

## West Sussex County Council – Ordinary Meeting

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**11 December 2015**

At the Ordinary Meeting of the County Council held at 10.30 a.m. on Friday, 11 December 2015, at the County Hall, Chichester, the members present being:

Mrs P A C Arculus (Chairman)

Mr W E Acraman	Mr G V McAra
Mr D H Barling	Mr P G Metcalfe
Mr L H Barnard	Mrs M E Millson
Mr A J Barrett-Miles	Mrs J S Mockridge
Mrs E A Bennett	Mr J A P Montyn
Mr P J J Bradbury	Mrs S R Mullins
Mr M J Brown	Mr R J Oakley
Mrs H A Brunsdon	Mr S J Oakley
Mr R D Burrett	Mr J J O'Brien
Mr P C Catchpole	Mr F R J Oppler
Mr P J Circus	Mr C G Oxlade
Mr M R Clark	Mr L W Parsons
Mr M A Cloake	Mr A Patel
Mr D G Crow	Mr A P Petch
Dr N P S Dennis	Mrs J E Phillips
Mrs J E Duncton	Mr B J Quinn
Mrs E M Evans	Mr J L Rogers
Mr P C Evans	Mr R Rogers
Mrs C M Field	Mr D P Sheldon
Mr M J Glennon	Mr B A Smith
Ms M L Goldsmith	Mr R J Smytherman
Mr P D High	Mr A C Sutcliffe
Mr S R Hillier	Mr B W Turner
Mr J C Hunt	Mr G M Tyler
Ms S James	Mrs D L Urquhart
Mrs A F Jones, MBE	Mr S G Waight
Mr M G Jones	Dr J M M Walsh, KStJ, RD
Mrs A J Jupp	Mr B R A D Watson, OBE
Mrs L Kitchen	Mr D R Whittington
Mr P K Lamb	Mr L S Wickremaratchi
Mr R A Lanzer	

### Apologies and attendance

**137** Apologies were received from Mr Buckland, Mr Griffiths, Mrs Hall, Mr G L Jones, Ms Kennard, Mr Peters, Mr Rae and Mrs Smith. Mrs Rapnik was absent. Mr Waight was absent for the afternoon session. Mr Oxlade gave his apologies for the afternoon session. Mrs Bennett and Mr Parsons gave their apologies and left at 3.00 p.m. and Mr Evans, Mrs Evans, Mr McAra and Ms Goldsmith gave their apologies and left at 3.45 p.m. Mr Barrett-Miles and Mr Smytherman left at 3.00 p.m., Mr Petch and Mr Oppler left at 3.30 p.m. and Mrs Jones left at 4.05 p.m.

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### Interests

**138** Members declared interests as set out at Appendix 1.

### Minutes

**139** It was agreed that the minutes of the Ordinary Meeting of the County Council held on 30 October 2015 (pages 361 to 367) be approved as a correct record.

### Committee Appointments

**140** The Council approved appointments as set out below.

<b>Committee</b>	<b>Change</b>
Children and Young People's Services Select Committee	Mr Hillier in place of Mr Burrett Mr Cloake as Chairman Mrs Duncton as Vice-Chairman
Health and Adult Social Care Select Committee	Mrs Jupp in place of Mr Hillier
Performance and Finance Select Committee	Mr Cloake in place of Mr Burrett
Planning Committee	Mr Clark in place of Mr Parsons
Planning Committee substitute	Mr Parsons in place of Mr Clark
PropCo Panel	Mr Hunt in place of Mr Barling
Rights of Way Committee	Mrs Urquhart in place of Mr Burrett
Standards Committee	Mr Griffiths in place of Mr Burrett
Treasury Management Panel	Mr Hunt in place of Mr Burrett

#### **Note:**

In light of the changes made to the Cabinet, members noted the arrangements below which had been agreed by Mr Brown, at the request of the Leader, to maintain continuity during a critical period and which would continue until April 2016.

**Pensions Panel and its Pension Reform Working Group** - Mr Brown would continue to chair these panels.

**Treasury Management Panel** - Mr Brown would continue as a member (in place of Mr Burrett) and would serve as Chairman.

**PropCo Panel** – Mr Brown would continue as a member and would serve as Chairman.

**Member Reference Group** advising on the strategic property investment in Horsham would continue to be chaired by Mr Brown.

No Special Responsibility Allowance would arise for these roles.

### Capita Partnership Board Appointments

- 141** The Council noted at, as set out in the report of the Governance Committee at minutes 176 and 177 below, in future appointments to contract partnership boards would be reported formally to the County Council as decisions of the relevant Cabinet Member, in consultation with the Leader. The Council noted current membership of the Capita Partnership Board as set out below.

Partnership Board	Members
Capita Partnership Board	Mr Brown Mr Burrett Mrs Urquhart 1 vacancy

**Note:**

This is the current membership of the Capita Partnership Board. Mr Hunt, on his appointment as Cabinet Member for Finance, will replace Mr Brown as a member of the Board. Mr Hunt will then take steps to fill the current vacancy and members will be notified when that has been done.

### Ms Debbie Kennard

- 142** The Council resolved that, in accordance with Section 85 of the Local Government Act 1972, Ms Kennard's ill health be approved as a reason for her prolonged absence.

### Governance Committee: Changes to the Constitution - Petition Debates

- 143** The Council considered a minor amendment to the Constitution to clarify the process in petition debates should more than one proposition be received, in the light of the report by the Governance Committee (pages 368 to 370).

- 144** Resolved -

That the changes to the Constitution, as set out at the Appendix to the report, be approved with immediate effect.

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### Petition: Fire and Rescue Service Cuts

- 145** The Council debated the following petition. A statement from the petitioners and a briefing note from the Executive Director Communities and Public Protection and County Fire Officer had been circulated with the agenda.

#### **Stop fire engine and firefighter cuts in West Sussex**

'We call on West Sussex County Council to reverse the £1.6m Fire and Rescue Services cuts.'

- 146** Mr Tony Morris, on behalf of the petitioners, addressed the Council for five minutes in support of the petition.
- 147** The Cabinet Member for Residents' Services responded to the petition for five minutes on behalf of the County Council.
- 148** The Council debated the petition.
- 149** Mr Tony Morris, on behalf of the petitioners, and the Cabinet Member were each given three minutes to make a closing statement.
- 150** A proposition was moved by Mr Petch and seconded by Dr Walsh as set out below:

'The Council recognises concern at emerging evidence following the recent changes to the Fire and Rescue Service, and especially at the lack of any full-time crewing of stations in Mid Sussex, its impact on the surrounding fire stations and the lack of improvement in recruitment and retention of retained fire personnel.

It requests the Cabinet Member to set up a Task and Finish Group to consider this evidence and to make any necessary recommendations to the Cabinet Member.'

- 151** An amendment to the proposition was moved by Ms James and seconded by Mr Glennon as set out below and this was accepted by Mr Petch.

'The Council recognises concern at emerging evidence following the recent changes to the Fire and Rescue Service, and especially at the lack of any full-time crewing of stations in Mid Sussex, its impact on the surrounding fire stations and the lack of improvement in recruitment and retention of retained fire personnel.

It requests the Cabinet Member to set up a Task and Finish Group, ***including continuity of advice from independent persons***, to consider this evidence and to make any necessary recommendations to the Cabinet Member.'

- 152** The proposition, as amended, was put to a recorded vote under Standing Order 36(1).

(a) For the proposition – 20

Mr Clark, Dr Dennis, Mr Glennon, Ms James, Mr M G Jones, Mr Lamb, Mrs Millson, Mrs Mullins, Mr Oppler, Mr Oxlade, Mr Parsons, Mr Petch, Mrs Phillips, Mr Quinn, Mr R Rogers, Mr Sheldon, Mr Smith, Mr Smytherman, Mr Sutcliffe and Dr Walsh.

(b) Against the proposition – 41

Mr Acraman, Mrs Arculus, Mr Barling, Mr Barnard, Mr Barrett-Miles, Mrs Bennett, Mr Bradbury, Mr Brown, Mrs Brunson, Mr Burrett, Mr Catchpole, Mr Circus, Mr Cloake, Mr Crow, Mrs Dunton, Mrs Evans, Mr Evans, Mrs Field, Ms Goldsmith, Mr High, Mr Hillier, Mr Hunt, Mrs Jones, Mrs Jupp, Mrs Kitchen, Mr Lanzer, Mr Metcalfe, Mrs Mockridge, Mr Montyn, Mr R J Oakley, Mr S J Oakley, Mr O'Brien, Mr Patel, Mr J L Rogers, Mr Turner, Mr Tyler, Mrs Urquhart, Mr Waight, Mr Watson, Mr Whittington and Mr Wickremaratchi.

(c) Abstentions – 1

Mr McAra

**153** The proposition was lost.

### **Notice of Motion by Mrs Mullins**

**154** At the County Council meeting on 16 October 2015 the following motion had been moved by Mrs Mullins, seconded by Mr Oxlade, and referred to the Cabinet Member for Highways and Transport for consideration. A report by the Cabinet Member was included with the agenda (pages 371 and 372).

'This Council notes the public concern in relation to the potential risks of fracking in West Sussex and is deeply concerned that the Government is determined to facilitate this as evidenced by:

- (1) changes to planning policy enabling the Communities Secretary to 'call-in' shale planning applications in addition to recovering and determining appeals;
- (2) proposing legislation renegeing on an announcement made earlier this year by the Coalition Government which promised to protect the South Downs National Park (SDNP) and the High Weald and Chichester Harbour Areas of Outstanding National Beauty;
- (3) proposals to identify under-performing local planning authorities that repeatedly fail to determine oil and gas applications within statutory time-frames and when such applications are made to under-performing local planning authorities, reserving the right for the Secretary of State to determine the application instead; and
- (4) the lack of consultation relating to these proposed changes;

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and therefore resolves to ask the Cabinet Member for Highways and Transport to write to the Government expressing these concerns on behalf of the residents of West Sussex.'

**155** The motion was put to a recorded vote under Standing Order 36(1).

(a) For the motion – 14

Mr Clark, Ms James, Mr M G Jones, Mr Lamb, Mr McAra, Mrs Millson, Mrs Mullins, Mr Oppler, Mr Oxlade, Mr Parsons, Mrs Phillips, Mr Quinn, Mr Smytherman, and Dr Walsh.

(b) Against the motion – 36

Mr Barling, Mr Barnard, Mr Barrett-Miles, Mrs Bennett, Mr Bradbury, Mr Brown, Mr Burrett, Mr Catchpole, Mr Circus, Mr Cloake, Mr Crow, Mrs Duncton, Mrs Evans, Mr Evans, Mrs Field, Ms Goldsmith, Mr High, Mr Hillier, Mr Hunt, Mrs Jones, Mrs Kitchen, Mr Lanzer, Mr Metcalfe, Mrs Mockridge, Mr Montyn, Mr R J Oakley, Mr O'Brien, Mr Patel, Mr J L Rogers, Mr Sutcliffe, Mr Turner, Mr Tyler, Mrs Urquhart, Mr Waight, Mr Watson and Mr Whittington.

(c) Abstentions – 8

Mr Acraman, Mrs Arculus, Dr Dennis, Mr Glennon, Mrs Jupp, Mr S J Oakley, Mr Smith and Mr Wickremaratchi.

**156** The motion was lost.

### Notice of Motion by Mr M G Jones

**157** At the County Council meeting on 16 October 2015 the following motion had been moved by Mr M G Jones, seconded by Mr Oxlade, and referred to the Leader for consideration. A report by the Leader was included with the agenda (pages 373 and 374).

'This Council recognises the importance of farming to the rural economy in West Sussex and regrets the nationally-reported challenges currently facing the dairy farming community, many of whom are currently receiving less per litre of milk than it costs to produce.

It therefore resolves to call upon the Leader to work with partners including the National Farmers Union to identify ways in which it can support and promote the dairy industry in West Sussex, including:

(1) Lobbying the Government to do all it can to support and sustain dairy farming in West Sussex;

(2) Encouraging our own milk and food suppliers to engage with dairy farmers in West Sussex; and

- (3) Working with local businesses to encourage them to support dairy farmers in West Sussex.'

**158** An amendment was moved by Mr Acraman and seconded by Mrs Jupp as set out below and this was accepted by Mr Jones.

'This Council recognises the importance of farming to the rural economy in West Sussex and regrets the nationally-reported challenges currently facing the dairy farming community, many of whom are currently receiving less per litre of milk than it costs to produce.

It therefore resolves to call upon the Leader to **continue to** work with partners including the National Farmers Union to identify ways in which it can support and promote the dairy industry in West Sussex, including:

- (1) Lobbying the Government to do all it can to support and sustain dairy farming in West Sussex;
- (2) Encouraging our own milk and food suppliers to engage with dairy farmers in West Sussex; and
- (3) Working with local businesses to encourage them to support dairy farmers in West Sussex.'

**159** The motion, as amended and set out below, was carried.

'This Council recognises the importance of farming to the rural economy in West Sussex and regrets the nationally-reported challenges currently facing the dairy farming community, many of whom are currently receiving less per litre of milk than it costs to produce.

It therefore resolves to call upon the Leader to continue to work with partners including the National Farmers Union to identify ways in which it can support and promote the dairy industry in West Sussex, including:

- (1) Lobbying the Government to do all it can to support and sustain dairy farming in West Sussex;
- (2) Encouraging our own milk and food suppliers to engage with dairy farmers in West Sussex; and
- (3) Working with local businesses to encourage them to support dairy farmers in West Sussex.'

### **Notice of Motion by Mr Crow**

**160** The following revised motion which had been circulated was moved by Mr Crow and seconded by Mrs Evans.

'West Sussex County Council supports the campaign against Female Genital Mutilation (FGM) and in doing so, asks the Leader to ensure

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commitment to protecting all girls in West Sussex from all types of abuse by raising awareness of FGM through schools and public information; collaborating across agencies to ensure those affected are provided with the right support, and understanding that lasting change in relation to this issue needs to come from within our communities.

We also call on the Cabinet to approve and adopt a Charter for zero tolerance of Female Genital Mutilation in West Sussex and support 'UNite to End Violence Against Women', the United Nation's General-Secretary's campaign which aims to raise public awareness and increase political will and resources for preventing all forms of violence against women and girls in all parts of the world.'

- 161** An amendment was moved by Mr Oxlade and seconded by Mrs Mullins as set out below.

'West Sussex County Council supports the campaign against Female Genital Mutilation (FGM) and in doing so, asks the Leader to ensure commitment to protecting all girls in West Sussex from all types of abuse by **increasing** raising awareness of FGM **within** through schools **and youth facilities to prevent incidences of FGM occurring** and public information; collaborating across agencies to ensure those affected are provided with the right support, **and working with those families with children most likely to be at risk within our communities to achieve a** understanding that lasting change in relation to this issue needs to come from within our communities.

We also call on the Cabinet to approve and adopt a Charter for zero tolerance of Female Genital Mutilation in West Sussex and support 'UNite to End Violence Against Women', the United Nation's General-Secretary's campaign which aims to raise public awareness and increase political will and resources for preventing all forms of violence against women and girls in all parts of the world.'

- 162** The amendment was withdrawn.

- 163** An amendment was moved by Mr Glennon and seconded by Ms James as set out below.

'West Sussex County Council supports the campaign against Female Genital Mutilation (FGM) and in doing so, asks the Leader to ensure commitment to protecting all girls in West Sussex from all types of abuse by raising awareness of FGM through schools and public information; collaborating across agencies to ensure those affected are provided with the right support, and understanding that lasting change in relation to this issue needs to come from within our communities.

We also call on the Cabinet to:

- (i)** Approve and adopt a Charter for zero tolerance of Female Genital Mutilation in West Sussex;

- (ii) Support 'UNite to End Violence Against Women', the United Nation's General-Secretary's campaign which aims to raise public awareness and increase political will and resources for preventing all forms of violence against women and girls in all parts of the world; **and**
- (iii) ***Proactively engage with the Police and Crime Commissioner to ensure Sussex Police is prepared for protecting those most at risk of FGM and in its effective enforcement and prevention.***

**164** The amendment was put to a recorded vote under Standing Order 36(1).

- (a) For the amendment – 17

Mr Clark, Dr Dennis, Mr Glennon, Ms James, Mr M G Jones, Mr Lamb, Mrs Mullins, Mr Oppler, Mr Oxlade, Mr Parsons, Mr Petch, Mrs Phillips, Mr Quinn, Mr Sheldon, Mr Smith, Mr Sutcliffe and Dr Walsh.

- (b) Against the amendment – 33

Mrs Arculus, Mr Barling, Mr Barnard, Mr Barrett-Miles, Mrs Bennett, Mr Bradbury, Mr Brown, Mr Burrett, Mr Catchpole, Mr Cloake, Mr Crow, Mrs Duncton, Mrs Evans, Mr Evans, Mrs Field, Ms Goldsmith, Mr High, Mr Hillier, Mr Hunt, Mrs Jones, Mr Lanzer, Mr McAra, Mr Montyn, Mr R J Oakley, Mr S J Oakley, Mr O'Brien, Mr Patel, Mr J L Rogers, Mr Turner, Mr Tyler, Mrs Urquhart, Mr Waight and Mr Whittington.

- (c) Abstentions – 11

Mr Acraman, Mrs Brunsdon, Mr Circus, Mrs Jupp, Mrs Kitchen, Mr Metcalfe, Mrs Millson, Mrs Mockridge, Mr R Rogers, Mr Smytherman, Mr Watson and Mr Wickremaratchi.

**165** The amendment was lost.

**166** The revised motion, as set out in minute 160 above, was carried.

**167** The Cabinet Member for Community Wellbeing accepted a request from the Leader for the issue to be raised at the Health and Wellbeing Board.

### Written Questions

**168** Questions and answers pursuant to Standing Order 15(2), as set out at Appendix 2, were circulated. Members asked questions on the answers as set out at Appendix 2. The Council agreed to waive Standing Order 15(2)(b) to remove the right of other members to put one question arising from the original reply.

### Cabinet Member Question Time

**169** Members asked questions of Cabinet Members on matters relevant to their portfolios, including those in the Cabinet Members' reports (pages 375 to 385), as set out at Appendix 3.

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### Leader's Question Time

- 170** Members questioned the Leader on matters currently relevant to the County Council, including on the Leader's report (pages 386 and 387), and a supplementary report on page 387A, as set out at Appendix 3.

### Corporate Parenting Panel

- 171** The Chairman of the Corporate Parenting Panel moved the report of the recent work of the Panel (pages 388 to 394).

- 172** Resolved -

That the report be noted.

### Governance Committee: Governance of the Capital Programme

- 173** Further to the request at its last meeting, the County Council considered improvements to capital programme governance, in the light of the report by the Governance Committee (pages 395 to 398). Revised pages 397 and 398 had been circulated which took into account comments from the meeting of the Performance and Finance Select Committee on 3 December 2015.

- 174** Resolved -

That the proposals for governance of the capital programme be approved.

### Governance Committee: Format of Council Meetings, Contract partnership governance, Change to Arun County Local Committee Boundaries, West Sussex Health and Wellbeing Board Membership and Start of Life Partnership Board Terms of Reference

- 175** The County Council considered an update on the review of the format of Council meetings, the results of a review of contract partnership governance, a minor change to County Local Committee boundaries, a change to the membership of the Health and Wellbeing Board and amendments to the terms of reference of the Start of Life Partnership Board, in the light of the report by the Governance Committee (pages 399 to 409).

- 176** Resolved -

- (1) That the position be noted;
- (2) That the proposals for greater transparency of partnership board activity be noted;
- (3) That the repositioning of the Joint Downland CLC area boundary, putting the entirety of Angmering Parish into the Joint Eastern Arun CLC area, be approved to take effect from the meetings of the Joint Committees in March 2016;

- (4) That the revised membership of the Health and Wellbeing Board, as set out at Appendix 1 to the report , be approved for inclusion in the Scheme of Delegation in the Constitution; and
- (5) That the proposed revisions to the Start of Life Partnership Board terms of reference, as set out at Appendix 2 to the report, be approved for inclusion in the Scheme of Delegation in the Constitution.

### **Standards Committee: Guidance on Propriety and Official Conduct for Officers**

**177** Following a recent review of the officer codes of conduct to ensure that they remain fit for purpose and reflect best practice, the County Council considered revisions to the Guidance on Propriety and Official Conduct for Officers in the Constitution, in the light of the report by the Standards Committee (pages 410 to 420).

**178** Resolved -

That the changes to the Guidance on Propriety and Official Conduct for Officers, as set out at the Appendix to the report, be approved.

### **Performance and Finance Select Committee: The Select Committee Work Programme January 2016 to March 2017**

**179** The Council considered the Select Committee work programme for January 2016 to March 2017 in the light of a report by the Performance and Finance Select Committee (pages 421 to 433) and a revised page 432 which had been circulated and incorporated comments from the meeting of the Select Committee on 3 December 2015.

**180** Resolved -

That the Select Committee work programme for January 2016 to March 2017, as attached at the Appendix to the report, subject to the revised page 432, be approved.

### **Chairman**

The Council rose at 4.13 p.m.

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### Agenda Item No. 1 – Interests

Members declared interests as set out below. All the interests listed below were personal but not pecuniary or prejudicial unless indicated.

Item	Member	Nature of Interest
Item No. 7 – Petition Debate	Mr Parsons	Son in law employed by West Sussex Fire and Rescue Service
	Mr Petch	Employed by East Sussex Fire and Rescue Service
Item No. 9(a) Written Question 3	Mr S J Oakley	Member of Chichester District Council
Item No. 9(b) CMQT	Mrs Jones	Member of Mid Sussex District Council and Burgess Hill Town Council
Item No. 9(b) CMQT paragraph 9 (School Improvement Services)	Mr Griffiths	Governor of Albourne CofE Primary School, Downlands Community School and Chailey Heritage Trust
Item No. 9(b) CMQT paragraph 11 (Infrastructure Study/Place Plans/Growth Plan)	Mr Bradbury	Member of Mid Sussex District Council
	Mr Quinn	Member of Crawley Borough Council
Item No. 9(b) CMQT paragraph 12 (Launch of the Care and Business Support Team)	Mr Griffiths	Carer
Item No. 9(b) CMQT paragraph 15 (Update on Commitment to Carers)	Mr Catchpole	Wife employed by Carers Support West Sussex
	Mr Griffiths	Carer
Item No. 9(b) CMQT paragraph 23 (Fire and Rescue Service – Wholetime and Retained Duty System Firefighter Recruitment Programme)	Mr Parsons	Son in law employed by West Sussex Fire and Rescue Service

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<b>Item</b>	<b>Member</b>	<b>Nature of Interest</b>
Item No. 9(b) CMQT paragraph 29 (West Sussex Pension Fund Annual Report 2014/15)	Mr Burrett	Deferred member of the Local Government Pension Scheme
	Mr Lanzer	Deferred member of the Local Government Pension Scheme
	Mr J L Rogers	In receipt of Pension from West Sussex Local Government Pension Scheme
Item No. 9(b) CMQT paragraph 30 (Pension Advisory Board)	Mr Burrett	Deferred member of the Local Government Pension Scheme

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- 1.** Written question from **Mrs Millson** for reply by the **Cabinet Member for Adult Social Care and Health**

### Question

I understand that there are a number of GP vacancies in the north of the county, which is of concern, given that the GP response is so vital in keeping vulnerable people out of hospital and in supporting them in the community following a hospital stay. Can the Cabinet Member please tell the Council:

- (a) How many vacancies there are currently in each Clinical Commissioning Group (CCG) area and how many GPs are known to be considering retirement in the next five years in each CCG?
- (b) What actions are being taken by the CCGs to recruit new GPs and are there any contingency plans in place if recruitment is unsuccessful or only partially successful?
- (c) What support is being, or can be offered to the CCGs by the County Council?
- (d) Are the county's MPs aware of the problem and have they been asked to press the Secretary of State on this issue?

### Answer

- (a) West Sussex CCGs do not commission GP services themselves. Rather, NHS England (NHSE) commission GP services centrally to provide services against the core GP contract. Members may also be aware that GP practices are independent businesses. As such, a GP vacancy only exists if a practice has determined that a GP is the way in which they wish to provide that service. When faced with a vacancy, GP practices have the freedom to recruit different staff groups, for example the use of community pharmacists or nurse practitioners, to help them deliver the services they need to provide under their national contract. It is therefore not the CCGs or indeed NHSE that recruit GPs, it is the independent GP practices themselves.

In terms of the number of GPs who are considering retirement then, as independent businesses, this is a decision that is made by the GPs themselves in discussion with their colleagues. It is therefore very difficult to provide specific information on the number of vacancies or the number of people considering retirement. However, the CCGs are aware that there may be a number of GP vacancies, including through retirement, over the next five years. Workforce planning is therefore a key part of the transforming local care services work they are undertaking with primary and community care.

NHSE is also aware that there is a national issue in respect of GP numbers and is developing a number of initiatives to try to mitigate this, for

example, through the terms and conditions being offered under the new GP contract deal, a retainer GP scheme and encouraging GPs to return to general practice. Local CCGs will make use of all national initiatives as and when they are available.

The West Sussex Health and Social Care Select Committee (HASC) and the West Sussex Health and Wellbeing Board (HWB) are also aware of these issues. The HASC Business Planning Group recently reviewed a report written by the CCGs on strengthening primary care services in West Sussex.

- (b) The CCGs are working with GPs and community health care services through a wider work programme to deliver long-term sustainability and whole-system transformation in West Sussex, in line with the NHS Five-Year Forward View. This includes developing Community-Based Care, for example, the five communities and town/community-based planning approach across Crawley CCG and Horsham and Mid Sussex CCG. GP practices are actively discussing within their localities how they can work together to streamline and join up services and also how they may be integrated with community health services, and where appropriate social care services, to develop new care pathways within localities.

This may mean that models for the delivery of care services required under national and local contracts and expectations may look different in different areas, dependent on the local circumstances. There are however emerging evidence bases from the national vanguard sites which the CCG and local practices are reviewing actively and will build into planning. Members may wish to contact their CCG who will be able to advise them of the work progressing in their local area.

The issue of workforce, including GPs, is central to these CCG and GP practice emerging models and plans. It is clear that working in a different way and transforming traditional models of care will need the development of a more flexible workforce with different medical and nursing practitioners to support the demand on GPs. The CCGs are committed to making this happen and are working with a range of stakeholders, including the HWB and through the Better Care Fund and Joint commissioning arrangements. An example is the work the Crawley and Horsham and Mid Sussex CCGs are doing with Health Education England, where funding has been secured to support primary care workforce tutors that are proactively developing the training and education plans that will support the development of a multi-specialty workforce.

- (c) There are a number of ways that the County Council can support the CCGs and these include:
- Senior managers from Adults' Services are working with the CCGs to transform traditional health and social care services to provide a more integrated and joined up approach for the delivery of health and social care across communities that may lead to the more efficient and effective use of all health and social care resources.

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- The Director of Infrastructure and Strategy within the Residents' Services Directorate is developing a map of the demand and supply of local health, community and social care resources to develop local 'Growth Plans' to ensure that those resources are targeted or resources developed in areas where demand is greatest. Where these growth plans identify locations of potential need for GP surgeries, this will be highlighted to CCGs, who can use this information with their own local knowledge to discuss the potential health care workforce requirements with NHSE and other appropriate bodies and stakeholders.
  - The HWB has workforce as one of its three key priority work streams for 2015/16 and is working with a range of partners and stakeholders to develop a strategy for workforce development in West Sussex.
- (d) CCGs have regular discussions with local councillors and county councillors as well as MPs around their plans for transformation and the resources, including workforce, that are required to develop this. It is through these discussions that the Secretary of State may be aware of the local plans for transformation and the workforce implications that may have. In addition the CCGs have formal links, through their planning and monitoring relationship with Regional NHS Boards, to NHS England National Board and through that to the Secretary of State.

### 2. Written question from **Mrs Millson** for reply by the **Cabinet Member for Highways and Transport**

#### Question

Noting the recent announcement of a policy change regarding the subsidised provision of white posts in urban grass verges, can the Cabinet Member please tell the Council:

- (a) When the original policy came into being and how much money the Council has spent on subsidising these posts in that time?
- (b) Bearing in mind that the average life span of these posts is limited, and that they do not seem to age gracefully (due to damage during verge maintenance, traffic incidents, and discolouration by weather and the growth of algae and moss), does he have a plan for their future removal?

#### Answer

- (a) As part of an initiative to discourage residents placing large stones or logs on the highway the County Council's Community and Development Team introduced a policy of subsidising verge markers in 2011. The initiative was intended to contribute to a uniform approach to street scene across the county.

Since the launch of the verge marker scheme it is estimated that around 3,000 verge marker posts have been provided by the service at a gross cost of £108,000. Taking into account customer contributions of £10 per marker post reduces this to a net cost of £78,000, which equates to an

average annual cost of approximately £19,500 over the four-year period.

This breaks down as follows:

- Labour to install the posts, provided by the Community Support Team gangs at an average estimated cost of £9,000.
  - Officer time within highways - resource dedicated to taking payments and providing underground apparatus drawings. Average estimated cost of £4,500.
  - Cost of posts at £18 each, equating to £13,500 per annum.
  - Income from the £10 charge to customers, equating to an average £7,500 per annum.
- (b) During the 2014/15 financial year, West Sussex Highways received 42 enquiries regarding damaged verge marker posts of which 14 were from customers with posts. West Sussex Highways will continue to ensure verges are maintained within the County Council's Safety Policy. Should customers complain about damaged verge markers, officers will investigate and take appropriate action as necessary. There are no plans for wholesale removal of damaged posts.

The Cabinet Member is mindful that Mrs Millson wrote to him on 16 October to request information on the provision of the verge marker scheme and apologises that a response has not yet been provided. A response to the correspondence will be provided shortly and a formal decision to withdraw the subsidisation of verge markers will be considered by the Cabinet Member imminently.

**3. Written question from Mr S J Oakley for reply by the Cabinet Member for Highways and Transport**

**Question**

As part of Chichester District Council Application No. 00/01073/FUL, £25,000 was obtained via Covenant with both the County and District Councils as part of the accompanying Section 106 Agreement toward the provision of a bus shelter<sup>1</sup>. The funds were paid to the District Council in two tranches in 2001 and 2008. Apparently it was not until 2013 (after the 5 year hand back point) that the County Council commenced work on the process toward providing the shelter<sup>2</sup>.

- (a) Could it be explained why no shelter was provided within the 5 year agreement period, resulting in this £25,000 S106 contribution, potentially with interest, being handed back to the developer?<sup>3</sup> This is not the first time that the County Council has been involved in processes resulting in handing back S106 monies in Chichester<sup>4</sup>.
- (b) Are any other S106 contributions associated with County Council requirements being held beyond their "hand back" date and if so what are they?

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- (c) Noting that it takes a considerable length of time to identify, process and execute projects and the value of any S106 funds are continually eroded by building cost inflation, are any received S106 contributions associated with County Council requirements within 2 years of their 'hand back' date with no current expenditure plan? If so what is the total value of these funds?

### Notes:

1. S106 Agreement Clause 6, dated 6 September 2001. Note also Clause 2.3.
2. Chichester District Council (CDC) Corporate Governance and Audit (CGA) Committee reports: 28 June 2012 Item 8 App 4 p1; 27 June 2013 Item 12 App 4 p4; 26 June 2014 Item 12 App 4 p5; 30 June 2015 Item 12 App 4 p5.
3. CDC 24 Nov 2015 CGA Committee report Item 12 para 5.4.
4. CDC Overview and Scrutiny Committee report 1 July 2011 Para 4.3 & 5 – Canal Basin.

### Answer

- (a) Although the County Council was a signatory to the S106 legal agreement (dated 6 September 2001), the County Council's database records that the £25,000 transport contribution was to be paid direct to the District Council because that authority was responsible for the delivery of the infrastructure. Accordingly, the contribution was not identified in the County Council's contributions database as being money that the County Council expected to receive or that it had a responsibility to deliver the bus shelter. The contribution was paid in two stages to the District Council; in 2001 and 2008. The second payment in 2008 triggered the five-year expiry period which ended on 29 January 2013.

The County Council's records indicate that the District Council first approached the County Council for technical support in November 2011; this was over three and half years after the second payment had been received by the District Council.

In summary, it was the District Council's responsibility to provide the bus shelter within the five-year period to 29 January 2013. The County Council's role was solely to provide technical support to the District Council. The County Council was not approached by the District Council until November 2011, by which time the District Council only had one year and two months to spend the money before the contribution expired.

- (b) There are no contributions towards County Council infrastructure that have expired and which are being 'held back'.
- (c) There are 24 contributions towards County Council infrastructure, totalling £654,909, that are due to expire by the end of December 2017.

One of the remits of the County Council's S106 Liaison Group is to monitor contributions to ensure they are spent before they expire. In many cases,

plans are already being progressed to spend contributions that are nearing their expiry dates, for example, on schemes in the draft highways Integrated Works Programme for 2016/17. Where plans are not yet in place, the relevant services are preparing plans to spend the funds before they expire. Progress on the preparation of plans to spend the contributions is being reported to, and monitored by, the S106 Liaison Group monthly.

### **Supplementary Question**

Does the Cabinet Member consider he has now or will have in the future the capacity to ensure all highways and transport-related S106 monies, be they in county or district and borough hands, are spent expeditiously before developers could ask for them back, noting the potential five-year break point in 10-year agreements, and that the response notes that £650,000 in S106 monies has been held by the County Council for up to eight years?

### **Supplementary Answer**

There are no County-held S106 monies that have expired or are being held back. There is a S106 liaison group monitoring contributions and I can assure members that the Council will try to ensure that monies are not given back where schemes are in the County's control to deliver.

## **Minutes: Item 2 – Appendix 3**

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### **Agenda Item No. 9(b) - Cabinet Member Question Time**

Members asked questions of the Cabinet Members and Leader (in respect of the Economy portfolio) as set out below. In instances where a Cabinet Member or Leader undertook to take follow-up action, this is also noted below.

#### **Start of Life**

##### **Cabinet Member for Children – Start of Life**

The Cabinet Member answered questions on the following matters.

Paragraph 1, Ofsted Single Inspection Framework, from Mr Cloake.

The Cabinet Member placed on record his thanks to the excellent work of the Children's Services management team and staff during the four-week inspection.

Paragraph 2, Democracy Day 2015, from Ms James.

##### **Cabinet Member for Education and Skills**

The Cabinet Member answered questions on the following matters.

Paragraph 7, Future organisation of education across the 'STARS' Area Schools (Amberley, Ashington, Storrington, Thakeham, St Marys (Washington), and West Chiltington First Schools, Rydon Community College) as well as the implications for Steyning Grammar School, from Mr Circus.

Paragraph 8, South East Intermediate Apprentice of the Year, from Mrs Dunton.

Preventing teachers being bullied, from Mr Glennon.

'WorthLess' campaign by West Sussex schools for fairer funding, by Mrs Mullins.

Bohunt school and statemented children, from Mr R Rogers.

In relation to a claim from Mr Rogers that the Bohunt School in Worthing was not taking any statemented children as they only had SEN support one day a week, the Cabinet Member said he was aware of the situation and that officers would look into the matter and a response would be sent to Mr Rogers in due course.

#### **Later Life**

##### **Cabinet Member for Adult Social Care and Health**

The Cabinet Member answered questions on the following matters.

Paragraph 13, Launch of the Haven Day Centre (Henfield), from Mrs Jupp.

In response to a request as to whether the business plan for the community hub could be made available to members, the Cabinet Member said he would see if it was possible to share it with members.

Future of Adult Social Care, from Mr Tyler and Dr Walsh.

### **Stronger Communities**

#### **Cabinet Member for Highways and Transport**

Paragraph 17, Future of the 3in1 Card, from Dr Dennis, Mr Quinn and Mr Tyler.

In response to a question from Dr Walsh about campaigning by the anti-A27 Arundel and Chichester bypass campaigns and what the County Council was doing to make clear the environmental, economic and other benefits of proceeding as quickly as possible with upgrading the missing sections of the A27 to proper dual carriageway standard, the Cabinet Member reminded members that it was a Highways England consultation but said he would ask officers if there was anything more that the County Council could do.

Paragraph 18, A27 Update, from Mr S J Oakley and Dr Walsh.

Highways Traffic Regulation Order prioritising programme, from Mr Wickremaratchi.

#### **Cabinet Member for Community Wellbeing**

The Cabinet Member answered questions on the following matters:

Paragraph 21, West Sussex Health and Social Care systems: Winter Resilience, from Mrs Jones and Dr Walsh.

Earnley Concourse and asylum applicants, from Mr Smith.

In relation to a question from Mr Smith about how the Council would provide reassurance to Earnley's residents to address their fears about the plans for up to 200 asylum applicants to be housed at Earnley Concourse and how the Council would act to ensure the community remain safe, given that the Concourse was an unsecured establishment, the Cabinet Member said it was a Home Office proposal but she would keep members informed when further information was available.

#### **Cabinet Member for Residents' Services**

The Cabinet Member answered questions on the following matters.

Paragraph 22, Broadband Summit, from Mr Watson.

Refurbishment of Crawley Fire Station, from Mr Crow, Mr Lamb and Mr M G Jones.

### **Effective Council**

#### **Cabinet Member for Corporate Relations**

The Cabinet Member answered questions on paragraph 26, Business Disability Forum - Disability Smart Awards, from Mrs Evans.

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### **Cabinet Member for Finance**

The Cabinet Member answered questions on the following matters.

Paragraph 29, West Sussex Pension Fund Annual Report 2014/15, from Mr Bradbury.

Escalating costs of keeping children safe, from Mrs Millson.

### **Agenda Item No. 9(c) - Leader's Question Time**

The Leader answered questions from members on the following matters.

Paragraph 2, Devolution/LGA Conference, from Mr Glennon.

Paragraph 3, Syrian Vulnerable Persons Relocation Scheme, from Ms James.

Paragraph 4, Flood Resilient Communities Conference, from Mrs Urquhart.

Future of Horsham Cricket Festival, from Mrs Millson.

In response to a question from Mrs Millson about the decision by the Sussex County Cricket Club to axe the Horsham Cricket Festival and whether there was anything the County Council could do to help the economy of Horsham as a town by trying to resuscitate the festival in future years, the Leader said she would see what could be done.

Performance targets for Children – Start of Life, from Mrs Mullins.

EU funding, from Mr S J Oakley.

In response to a question from Mr Oakley about whether it would be more cost effective for the County if the funds it were chasing from the EU, which had originally come from UK tax payers, did not have to go through that bureaucracy's inefficient handing systems, noting the Council's current bid for an EU funding post to the West Sussex Business Rate Pool, the Leader said she would respond to Mr Oakley.