

CABINET

**Tuesday, 17th July 2012
at 5.00 pm**

Council Chamber

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)

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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	16 January
17 July	6 February
21 August	19 February
18 September	19 March
16 October	16 April
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.

BUSINESS TO BE DISCUSSED

Only those items listed on the attached agenda may be considered at this meeting.

RULES OF PROCEDURE

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

QUORUM

The minimum number of appointed Members required to be in attendance to hold the meeting is 3.

DISCLOSURE OF INTERESTS

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

PERSONAL INTERESTS

A Member must regard himself or herself as having a personal interest in any matter:

- (i) if the matter relates to an interest in the Member's register of interests; or
- (ii) if a decision upon a matter might reasonably be regarded as affecting to a greater extent than other Council Tax payers, ratepayers and inhabitants of the District, the wellbeing or financial position of himself or herself, a relative or a friend or:-
 - (a) any employment or business carried on by such person;
 - (b) any person who employs or has appointed such a person, any firm in which such a person is a partner, or any company of which such a person is a director;
 - (c) any corporate body in which such a person has a beneficial interest in a class of securities exceeding the nominal value of £5,000; or
 - (d) any body listed in Article 14(a) to (e) in which such a person holds a position of general control or management.

A Member must disclose a personal interest.

Cont/...

Prejudicial Interests

Having identified a personal interest, a Member must consider whether a member of the public with knowledge of the relevant facts would reasonably think that the interest was so significant and particular that it could prejudice that Member's judgement of the public interest. If that is the case, the interest must be regarded as "prejudicial" and the Member must disclose the interest and withdraw from the meeting room during discussion on the item.

It should be noted that a prejudicial interest may apply to part or the whole of an item.

Where there are a series of inter-related financial or resource matters, with a limited resource available, under consideration a prejudicial interest in one matter relating to that resource may lead to a member being excluded from considering the other matters relating to that same limited resource.

There are some limited exceptions.

Note: Members are encouraged to seek advice from the Monitoring Officer or his staff in Democratic Services if they have any problems or concerns in relation to the above.

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 PERSONAL AND PREJUDICIAL INTERESTS

In accordance with the Local Government Act 2000, and the Council's Code of Conduct adopted on 16th May 2007, Members to disclose any personal or prejudicial 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 19th June 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.

ITEMS FOR DECISION BY CABINET

8 REVISED PARTNERSHIP AGREEMENT FOR A RE-SPECIFIED COMMUNITY EQUIPMENT SERVICE

Report of the Cabinet Member for Adult Services, seeking approval for a revised partnership agreement with NHS Southampton, attached.

9 MUSIC EDUCATION HUBS 2012 - 2015

Report of the Cabinet Member for Children's Services seeking approval to accept a grant of up to £696,409 over three years from the Arts Council England to assist Southampton City Council, Southampton Music Service to deliver Music Education Hubs, attached.

10 MODIFICATION TO THE STATUTORY PROPOSALS TO EXPAND FAIRISLE INFANT AND JUNIOR SCHOOL AND WORDSWORTH INFANT SCHOOL

Report of the Cabinet Member for Children's Services seeking approval to make amendments to the statutory proposals that were published in January and February 2011 to expand Fairisle Infant and Junior School and Wordsworth Infant School, attached.

11 TROUBLED FAMILIES INITIATIVE

Report of the Cabinet Member for Communities seeking approval to accept funding of £765,000 to deliver the Troubled Families programme and to endorse in principle the initial programme of work agreed through the Troubled Families Steering Group, attached.

12 BUILDING EUROPEAN ENVIRONMENTAL AND MARITIME SKILLS

Report of the Cabinet Member for Communities seeking acceptance of £1.6 million funding from the European Regional Development Fund to support a Cross-Channel Programme focused on increasing environmental and maritime skills and act as the Accountable Body for the Programme, attached.

13 ADOPTION OF THE SAFE CITY PARTNERSHIP PLAN 2012 - 13

Report of the Cabinet Member for Communities seeking approval for the Safe City Partnership 2012-13 Plan and to approve the Council's contribution, attached.

14 'PLATFORM FOR PROSPERITY' PLATFORM ROAD IMPROVEMENT SCHEME - PROJECT APPROVALS

Report of the Cabinet Member for Environment and Transport in relation to the delivery of 'Platform for Prosperity' Platform Road Improvement Scheme, attached.

15 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 2, 3 and 4 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. In applying the public interest test the appendices include details of a proposed transaction which, if disclosed prior to entering into a legal contract, could put the Council or other parties at a commercial disadvantage.

16 WATERMARK WESTQUAY: REVISED HEADS OF TERMS

Report of the Leader of the Council seeking to delegate authority to the Head of Legal, HR and Democratic Services to revise Heads of Terms for Watermark, West Quay and the necessary documentation in order to progress the redevelopment of the site, attached.

Monday, 9 July 2012

Head of Legal, HR and Democratic Services

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Agenda Item 4

SOUTHAMPTON CITY COUNCIL EXECUTIVE DECISION MAKING

RECORD OF THE DECISION MAKING HELD ON 19 JUNE 2012

Present:

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 Payne	-	Cabinet Member for Housing and Leisure Services
Councillor Letts	-	Cabinet Member for Resources

Apologies: Councillor Thorpe

1. STATEMENT FROM THE LEADER

The Leader announced that Councillor Noon had replaced Councillor Morrell as Cabinet Member for Efficiency and Improvement.

2. RECORD OF THE PREVIOUS DECISION MAKING

The record of the Executive decision making held on 16th April 2012 and 8th May 2012 were received and noted as a correct record.

3. EXECUTIVE APPOINTMENTS

On consideration of the report of the Head of Legal, HR and Democratic and approval of the following amendments:

- a) Southern Regional Flood and Coastal Committee – appointment of Councillor Thorpe.
- b) Port Consultative Committee – replace Councillor Morrell and with Councillor Noon.
- c) Association of Port Health Authorities – appointment of Councillor Vinson.
- d) Business Solent – replace Councillor Noon with Councillor Rayment.

Cabinet agreed the following:

- (i) That the executive appointments for the 2012/13 Municipal Year be approved as set out in the attached revised Register; and
- (ii) That all appointments be for one year save where the terms of reference and or constitution of the body or organisation concerned specify the duration of an appointment or where the decision on any nomination by the City Council

to their membership is reserved to the body or organisation concerned to determine the appointment or continuation of appointments, in light of any changes in City Council Administration.

4. YEAR END PERFORMANCE MONITORING FOR 2011/12

On consideration of the report of the Leader, Cabinet noted that 86% of the Council's Key Critical Performance Indicators and 90% of the Service Improvement Actions and Projects set out in the Council Plan for 2011-12 are reported to be on target.

5. RE-PROFILE OF THE 2011/2012 CAPITAL INVESTMENT AT UPPER SHIRLEY HIGH SCHOOL

DECISION MADE: (Ref: CAB 11/12 8518)

On consideration of the report of the Cabinet Member for Children's Services, Cabinet agreed the following:

- (i) To add, in accordance with Financial Procedure Rules, a sum of £485,000 to the Children's Services capital programme to deliver a new modular classroom block at Upper Shirley High.
- (ii) To approve, in accordance with Financial Procedure Rules, capital expenditure of £485,000 in 2012/13 from the Children's Services capital programme to deliver a new modular classroom at Shirley High School.
- (iii) To note that this amends the decision of Cabinet dated 26th September 2011 (recommendations (i) and (ii) and paragraph 13) which provided for the expenditure of £485,000 at Upper Shirley High to deliver replacement of roof coverings, pipework, windows and window frames and provision of a toilet block.
- (iv) To delegate authority to the Director of Children's Services and Learning to do anything necessary to give effect to (i) above including incurring expenditure up to the approved expenditure level of £485,000, entering into contracts and other associated matters.

6. NORTHAM ROAD - GRANT TO GRAYS DEVELOPMENTS LIMITED

DECISION MADE: (Ref: CAB 11/12 8533)

On consideration of the report of the Cabinet Member for Communities, Cabinet agreed the following:

- (i) To award a grant of £138,000 to Grays Development Ltd for the refurbishment of agreed properties in Northam Road subject to;
 - 1. Satisfactory appraisal of a funding application
 - 2. Confirmation of the type and value (£) of proposed grant funded works
 - 3. Appointment of a suitably qualified Property Surveyor to scrutinise expenditure
 - 4. Confirmation of co-investment/match funding and the works programmeand on the basis that the grant funding or remainder thereof is time limited and will be withdrawn either:

1. if the first claim for payment of grant monies is not received by the Council before 7 January 2013; or
2. two years from the date of sealing of the Grant Funding Agreement.

(ii) To delegate authority to the Director of Economic Development in consultation with the Head of Legal, HR and Democratic Services, to enter into a funding agreement with Grays Development Ltd and to do anything necessary to give effect to the allocation of the grant including payment of grant monies in arrears.

(iii) To add, in accordance with Financial Procedure Rules, a sum of £138,000 to the Leader's Capital Programme, for a capital grant towards works at Old Northam Road.

(iv) To approve, in accordance with Financial Procedure Rules, capital expenditure of £138,000 in 2012/13 from the Leader's Capital Programme to award a capital grant.

7. UNITS 29 AND 31 CITY INDUSTRIAL PARK - LEASE RENEWAL

DECISION MADE: (Ref: CAB 11/12 8226)

On consideration of the report of the Cabinet Member for Resources, Cabinet agreed to approve the terms agreed for a new lease of Units 29 and 31 City Industrial Park as set out in this report.

8. PROPOSED EXPANSION OF SPRINGWELL SPECIAL SCHOOL

DECISION MADE: (Ref: CAB 11/12 8629)

Having complied with the requirements of paragraph 16 (Urgency) of the Access to Information Procedure Rules, Cabinet approved the following:

- (i) To commence 6 weeks of pre-statutory consultation in June 2012 to increase the Number on Roll at Springwell school by 8 (one class group) from November 2012 to accommodate the additional children whose needs have been assessed and who would be appropriately placed at Springwell School.
- (ii) To delegate authority to the Director of Children's Services and Learning, following consultation with the Head of Legal, HR and Democratic Services, to determine the final format and content of consultation in accordance with statutory and other legal requirements.

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Agenda Item 8

DECISION-MAKER:	CABINET
SUBJECT:	REVISED PARTNERSHIP AGREEMENT FOR A RE-SPECIFIED COMMUNITY EQUIPMENT SERVICE
DATE OF DECISION:	17 JULY 2012
REPORT OF:	CABINET MEMBER FOR ADULT SERVICES
STATEMENT OF CONFIDENTIALITY	
Not applicable.	

BRIEF SUMMARY

On 16 January 2012, an officer delegated decision was made to revise the existing Section 75 Partnership Agreement between Southampton City Council and NHS Southampton for the joint equipment service to enable Southampton City Council to act as host agency for the pooled fund and take on the lead commissioner responsibility for the services which will be re-commissioned against a new service specification from 1 October 2012 for a three year period (with an option of a further two year extension).

We are now seeking to extend the proposed period of the Section 75 Partnership Agreement to five years (with an option of a further two year extension).

RECOMMENDATIONS:

- (i) To approve the revision of the existing Partnership Agreement made under Section 75 (S75) of the National Health Service Act 2006, to enable the City Council to assume lead commissioner responsibility and administer a pooled fund for community equipment services for **a five year period with the option of a further two year extension (increased from a 3 year period with option to extend under the previous terms of Agreement)**, between Southampton City Council and NHS Southampton.

REASONS FOR REPORT RECOMMENDATIONS

1. The longer duration of the Section 75 Agreement is needed to coincide with the contract awarded for the service following the conclusion of procurement processes. It was considered necessary for the contract of this size and complexity to run for 5 years initially, with the option to extend for another 2 years. A longer term will enable the service to achieve the required outcomes and achieve better value for money.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED

2. To set the duration of the S75 Agreement at 3 years, with a two year extension. This was rejected on the grounds that the agreement for the equipment needed to be for 5 years with a two year extension in order to match the length of the contract subsequently awarded following tendering of the services.

DETAIL (Including consultation carried out)

3. This service has undergone a radical re-design, to bring it into line with the current thinking and practice in the provision of community equipment, particularly around personalised services. The revised service specification will be advertised for tender in the autumn of 2012.

4. The option to jointly procure the service with Portsmouth City Council was presented as an alternative option within the January decision making report. Although not taken up at that time, Portsmouth CC have since approached Southampton City Council and due to their accelerated work programme are now able to meet joint timescales for tendering and procuring the service. The respective Section 75 agreements would however remain separate. This approach has been approved by the Joint Equipment Store Board.
5. Following the prolonged and complex setting up period, there needs to be a period of stability in which the service can deliver its full benefits. This is particularly relevant for the prescribers, who will have to be trained in their new responsibilities, as well as new online ordering systems likely to be part of the service.

6. **Benefits**

Benefits of the proposed service and added value to be delivered through the pooled fund Section 75 Partnership arrangements are:

- The Section 75 pooled fund continues to integrate services and funding thereby improving economies of scale, efficiencies and outcomes for local people.
- It continues to offer a joined up approach to meeting both health and social care needs to support people achieve rehabilitation and independence, whilst also making the contract clearer and more specific.
- It offers a comprehensive and consistent service, serving all residents of Southampton, regardless of where and how people access the system.
- The change in the lead commissioner arrangement (from NHS Southampton City to Southampton City Council) will enable a local commissioning focus to be maintained during a period of substantial change in the NHS.

Benefits of a 5 year contract (with a 2 year extension) are:

- It enables the service to establish itself following a substantial re-design, continuing to deliver benefits for a minimum of five years.
- It balances the benefits of the service over the life of the contract with the intensive resources employed in the re-design.

7. **Consultation undertaken**

The review of the current service has been undertaken through a project management structure which has involved a number of key stakeholders including NHS Southampton commissioners, Southampton City Council commissioners, Solent NHS Trust existing service provider and prescribers and University Hospitals Services, Foundation Trust. A range of other stakeholders have also been consulted about the current service and new specification through a series of telephone calls and meetings. These have included parents and carers, special schools (Cedars and Rosewood), Specialist teacher advisory Service, Sensory Services Team, Jigsaw joint children's disability team, Contact Centre and OT service, the Red Cross and Housing Services.

RESOURCE IMPLICATIONS

Capital/Revenue

8. The total value of the proposed S75 agreement is £1,220,200 for which SCC will contribute £539,800 and NHS SC will contribute £680,400.
9. The proposals as set out in this report, for the provision of a Joint Equipment Service will be met from within existing ASCH Portfolio and NHS SC resources. The hosting arrangements will not impact financially on existing resources for contractual and financial support.
10. Any future contractual arrangement with a provider will be financially limited to the budget as outlined in Appendix 1. It is anticipated that any re-tendered service will maximise the existing resources to improve the service experienced by its users. A saving is not being anticipated at this time.

Property/Other

11. The current service is delivered from premises rented by the PCT from a private landlord. It is expected that the provider will make their own commercial decision about where they want to set up a warehouse to store the equipment.

LEGAL IMPLICATIONS

Statutory power to undertake proposals in the report:

12. This proposal is for a pooled fund under Section 75 National Health Services Act 2006.

Other Legal Implications:

13. Final service delivery specifications and implementation will be subject to consultation with service users and full environment and equalities impact assessment, including in accordance with the duties imposed under the Equalities Act 2010, in the event of changes to service delivery or specification from those currently being delivered. These will be undertaken as part of the partnership arrangements prior to any changes under service delivery proposed.

POLICY FRAMEWORK IMPLICATIONS

14. The services commissioned will contribute to the Southampton Connect City Challenge for Wellbeing, in particular supporting vulnerable people and promoting long term independence, and specifically support the following two City Council KPIs:
 - Proportion of older people (65 and over) who were still at home 91 days after discharge from hospital into reablement/ rehabilitation services
 - Delayed transfers of care from hospital, and those that are attributable to Adult Social Care

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KEY DECISION? Yes

WARDS/COMMUNITIES AFFECTED:	All
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SUPPORTING DOCUMENTATION

Non-confidential appendices are in the Members' Rooms and can be accessed on-line

Appendices

1.	Financial Table
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Documents In Members' Rooms

1.	None
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Integrated Impact Assessment

Do the implications/subject of the report require an Integrated Impact Assessment (IIA) to be carried out.	yes
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Other Background Documents

Integrated Impact Assessment and Other Background documents available for inspection at:

Title of Background Paper(s)

Relevant Paragraph of the Access to Information Procedure Rules / Schedule 12A allowing document to be Exempt/Confidential (if applicable)

1.	Officer Decision Making Report – January 2012
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Agenda Item 9

DECISION-MAKER:	CABINET
SUBJECT:	MUSIC EDUCATION HUBS 2012 - 2015
DATE OF DECISION:	17 JULY 2012
REPORT OF:	CABINET MEMBER FOR CHILDREN'S SERVICES
STATEMENT OF CONFIDENTIALITY:	
None	

BRIEF SUMMARY:

During 2011, following the Henley Review, the Department for Education notified all local authorities that they would no longer be providing local authorities with resource to deliver vocal and Instrumental tuition. Instead, resource to deliver the National Plan for Music Education would be channelled through the Arts Council England, albeit with a 40% reduction in funding for Southampton.

The Department for Education required all local authority areas to establish a Music Hub. Music Hubs were to be a partnership of local and regional music providers, schools and colleges. Each Music hub had to make a formal submission for funding to the Arts Council England.

Many Local Authorities have operated a Music Service to support schools to deliver Curriculum, instrumental and vocal music tuition. Consequently many Local Authorities Music Services have become the Music Hub Lead.

RECOMMENDATIONS:

- (i) To accept the grant of £696,409 from the Arts Council England on behalf of the Southampton Music Education Hub Partnership.
- (ii) To approve, in accordance with financial procedure rules, revenue expenditure of £696,409, to support schools in delivering the National Plan for Music Education for the period 1 August 2012 to 31 March 2015.
- (iii) To delegate authority to the Director of Children's Services and Learning to take all action necessary to deliver high quality music provision as partner in the Southampton Music Hub Partnership including incurring expenditure of up to £696,409 as set out above.

REASONS FOR REPORT RECOMMENDATIONS:

1. Music hubs, are the vehicle for receiving national funding to support music education delivery. The Southampton Music Hub will act as a gateway for local areas to create music education provision that works in a local context, both in and out of school. The Music Hub will help drive the quality of service locally, with scope for improved partnership working, better value for money, local innovation and greater accountability.
2. To enable SCC to accept the resource from the Arts Council England and operate as Lead Partner in the Music Hub. Enabling all children in the city to have access to high quality music provision.
3. The recommendation for SCC to accept government funding will enable the lead organisation (Southampton Music Services) to fulfil its role in leading delivery of the NPME in line with Central Government timescales: The Music Hub is now able to start delivery of services from September 2012.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED:

4. Invite another organisation to apply as Lead Partner. This was not a viable option as there was no other suitably qualified, resourced or experienced organisation that came forward with a proposal to submit an application.
5. Decide not to submit an application for central Government funding. This would result in a new music provider coming into the city.
6. Consult with another Local Authority Music Provider to investigate a merger. This option was explored (Hampshire Music Service) but was rejected due to TUPE implications and significant related financial risk.

DETAIL (Including consultation carried out):

7. In February 2012 the Southampton Music Service, submitted a funding bid to the Arts Council on behalf of a wide range of music partners, such as: friends of the Southampton Youth Orchestras, Wind bands and Brass bands, Southampton University, Solent University, Head Teachers, Turner Sims Concert Hall, Local RFOs (e.g. Arts Work, Art Asia, SoCo), Southampton Schools Music Association, SCC Cultural Representation (SHAPE), FE Colleges and the Royal Opera House, London.
8. The funding submission was successful and the Arts Council England have confirmed total funding over three years of £696,409. With yearly allocation set at: 2012/13: £217,026, 2013/14: £260,431 and 2014/15: £218,951.
9. The purpose of the funding is to support schools to deliver the National Plan for Music Education. This entails delivery against of the four core roles;
 - Delivery of weekly learning of instruments through whole-class ensemble teaching programmes for a minimum of a term for every child aged 5-18.
 - Opportunities to play in ensembles and perform.
 - Clear progression routes which are available and affordable to all young people.
 - Regular singing opportunities including choirs and vocal ensembles for every pupil as a result of a singing strategy.
10. And three extension roles which includes: continuous professional development of the Lead Partner workforce, and that of their delivery partners to help deliver curriculum and out of school hours music, as well as leadership, instrument loan service (discounted/free for those on low incomes), and access to large scale/high quality music experiences for pupils via professional musicians/venues.
11. There is no change to service levels currently provided by the Southampton Music Services. There is no change to schools music curriculum KS1-3.
12. Consultation has taken place with all the Music Hub partners. Consultation focussed on access, quality, progression routes and breadth of music specialist provision for children and young people aged 5 -18.
13. Consultation commenced 5 September 2011 with individual partners. Full Hub partner meeting took place on 10 November 2011 and 2 February 2012. The core and extension roles of the NPME was the focus of consultation and partners identified where they had resources, expertise capacity to contribute

to delivery. Southampton Music Services consulted with Arts Council England (11 January 2011) on Hub Governance Models, value for money and progress on preparing the Southampton Music Hub application.

RESOURCE IMPLICATIONS:

Capital/Revenue:

14. The Arts Council England have confirmed total funding over three years of £696,409 as shown in the table below:

2012/13	£217,026
2013/14	£260,431
2014/15	£218,952
Total	£696,409

The funding formula is based upon pupil numbers on roll in each area of the UK with a 10% Free Schools Meal additional allocation.

15. In accordance with the grant conditions, a minimum 80% (£557,127) will be allocated to subsidising costs for front line delivery (tutor costs); up to 20% (£139,282) will be allocated to administration costs to run/manage the Hub. The total music tuition provided over the three years is 10,450 hours, this includes:
- First access to playing a musical instrument: 4,400 hours
 - Ensemble and choir activity: 5,300 hours
 - Concert/performance activity: 550 hours
 - Workshops: 200 hours
16. The Music Hub lead, Southampton City Council, will be accountable for the funding.
17. There are no capital implications.

Property/Other:

18. Instruments are the property of Southampton Music services.

LEGAL IMPLICATIONS:

Statutory power to undertake proposals in the report:

19. Southampton Music Services will ensure provision is delivered in accordance with s.13 of the Education Act 1996, which provides that a local education authority shall (so far as their powers enable them to do so) contribute towards the spiritual, moral, mental and physical development of the community by securing that efficient primary education and secondary education are available to meet the needs of the population of their area, the statutory requirements of the national curriculum which provide that children in KS 1, 2 and 3 must be taught music together with s.1 of the Localism Act 2011 which permits a local authority to do anything that an individual may do subject to any pre or post commencement prohibitions (such prohibitions not being considered to apply in this matter).

Other Legal Implications:

- 20. Delivery of the provision is in line with the Henley Review recommendations and the subsequent DfE Guidance document “The Importance of Music – A National Plan for Music Education”.
- 21. All adults delivering the service to children and young people have the relevant CRB clearance before delivering music tuition/activity. All organisations, working as partners with Southampton Music Services will be subject to statutory requirements to ensure safeguarding of children and young people.
- 22. The Music Services seeks to ensure opportunities for all children and young people to access music, in accordance with The Equalities Act 2010.
- 23. The Southampton Music Education Hub Lead Partner is accountable to the Arts Council England. Each year reports will be required to ensure the service is reaching the correct target audience.

POLICY FRAMEWORK IMPLICATIONS:

- 24. Children’s and Young People Plan

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	E-mail:	alita.mills@southampton.gov.uk		

KEY DECISION Yes

WARDS/COMMUNITIES AFFECTED:	all
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SUPPORTING DOCUMENTATION

Non-confidential appendices are in the Members' Rooms and can be accessed on-line

Appendices:

1.	None
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Documents In Members' Rooms:

1.	None
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Integrated Impact Assessment

Do the implications/subject of the report require an Integrated Impact Assessment (IIA) to be carried out.	No
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Other Background Documents

Integrated Impact Assessment and Other Background documents available for inspection at: Southampton Music Service, Southbrook Rise

Title of Background Paper(s)

Relevant Paragraph of the Access to Information Procedure Rules / Schedule 12A allowing document to be Exempt/Confidential (if applicable)

1.	Music education hubs prospectus for applicants	
2.	Music hub application form	
3.	Southampton music education hub - governance	

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Agenda Item 10

DECISION-MAKER:	CABINET
SUBJECT:	MODIFICATION TO THE STATUTORY PROPOSALS TO EXPAND FAIRISLE INFANT AND JUNIOR SCHOOL AND WORDSWORTH INFANT SCHOOL
DATE OF DECISION:	17 JULY 2012
REPORT OF:	CABINET MEMBER FOR CHILDREN'S SERVICES
STATEMENT OF CONFIDENTIALITY:	
None.	

BRIEF SUMMARY:

Cabinet previously approved proposals to expand Fairisle Infant School from 3 forms of entry to 4 forms of entry from September 2012 and Fairisle Junior School from 3 forms of entry to 4 forms of entry from September 2015. This report is asking cabinet to approve a modification to this to the implementation date for these expansion proposals, so that the infant school would expand from September 2013 and the junior school would expand from September 2016.

Cabinet also previously approved proposals to expand Wordsworth Infant School from 2 forms of entry to 3 forms of entry from September 2012 and for up to 90 pupils to progress from year 2 to year 3 from September 2015 as part of the schools expansion to become a primary school. This report is asking cabinet to approve a modification to this to the implementation date for this proposal so that up to 60 children could progress from year 2 to year 3 in September 2013 and September 2014.

RECOMMENDATIONS:

- (i) To approve a modification to the Cabinet decision of 14 March 2011 by way of altering the implementation for the expansions of Fairisle Infant from September 2012 to September 2013 and of Fairisle Junior from September 2015 to September 2016.
- (ii) To approve a modification to the Cabinet decision of 11 April 2011 by way of altering the implementation for the expansion of Wordsworth Infant school so that current year R and year 1 pupils will progress to year 3 in 2013 and 2014.

REASONS FOR REPORT RECOMMENDATIONS:

1. Fairisle Infant school was due to expand from 3 forms of entry to 4 forms of entry from September 2012 as part of our primary school expansion programme, which was initiated in response to the unprecedented increase in the rise in pupil numbers.
2. When on time applicants were allocated places, it became apparent that the additional 30 places that were added to Fairisle would not be filled. Further analysis indicated that approximately 20 pupils within the schools vicinity applied for and were allocated a place at Hampshire schools. Had these children been allocated a place at their local school, the majority of these places would have been filled.

3. The planned capital project at the Fairisle Infant School was to be a new classroom ready for September 2012. As the 30 additional places that put on at the school remain unfilled, a capital project to add capacity at the school does not seem an appropriate use of capital funds. Officers suggest that this expansion project be postponed for 1 year in order to ensure that our capital funding is targeted at the areas/schools with the greatest need for additional capacity.
4. The pupils at Fairisle Infant school generally feed into Fairisle Junior school, which is located on the same site as the infant. If the infant school project is postponed for 1 year, the junior school project would also need to be postponed from September 2015 to September 2016.
5. The planned capital project at the Fairisle Infant School was to be a new classroom ready for September 2012. As the 30 additional places that put on at the school remain unfilled, a capital project to add capacity at the school does not seem an appropriate use of capital funds. Officers suggest that this expansion project be postponed for 1 year in order to ensure that our capital funding is targeted at the areas/schools with the greatest need for additional capacity.
6. Wordsworth Infant is expanding from a 2 form of entry infant school to a 3 form of entry primary school from September 2012. The initial proposal was for the school to admit 90 children to year R from September 2012 and to allow these children to progress to year 3 in September 2015.
7. At present 60 children from Wordsworth Infant and 90 children from Shirley Infant generally compete for 120 places at Shirley Junior. This results in up to 30 children having to access key stage 2 places outside of the local area. The expansion of Wordsworth from an infant to a primary would add additional key stage places and relieve the pressure on key stage 2 places.
8. The capital project for the school is due for completion in September 2013, meaning that the school will have significant number of spare classrooms, which wouldn't be fully used until pupils work their way through Key Stage 2 year groups from September 2015. During the consultation on the building project it became apparent that there was parental demand for pupils to remain at the school and progress to year 3 in September 2013, if the teaching space was available. This is supported by the positive responses that the LA and school received as part of a consultation process (see Appendix 1).
9. The available accommodation and level of support for the alteration has encouraged both the school and LA to seek to bring forward the date as to when the existing school pupils will progress to year 3 September 2013.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED:

10. The LA could have proceeded with the PAN increase and associated capital works at Fairisle Infant, although this would more than likely have led to the additional capacity being built at the school remaining empty. Given the current constraints on capital budgets, expenditure on this project, for the 2012/2013 academic was not considered as the best use of funds.

11. The admissions arrangements that were agreed in the original school organisation decision could remain in place (i.e. that the school would only admit year 3 pupils from September 2015). This was planned this way so that the increased Year R cohort from 2012 would be the first to access Year 3 places at Wordsworth. This arrangement could remain in place, however the completion of the capital project by September 2013 means that there will be a significant number of surplus classrooms available and there is also considerable interest from parents of current Wordsworth pupils for their children to remain at the school from 2013 onwards (see Appendix 1). If the arrangements remained in place, a significant capital asset would remain under utilised and it could be perceived that the LA were not satisfying parental demand.
12. The changes to the year 3 admissions arrangements would also serve to relieve the pressure on key stage 2 places in the West of the city and in Shirley in particular. Currently 3 classes from Shirley Infant and 2 from Wordsworth infant feed into 4 at Shirley Junior. This deficit of junior places often leaves children displaced from their community and peers. This situation would continue for a further 2 years if the admission arrangements were not altered, which would continue to put pressure on junior schools in the West of the city.

DETAIL (Including consultation carried out):

13. Discussions took place between LA Officers and the headteacher at Fairisle Infant to explain the lower than expected number of applications for the school. The headteacher recognised the situation and agreed that building a classroom which not be filled would not be the best use of resources. A letter was also sent to the headteacher of Fairisle Junior School explaining that as the infant school project was being delayed by a year, the junior school project would also be delayed by a year from September 2015 to September 2016.
14. An email/letter setting out the alteration for Wordsworth was sent to the head teachers at the following neighbouring schools – Shirley Infant and Junior, Hollybrook Infant and Junior, Great Oaks, Foundry Lane Primary, St Mark's CE Primary, Shirley Warren Primary, Banister Infant School, Springhill Catholic Primary, Freemantle CE Academy, Tanners Brook Junior School and Fairisle Junior School.
15. Wordsworth Infant School carried out a consultation amongst existing parents at the school and prior to this a number of parents wrote to the LA stating their desire for year 3 places to be available at Wordsworth from September 2013. No objections to the proposed admission arrangements were submitted and all responses from parents indicated that they would like their children to remain at Wordsworth from 2013 if key stage 2 places were available. Copies of the letters sent to local head teachers and parents as well as responses to the consultation can be found in Appendix 1.
16. The schools governing body (who are also the admissions authority for the school) discussed and agreed to take forward the proposal at a meeting on 31 May 2012. The school is also a member of the Upper Shirley Learning Community Trust and the proposal was discussed at a Trust meeting on 14 May. The Trust expressed concerns as to how this would affect secondary school places. The headteacher of Shirley Junior (Wordsworth's neighbouring

key stage 2 school) confirmed that Wordsworth and Shirley Junior had had discussions about the proposal.

RESOURCE IMPLICATIONS:

Capital/Revenue:

17. Capital

The capital budget for Primary Review Phase 2 was added to the Children's Services Capital Programme by Cabinet in March 2011 and April 2012.

18. There are no additional capital costs for the changes to implementation for these projects. The expansion of Fairisle Infant and Junior would be delayed by one year. The building works at Wordsworth would still be due for completion by September 2013.

19. Revenue

The revenue costs of all schools are met from the Individual Schools Budget funded by the Dedicated Schools Grant. The amount of Dedicated Schools Grant that the authority receives each year is based on the number of children in the city. If the city's overall numbers grow, this will result in an increase in the amount of grant received which can be passed onto schools via budget shares calculated using Southampton's Formula.

Property/Other:

20. The implication at Fairisle Infant and Junior would be that the planned capital projects would not be delivered in September 2012 for the infant and September 2015 for the junior. The expansion (and required buildings works) would not take place for another year.

21. The building works at Wordsworth are due for completion by September 2013 and this date will not alter as a result of this alteration. The alteration for the children to progress to year 3 in September 2013 is partially driven by the fact the project will be completed and the classroom space will be available, earlier than anticipated.

LEGAL IMPLICATIONS:

Statutory power to undertake proposals in the report:

22. The council had previously approved proposals to expand Fairisle Infant School from September 2012, Fairisle Junior School from September 2015 and for Wordsworth Infant School to allow its year 2 pupils to transfer to year 3 in September 2015. These decisions were made in accordance with the statutory processes contained in the School Standards and Frameworks Act 1998 (as amended by the Education & Inspections Act 2006). Proposals for change are required to follow the processes set out in the School Organisation (Prescribed Alterations to Maintained Schools) Regulations 2007.

23. In accordance with section 21 of the Act and the Regulations, such proposals, including any modifications required to the proposals prior to the implementation date, fall to be decided by the Council.

24. Proposals cannot be modified to such an extent that new proposals are substituted for those originally approved and for which statutory proposals would be required in their own right. It is considered that the proposal to amend the implementation dates fall within those permitted by the Regulations.

25. In reaching its decision Cabinet MUST have regard to the statutory guidance for decision makers set out in Appendix 2.

Other Legal Implications:

26. In bringing forward school organisation proposals the Local Authority must have regard to the need to consult the community and users, observe the rules of natural justice and the provisions of the Human Rights Act 1998 (including article 2 of the First Protocol -right to education) and the Equalities Act 2010.

POLICY FRAMEWORK IMPLICATIONS:

27. The Primary Strategy for Change will contribute to the achievement of the outcomes set out in the City of Southampton’s Strategy, the Children and Young Peoples Strategic Plan and the Primary Vision, by providing improved buildings for primary pupils and communities in Southampton.
28. It will facilitate closer joint working between schools and thereby enable a range of strategic objectives to be met.
29. These proposals have been formulated in line with the Children and Young People Plan and will aid the achievement of the aims set out in the plan, largely by investing in new infrastructure and school buildings.

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KEY DECISION Yes

WARDS/COMMUNITIES AFFECTED:	Coxford, Shirley
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SUPPORTING DOCUMENTATION

Non-confidential appendices are in the Members’ Rooms and can be accessed on-line

Appendices:

1.	Wordsworth Consultation Documents and Responses
2.	Decisions Maker Guidance for Expanding a Maintained Mainstream School by Enlargement or Adding a Sixth Form

Documents In Members’ Rooms:

1.	None
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Integrated Impact Assessment

Do the implications/subject of the report require an Integrated Impact Assessment (IIA) to be carried out.	No
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Other Background Documents - None

Integrated Impact Assessment and Other Background documents available for inspection at:

Title of Background Paper(s)	Relevant Paragraph of the Access to Information Procedure Rules / Schedule 12A allowing document to be Exempt/Confidential (if applicable)
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DECISION-MAKER:	CABINET
SUBJECT:	TROUBLED FAMILIES INITIATIVE
DATE OF DECISION:	17 JULY 2012
REPORT OF:	CABINET MEMBER FOR COMMUNITIES
STATEMENT OF CONFIDENTIALITY:	
None.	

BRIEF SUMMARY:

Troubled Families is a national initiative promoted by the Department for Communities and Local Government (DCLG) which aims to turnaround families with complex needs. Based on statistical analysis alone the DCLG has allocated funding for us to work with 685 families who are in receipt of benefits due to not working, and:

- Are involved in anti-social behaviour or their children are involved in crime; or
- The children do not attend school regularly or have poor behaviour resulting in exclusion.

In addition, partners have agreed to local priorities around domestic violence, parents in prison and families who have a history of involvement with Social Care.

The expectation is that 685 families in Southampton will receive intensive family support including preparation for returning to work.

RECOMMENDATIONS:

- (i) To accept, in accordance with Financial Procedure Rules, the £765,000 Department for Education Troubled Families grant and to note that a further £166,400 may be received on a payment by results basis if we meet the agreed targets.
- (ii) To approve, in accordance with Financial Procedure Rules, revenue expenditure of £765,000 in 2012/13.
- (iii) To delegate to the Director- Environment and Economy, following consultation with Cabinet Member for Communities and the Cabinet Member for Children's Services and Learning, the decision regarding the final delivery model.

REASONS FOR REPORT RECOMMENDATIONS:

1. The first year funding will be made as an individual "Section 31" grant nominated for Troubled Families and is not ring fenced. It will significantly enhance the broad range of preventative work currently undertaken by the City Council, other agencies and the voluntary sector. The commitment to participate has been confirmed by the Chief Executive on 30 April 2012 to the DCLG and supported by partners through the Steering Group.
2. The initial model of delivery is being developed in accordance with the national evaluation of Family Intervention Projects (FIP) and has been discussed in detail with the Troubled Families Steering Group and worked up through intensive consultation with key service delivery partners.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED:

3. To refuse to engage with this programme.
4. The City would lose the opportunity to improve the likely outcomes for at least 685 local families.
5. This funding is provided with no risk to Local Authority current funding.

DETAIL (including consultation carried out):

6. The Troubled Families initiative in Southampton is a three year programme (2012-15) of work to transform the lives of families with complex problems to:
 - Reduce youth crime and family anti-social behaviour.
 - Improve attendance and behaviour in schools.
 - Support adults back to work or to be ready for work.
7. Southampton has been identified by government as having 685 'Troubled Families'. Funding will be provided for 571 as 1/6 of the budget has been used by DCLG Troubled Families Unit to invest in a local ESF Working Families programme that will form part of the range of interventions available.
8. Whilst the DCLG provided a notional number, further work has been undertaken to actually identify the families in accordance with the criteria agreed. Data has already been matched from Children's Services, Safer Communities, Housing, Police and others. Information on those in receipt of benefits for worklessness will be provided through the Department for Work and Pension (DWP). However the list will never be static as families change circumstances.
9. Additional funding is available on a payment by results basis based on improvements in the following criteria:
 - Reduction in anti social behaviour in the household by 60% over six months
 - Achievement of less than 15% unauthorised absences for all children in the household, or fewer than three fixed term exclusions in the last three terms
 - All children in household on school roll
 - Reduction in offending of under 18s by at least 33% over six months
 - An adult in the family has progressed towards work (on European Social Fund or work programmes)
 - An adult in the household has moved off benefits into full time continuous work (as defined according to the type of benefit paid)
10. Payment by results may be made in full or in part depending on the agreement made for each individual family. If criteria six is achieved then full payment will be made regardless.

RESOURCE IMPLICATIONS:

11. The funding available over the next three years is summarised in the table below:

	Attachment fee and management cost	Payment by results
2012/13	£765,600	£166,400
2013/14	£534,400	£289,600
2014/15	£389,600	£434,400

12. Funding has been provided to cover 40% (£4,000) of the estimated overall costs (£10,000 per intervention) spent by agencies to undertake the intensive family work that has been proven to deliver the required outcomes on previous Family Intervention Projects (FIPs). A percentage of the funding will be paid up front as an attachment fee, with the remainder available on a “payment by results” basis. Payment will be made as an un-ringfenced, “Section 31” grant. Payments for subsequent years will be subject to the agreement of the Troubled Families Team on an annual basis.
13. The remaining 60% is match funded from existing family work across the Council. This includes resources from the DfE’s Early Intervention Grant (EIG), Dedicated Schools Grant (DSG), external contracts and partner contributions.

Capital/Revenue

14. None.

Property/Other

15. No additional property needs.

LEGAL IMPLICATIONS:

Statutory power to undertake proposals in the report

16. The Council has the power to participate in the Troubled Families initiative by virtue of section 1 of the Localism Act 2011. The exercise of this power is subject to any relevant pre-commencement restrictions or prohibitions.
17. However there remain concerns surrounding the initiative’s compliance with the Data Protection Act 1998, given that it will be necessary to share personal and sensitive personal information with other agencies without appropriate consent. The DCLG have very recently released guidance on the practical operation of the initiative, which attempts to set out the legal basis for sharing.
18. The guidance advises that information relating to crime and anti-social behaviour can be shared under Section 115 of the Crime and Disorder Act 1998. This provision allows the Police, local authorities, health authorities, probation trusts to share information about any person for the purposes of preventing future crime and disorder. The guidance further cites implied powers to support/protect children under Section 17 of the Children Act 1989 to enable sharing of information relating to school attendance. Schools should be made aware that the Council intends to make use of this information to participate in the Troubled Families Initiative, and schools will also need to update their Data Protection Notifications to reflect the new use of data.

19. The Welfare Reform Act 2012 (the relevant provisions of which are yet to come into force) allows for the sharing of welfare benefit information by DWP to local authorities without informed consent. Regulations are necessary to specify Troubled Families as a 'prescribed purpose' for data sharing. The guidance states that these regulations will be in force in May 2012 however the regulations have not been approved and are still awaited. As an interim measure, the guidance specifies that Section 72 of the Welfare Reform and Pensions Act 1999 can be used to justify data sharing although this is also dependent on appropriate regulations being made (again, though, none of the regulations are yet approved or in force).
20. It appears that these legal powers would only justify outside organisations sharing personal data with the Council, not the other way around. In other words the Council can receive personal information and collate it or analyse it to determine which families are in need, but cannot release this personal information to outside bodies. Further regulations would be required to enable the Council to share data with partners and none are currently proposed. If appropriate powers are forthcoming in due course it will be necessary to ensure that the Council's Data Protection Notifications are up to date, and that all usual data security and handling measures are in place to protect transmission, storage and use of the personal data. There should be a robust data sharing agreement entered into in each instance with the relevant organisation prior to any data sharing taking place.
21. The Council may therefore receive data from others at present (subject to them being satisfied they have the legal powers in place to share data) but the Council may not further share that data unless and until new powers to do so are passed. Once such powers are in place and if the Council wanted to share information with any other body, that sharing would have to be fair and lawful and comply with the Schedule 2/3 conditions of the Data Protection Act 1998. Further legal advice in that respect should be sought prior to entering into any agreement to share data.

Other legal implications

22. It will be necessary for the Council to be mindful of its obligations under the Human Rights Act 1998, and specifically an individual's Article 8 rights to respect for private and family life when participating in this initiative.

POLICY FRAMEWORK IMPLICATIONS

23. Crime and Disorder Reduction Strategy
Community Strategy
Safe City Plan
Youth Justice Plan
Children and Young People's Plan
Housing Strategy

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KEY DECISION Yes

WARDS/COMMUNITIES AFFECTED:	All
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SUPPORTING DOCUMENTATION

Non-confidential appendices are in the Members' Rooms and can be accessed on-line

Appendices:

1.	None
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Documents In Members' Rooms:

1.	None
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Integrated Impact Assessment

Do the implications/subject of the report require an Integrated Impact Assessment (IIA) to be carried out?	No
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Other Background Documents

Integrated Impact Assessment and Other Background documents available for inspection at: Children's Services, Southbrook Rise.

Title of Background Paper(s) Relevant Paragraph of the Access to Information Procedure Rules / Schedule 12A allowing document to be Exempt/Confidential (if applicable)

1.	Financial Framework	
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DECISION-MAKER:	CABINET
SUBJECT:	BUILDING EUROPEAN ENVIRONMENTAL AND MARITIME SKILLS
DATE OF DECISION:	17 JULY 2012
REPORT OF:	CABINET MEMBER FOR COMMUNITIES
STATEMENT OF CONFIDENTIALITY:	
Not applicable.	

BRIEF SUMMARY:

On 13th February 2012 Southampton City Council submitted an application to the EU Interreg France (Channel) England Programme for funding from the European Regional Development Fund (ERDF) to support a project entitled BEEMS (Building European Environmental Maritime Skills). Officers have been notified that the application with a total budget of £1,661,910 (€2,665,027) has been successful.

The aim of BEEMS is to stimulate the development and sustained growth of environmental and maritime skills within the marine renewable energy industry, and to increase the sector's economic viability through enhanced cross border cooperation and joint working.

BEEMS will be led by Southampton City Council and delivered by a UK/French Partnership comprising 11 project partners and 2 participants, including regional and local authorities, industry associations, educational institutions and training providers.

RECOMMENDATIONS:

- (i) To delegate authority to the Director of Economic Development, following consultation with the Head of Legal, HR and Democratic Services, to enter into a legal agreement with the Managing Authority of the EU Interreg France (Channel) England Programme to deliver the BEEMS project.
- (ii) To accept, in accordance with Financial Procedure Rules, the ERDF grant of £830,955 (€1,332,513) from the European Regional Development Fund and £747,017 from BEEMS partners contributions on behalf of the BEEMS Partnership and act as Accountable Body.
- (iii) To approve, in accordance with Financial Procedure Rules, revenue expenditure of £1,661,910 (€2,665,027) for the BEEMS project.
- (iv) To delegate authority to the Director of Economic Development, in consultation with the Head of Legal, HR and Democratic Services, to undertake such actions necessary to enable the successful delivery of the BEEMS project and support the proposals in this report.

REASONS FOR REPORT RECOMMENDATIONS:

1. As skills gaps hinder economic growth, BEEMS will add value to the strategic drive for a more competitive and sustainable low-carbon regional economy. It will afford the marine renewable energy industry and supply chains operating in the Solent offshore wind development zone additional competitive advantage and build stronger communities by ensuring local people are skilled and ready for work.

2. Priority action includes the preparation of a cross border employment strategy and skills plan with dedicated education, training and apprenticeship pathways to maximise flexible workforce development, support local people with low level skills into work and meet the future needs of sector employers.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED:

3. To not accept the ERDF grant on behalf of the BEEMS Partnership would result in the cancelation of the project and the loss of external funding to promote the growth of green skills and renewable technology in the sub-region, and with partners.
4. To not accept to act as the Accountable Body nor enter into a legal agreement with the EU Interreg France (Channel) England Programme by the due date would result in a delay in the commencement of the project.

DETAIL (Including consultation carried out):

5. The EU Interreg IVA France (Channel) England Programme distributes European Regional Development Fund (ERDF) money on behalf of the European Union. The Programme supports cross border cooperation projects between coastal regions on either side of the Channel.
6. Southampton City Council submitted an application with a total budget of £1,661,910 (€2,665,027) to the Channel Programme on 13th February to fund the project, BEEMS (Building European Environmental Maritime Skills). Officers have received notification from the Channel Programme Steering Committee that the application has been successful and the Managing Authority is ready to enter into a legal agreement with the City Council.
7. The marine renewable energy (MRE) sector is witnessing unprecedented growth. The UK is at the forefront of deploying offshore wind turbines and several manufactures (Vestas, Siemens, Areva and Alstom) are already locating production facilities off European shores. Projections indicate that the market is set to create an estimated 29,700 direct and 17,500 indirect new jobs in the UK with a further 10,000 in France; injecting a significant boost to the regional economies of N.W France, Southern and Eastern England from 2015 onwards.
8. The aim of BEEMS is to stimulate the development and sustained growth of environmental and maritime skills within the marine renewable energy industry, and to increase the sector's economic viability through enhanced cross border cooperation and joint working.
9. To achieve this aim it is proposed that BEEMS will deliver the following objectives over 25 months commencing September 2012.
 - Secure a joint understanding of the commercial commonalities and differences of the cross border MRE sector, and its specific requirements for developing and retaining a skilled and ready-for-market workforce that meets short, medium and long term growth in the offshore wind energy industry.

- Engage with cross border sector employers and training providers to broker and establish an offshore wind energy industry employment strategy and skills training plan that meets industry needs in skills development, training, apprenticeships and workforce retention.
- Develop a cross-border offshore wind energy industry skills training and apprenticeship programme that will meet the educational, social and economic needs of unemployed people or those with low level skills.
- Develop and evaluate cross border practical approaches and techniques that improve performance and long term employability, including a skills escalator, study trips and exchanges.
- Enhance opportunities for SME's in the partnership territories to benefit from the development of the marine renewable energy sector supply chain.

10. BEEMS will be delivered by a UK/French Partnership of 11 project partners, including regional and local authorities, industry associations, educational institutions and training providers as listed below:

Solent Partners

- Southampton City Council (Lead);
- Isle of Wight Council;
- Portsmouth City Council;
- Southampton Solent University (Warsash Maritime Academy);
- Apprenticeship Training Ltd (ATL);

East of England Partners

- Waveney District Council;
- Marine East;
- Lowestoft College;
- East of England Energy Group (EEEGr) – *project participant*;

Région Haute-Normandie

- Council of Région Haute-Normandie ;
- Energies Haute Normandie – *project participant*;

Région Basse-Normandie

- Council of Région Basse-Normandie ;
- Maison de l'Emploi et de la Formation du Cotentin (MEF)

11. It is proposed that Southampton City Council acts as the Lead Partner and Accountable Body for BEEMS. This will require the City Council to represent the BEEMS Partnership in all project delivery, management, legal and financial matters, including liaison with the Channel Programme Steering Committee and Managing Authority. It is intended that the City Council will host the project's central administration, employing a Project Manager (1.0 FTE), Project Coordinator (0.5 FTE) and Project Administrator (0.5 FTE) for the duration of BEEMS. The cost of the 3 posts, plus overheads will be externally funded.

12. Project activity is grouped into 3 work packages – Industry, Skills and Education & Training. Activity is designed to:
- Identify how workforce requirements in the MRE sector will develop over time and where skills gaps lie.
 - Identify and promote career opportunities and pathways available to the young and mature alike.
 - Produce a cross border employment strategy and skills plan to maximise flexible workforce development, re-skilling, up-skilling and retention to meet the needs of employers.
13. BEEMS brings together English and French public administrations, policy makers, educational institutions, training bodies and the MRE industry to share knowledge and practice and deliver a set of commanding outcomes:
- Cross border employment strategy and skills plan.
 - Employment and training network.
 - Common set of skills and training standards for the MRE industry.
 - Draft new level 1 & 2 training programme leading to a cross border certification for baseline skills in the operations and maintenance sector.
 - Skills escalator and toolkit for entry level progression.
 - Anglo-French documentation and enhanced communications.
 - Exchanges of experience
14. The vision and core purpose of BEEMS was presented to key stakeholders, partners and sector representatives at a cross border maritime conference and roadshow held in Southampton on 12th October 2011. The BEEMS Partnership was developed in response to negotiations with a number of UK and French delegates during 2011.

RESOURCE IMPLICATIONS:

Capital:

15. No implications

Revenue:

16. The project will be funded as follows:

Channel Programme / 50% ERDF grant	£830,955
BEEMS Partners' contributions	£747,017
Southampton City Council contribution	
Staff costs contribution	£45,556
Preparation Costs (already spent in 2011/12)	£3,383
Regeneration revenue budget	£35,000
Total	£1,661,910

17. The staff costs contributions will come from staff in Regeneration, Sustainability, Legal and Finance departments who will be involved in various aspects of project delivery. 50% of staff costs can be reclaimed against the ERDF grant for actual hours worked. This figure is calculated at £45,556.

18 The planned expenditure is shown in the table below:

	2011/12	2012/13	2013/14	2014/15
Central Administration Costs				
Project Manager (1.0 FTE) Grade 10		27,873	45,292	10,452
Project Coordinator (0.5 FTE) Grade 9		12,135	19,719	4,550
Project Assistant (0.5 FTE) Grade 7		7,944	12,912	2,979
Overheads/ Supplies and Services		3,000	6,000	1,000
Travel & subsistence		4,350	4,350	1,300
Finance Support		9,600	15,600	3,600
Interpretation (BEEMS Partnership meetings)		775	1,550	763
Forecast Spend by Partners				
Southampton City Council	6,765	54,575	43,177	19,826
Région Haute-Normandie		42,741	63,040	1,896
Région Basse-Normandie		22,522	44,344	4,117
Maison d' l'Emploi		11,502	20,317	1,600
Isle of Wight		25,350	34,650	
Waveney District Council	300	32,804	21,573	8,481
Portsmouth City Council		0	0	0
A.T.L		121,691	337,898	3,723
Solent University		77,302	17,177	
Marine East	19,268	98,738	124,110	13,640
Lowestoft College	5,000	79,015	93,354	15,670
Total	31,333	631,917	905,063	93,597

19. Central administration staff will be newly appointed on 2 year fixed term contracts. The project will pay statutory redundancy costs incurred on closure of the project.

Property/Other:

20. The BEEMS central administration staff will be accommodated on Southampton City Council premises.

LEGAL IMPLICATIONS:

Statutory power to undertake proposals in the report:

21. Section 1 of the Localism Act 2011 permits a Council to do anything that an individual may do whether or not normally undertaken by a local authority (the General Power of Competence). The power is subject to any pre or post commencement restrictions on the use of power (none of which apply in this case).
22. Accepting the funding for the BEEMS project and implementation of the project as Accountable Body will require the authority to satisfy itself that project funding does not distort competition between Member States of the EU or otherwise amount to unlawful state aid. State aid issues will need to be fully explored and all state aid requirements satisfied throughout the life of the project on an ongoing basis.

Other Legal Implications:

23. In order for Southampton City Council to accept the ERDF grant it is required to enter into a legal agreement with the Managing Authority of the EU Interreg France (Channel) England Programme.

POLICY FRAMEWORK IMPLICATIONS:

24. The proposals contained in the report are in accordance with the appropriate Policy Framework Plans of the City Council

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KEY DECISION? Yes

WARDS/COMMUNITIES AFFECTED:	ALL
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SUPPORTING DOCUMENTATION

Non-confidential appendices are in the Members' Rooms and can be accessed on-line

Appendices:

1.	None
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Documents In Members' Rooms:

1.	None
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Integrated Impact Assessment

Do the implications/subject of the report require an Integrated Impact Assessment (IIA) to be carried out.	No
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Other Background Documents

Integrated Impact Assessment and Other Background documents available for inspection at:

Title of Background Paper(s)

Relevant Paragraph of the Access to Information Procedure Rules / Schedule 12A allowing document to be Exempt/Confidential (if applicable)

1.	None	
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DECISION-MAKER:	CABINET COUNCIL
SUBJECT:	ADOPTION OF THE SAFE CITY PARTNERSHIP PLAN 2012 – 13
DATE OF DECISION:	17 JULY 2012 12 SEPTEMBER 2012
REPORT OF:	CABINET MEMBER FOR COMMUNITIES
STATEMENT OF CONFIDENTIALITY	
None.	

BRIEF SUMMARY

Southampton Safe City Partnership (SCP) is responsible for bringing key partners together to jointly reduce crime and disorder. The Partnership has a statutory duty under the Police and Justice Act 2006 to meet national minimum standards which includes producing an annual Strategic Assessment to inform a Partnership Plan. The coalition government has recently affirmed intention to retain this statutory duty. The Partnership Plan is included in the Policy Framework and hence requires Full Council approval.

The Plan which is attached in full looks back at the achievements and performance of the partnership in the last year and then looks forward by setting priorities and actions for 2012/13.

The SCP is developing a full list of actions to be taken by partners to deliver the priorities within the Plan which will be a working document shared within the partnership. These actions will have read-across with the Council Plan, Directorate Plans and the City Plan. In addition links including joint projects and actions with other relevant partnerships such as Southampton Connect and Children and Young Peoples Trust have been established.

The Council is a key member of the Safe City Partnership and has a pivotal role in working with partners to make Southampton a safer city. This report outlines some of the contributions the Council is asked to make towards the delivery of this Plan within existing budgets.

RECOMMENDATIONS:

CABINET

- (i) To delegate authority to the Director for Environment and Economy to agree any final amendments to the Plan following consultation with the Cabinet Member for Communities prior to submission to Council for approval.
- (ii) Subject to (i) above, to recommend the Safe City Partnership Annual Plan 2012/13 to Council for approval.

COUNCIL

- (i) To approve the Safe City Partnership Plan 2012/13.

REASONS FOR REPORT RECOMMENDATIONS

1. This annual plan is a statutory duty and part of the Policy Framework. It has been developed to reflect the findings of the annual joint strategic assessment which covers crime trends and patterns as well as community feedback. The draft plan has been considered by the members of Safe City Partnership, Children and Young People's Trust, Management Board of Directors, the Overview and Scrutiny Management Committee and Cabinet Member.
2. Approval of the recommendation will enable the Partnership to work to a clear and concise set of priorities for the forthcoming year and to deliver the actions relating to those priorities.
3. It is proposed by the Safe City Partnership that the top 3 priorities remain for 3 years in order to take a longer term focus and delivery period, but the plan itself and related actions will be reviewed annually as required by legislation.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED

4. As this is a statutory duty there is no alternative but to produce a plan. This plan will be available solely on the website in order to reduce associated costs.

DETAIL

5. The key messages in this plan are very positive:
 - 'All crime' – that is the overall crime level in the city – has reduced substantially over the last 5 years from 36,340 in 2007 to 27,214 in 2011 (26% reduction).
 - The Partnership achieved targets set against the top priority in 2011/12 Partnership Plan to reduce violent crime, this reduced 4% on the previous year. Violent crime has declined year on year for 5 years with step change reductions in violence in the night time economy (down 20% over 2 years) and in domestic violence repeat incidents (down 17% in 2011);
 - Burglary rates which had a steep rise in 2010 has decreased in the last year;
 - There has been a 10% reduction in criminal damage on the previous year and a 51% drop since 2007;
 - Southampton has repeatedly struggled when compared with our 'Most Similar Group' and 'core cities' for some crime-types. However, year-end figures for the first time show a positive shift for 'All Crime' of 3 places in the Most Similar Group placing the city 10th out of 15; for Burglary Southampton is 5th out of 15 in the lowest quartile. Violent crime and alcohol-related crime remain the biggest challenges as Southampton is consistently in the top quartile; and
 - Anti-Social Behaviour (ASB) reports have risen slightly but the number of young offenders as first time entrants to the criminal justice system continues to fall.

6. The Plan details examples of the partnership activity that has contributed to a successful year in reducing crime. This includes the Safe City Partnership as the 2011 national winners of the Tilley Award for crime reduction and partnership work in the Night Time Economy. The Plan also identifies the areas for improvement which are then translated to the top 3 priorities for three years (2012/15). Specifically, the partnership has agreed to focus collective effort on the following annual improvement priorities:

1. **Reducing crime and anti-social behaviour in 'priority areas'** – specifically the areas identified in Indices of Multiple Deprivation (IMD) and emerging hotspots. This will join up the work of the Safe City Partnership with that led by Southampton Connect to improve outcomes in the 5 top areas of multiple deprivation as well as Council services such as Economic Development and Housing which are also focused on this issue.
2. **Reduce the harms caused by drugs and alcohol.** This recognises the significant impact of alcohol and substance misuse on both offending behaviour and increasing the vulnerability of victims. Alcohol and drugs are key drivers of crime across multiple crime-types including violent crime, anti-social behaviour, burglary, robbery and sexual offences. This priority covers the range of alcohol misuse including under-age drinking, street drinking, binge drinking and longer term alcohol misuse. This priority also has strong links with many Council services including Public Health, Licensing, Trading Standards, Environmental Health and Children's Services.
3. **Reduce repeat victimisation with a focus on identifying and protecting vulnerable victims.** This priority reflects improved joint practice and growing awareness of the specific issues presented by and for victims with additional vulnerabilities such as mental health and learning disability and those made 'vulnerable' by the type of crime they experience – for example domestic violence or anti social behaviour. This area has strong links with Adult Safeguarding and Mental Health Services.

7. In addition to the top 3 priorities the Partnership has agreed a small set of key actions for focus in 2012/13. These actions are listed in the Plan, page 7.

8. The Council has both a statutory duty and civic leadership role in working with partners to promote a safer city and contribute to the Safe City Partnership objectives. More specifically, the Council is a crucial partner in achieving a safer city through direct service delivery, for example through the community safety team, safeguarding children and adults, CCTV, Environmental Health, Licensing and Housing functions. While many other Council services significantly contribute to tackling the root causes of crime from economic development to environment and the communications team. A thriving economy, improved educational standards and reduced absenteeism, more resilient families, and cleaner and greener environments all contribute to reducing crime.

9. The Council's significant contribution to the Safe City Partnership recognises the causes and impacts of crime in the city on the well-being of residents and the need to continue to support actions that prevent, educate, challenge, enforce and protect local communities. This also directly contributes to the Southampton Partnership priorities and challenges. National and local evidence robustly reinforces the added value of working together with partners to achieve crime and safety.
10. A few examples of the range of outcomes specifically from the Council-led activities contributing to crime reduction and safety include:
 - Troubled Families Initiative – delivering the new national initiative to 'turn around' the lives of identified families – this includes reducing re-offending.
 - Learning from Serious Case Reviews and Domestic Homicide Reviews and thus strengthening joint work in relation to safeguarding.
 - Reducing seasonal peaks for crime and anti-social behaviour, burglary, accidental fires and alcohol related violent crime in autumn months (recognising October for peak offences)
 - Delivering focussed and joint activities to tackle enviro-crime, Anti-social behaviour and related issues in agreed locations.
 - Launching the 'Pippa' Domestic and Sexual Violence Alliance to improve access to advice and support.
 - Improving Communications with residents including those from harder to reach and diverse communities.
 - Preparing for the changes arising from the election of the Police and Crime Commissioners.
 - Supporting Operation Fortress to reduce drug related organised crime.

RESOURCE IMPLICATIONS

Capital

11. None

Revenue

12. It is a requirement that the actions identified by respective agencies and SCC services within the SCP Plan must be included within their core budgets. All of the SCC actions can be met from within existing approved budgets. There is a small Community Safety Budget (£75,000) which the SCP currently allocates as grants to four priority voluntary sector groups.

Property/Other

13. Not Applicable

LEGAL IMPLICATIONS

Statutory power to undertake proposals in the report:

14. The Crime and Disorder Act 1998 (amended by the Police and Justice Act 2006) places a statutory duty on Crime and Disorder Reduction Partnerships to produce a strategic assessment and a Partnership Plan outlining its priorities to tackle crime and disorder.

Other Legal Implications:

15. None.

POLICY FRAMEWORK IMPLICATIONS

16. The Safe City Partnership Plan is included in the Council's Policy Framework.

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KEY DECISION? Yes/No Yes

WARDS/COMMUNITIES AFFECTED:	All
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SUPPORTING DOCUMENTATION

Non-confidential appendices are in the Members' Rooms and can be accessed on-line

Appendices

1.	Draft Safe City Partnership Plan 2012-13
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Documents In Members' Rooms

1.	None
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Integrated Impact Assessment

Do the implications/subject of the report require an Integrated Impact Assessment (IIA) to be carried out.	Yes
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Other Background Documents - None

Integrated Impact Assessment and Other Background documents available for inspection at:

Title of Background Paper(s)

Relevant Paragraph of the Access to Information Procedure Rules / Schedule 12A allowing document to be Exempt/Confidential (if applicable)

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DECISION-MAKER:	COUNCIL CABINET
SUBJECT:	'PLATFORM FOR PROSPERITY' – PLATFORM ROAD IMPROVEMENT SCHEME – PROJECT APPROVALS
DATE OF DECISION:	11 JULY 2012 17 JULY 2012
REPORT OF:	CABINET MEMBER FOR ENVIRONMENT AND TRANSPORT
STATEMENT OF CONFIDENTIALITY:	
NOT APPLICABLE.	

BRIEF SUMMARY:

This report seeks the necessary approvals to deliver the “Platform for Prosperity” Road Improvement scheme. This will implement a two-way dual carriageway through traffic route along Platform Road in order to improve access to and from the Port of Southampton and remove through traffic from the gyratory system to the north of Queen’s Park.

RECOMMENDATIONS:

COUNCIL

- (i) To approve, in accordance with Financial Procedure Rules, capital expenditure of £6.850m, phased £1.653m in 2012/13, £4.765m in 2013/14 and £0.432m in 2014/15 for the “Platform for Prosperity” capital scheme contained within the Environment and Transport Capital Programme, funded by £5.595m from the Regional Growth Fund and £1.255m from the Council’s Local Transport Plan (LTP) grant funding.

CABINET

- (i) To approve the outline design of the Platform for Prosperity Road Improvement Scheme as illustrated in Drawing 11ALM019023 Revision C as set out in Appendix 1 and delegate authority to the Highways Manager to undertake any future amendments to the design.
- (ii) To approve the purchase of the freehold interest of the water pumping station within Vokes Memorial Gardens from Southern Water Plc and to delegate authority to the Senior Manager Property, Procurement and Contract Management following consultation with the Director, Environment and Economy, Director of Corporate Resources, and Cabinet Member for Resources, to agree the purchase price and the final terms and conditions of purchase.
- (iii) To authorise the Head of Legal, HR & Democratic Services to advertise the proposed appropriation of Vokes Memorial Gardens and Queen’s Park for two consecutive weeks in a local newspaper circulating in the locality the areas L1, L2, L3 and L4 shown hatched in red on Drawing 11ALM019019 Revision G as set out in Appendix 2.

- (iv) To note that should any objections be received, to bring a subsequent report and refer those objections to the Cabinet Member for determination.
- (v) Subject to there being no objections, to approve the appropriation of the land to Highway Act Powers to enable the development of the new carriageway.
- (vi) To delegate authority to the Highways Manager to make any order, decision or application required under the Highways Act 1980 or Town & Country Planning Act 1990, to facilitate the delivery of the Platform Road Project including (but not limited to) making a planning application for change of use of areas of the car park and Latimer Street in Queen's Park and the Pan Handle Car Park to Open Space and to make the necessary application to the Secretary of State under S.247 Town and Country Planning Act 1990 to stop up Latimer Street to highway traffic and to advertise under S.257 Town and Country Planning Act 1990 to stop up the footpath in Queen's Park, labelled S3 on Drawing 11ALM019019 Revision G as set out in Appendix 2, on the basis that this is necessary for any change of use permission to be implemented.
- (vii) To delegate authority to Senior Manager Property, Procurement and Contract Management to approve the payment of compensation to any claimant in respect of the road scheme.
- (viii) To delegate authority to the Director, Environment and Economy, following consultation with the Director of Corporate Services and Cabinet Members for Resources, and Environment and Transport; to do anything considered appropriate to facilitate the delivery of the Platform for Prosperity Scheme including, but not limited to, the entering into of contracts, purchase orders, agreements, licenses, land purchase or land development agreements, subject to remaining within the overall approved spend.
- (ix) To note that a subsequent report will be taken to Cabinet in Autumn 2012 to seek approval to purchase the freehold interest of the Pan Handle Car Park and any other additional land within the ownership of Associated British Ports adjacent to public highway and to delegate authority to the Senior Manager Property, Procurement and Contract Management following consultation with the Director for Corporate Resources, to agree the final purchase price, terms and conditions of purchase.

REASONS FOR REPORT RECOMMENDATIONS:

1. Financial Procedure Rules require that approval to spend is secured to deliver schemes within the Council's Capital Programme.
2. The recommendations approve the layout design and provide the necessary delegated authority to amend the scheme layout as necessary.
3. It is necessary to acquire land to replace the loss of public open space (Vokes Memorial Gardens) following redevelopment to provide part of the highway improvements. Cabinet recommendation (ii) provides the necessary authority to purchase the Southern Water PLC owned pump house and to enable the

Head of Legal, HR & Democratic Services to advertise the proposed appropriation of public open space to allow construction of the highway improvements. Cabinet recommendation (ix) notes that a subsequent report will be taken to Cabinet to seek the necessary authority to purchase the Pan Handle Car Park and other land from Associated British Ports.

4. The recommendations provide the necessary authority to pay any compensation liabilities which will be incurred by the City Council from delivering the Platform for Prosperity Project.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED:

5. Working closely with Associated British Ports, the proposed scheme layout has been designed following extensive modelling of peak traffic demands, associated with busy cruise days. Original design proposals to retain both “In” and “Out” movements at Gate 4 have been rejected, as these were less efficient in terms of traffic movement.
6. In terms of the changes to public open space, additional land is being acquired to ensure there is no overall net loss in the area of public open space. The option to advertise changes resulting in an overall loss of public open space has been rejected, as this would be unacceptable to open space interest group and is contrary to Council Policy in the Core Strategy.

DETAIL (Including consultation carried out):

7. On the 14 March 2012, Full Council considered a report on the *Platform for Prosperity* Improvement Scheme and gave the necessary approvals to receive funding from Government, commit the Council match funding and add all this to the Environment and Transport Capital Programme. Council recommendation (i) now seeks the necessary approval to spend this funding.
8. The 14 March 2012, the Full Council *Platform for Prosperity* report outlined in detail:
 - the historic development of the scheme and its adoption into the Council’s policy framework;
 - The key elements of the scheme;
 - Consultation which had been undertaken at that stage.
9. Subsequent to this previous Council report, the design has been further refined with Associated British Ports and now proposes that Gate 4 should become “In” only and all traffic will exit the Port via the new Gate 5. Detailed traffic modelling has shown this to be the most efficient layout for dealing with peak travel demands in and out of the Port on busy cruise ship days.
10. Following the earlier dialogue with key stakeholders, exhibitions of the latest scheme proposals were held for local residents and businesses at God’s House Tower on the 29 and 30 May and at the City Cruise Terminal on the 1 June. In advance of the exhibitions, just over 2,000 letters of invitation were sent to local residents and businesses. Local ward councillors were also invited to the exhibition. A copy of the leaflet showing the scheme proposals was included with the invitation. A website has also been set up to display the scheme proposals and a dedicated email account provided for people to make contact in relation to the scheme.

11. A total of 83 people visited the exhibitions over the three days, with others contacting directly via email or telephone conversation. 55% of people that made comments are generally in favour of the scheme, whilst 17% are clearly against the proposals, with 28% not expressing a clear preference. Appendix 3 summarises the specific issues raised with an officer response.
12. Whilst it is important to note objections and where possible, address concerns raised; it is important to remember that the principle of delivering a road improvement scheme along Platform Road has been a long established part of the City Council's policy framework, including Development Plan documents and the Local Transport Plan. A number of detail issues are still subject to processes involving further statutory consultation. This includes the many Traffic Regulation Order changes and statutory processes to appropriate public open space, approval to commence which is being sought by virtue of this report. Traffic Regulation Order changes will be advertised later this year and any comments or objections will be considered in detail before the traffic orders are made. In relation to the appropriation of Open Space, Cabinet recommendation (iv) notes that any objections will need to be considered by the Cabinet Member in making a final decision.
13. Cabinet recommendation (i) seeks the necessary authority to approve the scheme layout, with delegated authority provided to the Highways Manager to make any subsequent design changes. It should be noted that it is intended to set up a Champions Group with local residents and businesses to develop the detail design for public realm enhancements in Queen's Terrace. It should also be noted that the overall scheme will aim to enhance the public realm and be sensitive to the historic built environment through the use of appropriate materials and detail design features. The scheme also includes a proposal to allow northbound traffic in Terminus Terrace to access Central Bridge. However, the consultation and design of this part of the scheme will be dealt with separately as part of the development of the proposed strategic east-west cycle route, funded by the Local Sustainable Transport Fund.
14. In order to maintain no net loss of open public space, the City Council is proposing to acquire the Pan Handle Car Park, which lies immediately to the south of Vokes Memorial Gardens and the Southern Water Pump House, currently located within Vokes Memorial Gardens. The latter is covered by Cabinet Recommendation (ii) and the former will be covered by a subsequent Cabinet report, as noted in Cabinet recommendation (ix). Additional open space will also be provided within Queen's Park, through a reduction in the width of Latimer Street and other changes at the eastern end of Queen's Park. These will be progressed through appropriate delegated authority. Drawing 11ALM019019 Revision G (included as Appendix 2) illustrates all the areas concerned. Cabinet recommendations (iii), (iv) and (v) seek the necessary authority to appropriate the public open space required to delivery the improvement scheme. This is primarily in Vokes Memorial Gardens, together with a small section of Queen's Park to provide a turning head at the closed eastern end of Queen's Terrace.
15. Cabinet recommendation (vii) outlines the potential requirement to pay compensation as a result of delivering the *Platform for Prosperity* Scheme. Compensation, often called 'Part 1 Compensation', can be claimed for the

effects on residential, agricultural and other property from the use of new roads or alterations to existing roads operated by the City Council Under Part I of the Land Compensation Act 1973. Compensation can be claimed by people who own and also occupy property that has been reduced in value by more than £50 by physical factors caused by the use of a new or altered road. The physical factors are noise, vibration, smell, fumes, smoke and artificial lighting and the discharge on to the property of any solid or liquid substance. Loss of view or privacy, personal inconvenience and physical factors arising during the construction of the road are not included under Part 1 Compensation.

16. The City Council will publish a Claims Procedure at a later date when the scheme has progressed, this due to the strict timeframes which operate under the legislation governing the claims procedure. The first day for claiming compensation is a year and a day after the new or altered highway first came into public use. This claim window will remain open for a period of 6 years. It is intended that funding from the approved scheme budget will be set aside for this purpose to cover any claims that are subsequently evidenced and substantiated under the terms of the Act.
17. A Stage 1 Integrated Impact Assessment has been produced in support of the project. This has identified a number of specific issues which need to be considered.
18. Mott Macdonald has been commissioned to undertake a detailed assessment of all the environmental impacts of the *Platform for Prosperity* scheme. This includes the impact on the Natural Environment and impacts on local residents, including Air Quality, Noise and Vibration. Any amelioration measures identified as a result of this work will be incorporated into the detailed design.
19. In order to fully consider the needs of disabled people, a meeting was held with the Southampton Action for Access group. They are generally supportive of the scheme proposals, but have some detailed design requirements in relation to the layout of on-street disabled parking and pedestrian crossings. These can be accommodated within the detailed design and dialogue will be maintained with the group through the development and implementation of the scheme.

RESOURCE IMPLICATIONS:

Capital/Revenue:

20. The *Platform for Prosperity* capital scheme is funded by £5.595m from the Regional Growth Fund (phased £1.241m in 2012/13 and £4.354m in 2013/14) and £1.255m from the Council (phased £0.412m in 2012/13, £0.411m in 2013/14 and £0.432m in 2014/15). The intention is that the Council funding will be met from the confirmed 2012/13 Local Transport Plan (LTP) grant funding and the indicative 2013/14 and 2014/15 LTP funding. However, Council on the 14th March 2012 agreed to underwrite, from general capital resources, any shortfall in the 2013/14 and 2014/15 funding should the confirmed LTP funding be insufficient to meet the total requirement of £0.843m for those two years.

21. The *Platform for Prosperity* scheme has a number of capital and revenue implications, which are outlined in detail in the 14 March 2012 Full Council report. Since this report was considered, an additional financial implication has been identified with the potential need to pay compensation as a result of delivering the scheme, which is outlined in Cabinet recommendation (vii). Although a full assessment has yet to be undertaken, it is anticipated that this potential additional cost can be funded from within the contingency in the currently approved scheme budgets. Part of the Council funding will be set aside for this purpose over the six year period of the claim window.

Property/Other:

22. There are no revenue or capital implications identified for the acquisition of the water pumping station from Southern Water PLC. Any professional fees incurred in the acquisition will be funded through the approved budgets for the scheme.

LEGAL IMPLICATIONS:

Statutory power to undertake proposals in the report:

23. The main powers to deliver the scheme are Part 13 of the Town and Country Planning (General Permitted Development) Order 1995, the Highways Act 1980, As Amended and the Road Traffic Regulation Act 1984.
24. The Council is required to advertise proposed appropriations of public open space under section 122 (2A) of the Local Government Act 1972.
25. The Council may acquire land by agreement for the purposes of any of its functions under section 120 of the Local Government Act 1972.
26. All other matters referred to within this report re permitted by virtue of S.1 Localism Act 2011 (the General Power of Competence), which permits a Council to do anything and individual may do subject to pre and post comments limitations.

Other Legal Implications:

27. Planning consent will be required to change the car park and Latimer Street in Queen's Park to Open Space. This planning application will also be used to stop up the highway designation of Latimer Street and the adopted footpath in Queen's Park using the powers in S.247 and S.257 Town and Country Planning Act 1990 respectively.
28. The proposals set out in this report are being developed having regard to the requirements of S.17 Crime & Disorder Act 1998 (the requirement to exercise all functions having regard to the need to reduce or eliminate crime and disorder), the Equalities Act 2010 and the requirements of the Human Rights Act 1998 (particularly in relation to any impact on people or property arising out of the scheme, as identified in this report or through further consultation on the design of the scheme. Such interferences are considered proportionate to the degree of any interference and necessary to ensure the delivery of transport facilities that benefit the community as a whole).

POLICY FRAMEWORK IMPLICATIONS:

29. The *Platform for Prosperity* scheme is consistent with the Council's policy framework. The scheme has been safeguarded in the Local Development Plan and identified as a priority within the Local Transport Plan.

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KEY DECISION? Yes

WARDS/COMMUNITIES AFFECTED:	Bargate
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SUPPORTING DOCUMENTATION

Non-confidential appendices are in the Members' Rooms and can be accessed on-line

Appendices:

1.	Drawing 11ALM019023 Revision C
2.	Drawing 11ALM019019 Revision G
3.	Summary of responses from public exhibitions, emails and telephone conversations

Documents In Members' Rooms:

1.	<i>Platform for Prosperity</i> Leaflet
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Integrated Impact Assessment

Do the implications/subject of the report require an Integrated Impact Assessment (IIA) to be carried out.	Yes
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Other Background Documents

Integrated Impact Assessment and Other Background documents available for inspection at:

Title of Background Paper(s)	Relevant Paragraph of the Access to Information Procedure Rules / Schedule 12A allowing document to be Exempt/Confidential (if applicable)
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1.	Integrated Impact Assessment Stage 1	
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DECISION-MAKER:	CABINET
SUBJECT:	WATERMARK WEST QUAY: REVISED HEADS OF TERMS
DATE OF DECISION:	17 JULY 2012
REPORT OF:	LEADER OF THE COUNCIL
STATEMENT OF CONFIDENTIALITY:	
The Confidential appendices 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. The appendices include details of a proposed transaction which, if disclosed prior to entering into a legal contract, could put the Council or other parties at a commercial disadvantage.	

BRIEF SUMMARY:

The purpose of this report is to agree a framework for amendments to the existing Development Agreement with Hammerson to facilitate the development of the Watermark WestQuay site.

RECOMMENDATIONS:

- (i) That the principle of the revised Heads of Terms set out in the Confidential appendix 3 be endorsed.
- (ii) That following consultation with the Leader of Council that the Senior Manager City Development be given delegated authority to finalise the terms in (i) above for the disposal of the Watermark WestQuay site as identified in appendix 1.
- (iii) That the Head of Legal, HR and Democratic Services be given delegated authority to enter into legal documentation necessary to facilitate the redevelopment and disposal of the Watermark WestQuay site.
- (iv) That the Head of Legal, HR and Democratic Services be given delegated authority to make the appropriate Traffic Regulation Orders following consultation on the closure of Albion Place and Castle Way car parks, a temporary closure of the Quays North car park during construction of phase 2 and amend the parking arrangements for Quays North, Quays South and Harbour Parade car parks as necessary for phase 2 of the development.

REASONS FOR REPORT RECOMMENDATIONS:

1. The Council has entered into a Development Agreement on 10th February 2010 with Hammerson Plc. To enable commencement of the Watermark scheme Phase 1 it is necessary to seek authority to amend the Development Agreement in the most effective way.
2. As Hammerson are part owners of the West Quay Shopping Centre they are best placed to procure a scheme that maximise the use of the site and links in to the existing shopping Centre.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED:

3. Officers considered the option of re-marketing the site. This was rejected on the basis that to re-market the site rather than enter into negotiation with Hammerson would inevitably delay the scheme further and incur additional procurement costs. In addition, development would not be linked with the existing WestQuay Shopping Centre which has now been open for almost 12 years and facilitate improvements.

DETAIL (Including consultation carried out):

4. Following Cabinet Authority (Decision No CAB102 – 01/2008) agreeing the Heads of Terms SCC and Hammerson entered into a Development Agreement in February 2010. Following this Hammerson were also granted Planning Permission for a mixed use development of retail, restaurants, multi screen luxury cinema, up to 150 bed hotel and up to 200 residential units around a public plaza with the historic Town Walls being brought back to life. The prevailing economic conditions and changes to the retail market has led to the scheme going through a number of iterations with a new Leisure led concept coming forward for Phase 1 development.
5. Revised proposals are being worked up by Hammerson, the current draft master plan for the Watermark site is set out in Confidential Appendix 2 which is in accordance with the minimum requirements of the existing Development Agreement. Phase 1 of the scheme would be Leisure led scheme and include retail floor space, leisure , restaurants and a luxury cinema, a substantial amount of high quality public realm [similar to that proposed in the consented scheme]. The redevelopment of the Watermark site is seen as a crucial catalyst to the further regeneration and job generation proposals for the City Centre.
6. It is proposed that following Cabinet approval to the revised Heads of Terms, that Hammerson commence work on preparing a new planning application for the whole site which will be delivered in phases with the aim of submitting a new planning application in early 2013 for the masterplan of the whole site and the City Council will work closely with Hammerson to achieve this. The proposed programme for Phase 1 is set out in Para 18 Appendix 3. Agreed deadlines in the Development Agreement will need to be met otherwise the agreement will be terminated.
7. As part of the redevelopment of the Watermark site, discussions have previously taken place with the Quays Swimming and Diving Centre (QSDC) which is now operated by DC Leisure Management in connection with the North Quays car park and it's re-provision within the scheme car park as well as the provision of a pocket park, and these discussions will again take place alongside the development of the planning application and the further development of the phase 2 scheme.
8. Castle Way and Albion Place car parks form part of phase 2 of Watermark, as part of the previous scheme it was agreed that both car parks would close and be landscaped to improve the environment and setting of the scheme – this will again form part of the comprehensive scheme proposals.

9. A valuation commentary is attached at Appendix 4; a formal valuation will be completed before exchange of the revisions to the Development Agreement.

RESOURCE IMPLICATIONS:

Capital/Revenue:

10. The disposal of the land will produce a capital receipt as detailed in confidential Appendix 3. The receipt has already been accounted for in the overall Capital Programme and profit share arrangements for phase 1 are included in paragraph 13 of confidential Appendix 3 is in line with that expected for this project.

Property/Other:

11. West Quay Shopping Centre is the Council’s highest income producing Investment Property. There will be no impact upon revenue during the construction period of Watermark WestQuay.

LEGAL IMPLICATIONS:

Statutory power to undertake proposals in the report:

12. The Council powers to promote this development are Section 123 Local Government Act 1972 and Section 1 Localism Act 2011.

Other Legal Implications:

13. None.

POLICY FRAMEWORK IMPLICATIONS:

14. The statutory Local Plan as part of Policy MSA6, identifies the Watermark West Quay site for major mixed-use development focussed around new public spaces and proposed uses to include retail, food and drink, offices and residential with leisure. Development will need to provide:
- major urban spaces at City Plaza and on top of the Town Walls;
 - active frontages onto City Plaza
 - pedestrian and cycle routes to and through the site;
 - improvements to Portland Terrace as a key public transport interchange;
 - enhancements to the Western Esplanade between new buildings and the town walls in order to reinforce its sense of place and encourage attractive pedestrian linkages to the Old Town and Waterfront.
15. The planning policy for the Watermark site remains largely unchanged with draft Policy 24 in the City Centre Action Plan which promotes a mixed use development to include retail, food and drink and leisure uses. This policy recognises that the site could also be suitable for office, hotel and residential uses.

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KEY DECISION? Yes

WARDS/COMMUNITIES AFFECTED:	Bargate
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SUPPORTING DOCUMENTATION

Non-confidential appendices are in the Members' Rooms and can be accessed on-line

Appendices:

1.	Plan of site
2.	Confidential - Master plan
3.	Confidential - Draft Heads of Terms
4.	Confidential – Valuation Commentary

Documents In Members' Rooms:

1.	None
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Integrated Impact Assessment

Do the implications/subject of the report require an Integrated Impact Assessment (IIA) to be carried out.	Yes/No
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Other Background Documents

Integrated Impact Assessment and Other Background documents available for inspection at:

Title of Background Paper(s)

Relevant Paragraph of the Access to Information Procedure Rules / Schedule 12A allowing document to be Exempt/Confidential (if applicable)

1.	Previous Cabinet report – 7 th January 2008	
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