

Date of committee: 10 December 2019

Date published: 12 December 2019

Date of implementation: 20 December 2019

DECISIONS OF THE DORSET COUNCIL - CABINET 10 DECEMBER 2019

The following decisions were made by the Cabinet on 10 December 2019 and will come into force and may be implemented on 20 December 2019 unless the decision is called in for scrutiny.

In accordance with the council's constitution, any six members of the same relevant Overview and Scrutiny Committee may request the Monitoring Officer to 'call-in' a decision for scrutiny. The Monitoring Officer will be provided with written notice that will identify the decision to be called-in and the ground for the call-in when the request is made. If satisfied that there are reasonable grounds for the proposed call-in, the Monitoring Officer will notify the decision-maker of the call-in within 5 clear working days. The deadline for this request is **19 December 2019**.

The full call-in procedure is set out in the Constitution or for further information and advice please telephone Kate Critchel on 01305 252234

6 ANNUAL SAFEGUARDING REPORT - CHILDREN'S 2018-19

Decision

That the "Going Forward" section of the report be approved and that the plans/actions set out within the report of 10 December 2019 be used to address the areas identified for improvement.

Reason for Decision

To be assured that plans are in place that identifies gaps and areas for development and will support practice improvement to strengthen outcomes for children.

7 CHILDREN'S SERVICES - HIGH NEEDS BLOCK REDUCTION STRATEGY

Decision

- (a) That the short term/immediate need for action to address the High Needs Block overspend, taking into account the impact on children and schools as set out at Section 4.1 of the report of 10 December 2019 be approved;
- (b) That the strategic aims and priorities be approved.
- (c) That officers be instructed to undertake further forensic examination of opportunities to meet the strategic aims including:-
- breakdown of spending and projected savings;
 - more detailed modelling of impact on individual & groups of children and Schools
- As set out in Sections 1.4, 1.5 , 1.6 and Section 4.2 of the report of 10 December 2019;
- (d) That in the light of the detrimental effect on individual school budgets, Members agreed not to pursue a block transfer of funds from the schools block to the high needs block for the next 3 years.
These relate to the financial years of 21/22, 22/23, 23/24. (as set out in Section 4.2 of the report of 10 December 2019)

Reason for the Decision

Given the value of annual and accumulated deficit failure to address these will result in a significant future pressure. In the meantime, the deficit remains on the council balance sheet, subject to DfE funding rules.

It is essential to balance the provision for children with SEND with the cumulative demand for school budgets to balance.

In the particular case of a block funding transfer from school budgets to the high needs block; this lessens the ability of schools to operate inclusively and presents additional challenges to their budgets which are already amongst the lowest funded in the country. An inclusive mainstream provision for children is required as a condition necessary to

achieve high needs overspend reduction. To reduce funding to mainstream schools prevents them from being able to deliver this element of the overall strategy.

8 OFSTED FOCUSED VISIT - UPDATE AND FEEDBACK

Decision

That the report on the Inspection of Local Authority Children's Services Focused Visit, the progress made and the next steps for the council in improving children's services be received and noted.

Reason for Decision

To formally notify Cabinet of the outcome of the inspection, together with the Council's responses to the findings of the visit.

9 ADOPTION OF POOLE HARBOUR RECREATION SUPPLEMENTARY PLANNING DOCUMENT (SPD)

Decision

- (a) That the updated draft of the Poole Harbour Recreation Supplementary Planning Document 2019-2024 be adopted;
- (b) That any additional textual changes or amendments to the supplementary planning document be delegated to the Executive Director for Place in consultation with the Portfolio Holder for Planning.

Reason for Decision

The SPD will add further detail to adopted and emerging policies in local plans and outline a process for securing contributions to fund mitigation measures required to avoid adverse effects on European sites in accordance with the Conservation of Habitats and Species Regulations 2017.

10 MAKING OF THE MOTCOMBE NEIGHBOURHOOD PLAN 2017 - 2027

Decision

- (a) That the Council makes the Motcombe Neighbourhood Plan 2017 - 2027 (as set out in Appendix A of the report of 10 December 2019) part of the statutory development plan for the Motcombe neighbourhood area.
- (b) That the Council agrees to make a small number of minor (non-material) modifications to the neighbourhood plan in order to rename references to Site 4 from "land at Shire Meadows" to "land at Bittles Green" throughout the document. (These modifications were set out in Appendix B of the report of 10 December 2019.)
- (c) That the Council offers its congratulations to Motcombe Parish Council and members of the Neighbourhood Plan Group in producing a successful neighbourhood plan.

Reason for Decision

To make the Motcombe Neighbourhood Plan part of the statutory development plan for the Motcombe Neighbourhood Area within the 8 week time limit set by legislation.

The Parish Council (the qualifying body) had requested that Site 4 should be renamed.

To recognise the significant amount of work undertaken by the Parish Council and members of the Neighbourhood Plan Group in preparing the neighbourhood plan and to congratulate both the parish Council and the Group on their success.

11 BRIDPORT COHOUSING: COMMUNITY HOUSING INFRASTRUCTURE FUNDING BID

Decision

That Dorset Council enter into a contract with Homes England for the grant of £808,555 to support the Bridport Cohousing Development on terms to be approved by the Monitoring Officer and Section 151 Officer in consultation with the Portfolio Holder for Housing and Community Safety.

Reason for Decision

To support the community led development of 53 affordable homes.

12 LOCAL INDUSTRIAL STRATEGY FOR DORSET

Decision

- (a) That the draft Local Industrial Strategy (LIS) for Dorset be endorsed;
- (b) That this Council's agreement to any minor changes requested by Government (in early 2020) be delegated to the Leader of the Council in consultation with the Portfolio Holder for Economic Growth and Skills;
- (c) That Dorset Council seeks to support implementation of the Dorset LIS through appropriate alignment with its own Economic Growth Strategy, due to be presented to Cabinet members in Spring 2020.

Reason for Decision

It is critical that Dorset can articulate a clear, well-evidenced economic ambition to Government, whilst also giving confidence to local business and future private investors. It is important that, when required, Dorset can move at pace to respond to both public and private investment opportunities. A Local Industrial Strategy for Dorset with an aligned Council economic growth strategy and action plan, utilising the same economic analysis, will enable sustainable economic growth and prosperity for Dorset.

13 PROPOSED CONTENT OF PUBLIC CONSULTATION FOR A DOG-RELATED PUBLIC SPACES PROTECTION ORDER

Decision

- (a) That the consultation proposals and the content of the consultation as set out in Appendix A of the report to Place Scrutiny Committee of 24 October 2019 be approved.
- (b) That the extension of the current Dog-related PSPO's in the former East Dorset, Purbeck, West Dorset and Weymouth & Portland council areas until 31 December 2020 be approved.

Reason for Decision

A single Dog-related PSPO for the council area will help ensure consistency, fairness and clarity for residents and visitors to Dorset and will assist the efficient use of enforcement resources.

While it is a requirement to consult with stakeholders prior to introducing a PSPO, it is appropriate to define the parameters of the consultation in order to avoid generating unworkable proposals or raising unreasonable expectations.

A number of Dog-related PSPOs currently in place from predecessor councils will expire during the period of the making of the new Order. Should those expiry dates not be extended, it will not be possible to enforce the relevant requirements for public safety and animal welfare.

14 EQUALITIES POLICY

That the Equality, Diversity and Inclusion Policy be adopted subject to the following amendments:-

- (a) That the sentence "the council ... policies" in paragraph 9.1 of the report be replaced by "The policy will be reviewed on a regular basis by the relevant portfolio holder and will be taken through the committee process every three years to ensure that it reflects the latest legalisation, best practice and other council policies."
- (b) That the term "local characteristics" be changed to "Dorset Council's protected characteristics".
- (c) That a minimum of one key performance indicator be developed for equality and diversity once the Council Plan is finalised.

Reason for Decision

The Equality, Diversity & Inclusion Policy would ensure that the Council was delivering services fairly and meeting the needs of Dorset communities whilst also being a fair and inclusive employer.

The policy would ensure that the Council was meeting its statutory duties as contained in the Equality Act 2010.

17 EXEMPT BUSINESS

Decision

That the press and the public be excluded for the following item(s) in view of the likely disclosure of exempt information within the meaning of paragraph 3 of schedule 12 A to the Local Government Act 1972 (as amended).

18 MAJOR WASTE DISPOSAL CONTRACTS FOLLOWING COMPETITIVE TENDER PROCESS

Decision

- (a) That the award for the Organic Lot 8 and Bulky Lot 2 contract be approved;
- (b) That the additional steps as set as out within the exempt report of 10 December 2019 be approved;
- (c) That Cabinet members receive update reports at future meetings.

Reason for Decision

The contracts listed within this report are Key Decisions for Cabinet.
To allow cost effective management of waste

19 BID FOR GOVERNMENT CAPITAL GRANT FUNDING

Decision

- (a) That the application for grant funding described within the report be noted.
- (b) That Dorset Council agrees to be the lead partner and accountable body.
- (c) That authority be delegated to the Portfolio Holder for Corporate Development and Change to enter into a grant agreement on terms recommended by the Executive Director for Corporate Development.

Reason for Decision

To enable the programme (details of which are confidential at this stage of the process) to proceed quickly, if grant funding is awarded.