

### **3. Corporate Parenting – The Role and Responsibility of Councillors**

3.1 Effective corporate parenting requires knowledge and awareness of the needs of children and young people looked after and the services they receive. This is a shared responsibility by the Council as a whole. The role of the corporate parent is therefore:

- a) To receive and consider accurate and timely management information reports on the numbers, characteristics and needs of looked after children and care leavers.
- b) To receive and consider reports demonstrating how effectively Barnsley is serving it's looked after population through the provision of services and targeted initiatives.
- c) To receive briefings on new national and local initiatives designed to improve children and young people's life chances.
- d) To gain knowledge of services based on direct involvement and opportunities to meet and gain the views of stakeholders, especially listening to the views of children and young people looked after and members of the Care 4 Us Council.
- e) To monitor and review progress on the delivery of Corporate Parenting 'Promise' to children looked after and care leavers.
- f) To ensure that decisive action is taken to address any shortcomings in the services provided to children and young people.

### **4. The Barnsley Pledge to Children and Young People in Care**

4.1 What all children and young people in our care can expect from us:

- We'll look after children in care in a safe and caring home.
- We'll promote, support and respect their identity.
- We'll ensure all children in care receive a good education.
- We'll support children in care to be healthy.
- We'll prepare children in care for the future.
- We'll involve children in care in decision making and making it happen.

### **5. Corporate Parenting in Barnsley**

5.1 Children in Care are those children and young people aged 0 -18 years who cannot safely remain with their family and are cared for by the local authority. The local authority has continuing legal and financial responsibilities to many of these children until they are 21 (or 25 if in full time education). This includes all unaccompanied asylum seeking children (UASC) and children with multiple disabilities. Children in Care and Care Leavers are one of the most vulnerable and disadvantaged groups in our community.

5.2 The Corporate Parenting Panel is responsible for children in care, children at the edge of care and children and young people who have left care.

## **6. Corporate Parenting Panel Overview and Membership**

6.1 The Corporate Parenting Panel is chaired by the Cabinet Spokesperson for People (Safeguarding).

6.2 The Panel meet every 2 months and there continues to be good attendance at meetings by the full range of members, which include:

- Elected Members, BMBC
- Executive Director, People Directorate, BMBC
- Service Director, Children's Social Care & Safeguarding, BMBC
- Virtual Head Teacher for Children in Care, BMBC
- Representatives for the Care4Us – Children in Care Council
- Head of Safeguarding and Quality Assurance, BMBC
- Foster Carer/s from the Barnsley Foster Carers Association
- Named Nurse for Children in Care, SWYPFT
- Designated Nurse Safeguarding Children/LAC, NHS Barnsley Clinical Commissioning Group
- Designated Doctor, BHNFT
- Head of Service, Children in Care Services, BMBC
- Managers for Children in Care and Care Leavers Teams, BMBC
- Scrutiny Officer, BMBC

## **7. Corporate Parenting Progress throughout the year 2015-16**

7.1 At each of its meetings the Corporate Parenting Panel receives the following standard reports:

- Looked after Children Performance Report; a bespoke performance report which captures data, provides a commentary and performance rating against all key performance indicators of relevance to children in care. Panel members receive a cover report which highlights the areas of concern and invites and encourages member challenge.
- A Children in Care Status Report; a report which sets out numbers, locations and types of placements of Barnsley's children to support members in asking questions about trends and the implications for children's wellbeing.

7.2 Other standard agenda Items:

- Minutes of the Education of Children in Care Steering Group
- Minutes of the Health of Children in Care Steering Group
- Minutes of the Care 4 Us Council

7.3 Over the past year the Panel has requested and considered the following thematic reports for discussion and challenge:

- Report on the Foster Carers Ball Celebration Event; April 2015
- Update Report on the Adoption Reform Grant; April 2015

- Breakdown of Children Missing from Care Presentation; June 2015
- Adoption Tracking, Performance and Post-Adoption Support Fund Presentation; June 2015
- Report on a small audit of the implementation and utilisation of Strengths and Difficulties Questionnaires (SDQ's); September 2015
- Data report on Children in Care who have been in Custody; September 2015
- The Independent Reviewing Officers (IRO) Annual Report; September 2015
- The Looked After Children Missing Protocol; October 2015
- Outline Programme for National Takeover Day; October 2015
- Outline Programme Presentation for the Children in Care Awards Event; October 2015
- Ofsted Annual Children's Social Care Data Report; December 2015
- The IRO Action Work Plan; December 2015
- Draft Corporate Parenting Report 2014/15; February 2016

7.4 Promoting young people's increased involvement and participation has been a key focus for the corporate parenting panel during 2015 – 2016. This has been evidenced by:

- Takeover Challenge is a national event led by the Children's Commissioner for England which puts children and young people into decision-making roles. In 2015 we had one young person involved. This year we had 17 children in care and care leavers shadowing Officers and Councillors from across the council to allow them to gain an insight into the world of work and how decisions are made. The event was well supported from every Directorate. The young people had a range of experiences including spending time with Public, Health, the Better Barnsley Major Project Team, the Family Information Service, regulatory Services and Communities. They also shadowed lead members, Cllr Bruff and Cllr Cheetham along with the Chief Executive. Feedback from the service providers was that it was a privilege to spend time with such fantastic Barnsley young people. Young people reported that besides it being a fun day it increased their confidence and enabled them to open up possibilities as to their future options.
- Following wide-ranging consultation, including input from Barnsley Care4Us Council, the Pledge to children in care and care leavers which informs young people about the level of care and services they can expect from the council as their corporate parent, has been updated and is published in a new format more suited to its audience. The Pledge was signed by members at a Cabinet meeting, which young people in care attended.



- Two Children in Care sat alongside decision-makers at Barnsley Council as Cabinet members considered two reports relating to the wellbeing and aspirations of young people in care and care leavers. The young people introduced two reports to the meeting - Review of the Barnsley Pledge to Children and Young People in Care and Update Briefing regarding The Provision of 16+ Accommodation. They successfully asked senior councillors to approve the recommendations in each report. The young people were invited to 'take over' the meeting for these two reports as a further demonstration of the council's commitment to the Children's Commissioner's national Takeover Challenge initiative.

7.5 The Corporate Parenting Panel has links with the following groups:

- Children in Care Health Improvement Group – the Chair sits on the Corporate Parenting Panel and formally reports back each meeting. It was agreed to further strengthen this by having one of the Corporate Parenting Panel Councillors also sitting on the group. Minutes of meetings of this group are considered by the Corporate Parenting Panel.
- Care 4 Us Children's Council - the Cabinet Spokesperson for People (Safeguarding) and chair of the Corporate Parenting Panel sits on this group, in addition to the Cabinet Spokesperson for People (Achieving Potential). This is to ensure that links between the two bodies remain strong and to get direct customer feedback on whether children and young people feel cared for and safe, as well as to be able to deal with any other issues raised by Care 4 Us.

7.6 Any areas of concern may be referred to Cabinet which may refer for Scrutiny Committee consideration.

7.7 Corporate parenting panel members have been encouraged to attend and receive training in understanding and making use of performance reports to support member challenge.

7.8 Member training is provided on the role, responsibilities and expectations of corporate parents. Members of the corporate parenting panel have agreed that their role is to act as 'pushy parents' for children in care on the edge of care and care leavers. The litmus test being "Would this be good enough for my child or me if I was a child?"

7.9 As part of the Continuous Service Improvement Plan the structure of Corporate Parenting Panel meetings has been changed, from day time to early evening meetings, specifically to enable children and young people in care to attend, as well as foster carer representatives.

7.10 One of the key outcomes arising from the performance reports and from the Ofsted report is that the Panel will challenge the quality of Personal Education Plans (PEPs). An Education Improvement Steering Group and a Virtual School Governance Group have been set up, attended by Officers, members of Corporate Parenting Panel and partners. The groups are chaired by Cabinet Spokesperson for People (Achieving Potential).

- 7.11 The Corporate Parenting Panel attend key participation events such as the annual celebration event.

## **8. Governance Arrangements**

- 8.1 The Corporate Parenting Panel is established within the Council's Constitution and has specific Terms of Reference which emphasise the above responsibilities and its overarching responsibility to ensure that the Council, through elected members, officers and partner agencies, fulfils its corporate parenting role. Although the Corporate Parenting Panel does not possess Executive powers, the Panel is able to refer matters to the Council's Cabinet to consider any actions which the Panel recommends. The Council's Scrutiny Committees may, in turn, receive any of those issues which are referred to Cabinet and which the Cabinet feels would benefit from an in depth investigation in open session. It is proposed that the Corporate Parenting Panel annual report is considered by both the Cabinet and the Full Council meeting.

## **9. Children in Care Council**

- 9.1 The Children in Care Council directly supports the Corporate Parenting Panel to measure and monitor the effectiveness and quality of 'Corporate Parenting' to children and young people; according to the views and experiences of the children who are in care. The panel remains fully committed to listening to the voice of service users and the active involvement of children and young people within the decision-making processes.
- 9.2 A key recommendation of the 2014 Ofsted inspection report is to widen the council to include the voice of younger children and more children in care as well as the existing care leavers.
- 9.3 A service review was undertaken in 2015 aimed at better aligning resources to areas of demand and need. Consequently a full time dedicated post has been developed, for implementation from the 1<sup>st</sup> April 2016. The aim of the post is to improve young people's participation, ensuring that their voices and experiences are heard and influence all aspects of service delivery, as well as strengthening the Care4Us Council.

## **10. Continuous Service Improvement Framework**

- 10.1 A Continuous Service Improvement Plan continues to be in place following the Ofsted inspection in June 2014 which judged Barnsley as 'requires improvement'. The plan consists of the work which is being monitored as part of the continuous service improvement journey and is mapped against the OFSTED recommendations and local improvements. The plan is overseen by the multi-agency Officer Group. Barnsley Safeguarding Children's Board (BSCB) monitors the actions which indicate whether sufficient progress is being made, i.e. the right amount of progress in the right direction at the right pace.

10.2 All of the areas for improvement from the Ofsted inspection have been addressed within the Continuous Service Improvement Plan.

## **11. Priorities for the Corporate Parenting Panel for 2016- 2017**

11.1 Driving forward improved educational progress and attainment for all children in care.

11.2 Challenging school absence, exclusion or lack of full time and suitable provision for all children in care.

11.3 Improving young people's participation with the evidence that shows the difference that has been made and the outcomes.

11.4 Improving Care Leavers engagement in education, employment and training.

11.5 Improving the emotional health and wellbeing of children in care and the access to timely help and intervention.

11.6 Learning from return to care interviews to help avoid children going missing.

## **12. Conclusion**

12.1 Corporate Parenting Panel is where the responsibility and accountability for the wellbeing and future prospects for Barnsley children in care ultimately rest.

12.2 A good corporate parent must offer everything that a good parent would, including stability. It must address both the difficulties which children who are looked after experience and the challenges of parenting within a complex system of different services.

12.3 The 2014 Ofsted report outlined a number of different areas where the Corporate Parenting Panel needs to challenge and support the development of services to ensure that Barnsley's children in care have good outcomes.

12.4 Significant improvements for children in care and care leavers have been achieved, as evidenced within the Service Improvement Plan and as measured against key performance indicators; **See Section 13.**

12.5 The challenge remains for everyone to raise their aspirations for the children of Barnsley and to remain a 'PUSHY PARENT' to ensure that all children at the edge of care, in care or who have left care are given opportunity to reach the best possible outcomes they can.

### 13. Performance Information - Looked after Children (LAC) data for the period 1 April 2014-31 March 2016

	2014	2015	2016	Commentary
<b>Numbers of LAC</b>	228	244	285	<p>The number of LAC at the end of March 2016 had increased significantly to 285. Slightly more children were admitted to care in the second half of the year (92), compared with the first half (85). This increase was not unexpected due to the corresponding rise in CP Plans; however the number leaving care has reduced. Barnsley's rate of looked after children is below the average for its statistical neighbours but is in line with the national average. Barnsley has stable communities and family units who are willing to care for children within the extended family network. We have established an Intensive Adolescent Team to help prevent young homelessness. Legacy children have been adopted and we continue to successfully promote SGOs. There is an ongoing action to ensure that the right decisions are made to safeguard children at the right time. Plans are in place to closely monitor CP Plans and CP Plans for the 2nd time to ensure that there is no drift in timely decisions making. Public law case tracking and LAC figures are monitored at weekly performance meetings.</p> <p>At the end of March 2016, 171 looked after children were placed in Barnsley by other local authorities; this number is increasing over time which causes added pressures on Barnsley services in line with our own increasing looked after population.</p>
<b>LAC Health Assessments</b>	93.8%	96.8%	99.4%	Our performance on LAC health assessments has continued to improve on the previous year. Health Assessments are being held and recorded in accordance with statutory guidance. There is an ongoing action to maintain progress to health assessments, with any decline escalated to the Service Improvement Plan Officers Group and subject to interrogation by key managers.
<b>LAC Dental Checks</b>	84.4%	97.8%	100%	Considerable effort has been made to address data inputting problems at child level that resulted in previous reporting inaccuracies in dental checks. Performance shows significant improvement from the previous year, clearly evidencing that real progress has been made.
<b>LAC Education</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>	
<b>Completed PEPs</b>	96.0%	99.3%	95.1%	The percentage of PEPs completed has deteriorated in the last year and stood at 95% in March 2016, although there is a time-lag with recording information on more recent Care Plans. A new Virtual Head Teacher took place in February 2016, and with the LAC

				team has reviewed all PEPs for year 10 and 11 children. Performance is monitored monthly. The Education Steering Group was established, chaired by a lead member, to drive forward the improvements required in relation to educational progress of our children and young people. This group tracks and challenges PEP progress, quality and performance. This is included in the Service Improvement Plan and overseen by the BSCB.
<b>Exam results (LAC)</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>	
<b>KS2 Reading, Writing, Maths – Level 4+</b>	-	30%	30%	As at 31 March 2015 there were 10 children that had been in care continuously for 12 months or more in this age group and therefore eligible to take KS2 in reading, writing and maths. This means that each pupil in this cohort is worth 10%. Due to low prior attainment of the children in this cohort outcomes in all three areas for this group are below the 2014 LAC national averages and the performance of all pupils both nationally and in Barnsley. However outcomes for Barnsley LAC are above the projections returned by schools to the Virtual Head earlier in the year.
<b>KS4 GCSE 5 A*-Cs including English and Maths</b>	0%	11.1%	11.1%	For 2015 there were 9 eligible children in the cohort. The corporate target was for 11.1% (relating to one child) to achieve GCSE 5 A*-C including English and Maths. Given the small cohort, attainment is in line the 2014 national average for LAC and outcomes remain the same as last year. The proportion achieving 5 A*-G has dropped from previous years, standing at 66.7%, but remains above the last reported figure for LAC nationally in 2010.
	<b>2013</b>	<b>2014</b>	<b>2015</b>	
<b>Emotional and behavioural health of looked after children</b>	14.4	14.3	13.7	This measures the rate of emotional and behavioural health of children aged 4 to 16 who are looked after continuously for 12 months. The lower the rate the better the emotional and behavioural health of the cohort of children measured. A score of under 14 is considered normal; 14-16 is borderline with cause for concern; 17+ is a cause for concern. An improvement in the emotional and behavioural health of looked after children in Barnsley can be seen over the last few years, with the average rate now being classified as normal. Barnsley performs better than all benchmarks, with the national rate at 13.9, statistical neighbours at 14.1 and regional at 14.4.
	<b>2014</b>	<b>2015</b>	<b>2016</b>	

<b>Foster Carers</b>	77	96	104	There are currently 104 active in-house foster carer households, an increase on previous years. Although 22 new households were recruited in 2015/16, unfortunately 9 households left the service during the same period. A more proactive recruitment strategy has been undertaken during 2015/16 and will continue during 2016/17. The updated sufficiency strategy has set a target of 35 new placements to be recruited by April 2017.
<b>Commissioned Placements</b>	69	65	81	As at 31 March 2016 we had 81 children in IFA placements (65 at last report) and 144 children placed in house. The increase in IFA placements reflects the rapid increase in numbers of LAC, despite the increase of in-house placements, which we will continue to try to recruit more of. The time-lag in recruiting and training new carers will undoubtedly mean continued need to use emergency IFA placements in the near to medium term.
<b>Adoption (% adopted during the year ending 31 March)</b>	18%	32%	22.5%	Barnsley's adoption rate has reduced since the previous year, however this is in line with published figures for regional (23%), statistical neighbours (23%) and above national (17%) performance. Our performance has been above the national average for several years. 2014 excluded, we have exceeded all our comparators in recent years and performed in the upper quartile (rank 3) nationally. In the last 12 months, 29 children have been adopted. In comparison, a further 53 children were placed with family members subject to Special Guardianship Orders. We have approved 26 adopters in the last year and of these, which compares well to previous years, despite resourcing issues within the adoption team. Placements which cannot be provided in house can be purchased from other authorities or voluntary adoption agencies at a cost of £27,000 per child, however in 2015/16 we made fewer out of authority placements and provided a number of placements ourselves for other authorities. Of the out of authority placements we have made, we have been reimbursed for a number by the national inter-agency adoption grant for children categorised as hard to place.
	<b>2014</b>	<b>2015</b>	<b>2016</b>	
<b>Percentage of looked after children who are placed less than 20 miles from their home address</b>	<b>New Measure</b>	<b>New Measure</b>	<b>92%</b>	Generally speaking we consider that the closer to home we can keep looked after children the better it is for them. This is so that they can keep in contact with birth family where appropriate and maintain links with their home communities. Sometimes children are placed further away for adoption placements where it is not in their interests to keep in contact with birth families and where more specialised placements

				are needed e.g. for sibling groups. In 2015/16 the corporate target for looked after children being placed less than 20 miles from their home was 91%, meaning the target was achieved. At the end of March, 99 young people were in placements outside of the Barnsley borough.
<b>Placement stability - children with three or more placement moves</b>	<b>7%</b>	<b>4.7%</b>	<b>3.5%</b>	Performance on track, with good and improved performance for both indicators of placement stability, as well as good performance compared to statistical neighbours and national benchmarks. At the end of March 2016 there were 9 looked after young people who had three or more placement moves since entering care.
<b>Placement stability - children who have been in the same placement for 2+ years or placed for adoption</b>	<b>79%</b>	<b>71%</b>	<b>79.1%</b>	Good performance has been achieved by carefully matching children with the right carers and providing support to both children and their carers.
<b>Looked after children cases reviewed within timescales</b>	<b>85.1%</b>	<b>95.9%</b>	<b>96.9%</b>	All cases of looked after children should have a review within 4 weeks of either becoming looked after or their last review. The same standard applies to visits. Performance shows an increasing trend, with 97% of reviews being within time, while 93% of visits are within timescales. Managers have really driven the timeliness of visits to children with the service and significant progress has been made since July 2015, however the proportion of visits in time remains below the target of 100%. Where visits are out of time this is often by only one day, and there is some time-lag in recording visits, however increasing scrutiny is being placed to ensure all looked after children receive timely visits.
<b>Looked after children visits in timescales</b>	<b>75%</b>	<b>90.2%</b>	<b>92.7%</b>	
<b>Care leavers in suitable accommodation</b>	19-87.5% 20-100% 21-100%	19-100% 20-87% 21-100%	19-96% 20-100% 21-96%	We always aim to place 100% of care leavers in suitable accommodation. However, due to the nature of the client group we work with, this is not always achievable. Unfortunately this year, we have two care leavers in custody, the 19 year old is in on a short term basis and the 21 year old is likely to remain there post 21.
<b>Care leavers in employment, education and training (EET)</b>	19-48% 20-70.6% 21-60%	19-59.0% 20-20-56.5%	19-79% 20-20-54%	Overall, there was steady progress throughout the year, with care leavers accessing and maintaining positive EET provision. Corporate targets were only met for the 19 year olds in 2015/16. The 20 and 21 year old groups did not meet the targets, however, as some individuals in these groups were not available for work due to pregnancy,

		21-76.5%	21-56.5%	<p>illness or disability. We are continuing to improve our work within the Future Directions team, which offers support to children leaving care. We have improved communications between our Targeted Information Advice and Guidance team, social care, and EET providers by holding monthly panel meetings. This is delivering positive outcomes and we are seeking to improve and develop this further during 2016/17. This should lead to a continued increase in the number of care leavers actively engaged in EET.</p> <p>The small numbers involved in each age group make it difficult to set targets and performance can see large fluctuations. To improve benchmarking opportunities and reliability of measurement we are moving corporately to a target that covers all three age groups combined.</p>
<b>Children Missing From Care or Home Incidents</b>	73	165	212	<p>Figures for 2015/16 show a significant increase compared to previous years, although numbers of missing LAC and the number of episodes this relates to has reduced throughout the last 12 months. Q1 saw 60 episodes of missing LAC compared to just 46 in Q4. The 46 episodes in Q4 related to just 11 children. Work is being undertaken with the police and partners to ensure that children are correctly classified as missing or absent, as the majority of cases where children are in our care and reported as missing, their whereabouts are actually known and we are often in frequent contact with them. The service director is alerted immediately about any missing Barnsley LAC and informed when they return. Ofsted commented positively about this in their report. Improvement work is currently being undertaken around understanding the impact of and issues relating to LAC children placed within the Barnsley borough.</p>
	<b>2012</b>	<b>2013</b>	<b>2014</b>	
<b>Youth Offending (Looked after Children)</b>	9 <5%	6 <5%	N/A <5%	<p>Overall offending by Looked After Children in 2015/16 shows a positive trend. We have seen improvements in the use of custody with less young people being convicted of offences or breaching their orders, resulting in the court sending them to prison. Re-offending figures by looked after children cared for by Barnsley Council show a positive trajectory and better performance than for our non-looked after children. We also see a relatively low number of Looked After Children entering the criminal justice system for the first time. We are also sure that they enter for offences that take place, predominantly, within the community and that being dealt with for offending behaviour is not as a result of living within a children's home.</p>



			<p>Staff from the YOT work closely with the Children in Care Team and with the leaving care team, Future Directions. Staff from both teams attend case planning meetings and YOT staff attend and contribute to reviews for Looked After Children as well providing work and support to enable them to fully achieve their potential. Within the YOT we retain high expectations for our young people and this is reflected in the effort and support we provide to enable young people to attend school and attain as well as they are able.</p>
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**OFSTED Ratings for Children’s Residential Establishments (no commentary available)**

	<b>2013/14</b>	<b>2014/15</b>	<b>2015/16</b>
Spring Lane	Outstanding	Good with outstanding features	Good
Newsome Avenue	Adequate	Good	Good

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# Item 28

## BARNSELEY METROPOLITAN BOROUGH COUNCIL

This matter is a Key Decision within the Council's definition and has been included in the relevant Forward Plan

### Report of the Director of Finance, Assets & IT

#### **Proposed Sale by the Council as Trustee of the North & South Lodges Locke Park**

##### **1. Purpose of Report**

- 1.1 To consider the sale of the North Lodge and the South Lodge ("the lodges") shown edged black on the attached plans, which are situated within the curtilage of Locke Park ("the park") by the Council as Trustee of Locke Park by most appropriate means on a long leasehold basis, in order to achieve best value.

##### **2. Recommendations**

It is recommended that Cabinet recommends to Council;-

- 2.1 That subject to consultation with the Charity Commission and the statutory procedures under the Charities Act 2011 being complied with, the Council in its capacity as Trustee of Locke Park approves the sale of the North Lodge and the South Lodge shown edged black on the attached plans.
- 2.2 That the Director of Finance, Assets and IT on behalf of the Council as Trustee dispose of the North Lodge and the South Lodge by most appropriate means as recommended by an independent surveyor acting on behalf of the Council as Trustee, to achieve best value.
- 2.3 That the Director of Legal and Governance is given delegated authority to address any representations made by the general public to the proposal on behalf of the Council as Trustee and to conclude the necessary legal documentation relating to the disposal of the properties.
- 2.4 That the Director of Legal and Governance is given delegated authority to seek the consent of the Charity Commission to use the proceeds of sale in accordance with the Trust's Governing Documents with such monies being applied towards improvements for the benefit of the remainder of the park, and that until concluded that the Council as Trustee holds the capital receipt on trust.
- 2.5 That once settled and consent of the Charity Commission is obtained, approval is sought for the delegated authority to be granted to the Service Director Stronger, Safer & Healthier Communities (Park Services) to use the proceeds in accordance with the requirements and any directions made by the Charity Commission.



decent state of repair and available for letting the properties would remain empty and shuttered up and probably continue to deteriorate.

- 5.2 The budget costs for works on the lodges in respect of repairs, security and standing charges in 2015 amounted to £27,000. If available to let the properties would require active management and have a potential rental income in the region of £450 - £550 per month. However to achieve this sort of rental the Council would have to refurbish and improve the lodges, which would be an additional cost to the Council.
- 5.3 There is an obvious need to bring these properties back into use as they cannot remain shuttered up and vacant indefinitely. Not only do they look unsightly, in their current state they are attracting a degree of interest from local youths, which is leading to some incidents of anti-social behaviour.
- 5.4 The fact that the lodges are Grade 2 listed buildings would in reality remove the possibility of the Council as Trustee considering demolishing the lodges and incorporating the sites within the park. It is highly unlikely that such consents would be forthcoming in any event. In addition there would be a substantial cost to such an approach, even if it were possible. Also if demolished, the Trust would lose the possibility of any future potential income being generated from the sites and therefore this is not considered best value.

## **6. Local Area Implications**

- 6.1 By granting consent to the disposal any improvements made to the lodges by the purchasers will enhance the surrounding environment and remove a potential attraction for vandalism and anti-social behaviour. When fit for occupation a further housing opportunity in the Locke Park area will have been created.
- 6.2 Once the lodges have been sold the capital receipts received by the Council as Trustee can be used to support maintenance, improvements and repairs for the benefit of the Park and consequently, the local community.

## **7. Compatibility with European Convention on Human Rights**

- 7.1 There are no issues arising as a result of this report.

## **8. Promoting Equality and Diversity and Social Inclusion**

- 8.1 There are no issues arising as a result of this report.

## **9. Reduction of Crime and Disorder**

- 9.1 In investigating the options set out in this report, the Council's duties under section 17 of the Crime and Disorder Act have been considered.

## **10. Conservation of Biodiversity**

- 10.1 There are no issues arising as a result of this report.



**16. Background Papers**

- 16.1 Correspondence regarding this matter is held on the files in Asset Management – not available for inspection contains exempt information.

**Office Contact Tim Hartley Telephone No 774615 Date 10 August 2016**





**FINANCIAL IMPLICATIONS**

**The Sale of North & South Lodges at Locke Park**

i) <b><u>Capital Expenditure</u></b>	<u>2016/17</u> £	<u>2017/18</u> £	<u>2018/19</u> £	<u>Total</u> £
Capital Receipt	-265,000			-265,000
	-265,000	0	0	-265,000

**To be financed from:**

The capital receipt will be earmarked on behalf of the Trust for reinvestment back into future projects at Locke Park

<b>Overall Impact</b>	-265,000	0	0	-265,000
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ii) <b><u>Revenue Effects</u></b>	<u>2016/17</u> (£)	<u>2017/18</u> (£)	<u>2018/19</u> (£)	<u>2019/20</u> (£)
<u>Expenditure</u>				
	0	0	0	0

**To be financed from:**

0	0	0	0
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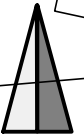
<b>Overall Impact</b>	0	0	0	0
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Agreed by: .....  .....	On behalf of the Director of Finance, Assets & Information Technology
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Plan referred to

N



271

265

263

261

+ 141.4m

North Lodge

Locke Monument

Area : 302 m2 or thereabouts

Fn

PCs

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Date: 19/07/2016

Scale 1: 500

Drawing Title :

North Lodge  
Locke Park Barnsley

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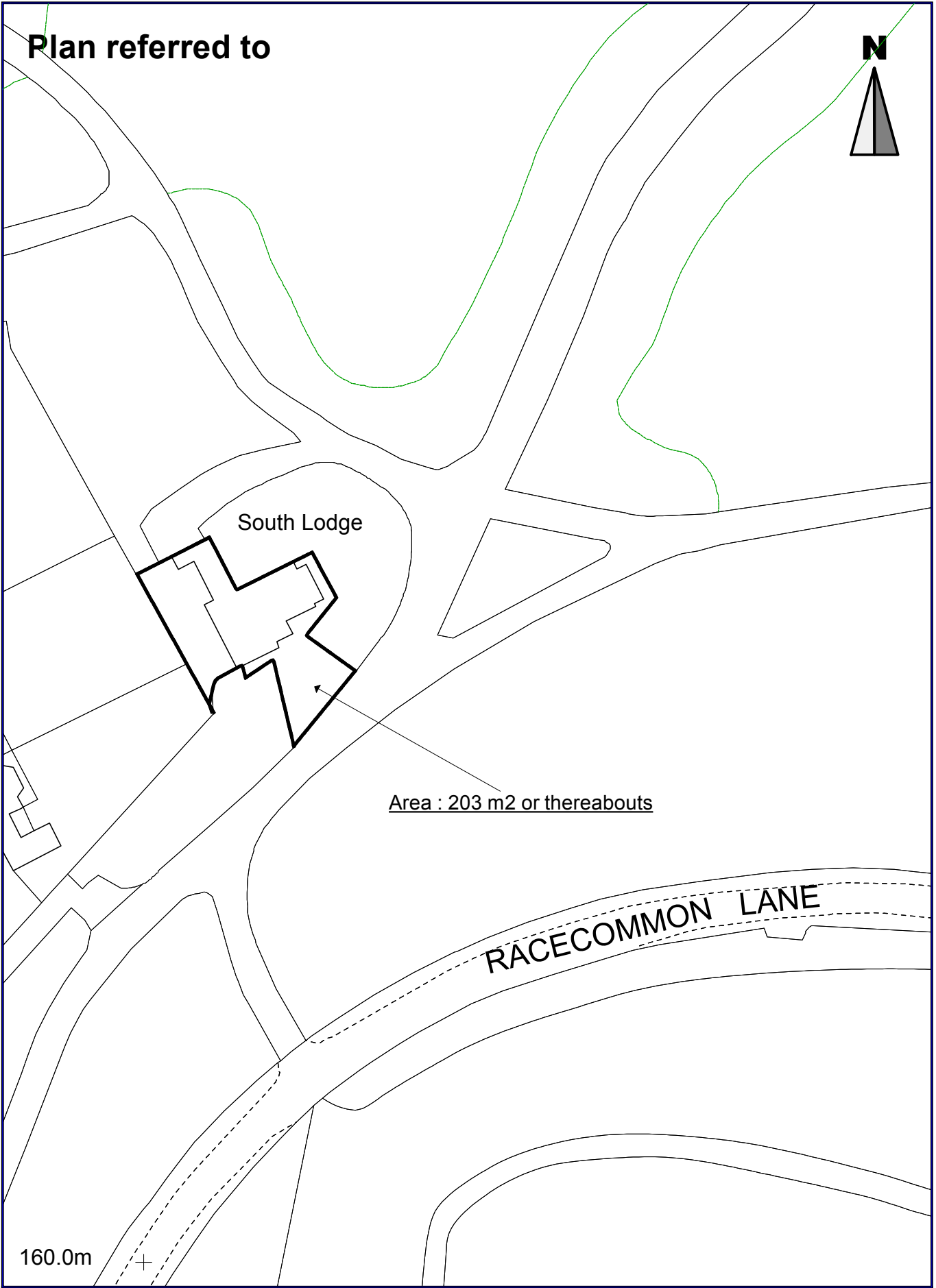
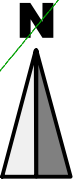


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website: [www.barnsley.gov.uk](http://www.barnsley.gov.uk)

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Plan referred to



South Lodge

Area : 203 m2 or thereabouts

RACECOMMON LANE

160.0m

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Date: 19/07/2016

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South Lodge  
Locke Park Barnsley

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# Item 29

## BARNSELEY METROPOLITAN BOROUGH COUNCIL

This matter is not a Key Decision within the Council's definition and has not been included in the Forward Plan.

### REPORT OF THE DIRECTOR OF LEGAL AND GOVERNANCE TO CABINET ON 21 SEPTEMBER 2016

#### APPOINTMENTS TO OUTSIDE BODIES – SHAW LANDS TRUST

##### **1. PURPOSE OF REPORT**

- 1.1 To agree the appointment of two Trustees to the Shaw Lands Trust.

##### **2. RECOMMENDATIONS**

- 2.1 **Recommended to Council that approval be given to the appointment of two representatives as Trustees to the Shaw Lands Trust for a three year term.**

##### **3. BACKGROUND**

- 3.1 The Shaw Lands Trust dates back to 1568. It supports charitable groups and also offers educational bursaries for individuals in Barnsley. Projects run by a charitable group must either be a Barnsley Borough-wide project or be based in the borders of the town of Barnsley as it was when the Trust was set up. There is the preference for projects benefitting young people, but not exclusively so. On average, grants are in the region of £500.
- 3.2 The Council nominates nine representatives to the Shaw Lands Trust. At the moment our current representatives are Councillors D Birkinshaw, Hayward, Mitchell, Noble, Richardson and Williams; Mr S Henshaw, Mr T Sheard and Mr M Price.

##### **4. CURRENT POSITION**

- 4.1 The Clerk to the Trust has written to the Authority advising that the terms of office of Councillor Richardson and Mr Price will expire in October.

##### **5. PROPOSAL**

- 5.1 It is proposed that approval be given to the appointment of two representatives as Trustees to the Shaw Lands Trust for a three year term.

**6. FINANCIAL, STAFFING, CRIME AND DISORDER AND LOCAL AREA IMPLICATIONS**

6.1 None.

**7. BACKGROUND PAPERS**

Documentation available for inspection in the Council Governance Unit, Legal and Governance, Town Hall, Barnsley, Telephone (01226) 773425.

**Officer Contact:** Craig Rogerson **Telephone No:** 773425 **Date:** September 2016



# Item 30



<b>MEETING:</b>	Cabinet
<b>DATE:</b>	Wednesday, 27 July 2016
<b>TIME:</b>	10.00 am
<b>VENUE:</b>	Reception Room, Barnsley Town Hall

## MINUTES

**Present** Councillors Houghton CBE (Chair), Andrews BEM, Bruff, Cheetham, Gardiner, Howard and Platts

**Members in Attendance:** Councillors Franklin, David Griffin, Lamb, Saunders and Sheard

### 34. Declaration of pecuniary and non-pecuniary interests

There were no declarations of pecuniary or non-pecuniary interests.

### 35. Leader - Call-in of Cabinet decisions

The Leader reported that no decisions from the previous meeting held on 13<sup>th</sup> July, 2016 had been called in.

### 36. Minutes of the previous meeting held on 13th July 2016 (Cab.27.7.2016/3)

The minutes of the meeting held on 13<sup>th</sup> July, 2016 were taken as read and signed by the Chair as a correct record.

### 37. Decisions of Cabinet Spokespersons (Cab.27.7.2016/4)

The Record of Decisions taken by Cabinet Spokespersons under delegated powers during the week ending 22<sup>nd</sup> July, 2016 were noted.

### 38. Petitions received under Standing Order 44 (Cab.27.7.2016/5)

It was reported that no petitions had been received under Standing Order 44.

### 39. Scrutiny Work Programme 2016/17 (Cab.27.7.2016/6)

#### RESOLVED:-

- (i) that approval be given to the proposed Scrutiny Work Programme for 2016/17, as outlined in section 5 of the report now submitted, whilst acknowledging that this is subject to change should any urgent issues arise;
- (ii) that the trial use of 'Expert Participants' during the 2016/17 Municipal Year as outlined in section 5 of the report, to assist with Scrutiny investigations, be approved; and
- (iii) that the Chair of the Overview and Scrutiny Committee (OSC) be authorised to identify and invite appropriate 'Expert Participants' on a topic by topic basis.

## **Deputy Leader**

### **40. Inspiring a Smoke Free Generation in Barnsley (Cab.27.7.2016/7)**

**RESOLVED** that, subject to public consultation:-

- (i) approval be given to the introduction of town centre smoke free zones, to be developed and managed through the Town Centre Safety and Security Group;
- (ii) approval be given to a smoke free play park in each of the 6 Area Councils with a long term ambition of ensuring all 24 key play parks across the borough are smoke free;
- (iii) proposals be developed which consider the implementation of smoke free hospital grounds using a social norms approach; and
- (iv) proposals be developed which consider the implementation of smoke free school gates and entrances.

## **Corporate Services Spokesperson**

### **41. Drug and Alcohol Testing Policy (Cab.27.7.2016/8)**

**RESOLVED:-**

- (i) that approval be given to the implementation of a Drugs and Alcohol Testing Policy, as detailed in the appendix to the report now submitted, with immediate effect; and
- (ii) that the Director of Human Resources, Performance and Communications give consideration as to how the application of the Policy might be extended to Elected Members.

### **42. Health, Safety and Emergency Resilience Report 2015/16 (Cab.27.7.2016/9)**

**RESOLVED** that the Authority's Health, Safety and Emergency Resilience performance for 2015/2016, as detailed in the report now submitted, be noted and continuous efforts be made to improve upon performance in this area.

### **43. Quarterly Analysis of Selective Voluntary Early Retirement and Voluntary Severance April 2016 to June 2016 (Cab.27.7.2016/10 )**

**RESOLVED** that the report of Quarterly Analysis of Selective Voluntary Early Retirement and Voluntary Severance for the period, April 2016 to June 2016 be received in accordance with the required procedure, noting that there were none in the period concerned.

### **44. Review of Market Supplement, Recruitment and Retention Policy (Cab.27.7.2016/11)**

**RESOLVED:-**

- (i) that approval be given to implement the Recruitment and Retention Policy, set out in Appendix 1 of the report now submitted, including the following options:-
  - Recruitment Payment
  - Graduate Payment
  - Retention Payments
  - Non Pay Retention Benefit;
- (ii) that contractual terms for payments and other options be implemented as outlined within the policy; and
- (iii) that Service Directors or Executive Directors, as appropriate, in consultation with the Director of Human Resources, Performance and Communications be authorised to approve payments under the Policy using the Recommendation for Approval Form, attached as Appendix 2 to the report.

### **Communities Spokesperson**

#### **45. 12 Week Review of the Impact of the Public Space Protection Order (PSPO) and Interventions to Manage Anti-Social Behaviour in Barnsley Town Centre (Cab.27.7.2016/12 )**

##### **RESOLVED:-**

- (i) that the positive impact of the Public Spaces Protection Order and its contribution towards galvanising and refocussing efforts to tackle antisocial behaviour in the town centre, as detailed in the report now submitted, be noted;
- (ii) that the Public Spaces Protection Order remains in place and be further reviewed after 12 months;
- (iii) that the complexity and extent of issues being addressed be recognised and the broader medium and long term approaches to intervention seeking to balance approaches of enforcement, reassurance, prevention and support to achieve long term sustainable improvements and safeguard investment in the regeneration of Barnsley town Centre, be endorsed; and
- (iv) that the safety and security of our town centre remains a key priority for the borough.

#### **46. Better Barnsley Regeneration - The Beacon Business Case (Cab.27.7.2016/13)**

##### **RESOLVED:-**

- (i) that approval be given to The Beacon Business Case, to provide a cornerstone of the Better Barnsley redevelopment, providing a modern library and public facility, as detailed in the report now submitted; and
- (ii) that the additional costs for the fit out of The Beacon, which are over and above those costs previously approved for its development, be noted, such costs to be

considered alongside other Capital proposals put forward as part of the ongoing 3 year planning process from 2017/18 to 2019/20.

**47. Multiple Support Needs Services Review (Cab.27.7.2016/14)**

**RESOLVED:-**

- (i) that approval be given to remodel existing provision of Multiple Support Needs Services to deliver a dedicated service for people with multiple needs, as detailed in the report now submitted;
- (ii) that approval be given to the reallocation of a proportion of funding from existing contracted services to ensure inter-related services for domestic abuse and sexual violence are adequately resourced; and
- (iii) that authority be given to approach the market for the tendering of a multiple needs support service and approval to award the contract be delegated to the Director of Public Health and Executive Director, Communities.

**48. Remodelling Sexual Violence and Domestic Abuse Services (Cab.27.7.2016/15)**

**RESOLVED:-**

- (i) that authority be given to the Director of Public Health and the Executive Director Communities, to approach the market to inform the commissioning and procurement of services to support those affected by Domestic Abuse and Sexual Violence, the victims and their families from April 2017, as detailed in the report now submitted; and
- (ii) that the Director of Public Health and Executive Director, Communities be authorised to award the contract for the services to support those affected by Domestic Abuse and Sexual Violence, the victims and their families following a competitive tender process.

**Cabinet Spokesperson without Portfolio for Place Spokesperson**

**49. Traffic Regulation Order Objection Report - Wellthorne Lane, Ingbirchworth (Cab.27.7.2016/16)**

**RESOLVED:-**

- (i) that the objection received to the proposal to introduce a prohibition of waiting at any time restriction on parts of Wellington Street, Ingbirchworth, be overruled for the reasons set out in the report now submitted and the objector be informed accordingly; and
- (ii) that the Head of Highways, Engineering and Transport and the Director of Legal and Governance be authorised to make and implement the Traffic Regulation Order.

**50. Traffic Regulation Order Report - Oakwell Traffic Management  
(Cab.27.7.2016/17)**

**RESOLVED:-**

- (i) that the Director of Legal and Governance be authorised to introduce the previously advertised Temporary Prohibition of Driving Traffic Regulation Order, as detailed on the plan in Appendix 1 of the report now submitted, on a permanent basis;
- (ii) that the Director of Legal and Governance be authorised to advertise temporary waiting restrictions, previously carried out under an Experimental Traffic Regulation Order, as detailed on the plan in Appendix 3;
- (iii) that, subject to no objections, that the Head of Highways, Engineering and Transportation and the Director of Legal and Governance be authorised to make and implement the Order; and
- (iv) that any objections to be the subject of a further report to Cabinet.

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Chair

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<b>MEETING:</b>	Cabinet
<b>DATE:</b>	Wednesday, 24 August 2016
<b>TIME:</b>	10.00 am
<b>VENUE:</b>	Reception Room, Barnsley Town Hall

## MINUTES

**Present** Councillors Houghton CBE (Chair), Andrews BEM, Bruff, Cherryholme (for Cheetham), Gardiner, Howard, Lamb (for Platts) and Mitchell (for Miller)

**Members in Attendance:** Councillors Franklin, David Griffin, Saunders and Sheard

### 51. Declaration of pecuniary and non-pecuniary interests

There were no declarations of pecuniary or non-pecuniary interests.

### 52. Leader - Call-in of Cabinet decisions

The Leader reported that no decisions from the previous meeting held on 27<sup>th</sup> July, 2016 had been called in.

### 53. Minutes of the previous meeting held on 27th July 2016 (Cab.24.8.2016/3)

The minutes of the meeting held on 27<sup>th</sup> July, 2016 were taken as read and signed by the Chair as a correct record.

### 54. Decisions of Cabinet Spokespersons (Cab.24.8.2016/4)

The Record of Decisions taken by Cabinet Spokespersons under delegated powers during the week ending 5<sup>th</sup> August, 2016 were noted.

### 55. Action taken under Paragraph B6 of the Responsibility for Executive Functions - Officer Delegations (Cab.24.8.2016/5)

#### RESOLVED:-

that the action taken under Paragraph B6 of the Responsibility for Executive Functions – Officer Delegations, as contained within the Appendix attached to the report, be noted;

- (i) approving that the objection received to the proposals to introduce a Traffic Regulation Order necessary to change various waiting and loading restrictions and other traffic movements at Doncaster Road and its associated side streets, be overruled and for the objector to be informed accordingly;
- (ii) authorising that the Head of Highways, Engineering and Transport and the Director of Legal and Governance make and implement the Traffic Regulation Order.

**56. Petitions received under Standing Order 44 (Cab.24.8.2016/6)**

**RESOLVED** that the report notifying the receipt of the following petitions be noted and the recommended actions for responding to them be endorsed:-

- (a) Containing the signatures of 70 signatories, in respect of request for action to deal with excessive speed of vehicles along Weetshaw Lane and Shaw Lane in Cudworth, Barnsley.

Speed enforcement is a matter for South Yorkshire Police and the South Yorkshire Safety Camera Partnership. Officers from the Traffic team are currently involved with concerns for speeding on part of this route.

It is recommended that the Service Director, Environment and Transport arrange for a speed survey to be carried out on Weetshaw Lane and the results be shared with South Yorkshire Police, the South Yorkshire Safety Camera Partnership, Councillors and the PACT.

- (b) Containing 229 signatories (of which 193 are within Barnsley from an on-line petition) regarding concerns of traffic on Doncaster Road outside Oakhill Primary Academy, including a request to reinstate the school crossing patrol.

Oakhill primary school is situated on the A635 Doncaster Road, Ardsley which is a dual carriage way. The position requires 2 school crossing patrols, both patrols left in quick succession due to ill-health and this location has been without a crossing patrol for almost 12 months.

It is recommended that the Service Director, Environment and Transport write to the lead petitioner to advise that every effort has been made during that last 12 months to recruit 2 new crossing patrols and those efforts will continue. In addition the letter will address their concerns for road safety.

- (c) Containing 242 signatories regarding the threat of the loss of bus services in the Penistone area due to the SYPTE current Barnsley Bus Partnership consultation.

The SYPTE has undertaken a Barnsley Bus Partnership consultation which closed on 31<sup>st</sup> July, 2016. The petition was forwarded to the SYPTE to be considered as part of their consultation process. However, the decision rests with SYPTE about what action it takes with regard to this petition.

**57. Equality Scheme 2015-18 Annual Report (Cab.24.8.2016/7)**

**RESOLVED:-**

- (i) that the Equality Scheme Annual Report (June 2016), attached as Appendix 1 to the report now submitted, be approved;
- (ii) that the progress made towards the equality objectives set out in the report, be noted; and



- (iii) to note the key achievements and challenges identified in the Annual Report and support the priorities for the year ahead.

**58. Protection of Earnings Policy (Cab.24.8.2016/8)**

**RESOLVED** that the revised Protection Policy (Protection of Earnings), attached as an Appendix to the report now submitted, be approved for implementation, with effect from 1<sup>st</sup> April, 2017.

**59. Annual Report of the Corporate Parenting Panel 2015/16 (Cab.24.8.2016/9)**

**RECOMMENDATION TO COUNCIL ON 29<sup>TH</sup> SEPTEMBER, 2016:-**

- (i) that the progress and achievements of the Barnsley Corporate Parenting Panel in supporting children and young people in care, as detailed in the report now submitted, be noted; and
- (ii) that the Annual Report be approved and adopted as a symbol of the Council's commitment for its 'Pledge' towards children and young people in care.

**60. Annual Report of the Barnsley Local Safeguarding Adults Board 2015/16 (Cab.24.8.2016/10)**

**RESOLVED** that the Annual Report of the Barnsley Local Safeguarding Adults Board 2015/16 and comment of the direction of travel for adult safeguarding, as detailed in the report now submitted, be noted.

**61. Annual Report of the Barnsley Local Safeguarding Children Board 2015/16 (Cab.24.8.2016/11)**

**RESOLVED:-**

- (i) that the Annual Report of the Barnsley Local Safeguarding Children Board 2015/16, attached to the report now submitted, be noted; and
- (ii) that the progress made by the Board in relation to its statutory role and functions, be noted as part of Cabinet's continued consideration of the Borough's framework and safeguarding vulnerable adults and children.

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Chair

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# Item 32



<b>MEETING:</b>	Cabinet
<b>DATE:</b>	Wednesday, 7 September 2016
<b>TIME:</b>	10.00 am
<b>VENUE:</b>	Reception Room, Barnsley Town Hall

## MINUTES

**Present** Councillors Houghton CBE (Chair), Andrews BEM, Bruff, Cheetham, Gardiner, Howard, Miller and Platts

**Members in Attendance:** Councillors Cherryholme, Franklin, David Griffin, Saunders and Sheard

### 62. Declaration of pecuniary and non-pecuniary interests

There were no declarations of pecuniary or non-pecuniary interests.

### 63. Leader - Call-in of Cabinet decisions

The Leader reported that no decisions from the previous meeting held on 24<sup>th</sup> August, 2016 had been called in.

### 64. Minutes of the previous meeting held on 24th August 2016 (Cab.7.9.2016/3)

The minutes of the meeting held on 24<sup>th</sup> August, 2016 were taken as read and signed by the Chair as a correct record.

### 65. Decisions of Cabinet Spokespersons (Cab.7.9.2016/4)

There were no Records of Decisions by Cabinet Spokespersons under delegated powers to report.

### 66. Petitions received under Standing Order 44 (Cab.7.9.2016/5)

**RESOLVED** that the report notifying the receipt of the following petitions be noted and the recommended actions for responding to them be endorsed:-

- (a) Containing the signatures of 103 people, in respect of encouraging the enforcement of the landowners of the former Yews Hotel, Yews Lane, Worsbrough to keep the area safe using Section 106 monies.

The matter to be investigated by the Council's Enforcement Team, who will determine if the Council is in a position to take any action with respect to the concerns identified. The Enforcement Team to inform the petitioner of their findings and any actions to be taken.

## **Cabinet Spokesperson without Portfolio**

### **67. Electronic Notices for Council Meetings (Cab.7.9.2016/6)**

#### **RESOLVED:-**

- (i) that, in accordance with the Local Government (Electronic Communications) (England) Order 2015, Cabinet gives its consent for the summons and papers for its meetings, and for any other meetings attended by Cabinet Members, to be transmitted by electronic means to their barnsley.gov.uk email address; and
- (ii) that the Director of Legal and Governance be authorised to consult other Members to seek their consent for summons and papers to be issued by the same means, on the presumption that they will be transmitted electronically, subject to any specific requirements those Members may have.

## **Corporate Services Spokesperson**

### **68. Quarter 1 Performance Monitoring Report 2016/17 (Cab.7.9.2016/7)**

#### **RESOLVED:-**

- (i) that the contents of the report now submitted in relation to the delivery of the Corporate Plan priorities and outcomes be noted;
- (ii) that Cabinet receives follow-up reports arising from the Quarter 1 report on:
  - Hospital admissions for alcohol related conditions
  - Adult safeguarding
  - Place Directorate finances; and
- (iii) that this report be shared with the Overview and Scrutiny Committee to inform and support their ongoing work programme.

### **69. Quarter 1 Corporate Finance Summary 2016/17 (Cab.7.9.2016/8)**

#### **RESOLVED:-**

- (i) that Executive Directors/Directors be requested (where appropriate) to provide detailed plans on how their forecast overspends will be brought back into line with existing budgets on a recurrent basis;
- (ii) that approval be given to write off £0.997m of historical bad debts as shown at section 6 of the report now submitted;
- (iii) that the budget virements at Appendix 1 of the report be approved;
- (iv) that the potential impact of the Quarter 1 monitoring position on the Council's Medium Term Financial Strategy detailed at section 7 of the report be noted;

- (v) that the updated reserves position as outlined in section 8 of the report be noted and note that this has also been incorporated into an updated Medium Term Financial Strategy (MTFS), which will be reported separately to Cabinet in due course; and
- (vi) that the Invest to Grow schemes provided in the table at Section 8 be approved.

**70. Quarter 1 Capital Programme Update 2016/17 (Cab.7.9.2016/9)**

**RESOLVED:-**

- (i) that the position of the Capital Programme for both 2016/17 and the overall five year Programme, as detailed in the report now submitted, be noted;
- (ii) that approval be given to the 2016/17 scheme slippage totalling -£0.844m and scheme re-phasing totalling -£12.498m (paragraphs 4.4, 4.5 and Appendix B of the report refer);
- (iii) that approval be given to the decrease in scheme costs in 2016/17 of -£0.788m (paragraph 4.6 and Appendix B refer) and approve the adjustments to the Capital Programme plans to reflect this change; and
- (iv) that approval be given to the new schemes in 2016/17 of £6.695m (paragraph 4.7 and Appendix B refer) to be funded from resources previously approved and approve the adjustments to the Capital Programme plans to reflect this change.

**71. Quarter 1 Treasury Management Activities 2016/17 (Cab.7.9.2016/10)**

**RESOLVED:-**

- (i) that the Treasury Management activities undertaken and compliance with the Prudential Indicators for the quarter ending 30<sup>th</sup> June, 2016, as detailed in the report now submitted, be noted;
- (ii) that the Authority's Capital Programme Funding Position be noted; and
- (iii) that the performance of the Authority's investments for the reported quarter be noted.

**72. Enterprise Act 2016 - Repayment of Public Sector Exit Payments (Cab.7.9.2016/11)**

**RESOLVED:-**

- (i) that the contents of the Enterprise Act 2016 – Repayment of Public Sector Exit Payments report now submitted, be noted and approval in principle be given to the establishment of an internal waiver process in regard to Repayment of Exit Payments by former Council employees, as set out in the report now submitted; and

- (ii) that a further report be submitted to Cabinet should the Treasury Regulations differ from the advice received from the Local Government Association on the indicative regulations to be applied to the waiver process to ensure that the Council complies with the legislation.

**73. Proposed Sale by the Council as Trustee of the North and South Lodges at Locke Park (Cab.7.9.2016/12)**

**RECOMMENDATION TO COUNCIL ON 29<sup>TH</sup> SEPTEMBER, 2016:-**

- (i) that subject to consultation with the Charity Commission and the statutory procedures under the Charities Act 2011 being complied with, the Council in its capacity as Trustee of Locke Park approves the sale of the North Lodge and the South Lodge shown edged black on the plans attached to the report now submitted, subject to appropriate restrictive covenants to prevent the properties becoming Houses in Multiple Occupation;
- (ii) that the Director of Finance, Assets and Information Services on behalf of the Council as Trustee, dispose of the North Lodge and the South Lodge by most appropriate means as recommended by an independent surveyor acting on behalf of the Council as Trustee, to achieve best value;
- (iii) that the Director of Legal and Governance be authorised to address any representations made by the general public to the proposal on behalf of the Council as Trustee and to conclude the necessary legal documentation relating to the disposal of the properties;
- (iv) that the Director of Legal and Governance be authorised to seek the consent of the Charity Commission to use the proceeds of sale in accordance with the Trust's Governing Documents with such monies being applied towards improvements for the benefit of the remainder of the park, and that until concluded that the Council as Trustee holds the capital receipt on trust; and
- (v) that, once settled and consent of the Charity Commission is obtained, the Service Director Stronger, Safer and Healthier Communities (Park Services) be authorised to use the proceeds in accordance with the requirements and any directions made by the Charity Commission.

**74. Sale of Land at King Street, Elsecar (Cab.7.9.2016/13)**

**RESOLVED:-**

- (i) that the Director of Finance, Assets and Information Services be authorised to exchange conditional contracts on the sale of land at King Street, Elsecar, Barnsley to DJ Atkinson Construction immediately, as set out in the report now submitted;
- (ii) that Head of Service, Assets be authorised to finalise the Heads of Terms and contract details for the proposed disposal; and
- (iii) that the Director of Legal and Governance be authorised to complete the sale of the site to DJ Atkinson Construction.

**People (Safeguarding) Spokesperson**

**75. Contracting and Partnership Arrangements - Adult Social Care and South West Yorkshire Partnership Foundation Trust (Cab.7.9.2016/14)**

**RESOLVED:-**

- (i) that agreement be given to the proposal to move the specified service elements (Community Equipment Service, Equipment, Adaptation and Sensory Impairment Service and Recovery College) to the Clinical Commissioning Group (CCG) – South West Yorkshire Partnership Foundation Trust (SWYPFT) contract, added to the Associate Commissioner element of that contract, as is the case with integrated and joint funded children’s services; and
- (ii) that the work that has begun to review the staff management agreements and duties and outcomes expected in relation to mental health duties discharged by adult social care social workers working in integrated teams with health staff in SWYPFT be acknowledged, with the outcome of the review forming the basis of a new section 75 agreement between Barnsley MBC and SWYPFT.

**People (Achieving Potential) Spokesperson**

**76. Local Government Ombudsman Report with a Finding of 'Fault Causing Injustice' (Cab.7.9.2016/15)**

**RESOLVED** that the Local Government Ombudsman’s report in relation to a school admission appeal be noted, together with the action taken to implement the recommendations in full, as detailed in the report now submitted.

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Chair

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## Declarations of Interest contained within the Minute Book

The following Members declared an interest in the minutes indicated:-

<u>Councillor</u>	<u>Minute No.</u>	<u>Subject</u>	<u>Interest</u>
<u>Planning Regulatory Board</u>			
Cllr Spence	12	Planning Application 2016/0633 – Works within the grounds of Cannon Hall. Cllr Spence left the meeting during the consideration and voting of this application.	Pecuniary – Employed by Cannon Hall Farm
Cllr Spence	12	Planning Application 2016/0758 – Works within the grounds of Cannon Hall. Cllr Spence left the meeting during the consideration and voting of this application.	Pecuniary – Employed by Cannon Hall Farm
Cllrs Makinson and Unsworth	17	Planning Application 2016/0685 – Demolition of existing terraced housing and erection of 6 no. bungalows 1-37 Beever Street, Goldthorpe.	Non-Pecuniary – Members of Berneslai Homes Board
<u>Health and Wellbeing Board</u>			
Cllr Platts	17	Better Housing, Better Health	Non-Pecuniary – Member of Barnsley Hospital NHS Foundation Trust Governing Body insofar as the discussion related to the Trust
<u>Overview and Scrutiny Committee</u>			
Cllrs G. Carr, Tattersall and Wilson	15	Corporate Parenting Panel Annual Report 2015/16	Non-Pecuniary – Members of the Corporate Parenting Panel
<u>North Area Council</u>			
Cllr Burgess (The Mayor)	16	Commissioned Project Update	Non-Pecuniary – Insofar as the discussion related to the Citizens Advice Bureau being a Trustee of the Bureau

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