



**Service Director – Legal, Governance and  
Commissioning**

**Julie Muscroft**

The Democracy Service  
First Floor, Civic Centre 3  
High Street  
Huddersfield  
HD1 2TG

**Tel:** 01484 221000

## **Decision Summary**

**Committee:**

**Date:**

**Committee Clerk:**

**TEL:**

**CABINET**

**TUESDAY 11 DECEMBER 2018**

**Andrea Woodside**

**01484 221000**

### **Chair**

Councillor Shabir Pandor

### **Councillors Attended**

Councillor David Sheard

Councillor Masood Ahmed

Councillor Viv Kendrick

Councillor Musarrat Khan

Councillor Naheed Mather

Councillor Peter McBride

Councillor Graham Turner

### **Observers**

Councillor Munro

### **Apologies**

Councillor Cathy Scott

## **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 Councillor Cathy Scott.

---

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

To approve the Minutes of the meeting of Cabinet held on 2 October 2018, 16 October 2018 and 13 November 2018.

Approved as a correct record.

---

## **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.

---

## **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 Item 17 would be considered in private session.

---

## **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.

In accordance with Council Procedure Rule 10 (2), Members of the Public should provide at least 24 hours' notice of presenting a deputation.

No deputations or petitions were received.

---

## **6: Public Question Time**

The Committee will hear any questions from the general public.

No questions were asked.

---

## **7: Member Question Time**

To consider questions from Councillors.

No questions were asked.

---

## **8: 2018/19 to 2020/21 Council Capital Plan - Proposed allocation of capital funding from the Directorate for Children's Learning & Early Support baseline sections of the Capital Plan**

This report will identify potential projects, for Member approval, to be funded from the 2018/19 to 2020/21 Learning and Early Support Special Provision grant, SEN Future Needs Review and the Healthy Pupils Capital Fund sections of the Capital Plan.

**Contact:** Martin Wilby, Acting Deputy Assistant Director, LA Statutory Duties Learning and Early Support and David Martin, Head of Capital Delivery and Facilities Management Economy & Infrastructure Tel: 01484 221000.

(1) That the revised Special Provision Grant allocation, as detailed within the considered report, be noted.

(2) That the allocation of £145k required capital to the relocation of Ethos College from the Learning and early Support SEN Future Needs review 2018/2019 baseline funding be approved.

(3) That authority be delegated to the Strategic Director (Corporate Strategy and Public Health) to approve the distribution of the Healthy Pupil Capital Fund (HPCF), subject to consultation with Cabinet Portfolio Holders, and engagement with the Education and Learning Partnership Board.

---

## **9: Setting and approving Term Dates for Community, Voluntary Controlled and Community Special Schools**

Kirklees Local Authority as the admission authority determines term dates for community, voluntary controlled and community special schools.

This report is being presented in order to seek approval for Kirklees Council to change how it determines term dates for the academic year 2020/21 and thereafter.

**Contact:** Juliet Stott, Strategic Lead Pupil Admissions Service Manager Tel: 01484 221000

(1) That approval be given to using the recommended LGA Yorkshire and North East regions Guiding Principles for determining term dates for Kirklees community, controlled and community special schools for the 2020/21 academic year, and thereafter.

(2) That authority be delegated to the Service Director (Learning and Early Support) to set term dates following consultation and engagement with the Education and Learning Partnership Board, and with neighbouring local authorities.

---

## **10: Half Yearly Monitoring report on Treasury Management activities 2018-19.**

The Council has adopted the CIPFA Code of Practice on Treasury Management. It is a requirement of the Code that regular reports be submitted to Members detailing treasury management operational activity. This report is the mid-year for 2018/19 covering the period 1 April to 30 September 2018.

**Contact:** James Anderson Senior Finance Manager Tel: 01484 221000.

(1) That the half-year treasury management performance 2018/2019, as detailed within the considered report, be noted.

(2) That approval be given to amending the Council's current investment strategy to include the Local Authority Property Fund as a potential investment source.

(3) That it be noted that Officers will further explore an investment opportunity of between £5m and £10m in the Fund, and that subject to further Government clarification on the statutory override, and other risk considerations, any such proposals be formalised into the forthcoming 2019/2020 Annual Treasury Management Strategy and Annual Budget for further consideration.

---

## **11: A Response to the Ombudsman Report - 13 September 2018**

To confirm the actions taken since publication of the report and to confirm actions still to be taken.

**Contact:** Mandy Cameron, Head of Service – Education Safeguarding and Inclusion Tel: 01484 221000.

That the formal Ombudsman report, and the actions completed to date, along with monitoring arrangements, be received and noted.

---

## **12: Facilitating the development fixed line broadband services**

To seek authority for the Council to enter into agreements with individual telecommunication network providers of fixed line broadband services.

**Contact:** Steve Moore, Business Group Leader, Tel:01484 221000.

(1) That approval be given for the Council to enter into arrangements with individual telecommunication network providers of fixed line broadband services which provides for (i) the Council to grant rights to the particular telecommunication network provider to install and maintain apparatus for fixed line broadband services in and over Council owned land and buildings throughout the Council area and (ii) the setting out of procedures for the determination of where such apparatus should be installed, and the manner and method in which it shall be installed and maintained.

(2) That authority be delegated to the Strategic Director (Economy and Infrastructure) to negotiate and agree the terms of any agreement, pursuant to (1) above, with individual telecommunication network providers of fixed broadband services.

(3) That authority be delegated to the Strategic Director (Legal, Governance and Commissioning) to enter into and execute any agreements as referred to in (1) above, together with any documents and agreements that are ancillary to such agreements.

---

## **13: Children's Interim Sufficiency Strategy & Action Plan (2018-19)**

To present to Cabinet the Children's Interim Sufficiency Strategy & Action Plan (2018-19); and to ask that Cabinet approve the Strategy operating from the date of Cabinet approval to the end of the 2019 calendar year.

**Contact:** Steve Comb, Head of Corporate Parenting, and Stephen Bonnell Policy & Partnerships Officer  
Tel: 01484 221000

That the consideration of the item be deferred.

---

## **14: Written Questions to the Leader and Cabinet Members (Reference from Council)**

To receive written questions to the Leader and Cabinet Members that were not dealt with at the previous meeting of Council, held on 7 November 2018, in accordance with Council Procedure Rule 12(8).

**Contact:** Andrea Woodside, Principal Governance Officer, Tel: 01484 221000.

Cabinet received two written questions as submitted by Councillor Munro. Responses were provided by the relevant Cabinet Members.

---

## **15: Transport Services - 3 year Capital Investment Vehicle Replacement Programme 2018 - 2021**

A report asking Cabinet to approve a three year Capital Investment Vehicle Replacement Programme, (VRP). This is to continue the previous replacement programme which was agreed by Cabinet on the 7 March 2017.

**Contact:** Mick Farmer, Integrated Transport Manager Tel: 01484 221000

(1) That approval be given to the continued investment of £4m in the vehicle replacement programme, for the financial years 2018-2021.

(2) That authority be delegated to the Service Director (Commercial, Regulatory and Operational Services), as outlined in paragraph 2.6 of the considered report, in order to manage the implementation of the vehicle replacement programme within the agreed budget and in accordance with Financial Procedure Rules.

---

## **15:a Late Urgent Item - Pioneer House**

A report seeking authority to amend a previous Cabinet authority (from January 2017) with regard to the underwriting of WYCA loan costs to Kirklees College.

**Officer** – Liz Jefferson

**Wards affected** - Dewsbury East, Dewsbury West, Dewsbury South

(1) That authority be given for the payment of a grant of £2m from the Council's capital plan to contribute to the regeneration and bringing back into use of Pioneer House so as to bring about the completion of the Dewsbury Learning Quarter thereby increasing footfall and the regeneration of Dewsbury Town centre.

(2) That authority be delegated to the Service Director (Legal, Governance and Monitoring) to enter in to all documentation necessary to bring about the ability for the Council to make a grant of £2m to Kirklees College from the Capital Plan.

---

**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.

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.

---

**17: Transport Services - 3 year Capital Investment Vehicle Replacement Programme 2018 - 2021**

Private appendix in relation to agenda item 15

The information was considered prior to the determination of Agenda Item 15.

---