

Cabinet

15 August 2016

Present: N Redfearn (Elected Mayor) (in the Chair)
Councillors CA Burdis, EN Darke, IR Grayson, M Hall,
JLL Harrison, CB Pickard, JJ Stirling and
A Waggott-Fairley

In Attendance: K Archer (Young Mayor)
A Caldwell (Age UK)
R Layton (North Tyneside JTUC)
P Wonders (Voluntary and Community Sector)

CAB30/08/16 Apologies

Apologies were received from Councillor R Glindon and Mr D Bavaird (business sector).

CAB31/08/16 Declarations of Interest and Dispensations

There were no declarations of interest or dispensations reported.

CAB32/08/16 Minutes

Resolved that the Minutes of the meeting held on 11 July 2016 be confirmed and signed by the Chair.

CAB33/08/16 Report of the Young Mayor

The Young Mayor reported on the following activities in which he and/or Young Cabinet Members had been involved:

- The Young Mayor had visited the National Citizenship Project supported by Catch 22 to talk to young people about his role as Young Mayor and the youth participation opportunities available in North Tyneside.
- The Young Mayor had been involved in the opening of the Phoenix Detached Youth Project Street Jam at the basketball courts at Parks Leisure Centre.
- The Member of UK Youth Parliament Dillon Blevins, with other young members from around the UK, had attended the UKYP annual sitting held at York University. This involved taking part in debates and voting on issues that would go forward to this year's Make Your Mark Ballot.
- Judging the schools category for North Tyneside in Bloom.
- Nine members of the Children in Care Council had taken part in an outdoors residential experience at Thurston.
- A group of 25 young people from the open access group had taken part in expeditions for the Duke of Edinburgh Awards scheme.
- The Young Mayor's Community Fund had helped fund five excellent community action projects from young people attending the National Citizenship Service at VODA and young people's groups from The Base in Whitley Bay.

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- Some youth councillors had been involved in planning a North East regional anti-discrimination event which they had been invited to co host with young ambassadors from the British Youth Council. This would take place at council offices on 24 August. The Young Mayor would provide an update at the next Cabinet meeting.

The Elected Mayor thanked the Young Mayor for the report and commended him for the being involved in some excellent projects and for being a great ambassador for young people.

CAB34/08/16 School Term and Holiday Dates 2017/18 (All Wards)

Cabinet received a report seeking approval for the proposed school term and holiday dates for 2017/18. Proposals for consideration were attached as appendices 1 and 2 of the report.

Regulations required that 190 school term days be provided for pupils in each school year. In addition, five teacher training days had to be identified in the school year, the dates to be set at the discretion of the school.

The Deregulation Act 2015, when fully implemented would provide for all maintained schools to set term dates independently of the local authority, however the relevant provisions were not yet in force. Many schools in North Tyneside were already able to set term dates independently, e.g. due to Trust or Voluntary Aided status, but most schools had indicated that their preference was for a consistent calendar, co-ordinated by the Local Authority.

In 2015, Cabinet had resolved that for future years, consultation on school term and holiday dates should consider all viable options put forward. To support this consultation, two questionnaires had been developed to explore factors that, in view of the consultees, should influence the structure of future Term and Holiday dates. One questionnaire was specifically for headteachers and Chairs of Governors of North Tyneside Schools, and the other for parents, governors, residents and other interested parties. The details of the survey results were attached at appendix 3 of the report.

The responses to the survey did not indicate high demand for change to the recognised pattern of term dates. However they did provide a useful indication of the factors that consultees, particularly parents, considered were important. A number of key preferences had been identified, these were outlined in the report.

Consultation with professional associations indicated that consistency with neighbouring authorities was a major consideration for employees of schools and school support services.

It was explained that taken separately, the preferences could be applied in a number of ways, however there was considerable difficulty in applying all the key preferences in one calendar, whilst also allowing for statutory requirements and dates of exams and assessments. For instance, it was not possible to have no period of term time over 6 weeks and terms of equal length, whilst also providing 190 days over a traditional 6 half-term pattern. This could be done if the school year was divided into 7 or 8 smaller blocks of term time, however this made it very difficult to accommodate holidays at Christmas and New Year, plus exam times in May and June which were set nationally.

Therefore in reviewing the options available, the consultation preferences that had the highest level of support had been prioritised.

The proposed School Term and Holiday dates for North Tyneside schools 2017/18 were set out at Appendix 1.

The Cabinet Member for Children, Young People and Learning explained that the school term and holiday dates for 2017/18 would be published on the Authority's website and all schools informed, after the expiry of the call-in period. It was also clarified that individual schools could set their own term and holiday dates, however they would need to re-consult with staff on any variations.

The Elected Mayor was pleased that detailed consultation had taken place with parents, schools, and the wider public and that feedback from the consultation had informed the recommended option. The Mayor also referred to problems encountered by parents who have children attending schools in different boroughs and welcomed the fact that there was consistency with neighbouring authorities.

Cabinet considered the following decision options:

Option 1: Approve the proposed calendar detailed in Appendix 1 to the report.

Option 2: Approve the alternative option calendar detailed in Appendix 2 to the report.

Resolved that the school term and holiday dates for 2017/18, as set out in Appendix 1 to the report, be approved.

(Reason for decision – The calendar at Appendix 1 meets statutory requirements and takes account of national exams and assessments, whilst meeting a number of key consultation preferences. It is in line with proposals in all other authorities in the region.

Professional associations have been consulted and were unanimously in favour of Option 1 because of the alignment with neighbouring authorities.

The calendar at Appendix 2 also meets statutory requirements and many of the key preferences. However this would give North Tyneside a different calendar to the rest of the region, and was not preferred by the professional associations.)

CAB35/08/16 Community-led Local Development (Previous Minute CAB150/03/16) (Riverside, Chirton, Tynemouth and Preston Wards)

Cabinet considered a report relating to the Community-led Development (CLLD) project and the requirements of the Phase Two application to identify an Accountable Body for this project.

North Tyneside Council had received £0.022m of funding from the European Social Fund (ESF) and the European Regional Development Fund (ERDF), to support the development of a CLLD project, a European Union (EU) funded initiative (Phase One). This was a joint project with South Tyneside Council which would cover parts of Riverside, Chirton, Preston and Tynemouth wards.

Phase One of the project was nearing completion and would result in an application for funding of 3 million euros (around £2.1 million) per CLLD area to be applied for from the Department for Communities and Local Government and the Secretary of State for Work and Pensions (the Managing Authorities). The funding application for Phase Two must be submitted by 31 August 2016.

Guidance following the EU Referendum was to continue to develop the CLLD project. It was anticipated that Phase Two funding would be available from April 2017 for 5 years. If successful, any funding granted for CLLD would also include a requirement for match funding. The Phase One development stage had identified how this funding was likely to be spent as well as the process for organisations to be able to apply for it, the details of the role of the Accountable Body and the process for monitoring of any allocations.

To meet the requirements of the Phase Two application the Authority had to identify who would be the Accountable Body for this project.

In the South / North Tyneside CLLD a Local Action Group (LAG) had been established which was made up of 14 members, they had met on a number of occasions, and members had overseen a programme for Community Engagement that would inform the Local Development Strategy.

The South / North Tyneside CLLD had also developed a draft Local Development Strategy that was currently out for further consultation. This would be completed ahead of the end of August deadline.

The Authority had led the development of this project and it was recommended that the Authority agree to take on the responsibility of the Accountable Body for Phase Two of the South/ North Tyneside CLLD.

The Accountable Body would be responsible for supporting the LAG, ensuring that organisations wishing to bid for funding understand what was involved and met the required criteria, including ensuring that they had the necessary finance to bring the required match funding for their project. The Accountable Body would also check the governance arrangements within any organisation wishing to secure funding, undertake project appraisals that would be shared with the LAG, ensure that projects deliver agreed outcomes and arrange payments on authorised expenditure.

Some of the CLLD funding from the ESF and ERDF would be used to support the roles needed to be the Accountable Body. It was expected that up to four different post holders within Corporate Strategy would spend some of their time on work associated with carrying out the role of Accountable Body for the CLLD area. Therefore the match funding for the management of the Accountable Body would come from existing Corporate Strategy staffing budgets. The number of different posts reflected the different roles and the need for clear lines of accountability that separated the different tasks that would need to be undertaken by the Accountable Body.

The Accountable Body's primary responsibilities would be in the following areas:

- supporting the Local Action Group
- facilitating project applications
- project assessment and approval
- dispersal of grant funding
- monitoring and verification

The following decision options were available for consideration by Cabinet:

Option 1: Accept the recommendations set out in section 1.2 of the report.

Option 2: Reject the recommendations set out in section 1.2 and ask South Tyneside Council to consider being the Accountable Body for CLLD.

Option 3: Reject the recommendations set out in section 1.2 and not proceed with the CLLD project.

Resolved that (1) the Head of Corporate Strategy be authorised, in consultation with the Head of Finance and the Head of Law and Governance, to confirm that North Tyneside Council will act as the Accountable Body for the North Tyneside / South Tyneside CLLD project;

(2) the Head of Corporate Strategy be authorised, in consultation with the Cabinet Member for Community Engagement, the Head of Finance, Cabinet Member for Finance and Resources and the Head of Law and Governance, to consult with South Tyneside Council to agree a Service Level Agreement that will set out the roles to be undertaken by both Authorities; and

(3) the Head of Corporate Strategy be authorised, in consultation with the Cabinet Member for Community Engagement, the Head of Finance and the Cabinet Member for Finance and Resources, to ensure that appropriate costs are included within the application to the Department for Communities and Local Government and the Secretary of State for Work and Pensions to support the funding of the responsibilities of the Accountable Body.

(Reason for decision - Discussions have taken place with South Tyneside Council who have confirmed that they would support North Tyneside Council as the Accountable Body. A Service Level Agreement will be agreed with both Councils so that roles and responsibilities are clearly set out.

The Authority has experience of managing EU funded projects and meets the requirement set out in the *Community-led Local Development Strategies: Additional Guidance for Accountable Bodies May 2016*. Without an Accountable Body the criteria for CLLD is not met and the South Tyneside / North Tyneside application for 3 million euros plus match funding will not be able to proceed.

As the Accountable Body the Authority will have responsibility for working with the LAG to deliver the CLLD strategy that aims to support residents and businesses in Riverside, Chirton, and parts of Preston and Tynemouth wards as well as areas of South Tyneside to develop skills, improve employment opportunities and increase economic and social inclusion.)

CAB36/08/16 St Mary's Lighthouse Heritage Lottery Fund Bid (Previous Minute CAB153/03/15) (All Wards)

Cabinet received a report seeking approval for the acceptance of Stage One Heritage Lottery Fund (HLF) grant award to start development works on St Mary's Lighthouse and to prepare and submit a Stage Two bid.

Following the agreement of the Investment Programme Board on 22 October 2014, to apply for funding to invest in St. Mary's Lighthouse, the importance of investment in the Lighthouse had been endorsed in a report on the Whitley Bay Seafront Master Plan agreed by Cabinet on 9 March 2015.

While an initial bid had been unsuccessful, dialogue with Heritage Lottery Fund had resulted in a resubmission, based upon a re-shaped bid, which included a greater proportion of capital support from the Council.

Capital support would take the form of agreed investment in the upgrading of the causeway to the Lighthouse, as part of the Authority's scheduled Asset Planned

Maintenance programme within the 2016-2019 Investment Plan. This did not change the level of Authority's agreed financial commitment but, through the inclusion of the investment in causeway repairs, increased the proportion of the Authority's financial contribution recorded against the overall project.

The final project contained three key elements comprising the restoration of the Lighthouse and Keepers' Cottage; renewal of the Museum/Heritage offer; and restoration of the causeway.

The successful outcome of the submission to Heritage Lottery Fund would deliver an initial allocation of £164,300 for the Stage One Development Phase of the project. If successful the Stage Two award would secure £2.1m of funding from Heritage Lottery Fund which, along with a contribution from the Authority, would enable the delivery of the full redevelopment plan.

Immediate work to deliver the project and meet Heritage Lottery Fund targets for Stage Two bid submission required all development work to be completed by the end of May 2017. An action plan was being drawn up and agreed with Heritage Lottery Fund in order to deliver to this timescale.

An Officer team had been meeting regularly to steer the project, ensure that timescales were met and appropriate consultation undertaken. This group would meet throughout the development stage and report progress to Heritage Lottery Fund.

The following decision options were available for consideration by Cabinet:

Option 1: Accept the recommendations set out in section 1.2 of the report giving the go-ahead for acceptance of the Stage One HLF bid and preparation for a Stage Two submission

Option 2: Reject the recommendations set out in section 1.2 and halt the re-development of St Mary's Lighthouse.

Resolved that (1) acceptance of the Stage One Heritage Lottery Fund grant award for development works on St Mary's Lighthouse be approved;
(2) the Head of Environment, Housing and Leisure be authorised, in consultation with the Cabinet Member for Leisure, Culture and Tourism, to arrange appropriate development phase activities;
(3) the Head of Environment, Housing and Leisure be authorised, in consultation with the Cabinet Member for Leisure, Culture and Tourism, the Head of Finance and the Cabinet Member for Finance and Resources, to submit a Stage Two bid in line with the values assumed in the Authority's 2016-2019 Investment Plan; and
(4) a further report, following the successful outcome of a Stage Two bid to the Heritage Lottery Fund, be submitted to Cabinet.

(Reason for the decision - The submission to Heritage Lottery Fund has been agreed through previous reports to the Cabinet, Elected Mayor and Investment Programme Board. Investment in St. Mary's Lighthouse is consistent with the Authority's Tourism and Heritage Strategies and is part of the overall Whitley Bay Seafront Master Plan.)

CAB37/08/16 Cabinet Response to the Carers' Support and Respite Provision Sub-Group Recommendations (Previous Minute CAB05/06/16) (All Wards)

Cabinet considered a report which set out proposed responses to the recommendations of the Overview, Scrutiny and Policy Development Committee arising from its in-depth review of Carers' Support and Respite Provision. The report had been considered by Cabinet at its meeting on 13 June 2016.

As part of the Adult Social Care, Health and Wellbeing Sub-committee work programme 2015/16, members had agreed to establish a sub-group to carry out a study of carers' respite provision in North Tyneside for adult carers and parent carers of disabled children, however during the study it became evident that the scope needed to be extended to cover carers' support.

The main aim of the study was to ensure that the appropriate services and structures were in place to support carers in their role, and that they had access to good quality support, advice and information and respite care.

This work had resulted in a detailed report and the sub-group had identified 19 recommendations, of which 14 related to the Local Authority, 2 related to the Clinical Commissioning Group and 3 were joint between the Local Authority and the Clinical Commissioning Group.

The Cabinet Member for Adult Social Care requested that the Head of Health, Education, Care and Safeguarding monitors progress against the Carers' Support and Respite Provision action plan. The Cabinet Member also welcomed that the Adult Social Care, Health and Wellbeing Sub-committee would receive progress reports on the North Tyneside Commitment to Carers' action plan.

The Elected Mayor welcomed the report and any service improvements which could be made to support Carers' carry out their caring role.

The following decision options were available for consideration by Cabinet:

Option 1: Accept the recommendation as set out in paragraph 1.2 of the report.

Option 2: Reject the recommendation as set out in paragraph 1.2 of the report.

Option 3: Accept, reject or amend any of the proposed responses at Appendix 1.

Resolved that (1) the proposed responses in relation to the Carers' Support and Respite Provision study, as set out in Appendix 1 to the report, be approved; and (2) the response from North Tyneside Clinical Commissioning Group, as set out in Appendix 2 to the report, be noted.

(Reason for decision – to enable the service to further develop support for carers and the provision of respite to give carers a break from the caring role.)

CAB38/08/16 Exclusion Resolution

Resolved that under Section 100A (4) of the Local Government Act 1972 (as amended) and having applied a public interest test as defined in Part 3 of Schedule 12A of the Act, the press and 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 to the Act.

CAB39/08/16 Provision of a Children's Public Health Service 0-19 Years (Previous Minute CAB166/04/16) (All Wards)

Cabinet received a report seeking approval for the future provision of a Children's Public Health Service for 0-19 years (formerly known as Health Visiting Service and School Nursing Service).

At its meeting on 11 April 2016 Cabinet had given approval to undertake a competitive procurement exercise for a Children's Public Health Service for 0-19 years.

This Service was intended to be an integral part of the overall children's integrated, preventative and early help service agreed by Cabinet on 14 March 2016.

The procurement process had been undertaken and no compliant bids had been received. The current provider Northumbria Healthcare NHS Foundation Trust (NHCFT) had not submitted a bid.

The report proposed the direct provision of the Service by the Authority.

The Elected Mayor welcomed the report and the opportunities offered by the direct provision of the Children's Public Health Service by the Authority. The Mayor also stressed the importance of putting the needs of children and young people first.

The following options were available for consideration by Cabinet:

Option 1: Approve (i) the commencement of a further Children's Public Health Service 0-19 years procurement exercise in 2016 with an increase in the contract value; and (ii) an extension of the existing contract, in negotiation with NHCFT, to allow for service continuity while the procurement exercise is completed.

Option 2: Approve a waiver of the Authority's Contract Standing Orders to allow an extension of the current contract, in negotiation with NHCFT, until 31 March 2018.

Option 3: Accept the recommendations as set out in paragraph 1.2 of the report.

Resolved that (1) the direct provision by the Authority of the Children's Public Health Service 0-19 years be approved;
(2) the Director of Public Health be authorised, in consultation with the Head of Law and Governance, Head of Human Resources, Cabinet Members for Children, Young People and Learning, Public Health and Health and Wellbeing, Finance and Resources and the Deputy Mayor, to make and undertake all necessary arrangements, including appropriate pension arrangements, in relation to the transfer of the employees currently undertaking the Children's Public Health Service 0-19 to the Authority; and
(3) the Director of Public Health be authorised, in consultation with the Head of Law and Governance and Head of Finance, to agree an extension of the current service

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specification in negotiation with NHCFT and agree a suitable date for the transfer of the Service.

(Reason for decision - The cost of the Service can be delivered within the available budget in the Authority's ring fenced public health grant. A full analysis of the benefits/challenges and risks associated with this Option are set out in the report.)

CAB40/08/16 Date and Time of Next Meeting

4.00pm on Monday 12 September 2016.

Minutes published on 18 August 2016.

The decisions contained within these Minutes may be implemented (unless called in by 3 Non-Executive Members for consideration by the Overview, Scrutiny and Policy Development Committee) immediately following the expiry of the call-in period; i.e. 5.00pm on 25 August 2016.