

SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of People Scrutiny Committee

Date: Tuesday, 9th October, 2018

Place: Council Chamber / Committee Room 1 - Civic Suite

Present: Councillor C Nevin (Chair)
Councillors M Borton (Vice-Chair), B Arscott, L Burton, A Chalk, A Dear, D Garne, S Habermel, T Harp, A Holland, D McGlone*, J McMahon, C Mulroney, G Phillips, M Stafford, C Walker and J Ware-Lane
J Broadbent and T Watts – co-opted members
*Substitute in accordance with Council Procedure Rule 31.

In Attendance: Councillors Boyd, Courtenay, Cox and Salter (Cabinet Members)
Councillors Dent, Gilbert, Jones, Terry and Willis
F Abbott, S Leftley, D Simon, J O'Loughlin, N Faint, S Houlden, J Lansley, B Martin, K Ramkhelawon, S Baker and J K Williams

Start/End Time: 6.30 - 9.40 pm

340 Apologies for Absence

Apologies for absence were received from Councillor Buckley (substitute Cllr McGlone) and Alison Semmence (co-opted member).

The Chair advised that Emily Lusty has stood down as the Church of England Diocesan representative on the Committee and welcomed her replacement, The Rev'd Canon Jonathan Collis to the meeting. She also advised that Alison Semmence is moving to a new role as CEO of York CVS and has already written to Alison to thank her for all her work and contributions to the Committee.

341 Declarations of Interest

The following interests were declared at the meeting:-

- (a) Councillors Boyd, Courtenay, Cox and Salter (Cabinet Members) – Disqualifying non-pecuniary interests in the called in items / referred item; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;
- (a) Councillor Boyd (Cabinet Member) - disqualifying non-pecuniary interest in the Schools Progress Report; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;
- (b) Councillor Salter - agenda item relating to STP - non-pecuniary – husband is consultant Surgeon at Southend Hospital and holds senior post at Hospital; son-in-law is GP; daughter is a doctor at Broomfield Hospital;
- (c) Councillor Harp – agenda item relating to STP – non-pecuniary – Chair of St Lukes PPG and patient of St Lukes health centre practice;
- (d) Councillor Ware-Lane - agenda item relating to STP - non-pecuniary – family member work for NHS;

- (e) Councillor Habermel - agenda item relating to STP - non-pecuniary – sister is a nurse at Southend Hospital; nephew is a physiotherapist based at Southend; brother is a paramedic with London Ambulance Service;
- (f) Councillor Holland - agenda item relating to STP - non-pecuniary – President of Southend Stroke Club;
- (g) Councillor Walker – agenda items relating to - STP; Annual Comments, Compliments & Complaints – non-pecuniary – daughter is studying for Nursing degree at ARU and practices locally;
- (h) Councillor Nevin - agenda item relating to STP - non-pecuniary - Previous employee at Southend Hospital; NHS Employee at Barts; 2 children work at MEHT; step sister works Basildon Hospital and sister works for the Department of Health;
- (i) Councillor Garne - agenda item relating to STP - non-pecuniary – Council appointed Governor at Southend Hospital;
- (j) Councillor Borton - agenda item relating to proposed mental health changes - disqualifying non-pecuniary interest – daughter is a nurse at Basildon mental health unit – proposed that will be ward manager at new adult acute ward – withdrew;
- (k) Councillor Harp – agenda item relating to proposed mental health changes - non-pecuniary – Chair of St Lukes PPG;
- (l) Councillor Borton – agenda items relating to – School Admission Arrangements; KS2 & KS4 outcomes; School Places working party; Schools Progress Report – non-pecuniary - Governor at Milton Hall School;
- (m) Councillor McMahon - agenda item relating to proposed mental health changes - non-pecuniary – work within EPUT facilities as an Advocate;
- (n) Councillor Ware-Lane - School Admission Arrangements; KS2 & KS4 outcomes; School Places working party; Schools Progress Report – non-pecuniary – partner works in a School;
- (o) Councillor Arscott - agenda items relating to - School Admission Arrangements; KS2 & KS4 outcomes; School Places working party; Schools Progress Report – non-pecuniary – Governor at Our Lady of Lourdes Catholic Primary School (Assisi Trust);
- (p) Councillor Walker - agenda items relating to - School Admission Arrangements; KS2 & KS4 outcomes; School Places working party; Schools Progress Report – non-pecuniary – wife teaches at West Leigh Schools; Southend Boys & Girls Training Choirs rehearse at St Mary's School.

342 Questions from Members of the Public

Councillor Salter, the Cabinet Member for Healthy Communities and Wellbeing responded to written questions from Mr Webb, Mr Ali, Mr Traub, Mr Fieldhouse and Mr Smith. Councillor Boyd, the Cabinet Member for Children & Learning responded to a question from Mr Webb.

343 Minutes of the Meeting held on Tuesday, 10th July, 2018

Resolved:-

That the Minutes of the Meeting held on Tuesday, 10th July, 2018 be confirmed as a correct record and signed.

344 Minutes of the Meeting held on Thursday, 19th July, 2018

Resolved:-

That the Minutes of the Meeting held on Thursday, 19th July, 2018 be confirmed as a correct record and signed.

345 Mid and South Essex STP

The Committee considered a report by the Deputy Chief Executive (People). This concerned the Mid and South Essex Sustainability & Transformation Partnership (STP) Council motion, which was previously considered at both the Council meeting on 19 July 2018 and Cabinet on 18 September 2018.

The Committee additionally considered further Option (Option D), circulated by Councillors Borton and Mulronev, which recommended that the STP be referred to the Secretary of State in the manner set out, as this best expresses the serious concerns about the proposals.

Resolved:-

That Option D be agreed, as set out below:-

- “1. To refer the STP in its entirety to the Secretary of State on the basis of ‘adequacy of the content of the consultation’.
2. To refer decision #12 re Stroke Services on the basis that the hyperacute clinical treatment model is acceptable (subject to appropriate resourcing) but that the development of a specialist team in Basildon Hospital to provide intensive nursing support and rehab is not.
3. Notwithstanding Resolution 1 above, the Council records the STP agreement to maintain 24 hour A&E services at all three hospitals.”

Note: This is a Scrutiny Function

346 Monthly Performance Report

The Committee considered the Monthly Performance Report covering the period to end July 2018, which had been circulated recently.

Resolved:-

That the report be noted.

Note:- This is an Executive Function.

Executive Councillor:- As appropriate to the item.

347 0-19s Framework - Delivering Better Outcomes for Children's Health Services

The Committee considered Minute 265 of the meeting of Cabinet held on 18th September 2018, which had been called in to Scrutiny, together with a report of the Deputy Chief Executive (People) providing:

- An update on the Council's vision for developing an integrated children's service (0-19s Model) which delivers better outcomes for children and families through more effective services and improved pathways; and
- An update on the recommissioning of the 0-5 Service (Health Visiting), including feedback from a public consultation.

Resolved:-

That the following decisions of Cabinet be noted:-

"1. That the creation and development of an integrated children's service (0-19s Model), be approved.

2. That the 0-5 Service (Health Visiting) be brought in-house from 1st April 2019, alongside the in-house 5-19 Service (School Nursing), to form the core of the 0-19s Model.

3. That authority be delegated to the Deputy Chief Executive (People), in consultation with the Cabinet Member for Health & Wellbeing and the Director of Public Health, to finalise the structure and mobilisation of the 0-19s Model (including bringing the 0-5 service in-house)."

Note: This is an Executive Function
Cabinet Member: Cllr Salter

348 Annual Comments, Compliments and Complaints Report

The Committee considered Minute 271 of the meeting of Cabinet held on 18th September 2018, which had been referred direct to the Committee, together with a report of the Chief Executive providing performance information about comments, complaints and compliments received across the Council for 2017-18.

Resolved:-

That the following decision of Cabinet be noted:-

"That the Council's performance in respect of comments, complaints and compliments for 2017-18 be noted and the report at Appendix A to the submitted report be referred to each Scrutiny Committee and the reports at Appendix B and Appendix C be referred to the People Scrutiny Committee."

Note: This is an Executive Function
Cabinet Member: Cllrs Lamb, Cox and Boyd (as appropriate).

349 School Admission Arrangements for Community Schools and Co-ordinated Admission Scheme for Academic Year 2019/20

The Committee considered Minute 272 of the meeting of Cabinet held on 18th September 2018, which had been called in to Scrutiny, together with a report of the Deputy Chief Executive (People) setting out the admission arrangements for community schools for the academic year 2020/21 and the proposed Coordinated Admissions Scheme for 2020.

Resolved:-

That the following decisions of Cabinet be noted:-

“1. That the proposed Admission Arrangements for Community Schools for the academic year 2020/21 as set out in Appendix 1 to the submitted report, be approved and it be noted that there was no requirement for public consultation as no further changes are proposed.

2. That consultation with governing bodies of community schools takes place on the published admission number (PAN) for community infant, junior and primary schools for September 2020, as set out in the Admission Arrangements in Appendix 1, to the report.

3. That the proposed Coordinated Admissions Scheme for 2020 onwards, as set out in Appendix 2 to the report, be approved.

4. That the relevant area for schools be reviewed and agreed as follows: Southend, Castle Point and Rochford for the years 2020 and 2021.”

Note: This is an Executive Function
Cabinet Member: Cllr Boyd

350 Outcomes Key Stage 2 & Key Stage 4, Annual Report

The Committee considered Minute 274 of the meeting of Cabinet held on 18th September 2018, which had been called in to Scrutiny, together with a report of the Deputy Chief Executive (People) presenting the high level un-validated performance outcome for all Southend schools at all key stages following the summer tests and examinations in 2018.

In response to questions regarding the KS4 figures, the Council’s Director of Learning said that he would circulate details for the numbers of non Southend pupils included in the performance data.

Resolved:-

That the following decision of Cabinet be noted:-

“That the overall performance of Southend schools at each of the key stages, in particular relative to the emerging national benchmarks, be noted.”

Note: This is an Executive Function
Cabinet Member: Cllr Boyd

351 Fees and Charges Policy

The Committee considered Minute 277 of the meeting of Cabinet held on 18th September 2018, which had been called in to Scrutiny, together with a report of the Chief Executive on proposals for the introduction of a fees and charges policy for services to allow for the setting of fees and charges.

Resolved:-

That the following recommendations of Cabinet be noted:-

“1. That the fees and charges policy set out in Appendix 1 to the submitted report, be approved.

2. That the existing delegation in Paragraph 3.2(k) in Part 2, Schedule 3 of the Constitution be deleted and replaced with the following wording:

“To set fees and charges in their areas of responsibility (save for parking charges) including making in year changes subject to:

- *Compliance with the Council’s Fees & Charges Policy;*
- *Compliance with all legal requirements relating to the setting of statutory and discretionary fees and charges, including undertaking any necessary public consultation and assessing the equality impacts; and*
- *Prior consultation with the Council’s Director of Finance & Resources and the relevant Cabinet Member”*

and that Article 4.02(2) be amended as follows:

“To approve and adopt the Council’s Budget.

(The Budget includes the allocation of financial resources to different services and projects, proposed contingency funds, setting fees and charges (save that fees and charges, other than parking charges, can be set by Chief Officers in accordance with paragraph 3.2(k) in Part 3 Schedule 3), the Council Tax Base, setting the Council Tax and decisions relating to the control of the Council’s borrowing requirement, investments, the control of capital expenditure and the setting of virement limits).”

Note: This is a Council Function.
Cabinet Member: Cllr Lamb

352 Minutes of the Meeting of the School Places Working Party held on Tuesday, 12th June, 2018

The Committee considered Minute 282 of the meeting of Cabinet held on 18th September 2018, which had been called in to Scrutiny together with the recommendations of the School Places Working Party held on 12th June 2018 regarding the future delivery of school places in relation to continued expansion need beyond 2021.

Resolved:-

That the following decisions of Cabinet be noted:-

“The continuation of the current agreed expansions with all secondary schools.

2. That a paper be developed, outlining pro’s and con’s on potential challenges, growth and options around how to deliver future school places in relation to continued expansion need beyond 2021 and future delivery of places across all phases due to housing growth in the area and linked to the Local Plan.”

Note: This is an Executive Function
Cabinet Member: Cllr Boyd

353 Standing Order 46 Report

The Committee considered Minute 284 of Cabinet held on 18th September, 2018 which had been called in to Scrutiny, concerning this action taken under Standing Order 46 - Re-commissioning of the ISHS (item 1.2 refers).

Resolved:-

That the following decision of Cabinet be noted:-

“That the submitted report be noted.”

Note:- This is an Executive Function.
Executive Councillor: Cllr Salter

354 Schools Progress Report

The Committee received a report of the Deputy Chief Executive (People) which informed Members of the current position with regard to the performance of all schools, including those causing concern and updated on known Academy developments.

In response to questions from Councillor Ware-Lane the Council’s Director of Learning agreed to provide the numbers currently attending the four Southend Grammar Schools.

Resolved:-

That the report be noted.

Note:- This is an Executive Function.
Cabinet Member:- Cllr Boyd

355 Proposed changes in south Essex

The Chair welcomed the following to the meeting for this item - Dr Jose Garcia – Chair Southend CCG, Simon Williams – Director of Partnership Integration, Castle

Point and Rochford CCG and Malcolm McCann – Executive Director, Community Services and Partnerships, EPUT.

The Committee considered a detailed report from Southend CCG which outlined proposals for changes to adult mental health beds in south Essex and associated matters, as follows:-

- (a) The proposed creation of additional adult mental health 'inpatient beds' and associated temporary ward moves
- (b) The proposed temporary relocation of the Cumberlege Intermediate Care Centre (CICC) to facilitate the St Luke's Primary Health Care Centre Development.

The Committee had a number of questions about the proposals and expressed concerns about the implications of the proposed temporary ward moves in particular.

Resolved:-

1. The Committee was unwilling to confirm that no consultation should take place with regard to the proposed move for CICC as it had concerns with the proposals.
2. That in accordance with Council Procedure 39, the matter be referred to Council for decision. ||

Note: This is a Scrutiny Function.

356 In depth scrutiny project - update

The Committee considered a report by the Chief Executive which provided an update on the in depth scrutiny project – 'In the context of the vision for Southend 2050, what is the vision of young people which improves their lives, and what are the pathways to achieve this ambition'.

Resolved:-

That the project plan attached at Appendix 1 to the Report be noted.

Note: This is a Scrutiny Function.

357 Exclusion of the Public

Resolved:-

That, under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the items of business set out below, on the grounds that they would involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A to the Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

358 SO46 Confidential Report

The Committee considered Minute 286 of Cabinet held on 18th September, 2018 which had been called in to Scrutiny, concerning this action taken under Standing Order 46 - Re-commissioning of the ISHS (item 1.2 refers).

Resolved:-

That the following decision of Cabinet be noted:-

“That the submitted report be noted.”

Note:- This is an Executive Function.
Executive Councillor: Cllr Salter

Chairman: _____