

# Public Document Pack



**Helen Barrington**

Director of Legal and Democratic Services

County Hall

Matlock

Derbyshire

DE4 3AG

Email:

[democratic.services@derbyshire.gov.uk](mailto:democratic.services@derbyshire.gov.uk)

Direct Dial: 01629 539035

Ask for: Alec Dubberley, Head of Democratic and Registration Services

PUBLIC

To: Members of Council

Tuesday, 22 November 2022

Dear Councillor,

You are hereby summoned to attend a meeting of **Council** to be held at **2.00 pm** on **Wednesday, 30 November 2022** in the Council Chamber, County Hall, Matlock, the agenda for which is set out below.

Yours faithfully,

A handwritten signature in black ink that reads 'Helen E. Barrington'.

**Helen Barrington**

**Director of Legal and Democratic Services**

## **AGENDA**

1. Apologies for absence  
To receive apologies for absence (if any)
2. Declarations of interest  
To receive declarations of interest (if any)
3. Chairman's announcements

4. Minutes (Pages 1 - 46)  
  
To confirm the minutes of the meetings of the Council held on 13 July 2022, 14 September 2022 (re-convened on 2 November 2022) and the extraordinary meeting held on 2 November 2022.
5. Report of the Leader of the Council and Members' questions  
  
To consider the report of the Council Leader and Members' questions on the report
6. Public questions (Pages 47 - 48)  
  
To consider public questions (if any)
7. Petitions  
  
To receive petitions (if any)
8. Derbyshire Youth Justice Plan 2022-2023 (Pages 49 - 120)
9. Performance Monitoring and Budget Monitoring/Forecast Outturn 2022-23 as at Quarter 1 (30 June 2022) (Pages 121 - 252)
10. Capital Budget Monitoring and Forecast as at Quarter 1 (30 June 2022) (Pages 253 - 264)
11. Minor Change to the Constitution: Amendment to the Powers Delegated to the Director of Public Health (Pages 265 - 274)
12. Update to the Constitution: Amendment to the Cabinet Procedure Rules (Pages 275 - 280)
13. Changes to Political Balance and Committee Membership (Pages 281 - 286)
14. Appointment of members to the Independent Remuneration Panel (Pages 287 - 292)
15. Decisions taken as a matter of Urgency and Key Decisions and Special Urgency (Pages 293 - 304)
16. Elected Member questions (Pages 305 - 308)  
  
To consider questions submitted by Elected Members
17. Notice of Motion (Pages 309 - 310)

PUBLIC

**MINUTES** of a meeting of **COUNCIL** held on Wednesday, 13 July 2022 at Council Chamber, County Hall, Matlock.

## **PRESENT**

Councillor D Wilson (in the Chair)

Councillors D Allen, R Ashton, K S Athwal, N Atkin, J Barron, S Bull, S Burfoot, A Clarke, D Collins, C Cupit, C Dale, J Dixon, R Flatley, M Ford, E Fordham, M Foster, R George, A Gibson, K Gillott, D Greenhalgh, C Hart, A Hayes, G Hickton, N Hoy, R Iliffe, J Innes, T Kemp, T King, G Kinsella, B Lewis, W Major, R Mihaly, P Moss, D Muller, D Murphy, G Musson, J Nelson, P Niblock, R Parkinson, J Patten, L Ramsey, C Renwick, P Rose, J Siddle, P Smith, S Spencer, A Sutton, S Swann, D Taylor, B Woods, J Woolley and M Yates.

Apologies for absence were submitted for Councillor T Ainsworth, B Bingham, A Dale, A Foster, N Gourlay, A Griffiths, L Grooby, S Hobson, R Redfern, A Stevenson and J Wharmby.

Officers present: Emma Alexander (Managing Director), Joe O'Sullivan (Executive Director - Corporate Services and Transformation), Helen Jones (Executive Director - Adult Social Care and Health), Carol Cammiss (Executive Director - Children's Services), Helen Barrington (Director - Legal and Democratic Services), Alec Dubberley (Head of Democratic and Registration Services), Peter Handford (Director Of Finance & Ict), Emma Crapper (Director - Organisation, Development & Policy) and Dean Wallace (Director - Public Health).

### **55/22 APOLOGIES FOR ABSENCE**

Apologies were received from Councillors Ainsworth, Bingham, A Dale, A Foster, Griffiths, Gourlay, Grooby, Hobson, Redfern, Stevenson and Wharmby.

### **56/22 DECLARATIONS OF INTEREST**

None received.

### **57/22 CHAIRMAN'S ANNOUNCEMENTS**

The Chairman was delighted to announce that former Councillor Judith Twigg had been awarded an MBE in the Queen's birthday honours.

The Chairman reported that Derbyshire had won 3 of the top prizes for schools catering at the recently held LACA awards and this included a

very special outstanding achievement award for Kate Evans, the Council's Head of Catering Services. The Chairman conveyed congratulations to Kate and the entire team.

**58/22 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETINGS HELD ON 25 MAY 2022**

On the motion of the Chairman, duly seconded, it was

**RESOLVED:**

That the minutes of the meetings of the Council held on 25 May 2022 be confirmed as a correct record.

**59/22 REPORT OF THE LEADER OF THE COUNCIL AND MEMBERS' QUESTIONS**

The Leader of the Council conveyed his congratulations to Kate Evans and her team who had won the award and on behalf of the Council thanked the team and Kate for this fabulous achievement.

He also acknowledged the wonderful news that ex County Councillor Judith Twigg had received an MBE, a very well-deserved recognition of her diligence and hard work she has put in over many years in the community.

Finally, the Leader reported that this would be Dean Wallace, the current Director of Public Health's last Full Council meeting and he gave Mr Wallace the opportunity to deliver a farewell message to which Mr Wallace responded accordingly.

**60/22 PUBLIC QUESTIONS**

**Question from David Ingham to Councillor S Spencer, Cabinet Member for Corporate Services and Budget.**

"At Full Council in December 2021 I raised a query associated to a disciplinary FOI and three officer complaints. On 12th May 2022 a Decision Notice regarding DCC was issued, published by ICO on their website. Following the Centralisation of HR and record archiving, obtaining disciplinary case numbers and decision statistics for even a 12-month period now takes longer than 18hours to process. Consequently, the Council chose to apply an exemption based on time factor meaning no response had to be provided. Even if ICO acknowledges a requester's view information sought is in the public interest, as was in this case, the exemption can still be relied upon. The



Decision Notice clearly illustrates the hidden cost of having to respond to officer/member internal questions that necessitate the access of archived data/council systems. As a publicly declared transparent Council how can system cost/time access issues be addressed/FOI barriers reduced?"

Councillor Spencer responded as follows:

"We have had numerous lines of correspondence over the months, Mr Ingham, as you are fully aware on various issues of transparency, openness and making sure that the information you have requested has been made available to you. We endeavour to do that as a Council. We endeavour to be transparent, open, and address the issues of transparency and openness in everything we do.

I just need to refer you to the IOC's decision notice, Mr Ingham. I am going to read a little bit from that. It says, "Picking up on the highlighted points raised by Mr Ingham it is correct that the ICO acknowledged the requester's view that disclosure of information is in the public interest with regards to the Council's accountability and transparency obligations" but the ICO also pointed out that under section 12 of the FOIA "it is not subject to the public interest test." In other words, the element that you referred to does not come under that test.

That was declared by the office themselves. We do endeavour, and we will continue to endeavour, Mr Ingham, to keep you informed as best we can, behave in a transparent and open fashion, and that will be the position this Council takes in all other issues. We have supplied you, as you are fully aware, with the details and the numbers with regard to the FOI request and other requests made of this Council in a substantial way. I hope that answers your question."

Mr Ingham asked the following supplementary question:

"So, arising out of my original question I am just asking Councillor Spencer to agree, to regard today as a watershed moment really and the need for Cabinet and senior officers to recognise a real need for greater awareness and change of approach regarding systems.

To help illustrate the point I make I have recently raised associated Freedom of Information Requests with six other Unitary and County Councils to ensure all my questions at Council meetings, including today, continue to be underpinned by factual evidence. I don't propose to name those Councils. I will let Councillor Spencer know who those Councils are directly and I will also let members of the Minority Groups know as well for transparency for my sake. Obviously, all those Freedom

of Information requests that have been made will also be publicly available on their own disclosure logs at each of those particular Councils.

I asked the Councils in question to provide basic disciplinary statistics for 2019. All have responded bar one to-date and the other five have all provided their reportable data. A similar Freedom of Information request would not generate data from this Council as officers can choose to rely on an exemption as it apparently takes 40-50 minutes to check each file/record for accuracy and in turn would therefore take longer than 18 hours to do so and cost more than £450 to respond to in comparison with one Council who freely informed me that the cost of processing my request for 2019 disciplinary data was a mere £12.50, and you did hear me correctly, £12.50.

I also asked these Councils how many Freedom of Information and Environmental Information Regulation requests they had received between July and December 2021 and how many they had applied an 18-hour exemption to? Again, all have responded bar one to-date and the other five have all been in a position to provide available data for the full requested six months.

The same question was put to this Authority. Even though the information is stored within the Council's electronic data management system it would apparently take over 29 hours to obtain and provide an answer to the same question regarding 18-hour exemptions, a cost in the order of £725.

Consequently, I was advised by officers within this Council, somewhat ironically, that they would be applying an 18-hour exemption and not responding to that request for data on 18-hour exemptions.

I appreciate the additional context incorporated within the supplementary will be new information to you, Councillor Spencer, and my question is not directed at you but via you, but I hope it helps you clearly understand why I am pressing for the need for significant change and why these key matters require addressing as a matter of priority with senior officers in order to ensure that this Authority is more open, is more transparent, and is more resilient to scrutiny in the true sense of the meaning."

Councillor Spencer responded to the supplementary question as follows:

"I can't possibly comment on the practices of other Authorities and this information is the first time I have heard of it today but I would not comment on how other Authorities carry out their business anyway. I will say this, Mr Ingham: I refute the suggestion that this Authority is not open and transparent."

(Mr Ingham clarified that he said more open and transparent)

“Absolutely. I have no problem whatsoever in suggesting to you we endeavour to be as open and transparent as we possibly can and the ICO has already pointed out there are no questions to answer in our policies and procedures that take place at this moment in time, as I have read out in the extract. I did ask officers to review the full document when it was returned to us from the ICO which they have done. I will say this to you now, Mr Ingham: I refute any suggestion that we are not open and transparent. I am sure there are always things we can do to improve that process and your points are noted so thank you for the question.”

**61/22**     **PETITIONS**

None received.

**62/22**     **DERBYSHIRE COUNTY COUNCIL'S SENIOR OFFICER  
ACCOUNTABILITY FRAMEWORK**

The Managing Director introduced a report, which had been circulated in advance of the meeting, that requested that the Council note the work undertaken and the conclusion of the senior officer accountability framework review.

On the motion of Councillor B Lewis, duly seconded it was

**RESOLVED:**

To note the conclusion to the senior pay and grading review and the adoption of the senior accountability framework.

**63/22**     **UPDATE ON THE COUNCIL'S PAY POLICY STATEMENT**

The Director of Organisation, Development and Policy introduced a report, which had been circulated in advance of the meeting, that sought approval to amend the Council's Pay policy Statement to remove limitations that prevented the Council from making recruitment and retention payments outside those covered in the existing Market Supplement Policy.

On the motion of Councillor B Lewis, duly seconded it was

**RESOLVED to agree:**

- 1) To update the Council Pay Policy Statement as outlined in

Appendix 2 to the report; and

- 2) That a salary within the range set out in Table 1 of the approved Pay Policy Statement, subject to any in-year JNC pay award, for Chief Officer posts where the salary range exceeds £100k be approved and can be offered in respect of any new appointments during the year.

**64/22**      **DECISIONS TAKEN AS A MATTER OF URGENCY AND KEY DECISIONS AND SPECIAL URGENCY**

The Director of Legal and Democratic Services introduced a report, which had been circulated in advance of the meeting, that reported in accordance with the provisions of the Constitution, the executive decisions that had been taken as a matter of urgency where 28 days' notice of the decision could not be given and call-in had been waived.

On the motion of Councillor B Lewis, duly seconded, it was

**RESOLVED to note:**

- 1) The key decisions taken where special urgency provisions were agreed as detailed in Appendix 2 to the report; and
- 2) The urgent decisions taken where the call-in procedure was waived under the Improvement and Scrutiny Procedure Rules as detailed in Appendix 3 to the report.

**65/22**      **ELECTED MEMBER QUESTIONS**

**1. Question from Councillor G Kinsella to Councillor K Athwal, Cabinet Member for Highways, Assets and Transport**

“Will the Council explore implementing concessionary travel for refugees, including all refugees on means tested benefit and all asylum seekers?”

**Response:**

“Colleagues in the Local Bus Team are working to progress the development of a Concessionary Travel Card Scheme for Ukrainian refugees similar to the Derbyshire Gold Card. This is being developed alongside Nottinghamshire County Council. Work on the criteria and processes for applications is progressing and the scheme will be launched once the work by Nottinghamshire and our officers is complete later this summer.

Unfortunately, other refugees or asylum seekers cannot be included in this scheme at this time.”

**Supplementary question:**

“Just so I understand did you say the scheme was looking to be completed and developed this summer? I may have misunderstood that. Secondly - I welcome the fact that refugees will be involved in that Concessionary Travel Scheme - but if you just explain to me the issue around the exclusion of asylum seekers?”

**Response:**

“Yes, this summer we are looking to implement that.

As regards the exclusion of other refugees and asylum seekers, the English National Concessionary Travel Scheme is governed by legislation which limits the scheme to people over 65 years of age and also disability. Any other concessionary travel initiative therefore must be developed as a stand-alone scheme and separately funded.

As you are probably aware, that is really why we can't do the scheme that you allude to but you are probably aware that this administration already has a commitment as part of its manifesto pledge to introduce a companion bus pass for people accompanying travellers with disabilities. This scheme is being developed and will be introduced in 2023-24.”

**2. Question from Councillor G Kinsella to Councillor B Lewis, Cabinet Member for Strategic Leadership, Culture, Tourism and Climate Change**

“Following approval of the Single Use Plastic Policy in October 2021 how many of the actions, set out in the associated Action Plan have been completed?”

**Response:**

“In terms of the history of the single use issue of plastics in this organisation it almost goes back, or just before actually the Climate Change and Carbon Reduction manifesto that we started talking about way back in early 2019. It was in fact Councillor Martyn Ford who raised it in this very Chamber as an issue that we could get a quick win on if we eliminated single use plastics within the building and that is kind of how we got going with that.

If everybody remembers, those of us who were here back then, we had a number of coffee machines dotted around public areas in the building which themselves used plastic capsule type things to dish out coffee. I have to say the coffee was absolutely awful, perhaps the worst coffee I have ever tasted, so good riddance to those machines that they actually went. They were also single use plastic cups as in the ones, the paper cups but with plastic liners in them that we are all familiar with, plastic stirrers, there were plastic drinking glasses, everywhere the water machines all over the place and we very quickly eliminated those from the buildings by switching to crockery and various other forms of proper knives and forks. Plastic knives and forks disappeared more or less overnight. That is the very early history of it so we made fundamental shifts in our behaviour very quickly very early on in that process.

The policy itself was approved by Cabinet on the 14 October 2021. It took a while and I will explain why.

Through the implementation of that policy the Council acts to remove the use of single use plastics from its operations and its services and, where practical, to reduce the use of single use plastics where its use cannot be avoided.”

A typical example of that, of course, would be the recent pandemic and things like the gowns that had to be worn by care workers going into homes, care homes and so forth and face masks, all those sorts of things that we became relatively familiar with.

Since the adoption of the single use policy a cross-departmental team of officers have been preparing an action plan. The action plan focuses on single use plastic, use and reduction, and has been presented to the Corporate Management Team here for endorsement on the 26 July 2022. Whilst it may seem like it is a long time since development of the plan to where we are now, we have already done a lot to remove it from Council buildings where possible. I will touch on a few more of those actions shortly.

In addition to the development of the SUP policy and action plan the following progress can be reported. So, in Procurement the Council’s sustainable procurement policy, which was approved only a number of weeks ago in June, provides a wide-reaching approach for the Council to achieve the best commercial outcome and value for money from its procurement activities whilst delivering environmental, social and economic benefits. Seeking to minimise and eliminate the use of single use plastics is included within that sustainable procurement policy and as a specific policy commitment implementation of office sustainable procurement policy across the Council supports and facilitates the

delivery of the Single Use Plastics policy.

So, following that launch of the Derbyshire Climate and Carbon Reduction manifesto in May 2019 the Council took steps to replace all the crockery, as I have already said. There are good examples of departments and services taking steps to replace the use of plastics with sustainable alternatives such as children's services; sourcing and procurement; procuring staff lanyards made of bamboo rather than nylon. Other services are taking steps to support the circular economy and the re-use of waste plastics such as through the procurement of pavement kerbstones made from recycled plastics. Single use plastics will gradually be replaced by sustainable and suitable alternatives with a roll-out of information and advice across the Council to be included as part of the action plan implementation.

We have spent over £300m a year in procurement within the organisation. It is a large organisation. Lots of procurement, lots of contracts out there and it does take time to embed some of these policies.

In terms of engagement, we have met with community representatives in a working group on a number of occasions to explore how the use of single use plastics can be reduced more widely across the county and representatives on this informal group are from Plastic Free Chesterfield and Surfers Against Sewage, for example, and various transition and other environmental community groups.

I hope that explains we have already done a lot. We know there is a lot more to do but we are keen to try and eliminate it wherever possible from everything we do within the organisation.”

**Supplementary question:**

“From my understanding of the answer, no action plan following a year since the Single Use Plastic policy has been introduced. I acknowledge that some work has been done but it is disappointing to find out that the action plan is yet to be approved a year after the policy has been approved.

I suppose my follow-up question, and this question has come from a constituent who works in a school, she pointed out to me that hundreds of plastic bottles are being used daily in her school, water bottles handed out to children. When will that specific practice stop?”

**Response:**

"I don't know how I can say this again without going through the whole thing. You are clearly not listening. We have done a lot to eliminate and we did right from Day 1.

As for the issue of schools, other than through our own services that we provide through the Catering Service the schools will be responsible for their own plastics and elimination of those processes."

3. Question from Councillor S Burfoot to Councillor K Athwal, Cabinet Member for Highways, Assets and Transport

"When will we as Members be informed as to the location of the two trial 20mph zones promised by this administration?"

**Response:**

"I know you have asked this question on a number of occasions. You are very keen on this and you have also dropped me emails etc but to update you officers are carrying out an exercise to evaluate in which of our larger market towns it would be best to locate these trials. This will be done based on a range of criteria including the potential to make an impact to casualty reduction and air quality. We are also keen to ensure the cooperation of the relevant local authorities to work with this Authority on this scheme. As soon as we have completed these discussions, we will bring forward a decision for Cabinet to confirm the preferred locations and to agree a process for implementation.

Our aim is to identify details of these towns before the year end."

**Supplementary question:**

"Obviously I am disappointed to hear that no decisions have still been made. I am pleased you are saying by the end of the year. I will wait with anticipation as to where they are. I will put a plug in again for the one that I think is absolutely ideal and that is the rat run from Willersley Lane through Starkholmes to Matlock Green. I would imagine this satisfies any criteria that you could possibly come up with given its variable width; the bends; the gradients, all sorts of other problems on that road. This is an ideal proposal. Since the building of Sainsburys in Matlock it immediately became a rat run. Everybody in that area knows that.

May I ask therefore can this be considered as a serious proposal? Will Councillor Athwal take this to the Highways officers and put it to them as a serious proposal for one of these 20 mph zones?"



**Response:**

“I am sure you will be aware in Matlock itself there is already a 20 mph speed limit on the A615 which runs through Matlock town centre itself, but going on to your request if the rat run is on Starkholmes area, Willersley Lane etc, yes they will be considered but as I alluded to earlier we are looking at larger market towns at this stage so I can’t promise you that, I can’t promise which towns it will be in but they will look at your suggestion.”

**4. Question from Councillor E Fordham to Councillor N Hoy, Cabinet Member for Adult Care**

“Will the Cabinet Member provide an update on the progress of the transfer of residents from closed care homes to their new home?”

**Response:**

“Thank you. To-date we have supported a total of 37 residents to move to new homes of their choice. As a result of the move we now have no residents remaining at The Spinney, Goyt Valley House and Gernon Manor. We continue to work with a further 24 residents residing at Ladycross, Holmlea, East Clune and Beechcroft.”

**Supplementary question:**

“In the debate, I slightly grimly read out the names of the residents who were at risk of being harmed by the decision we were making. Will she join me, and perhaps Councillor Sutton, in sending condolences to the families of residents who have died directly as a result of the move?”

**Response:**

“This is very sad news and my thoughts are with their families. I cannot comment to protect the families and their identities but I can assure members their sad passing has no connection to them moving and it is in the poorest of taste and incorrect for Councillor Fordham to suggest otherwise.”

**5. Question from Councillor E Fordham to Councillor K Athwal, Cabinet Member for Highways, Assets and Transport**

“Would the Cabinet Member note the high quality of the works resurfacing the road from Owler Bar to Millthorpe, how much has it cost, how long these works are expected and how long is it predicted/expected to last as the primary road surface?”

**Response:**

“I think there are actually three questions in one here. The cost, how long the works will take and how long will the improved surface last? I also understand that the area in question is not in Councillor Fordham’s Division and just to correct him it was not resurfacing works but surface dressing that took place.

Now moving on to the answer, Mr Chairman. The cost for surface dressing was £60,000. Work has already been completed and it is expected that it will increase the lifespan of the road surface by some ten years.”

**Supplementary question:**

“My question was in praise of the work surface that has been done. It is a full surfacing, I assure you. It is a work of art and the way in which the gullies have been done is impressive.

My question is specifically would the Cabinet member consider holding meetings with each individual Ward member who have concerns about road surfaces so that quality surfaces such as this could occur in all Wards? It truly is a work of art.”

**Response:**

“I am sure Councillor Fordham will understand that Derbyshire is a very large county with lots of competing priorities. There are 3,500 miles of roads etc, numerous footpaths and the like. There are 64 members within this Authority and for me to get round to each and every member in their Divisions is nigh on impossible but this is why we have officers who do this. More of our members liaise with our officers on a regular basis and I am sure if there is any particular issues in your area they would be happy to look at those.”

**Councillor Fordham withdrew the following three questions:**

“Would the Leader lay out a timetable for the engagement of DCC with the Glover Report and how can Councillors contribute to that debate?”

“Given the debacle of the consultation and engagement with Chesterfield Borough Council and local residents over the East-West cycle route, will the Portfolio Holder share ideas and proposals ahead of funding bids of ways in which cycling in and around the town can be enhanced and encouraged?”

“What plans are there for ensuring that Derbyshire reduces its carbon footprint and its role in achieving climate change through a more responsible approach to minerals extraction and lower levels of concrete production?”

6. Question from Councillor M Yates to Councillor B Lewis, Cabinet Member for Strategic Leadership, Culture, Tourism and Climate Change

“The Fair Tax Mark offers a means for business to demonstrate good tax conduct and has been secured by a wide range of businesses across the UK, including FTSE-listed PLCs, co-operatives, social enterprises and large private businesses. Tax enables us to provide services from education, health and social care, to flood defence, roads, policing and defence. It also helps to counter financial inequalities and rebalance distorted economies.

As recipients of significant public funding, local authorities should take the lead in the promotion of exemplary tax conduct; be that by ensuring contractors are paying their proper share of tax, or by refusing to go along with offshore tax dodging when buying land and property. Where councils hold substantive stakes in private enterprises, influence should be wielded to ensure that such businesses are exemplars of tax transparency and tax avoidance is shunned.

Will Cllr Lewis approve the Councils for Fair Tax Declaration?”

**Response:**

“The response effectively is that we do promote exemplary tax conduct throughout procurement processes which includes grounds for mandatory exclusion of suppliers from procurement activity with the Council for reasons which include non-payment of tax and social security contributions. The mandatory exclusions also include participation in criminal organisation; corruption; fraud; terrorist offences or offences linked to terrorist activities; money laundering or terrorist financing; child labour and other forms of trafficking in human beings.

Suppliers are required to declare any breach in obligation in relation to payment of tax where it has been established, that that organisation by judicial or administrative decision having a final and binding effect in accordance with the legal provisions of any part of the United Kingdom or the legal provisions of the country in which the organisation is established, if it is outside of the UK, that the organisation is in breach of obligations related to the payment of tax or social security contributions.

The Council reserves the right to use its discretion to exclude a potential supplier where it can demonstrate by appropriate means that the potential supplier is in breach of its obligations relating to the non-payment of taxes or social security contributions.

HMRC regularly checks on tax compliance within the Council and is happy with our measures in place to the extent that it considers the Council low risk so I don't think there is any need for further measures at this point."

**Supplementary question:**

"So what you are saying then is you are not going to approve the Council for a fair tax declaration and Derbyshire is not going to lead by example and demonstrate good practice in our tax conduct right across our activities? You say you are not going to approve the Council for fair tax declaration. Is that correct?"

**Response:**

"There are 23 Councils we know are out there that have signed up to this. That is entirely up to them. As I have just explained the frameworks we have in place are more than adequate and sensible."

**7. Question from Councillor R George to Councillor K Athwal, Cabinet Member for Highways, Assets and Transport**

"What is the County Council doing to assist communities in High Peak and other areas affected by cuts to bus services?"

**Response:**

"Bus services as we know in England have declined since the 1950s, the only exception being London, and now Covid has had a huge impact on public transport both nationally and locally, Mr Chairman, with passenger numbers not yet reaching pre-pandemic levels impacting the commercial viability of some services.

Government subsidies which have been supporting the sector through Covid are due to end in September and in this context the County Council is aware of recent proposals from bus operators to reduce or withdraw services in parts of the county, including High Peak. We fully understand the issues that this will create for many residents who rely on public transport to access work, school, or visit friends and family. We have been working very hard with operators to understand what can be done to avoid this position.

We have recently only last week taken the decision to support the retention of the Transpeak 2 service for a limited period which will avoid a negative impact on both local communities through Derbyshire and will support many thousands of journeys. This decision was taken after detailed negotiations by our bus team. Ms Brailsford is here and I commend her and her team for all the work you have done on this. This support is for a limited period to enable the operator to explore further options.

In addition over the last year we have been working in partnership with local bus operators with the Department of Transport in developing our Bus Service Improvement bid. We are awaiting final confirmation of our recent bid from the Department for Transport where we have been successful in securing £47m, Mr Chairman, one of the highest in the country for investment in our local bus network. This will provide the basis for services to operate in a more commercially viable way by increasing passenger numbers in Derbyshire.”

**Supplementary question:**

“I am very glad to hear that the Council has been in discussions with bus operators, as is obviously the case, and that Transpeak 2 has had some success in continuing those services from Matlock through to Derby, but we have seen considerable cuts to services in High Peak. I understand that the Bus Service Improvement Plan proposals are around the infrastructure rather than the actual services and the cost of them, so I would repeat the question about buses specifically in High Peak to see what can be done to those services which have continued to reduce and did further reduce again this week.”

**Response:**

“I have already said we share your concerns. Our Local Bus Team is doing everything possible to try and maintain our services for all of us across Derbyshire. We have schemes like Demand Responsive Transport and various other things happening. We are just at this moment in time waiting for the actual bus services’ bid and the amount coming through. From there the officers will analyse how best we can support all of our residents across Derbyshire.”

**8. Question from Councillor R George to Councillor K Athwal, Cabinet Member for Highways, Assets and Transport**

“What steps the Council are taking to deal with the backlog of Definitive Map Modification Orders?”

**Response:**

“The Council has a backlog of Definitive Map Modification Orders as we have seen an increase in applications over the last two years. This has been driven by the Deregulation Act 2015 which provided that no claims based solely on documentary evidence for rights existing before 1949 could be made after 1 January 2026.

I am pleased to say that on 16 February this year Defra announced that the 2026 cut-off date will be repealed. This is likely to lead to a slowing of the number of applications reaching the Council over time. In the meantime to meet the increased demand work is taking place within our Legal Services to improve processes, provide staff with specialist training, and approval is currently being sought for a temporary staff member to assist with processing claims.

Dealing with these DMMOs also creates a workload within the Rights of Way Team and a recent recruitment drive has reduced the number of vacancies within the Team which will give capacity to process the DMMOs much more quickly as well, to deliver many improvements the Rights of Way Team have seen recently.”

As the time was approaching the end of the allocated 30 minute time period for elected member questions, in accordance with Standing Order 11.9, an extension of the time allocation was proposed and this was agreed by the Chairman.

**RESOLVED:**

That under rule 11.9 of the Council Procedure Rules, the time allocation for elected member questions should continue for a period of 15 minutes to enable the remaining two questions to be considered.

**9. Question from Councillor R George to Councillor C Hart, Cabinet Member for Health and Communities**

“What assistance are the County Council offering to communities who are supporting families who have fled Ukraine?”

**Response:**

“I can assure you that we are doing work with communities but going forward we will be looking at developing broader support services and looking at how we work with partners and community groups to extend the support we are currently providing.

What you do have to realise is that this resettlement programme is a massive task for us. We had of course no warning and I hope you will join me in praising our team at DCC on the fantastic way they have sprung into action to welcome our Ukrainian refugees and to settle them with their hosts.

To put the scheme into perspective, since it started we have welcomed over 800 refugees. This is nearly eight times more than the total of refugees we have settled in the last five years. They are spread right across the county and particularly in our rural areas with the higher numbers being in High Peak and Derbyshire Dales.

This is a very different type of resettlement to that which we have previously managed and, of course, we had to put a team together very quickly. We seconded staff from various departments to help move the scheme forward as speedily as possible.

It should also be noted that Derbyshire has the highest number of refugees in the East Midlands. We have taken a partnership approach and a multi-agency Tactical Commissioning Group has been established under the Local Resilience Forum to oversee and support the delivery of the scheme.

The priority, of course, has been establishing the arrival process, which is extensive. Districts and Boroughs have certainly risen to the occasion and they have undertaken accommodation checks. The County Council have been administering the payments to refugees and their hosts, undertaking safeguarding screening and DBS checks. These take time but are essential as with any scheme there are always unscrupulous people trying to take advantage.

In addition to the checks that have been introduced there is now a post-arrival welfare check. This has currently been established and will commence shortly and the County Council will be delivering this again with the support of the District and Borough Councils. A welcome pack has been produced. It is providing information and also signposting relevant services. This is complemented by extensive information and a dedicated page on the Council's website.

The Council's Adult Education Service are providing ESOL, which is English Speakers of Other Languages. These courses are being delivered over the summer and also into September. Host information sessions have been commissioned and all hosts have been invited to attend these. These are being held both virtually and in person. We are also providing advice and support to a high volume of contacts from the hosts and guests.

As said, moving forward we will be looking at working with partners and community groups as well as we can. In fact we have had contact with some of the groups and we are in the process of doing a mapping exercise to see where best we can deliver and what we can deliver into certain areas.

It has been a massive task as I say to respond to this and I think Councillor George, well I hope Councillor George would like to add her thanks to mine for all the sterling work that our officers have done in such a very short space of time, but we have made sure that our visitors know they are welcome and safe in Derbyshire and as I say we will be working far better with the organisations now we have established all the processes of receiving them and getting them into hosts' homes."

**Supplementary question:**

"I welcome the work that has been done by Council officers. They have certainly managed to get the payments to the guests and their hosts very well and also the DBS checks done but once those families have arrived they are really left with their hosts to their own resources and they have been because hosts I am working with are working really hard to try and set up the support they need to enable refugee families to get together, to enable them to have in-person ESOL support and learning and to get the mental health support that they so often need.

I have written to the Council on a number of occasions to set out what local communities are doing and just the very small amount of support that those communities are asking for from the County Council which is being funded quite considerably to support refugees and to ask in what way they are looking to work with the communities who have been doing this now for a couple of months since the first arrivals came through. It is those communities that are asking: "What are the County Council doing to support us?" I am sure they would welcome some assurances that something will be coming through very quickly."

**Response:**

"As I have explained we are doing a mapping exercise. You say it is two months. There is so much being done and the priority was getting them into host situations.

We do appreciate there are groups and organisations and community groups that want to help. I know some of them have set up but of course we can't just take on those groups without some sort of vetting, some sort of communication and that mapping exercise is now starting to



happen.

You have to appreciate that the team we have is quite a small team and it has been a massive job for them. All credit to them, they have been working their socks off to deliver everything. Things are easing off now but we are still receiving so many calls, so many cries for help. We are dealing with it and there is lots of information there for some of those groups but believe me we will be contacting them. As I say we are already doing the mapping exercise. All I can assure you is that we do need their help, they will be very welcome to help us and we will do our best because we want to make these people welcome, make them feel safe, so we are moving on, we are moving as quickly as we can but there is a time limit because of our capacity. I think they have done a wonderful job so far and they will continue to work with our communities.”

**10. Question from Councillor R George to Councillor N Hoy, Cabinet Member for Adult Care**

“What ongoing assessment of places in residential and nursing care homes is being made?”

**Response:**

“It was very difficult to answer this question with such little information provided so I would like to ask Councillor George to email myself and give more clarity and information and she will receive a robust response.”

**Supplementary question:**

“One would have hoped that from such a simple question a simple answer could be brought forward and that the Council was doing some assessment of places in nursing homes and residential homes. I mean I can tell her from the Council’s own website that there are no nursing homes with bed capacity in High Peak at all. Out of the 15 homes listed in High Peak for residential care then ten of them have no vacancies at all, one of them has been closed, that is Goyt Valley House, and there are only four with some restrictions.

I am just quite amazed that the Cabinet Member is not able to see the information on their own website and where I raise concerns about lack of spaces and lack of beds what the County Council are actually doing about this which is their role to ensure that there is social care available for those people in Derbyshire who need it?”

**Response:**

“Perhaps if there was more information, as you have just given us there, we would have been able to answer that with greater detail but as it stands it was a one liner with very little information that left officers scratching their heads, so again I would like to ask Councillor George to email myself and she will receive a robust answer.”

(Councillor D Collins left the meeting at 14.53)

**66/22 NOTICE OF MOTION**

Councillor J Dixon proposed a motion that was duly seconded, in the following terms:

“This Council recognises the cost of living crisis in Derbyshire and that the Council has both a responsibility to Council taxpayers and its staff. This Council calls for a fair pay rise for Council workers, especially those on the lowest pay, to help them cope with rising costs. The financial burden for a pay rise should not fall upon the Council taxpayer or be at the expense of cuts to Council services. Rather, Central Government should fully fund the pay rise. Therefore, this motion calls upon the Leader of the Council to write to Government to ask for additional financial support to fully fund a fair pay rise.”

An amendment to the motion was proposed by Councillor S Spencer, duly seconded, in the following terms:

“That Council recognises the impact of the international and national cost of living crisis on people across Derbyshire and indeed the Authority itself, and that the Council has both a responsibility to local taxpayers and its staff. This Council supports a fair pay rise for Council workers to help them cope with rising costs, especially those on the lowest pay who often undertake essential jobs and whose dedicated contribution during the Covid 19 pandemic cannot be underestimated.

Council, however, also recognises the reality that the financial burden for any public sector pay rise will always fall upon the taxpayer and that no spending decision comes without opportunity to consider cost considerations. Council asks the Leader to write to the Government making the case for additional financial support to fully fund a fair pay rise for our key workers.”

Following debate, the amendment was put to a vote and the Chairman declared that the amendment was CARRIED so the amendment became the substantive motion.

The proposition as amended was put to a named vote and declared to be WON.

**RESOLVED that Council:**

- 1) Recognises the impact of the international and national cost of living crisis on people across Derbyshire and indeed the Authority itself, and that the Council has both a responsibility to local taxpayers and its staff;
- 2) Supports a fair pay rise for Council workers to help them cope with rising costs, especially those on the lowest pay who often undertake essential jobs and whose dedicated contribution during the Covid 19 pandemic cannot be underestimated; and
- 3) Recognises the reality that the financial burden for any public sector pay rise will always fall upon the taxpayer and that no spending decision comes without opportunity to consider cost considerations.

The meeting finished at 3.45 pm

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PUBLIC

**MINUTES** of a meeting of **COUNCIL** held on Wednesday, 14 September 2022 at Council Chamber, County Hall, Matlock.

## **PRESENT**

Councillor T Ainsworth (in the Chair)

Councillors D Allen, R Ashton, K S Athwal, N Atkin, J Barron, B Bingham, S Bull, S Burfoot, A Clarke, C Cupit, A Dale, C Dale, J Dixon, R Flatley, E Fordham, A Foster, M Foster, R George, K Gillott, N Gourlay, C Hart, G Hickton, S Hobson, N Hoy, J Innes, T King, G Kinsella, B Lewis, W Major, R Mihaly, P Moss, D Muller, D Murphy, G Musson, J Nelson, P Niblock, R Parkinson, J Patten, L Ramsey, R Redfern, C Renwick, P Rose, S Spencer, A Stevenson, A Sutton, S Swann, D Wilson, J Woolley and M Yates.

Apologies for absence were submitted for Councillor D Collins, M Ford, A Gibson, D Greenhalgh, L Grooby, A Hayes, R Iliffe, T Kemp, J Siddle, P Smith, D Taylor, J Wharmby and B Woods.

Officers present: Emma Alexander (Managing Director), Helen Barrington (Director - Legal and Democratic Services), Carol Cammiss (Executive Director - Children's Services), Alec Dubberley (Head of Democratic and Registration Services), Peter Handford (Director Of Finance and ICT), Chris Henning (Executive Director - Place), Joe O'Sullivan (Executive Director - Corporate Services and Transformation) and Helen Jones (Executive Director - Adult Social Care and Health).

### **67/22     CHAIRMAN'S ANNOUNCEMENTS**

The Chairman led Council in a minute of silent tribute to Her Late Majesty Queen Elizabeth II.

Under this item, the Chairman moved a motion, which was duly seconded, that:

- 1) The order of business was varied to take the urgent item first; and
- 2) The remaining business, including an appropriate tribute to Councillor Alan Griffiths who had sadly died since the last meeting, was deferred to a later date to be agreed.

### **RESOLVED that:**

- 1) The order of business is varied to take the urgent item first; and

- 2) The remaining business, including an appropriate tribute to Councillor Alan Griffiths who had sadly died since the last meeting, is deferred to a later date to be agreed.

**68/22     URGENT BUSINESS - DEATH OF QUEEN ELIZABETH II**

The Chairman informed Council that as today's agenda was already published at the time of Her Majesty's passing, Members were required to, under Section 100B of the Local Government Act, certify that the following motion is urgent business so that members would be given the opportunity to pay tribute.

The Chairman moved a motion, which was duly seconded, in the following terms:

That on behalf of the residents of Derbyshire, we express our deepest sorrow at the passing of Her Late Majesty, Queen Elizabeth II who served the Nation and Commonwealth with such dedication during her extraordinary reign and extend to His Majesty King Charles III, the Prince of Wales and to the Members of the Royal Family the heartfelt sympathy and sincere condolences of Derbyshire County Council for their loss.

**RESOLVED (unanimously):**

That on behalf of the residents of Derbyshire, we express our deepest sorrow at the passing of Her Late Majesty, Queen Elizabeth II who served the Nation and Commonwealth with such dedication during her extraordinary reign and extend to His Majesty King Charles III, the Prince of Wales and to the Members of the Royal Family the heartfelt sympathy and sincere condolences of Derbyshire County Council for their loss.

The Chairman ADJOURNED the meeting.

The meeting adjourned at 3.06 pm

PUBLIC

**MINUTES** of a meeting of **COUNCIL** held on Wednesday, 2 November 2022 (which was reconvened from 14 September 2022) in the Council Chamber, County Hall, Matlock.

## **PRESENT**

Councillor T Ainsworth (in the Chair)

Councillors D Allen, R Ashton, K S Athwal, N Atkin, J Barron, B Bingham, J Bryan, S Bull, S Burfoot, A Clarke, D Collins, C Cupit, A Dale, C Dale, J Dixon, R Flatley, M Ford, E Fordham, M Foster, R George, A Gibson, K Gillott, N Gourlay, D Greenhalgh, L Grooby, A Hayes, G Hickton, S Hobson, N Hoy, R Iliffe, J Innes, T Kemp, T King, G Kinsella, B Lewis, W Major, R Mihaly, P Moss, D Muller, G Musson, J Nelson, P Niblock, R Parkinson, J Patten, L Ramsey, C Renwick, P Rose, J Siddle, P Smith, S Spencer, A Stevenson, A Sutton, S Swann, D Taylor, J Wharmby, D Wilson, B Woods, J Woolley and M Yates.

Apologies for absence were submitted for Councillor A Foster, C Hart, D Murphy and R Redfern.

Officers present: Emma Alexander (Managing Director), Joe O'Sullivan (Executive Director - Corporate Services and Transformation), Helen Barrington (Director - Legal and Democratic Services), Carol Cammiss (Executive Director - Children's Services), Alec Dubberley (Head of Democratic and Registration Services), Peter Handford (Director Of Finance and ICT), Chris Henning (Executive Director - Place) and Helen Jones (Executive Director - Adult Social Care and Health).

### **69/22     DECLARATIONS OF INTEREST**

None.

### **70/22     CHAIRMAN'S ANNOUNCEMENTS**

The Chairman welcomed Councillor Joel Bryan, the new Member for Long Eaton Division following the recent by election, to his first meeting of the Council.

The Chairman referred Members to the car stickers that had been distributed onto desks in the Chamber. He explained that these were to promote the "Foster for Derbyshire" Campaign being run by Children's Services and asked that they were displayed in the hope of attracting interest.

The Chairman congratulated two members of staff, Jess Jones and Jess

Burke, who were nominated for a national award. On the 27 October Jess Jones won the award for the National Leaving Care Personal Assistant of the Year. Another care leaver, Emily Statham, who is also a member of the Corporate Parenting Board was congratulated for her part in helping to organise and facilitate the national event.

Finally, the Chairman paid tribute to Councillor Alan Griffiths, who sadly passed away in July. Alan was the councillor for Long Eaton Division and a number of Members spoke to share their memories and pay their respects. Council stood for a period of silent reflection.

## **71/22     REPORT OF THE LEADER OF THE COUNCIL AND MEMBERS' QUESTIONS**

The Leader of the Council spoke about the Queen's Green Canopy project, which was to commemorate the Late Queen's Platinum Jubilee. The Council was lucky enough to be asked to "host" a number of trees that were part of the "Tree of Trees" installation outside Buckingham Palace. Each of these was dedicated to one of six local charities or groups which were Alfreton Park School, Buxton Mountain Rescue Team, Derbyshire Children's Homes, Derbyshire Federation of Women's Institutes, the Landmarks College in Eckington and the Royal School for the Deaf in Derby. The trees were planted at the newly dedicated Queen's Memorial Copse at Shipley Country Park at a ceremony in October. Thanks to staff in the Countryside Service for what was a wonderful day attended by members of the Lieutenancy and Colonel Dan Rex the Chief Executive of The Queen's Green Canopy.

The Leader next touched on the cost-of-living crisis being experienced currently, the subject of a Motion later on the agenda, and the support the Council had in place. This involved:

- A £50,000 fund to support initiatives to provide community warm spaces had been established.
- An additional £80,000 had been provided to Locality Health Partnerships to provide cost of living support to people in their local communities.
- £100,000 provided to Marches Energy Advice which is working alongside foodbanks to supports people in crisis with emergency heating measures.
- £100,000 given to Foundation Derbyshire to support the work of foodbanks
- £67,000 to support the work of Citizen's Advice Bureau in providing wrap-around support to people using its services.

Additionally, a bulletin had been issued recently to Councillors detailing



what support measures were in place locally as well as across the County area. There were a large number of local support measures in place such as:

- An additional £42,000 for the Derbyshire Law Centre to support its work with people living in secure housing and £22,000 to support people facing eviction.
- £54,000 to support the Winter Rough Sleeping project coordinated by the Derbyshire Homeless Officers Group
- £20,000 to Royal Action Derbyshire to support its Hardship Fund.

There was also support from, central government including the £400 energy bill discount with an additional £650 for benefit recipients, £300 for pensioner households, £150 for disability benefit recipients, a reduction to National Insurance contributions, and a Council Tax rebate. Energy bill support for businesses was also in place which would provide much needed support.

In response to a question from Councillor Fordham, the Leader agreed to meet him, along with representatives of the Chesterfield Survivors of Bereavement by Suicide, to discuss what further specific support could be provided.

**72/22**      **CREATION OF A TRANSFORMATION AND STRATEGY DIVISION AND RECRUITMENT OF THE DIRECTOR FOR TRANSFORMATION AND STRATEGY**

The Executive Director for Corporate Services and Transformation introduced a report, which had been circulated in advance of the meeting, updating Council on the creation of a Transformation and Strategy division which sought agreement of the salary package for the role of Director of Transformation and Strategy.

On the motion of Councillor S Spencer, duly seconded it was

**RESOLVED:**

To approve the salary package for the role of Director of Transformation and Strategy as Grade 18 and therefore, up to £103,169 per annum.

**73/22**      **PERFORMANCE MONITORING AND REVENUE OUTTURN 2021-22**

The Managing Director introduced a report, which had been circulated in advance of the meeting, presenting Council Plan performance and the Council's final revenue outturn position for 2021-22.

On the motion of Councillor S Spencer, duly seconded it was

**RESOLVED to note:**

- 1) Council Plan performance and the revenue outturn position for 2021-22;
- 2) The position on General and Earmarked Reserves;
- 3) The allocation of underspend amounts and commitments to Portfolios as set out in paragraph 4.41 of the report;
- 4) The release of all the sum of £14.000m held in the earmarked reserve as a contingency against potential funding losses during the Covid-19 recovery period as set out in paragraphs 4.42 of the report;
- 5) The allocation, from the release of earmarked reserves and from underspends, of £10.000m to the Budget Management Earmarked Reserve, £10.000m to a reserve for inflation risks, £5.251m to a reserve for business rates risks and £4.000m to a reserve for cyber security as set out in paragraphs 4.42 to 4.45 of the report; and
- 6) Contributions from the Finance and ICT budget of £0.010m to an earmarked reserve to support the modernisation of the ICT Traded Services team and £0.200m to provide temporary agency resources for the Operations team as detailed in paragraph 4.32 of the report.

**74/22 GOVERNANCE, ETHICS AND STANDARDS COMMITTEE  
CHAIRMAN'S REPORT 2021/22**

The Director of Legal and Democratic Services introduced a report, which had been circulated in advance of the meeting, presenting the annual report of the Chairman of the Governance, Ethics and Standards Committee.

On the motion of Councillor S Swann, duly seconded it was

**RESOLVED:**

To note the annual report of the Chairman of the Governance, Ethics and Standards Committee attached at Appendix 2 to the report.

**75/22 REVISIONS TO THE COUNCIL'S CONSTITUTION: AMENDMENTS**

**TO THE TERMS OF REFERENCE OF THE APPOINTMENTS AND CONDITIONS OF SERVICE COMMITTEE AND OFFICER EMPLOYMENT PROCEDURE RULES**

The Director of Legal and Democratic Services introduced a report, which had been circulated in advance of the meeting, seeking approval to amend the terms of reference of the Appointments and Conditions of Service Committee and Officer Employment Procedure Rules for inclusion in the Constitution.

On the motion of Councillor S Swann, duly seconded it was

**RESOLVED:**

To approve the proposed amendments to the Officer Employment Rules and terms of reference of the Appointments and Conditions of Service Committee, as set out in Appendix 2 and 3 to the report respectively, for inclusion in the Constitution.

**76/22 DPB - APPOINTMENT OF MEMBER REPRESENTATIVE**

The Director of Finance and ICT introduced a report, which had been circulated in advance of the meeting, seeking approval for the appointment of a new member of Derbyshire Pension Board.

On the motion of Councillor D Wilson, duly seconded it was

**RESOLVED:**

To approve the appointment of John Sadler as a Member Representative on Derbyshire Pension Board for a term of four years.

**77/22 DECISIONS TAKEN AS A MATTER OF URGENCY AND KEY DECISIONS AND SPECIAL URGENCY**

The Director of Legal and Democratic Services introduced a report, which had been circulated in advance of the meeting, that reported in accordance with the provisions of the Constitution, the executive decisions that had been taken as a matter of urgency where 28 days' notice of the decision could not be given and call-in had been waived.

On the motion of Councillor B Lewis, duly seconded, it was

**RESOLVED to note:**

- 1) The key decisions taken where special urgency provisions were

agreed as detailed in Appendix 2 to the report; and

- 2) The urgent decisions taken where the call-in procedure was waived under the Improvement and Scrutiny Procedure Rules as detailed in Appendix 3 to the report.

**78/22      PUBLIC QUESTIONS**

None received.

**79/22      PETITIONS**

None received.

**80/22      ELECTED MEMBER QUESTIONS**

**1. Question from Councillor E Fordham to Councillor C Hart, Cabinet Member for Health and Communities**

“The Government have indicated that it will be possible to move between the application channels by Ukrainians who are seeking residence in the UK. Can the Council be updated on whether this is in place and if there are any concerns about homelessness for any Ukrainians not within the Home for Ukraine scheme?”

Response from Councillor Lewis (in Councillor Hart's absence):

"There are two routes through which Ukrainian nationals are able to apply for a visa for UK residence, the Homes for Ukraine Scheme and the Family Visa Scheme. The current guidance does not allow for the movement between the two schemes and we are not aware of any plans for this guidance to change. As we do not have any data or information on the numbers of Ukrainian nationals in Derbyshire under the Family Visa Route we would only become aware of them should they present to services. As such we are not able to comment on the potential homelessness issue for this cohort.

In relation to the Homes for Ukraine Scheme we are working closely with District and Borough Councils to develop a package of support to assist Ukrainian individuals and families to secure accommodation when their hosting arrangements come to an end."

Councillor Fordham asked the following supplementary question:

So it is quite possible that there are Ukrainians in Derbyshire who are not under the scheme with whom our staff are working who do have

homelessness issues and unless they present we will be unaware of them at a statutory or a governmental or local government level. That is a contradiction to my understanding of what Home Office and Foreign Office Ministers have said.

Can I just ask the Leader if he would consider working with Councillor Hart to perhaps get the reassurances from Government that they will follow through what has been said in the Commons and indeed repeated in the Lords (and I can get the precise chapter and verse if necessary) which is that it would be possible to move between the two application schemes? As someone who is working with Ukrainians in the community (and Councillor Sutton will know much of this as well) being homeless is a real risk in rural Derbyshire and I think we have a responsibility to be proactive where we can. I hope the Leader will share my concerns and rise to that proactive occasion.

Councillor Lewis responded as follows:

"I will come back to you with a fuller written response on that particular topic. There are concerns and I think they are real enough within Derbyshire. I know from my own experience working with individuals in the Erewash area that this has been highlighted as a particular issue. It would cause us concern as a local authority but as I say I will come back with a fuller answer to your question."

## **2. Question from Councillor E Fordham to Councillor K Athwal, Cabinet Member for Highways, Assets and Transport**

"Would the Council support road and cycle route signage that indicated the cycle times between destinations within and immediately around Chesterfield? Such signage would inform the cyclist not just of the distance of the approximate cycle time as well. This is prevalent across the continent and if implemented here would assist with our declared intention to reduce car journeys and encourage sustainable and healthy travel."

Response from Councillor Athwal:

"This Council is keen to provide information in the most appropriate format to encourage walking and cycling. We have considered the idea of providing times, as well as distances, as part of a strategy covering Chesterfield. However, we have taken the view that because our network serves a wide variety of journey purposes from commuting to family rides it is difficult to provide information on distance so users can interpret these themselves. We will always keep this issue under review and consider the evidence and guidance

available, but we have no current plans to alter our approach."

Councillor Fordham asked the following supplementary question:

"Can I ask the portfolio holder to reconsider that decision and whether or not he would meet with community groups, residents, Borough and County Councillors in particular in the Loundsley Green area of Chesterfield where there is some considerable demand and indeed support for such measures?"

Councillor Athwal responded as follows:

"As you are aware this Authority is doing a considerable amount of work in promoting walking and cycling across our county. In Chesterfield itself, the area that Councillor Fordham alludes to, we have the East-West cycling/walking lane which hopefully will be open early next year. It has gone through its process etc. We are looking at Staveley and various other walking/cycling lanes across the county itself, so I think this administration, this Council is well committed towards walking and cycling to encourage more and more people to do that. I don't think I need to meet anybody at this moment in time, I meet enough people at this stage."

### **3. Question from Councillor E Fordham to Councillor K Athwal, Cabinet Member for Highways, Assets and Transport**

"The Council has spoken positively and optimistically about bus service enhancements and how investment could benefit residents in Derbyshire. Given the grant the Council has received from the Government that appears to be resulting in a reduction of services across Derbyshire and in villages and towns in particular, was the Council right to be positive and optimistic?"

Response from Councillor Athwal

"This Council is absolutely committed to making improvements for Derbyshire's bus services. The £47m grant funding which we successfully secured through our Bus Service Improvement Plan, I might add, is the second highest in the country and it is an important part of the investment that we are making in the future of these bus services. We are working closely with our newly established enhanced Partnership Board to make this happen. Although there are challenges for a number of services we are working hard in partnership with bus operators to minimise the impact of this and we, together with existing contracted network and the support provided through our Concessionary Fare Scheme, will provide both short and

long-term support for our bus network in Derbyshire. Therefore, this Council is absolutely both positive and optimistic about our future bus services."

There was no supplementary question.

**4. Question from Councillor E Fordham to Councillor A Dale, Cabinet Member for Education**

"What measures is the Council taking in and with schools to encourage access to, exploration of and appreciation of the Peak District National Park and does the Council agree that we could do more to promote this jewel, not just to visitors, but to Derbyshire residents?"

Response from Councillor Dale

"Every State funded school must offer a curriculum which is balanced and broadly based. The national curriculum is just one element in the education of every child. It provides an outline and core knowledge around which teachers can develop exciting and stimulating lessons to promote the development of pupils' knowledge, understanding and skills as part of the wider school curriculum. Teachers can use the national curriculum programmes of study in many subjects to make excellent use of the Peak District and its resources. Subjects such as geography; art; history and PE lend themselves most readily to this purpose. The Education Improvement Service has recently worked in partnership with the Chatsworth Estate to promote professional development for teachers using the annual sculpture exhibition to inspire pupils with their studies across the curriculum. As a result, teachers had free access to the exhibitions which they then followed up with visits by students. Within Derbyshire County Council both the Derbyshire Environmental Study Service and the White Hall Outdoor Centre in Buxton are part of the Peak Educators' Group. This Group meets regularly throughout the year to share best practice and developments with organisations across the Peak District delivering educational services to schools, as well as Youth Groups and families. The Group includes representatives from the Peak District National Park Learning and Engagement Team; the Derbyshire Wildlife Trust; the National Trust; the Eastern Moorlands Partnership; Sheffield City Council's Outdoor Service and link environment and farming education as well as a number of other freelance independent educators. The Group works together to promote outdoor learning for teachers, learning visits for students and to share best practice. The Group also compiles teaching resources and packs hosted online for schools to access for free. The Group has organised joint events such

as the 2015 and 2016 Derbyshire Learning Outside the Classroom Conferences and they deliver externally funded projects such as Play Wild which looks at increasing nature connections and access to the Park for a wider diversity of visitors and schools. You will be aware of White Hall and Lea Green which are part of our County Council's Sport Outdoor Recreation Service. We obviously have those two Centres and they have a combined total of 130 years of promoting Derbyshire and the Peak District and our natural resources for recreation and leisure to Derbyshire young people. White Hall itself is located within the Peak District and in its 71 years it has had over one million young people on its outdoor education courses. Both Centres pride themselves on utilising the natural crags; the rivers; the hills that Derbyshire is so fortunate to have in abundance and allowing young people to have their first opportunity to do things like caving; rock climbing; mountain biking; canoeing and hill walking. White Hall has also become a Peak District Park Ambassador Centre working with the Park to educate Derbyshire young people in the positive use and care of the countryside as well. I would also encourage you to watch the recent film that we produced under White Hall with the support of Heritage Lottery Grant Funding which is called 'The People's History of White Hall'. It is on YouTube and it really, really well documents from the perspective of the people who have been there over the past 70 years what it has meant to them and how it really broadened out their education and their appreciation for the countryside and the Peak District. I think in summary what I would say is essentially it is the school's responsibility to deliver a broad and balanced curriculum and to ensure that that curriculum can incorporate some of the jewel in the crown if you like of the Peak District. Our role is more of a supportive and facilitating role but we are doing a lot of work around this. There are lots of different groups and organisations that we feed into to help support schools in the appreciation of the Peak Park."

There was no supplementary question.

**5. Question withdrawn.**

**6. Question from Councillor J Barron to Councillor N Hoy, Cabinet Member for Adult Care**

"Recently, during a full council meeting, Elected members voted in favour of amending the longstanding pay policy that prevented Derbyshire County Council from making retention payments to its frontline care workers.

Given this significant policy change, are there now plans for retention payments to be made to our hardworking frontline care staff?"



Response from Councillor Hoy

"I am delighted to inform colleagues that from the 1 November existing and new Derbyshire County Council community care worker colleagues will receive up to £500 and a further £500 in twelve months' time which means up to £1,000 for our incredibly hardworking frontline community care workers."

There was no supplementary question.

**7. Question withdrawn.**

**8. Question from Councillor R George to Councillor K Athwal, Cabinet Member for Highways, Assets and Transport**

"Do the Council consider that the notice to residents and quality of work on the A6 at Furness Vale and from Bridgemont to Newtown is satisfactory and if not, then what action has the Council taken?"

Response from Councillor Athwal

"As Councillor George is aware the A6 Furness Vale is a very busy main road with lots of residential properties that do not have off-street parking. There are parking bays which are full of residents' cars for long periods and unfortunately our contractor did not give sufficient notice to residents of the impending works, but I am grateful to Councillor George for assisting both in informing residents of the works and for assisting in finding alternative car parking provision. Council officers with responsibility for contract management considered that the quality of the actual surface dressing on the A6 Furness Vale is satisfactory. Unfortunately, what has been more challenging is the aftercare, primarily sweeping, and the timeliness of the ancillary works such as road markings. The Council did secure more appropriate plans from our contractor Kier to resolve these issues and I understand that most of these works are now complete.

Councillor George asked the following supplementary question:

"There were a number of issues identified as the works took place. Will the Council look into these issues for future works?"

Councillor Athwal responded as follows:

"I have already alluded in my answer beforehand that we have had meetings with the contractor. We have a 'lessons learnt' exercise that

has taken place and we are moving forwards in addressing some of these issues, but the actual quality of the work itself was good and satisfactory, as our officers said. The issue arose from the fact that HGVs drove at a higher speed than the 20 mph guidance levels that were put out at that stage so there was an issue of drivers not adhering to the speed limit signs not the quality of work. The contractors did go back in; they did suppress the dust issues which you have referred to by spraying over the surfacing works that were done, but as I said lessons have been learnt for better quality work in future."

## **81/22      NOTICES OF MOTION**

### Motion One

Councillor S Swann proposed a motion that was duly seconded, in the following terms:

"That Council supports a total ban on HGV drivers using standard car sat navs, and requests that the Leader writes to the Secretary of State for Transport calling on the Government to take urgent action by using its forthcoming Transport Bill to legally require all HGVs to employ specialist sat nav devices.

Council also asks the Department for Transport to review legislation to allow Highway Authorities to deploy more effective signage to deter HGVs from using unsuitable roads.

The support of all MPs in the County is sought in tackling the blight caused by HGVs to numerous local communities as well as the impact this issue has on the safety, health, and general wellbeing of residents."

Following debate, the motion was duly voted on and declared to be WON. It was therefore

### **RESOLVED that:**

- 1) Council supports a total ban on HGV drivers using standard car sat navs, and requests that the Leader writes to the Secretary of State for Transport calling on the Government to take urgent action by using its forthcoming Transport Bill to legally require all HGVs to employ specialist sat nav devices;
- 2) Council also asks the Department for Transport to review legislation to allow Highway Authorities to deploy more effective signage to deter HGVs from using unsuitable roads; and
- 3) The support of all MPs in the County is sought in tackling the blight caused by HGVs to numerous local communities as well as the impact this issue has on the safety, health, and general wellbeing of residents.

## Motion two

Councillor R George proposed a motion that was duly seconded, in the following terms:

To call upon the Cabinet of Derbyshire County Council to:

- 1) declare a cost-of-living crisis in Derbyshire
- 2) lead the way in acting with partner organisations, including the voluntary sector, to develop an anti-poverty strategy
- 3) revise its Corporate Plan to reflect this situation and reallocate the use of reserves to match this commitment
- 4) lobby the government to urgently put in place measures to help households throughout the oncoming Winter crisis
- 5) make extra funding available, as it did during the pandemic, via the Community Leadership scheme to specifically help groups who are taking initiatives to help communities with the cost-of-living crisis
- 6) ensure residents have the information and support they need to access all the assistance available to them via a "Quids In" type campaign.

An amendment to the motion was proposed by Councillor G Hickton, which was duly seconded, in the following terms:

To call upon the Cabinet of Derbyshire County Council to:

- 1) ~~In recognition of the international and national~~ ~~declare a cost-of-living crisis~~ ~~crises, in Derbyshire~~ ~~continue acting in meaningful ways to support the people of Derbyshire and reaffirm its determination that local residents are protected from the financial challenges driven by the combined effects of the Covid pandemic and Vladimir Putin's war in Ukraine.~~
- 2) ~~Carry on leading~~ lead the way in acting with partner organisations, including the voluntary sector, to develop an anti-poverty strategy.
- 3) ~~Consider, if necessary, revisions to~~ ~~revise~~ its Corporate Plan to reflect this situation and reallocate the use of reserves ~~as appropriate.~~ ~~to match this commitment~~
- 4) ~~Ensure all Councillors are encouraged to~~ ~~make full use of the~~ extra funding ~~made~~ available by the Council's Conservative administration, just as it did ~~very successfully~~ during the pandemic, via the ~~Members' Community Leadership~~ ~~s~~Scheme to specifically help groups who are taking initiatives to help communities with the cost-of-living crisis.

5) Outline the significant package of support the Council's administration is making available in Derbyshire, including:

- A new £50,000 fund to support warm spaces in community venues for residents and their families who are struggling to heat their homes.
- An additional £80,000 to Locality Health Partnerships to provide cost-of-living support to people in their local communities.
- £100,000 to Marches Energy Advice which, working alongside foodbanks, supports people in crisis with emergency heating measures.
- £100,000 to Foundation Derbyshire to support the work of foodbanks plus £67,000 to support the work of Citizens' Advice in providing wrap-around support to people using them.
- Derbyshire Law Centre receiving an additional £42,000 to support its work with people in secure housing, and £22,000 to support people facing eviction.
- £54,000 to support the Winter Rough Sleeping project co-ordinated by the Derbyshire Homeless Officers Group.
- £20,000 to Rural Action Derbyshire for its Rural Hardship Fund.
- This is all in addition to the Derbyshire Discretionary Fund which can provide grants or emergency cash payments for residents in urgent need of financial help following a crisis or disaster along with £5.4 million from the Government to continue our support to families under the Household Support Fund.

6) Acknowledge the significant measures the Government has introduced to support the residents of Derbyshire including the energy price guarantee; the help the £400 energy bill discount will give every household along with equivalent support for those not on the mains energy grid; the additional support of the £650 cost of living payment for those in receipt of means-tested benefits; £300 for pensioner households; £150 for recipients of disability benefits; reductions to National Insurance payments in July and November; the £150 Council Tax rebate; and the safeguarding of local jobs that the six-month protection for businesses will provide.

7) Work with the Government to ensure that it delivers the extensive package of support to the residents of Derbyshire as quickly as possible, especially as it is noted that some councils within the County, such as South Derbyshire, have been very slow in enacting the Government's measures to help local people. ~~lobby the government to urgently put in place measures to help households throughout the oncoming Winter crisis~~

8) Ensure residents, particularly those most in need of support in Derbyshire, have access to the information about the local and Government assistance for which they are eligible. ~~have the information and support they need to access all the assistance available to them via a "Quids In" type campaign~~

The Chairman agreed to an adjournment to give members the opportunity to read the amendment to the motion.

The meeting adjourned between 3.51 pm and 4.08 pm.

Following debate, the amendment was put to a vote and the Chairman declared that the amendment was CARRIED so the amendment became the substantive motion.

The proposition, as amended, was put to a named vote and declared to be WON.

It was therefore

**RESOLVED to call upon the Cabinet of Derbyshire County Council to:**

- 1) Carry on leading the way in acting with partner organisations, including the voluntary sector, to develop an anti-poverty strategy.
- 2) Consider, if necessary, revisions to its Corporate Plan to reflect this situation and reallocate the use of reserves as appropriate.
- 3) Ensure all Councillors are encouraged to make full use of the extra funding made available by the Council's Conservative administration, just as it did very successfully during the pandemic, via the Members' Community Leadership Scheme to specifically help groups who are taking initiatives to help communities with the cost-of-living crisis.
- 4) Outline the significant package of support the Council's administration is making available in Derbyshire, including:
  - A new £50,000 fund to support warm spaces in community venues for residents and their families who are struggling to heat their homes.
  - An additional £80,000 to Locality Health Partnerships to provide cost-of-living support to people in their local communities.
  - £100,000 to Marches Energy Advice which, working alongside foodbanks, supports people in crisis with emergency heating measures.
  - £100,000 to Foundation Derbyshire to support the work of foodbanks plus £67,000 to support the work of Citizens' Advice in providing wrap-around support to people using them.
  - Derbyshire Law Centre receiving an additional £42,000 to support its work with people in secure housing, and £22,000 to support people facing eviction.
  - £54,000 to support the Winter Rough Sleeping project co-ordinated by the Derbyshire Homeless Officers Group.
  - £20,000 to Rural Action Derbyshire for its Rural Hardship

Fund.

- This is all in addition to the Derbyshire Discretionary Fund which can provide grants or emergency cash payments for residents in urgent need of financial help following a crisis or disaster along with £5.4 million from the Government to continue our support to families under the Household Support Fund.

- 9) Acknowledge the significant measures the Government has introduced to support the residents of Derbyshire including the energy price guarantee; the help the £400 energy bill discount will give every household along with equivalent support for those not on the mains energy grid; the additional support of the £650 cost of living payment for those in receipt of means-tested benefits; £300 for pensioner households; £150 for recipients of disability benefits; reductions to National Insurance payments in July and November; the £150 Council Tax rebate; and the safeguarding of local jobs that the six-month protection for businesses will provide.
- 10) Work with the Government to ensure that it delivers the extensive package of support to the residents of Derbyshire as quickly as possible, especially as it is noted that some councils within the County, such as South Derbyshire, have been very slow in enacting the Government's measures to help local people
- 11) Ensure residents, particularly those most in need of support in Derbyshire, have access to the information about the local and Government assistance for which they are eligible.

The meeting finished at 5.00 pm

PUBLIC

**MINUTES** of an **EXTRAORDINARY** meeting of **COUNCIL** held on Wednesday, 2 November 2022 at Council Chamber, County Hall, Matlock.

**PRESENT**

Councillor T Ainsworth (in the Chair)

Councillors D Allen, R Ashton, K S Athwal, N Atkin, J Barron, B Bingham, J Bryan, S Bull, S Burfoot, A Clarke, D Collins, C Cupit, A Dale, J Dixon, R Flatley, M Ford, E Fordham, R George, A Gibson, K Gillott, N Gourlay, D Greenhalgh, L Grooby, A Hayes, G Hickton, S Hobson, N Hoy, R Iliffe, J Innes, T Kemp, T King, G Kinsella, B Lewis, R Mihaly, P Moss, D Muller, G Musson, J Nelson, P Niblock, R Parkinson, J Patten, L Ramsey, C Renwick, P Rose, J Siddle, P Smith, S Spencer, A Stevenson, A Sutton, S Swann, D Taylor, J Wharmby, D Wilson, B Woods, J Woolley and M Yates.

Apologies for absence were submitted for Councillor C Dale, A Foster, M Foster, C Hart, W Major, D Murphy and R Redfern.

Officers present: Emma Alexander (Managing Director), Helen Barrington (Director - Legal and Democratic Services), Carol Cammiss (Executive Director - Children's Services), Alec Dubberley (Head of Democratic and Registration Services), Peter Handford (Director Of Finance and ICT), Chris Henning (Executive Director - Place), Helen Jones (Executive Director - Adult Social Care and Health) and Joe O'Sullivan (Executive Director - Corporate Services and Transformation).

**82/22     DECLARATIONS OF INTEREST**

None.

**83/22     PUBLIC QUESTIONS**

**Question from David Ingham to Councillor B Lewis, Leader of the Council**

“The Draft Proposal (as stated within the EIA – Appendix 4) appears to have the potential to provide huge benefits to all communities, but specifically for people from the protected characteristic groups and deprived communities. As such, it is absolutely imperative therefore that these individuals are reached out to as part of the initial consultation.

I have an avid interest in the application and effectiveness of EIA's – indeed I have previously attended a meeting of the Improvement and Scrutiny Committee – Resources in December 2021 on a related matter.

Under section 6 of the Consultation Approach document (Appendix 3) it is not apparent how exactly Derbyshire County Council will be contacting hard to reach individuals (including those with protected characteristics).

Precisely what steps and measures will be taking place to contact these key individuals and encourage initial consultation participation from the offset?"

Response from Councillor Lewis

"I am glad you can see that this proposal has that potential as well across the region but as it is a consultation it will take place across all of the sort of regions of Derbyshire, Derby, Nottinghamshire and Nottingham and of course work is currently being undertaken by officers from across the four upper tier Councils of Derbyshire, Derby, Nottinghamshire and Nottingham to finalise the detail of the wider stakeholder engagement plan including with seldom heard and hard-to-reach groups.

As set out in Appendix 3, which provides details of the consultation approach to which the questioner refers, a detailed communications plan has been developed. This will provide an outline of methods to be used to target residents, including those seldom heard or hard-to-reach across the whole of Derbyshire, Derby, Nottinghamshire and Nottingham. Each of the four upper tier Councils will look at the most appropriate way to target the consultation through their own networks to ensure that the seldom heard or hard-to-reach groups across all of the four local authority areas are heard.

In relation to hard-to-reach and seldom heard groups across Derbyshire specifically we will be considering which existing forums and contacts from across the county we will work with to achieve maximum engagement from seldom heard or hard-to-reach groups. These may include, but are not limited to, the Council's BME Forum which has for the past 16 years enabled the Council to actively engage BME community groups on a wide variety of policy and service developments. The Derbyshire Over-50s Forum network of local groups across Derbyshire which has more than 3,400 members; the Derbyshire Youth Network database which will be utilised to encourage young people to engage in the consultation. Our four employee networks will be encouraged to respond to the consultation and to share details more widely within their communities. The Derbyshire LGBTQ+ a voluntary and community organisation providing services to and support to LGBTQ+ people across Derbyshire and Derby. Disability partnerships and the North Derbyshire Deaf Forum, a range of voluntary and



community sector organisations who work with local individuals and communities from a range of different backgrounds. Existing thriving community networks where officers will hold informal conversations about consultation to wider participation from residents living in the areas where there are higher levels of disadvantage and deprivation. We also intend to engage with the networks and forums outlined as part of the consultation to identify any additional steps that we can take to target engagement taking account of the specific needs of their members and, where appropriate, the survey will be made available in alternative formats, for example in easy-to-read paper and large print interpretation services including Braille and British Sign Language will also be made. In addition, the Council holds a comprehensive mailing list of residents who have expressed an interest on being consulted on various topics which will be utilised to encourage participation from across all areas of Derbyshire. As the plans are finalised, further detailed information will be made available on both the County Council and East Midlands' devolution consultation websites as well.

### **Supplementary question**

"The EIA identifies some delivery uncertainty. Words such as "anticipate", "potentially", "could", "should". The proposal concerns £1.14bn and yet the definitive word "will" is seldom mentioned. As the EIA is to be read in conjunction with the proposal the document really is critical. Even with safeguarding actions, stated on page 13, risks will only be mitigated, not removed. The wording does concern me somewhat as it is familiar in style to the EIA I raised at the Scrutiny Resources Committee in December last year. That EIA, approved by Cabinet, stated that it did not anticipate adverse impact on protected groups. However, anticipations and realities are two very different things as an adverse impact did occur. Given the similar wording within this EIA what steps will be taken to obtain greater reassurance and commitment from all those involved in the devolution deal proposal to ensure that those uncertainties are properly addressed to actually ensure the delivery of positive outcomes for all?"

Councillor Lewis responded as follows

"Yes, I think it is the nature of the beast in a lot of circumstances that the language is often expressed in some ways. All I can say to reassure you is that we will work with those organisations as we have described within the document and in my response to you as well and make sure we reach out to ensure that we can get maximum reach across all those organisations and individuals, the parts of those organisations and wider still. Consultation is often an imperfect thing to do but we try to do it as best we can and we use, as we have in the past, every means at our

disposal, whether that be through social media, through print formats, through all our buildings etc to reach as many people as possible to get the best responses we can and in working in this way with all our partners we will try to do our best to ensure that we reach as many people as we can in the affected groupings that we are talking about in here."

**84/22      DEVOLUTION DEAL - DRAFT PROPOSAL FOR AN EAST MIDLANDS COMBINED COUNTY AUTHORITY**

The Managing Director introduced a report, which had been circulated in advance of the meeting, seeking Council approval to progress with and commence public consultation on the proposed East Midlands Devolution Deal.

Councillor Collins left the meeting at 5.30 pm  
Councillor Greenhalgh left the meeting at 5.40 pm  
Councillor Woods left the meeting at 5.40 pm  
Councillor Clarke left the meeting at 5.40 pm  
Councillor Hayes left the meeting at 5.42 pm  
Councillor Ramsey left the meeting at 5.42 pm  
Councillor Flatley left the meeting at 5.58 pm  
Councillor Muller left the meeting at 6.02 pm

On the motion of Councillor B Lewis, duly seconded, it was

**RESOLVED to:**

- 1) Approve the draft Proposal attached at Appendix 2 to this report to create an East Midlands Combined County Authority (EMCCA) for the areas of Derbyshire County, Derby City, Nottinghamshire County and Nottingham City;
- 2) Formally consult upon the draft Proposal with the residents and other stakeholders of Derbyshire and the wider EMCCA area, in partnership with Derby City Council, Nottinghamshire County Council and Nottingham City Council.
- 3) Agree the approach to the consultation as set out in Appendix 3 to this report; and
- 4) Delegate authority to the Managing Director to approve any typographical or technical amendments to the draft Proposal which the Chief Executives of the other three Councils also agree on, on behalf of Derbyshire County Council prior to the commencement of consultation. This delegation is to be exercised

in consultation with the Leader of the Council and is conditional upon such amendments being agreed by all four upper tier Council Leaders.

The meeting finished at 6.07 pm

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**PUBLIC QUESTIONS TO COUNCIL – 30 NOVEMBER 2022**

**a) Question from David Ingham to Councillor S Spencer, Cabinet Member for Corporate Services and Budget (attending)**

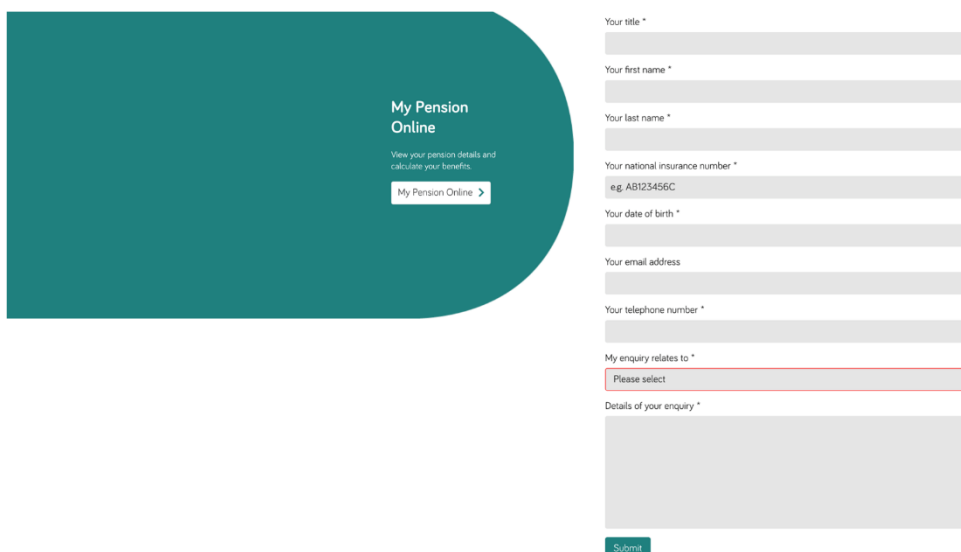
“I recently contacted Legal Services to establish why the Council, unlike other Councils, does not publish a disclosure log to view that contains EIR and FOI requests. I’ve been informed a log is not a statutory requirement but is something which may be addressed in the future as part of the overall data management strategy and continued commitment to transparency.

Given between July and December 2021 the Council received 58 EIR and 530 FOI requests it would strongly suggest that publishing a log would be extremely beneficial for those seeking information and the Council too – e.g. requests may not be submitted at all if something similar has already been responded to and published. I believe a log could only serve to reduce the number of requests and also potential Council processing costs.

Rather than may, can this be addressed and now as part of the data management strategy?”

**b) Question from Michael Pomerantz to Councillor S Spencer, Cabinet Member for Corporate Services and Budget (attending)**

“For several years Derbyshire employees and pensioners have awaited the arrival of a proper “forum” where we might explore the various options about investment and divestment in the fossil fuel industry. We were lead to believe that there were some delays for technical reasons but that eventually a forum would be available. Below is what we find on the Derbyshire Pension website.



This comment box does not match our aspirations for a public conversation where participants exchange opinions, questions and we can all learn from a democratic procedure. In the process the Pensions and Investment committee would learn more about how their decisions affect those who contribute to or who benefit from the Pension Fund. Our original request was designed to allow for wider participation.

Does the Pensions and Investment Committee have any plans to expand this discussion? Absence of a public forum conveys the impression alternative views are not welcomed.”

**c) Question from Bridget Edwards to Councillor B Lewis, Cabinet Member for Strategic Leadership, Culture, Tourism and Climate Change (attending)**

“2022 has been a year of devastating climate warming related events. Derbyshire County Council is clearly signed up to the reduction of fossil fuels and is producing The Journey to Net Zero newsletter. Public opinion polls show that climate change is the 2<sup>nd</sup> most important issue after the cost of living crisis.

The financial industry bears a heavy burden of responsibility for the climate emergency by continuing to invest in fossil fuel industries. Derbyshire Pension Fund climate risk strategy doesn't take into account the increasing speed of the climate changes that are taking place, and that tipping points are dangerously close. Many councils have ambitious and much earlier divestment and net zero plans.

Will the council ask the Pension Committee to reconsider its climate strategy and bring forward the dates for changing their investments away from fossil fuels and into renewable energy and green investment?”

**d) Question from Kris Stone to Councillor S Spencer, Cabinet Member for Corporate Services and Budget (attending)**

" With a background of amnesties being mentioned in the news and on social media, over the treatment of people, who chose not to have injections for Covid-19, I wanted to know what the Derbyshire County Council's current position is towards their employees? How many Derbyshire County Council workers at this moment in time, have been suspended or sacked or are in the process, for exercising their own free choice, of what medical treatment they would have injected into their bodies?

This is an important matter to many Derbyshire Residents and staff affected.”



**FOR PUBLICATION**

**DERBYSHIRE COUNTY COUNCIL**

**COUNCIL**

**30 November 2022**

**Report of the Executive Director of Children's Services**

**Derbyshire Youth Justice Plan 2022-2023**

**1. Divisions Affected**

1.1 County-wide

**2. Purpose**

2.1 The purpose of the report is to seek approval of the Youth Justice Plan as required under Section 40 of the Crime and Disorder Act 1998.

**3. Information and Analysis**

3.1 Derbyshire Youth Justice Service (YJS) (formerly known as Youth Offending Service) is a multi-agency statutory partnership (comprising local authority, police, probation, health) established under Section 39 of the 1998 Crime and Disorder Act. Funding is provided by a Youth Justice Board Grant, Derbyshire County Council and partner agency funding or staffing in kind. The YJS works with children and young people aged 10 – 18 to promote safely diverting children from the formal justice system and who have committed offences and receive Court, or Pre-Court disposal. The service has national targets of reducing:

- First time entrants to the criminal justice system
- Re-offending
- The number of young people sentenced to custody.

- 3.2 Section 40 of the Crime and Disorder Act requires the local partnership to produce an annual youth justice plan. It stipulates that the Local Authority, in consultation with the partner agencies, formulate and implement an annual youth justice plan, setting out:
- how youth justice services in their area are to be provided and funded
  - how the Youth Justice Service will be composed and funded, how it will operate, and what functions it will carry out.
- 3.3 The Youth Justice Board oversees the activities of all Youth Justice Services and as part of the conditions of grant has set out an expected template and guidance as to what should be included in the plan. It is a condition of the Youth Justice Board Grant that the authority submits an “in principle agreement” from youth justice partners (through the YJS Partnership Board) and sign off via the Chair of the Partnership Board as a minimum requirement for submission to the Youth Justice Board, pending approval through Council governance processes.
- 3.4 The attached plan has been drawn up in conjunction with YJS strategic partners, in accordance with the detailed Youth Justice Board guidance and was submitted ahead of the Youth Justice Board deadline of 31<sup>st</sup> July. The national expectations for the Youth Justice Plan were released in April, hence why the plan is now subsequently progressing to Cabinet.
- 3.5 The Youth Justice Plan is a plan required by legislation. It is also one of the plans making up the Policy Framework. Therefore, the plan requires formal approval by Cabinet as it relates to an executive function. However, as part of the Policy Framework, it also requires approval by full Council.

#### **4. Consultation**

- 4.1 Section 40 of the Crime and Disorder Act stipulates that Local Authority partners should be consulted and contribute to the Youth Justice Plan. Key statutory partners, in the form of Police, Probation, Office of the Police and Crime Commissioner, Community Safety, Health, Public Health and Engagement and Inclusion are members of the Youth Justice Service Partnership Board. This oversees the activities of the Youth Offending Service locally. Children and partners to the Board contributed to, and helped shape the Plan. It was agreed at the Youth Justice Partnership Board on 14<sup>th</sup> September



## **5. Alternative Options Considered**

5.1 In this instance, the Youth Justice Plan is a statutory requirement. The only alternative would be to request additional actions to the Plan

## **6. Implications**

6.1 Appendix 1 sets out the relevant implications considered in the preparation of the report.

## **7. Background Papers**

8.1 No further background papers.

## **8. Appendices**

8.1 Appendix One: Implications

8.2 Appendix Two: Youth Justice Plan

## **9. Recommendation(s)**

9.1 That Council:

- a) Notes that the Youth Justice Plan was approved by Cabinet at the meeting held on 17 November
- b) Approves the Youth Justice Plan as part of the policy framework.

## **10. Reasons for Recommendation(s)**

11.1 It is a statutory requirement and a condition of Youth Justice Board grant funding that the Local Authority produce an annual Youth Justice Plan.

**Report Author:** James Hollingworth, Head of Service  
**details:** [James.hollingworth@derbyshire.gov.uk](mailto:James.hollingworth@derbyshire.gov.uk)

**Contact**

## Appendix 1 Implications

### Financial

- 1.1 The Youth Justice Board, as part of their conditions of grant require a Youth Justice Plan pending approval by Council.
- 1.2 If Council does not approve the Youth Justice plan, there is a risk that a repayment of grant monies (£844,109) will be requested, which would significantly impact upon the ability to deliver services to children and young people and ensure they receive a coordinated intervention to address their needs and offending behaviour.

### Legal

- 2.1 The Crime and Disorder Act 1998 sets out the legal requirement to produce an approved Youth Justice Plan which is submitted to the Youth Justice Board:

*“Section 40 Youth justice plans*

*(1) It shall be the duty of each local authority, after consultation with the relevant persons and bodies, to formulate and implement for each year a plan (a “youth justice plan”) setting out—*

*(a) how youth justice services in their area are to be provided and funded; and*

*(b) how the youth offending team or teams established by them (whether alone or jointly with one or more other local authorities) are to be composed and funded, how they are to operate, and what functions they are to carry out.*

*(4) A local authority shall submit their youth justice plan to the Board established under section 41 below and shall publish it in such manner and by such date as the Secretary of State may direct.”*

- 2.2 In developing the plan there are also statutory obligations regarding consultation which are detailed in the report.
- 2.3 The Council is required by legislation to have a Youth Justice Plan. If an appropriate plan is not developed, the Council will not fulfil its statutory obligations.

- 2.4 The Youth Justice Plan is included within the Policy Framework. However, the plan itself relates to an executive function. Therefore, in accordance with the Constitution, it must be approved by Cabinet but also put to Council to be approved and adopted as part of the policy framework.

### **Human Resources**

- 3.1 If the plan is accepted, there will be no Human Resources implications for the service.

### **Information Technology**

- 4.1 None identified

### **Equalities Impact**

- 5.1 An equality impact assessment has not been completed. Statute and the guidance issued by the Youth Justice Board sets out the services that must be delivered by Youth Justice Service partnerships across its geographical footprint. Youth Justice Service interventions are tailored to the individual young person, following an assessment of their needs and personal circumstances, which results in an individualised plan. This would take account of their personal diverse situation. Within the Youth Justice Plan itself, is a recommendation for work to ensure children from specific groups such as girls and global majority children are not disproportionality impacted within the justice system in Derbyshire. Youth Justice Service data and activity is monitored on a regular basis for disproportionality and reassurance that individual needs are being addressed.

### **Corporate objectives and priorities for change**

- 6.1 None identified

### **Other (for example, Health and Safety, Environmental Sustainability, Property and Asset Management, Risk Management and Safeguarding)**

- 7.1 None identified

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# Derbyshire Youth Justice Plan 2022-2023

Service Lead – James Hollingworth

Chair of Youth Justice Partnership Board – Alison Noble

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[Appendix 1](#) - Full board membership; linked to Governance, leadership and partnership arrangements

[Appendix 2](#): Youth Justice Staffing Structure

# 1. Introduction, vision and strategy: Foreword from the Chair of the YOS Management Board

Derbyshire are proud of our excellent youth justice outcomes for children with particularly strong outcomes for children across first time entrants, re-offending and custody use which was evidenced in our recent positive HMIP Inspection. This gave re-assurance that we are consistently offering a good service to children, victims and the public. We look forward to embedding the anticipated revised key indicators for children in the justice system later on this year.

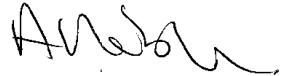
Derbyshire are committed at both a service and partnership level to a Child First approach and in the next twelve months we will ensure all policies, protocols, procedures and most importantly practice are truly, Child First. Our Partnership Board will be extended to include the benefit of an eminent national Youth Justice figure to act as a critical friend so that we can do more and better for our children, families, victims, and the public.

Our ambitions for our Youth Justice service in the next twelve months include:

- A realignment of the service so the workforce can work with children, families and victims consistently and be creative in its approach. We intend to critically analyse our activity to identify what we can do better and learn from other best practice areas.
- We intend to further consolidate strategic and practice partnerships including sharing resources, knowledge and joint offers to children.
- We are aspirational to increase our children's participation in education, their communities and society
- We intend to ensure our children have a clear influence on service design and delivery through greater engagement and co-production
- We intend to develop the consistency of our already strong health offer.
- We will re-design our Early Intervention and Out of Court offer.
- Through coproduction we will design and implement other key partnership strategies to improve response to disproportionality, education, health, employment and training, restorative practice, participation and reducing children in care offending.
- In consultation with children and young people we intend to rename the service.
- We aspire to Derbyshire will being 'Custody free zone'

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This plan sets out the strategic aims of the service and partnership to continue to drive positive outcomes for children, young people and their families against the backdrop of continued challenging times. This plan has been co-produced with and agreed by children and the partners to the YOS Management Board, who will keep progress against the objectives under review.



Alison Noble  
Service Director – Early Help & Safeguarding (Children’s Services)

### **Vision**

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### **Values**

- Child First and Trauma informed
  - Work in partnership
  - Never giving up on children
- Public protection and victim confidence
  - Truly restorative in all we do
- Critique and challenge any form of disproportionality

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## 2. Local context

Derbyshire is a 2-tier authority with 8 borough councils. It is a county made up of geographical and social contrasts. It has a number of heavily built-up areas along with sparsely populated rural areas. Chesterfield is the largest town with a population of around 104,900 with eight other main towns which have populations of over 20,000. The children we work with tend to be in the large towns. Derbyshire is close to a number of large cities – Sheffield, Manchester, Derby and Nottingham which brings opportunities for the children we work with, but also some potential risks in terms of criminality and potential exploitation. The large geographical area can provide logistical challenges for the service. In 2022, we will realign the service so the structure can respond quickly to children, especially those pre-court, reduce travel for staff and be more aligned with smaller localities rather than a whole county allocation process. There is a Youth Justice office base in the north of the county, and we have a plan for a Youth Justice/Leaving Care hub in the south of the county. Derbyshire Children's Services operates across 6 geographical localities and 6 Locality Children's Partnerships are in place.

Derbyshire is a large shire authority with a total population of around 802,694 with an estimated 10-17 population of around 68,000. The 0-19 population sits at around 170,000 (21.2% of population) and this is expected to rise by 2.4% by 2025. Around a quarter of the county is rural. Black and Minority Ethnic populations are comparatively very low. 15% of children live in income deprived households. Primary school children in receipt of free school meals are above the national average (16.3%) and secondary below national averages (13.8%).

There are 24 areas in the county which rank amongst the 10% most deprived area in England. Most of these are located in the Northeast of the county in the former mining areas. Unemployment rates are below the national average but there are hotspots in parts of Chesterfield and Erewash where rates are nearly twice the national average. As a partnership, there is a commitment to support people in to work through initiatives with large employers and joint work with the Department for Work and Pensions. The Leaving Care Service has excellent links and agreements with the DWP, and we intend to build on this with an enhanced for children and young people in the justice system. For our children, in 2021, 96.8% of 16/17-year-olds were in Education, Employment and training (EET). Derbyshire has, with the support of a universal employment and training, team improved this. Currently, there 15,725 young people 16-18 in Derbyshire and 15,540 of these are in EET.

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## Other Local Factors that Impact on Youth Crime & Desistance

Child exploitation – county lines



Proximity to large population centres – Nottingham, Sheffield, Derby



Drug and Alcohol Use



### Children in Poverty

**13.4%** of children under 16 living in relative low income families (18.5% England) 2020/21

**10.0%** of children under 16 living in absolute low income families (15.1% England) 2020/21

### Drugs and Alcohol

**103 per 100,000** hospital admissions due to substance misuse – 15-24 years (81 per 100,000 England) 2018/19 to 2020/21

**36 per 100,000** admission episodes for alcohol-specific conditions – under 18 (29 per 100,000 England) 2018/19 to 2020/21

### Emotional Wellbeing

**577 per 100,000** hospital admissions as a result of self-harm – 10-24 years (422 per 100,000 England) 2020/21

**137 per 10,000** hospital admissions caused by unintentional and deliberate injuries in young people – 15-24 years (112 per 10,000 England) 2020/21

### Youth Unemployment

**1.5%** of 16 & 17 year olds not in education, employment or training or whose status is not known (4.4% England) Feb, Mar & Apr 22 3 month avg.

**2** County Lines involving children in Derbyshire



### 3. Child First

Derbyshire has an absolute commitment to being a truly Child First service and ensure our work links with the YJB's vision of Child First; a system where all of the partnership:

- Prioritise the best interests of children and recognise their needs, capacities, rights, and potential. All work is child-focused, developmentally informed, acknowledges structural barriers and meets responsibilities towards children.
- Promote children's individual strengths and capacities to develop their pro-social identity for sustainable desistance, leading to safer communities and fewer victims. All work is constructive and future-focused, built on supportive relationships that empower children to fulfil their potential and make positive contributions to society.
- Encourage children's active participation, engagement, and wider social inclusion. All work is a meaningful collaboration with children and their carers.
- Promote a childhood removed from the justice system, using pre-emptive prevention, diversion, and minimal intervention. All work minimises criminogenic stigma from contact with the system.

To lead the Youth Justice partnership from the front, we will be changing our name in August 2022 with a poll amongst staff, children and partners to decide upon the name. A logo will be designed by children following the name change. Both our service and the partnership are committed to reviewing all policies and procedures to ensure they are Child First congruent and have no reference to offender/juvenile or similar. In July 2022, we were fortunate to have a renowned Child First leader present to us and indeed give us some ideas to further embed our partnership Child First Approach. 8 places have been funded for the Effective Practice National Certificate in Child First Approaches and we held a service day in July where high-profile figures who developed the Child First approach presented.

In Derbyshire, we have adopted this approach by developing holistic assessments incorporating key input from partners such as Children's Early Help/Social Care Services, Schools, SEND Teams, CAMHS, Leaving Care and many more. Assessments are informed by child development theory and research, recognising structural barriers, individual communication needs, disability and neuro-developmental factors. Derbyshire have moved away from Asset Plus for our Out of Court and Early intervention children which will give practitioners more

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time to spend with children and avoid risks of drift and delay in decision making. Our Action Plan was designed with children, and our Speech and Language Therapist. The Speech and Language Therapist enables specialist advice on practice at a strategic and practice level which aids our communication with children. Derbyshire also benefits from the clinical advice of psychologists for practitioners.

Continuity of the relationship between practitioners, child and family is central to our approach but this must be set within a framework of service-wide principles that in 2022-2023 will underpin all our work.

- **To be Child First, we will Think Family:** working with the young person in isolation misses the opportunity to engage the people with whom they have the most enduring ties and who are most likely to be able to support positive change, even when the young person doesn't live with them.
- **To be Child First, we will divert children from the formal and informal justice system** further reducing the number of First Time Entrants to the Criminal Justice System. Our outcomes on this are consistently positive but we want to take our offer even further by looking at more creative, partnership responses.
- **To be Child First, we recognise that prison does not work**, causes significant harm to children and should only be used for the most high-risk young people and serious of offences, whose risk cannot be managed safely in the community. Our aspiration is to be a custody free zone.
- **To be Child First, we must mind our language** – Everything we do, say and write will be Child First. We will not use terms such as 'offender', 'high risk' 'placement'. We will begin developing and then embedding writing to children in all our plans, assessments and notes.
- **To be Child First, we will have child centred interventions:** critical to success in this approach is "doing with", not "doing to" the young person to promote their engagement and ownership of the change process. Young people should not be viewed as a basket of risks but as aspiring individuals who want to participate in the goods that society has to offer. The job of all practitioners is to enable them to find legitimate means of sharing in the "good life", the best way to achieve this is to co-produce solutions based upon the child's existing strengths and aspirations.
- **To be Child First, we will ensure that Restorative Practice principles** are at the core of all our work with children, families and other agencies.
- **To be Child First we will recognise any disproportionality to create a culture of equity of access.** The children with whom we work are likely to have experienced multiple disadvantages and often, discrimination. Every child has a right to access the opportunities and resources within their communities and it is our responsibility to promote equity and justice for all our children.

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- **To be Child First, we will have professional, purposeful, meaningful relationships:** practitioners provide professional intervention with the clear objective of helping young people achieve their full potential and a constructive law-abiding lifestyle. The relationship with children should be based upon mutual respect. Relationships with children and families are the dynamo for change.
- **To be Child First, we will have a feedback culture** where practitioners, managers and the partnership are comfortable and confident in appropriately critiquing each other to support desistance for children.
- **To be Child First, we have a corporate parenting duty** to our Looked After Children, and where it is safe, keep children with their families. *The strike out of corporate here is deliberate as very much, our approach is less of the corporate, more of the parenting.*
- **To be Child First, we must listen to children and young people.** We will develop a participation strategy to further develop feedback but involvement in service design and delivery

#### 4. Voice of the child

A key tenet of Child First is the voice of the child and this is embedded in our Stronger Families, Safer Children operating model. Children's views are gained via a range of intervention tools to inform assessment and plans. We benefit from having a young person who is a standing member of our partnership board. A participation and co-production strategy will be designed and implemented in 2022 which will set our future approach with support from our Participation and Leaving Services. We particularly want to develop our communication approaches with children and develop a social media footprint. We will also ensure children and young people are part of any future workforce recruitment.

The Service seeks feedback from children, young people, and their families on a formal and informal basis, whether this be verbally, written (emails, letters) or through surveys (such as Viewpoint). Formal feedback in the form of praise or complaints can be sent via the Derbyshire County Council complaints and praise process. We record feedback on practitioners and the service from children and families at the end of interventions. Where a young person is seeing the substance misuse worker, their views are captured at the start and then at the end to see what progress has been made. Likewise, where a child is seeing the wellbeing worker, the Youth Star is completed at the beginning and end of their intervention to see what progress has been made in key aspects of their life. As already outlined, the speech and language worker has adapted the action plan to enable greater young person participation in their plan along with the ability to capture feedback throughout the intervention to enable changes to be made if necessary.

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*"I understand why I am seeing the YOS. I was helped to apply to do voluntary work at a local foodbank which has been life changing for me as I get to meet new people and help them. I did lots of practical things which also really helped me as well as the normal types of work such as going to a museum and learning to cook."*

Young Person - 2021

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## Viewpoint

The service utilises a survey called Viewpoint to gain regular feedback from children and young people regarding their experiences of their intervention. This is collated and analysed on a quarterly and rolling 12-month basis by the management team. As part of the quality assurance activity and practice learning day event, young people and their families are contacted by the auditor to gain their views of the intervention and contact with the YOS.

Feedback to the YOS is positive with the latest 12 month rolling data showing that of those who responded 89.47% felt that the service quality was very good and the remaining 10.53% feeling it was good most of the time. When asked what could be improved, young people felt that there was little that could be improved. Some excerpts are below:

Encouragingly the majority of participants felt their views had been taken seriously...

	<b>Participants</b>	<b>Percentage</b>
<i>Yes, they always took my views seriously</i>	19	95.00%
<i>Yes, they took my views seriously most of the time</i>	1	5.00%
<b>TOTALS</b>	<b>20</b>	<b>100.00%</b>

...and they had been treated fairly

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	Participants	Percentage
<i>Yes, all of the time</i>	15	78.95%
<i>Yes, most of the time</i>	4	21.05%
<b>TOTALS</b>	<b>19</b>	<b>100.00%</b>

Every participant said the service quality was very good or good

	Participants	Percentage
<i>Very good</i>	18	94.74%
<i>Good most of the time</i>	1	5.26%
<b>TOTALS</b>	<b>19</b>	<b>100.00%</b>

#### Quotes from children:

- “I have stopped offending and my worker has made me realise getting into trouble isn’t worth it. She has also helped me with trying to get my temper down by telling me things that might help me when I get angry which worked. She’s also gave me and my dad advice and now I get on better with him”
- “I haven't reoffended I've been able to look and explore my emotions and triggers . I have been provided with strategies. Been able to trust professionals now I have engaged with all appointments which has given me a sense of responsibility I been supported with decision making and exploring why I may have made the decisions I have done.”
- “by being able to talk to my YOT Worker and being shown that I will have more choices and options if I learn from this disposal. I now realise that my focus is to get a job and be able to earn my own money and by continuing to reoffend I will limit what I will be able to do in the future.”

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The views of children and young people are sought throughout their intervention with the YOS. Children and young peoples' views are captured as part of the assessment and action planning process and then regularly sought during the intervention. Derbyshire County Council is in the process of commissioning a participation and engagement application which would increase opportunities for children to provide feedback to their worker and increase opportunities to engage with the service(s) working with them.

Children's Services have a robust quality assurance framework and supports the YOS in undertaking Reflective Case Reviews (audits) and practice learning events, from which themes and learning are collated and fed into service improvements. Children and families are included in this learning process.

## **5. Governance, leadership and partnership arrangements**

The Youth Offending Service forms part of the Specialist Services team within Children's Services which in turn, sits within the Early Help and Safeguarding Children Department of the Local Authority. The Head of Service for Youth Offending Service, Leaving Care and Unaccompanied Asylum-Seeking Children also leads on 16 plus supported accommodation, supported lodgings and Staying Put. The Head of Service reports to the Assistant Director of Specialist Services, who in turn reports to the Director for Early Help and Safeguarding.

The Director for Early help & Safeguarding chairs the YOS management Board. The Police representative on the Board is the Vice Chair. The Board is comprised of senior managers from Derbyshire County Council (DCC) Children's Services, Police, Probation, the Clinical Commissioning Group, Inclusion and Learning, Community Safety, Public Health, the Office of the Police and Crime Commissioner and the Youth Justice Board (YJB). The Board meets on a quarterly basis. The Board has identified its own areas of development to better understand the YOS and the role the Board can play in challenging and providing direction. Inductions for board members have taken place. However, we recognise we need to develop our board impact and engagement with the service and as outlined in the foreword, we are in the process of widening the membership, bringing the board members closer to practice and welcome critique, support and guidance from an independent practice lead. We are proud to have one of our young people who is a sitting board member to further challenge and support the partnership.

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# Youth Offending Partnership Board

## Background

- Chaired by Alison Noble - Director of Early Help and Safeguarding
- Recent introduction of new members
- Receives information on emerging themes, national and local strategies, and learning
- Terms of reference recently revised and refreshed induction pack developed
- The board sits within the local safer communities structure



## Impact

- Long-term funding commitment to psychologist posts – improving outcomes for children & young people
- Wellbeing worker posts funded and successfully evaluated
- Funding from Police and Crime Commissioner secured for speech and language therapy provision
- Promotion of positive multi-agency working within the service leading to positive outcomes for children & young people
- Enhancing children & young people's voice through securing a young person as a standing member

## Priority Focus Areas

### Children/Young People:

- Strengthen culture, evidence and impact of Child First approach across the partnership
- Strengthen children & young people's voice through a co-production and participation strategy
- Develop and implement a partnership 'disproportionality' action plan

### Victim Offer:

- Co-produce a multi-agency victim strategy

### Partnership:

- Increase, broaden and strengthen partnership board membership
- Continue development of health offer
- Prepare for new YJB key performance targets
- Revised vision to be agreed as part of new Youth Justice Plan

Whilst our Partnership Board has made some tangible achievements, we need to do more to develop a wider membership, consistent attendance and bring it closer to practice. Positively, key future areas for the board will be overseeing our planned formal partnership strategies, development of our health offer, being stronger at holding each other to account, EET outcomes, particularly for any school age children not receiving their full educational timetable, disproportionality, and our joint offer with Probation.

## Strategic partnerships

The YOS has a good relationship with sentencers despite recent challenges regarding the scheduling of Courts for young people. Managers meet with the chair of the youth bench and legal representative regularly. The YOS delivers joint training sessions with magistrates on topics relevant to the needs of young people and their offending. The YOS has delivered presentations on speech, language and communication needs, harmful sexual behaviour, psychology, and intensive referral orders.

The YOS has strong relationships with partner agencies, especially at an operational level but we need to do more to strengthen and increase positive impact for children at a strategic level. A jointly commissioned appropriate adult service is in place and the Police and Crime Commissioner contributes funding for some posts.

A dedicated social worker works under a joint agency protocol governing our internal children's homes and foster carers, which sets out measures to prevent children in care entering the justice system. The protocol has proved to be beneficial in reducing the number of children being criminalised. Work continues to extend the protocol to external providers. We have good working relationships with children in care social work teams and take our corporate parenting responsibility seriously. We are eager to develop a broader, overarching partnership strategy on reducing the criminalisation of children in care.

A regional protocol in response to sexual harmful behaviour committed by children has been agreed with Derbyshire Constabulary and the Crown Prosecution Service. This enables consideration of a broader range of out-of-court disposals in response to a wider range of sexual offences.

Young people across Derbyshire were served by three different providers for physical and mental health. Discussions with health are taking place to further develop our health offer, building on the success of the specialist roles currently within the YOS.

The YOS benefits from a dedicated Education, Employment and Training (EET) worker and lead manager who liaise with the Derbyshire's Early Help Education and Employment team, works closely with SEND colleagues and attends an education planning group to share and

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target resources. We have big plans to develop our EET offer, exploring employer and provider relationships, mentoring and a Youth Justice EET pledge.

The YOS engages strategically with partners via the Derby and Derbyshire Safeguarding Children Partnership, and supports Prevent, IOM, Derbyshire Restorative Justice Panel, locality panels, MAPPA, and the Leaving Care Safety Panel, Locality Children at Risk of Exploitation and Mapping meetings. As outlined, the Head of Service has a key role in post-16 accommodation sufficiency planning for children in care which supports prompt decisions regarding accommodation for children in the justice system.

As well as operating as a Youth Justice Partnership Board, appropriate links are made between a range of governance boards as required, which will support and enhance partnership commitment to delivering outcomes. The YOS works with its key partners – police, probation, health, community safety and early years and safeguarding – to develop a strategic response to children and young people offending and addressing the causes of this.

- Derbyshire Criminal Justice Board – the Head of Service represents the YOS on this Board.
- Reducing Re-offending Board -reports to the Criminal Justice Board. The Head of Service represents the YOS on this Board.
- Derby and Derbyshire Exploitation and Vulnerable Young People group (a subgroup of the Derby and Derbyshire Safeguarding Children's Board). The Head of Service attends and presents at this group.
- Magistrates' Courts events – Themed presentations are held with magistrates twice a year. Over the past year these have included the involvement of the speech and language therapist to raise awareness of the work in the YOS to increase the understanding of the impact of hidden, speech, language and communication needs, the presentation of a young person experiencing such needs and strategies to respond to each young person. The clinical psychologist has engaged with magistrates to raise awareness of the trauma informed approach which includes seeking to equip practitioners in placing the child's offending behaviour in the context of their lived experience. The trauma informed response to this seeks to promote young people's desistance from offending and magistrates became aware of how this approach could be referred to in reports prepared for the courts. The YOS Head of Service also attends Derbyshire's Sentencers meeting.

## Operational

The service consists of three teams (north, south and county) and is made up of local authority workers and managers, alongside police, health and probation staff. Funding from the Police and Crime Commissioner and health means the YOS also benefits from substance misuse, well-being workers, psychologists and a speech and language worker. The impact of the well-being worker and psychology projects has been evaluated by Nottingham Trent University and demonstrated significant benefits to children and families. Permanent funding has been secured for the Psychology posts and work is underway to consolidate the well-being worker posts. As outlined, a re-alignment of the service is planned so that our teams can distribute work equitably, be creative and innovative in how we practice, overcome the large geographical challenge of Derbyshire and support workers and managers in knowing their communities well, alongside developing key relationships across locality partnerships.

A variety of social workers and family resource workers work with children in the YOS, allocation to the various practitioners is based on assessed levels of risk and need. Each team has a Team Manager and Senior Practitioner. There is also a dedicated worker for victims of youth crime to fulfil the service's responsibilities under the Victims Code of Practice. We have a worker who leads on supporting volunteers and a key aim moving forward, will be to further support our volunteers and recruit a broader demographic of volunteers.

Prior to the COVID-19 pandemic, the service operated out of two bases - Mercian Close in the south (Ilkeston) and Cobden Road in the north (Chesterfield). The county team works across both sites and has evolved from a team solely focused on out of court practice and specialist workers, to also supervise some court orders. Throughout the pandemic we have endeavoured to 'practice as usual', recognising that this has been an incredibly challenging time for young people, and many have needed consistent support. New ways of working have been adopted and excellent space secured in the north of the county (Chesterfield); our workers in the south have office spaces in Ilkeston and Ripley and we are exploring the identification and development of a young person's hub in conjunction with the Leaving Care Service in the south of the county.

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Young Person - 2021

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## Operational Delivery Partnerships

The YOS is a multi-agency partnership and is composed of staff from the Local Authority, Police, Probation and Health, as well as benefitting from some specialist short term funded posts (speech and language therapist and substance misuse workers funded by the Office of the Police and Crime Commissioner and psychologists and wellbeing workers funded by NHS Health and Justice). The Crime and Disorder Act 1998 stipulates that partner agencies should contribute to the YOS, through direct funding or staffing. National Probation Service resources are determined by a national formula, based upon post court caseloads held within the YOS. This has seen resources within the YOS reduce significantly over recent years. Police staffing levels have remained stable and consistent. Health provision in the North team (via a seconded CAMHS worker and general health nurse) have been stable for several years. However, the South team has not benefitted from a general health practitioner since 2011 and access to a CAMHS worker has only just resumed following a significant gap since 2017. However, we have strong relationship with our health colleagues and are committed to exploring more consistency in the health offer. Similarly, strong relationships with the Police are also evident but it is acknowledged by the Police that more consistent engagement, attendance and impact at our board is needed.

In addition to the work undertaken by the YOS multi-agency workers, the YOS works with partners across a range of operational delivery partnerships:

- Females in Contact with the Criminal Justice System – a subgroup of the Reducing Re-offending Board. YOS is represented on this panel by a Team Manager. The purpose of the group is to ensure females within the justice system are supported in relation to their needs as they tend to have high levels of welfare needs and are vulnerable to the actions of others.
- Out of Court Disposal Panels – The service has a well-developed out of court disposal process, which ensures that young people who are being considered for an out of court disposal are considered by a multi-agency panel. In July 2022, we streamlined our assessment process.
- Children at risk of exploitation (CRE) – If a child open to the Youth Justice is not currently open to Social Care but there are concerns that they are at risk of exploitation, the case manager will complete a Child at Risk of Exploitation toolkit and make a referral to Starting Point where appropriate. The service is a standing member of locality Child Exploitation and mapping meetings.

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- Integrated Offender Management (IOM) Steering and Implementation Group – The service is represented by the YOS to ensure that Young People transitioning to Probation or whose intervention is to close shortly before their 18 birthday is alerted to the IOM lead.
- Channel panel –The Prevent Strategy published by the Government in 2011 has the aim of reducing the threat to the UK from terrorism, by stopping people becoming terrorists or supporting terrorism. Within the Prevent Strategy the Channel programme is a key element in providing a local multi-agency response to support vulnerable young people from being drawn into terrorism. The YOS is an active member of the Derbyshire Channel panel and where appropriate provide the information required as part of the referral and assessment process.
- Education, Employment and Training – There is a Team Manager lead for EET, who attends the Education Planning Meetings where all young people identified of missing from education are discussed and actions agreed. The meeting also discusses young people who are not receiving their full 25 hours and agencies agree actions needed to increase this. This meeting focuses on young people up to 16 who should be receiving statutory school provision. In relation to the young people who have left statutory education YOS works with the DCC Education and Employment Officers to source opportunities. A formal EET strategy will be devised this year utilising some of the offers and partnerships created in our Leaving Care Service
- Harmful Sexual Behaviour (HSB) panel – There is a Team Manager lead for HSB. Derbyshire have worked with the crown prosecution service and the police to enable the agreement of a regional protocol in response to rape and sexual offences. The protocol specifies the criteria that needs to be met and the responsibility of each agency to support the decision making about whether a young person is to be charged with criminal offences or diverted out of the criminal justice system. The quarterly multi-agency HSB panels have been operational in Derbyshire since August 2020. To date there has been commitment from partner agencies to enable the implementation of this practice.
- Multi-Agency Public Protection Arrangements (MAPPA) – There is a Team Manager lead for MAPPA. The Service is represented on Youth MAPP and the MAPPA Strategic Management Board. Cases are managed across all levels and categories and reviewed at an annual meeting to ensure cases have been managed within agreed policies and procedures.
- Derbyshire ASB Sub-Group – A Team Manager attends these meetings where partner agencies review current trends and provide general updates in relation to initiatives within Derbyshire. It is a multi-agency meeting.

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- Children and Young People Substance Misuse Steering Group – a Team Manager attends these meetings which promotes a working partnership of agencies and individuals across Derbyshire to deliver a reduction in the various harms caused by alcohol and substance misuse to individuals, families and communities.
- Drug Availability Group Meetings - To provide a collaborative Derbyshire approach, the Substance Misuse Workers attend these meetings with the aim of gaining a focus on activity within Derbyshire through information from various agencies.
- Accommodation for Children in Care – The Assistant Director for Specialist Services oversees the Head of Service with responsibility for Children in Care provision who chairs our Placement Matching Panel. The Head of service for Youth Justice and Leaving Care is the lead for post 16 supported accommodation and oversees the panel for this. This ensures that there is a clear line of sight of children in the justice system with key decision makers regarding placements.

## Performance and Quality Assurance

Page 73 Performance is monitored via information management and data systems with a dedicated Youth Justice specialist. A robust dashboard is in place to ensure tracking of key outcomes for children and ensure resources are targeted in the areas needed. We will be redesigning our dashboard to provide improved real-time data and be able to respond to the proposed revised Youth Justice Board Key Performance standards.

The quality-of-service delivery is monitored via bi-monthly reflective case reviews undertaken by YOS team managers and Senior Practitioners. The learning from these activities, along with learning from any serious incidents are shared with the YOS Management Board and the YOS staff group. Areas for improvement are included in the YOS improvement plan.

Derbyshire Criminal Justice Board has an Out of Court Disposal Scrutiny Panel who review a selection of cases quarterly. A Team manager will sit on this panel and provide reasoning for decisions on the cases selected by the Chair. This is a multi-agency forum that meets on a quarterly basis and seeks to review a sample of out of court disposals to ensure that decisions are appropriate and defensible. The panel includes representatives from Derbyshire Police, the Crown Prosecution Service, Probation, Remedi, Independent Advocacy Group and Magistrates. They are chaired by the Independent Advocacy Group.

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In addition to the Out of Court Scrutiny Panel internal scrutiny is undertaken by the membership of the Youth Justice Panel quarterly to consider data reports regarding success stories, child progress, re-offending and practice.



## 6. Resources and services

The YOS is funded from a range of funding streams (either through funding or payment in kind in the form of staffing – Youth Justice Board grant, local authority, Office of Police and Crime Commissioner, Clinical Commissioning, NHS England, Police and Probation). These resources are used to deliver services and develop resources to achieve its aims of reducing reoffending and first-time entrants and keeping rates of remand and custody low. The YOS works with children by ensuring interventions respond to the child’s needs, vulnerabilities, and previous trauma. It does this through the cooperation and integration of the different services and partnerships at its disposal and a further skilling up of the workforce in order to better respond to speech, language and communication needs, emotional and mental health or responses to previous trauma. This will build upon the trauma informed and speech, language, and communication needs training that the workforce has previously completed.

Some of the YOS funding has been short term to provide initiatives which have been impactful and valuable in enabling case managers to work with the differing needs of children and young people. This funding has provided vital access to speech and language, wellbeing and psychology specialists which have enabled the YOS to continue its Child First approach working with the complex needs of young people in a trauma informed, language appropriate manner to improve outcomes for children and young people. Funding for the Speech and Language Therapist (part funded by the Office of the Police and Crime Commissioner) has been secured for a further three years, which provides much needed stability and enables longer term planning. Likewise, our Psychology posts are now permanently funded, and we are considering our well-being workers as well in the realignment of the service. Our current project funding for financial year 2022-2023, we believe will enable to further develop our already good service.

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Agency	Staffing Costs	Payments in kind	Other delegated funds	Total
Youth Justice Board			844,109	<b>844,109</b>
Local Authority			1,046,841	<b>1,046,841</b>
Police	114,115		56,694	<b>170,809</b>
Police and Crime Commissioner			133,418	<b>133,418</b>
Probation	48,000		5,000	<b>53,000</b>
Health	127,226		5,000	<b>132,226</b>
Welsh Government				<b>0</b>
Other			138,236	<b>138,236</b>
<b>Total</b>	<b>289,341</b>	<b>0</b>	<b>2,229,298</b>	<b>2,518,639</b>

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The financial and resource contributions will maintain the current level of delivery as well as progressing the areas for development identified in section 5 to ensure that Derbyshire YOS delivers effective youth justice services:

To ensure staff are fully equipped to work with children and young people, the YOS recently reviewed its induction, training, and development offer, identifying core and ongoing developmental training at for staff. This presents a robust workforce development offer for YOS workers, which the YOS will keep under review and continue to develop.

- Out of Court Disposals – ensuring children and young people are diverted appropriately out of the formal criminal justice system.
- Post court interventions – working with children and young people as part of a court ordered intervention.
- Junior Attendance Centre – Derbyshire YOS continues to run an Attendance Centre. One of the Team managers holds the position of Attendance Centre Officer and returns are completed monthly to the YJB.
- Restorative Approaches - Derbyshire YOS continues to utilise restorative activity with young people. Derbyshire has developed projects throughout the County which include local parks and nature reserves, riding stables, charity shops and community projects. To ensure engagement with the sessions, the project options are discussed with young people and there is therefore the opportunity for them to work at different projects to complete their hours if they so wish. A Restorative and Victim strategy is planned in 2022 to further develop and personalise projects that meaningfully aid desistance.
- Victim work – The YOS have continued to work closely with providers of services to victims, including, CORE and Got Your Back, commissioned by the Police and Crime Commissioner and SV2. The YOS service offer is in accordance with relevant legislation and guidance, including the Code of Practice for Victims and guidance issued by the Youth Justice Board. During 2021 the service has been working closely with seconded police colleagues to promote victim participation in the service offer. This has seen a ten-fold increase in the number of victims who wish to take up the service offer. Discussions are underway with the Office of the Police and Crime Commissioner with a view to securing additional funding to better resource the victim offer.
- Substance Misuse - Derbyshire YOS employs two full-time Substance Misuse Workers as part of funding from the Office of the Police and Crime Commissioner. Young people have been identified through the assessment stage for both court and out of court disposals and referrals are made to the Substance Misuse Workers. A substantial further assessment is then undertaken to identify

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the type of intervention required, with a referral to the commissioned specialist Tier 3 substance misuse provider Change, Grow, Live (CGL) for the county if required.

- Children in Care – The YOS have worked closely with Local Authority Children’s homes, CPS, and police for a number of years to prevent the unnecessary criminalisation of children in care, via the ‘10-point checklist’ which residential homes and foster carers are signed up to. This has resulted in low numbers of children in care coming into contact with the criminal justice system. Our future reducing Children in Care strategy will increase this protocol further to include all homes offered to children in care and care leavers.

## 7. Progress on previous plan

There have been positive outcomes from our 2021-2022 Youth Justice plan including a continuation of our strong first time entrants, re-offending and custody use. This year also seen a significant increase in victim engagement in the Out of Court process, something we wish to consolidate and improve for the Court cohort. In summer 2022, Derbyshire had a single agency HMIP Inspection. There was very strong practice identified, good management support, positive partnership working and a successful commitment to diverting children in care from the justice system. Other areas of service delivery the YOS sought to improve has been achieved – as noted above there has been a 10-fold increase in the number of victims wishing to take up a service from the YOS victim worker due to the work undertaken around this. The volunteer induction and ongoing development and connectedness to the service has also been improved. This year’s plan will help us build further on the areas to strengthen.

Monitoring of data and trends identified within last year’s plan will remain a feature of continued work within the YOS to ensure that service delivery is responsive to and meets the needs of children and young people. Data has been analysed throughout the year to consider whether changes to service delivery are required, including the new YJB Performance Indicators. Our HMIP Inspection found strong performance management systems which evidenced good outcomes and enables us to target resources.

Our Child First ethos has been developed, both in practice and strategically. Eight members of staff are completing the YJB national training, our recent service day was Child first and relationship themed. We have also re-designed our out of court assessment process to make it more streamlined, more child first and to enable practitioners to spend more time with children and families.

There were 2 particular types of offending / behaviour that were causing concern – this related to knife crime / serious youth violence and adolescent to parent violence. The YOS is working with partners as part of a serious youth violence working group to form part of a county/citywide strategy to this issue – this will continue into 2022. A short, focused partnership working group was pulled together looking

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at incidences of adolescent to parent violence, indicating that this was a much wider issue than the YOS and a city/county theme. A report was progressed to the Children's Leadership team and will be considered within our new partnership strategies. An area we would have liked to have seen more impact on is diversity and disproportionality, particularly how we work individually and collectively with girls in the justice system.

## 8. Performance and Priorities

The YJB key performance indicators are:

- First time entrants to the criminal justice system
- Reoffending
- Use of custody
- Children in Care who offend

We are proud of our performance and outcomes for children, especially for FTE's (20<sup>th</sup> in the country and the highest in our Youth Justice Family) with similarly positive low custody use and re-offending.

There have been some reporting challenges. Due to the Covid 19 restrictions, national data around first-time entrants (FTE) and re-offending was not consistently available. Secondly, given a large proportion of the young people receiving an intervention from the YOS are aged 17, should they offend post 18, the YOS would be unaware of this and cannot track a young person's offending post 18.

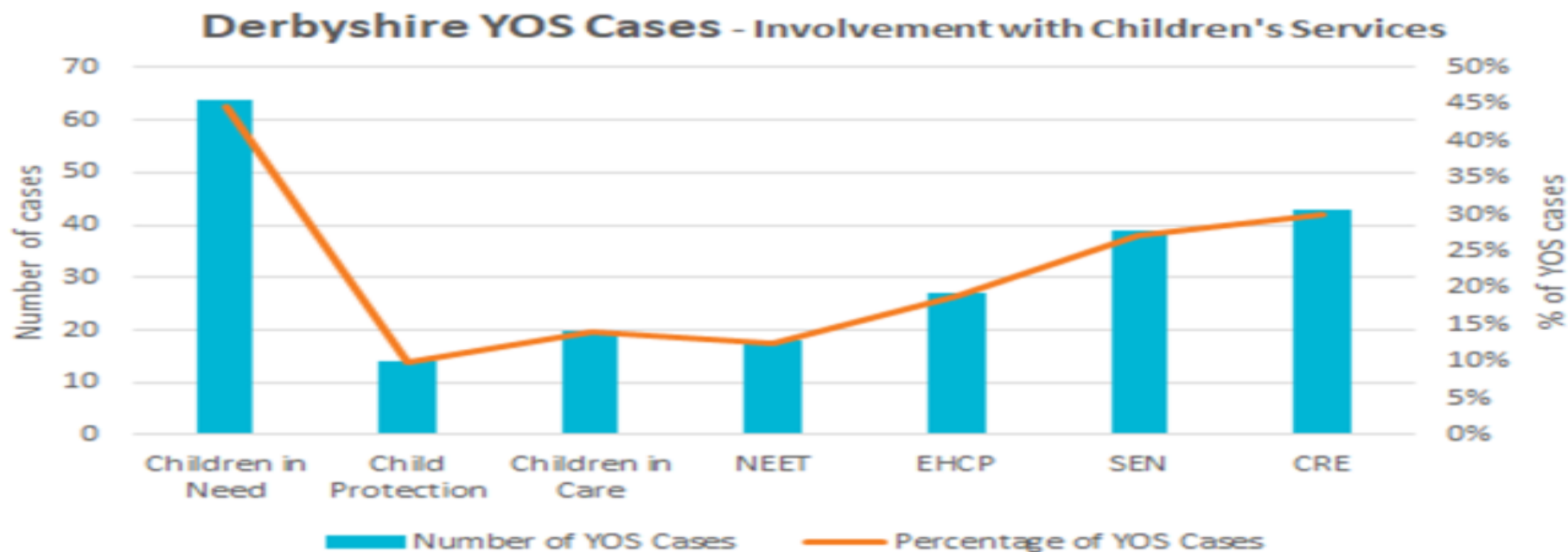
An area of concern for the YOS is maintaining low rates of first-time entrants and reducing re-offending rates especially for the higher tariff community orders. The YOS are tracking the offending information around young people who are in contact with the well-being worker and psychology projects and early indications are that the re-offending data looks promising – both in terms of frequency and seriousness of offending. The YOS will continue to monitor this data to identify any lessons and areas of good practice.

The YOS have continued to maintain low rates of custody but have seen an increase during the last 12 months in children who have been remanded and then sentenced to lengthy custodial sentences due to knife crime offences. These children had no previous or very minimal YOS involvement prior to these very serious offences. Lengthy sentences are in line with national experience where young people are

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committing very serious offences. It remains rare in Derbyshire for short custodial sentences to be imposed. The YOS continues to receive positive feedback from the Courts and there is trust in the recommendations made by the YOS which helps keep use of custody low. As noted above, due to the concerns around knife crime and the impact of this on the young person, the victim and the wider community, a knife crime programme, designed in conjunction with partners, has been launched. As outlined, we want to go further and aspire to be a custody free zone which will necessitate further work with sentencers and continued rigorous focus on the quality of pre-sentence reports.

The numbers of children in care who go enter the formal justice system remains low and remains lower than national averages. The YOS monitors this data monthly and will continue to keep this and the effectiveness of the joint protocol for children in care who offend. This will be incorporated into a child in care strategy in 2022. As the table below shows, have a low number of children in care who offend given we have 957 Looked After children (July 2022). The table also outlines the sharp interface with Children in Need and Child Protection and evidences the need to appropriately do Youth Justice through an appropriate safeguarding lens.



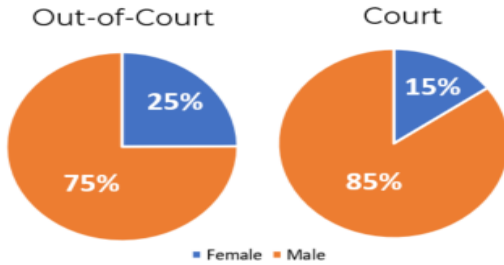
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In December 2020, the YOS benchmarked its performance using the YJB disproportionality toolkit, which identifies whether children and young people from an ethnic or minority background are receiving disproportionate outcomes in comparison to white children and young people. No concerns around disproportionality were identified. However, our recent Inspection did note a need to develop our approach further with clearer line of sight and impact on disproportionality. A multi-agency/disciplinary 'Spotlight' event on disproportionality and development a partnership 'disproportionality' action plan overseen by the partnership board is planned. The data below outlines the current cohort and as discussed, we are particularly keen to consider how we can work with children from a global majority and females, with a particular aim to reduce the current slight over-representation of girls.

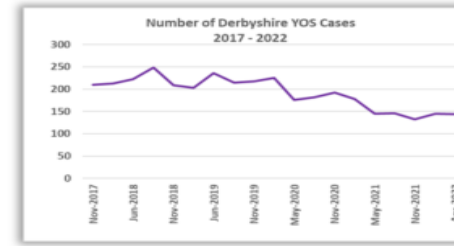
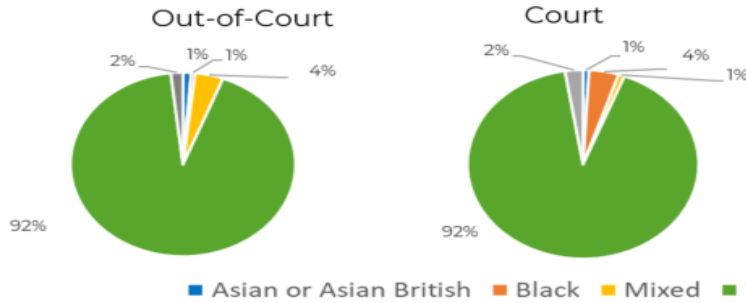
# YJS Context

In 12 months to 31 May 2022, **454** (490 in 2021) individuals had **526** (560 in 2021) interventions. **387** (414 in 2021) were Out-of-Court interventions. **139** (146 in 2021) were Court interventions.

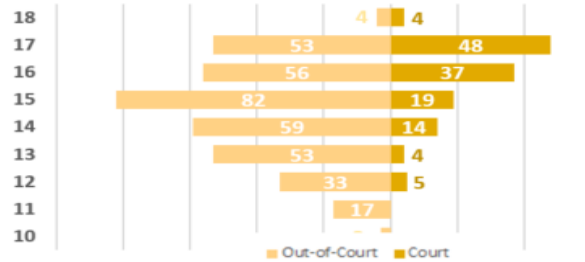
## Interventions by Gender



## Interventions by Ethnicity



## Age at Intervention Start



## Most common offence types linked to Interventions



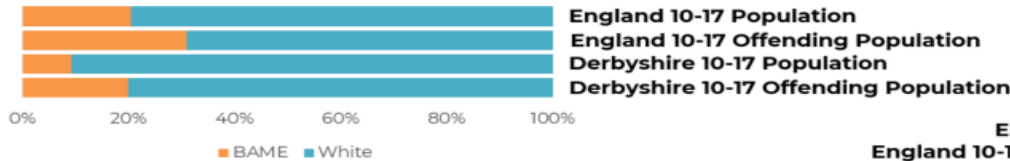
Data source: Internal Monitoring 12 months to 31/05/2022. 2021 figures are for 12 months to 31/05/2021.

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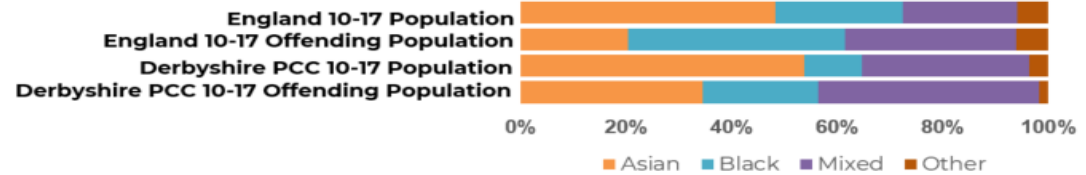


# Ethnicity - Disproportionality

Derbyshire & England - White & BAME  
Population vs Offending Population y/e  
March 2021

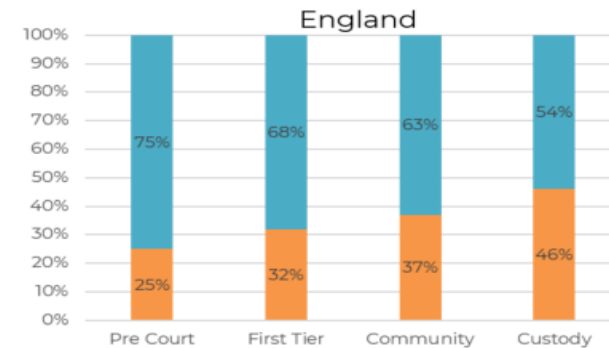
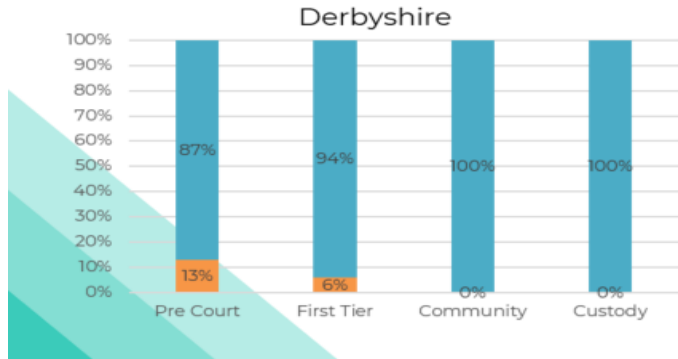


Derbyshire PCC & England - BAME  
Population vs Offending Population y/e  
March 2021



## Cautions and sentencing: White vs BAME

Proportion of sentences given to children for each sentencing tier  
White vs Ethnic Minority groups, year ending March 2021



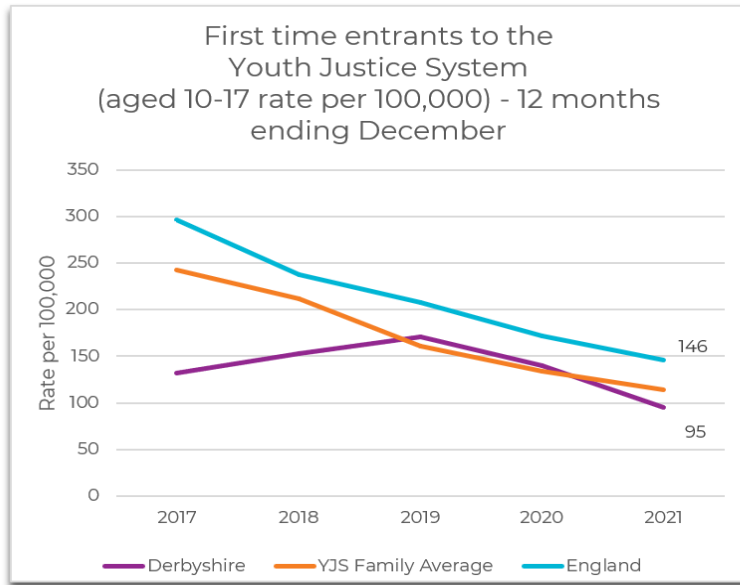
Data Source: YJS Ethnic Disparity  
Tool 2020/2021-  
published April 2022

This outline on ethnicity disproportionality showcases that global majority children are under-represented for post Court Orders which is a real positive, but slightly over-represented in Pre-Court disposals which we will again, consider in our disproportionality action plan and our Early Intervention and Out-of-Court strategy

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## Impact - First Time Entrants



**Year Ending December 2021**



Nearest 10 FTE  
68 FTE – 95 per 100k  
(England 146 per 100k)

**Year Ending December 2020**



97 FTE – 140 per 100k  
(England 172 per 100k)

**Year Ending December 2019**



117 FTE – 171 per 100k  
(England 208 per 100k)

In Derbyshire, the approach to out of court disposals is one that is underpinned by a commitment that where it is safe to do so, we appropriately divert children from the formal criminal justice system. In 2021, 68 children were first time entrants (95 per 100,000 of the population). This evidenced that our approach to out of court disposals is having a positive impact in supporting children to desist from offending and avoiding unnecessary criminalisation. Our re-offending rates for each of our out of court disposal cohorts further demonstrate positive impact. The successful use of our 'divert' and 'divert plus' interventions is a key part of this successful impact, resulting in a relatively small number of youth cautions being administered which is a formal criminal justice disposal.

## **Youth Cautions, Youth Conditional Cautions, Diverts and Divert Plus Outcomes 15 June 2021 – 14 June 2022**

In total, Derbyshire delivered 271 out of court disposals during this period:

- Divert and divert plus account for 72% (195)
  - 140 Divert (51.7%)
  - 55 Divert plus (20.3%)
- Youth cautions (1 with voluntary conditions) account for 7% (19)
- Youth conditional cautions account for 21% (57)

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### **Use of Youth Cautions**

Derbyshire's approach to youth cautions is to utilise them to aid a diversionary approach to children to prevent escalation through the youth justice system. Due to the effectiveness of the divert and divert plus interventions, youth cautions are most commonly utilised when a young person already has a higher tariff disposal. In the last twelve months, Derbyshire delivered 19 youth cautions. In 13 of these instances, children received a youth caution when they already were in receipt of a higher tariff disposal (youth conditional caution or court order) The re-offending rates for all out of court disposals demonstrate the effective impact of our offer. That said, as a partnership, we are going to further consider use of Youth Cautions to ensure it is both an effective disposal to reduce FTE's but also isn't used unjustly.

### **Out of Court Disposal Re-offending Rates**

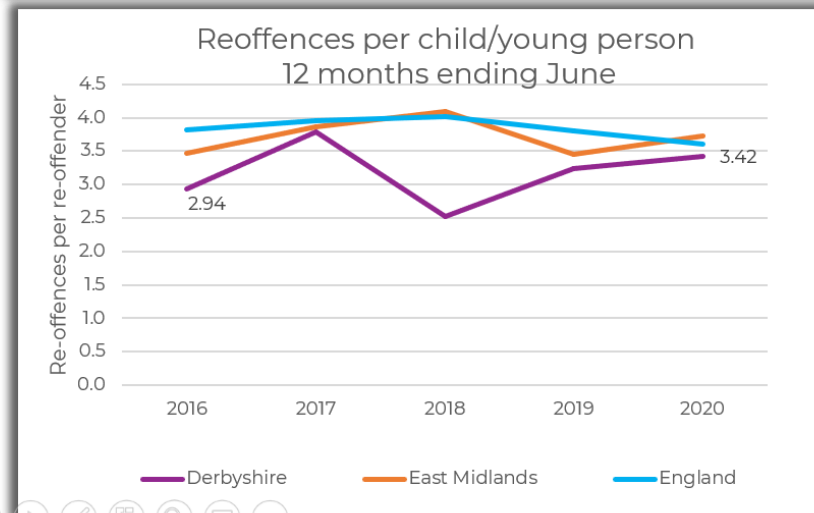
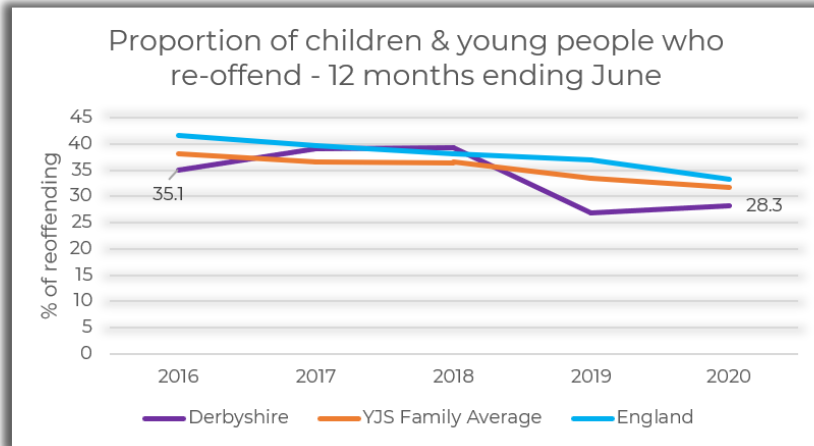
Whilst there is not published national data, the re-offending rates below outline a positive desistance picture, with very low (and falling) re-offending rates, particularly for youth cautions.

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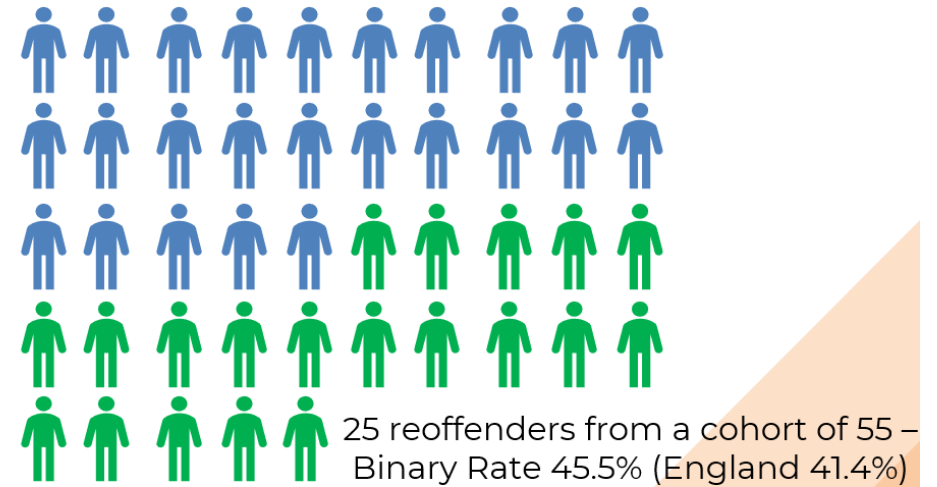
Outcome	2021			2020		
	Total children receiving a disposal	Total who re-offended within 12 months	% who re-offended within 12 months	Total children receiving a disposal	Total who re-offended within 12 months	% who re-offended within 12 months
Divert/Divert plus	187	20	11%	250	35	14%
Youth Cautions	24	1	4%	18	3	17%
Youth Conditional Cautions	50	5	10%	51	8	16%

We are committed to regularly reviewing the impact of our out of court disposal provision in light of best practice and the evidence base of the Child First approach (e.g. Case and Haines (2015) and The Edinburgh Study of Youth Transitions and Crime (<https://www.edinstudy.law.ed.ac.uk/>)).

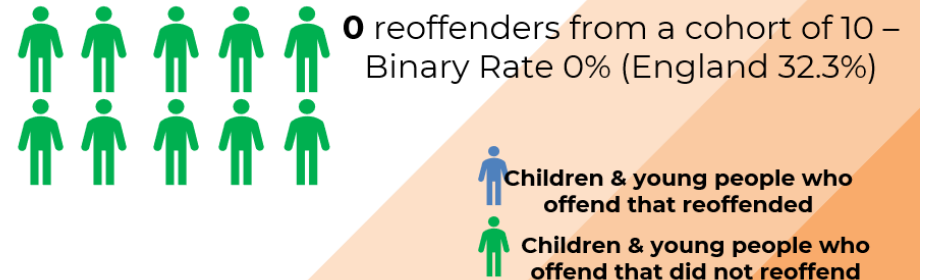
# Impact - Reoffending



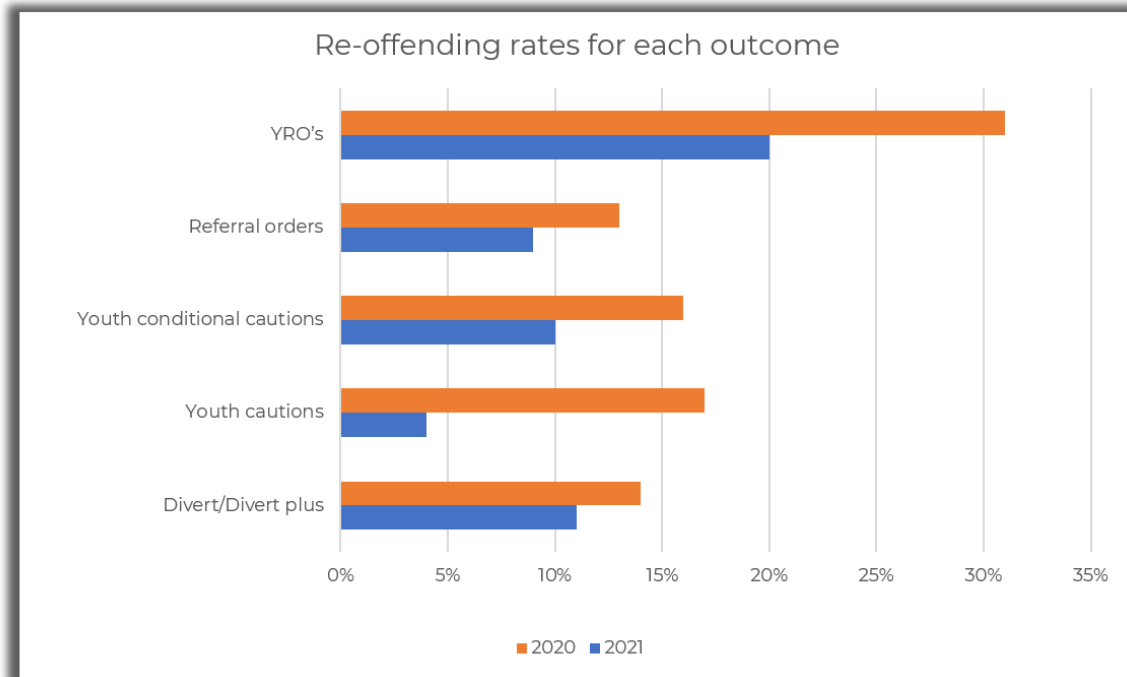
## April 2016 to June 2016



## April 2020 to June 2020



## Impact – Re-offending



Data taken from Core +

- Falling re-offending rates across each outcome type
- Greatest fall in re-offending relates to youth cautions

## Impact - Court Disposals resulting in a Custodial Sentence

### Custodial Sentences - Derbyshire

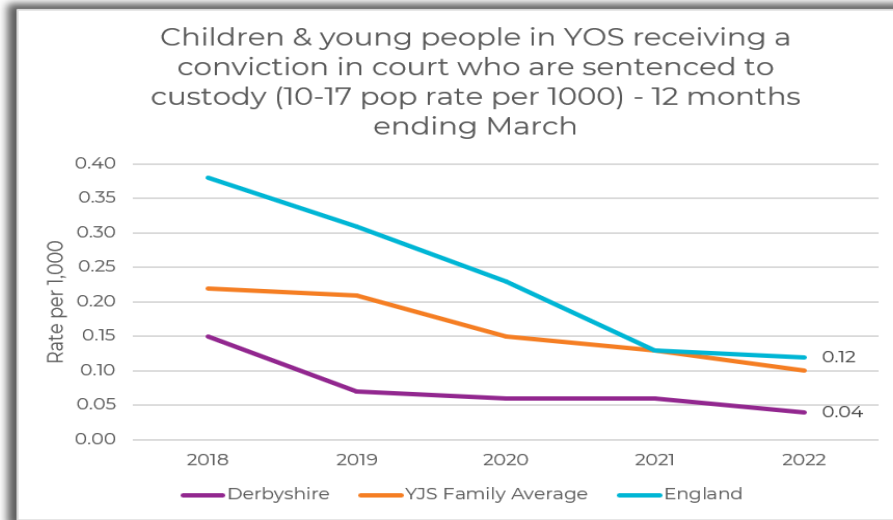
**Year Ending March 2022**



**Year Ending March 2021**



**Year Ending March 2020**



A continued key aim will be to maintain this current performance and outcomes, but also further consider how we can work with our judiciary and locality Early Help and Safeguarding colleagues to further reduce the use of remands into custody. Plans are in place for this to be a topic at Court groups and our Partnership board. We do though have strong measures currently in place to try and further reduce remands into custody.

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- There are close working relationships with Children’s Social Care for any cases at risk of secure remand where we attempt to identify suitable accommodation via a placement or family. Any children at risk of remand are escalated to the Head of Service.
- The Head of Service has responsibility and delegated decision-making authority to agree post 16 accommodations searches and placements.
- There has been service wide investment in a new 12 bed supported accommodation provision with two additional emergency beds.
- The Service has a range of bail support programmes that are offered to the court as robust alternatives to a secure remand.
- Information is shared between the Police and Youth Offending Service as soon as a child appears in the custody suite, which enables the service at the earliest opportunity to track cases and prepare bail options in advance of any court hearings.
- The Service has strong links with CPS and defence solicitors to identify early those children at risk of secure remand.

## Priorities

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The priorities for the YOS are improving or maintaining current performance to ensure that children and young people are diverted from offending / re-offending and achieve good outcomes for children, families, victims and the public. Underpinning our aims and collaborative practice approach, will be the design and implementation of seven key partnership strategies for children in the justice system. These will be signed off by our Partnership Board to ensure clear agreed frameworks across agencies. These key strategies will be:

- Early Intervention and Out-of-Court
- Health
- A Youth Justice Education, Employment and Training offer
- Victims and Restorative Practice
- Participation and Co-Production.
- Children in Care
- Safety, well-being and public protection

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This year will see a further embedding of speech, language and communication and trauma informed practice into the work of the YOS as three-year match funding from the office of the Police and Crime Commissioner has been secured. The YOS will look at greater integration of the specialist functions into the work of the YOS. To achieve this ambition YOS will work with partners in health to understand the impact to date of interventions, assess where there are gaps and where pathways need to be strengthened. Undertaking this full assessment will enable partners to be assured that plans to provide a comprehensive health provision across the Derbyshire footprint will be successful. As noted above, short term funding and gaps in provision are a challenge for the YOS so the partnership will seek to achieve a sustainable provision in these areas, alongside consideration of roles within the service realignment. In addition to the overarching strategies, other areas which will be addressed within the strategies are:

- In line with national findings the YOS are concerned about the over representation of children presenting with Autistic Spectrum Diagnosis (ASD), Special Educational Needs and Disabilities (SEND) or other neuro-divergence within the criminal justice system. This has been a particular feature for children who have been remanded or sentenced to youth detention.
- Children at risk of exploitation and county lines – whilst there is positive partnership working underway to address concerns around children at risk of exploitation, this will remain a priority area, given the devastating impact exploitation has on children and its prevalence. The YOS are seeing an increase in the number of children at risk of county lines exploitation and will consider resources and best ways of working with children who are at risk. We are part of locality Child at Risk of Exploitation meetings and the service benefits from having A Child Protection Manager for Exploitation who has a strong line of sight on our high-risk children.
- Knife crime – the YOS has noted a number of young people referred for out of court disposals because of being in possession of knives on school premises. Knife crime has also driven the recent remands and custodial sentences. A large proportion of these young people have been previously unknown to the YOS. The YOS have piloted an intervention to work with those receiving an intervention for possession of a knife and will roll this out across the service. The YOS has also engaged with partnership activity around knife crime and serious youth violence to inform a county wide strategy and will continue to do this in the coming year.
- Girls in the criminal justice system - The YOS has been a member of the Women in Justice Sub-Group and have worked with partners on developing a blueprint for working with girls and women at risk of or in contact with the criminal justice system.
- Volunteers – in common with the experiences shared by volunteers within the HMIP Covid thematic inspection, volunteers have found aspects of their role impacted by Covid 19. Feedback from a 2020 Practice Learning Day identified that volunteers have struggled with fully engaging with young people and their families due to panels operating remotely. The YOS now ensures volunteers are supported as much as possible through refreshing the induction new volunteers undertake, as well as ensuring ongoing links and understanding of the YOS via volunteer engagement events. We will also co-ordinate our volunteer and mentoring offer with colleagues in Leaving Care, where a number of our young people would relish such opportunities.

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- Children at risk of extremism –The YOS have seen an increase in young people at risk of online extremist ideology. Working with partners, some of these children have been diverted away from formal criminal justice processes following successful National Referral Mechanism applications. The YOS will continue to work with partners via the Channel panel and strategic and operational links to prevent children becoming involved in extremist activities.
- Embed our Resettlement policy written and launched in 2022. Linked to this, a partnership board focused approach to reducing the use of remands into custody.
- Discussions are underway with the Office of the Police and Crime Commissioner with a view to securing additional funding to better resource the victim offer. Through reflective case review and audit activity the YOS have identified gaps in our work to ensure victims are considered in our work with young people and that there are robust plans in place to ensure victim safety. Service wide briefings were held around victim work and restorative justice in January / February 2021.

## 9. National standards

Page 91 The YOS undertook a National Standard audit in 2020/2021 and the findings were as follows:

National Standard 1 Out of Court Disposals – compliance with this standard was found to be good in all areas. Actions for further development and improvement were set and all have been completed. Areas of significant development have been making the Action Plan more young person friendly with the input of the YOS Speech and Language Therapist, developing HSB panels, evolving and developing the out of court processes and moving the assessment for out of court pre panel to enable more robust decision making and involvement of the young person and family – reducing drift that had crept into the system when these were completed post decision.

National Standard 2 Courts – the self-assessment identified that the service was good in all areas except 4 where requires improvement was noted. The actions to improve these areas mostly related to evidencing that children and families had input into assessments and key information had been communicated to them.

National Standard 3 Court disposals – compliance with this standard was good in all areas except 3 where further work was needed to increase the self-assessment from requires improvement to good. Actions related to ensuring significant events lead to an assessment review, utilising the correct asset stage and consistency in RMP/VMP planning. Guidance and development sessions were held. The area

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for ongoing focus remains the consistent review following a significant change of circumstances, which continues to be identified as an area of development for the service through its reflective case review processes.

National Standards 4 Secure Settings – 11 out of 37 standards required improvement. Compliance with the remaining areas were judged to be good or outstanding. On the whole where improvements were required, these related to ensuring staff were aware of the roles and responsibilities where children are on remand or serving a sentence and are aware of escalation processes. A remand and resettlement policy has been developed and was launched across team meetings, highlighting responsibilities and national standards. Escalation processes are better understood, and concerns have been escalated in respect of one young person.

National Standards 5 Transition and Resettlement – Compliance with these standards was felt to be good or outstanding in all but 4 areas which were judged as requires improvement. This related to transition planning and ensuring plans considered community objectives and covered all the work that was to be completed. As noted above, a remand and resettlement policy has been developed and was launched across team meetings and stresses the importance of planning for release from the start of the custodial sentence.

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The YOS has recently focused its reflective case review process on remand and resettlement cases due to a slight increase in children experiencing these. The findings found some areas for renewed focus such as contact levels and incorrect asset stages being utilised, but also noted some outstanding areas of work. These findings, together with the National Standards self-assessment, fed into the remand and resettlement policy and will remain an area of focus going forward.

In July 2022, Derbyshire received a full HMIP Inspection. This found high compliance with standards for children in the justice system across all facets. However, we do plan on refreshing and re-invigorating our Youth Justice dashboard to be able to give us real time data and drill down into national standards.

## 10. Challenges, risks and issues

Some of the challenges and risks are already identified within this plan thus far. As we move to a sense of ‘back to normal’ after the covid restrictions, there is a sense of unknown as individuals and communities move forward. Amidst the covid recovery, both locally and nationally we have a cost-of-living crisis, with rising fuel, energy and food prices particularly, all of which could have an impact on offending and crime. However, we believe that the strategic partnerships we have, and the renewed strategies stand our service in good stead to be

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able to respond to changing patterns. Our recent HMIP Inspection highlighted very strong practice which ultimately is the key foundation to good outcomes for children, victims and the public.

## Health Provision

We have a strong partnership health offer benefitting from CAMHS leads, two part-time Psychologist posts in the north and south of the county, a Speech and Language Therapist (PCC funded) and two well-being workers. The Psychology and well-being worker posts are joint offers with Derby City YOS and our Health colleagues and have been successfully evaluated by Nottingham Trent University. Positively, we have secured permanent funding for the Psychologist posts and the Local Authority is going to fund the well-being workers until March 2023, seeking to establish core funding as part of the service realignment.

**Serious Youth Violence and Knife Crime** Knife crime is an issue that presents a risk for several areas, ordinarily more inner-city areas. However, as outlined, we do border several cities. We are aware of one County Line which runs to Derbyshire currently. We have had some serious incidents occur in the County in the last year. A knife crime programme alongside a robust focus on exploitation responses is in place but it is something we will look as a partnership, to further respond to.

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**First-Time Entrants:** Whilst Derbyshire performs very well, 20<sup>th</sup> nationally, and is something we are proud of, it is still considered a risk area as achieving this requires consistent partnership 'buy in' and commitment to diversion. The implementation nationally of this as a performance measure has revolutionised how we do Youth Justice. As ever though in the fast-changing world of youth justice, the encouraging developments toward a more child-centred and effective response to children in trouble is far from bolted down (Smith, 2014) and the pendulum could swing. We in Derbyshire will be vigilant and ensure continued focus.

**Remands to Youth Detention Accommodation (and safety of children in the secure estate).** Devolving costs of Youth Detention to Local Authorities is supported as it ensures a partnership commitment to keeping children in the community. However, there is a cost challenge to the Local Authority, particularly given the significant concerns of the safety of children in Young Offender Institutes or Secure Training Centres which, means that advocating for Secure Children's homes is more likely when a remand does occur. This leads to both a sufficiency challenge as more Local Authorities request Secure Children's homes in order to keep their children safe. We have read and digested ongoing concerning Inspection Reports for some YOI and STC's and in June our Partnership board agreed an additional approach to keep any children in the secure estate safe (attached below)

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**Reduced funding:** We have a budget which enables us to structure the service well. However, as with other Local Authorities, Youth Justice funding derives itself from a range of different agencies, including the Youth Justice Board which does make long term planning challenging. We do have plans to enhance our early intervention offer and very much want to consolidate our well-being worker roles. Continued partnership funding across the board will be required. We are confident in this regard but feel it is a risk that we should continue to be alert to.

**Transport:** A practical challenge for a large authority such as Derbyshire is the size of the county, not aided by inconsistent public transport. This can impact on educational opportunities for children and families. Our planned Youth Justice EET offer will attempt to remove some of these structural barriers, alongside more developed offers with Early Help.

**Cost of Living Crisis** The cost-of-living crisis will impact most on those who struggling financially. There is unequivocally an inherent link between poverty and crime. This may result in increased numbers of families coming into contact with the criminal justice system, increasing caseloads and demands on the service. Practically, we will co-ordinate even better with Early Help and utilise the Household Support Fund where appropriate, and work closely with the Derbyshire Discretionary Fund. We also have strong links in Leaving Care with the Department for Work and Pensions and have contributed to their Youth Hub which was set up in 2022 in Chesterfield. This particular risk underscores the value of our success in diverting children from the criminal justice system. We will ensure this offer is further enhanced and to enable swifter responses to support children and families.

**Neuro-divergence:** Children and young people with neuro divergence are overrepresented in the Criminal Justice System. The YOS has noted an increase in young people presenting with a diagnosis of autistic spectrum disorder or neuro development needs. It will be a strategic priority to review neurodevelopmental needs of children and young people engaged with the YOS and partner agencies within Derbyshire to develop a partnership response to this.

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## 11. Service Improvement Plan

Our Service development plan is committed to ensuring a practice and partnership approach to the YJB Child First guidance and it has guided the completion of our plan - the Youth Justice Board (YJB Strategic Plan 2021-24). The YJB has identified three strategic pillars that will help them work towards their Child First vision. In turn, this will help Derbyshire further embed Child First. These YJB pillars are

- Through clear leadership, we empower our people to intelligently use our resource and operate as an exemplary public sector organisation and employer.
- Our unique statutory oversight function enables our effective monitoring of the operation of the youth justice system.
- The leadership and guidance we provide to our partners helps drive system improvement for children and achieve better outcomes.

Reference has been made to our future partnership strategies which support our work and focus resources and practice. However, we do know that our Partnership Board impact is of utmost priority. It is for this reason that in addition to increasing the membership, demanding more of each other, we will be seeking the support, critiques and challenge of a national figure on our board. We have developed a proactive relationship with key the Police who are particularly passionate about our planned new Early Intervention and Out-of-Court strategy. The plan also dovetails with Police and Crime Commissioner Objectives in The Police and Crime Plan 2021-25. There are clearly aligned priorities for the OPCC and Youth Offending Service regarding Prevention and Diversion before the onset of harms caused via criminality and exploitation, with the OPCC's strategic priority focused on safeguarding which links to the Youth Offending Services priorities regarding Serious Youth Violence, as a number of the children who have become involved in Serious Incidents have been involved in contextual safeguarding issues.

- Joint work with police and partners to prevent violence against women and girls.
- Expecting the Police and partners to tackle and reduce knife and violent crime.
- Having a partnership approach to safeguarding children and adults at risk of exploitation and abuse including online criminality.

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## Key Findings from Inspection Activity, Thematic Reports, Reviews and Learning Exercises.

Derbyshire last received a full Ofsted ILACS Inspection July 2019 with relevant findings for Youth Justice focused on improving homelessness options for 16- and 17-year-olds and developing a homelessness clear strategy and pathway. This strategy is now embedded. There was also work needed to improve the quality of service and support offered to care leavers. The Leaving Care Service received a Focused Ofsted visit on care leavers in late 2021 and Inspectors found *'significant improvements'* which were *'visible, tangible and sustained'* and a *'comprehensive local offer, effective strategic partnerships, and a passionate and skilled workforce are enabling positive experiences and progress for care leavers. They also said they were 'humbled by the amazing strength' of our care leavers. As outlined in this plan, we want to encompass some agreements and relationship with providers and young people to benefit children in the justice system, and vice versa. [The full letter can be found in this link.](#)*

In June 2022, Derbyshire YOS had a full HMIP Inspection. This report is not yet public, but we are pleased with the outcome, especially the quality of practice and the strong, meaningful relationships with children that were evident. The areas for development identified in the Inspection were known to us in advance and inform our service plan. Derbyshire is due to receive a further Ofsted focused visit for children in need of help and protection later this year.

We of course, undertake reviews and learning exercised when the criteria is met for a YJB notification. This has helped further develop practice, particularly around relationship consistency when using specialist staff and work to improve victim feedback. All relevant learning exercises have been presented to our Partnership Board. Our overarching plan has also utilised research articulated HMIP research and recommendations particularly when informing our Child First approach to risk such articulated in [Risk and Desistance: A Blended Approach to Risk Management \(justiceinspectorates.gov.uk\)](#), alongside the HMIP annual report.

As an authority and indeed, as a region we are await further progress and developments on the Care Review published earlier this year. Derbyshire already commission placements as part of a regional approach and have recently extended this to supported accommodation provision. Particularly relevant for children in the justice system, the suggestions in the Care Review regarding an early intervention, family approach to Early Help will be welcomed, as would the recommendation to abolish YOI's and STC'S for children. Derbyshire are already preparing providers we work with to be ready for the future regulation of Supported accommodation provider for 16- and 17-year-olds.

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## Workforce

Derbyshire benefits from an experienced and experienced management and staff team informed by a Youth Justice specific workforce development plan. Staff benefit from access to a detailed Children's Services programme but equally, we recognise the specific knowledge required for Youth Justice practitioners and therefore have monthly focused learning events plan each month for the next twelve months. Derbyshire has manageable caseloads for practitioners but accept that our thorough approach to Out-of-Court assessment and decision-making had an impact on morale and workload, and indeed for timely decisions for children. This assessment process was redesigned in July 2022, with the replacement of Asset Plus for Out-of-Court disposals. This has already helped enable practitioners to have more time to be Child First. We also recognise that our workforce is undoubtedly our greatest asset and our culture moving forward will ensure they have voices in practice design and delivery and are nurtured, supported, challenged, and celebrated.

## Board Development

This plan acknowledges that we need to do more to improve and strengthen the impact of our Partnership Board. Plans to do so are articulated throughout this plan. The board accepts the need to do more to offer a consistent health offer, improve the number of children receiving education and contribute financially to the service. We are confident that moving forward there is real commitment to do the aforementioned and that co-production and participation will be at the heart of what the service and the board, do.

## 12. Evidenced Based Practice and Innovation

This plan details a number of innovations undertaken in the last year which are framed again here. The seven partnership strategies that we will undertake and agree will seek further ways to innovate and we have a critical friend partnership with other Local Authorities to challenge and support each other. In the past twelve months we have:

- Developed our health offer (Well-Being workers, Psychology, Seconded nurse and Speech and Language Therapist. This has been positively evaluating by Nottingham Trent University.
- Commissioned an Independent Report to offer critique and help inform progression of the service. The findings are in our service plan.
- Increased our victim contact levels by reviewing our methods a of communication and ensuring we have a worker who leads on victim engagement.
- Successful out of court outcomes.

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- A Harmful Sexual Behaviour prevention strategy
- Joint work with Community Safety to develop knife crime interventions and reduce Anti-Social Behaviour
- Signed up foster carers to our Reducing children in care protocol.
- Continued to develop our Youth MAPPA approach.
- Our Action Plans were designed following HMIP Thematic guidance and were co-produced with staff, young people and our speech and language therapist.
- Out-of-Court assessment process reviewed immediately following YJB guidance (May 2022)

### 13. Looking Forward

Above all, Derbyshire has real positive energy to do more to support children in the justice system and reduce the number of children coming to our attention. The partnership is fully signed up to being a Child First Partnership and we are also committed to each other to ensure that we are successful for our children. We are ambitious and driven to do more in the next twelve months and look forward to developing and implementing our new partnership strategies, being more participation and co-production led, and look at ways of how we can further innovate.



# Youth Justice Plan 2022

Area of Focus	Actions	Lead	By when	Review Evidence
<b>Be Child First across the partnership</b>	<ul style="list-style-type: none"> <li>• Rename the service</li> <li>• Purchase 8 places on the YJB Child First training for practitioners</li> <li>• All policies and strategies will have child first terminology in them,</li> <li>• All our future key strategies will be underpinned by child first</li> <li>• Consider assessment and case notes style of writing to young people</li> </ul>	YOS and Parentship board	Jan 2023	
<b>Timeliness and quality of assessments and plans especially where a young person re-offends within a short period (need to include the new intervention or offending). This includes improving the percentage of PSR recommendations being accepted by the court</b>	<ul style="list-style-type: none"> <li>• Further embed dashboard tracking and monitoring to ensure timeliness of assessments.</li> <li>• Consider the effectiveness of the assessment framework for Out of Court and design and embed the new assessment framework to enable more time to spend with young people (YJB Study 2022).</li> <li>• Implement monthly Youth Justice Performance meetings.</li> </ul>	SPs/ TMs/ HoS	December-22	
<b>Enhancing our offer to victims and ensuring a</b>	<ul style="list-style-type: none"> <li>• Workforce development focus on Restorative Practice</li> </ul>			

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<p><b>restorative culture in the service underpinned by a partnership victim and restorative strategy</b></p>	<p>- Restorative Practice training will be commissioned for the service and for the service to progress Restorative Practice accreditation.</p> <ul style="list-style-type: none"> <li>• Robust quality assurance of all assessment and plans to ensure restoration and victim safety are reflected.</li> <li>• Develop clear YOS and Police victim strategy with input from the victim working group.</li> <li>• Maintain high victim engagement performance for Out-of-Court and improve it for post-court.</li> <li>• Increase our sessional supervisor capacity</li> </ul>	<p>Police/YOS</p>	<p>Sep-23</p>	
<p><b>Develop a partnership risk and safety strategy including reviewing the risk, safety and wellbeing process and the effectiveness of the Risk, Safety and Wellbeing panel and joint responses to exploitation</b></p>	<ul style="list-style-type: none"> <li>• led by a Team Manager to review and make recommendations for development of our approach. (To include Police, locality Social Work representative, Leaving Care Service representative and Child Protection Exploitation Manager) and encompassed within a partnership Safety and Public Protection strategy,</li> </ul>	<p>YOS, Police, Early Help and Safeguarding, Partnership Board</p>	<p>January-23</p>	

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	<ul style="list-style-type: none"> <li>• Child exploitation - Review and revisit the use of CRE guidance, toolkits and pathways, use of language in recording, to provide further assurance of a consistently strong response to CRE risks across the service to safeguard young people who may be vulnerable to exploitation</li> <li>• Further embed Youth Justice presence in locality CRE meetings and mappings</li> </ul>			
<p><b>Contingency planning and exit strategies - Ensure all cases have clear contingency plans and exit strategy</b></p>	<ul style="list-style-type: none"> <li>• Service realignment to consider cross service workforce development to strengthen the approach to early intervention and prevention throughout engagement with children, including offering further support post court orders. This will be encompassed in our Early Intervention and Out of Court strategy</li> </ul>	<p>Partnership Board led by a Team Manager</p> <p>TMs/SPs</p>	<p>Jan- 23</p>	
<p><b>Continued Development of our Health offer</b></p>	<ul style="list-style-type: none"> <li>• Consider Enhanced Case Management approach linked to use of our psychologist.</li> <li>• Incorporate this within a health hub model aiming for</li> </ul>	<p>Health/ HOS/Derby City and partnership board</p>	<p>Jan-23</p>	

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	<p>consistency across Derbyshire and seeing if additional resource can be gained.</p> <ul style="list-style-type: none"> <li>• Overarching Youth Justice agreed health strategy to be designed and implemented including. <ul style="list-style-type: none"> <li>- Seamless Transitions to adult services</li> <li>- Embed links to community services</li> <li>- Develop Service Data and its reporting</li> <li>- Staff upskilling</li> <li>- Improved Evidence of outcomes</li> </ul> </li> </ul>			
<p><b>Improving learning from QA activity, IRRs and PRs</b></p>	<ul style="list-style-type: none"> <li>• Learning from Reflective Case Reviews to be discussed at MTM and actions identified</li> <li>• Summary of learning to be discussed in team meetings</li> <li>• Regular dip samples on key theses – (disproportionality, a management oversight, victim safety)</li> </ul>	YOS/QA	Sep 22	
<p><b>A Youth Justice partnership EET strategy</b></p>	<ul style="list-style-type: none"> <li>• Assistant Director to disseminate minutes and actions from the SEND board to the YOS to support mutual awareness of key partnership aims.</li> </ul>	Head of Service (YOS) with Head of Service	Jan-23	

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	<ul style="list-style-type: none"> <li>• Increase the number of Youth Justice children in Education, Employment and Training, including ensuring children under 16 receive their full educational entitlement.</li> <li>• Improved the use of the dashboard to target young people not EET.</li> <li>• Greater partnership with Education team, DAECES and Leaving Care Service to further utilise provider and employer knowledge.</li> <li>• Creative mentors and wider Virtual School knowledge to be offered to youth justice children.</li> <li>• Joint mentoring scheme with the Leaving Care Service.</li> <li>• DWP Youth Justice Protocol to be agreed.</li> </ul>	(SEND) and Partnership Board		
<b>Development of the strength and impact of the Partnership Board</b>	<ul style="list-style-type: none"> <li>• Following on from launch of the board member induction pack and new terms of reference, widen the membership of the board including young person participation, a critical friend independent board member</li> </ul>	Partnership Board	Oct-22	

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<p><b>Ensure closer working, meaningful integration between YOS and social work teams, including improved recording and integration of assessment and planning.</b></p>	<ul style="list-style-type: none"> <li>• Consider Service realignment to bring YOS teams closer linked with locality teams.</li> <li>• Shared culture across services through awareness raising at leadership forums.</li> <li>• Ensuring YOS proactively shares relevant assessment and plans with Early Help and safeguarding colleagues, and vice versa</li> <li>• Shared commitment to corporate parenting for children in care and YOS commitment to Think Family. HOS involvement in post 16 accommodation sufficiency.</li> <li>• A one service view on assessment and planning, with escalation processes followed where needed.</li> <li>• Team managers to shadow Placement Matching Panel and Supported Accommodation panel.</li> <li>• YOS service day to include sessions on different types of LAC placements.</li> </ul>	<p>Assistant Director (Specialist Services) and Assistant Director (Early Help and Safeguarding), HOS</p>	<p>Dec-22</p>	
<p><b>Agree a seconded Probation Officer into the Service</b></p>	<ul style="list-style-type: none"> <li>• Continued commitment by Probation for their recruitment drive which will enable a seconded Probation officer. Salary in kind</li> </ul>	<p>Partnership Board</p>	<p>April 2023</p>	

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	payment has been agreed in the interim.			
<b>Develop Participation and co-production strategy</b>	<ul style="list-style-type: none"> <li>• Design and implement a strong Youth Justice young person 'council' to ensure meaningful impact on service design and delivery.</li> <li>• We will utilise knowledge and support from other services who have strong co-production approaches.</li> <li>• Ensure young people are part of interview panels and on relevant Youth Justice scrutiny boards</li> </ul>	YOS/Leaving Care Service/ Participation Team	Jan 2023	
<b>Strengthen management impact - Further strengthen robust but reflective management oversight to further improve quality of assessments, plans, and interventions</b>	<ul style="list-style-type: none"> <li>• Reflective training where needed. Peer coaching for new managers.</li> <li>• Support managers to have the time to develop staff, improve assessments and plans by reducing appropriately some processes.</li> <li>• QA dip sampling exercise on management oversight.</li> </ul>	YOS management team	Sep 2022	
<b>Commitment to further reduce the number of Children in Care entering the criminal justice system and custody through</b>	<ul style="list-style-type: none"> <li>• Regular review of children in care protocols.</li> <li>• Commissioned accommodation providers to sign up to our diversion approaches</li> </ul>	Early Help and Safeguarding service, HOS, partnership board	October 2022	

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<p><b>partnership children in care strategy</b></p>	<ul style="list-style-type: none"> <li>• Stronger corporate parenting ethos to pervade across Youth Justice. Consider consolidation of current plans to an overarching reducing children in care offending strategy.</li> <li>• Use of the National Leaving Care Benchmarking Forum Criminal Justice experienced peer mentor to advise on strategies and practice.</li> <li>• Commitment across Children's Services to reduce First Time Entrants and children going to custody.</li> </ul>			
<p><b>Reduce any potential disproportionality - Increase age of Children known to the YOS and reduce female offending especially)</b></p>	<ul style="list-style-type: none"> <li>• Undertake a study and partnership action plan on any potential disproportionality - age of children entering the justice system, BAME, sex, gender children in care, geographical area.</li> <li>• Service day on disproportionality</li> <li>• Disproportionately research to be regularly shared.</li> </ul>	<p>YOS Management Board, Early Help and Safeguarding</p>	<p>Jan 2023</p>	
<p><b>Increase use of and impact of volunteers including ensuring they are part of the service</b></p>	<ul style="list-style-type: none"> <li>• Consider use of volunteers in a formal mentoring scheme.</li> <li>• Monthly Newsletter.</li> <li>• Continue regular volunteer learning events.</li> </ul>	<p>Volunteer Lead and Leaving Care Service</p>	<p>Oct-22</p>	

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	<ul style="list-style-type: none"> <li>• Further targeted volunteer recruitment campaign including using care leavers.</li> </ul>			
<b>Aspiration for no children to be in Police custody overnight, respond to children released without charged and reduce the number of children in care who become Looked After Childrendue to bail conditions</b>	<ul style="list-style-type: none"> <li>• Monthly strategic meetings to address and support children arrested.</li> <li>• Police/YOS and Early Help and Safeguarding to have meaningful dialogue at the point of bail conditions which could preclude a child living at his home.</li> <li>• Police to undertake a paper and plan regarding children released without charge</li> <li>• Continue to increase placement sufficiency.</li> </ul>	Early Help and Safeguarding/ Police/Partnership Board	Review Dec 2022	
<b>Increase consistency and quality of Transitions to Probation</b>	<ul style="list-style-type: none"> <li>• Review Probation Service Level Agreement and Transitions policy</li> </ul>	YOS/Probation	Dec-22	
<b>Derbyshire to be a custody free area</b>	<ul style="list-style-type: none"> <li>• Culture of custody as a last resort.</li> <li>• Learning from any custodial sentence study to take place with recommendations for practice.</li> <li>• YOS HOS to work children's services commissioning team regarding supported accommodation development.</li> <li>• Consideration of YOS contribution to exploration of</li> </ul>	YOS/Early Help and safeguarding/Health and Police	Review in Dec 2022	

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	<p>post 16 accommodation to increase options if a child does need to be accommodated/released from custody.</p> <ul style="list-style-type: none"> <li>• Pre-Sentence Reports to be robustly quality assured to ensure they are analytical, give clear sentencing options with strong arguments against custody.</li> <li>• <b>June 2022 Management board report</b> actions to be followed which are also embedded within the Resettlement Policy for children in custody.</li> <li>• Presentations on the impact of custody to be given to Court Users meetings.</li> <li>• Explore Court representation at the YOS Partnership board.</li> </ul>			
<p><b>Valued, happy, motivated, skilled, confident and sustainable workforce</b></p>	<ul style="list-style-type: none"> <li>• Shared culture of practice.</li> <li>• Successes and positives to be celebrated.</li> <li>• Monthly all service days.</li> <li>• Reduce appropriately the assessment and process demands to give practitioners more time to spend with children and families.</li> <li>• Potential office and young person 'hub' in the south of</li> </ul>	<p>YOS</p>	<p>Sep-22</p>	

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	<p>the county shared with the Leaving Care Service.</p> <ul style="list-style-type: none"> <li>• Enhance staff training and development.</li> <li>• Visible leadership and management</li> <li>• Board members to engage with the workforce.</li> </ul>			
<b>Address and respond to Serious Youth Violence</b>	<ul style="list-style-type: none"> <li>• A Partnership Serious Youth Violence Strategy to be actioned and implemented.</li> </ul>	Led by Community Safety with YOS/Early Help and safeguarding/Community Safety/Health and Police	Jan 2023	
<b>Further develop the use of our Performance Dashboard and ensure we can respond to new Youth Justice Board Reporting Requirements</b>	<ul style="list-style-type: none"> <li>• Review dashboard in response to the potential new YJB reporting requirements.</li> <li>• Embed the use of the use of the dashboard as a management and practitioner tool to drive improvements in outcomes.</li> </ul>	YOS/management Information	Sep 2022	
<b>Reduce the need for Criminal Behaviour Orders and Civil Injunctions by having a consistent, child first approach to early intervention.</b>	<ul style="list-style-type: none"> <li>• Roll out of 'Anti-Social Behaviour' toolkit to use across the children's partnership in direct work with children and families.</li> <li>• Raise partnership awareness of impact on children who receive a CBO/Civil Injunction</li> <li>• Monitor progress and effectiveness via YOS Partnership Board, Criminal</li> </ul>	YOS/Police/Community Safety, Early Help and Safeguarding	December 2022	

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	Justice Board, Early Help and Safeguarding leadership team.			
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## Sign off, submission and approval

Chair of YJS Board - name	Alison Noble
Signature	
Date	25 <sup>th</sup> July 2022

Appendix 1

YOS Management Board Governance Structure – There has been representation at all board meetings from agencies in the last twelve months but not by the Police in April 2022. The Police have renewed their commitment to the Board and recognise the importance of 100% attendance.

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**Alison Noble**  
**Chair**  
Service Director  
Early Help and Safeguarding  
DCC

**James Hollingworth**  
Head of Youth  
Offending  
Service

**Smruti Mehta**  
Assistant Director  
Specialist  
Services, DCC

**Christine Flinton**  
Head of  
Community  
Safety - DCC

**Councillor Garry Hickton,**  
Children's Deputy  
Lead Member

**Toby Fawcett Greaves**  
Vice Chair  
Chief Inspector  
Police

**Mamps Gill**  
Partnership  
Advisor  
YJB

**VACANT**  
Public Health  
Lead for  
Substance  
Misuse

**Paula Williams**  
Assistant  
Director  
Learning Access  
and Inclusion  
DCC

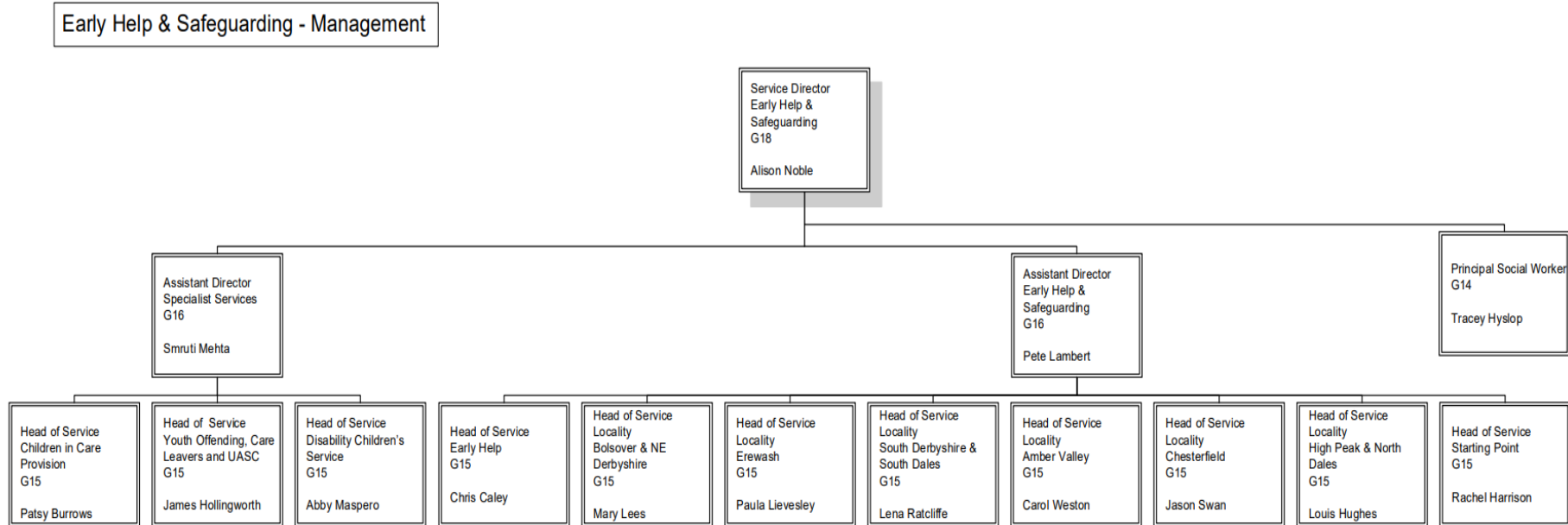
**Kim Saunders**  
Deputy Head of  
Derbyshire  
Probation  
Service

**Nicola Smith**  
Assistant  
Director CCG

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Appendix 2 – Service Structure Chart (Page 10 of Guidance) should include details of the staff roles in the YJS and the reporting arrangements for the Head of Service. Information on the links to the data analyst should also be included. There should be a separate table in the appendix recording the ethnicity, sex and known disability of staff.

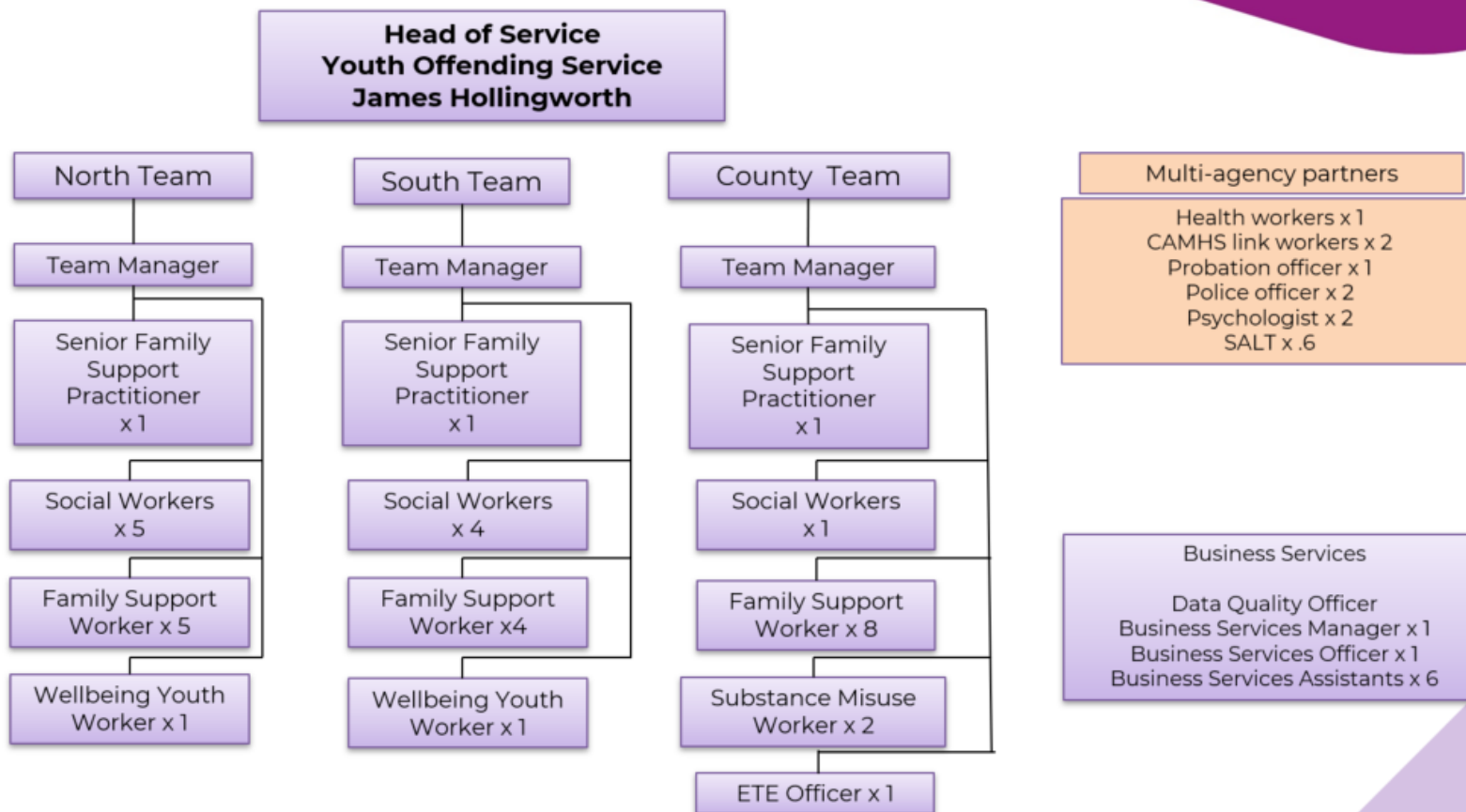
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## Children's Services Structure Chart Youth Offending Service



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Common youth justice terms

Please add any locally used terminology

ACE	Adverse childhood experience. Events in the child's life that can have negative, long-lasting impact on the child's health, and life choices
AIM 2 and 3	Assessment, intervention and moving on, an assessment tool and framework for children who have instigated harmful sexual behaviour
ASB	Anti-social behaviour
AssetPlus	Assessment tool to be used for children who have been involved in offending behaviour
CAMHS	Child and adolescent mental health services
CCE	Child Criminal exploitation, where a child is forced, through threats of violence, or manipulated to take part in criminal activity
Children	We define a child as anyone who has not yet reached their 18th birthday. This is in line with the United Nations Convention on the Rights of the Child and civil legislation in England and Wales. The fact that a child has reached 16 years of age, is living independently or is in further education, is a member of the armed forces, is in hospital or in custody in the secure estate, does not change

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	their status or entitlements to services or protection.
Child First	A system wide approach to working with children in the youth justice system. There are four tenants to this approach, it should be: developmentally informed, strength based, promote participation, and encourage diversion
Child looked-after	Child Looked After, where a child is looked after by the local authority
CME	Child Missing Education
Constructive resettlement	The principle of encouraging and supporting a child's positive identity development from pro-offending to pro-social
Contextual safeguarding	An approach to safeguarding children which considers the wider community and peer influences on a child's safety
Community resolution	Community resolution, an informal disposal, administered by the police, for low level offending where there has been an admission of guilt
EHCP	Education and health care plan, a plan outlining the education, health and social care needs of a child with additional needs
ETE	Education, training or employment
EHE	Electively home educated, children who are formally recorded as being educated at home and do not attend school

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EOTAS	Education other than at school, children who receive their education away from a mainstream school setting
FTE	First Time Entrant. A child who receives a statutory criminal justice outcome for the first time (youth caution, youth conditional caution, or court disposal
HMIP	Her Majesty Inspectorate of Probation. An independent arms-length body who inspect Youth Justice services and probation services
HSB	Harmful sexual behaviour, developmentally inappropriate sexual behaviour by children, which is harmful to another child or adult, or themselves
JAC	Junior Attendance Centre
MAPPA	Multi agency public protection arrangements
MFH	Missing from Home
NRM	National Referral Mechanism. The national framework for identifying and referring potential victims of modern slavery in order to gain help to support and protect them
OOCD	Out-of-court disposal. All recorded disposals where a crime is recorded, an outcome delivered but the matter is not sent to court
Outcome 22/21	An informal disposal, available where the child does not admit the offence, but they undertake intervention to build strengths

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	to minimise the possibility of further offending
Over-represented children	Appearing in higher numbers than the local or national average
RHI	Return home Interviews. These are interviews completed after a child has been reported missing
SLCN	Speech, Language and communication needs
STC	Secure training centre
SCH	Secure children's home
Young adult	We define a young adult as someone who is 18 or over. For example, when a young adult is transferring to the adult probation service.
YJS	Youth Justice Service. This is now the preferred title for services working with children in the youth justice system. This reflects the move to a child first approach
YOI	Young offender institution

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Agenda Item

**FOR PUBLICATION**

**DERBYSHIRE COUNTY COUNCIL**

**COUNCIL**

**30 November 2022**

**Joint Report of the Managing Director and the Director of Finance & ICT**

**Performance Monitoring and Budget Monitoring/Forecast Outturn  
2022-23 as at Quarter 1 (30 June 2022)**

(Strategic Leadership, Culture, Tourism and Climate Change  
and Corporate Services and Budget)

**1. Divisions Affected**

1.1 County-wide.

**2. Key Decision**

2.1 This is a Key Decision because it is likely to result in the Council incurring expenditure which is, or savings which are, significant, having regard to the budget for the service or function concerned (this is currently defined as £0.500m).

**3. Purpose**

3.1 To provide Council with an update of Council Plan performance and the Revenue Budget/forecast outturn for 2022-23, as at 30 June 2022 (Quarter 1).

## **4. Information and Analysis**

### **Integrated Reporting**

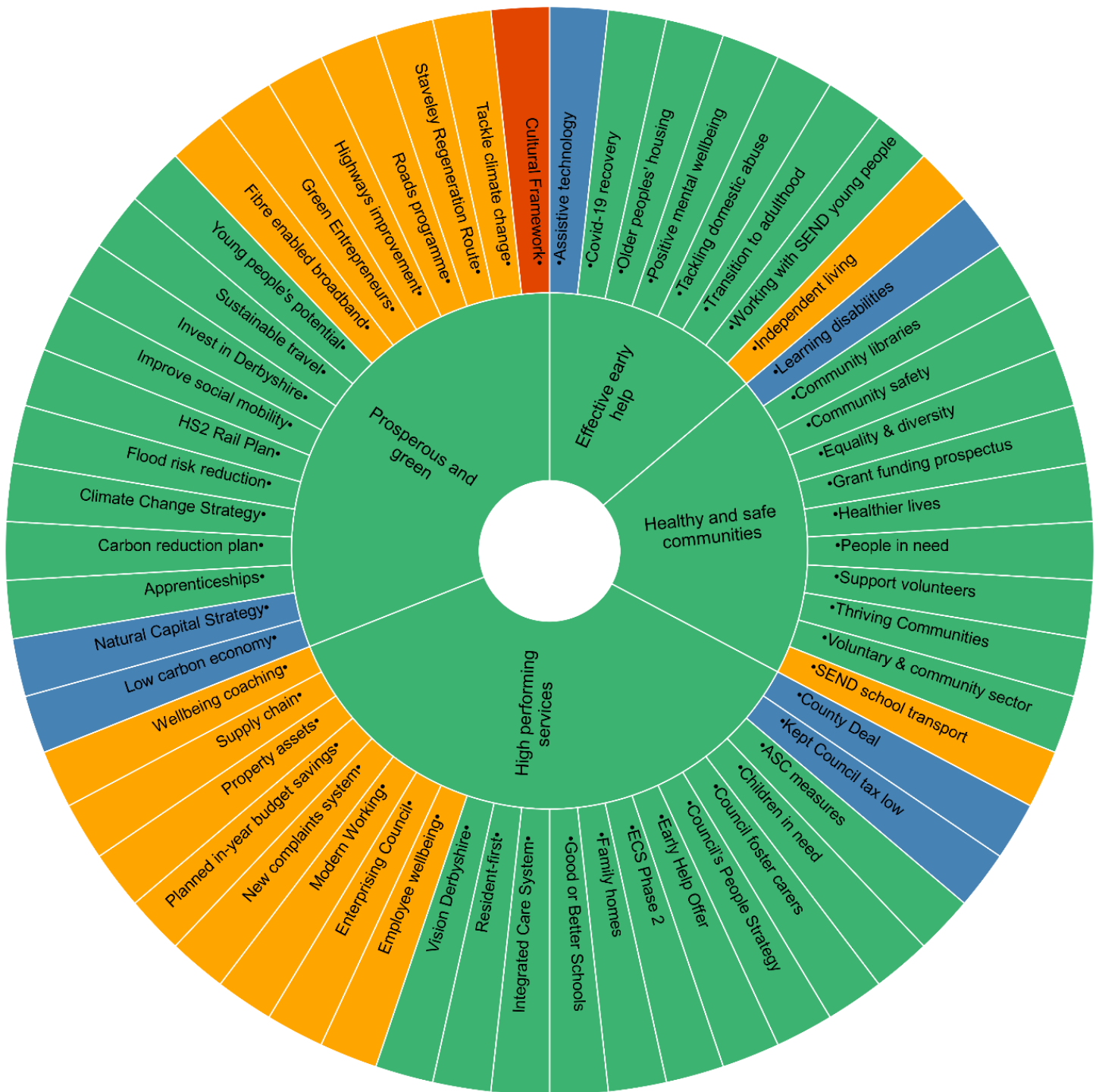
- 4.01 This report presents both Council Plan performance and financial budget monitoring and forecast outturn data.
- 4.02 The Performance Summary sets out the progress the Council is making on delivering the Council Plan with a focus on the achievement of the Council Plan priorities.
- 4.03 The Revenue Budget Position and Financial Summary provides an overview of the Council's overall budget position and forecast outturn as at 30 June 2022.
- 4.04 Appendices to this report summarise progress on Council Plan deliverables and the controllable budget position by Cabinet Member Portfolio for 2022-23 as at 30 June 2022. Further reports will be considered at Audit Committee and Council in accordance with the Budget Monitoring Policy and Financial Regulations.

### **Performance Summary**

- 4.05 The Council Plan for 2022-25, which outlines the Council's priorities, key deliverables and performance measures, was developed and approved by Council in March 2022.
- 4.06 The 2022-23 Quarter 1 Performance Report, attached at Appendix 3, sets out the position in full, up to the end of June 2022, for each deliverable and associated key measures set out in the Council Plan.
- 4.07 The Council is performing well in delivering the Council Plan, with 71% of the 58 deliverables in the Plan showing 'Good' or 'Strong' progress. Only 26% have been rated as 'Requiring Review' and two deliverables have been rated as 'Requiring Action'. Progress in delivering the Plan is shown in the graphic below.



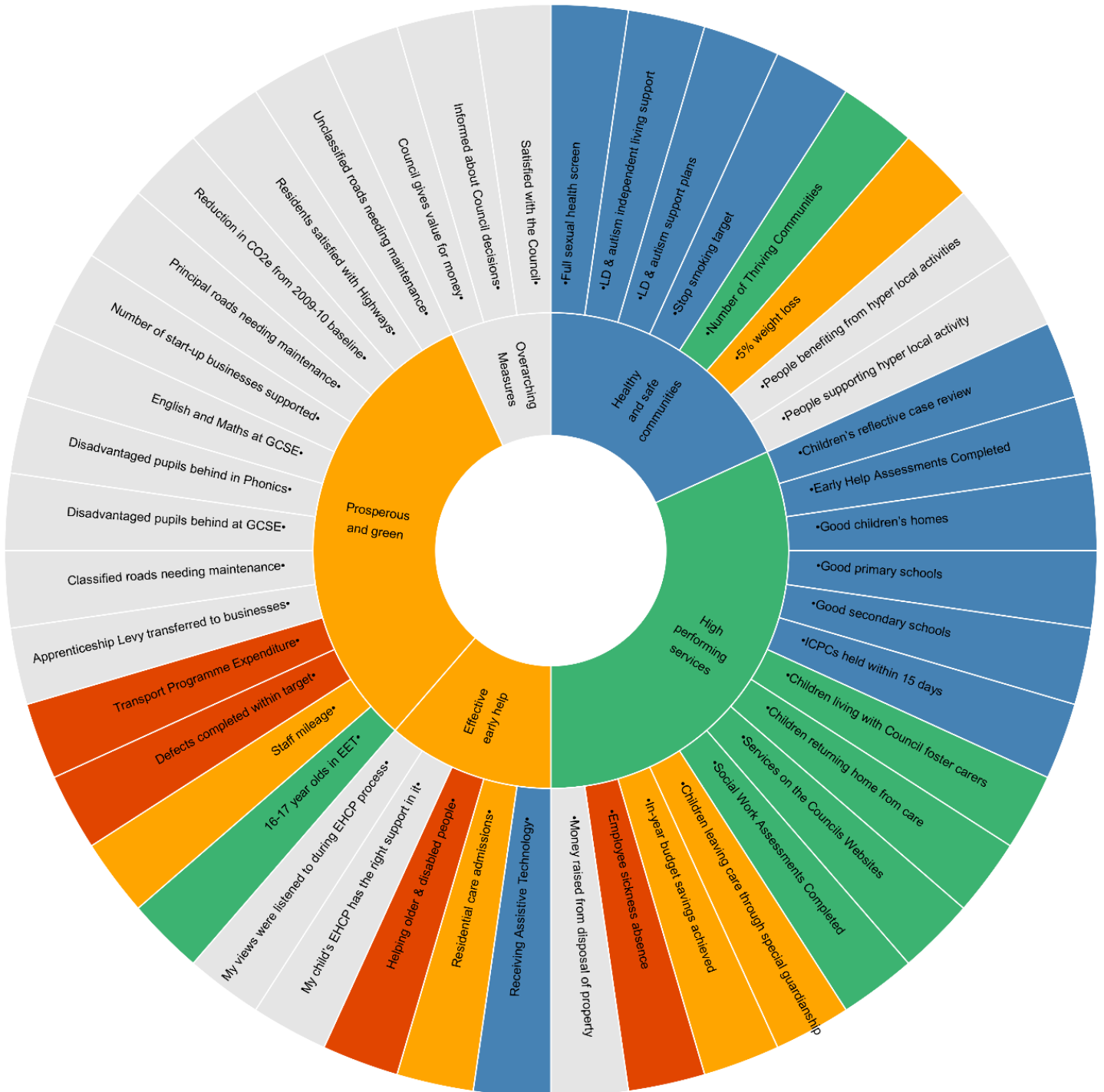
### Deliverable Progress



4.08 The graphic below shows performance against target for each measure by priority. For the 26 key measures with data at this point in the year, 11 have been rated as 'Strong', with a further six rated as 'Good', while

four have been rated as 'Requiring Review' and five as 'Requiring Action'.

### Key Measures Against Target



## Performance by priority

4.09 The resilient, healthy and safe communities priority shows overall 'Good' performance for both the deliverables and the measures.

4.10 Key areas of success are as follows:

- Continued to make good progress in ensuring people with a learning disability and/or who are autistic have an outcome focussed support plan, with 436 plans in place to date, ensuring access to more community-based opportunities.
- Continued to provide support to people and communities in need via the Derbyshire Discretionary Fund, making 7,775 awards during the quarter, totalling over £0.852m.
- Supported the development of open and welcoming spaces in communities and during the quarter recorded 1,786 instances of people benefitting from activity stemming from the Council's Thriving Communities approach.
- Made grants totalling £0.402m to community groups, promoting positive behaviours, improving local networks, helping people to feel safer and encouraging sustainable and green activity.

4.11 An area for consideration under this priority is as follows:

- Recent work to review how the Council delivers home to school transport for children with special educational needs has highlighted a number of new risks and challenges in this area. These risks include the impact of staff turnover and capacity within associated areas of delivery on the Council's ability to meet existing service objectives and therefore transform delivery. In addition, there are new requirements in reporting around education health and care plan annual reviews which will further stretch resources and will require a review of priorities, and a further enhancing of processes to meet the new requirements. An action plan to help mitigate these risks is being developed.

4.12 The high performing, value for money and resident-focused services priority shows overall 'Good' performance for both deliverables and measures.

4.13 Key areas of success include:

- Held positive discussions with partners and Government to further explore a devolution deal for a mayoral combined authority

for the D2N2 area (Derby, Derbyshire, Nottingham and Nottinghamshire).

- Ranked as the lowest council for Council Tax for 2022-23, when comparing the average council tax per dwelling against comparator authorities who provide similar services.
- Improved practice consistency across early help and safeguarding services for children and sustained high performance across a range of performance measures.

4.14 Areas for consideration under this priority are as follows:

- Work to develop a longer-term preventative wellbeing coaching model has been delayed, partly due to the Covid-19 pandemic and partly due to Human Resources processes taking longer than anticipated. Revised timescales have been agreed to extend the prototyping to the end of March 2023.
- Progress in implementing a new complaints and feedback system has been delayed with Children's Services due to new requirements and challenges with resourcing and training. Also, the level of work to integrate Adult Social Care and Health (ASCH) systems may be significant. The completion date has been put back to December 2023, and development in Children's Services, Place and ASCH are being kept under review to identify any issues and manage timescales.
- Staff availability has delayed the review and closure of Phase 2 of the Enterprising Council Strategy, however this will be progressed going forwards along with Phase 3 as part of the refreshed Portfolio Assurance Board role and the Operating Model for Strategic Transformation.
- There have been delays commencing Phase 2 of the Modern Ways of Working Strategy and difficulties with the recruitment of the new Programme Manager, however the new Programme Manager will now be in post in October and an experienced interim manager has been appointed. The areas of work not yet commenced are planned to start during July 2022.
- Whilst progress has been made in supporting wellbeing, employee sickness absence has risen to 5.4% for the quarter up to the end of June 2022, compared with 4.4% for the same period last year. The target for the year is 4.6%. A working group to examine how best to support departments to manage sickness absence rates is being developed. Areas of concern where sickness levels are above the Council average have been identified and a "deep dive" assessment will be undertaken to identify any underlying issues.



- Property rationalisation targets have been impacted due to the uncertain market and economic conditions, their impact on Council and partner resources, market interest in land sales and value over the term. These influencers are structural in nature and the Council will continue to monitor impact as national and regional conditions unfold.
- It is forecast that of the in-year savings target of £8.057m, £7.401m will be achieved in the current financial year. A strategy to address the non-achievement of savings is being developed.
- The implementation of a contract and supply chain management regime across the Council has been delayed due to difficulties and delays in recruiting the contract compliance team. A team lead has now been appointed however, which will support recruitment to the full team, meanwhile work has been progressed where possible.

4.15 The effective early help for individuals and communities priority shows overall 'Good' performance for the deliverables, however measures are rated as 'Review' overall.

4.16 Key areas of success are as follows:

- Referred 206 people for Assistive Technology during the quarter, contributing towards reducing the need for formal support and promoting safety and independence in their own homes.
- Worked with local partners to support mental wellbeing, receiving over 25,000 page views on the Derbyshire emotional wellbeing website and setting up "talking benches" across the county, allowing people to begin conversation with others and talk openly about their health and wellbeing.
- Developed with partners the Derbyshire Violence against Women and Girls Strategy.

4.17 An area for consideration under this priority is as follows:

- Progress on the Better Lives programme to support older people and people with a disability to increase their independence continues to be impacted by the shortage of homecare. The Better Lives programme has been redesigned to support mitigation of this issue and work is now underway to review the Short Term Service, which helps older and disabled people to regain their independence, to increase capacity and to create a wider workforce plan.

4.18 The priority for a prosperous and green Derbyshire shows overall 'Good' performance for the deliverables, however measures are rated as 'Review' overall.

4.19 Key areas of success are as follows:

- Progressed work on the Natural Capital Strategy for Derbyshire with completion on track for September 2022, which is well ahead of schedule.
- Submitted a Multiply bid to government to support adults in improving their numeracy skills and progressed market town renewal through support to 8 Levelling Up Fund bids and 8 Shared Prosperity Fund bids, working closely with district and borough councils.
- Provided support so that the percentage of Derbyshire 16 to 17 year olds in education, employment and training continues to be in the top 25% of council areas nationally.

4.20 Areas of consideration under this priority are as follows:

- The total spend on the Local Transport Programme in Quarter 1 was £7.537m against a target of £8.700m due to network co-ordination issues resulting in several large value surface dressing projects having to be postponed.
- Whilst 100% of urgent defects were completed within timescale, the percentage of defects completed within other target timescales has decreased. It is considered that through the implementation of the Local Transport Plan Capital delivery scheme a reduction in defects will be seen throughout the year which should have a positive impact on the amount of defects, and customer satisfaction levels, by the year end.
- Whilst preparation work on planning and procurement for the Hollis Lane Link Road has continued during the quarter, the costs associated with the scheme are currently being reviewed linked to potential inflationary increased costs.
- The Outline Business Case to progress the Chesterfield to Staveley Regeneration Route remains on track to be completed during Quarter 2, however the costs of the scheme are currently being reviewed.

- Initiatives to implement low carbon local energy generation are an important part of the county's journey to achieving carbon reduction targets, and work needs to progress at pace. The Renewable Energy Spatial Study was completed in June 2022 setting out future energy demand and opportunities for renewable energy generation in Derbyshire. The Council is also commissioning feasibility studies for up to ten Council-owned sites for potential solar farm development.
- Take up of the Green Entrepreneurs small grants fund for businesses has not been as anticipated as a result of the changing needs of businesses. A review of the eligibility parameters surrounding the small grant fund is therefore taking place.
- The Department for Culture, Media and Sport (DCMS) will suspend the Gigabit Voucher scheme to new applications from 15 July 2022. It is not expected that any new projects will be registered during Quarter 2. Projects currently in progress will be allowed to continue and will be monitored to ensure that the number of properties supported through the Top Up scheme is maximised whilst the DCMS voucher scheme embargo is in place. Weekly dialogue with DCMS and Openreach will be maintained to maximise delivery.
- There has been a delay to the roll out of the Cultural Recovery Fund, which supports delivery of the Derbyshire Cultural Framework. Work will be taken forward following the outcome of the corporate review of the Council's grant awarding processes, which include a number of arts grants recipients.

4.21 With 71% of deliverables rated as 'Strong' or 'Good', there is much to celebrate in the progress the Council has made in delivering the Council Plan. Further detail regarding each of the deliverables in the Council Plan and the key measures is set out in Appendix 3.

### **Revenue Outturn Summary**

4.22 The Council's forecast outturn for 2022-23 as at Quarter 1 (30 June 2022), compared to controllable budget, is summarised below. The forecast outturn table shows the position net of the impact of the ring-fenced Dedicated Schools Grant (DSG) of £389.554m and Public Health grant of £43.803m, other ring-fenced grants and income from other third parties and their associated spend.



	Budget	Use of DLUHC Covid-19 Grant Funding	Adjusted Budget	Forecast Actuals	Projected Outturn	Budget Performance
	£ Millions	£ Millions	£ Millions	£ Millions	£ Millions	
Adult Care	264.962	0.000	264.962	284.933	19.971	
Children's Services and Safeguarding and Education	144.996	0.000	144.996	147.091	2.095	
Clean Growth and Regeneration	0.777	0.000	0.777	0.592	-0.185	
Corporate Services and Budget	60.041	0.478	60.519	63.245	2.726	
Health and Communities	9.728	0.000	9.728	8.773	-0.955	
Highways Assets and Transport	33.275	0.000	33.275	39.703	6.428	
Infrastructure and Environment	43.118	0.000	43.118	44.068	0.950	
Strategic Leadership, Culture, Tourism and Climate Change	12.694	0.000	12.694	12.981	0.287	
<b>Total Portfolio Outturn</b>	<b>569.591</b>	<b>0.478</b>	<b>570.069</b>	<b>601.386</b>	<b>31.317</b>	
Risk Management	22.984	0.000	22.984	11.620	-11.364	
Debt Charges	38.185	0.000	38.185	36.510	-1.675	
Interest and Dividend Income	-4.577	0.000	-4.577	-5.756	-1.179	
Levies and Precepts	0.363	0.000	0.363	0.363	0.000	
Unfunded Pay Award	0.000	0.000	0.000	13.000	13.000	
Corporate Adjustments	3.423	0.000	3.423	2.978	-0.445	
<b>Total</b>	<b>629.969</b>	<b>0.478</b>	<b>630.447</b>	<b>660.101</b>	<b>29.654</b>	
Use of Earmarked Reserves	29.654	0.000	29.654	0.000	-29.654	
<b>Total After Use of Earmarked Reserves</b>	<b>659.623</b>	<b>0.478</b>	<b>660.101</b>	<b>660.101</b>	<b>0.000</b>	

4.23 An overall Council overspend of £29.654m is forecast, after accounting for use of £0.478m of non-ringfenced grant funding provided by the Department for Levelling Up Housing & Communities (DLUHC) to support local authorities with the impacts of the Covid-19 pandemic. This is funding from the remaining balance of the Covid-19 general emergency funding at 31 March 2022, amounting to £15.370m, which has been carried forward to 2022-23 in an earmarked reserve. However, the Council will use the balances on its Budget Management, Covid-19 and Inflation Earmarked Reserves to report a break-even position as shown in the table below. It is anticipated that, after these amounts have been drawn, a balance on the Covid-19 reserve will remain available for future use. Whilst the use of earmarked reserves, in-year, will result in the Council reporting a break-even position, the impact of the unfunded pay offer, demand pressures and inflationary costs will need to be addressed as part of the budget setting process for 2023-24 as the effect will be an ongoing cost pressure.

<b>Reserve</b>	<b>Balance Available</b>	<b>Use to fund identified Covid impacts</b>	<b>Use to fund overspend</b>	<b>Residual</b>
	<b>£m</b>	<b>£m</b>	<b>£m</b>	<b>£m</b>
Inflation Risks	10.000	0.000	10.000	0.000
Budget Management	10.000	0.000	10.000	0.000
Covid Emergency Grant	15.370	0.478	9.654	5.238
	<b>35.370</b>	<b>0.478</b>	<b>29.654</b>	<b>5.238</b>

4.24 Of the forecast £31.317m portfolio overspend, the significant variances are:

- an overspend of £19.971m on the Adult Care portfolio
- a £2.726m overspend on the Corporate Services and Budget portfolio
- a £6.428m overspend on the Highways and Transport portfolio and
- a £2.095m overspend on the Children's Services and Safeguarding and Education portfolios.

4.25 The forecast £19.971m overspend on the Adult Care portfolio relates to Purchased Services costs. There has been an increase in demand in relation to hospital discharges and because there is an insufficient supply of home care and reablement services, this has driven increased placements into residential homes rather than into care at home. As a result, expenditure on independent sector placements has increased and has been compounded by some voids within the Council-run Direct Care service, e.g. where admissions have been on hold during consultation on closure or where people have chosen alternatives as part of the strengths based approach under our "Better Lives" programme of transformation. The forecast includes inflationary pressures of £1.500m in respect of Direct Care utilities and catering supplies. By Quarter 2 reporting, the allocation of earmarked reserves outlined in paragraph 4.23 above will have reduced the overspend on the Adult Care portfolio.

- 4.26 The forecast £2.726m overspend on the Corporate Services and Budget portfolio has mainly arisen in the Corporate Property division, primarily because of delays in achieving previously allocated savings. These savings are expected to be achieved over the coming years through rationalisation of the property base, with a consequent reduction in property running costs, and borrowing savings through use of the capital receipt to offset the need to borrow to fund the capital programme. PSP Derbyshire LLP will be the principle vehicle for delivering the savings. There is underachievement of the Industrial Development income target, which is based on full occupancy. Full occupancy cannot be achieved as vacancies occur during the turnover of lettings, and some units are offered at rents below market rates for occupying charities. There is a further cost pressure related to incurring running costs on buildings that are awaiting disposal or repurpose. The forecast also includes estimated gas and electricity inflation, at 300% and 100% respectively, of £1.806m. By Quarter 2 reporting, the allocation of earmarked reserves outlined in paragraph 4.23 above will have reduced the overspend on the Corporate Services and Budget portfolio.
- 4.27 The forecast £6.428m overspend on the Highways Assets and Transport portfolio mainly relates to unachieved savings from previous years, and additional costs arising from highways maintenance potholes repair, highways management under-recovery of highways salaries recharged to capital schemes and highways agency expenditure. The forecast includes £1.003m of inflationary pressures, comprising £0.254m in respect of Public and Community Transport, £0.449m in relation to Highways Maintenance and £0.300m for Highways Management and Land Reclamation. By Quarter 2 reporting, the allocation of earmarked reserves outlined in paragraph 4.23 above will have reduced the overspend on the Highways Assets and Transport portfolio.

- 4.28 The forecast £2.095m overspend on the Children's Services and Safeguarding and Education portfolios is partly due to a continued high demand for placements for children who are in care or unable to remain at home. The number of children requiring support is growing because the rate at which children enter care is greater than the rate at which children exit care, and because alternatives to care often require long-term financial support, leading to a growing number of arrangements to fund. Average cost increases are due to inflation and the need to make more higher cost placements with independent providers. Other factors contributing to the overspend include an increase in the number of children who are eligible for Council-funded transport and an increase in average cost, with the increase in cost being due to both economic factors affecting contractors, and an increased need for more specialised vehicles to transport individual children. There is a forecast overspend in respect of safeguarding costs, supporting a greater number of children in care and children and families in need, and in respect of high-cost packages, supporting children with complex needs to remain with their families or maintain their current care placement.
- 4.29 The Children's Services and Safeguarding and Education portfolios forecast includes inflationary pressures of £0.898m, comprising £0.476m of energy costs, £0.335m of food costs and £0.087m of transport and fuel costs, excluding Home to School Transport which is covered by specific contingency budgets. Not all of these costs will be met from Council budget, as a number of services are funded by trading or grant income, however potentially this may impact on the contribution those services can make to corporate overheads. It is estimated that the inflation pressures listed account for approximately £0.220m of the overspend against council budgets and £0.280m in reduced contributions to overheads from traded services. By Quarter 2 reporting, the allocation of earmarked reserves outlined in paragraph 4.23 above will have reduced the overspend on the Children's Services and Safeguarding and Education portfolios. The wider impact of inflation and cost of living increases on costs and demand for services is as yet too uncertain to include in outturn projections.

- 4.30 The Council plans to support the Children's Services and Safeguarding and Education portfolios through allocations of a combination of ongoing budget growth and one-off funding to put these services on a sustainable financial footing by the time mitigation measures are able to stabilise the demand pressures on looked after children. Recent modelling suggests that demand pressures on looked after children are likely to level off by 2023-24. Analysis of current placement commitments, demographics and historic trends gives placements cost estimates ranging from £0.7m below to £2m above this forecast. There is also the potential for further increases in the number of children requiring placements or increases in average placement costs, giving an upper estimate of £4m above the forecast. A contingency budget is held to meet these potential pressures, and a balance of £2.458m would remain if the current forecast overspend of £0.764m is funded from this budget. It is considered likely that placement costs will increase during 2022-23 but are unlikely to exceed the contingency budget. A contingency budget is also held to meet the potential pressures of a further increase in number of children eligible for transport, or further increases transport costs, and a balance of £1.918m would remain for mainstream and special needs Home to School Transport costs, if the current forecast overspend of £0.562m is funded from this budget. It is considered likely that costs will increase during the year but that it is less likely these would exceed the contingency budget.
- 4.31 There is a forecast underspend on corporate budgets in 2022-23. The underspend on the Risk Management budget relates mainly to a £5m adjustment for Business Rates income. Business Rates income in 2021-22 was significantly reduced because of the impact of Covid-19 and the extent of recovery was uncertain at the time the Revenue Budget 2022-23 was set, with amounts finalised after. In addition, £2m relates to additional non-ringfenced grants and £1m to service pressure funding returned by a portfolio following receipt of grant income, all announced after the 2022-23 Revenue Budget was set. £3m is shown as available to support expenditure which has been included in portfolio forecasts. An underspend on the Debt Charges budget is forecast as the portfolio of the Council's long-term loans is repaid and interest on this debt reduces. A favourable variance is forecast in the Interest and Dividends budget. The Council utilises a range of investments to maximise its income on cash balances. Interest income includes interest accrued on the loan advances to Buxton Crescent Ltd. A small underspend on Corporate adjustments is forecast.

- 4.32 The Council continues to look at ways to save money and generate income, whilst trying to protect and deliver services suitable for the residents of Derbyshire. Significant consultation and planning timeframes are required to achieve many of these savings. Delays in agreeing proposals could result in overspends by departments, which would then deplete the level of General Reserve held by the Council, decreasing its ability to meet short term, unforeseeable expenditure. In many cases the proposals will be subject to consultation and equality analysis processes. Progress against budget savings targets is being closely monitored, with a programme of action underway involving the Council's Corporate Management Team. However, there is a heightened risk of not achieving a balanced budget, as a result of both cost pressures and savings slippage as a result of the Covid-19 pandemic and other factors.
- 4.33 The delivery of the Council's Five Year Financial Plan (FYFP) is heavily dependent on an adequate level of General Reserve. The need to maintain an adequate, risk assessed level of reserves has been a key part of the Council's success in both maintaining its financial standing and continuing to deliver high quality services.
- 4.34 The General Reserve stands at £60.505m at 30 June 2022. There are commitments against the General Reserve and the balance will be further reduced by the measures required to deliver the Council's FYFP noted in paragraph 4.33 above. In the Council's 2022-23 Revenue Budget Report, in a reasonable pessimistic forecast, the General Reserve was predicted to decrease to £9.522m. The adequacy of the Council's General Reserve balance is considered at paragraphs 4.61 and 4.62 below.

### **Portfolio Costs**

- 4.35 There is a forecast Council portfolio overspend of £31.317m, after the use of £0.478m of non-ringfenced grant funding provided by DLUHC from the remaining balance of the Covid-19 general emergency funding at 31 March 2022, carried forward to 2022-23 in an earmarked reserve. This is the forecast additional cost and lost income of the Council's response up to the end of March 2023, including the impact of slippage to the planned programme of savings which cannot yet be implemented as a result. This amount allows for any specific funding to offset the gross Covid-19 related costs which has already been forecast to be allocated to individual portfolios. Budget of £0.478m is forecast to be allocated to portfolios to match these costs.
- 4.36 Portfolio costs are explained in more detail in Appendices 4 to 11.

## Risk Management Budget

4.37 There is a forecast underspend on the Risk Management Budget of £11.364m in 2022-23.

4.38 The Risk Management Budget of £22.984m includes:

- £14.477m of remaining contingency funding set aside in the 2022-23 Revenue Budget. This comprises remaining pay and price issue elements of £8.659m, departmental specific service pressures of £5.702m and general contingency of £0.116m:
  - £6.789m for a 2022-23 pay award, considered at paragraphs 4.40 to 4.43 below;
  - £1.000m to support Departments with the rising cost of energy and food in non-school budgets, considered at paragraphs 4.44 to 4.46 below;
  - £0.441m remaining balance of the forecast additional cost of a 1.25% increase in National Insurance contributions relating to the contingency amount for a 2022-23 pay award;
  - £0.415m for an ongoing increase in street lighting energy costs;
  - £0.014m remaining balance for additional Local Government Pension Scheme employer pension contributions;
  - £5.702m additional funding for Children's Services, potentially required for rising costs, corporately held until the actual cost is known, with £3.222m for children in care placements, £1.962m for special needs home to school transport and £0.518m for mainstream home to school transport, and
  - £0.116m general contingency.
- £4.791m adjustment for Business Rates income. The amounts were finalised after the 2022-23 Revenue Budget was approved by Council on 2 February 2022.
- £2.299m of additional non-ringfenced grants that had not been announced when the 2022-23 Revenue Budget was approved by Council on 2 February 2022. This comprises:
  - £2.262m Business Rates Relief Grant;
  - £0.019m Food Allergen Labelling Grant; and
  - £0.018m Revenue Support Grant adjustment.

- £1.417m approved in the Council's 2022-23 Revenue Budget to fund ongoing service pressures managing additional statutory duties in relation to the Domestic Abuse Act 2021. These funds were returned unused from the Health and Communities portfolio as the portfolio was able to alternatively finance this pressure from a Domestic Abuse Grant for 2022-23, which had not been announced when the 2022-23 Revenue Budget was approved by Council on 2 February 2022.

4.39 The forecast expenditure of £11.620m on the Risk Management Budget is:

- £6.789m draw-down of contingency funding for a 2022-23 pay award;
- £0.441m draw-down of the remaining balance of contingency funding for the forecast additional cost of a 1.25% increase in National Insurance contributions relating to the contingency amount for a 2022-23 pay award;
- £0.014m draw-down of the remaining balance of contingency funding for additional Local Government Pension Scheme employer pension contributions; and
- £4.376m draw-down of residual contingency funding forecast to be required for Children's Services for rising costs, with £2.458m for children in care placements and £1.918m for special needs and mainstream home to school transport.

The following contingency amounts are shown as available to support expenditure which has already been included in portfolio forecasts:

- £1.000m draw-down of contingency funding to support Departments with the rising cost of energy and food in non-school budgets;
- £0.415m draw-down of contingency funding for an ongoing increase in street lighting energy costs; and
- £1.326m draw-down of contingency funding for Children's Services required for rising costs, with £0.764m for children in care placements, £0.562m for special needs and mainstream home to school transport.



4.40 The 2021-22 pay award for Local Government Service Employees (effective from 1 April 2021) has now been agreed. Employees on pay point 1 received an increase of 2.75%, those on pay point 2 and above an increase of 1.75%, and Chief Officers an increase of 1.50%, which results in a total cost to the Council of £4.189m. For 2021-22 budget purposes a sum of £2.313m was set aside for 'bottom loading' but there was no general increase, with the expectation that portfolios would pick up any additional costs. The agreed pay increase for 2021-22 left the Council with a shortfall of £1.876m in 2021-22 and a £1.896m ongoing pressure in each subsequent year. It was proposed to review the in-year position in 2022-23 alongside other demand and inflationary pressures, to ascertain whether additional budget can be allocated to departments to support the 2021-22 pay award on an ongoing basis. This is considered below.

4.41 Negotiations in respect of the 2022-23 pay award for Local Government Service Employees are still ongoing. National employers made a final one-year offer to the unions representing the main local government workforce on 25 July 2022 as follows:

- With effect from 1 April 2022, an increase of £1,925 on all pay points covered by the Council's Pay Grades up to and including Grade 16, which is equivalent to a 10.5% increase for employees on pay point 1 and 4.0% for employees on the highest pay point, and an increase of 4.0 per cent on all allowances, except for travel rates.
- With effect from 1 April 2023, an increase of one day to all employees' annual leave entitlement and the deletion of pay point 1.

The final 2022-23 basic salary pay offer is equivalent to an average pay increase of 7.3% across the Council's workforce. Initial modelling suggests that the cost to the Council of the basic pay offer is around £19.866m in 2022-23.

4.42 The forecast additional 2022-23 budget pressure arising from the agreed 2021-22 pay award and the proposed 2022-23 pay award for basic pay is £21.762m. This will be an ongoing budget pressure in each subsequent year. In the 2022-23 Revenue Budget, the Council set aside contingency funding of £6.789m for the 2022-23 pay award and £0.449m for the associated additional on-cost from a 1.25% increase in employer's contributions. This leaves the Council with a forecast ongoing budget shortfall of £14.973m, in addition to the impact of the proposed 2022-23 increase in allowances and the proposed one day additional annual leave from 2023-24, which will put severe pressure on those services already deeply impacted by staffing availability and cost of provision, such as social care.

- 4.43 Not all of this ongoing pressure will fall to the Council. Some employees work in areas wholly funded by grants and it is essential that these grants take up their fair share of additional costs in line with their workforce cost, however, this may be too late for 2022-23 in respect of the Dedicated Schools Grant. A review of sales, fees and charges will identify amendments required in the short term to reflect additional associated workforce cost. An ongoing review of Traded Services, where the Council receives income in return for providing discretionary services to external organisations and/or individuals, will be accelerated, and should capture additional workforce cost, to accurately inform discussions and decisions regarding services' sustainability, as cost increases cannot be supported by base budget.
- 4.44 Total inflationary pressures of around £5m have been identified and are included in portfolio forecasts.
- 4.45 The Council will lobby the Secretary of State for Levelling Up, Housing and Communities, to reinforce the unaffordability in the medium term of the proposed local government 2022-23 pay award and general inflation on budgets. The £11.364m forecast underspend on the Council's in-year risk management budget is already fully depleted in reducing the portfolio overspend in this forecast. The Council's Revenue Budget 2022-23 set aside £1.000m to support Departments with the rising cost of energy and food in non-school budgets and the Outturn Report 2021-22 set aside a further £10m in an Earmarked Reserve to meet increasing inflation risks. These funds will be used on a one-off basis for 2022-23 support, where approved. Other one-off budget management earmarked reserves are also potentially available corporately and from departmental underspends, although the corporate reserve ordinarily supports one-off funding in the Council's annual Revenue Budget. As a last resort, there is also the Council's General Reserve. The adequacy of the General Reserve balance is considered below.
- 4.46 A decision on what, if any, additional budget will be available for allocation to departments to support these pressures on a one-off basis in 2022-23 and on an ongoing basis will not be made until more information is known in respect of the latest inflation and funding expectations, in respect of the pay award and other inflationary costs and in respect of proposed mitigations. Consideration will be given to a new programme of in-year savings and review of the use of in-year growth items awarded to departments in the 2022-23 Revenue Budget, if it is decided that additional funds are required corporately for a fairer redistribution which better reflects in-year changes to budget pressures.

## Debt Charges

- 4.47 The Debt Charges budget is forecast to be underspent by £1.675m in 2022-23.
- 4.48 Debt charges are based on interest payments, the Capital Financing Requirement (CFR) and a Minimum Revenue Provision (MRP) of 2.5% (in keeping with the policy reported to Cabinet on 22 November 2016).
- 4.49 The Council has paid off a number of external loans, which were used to support the Council's Capital Programme, in recent years, and has not undertaken further borrowing. This has led to lower interest payments, resulting in a forecast underspend for 2022-23.

## Interest and Dividend Income

- 4.50 Interest and dividend income budgets are forecast to achieve income £1.179m higher than budgeted in 2022-23.
- 4.51 The interest base rate rose from 0.75% to 1.00% on 5 May 2022, to 1.25% on 16 June 2022 and to 1.75% on 4 August 2022. However, the Council utilises a range of investments, including pooled funds, to maximise its interest and dividend income on balances.
- 4.52 The forecast underspend mainly relates to interest receipts on the Council's temporary loans to other local authorities, which are anticipated to exceed the expectation at the time the 2022-23 Revenue Budget was approved.

## Corporate Adjustments

- 4.53 There is a forecast underspend of £0.445m on Corporate Adjustments in 2022-23.
- 4.54 The forecast underspend reflects an anticipated saving of £0.449m from the Council paying its Local Government Pension Scheme 2022-23 employer contributions early.

## Budget Savings

4.55 A summary of the achievement of budget savings targets for 2022-23 is provided at Appendix 14. The budget savings target for 2022-23 is £8.057m, with a further £14.905m target brought forward from previous years. Of the in-year savings target, £7.401m will be achieved in the current financial year. The Council is reviewing all of its savings initiatives and developing a programme of savings proposals to address the estimated funding gap over the medium term. Where savings have not been achieved in previous years and brought forward into the current financial year, mitigations and alternative savings delivery is being considered. Where there is non-achievement of savings brought forward, the resulting base budget overspend is offset to some extent by one-off underspends, one-off funding from earmarked reserves and additional grant funding received.

## Debt Age Profile

4.55 The age profile of debts owed to the Council and the value of debts written off is disclosed in Appendix 15. This information is collected on a departmental rather than on a portfolio basis.

## Earmarked Reserves

4.57 Earmarked reserves are held to meet known or predicted liabilities and the funds should be used for the item for which they have been set aside. Any funds no longer required are returned to the General Reserve. The Council reviews the level of earmarked reserves at least annually. The last review of earmarked reserves took place in December 2021 and was reported to Cabinet on 24 January 2022. The next review is scheduled to be reported in January 2023.

4.58 A summary of outstanding balances on the Council's earmarked reserves as at 30 June 2022 is set out in Appendix 13.

4.59 The Council's response to the Covid-19 pandemic and its effects on the Council's finances are expected to continue into 2022-23. Any funding received to support Covid-19 impacts, which had not been utilised by 31 March 2022, has been contributed to earmarked reserves or, where appropriate, carried forward as a receipt in advance. These amounts may be used to fund any further relevant expenditure arising as a result of the pandemic in 2022-23, or to meet other cost pressures if needed and grant rules allow.

## General Reserve

4.60 The General Reserve stands at £60.505m at 30 June 2022. The level of General Reserve is £39.588m, after the commitments below and the forecast outturn for 2022-23, which is 6% of the Council's Net Budget Requirement for 2022-23.

### General Reserve

	£m
<b>Balance at 30 June 2022</b>	<b>60.505</b>
<b>Add: 2021-22 Outturn Release to Corporate Reserves</b>	
Post-Covid Funding Risks Reserve Release	14.000
<b>Less: 2021-22 Outturn Allocations to Portfolios and Corporate Reserves</b>	
Adult Care	(2.584)
Children's Services and Safeguarding and Education	0.000
Clean Growth and Regeneration	(0.103)
Corporate Services and Budget	0.000
Health and Communities	(1.650)
Highways Assets and Transport	0.000
Infrastructure and Environment	(0.440)
Strategic Leadership, Culture, Tourism and Climate Change	(0.889)
Inflation Risks Reserve	(10.000)
Cyber Security Reserve	(4.000)
Business Rates Risks Reserve	(5.251)
Budget Management Reserve	(10.000)
<b>Balance at 30 June 2022 after Outturn Commitments</b>	<b>39.588</b>
Projected Outturn 2022-23	(0.000)
<b>Forecast Balance at 31 March 2023</b>	<b>39.588</b>
<b>Net Budget Requirement 2022-23</b>	<b>618.457</b>
<b>General Reserve Balance as % of NBR at 31 March 2023</b>	<b>6.4%</b>

- 4.61 The majority of chief financial officers consider an acceptable level of generally available reserves to be one that reflects a risk-based approach to potential liabilities. A relatively crude measure is to expect the resulting figure to be between 3% to 5% of a council's net spending, representing a prudent level of risk-based reserves. As at 30 June 2022, after the commitments above, the figure for the Council stood at 6.4%. However, it is necessary to consider this indicator over the medium term to gain a better understanding of its adequacy.
- 4.62 In the Council's 2022-23 Revenue Budget Report, in a reasonably pessimistic forecast, the General Reserve was predicted to decrease to 1.4% (£9.522m) of the Council's Net Budget Requirement by 2026-27. However, this forecast did not anticipate that inflation would be at current levels. It is now recognised that whilst the Council should be able to use one-off funding to balance its budget in the short term, the General Reserve is likely to be under too great a pressure in the medium term if additional funding is not received to support the Council through this period of high inflation. If additional funding is received, the Council would aim to use restorative measures over the Five Year Financial Plan to build back up the balance of the General Reserve to a reasonable, risk assessed level.

### **Portfolio Summaries**

- 4.63 A summary of each of the individual portfolio performance and outturn positions for 2023-24 is detailed in Appendices 4 to 11.
- 4.64 Whilst budgets are monitored by portfolio, the individual portfolios are not separate entities. All the portfolios operate in conjunction with the others and it is important to consider the Council's budgetary position as a whole in the context of its Five-Year Financial Plan (FYFP) and its overall level of reserves.

### **Traded Services**

- 4.65 A trading area is where the Council receives income in return for providing discretionary services to external organisations and/or individuals.
- 4.66 'Fully traded' trading areas are separately identifiable and have a net controllable budget of £0, i.e. there is an expectation that on average all the controllable expenditure within this area will be funded from external income. An overall shortfall on general overheads of £0.316m is forecast for 2022-23 on fully traded areas across the Council as a whole.

4.67 'Partially traded' trading areas do not have a net controllable budget of £0, but they do receive income from external entities which contributes to funding some of the discretionary services they provide. An overall contribution of £0.774m compared to the budgeted income target is forecast for 2022-23 on partially traded areas across the Council as a whole.

4.68 Appendix 12 summarises the financial performance of the separate trading areas.

## **5. Consultation**

5.1 No consultation is required.

## **6. Alternative Options Considered**

6.1 N/A – the Council is required to outline its forecast revenue outturn position to ensure compliance with good financial management principles and to support the development of short and medium-term financial planning. Not producing a budget monitoring report would be contra to the Council's Financial Regulations which requires the reporting of variances of income and expenditure against budget allocation to be reported to Cabinet in line with the Budget Monitoring Policy.

## **7. Implications**

7.1 Appendix 1 sets out the relevant implications considered in the preparation of the report.

## **8. Background Papers**

8.1 Performance papers held electronically by Policy & Research. Finance papers held electronically by Financial Strategy, Finance & ICT.

## **9. Appendices**

9.1 Appendix 1 – Implications

9.2 Appendix 2 – Key to Performance Ratings

9.3 Appendix 3 – Performance Report 2022-23 Council Overview

9.4 Appendix 4 – Adult Care - Portfolio Summary

- 9.5 Appendix 5 – Children’s Services and Safeguarding and Education - Portfolios Summary
- 9.6 Appendix 6 – Clean Growth and Regeneration - Portfolio Summary
- 9.7 Appendix 7 – Corporate Services and Budget - Portfolio Summary
- 9.8 Appendix 8 – Health and Communities - Portfolio Summary
- 9.9 Appendix 9 – Highways Assets and Transport - Portfolio Summary
- 9.10 Appendix 10 – Infrastructure and Environment - Portfolio Summary
- 9.11 Appendix 11 – Strategic Leadership, Culture, Tourism and Climate Change - Portfolio Summary
- 9.12 Appendix 12 – Traded Services
- 9.13 Appendix 13 – Earmarked Reserves
- 9.14 Appendix 14 – Budget Savings Monitoring 2022-23
- 9.15 Appendix 15 – Aged Debt

## **10. Recommendations**

That Council:

- 10.1 Notes the update of Council Plan performance and the Revenue Budget position/forecast outturn for 2022-23 as at 30 June 2022 (Quarter 1).
- 10.2 Notes the position on General and Earmarked Reserves.

## **11. Reasons for Recommendations**

- 11.1 The forecast outturn report provides a summary of the expected overall financial performance and use of resources against the Council’s approved budget for the financial year 2022-23. The outturn position supports the development of budgets in both the short and medium term.
- 11.2 Performance information is important as it enables the Council and the public to see how well the Council is delivering services and where it needs to make improvements.



11.3 The balances of both the General and Earmarked Reserves support good financial planning.

**12. Is it necessary to waive the call in period?**

12.1 No

**Report Authors:**

Eleanor Scriven  
Sam Holmes  
Matthew Walters

**Contact details:**

[Eleanor.Scriven@derbyshire.gov.uk](mailto:Eleanor.Scriven@derbyshire.gov.uk)  
[Samuel.Holmes@derbyshire.gov.uk](mailto:Samuel.Holmes@derbyshire.gov.uk)  
[Matthew.Walters@derbyshire.gov.uk](mailto:Matthew.Walters@derbyshire.gov.uk)

## **Implications**

### **Financial**

- 1.1 An overall Council overspend of £29.654m is forecast, after accounting for use of £0.478m of non-ringfenced grant funding provided by the Department for Levelling Up Housing & Communities (DLUHC) to support local authorities with the impacts of the Covid-19 pandemic. This is funding from the remaining balance of the Covid-19 general emergency funding at 31 March 2022, amounting to £15.370m, which has been carried forward to 2022-23 in an earmarked reserve. However, the Council will use the balances on its Budget Management, Covid-19 and Inflation Earmarked Reserves to report a break-even position as shown in the table below. It is anticipated that, after these amounts have been drawn, a balance on the Covid-19 reserve will remain available for future use. Whilst the use of earmarked reserves, in-year, will result in the Council reporting a break-even position, the impact of the unfunded pay offer, demand pressures and inflationary costs will need to be addressed as part of the budget setting process for 2023-24 as the effect will be an ongoing cost pressure.

### **Legal**

- 2.1 None.

### **Human Resources**

- 3.1 None.

### **Information Technology**

- 4.1 None.

### **Equalities Impact**

- 5.1 None.

### **Corporate objectives and priorities for change**

- 6.1 The Council Plan values commit to spending money wisely, making the best use of the resources that the Council has.

## **Appendix 1 Public**






6.2 High inflation and the proposed pay award for 2022-23 has increased the financial uncertainty for all local authorities. The Council is committed to ensuring that it sets a balanced budget over the medium-term, therefore ensuring good financial management and use of reserve balances to meet the costs of any unforeseeable events arising from the pandemic.

### **Other (for example, Health and Safety, Environmental Sustainability, Property and Asset Management, Risk Management and Safeguarding)**

7.1 None.

**Appendix 2  
Public**

**Key to Performance Ratings**

	Strong 	Good 	Review 	Action 	Unknown 
Council Plan Deliverables	On track or complete with outcomes exceeding expectations /requirements.	On track or complete with outcomes in line with expectations/ requirements.	Some risk to achieving timetable and/or outcomes.	Unlikely to achieve timetable and/or not delivering required outcome.	Data measuring the performance of these deliverables continues to be suspended due to Covid-19.
Council Plan Measures	More than 5% better than target.	Less than 5% better than target but not less than 2% worse than target.	Between 2% and 10% worse than target.	More than 10% worse than target.	No data received or no target set.
Service Lines Outturn		Outturn below budget.	Outturn less than or equal to 2% over budget.	Outturn more than 2% over budget.	
Portfolio Outturn		Outturn below budget.		Outturn over budget.	
Budget Savings		Forecast savings better than target.		Forecast savings worse than target.	

# Derbyshire County Council

## Appendix 3



# Council Plan 2022-25

Performance Report  
Quarter 1 2022-23

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# Introduction




Welcome to the Council's performance report on the Council Plan 2022-25, for Quarter 1 2022-23. The Council Plan sets out the direction of the Council and what we are working to achieve on behalf of our residents. At the heart of our Plan is ensuring we provide maximum value for money for the council tax our residents pay, by delivering the most efficient and effective services we can. The Plan was refreshed in March 2022 to ensure it continues to address the key opportunities and challenges facing the Council. Our key priorities continue to be:

- Resilient, healthy and safe communities;
- High performing, value for money and resident focused services;
- Effective early help for individuals and communities;
- A prosperous and green Derbyshire.

For each priority we have identified a set of key deliverables and performance measures which we will focus on to meet our priorities.

## Reporting Performance

Progress on our Council Plan deliverables and key measures is set out on the following pages. To give a clear indication of performance, the following categories are used:

Category	Deliverables	Measures	Council Response
 Strong	On track or complete with outcomes exceeding expectations	More than 5% better than target (2% better than target if the target is greater than 95%)	Continue to monitor. Celebrate and learn from success
 Good	On track or complete with outcomes in line with expectations	Between 5% better or 2% worse than target	Continue to monitor. Celebrate and learn from success
 Review	Some risk to achieving timetable and/or outcomes	More than 2% worse than target	Keep under review to ensure performance is brought back/remains on track
 Action	Unlikely to achieve timetable and/or to deliver required outcome	More than 10% worse than target	Additional action will be/is being taken to bring performance back on track

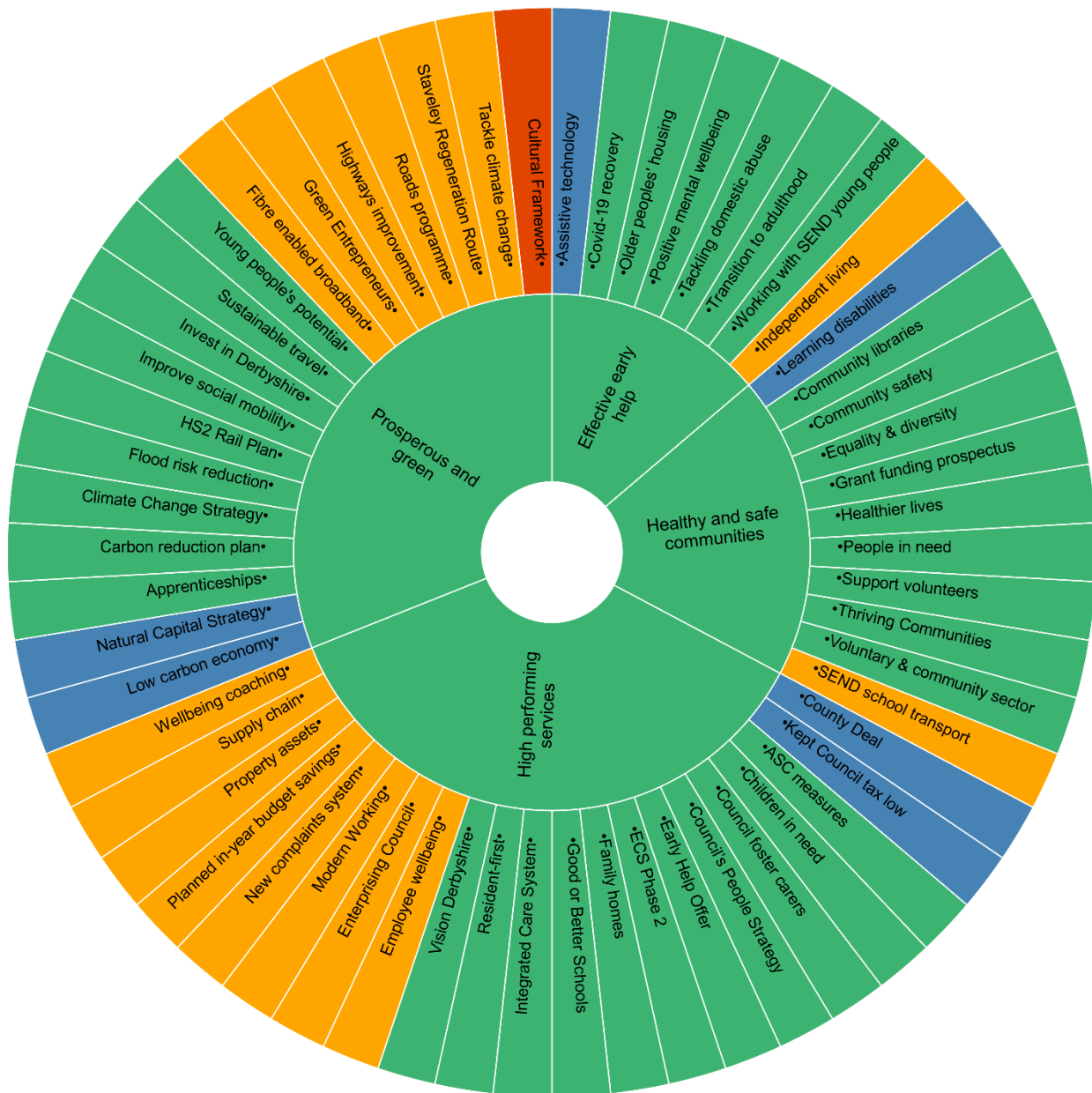
We would welcome your feedback on the report as part of our commitment to continually improve what we do and how we serve the people of Derbyshire. Please tell us what you think at: [haveyoursay@Derbyshire.gov.uk](mailto:haveyoursay@Derbyshire.gov.uk)



# Summary

## Deliverable Overview

Good progress has been made in delivering the Council Plan during Quarter 1 2022-23. Of the 58 deliverables in the Plan, 61% have been rated as 'Good'; 10% have been rated as 'Strong'; 27% have been rated as "Requiring Review" and 2% as "Requiring Action". A graphical representation of the Council's performance for Quarter 1 against its priorities (inner wheel) and deliverables (outer wheel) is below. The colours in each segment show the progress the Council is making during 2022-23. The performance for each priority and deliverable is expanded within the report.





## Key Measure Overview

A set of key measures have also been developed to enable the Council to further monitor the progress it is making by reporting performance against targets. The colours in each segment of the wheel below show the Council's success in achieving its performance targets. Of the 26 key measures with data at this point in the year, 11 have been rated as 'Strong', with a further 6 rated as 'Good'. Only 5 have been rated as 'Requiring Review' and 4 as 'Requiring Action'. Measures which are grey currently have no data available for 2022-23. The key measures are detailed in the following tables.



## Performance – Trend over Time

### Deliverables

	Jun 2022	Sep 2022	Dec 2022	Mar 2023
Strong	6			
Good	35			
Review	16			
Action	1			

### Measures

	Jun 2022	Sep 2022	Dec 2022	Mar 2023
Strong	11			
Good	6			
Review	5			
Action	4			

	Jun 2022	Sep 2022	Dec 2022	Mar 2023
<b>Improving</b>	10			
<b>No Change</b>	20			
<b>Declining</b>	9			
<b>Completed</b>	0			

	Jun 2022	Sep 2022	Dec 2022	Mar 2023
<b>Improving</b>	0			
<b>No Change</b>	8			
<b>Declining</b>	0			

## Key areas of Success

Key areas of success during Quarter 1 are:

- Continued to make good progress in ensuring people with a learning disability and / or who are autistic have an outcome focussed support plan, with 436 plans in place to date, ensuring access to more community-based opportunities.
- Held positive discussions with partners and central government to further explore a devolution deal for a mayoral combined authority for the D2N2 area (Derby, Derbyshire, Nottingham and Nottinghamshire).
- Ranked as the lowest council for Council Tax for 2022-23, when comparing the average council tax per dwelling against comparator authorities who provide similar services.
- Referred 206 people for Assistive Technology during the quarter, contributing towards reducing the need for formal support and promoting safety and independence in their own homes.

- ★ Progressed work on the Natural Capital Strategy for Derbyshire with completion on track for September 2022, which is well ahead of schedule.
- ★ Submitted a Multiply bid to government to support adults in improving their numeracy skills and progressed market town renewal through support to 8 Levelling Up Fund bids and 8 Shared Prosperity Fund bids, working closely with district and borough councils.
- ✔ Continued to provide support to people and communities in need via the Derbyshire Discretionary Fund, making 7,775 awards during the quarter, totalling over £852,000.
- ✔ Supported the development of open and welcoming spaces in communities and during the quarter recorded 1,786 instances of people benefitting from activity stemming from the Council's Thriving Communities approach.
- ✔ Made grants totalling £402,000 to community groups, promoting positive behaviours, improving local networks, helping people to feel safer and encouraging sustainable and green activity.
- ✔ Improved practice consistency across early help and safeguarding services for children and sustained high performance across a range of performance measures.
- ✔ Worked with local partners to support mental wellbeing, receiving over 25,000 page views on the Derbyshire emotional wellbeing website and setting up "talking benches" across the county, allowing people to begin conversation with others and talk openly about their health and wellbeing.
- ✔ Developed with partners the Derbyshire Violence against Women and Girls Strategy.
- ✔ Provided support so that the percentage of Derbyshire 16 to 17 year olds in education, employment and training continues to be in the top 25% of council areas nationally.

## Key areas for Consideration

The following areas have been rated as “Requiring Review” or “Requiring Action” during Quarter 1:

■ **Reviewed how the Council delivers home to school transport for children with special educational needs ensuring the most effective use of resources**

**Issue:** Recent work during Quarter 1 has highlighted a number of new risks and challenges in this area. These risks include the impact of staff turnover and capacity within associated areas of delivery on our ability to meet existing service objectives and therefore transform delivery. In addition, there are new requirements in reporting around education health and care plan annual reviews which will further stretch resources and will require a review of priorities, and a further enhancing of processes to meet the new requirements **Response:** An action plan to help mitigate the risks is being developed and progress will be shared next quarter.

■ **Developed a longer-term preventative wellbeing coaching model that offers health and wellbeing advice to prevent, reduce and delay the need for adult social care services**

**Issue:** Timescales have slipped, partly due to the pandemic and partly due to Human Resources processes taking longer than anticipated. **Response:** Revised timescales have been agreed to extend the prototyping to the end of March 2023.

■ **Put in place a new complaints and feedback system to improve service delivery and resident experience**

**Issue:** Progress has been delayed with Children's Services due to new requirements and challenges with resourcing and training. The level of work to integrate Adult Social Care and Health (ASCH) systems may be significant. **Response:** The completion date has been put back to December 2023. Development in Children's Services, Place and ASCH are being kept under review to identify any issues and manage timescales.

■ **Reviewed the Enterprising Council approach to identify achievements and successes to date, whilst developing Phase 3 of the programme to transform, modernise, collaborate and innovate as a Council**

**Issue:** Staff availability has delayed the review and closure of Phase 2 **Response:** The review and closure will be progressed going forwards along with plans for Phase 3 as part of the refreshed Portfolio Assurance Board role and the Operating Model for Strategic Transformation.

🔴 **Designed, scoped, and developed Phase 2 of the Modern Ways of Working strategy working with employees and assets to progress the Council's approach to further modernising working practice to bring about more agile and flexible working**

**Issue:** There have been delays commencing Phase 2 and difficulties with the recruitment of the new Programme Manager.

**Response:** The new Programme Manager will now be in post in October and an experienced interim manager has been appointed. The areas of work not yet commenced are planned to start during July.

🔴 **Reviewed the Council's Wellbeing Strategy and associated action plan to further support employee wellbeing, reduce sickness absence and improve service delivery**

**Issue:** Whilst progress has been made in supporting wellbeing, employee sickness absence has risen to 5.4% for the quarter up to end of June 2022 compared with 4.4% for the same period last year. The target for the year is 4.6%. **Response:** A working group to examine how best to support departments to manage sickness absence rates is being developed. Areas of concern where sickness levels are above the Council average have been identified and a "deep dive" will be undertaken to identify any underlying issues.

🔴 **Completed a programme to centralise ownership, management, and responsibility for all of the Council's land and property assets and budgets, within Corporate Property, to ensure the most effective use of our land and buildings**

**Issue:** Rated as "Requiring Review" due to the uncertain market and economic conditions, their impact on Council and partner resources, market interest in land sales and value over the term. **Response:** Corporate Property will continue to monitor and report as national and regional conditions unfold.

🔴 **Kept on track to achieve all planned budget savings in the current financial year**

**Issue:** It is forecast that of the in-year savings target of £8.057m, £7.401m will be achieved in the current financial year.

**Response:** A strategy is being developed to address the issue of unachieved budget savings.

🔴 **Implemented a contract and supply chain management regime across the Council which drives value for money throughout the contract lifecycle**

**Issue:** There have been difficulties and delays in recruiting the contract compliance team. **Response:** A team lead has now been appointed and this will support recruitment to the full team, meanwhile work has been progressed where possible.

Finalised the new ways of working with older people and people with a disability to increase their independence so that they remain part of their local communities

**Issue:** There is a shortage of homecare to support people to be independent in their own homes. This is a national issue and not unique to Derbyshire. **Response:** The Better Lives programme has been redesigned to support mitigation of this issue and work is now underway to review the Short Term Service, which helps older and disabled people to regain their independence, to increase capacity and to create a wider workforce plan.

Delivered a £40m Local Transport Programme to provide well managed roads and highways and address road safety concerns

**Issue:** The total spend on the Local Transport Programme in Quarter 1 was £7.537m against a target of £8.700m. Whilst 100% of urgent defects were completed within timescale, the percentage of defects completed within other target timescales has decreased. **Response:** Network co-ordination issues have resulted in the postponement of several large value surface dressing projects. It is considered that through the implementation of the Local Transport Plan Capital delivery scheme a reduction in defects will be seen throughout the year which should have a positive impact on the amount of defects, and customer satisfaction levels, by the year end.

Opened Hollis Lane Link Road Phase 1 in Chesterfield to improve road access

**Issue:** The deliverable has been rated as "Requiring Review" due to concerns regarding scheme costs. **Response:** The scheme costs are being reviewed.

Completed Outline Business Case and prepared a planning application to progress the Chesterfield to Staveley Regeneration Route, which will create new homes and jobs for the area

**Issue:** The deliverable has been rated as 'Requiring Review' as there are concerns over scheme costs. **Response:** Scheme costs are under review.

Explored initiatives to tackle climate change including low carbon local energy generation

**Issue:** Low carbon energy generation needs to be addressed at a faster pace to achieve carbon reduction targets. **Response:** The Renewable Energy Spatial Study was completed in June 2022 setting out future energy demand and opportunities for renewable energy generation in Derbyshire. The Council are also commissioning feasibility studies for up to ten Council-owned sites for potential solar farm development.

**☐ Rolled out the Green Entrepreneurs scheme, a £2m grant fund to help local business to develop and invest in green energy and carbon reduction**

**Issue:** Take up of the small grants fund for businesses has not been as anticipated as a result of the changing needs of businesses. **Response:** A review of the eligibility parameters surrounding the small grant fund is taking place.

**☐ Increased take-up of fibre enabled broadband across Derbyshire, particularly in rural areas, to improve access, speed and reliability for homes and businesses**

**Issue:** The Department for Culture, Media and Sport (DCMS) will suspend the Gigabit Voucher scheme to new applications in Derbyshire from 15 July 2022. This is a situation being imposed on all counties as they reach the "pre-procurement" phase of Project Gigabit. The suspension is to avoid potential conflicts between Project Gigabit and the Gigabit Voucher scheme as the final Project Gigabit intervention is being decided. Projects currently in progress will be allowed to continue but we do not expect any new projects to be registered during Quarter 2. **Response:** Projects which are "in progress" will be monitored to ensure that the number of properties supported through the Top Up scheme is maximised whilst the DCMS voucher scheme embargo is in place. Weekly dialogue with DCMS and Openreach will be maintained to maximise delivery.


















**☐ Mobilised the Derbyshire Cultural Framework and reviewed and developed a costed action plan for the Derwent Valley Mills World Heritage Site**

**Issue:** Delay to the roll out of the Cultural Recovery Fund, which supports delivery of the Framework. **Action:** Work will be taken forward following the outcome of the corporate review of the Council's grant awarding processes, which include a number of arts grants recipients.



















## Key Measures Updated for Quarter 1 2022-23

The following measures have been updated during Quarter 1:

Key Measure	Date	Actual	Target	Performance
Number of participants in Council delivered stop smoking programmes who stop smoking	Jun-2022	348	300	 Strong
Number of participants in Council weight management programmes who achieve 5% weight loss	Jun-2022	66	70	 Review
Uptake of full sexual health screen out of those eligible	Jun-2022	74.5%	60.0%	 Strong
Number of communities (geographic or thematic) applying a Thriving Communities approach	Jun-2022	6	6	 Good
Number of people from organisations and communities directly supporting the running of hyper local activity in Thriving Communities areas	Jun-2022	77	Not set	 No Target
Number of people who received support or benefiting from hyper local activities in Thriving Communities areas	Jun-2022	1,786	Not set	 No Target
Number of people with a learning disability and/or who are autistic with an outcome focused support plan	Jun-2022	436	413	 Strong
Number of people with a learning disability and/or who are autistic supported to move from 24-hour residential care to more independent supported living setting	Jun-2022	38	35	 Strong
Rate of improvement in the proportion of pupils in 'Good' or better primary schools	Jun-2022	2.9%	1.1%	 Strong
Rate of improvement in the proportion of pupils in 'Good' or better secondary schools	Jun-2022	3.7%	2.1%	 Strong
Percentage of children returning home after a period in care	Jun-2022	16.0%	16.0%	 Good
Increase in the proportion of children in care leaving through special guardianship orders where it is safe and appropriate to do so	Jun-2022	15.3%	15.7%	 Review
Number of children living with Council foster carers	Jun-2022	332	327	 Good
Proportion of practice areas within reflective case reviews judged to be good or better	Jun-2022	79.0%	70.0%	 Strong
Early help assessments completed within 45 days	Jun-2022	97.0%	90.0%	 Strong
Social work assessments completed within 45 days	Jun-2022	91.0%	89.0%	 Good
Initial child protection conferences within 15 days	Jun-2022	92.6%	83.0%	 Strong



Key Measure	Date	Actual	Target	Performance
Percentage of Council run children's homes rated as 'Good' or 'Outstanding' by Ofsted	Jun-2022	100.0%	91.0%	 Strong
Number of services accessed via e-forms on the Council websites	Jun-2022	140	140	 Good
Employee sickness absence (Council, not including schools)	Jun-2022	5.4%	4.6%	 Action
Amount of money raised from the disposal of land and buildings	Jun-2022	£0	No sales scheduled	 No Target
Projected in-year achievement of budget savings	Jun-2022	£7.401m	£8.057m	 Review
Number of older people and disabled people able to access short term assistance to regain or increase independence	Jun-2022	753	897	 Action
Number of permanent admissions to residential and nursing homes	Jun-2022	256	233	 Review
Number of people with social care needs receiving Assistive Technology	Jun-2022	206	150	 Strong
Percentage of parents/carers who feel that their child's EHCP has the right support in it	Jun-2022	66.7%	Not set	 No Target
Percentage of parents/carers who feel that their views were listened to during the assessment process	Jun-2022	66.7%	Not set	 No Target
Total amount of expenditure on the delivery of the Local Transport Programme	Jun-2022	£7.537m	£8.700m	 Action
Percentage of defects completed within target timescales	Jun-2022	71.4%	90.0%	 Action
Reduction in staff mileage	May-2022	4,760,352	4,612,269	 Review
Number of start-up businesses supported	Jun-2022	108	Not set	 No Target
Percentage of 16 to 17 year olds in education, employment or training (3 month avg)	May-2022	96.6%	95.2%	 Good
Amount of Apprenticeship Levy transferred to businesses	Jun-2022	£54,568	Not set	 No Target

# **Progress on Council Plan deliverables and key measures**

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# Resilient, healthy and safe communities

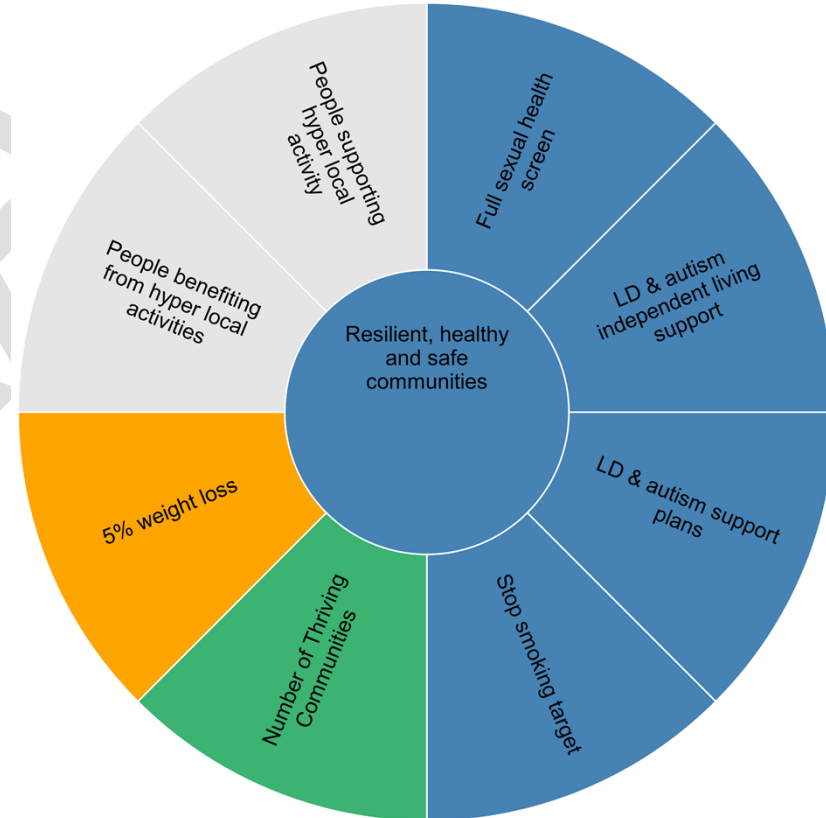
## Overview

This priority shows overall “Good” progress for Council Plan deliverables, with 1 deliverable rated as “Strong”, 9 deliverables rated as “Good” and 1 deliverable rated as “Requiring Review”. These are shown graphically in the left-hand wheel below. Overall, the measures for this priority are rated as “Good” based on 6 rated measures. These are shown graphically in the right hand wheel below and listed in the following table.









**Deliverable Progress**



**Key Measures**



## Key Measure Summary

Key Measure	Date	Actual	Target	Performance
Number of participants in Council delivered stop smoking programmes who stop smoking	Jun-2022	348	300	 Strong
Number of participants in Council weight management programmes who achieve 5% weight loss	Jun-2022	66	70	 Review
Uptake of full sexual health screen out of those eligible	Jun-2022	74.5%	60.0%	 Strong
Number of communities (geographic or thematic) applying a Thriving Communities approach	Jun-2022	6	6	 Good
Number of people from organisations and communities directly supporting the running of hyper local activity in Thriving Communities areas	Jun-2022	77	Not set	 No Target
Number of people who received support or benefiting from hyper local activities in Thriving Communities areas	Jun-2022	1,786	Not set	 No Target
Number of people with a learning disability and/or who are autistic with an outcome focused support plan	Jun-2022	436	413	 Strong
Number of people with a learning disability and/or who are autistic supported to move from 24-hour residential care to more independent supported living setting	Jun-2022	38	35	 Strong

## Progress on our deliverables and key measures

### ✔ Worked with partners to enable individuals and communities to lead healthier and happier lives, accessing support when and where they need it to encourage physical activity, help people stop smoking and manage their weight

Rating: Good

Expected completion date: 31 Mar 2023

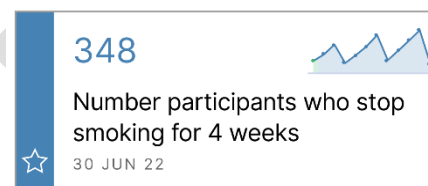
Throughout Quarter 1, a range of activity has taken place within Public Health to enable individuals and communities to lead healthier and happier lives.

Demand for Live Life Better Derbyshire stop smoking services has reduced in Quarter 1 compared to the previous financial year as it is likely that in 2021-22 there was a greater demand due to the impact of Covid-19. In Quarter 1, 536 people set quit dates and 348 people are forecast to achieve 4 week quits based on a 65% quit rate. The 4 week quit rate of 65% remains above the England average, which is 58%. A health equity audit of the stop smoking service has been completed in Quarter 1 and generally there was good equity of access and outcomes for users of the service. However, the audit did identify that some groups such as younger people and long term unemployed had poorer outcomes and an action plan is being developed to address the issues identified.

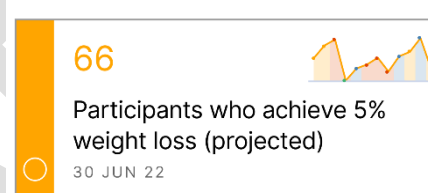
Demand for weight management services remains high, especially for face-to-face support and as a result the number of clinics across the county are increasing. 421 people started the weight management programme in Quarter 1 and it is projected that 66 people will achieve a 5% weight loss. Live Life Better Derbyshire continues to work with Derby County and Chesterfield football clubs to offer male only weight management services and engagement to understand what further changes can be made to encourage more men into the weight management service. Live Life Better Derbyshire continues to work with individuals who have a learning disability and those with long Covid-19 to lose weight.

Demand for support to improve levels of physical activity is strong and 234 people have participated in Live Life Better Derbyshire physical activity programmes. 66 people supported by Live Life Better Derbyshire have accessed the scheme which gives them the opportunity to access free or discounted leisure or community activity at leisure facilities across Derbyshire. The number of participants who have achieved an average of 150 minutes activity per week will be available in Quarter 2.

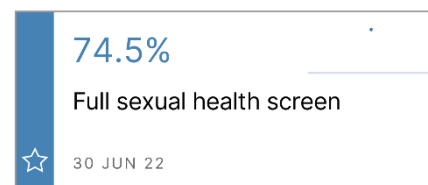
Joint working with Active Derbyshire continues around developing a whole system approach to physical activity. The Walk Derbyshire Steering group membership has been widened to include more partner organisations/stakeholders. A Walk Derbyshire online stakeholder meeting took place in June and shared information on 20 minute neighbourhoods and how this relates to the Walk Derbyshire work. The Derbyshire medium grants panel has agreed to fund in principle 1 Physical Activity application in round 1.



2020-2021	1,554
2021-2022	1,757
<b>2022-2023</b>	<b>348</b>
Target	300
Performance	★ Strong
Number of Participants	536



2020-2021	129
2021-2022	240
<b>2022-2023</b>	<b>66</b>
Target	70
Performance	⦿ Review
Number of Participants	421



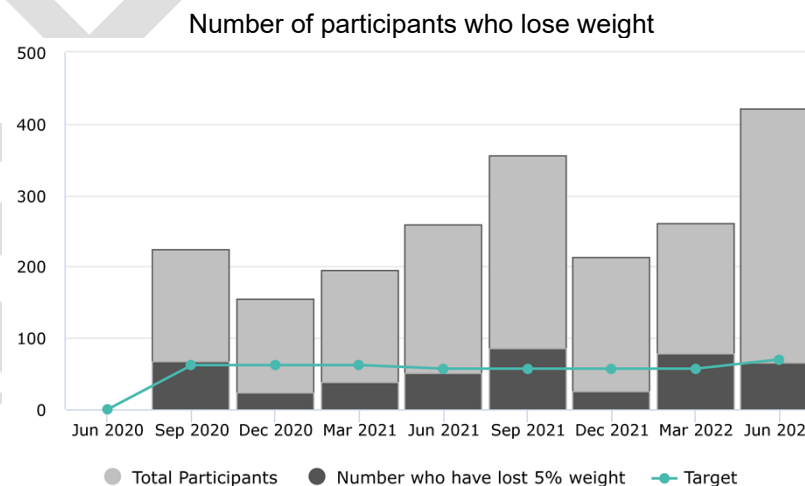
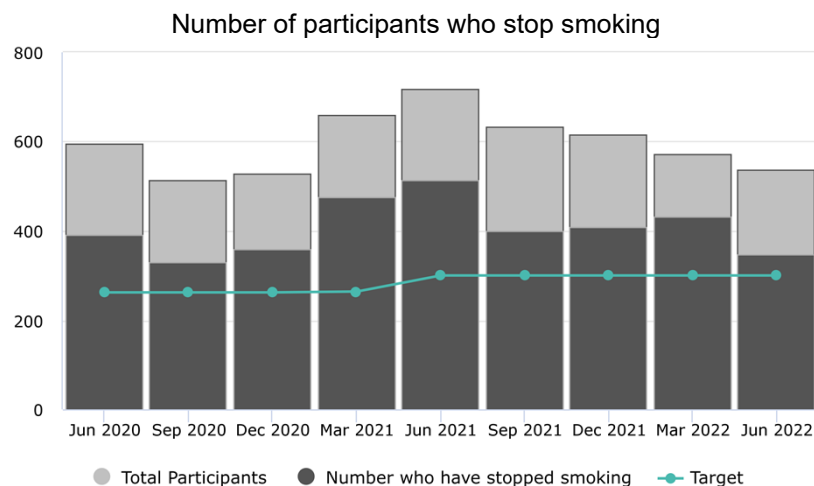
<b>2022-2023</b>	<b>74.5%</b>
Target	60.0%
Performance	★ Strong

Derbyshire's Public Health Team commission integrated sexual health services. Throughout Quarter 1 there have been 9,971 contacts into the Derbyshire Integrated Sexual Health Service. There has been a 75% uptake for sexual health screening either online or in a clinic which is 4,082 appointments out of 5,479 offered. There have been 41 new and 72 follow up appointments regarding Pre-exposure Prophylaxis HIV to prevent HIV.

At the end of Quarter 1 there are 84 schools engaged and working on the Relationship and Sexual Education Building Effective Relations Together Award; 6 of this total are newly engaged in the quarter.

Public Health commission the Derbyshire Recovery Partnership to deliver substance misuse support services and in Quarter 1 there have been 381 referrals and there are 3,753 people in treatment at the end of the quarter (based on 12 month rolling average). Public Health submitted a proposal to the Office of Health Improvement and Disparities detailing plans for how the Supplemental Substance Misuse Treatment and Recovery Grant funding will be used to enhance treatment quality and deliver more treatment places locally. The funding will be utilised across both adults, children's and young people's provision. Public Health have commenced work with an academic specialising in substance abuse to evaluate service quality and to identify opportunities for our services to become a recovery orientated system of care. A registered nurse consultant has also started work to undertake clinical audits of existing services with a focus on identifying good practice and areas for service improvement.

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**✓ Provided support to people and communities in need, including financial help from our discretionary fund, and other activities that promote financial inclusion**

Rating: Good (Strong in Q4) Expected completion date: 31 Mar 2023

Throughout Quarter 1 Public Health has continued to provide support to people and communities in need, including financial health via the Derbyshire Discretionary Fund. Demand for these services continues to be high due to the ongoing cost of living crisis and the support provided by the Household Support Fund, which is administered via the Derbyshire Discretionary Fund. There have been 7,775 awards in Quarter 1 totalling £852,445. This is comprised of £673,991 in emergency cash payments and £178,454 in exceptional pressure grants. The 7,775 include 6,361 awards from the Household

Support Fund, which do not count towards the maximum amount of Emergency Cash Payments an applicant is allowed to receive from the Fund. There have been no instances of flooding hardship this quarter.

5,666 people have been supported to maximise their benefit income across provision delivered by the Welfare Rights team. The Welfare Rights Service has seen an increase in referrals from social care teams compared to the same quarter last year, and a significant increase in Macmillan Cancer Support team referrals. Benefits Helpline activity is at a similar level to the same quarter last year. Appeal hearings listed to take place by Her Majesty's Courts and Tribunal Service (HMCTS) are lower this quarter and this is outside the direct control of the service and reflects work allocation priorities and adjustments within HMCTS.

Wider support for financial inclusion provided by Public Health Advisory Services continues to be high in both GP surgeries and community settings and providers are reporting that the complexity of individual cases is also increasing. During Quarter 1 the Public Health Advisory Service has made 6,585 contacts, during this period the service has supported people to gain £2,541,541 in income and has supported people to manage £735,423 of debt.

 **Implement key actions to reduce discrimination and tackle inequalities as set out in the Council's new Equality, Diversity and Inclusion Strategy 2022-2025**

Rating: Good

Expected completion date: 31 Mar 2023

The new Equality, Diversity and Inclusion (EDI) Strategy 2022-25 Strategy was approved at Cabinet on 10 March 2022. To ensure progress against the EDI priorities, a performance and reporting framework has been developed, for capturing, measuring, evaluating and reporting progress. The framework was agreed by the EDI Board at its meeting of 7 April 2022. Workstreams are currently undertaking work to identify specific measures and targets to support the overarching measures contained in the Strategy. The first six monthly progress report on priority actions will be produced in October 2022.

 **Ensured the Council's strategic approach to community safety responds effectively to existing and emerging challenges such as serious violence and County Lines**

Rating: Good

Expected completion date: 31 Mar 2024

Work is ongoing against all of the priorities outlined in the Derbyshire Community Safety Agreement. A new structure of Thematic Boards has been agreed by the Derbyshire Safer Communities Board in order to further strengthen the partnership response. The Council is playing a key leadership role in this work.

**✓ Further develop and embed the Thriving Communities approach to increase the number of people taking part in hyper-local activity and/or support, as part of connected teams of public services and communities working creatively together**

Rating: Good

Expected completion date: 31 Mar 2023

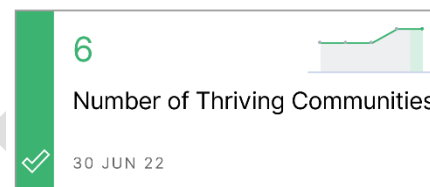
During Quarter 1 good progress has been made to reset Thriving Communities in existing communities and begin practically introducing the approach in new areas. Strong governance of the approach established by the Thriving Communities Board being in place for the last 12 months has helped departments to feel confident to support and enable local activity to expand and grow, and six areas are now actively applying the approach at a local level.

Existing areas (Cotmanhay, Shirebrook, Newhall and Gamesley) have moved forward since induction sessions in February and March to re-establish relationships, explore the re-opening of local spaces and re-imagine what it is possible to achieve together within current resource and capacity. The number of organisations supporting the approach is growing as Covid-19 restrictions lift, with a mix of Council and partners working to create flexible and responsive hyper local Connected Teams. This includes frontline staff who are making themselves more physically present to engage in meaningful dialogue with local people and work alongside groups and volunteers to deliver activity. Also included are staff from Corporate Services who have changed both culture and practice to address system challenges at the local level. For example Corporate Property and Finance staff have been proactive in collaborating with the community in Cotmanhay and subsequently ensuring that property decisions enable community activity to thrive.

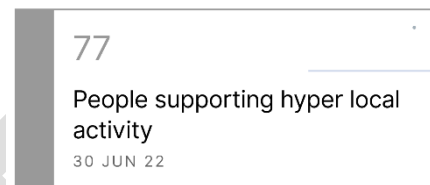
New measures have been established to give an indication of engagement with the programme with figures for 2022-23 used as a baseline when target setting for 2023-24. Across all areas 1,786 local people have benefitted from activity offered locally, which has been enabled by the dynamic relationships built via the Thriving Communities approach. These activities have been supported by 29 people from public sector organisations and 48 local people.

New areas (Langley Mill and Ashbourne) have begun to connect local partners around establishing local Connected Teams to work creatively together on community priorities. Partners are focusing on building relationships and beginning to use local spaces in different ways to enable more flexible collaborative working to grow. This will provide the foundations for working together, beginning with creating the capacity to recruit a research team (from existing staff resource) to carry out deep listening and storytelling about what life is currently like for people in these communities. Baseline data is set at zero in each of these communities as hyper-local activity is not yet being delivered.

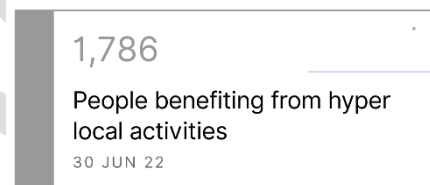
Strategic programme planning continues to inform the business of the Thriving Communities Board which is now chaired by the Executive Director of Children's Services. Aligning the Thriving Communities approach with other strategic priorities, national directives, projects and programmes is the focus of the Board's agenda, alongside championing the practical application of the approach at the local level to inform system learning and organisational



2021-2022	6
<b>2022-2023</b>	<b>6</b>
Target	6
Performance	✓ Good



<b>2022-2023</b>	<b>77</b>
Target	Not set




<b>2022-2023</b>	<b>1,786</b>
Target	Not set



change. Capacity to shift resource to work on the approach remains a difficulty within the system, however the organisation has committed to support activity in each Thriving Communities area to achieve the following:

- Self-managed Connected Teams working creatively and flexibly on community priorities;
- Open and welcoming spaces offering a hyper local 'front door' for people;
- No assessment or eligibility criteria for preventative help;
- Flexible and responsive local budgets;
- Increased skills and capability within the workforce to undertake story telling as a rich insight and impact tool.

 **Supported more Derbyshire people to volunteer to help their communities, learning from and building on the remarkable response to the Covid-19 pandemic**

**Rating: Good**

**Expected completion date: 31 Mar 2023**

Voluntary and Community Sector (VCS) infrastructure providers across the county have been a vital source of support in mobilising volunteers and the wider sector to assist with response and recovery efforts and support to residents. To ensure that there is adequate VCS infrastructure in place to provide ongoing support during Covid-19 the Council has made an additional £250,000 payment to providers for twelve months, per district area in Derbyshire, to ensure adequate infrastructure capacity to support core infrastructure - including volunteering. This funding has now been allocated to volunteer centres across the county and work will take place in the coming months to monitor this spend and understand the impact that this has made.

At its meeting on 6 December 2021, Cabinet also agreed to maintain all existing grant allocations to VCS infrastructure organisations, until March 2023. This includes an additional £100,000 for providers compared to pre-pandemic levels.

A new funding framework and grant programme which was launched in January 2021 has approved 53 grants to voluntary and community organisations to the value of £174,366.

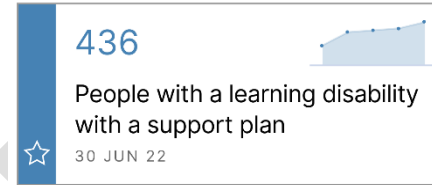
This funding will enable groups and communities to access resources to make their communities better places, whilst also delivering on the ambitions outlined in the Council Plan. This should give charities, social enterprises, community groups and community minded organisations the opportunity to mobilise local people, increase civic participation and deliver community identified priorities. Monitoring of early grant awards is taking place and this will look to identify the number of volunteers mobilised, how they have been supported and the impact funding is having on local communities.

There is also a need to investigate whether the Council should develop a whole Council approach to volunteering, for example through a volunteering strategy. Work will be taking place over the coming months to scope out this work and understand the Council's drivers for such an approach given the broad spectrum of activity that falls under the volunteering banner.

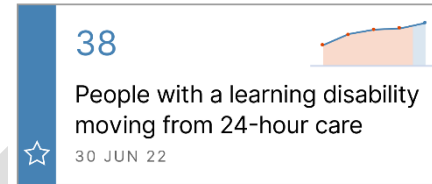
**★ Worked with people with learning disabilities, recovering from mental ill health and/or autism to develop Council services to ensure they are tailored to meet individuals needs and help people achieve their personal goals**

Rating: Strong (Review in Q4) Expected completion date: 31 Mar 2025

There continues to be a focus on the Better Lives programme of work. The central team of practitioners continue to work actively with people with a learning disability or who are autistic. In total 436 people have a new outcome focused plan in place Public consultation has now closed as to whether a redesign of the Council offer for people with a learning disability and / or who are autistic should take place with a decision to be taken by Cabinet in October 2022. Further progress has been made to support people with a learning disability to move from a short term residential placement to a supported living long term home within local communities and plans are in place to continue to progress during the year. Plans are in place for 5 people to move, but these require approval from the Court of Protection. This brings the total to 38 people since April 2021. Work is now underway with our Health partners to improve our joint services for people with a learning disability and / or who are autistic recovering from mental ill health.



2021-2022	373
<b>2022-2023</b>	<b>436</b>
Target	413
Performance	★ Strong



2021-2022	33
<b>2022-2023</b>	<b>38</b>
Target	35
Performance	★ Strong

**✔ Transferred a minimum of five libraries to community management, engaging and involving communities in the development of a cost-efficient library service**

Rating: Good Expected completion date: 31 Oct 2024

Woodville Library transferred to Community Management on 21 August 2021. The Library Service has received Expression of Interest and Business Case applications for a further 3 libraries to be transferred: Old Whittington, Wingerworth and Melbourne. An Expression of Interest has also been received for Tideswell Library. The Library Strategy was relaunched in September 2021 to help drive renewed community interest in the transfer scheme.

**🟡 Reviewed how the Council delivers home to school transport for children with special educational needs ensuring the most effective use of resources**

Rating: Review Expected completion date: 31 Mar 2025

Recent work in this area in Quarter 1 has highlighted a number of new risks and challenges which need urgent action and as a result we are preparing responses which are expected to help mitigate the risks over a period of time. These risks include the impact of staff turnover and capacity within associated areas of delivery on our ability to meet existing service objectives and therefore transform delivery. In addition, there are new requirements in reporting around education health and care plan annual reviews which will further stretch resources and will require a review of priorities, and a further enhancing of processes to meet the new requirements. Future action will be joint between Childrens Services and Place who are our major supplier of transport for children with special educational needs and therefore a key partner. It is expected that future responses will review the process around

referrals, assessment and provision of transport as well as roles and responsibilities, use of technology to automate and enhance delivery, the customer experience and the cost of providing home to school transport for children with special educational needs.

**✓ Finalised the review of voluntary and community sector grants and established a consistent approach to future funding to support the sector to recover well, grow and thrive**

Rating: Good

Expected completion date: 31 Mar 2023

A report to Cabinet on 6 December 2021 outlined the proposed approach to the voluntary and community sector (VCS) recurring grants review for public consultation. A 13 week period of consultation on the proposed approach launched on 22 December 2022 and closed on the 24 March 2022.

The Council has received approximately 275 responses to the consultation and work has taken place to analyse the findings and put together a report alongside an Equalities Impact Assessment. A report to Cabinet on 28 July 2022 will provide an update on the current position, summarise consultation findings and set out next steps for taking the review forward alongside key recommendation for consideration. Should recommendations be agreed, work will be required over the coming months to implement proposals.

The Council continues to have ongoing dialog with Derby and Derbyshire Clinical Commissioning Group to align and co-ordinate its approach to VCS infrastructure provision and work is underway to plan for the next stage of that review post March 2023. A report on the Build Proactive Communities Programme is to be discussed at the next Vision Derbyshire Joint Committee on the 11 July 2022. A key element of this programme is VCS provision and in particular infrastructure provision and it is anticipated work over Quarter 2 will ascertain Derbyshire councils' ambitions regarding collaborative working with the sector.

As the Council's new Grant Funding Prospectus and Framework develops and becomes embedded, further work is needed to bring together and accommodate for all Council grant funded activity to provide much needed strategic oversight and deliver a consistent grant funding approach across the authority. This activity will remain a key element of the VCS Review. A number of discussions will be held with departments in Quarter 2 on the potential for new grants schemes or ringfenced priorities to be brought into the Prospectus with work being overseen by the Grants Board.

There remains an ambition for Council to further develop its strategic one council grant funding approach and to continue to work on a set of shared policies and practices which will align spend and activity whilst embedding the approach across the Council. This has included developing IT processes with the aim of reducing officer time spent on administration. This will be further explored and tested in the forthcoming months through a small scale pilot which launched in June 2022. This pilot is now being expanded into the Corporate Grants Programme and it is anticipated that groups will be able to start integrated, online applications from September 2022 onwards for some grants.

**✓ Established a new grant funding prospectus and framework and provided grants which promote positive behaviours for young people and residents, improve local networks, help people to feel safer, and encourage sustainable and green activity**

Rating: Good

Expected completion date: 31 Mar 2023

Delivery of the Council's new, outcomes-based funding programme for the sector continues through the Funding Framework and Prospectus. This includes investing in local people and communities to create opportunities for them to adapt, develop and grow.

Application packs are being sent to groups regularly and at 29 June 2022, 166 applications were received across all the priority funding areas.

The most recent application round for larger grants closed on the 30 April 2022, and the Council received 98 applications. Final appraisals of large and exceptional grants are being made and a determination will be made in early July 2022 and the next deadline for medium grants is at the end of July 2022.

At 29 June 2022, 53 grants to the value of £174,366 had been approved.

Of these:

- 19 grants met criteria relating to feeling safe and included in their local community, to the value of £137,201;
- 21 grants met criteria relating to promoting positive behaviours amongst young people, to the value of £83,595;
- 5 grants met criteria relating to being green and sustainable, to the value of £30,021;
- 16 grants met criteria relating to increasing civic participation and delivering community identified priorities, to the value of £58,116;
- 19 grants met the criteria relating to being physically active and making positive lifestyle choices, to the value of £93,082.

The total value of grants made across all outcomes was £402,015, clearly demonstrating the benefits and added value of a outcomes based, corporate approach.

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# High performing, value for money and resident focused services

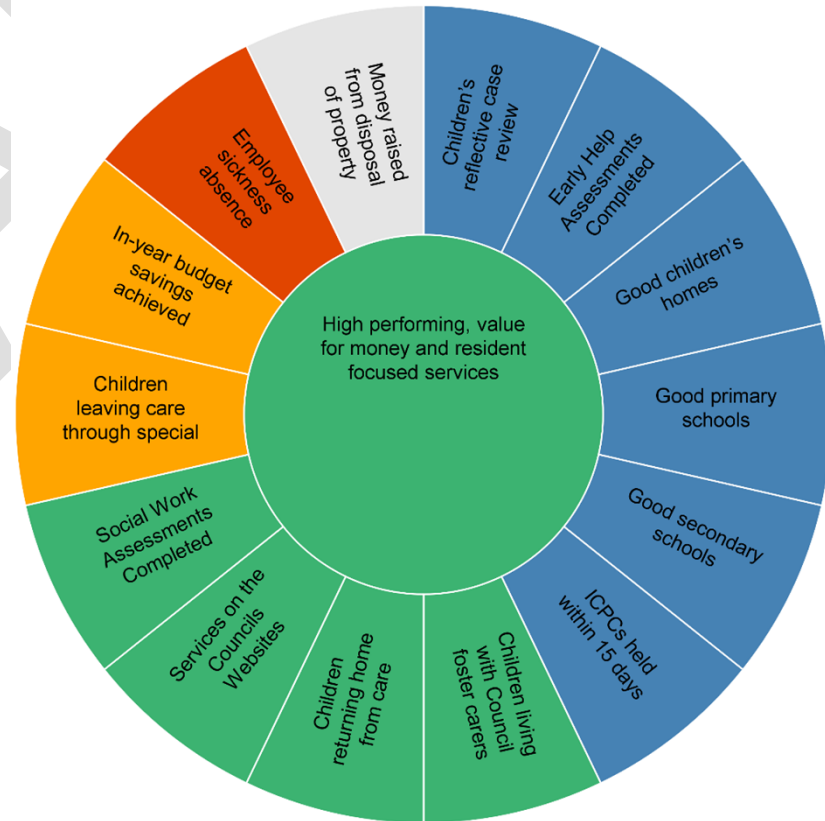
## Overview

This priority shows overall “Good” progress for Council Plan deliverables, with 2 deliverables rated as “Strong”, 11 deliverables rated as “Good” and 8 deliverables rated as “Requiring Review. These are shown graphically in the left-hand wheel below. Overall, the measures for this priority are rated as “Good” based on 13 rated measures. These are shown graphically in the right hand wheel below and listed in the following table.

**Deliverable Progress**

















**Key Measures**



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## Key Measure Summary

Key Measure	Date	Actual	Target	Performance
Rate of improvement in the proportion of pupils in 'Good' or better primary schools	Jun-2022	2.9%	1.1%	 Strong
Rate of improvement in the proportion of pupils in 'Good' or better secondary schools	Jun-2022	3.7%	2.1%	 Strong
Percentage of children returning home after a period in care	Jun-2022	16.0%	16.0%	 Good
Increase in the proportion of children in care leaving through special guardianship orders where it is safe and appropriate to do so	Jun-2022	15.3%	15.7%	 Review
Number of children living with Council foster carers	Jun-2022	332	327	 Good
Proportion of practice areas within reflective case reviews judged to be good or better	Jun-2022	79.0%	70.0%	 Strong
Early help assessments completed within 45 days	Jun-2022	97.0%	90.0%	 Strong
Social work assessments completed within 45 days	Jun-2022	91.0%	89.0%	 Good
Initial child protection conferences within 15 days	Jun-2022	92.6%	83.0%	 Strong
Percentage of Council run children's homes rated as 'Good' or 'Outstanding' by Ofsted	Jun-2022	100.0%	91.0%	 Strong
Number of services accessed via e-forms on the Council websites	Jun-2022	140	140	 Good
Employee sickness absence (Council, not including schools)	Jun-2022	5.4%	4.6%	 Action
Amount of money raised from the disposal of land and buildings	Jun-2022	£0	No sales scheduled	 No Target
Projected in-year achievement of budget savings	Jun-2022	£7.401m	£8.057m	 Review

## Progress on our deliverables and key measures

### ✔ Worked with schools so that the percentage of children and young people attending good or better schools improves at a faster rate than nationally

Rating: Good (Review in Q4) Expected completion date: 31 Mar 2025

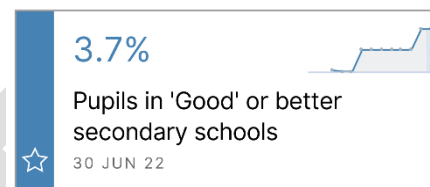
Ofsted inspection activity has increased during the summer term 2022 and now includes the inspection of schools which were previously judged as outstanding. Schools which were closed at the point of academisation have also been included in inspection activity.

The target set this year is for Derbyshire to improve the proportion of pupils attending good or better schools at a faster rate than that seen nationally and this has been achieved this quarter. The proportion of children in 'Good' or better primary schools has increased by 2.9%, against a target of 1.1%, whilst the proportion of children in 'Good' or better secondary schools has increased by 3.7%, against a target of 2.1%. Although the rate of improvement in the proportion of primary and secondary pupils attending good or better schools is higher than seen nationally this quarter, the overall percentage of pupils attending good or better schools is still too low in both phases, particularly at secondary level, and the deliverable will remain a priority for 2022-23.

Findings and learning from recent Ofsted inspections are routinely disseminated at briefings with headteachers and governors. A key area in which schools require support is for recording the actions that have been taken to keep children safe in education. As a result, the Child Protection Manager is delivering key messages at meetings with headteachers as well as with Designated Safeguarding Leads. In addition, as a result of the disruption caused by Covid-19 on staffing, a vast majority of schools still need to implement a planned and sequenced curriculum in all subjects. The Education Improvement Service facilitated an input by the Senior Ofsted Inspector at the set of headteacher meetings in May 2022 and is supporting local authority maintained schools by undertaking joint curriculum reviews.



2021-2022	2.0%
<b>2022-2023</b>	<b>2.9%</b>
Target	1.1%
Performance	★ Strong



2021-2022	1.9%
<b>2022-2023</b>	<b>3.7%</b>
Target	2.1%
Performance	★ Strong



**✔ Helped more children in care to return to live with their birth families, or to find other loving, permanent family homes**

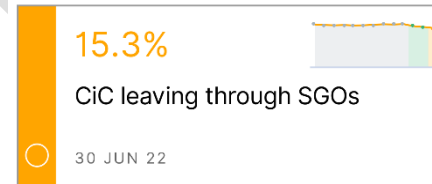
Rating: Good

Expected completion date: 31 Mar 2025

The 'Providing Permanence Outside Care' workstream has started to embed during Quarter 1. Assessments are being completed with more children across the county in order to inform decisions about their return to live with birth families or their ability to progress other permanence plans such as Special Guardianship. The next 6 months are crucial to understanding the success and sustainability of the work and how it supports practitioners to deliver creative and impactful care plans for children.

We have also started work to review our edge of care offer. This work will inform how we shape our services and support packages to help children remain at home with their families, help them return home and how we support children placed in care to achieve placement stability.

In Quarter 1, 16.0% of children leaving care returned to their birth families, matching the target of 16.0%, which is the national average. 15.3% left through Special Guardianship Orders, slightly below the target of 15.7%.



2020-2021	15.0%
2021-2022	17.0%
<b>2022-2023</b>	<b>16.0%</b>
Target	16.0%
Performance	✔ Good

2021-2022	16.9%
<b>2022-2023</b>	<b>15.3%</b>
Target	15.7%
Performance	⚠ Review

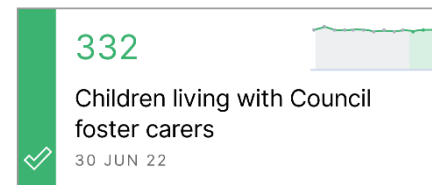
**✔ Increased recruitment, utilisation, and retention of Council foster carers to ensure that more children in our care can benefit from loving stable homes with foster carers**

Rating: Good

Expected completion date: 31 Mar 2025

The Council's Fostering Service is our provider of choice due to both quality and cost and we continue to work hard to ensure an efficient and effective growth strategy for fostering to improve the quality and placement choice for our children. At the end of Quarter 1, there were 332 children living with Council foster carers, this is in line with the target to be above the 2021-22 year end figure of 327. At the end of Quarter 1, there were a total of 275 fostering households with 5 new fostering households approved during the quarter and 14 assessments in progress. Enquiries to the Fostering Service have been low during Quarter 1. A total of 91 enquiries were received, which is below the target of 150 enquiries for the quarter. This is despite increased recruitment activity across the County during Foster Care Fortnight (9 - 22 May 2022). A similar picture is reported across the Derby, Derbyshire, Nottingham and Nottinghamshire local authorities. 47 enquiries during Quarter 1 came via the internet or Facebook, with a further 25 from word of mouth referrals. Despite the low number of enquiries, joined-up working between the Fostering Service and the Digital Communications Team continues to target marketing activity more effectively in order to generate enquiries that are more likely to progress to application and assessment.

Utilisation of fostering placements remained above the target of 95% at the end of Quarter 1, with 97% of available placements filled and only 6 vacant places. 74 placements were unavailable, with 'foster carers taking a break', 'the needs of the child currently in placement' and 'carer reasons' (usually ill health) as the main reasons for placements not being available. Unavailable placements are regularly reviewed by managers and performance is monitored on a weekly basis with oversight from the Head of Service.



2021-2022	327
<b>2022-2023</b>	<b>332</b>
Target	327
Performance	✔ Good



Retaining foster carers remains a challenge for the Fostering Service. 7 foster families left the service during Quarter 1, resulting in a net loss of 2 when the number of new approvals is taken into consideration. 3 of the fostering households who resigned during Quarter 1 had been fostering for more than 10 years. The Fostering Network estimates that the average length of service for a foster carer is 6.3 years. Given that 39% of the 67 fostering households who left the service during 2021-22 had been fostering for 5-10 years and 21% for 10+ years, this indicates a risk for the Fostering Service in terms of our ability to retain foster families in the future. Marketing activity aimed at targeting a younger cohort of foster families remains a priority for the service.

Work remains in progress to embed and sustain practice developed to improve recruitment, retention and utilisation through the Achieving Great Futures Sufficiency Workstream in 2021-22. In addition, the Fostering Service Modernisation Programme will enable the service to build on its strengths while ensuring that we are in the best position to grow the service and care for more children in high-quality family placements, against the backdrop of an increasingly competitive market. However, the low number of enquiries received during Quarter 1 and the trend in the number of foster families leaving the service last year means that the Fostering Service is starting from a position of net loss in 2022-23.

### **Improve the quality of our support for children identified as being in need, so that concerns do not escalate**

Rating: Good

Expected completion date: 31 Mar 2025

We have progressed work to strengthen the line of sight of children in need. This work is embedding across localities with the aim of ensuring intervention is timely and impactful for children. This work has improved evidence of manager oversight of child in need work and we have amended our child records system to make sure child in need plans are sent out timely. The impact of this work will be kept under review during this year. New tools and guidance to support staff working with children and families at the edge of care has been published. The work was informed by regional development work to strengthen tools available to workers supporting children.

### **Developed a longer-term preventative wellbeing coaching model that offers health and wellbeing advice to prevent, reduce and delay the need for adult social care services**

Rating: Review

Original completion date: 31 Dec 2022

Expected completion date: 31 Mar 2023

The Health and Wellbeing Team are currently working through the process of developing a new service model using the Design Council principles and approach. This allows services to co-produce, test and learn about service development before implementing a final approach. A Prototyping Steering Group has been set up and a co-production approach with staff has been agreed. Throughout Quarter 1, new ways to access and deliver the service were explored and this activity will continue into Quarter 2. The team have been re-configured throughout Quarter 1 and the formal restructure went live on 1 July 2022. To support the work of the team the procurement of a coaching qualification for staff has commenced.

The rating of "Requiring Review" has been given due to timescale slippage, partly due to the pandemic and partly due to Human Resource processes taking longer than anticipated. The re-design which included the commissioning of Time Swap, a scheme to promote volunteering within Derbyshire, was delayed. Time Swap is currently out to tender and a contract award will be made in the near future. Due to delays in the completion of the restructure, the design phase will take longer than originally planned. Revised timescales have been agreed to extend the prototyping to the end of March 2023 and are being closely monitored by the Steering Group.

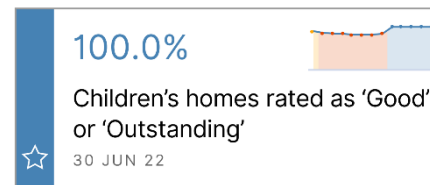
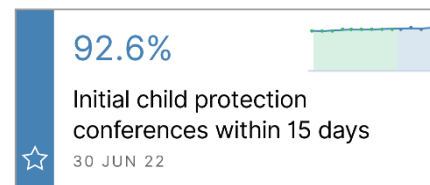
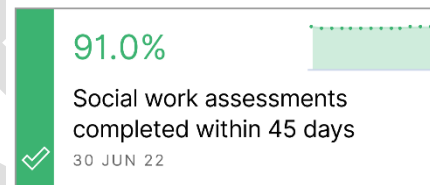
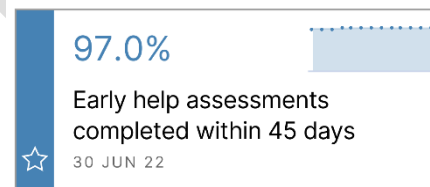
**✓ Provided consistent, high quality early help and safeguarding services for children and families across Derbyshire**

Rating: Good

Expected completion date: 31 Mar 2023

A stable, motivated and high performing workforce is essential to providing consistently good services for our children and young people and we have continued to strengthen our recruitment and retention activity, including increased engagement with Frontline and Apprentice Social Work training. However, as highlighted by the recently published 'Care Review', the recruitment of experienced qualified social workers is a national challenge and the first part of this year in Derbyshire has seen recruitment of children's social workers dip below the expected trajectory for the first time in 4 years. Derbyshire's practice model, Stronger Families Safer children was refreshed and rolled out in early 2022 and the training for all safeguarding teams has been running through Quarter 1 (all staff should attend the refresh training module). We have also published a new Practice Standards for our social workers which complements our full policy and procedures by providing clear best practice guidance for our staff. The wider workforce development programme continues to be reviewed to ensure pathways for learning and development remain relevant and meet expectations.

We have continued to audit the quality of our work using Reflective Case Reviews (RCRs). 79% of practice areas within the RCRs completed over the last rolling 6 months period were judged to be good or better. 100% of children were considered to be safe with no formal escalations. There was evidence of good assessment of children's needs as well as some learning to inform how we strengthen the recording of supervision which is being taken forward. There were 100% of Derbyshire's children's homes judged good or better at the end of June. Performance focussed on the timeliness of key processes that keep children safe continues to be strong, with 97.0% of early help assessments completed within 45 days, 91.0% of social work assessments completed within 45 days and 92.6% of initial child protection conferences held within 15 days.



2020-2021	57.3%
2021-2022	77.4%
<b>2022-2023</b>	<b>79.0%</b>
Target	70.0%
Performance	★ Strong

2020-2021	86.9%
2021-2022	97.0%
<b>2022-2023</b>	<b>97.0%</b>
Target	90.0%
Performance	★ Strong

2020-2021	92.2%
2021-2022	90.4%
<b>2022-2023</b>	<b>91.0%</b>
Target	89.0%
Performance	✓ Good
National Benchmark	87.6%

2020-2021	84.2%
2021-2022	91.6%
<b>2022-2023</b>	<b>92.6%</b>
Target	83.0%
Performance	★ Strong
National Benchmark	83.0%

2020-2021	83.9%
2021-2022	100.0%
<b>2022-2023</b>	<b>100.0%</b>
Target	91.0%
Performance	★ Strong

**✔ Implemented new national inspection measures for adult social care to benchmark across the sector to improve outcomes for local people and drive value for money**

Rating: Good

Expected completion date: 31 Mar 2023

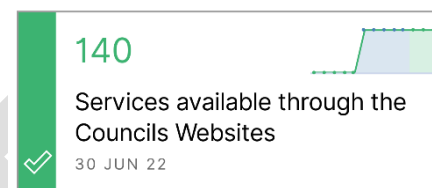
During Quarter 1 work has commenced on establishing the data set for the new national inspection measures. The Council will be in a position to share in Quarter 2, alongside bench marking performance against other councils in the East Midlands region.

**✔ Supported a resident-first approach through a range of mechanisms to improve access to online services and customer service performance**

Rating: Good (Strong in Q4)

Expected completion date: 31 Mar 2025

Phase 2 is well underway with the remaining system products (Councillor portal, alloy integration, event booking) to be delivered in summer 2022. Slight delays with the implementation of the Highways asset management system have pushed back the original June 2022 delivery date by a few weeks, but the effect of this is minimal.



2021-2022	140
<b>2022-2023</b>	<b>140</b>
Target	140
Performance	✔ Good

A review of the implementation roadmap will be undertaken during July and August 2022, which will establish the deliverables to March 2025, and specific quarterly targets will be set at that point. Now that Place services are in the system it is likely the rate of individual service addition will fall substantially but those that are added are likely to be more substantial pieces with higher benefit delivery.

The number of services made available via the website exceeded the target in the initial phase in 2021-22. Therefore no additional services were planned for Quarter 1 and the focus during 2022-23 is for 10 additional services where the benefit and impact is significant.

**🟡 Put in place a new complaints and feedback system to improve service delivery and resident experience**

Rating: Review (Good in Q4)

Original completion date: 31 Jul 2023

Expected completion date: 31 Dec 2023

Children's Services are in the final stages of implementation of the Customer feedback system but there have been some delays as the service has had new requirements, has had challenges with resource allocation and requires significant training. Place are expected to implement the new feedback system by September this year. It is anticipated that it will be in place for Adult Social Care and Corporate Services and Transformation by December 2023, but this will be kept under review as work takes place; the required integration with the Mosaic system may require significant work and this will be kept under review.

**✔ Implemented Phase 4 of the Vision Derbyshire approach including activity on business support, climate change, homelessness, independent living and skills and employment priorities, creating new arrangements to speed up joint decision making with partners**

Rating: Good

Expected completion date: 31 Mar 2023

The Vision Derbyshire Joint Committee held its first meeting on 4 April 2022. The meeting which was successful in initiating the approach elected the Chair and Vice Chair, approved governance arrangements and confirmed proposals for establishing the programme team - a key factor in building capacity to develop and deliver identified priorities. The meeting was attended by seven of the nine county, district and borough councils in Derbyshire.

The Vision Derbyshire Joint Committee will hold its second meeting on 11 July 2022 and preparations for this Committee have been taking place over recent weeks. This has included reviewing the Vision Derbyshire governance model in respect of key leads and aligning Phase 4 delivery plans with County Deal proposals. Work has also progressed on the scoping of the Build Proactive Communities thematic plans as well as Climate Change activity. The future plans for the Business Start-up programme will also be considered.

Work has also taken place within the Council to progress the enablers and shared services workstream, following successful workshops with Vision Derbyshire Councils' senior management teams in 2021. These cross-departmental workshops will take place will support the identification and prioritisation of projects for further exploration in Quarter 2.

**✦ Worked with partners and central government to negotiate a County Deal for Derbyshire and Derby as one of the nine early pathfinder areas including securing powers, flexibilities and funding and establishing effective governance arrangements**

Rating: Strong (Good in Q4)

Expected completion date: 31 Mar 2023

On 2 February 2022, the Government published its long-awaited Levelling Up White Paper, setting out plans to transform the UK by spreading opportunity and prosperity to all. The White Paper outlines how Government will empower local leadership and extend and deepen devolution across England by:

- Setting out the UK Government's new devolution framework to provide greater clarity on the devolution offer across England; and
- Seeking to legislate to establish a new form of combined authority model to be made up of upper-tier local authorities only.

The White Paper also outlines proposals to secure an increased number of devolution arrangements across England, including devolution deals across several county areas. Nine areas were invited to agree new County Deals with the aim of agreeing 'a number of these deals' by Autumn 2022. Securing a County Deal has the potential to deliver enormous benefits, following a sustained level of under investment in the region and the importance of ensuring the area was considered in the first 'wave' of pathfinders.

Proposals set out in the Levelling Up White Paper are now being formalised through the Levelling Up and Regeneration Bill, published on 11 May 2022. The Bill contains primary legislation which will provide a legislative framework to establish a new type of combined authority, a 'County Combined Authority'. This primary legislation is anticipated to receive Royal Assent in May 2023.

The four upper tier Councils in Derbyshire/Derby and Nottinghamshire/Nottingham (D2N2) have had a number of positive discussions with Government to explore a Level 3 Deal as set out in the Government's devolution framework and outline initial deal ambitions alongside any greater powers and

flexibilities, much of which forms part of the Vision Derbyshire delivery programme. The Council has received confirmation of its place amongst a small number of county areas to progress as a first wave pathfinder and is now progressing negotiations following the receipt of an indicative timetable.

A significant amount of work has been undertaken in collaboration across D2N2 to develop a programme plan and four overarching workstreams to support the development of the Deal have been identified as follows:

- Negotiating the deal;
- Agreeing a governance framework;
- Communications and engagement;
- Organisational design of a future combined authority.

Government has been clear that whilst deals will be negotiated with upper tier councils, they expect meaningful engagement with all councils. Local partners understand the inclusion of district and borough councils in the development of proposals is vital to its success. The Council has maintained ongoing dialogue with elected members, MPs and public sector partners throughout Quarter 1 to ensure there is a shared understanding of the latest position and to press the case for Derbyshire and Derby. Open meetings have been held with all district and borough councillors to progress dialogue with district and borough councils, outlining the status of the work and seeking feedback on the approach and the negotiation process.

The workstream priority areas and negotiation themes outlined below have been aligned to the Vision Derbyshire programme of work and Vision Derbyshire lead elected members and officers have been assigned to relevant areas where appropriate to the negotiation areas.

 **Implemented a programme of strategic transformation as part of Phase 2 of the Enterprising Council approach including the establishment of a new Corporate Portfolio Management Office to ensure projects and programmes are coordinated, consistent and deliver improved outcomes and value for money**

**Rating: Good (Review in Q4) Expected completion date: 31 Mar 2023**

The work to establish the corporate Programme Management Office (PMO) continues at pace. Recent recruitment means that during Quarter 1 we have been able to initiate all strands of work on Strategic Transformation including:

- Work has progressed at pace with the Community of Project and Programme Management (PPM) Practice in the Council. Colleagues across the council are working with the fledgling PMO team to develop and refine the PPM methodology and approach. This is going through the final stages of alignment with other approval processes to ensure they are mutually supportive and do not duplicate.
- The development of the overall approach includes the process for categorising and prioritising new activity and ensuring alignment with the Council's overall transformation goals.
- With colleagues in Learning and Development, work has started to develop the training offer that will support the roll-out of the new approach.
- The high level operating model and associated staffing has been agreed by the Managing Director.
- The Portfolio Assurance Board is reviewing its terms of reference to ensure alignment with the new approvals processes and target operating model for the PMO.
- The Business Partner roles have been advertised and interviews will be held in July. These are crucial to the successful implementation of the approach.

**Reviewed the Enterprising Council approach to identify achievements and successes to date, whilst developing Phase 3 of the programme to transform, modernise, collaborate and innovate as a Council**

Rating: Review

Expected completion date: 31 Dec 2023

The planned review of and closure of Phase 2 and the mobilisation of Phase 3 has been delayed somewhat primarily due to staff availability. Over the next month or so, work is likely to progress. The plans for Phase 3 and the review of Phase 2 link into the refreshed Portfolio Assurance Board role and the Operating Model for Strategic Transformation.

**Designed, scoped, and developed Phase 2 of the Modern Ways of Working strategy working with employees and assets to progress the Council's approach to further modernising working practice to bring about more agile and flexible working**

Rating: Review

Original completion date: 31 Dec 2022

Expected completion date: 31 Mar 2023

Progress in Quarter 1 has been slow primarily due to delays in finalising the start of Phase 2. In addition there are continued delays in the recruitment of the new Programme Manager however a very experienced interim has been brought in to ensure Modern Ways of Working (MWOW) can build momentum over the summer.

Notwithstanding these delays most of the MWOW direct reports have continued as planned:

- Site restructure preparation work;
- The review of County Hall;
- The Multi-Functional Devices re-contracting.

The other 3 elements:

- Benefits Realisation & Phase 3 Business Case
- Communications & Engagement
- Managers' site restructure toolkit

have yet to commence but work is planned to start these during July. At the last MWOW Programme Board meeting, a reporting structure for direct reports and interdependent activity was agreed. This will start to give both impetus and transparency to the Programme with Phase 3 due to complete in March 2023.



✔ **Worked in partnership with the NHS to support the establishment of a well-functioning Integrated Care System, Integrated Care Partnership and Local Place Alliances that benefit the health and wellbeing of the people of Derbyshire**

Rating: Good

Expected completion date: 31 Mar 2023

Throughout Quarter 1 there has been a range of activity across Adult Social Care and Health preparing for the implementation of the Derby and Derbyshire Integrated Care System (ICS) which formally went live on 1 July 2022. Public Health contribute to the new ICS strategic intelligence function by contributing to the development and implementation of the Data & Intelligence Strategy. The Integrated Care Partnership (ICP) has been meeting in shadow format throughout Quarter 1 to develop governance and working arrangements. The Council has led work to ensure that the Health and Wellbeing Board Governance effectively links in and aligns with the ICP to ensure that both Boards have a unique and effective role in contributing to population health and wellbeing and the development of health and social care services across Derbyshire. This work has resulted in the delivery of a Health and Wellbeing Board development session and we have worked alongside a range of partners to ensure that the Health and Wellbeing Board remains fit for purpose within the new arrangements for health, social care and public health. The final governance arrangements will be agreed in Quarter 2 with reports scheduled to go to key boards and decision making bodies. Work has also taken place to begin scoping how the ICP can be a joint committee and the governance arrangements formalised and this work will continue into Quarter 2.

The Population Health Management Programme, which is hosted by the Public Health department, continues to be delivered alongside GP colleagues and primary care. The programme aims to consider how data can be used to identify individuals who may benefit from proactive health services that identify concerns and issues at an early stage. The programme is also considering how partner agencies may also be able to support the delivery of interventions that prevent a person's health from further declining and promotes wellbeing.

Scoping work for the Integrated Care Strategy has taken place in Quarter 1 with senior officers inputting from the Council. This partnership document development is being led by NHS Colleagues and it is anticipated that the Council will be further engaged in the strategy development throughout Quarters 2 and 3 prior to publication in the winter. A self-serve data platform will be in use and linked to intelligence and insight in existing Joint Strategic Needs Assessment (JSNA) chapters with links to Health Needs Assessments. The JSNA self-serve portal and linked intelligence and insight will be a single point of access for data needs for Derbyshire and its partners that supports evidence and intelligence informed planning and action.

✔ **Deployed the Council's approved People Strategy and associated people priorities, encompassing the Council's people ambition, employee values and behaviours**

Rating: Good

Expected completion date: 31 Mar 2023

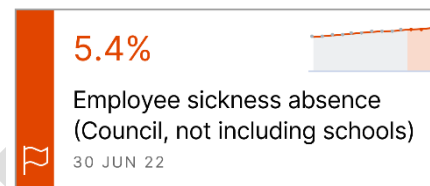
Deliverable plans aligned to the 5 people priorities continue to be deployed, with focus on the Council's employee value proposition aligned to the people ambition.

**Reviewed the Council’s Wellbeing Strategy and associated action plan to further support employee wellbeing, reduce sickness absence and improve service delivery**

Rating: Review

Expected completion date: 31 Mar 2023

The Council's Wellbeing Strategy has been refreshed and is currently being consulted on. The refreshed Wellbeing strategy will focus on 5 Pillars of Wellbeing Physical, Emotional, Social, Financial, and Digital. Working groups have been set up based around each of these 5 pillars to identify the current wellbeing support that the Council provides in each area. This will allow us to link all the activity into a single wellbeing offer. It will also allow us to identify any shortfalls which can be built into a Wellbeing Action Plan. A review of the Council's Occupational Health provision is underway and the data gathering phase of this is nearing completion and the next phase of the review will be the evaluation and analysis of the data and development of delivery options.



2020-2021	4.1%
2021-2022	5.1%
<b>2022-2023</b>	<b>5.4%</b>
Target	4.6%
Performance	Action

A trial of the Health and Safety Risk Profiling exercise within two areas of Place was completed and identified some issues with the process. Work has subsequently been completed developing a one council approach to health and safety self-audit system to support the risk profiling exercise which will begin again in the next quarter. This is a long term project aimed at identifying the areas of most significant risk to health and safety within departments and across the Council so that appropriate resources and support can be targeted to these. The Council's Joint Workplace Inspection programme has been agreed and new Inspection of Workplaces guidance has been issued.

The percentage of employee's sickness has risen to 5.4% for the quarter up to the end of June 2022 compared with 4.4% for the same period last year. The trend is being monitored closely however the wide range of the work being done in support of wellbeing will not have an immediate direct impact on sickness absence. Work is ongoing with individual departments to establish meaningful targets for the percentage of sickness absence for the current year. At this stage a provisional corporate target of 4.6% has been used pending confirmation. It should be noted that this is an end of year target that it is hoped will be achieved when the cumulative data for 2022-23 is calculated. However to give an indication of progress this will be used to illustrate performance of the year to date data each month.

In light of the increase in sickness absence rates a working group to examine how best to support departments to manage this is being developed. Work to stratify the sickness absence data to better understand the key causes of sickness and the effect the pandemic may have had on sickness levels has been carried out utilising the more detailed sickness codes that were introduced. The sickness figures continue to be presented to departmental Senior Management Teams on a regular basis. Areas of concern where sickness levels are above the Council average have been identified and a "deep dive" will be undertaken to identify any underlying issues so that appropriate support can be provided to help departments and teams to manage this.

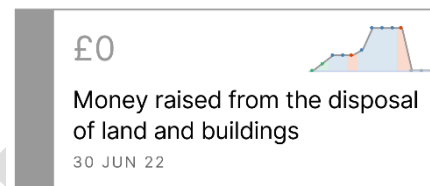


**Completed a programme to centralise ownership, management, and responsibility for all of the Council’s land and property assets and budgets, within Corporate Property, to ensure the most effective use of our land and buildings**

Rating: Review (Good in Q4) Expected completion date: 31 Mar 2025

Work is being progressed by establishing 6 Workstreams:

- Panel Overview - Maintaining the overall overview and tracking all workstreams, to ensure programme outcomes and delivery.
- Governance Procedures & Compliance - Identifying the existing and proposed processes, gaps, and mapping. Process mapping taking place for 'as is' and 'to be' procedures to find and implement efficiencies.
- Service Level Agreements / Responsibilities - Ensuring Service Level Agreements and Standards are in place as well as the Responsibilities Standards. This ensures the correct structure is in place post implementation.
- Budget / Cost Transfer - Capturing the property running costs, expenditure and costs across all assets.
- Asset Systems - Reviewing the existing Assets Systems and developing systems proposals to capture all assets as well as providing improved customer experience.
- People - Aligning with all workstreams to ensure that structures, resources, and learning & development are fit for purpose.



2020-2021	£3,961,593
2021-2022	£2,783,000
<b>2022-2023</b>	<b>£0</b>
Target	No sales scheduled

No sales were scheduled during Quarter 1 however sales of £2.9m are expected to be delivered by the year end. Delays to the programme have been because of resourcing pressures, site specific delays such as tenure matters and delays with purchasers, some sales were delayed from 2021-22 and are not scheduled for disposal in the programme given the uncertainty around proceeding to completion and the timing associated with this. However 3 disposals are scheduled for Quarter 3 valuing circa £750,000 with the remaining value delivered in Quarter 4. To reflect the impact of external factors and delays outside the control of the Council the measure on money raised from disposals and the quarterly target setting is being reviewed to ensure it is an accurate reflection of performance.

Upon consideration of uncertain market and economic conditions, their impact on Council and partner resources, market interest in land sales and value over the term, this deliverable has been rated as "Requiring Review". These influencers to our delivery targets are structural in nature and Corporate Property will continue to monitor and report as national and regional conditions unfold.

**Kept Council Tax within the lowest 25% of county council areas and lobbied government to secure a better funding settlement**

Rating: Strong (Good in Q4) Expected completion date: 31 Mar 2023

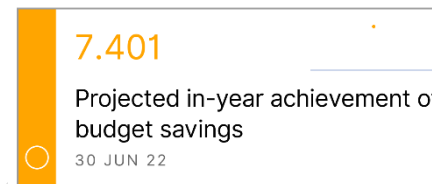
Analysis shows that the Council is ranked as the lowest when comparing the average council tax per dwelling against comparator authorities who deliver similar services. As such, the Council's Council Tax level remains in the lowest 25% of similar authorities.

The Council continues to take opportunities to lobby Government for an improved and multi-year funding settlement, individually and collectively as part of the national Society of County Treasurers group. The Council will continue to seek opportunities to lobby on this matter. This activity is continuing as part of the 2022-25 Council Plan and progress will continue to be reported on a quarterly basis.

**Kept on track to achieve all planned budget savings in the current financial year**

Rating: Review (Action in Q4) Expected completion date: 31 Mar 2025

The budget savings target for 2022-23 is £8.057m, with a further £14.905m target brought forward from previous years. Of the in-year savings target, £7.401m will be achieved in the current financial year. The Council is reviewing all of its savings initiatives and developing a programme of savings proposals to address the estimated funding gap over the medium term. Where savings have not been achieved in previous years and brought forward into the current financial year, mitigations and alternative savings delivery is being considered. Where there is non-achievement of savings brought forward, the resulting base budget overspend is offset to some extent by one-off underspends, one-off funding from earmarked reserves and additional grant funding received.



<b>2022-2023</b>	<b>£7.401m</b>
Target	£8.057m
Performance	Review

**Implemented a contract and supply chain management regime across the Council which drives value for money throughout the contract lifecycle**

Rating: Review Expected completion date: 31 Mar 2023

Recruitment to the contract compliance team roles has been difficult and this has meant the establishment of the team is delayed. However, we have now recruited to the team lead role (start date October 2022) which will help with the future recruitment drives for other team members. However, some work is progressing such as the introduction of a contract classification tool which is being reviewed with Audit, Legal and Risk and Insurance. This tool established this for use across the Council to classify our contracts as either Bronze, Silver or Gold based on value, risk and complexity. The classification tool will inform levels of contract management required for each classification level within the Council's Contract Management framework and enable the reduction of workload into other key teams such as Legal, Audit and Risk, Finance.

# Effective early help for individuals and communities

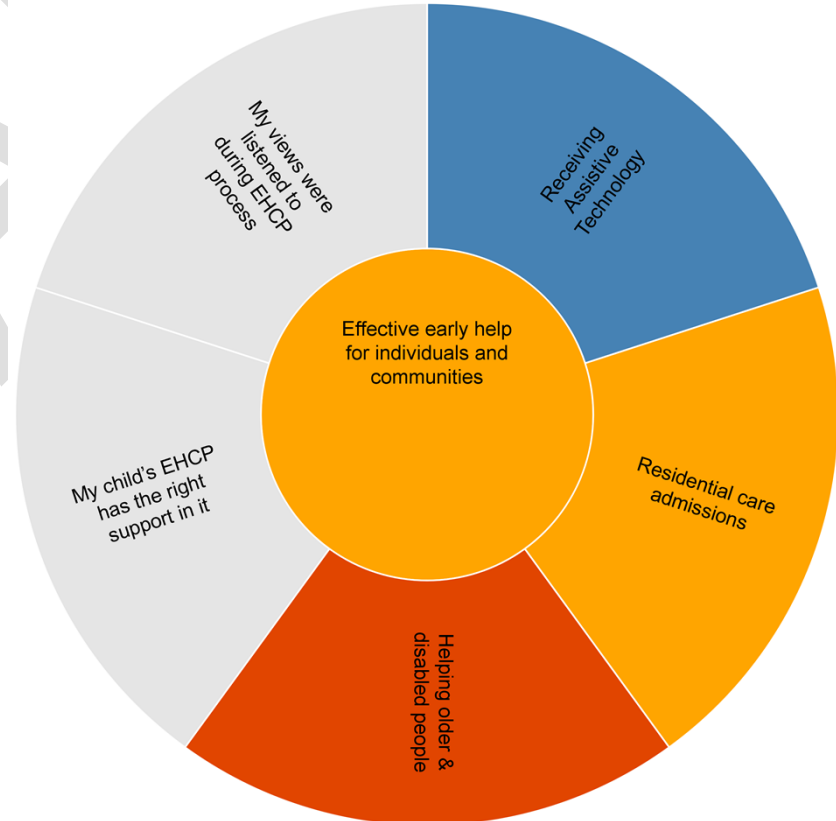
## Overview

This priority shows overall “Good” progress for Council Plan deliverables, with 1 deliverable rated as “Strong”, 6 deliverables rated as “Good” and 1 deliverable rated as “Requiring Review”. These are shown graphically in the left-hand wheel below. Overall, the measures for this priority are rated as “Review” based on 3 rated measures. These are shown graphically in the right hand wheel below and listed in the following table.





**Deliverable Progress**



**Key Measures**



## Key Measure Summary

Key Measure	Date	Actual	Target	Performance
Number of older people and disabled people able to access short term assistance to regain or increase independence	Jun-2022	753	897	 Action
Number of permanent admissions to residential and nursing homes	Jun-2022	256	233	 Review
Number of people with social care needs receiving Assistive Technology	Jun-2022	206	150	 Strong
Percentage of parents/carers who feel that their child's EHCP has the right support in it	Jun-2022	66.7%	0.0%	 No Target
Percentage of parents/carers who feel that their views were listened to during the assessment process	Jun-2022	66.7%	0.0%	 No Target

## Progress on our deliverables and key measures

### Continued to deliver the ongoing Covid-19 response and recovery in relation to health protection, alongside wider partnership action to tackle health inequalities

Rating: Good

Expected completion date: 31 Mar 2023

Public Health continues to support Derbyshire's population in line with the National 'Living with Covid-19' plan. This includes:

- Outbreak response in higher-risk settings for example care settings;
- Promotion of safer behaviours to reduce risk of transmission;
- Providing support to those communities that continue to be most impacted by Covid-19 and those most vulnerable to infection;
- Reducing inequalities in uptake of Covid-19 vaccination in partnership with the NHS vaccination programme;
- Maintaining local capacity and capability;
- Surveillance.

Data suggests that cases of Covid-19 have risen over Quarter 1 and the Public Health team are working with settings and communities to promote safer behaviours and to ensure readiness for any significant increase in cases.

### Worked with partners to promote positive mental wellbeing and improve support for local people, with a particular focus on young people at both school and in the community

Rating: Good

Expected completion date: 30 Sep 2023

Throughout Quarter 1 we have continued to work with a range of local partners to promote mental wellbeing and improve support for local people. The first meeting of this financial year of the the Derby/ Derbyshire Suicide Prevention took place in April. The number of people attending mental health and suicide prevention training continues to be good and forms part of a wider training programme with wider partnership representation. There have been

25,672 visits to the Derbyshire emotional wellbeing website, where key information and advice is provided. This has been complemented by a range of mental wellbeing related social media posts and there was a particular focus on Mental Health Awareness Week in May which explored the themes of tackling loneliness. Throughout Quarter 1 planning took place for an innovative campaign where, with the support of local partners and district and borough councils, 'talking benches' have been set up across the county and located on a Google map. This allows people to sit for a few moments and begin a conversation with others helping people to talk openly about their mental health and wellbeing.

In relation to young people the development of the pilot Whole School Approach programme is complete and delivery has started strongly. There are 50 schools engaged in the pilot, which is 100% of the target for the pilot programme.

**✔ Worked with District and Borough Councils and other partners to identify an average of three new sites each year that will increase the amount of age-appropriate accommodation and support for older people**

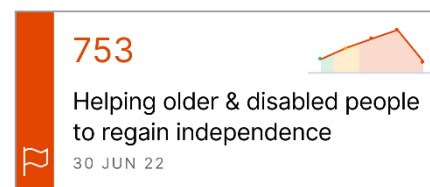
Rating: Good Expected completion date: 31 Mar 2035

During Quarter 1, the Adult Social Care Strategic Accommodation Group has continued to oversee work to implement the accommodation strategy. We continue to work with District and Borough colleagues in terms of influencing their Local Plans to encourage new provision of age-appropriate accommodation in the localities where it is needed. We are working with Property colleagues to develop clear working protocols to ensure we identify opportunities for use of our own assets where appropriate. The refreshed Older People's Market Position statement is now complete and due to be published. There is developer interest in Phase 2 of the Bennerley Fields site and we are working with colleagues in procurement and property to develop proposals further. We are currently working with an agency to gather local feedback on intentions for the site adjacent to the new Ada Belfield Community Care Centre in Belper which include proposals for age appropriate accommodation for older people. Working with districts and boroughs has identified a further 6 sites for potential development in Derbyshire Dales, Amber Valley, South Derbyshire, Bolsover and Chesterfield.

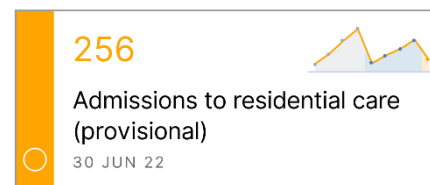
**🟡 Finalised the new ways of working with older people and people with a disability to increase their independence so that they remain part of their local communities**

Rating: Review Expected completion date: 31 Mar 2025

There continues to be a focus on the Better Lives programme of work. Adult Social Care is seeing an unprecedented increase in demand to support people leaving hospitals and this, combined with an acute shortage of homecare availability within the private, voluntary and independent (PVI) sector, is impacting on performance targets in this area. Whilst the short term service continues to support a significantly higher proportion of local people compared to the period prior to the Better Lives programme being established, service capacity is being used to support people who have finished their short term service reablement journey but require long term community support from the PVI homecare sector. Admissions into residential care are showing an increasing trend as short term services or homecare are not available to support people to return or remain at home. The programme for Better Lives has been redesigned to support mitigation of this issue and work is now underway to review the Short Term Service to increase capacity and to create a



2021-2022	2,911
<b>2022-2023</b>	<b>753</b>
Target	897
Performance	🚩 Action



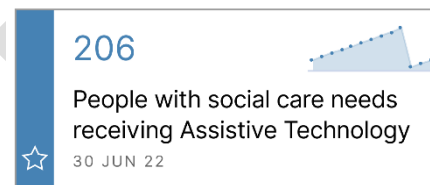
2020-2021	956
2021-2022	711
<b>2022-2023</b>	<b>256</b>
Target	233
Performance	🟡 Review

wider workforce plan. This service, which helps older and disabled people to regain their independence, over Quarter 1 has supported 753 people as opposed to the target of 897 people. Provisionally, 256 adults were admitted to residential care in Quarter 1, above the target of 233.

**★ Commissioned and procured a new assistive technology service offer to support people with social care needs to live independently in the community**

Rating: **Strong (Good in Q4)** Expected completion date: **31 Mar 2025**

During Quarter 1, consultation was completed on proposed changes to eligibility criteria for the new assistive technology service, and a response report will be considered by Cabinet in the Autumn. Dependent on the outcome, a reassessment process may need to be undertaken for legacy clients (those still on an older criteria) to ensure provision focuses on those with Care Act eligible needs across the service. The outcome of the consultation will also inform soft market testing and procurement, which will begin later this year in line with updated contract end dates, and will focus on an updated service provision, utilising new technologies and delivering a more cohesive geographical assistive technology offer. The Council continues to work closely to monitor the digital switch from copper phone lines and to work with our providers to ensure equipment is upgraded as required. The need for digital ready equipment will form part of any future contracts. Due to the end of the Handy Van contract in March, Medequip have taken over the installation and maintenance of all telecare and in-house community alarms equipment.



2021-2022	900
<b>2022-2023</b>	<b>206</b>
Target	150
Performance	★ Strong

Quarter 1 saw 206 new people referred for Assistive Technology, contributing towards reducing the need for formal support and promoting safety and independence in their own homes. Brain in Hand (BiH) provides digital self-management technology via a mobile phone, which, combined with human support, helps people live more independently. The BiH Managed Service project continues to progress well, with a total of 26 out of the available 30 licences being utilised; 5 of these were new referrals in Quarter 1. The Council have been invited to participate in a one year self-referral pathway pilot scheme, with 20 licences available, which will commence after September 2022.

**✔ Developed a holistic Domestic Abuse Strategy and supporting Delivery and Commissioning Plan including addressing issues in relation to violence against women and girls and the new legislative requirements for children and young people**

Rating: **Good** Expected completion date: **31 Mar 2023**

Proposals for the development on a holistic Domestic Abuse Strategy are being considered by the Domestic Abuse and Sexual Violence Partnership Board on the 5 July 2022, with the suggestion that a draft be considered by the Board in October for sign off. Much of the preliminary work has already been undertaken to inform the strategy and priorities are already being actioned.

The Derbyshire Violence Against Women and Girls (VAWG) Strategy was agreed by the Derbyshire Safer Communities Board in June and was also adopted by the Council following approval from the Cabinet Member: Health and Communities on 20 June 2022. A VAWG Thematic Board has been established to oversee this work and is being Chaired by the Executive Director for Children's Services.



Funding has been secured to continue a successful pilot project developed under the Achieving Great Futures Programme. The project aims to improve how Children's Services and the specialist commissioned domestic abuse services work together and has proved to increase positive outcomes for children, young people and their families.

**✔ Helped and empowered more young people with disabilities to be independent in their transition to adulthood**

Rating: Good Expected completion date: 31 Mar 2025

Good progress has been achieved in Quarter 1. There is a new Preparation for Adult lead officer in post. A new co-produced Preparation for Adult strategy has been developed which is currently going through governance processes along with a proposed action plan. A review of independent travel training has been completed and recommendations for actions have been drafted. Supported internships, structured work-based study programmes for 16 to 24 year olds with special educational needs and disabilities (SEND) who have an education, health and care plan, have also been strengthened through the use of Project SEARCH. Key actions for next quarter include the publication of the strategy, a review of the SEND home to school transport procedures, work to re-design the independent travel training and development of preparation for adulthood pages to share with children with SEND and their families through the Local Offer website.

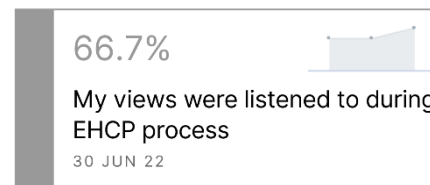
**✔ Strengthened the way we work in partnership with children and young people with special educational needs and disabilities and their families, and implemented a new local area strategy to assure the quality of the services and support they receive**

Rating: Good Expected completion date: 31 Mar 2023

The way in which we work in partnership with children and young people with special educational needs and disabilities (SEND) and their families continues to strengthen. Regular six-weekly meetings are in place with our parent representative partners Derbyshire Parent Carer Voice and Derbyshire Information, Advice and Support Service for SEND. These partners are also represented on the SEND strategic board. Parents have been involved in joint presentations to partners and the Department for Education. All strategy work has been co-produced with parents and now increasingly with young people themselves through the participation team. A comprehensive quality assurance framework has been developed including the quality control multi-agency moderation of education, health and care plans, alongside deep-dive quality assurance and practice learning days. Quality assurance activity is overseen by a multi-agency board and reported to the SEND board.



2022-2023	66.7%
Target	Not set



2022-2023	66.7%
Target	Not set

A parental survey was introduced in December 2021 to inform the strategic direction. This year the survey will provide a baseline to monitor and track parental satisfaction going forwards. So far the number of parental responses is very low but actions are underway to increase uptake and completion to ensure a robust baseline by the end of the year. 66.7% of respondents felt their child's Education, Health and Care Plan had the right support, and the same number (66.7%) felt their views were listened to during the process.

# A prosperous and green Derbyshire

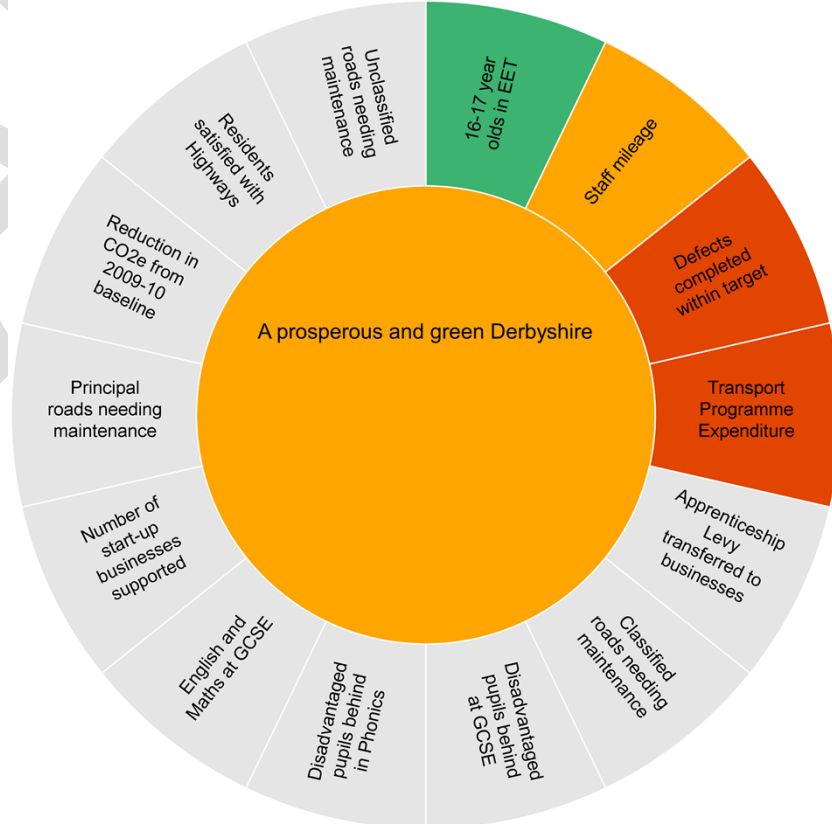
## Overview

This priority shows overall “Good” progress for Council Plan deliverables, with 2 deliverables rated as “Strong”, 9 deliverables rated as “Good”, 6 deliverables rated as “Requiring Review” and 1 deliverable rated as “Requiring Action”. These are shown graphically in the left-hand wheel below. Overall, the measures for this priority are rated as “Review” based on 4 rated measures. These are shown graphically in the right hand wheel below and listed in the following table.

**Deliverable Progress**









**Key Measures**





## Key Measure Summary

Key Measure	Date	Actual	Target	Performance
Total amount of expenditure on the delivery of the Local Transport Programme	Jun-2022	£7.537m	£8.700m	 Action
Percentage of defects completed within target timescales	Jun-2022	71.4%	90.0%	 Action
Percentage of Principal roads where maintenance should be considered	Dec-2021	15.2%	13.0%	No data for 2022-23
Percentage of Non-principal classified roads where maintenance should be considered	Dec-2021	19.6%	23.0%	No data for 2022-23
Percentage of Unclassified road network where maintenance should be considered	Dec-2021	29.9%	31.0%	No data for 2022-23
Percentage of residents satisfied overall with Highways and Transportation services	Dec-2021	52.0%	57.0%	No data for 2022-23
Percentage reduction in CO2e from 2009-10 baseline	Mar-2021	63.2%	52.0%	No data for 2022-23
Reduction in staff mileage	May-2022	4,760,352	4,612,269	 Review
Number of start-up businesses supported	Jun-2022	108	Not set	 No Target
Percentage of 16 to 17 year olds in education, employment or training (3 month avg)	May-2022	96.6%	95.2%	 Good
Percentage of pupils achieving a standard pass (grades 4-9) in English and Maths at GCSE	Aug-2021	71.6%	72.2%	No data for 2022-23
Percentage point gap between disadvantaged pupils in Derbyshire and non-disadvantaged pupils achieving a standard pass (grades 4 to 9) in English and Maths at GCSE		No data	Not set	No data
Percentage of pupils achieving the expected level in Phonics		No data	Not set	No data
Percentage point gap between disadvantaged pupils in Derbyshire and non-disadvantaged pupils achieving the expected standard in Phonics		No data	Not set	No data
Amount of Apprenticeship Levy transferred to businesses	Jun-2022	£54,568	Not set	 No Target

## Progress on our deliverables and key measures

### Delivered a £40m Local Transport Programme to provide well managed roads and highways and address road safety concerns

Rating: Review (Strong in Q4) Expected completion date: 31 Mar 2023

Actual spend at the end of June 2022 was £6.818m. In addition, invoices for works carried out in Quarter 1 are £450,000 for surface dressing and £268,750 for LED streetlamps, therefore the total spend is £7.537m. The current spend for Quarter 1 is below target due to network co-ordination issues resulting in several large value surface dressing projects having to be postponed.

Throughout Quarter 1 5,582 defects were completed, with 71.4% being completed within target timescales. However 100% of urgent defects have been completed in Quarter 1 which is a significant increase. Of the other target timescales, 81.7% of defects with a 32 hour target completed on time, 63.3% of defects completed within timeframe with a 9 day target and 72.5% of defects with a 28 day target completed within target.



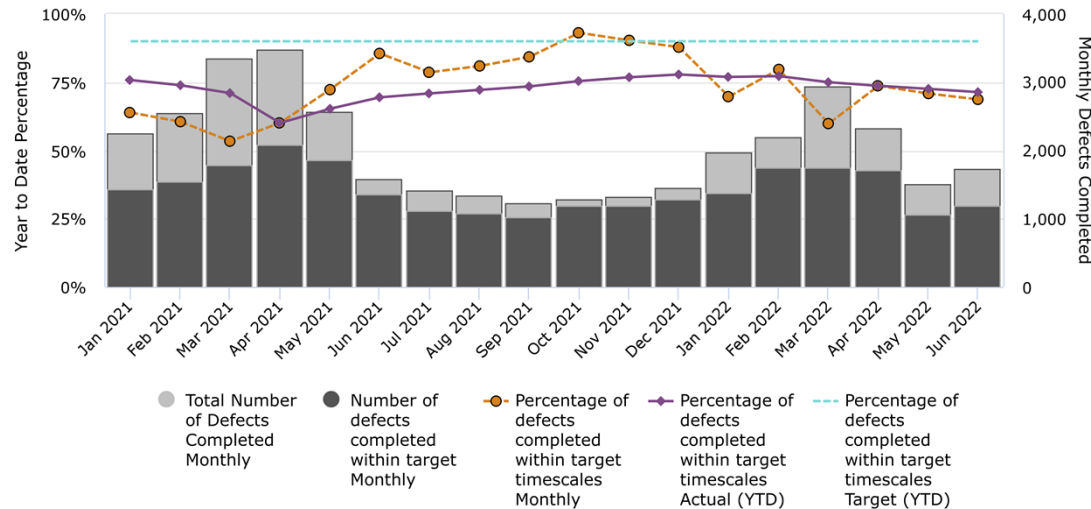
2021-2022	£39.674m
<b>2022-2023</b>	<b>£7.537m</b>
Target	£8.700m
Performance	<input type="checkbox"/> Action



2020-2021	71.0%
2021-2022	75.0%
<b>2022-2023</b>	<b>71.4%</b>
Target	90.0%
Performance	<input type="checkbox"/> Action

A total of 76 surface treatment and resurfacing projects have been completed in

Defects completed within target

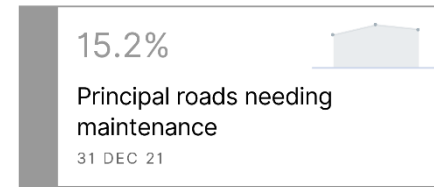


Appendix 3

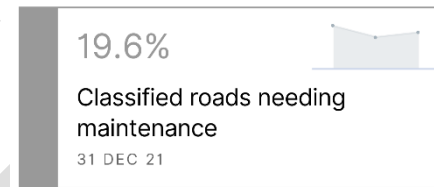
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Quarter 1 with a target to complete 277 throughout the year. In addition to this we intend to deliver 149 additional minor treatments to carriageway services and footways across the year. It is hoped that this work will show a reduction in defects and therefore actual reporting for repairs completed in target should see an increase.

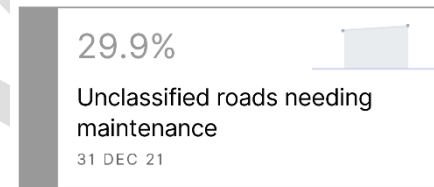
It is considered that through the implementation of the Local Transport Plan Capital delivery scheme a reduction in defects will be seen throughout the year which should have a positive impact on the amount of defects. This work should be reflected through the Annual Engineers' Inspection survey which will be carried out in the summer, and will indicate the percentage of roads requiring maintenance. This data will be available in Quarter 3 together with information on residents' satisfaction levels, from the annual National Highways and Transport public satisfaction survey.



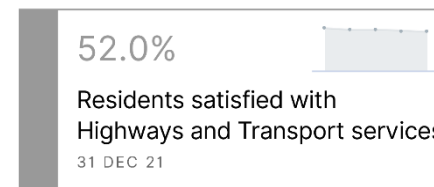
2019-2020	13.0%
2020-2021	17.0%
2021-2022	15.2%
Target 21-22	13.0%
Performance	Action
2022-2023	Due in Q3
Target 22-23	Not set



2019-2020	23.0%
2020-2021	17.0%
2021-2022	19.6%
Target 21-22	23.0%
Performance	Strong
2022-2023	Due in Q3
Target 22-23	Not set




2020-2021	27.0%
2021-2022	29.9%
Target 21-22	31.0%
Performance	Good
2022-2023	Due in Q3
Target 22-23	Not set



2019-2020	55.0%
2020-2021	54.0%
2021-2022	52.0%
Target 21-22	57.0%
Performance	Review
2022-2023	Due in Q3
Target 22-23	Not set

DRAFT

 **Opened Hollis Lane Link Road Phase 1 in Chesterfield to improve road access**

Rating: Review (Good in Q4) Expected completion date: 31 Mar 2023

Preparation work on planning and procurement continued through Quarter 1. The deliverable has been rated as "Requiring Review" as the costs associated with the scheme are currently being reviewed linked to potential inflationary increased costs.

 **Prepared a countywide response to the Integrated Rail Plan for the Midlands and the North in relation to HS2 to minimise any potential disruption and take full advantage of the economic growth opportunities**

Rating: Good Expected completion date: 31 Mar 2023

Ongoing discussions have taken place with Network Rail, HS2 Limited and the Department for Transport (DfT) regarding the impact of the Integrated Rail Plan in Derbyshire. Additional funding has been confirmed from the DfT for a refresh of the HS2 development proposals around Chesterfield. Detailed work on the Midland Mainline electrification proposals through the Derwent Valley Mills World Heritage Site have now begun but it is expected that this will take considerable time before a draft solution is available for consideration.

 **Completed Outline Business Case and prepared a planning application to progress the Chesterfield to Staveley Regeneration Route, which will create new homes and jobs for the area**

Rating: Review (Good in Q4) Expected completion date: 30 Jun 2022

Some Quarter 1 deliverables as part of the business case development have been achieved on target and sent to the Government for comment. The outline business case completion is due and remains on track to complete in Quarter 2. The deliverable has been rated as "Requiring Review" as the costs of the scheme are currently being reviewed, the impacts of which are yet to be determined.

**✓ Reduced carbon emissions from Council property and vehicles, street lighting and procurement**

Rating: Good

Expected completion date: 31 Mar 2032

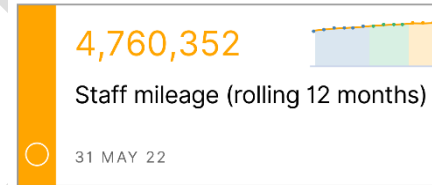
Figures for emissions from corporate property and corporate fleet are not yet available for 2021-22. The data is expected to be available in Autumn 2022. Streetlighting emitted 2,774 tonnes Co2e in 2021-22, a reduction from 3,667 tonnes CO2e in 2020/21 and an overall reduction of 85% since 2009-10. Emissions from grey fleet were 1,307 tonnes CO2e, an increase from 2020-21, when emissions were 989 tonnes CO2e but an overall reduction of 72% since 2009-10.

Grey fleet mileage, that is staff using their own vehicles for work purposes, was 4,729,554 miles for the year to June 2022, against a target of 4,612,269 miles.

Corporate Property is developing plans to reduce emissions from non-schools property in the short-term and are producing proposals to set out a longer-term approach to carbon reduction. The Sustainable Procurement Policy was approved by Cabinet in June 2022 and will enable the Council to reduce the social and environmental impact of the procurement of goods and services. Work to identify, quantify and report on Scope 3 emissions is progressing, these are indirect emissions arising from activities outside of our own operations, for example purchased goods and services. Departmental emission reduction targets are in development for implementation from 2023-24.

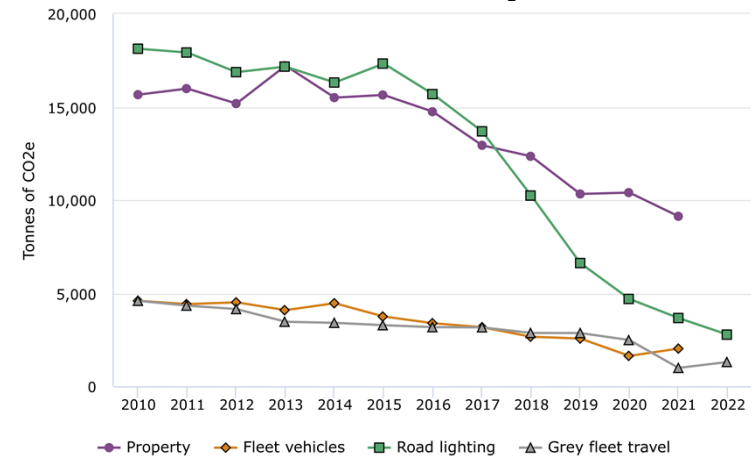


2019-2020	55.3%
2020-2021	63.2%
Target 22-23	0.55



2020-2021	3,584,868
2021-2022	4,734,566
<b>2022-2023</b>	<b>4,760,352</b>
Target	4,612,269
Performance	Review

**Breakdown of CO<sub>2</sub>e emissions by main sources**



 **Reduced the level of flood risk to the residents and businesses of Derbyshire through our planning role, the delivery of flood mitigation schemes and working with communities to develop flood resilience measures**

Rating: Good

Expected completion date: 31 Mar 2023

Responses to flood risk planning consultations and enquiries within the allotted timescales has improved in Quarter 1. The percentage of flood applications responded to within 21 days has improved by 23% since the previous quarter, predominately as a result of additional staffing that has put in place to increase enquiry and consultation rates.

Renishaw property flood resilience scheme is nearing completion and other schemes in the 2022-23 delivery programme are progressing well. Work has begun on the Local Flood Risk Management Strategy review, and will be submitted for approval in the March 2023 Cabinet meeting.

 **Delivered the Climate Change Strategy and Action Plan which sets out priorities to reduce the county's carbon emissions**

Rating: Good

Expected completion date: 31 Mar 2025

The Climate Change Strategy and Action Plan was approved by Cabinet in October 2021. The Action Plan is being implemented and monitored with actions being delivered across the 12 Climate Change Theme Teams. The Climate Change Strategy for Vision Derbyshire has now been approved and is available on the website and an associated Action Plan is currently being developed. A programme to engage with communities on reducing emissions from housing is being developed through working closely with the district and borough councils. We are working with the Midlands Net Zero Hub to develop a socio-economic study as part of the Local Area Energy Planning process.

 **Developed the Natural Capital Strategy, identifying areas where the natural environment can be further enhanced whilst also supporting the green economy**

Rating: Strong (Good in Q4) Expected completion date: 31 Dec 2022

The baseline elements of the Natural Capital Strategy are now complete. The consultants are now mapping and projecting forward 8 ecosystem areas: water quality, biodiversity, food production, fluvial water attenuation, recreation, tourism, carbon capture, and carbon storage.

The consultants are on track to complete the strategy by September 2022 which will be ahead of schedule.

 **Explored initiatives to tackle climate change including low carbon local energy generation**

Rating: Review (Good in Q4) Expected completion date: 31 Mar 2023

The Renewable Energy Spatial Study was completed in June 2022 setting out future energy demand and opportunities for renewable energy generation in Derbyshire. Corporate Property are commissioning feasibility studies for up to ten Council-owned sites for potential solar farm development. The development of the policy framework and the feasibility studies are encouraging indications of an increased vigour in this area of work which must be

matched by the installation of renewable energy projects in the near future. As discussions are on-going surrounding the initiatives with Corporate Property this deliverable has been rated as 'Requiring Review'.

 **Developed and delivered a strategic approach to sustainable travel and transport across the county, including the promotion of cycling and walking**

Rating: Good

Expected completion date: 31 Mar 2023

Active Travel Fund - Tranche 2 work is continuing to finalise designs and costings for the East-West Chesterfield Walking and Cycling route, with resurfacing due to commence for the section of the Hipper Valley Greenway past Walton Dam. Consultations are underway for the Traffic Regulation Orders at either end of the route on Crow Lane and Chatsworth Road. The completion date for Tranche 2 is March 2023. The six Capability Fund work packages are nearing completion with an evaluation report expected from AECOM in Quarter 2 2022-23. Good progress is being made with the feasibility study for the Derwent Valley Cycleway with audits underway to identify the best multi-use route options. Work continues to progress completion of the White Peak Loop with the feasibility study for the section from the end of the Monsal Trail into Buxton now complete and the final report is imminent. A further study is being commissioned to look at route options between Buxton and Harpur Hill. A scheme to develop the former Little Eaton Branch Line as an off-road multi-user route between Duffield Road in Little Eaton and Rawson Green is being prepared to submit for planning with stakeholder engagement due to take place in Quarter 2.

The Council has received an indicative allocation that it is one of only a small number of local authorities whose Bus Service Improvement Plan applications will be supported. An indicative allocation of £47m has been given.

 **Agreed and implemented the Covid-19 Economic Recovery Strategy to drive good growth and maximise low carbon economic opportunities**

Rating: Strong (Good in Q4)

Expected completion date: 30 Jun 2022

Strong progress continues to be made. Key achievements outputs over Quarter 1 include: submission of Multiply bid to government to support the skills agenda (a new scheme to support adults in improving their numeracy skills); progressing market town renewal through support to 8 Levelling Up Fund bids and 8 Shared Prosperity Fund bids working closely with Districts; preparation of the first draft of the Integrated Transport Plan and commissioning of a Digital Strategy for Derbyshire.

 **Rolled out the Green Entrepreneurs scheme, a £2m grant fund to help local business to develop and invest in green energy and carbon reduction**

Rating: Review (Good in Q4)

Expected completion date: 31 Mar 2023

The Green Entrepreneur Fund has 3 separate elements. The Demonstrator Fund within Quarter 1 has seen 1 project contracted for £199,634 and 2 projects at due diligence stage which gives a total of £330,362 of spend for Quarter 1. The Scholarship fund has contracted 9 grants within Quarter 1 totalling £8,442. There has been a slower than anticipated take up of the small grant fund. In response to this the eligibility parameters are being reconsidered at the Board meeting on the 5 July 2022.



**Increased take-up of fibre enabled broadband across Derbyshire, particularly in rural areas, to improve access, speed and reliability for homes and businesses**

Rating: Review

Expected completion date: 31 Mar 2025

Take up of the Gigabit Voucher scheme continues across the County with several new projects requesting "Top Up" voucher support in Quarter 1. At the end of Quarter 1 there are a total of 28 projects requiring "Top Up" support. The Council funding commitment for this is £262,000 and the Department of Culture Media and Sport funding is £304,000. This investment will facilitate Full Fibre broadband services to 1,483 hard to reach premises.

The Department for Culture, Media and Sport (DCMS) will suspend the Gigabit Voucher scheme to new applications in Derbyshire from 15 July 2022. This is a situation being imposed on all counties as they reach the "pre-procurement" phase of Project Gigabit. The suspension is to avoid potential conflicts between Project Gigabit and the Gigabit Voucher scheme as the final Project Gigabit intervention is being decided. Projects currently in progress will be allowed to continue but we do not expect any new projects to be registered during Quarter 2. Projects which are "in progress" will be monitored to ensure that the number of properties supported through the Top Up scheme is maximised whilst the DCMS voucher scheme embargo is in place. Weekly dialogue with DCMS and Openreach will be maintained to maximise delivery.

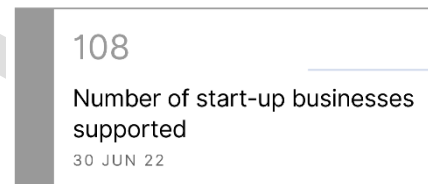
This broadband measure is currently under review in order to develop a suitable Key Performance Indicator for this Council Plan Deliverable.

**Delivered the "Invest in Derbyshire" plan to increase levels of inward investment into the county**

Rating: Good

Expected completion date: 31 May 2023

In 2022, numbers of enquiries from businesses looking to invest in Derbyshire have returned to pre-Covid levels. Key sectors continue to be manufacturing and engineering, with a rise in energy-related enquiries. 108 start-up businesses were supported by the Council during Quarter 1.



2022-2023	108
Target	Not set

Economic and geopolitical uncertainties, inflation, rising costs of materials/fuel and labour shortages are all impacting on domestic and foreign direct investment markets. This is resulting in some investment decisions being paused which is impacting on the overall levels of inward investment into the county.

**Worked with partners through the Vision Derbyshire approach to develop a countywide approach to improve social mobility, targeting underperforming areas across the county**

Rating: Good (Review in Q4)

Expected completion date: 31 Mar 2023

Initial groundwork to identify the issues and priorities for social mobility was undertaken during 2021-22, although limited due to a lack of capacity across the partnership landscape. Good foundations have been built to support a wider understanding of social mobility issues across the region primarily through the inclusion of social mobility as a key issue with associated asks in the Derby, Derbyshire, Nottingham and Nottinghamshire Devolution Deal Framework submission to central government at the end of March 2022, as part of County Deal proposals. The linkages across to priorities outlined in the Government's Levelling Up agenda over the coming year will be critical in understanding the scale of the challenge and breadth of work required. Progress in developing the scope and delivery programme for this area of work has been limited due to resource issues, however the Vision Derbyshire



Joint Committee approved proposals to establish a programme team at its first meeting in April 2022 and work is now underway to recruit to a number of programme and project posts, one of which will work predominantly on the establish relentless ambition theme which is responsible for taking forward actions on social mobility. Aligning with work taking place on devolution deal proposals over the coming quarter will be essential in securing much needed resources and powers to support the delivery of local activities which maximise benefits for local people and communities in Derbyshire.

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**✔ Worked with schools and other education providers to implement new strategies and support, to enable children and young people to achieve their educational potential and begin to catch up on learning they have missed due to Covid-19 restrictions**

Rating: Good

Expected completion date: 30 Jun 2023

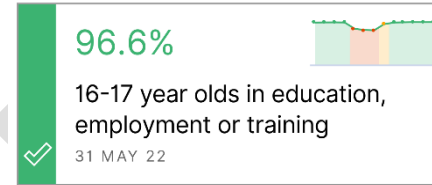
The Education Improvement Service has continued to work robustly with schools throughout the quarter to improve outcomes for children and young people and support catch-up on learning. Activities have included:

- Showcasing the work of partner agencies such as the Education Endowment Foundation, Teaching School Hubs, English Hubs and Maths Hubs at the termly meetings for headteachers and teachers;
- Recruiting new schools and settings to join the Derbyshire Levelling Up programmes regarding Confident Communicators and Readers.

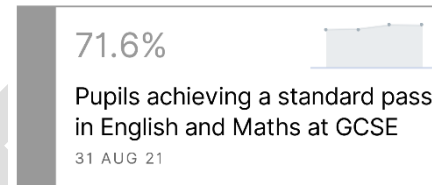
A key area to support schools with is that of pupil attendance. This is a national issue and we will work with partner agencies and colleagues in the Council to promote good attendance as this is essential to support children and young people to catch up on learning. The Education Improvement Service will continue to support and implement the strategies which underpin the White Paper in raising outcomes for all pupils.

Key stage attainment outcomes for 2022 will be available at various points throughout the year. Due to the pandemic, most 2020 and 2021 attainment tests were either cancelled or assessed in a different way and will therefore not be comparable to 2022 outcomes. Targets this year predominantly relate to comparator performance and therefore will not be confirmed until comparator outcomes are published.

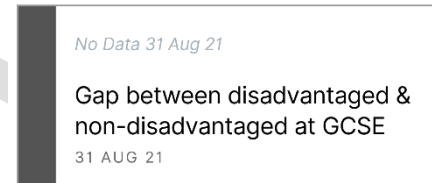
The percentage of 16 to 17 year olds in education, employment or training for the 3 months of March, April and May 2022 is 96.6%. This is better than the same time last year (95.7%) and is higher than both the national figure (92.7%) and the outcome for East Midlands (93.6%). Current performance maintains Derbyshire within the top quartile nationally which is the target for this year.



2021-2022	96.5%
<b>2022-2023</b>	<b>96.6%</b>
Target	95.2%
Performance	✔ Good
National Benchmark	92.9%



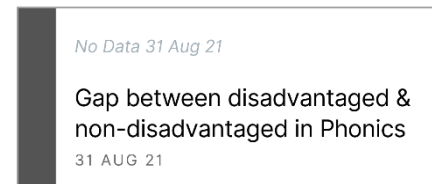
2021-2022	71.6%
<b>2022-2023</b>	<b>Due in Q2</b>
Target	Not set
National Benchmark	67.1%



<b>2022-2023</b>	Due in Q2
Target	Not set

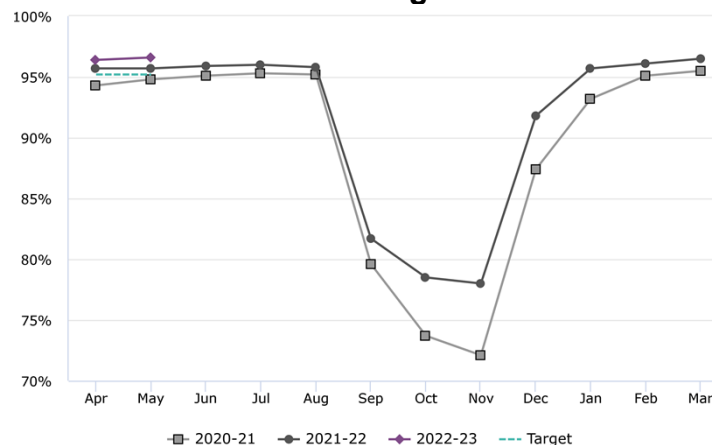


<b>2022-2023</b>	Due in Q2
Target	Not set



<b>2022-2023</b>	Due in Q2
Target	Not set

### 16-17 year olds in education, employment or training



**✔ Worked with Derbyshire businesses to support the creation of apprenticeship opportunities in key economic sectors, connecting people to local job opportunities**

Rating: Good

Expected completion date: 31 Mar 2023

Activities identified within the Action Plan continue to be delivered in line with expectation. The £1.99m Community Renewal Fund projects continue to deliver. Up to May 2022 431 residents have been supported with 54 securing work, and 375 businesses have been supported securing 55 jobs, 210 new businesses have been created and 80 people have been supported to gain a qualification. June figures are currently not available to provide an overall Quarter 1 update. Our Adult Careers Service supported 398 residents during the quarter, most being priority residents, with 39 going into employment with a further 53 undertaking learning to progress into employment. The Youth Hub opened officially to residents in January 2022 with 95 residents attending multi-service support by the end of this quarter (131 since it opened), with 5 young people gaining employment. The main risk to delivery is caused by continued pressure on council resources, which may divert resources to other priority activities across the Council. The transfer of the apprenticeship levy proceeds to be on target with a further 11 apprentices supported this quarter, supporting 5 businesses. The amount of levy transfer committed in Quarter 1 is £54,568. The target for this deliverable is currently being agreed.

£54,568

Apprenticeship Levy transferred to businesses

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<b>2022-2023</b>	<b>£54,568</b>
Target	Not set

 **Mobilised the Derbyshire Cultural Framework and reviewed and developed a costed action plan for the Derwent Valley Mills World Heritage Site**

Rating: Action

Expected completion date: 31 Mar 2023

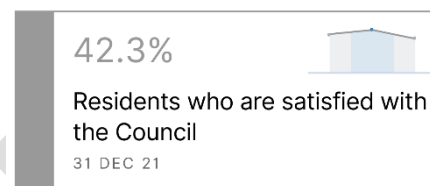
Some progress has been made in terms of the Derbyshire Cultural Framework with progress on partners signing up to the framework; however the delivery of the Cultural Framework and roll out of the Cultural Recovery Fund, which supports delivery of the Framework, has been delayed. The delay to the fund will impact on the delivery of the cultural framework; as the fund underpins the framework. This is because we are awaiting the outcome of a corporate review of the Council's grant awarding processes, which includes a number of arts grant recipients. The outcome of the review, which is expected in Quarter 2, is likely to impact on the prioritisation of Cultural Recovery Funds.

A draft Derwent Valley Mills World Heritage Site (DVMWHS) Development Framework prospectus has been produced. This will be used as a 'calling card' to the Local Planning Authorities the DVMWHS crosses to form the focus of individual meetings with their Chief Executive Officers and DVMWHS Strategic Board Member to ascertain the level of support for the production of a framework. Meetings are targeted for early in 2023.

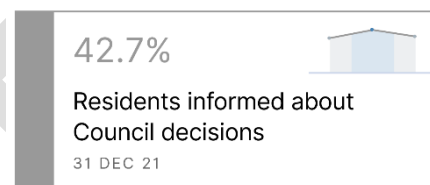
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## Overarching Measures

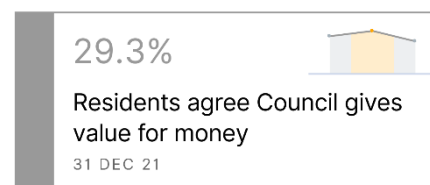
The three overarching measures provide an overview of residents' perception of the Council and are taken from the questions asked in the Council's annual Your Council Your Voice residents survey. Work continues to take place across the Council to improve residents' satisfaction, better engage residents in decision making and to deliver value for money. An action plan to proactively address the issues raised from the survey has also been developed and is being implemented. Specific actions include addressing the overall perception of the Council by ensuring performance, value for money and information on priorities is provided through a variety of channels and increasing engagement with decision making within targeted groups. The next residents survey will take place during September and October 2022.



2019-2020	48.1%
2020-2021	53.4%
2021-2022	42.3%
Target 21-22	58.0%
Performance	Action
2022-2023	Due in Q3
Target 22-23	Not set
National Benchmark	56.0%



2019-2020	40.8%
2020-2021	50.5%
2021-2022	42.7%
Target 21-22	52.0%
Performance	Action
2022-2023	Due in Q3
Target 22-23	Not set



2019-2020	34.0%
2020-2021	38.9%
2021-2022	29.3%
Target 21-22	43.0%
Performance	Action
2022-2023	Due in Q3
Target 22-23	Not set
National Benchmark	43.0%






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## Notes

This report set out progress on deliverables and key measures as outlined in the Council Plan 2022-25. The following table lists the deliverables and measures not included in this report, or where changes have been made:

Deliverables	Reporting
Kept on track to achieve all planned budget savings in the medium term	This deliverable and the associated key measure have been changed to “Kept on track to achieve all planned budget savings in the current financial year”.
Completed the viability assessment to progress the Chesterfield to Staveley Regeneration Route, which will create new homes and jobs for the area	As the viability assessment has now been completed, this deliverable has been updated to “Completed Outline Business Case and prepared a planning application to progress the Chesterfield to Staveley Regeneration Route, which will create new homes and jobs for the area”.
Measures	Reporting
Percentage of successful completions as a proportion of all in treatment for substance misuse	Confirmed data for this measure is currently not available in time to be included in the relevant quarterly report. However this will be reviewed for future reporting.
Measures indicating the effectiveness of the Council’s new Equality, Diversity and Inclusion Strategy 2022-2025	These measures are to be confirmed and it is intended that they will be included in subsequent reports.
New national inspection measures for adult social care	Adult Social Care Outcomes Framework measures will be confirmed following national review.
Percentage of children achieving a good level of development at the Early Years Foundation Stage	This measure has not been reported since 2019.
Percentage of completed specialist Domestic Violence interventions with a goal fully met Increasing trajectory from baseline of specialist domestic abuse interventions that continue to completion	These measures were proposed as part of developments to this area of work. Following the review of this work the measure on intervention goals have not been taken forwards as a performance measure. Data for the trajectory measure is being finalised and will be reported from Quarter 2 onwards.
Number of properties classed as hard to reach (post Contract 2) that are fibre enabled.	This broadband measure is not reported as it is currently under review in order to develop a more suitable Key Performance Indicator.

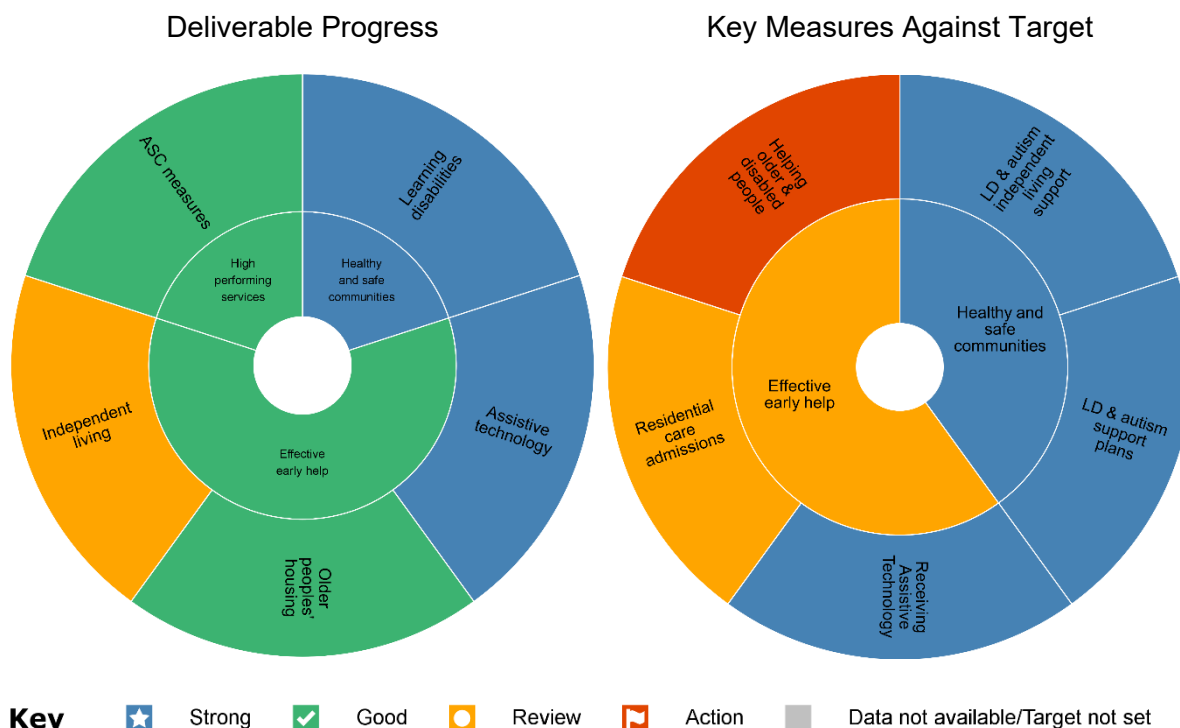
## Key

	<b>Deliverables</b>	<b>Measures</b>
	Strong – performing strongly	Strong – more than 5% better than target (2% better than target if the target is greater than 95%).
	Good – performing well	Good
	Review – will be kept under review to ensure performance is brought back on track	Review – more than 2% worse than target.
	Action – additional action will be/is being taken to bring performance back on track	Action – more than 10% worse than target.
	No commentary has been received	Data not available/Target not set.

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**Adult Care - Portfolio Summary**



Progress is "good" or "strong" for the majority of the Council Plan deliverables led by the portfolio.

Key areas of success are:

- ★ Continued to make good progress in ensuring people with a learning disability and / or who are autistic have an outcome focussed support plan, with 436 plans in place to date, ensuring access to more community-based opportunities.
- ★ Referred 206 people for Assistive Technology during the quarter, contributing towards reducing the need for formal support and promoting safety and independence in their own homes.

Key areas for consideration are:

- 🟡 **Finalised the new ways of working with older people and people with a disability to increase their independence so that they remain part of their local communities**

**Issue:** There is a shortage of homecare to support people to be independent in their own homes. This is a national issue and not unique to Derbyshire. **Response:** The Better Lives programme has been redesigned to support mitigation of this issue and work is now underway to review the Short Term Service, which helps older and disabled people to regain their independence, to increase capacity and to create a wider workforce plan.

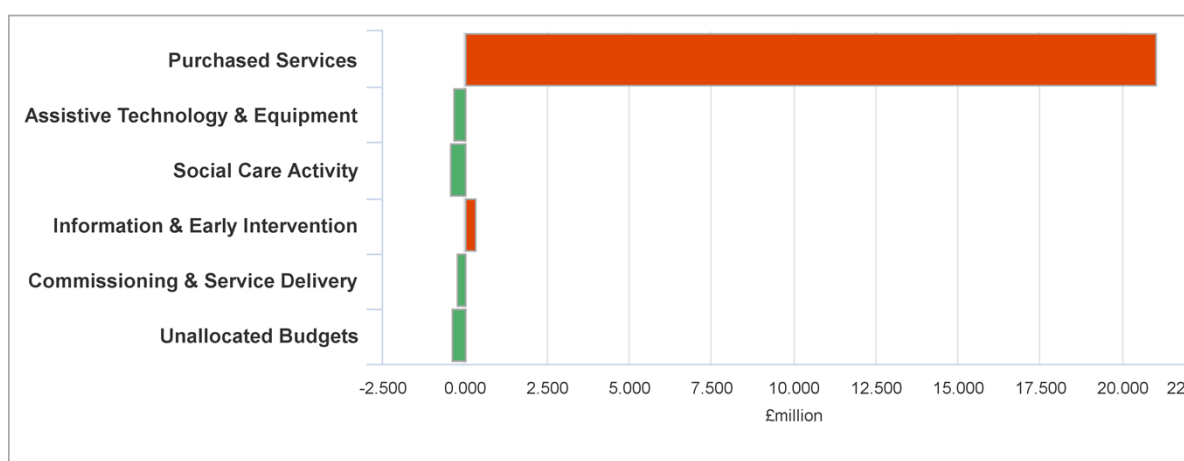
There is a forecast overspend of £19.971m on the portfolio. The main variances are:

Forecast Outturn against Target Budget



- **Purchased Services, £21.025m overspend** - There has been an increase in hospital discharges and because there is an insufficient supply of home care and reablement services, this has driven increased placements into residential homes rather than into care at home. As a result, expenditure on independent sector placements has increased and this is being compounded by some voids within the Council-run Direct Care service. The forecast includes inflationary pressures of £1.500m in respect of Direct Care utilities and catering supplies.
- ✓ **Social Care Activity, £0.425m underspend** - Underspend on staff travel and unbudgetted health funding for Mental Health Teams.
- **Information/Early Intervention, £0.338m overspend** - Overspends across a range of voluntary sector schemes.
- ✓ **Assistive Technology, £0.336m underspend** - Projected underspend on the Community Equipment Service Pooled Budget.
- ✓ **Unallocated budgets, £0.388m underspend** - Additional Continuing Health Care Funding.

Forecast Under (-)/Over Spend by Service Line



The budget savings target for 2022-23 is £6.811m, with a further £2.570m target brought forward from previous years. Of the £6.811m in-year target, alternative one-off savings have been identified to ensure that the in-year target will be met. Delivery of brought forward and 2022-23 base budget savings has been deferred to future years.

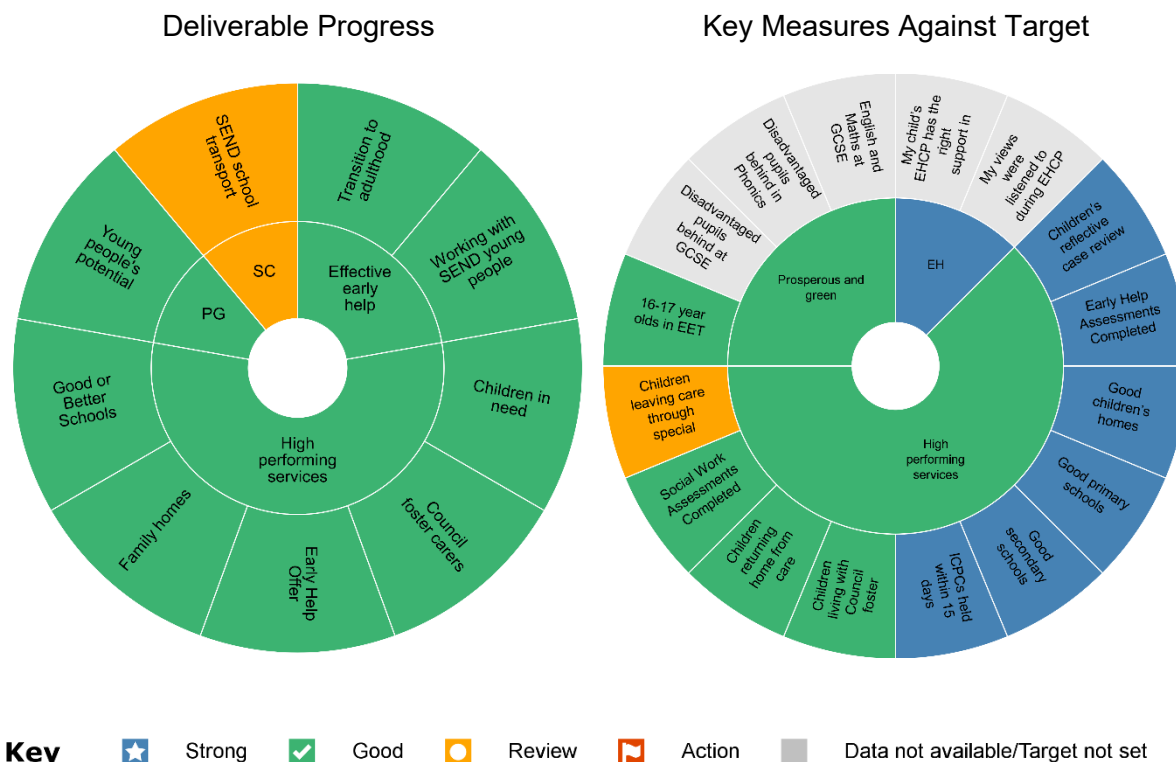
Additional funding has been provided in the 2022-23 budget for the main growth items:

- Demographic Growth - £5.016m ongoing - to meet additional costs from the following demographic growth pressures - increases in the 65+ population, the number of disabled adults accessing services, cases of early onset of dementia, the complexity of need and the complexity of clients transitioning from Children's Services.
- Independent Sector Fees 22-23 - £12.257m ongoing – to meet the increase in independent sector care-home and home-care fees. Due to the increase in the NLW each year, there has to be an above inflation increase in the independent sector care home fees the Council pays, to reflect the additional cost pressures on the providers. For 2022-23, the NLW will increase by 6.6%, from £8.91 to £9.50, for those aged 23 and over.

Other significant additional items of funding that the portfolio is expected to receive or has received since the budget was set are:

- Former Independent Living Fund Grant (ILF) - £2.534m one-off - On 8 March 2022, the Government confirmed that the former ILF recipient grant will continue to be paid to local authorities in 2022-23.

## Children's Services and Safeguarding and Education - Portfolio Summary



Progress is "good" for the majority of the Council Plan deliverables led by the portfolio.

Key areas of success are:

- Consistent, high quality early help and safeguarding services for children and families - we continue to see positive impact from activity across early help and safeguarding services with improving practice consistency and sustained performance across a range of performance measures. We continue to audit the quality of our work using Reflective Case Reviews and these are evidencing greater consistency in practice and improvements in delivery of services across children's social care.
- Strengthening our partnership work with children and young people with special educational needs and disabilities and their families - good progress has been achieved this quarter. All strategy work has been co-produced with parents and now increasingly with young people themselves through the participation team. Parents have been involved in joint presentations to partners and the Department for Education.
- Working with education providers to continue catch-up on learning - activities this quarter have included showcasing the work of partner agencies such as the Education Endowment Foundation, Teaching

School Hubs, English Hubs and Maths Hubs at the termly meetings for headteachers and teachers and recruiting new schools and settings to join Derbyshire levelling up programmes. Latest figures on the percentage of Derbyshire 16 to 17 year olds in education, employment or training is higher than the same time last year with performance continuing to be within the top quartile nationally.

Key areas for consideration are:

- Work to review how the Council delivers home to school transport for children with special educational needs this quarter has highlighted a number of new risks and challenges. A joint action plan between Children's Services and Place is being developed to mitigate these risks and to enhance delivery, the customer experience and the ensure best value.

There is a forecast overspend of £2.095m on the portfolio.

The overspend is before any allocations from Council contingency budgets held to fund rising costs and demand in Children in Care (CiC) placement and Home to School Transport costs. If funding is allocated to the department to meet those costs as they arise the projected overspend would reduce to £0.769m.

The projected overspend would reduce further to £0.314m if funding is made available to departments to meet the 2021-22 pay award budget allocation shortfall. The projected outturn assumes the 2022-23 pay award can be met from the Council budget held for that purpose.








Projections include inflation. Current estimates of inflation pressures are £0.476m increase on energy costs, £0.335m increase on food costs and £0.087m on transport and fuel excluding Home to School Transport which is covered by specific contingency budgets. Not all of these costs will be met from Council budget as a number of services are funded by trading or grant income however potentially this may impact on the contribution those services can make to corporate overheads. It is estimated that the inflation pressures listed account for approximately £0.220m of overspend against council budgets and £0.280m in reduced contributions to overheads from traded services. If funding were to be made available to departments to meet inflationary pressures the net position on Children's Services budgets would be £0.186m underspend. The wider impact of inflation and cost of living

Forecast Outturn against Target Budget



increases on costs and demand for services is as yet too uncertain to include in outturn projections.

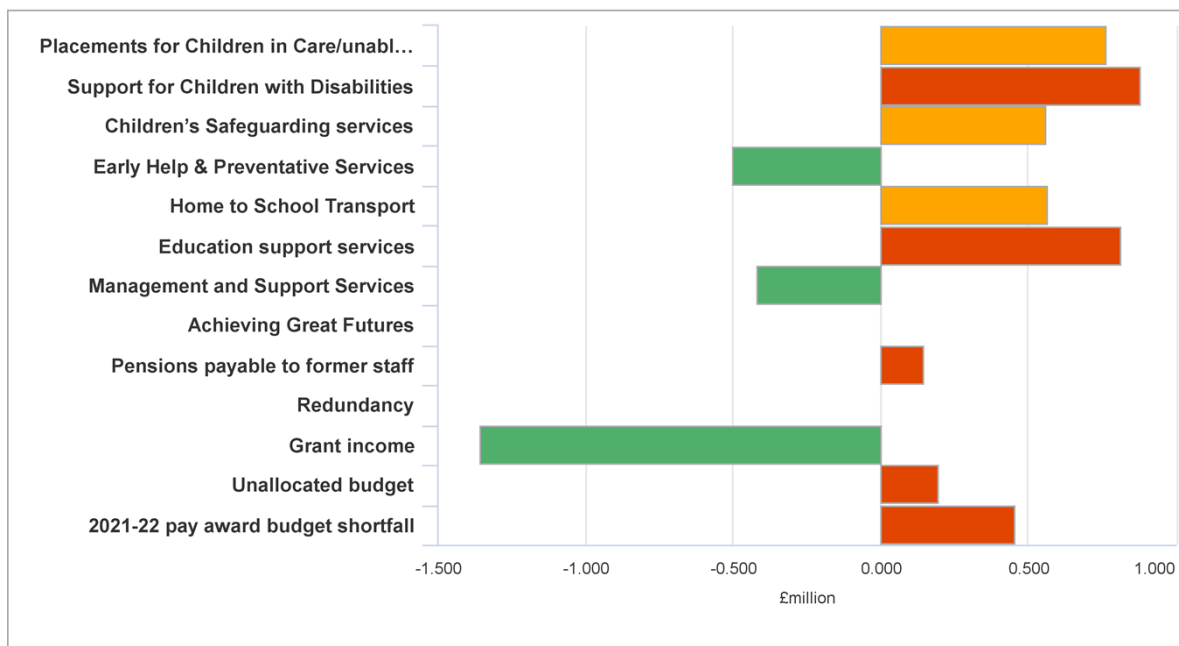
The main variances are:

-  Placements for Children in Care/Unable to remain at home, £0.764m overspend - Expenditure on placements for children in care or alternatives to care is continuing to rise due to an increase in the number and cost of placements. The number of children requiring support is growing because the rate at which children enter care is greater than the rate at which children exit care and because alternatives to care often require long-term financial support leading to a growing number of arrangements to fund. Average cost increases are due to inflation and the need to make more higher cost placements with independent providers. This overspend could be met from the CiC placements contingency budget which is being held to meet this anticipated budget pressure.
-  Support for Children with Disabilities, £0.887m overspend - The overspend is primarily due to budget pressures arising from the need to provide high cost packages to support children with complex needs to remain with their families or maintain their current CiC placement.
-  Children's Safeguarding services, £0.559m overspend - The overspend is primarily due to costs of employing agency social workers to cover vacancies.
-  Home to School Transport, £0.562m overspend - Projected spend exceeds current allocated budget due to an increase in the number of children eligible for Council funded transport and an increase in average costs. The increase in cost is due to both economic factors affecting contractors and an increased need for more specialised vehicles to transport individual children. This could be met from the Home to School Transport contingency budget which is being held to meet this anticipated budget pressure.
-  Management, ICT, Business services and other support services, £0.419m underspend - Underspend is primarily temporary vacancies within Business Services.
-  Pensions payable to former teachers and other staff, £0.143m overspend - These costs represent pension obligations payable to teachers and other staff previously employed by the Authority. The majority of the cost relates to staff who left under efficiency programmes during the early 1990s.
-  Grant income, £1.354m underspend - This underspend comprises in-year grant funding of which the largest item is the allocation from the Dedicated

Schools Grant of £0.889m. These may not be available on an ongoing basis so these are used to mitigate against current levels of spend.

- Unallocated budget, £0.590m overspend - This includes the 2021-22 pay award budget allocation shortfall £0.455m. The remaining balance relates to budget savings targets as yet unallocated. A department financial review is underway and aims to reprofile and allocate these before the end of the financial year.

Forecast Under (-)/Over Spend by Service Line



The budget savings target for 2022-23 is £0.046m, with a further £0.678m target brought forward from previous years. The in-year savings target of £0.046m will be achieved. Action is being taken to ensure that the savings brought forward from previous years will be achieved before the end of the financial year.

Additional funding has been provided in the 2022-23 budget for the main growth items:

- Leaving Care Services - £0.629m ongoing - Legislation has been enacted which places additional statutory duties on the Council for care leavers. This ongoing allocation of funding ensures the Leaving Care Service staffing structure agreed in 2019 can be funded on a long term basis to meet the demands of the rising numbers of care leavers and continue to develop to support sustainable outcomes for care leavers.
- Education Psychology Demand - £0.210m ongoing - There has been a significant increase in the numbers of Education, Health and Care Needs Assessments (EHCNAs) agreed each year and it is a statutory requirement for the Local Authority to commission advice from an Educational Psychologist for each EHCNA. Funds additional EPs to ensure that statutory requirements can be carried out.
- Children's social care - Placements for children in care - £6.096m ongoing, £0.092m one-off - The allocation recognises the greater numbers of children requiring placements and increased average costs of placements. £1.222m is also held in contingency for ongoing growth and another £2.000m contingency for one-off growth, taking into account the expected benefits delivery from cost mitigation activities taking place as part of the Achieving Great Futures programme. Data for the first quarter of the financial year suggests growth in excess of current budget of £0.764m, which could be met from contingency. Further increases are considered likely and could utilise the remaining contingency budget (£2.458m).
- Children's social care - Vulnerable Children and Young People - £1.585m ongoing - The allocation recognises the greater numbers of children in care requiring support in addition to a care placement and on the edge of care requiring support to prevent entry to care.
- Special Needs Home to School Transport - £3.000m ongoing - The allocation recognises the greater numbers of children and young people with SEN and increased cost of journeys. Also, £1.962m is held in contingency for further increases in transport costs and demand. Data for the first quarter of the financial year suggests growth in excess of current budget of £0.311m and further increases are considered likely.
- In addition £0.518m is held in contingency for price increases in mainstream Home to School transport. Data for the first quarter of the financial year suggests growth in excess of current budget of £0.251m and further increases are considered likely.

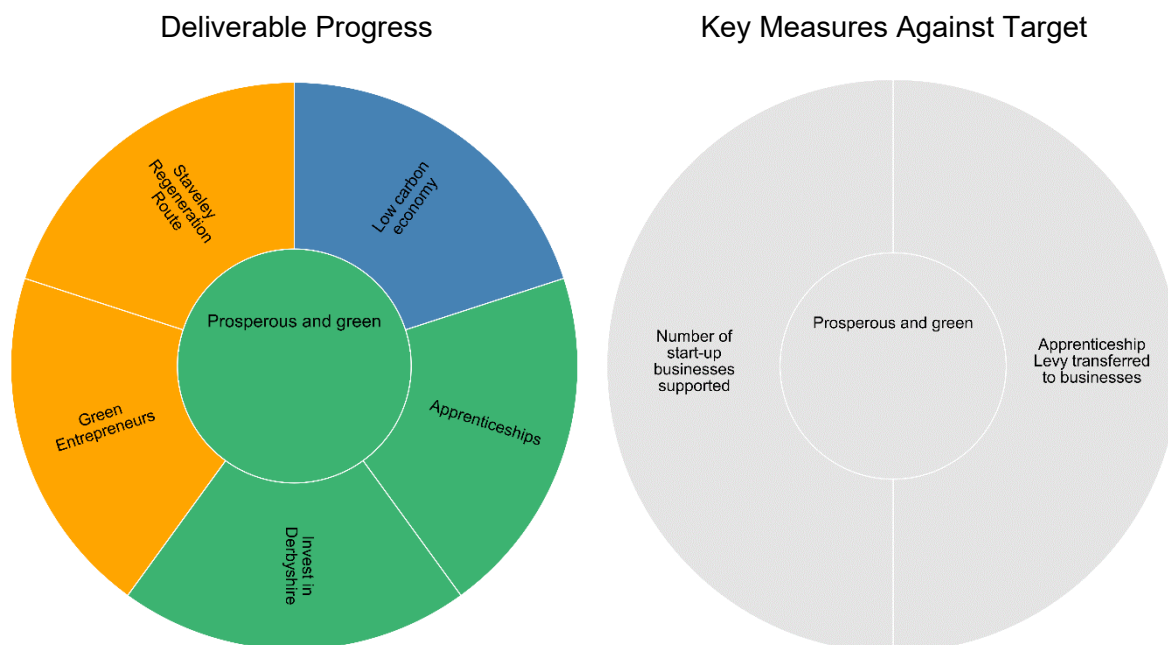


- Social Workers - £0.400m one-off - To fully fund the frontline social work structure and the market supplement, without the need to hold a level of vacancies which would be counter-productive in meeting the statutory demands to help, protect and care for children in Derbyshire. The market supplement payment for social workers in frontline children's social work teams was introduced in July 2019 to support the Council's recruitment strategy.
- Performance, Quality and Participation - £0.291m one-off - Funding to support service pressures in complaints management and subject access requests (SARS).
- Process Improvement - £0.193m one-off - To fund a dedicated team to review and improve processes within Children's Services.
- Elective Home Education - £0.360m one-off - Over the last year nationally and locally there has been a large increase in the number of Electively Home Educated (EHE) children. Funding to extend the EHE team to meet statutory functions to manage applications, determine whether there are any safeguarding risks and assess whether their education is suitable.
- Children in Care Legal Proceedings - £1.100m one-off - This allocation is for the expenditure associated with court proceedings which have increased in number and duration, incurring higher court fees and requiring greater use of external legal firms.
- Sports and Outdoor (SORE) - £0.980m one-off - Funding is to support the service during 2022-23 pending a review of the needs of the service moving forwards.
- Youth Action Grants - £0.125m one-off - To deliver the 2021 election manifesto commitment for a further Youth Action Grant Scheme to supported voluntary and community groups across Derbyshire.
- Temporary Alternative Children's Homes Accommodation During Refurbishment or Replacement - £0.946m one-off - One-off contingency budget to fund temporary accommodation to enable essential refurbishment at four children's homes and the rebuild of a short breaks home. The contingency has been drawn-down and a revenue contribution to capital made to support the Childrens Home refurbishment programme as approved by Cabinet on 16th June 2022.

Other significant additional items of funding that the portfolio is expected to receive or has received since the budget was set are:

- Programmes Team - £0.392m one-off - One year funding via the Corporate Services and Transformation Programme Management Office budget to continue dedicated project resource to effect change and deliver one-off initiatives within Children's Services.

## Clean Growth and Regeneration - Portfolio Summary



**Key**    ★ Strong    ✓ Good    ◯ Review    📧 Action    ■ Data not available/Target not set

Progress is "good" or "strong" for the majority of the Council Plan deliverables led by the portfolio.

Key areas of success are:

- ★ Submitted a Multiply bid to government to support adults in improving their numeracy skills and progressed market town renewal through support to 8 Levelling Up Fund bids and 8 Shared Prosperity Fund bids, working closely with district and borough councils.

Key areas for consideration are:

- ◯ **Completed Outline Business Case and prepared a planning application to progress the Chesterfield to Staveley Regeneration Route, which will create new homes and jobs for the area**

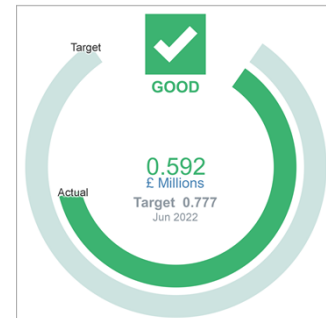
**Issue:** The deliverable has been rated as 'Requiring Review' as there are concerns over scheme costs. **Response:** Scheme costs are under review.
- ◯ **Rolled out the Green Entrepreneurs scheme, a £2m grant fund to help local business to develop and invest in green energy and carbon reduction**

**Issue:** Take up of the small grants fund for businesses has not been as anticipated as a result of the changing needs of businesses. **Response:** A review of the eligibility parameters surrounding the small grant fund is taking place.

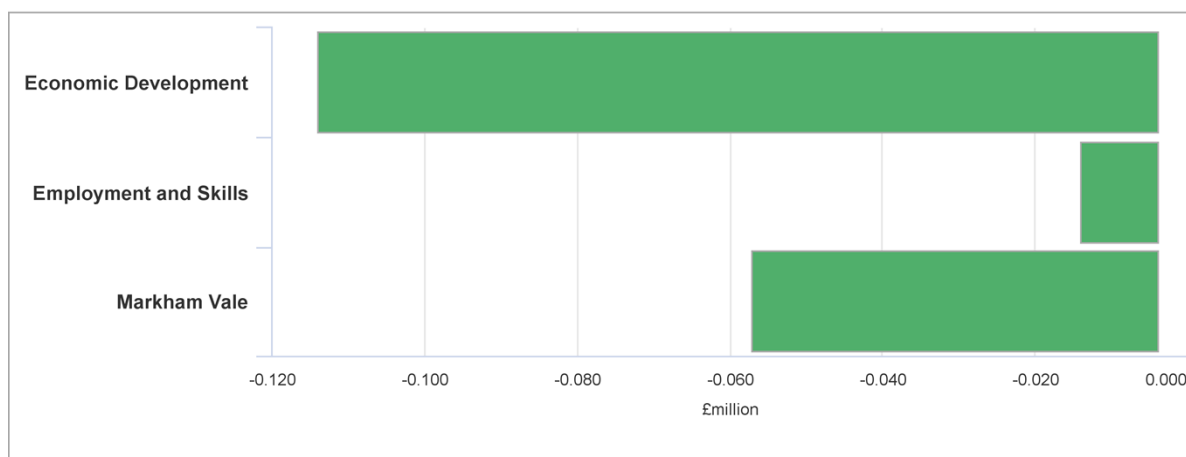
There is a forecast underspend of £0.185m on the portfolio.

There were no significant variances within this portfolio.

Forecast Outturn against Target Budget



Forecast Under (-)/Over Spend by Service Line

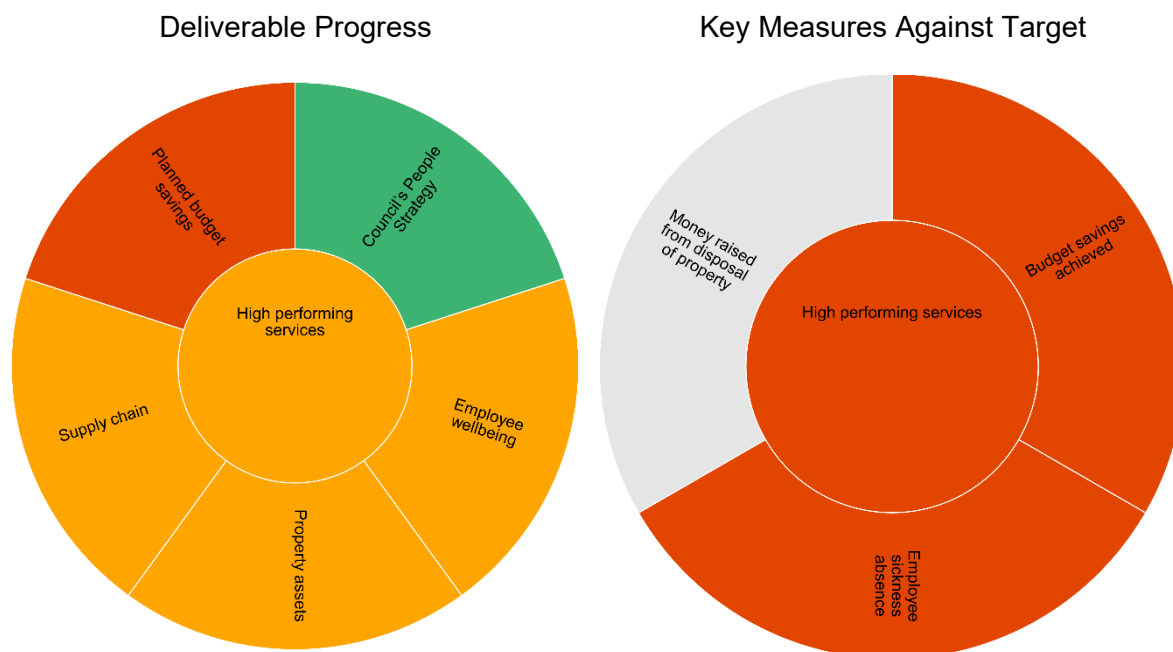


This portfolio has no budget savings targets.

Additional funding has been provided in the 2022-23 budget for the main growth items:

- Regeneration Services Development - £0.275m ongoing, £0.140m one-off - Additional resources to grow core establishment as demands on the service continue to grow.

## Corporate Services and Budget - Portfolio Summary



**Key**    ★ Strong    ✓ Good    ◯ Review    📌 Action    □ Data not available/Target not set

Progress is "good" for one out of the five Council Plan deliverables led by the portfolio.

Key areas of success are:

- ✓ Deliverable plans aligned to the five people priorities continue to be deployed, with focus on the Council's employee value proposition aligned to the people ambition.
- ◯ The Wellbeing Strategy has been refreshed with a focus on five Pillars of Wellbeing: Physical, Emotional, Social, Financial, and Digital. Working groups have been set up based around each of these to identify the current wellbeing support that the Council provides in each area. This will identify any shortfalls and help develop a single wellbeing offer. However, there will be delay before the impact of this work is reflected in the more specific measure of sickness absence.

Key areas for consideration are:

- ◯ **Reviewed the Council's Wellbeing Strategy and associated action plan to further support employee wellbeing, reduce sickness absence and improve service delivery**

**Issue:** Whilst progress has been made in supporting wellbeing, employee sickness absence has risen from 5.1% at the end of March 2022 to 5.4% for the 12 months up to end of June 2022. The target is 4.6%. **Response:** A working group to examine how best to support departments to manage

sickness absence rates is being developed. Areas of concern where sickness levels are above the Council average have been identified and a "deep dive" will be undertaken to identify any underlying issues.

**Completed a programme to centralise ownership, management, and responsibility for all of the Council's land and property assets and budgets, within Corporate Property, to ensure the most effective use of our land and buildings**

**Issue:** Rated as "Requiring Review" due to the uncertain market and economic conditions, their impact on Council and partner resources, market interest in land sales and value over the term. **Response:** Corporate Property will continue to monitor and report as national and regional conditions unfold.

**Kept on track to achieve all planned budget savings in the medium term**

**Issue:** It is forecast that £8.532m of budget savings will be achieved in 2022-23, against a target of £23.668m. However, of the in-year target of £8.057m, £7.401m will be achieved this year. A sum of £6.251m will be one-off with the ongoing saving deferred to future years for delivery.

**Action:** The Council's Corporate Management Team are developing strategies to address the non-achievement of savings.

**Implemented a contract and supply chain management regime across the Council which drives value for money throughout the contract lifecycle**





**Issue:** There have been difficulties and delays in recruiting the contract compliance team. **Response:** A team lead has now been appointed and this will support recruitment to the full team, meanwhile work has been progressed where possible.

There is a forecast overspend of £2.726m on the portfolio after the allocation of £0.478m of funding from DLUHC Covid-19 emergency grants. Before the allocation of this funding, the main variances are:

- Strategic Management, £0.427m overspend** - This consists of an overspend relating to unallocated savings of £0.336m on Channel Shift, Policy savings of £0.078m and £0.130m on the SAP project pending the identification of savings which will be allocated to departments accordingly. It is proposed that as the Transformation budget has not been committed to at this time that the 25% share of the additional funding of £0.040m that has been agreed for the new Members & Management structure is funded from this budget.

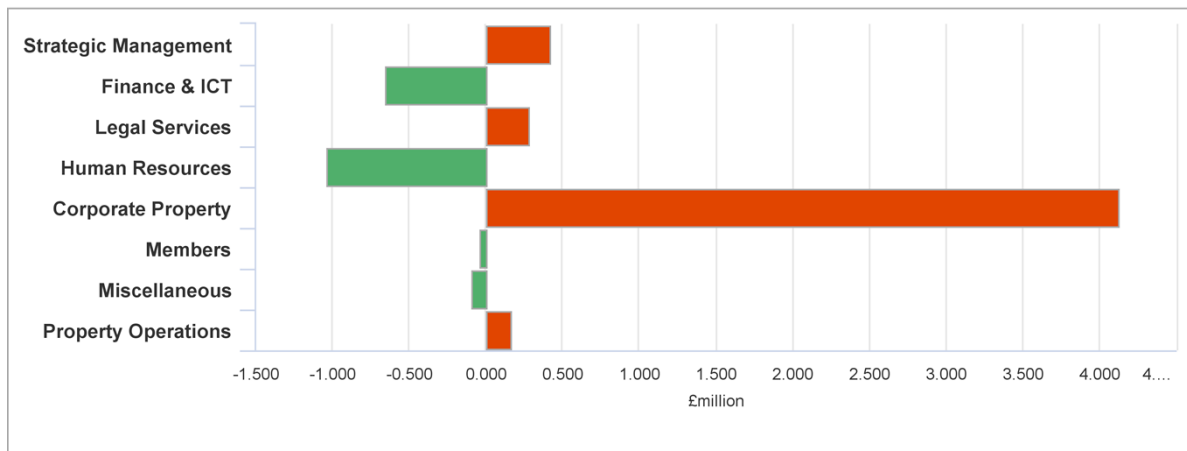
Forecast Outturn against Target Budget



-  Finance & ICT, £0.650m underspend - This underspend is predominantly due to vacancies in the finance division and the continual difficulties in recruiting to the ICT division.
-  Legal services, £0.459m overspend - The forecast overspend for Legal is primarily due to non-achievement of savings targets (unachieved targets carried forward into 2022-23 of £0.378m). There are plans in place for achievement of these savings targets. It is also a result of a salaries budget shortfall, which on a fully resourced section is £0.964m. This has been masked in previous years due to one-off funding. A service pressure bid of £0.600m has been recommended to be submitted for 2023-24, to try and close the gap. Legal services has also received additional funding of £0.904m in 2022-23 for additional posts in the Childcare & Education teams, however, it is not expected that these posts will be recruited until the Autumn and this has therefore positively impacted on the budget position. The current forecasts for Legal Services do not reflect any income or achievement of savings from the new operating model known as Core Offer, although it is hoped that some level of savings will be delivered this financial year. Further work is ongoing to forecast the benefits and to address any issues that may arise. Research has shown substantial benefits have been delivered in other Local Authorities that have introduced a similar operating model.
-  Human Resources, £1.037m underspend - The underspend mainly relates to unfilled vacancies of £0.591m including in the Business Change team, which will not be filled until later in the year, and a £0.146m underspend on the training budget, arising due to a review of the Learning & Development Section that has resulted in the training programme not being completed this financial year.
-  Corporate Property, £4.129m overspend - The main overspends are on the Corporate Property Division of £1.082m; the County Buildings budget of £2.558m and as a result of the under achievement of the Industrial Development income target of £0.490m. The overspend is primarily due to the non-achievement of historic savings targets. These savings are expected to be achieved through the rationalisation of the Property base and consequent reduction in Property running costs and borrowing savings on Capital receipts. There will be best efforts to achieve this target through PSP Derbyshire LLP as the principle method of delivering the savings target. It is estimated gas and electricity inflation at 300% and 100% respectively account for £1.806m of the forecast overspend.

**Property Operations, £0.168m overspend** - The current loss on the DSO trading account is a result of write-offs on building maintenance jobs which has led to a deficit in that area of £0.034m, billing that hasn't yet incurred on Construction schemes which has led to a shortfall of £0.081m and an under-recovery of Overheads of £0.053m. Additional write-offs are anticipated on jobs in the electrical division, but it is hoped that the Construction billing will take place and there is adequate capital budget available. The DSO charge-out rates have also been reviewed, which has started to positively impact the overheads and reduce the under-recovery.

Forecast Under (-)/Over Spend by Service Line



The budget savings target for 2022-23 is £0.444m, with a further £4.397m target brought forward from previous years. The in-year savings target of £0.444m will be achieved in 2022-23. Of the amount brought forward from previous years, £2.465m is expected to be achieved this year, with a sum of £1.932m deferred to be delivered in future years.

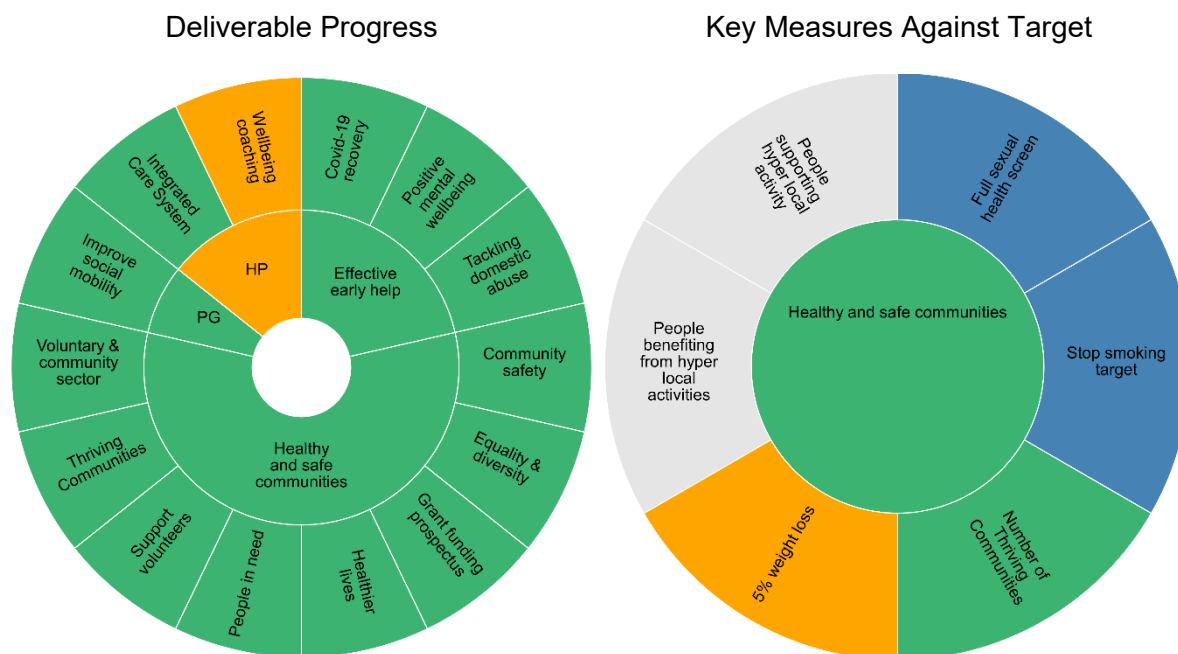


Additional funding has been provided in the 2022-23 budget for the main growth items:

- Finance & ICT-Procurement Staff Restructure - £0.095m ongoing - To support the response to the new National Procurement Policy Statement (NPPS).
- Finance & ICT-Cloud Storage - £0.400m ongoing - To purchase licences for the new soft telephony solution.
- Finance & ICT-Delivery Priorities - £0.200m ongoing - To invest in the ICT Strategy which has the need to increase the ICT Budget by £1m (£200K per year) over the 5-year strategy period to support the delivery of the priorities.
- Finance & ICT-Software Asset Management Tool - £0.062m ongoing, £0.025m one-off - To purchase a Software Asset Management tool (SAM).
- Finance & ICT-Centralised Procurement - £0.085m ongoing - To provide a procurement Team for Children Services.
- Project Support-External Advisors - £3.000m one-off - Technical and professional support for waste matters.
- Finance & ICT-Revenue Financing Costs for Capital Bids - £2.925m ongoing - This reflects the financing costs associated with the additional borrowing that is required to support new starts in the capital programme.
- Legal Services-Child Protection - £0.730m ongoing - To appoint additional staff to work in the Child Protection Team.
- Legal Services-Education Legal Team - £0.174m ongoing - For additional support required for the Education Legal Team.
- Corporate Property – Demolition Budget - £1.100m one-off - To enable demolition work to continue at identified and agreed sites.
- Corporate Property – Disposal Programme - £0.399m one-off - To instruct external property agents and solicitors to dispose of property.
- Corporate Property – Asset Optimisation Corporate Landlord Model - £0.276m one-off - To provide the resource for planning and implementing the Corporate Landlord model.

- Corporate Property – Modern Ways of Working (MWOW - £0.182m one-off - To provide additional support to continue work post September 2021 to implement the MWOW programme.
- Corporate Property – Restructure Funding - £0.397m ongoing - To provide staffing required to deliver Corporate Property 2025.
- Corporate Property – Asset Management - £0.121m ongoing - To fund additional posts in the Asset Management Team to support the new operating model.

**Health and Communities - Portfolio Summary**



**Key**    ★ Strong    ✓ Good    ◯ Review    📌 Action    □ Data not available/Target not set

Progress is "good" for the majority of the Council Plan deliverables led by the portfolio.

Key areas of success are:

- ✓ Public Health submitted a proposal to the Office of Health Improvement and Disparities detailing plans for how the Supplemental Substance Misuse Treatment and Recovery Grant funding to enhance treatment quality and deliver more treatment places locally. The funding will be utilised across both adults, children's and young people's provision. Public Health have commenced work with an academic specialising in substance abuse to evaluate service quality, identify opportunities for our services to become a recovery orientated system of care. A registered nurse consultant has also started work to undertake clinical audits of existing services with a focus on identifying good practice and areas for service improvement.
- ✓ Continued to provide support to people and communities in need via the Derbyshire Discretionary Fund, making 7,775 awards during the quarter, totalling over £852,000.
- ✓ Supported the development of open and welcoming spaces in communities and during the quarter recorded 1,786 instances of people benefitting from activity stemming from the Council's Thriving Communities approach.

- ✓ Made grants totalling £0.402m to community groups, promoting positive behaviours, improving local networks, helping people to feel safer and encouraging sustainable and green activity.
- ✓ Worked with local partners to support mental wellbeing, receiving over 25,000 page views on the Derbyshire emotional wellbeing website and setting up "talking benches" across the county, allowing people to begin conversation with others and talk openly about their health and wellbeing.
- ✓ Developed with partners the Derbyshire Violence against Women and Girls Strategy.

Key areas for consideration are:

- 🟡 **Developed a longer-term preventative wellbeing coaching model that offers health and wellbeing advice to prevent, reduce and delay the need for adult social care services**

**Issue:** Timescales have slipped, partly due to the pandemic and partly due to Human Resources processes taking longer than anticipated. **Response:** Revised timescales have been agreed to extend the prototyping to the end of March 2023.

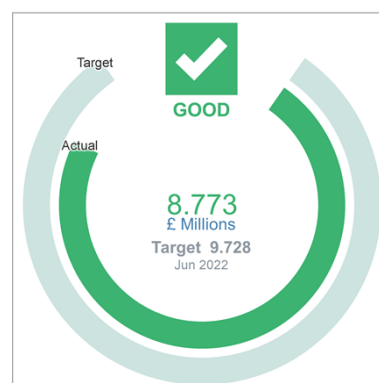
There is a forecast underspend of £0.955m on the portfolio. The main variances are:

- ✓ Registrars, £0.352m underspend - Registration income has increased significantly following the easing of the Covid restrictions and there is also a backlog of registrations coming through from the previous years when events such as weddings couldn't take place.

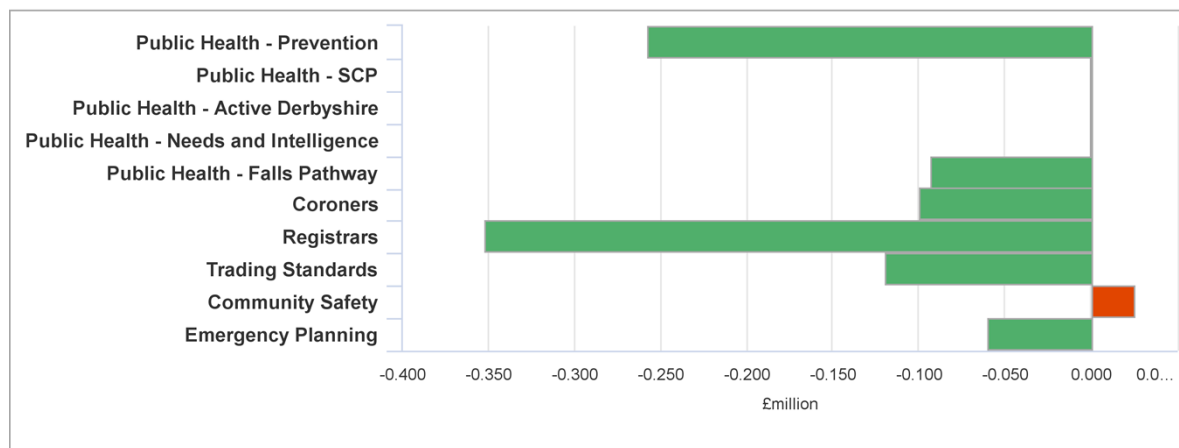
It was thought that this backlog and additional income would be a one-off for 2021-22, however this trend has continued and reflects the level of underspend. It is not anticipated that this will continue at the same rate going forwards.

- ✓ Trading Standards, £0.119m underspend - Vacancies
- ✓ Public Health - Prevention, £0.257m underspend - One off Covid funding from Government has been used to fund expenditure plus an additional contribution from Public Health ring-fenced Grant towards Covid responsibilities

Forecast Outturn against Target Budget



Forecast Under (-)/Over Spend by Service Line

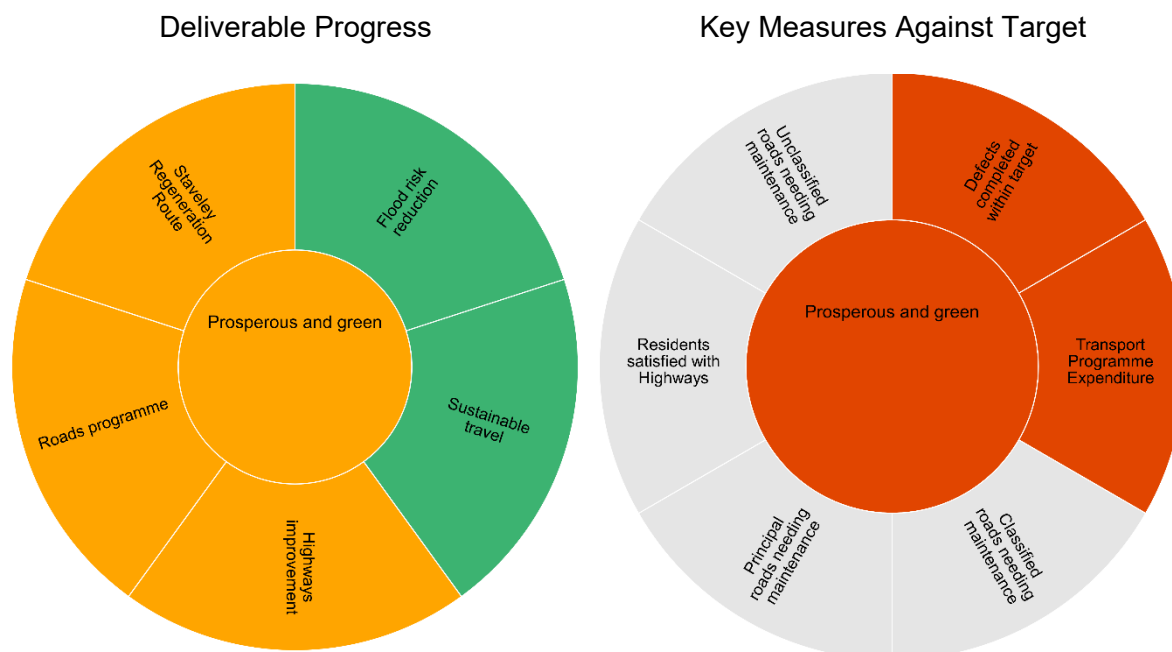


The budget savings target for 2022-23 is £0.000m, with a further £0.042m target brought forward from previous years. Of this total target of £0.042m, £0.000m is expected to be achieved by the end of the financial year. Therefore there is currently a £0.042m forecast shortfall in the achievement of the total budget savings brought forward.

Additional funding has been provided in the 2022-23 budget for the main growth items:

- Domestic Abuse - £1.417m ongoing - The Domestic Abuse Act 2021 has introduced statutory duties in the provision of emergency accommodation for victims of domestic abuse and their families. To enable the development and delivery of a long term comprehensive commissioning strategy, this bid seeks to confirm the availability of funding on an ongoing basis and make it temporary post permanent. This bid puts the base budget in but will be offset by a general grant received in later years. This funding has been returned in 2022-23 as equivalent Domestic Abuse Grant was received after finalisation of the 2022-23 Revenue Budget Report.
- Community Safety - £0.254m ongoing - Funding to support new activity required to meet statutory duties in respect of community safety, i.e. the imminent Serious Crime White Paper. The funding is for 3 posts and a project fund to support commissioned activity.

**Highways Assets and Transport - Portfolio Summary**



**Key**    ★ Strong    ✓ Good    ◯ Review    📌 Action    □ Data not available/Target not set

Progress is "good" for 2 out of the 5 Council Plan deliverables led by the portfolio.

Key areas of success are:

Please list the key areas of success

Key areas for consideration are:

📌 **Delivered a £40m Local Transport Programme to provide well managed roads and highways and address road safety concerns**

**Issue:** The total spend on the Local Transport Programme in Quarter 1 was £7.537m against a target of £8.700m. Whilst 100% of urgent defects were completed within timescale, the percentage of defects completed within other target timescales has decreased. **Response:** Further invoices for work carried out in Quarter 1 are still to be received and will be counted in Quarter 2. It is considered that through the implementation of the Local Transport Plan Capital delivery scheme a reduction in defects will be seen throughout the year which should have a positive impact on the amount of defects, and customer satisfaction levels, by the year end.

📌 **Opened Hollis Lane Link Road Phase 1 in Chesterfield to improve road access**

**Issue:** The deliverable has been rated as "Requiring Review" due to concerns regarding scheme costs. **Response:** The scheme costs are being reviewed.

**Completed Outline Business Case and prepared a planning application to progress the Chesterfield to Staveley Regeneration Route, which will create new homes and jobs for the area**

**Issue:** The deliverable has been rated as 'Requiring Review' as there are concerns over scheme costs. **Response:** Scheme costs are under review.

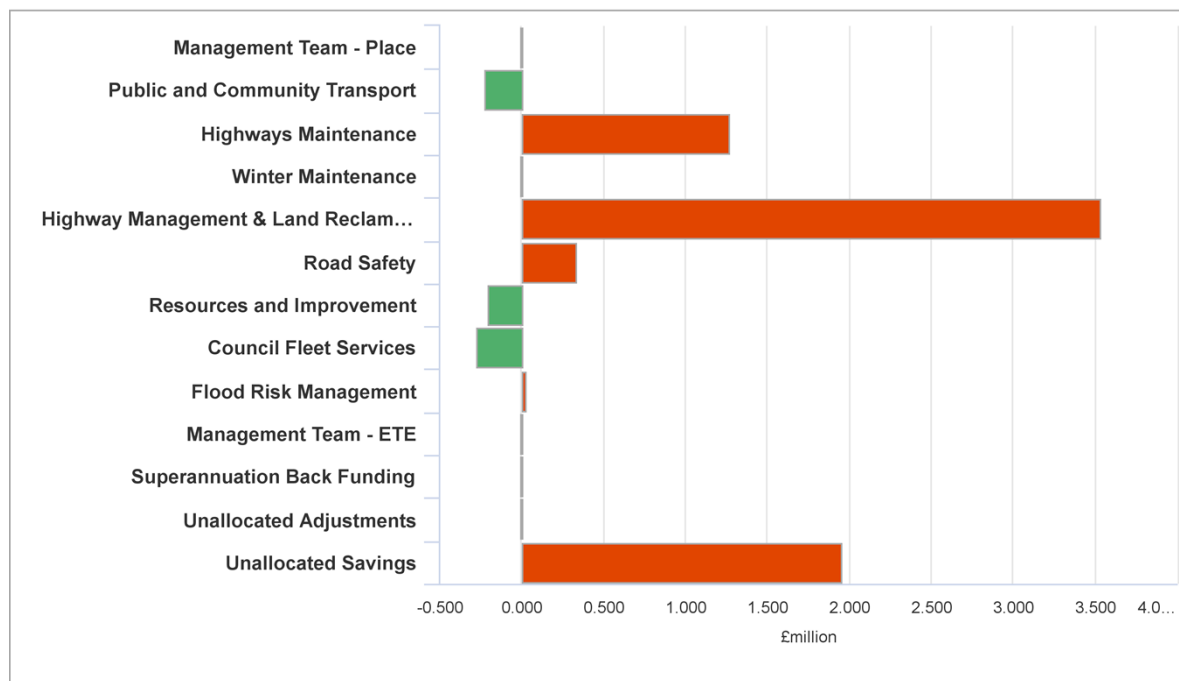
There is a forecast overspend of £6.428m on the portfolio. The main variances are:

Forecast Outturn against Target Budget



- Highways Maintenance, £1.269m overspend - £0.500m of this relates to an allocated savings target for Future Highways Management (FHM) which cannot yet be realised. £0.750m of this is in relation to potholes with the balance being in relation to inflation.**
- Winter Maintenance, no overspend – Whilst it is forecast that Winter Maintenance will overspend by £0.527m because the budget is insufficient to cover the costs of an average winter, this overspend will be met by the Place Department’s Winter Maintenance Reserve and it therefore has no impact on the Council’s forecast portfolio outturn position.**
- Highways Management and Land Reclamation, £3.538m overspend – £0.640m of the forecast overspend relates to an unachieved staff saving but it is expected that this saving will be realised in 2023-24, as a restructure review is planned as part of FHM. £2.000m relates to under recovered capital salaries due to high vacancy levels and the increased use of third parties to carry out capital works such as surface dressing. £0.400m relates to increased agency spend in year due to increased need for resource and high vacancy levels and £0.300m is due to inflationary pressures with the balance being due to under-recovery by the Highways Construction Services Team.**
- Road Safety, £0.334m overspend - Relates to a prior year savings cut which is yet to be achieved. It is thought that this will be achieved in 2024-25.**
- Unallocated Savings, £1.957m overspend - Savings cuts allocated to the departmental budget that are not yet able to be met/allocated.**

Forecast Under (-)/Over Spend by Service Line



The budget savings target for 2022-23 is £0.500m, with a further £3.171m target brought forward from previous years. The in-year target of £0.500m will not be achieved this financial year and actions are being taken to establish how the saving will be met in future years. Of this total target of £3.671m, £0.150m is expected to be achieved by the end of the financial year. Therefore there is currently a £3.521m forecast shortfall in the achievement of budget savings.

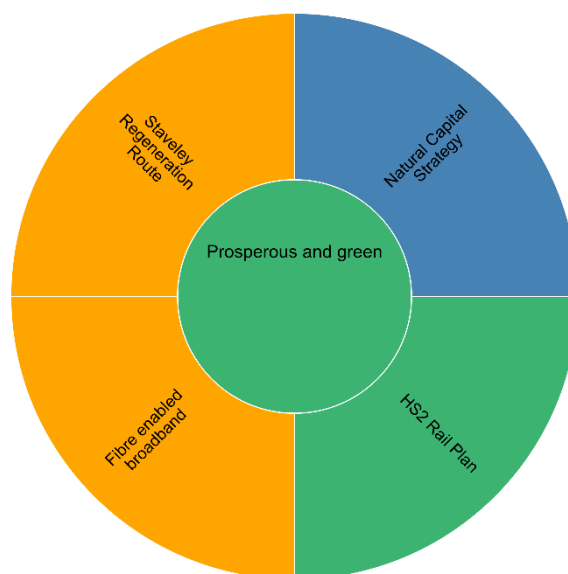
Additional funding has been provided in the 2022-23 budget for the main growth items:

- Drainage - £1.313m ongoing, £1.313m one-off - Increasing impact of Climate Change, increasing severe weather events particularly flooding which cause major disruption and damage to properties and the highways network.



## Infrastructure and Environment - Portfolio Summary

### Deliverable Progress



**Key**    Strong    Good    Review    Action    Data not available/Target not set

Progress is "good" or "strong" for 2 out of the 4 Council Plan deliverables led by the portfolio.

Key areas of success are:

- Progressed work on the Natural Capital Strategy for Derbyshire with completion on track for September 2022, which is well ahead of schedule.

Key areas for consideration are:

- Completed Outline Business Case and prepared a planning application to progress the Chesterfield to Staveley Regeneration Route, which will create new homes and jobs for the area**  
**Issue:** The deliverable has been rated as 'Requiring Review' as there are concerns over scheme costs. **Response:** Scheme costs are under review.
- Increased take-up of fibre enabled broadband across Derbyshire, particularly in rural areas, to improve access, speed and reliability for homes and businesses**

**Issue:** The Department for Culture, Media and Sport (DCMS) will suspend the Gigabit Voucher scheme to new applications in Derbyshire from 15 July 2022. This is a situation being imposed on all counties as they reach the "pre-procurement" phase of Project Gigabit. The suspension is to avoid potential conflicts between Project Gigabit and the Gigabit Voucher scheme as the final Project Gigabit intervention is being decided. Projects

currently in progress will be allowed to continue but we do not expect any new projects to be registered during Quarter 2. **Response:** Projects which are "in progress" will be monitored to ensure that the number of properties supported through the Top Up scheme is maximised whilst the DCMS voucher scheme embargo is in place. Weekly dialogue with DCMS and Openreach will be maintained to maximise delivery.

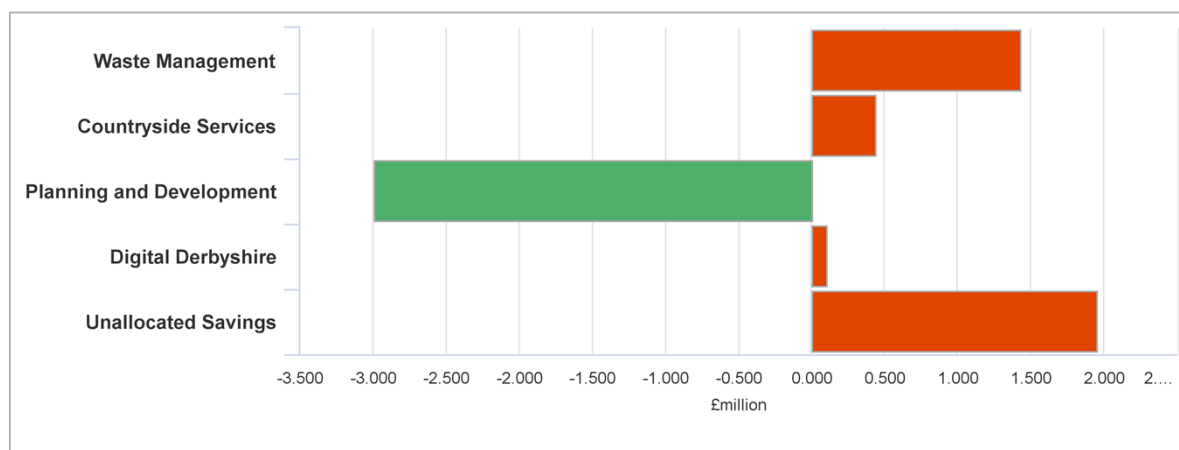
There is a forecast overspend of £0.950m on the portfolio. The main variances are:

- Waste Management, £1.436m overspend - Increased tonnages and cost of inflation.
- Countryside Services, £0.438m overspend - £0.400m cut allocated but not yet achieved due to delay in fees and charges being increased.
- Planning and Development, £2.983m underspend - Increase of income to budget for S278 and S38 payments.
- Unallocated Savings, £1.957m overspend - Cuts allocated to the portfolio but not yet allocated to specific areas.

Forecast Outturn against Target Budget



Forecast Under (-)/Over Spend by Service Line

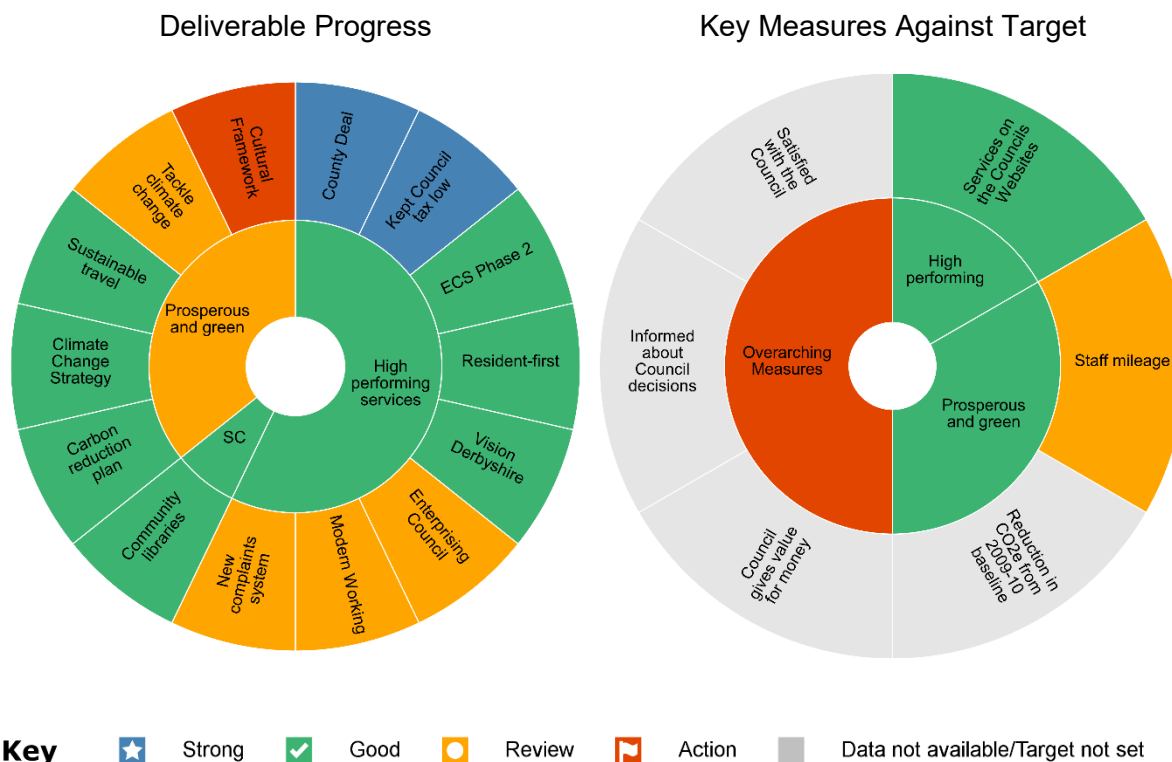


The budget savings target for 2022-23 is £0.100m, with a further £2.981m target brought forward from previous years. The in-year target of £0.100m will be achieved in the current financial year. Of the total target of £3.081m, £1.722m is expected to be achieved by the end of the financial year. Therefore there is currently a £1.359m forecast shortfall in the achievement of budget savings with plans to mitigate or achieve the savings in later years currently being reviewed.

Additional funding has been provided in the 2022-23 budget for the main growth items:

- Waterbodies Officer - £0.038m ongoing - New post to manage waterbody assets on behalf of the Countryside Service.
- Million Trees - £0.113m ongoing - To allow the department to meet the Manifesto pledge to plant 1 million trees by 2030.
- Ash Die Back - £0.270m ongoing - To allow the Countryside Service to lead a strategic corporate response to develop and implement an Ash Die Back Action Plan.
- Kick Start/ Major Schemes - £2.850m one-off - To cover costs such as economic and transport modeling and preliminary design etc in relation to major infrastructure projects prior to them becoming a capital project.

**Strategic Leadership, Culture, Tourism and Climate Change - Portfolio Summary**



Progress is "good" or "strong" for the majority of the Council Plan deliverables led by the portfolio.

Key areas of success are:

- ★ Held positive discussions with partners and central government to further explore a devolution deal for a mayoral combined authority for the D2N2 area (Derby, Derbyshire, Nottingham and Nottinghamshire).
- ★ Ranked as the lowest council for Council Tax for 2022-23, when comparing the average council tax per dwelling against comparator authorities who provide similar services.

Key areas for consideration are:

○ **Put in place a new complaints and feedback system to improve service delivery and resident experience**

**Issue:** Progress has been delayed with Children's Services due to new requirements and challenges with resourcing and training. The level of work to integrate Adult Social Care and Health (ASCH) systems may be significant. **Response:** The completion date has been put back to December 2023. Development in Children's Services, Place and ASCH are being kept under review to identify any issues and manage timescales.

- 🔴 **Reviewed the Enterprising Council approach to identify achievements and successes to date, whilst developing Phase 3 of the programme to transform, modernise, collaborate and innovate as a Council**

**Issue:** Staff availability has delayed the review and closure of Phase 2

**Response:** The review and closure will be progressed going forwards along with plans for Phase 3 as part of the refreshed Portfolio Assurance Board role and the Operating Model for Strategic Transformation.

- 🔴 **Designed, scoped, and developed Phase 2 of the Modern Ways of Working strategy working with employees and assets to progress the Council's approach to further modernising working practice to bring about more agile and flexible working**

**Issue:** There have been delays commencing Phase 2 and difficulties with the recruitment of the new Programme Manager. **Response:** The new Programme Manager will now be in post in October and an experienced interim manager has been appointed. The areas of work not yet commenced are planned to start during July.

- 🔴 **Explored initiatives to tackle climate change including low carbon local energy generation**

**Issue:** Low carbon energy generation needs to be addressed at a faster pace to achieve carbon reduction targets. **Response:** The Renewable Energy Spatial Study was completed in June 2022 setting out future energy demand and opportunities for renewable energy generation in Derbyshire. The Council are also commissioning feasibility studies for up to ten Council-owned sites for potential solar farm development.

- 🔴 **Mobilised the Derbyshire Cultural Framework and reviewed and developed a costed action plan for the Derwent Valley Mills World Heritage Site**

**Issue:** Delay to the roll out of the Cultural Recovery Fund, which supports delivery of the Framework. **Action:** Work will be taken forward following the outcome of the corporate review of the Council's grant awarding processes, which include a number of arts grants recipients.

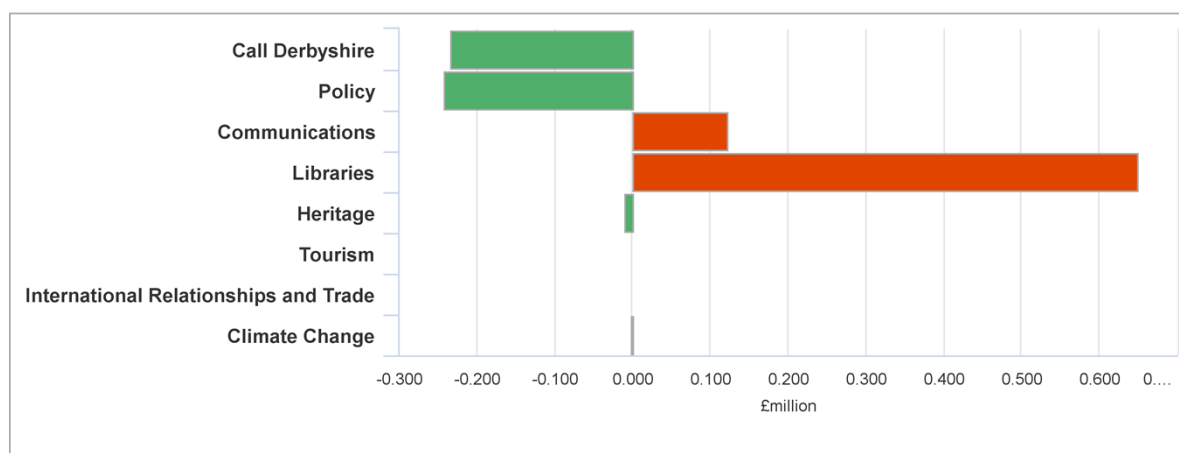
There is a forecast overspend of £0.287m on the portfolio. The main variances are:

- Communications, £0.122m overspend - Communications is due to be restructured, as a result of which vacancies are not currently being filled - £0.300m, the underspend includes one off funding from Public Health for the Communications Team involvement with the pandemic.
- ✓ Call Derbyshire, £0.233m underspend - The underspend is mainly due to staff turnover in the call centre.
- ✓ Policy, £0.242m underspend - A growth bid has increased the salary budget by £0.140m, however, the vacancies have not been filled to date, resulting in an underspend in this financial year only. There is an underspend of £0.150m for Thriving Communities as due to the pandemic work with communities has been on hold, it is to be requested to be carried forward to be used in 2022-23. A sum of £0.199m growth was received for VCS grants, however, only half has been allocated this financial year. The project is moving forward but was not completed in 2021/22. The underspend of £0.076m relating to VCS grants is to be carried forward as committed but with no final agreement to date.
- Libraries, £0.649m overspend - Savings allocated but not yet achieved relating to Community Managed Libraries of £0.500m and Mobile Libraries of £0.200m. It is anticipated that £0.280m savings will be achieved this financial year through a restructure of staffing.

Forecast Outturn against Target Budget



Forecast Under (-)/Over Spend by Service Line



The budget savings target for 2022-23 is £0.156m, with a further £0.645m target brought forward from previous years. The in-year target of £0.156m will not be achieved in the current financial year and will be deferred to later years when it is expected to be achieved. Of this total target of £0.801m, £0.280m is expected to be achieved by the end of the financial year. Therefore there is currently a £0.521m forecast shortfall in the achievement of budget savings, with plans to mitigate or achieve the savings in later years currently being reviewed.

Additional funding has been provided in the 2022-23 budget for the main growth items:

- Business Change - £1.020m ongoing, £0.020m one-off - Funding to ensure the Council can more effectively deliver and implement One Council change and strategic transformation.
- Channel Shift - £0.034m one-off - The Channel Shift Team is currently supported by temporary members of staff. In order to fully embed the system, support the maximisation of benefit realisation, and make most of the contracted purchase period of four years, it is anticipated that some dedicated staff resource will be required to deliver the programme past the initially anticipated point.
- Vision Derbyshire - £0.088m ongoing - Funding to support the Council's contribution to the Vision Derbyshire Programme resource.
- Equalities - £0.092m ongoing - Funding to support the implementation of the Council's new Equality, Diversity and Inclusion Strategy.
- Climate Change - £0.463m ongoing - The Council needs to take action to reduce emissions to net zero from its own estate and operations by 2023 or sooner, and from across the county by 2050 (in line with Government targets) and published its Climate Change Manifesto in May 2019. The Council also needs to build resilience across its own services and across the county to adapt to a changing climate and deliver identified priorities.

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## Appendix 12 Public

### Traded Services

#### Fully Traded

'Fully traded' trading areas are separately identifiable and have a net controllable budget of £0, i.e. there is an expectation that on average all the controllable expenditure within this area will be funded from external income.














Portfolio	Service Area	Trading Area	Projected Gross Controllable Expenditure* £m	Projected Gross Controllable Income £m	Forecast Contribution/ Deficit(-) to General Overheads £m	Performance	Is Contribution/ Deficit transferred to Earmarked Reserves?
CSB	Finance & ICT	IT Support Services	0.671	0.620	(0.051)		No
CSB	HR	Schools Advisory Service	0.455	0.460	0.005		No
CSB	HR	Work Experience	0.098	0.098	0.000		No
CSB	Corporate Property	Direct Service Organisation Operations	15.466	15.298	(0.168)		Yes
CSSGE	School Catering	School Catering + FSM checking	24.794	24.650	(0.144)		No
CSSGE	SORE	Swimming	1.457	1.499	0.042		No
			42.941	42.625	(0.316)		

\*This is the expenditure remaining after any costs have been recharged to other service areas internal to the Council.




















## Appendix 12 Public

### Partially Traded

'Partially traded' trading areas do not have a net controllable budget of £0, but they do receive income from external entities which contributes to funding some of the discretionary services they provide.

Portfolio	Service Area	Trading Area	Budgeted Income Target  £m	Projected Actual Income  £m	Forecast Excess/ Shortfall(-) compared to Target  £m	Performance
CSB	Legal and Democratic	Legal Services	0.549	0.534	(0.015)	
CSB	Legal and Democratic	Registrars	1.394	1.948	0.554	
CSB	Corporate Property	Disability Design Team (DFG agency fees)	0.087	0.071	(0.016)	
CSB	Corporate Property	Estates	0.070	0.070	0.000	
CSB	Corporate Property	Energy Management: Commissioning Fees	0.070	0.070	0.000	
CSB	Corporate Property	Energy Management: Display Energy Certificates	0.008	0.008	0.000	
CSB	Corporate Property	Asbestos Surveys	0.058	0.075	0.017	
CSB	Corporate Property	SMHP Repairs & Maintenance Contract Mgt Fee	0.016	0.016	0.000	
CSB	Corporate Property	CDL Surveys	0.026	0.026	0.000	
CSB	Corporate Property	County Buildings	0.593	0.542	(0.051)	
CSB	Corporate Property	Industrial Development	1.889	1.748	(0.141)	
CSB	HR	Occupational Health Services	0.072	0.079	0.007	
CSB	HR	Learning & Development	0.198	0.087	(0.111)	

**Appendix 12  
Public**

Portfolio	Service Area	Trading Area	Budgeted Income Target	Projected Actual Income	Forecast Excess/ Shortfall(-) compared to Target	Performance
			£m	£m	£m	
CSB	HR	H&S	0.082	0.054	(0.028)	
CSB	HR	Payroll Services	1.654	1.683	0.029	
CSB	Finance & ICT	Exchequer	0.329	0.259	(0.070)	
CSSGE	Education Improvement	Various	0.816	0.547	(0.269)	
CSSGE	Education Psychology	Education Psychology	0.597	0.457	(0.140)	
CSSGE	SORE	Outdoor Education & Sport	1.483	1.483	0.000	
CSSGE	SEMH Services	Behaviour support	0.264	0.264	0.000	
CSSGE	Adult Education	Adult Education	0.201	0.201	0.000	
CSSGE	Education Welfare	Education Welfare	0.009	0.000	(0.009)	
CSSGE	Music	Music	0.145	0.145	0.000	
CSSGE	Children Missing Education	Out of School Tuition	0.174	0.174	0.000	
CSSGE	SEMH Services	Positive play	0.035	0.035	0.000	
CSSGE	Early Years	Early Years	0.000	0.000	0.000	
CSSGE	Early Years	Early Years SEN	0.010	0.010	0.000	
CSSGE	Information & ICT	Various	1.048	1.048	0.000	
HC	Public Health	Mental Health course delivery	0.003	0.003	0.000	
HC	Public Health	School Crossing Patrol SLA sites	0.012	0.012	0.000	
HC	Central Services to the Public	Registrars	1.394	1.948	0.554	
HAT	Highways	Highways Laboratory	0.100	0.050	(0.050)	

**Appendix 12  
Public**

Portfolio	Service Area	Trading Area	Budgeted Income Target  £m	Projected Actual Income  £m	Forecast Excess/ Shortfall(-) compared to Target  £m	Performance
HAT	Fleet Services	Vehicle Maintenance	1.300	1.780	0.480	✓
IE	Countryside	Shops	0.181	0.253	0.072	✓
IE	Countryside	Cycle Hire	0.019	0.019	0.000	✓
IE	Countryside	Car Parking	0.397	0.460	0.063	✓
SLCTCC	Organisational Development & Policy	Crisis Communications	0.043	0.049	0.006	✓
SLCTCC	Heritage	Derbyshire Environmental Studies Service	0.113	0.005	(0.108)	✗
			15.439	16.213	0.774	✓

## Appendix 13 Public

### Earmarked Reserves

#### Earmarked Reserves as at 30 June 2022

<b>Adult Care</b>	<b>£m</b>
Older People's Housing Strategy	16.103
Telecare	0.000
Other reserves	0.019
<b>Total Adult Care</b>	<b>16.122</b>
<b>Clean Growth and Regeneration</b>	
Regeneration Kick-Start Feasibility Fund	3.212
Vision Derbyshire Economic Development Pilot	0.887
Markham Environment Centre	0.114
Other reserves	0.406
<b>Total Clean Growth and Regeneration</b>	<b>4.619</b>
<b>Corporate Services and Budget</b>	
Revenue Contributions to Capital	50.835
Loan Modification Gains	24.231
Insurance and Risk Management	16.038
Budget Management	15.635
Covid Emergency and SFC Losses Grants	15.370
Post-Covid Funding Risks	14.000
Covid-19 Recovery Fund	11.063
Business Rates Pool	8.395
Planned Building Maintenance	5.532
Computer Purchasing	3.270
Prior Year Underspends	2.562
Investment Losses Contingency	2.500
Feasibility Assessment	2.000
PFI Reserves	1.622
Property Insurance Maintenance Pool	1.339
Exchequer Traded Services Risks	1.069
Other reserves	6.319
<b>Total Corporate Services and Budget</b>	<b>181.780</b>
<b>Childrens Services and Safeguarding and Education</b>	
Tackling Troubled Families	5.503
Childrens Services IT Systems	0.444

## Appendix 13 Public

Primary Teacher Pooled Premiums	0.267
High Needs Strategic Funding	0.190
Other reserves	0.655
<b>Total Childrens Services and Safeguarding and Education</b>	<b>7.059</b>
<b>Health and Communities</b>	
Covid Test and Trace Grant	3.225
Domestic Abuse	1.104
Prior Year Underspends	0.807
Proceeds of Crime	0.162
Public Health S256/External Funds	0.139
Other reserves	0.504
<b>Total Health and Communities</b>	<b>5.941</b>
<b>Highways and Transport</b>	
Prior Year Underspends	10.287
Commuted Highways Maintenance	1.710
Highway Development Control Interface	1.500
Winter Maintenance	1.235
Derby and Derbyshire Road Safety Partnership Reserve	0.533
Other reserves	1.460
<b>Total Highways and Transport</b>	<b>16.725</b>
<b>Infrastructure and Environment</b>	
Digital Growth	2.340
Waste Recycling Initiatives	0.598
Elvaston Maintenance	0.271
Other reserves	0.262
<b>Total Infrastructure and Environment</b>	<b>3.471</b>
<b>Strategic Leadership, Culture, Tourism and Climate Change</b>	
Green Entrepreneurs	1.904
Community Managed Libraries	0.742
Policy and Research	0.660
Library Restructure	0.429
Channel Shift	0.287
Derwent Valley Mills World Heritage Site	0.227
Other reserves	0.324

**Appendix 13  
Public**

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<b>Total Strategic Leadership, Culture, Tourism and Climate Change</b>	<b>4.573</b>
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<b>Total Portfolio Earmarked Reserves</b>	<b>240.290</b>
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**Schools**

Schools Balances	38.345
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Dedicated Schools Grant (DSG)	(0.239)
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<b>Total balances held for and on behalf of schools</b>	<b>38.106</b>
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<b>Public Health Grant</b>	<b>8.092</b>
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Appendix 14  
Public

**Budget Savings Monitoring 2022-23**

	Target 2022-23 £m	Deliverable in 2022-23		Total Deliverable in 2022-23 £m	Deferred to future years for delivery £m	Alternative Savings to delivered £m
		Ongoing £m	One-Off £m			
<b>Adult Care</b>	6.811	0.560	6.251	6.811	6.251	0.000
<b>Childrens Services</b>	0.046	0.046	0.000	0.046	0.000	0.000
<b>Clean Growth and Regeneration</b>	0.000	0.000	0.000	0.000	0.000	0.000
<b>Corporate Services and Budget</b>	0.444	0.444	0.000	0.444	0.000	0.000
<b>Health and Communities</b>	0.000	0.000	0.000	0.000	0.000	0.000
<b>Highways Assets and Transport</b>	0.500	0.000	0.000	0.000	0.000	0.500
<b>Infrastructure and Environment</b>	0.100	0.100	0.000	0.100	0.000	0.000
<b>Strategic Leadership, Culture, Tourism and Climate Change</b>	0.156	0.000	0.000	0.000	0.156	0.000
<b>Total</b>	<b>8.057</b>	<b>1.150</b>	<b>6.251</b>	<b>7.401</b>	<b>6.407</b>	<b>0.500</b>



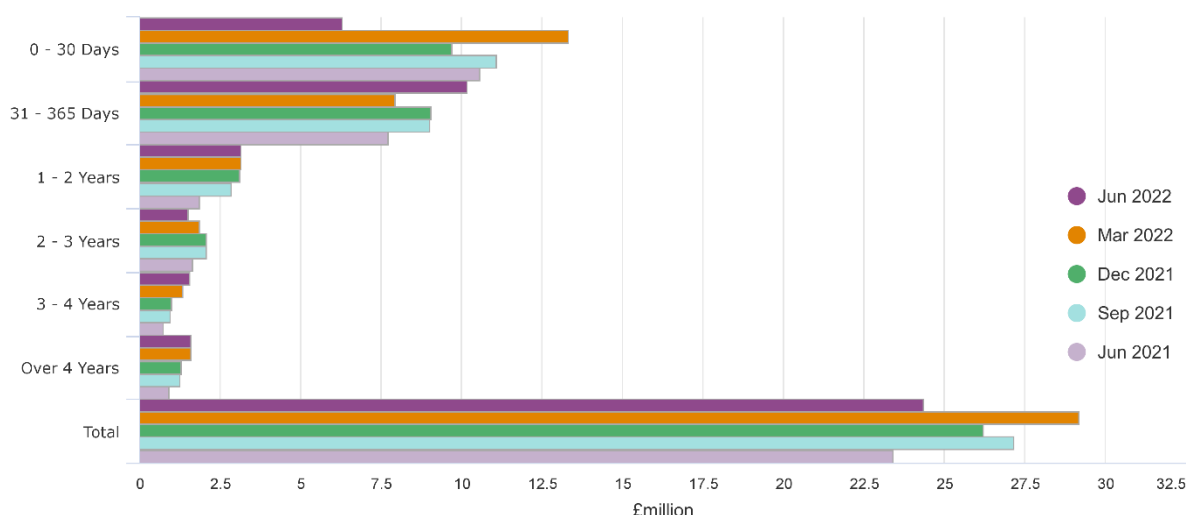
## Appendix 15 Public

### Aged Debt

#### Age profile of debt, relating to income receivable, at 30 June 2022

	0 - 30 Days £m	31 - 365 Days £m	1 - 2 Years £m	2 - 3 Years £m	3 - 4 Years £m	Over 4 Years £m	Total £m
Adult Social Care and Health	1.967	6.896	2.600	1.257	0.766	1.180	14.667
	13.4%	47.0%	17.7%	8.6%	5.2%	8.0%	100.0%
Children's Services	0.994	0.364	0.014	0.015	0.001	0.002	1.390
	71.5%	26.2%	1.0%	1.1%	0.1%	0.1%	100.0%
Place	1.322	1.426	0.427	0.197	0.781	0.247	4.400
	30.0%	32.4%	9.7%	4.5%	17.8%	5.6%	100.0%
Corporate Services and Transformation	2.024	1.497	0.114	0.052	0.022	0.179	3.888
	52.1%	38.5%	2.9%	1.3%	0.6%	4.6%	100.0%
All Departments	6.307	10.183	3.155	1.521	1.570	1.608	24.345
	25.9%	41.8%	13.0%	6.2%	6.4%	6.6%	100.0%

### Aged Debt over Time



#### The value of debt written off in the 12 months up to 30 June 2022

Department	£m	
Adult Social Care and Health	0.139	▼
Children's Services	0.012	▼
Place	0.012	▼
Corporate Services and Transformation	0.028	▲
<b>All Departments</b>	<b>0.191</b>	▼

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Agenda Item

**FOR PUBLICATION**

**DERBYSHIRE COUNTY COUNCIL**

**COUNCIL**

**30 November 2022**

**Report of the Director of Finance & ICT**

**Capital budget monitoring and forecast as at Quarter 1 2022-23**

**1. Purpose**

- 1.1 To provide Council with an update on the Capital budget monitoring position at 30 June 2022 (Quarter 1)

**2. Information and Analysis**

- 2.1 The report includes Cabinet approved schemes that have been active during this financial year, including schemes closed in year. Each scheme has a nominated budget holder who is responsible for ensuring the scheme stays within budget, and who provides the projected spend figures. The schemes have been approved over several previous years in addition to the current year. Monitoring Reports have been considered by Cabinet in accordance with the Budget Monitoring Policy and Financial Regulations.
- 2.2 The 2022-23 capital programme is £101.896m, approved adjustments to this figure reduced this to £95.757m. The budget for active schemes being monitored this year total £624.846m, this reduction reflects the projects closed since 1 April 2022. There is a forecast underspend of £5.309m over the life of these projects (see Appendix 2).
- 2.3 Adult Social Care & Health - projected underspend of £0.997m

Adult Care has a budget of £94.538m comprised of 59 schemes. Five schemes account for 76% of the budget, these are summarised in the table and narrative below.

<b>Major Schemes</b>	<b>£m</b>
Disabled Adaptations 2019 - 2022	20.583
Belper Integrated Specialist Facilities Centre	15.613
Bennerley Avenue – Care Home	15.000
Darley Dale Specialist Community Care Centre	10.520
Heanor Specialist Community Care Centre	9.750

### **Disabled Adaptations**

The Disabled Adaptations schemes are the currently open programmes which relate to aids and adaptations installed in resident's own homes so they may remain as independent as possible. They will be fully financed from borrowing together with contributions from clients and district councils. Spend is currently forecast to be under budget by £0.617m. With approval this will be used to fund schemes in future years.

### **The Belper Integrated Specialist Facilities Centre**

The Belper Centre offers accommodation for up to 40 older persons and includes a library on site. The Care Home opened in June 2020 and the residents from Ada Belfield moved into the new accommodation during September 2020. The risk of asbestos contamination reported to Cabinet in previous monitoring reports remains and the cost of this is currently estimated to be in the region of £1.500m. Legal have now advised that pursuing the asbestos contamination claim is not viable. This overspend has been covered by using underspends from other projects, the overall spend is projected to be £15.613m. Although the defects period has now expired some remedial works relating to flooring and doors are still underway, therefore the final certificate has not yet been signed off.

### **Bennerley Avenue - Care Home**

Construction for this commenced in February 2021 with final completion estimated to be autumn 2023. The timely completion is subject to the finalising of a legal easement - pressure is being applied to achieve this. The Home will replace the nearby Hazelwood Care home and will have 30 general needs beds and 10 Community support beds. The budget and forecast expenditure are £15.000m. The Authority is still seeking a partner to develop an Extra Care Home on the same site.

### **Specialist Care Centres**

These provide care for physically frail, elderly clients with dementia:

- Darley Dale - opened in March 2016 and had issues with its roof and remediation is now complete. This scheme is due for sign off pending the completion of some minor works and retention fees.

The Authority is awaiting the final certificate. The retention fees have now been released except for £0.020m to cover off the minor works still outstanding. Additionally, the sources of the leaks in the roof are still being investigated and until this is identified, it is not possible to provide a date for completion. As the Contractor has accepted full responsibility to resolve this issue, it was not necessary to proceed with an independent inspection (which was primarily to apportion liability). The budget is £10.520m and spend to date is £10.418m.

- Heanor - opened in August 2015 and is now complete in terms of build, and all remedial works have been completed. Property Services are awaiting the Completion Notice. Spend was £8.968m and £0.200m is anticipated for final minor works giving a forecast underspend of £0.582m.

2.4 Children's Services - projected underspend of £2.007m. This is across multiple projects with no individual significant item.

Children's Services has a budget of £159.241m comprised of 664 schemes. Five schemes account for almost 25% of the budget. These are summarised in the table and narrative below.

<b>Major Schemes</b>	<b>£m</b>
Alfreton Park School Replacement	13.350
Tibshelf New Primary School	7.013
Highfield Farm School	6.253
Bramley Vale Primary Replacement	6.097
Boulton Moor School	5.923

### **Alfreton Park School**

Phase 1 achieved practical completion and hand-over of the new school took place on 4 March 2022. Phase 2 demolition of the old school building is taking longer than anticipated due to large amounts of asbestos being found hidden in the (CLASP) structure which were not evident from the surveys. This will involve additional costs which are currently being calculated. Other Phase 2 works include landscaping and installation of an adventure playground. The earliest completion of Phase 2 is now autumn 2022.

### **Tibshelf New Primary School**

The feasibility for the new 'Federated' school at Tibshelf has been completed and cost estimates prepared. Children's Services are now considering the feasibility study and further consultation will be undertaken in September. During this time, it is likely that the costs will increase due to rising construction costs.

### **Highfield Farm School**

The new build at Highfield Farm School was completed in August 2020. The making good defects certificate has now been issued with no defects outstanding. All works have now been completed in line with budget and the final account settled. The remaining expenditure outstanding of £0.823m relates to equipment still to be purchased.

### **Bramley Vale**

The project at Bramley Vale Primary School is for the replacement of all the school, except for the Foundation Unit and a single block. Morgan Sindall have been engaged via the SCAPE framework. The most recent cost estimate is significantly over the last cost estimate. Value engineering is being undertaken to reduce project costs.

### **Boulton Moor School**

Boulton Moor is funded by S106 contributions. The main project has stalled due to legal agreements being finalised regarding site access. Concertus Derbyshire Limited have been asked to investigate a temporary school option but have not yet been commissioned by Children's Services to undertake this element of additional works. The project has recently been repriced due to the delays and this has resulted in additional costs of over £2.000m. Additional funding is currently being sought.

## 2.5 Corporate Services and Transformation - projected underspend of £0.668m

Corporate Services and Transformation has a budget of £31.451m comprised of 232 schemes. Five schemes account for 30% of the budget. These are summarised in the table and narrative below.

<b>Major Schemes</b>	<b>£m</b>
Green Deal and Fuel Poverty grant	2.521
SAP S/4 upgrade	2.000
Glossop 3G Pitch and Changing Room	1.714
County Hall - Winter Gardens Refurbishment	1.700
SRM Upgrade & TASK Replacement	1.563

### **Green Deal and Fuel Poverty Grant**

This scheme will potentially assist up to 30 fuel poor Derbyshire residents as part of the Derbyshire Healthy Home Programme. They will comprise of replacement or first-time central heating systems. In some cases, this will assist with hospital discharge. These schemes, follow referrals by Adult Social Care and Health Services and the first 4 of these are expected to be in autumn 2022.

### **SAP S/4 upgrade**

This project which is for a major computer system has been delayed from initial forecasts due to ongoing issues with the ICT infrastructure and staff availability issues. The completion date is planned to be autumn 2022. This delay has caused some extra costs and it is now anticipated that there will be an overspend of £0.043m after all project contingency is used. This will be met by a Revenue Contribution as approved by Cabinet on 15 April 2021.

### **Glossop 3G Pitch and Changing Room**

This development is in partnership with Glossop North End Football Club. It will be at no cost to Derbyshire County Council with funding coming from other parties including The Football Foundation. Work has not yet commenced, and further funding is required before it does so, due to increased estimated costs of electricity infrastructure.

### **County Hall - Winter Gardens Refurbishment**

This scheme was commissioned to Concertus Derbyshire Ltd (CDL) for design. The space cannot currently be used as a function space due to inadequate toilet provision and issues with accessibility. Surveys identified that the costs could be more substantial than budgeted for. The project is currently under review pending further decisions. However, in the meantime CDL are designing a scheme of works which would bring the area up to a basic standard and keep weatherproof to avoid further deterioration.

### **SRM Upgrade & TASK Replacement**

This project was for a major computer system which has now been completed and the project closed. The scheme came in under budget by £0.226m.

2.6 Place - projected underspend of £1.637m.

This is mainly due to projected under spends of £1.556m relating to the LED Invest to Save project.

Place has a budget of £339.616m comprised of 96 schemes, this is approximately 54% of the total Capital budget. Six schemes account for 72% of the Place budget. These are summarised in the table and narrative below.

<b>Major Schemes</b>	<b>£m</b>
Local Transport Plan (LTP) 2017-2022	98.813
Markham Vale Employment Zone	41.583
Pothole and Challenge Fund 2020-2021	33.365
LED Street Lighting	32.100
Waste Project, Derby	25.000

**Local Transport Plan**

These schemes are managed within the Council's Local Transport Plans and funded from grants provided by the Department for Transport (DfT). All grants are fully utilised, and subject to approval, reallocated to other infrastructure projects. The separate yearly schemes that make up the budget total relate to schemes from 2017- 2022. These schemes totalling £98.813m are forecast to be completed by the end of 2025-26. The forecast underspend of £1.186m will be required for additional pothole schemes undertaken. (See below)

**Markham Vale**

An amount of £2.557m remains to be spent from the approved capital budget. This will require reviewing against the estimated costs of the remaining works packages that are required to be completed given the high construction inflationary pressures currently being experienced.

On three previously prepared plots and where terms have been agreed with inward investors, planning applications have either been recently submitted or are to be submitted imminently. Subject to securing planning approval and other development conditions, capital receipts of approximately £2.300m will be received over the coming 12 to 24 months. Another 0.7-acre development plot has been recently created which will attract a further capital receipt when developed.

During the last quarter two capital grant offers were secured towards the costs of completing the Markham Mining Memorial: £0.039m from the National Lottery Heritage Fund and £0.018m from Viridor Credits Environmental Company through the Landfill Communities Fund.

The Staveley Waterside project comprises a phased mixed-use development. The Council have recently secured a provisional capital grant offer of £2.664m from the Staveley Town Deal fund towards the £3.064m project. Proposed match funding comprises in-kind land value and £0.150m of DCC Reclamation capital already secured plus contingency of £0.721m funded by capital receipts generated by Markham Vale. The design of the Phase 1 comprising up to 12,000 sq. ft of lettable business units has started with the aim of submitting a planning application before the end of 2022.

**Pothole and Challenge Funds**

A significant programme of surface treatment schemes that can only be carried out in favourable weather have been delivered so far this summer. This continues in addition to a significant programme of resurfacing works which are ongoing and will continue for the next few months. This progress has contributed to the reduction of defects on the



highway network and should help prevent future ones occurring during winter months.

The Challenge Fund project to repair retaining walls in the Matlock Bath area is progressing well with ground investigation having been completed on many sites. This, along with the resolution of ecology, land ownership and planning issues, will allow start on site in September 2022 and completion in summer 2023.

These projects totalling £33.365m are forecast to spend £34.914m; these are on schedule to complete by the end of 2024 with an overspend against budget of £1.549m which relates to additional pothole schemes being undertaken. With approval this will be financed mainly by savings from the LTP (£1.186m) and delaying schemes to the 2023 LTP.

### **LED Street Lighting**

The LED Invest to Save project is nearing final completion with less than 2,000 assets left to convert across the county. The majority of these are now part of large whole asset replacement programmes that are part funded by the Local Transport Plan and approx. £1.000m of funding from the LED Invest to Save Project budget to enable the full scope of works to be delivered, realising maximum energy and carbon savings. The scheme so far has proven to be an incredible success with 86,500 LEDs installed which has reduced the energy liability by 14,500,000kWh (the equivalent of boiling 4.8 million kettles for an hour). If we had not commenced this project the energy liability for the street lighting asset alone (excluding illuminated signs, bus shelters and traffic signals) would be £6.100m per year. It is anticipated that the majority of the remaining projects will be concluded within this financial year, however due to issues in the steel industry supply chain, some may not be fully concluded until 2023-24, furthermore the cost of steel and construction materials has significantly increased resulting in increased costs of £0.500m.

### **Waste Project**

The Council and Derby City Council entered into an Inter Authority Agreement (IAA) on 20 August 2014 in relation to the operation and management of a Public Private Partnership contract with Resource Recovery Solutions (Derbyshire) Ltd (RRS) for the construction of the long-term Waste Treatment Facility in Sinfin and provision of associated services. It has been previously reported the contract with RRS was terminated on 2 August 2019. RRS has commenced formal court proceedings against the councils, which will be defended.

Work on the facility to determine its condition and capability is nearing completion. Both authorities approved recommendations in November 2021 to develop business cases for the future of the waste treatment facility. The business cases are progressing and once complete, both councils will reconvene to review and decide how to proceed.

The business cases compare two options:

- To rectify and use the facility and,
- To close the facility and dispose of the councils waste using a third party.

### **Woodville-Swadlincote Regeneration Route**

The Woodville-Swadlincote Regeneration Route has been developed as a key enabler of regeneration set out in the South Derbyshire Local Plan, bringing former industrial land back into use for both housing and commercial development. It leads directly to provision of 300 homes and an estimated 580 jobs, with significant additional employment anticipated across a wider area but stimulated by this core investment. The route is approximately 1.1km in length and is a combination of new construction and the upgrading of what was a cul-de-sac through an industrial estate. It has faced numerous challenges including the bankruptcy of the principal contractor when approaching practical completion. This was addressed through the Council's own arms-length contractor stepping in and, when possible, the retention of sub-contractors. This contingency mobilisation was granted a merit award by the Institution of Civil Engineers. Opening to traffic was achieved in late 2021, with correction of minor design defects and landscaping work continuing into 2022 but now complete. There remain payments outstanding to affected landowners and occupiers. It is anticipated to complete within its allocated budget

## **2.7 Top Ten Capital schemes by value**

Set out in Appendix 3 is a summary of the ten largest current capital schemes, representing approximately 49% of the current budget. These schemes are currently projected to underspend by £1.226m. This is mainly due to projected under spends of £1.557m relating to the LED Invest to Save project. As the project is funded by Invest to Save monies the underspend cannot be recycled or transferred to cover any potential overspends on other projects.

## **3. Consultation**

3.1 Not directly arising out of this report.

## **4. Alternative Options Considered**

4.1 Do Nothing - The Council's Financial Regulations require the preparation and submission of reports to Cabinet on the projected expenditure and resources compared with approved estimates, on a regular basis.

## **5. Implications**

5.1 Appendix 1 sets out the relevant implications considered in the preparation of the report.

## **6. Background Papers**

6.1 Files held by the Director of Finance & ICT.

## **7. Appendices**

7.1 Appendix 1- Implications.  
Appendix 2- Summary of Projected Capital spend by Department  
Appendix 3-Top Ten Capital Projects According to Budget Value

## **8. Recommendation(s)**

8.1 That Council notes the position on the monitoring of Capital schemes as at 30 June 2022 (Quarter 1).

## **9. Reasons for Recommendation**

9.1 To ensure that the Council is complying with best practice in providing regular capital reports to all key stakeholders regarding capital estimates and expenditure.

**Report Author:** Pam Taylor, Senior Finance Officer

**Contact details:** pam.taylor@derbyshire.gov.uk

**Implications**

**Financial**

1.1 The budget for active schemes being monitored this year total £624.846m, with a forecast underspend of £5.309m..

**Legal**

2.1 The Director of Legal and Democratic Service has advised in relation to individual projects referred to in the report.

**Human Resources**

3.1 None directly arising out of this report.

**Information Technology**

4.1 None directly arising out of this report.

**Equalities Impact**

5.1 Not directly arising out of this report.

**Corporate objectives and priorities for change**

6.1 None directly arising out of this report.

**Other (for example, Health and Safety, Environmental Sustainability, Property and Asset Management, Risk Management and Safeguarding)**

7.1 None directly arising out of this report.

Summary of Projected Capital Spend by Department									Appendix 2	
Department	Current Budget	Total spend to date inc commitments	Estimated spend remaining 2022-23	Total projected spend to 31 March 2023	Planned spend 2023-24	Planned spend 2024-25	Planned spend 2025-26	Planned spend 2026 +	TOTAL Revised planned spend	(Under) / Over
	£m	£m	£m	£m	£m	£m	£m	£m	£m	£m
Adult Social Care & Health	94.538	79.832	11.166	90.998	2.543	0.000	0.000	0.000	<b>93.541</b>	<b>(0.997)</b>
Children's Services	159.241	89.588	48.301	137.889	19.345	0.000	0.000	0.000	<b>157.234</b>	<b>(2.007)</b>
Corporate Services and Transformation	31.451	14.338	13.570	27.908	2.875	0.000	0.000	0.000	<b>30.783</b>	<b>(0.668)</b>
Place	339.616	240.641	72.019	312.660	19.362	5.290	0.667	0.000	<b>337.979</b>	<b>(1.637)</b>
<b>Grand Total</b>	<b>624.846</b>	<b>424.399</b>	<b>145.056</b>	<b>569.455</b>	<b>44.125</b>	<b>5.290</b>	<b>0.667</b>	<b>0.000</b>	<b>619.537</b>	<b>(5.309)</b>

Top Ten Capital Projects According to Budget Value											Appendix 3	
	Approval Year	Current Budget	Total spend to date inc commitments	Estimated spend remaining 2022-23	Total projected spend to 31 March 2023	Planned spend 2023-24	Planned spend 2024-25	Planned spend 2025-26	Planned spend 2026+	TOTAL Revised planned expenditure	(Under) / Over	
		£m	£m	£m	£m	£m	£m	£m	£m	£m	£m	
Local Transport Plan 2017-2022	17 - 22	98.813	61.463	26.375	87.838	5.931	3.758	0.100	0.000	<b>97.627</b>	<b>(1.186)</b>	
Markham Employment Growth Zone	88 - 89	41.583	39.026	0.807	39.833	0.750	0.750	0.250	0.000	<b>41.583</b>	<b>0.000</b>	
Pothole and Challenge Fund 2020 & Pothole Fund 2021 & 2022	20 - 22	33.365	20.930	13.692	34.622	0.292	0.000	0.000	0.000	<b>34.914</b>	<b>1.549</b>	
LED Street Lighting	15 - 16	32.100	27.680	1.612	29.292	1.251	0.000	0.000	0.000	<b>30.543</b>	<b>(1.557)</b>	
New Waste Treatment Facility Derby	20 - 21	25.000	23.357	1.643	25.000	0.000	0.000	0.000	0.000	<b>25.000</b>	<b>0.000</b>	
Disabled Facilities Major adaptations 2019 – 2022	19 - 22	20.583	14.720	5.836	20.556	0.000	0.000	0.000	0.000	<b>20.556</b>	<b>(0.027)</b>	
Belper Integrated Specialist Facilities	12 - 13	15.613	14.683	0.925	15.608	0.000	0.000	0.000	0.000	<b>15.608</b>	<b>(0.005)</b>	
Bennerley Avenue Care Home	20 - 21	15.000	12.796	1.704	14.500	0.500	0.000	0.000	0.000	<b>15.000</b>	<b>0.000</b>	
Alfreton Park Special School	17 – 18	13.350	12.779	0.571	13.350	0.000	0.000	0.000	0.000	<b>13.350</b>	<b>0.000</b>	
Woodville Swadlincote Regeneration Route	19 - 20	12.797	12.110	0.687	12.797	0.000	0.000	0.000	0.000	<b>12.797</b>	<b>0.000</b>	
<b>TOTAL</b>		<b>308.204</b>	<b>239.544</b>	<b>53.852</b>	<b>293.396</b>	<b>8.724</b>	<b>4.508</b>	<b>0.350</b>	<b>0.000</b>	<b>306.978</b>	<b>(1.226)</b>	



**FOR PUBLICATION**

**DERBYSHIRE COUNTY COUNCIL**

**COUNCIL**

**30 NOVEMBER 2022**

**Report of the Director of Legal and Democratic Services and Monitoring Officer**

**Minor Change to the Constitution: Amendment to the Powers Delegated to the Director of Public Health**

**1. Purpose**

- 1.1 To ask the Council to note an additional delegation to the Director of Public Health which has been included in the Constitution.

**2. Information and Analysis**

- 2.1 On 10<sup>th</sup> February 2022, Cabinet approved a recommendation for the authority to authorise the reimbursement of stop smoking pharmacotherapy products available on prescription only from the financial year 2023-24 onwards to be delegated to the Director of Public Health. Cabinet has authorised this spend on an annual basis since 2016. However, given that Public Health has a budget for this spend and the amount allocated has to date, not been exceeded, in the interest of administrative efficiency, Cabinet determined that authority to agree further reimbursement should be delegated to the Director of Public Health.
- 2.2 In accordance with paragraph 2 of Article 22 of the Constitution – Review and Revision of the Constitution, the Monitoring Officer is authorised to make changes to the Constitution which are required to be made so as to put into effect any decision of the Cabinet, Cabinet Member,

Committee, sub-Committee or officer exercising delegated powers. The Monitoring Officer received a report on 22<sup>nd</sup> September 2022 and approved the making of the amendments. A copy of the Report and Officer Decision Record is attached at Appendix 2.

- 2.3 Any such amendments must be reported retrospectively to the Governance, Ethics and Standards Committee and to Full Council for noting. This amendment was reported to and noted by the Governance Ethics and Standards Committee on 20<sup>th</sup> October 2022.

### **3. Consultation**

- 3.1 None required.

### **4. Alternative Options Considered**

- 4.1 Not to report the amendment to Council, however this would not be in compliance with the Constitution. This is a report provided for information in order to fulfil the requirements of Article 22 to retrospectively report any amendments made to the Constitution by the Monitoring Officer.

### **5. Implications**

- 5.1 Appendix 1 sets out the relevant implications considered in the preparation of the report.

### **6. Background Papers**

- 6.1 Report to Cabinet of 10<sup>th</sup> February 2022 – Reimbursement of stop smoking pharmacotherapy cost  
<https://democracy.derbyshire.gov.uk/documents/s12764/Reimbursement%20of%20stop%20smoking%20pharmacotherapy%20cost.pdf>
- 6.2 Report to Governance Ethics and Standards Committee of 20<sup>th</sup> October 2022 – Minor Change to the Constitution: Amendment to the Powers Delegated to the Director of Public Health  
<https://democracy.derbyshire.gov.uk/documents/s16968/Amendments%20to%20the%20Constitution.pdf>

### **7. Appendices**



- 7.1 Appendix 1 – Implications  
Appendix 2 – Report to the Monitoring Officer and Officer Decision Record

**8. Recommendation(s)**

That Council notes the additional delegation to the Director of Public Health which has been included in the Constitution by the Monitoring Officer under delegated powers.

**9. Reasons for Recommendation(s)**

- 9.1 That Council is required to be retrospectively notified of any amendments made to the Constitution by the Monitoring Officer in order to fulfil the requirements of Article 22.

**Report Author:** Elizabeth Wild  
Principal Solicitor,  
Legal Services

**Contact details:** Elizabeth.wild@derbyshire.gov.uk

## **Implications**

### **Financial**

- 1.1 There are no significant implications for the Council as this does not involve any expenditure or budgetary changes.

### **Legal**

- 2.1 As described within the report.

### **Human Resources**

- 3.1 This is an administrative decision and as such, there are no Human Resources implications.

### **Information Technology**

- 4.1 This is an administrative decision and as such, there are no Information Technology implications.

### **Equalities Impact**

- 5.1 This is an administrative decision and as such, there are no Equalities implications.

### **Corporate objectives and priorities for change**

- 6.1 This links to the Council Priority of High Performing Value for Money and Resident Focused Services. The changes proposed will enable efficient and up to date functioning of the Council as a corporate body.

### **Other (for example, Health and Safety, Environmental, Sustainability, Property and Asset Management, Risk Management and Safeguarding)**

- 7.1 None.



**FOR PUBLICATION**

**DERBYSHIRE COUNTY COUNCIL**

**REPORT TO THE MONITORING OFFICER AND DIRECTOR OF LEGAL  
AND DEMOCRATIC SERVICES**

**3<sup>rd</sup> October 2022**

**Report of the Principal Solicitor**

**Minor change to the Constitution: Amendments to the Powers Delegated  
to the Director of Public Health**

**1. Divisions Affected**

1.1 County- wide

**2. Key Decision**

2.1 This is not a key decision

**3. Purpose**

3.1 To seek approval to the additional delegation to the Director of Public Health to be included in the Constitution.

**4. Information and Analysis**

4.1 On 10<sup>th</sup> February 2022, Cabinet approved a recommendation for the authority to authorise the reimbursement of stop smoking pharmacotherapy products available on prescription only from the financial year 2023-24 onwards to be delegated to the Director of Public

Health. Cabinet has authorised this spend on an annual basis since 2016. However, given that Public Health has a budget for this spend and the amount allocated has to date, not been exceeded, in the interest of administrative efficiency, Cabinet determined that authority to agree further reimbursement should be delegated to the Director of Public Health.

- 4.2 It is therefore proposed to add the following as an additional delegation to the specific delegations to the Director of Public Health in Appendix 1 of the Constitution:

*“7. To authorise the reimbursement of the cost of stop smoking pharmacotherapy products available on prescription only in accordance with the allocated budget.”*

- 4.2 In accordance with paragraph 2 of Article 22 of the Constitution – Review and Revision of the Constitution, the Monitoring Officer is authorised to make changes to the Constitution which are required to be made so as to put into effect any decision of the Cabinet, Cabinet Member, Committee, sub-Committee or officer exercising delegated powers.

- 4.3 Any such amendments must be reported retrospectively to the Governance, Ethics and Standards Committee and to Full Council for noting.

## **5. Consultation**

- 5.1 Not applicable

## **6. Alternative Options Considered**

- 6.1 Not to include the additional delegations to the Director of Public Health within the Constitution would not reflect the decisions made by Cabinet. Therefore not amending the Constitution to include these delegations would not be appropriate.

## **7. Implications**

- 7.1 Appendix 1 sets out the relevant implications considered in the preparation of the report.

## **8. Background Papers**

- 8.1 None identified

## **9. Appendices**

9.1 Appendix 1- Implications.

## **10. Recommendation(s)**

That the Monitoring Officer and Director of Legal and Democratic Services agrees to:

- a) Include the delegation detailed above to the Director of Public Health within the Constitution; and
- b) report the amendment to the Governance, Ethics and Standards Committee and full Council for noting.

## **11. Reasons for Recommendation(s)**

11.1 To ensure that the relevant part of the Council's Constitution remains accurate and current.

## **12. Is it necessary to waive the call in period?**

12.1 No

**Report Author:** Elizabeth Wild – Principal Solicitor

**Contact details:** [Elizabeth.wild@derbyshire.gov.uk](mailto:Elizabeth.wild@derbyshire.gov.uk)

## **Implications**

### **Financial**

- 1.1 There are no significant implications for the Council as this does not involve any expenditure or budgetary changes.

### **Legal**

- 2.1 As described within the report.

### **Human Resources**

- 3.1 This is an administrative decision and as such, there are no Human Resources implications

### **Information Technology**

- 4.1 This is an administrative decision and as such, there are no Information Technology implications

### **Equalities Impact**

- 5.1 This is an administrative decision and as such, there are no equalities implications

### **Corporate objectives and priorities for change**


- 6.1 This links to the Council Priority of High Performing Value for Money and Resident Focused Services. The changes proposed will enable efficient and up to date functioning of the Council as a corporate body.

### **Other (for example, Health and Safety, Environmental Sustainability, Property and Asset Management, Risk Management and Safeguarding)**

- 7.1 None

DERBYSHIRE COUNTY COUNCIL  
OFFICER DECISION AND DECISION REVIEW RECORD

Officer: Helen Barrington <i>*For emergency powers, this would be the Executive Director</i>		Service: Legal & Democratic Services
Delegated Power Being Exercised: Director of Legal and Democratic Services - delegated Power <i>*The delegation detailed in the Constitution to the specified officer or emergency powers</i>		
Subject of Decision: (i.e. services affected)	Additional delegated powers granted to the Director of Public Health by Cabinet to be included in the Constitution	
Is this a review of a decision? If so, what was the date of the original decision?	No	
Key decision? If so have Democratic Services been notified?	This is not a key decision	
Decision Taken (specify precise details, including the period over which the decision will be in place and <b>when it will be (further) reviewed</b> ):	That the Monitoring Officer and Director of Legal and Democratic Services agrees to: <ul style="list-style-type: none"> <li>a) include the following additional delegation granted by Cabinet to the Director of Public Health within the Council's Constitution: <ul style="list-style-type: none"> <li><i>7. To authorise the reimbursement of the cost of stop smoking pharmacotherapy products available on prescription only in accordance with the allocated budget</i></li> </ul> </li> <li>b) report the amendment to the Governance, Ethics and Standards Committee and full Council for noting.</li> </ul>	
Reasons for the Decision (specify all reasons for taking the decisions including where necessary reference to Council policy and anticipated impact of the decision) Where the decision is subject to statutory guidance please state how this has been taken into consideration.	To ensure that the relevant part of the Council's Constitution remains accurate and current.	
Alternative Options Considered (if appropriate) and reasons for rejection of other options	Not to include the additional delegations to the Director of Public Health within the Constitution would not reflect the decisions made by and so not amending the Constitution to include this would not be appropriate.	
Has a risk assessment been conducted ?- if so what are the potential adverse impacts	No.	

identified and how will these be mitigated?	
Would the decision normally have been the subject of consultation with service users and the public? If so, explain why this is not practicable and the steps that have or will be taken to communicate the decision	No, this is an administrative decision.
Has any adverse impact on groups with protected characteristics been identified and if so, how will these be mitigated?	This is an administrative decision and as such, there are no equalities implications
Background/Reports/Information considered and attached (including Legal, HR, Financial, Equality and other considerations as required))	As set out in the report to the Director of Legal & Democratic Services dated 30 <sup>th</sup> September 2022.
Consultation with relevant Cabinet Member (s) – please note this is obligatory.	The decisions to delegate the specified authorities to the Director of Public Health were made by Cabinet following a report on 10 <sup>th</sup> February 2022.
Approval of Chair of appropriate Improvement and Scrutiny Committee where call in is intended to be waived – please note this is obligatory in those circumstances	Not applicable.
Decision:	Approved by Helen Barrington, Director of Legal & Democratic Services
Signature and Date:	
	
06/10/2022	





**FOR PUBLICATION**

**DERBYSHIRE COUNTY COUNCIL**

**COUNCIL**

**30 November 2022**

**Report of the Director of Legal and Democratic Services and Monitoring Officer**

**UPDATES TO THE CONSTITUTION: AMENDMENT TO THE CABINET PROCEDURE RULES**

**1. Purpose**

- 1.1 To seek approval to amend the Cabinet Procedure Rules for inclusion in the Constitution.

**2. Information and Analysis**

- 2.1 On 7 April 2022, Cabinet considered a report confirming that for a number of years, Minority Group Leaders have been permitted to ask questions at Cabinet meetings relating to the contents of a report included in the agenda. This has become a matter of custom and practice but specific provision is not included in the Cabinet Procedure Rules that govern the proceedings at Cabinet meetings. As a result the custom and practice could be misunderstood, changed or ceased at any time.
- 2.2 In order to provide clarity and certainty, Cabinet agreed a form of wording to be inserted into the Cabinet Procedure Rules with the remaining Rules renumbered accordingly. The wording was considered by the Governance, Ethics and Standards Committee on 14 July 2022, and subject to the correction of minor draft points, agreed the amendments and referred them to Council for formal approval. It is therefore proposed that the following wording is inserted into the

Cabinet procedure Rules and the remaining Rules renumbered accordingly:

## **2.4 Questions by Minority Group Leaders**

*2.4.1 After giving notice in writing or by electronic email to the Director of Legal and Democratic Services by 12 noon at least 2 working days before the Cabinet Meeting (i.e. noon on a Monday before a Cabinet meeting on a Thursday) a Minority Group Leader may ask a question directly relating to the contents of a report included in the agenda for the Cabinet meeting.*

*2.4.2 The Director of Legal and Democratic Services may reject a question if it:*

- exceeds 150 words in length;*
- does not directly relate to the contents of a report included in the agenda for the Cabinet meeting;*
- seeks to ask Cabinet to act in a way that is ultra vires (outside its powers), unlawful or illegal;*
- is defamatory, frivolous or offensive;*
- is substantially the same as a question which has been put at a Cabinet Meeting in the past six months; or*
- requires the disclosure of confidential or exempt information.*

*2.4.3 If a Minority Group Leader who has submitted a written question is unable to be present, a written reply will be given, or the Leader may decide that the question will not be dealt with.*

*2.4.4 If the Cabinet Member to whom the question is asked is not present at the meeting, the Leader may answer the question, put the question to another Cabinet Member or indicate that a written reply will be given.*

*2.4.5 An answer may take the form of:*

- a) a direct oral answer;*
- b) where the desired information is in a publication of the Council or other published work, a reference to that publication; or*
- c) where the reply cannot conveniently be given orally, a written answer circulated later to the question.*

*2.4.6 The time allocated for Minority Group Leaders' questions at each meeting will be 15 minutes. This period may be extended at the discretion of the Leader. Any questions not answered at the end of the time allocated for questions will be answered in writing.*

*2.4.7 Where a written response is to be given to a question, the response shall be sent to the questioner as soon as reasonably practicable after the Cabinet Meeting, but in any event within 10 days.*

### **3. Consultation**

3.1 Not applicable.

### **4. Alternative Options Considered**

4.1 Not to insert the additional provisions into the Cabinet Procedure Rules, however this will mean that the ability for the Minority Group Leaders to ask questions at Cabinet will continue to be based on custom and practice that could be misunderstood, changed or ceased at any time.

### **5. Implications**

5.1 Appendix 1 sets out the relevant implications considered in the preparation of the report.

### **6. Background Papers**

6.1 None identified.

### **7. Appendices**

7.1 Appendix 1 - Implications.

### **8. Recommendation**

That Council agrees to amend the Cabinet Procedure Rules to include provision for questions from Minority Group Leaders as set out in paragraph 2.2 of the report for inclusion in the Constitution.

### **9. Reasons for Recommendation**

9.1 In order to provide clarity and certainty in relation to Minority Group Leaders' questions at Cabinet meetings.

9.2 To ensure the Constitution remains fit for purpose and up to date.

**Report Author:** Helen Barrington

**Contact details:** [helen.barrington@derbyshire.gov.uk](mailto:helen.barrington@derbyshire.gov.uk)

## **Implications**

### **Financial**

1.1 None directly arising.

### **Legal**

- 2.1 The Council is required to prepare and keep up to date its Constitution as set out in Section 9P of the Local Government Act 2000 as amended.
- 2.2 Paragraph 3 of Schedule A1 to the Local Government Act 2000 provides that “*Executive arrangements by a local authority may include provision with respect to—*  
*(a) the quorum, proceedings and location of meetings of the executive,*  
*(b) the appointment of committees of the executive, and*  
*(c) the quorum, proceedings and location of meetings of committees of the executive.*”
- 2.3 Article 22 of the Constitution makes it clear changes to the Constitution will only be approved by the full Council after consideration of the proposal by the Governance Ethics & Standards Committee. The changes were considered by the Governance, Ethics and Standards Committee on 14 July 2022 and therefore this constitutional requirement is discharged.

### **Human Resources**

3.1 None directly arising.

### **Information Technology**

4.1 None directly arising.

### **Equalities Impact**

5.1 None directly arising.

### **Corporate objectives and priorities for change**

6.1 None directly arising.

**Other (for example, Health and Safety, Environmental Sustainability, Property and Asset Management, Risk Management and Safeguarding)**

7.1 None directly arising.



**FOR PUBLICATION**

**DERBYSHIRE COUNTY COUNCIL**

**COUNCIL**

**WEDNESDAY, 30 NOVEMBER 2022**

**Report of the Director - Legal and Democratic Services**

**Changes to Political Balance and Committee Memberships**

**1. Purpose**

- 1.1 Following the Long Eaton Division by election, the political balance of the Council has changed. As a result, the allocation of seats to committees must be updated and this report proposes to make the necessary changes.
- 1.2 Separately to the by-election, the Labour Group has requested that Councillor Collins is replaced as a member of the Improvement and Scrutiny Committee - Places by Councillor A Clarke with immediate effect.

**2. Information and Analysis**

Committee Membership

- 2.1 In determining the membership of committees, account must be taken of the requirements of the Local Government (Committees and Political Groups) Regulations 1990 as amended made under the Local Government and Housing Act 1989. These regulations require that seats on committees and sub-committees are allocated in a way which reflects the overall political balance of the Council and that the Council gives effect to the wishes of the political groups in the appointments to those seats.

2.2 Allocation of seats by a Council must give effect to the following principles set out in the 1989 Act. The principles have to be applied in priority order as follows:

- (a) that not all the seats are allocated to the same political group;
- (b) that the majority of seats are allocated to a particular political group if the number of persons belonging to that group are a majority of the authority's membership;
- (c) subject to (a) and (b) above, that the total number of all seats of the ordinary committees allocated to each particular political group reflects the group's proportion to the membership of the authority;
- (d) subject to (a) – (c) above, that the number of seats allocated to a particular political group reflects that group's proportion of the membership of the authority.

2.3 Derbyshire County Council has two elected members that have not joined a political group. A political group is defined as comprising two or more members. Members who are not members of a political group are not automatically entitled to seats on committees, however as long as the principles of proportionality outlined above are respected and no member votes against the recommendation, the Act does not prevent Councils choosing to offer seats to unaligned/non-grouped members.

2.4 The current political make-up of the Council is:

Conservative Group	43 (-1)
Labour Group	15 (+1)
Liberal Democrat Group	4
Green Councillor	1
Independent Councillor	1

There are a total of 100 committee seats to be allocated for the remainder of the 2022/23 municipal year. The allocation of seats on the committees and sub-committees of the Council is, therefore, as follows:

<b>Committee</b>	<b>Total Seats</b>	<b>Con</b>	<b>Lab</b>	<b>Lib dem</b>	<b>Green</b>	<b>Ind</b>
Appointments and Conditions of Service	<b>8</b>	6	2	0	0	0
Audit	<b>6</b>	5	1	0	0	0
DCC Trading	<b>5</b>	4	1	0	0	0
Governance Ethics and Standards	<b>8</b>	6	2	0	0	0



<b>Committee</b>	<b>Total Seats</b>	<b>Con</b>	<b>Lab</b>	<b>Lib dem</b>	<b>Green</b>	<b>Ind</b>
I&S - Climate	<b>10</b>	6	2	1	1	0
I&S - Health	<b>9</b>	6	2	1	0	0
I&S - People	<b>9</b>	5	2	1	0	1
I&S - Places	<b>9</b>	6	2	1	0	0
I&S - Resources	<b>9</b>	6	3	0	0	0
Pensions and Investments	<b>8</b>	6	1	1	0	0
Planning Delegation Sub	<b>4</b>	3	1	0	0	0
Regulatory – Planning	<b>10</b>	7	2	1	0	0
SACRE	<b>5</b>	3 (-1)	2 (+1)	0	0	0
<b>Total</b>	<b>100</b>	<b>69</b>	<b>23</b>	<b>6</b>	<b>1</b>	<b>1</b>

2.5 As a result of the by election, the Labour Group need to be allocated one additional seat across the Committees of the Council.

2.6 In order to facilitate the required changes to representatives, the Group Leaders of the Conservative and Labour Groups have provided been asked to provide the necessary nominations to seats.

### **3. Consultation**

3.1 There is no requirement for public consultation on this report. Relevant Political Groups have been contacted for their nominations as appropriate.

### **4. Alternative Options Considered**

4.1 The Council must make the appointments to Committees to ensure political balance, although members could choose to make different appointments to those suggested.

### **5. Implications**

5.1 Appendix 1 sets out the relevant implications considered in the preparation of the report.

### **6. Background Papers**

6.1 None identified

### **7. Appendices**

7.1 Appendix 1 – Implications

## **8. Recommendation(s)**

That Council:

Approves the following changes to representation on committees:

- 1) Remove Councillor A Dale from the Standing Advisory Committee for Religious Education;
- 2) Add a Councillor from the Labour Group (to be notified verbally at this meeting) as a Member of the Standing Advisory Committee for Religious Education;
- 3) Replace Councillor D Collins with Councillor A Clarke as a member of the Improvement and Scrutiny Committee - Places; and
- 4) Add Councillor N Gourlay as a member of the Improvement and Scrutiny Committee - People and Councillor G Hickton as a member of the Regulatory Planning Committee.

## **9. Reasons for Recommendation(s)**

- 9.1 To ensure that the Committees of the Council are politically balanced as required by relevant legislation.
- 9.2 To ensure that the Council has sufficient membership on its committees that reflect the wishes of political groups.

**Report Author:** Alec Dubberley      **Contact details:** [alec.dubberley@derbyshire.gov.uk](mailto:alec.dubberley@derbyshire.gov.uk)  
Tel: 01629 539035

**Implications**

**Financial**

1.1 There are no direct financial implications arising this report.

**Legal**

2.1 Legal implications have been considered in the body of the report.

**Human Resources**

3.1 None

**Information Technology**

4.1 None

**Equalities Impact**

5.1 None

**Corporate objectives and priorities for change**

6.1 None

**Other (for example, Health and Safety, Environmental, Sustainability, Property and Asset Management, Risk Management and Safeguarding)**

7.1 None

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**FOR PUBLICATION**

**DERBYSHIRE COUNTY COUNCIL**

**COUNCIL**

**30 November 2022**

**Report of the Director of Legal and Democratic Services**

**Appointment of members to the Independent Remuneration Panel**

**1. Purpose**

- 1.1 To seek approval to appoint Matthew Holden, Robin Morrison, and Gemma Shepherd-Etchells to the Independent Remuneration Panel from 5 December 2022 for a period of 4 years.

**2. Information and Analysis**

- 2.1 The current Derbyshire County Council Independent Remuneration Panel comprises five members, none of whom are members of the Council or any of its committees, nor an employee of the Council. Panel members are appointed for a period of four years and no member may serve for more than two terms of office of four years.
- 2.2 The terms of office for Dennis Heaney, Andrew Sharpe and Simon Westwood are due to expire on 4 December 2022 so a recruitment exercise was carried out with a view to fill the vacancies.
- 2.3 Panel members are recruited by public advertisement and should be of good standing in the community. Ideally members should have sound knowledge of employment and financial matters with an understanding of the operations of a local authority. To maintain independence political appointments, and appointments which are made through friendship or any other personal association of any members of the council must be avoided.

- 2.4 Following a public advertisement, interviews were held on 15 November 2022. The Panel recommend that Matthew Holden, Robin Morrison, and Gemma Shepherd-Etchells should be appointed to the roles which will become vacant on 4 December 2022.

The Panel commented that the appointees performed very well at interview and will bring their own varied experiences to the Independent Remuneration Panel process.

- 2.5 Satisfactory references have been received for the candidates and it is proposed that Council approve their appointment to the Independent Remuneration Panel for an initial four-year term with an option for the Director of Legal and Democratic Services to review how the appointments are working after 12 months, in consultation with the Chair of the Governance Ethics and Standards Committee.

### **3. Consultation**

- 3.1 Not applicable.

### **4. Alternative Options Considered**

- 4.1 Not to appoint Mr Holden and Mr Morrison and Ms. Shepherd-Etchells to the Independent Remuneration Panel; however, this is not recommended as it is considered they are suitable for appointment following a public advertisement and interview process. In addition, if the Council does not approve the appointments, there will be vacant positions on the Panel.

### **5. Implications**

- 5.1 Appendix 1 sets out the relevant implications considered in the preparation of the report.

### **6. Background Papers**

- 6.1 None identified.

### **7. Appendices**

- 7.1 Appendix 1 – Implications.

## **8. Recommendations**

To approve the appointment of Matthew Holden, Robin Morrison, and Gemma Shepherd-Etchells to the Independent Remuneration Panel for a four-year term from 5 December 2022, with a review carried out by the Director of Legal and Democratic Services, in consultation with the Chair of the Governance Ethics and Standards Committee, after one year.

## **9. Reasons for Recommendation**

9.1 To fill the vacant positions on the Independent Remuneration Panel.

**Report Author:** Alec Dubberley

**Contact details:** [alec.dubberley@derbyshire.gov.uk](mailto:alec.dubberley@derbyshire.gov.uk)

## **Appendix 1**

### **Implications**

#### **Financial**

- 1.1 Members of the Independent Remuneration Panel are paid an allowance of £600. This is already built into existing budgets.

#### **Legal**

- 2.1 The Independent Remuneration Panel is established under the Local Authorities (Members' Allowances) (England) Regulations 2003 (as amended) to provide advice and recommendations to the Council on its Members' Allowances Scheme and amounts to be paid under it.
- 2.2 By virtue of Regulation 20, an independent remuneration panel must consist of at least three members who cannot be a member of the Council or its committee or sub-committees. The Council has the power to pay the expenses incurred by an independent remuneration panel in carrying out its functions.
- 2.3 Relevant guidance was issued by the Office of the Deputy Prime Minister "EIM65960 - Local Government Councillors and civic dignitaries in England: ODPM guidance: Part One: members' allowances".
- 2.4 The recommendation to Council complies with the provisions of the Regulations and guidance.

#### **Human Resources**

- 3.1 None directly arising.

#### **Information Technology**

- 4.1 None directly arising.

#### **Equalities Impact**

- 5.1 The vacancies were advertised openly using the usual channels to reach as wide an audience as possible.



## **Corporate objectives and priorities for change**

6.1 None directly arising.

**Other (for example, Health and Safety, Environmental Sustainability, Property and Asset Management, Risk Management and Safeguarding)**

7.1 None directly arising.

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**FOR PUBLICATION**

**DERBYSHIRE COUNTY COUNCIL**

**COUNCIL**

**30 November 2022**

**Report of the Director of Legal & Democratic Services and Monitoring Officer**

**Decisions taken as a matter of Urgency and Key Decisions and Special Urgency**

**1. Purpose**

- 1.1 In accordance with the provisions of the Constitution, to report to Council those executive decisions taken as a matter of urgency where 28 days' notice of the decision could not be given and where call-in has been waived.

**2. Information and Analysis**

- 2.1 Members of Council will be aware that on occasion there is a necessity for decisions to be taken urgently, most recently predominantly as a result of the covid-19 pandemic and the need to respond to changing government guidance in a timely fashion.

**Key decisions – Cases of special urgency**

- 2.2 Under the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012, before the Council makes a key decision certain information needs to be published 28 clear days in advance. This is usually known as the 'Forward Plan'. The Regulations recognise that in the case of urgent decisions, this is not possible. As a result:

- a) where a key decision needs to be taken and publication of the information is impracticable, the decision can be made as long as five clear days' notice of the decision is given to the relevant Improvement and Scrutiny Committee Chairman; and
  - b) in cases of special urgency, a key decision can be taken with less than five clear days' notice if agreement is obtained from the Improvement and Scrutiny Committee Chairman that the making of the decision is urgent and cannot reasonably be deferred.
- 2.3 The Regulations require a report to Council at least once a year detailing each key decision taken where it was agreed that the special urgency provisions apply. The Access to Information Procedure Rules included in Appendix 6 to the Constitution requires this report to be submitted on a quarterly basis to full Council.
- 2.4 In accordance with the above requirement, Appendix 2 sets out the key decisions taken where special urgency provisions were agreed since the last report to Council.

### **Waiver of Call-in provisions**

- 2.5 Members will be familiar with the Council's Improvement and Scrutiny Procedure Rules included at Appendix 5 to the Constitution which sets out the call-in procedure. The call-in procedure does not apply where the executive decision being taken is urgent: that is where any delay likely to be caused by the call-in process would seriously prejudice the Council's or the public interest. In such cases call-in can be waived if the Chairman of the appropriate Improvement and Scrutiny Committee agrees both the decision proposed is reasonable in all the circumstances and to it being treated as a matter of urgency.
- 2.6 The Improvement and Scrutiny Procedure Rules require such urgency decisions to be reported to the next available meeting of the Council, together with the reasons for urgency.
- 2.7 In accordance with the above requirements, details of urgent decisions where the call-in process was waived since the last report to Council and the reasons for urgency are set out in Appendix 3.

### **3. Alternative Options Considered**

- 3.1 Not to consider those executive decisions taken as a matter of urgency where 28 days' notice of the decision could not be given and where call-in has been waived; however, this is not recommended as this would not be in accordance with the Council's Constitution.

#### **4. Implications**

4.1 Appendix 1 sets out the relevant implications considered in the preparation of the report.

#### **5. Consultation**

5.1 Not applicable.

#### **6. Background Papers**

6.1 None.

#### **7. Appendices**

7.1 Appendix 1 – Implications.

7.2 Appendix 2 – Key decisions taken where special urgency provisions were agreed.

7.3 Appendix 3 - Details of urgent decisions where call in procedure was waived and the reasons for urgency.

#### **8. Recommendations**

That Council notes:

- a) the key decisions taken where special urgency provisions were agreed as detailed in Appendix 2; and
- b) the urgent decisions taken where the call-in procedure was waived under the Improvement and Scrutiny Procedure Rules as detailed in Appendix 3.

#### **9. Reasons for Recommendations**

9.1 In order to comply with the provisions in the Council's Constitution and the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

**Report Author:** Alec Dubberley

**Contact details:** [alec.dubberley@derbyshire.gov.uk](mailto:alec.dubberley@derbyshire.gov.uk)

**Implications**

**Financial**

1.1 None.

**Legal**

2.1 As set out in the report.

**Human Resources**

3.1 None.

**Information Technology**

4.1 None.

**Equalities Impact**

5.1 None.

**Corporate objectives and priorities for change**

6.1 None.

**Other (for example, Health and Safety, Environmental Sustainability, Property and Asset Management, Risk Management and Safeguarding)**

7.1 None.

**Appendix 2. Key decisions taken where special urgency provisions were agreed  
27 August 2022 to 20 November 2022**

<b>Subject of Decision</b>	<b>Decision Taken by and Date Taken</b>	<b>Decision Taken</b>	<b>Reason for Decision</b>	<b>Reason for Urgency</b>
<b>Derbyshire Connect</b>	Cabinet Member for Highways, Assets and Transport 6 September	To extend to the Derbyshire Connect shopping bus and access to health services for a period of 12 months from 1 October 2022 until 30 September 2023	The extension of service will ensure provision remains available for vulnerable passengers from 1 October 2022. The six contracts to provide Derbyshire Connect services are due to expire on 30 September 2022.	As part of the Council's BSIP, it is proposed to introduce a county wide DRT service. This would incorporate the functions of the current Derbyshire Connect shopping bus and access to health services along with a more general element which allows people to use the new services to travel for other reasons such as going to work, education/training, and for leisure purposes. Although the DfT announced indicative funding of £47m over a three-year period in April 2022, final confirmation was only received in August 2022, which has delayed plans for the proposed DRT solution

Subject of Decision	Decision Taken by and Date Taken	Decision Taken	Reason for Decision	Reason for Urgency
<p><b>Multiply Programme</b></p>	<p>Cabinet 8 September</p>	<p>To act as the accountable body for the three year Multiply programme for financial years 2022/23, 2023/24 and 2024/25 within Derbyshire and any associated grant funding awarded by government for the period</p> <p>Delegate Authority to the Executive Director of Place to undertake any operational decisions required to implement the Multiply programme within Derbyshire. This will allow the Council to respond flexibly and effectively to any challenges, risks and opportunities that occur during the grant period and maintain our ability to swiftly adopt delivery as required.</p>	<p>To enable the timely delivery of the Multiply Programme. A programme designed to help people improve their ability to understand and use maths in daily life, home, and work. For example, this could be improving household finances, helping children with homework, making more sense of the facts in the media, or improving numeracy skills specific to a line of work.</p>	<p>and the integration of Derbyshire Connect into the new model..</p> <p>Any delay in making this decision would prohibit the receipt of the funding to deliver the Multiply Programme, thereby delaying the delivery of the programme and so prejudicing Derbyshire residents.</p>



<b>Subject of Decision</b>	<b>Decision Taken by and Date Taken</b>	<b>Decision Taken</b>	<b>Reason for Decision</b>	<b>Reason for Urgency</b>
		To Accept the Grant funding from the Department for Education		
<b>Support for Transport for Greater Manchester Cross Boundary Bus Services in Derbyshire (Exempt)</b>	Cabinet Member for Highways Assets and Transport 12 September	To provide funding to TfGM for a number of bus services	Providing this funding to TfGM will ensure the continued operation of these services until January 2025 and safeguard these important cross boundary services for the residents and visitors to the High Peak.	An urgent decision was required because of the regulatory timescales in notifying the Office of the Traffic Commissioner of the registration of the new Services between Greater Manchester and Derbyshire to ensure the continuity of these.
<b>Award of Two Local Bus Contracts (Exempt)</b>	Cabinet Member for Highways Assets and Transport 4 October 2022	To approve the award of contracts for PTU223 and PTU22 for a period of 12 months, until 31 October 2023.	The two contracts provide vital transport links and extra service frequencies across the County where commercial services do not operate.	To ensure continuity of service.
<b>Acceptance of the Local Authority Treescape Fund Grant</b>	Cabinet Member for Strategic Leadership, Culture, Tourism and Climate Change 10 October 2022	To approve the acceptance of the Local Authority Treescape Fund grant offer under the terms outlined in the report.	Acceptance of the grant will secure funding that contributes to the county council's million tree target and climate change net zero target.	Formal acceptance of the grant offer must be signed within 14 days of receipt.
<b>Household Support Fund Grant Extension</b>	Cabinet Member for Strategic	a) Approve the outline spending plans for Derbyshire	a) Enable the authority to distribute	It is important that the distribution plans

Subject of Decision	Decision Taken by and Date Taken	Decision Taken	Reason for Decision	Reason for Urgency
<p><b>– 1 October 2022 to 31 March 2023</b></p>	<p>Leadership, Culture, Tourism and Climate Change 24 October 2022</p>	<p>County Council's allocation of the Household Support Fund Grant Extension of £5.400m. b) Agree to the continuation of the delegation of authority to the Director of Public Health in consultation with the Chief Financial Officer and the Executive Director of Children's Services to allow the Council to respond flexibly and effectively to any challenges, risks and opportunities that occur during the grant period and maintain our ability to swiftly distribute funds to vulnerable residents.</p>	<p>the grant to households within the grant period, b) Avoid an underspend and alleviate hardship for households.</p>	<p>covered in the report commence as soon as possible and seeking a decision via Cabinet would delay this for a number of weeks and would put households in Derbyshire at a disadvantage.</p>
<p><b>Mosaic Social Care Management System migration of system to supplier hosted service</b></p>	<p>Cabinet 17 November 2022</p>	<p>To approve the first-year costs of £0.504m, which include implementation costs of £0.140m, to be met from a combination of the General Reserve/additional borrowing where appropriate. Further years costs will be met from the General Reserve if necessary as outlined in Appendix One.</p>	<p>The associated timeline for the outstanding the programme of works cannot be met within existing resource constraints. The planned full procurement exercise is unable to deliver a solution to current issues within the necessary timeframe.</p>	<p>Contract needs to be awarded and mobilised as soon as possible, to avoid potentially suspending the cyclical gully cleansing operations, as there would be no contract in place to deliver this service, which would be a significant risk in terms of keeping the highway network safe and serviceable, and to comply with our statutory duty under the Highways Act, particularly at this time of year.</p>

**Appendix 3:**

**Urgency decisions taken under the Improvement and Scrutiny Procedure Rules where call-in was waived**

**27 August 2022 to 20 November 2022**

<b>Subject of Decision</b>	<b>Decision Taken by and Date Taken</b>	<b>Decision Taken</b>	<b>Reason for Decision</b>	<b>Reason for Urgency</b>
<b>Derbyshire Connect</b>	Cabinet Member for Highways, Assets and Transport 6 September	To extend to the Derbyshire Connect shopping bus and access to health services for a period of 12 months from 1 October 2022 until 30 September 2023	The extension of service will ensure provision remains available for vulnerable passengers from 1 October 2022. The six contracts to provide Derbyshire Connect services are due to expire on 30 September 2022.	As part of the Council's BSIP, it is proposed to introduce a county wide DRT service. This would incorporate the functions of the current Derbyshire Connect shopping bus and access to health services along with a more general element which allows people to use the new services to travel for other reasons such as going to work, education/training, and for leisure purposes. Although the DfT announced indicative funding of £47m over a three-year period in April 2022, final confirmation was only

Subject of Decision	Decision Taken by and Date Taken	Decision Taken	Reason for Decision	Reason for Urgency
				received in August 2022, which has delayed plans for the proposed DRT solution and the integration of Derbyshire Connect into the new model..
<b>Multiply Programme</b>	Cabinet 8 September	<p>To act as the accountable body for the three year Multiply programme for financial years 2022/23, 2023/24 and 2024/25 within Derbyshire and any associated grant funding awarded by government for the period</p> <p>Delegate Authority to the Executive Director of Place to undertake any operational decisions required to implement the Multiply programme within Derbyshire. This will allow the Council to respond flexibly and effectively to any challenges, risks and opportunities that occur during the grant period and maintain our ability to</p>	To enable the timely delivery of the Multiply Programme. A programme designed to help people improve their ability to understand and use maths in daily life, home, and work. For example, this could be improving household finances, helping children with homework, making more sense of the facts in the media, or improving numeracy skills specific to a line of work.	Any delay in making this decision would prohibit the receipt of the funding to deliver the Multiply Programme, thereby delaying the delivery of the programme and so prejudicing Derbyshire residents.

Subject of Decision	Decision Taken by and Date Taken	Decision Taken	Reason for Decision	Reason for Urgency
		<p>swiftly adopt delivery as required.</p> <p>To Accept the Grant funding from the Department for Education</p>		
<p><b>Support for Transport for Greater Manchester Cross Boundary Bus Services in Derbyshire (Exempt)</b></p>	<p>Cabinet Member for Highways Assets and Transport 12 September</p>	<p>To provide funding to TfGM for a number of bus services</p>	<p>Providing this funding to TfGM will ensure the continued operation of these services until January 2025 and safeguard these important cross boundary services for the residents and visitors to the High Peak.</p>	<p>An urgent decision was required because of the regulatory timescales in notifying the Office of the Traffic Commissioner of the registration of the new Services between Greater Manchester and Derbyshire to ensure the continuity of these.</p>
<p><b>Award of Two Local Bus Contracts (Exempt)</b></p>	<p>Cabinet Member for Highways Assets and Transport 4 October 2022</p>	<p>To approve the award of contracts for PTU223 and PTU22 for a period of 12 months, until 31 October 2023.</p>	<p>The two contracts provide vital transport links and extra service frequencies across the County where commercial services do not operate.</p>	<p>To ensure continuity of service.</p>
<p><b>Acceptance of the Local Authority Treescape Fund Grant</b></p>	<p>Cabinet Member for Strategic Leadership, Culture,</p>	<p>To approve the acceptance of the Local Authority Treescape Fund grant offer</p>	<p>Acceptance of the grant will secure funding that contributes to the</p>	<p>Formal acceptance of the grant offer must be</p>

Subject of Decision	Decision Taken by and Date Taken	Decision Taken	Reason for Decision	Reason for Urgency
	Tourism and Climate Change 10 October 2022	under the terms outlined in the report.	county council's million tree target and climate change net zero target.	signed within 14 days of receipt.
<b>Mosaic Social Care Management System migration of system to supplier hosted service</b>	Cabinet 17 November 2022	To approve the first-year costs of £0.504m, which include implementation costs of £0.140m, to be met from a combination of the General Reserve/additional borrowing where appropriate. Further years costs will be met from the General Reserve if necessary as outlined in Appendix One.	<p>The associated timeline for the outstanding the programme of works cannot be met within existing resource constraints.</p> <p>The planned full procurement exercise is unable to deliver a solution to current issues within the necessary timeframe.</p>	The supplier is facing significant demand for these services and any delay could result other customers being provisioned before the Council and a further extension to the timeline.

**ELECTED MEMBER QUESTIONS TO COUNCIL – 30 NOVEMBER 2022**

**1. Question from Councillor E Fordham to Councillor K Athwal, Cabinet Member for Highways, Assets and Transport**

“Will the Cabinet Member commit to ensuring that all new bus shelters will be pollinator friendly with living roofs and further commit to ensuring that old bus shelters are replaced with pollinator friendly bus stops when they reach the end of their life cycle?”

**2. Question from Councillor E Fordham to Councillor K Athwal, Cabinet Member for Highways, Assets and Transport**

“As winter approaches, what new or additional measures has the Council introduced to minimise the need for short term and repeated repairs on cold weather damage, such as potholes, on the roads of Derbyshire?”

**3. Question from Councillor E Fordham to Councillor C Renwick, Cabinet Member for Infrastructure and Environment**

“How many tonnes of waste has Derbyshire County Council handled over the five years that has gone to landfill and recycling respectively?”

**4. Question from Councillor J Woolley to Councillor J Patten, Cabinet Member for Childrens Services and Safeguarding**

"Would the cabinet member update me on the recent focussed visit to the council's children's social care services by Ofsted and the outcome of their visit?"

**5. Question from Councillor M Foster to Councillor C Renwick, Cabinet Member for Infrastructure and Environment**

“Can the Cabinet Member comment on the recent announcement that the moratorium on fracking has been reintroduced by the Prime Minister and what this means for Derbyshire?”

**6. Question from Councillor P Smith to Councillor N Hoy, Cabinet Member for Adult Care**

“Looking at the long-term future of the Newhall Day Centre and the Blooming Marvels Garden (which are situated in my Division), would the Cabinet Member for Adult Care consider this important community asset becoming a Community Hub if there were sufficient local interest and, can the Cabinet Member also confirm that the Bungalow will remain open for the foreseeable future?”

**7. Question from Councillor W Major to Councillor B Lewis, Leader of the Council**

“Using a hotel at a motorway junction to house asylum seekers isn't an ideal location, particularly as it's away from key services as well as the groups and charities that would be able to offer support. It is one thing using hotels in cities like Glasgow, Manchester, etc but placing a large number on the edges of small towns has the potential to cause significant issues of community cohesion.

Could the leader highlight the concerns this Council has about the choice of location and how those concerns were communicated to the Home Office?”

**8. Question from Councillor N Gourlay to Councillor K Athwal, Cabinet Member for Highways, Assets and Transport**

“What progress has been made in repairing the A57 Snake Road in Hope Woodlands after the landslips of February 2022?”

**9. Question from Councillor G Kinsella to Councillor K Athwal, Cabinet Member for Highways, Assets and Transport**

“The Welsh Government has just agreed to introduce new 20 mph zones. Research from the Transport Research Institute (TRI) at Edinburgh Napier University shows that 20 mph default speed limit in Wales will save £100m in the first year, as deaths and injuries are reduced. This adds to the growing weight of evidence that 20 mph zones:

- Reduce accidents
- Reduce pollution
- Stimulate active travel
- Increase health and well-being

Against this, the Council’s reliance on an aging DfT study and the solitary Padfield trail look increasingly unreliable.

In the past Cllr Athwal response to questions has focused purely on safety issues, but what weighting does he give to the other benefits and when will he agree to the widespread introduction of 20 mph zones where there is strong community support?”

**10. Question from Councillor J Dixon to Councillor K Athwal, Cabinet Member for Highways, Assets and Transport**

“Many people use the Fix My Street app to report pot holes, lights out, blocked drains etc. It is an easy app to use, automatically identifying which council is responsible for the problem, it uses GPS to identify the precise location of the problem and allows people to take photographs and also enables them to follow up the issue. I’ve used it on many occasions and have promoted to members of the public. However, a resident contacted me recently to say that DCC is no longer accepting reports from third party apps such as Fix My Street. Can you confirm if this is the case and, if so, why?”



**11. Question from Councillor J Dixon to Councillor K Athwal, Cabinet Member for Highways, Assets and Transport**

“There is currently a new housing development on Marlpit Lane in Bolsover. To facilitate the development, this main route into the town has been closed for months, not just for cars but more recently for pedestrians too, for whom there is no safe alternative route. Many residents feel that the time given to the developer to do the necessary works required has been excessive. What pressure has been brought to bear on the developer to ensure works are done in a more timely manner, rather than at a speed that suits them?”

**12. Question from Councillor P Rose to Councillor J Patten, Cabinet Member for Children’s Service and Safeguarding**

“Following recent publication of the Report of the Independent Inquiry into Child Sexual Abuse led by Alexis Jay, what lessons has this Council learned from the Report and, how will policy and actions reflect those lessons learned? Bearing in mind, as the Report states:

‘Within statutory agencies with direct responsibility for child protection there was too little emphasis on the complex and highly skilled work of child protection; decisions about children were not unequivocally based on the paramount interests of the child; multi-agency arrangements still lack focus on child protection; There is still not enough support available to both child and adult victims and survivors; that child sexual abuse is not a problem consigned to the past and, the devastation and harm caused by sexual abuse cannot be overstated – the impact of child sexual abuse, often lifelong, is such that everyone should do all they can to protect children.’”

**13. Question from Councillor R George to Councillor K Athwal, Cabinet Member for Highways, Assets and Transport**

“What has Derbyshire County Council done to minimise disruption to residents in and around Whaley Bridge caused by repairs to the rail bridge over the A5004 in the town centre and associated road closures?”

**14. Question from Councillor R George to Councillor K Athwal, Cabinet Member for Highways, Assets and Transport**

“When will work commence to resurface the Shallcross Incline in Whaley Bridge?”

**15. Question from Councillor R George to Councillor K Athwal, Cabinet Member for Highways, Assets and Transport**

“When will work commence to repair Footpath 1 in Chinley, Buxworth and Brownside Parish and what is being done to maximise access to the route in the meantime?”

**16. Question from Councillor R George to Councillor K Athwal, Cabinet Member for Highways, Assets and Transport**

“How long on average is it currently taking for Traffic Regulation Order applications to be made and carried out in Derbyshire?”

**17. Question from Councillor P Rose to Councillor K Athwal, Cabinet Member for Highways, Assets and Transport**

“I note the recent decision to prohibit motor and horse drawn vehicles from Crow Lane on the road between Chesterfield and Brimington Common, with the idea of making it a part of the active travel route through Chesterfield to the hospital.

I wonder, has the Cabinet Member for Highways tried cycling up the road? In fact, have any of those involved in making the decision tried either cycling up or down this very, very steep road?”

<b>NOTICE OF MOTION</b>	
<b>Title:</b>	The Great Homes Upgrade
<b>Proposer of motion:</b>	Councillor Mick Yates
<b>Background/supporting information:</b>	
<p>In 2020 official government data showed that 16% of households in Derbyshire, equivalent to 50,000 homes, were living in fuel poverty. According to a 2022 report by York academics now more than three-quarters of UK households will be in fuel poverty by the new year.</p> <p>The definition of fuel poverty is if a household spends more than 10% of its income on fuel costs <i>and</i> if the remaining household income is insufficient to maintain an adequate standard of living.</p> <p>This council believes that a green recovery from the pandemic is not only possible but imperative if Derbyshire is to meet its carbon reduction target to be net zero by 2050.</p> <p>We note that melting ice caps and forest fires can often seem like someone else's crisis when the effects of many of these are so far from our homes. But we also note that crises closer to home, affecting thousands of local families, cannot be separated from those further afield. Here in Derbyshire in 2023 there will be 250,000 families living in fuel poverty. Across the UK there will be more than 24 million homes leaking heat.</p> <p>There is no route to decarbonising the economy without retrofitting more than 24 million homes across the UK. Doing so would not only help to protect our planet, but it would help Derbyshire to be net zero by 2050. It would also improve housing, lead to cheaper energy bills, and create hundreds of thousands of good quality jobs.</p>	
<b>Motion to be proposed:</b>	
<p>That Council: calls upon the Prime Minister to implement a Great Homes Upgrade and a commitment to retrofit 19 million homes by 2030.</p> <p>We also call on the Chancellor to use the Spring Budget to commit to spending £11.7Bn over the next three years to begin a Great Homes Upgrade, and the government to commit to working with housing associations, private landlords, and owner occupiers to upgrade properties to achieve net zero, and to setting up a retrofitting taskforce to target resources to achieve this.</p>	
<b>Date and time received:</b> <i>(for completion by Democratic Services)</i>	16 November 2022 10:16

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