



**Assistant Director of Legal, Governance and  
Monitoring**

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**Tel:** 01484 221000

## Decision Summary

**Committee:**

**Date:**

**Committee Clerk:**

**TEL:**

**CABINET**

**TUESDAY 7 MARCH 2017**

**Andrea Woodside**

**01484 221000**

**Chair**

Councillor David Sheard

**Councillors Attended**

S Pandor, P McBride, M Khan, E Hill, M Ahmed and G Turner

**Attendees**

**Co-optees**

**Apologies**

Councillor Naheed Mather and Councillor Viv Kendrick

**Observers**

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### **1: Membership of the Committee**

To receive apologies for absence of Members who are unable to attend this meeting.

Apologies for absence were received on behalf of Councillors Kendrick and Mather.

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## **2: Minutes of previous meeting**

To approve the Minutes of the meeting of the Committee held on 17 January, 31 January and 7 February 2017.

Approved as a correct record.

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## **3: Interests**

The Councillors will be asked to say if there are any items on the Agenda in which they have disclosable pecuniary interests, which would prevent them from participating in any discussion of the items or participating in any vote upon the items, or any other interests.

No interests were declared.

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## **4: Admission of the Public**

Most debates take place in public. This only changes when there is a need to consider certain issues, for instance, commercially sensitive information or details concerning an individual. You will be told at this point whether there are any items on the Agenda which are to be discussed in private.

It was noted that Agenda Items 17 and 18 would be considered in private session.

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## **5: Deputations/Petitions**

The Committee will receive any petitions and hear any deputations from members of the public. A deputation is where up to five people can attend the meeting and make a presentation on some particular issue of concern. A member of the public can also hand in a petition at the meeting but that petition should relate to something on which the body has powers and responsibilities.

Cabinet received deputations from Mr Ken Shaw and Mr Hasan Badat.

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## **6: Public Question Time**

The Committee will hear any questions from the general public.

No questions were asked.

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## **7: Member Question Time**

To consider questions from Councillors.

No questions were asked.

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## **8: Corporate Performance Report - 2016-17. Quarter 3**

A report providing an overview of the Council's corporate performance at the end of quarter 3 2016/17. Also included are reports on progress against outcomes in the Joint Health and Wellbeing Strategy and Kirklees Economic Strategy.

Wards: All

Officers: Sue Grigg and Nick McMillan: 01484 221000

That the Quarter 3 Performance Report (October to December 2016) be received and noted.

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## **9: Community Asset Transfer Policy**

A report seeking approval for the updated Asset Transfer Policy.

Wards: All

Officer: Joe Tingle: 01484 221000

- 1) That the updated Asset Transfer Policy be approved.
  - 2) That approval be given for the updated Asset Transfer Policy to replace the 2013 Asset Advancement Policy and become effective from 1 April 2017.
  - 3) That it be noted that the new policy will be applied to the three Asset Transfers scheduled for consideration at Cabinet Committee – Assets on 28 March 2017.
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## **10: Review of Local Welfare Provision Policy and Credit Union(s) Loan Scheme(s) for Kirklees Residents**

A report seeking approval for amendments to the Local Welfare Provision scheme.

Wards: All

Officer: Steve Bird: 01484 221000

- 1) That the changes to the Local Welfare Provision scheme, as detailed within the considered report, be noted.
  - 2) That the progress being made in relation to the developments at the Credit Union be noted.
  - 3) That approval be given to the provision of start-up financial assistance to Borough and Parish Credit Union, subject to further discussions and delegation to the Assistant Director Financial Management, IT , Performance and Risk.
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## **11: Sufficient primary pupil places in the Huddersfield North area**

A report seeking approval to begin the relevant statutory process to invite proposals to run a new primary Free School in Huddersfield north.

Wards: Ashbrow and Greenhead

Officer: Jane Weatherill: 01484 221000

- 1) That officers be authorised to develop plans for seeking proposals to run a new primary free school for Huddersfield North that supports a community wide approach for enough high quality learning places to serve the families in the area by establishing a new 420 place primary free school within a new build located on Clare Hill Playing Fields.
  - 2) Pursuant to (1) above, the proposed school shall cater for pupils aged 4 to 11 years and shall have a Published Admission Number of 420 places.
  - 3) That authority be delegated to the Director of Children's Services, in consultation with the relevant Cabinet Member to (i) engage and liaise with all stakeholders in conjunction with the Department for Education and the Education Funding Agency and (ii) develop 'invitation to submit proposals to run a new primary academy school' materials on the basis of the proposals.
  - 4) That Offices be requested to report the outcomes of the 'invitation to submit proposals' to a future meeting of Cabinet for further consideration.
  - 5) That Physical Resources and Procurement be authorised to continue to develop options appraisals, undertake further feasibility studies as necessary, and design development to firm up costings and proposals for the new school building at the Clare Hill Playing Fields site.
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## **12: Proposals for changes to specialist provision for Children with Speech, Language and Communication Needs and Autism**

A report advising on the outcome of the statutory processes for the statutory proposals by Kirklees Council to discontinue 10 transitional places plus outreach for children with autism at Moldgreen Community Primary School and to seek approval for the statutory proposals.

Wards: All

Officer: Mandy Cameron: 01484 221000

- 1) That the advice of the Kirklees School Organisation Advisory Group that the proposals for Moldgreen Community Primary School to discontinue the provision of 10 transitional places for children with autism are valid, and that the required statutory processes have been carried out, be noted.
- 2) That it be agreed that the decision regarding the proposals will be taken within the statutory time period.

- 3) That the outcomes and recommendations of the Kirklees School Organisation Advisory Group on 16 January 2017, and associated Officer recommendations, be noted.
  - 4) That the human resource and financial implications of approving the proposals be noted.
  - 5) That it be confirmed that, in meeting the obligations of the Equality Act 2010 and the Public Sector Equality Duty 2011, full regard has been given to the Equalities Impact Assessment throughout the statutory process for the proposal including the decision regarding approval.
  - 6) That approval be given , without modification or condition, to discontinue the provision of 10 transitional places for children with autism at Moldgreen Community Primary School.
  - 7) That Officers be requested to support and work closely with the Governing Body of Moldgreen Community Primary School to finalise arrangements in order to implement the proposals from 1 April 2017.
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### **13: Children's Improvement Plan**

A report seeking approval to submit the Children's Improvement Plan to Ofsted by 9<sup>th</sup> March 2017.

Wards: All

Officer: Kathryn Loftus: 01484 221000

- 1) That the Children's Improvement Plan, as attached at Appendix 1 of the considered report, be endorsed for submission to the Secretary of State and Her Majesty's Chief Inspector (as stated in The Education and Inspections Act 2006 (Inspection of Local Authorities) Regulations 2007) by 9 March 2017.
  - 2) That authority be delegated to the Director of Children's Services, in consultation with the relevant Cabinet Member, to finalise the Children's Improvement Plan prior to its submission to Ofsted.
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**14: 2016/17 and 2017/18 Council Capital Plan – Proposed allocation of 2017/18 capital funding from the Directorate for Children and Young People (DCYP) baseline section of the Capital Plan along with details of proposed amendments to the 2016/17 approved programme of works**

A report seeking approval for potential projects, to be funded from the 2017/18 DCYP Capital Maintenance section of the Capital Plan and present an update on the delivery of the 2016/17 DCYP Capital Maintenance programme approved by Cabinet on 8<sup>th</sup> March 2016.

Wards: All

Officer: Paul Kemp: 01484 221000

- 1) That approval be given to the business case as attached at Appendix A of the report, which sets out the rationale for the schools' condition programme, the availability of funding, the selection process and the main categories of work, thereby enabling the projects concerned to be designed, procured and implemented.
  - 2) That approval be given to the detailed list of proposed works in schools for 2017/2018 as attached at Appendix B of the considered report.
  - 3) That authority be delegated to the Director of Economy, Skills and Infrastructure, in accordance with Financial Procedure Rules 3.9 to 3.14 (dated June 2016), to enable the programme to be managed and the implementation of the identified works contained within the respective agreed total programme budgets.
  - 4) That the revised amendments and allocations applied by officers using delegated powers to the detail of the 2016/2017 Schools Capital Maintenance and Basic Need programmes, as detailed in Appendix C of the considered report, be noted.
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## **15: Transport Services - 1 year Capital Investment Vehicle Replacement Programme 2017 - 2018**

A report seeking approval for a one year Capital Investment Vehicle Replacement Programme.

Wards: All

Officer: Mick Farmer: 01484 221000

- 1) That approval be given to the continued investment of £2m in the vehicle replacement programme, for financial year 2017/2018, as identified in the capital plan approved by Council on 15 February 2017.
  - 2) That authority be delegated to the Director of Economy, Skills and the Environment, as outlined in para 2.6 of the considered report, to manage the implementation of the vehicle replacement programme within the agreed budget and in accordance with Council Financial Procedure Rules 3.9 to 3.14 (dated June 2016).
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## **16: Exclusion of the Public**

To resolve that under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting during consideration of the following item of business, on the grounds that they involve the likely disclosure of exempt information, as defined in Part 1 of Schedule 12A of the Act.

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## **17: 2016/17 and 2017/18 Council Capital Plan – Proposed allocation of 2017/18 capital funding from the Directorate for Children and Young People (DCYP) baseline section of the Capital Plan along with details of proposed amendments to the 2016/17 approved programme of works**

A private appendix in relation to item 14 above.

Appendix B of this report is recommended to be considered in private as it contains information as classified under Par 1 of the Schedule 12A of the Local Government Act 1972. As amended by the Local Government (Access to Information) (Variation) Order 2006, as it contains information relating to the financial or business affairs of any particular person (including the authority



holding that information). It is considered that it would not be in the public interest to disclose the information contained in the report as disclosure could potentially adversely affect overall value for money and could compromise the commercial confidentiality of the bidding organisations and may disclose the contractual terms, which is considered to outweigh the public interest in disclosing information including, greater accountability, transparency in spending public money and openness in Council decision-making.

Wards: All

Officer: Paul Kemp: 01484 221000

Cabinet received exempt information prior to the determination of Agenda Item No. 14.

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## **18: Transport Services - 1 year Capital Investment Vehicle Replacement Programme 2017 - 2018**

A private appendix in relation to Item 15 above.

Appendix B of this report is recommended to be considered in private as it contains information as classified under Part 1 of Schedule 12A of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006, as it contains information relating to the financial or business affairs of any particular person (including the authority holding that information). It is considered that it would not be in the public interest to disclose the information contained in the report as disclosure could potentially adversely affect overall value for money and could compromise the commercial confidentiality of the bidding organisations and may disclose the contractual terms, which is considered to outweigh the public interest in disclosing information including, greater accountability, transparency in spending public money and openness in Council decision-making.

Wards: All

Officer: Mick Farmer 01484 221000

Cabinet received exempt information prior to the determination of Agenda Item No. 15.

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