

CABINET

**Tuesday, 13th November 2012
at 5.00 pm**

Council Chamber - Civic Centre

This meeting is open to the public

Members

Councillor Dr R Williams, Leader of the Council
Councillor Stevens, Cabinet Member for Adult Services
Councillor Bogle, Cabinet Member for Children's Services
Councillor Rayment, Cabinet Member for Communities
Councillor Noon, Cabinet Member for Efficiency and Improvement
Councillor Thorpe, Cabinet Member for Environment and Transport
Councillor Payne, Cabinet Member for Housing and Leisure Services
Councillor Letts, Cabinet Member for Resources

(QUORUM – 3)

Contacts

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BACKGROUND AND RELEVANT INFORMATION

The Role of the Executive

The Cabinet and individual Cabinet Members make executive decisions relating to services provided by the Council, except for those matters which are reserved for decision by the full Council and planning and licensing matters which are dealt with by specialist regulatory panels.

Executive Functions

The specific functions for which the Cabinet and individual Cabinet Members are responsible are contained in Part 3 of the Council's Constitution. Copies of the Constitution are available on request or from the City Council website, www.southampton.gov.uk

The Forward Plan

The Forward Plan is published on a monthly basis and provides details of all the key executive decisions to be made in the four month period following its publication. The Forward Plan is available on request or on the Southampton City Council website, www.southampton.gov.uk

Key Decisions

A Key Decision is an Executive Decision that is likely to have a significant

- financial impact (£500,000 or more)
- impact on two or more wards
- impact on an identifiable community

Decisions to be discussed or taken that are key

Implementation of Decisions

Any Executive Decision may be "called-in" as part of the Council's Overview and Scrutiny function for review and scrutiny. The relevant Overview and Scrutiny Panel may ask the Executive to reconsider a decision, but does not have the power to change the decision themselves.

Southampton City Council's Seven Priorities

- More jobs for local people
- More local people who are well educated and skilled
- A better and safer place in which to live and invest
- Better protection for children and young people
- Support for the most vulnerable people and families
- Reducing health inequalities
- Reshaping the Council for the future

Procedure / Public Representations

Reports for decision by the Cabinet (Part A of the agenda) or by individual Cabinet Members (Part B of the agenda). Interested members of the public may, with the consent of the Cabinet Chair or the individual Cabinet Member as appropriate, make representations thereon.

Smoking policy – The Council operates a no-smoking policy in all civic buildings.

Mobile Telephones – Please turn off your mobile telephone whilst in the meeting.

Fire Procedure – In the event of a fire or other emergency, a continuous alarm will sound and you will be advised, by officers of the Council, of what action to take.

Access – Access is available for disabled people. Please contact the Cabinet Administrator who will help to make any necessary arrangements.

Municipal Year Dates (Tuesdays)

2012	2013
19 June	29 January
17 July	19 February
21 August	19 March
18 September	16 April
16 October	
13 November	
18 December	

CONDUCT OF MEETING

TERMS OF REFERENCE

The terms of reference of the Cabinet, and its Executive Members, are set out in Part 3 of the Council's Constitution.

RULES OF PROCEDURE

The meeting is governed by the Executive Procedure Rules as set out in Part 4 of the Council's Constitution.

DISCLOSURE OF INTERESTS

Members are required to disclose, in accordance with the Members' Code of Conduct, **both** the existence **and** nature of any "Disclosable Personal Interest" or "Other Interest" they may have in relation to matters for consideration on this Agenda.

DISCLOSABLE PERSONAL INTERESTS

A Member must regard himself or herself as having a Disclosable Pecuniary Interest in any matter that they or their spouse, partner, a person they are living with as husband or wife, or a person with whom they are living as if they were a civil partner in relation to:

(i) Any employment, office, trade, profession or vocation carried on for profit or gain.

(ii) Sponsorship:

Any payment or provision of any other financial benefit (other than from Southampton City Council) made or provided within the relevant period in respect of any expense incurred by you in carrying out duties as a member, or towards your election expenses. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.

(iii) Any contract which is made between you / your spouse etc (or a body in which the you / your spouse etc has a beneficial interest) and Southampton City Council under which goods or services are to be provided or works are to be executed, and which has not been fully discharged.

(iv) Any beneficial interest in land which is within the area of Southampton.

(v) Any license (held alone or jointly with others) to occupy land in the area of Southampton for a month or longer.

(vi) Any tenancy where (to your knowledge) the landlord is Southampton City Council and the tenant is a body in which you / your spouse etc has a beneficial interests.

(vii) Any beneficial interest in securities of a body where that body (to your knowledge) has a place of business or land in the area of Southampton, and either:

a) the total nominal value for the securities exceeds £25,000 or one hundredth of the total issued share capital of that body, or

b) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which you / your spouse etc has a beneficial interest that exceeds one hundredth of the total issued share capital of that class.

Other Interests

A Member must regard himself or herself as having a, 'Other Interest' in any membership of, or occupation of a position of general control or management in:

Any body to which they have been appointed or nominated by Southampton City Council

Any public authority or body exercising functions of a public nature

Any body directed to charitable purposes

Any body whose principal purpose includes the influence of public opinion or policy

Principles of Decision Making

All decisions of the Council will be made in accordance with the following principles:-

- proportionality (i.e. the action must be proportionate to the desired outcome);
- due consultation and the taking of professional advice from officers;
- respect for human rights;
- a presumption in favour of openness, accountability and transparency;
- setting out what options have been considered;
- setting out reasons for the decision; and
- clarity of aims and desired outcomes.

In exercising discretion, the decision maker must:

- understand the law that regulates the decision making power and gives effect to it. The decision-maker must direct itself properly in law;
- take into account all relevant matters (those matters which the law requires the authority as a matter of legal obligation to take into account);
- leave out of account irrelevant considerations;
- act for a proper purpose, exercising its powers for the public good;
- not reach a decision which no authority acting reasonably could reach, (also known as the "rationality" or "taking leave of your senses" principle);
- comply with the rule that local government finance is to be conducted on an annual basis. Save to the extent authorised by Parliament, 'live now, pay later' and forward funding are unlawful; and
- act with procedural propriety in accordance with the rules of fairness.

AGENDA

Agendas and papers are now available via the Council's Website

1 APOLOGIES

To receive any apologies.

2 DISCLOSURE OF DISPOSABLE PECUNIARY, PERSONAL AND PECUNIARY INTERESTS

In accordance with the Localism Act 2011, and the Council's Code of Conduct, Members to disclose any personal or pecuniary interests in any matter included on the agenda for this meeting.

NOTE: Members are reminded that, where applicable, they must complete the appropriate form recording details of any such interests and hand it to the Democratic Support Officer.

EXECUTIVE BUSINESS

3 STATEMENT FROM THE LEADER

4 RECORD OF THE PREVIOUS DECISION MAKING

Record of the decision making held on 16th October 2012, attached.

5 MATTERS REFERRED BY THE COUNCIL OR BY THE OVERVIEW AND SCRUTINY MANAGEMENT COMMITTEE FOR RECONSIDERATION (IF ANY)

There are no matters referred for reconsideration.

6 REPORTS FROM OVERVIEW AND SCRUTINY COMMITTEES (IF ANY)

There are no items for consideration

7 EXECUTIVE APPOINTMENTS

To deal with any executive appointments, as required.

MONITORING REPORTS

8 SECOND QUARTER PERFORMANCE MONITORING FOR 2012/13

Report of the Cabinet Member for Efficiency and Improvement outlining the progress made at the end of September 2012 against the targets contained within the Council Plan, attached.

9 CORPORATE REVENUE FINANCIAL MONITORING FOR THE PERIOD TO THE END OF SEPTEMBER 2012

Report of the Cabinet Member for Resources detailing the General Fund and Housing Revenue Account (HRA) revenue financial position for the Authority for the three months to the end of September 2012, attached.

ITEMS FOR DECISION BY CABINET

10 CIVIL SERVICE SPORTS GROUND - APPROVAL TO SPEND

Report of the Cabinet Member for Children's Services seeking approval to spend the £550,000 which was transferred from the Leader's Capital Programme to the Children's Services and Learning Capital Programme on 14th March 2012, attached.

11 JOINT WORK WITH THE ISLE OF WIGHT TO DELIVER EDUCATION SUPPORT SERVICES

Report of Cabinet Member for Children's Services seeking agreement for the continuation of the current partnership arrangements between the Isle of Wight and Southampton City Council for joint delivery of education support services, attached.

12 CITY CENTRE PRIMARY SCHOOL EXPANSIONS - STATUTORY CONSULTATION

Report of the Cabinet Member for Children's Services seeking permission to commence four weeks of statutory consultation on proposals to expand Bassett Green Primary School, Bevois Town Primary School and St John's Primary and Nursery School, attached.

13 REVISION OF THE COUNCIL'S EQUALITY POLICY AND OBJECTIVES

Report of the Cabinet Member for Communities seeking approval to a revised Equality Policy and Objectives, attached.

14 DEVOLVING MAJOR SCHEMES TRANSPORT FUNDING

Report of the Cabinet Member for Environment and Transport seeking approval to bid for funding to deliver major transport schemes within Southampton, attached.

15 ADDITION OF TRANSPORT FUNDING TO THE CAPITAL AND REVENUE PROGRAMMES

Report of the Cabinet Member for Environment and Transport, in association with the Cabinet Member for Resources seeking to accept new funding from several new sources and add the funding to the capital and revenue programmes for transport with authority to spend, attached.

16 TOWNHILL PARK REGENERATION FRAMEWORK - SCHEME APPROVAL FOR PHASE 1

Report of the Cabinet Member for Housing and Leisure that summarises the outcome of extensive further public consultations regarding the 'masterplan' proposals for transforming Townhill Park, attached.

17 EXCLUSION OF THE PRESS AND PUBLIC - CONFIDENTIAL PAPERS INCLUDED IN THE FOLLOWING ITEM

To move that in accordance with the Council's Constitution, specifically the Access to Information Procedure Rules contained within the Constitution, the press and public be excluded from the meeting in respect of any consideration of the confidential appendices to the following Item

Confidential appendices 1 and 2 contain information deemed to be exempt from general publication based on Category 3 of paragraph 10.4 of the Council's Access to Information Procedure Rules. It is not in the public interest to disclose this because doing so would prejudice the Authority's ability to achieve best consideration for the disposal of land and the awarding of a contract to carry out building works.

18 *LIBRARY PROVISION IN WOOLSTON

Report of the Cabinet Member for Housing and Leisure Services detailing the provision of library services in the Woolston area of the City, attached.

19 TENDER FOR A CONTRACT FOR CITY CENTRE MARKETS, EVENTS AND OTHER ACTIVITIES

Report of the Leader of the Council seeking approval to go out to tender for a contract for City Centre events, attached.

20 COURT LEET PRESENTMENTS 2012

Report of the Head of Legal, Human Resources and Democratic Services setting of Presentments accepted by Court Leet, attached.

21 APPROVAL OF THE LOCAL DEVELOPMENT SCHEME 2012

Report of the Cabinet Member for Resources seeking to update the Council's current Local Development Scheme to take account of changes in Government requirements, attached.

ITEMS FOR DECISION BY CABINET MEMBER

22 IMPLEMENTATION OF THE REFORMED SCHOOL FUNDING FORMULA FOR 2013/14

Report of Senior Manager Children and Young People Strategic Commissioning recommending the adoption of the new schools funding formula, attached.

23 CONCESSIONARY FARES SCHEME 2013

Report of the Senior Manager Planning, Transport and Sustainability seeking agreement on the Concessionary Fares Scheme 2013-14, attached.

24 * ESTABLISHMENT OF THE COMMISSIONING PROCESS FOR HEALTHWATCH SOUTHAMPTON

Report of the Executive Director, Health and Adult Social Care, seeking approval of the commissioning arrangements for the delivery of HealthWatch Southampton.

Monday, 5 November 2012

Head of Legal, HR and Democratic Services