



**Notice of meeting of  
Learning & Culture Overview & Scrutiny Committee**

**To:** Councillors Looker (Chair), Brooks (Vice-Chair), Aspden, Crisp, Douglas, Hogg, Taylor, Waudby and Mr W Schofield

**Date:** Thursday, 11 March 2010

**Time:** 5.00 pm

**Venue:** The Guildhall

**AGENDA**

**1. Declarations of Interest** (Pages 3 - 4)

At this point Members are asked to declare any personal or prejudicial interests they may have in the business on this agenda.

**2. Minutes** (Pages 5 - 16)

To approve and sign the minutes of the meeting held on 30 November 2009 and 28 January 2010.

**3. Public Participation**

At this point in the meeting, members of the public who have registered their wish to speak on an item on the agenda or an issue within the committee's remit can do so.

Anyone who wishes to register or who requires further information is requested to contact the Democracy Officer for this meeting, details of whom are listed at the foot of this agenda.

The deadline for registering to speak is 5.00pm the working day before the meeting, in this case 5.00pm on Wednesday 10 March 2010.

**4. 2009/10 Third Quarter Monitoring Report - (Pages 17 - Finance and Performance 28)**

This report analyses the latest performance for 2009/10 and forecasts the outturn position by reference to the service plan, the budget and the performance indicators for all of the services falling under the responsibility of the Director of Learning, Culture & Children's Services.

**5. Parks and Open Spaces Events Protocol (Pages 29 - 36)**

This report is to inform the Scrutiny Committee of the review of the current Events Protocol for the Parks and Open Spaces in York and to seek their views on the amendments. (Annex 1).

**6. Workplan & Extract from Executive Forward Plan (Pages 37 - 48)**

Members are asked to consider the work plan for the Committee.

**7. Urgent Business**

Any other business which the Chair considers urgent under the Local Government Act 1972

Democracy Officers

Catherine Clarke and Louise Cook (job share)

Contact details:

- Telephone – (01904) 551031
- Email [catherine.clarke@york.gov.uk](mailto:catherine.clarke@york.gov.uk) and [louise.cook@york.gov.uk](mailto:louise.cook@york.gov.uk)

(If contacting by email, please send to both Democracy officers named above).

For more information about any of the following please contact the Democracy Officers responsible for servicing this meeting, as listed above.

- Registering to speak
- Business of the meeting
- Any special arrangements
- Copies of reports

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If you would, you will need to:

- register by contacting the Democracy Officer (whose name and contact details can be found on the agenda for the meeting) **no later than 5.00 pm** on the last working day before the meeting;
- ensure that what you want to say speak relates to an item of business on the agenda or an issue which the committee has power to consider (speak to the Democracy Officer for advice on this);
- find out about the rules for public speaking from the Democracy Officer.

**A leaflet on public participation is available on the Council's website or from Democratic Services by telephoning York (01904) 551088**

### Further information about what's being discussed at this meeting

All the reports which Members will be considering are available for viewing online on the Council's website. Alternatively, copies of individual reports or the full agenda are available from Democratic Services. Contact the Democracy Officer whose name and contact details are given on the agenda for the meeting. **Please note a small charge may be made for full copies of the agenda requested to cover administration costs.**

### Access Arrangements

We will make every effort to make the meeting accessible to you. The meeting will usually be held in a wheelchair accessible venue with an induction hearing loop. We can provide the agenda or reports in large print, electronically (computer disk or by email), in Braille or on audio tape. Some formats will take longer than others so please give as much notice as possible (at least 48 hours for Braille or audio tape).

If you have any further access requirements such as parking close-by or a sign language interpreter then please let us know. Contact the Democracy Officer whose name and contact details are given on the order of business for the meeting.

Every effort will also be made to make information available in another language, either by providing translated information or an interpreter providing sufficient advance notice is given. Telephone York (01904) 551550 for this service.

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### **Holding the Executive to Account**

The majority of councillors are not appointed to the Executive (40 out of 47). Any 3 non-Executive councillors can 'call-in' an item of business from a published Executive (or Executive Member Decision Session) agenda. The Executive will still discuss the 'called in' business on the published date and will set out its views for consideration by a specially convened Scrutiny Management Committee (SMC). That SMC meeting will then make its recommendations to the next scheduled Executive meeting in the following week, where a final decision on the 'called-in' business will be made.

### **Scrutiny Committees**

The purpose of all scrutiny and ad-hoc scrutiny committees appointed by the Council is to:

- Monitor the performance and effectiveness of services;
- Review existing policies and assist in the development of new ones, as necessary; and
- Monitor best value continuous service improvement plans

### **Who Gets Agenda and Reports for our Meetings?**

- Councillors get copies of all agenda and reports for the committees to which they are appointed by the Council;
- Relevant Council Officers get copies of relevant agenda and reports for the committees which they report to;
- Public libraries get copies of **all** public agenda/reports.

**Learning and Culture Overview & Scrutiny Committee****Agenda Item 1 – Declarations of Interest**

Please state any amendments you have to your declarations of interest.

Committee Members

Councillor Aspden	Member of the National Union of Teachers (NUT) Employee of North Yorkshire County Council Governor at Danesgate Centre, Fulford Cross
Councillor Brooks	Employee of The Manchester College Member of the Association of Teachers and Lecturers (ATL)
Councillor Crisp	Governor at Poppleton Road Primary School Member of Board of York Theatre Royal
Councillor D'Agorne	LEA Governor at Fishergate Primary School Employee of York College, Guidance Service
Councillor Douglas	Member of York Opera
Councillor Hogg	Council's Lib Dem Representative on Visit York Member of York Museums Trust Employee of the National Railway Museum
Councillor Looker	Governor of Park Grove Primary School Governor of Canon Lee Secondary School Company Secretary, York Theatre Royal Member of York Museum Trust
Councillor Taylor	Employee of City Screen, York
Councillor Waudby	Governor at Lakeside Primary School

Substitutes

Councillor Merrett	Parent of a child who attends St Paul's C of E Primary School and Governor at the same school. Parent of a child who uses the Schools Music Service Treasurer of York Chinese Cultural Organisation.
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City of York Council

Committee Minutes

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MEETING	LEARNING & CULTURE OVERVIEW & SCRUTINY COMMITTEE
DATE	30 NOVEMBER 2009
PRESENT	COUNCILLORS LOOKER (CHAIR), BROOKS (VICE-CHAIR), ASPDEN, CRISP, DOUGLAS, HOGG, TAYLOR AND WAUDBY

**17. DECLARATIONS OF INTEREST**

At this point in the meeting Members were asked to declare any personal or prejudicial interests they might have in the business on this agenda or any general interests they might have within the remit of the Committee, other than those listed below none were declared.

Councillor Aspden (NUT)	Member of the National Union of Teachers  Employee of North Yorkshire County Council Governor at Danesgate Centre, Fulford Cross
Councillor Brooks	Employee of The Manchester College Member of the Association of Teachers and Lecturers (ATC)
Councillor D'Agorne	LEA Governor at Fishergate Primary School Employee of York College, Guidance Service
Councillor Douglas	Member of York Opera
Councillor Looker	Governor of Park Grove Primary School Governor of Canon Lee Secondary School Company Secretary, York Theatre Royal Member of York Museum Trust
Councillor Hogg	Council's Lib Dem Representative on Visit York Member of York Museums Trust Employee of the National Railway Museum
Councillor Waudby	Governor at Lakeside Primary School

**18. MINUTES**

That the minutes of the meeting of the Learning and Culture Overview and Scrutiny Committee held on 1 October 2009 be approved as a correct record and signed by the Chair.

**19. PUBLIC PARTICIPATION**

It was reported that there had been no registrations to speak at the meeting under the Council's Public Participation Scheme.

**20. PRESENTATION ON "LOOKED AFTER CHILDREN"**

Members received a presentation on the national picture in regard to "Looked After Children" and an analysis of the City of York Council's current overspend.

Officers introduced Professor Henry Gillar who was in attendance to give an explanation on the continuing increase in the 'Looked After Children' (LAC) population, which was up from 120 in 2001 to currently 219 and had particularly risen in ages 0-5 and adolescent. Officers added that there was pressure on the budget as the rise had not been supported by an increase in the finances.

Professor Gillar informed Members of the changes within the care system and discussed the following areas:

- Early intervention
- Safeguarding Agenda
- Think Family Agenda

Officers stated that there were various reasons for the rise in LAC but in particular the Baby P aftermath had had a large affect on Ofsted, schools, families and it had also increased people's general awareness. Officers stated that the courts had also reacted by an increased issuing of Care Orders rather than Supervision Orders.

Officers stated that currently 164 children were cared for in York across 80-90 foster places and these places were continually managed and supported by the Children's Rights Officer who visit's each child and had also set up a forum for the older children. Members questioned the current list of foster parents and officers stated that York had a strong stable cohort but would benefit from having extra parents listed and there was an ongoing search to find suitable foster parents. Officers were reluctant to use carers from an independent foster care company as this could lead to the child having to leave York.

Officers informed Members that they also work closely with the YorOK Board and they discussed the initiatives the Board were currently working through and how working together they had offered early intervention care to over 200 families. Members discussed how early intervention was vital to some families and how important it was for them to have the support available and in answer to Members questions officers stated that they would always aim to reunite the child with their family or their extended families but this was not always practical and currently 4 children had been adopted and 9 were going through the process.



Members thanked officers for their presentation and the Chair agreed to discuss the remit for a possible scrutiny review and time frames, with the Scrutiny Officer.

RESOLVED: That the Scrutiny Officer and Chair will meet to agree a potential remit and timeframe for a possible scrutiny review.

REASON: To progress the work of the committee

## **21. PRESENTATION ON PLAYBUILDER DATA**

Members received a presentation by the Head of Parks and Open Spaces on data gathered in support of the Government's Playbuilder initiative, in consideration of a suggested topic for review on Casual Play Opportunities.

Officers stated that City of York Council had been allocated over £1,100,000 from the Government Playbuilder Project for the development of 22 play areas across the city. Eleven sites must be refurbished or developed each year and the whole scheme completed by 31 March 2011. The grant will be used to develop public, open access and outdoor play spaces close to where children live that are safe, exciting, stimulating and accessible to all, and promote active, imaginative and adventurous play targeting predominately the 8-13 year age range.

Members were informed that each area would be developed in consultation with the local children and young people, families, communities and working groups such as the Local Development Framework (LDF). The grant does come with a stringent monitoring regime from the Department for Children Schools and Families (DCSF) which is being undertaken, by the regional office of Play England.

Officers explained the definition and the importance of play and informed Members of some of the barriers to play such as:

- More cars on streets reducing play areas
- Lack of tolerance for children/young people to play
- Fears of safety.

Officers informed the Committee that they had been working with the LDF team regarding the Guildhall Ward but were finding it hard to locate available council land, and confirmed that the Playbuilder Project grant could not be used to develop small play areas directly in the City Centre as this did not fit within the guidelines set by Play England.

The Chair thanked officers for their presentation and the Committee agreed to take all of the information provided into consideration, when agreeing a remit for the review at their next meeting.

RESOLVED: That the Committee use the information provided to inform their deliberations at their next meeting.

Reason: To progress the work of the committee

Cllr J Looker, Chair

[The meeting started at 6.00 pm and finished at 7.55 pm].

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MEETING	LEARNING & CULTURE OVERVIEW & SCRUTINY COMMITTEE
DATE	28 JANUARY 2010
PRESENT	COUNCILLORS LOOKER (CHAIR), BROOKS (VICE-CHAIR), ASPDEN, CRISP, HOGG, TAYLOR, WAUDBY AND B WATSON (AS A SUBSTITUTE FOR CLLR DOUGLAS)
APOLOGIES	COUNCILLOR DOUGLAS AND MR W SCHOFIELD

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### 31. DECLARATIONS OF INTEREST

At this point in the meeting, Members were asked to declare any personal or prejudicial interests they might have in the business on the agenda or any other general interests they might have within the remit of the Committee, other than those standing interests listed in the agenda.

No interests were declared.

### 32. MINUTES

RESOLVED: That the minutes of the meeting of the Learning and Culture Overview and Scrutiny Committee, held on 10 December 2009, be approved and signed by the Chair as a correct record.

### 33. PUBLIC PARTICIPATION

It was reported that there had been no registrations to speak at the meeting under the Council's Public Participation Scheme

### 34. ATTENDANCE OF EXECUTIVE MEMBER FOR LEISURE, CULTURE AND SOCIAL INCLUSION AND CHAIR OF YORK@LARGE

Members received an update from the Executive Member for Leisure, Culture and Social Inclusion on the work taking place within his remit. The Chair asked him to provide information on long term strategic plans and to specifically address the issues below which had been put forward by Members. The Executive Member and Assistant Director (Leisure and Culture) provided the following information.

#### University of York Pool

A meeting had taken place with representatives from the University to look at ways to address the funding gap which was approx £4m and different options were discussed including the availability of external funding, talking

to private sector partners and looking at alternative governance structures, such as a joint venture, which could open up other types of borrowing.

#### Barbican

With regard to the process and timescales set out for applications to buy and develop the Barbican, they advised that the deadline for receipt of pre-qualification questionnaires was 17 February 2010, after which 6 parties would be selected who would have a further 6 weeks to elaborate on the proposals, following which 2 parties would be invited formally to tender. The benefits of this process to the Council are that it should attract more interest due to less financial risk being involved in the early stages and proposals could be adapted through discussion with parties throughout the process.<sup>1</sup>

#### Ice Factor

With regard to securing a site for future years, Members were advised that discussions had taken place with the operator who had made it clear that he required a city centre site in a prime location with a historic backdrop and good footfall. Members discussed financial issues around the Ice Factor and briefly looked at potential sites and risks associated with those sites such as flooding. They noted that all other outdoor ice rinks in the country received some public subsidy.

#### Events Protocol

The Committee expressed their interest in carrying out a scrutiny review of the Council's current policy and requested a briefing paper on this be brought to their next meeting.<sup>2</sup>

#### 2012 Olympics

It was reported that the City of York Council, in conjunction with Active York, the city's sport and Active Leisure Partnership, was driving forward York's involvement in the Olympics. Partners include York St John University, who will be hosting a delegation of athletes from the Gambia, supported by Yorkshire Forward. Sports facilities in York include a sports stadium, York Community and Gymnastics Foundation and facilities provided by the University of York, York St John University (Sports Science) and York College.<sup>3,4</sup>

#### Social Inclusion

With regard to a query on whether the Council is doing enough to improve accessibility (including physical access and access to information) and so increase the rating in the area of Social Inclusion across all strands in York, the following positive examples were cited:- the new Council Headquarters; Changing Places toilets; improvements to the Council's website and intranet; the YorOK website and the award of green flag status for work with disabled children. Members were also advised that the Valuing People Partnership Board had set up a task group and Equality Impact Assessments (EIAs) were being undertaken.

The Chair welcomed the Chair of York@Large, one of the Without Walls partners, to the meeting. She explained that [York@Large](#) is the council's Cultural Strategic Partner, comprising 11 Members who represent cultural

and sporting organisations across the city. She detailed their aims and objectives and explained that as they receive no funding, their remit is largely advisory. With input from the Assistant Director (Leisure and Culture) she answered Members queries in relation to specific issues, including the cultural quarter and City Festivals and made the following points:-

- many of the strands being pursued are in relation to sport – not able to strongly support culture as there is no LA indicator on culture.
- membership broadly covers all cultural sectors with the exception of heritage
- membership is reviewed on an annual basis
- workplan is being updated with objectives being revisited in light of new strategic plan <sup>5</sup>
- York @ Large has annual plan but needs a 3-5 year plan
- Current issues - Lack of clear vision and purpose on what York @ Large is trying to achieve, lack of fit to LA indicators, and issues around its fit with the Community Strategy and the Council's Corporate Strategy
- Active York is a subgroup of York@Large – feeds into Without Walls but only one sports representative therefore unbalanced. More support needed if sport is to remain with York at Large.
- Hope is to bring more sporting events to Yorkshire with support from Visit York and individual partners.

The Chair thanked the Chair of York@Large for attending the meeting.

RESOLVED: (i) That the update from the Executive Member for Leisure, Culture and Social Inclusion be noted.

(ii) That the update from the Chair of York@Large be noted.

REASON: (i) In order that the Committee is kept informed on work within the remit of the Executive Member and so that Members can made a contribution to this portfolio area.

(ii) In order that the Committee is kept informed on work with the remit of York@Large.

Action Required

- |   |    |
|---|----|
| 1. Timeline for Barbican to be circulated to Committee Members                    | CC |
| 2. Briefing paper on the council's current Events Policy for the next meeting     | CC |
| 3. Timeline for work in respect of Olympics to be circulated to Committee Members | CC |
| 4. Assistant Director to provide further info on partnerships in York             | CC |
| 5. Current workplan for York@Large to be circulated                               | CC |

**35. INFORMATION REPORT ON REFURBISHMENT OF THE MAIN LIBRARY**

Members received a report from the Head of Libraries and Heritage which informed them of the work currently being undertaken to refurbish the main library in York and transform it into an Explore Centre. She reported that contractors were now in and brought Members up to date with the work which had already been undertaken. She explained, with the aid of drawings, how the Explore Centre would look when completed and the benefits it would bring to the people of York. She made the following points and answered Members queries in relation to specific issues which were raised:-

- Demolition of partition walls have opened up the building and allowed in a large amount of natural light
- Due to order furniture – intention it to maintain a tradition feel in a contemporary way – ie using modern oak shelving
- Self issue system to be introduced – benefits include freeing up staff time to deal with enquiries, provide assistance and keep library tidy.
- Removing large checking in/out desk will also provide more space – with a small reception desk for enquiries.
- All shelves in central area to be on wheels so they can be pushed back out of the way – will create auditorium for 200 people
- Other areas to include individual learning rooms, ESOL centre and Community Media Centre (which will encourage young people into the library) and Children’s library.
- Increased opening hours to allow more flexibility for visiting the library.
- All books are being re-catalogued and organised by subject to make searching easier.
- There will be more books available than before, including more paper backs as requested.
- Working with City Strategy to look at ways of making Library Square more user friendly.
- Intention to host events – brings in additional source of income
- Looking at alternative income schemes to issuing fines for late returns which can be seen as social inclusion issue
- Introduction of e-books
- Café Area – possibility of including tables on lawn in summer.

The Chair thanked the Head of Libraries for her detailed update.

**RESOLVED:** That the contents of the report and annexes be noted.

**REASON:** To ensure that Members are fully aware of the ongoing work being carried out by the Council, that falls within the remit of the Committee.

**36. INFORMATION REPORT ON RENAISSANCE TEAM**

Members received a report on the recently formed Renaissance Team which has been set up to work on a City Centre Action Plan.

With reference to a report on the Economic Masterplan and the Renaissance Team which had been presented to the Executive in November 2009, the Head of City Development and Principal Development Officer explained the key elements of the programme for the renaissance of the city and provided information on each area and answered Members queries in relation to specific issues.

He explained that the programme encompassed the following 3 main elements

1. Development of the economic masterplan – funded by Yorkshire Forward
2. Creation of a York Renaissance Team - 6 additional posts – majority funded by Yorkshire Forward with part funding of one post from English Heritage
3. Development of a renaissance academy for purpose of training and development – funded by Yorkshire Forward.

Members were advised that interviews for the Head of Renaissance post were currently underway and the successful candidate should be in post by April 2010 with the remainder of positions being filled by June-July 2010.

In response to a query on the architect's post, officers explained that their role would be to provide a source of expertise and advice to the team to ensure any developments coming forward were right for the city.

The Chair thanked officers for a useful and interesting insight into the work of the team.

RESOLVED: That the contents of the report and annexes be noted.

REASON: To ensure that Members are fully aware of the ongoing work being carried out by the Council, that falls within the remit of the Committee.

**37. REVIEW OF CASUAL PLAY OPPORTUNITIES - INTERIM REPORT**

Following an informal session held on 21<sup>st</sup> January, to look at possible areas of the city to focus their review on, Members decided who would visit each of them visit the schools in those areas to talk to parents about play opportunities in their vicinity. The Head of Play circulated a questionnaire to Members of the Committee to use as a prompt when undertaking these visits.

Finally, Members agreed to hold a further informal meeting to consider the findings from the 3<sup>rd</sup> & 4<sup>th</sup> 'Tell Us' survey and to meet with the Head of

Plan and a representative from Playspace to look at different sites across the city where play could be undertaken. <sup>1</sup>

- RESOLVED:
- (i) That the review should focus on St Pauls (central), Fishergate (suburban) and Deighton (village).
  - (ii) That Members agree to visit schools and meet with parents to gather their views on play opportunities.
  - (iii) That a further informal meeting be held to progress the work of the review

**Note:** *Following discussion of this item, Councillors Aspden, Brooks and Crisp left the meeting in order to attend another City of York Council meeting.*

Action Required

Scrutiny officer to arrange the informal meeting

MC

**38. WORKPLAN AND EXTRACT FROM EXECUTIVE FORWARD PLAN**

Members considered their work plan for the civic year 2009-10 and a summary of items which were listed on the Executive Forward Plan for decision by the Executive Member for Children and Young People's Services and the Executive Member for Leisure, Culture and Social Inclusion.

The Chair stated that, in order that formal meetings are conducted efficiently and profitably, the majority of work on reviews should be undertaken outside formal meetings and any decisions taken would be ratified at the next available formal meeting.

Members noted that a visit had been organised for Members to see the refurbishment work being undertaken at the Yorkshire Museum but that not all Members had been aware of this.

- RESOLVED:
- (i) That the work plan be updated in consultation with the Chair.
  - (ii) That Substitute Members of the Committee be invited in future to take part in any visits associated with the current review or other work being undertaken by the Committee.
  - (iii) That a further visit to the Yorkshire Museum be organised, in order that Members who had not already visited, could do so to see the refurbishment work in progress. Action: for Mel to arrange



- REASON:
- (i) To progress the work of the Committee.
  - (ii) In order that Substitute Members are kept informed about the work of the Committee.

Cllr J Looker, Chair

[The meeting started at 5.00 pm and finished at 7.45 pm].

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**Learning & Culture Overview & Scrutiny Committee****11 March 2010**

Report of the Director of Learning, Culture and Children's Services

**2009/10 THIRD MONITORING REPORT – FINANCE & PERFORMANCE****Summary**

- 1 This report analyses the latest performance for 2009/10 and forecasts the outturn position by reference to the service plan, the budget and the performance indicators for all of the services falling under the responsibility of the Director of Learning, Culture & Children's Services.

**Finance & Performance Headlines**

- 2 The summarised financial headlines for this period are:
  - Net projected General Fund overspend of £1,416K
  - Net projected Dedicated Schools Grant (DSG) overspend of £192k
- 3 The summarised performance headlines for this period are:
  - National Performance Indicators – 46% of National PIs (with data available) are improving, with 40% on target. 38% of the LAA indicators (with data available) are improving and 25% (2 of 8) are on track to hit their 2009/10 target.
  - Corporate Health – All Staff sickness levels for LCCS alone are performing above last year's levels for the same time last year (up to 5.58 days lost per fte compared to 5.34 on same period last year Apr to Dec inc up 4.5%).
  - Corporate Strategy – 4 of the 15 milestone actions has been completed and over three quarters are on track to complete this year. As reported before slippage is being reported for 2 (13%) of the actions.

**Financial Analysis**

- 4 Table 1 below summarises the financial projections for the directorate showing the individual figures for each service plan area and analysing the impact on both the General Fund and the DSG accounts. Further detail on the more significant variations is then provided in the following paragraphs, including a separation in to individual Executive Member Portfolios.

**Table 1: LCCS Financial Projections 2009/10 - Quarter 3**

Service Plan	2009/10 Current Approved Budget			Variation From Approved Net Budget			
	Expenditure £000	Income £000	Net Budget £000	General Fund £000	DSG £000	Total £000	%
Children & Families	17,615	2,193	15,421	+1,435	+226	<b>+1,661</b>	+10.8%
Lifelong Learning and Culture	17,081	7,088	9,993	+322	-	<b>+322</b>	+3.2%
Partnerships and Early Intervention	13,434	6,221	7,214	-281	+50	<b>-231</b>	-3.2%
Resource Management	12,868	4,924	7,944	+656	-	<b>+656</b>	+8.3%
School Improvement and Staff Development	10,189	5,147	5,042	-	+170	<b>+170</b>	+3.4%
School Funding and Contracts	105,995	20,209	85,786	+15	-	<b>+15</b>	0.0%
Dedicated Schools Grant	161	88,026	87,865	-	-	-	0.0%
<b>Directorate Total</b>	<b>177,342</b>	<b>133,808</b>	<b>43,535</b>	<b>+2,147</b>	<b>+446</b>	<b>+2,593</b>	<b>+6.0%</b>
Savings Round 1 - Already Identified & Delivered				-436	-144	-580	
Savings Round 2 - Already Identified				-295	-110	-405	
<b>Net Projection</b>	<b>177,342</b>	<b>138,808</b>	<b>43,535</b>	<b>+1,416</b>	<b>+192</b>	<b>+1,608</b>	<b>+3.7%</b>

'+' indicates an increase in expenditure or a reduction in income

'-' indicates a reduction in expenditure or an increase in income

#### Children & Young People's Services Portfolio

- 5 Children & Young People's Services is currently forecasting a General Fund overspend of £1,919k which is made up of several significant cost pressures across the service. There are numerous overspends across the statutory children's social care budgets totalling £1,435k (12.5% of the total CSC budget). The vast majority of this is due to the continuing increase in the Looked After Children (LAC) population, up from 166 at March 2008 to 199 at March 2009 and 224 in January 2010, an increase of 35% with no accompanying increase the budget. The directorate has managed to contain the financial increase at a much lower level than the percentage increase in LAC by, in part, continuing the expansion of the local fostering programme and thereby reducing the proportion of LAC placed in more expensive out of city placements.
- 6 Home to School Transport budgets are projecting an overspend of £366k due to increased SEN taxi costs, more LAC (as above), more appeals granted by Members and lower than anticipated savings resulting from the NKA transport review.
- 7 There are unbudgeted net additional costs, estimated at £322k in 2009/10, across all LCCS services following the implementation of the new pay and grading system for Local Government Services (LGS) staff. This is almost entirely due to a significant number of staff now being entitled to additional allowance payments for contracted

shift, evening and weekend working which were all contained within basic pay under the previous pay system.

- 8 Other projected overspends elsewhere across the directorate include shortfalls in fee income in Adult Education (£82k) and the Music Service (£42k), and Youth Service activity that has continued to be undertaken even though the external funding supporting it has now ceased (£39k). This is offset by an underspend of £320k due to the staffing structures supporting the new Integrated Children's Centres not yet being fully recruited to.

#### Leisure & Culture Portfolio

- 9 There is currently a £228k overspend projected in Leisure & Culture. The Library Service is currently experiencing an expected £93k shortfall in income and additional costs totalling £40k on publicity, IT hardware and licences, but offset by reduced rates costs on library buildings of £42k. Sport & Active Leisure are predicting an £135k overspend, linked in part to shortfalls in income at Edmund Wilson Swimming Pool and increased energy costs due to higher prices for steam and increased electricity usage at Yearsley Swimming Pool.

#### Dedicated Schools Grant

- 10 In the Dedicated School Grant (DSG) area there is a projected overspend of £446k against a budget of £87,865k. Major variations include; Out of City SEN Placements (+£307k), Nursery Education Grants (+£130k) and Behaviour Support Service (+£170k). These are offset by increased Inter Authority SEN Recoupment Income (-£55k) and Early Years staffing underspends (-£80k).
- 11 Due to the nature of the DSG, any underspend must be carried forward and added to the following year's funding with overspends either being funded from the general fund or reducing the following year's funding allocation. Following the convention used in previous years, the £446k overspend would reduce the level of DSG funding available in 2010/11.

#### Directorate Savings Options

- 12 One of the key actions that was proposed by LCCS as a response to the current pressures in the Directorate was to undertake a review of the Children's Social Care budgets, to determine how resources were being deployed. Work on this has focused on the number of Looked After Children (LAC) in the authority and how these numbers have moved over the last three years, compared to the budget and actual expenditure. The results of this work have already been reported separately and have served to highlight that, although the number of Looked After Children has risen significantly since 2006, the budget has not been increased in response to this rise. It also shows that the unit cost per child of supporting these children has not increased over this period, and in real terms has probably decreased.
- 13 LCCS budgets are currently projected to overspend by a total of £2,593k (£2,147k within General Fund [GF] services and £446k within Dedicated Schools Grant [DSG] services). In response to this position the directorate has already taken early action to identify one-off in year savings for 2009/10. Early in the year all Service Managers were required to identify savings totalling 2% of their budgets. In addition a further savings round was instigated at the time of the second quarter's monitoring report.

These actions have produced budget savings totalling £885k as shown in table 2 below.

**Table 2: LCCS 2009/10 In Year Savings**

	GF £000	DSG £000	Total £000
Staffing savings & vacancy management measures	169	8	<b>177</b>
Reprioritisation of grant funding & expenditure	347	194	<b>541</b>
Targeted increases in income from traded services	28	40	<b>68</b>
Reduced R&M work in the city's parks & open spaces	28		<b>28</b>
Reduction in Library Bookstock Expenditure	23		<b>23</b>
Other cuts in miscellaneous expenditure budgets	36	12	<b>48</b>
<b>Total</b>	<b>631</b>	<b>254</b>	<b>885</b>

- 14 LCCS has also gained agreement from the Schools Forum to fund a further £100k of SEN Transport costs from the Schools Budget. The result of this action is to reduce the net projected overspend for LCCS being reported at quarter 3 down to £1,608k. (£1,416 GF & £192 DSG).
- 15 In addition to the above, the directorate management team (DMT) have instigated a number of further actions that could contribute to a reduction in overall net expenditure from that currently being forecast by the end of the financial year.

**a) Revised decision making on high cost child placement and transport arrangements.**

The directorate delegation scheme will be changed to ensure that all decisions on Independent Fostering Agency (IFA) placements, external special school placements and high cost transport arrangements are only made by the director. Whilst there is no suggestion that the current levels of delegation are contributing to increased costs, this will ensure rigorous and thorough challenge before each placement is confirmed. In addition the director will undertake a full review of all existing external placements to ensure all options for local arrangements have been fully exhausted.

**b) Complete recruitment freeze, including temporary, relief, sessional and agency staff.**

There may need to be some exceptions where for example the welfare of a particular child could be compromised or income streams jeopardised. Otherwise recruitment would be frozen even if that resulted in the withdrawal of services or closure of facilities. All exceptions will have to be approved on an individual basis by the DMT.

**c) Expenditure controls on all general office, equipment, training, travel and conference expenditure:**

- a. Moratorium on the use of taxis for staff travel
- b. Moratorium on all travel and conferences outside of York
- c. Moratorium on the booking of non-CYC venues for meetings etc.

d. Moratorium on purchasing of all office and IT equipment

Again, there may need to be a small number of specific exceptions but each of these will have to be agreed in advance by the relevant Assistant Director.

### Performance Indicators

- 16 Due to the high number of PIs LCCS are responsible for, attention is only drawn to the following indicators shown below which are reporting significant performance issues i.e. good improvement, showing a decline in performance or forecasting to fall short of their target, it should be noted that some of these were previously reported as such and some of the detail for those are not shown again, but is available in previous reports

### LAA PIs

- NPI 8 % of adult participation in sport (16+) 30 mins 3 times a week or more results show an improvement from 08/09 to 22.9%, whilst its difficult to show conclusive trends from this data and the figure remains low we are encouraged that longitudinal work on physical activity has shown a gradual rise in this years data.
- NPI 19: Rate of proven re-offending by young offenders aged 10 to 17. This currently stands at 0.63 for quarter 2 (compared to 1.63 reported in 2008-09). Other similar youth offending indicators show reductions in the seriousness and frequency of re-offending by around 35-40% of the cohort that is dealt with by York's Youth Offending Team (YOT). Historically York is usually very high compared with the statistical family and regional authorities, particularly for the majority of young people that are not YOT supervised. The 2008 cohort trend looks good but 2009 cohort has a higher risk profile (e.g. there is more risk of re-offending). However, evidence suggests that re-offending by the few most prolific offenders has halved recently in York.
- NPI 54 (Local LAA) Services for disabled children survey result for 09/10 has just been released and whilst its slightly down on last years result (top achieving LA with 64%) its still a very creditable result of 63%, especially when parents were only surveyed of a few months ago when we took part in the pilot. Increase in short breaks next year may positively affect results.
- NPI 55 & 56: Obesity in reception year and year 6 children (LAA indicator). The number of York's reception year children who are obese shows an 18% improvement from last year, with 6.67% reported in 2009-10 compared to 8.16% in 2008-09 (below the 2009-10 target of 8.5%). The rise in the number of obese year 6 children (NPI 56) has halted in 2009-10, with a 0.1% rise (now 16.7%) compared to the 1% rise which took place between 2007-08 and 2008-09. This is however, still well short of the 2009-10 LAA target of 15.4%, but is encouraging given the national trend.
- NPI 57 (Local LAA) % of children and young people (aged 5-16) participating in at least 2 hours of high quality PE in school 08/09 academic year results have increased from 84% in 07/08 to 87%.
- NPI 112 – Reduce Teenage Pregnancy by 50% from that recorded in 1998: The latest release for 2008 is now recording just 0.1% difference, a significant reduction from 24.9% recorded in 2007. The conception rates have dropped significantly, now recording 34 conceptions per 1000 under 18, which is the same

as that recorded in 1998. That said it is still very unlikely we will achieve the required reduction by 2010.

- NPI 111 (Local LAA) Noticeable quarter 3 improvement due to introduction of Youth Restorative Disposal, numbers of first time entrants standing at 1248, well below the profiled 1639 for this time of year, and as such forecasts to outturn well below the target of 2048 for the whole year.
- NPI 116: The proportion of York's children who are living in poverty (LAA indicator). This indicator measures the difference between York's results and that recorded for the England average. York has now set improvement targets up to 2011 to widen the gap to 8.1% and the latest 2008 data set out in the table below shows an improving picture, with York widening the gap to 7.2% in 2008. However, until it is known what impact the recession has had on the 2009 and 2010 results, it will be difficult to determine whether the 2011 target is achievable.
- NPI 117: Current figures for December shows a reduction to 4.3%, this is expected to drop further but it is highly unlikely the target of 3.5% will be achieved. 90% of young people leaving yr11 continuing in post 16 education due to a lack of employment and apprenticeship training options. There's still high demand for pre level 2 training and specialist courses being put on in partnership with York College

#### Other PIs

- 17 In general it must be pointed out that in many of the social care PIs small cohorts can and do distort our results, and whilst we will not achieve this years targets in some PIs, NI64 % of child protection plans lasting 2 years or more (currently performing at 7.3% against a target of 2.5%) is still showing good progress in sustaining and ensuring targeted child protection plans and no drift in securing appropriate outcomes for. Whilst NI 65 % of children becoming the subject of a Child Protection Plan for a second or subsequent time is performing well below the target of 7.5% at 29.2%, an audit of decision making on the specific cases in this cohort reveals good practice in ensuring children protected appropriately.
- 18 PIs, which measure review rates and referrals rates, are being affected by the continuing high LAC numbers of referral rates and will not meet this year's target. That said it would appear in the case of NI 68 % of referrals to children's social care services going on to initial assessment is showing significant improvement from Qrt2's result of 43.5% to 56.2% due to short term resource solutions and it is hoped that improvements will be seen via the integrated 'Front Door' arrangements in 10/11.
- 19 Impressive results have been achieved in getting LAC into schools, where only 8 children of eligible children (109) missed 25+ days of school (7.3%), a significant improvement from 2 years back when we recorded 21.1%.
- 20 On the **narrowing the gap** agenda the picture is mixed:
  - The educational performance of looked after children (LAC) at KS2 is good although cohort small – the outcomes achieved at KS4 are more mixed but again of the 12 eligible it should be noted that 5 of the cohort have SEN, and 7 of this cohort did succeed in achieving a pass at GSCE or equivalent, with 5 actually achieving 5 passes (A to G)



- As regards outcomes for children on free school meals compared to those who are not (NI 102 a and b). Key Stage 2 shows a previously reported increase in the gap due to the poor English results. KS4 analysis now available and shows a reduction in the gap of 2% from previous year which is welcomed particularly given the overall best ever outcomes at KS4. Whilst target not achieved it is worth noting that the %5+A\*-C inc. English and Maths result for the FSM group has increased from 21.7% in 2008 to 30% in 2009 while the result for the non-FSM group has increased from 56% to 62%. In addition when looking at the local indicator CYPL6 % of pupils eligible for FSM achieving 5+ A\*-C at GCSE (or equivalent) inc. E+M at KS4 the target for 09/10 academic year has been exceeded. Result has increased by 6 percentage points from 07/08 academic year result.
- The educational outcomes achieved by children from a minority ethnic group are also encouraging although clearly care should be taken given size of some cohorts. NI108a seeing 76% of the 33 children achieving 5+A-Cs incl English and Maths – performance in advance of overall best ever 60% (top 10 performance nationally)

- 21 Quarter 3 results are also showing impressive performance around school meals monitoring and school cleaning rates, with no recorded defaults during school meals monitoring and only 3 schools failing to achieve a 95% pass rate for school cleaning.
- 22 As a result of working closely with schools and using alternatives there have been no permanent exclusions in any York school during the last two terms. Despite no permanent exclusions across York secondary schools we have seen an increase in the use of fixed term exclusions in secondary schools (there were also a further 44 exclusions which took place for pupils on the Danesgate Community roll). This increase will be discussed with individual schools and taken to the next meeting of the B & A Partnership to look at strategies to reduce fixed term exclusions.

### **Staff Related Performance**

- 23 Whilst it is noted that the latest sickness stats 5.58fte (Apr to Dec inc) show a slightly worse performance than the same time last year (5.35fte), the high performing school absence rates hide the fact that LCCS (excluding schools) is significantly higher (17%) than the same time last year, at 6.32 days lost per fte compared to 5.40, that said we are still outperforming all but 2 other directorates (Chief Execs, and Resources).

### **Overview of key projects and actions contained within the Corporate Strategy and CYPP 2009/10**

- 24 Reference should be made to the monthly corporate monitor template, 4 are complete the latest being Joseph Rowntree new school was successfully handed over in February on time and on budget, with young people back in school early March, and from the remaining 11, 9 (82%) are on track to complete this financial year.

The 2 not on track are:

- Develop and hold a Young Peoples Festival by Dec 2009, involving 90% of cultural agencies - Reserved Time on Parliament Street in Late June and will be progressing funding bids. New Youth Council has adopted the Festival as a priority for its first year of office.

- Capable Guardians to commission at least 50 restorative justice and young people's service interventions by March 2010 with children at risk of becoming first time offenders: - Initial scoping meeting with CG scheme development officer and YOT RJ devt officer held. Need to determine how much existing YPS scheme already contributing, what links in place between locality TYS and CG. Resource appears to have been made available to YPS from SYP. Still could be back on track.

25 DMT quarterly meetings monitor progress against the key priorities within the LCCS Directorate Plan, CYPP, and LL&C Plan, at this stage there are a number of problems identified with delayed actions, if these cannot be brought in line by the end of the plan's life, they will be slipped into 2010/11 service planning as appropriate, it should be noted that these regular DMT performance and financial monitor meetings are well supported by detailed action planning at service manager level should further explanation be needed.

### **Risks**

26 Whilst the Magique risk register is monitored and managed via the above mentioned DMT, the following are only highlighted to raise awareness:

- As with any new inspection regime, doubt will surround the outcome of the new 'unannounced inspections', especially as evidence from the first inspections carried out in other authorities as indicated that the bar has been raised in line with the obvious high profile nature 'safeguarding of children' has. We are confident with the new arrangements for Referrals and Assessments now in place of a positive outcome when eventually Ofsted do carry out the new unannounced inspection.
- The increase in the LAC population continues to pose significant challenge. 168 children are placed with York foster carers out of the highest recorded numbers of LAC ever recorded for York at 223.
- A risk to resourcing as been identified re – sustainability of the short breaks offer post transformation, grant funding needs to be developed
- Whilst good progress has been achieved in developing the New Front Door arrangements with close joint working within PE&I and C&F services to identify resources and adapt core systems and processes, the delivery could be hampered by lack of actual capacity to deliver this.
- Just before Christmas, City of York Council and a range of local partners were one of only five areas successfully to apply to become a "Community Service Pilot". We have won around £1.4 million to enable us to offer volunteering opportunities to all 14-16 year olds in the city. A full time Project Manger has now been appointed but implementation of an exciting but complex project remains challenging.
- The cessation of National Strategies funding and the subsequent impact on retaining consultants and advisers within the SISD
- The cost of Alternative Provision is still prohibitive but creative and different programmes are still needed to meet the needs of York's most vulnerable learners.

- The Access team are now managing the transport fleet for HASS. Management capacity is limited and there are many challenges to address including need to find alternative accommodation for the vehicle fleet following the closure of Yearsley Bridge.
- The in-year budget round will have significant implications to LCCS being able to maintain its high performance across all its services.

**Items worthy of mention in regard to excellent performance recorded this 3rd quarter are:**

- NEEC 2010 Conference hosted January 2010. High quality event; sponsorship targets exceeded
- Youth Council is now up and running with 32 elected Youth Councillors. Two main campaigns identified: the building of a youth café and a festival to celebrate youth this summer
- Knavesmire children's centre now designated by DCSF with early services being delivered incorporating service delivery from a range of community venues in the Scarcroft area. Building work due to be completed April 2010
- More for York Blueprinting under way to establish formal new 'Front Door' Project alongside wider Children's Services restructure. Phase one to be designed and piloted in Q4, with partial merger of Child Index and R&A functions
- Childrens Centre Managers have met with social care Referral and Assessment team to reinforce information sharing protocol and 'think Children's Centres' message. Reporting arrangements enhanced to provide specific data as to 0-5 population referred to CSC more than once in last 12 months for consideration as to how to target resources.
- Arrangements in place to ensure that all Early Support arrangements for children moving on to school step down to a CAF by end of school year. Training planned to promote multi agency coordination.
- Participation Guidance launched. Successful conference to support implementation. Plans for embedding these participation practices in schools with specialist teacher acting as broker, & support to SENCo forums. Transition team worked with Applefields to introduce new approaches to including views of young people in reviews.
- There continues to be a focus on leadership across all schools with community leadership emerging as a crucial way forward, particularly in schools with hard to reach families. Maxine Froggatt, external consultant, is working with one particular primary and secondary school to "kick-start" stronger community engagement. This builds on the Narrowing the Gap project – the Community Partnership Project
- The LA 14-19 Plan continues to progress with meetings of the sub-groups taking place. Staff roles for LSC colleagues have been agreed and the transition is taking place in a smooth and consultative way. The Local Area Statement of Need (LASN) was submitted on time and agreed with all partners. A paper on 14-19 developments was taken to the Executive in December 09. A key recommendation centred on apprenticeships, also central to the LASN (18.2)
- The first MEND programme has run with great success. This 10 week programme is intended to help overweight and obese children aged 7-13 years, become happier, healthier and fitter. It provides families with workshops on nutrition,

exercise, goal setting and developing self-esteem and confidence. The second programme starts in January, based at Energise.

- The new Joseph Rowntree School is nearing completion and is on target to open following the half-term break. The project team were delighted to win the National BSF award for the "Most Versatile Learning Environment" and were also nominated for the "Innovation In Student Engagement" category.
- The School Catering contract has been put out to tender. A strong field of six companies have now been shortlisted and the winning contractor will be appointed in advance of the new school year in order to provide a service from September 2010

### **Corporate Priorities**

- 27 The information included in this report demonstrates progress on achieving the council's corporate strategy (2009-12) and the priorities set out within it.

### **Implications**

- 28 The financial implications are covered within the main body of the report. There are no significant human resources, equalities, legal, information technology, property or crime & disorder implications arising from this report.

### **Risk Management**

- 29 The overall directorate budget is under significant pressure. This is particularly acute within children's social care and home to school transport budgets. The work with Northgate Kendric Ash may identify some efficiency savings in services that could be used to offset these cost pressures but these will not come through to any significant extent in 2009/10. It will also be important to understand the level of investment needed to hit performance targets and meet rising demand for key statutory services. Managing within the approved budget for 2009/10 is therefore going to be extremely difficult and the management team will continue to review expenditure across the directorate.

### **Recommendations**

- 30 As this report is for information only there are no specific recommendations.

Reason: To update the committee on the latest finance and performance position for 2009/10.

### **Contact Details**

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**Report  
Approved**

**Date** 24 February 2010

**Specialist Implications Officer(s)** None

**Wards Affected:** *List wards or tick box to indicate all*

**All**

**For further information please contact the author of the report**

**Background Papers**

Third Quarter finance and performance monitor for 2009/10, Executive 16 March 2010

**Annexes**

None

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**Meeting of the Learning and Culture Scrutiny Committee**11<sup>th</sup> March 2010

Report of the Assistant Director (Lifelong Learning and Culture)

**Parks and Open Spaces Events Protocol****Summary**

1. This report is to inform the Scrutiny Committee of the review of the current Events Protocol for the Parks and Open Spaces in York and to seek their views on the amendments. (Annex 1).

**Background**

2. The current Events Protocol was agreed in 2007 in support of the aim of making the city, and its parks and open spaces, more welcoming for events organisers whether from the local community or commercial operators. It set out the responsibility of the events organiser and, following consultation with local communities, the agreed type of activities that could take place on specific sites.
3. We have informally reviewed the protocol with “Friends” organisations over the intervening period and have logged feedback received from members of the public following events. Changes to the licensing laws, advice from the Safety Advisory Group and the Environmental Protection Unit have also been incorporated in this draft.
4. The feedback received has informed the changes to the draft Events Protocol (Annex 1). This now sets out how we propose to operate the letting and hiring of the Parks and Open Spaces within the leisure land portfolio.
5. There is no published list of charges for hiring the spaces as the Events Officer is expected to maximise the income from commercial activities and use the access to the space to support community events. When charges are made these take into account the scale and type of the event, the potential impact on the land and how closely the proposed activity supports the corporate objectives.

**Corporate Strategy**

6. The Events Protocol contributes to a number of corporate objectives including developing opportunities for residents and visitors to experience York as a vibrant and eventful city, improving opportunities for a healthy, active lifestyle, and strengthening York's economy through investment in the tourism infrastructure.

**Implications**

- 7. The report has no additional implications relating to:
  - Finance
  - Human Resources
  - Legal
  - Crime and Disorder
  - Information Technology
  
- 8. Annex 1 is set out in two parts and requires events organisers to ensure an equality of access to their event and full compliance with the Disability Discrimination Act requirements.

**Risk Management**

- 9. In compliance with the Council’s risk management strategy there are no risks associated with the recommendations of this report.

**Recommendations**

- 10. The Scrutiny Committee is asked to note and comment upon the draft Events Protocol.  
  
Reason: To ensure that the views of members have been considered in the production of the new Events Protocol.

**Contact Details**

**Authors:**

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**Chief Officer Responsible for the report:**

Charlie Croft  
Assistant Director (Lifelong Learning and Culture)

**Report Approved**



**Date**

**Wards Affected:**

**All**



**For further information please contact the author of the report**

**Background Papers:**

None

**Annexes**

Annex 1: Draft Events Protocol



## Events Protocol for Parks and Open Spaces - February 2010 draft

*(Items marked in red and italics show where changes or additions have been made)*

*This protocol is produced to support the city's ambition of Making York More Eventful and ensuring that this happens in an effective, efficient and environmentally sound manner. It is produced in two sections:*

Part A: sets out the guiding principles for event management and communications with communities and partners,

Part B: sets out site-specific considerations with relation to the types of event.

### Part A

#### Section 1: Event management

- a) *Events management, in the first instance, will be in accordance with the licence issued for that site (premises licence).*
- b) All event organisers shall carry the necessary public liability and third party insurance, provide appropriate first aid and steward cover as detailed in the "Purple Book" and have *the events manual* / risk assessments approved by the Council.
- c) *Significant events will be discussed with the Safety Advisory Group and events organisers will implement their advice and recommendations. Where amplified music is proposed forms will be provided at time of booking to be submitted to our Environmental Protection Unit at least 6 weeks prior to the event for approval. Forms requiring the notification of medical services requirements will also need to be produced.*
- d) For performances longer than 2½ hours a interval will take place before any further performance e.g. 10 – 15 minutes
- e) *For locked sites and those adjacent to residential properties* clear up will be allowed for up to 1 hour after the event finish time, after that time clear up will take place the following day but not before 9.00 am Monday to Friday or 10.00 am at the weekend.
- f) Events will not harm any areas set aside for wildlife, or of sporting or heritage value.
- g) *All risk assessments/ events manuals will be filed with the appropriate agency (CYC) 30 days before the event. Any amendments must be forwarded in the interim.*
- h) *All events organisers will ensure their event complies fully with the requirements of the Disability Discrimination Act*

#### Section 2: Communication

- a) Event information will be made available on local community notice boards and libraries, on site based notice boards etc; and,
- b) Mail shots to neighbouring properties will be undertaken when amplified music is part of the event – for each site a list of streets will be compiled
- c) Information will be published in relevant Ward Newsletters where deadlines *and space* permits.
- d) Use of the Council and partners web opportunities will be made available where appropriate. e.g. [www.yorkfestivals.com](http://www.yorkfestivals.com), [www.whatsonyork.com](http://www.whatsonyork.com)
- e) The information will include, where possible, the nature of the event and where it will take place within the site, its duration and any likely “warm up” time; what time it will start and finish; and a contact telephone number

**Part B**

Activity	Example	Locked Parks e.g.	Small spaces e.g.	Local Nature Reserves	Larger unlocked open spaces e.g.
		Rowntree West Bank Hull Road	Glen Gardens Batchelor Hill Scarcroft Green Acomb Green <i>North St. Gardens</i> <i>Tower Gardens</i>	Clifton Backies * Hob Moor	<i>Knavesmire</i> Rawcliffe Bar Country Park ** Monk Stray
Council run or sponsored fayres, fetes and galas	Park Birthday Party, Clifton Backies Summer Fayre	Yes	Yes	Yes, subject to local site considerations e.g. nesting season, flora, historical features	Yes subject to local site considerations
Children’s activities, fun and games	Oasis / Summer Daze programme, Educational sessions	Yes	Yes	Yes, subject to local site considerations e.g. nesting season flora, historical features	Yes subject to local site considerations

Amplified music (defined by the use of a mixing desk)	Council Performing Art Centre concerts, Young peoples event	Possible, with EPU noise management	<i>Possible, with EPU noise management</i>	No	Possible, with EPU noise management
Non amplified music (defined by absence of mixing desk)	Orchestral event, Brass Bands Church service Choirs	Yes	Yes	Possible, depending on size of activity and local site considerations	Yes subject to local site considerations
Dance	Dance Week Programme	Yes	Yes	Possible, depending on size of activity, and local site considerations	Yes subject to local site considerations
Theatre	York Shakespeare project, Apricot Theatre, Theatre Royal.	Yes	Yes	No	Yes, subject to local site considerations
<b>Activity</b>	<b>Example</b>	<b>Locked Parks e.g.</b>	<b>Small spaces e.g.</b>	<b>Local Nature Reserves</b>	<b>Larger unlocked open spaces e.g.</b>
		Rowntree West Bank Hull Road	Glen Gardens Batchelor Hill Scarcroft Green Acomb Green <i>North St. Gardens Tower Gardens</i>	Clifton Backies * Hob Moor	<i>Knavesmire</i> Rawcliffe Bar Country Park ** Monk Stray
<i>Fun Fairs and small traditional rides</i>	<i>Horse carousel, Helter-Skelter, small fun fairs, Bouncy Castle</i>	<i>Yes, subject to local site considerations</i>	<i>Yes, subject to local site considerations</i>	<i>No</i>	<i>Yes, subject to local site considerations</i>

Sports and active leisure events	Orienteering event, Cross country run, Special Olympics	Yes	Possible depending on size of activity	Yes, subject to local site considerations e.g. nesting season flora, historical features	Yes, subject to local site considerations
Larger charity events including start / finish for fund raising walks and runs	It's a Knockout, Red Nose Day, Kellogg's Walk for Life	Yes	Yes	No	Yes, subject to local site considerations
Festivals	<i>Peace festival, Fiesta, Festival of the Rivers</i>	Yes	Yes	No	Yes, subject to local site considerations
Smaller charity and community events	Church gathering, School treasure hunts	Yes	Yes	Yes, subject to local site considerations e.g. nesting season flora, historical features	Yes, subject to local site considerations
Commercial events open to the public	Tent show, <i>Ice Rink</i>	Yes	Yes	No	Yes, subject to local site considerations
Private hires not open to the public (grass / tarmac areas only e.g. not play facilities)	Company BBQ, wedding reception	Yes, subject to local site considerations e.g. alcohol restrictions	Yes, subject to local site considerations e.g. alcohol restrictions	No	Yes, subject to local site considerations e.g. alcohol restrictions

\* The Clifton Backies Management Board are responsible for Clifton Backies, the protocol will be used in assessing any requests we receive on their behalf for use the land

\*\* Rawcliffe Bar Country Park in this context does not include the Cornfield as a possible location for events *and there must be a suitable buffer between the locations of the activities and the Cornfield.*

### **Review.**

Premises licences will be reviewed with appropriate community groups and partners when the premises licence is renewed. This will be at least every 5 years.

Comments on this current draft of the protocol can be made to Dave Meigh: Head of Parks and Open Spaces 18 Back Swinegate York YO10 8ZD, tel 553386 or [dave.Meigh@york.gov.uk](mailto:dave.Meigh@york.gov.uk)

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### Learning & Culture Overview & Scrutiny Committee Work Plan 2009-10

Chairs Brief	Meeting Date	Work Programme
24/25 Feb 4:30pm	11 Mar '10 5pm	<ol style="list-style-type: none"> <li>1. Third Quarter Monitoring Report</li> <li>2. Briefing Paper on CYC's Current Events Policy</li> <li>3. Workplan &amp; Extract from Executive Forward Plan</li> </ol>
TBA	Informal Meeting	Information Gathering Session re: ongoing scrutiny review of 'Casual Play Opportunities' - with CYC Head of Play and representative from Playspace

### Learning & Culture Overview & Scrutiny Committee Work Plan 2010-11

Chairs Brief	Meeting Date	Work Programme
TBA	14 July 2010 (provisional)	<ol style="list-style-type: none"> <li>1. 2009-10 Year End Outturn Report</li> <li>2. Workplan &amp; Extract from Executive Forward Plan</li> </ol>
TBA	29 Sept 2010 (provisional)	<ol style="list-style-type: none"> <li>1. First Quarter Monitoring Report</li> <li>2. Workplan &amp; Extract from Executive Forward Plan</li> </ol>
TBA	8 Dec 2010 (provisional)	<ol style="list-style-type: none"> <li>1. Second Quarter Monitoring Report</li> <li>2. Workplan &amp; Extract from Executive Forward Plan</li> </ol>
TBA	26 Jan 2011 (provisional)	<ol style="list-style-type: none"> <li>1. Workplan &amp; Extract from Executive Forward Plan</li> </ol>
TBA	9 March 2011 (provisional)	<ol style="list-style-type: none"> <li>1. Third Quarter Monitoring Report</li> <li>2. Workplan &amp; Extract from Executive Forward Plan</li> </ol>

## Learning & Culture Overview & Scrutiny Committee Work Plan 2009-10

Chairs Brief	Meeting Date	Work Programme
	15 July 09	<ol style="list-style-type: none"> <li>1. Report on Overview &amp; Scrutiny Committees - Terms of Reference</li> <li>2. Corporate Strategy – Key Performance Indicators &amp; Actions for 2009/10 – Understanding the corporate priorities relevant to the Committee’s ‘terms of reference’ in order to establish a baseline for making proposals for changes to the Corporate Priorities in 2010/11</li> <li>3. 2008/09 Year End Outturn Report</li> <li>4. York Theatre Royal Service Level Agreement Performance Update</li> <li>5. York Museums Trust Partnership Delivery Plan – Performance Update</li> </ol>
16/17 Sept 4:30pm	1 Oct 09	<ol style="list-style-type: none"> <li>1. First Quarter Monitoring Report</li> <li>2. Workplan, Extract from Executive Forward Plan &amp; Submitted Scrutiny Topic on ‘Casual Play Opportunities’</li> <li>3. Update report on previously deferred scrutiny topic ‘14-19 Diplomas’</li> <li>4. Consultation Report on Draft Heritage Strategy</li> </ol>
	30 Nov 09 6pm	<ol style="list-style-type: none"> <li>1. Presentation on Playbuilder data in support of suggested topic on Casual Play Opportunities</li> <li>2. Presentation on national picture in regard to ‘Looked After’ children &amp; analysis of CYC’s current overspend</li> </ol>
25/26 Nov 4:30pm	10 Dec 09 5pm	<ol style="list-style-type: none"> <li>1. Theatre Royal Performance Update Report 2009-10</li> <li>2. Yorkshire Museums Trust Performance Update Report 2009-10</li> <li>3. CYC Second Quarter Monitoring Report</li> <li>4. Update on implementation of recommendations arising from previous Cultural Quarter Scrutiny Review</li> <li>5. Scoping Report on Suggested Scrutiny Topic – ‘Casual Play Opportunities’</li> <li>6. Attendance of Executive Member for Children &amp; Young People’s Services and Chair of Learning City.</li> </ol>
	21 Jan ‘10 5pm	<ol style="list-style-type: none"> <li>1. Presentation on Playbuilder data in support of review on ‘Casual Play Opportunities’ Held at Back Swinegate</li> </ol>
13/14 Jan 4:30pm	28 Jan ‘10 5pm	<ol style="list-style-type: none"> <li>2. Attendance of Executive Member for Leisure, Culture &amp; Social Inclusion and Chair of <u>York@Large</u></li> <li>3. Information Report on Refurbishment of Main Library</li> <li>4. Information Report on Renaissance Team</li> <li>5. Interim Report on Scrutiny Review of ‘Casual Play Opportunities’</li> <li>6. Workplan &amp; Extract from Executive Forward Plan</li> </ol>



FORWARD PLAN ITEM	
<b>Meeting:</b>	Executive
<b>Meeting Date:</b>	16/02/10
<b>Item Type:</b>	Executive Decision - of 'Normal' Importance
<b>Title of Report:</b>	10:10 Campaign and Sustainability Update
<b>Description:</b>	<p>Purpose of report: The report will outline the 10:10 campaign and identify planned projects, resources and timescales for implementation of the campaign across CYC directorates. Also update members on key sustainability projects, including the Climate Change Framework and Action Plan.</p> <p>Members are asked to: Note the campaign and proposed projects that will enable the council to achieve the aims of the 10:10 campaign. Note progress of key sustainability projects being carried out across CYC and across York.</p>
<b>Wards Affected:</b>	
<b>Report Writer:</b>	David Warburton
<b>Lead Member:</b>	Councillor Steve Galloway
<b>Lead Director:</b>	Director of City Strategy
<b>Contact Details:</b>	David Warburton
	david.warburton@york.gov.uk
<b>Deadline for Report:</b>	04/02/10
<b>Implications</b>	
<b>Level of Risk:</b>	04-08 Regular monitoring required
<b>Reason Key:</b>	
<b>Making Representations:</b>	N/A
<b>Process:</b>	N/A
<b>Consultees:</b>	N/A
<b>Background Documents:</b>	Committee Report for 10:10 Campaign and Sustainability Update
<b>Call-In</b>	
If this item is called-in either pre or post decision, it will be considered by Scrutiny Management Committee on: 22/02/10	
<b><u>Internal Clearance Process</u></b>	
<b><u>Pre-Decision</u></b>	
By Chief Officers at	CMT on: 20/01/10
By Political Group Leaders on:	
By Strategic Policy Panel (if required) on:	

**Call-In****Internal Clearance Process****Pre-Decision**

FORWARD PLAN ITEM	
<b>Meeting:</b>	Executive
<b>Meeting Date:</b>	16/02/10
<b>Keyword:</b>	
<b>Item Type:</b>	Executive Decision - of 'Normal' Importance
<b>Title of Report:</b>	Community Stadium - Update Report
<b>Description:</b>	<p>Purpose of report: This report provides an update on the progress of the Community Stadium Project. It will also set out the next steps and key actions to be undertaken to finalise a Business Case.</p> <p>Members are asked to: Recognise the work that has been undertaken so far on the project and the next steps to be undertaken which will lead to a business case.</p>
<b>Wards Affected:</b>	
<b>Report Writer:</b>	Tim Atkins
<b>Lead Member:</b>	Councillor Steve Galloway
<b>Lead Director:</b>	Director of City Strategy
<b>Contact Details:</b>	Tim Atkins
	tim.atkins@york.gov.uk
<b>Deadline for Report:</b>	04/02/10
<b>Implications</b>	
<b>Level of Risk:</b>	04-08 Regular monitoring required
<b>Reason Key:</b>	
<b>Making Representations:</b>	N/A
<b>Process:</b>	N/A
<b>Consultees:</b>	N/A
<b>Background Documents:</b>	Committee Report for Community Stadium - Update Report
<b>Call-In</b>	
	If this item is called-in either pre or post decision, it will be considered by Scrutiny Management Committee on: 22/02/10
<b><u>Internal Clearance Process</u></b>	
<u>Pre-Decision</u>	
By Chief Officers at	CMT on: 03/02/10
By Political Group Leaders on:	
By Strategic Policy Panel (if required) on:	
<u>Post-Decision</u>	
By Strategic Policy Panel (if Required) on:	

**FORWARD PLAN ITEM****Meeting:** Executive Member for Children & Young People's Services**Meeting Date:** 09/03/10**Keyword:** Education;**Item Type:** Executive Member Decision - of 'Normal' importance**Title of Report:** Appointments of Local Authority School Governors

**Description:** Purpose of report: · This report provides information about the current position with regard to vacancies for LA seats on governing bodies, lists current nominations for those vacancies and requests the appointment, or re-appointment, of the listed nominees· The affect of making these appointments will be greater effectiveness and efficiency of school governing bodies in discharging their statutory duties.· Effects will be seen immediately after appointment as nominees take up their governor roles.

Members are asked to: agree the appointment of new LA governor nominees; and to agree the reappointment of existing governors whose terms of office are ending or have ended and who would like to stand for a further term of office

**Wards Affected:** All Wards;**Report Writer:** Sue Pagliaro**Deadline for Report:** 23/02/10**Lead Member:** Councillor Carol Runciman**Lead Director:** Director of Learning, Culture & Children's Services**Contact Details:** Sue Pagliaro

sue.pagliaro@york.gov.uk

**Implications****Level of Risk:** 01-03 Acceptable**Reason Key:****Making Representations:** N/A**Process:** N/A**Consultees:** N/A**Background Documents:** Committee Report for Appointments of Local Authority School Governors**Call-In**

If this item is called-in either pre or post decision, it will be considered by Scrutiny Management Committee on: 22/03/10

**Internal Clearance Process**Pre-Decision

By Chief Officers at

on:

**FORWARD PLAN ITEM****Meeting:** Executive Member for Children & Young People's Services**Meeting Date:** 16/03/10**Keyword:** Education;**Item Type:** Executive Member Decision - of 'Normal' importance**Title of Report:** Early years single funding formula - consultation responses**Description:** Purpose of report: This report considers the responses received from schools and private, voluntary and independent (PVI) providers to the consultation document approved by the Executive Member in September 2009. The report also now reflects on the recent announcement by the DCSF to delay the statutory deadline for implementation of the new formula to April 2011.

Members are asked to: The Executive Member will be asked to approve the new single funding formula and decide whether to delay implementation until April 2011.

**Wards Affected:** All Wards;**Report Writer:** Richard Hartle**Deadline for Report:** 02/03/10**Lead Member:** Councillor Carol Runciman**Lead Director:** Director of Learning, Culture & Children's Services**Contact Details:** Richard Hartle

richard.hartle@york.gov.uk

**Implications** Financial**Level of Risk:** 01-03 Acceptable**Reason Key:****Making Representations:** N/A**Process:** N/A**Consultees:** N/A**Background Documents:** Committee Report for Early years single funding formula - consultation responses**Call-In**

If this item is called-in either pre or post decision, it will be considered by Scrutiny Management Committee on: 22/03/10

**Internal Clearance Process****Pre-Decision**

By Chief Officers at

on:

By Political Group Leaders on:

By Strategic Policy Panel (if required) on:

**FORWARD PLAN ITEM****Meeting:** Executive Member for Children & Young People's Services**Meeting Date:** 16/03/10**Keyword:** Education;**Item Type:** Executive Member Decision - of 'Normal' importance**Title of Report:** Capital Programme Progress Report**Description:** Purpose of report: To advise the Executive Member of progress with key schemes in the capital programme for services for Children and Young People, and to seek approval for specific schemes to go forward funded by DCSF Targeted capital grant 2010/11.

Members are asked to Note progress on key capital schemes and to approve new schemes proposed for 2010/11.

**Wards Affected:** All Wards;**Report Writer:** Mike Barugh, Maggie Tansley**Deadline for Report:** 02/03/10**Lead Member:** Councillor Carol Runciman**Lead Director:** Director of Learning, Culture & Children's Services**Contact Details:** Mike Barugh, Maggie Tansley, Head of Planning & Resources

mike.barugh@york.gov.uk, maggie.tansley@york.gov.uk

**Implications** Financial**Level of Risk:** 01-03 Acceptable**Reason Key:****Making Representations:** N/A**Process:** N/A**Consultees:** N/A**Background Documents:** Committee Report for Capital Programme Progress Report**Call-In**

If this item is called-in either pre or post decision, it will be considered by Scrutiny Management Committee on: 22/03/10

**Internal Clearance Process****Pre-Decision**

By Chief Officers at

on:

By Political Group Leaders on:

By Strategic Policy Panel (if required) on:

**FORWARD PLAN ITEM****Meeting:** Executive Member for Children & Young People's Services**Meeting Date:** 16/03/10 **Keyword:** Education;**Item Type:** Executive Member Decision - of 'Normal' importance**Title of Report:** Parent Support Advisers – Update

**Description:** Purpose of report: The report will update members on the progress of the Parent Support Adviser Pilot in York. The DCSF are funding the national roll out of parent support by committing resources distributed as part of Extended Services funding. Three Parent Support Advisers who have commenced work with specific schools in the city. The impact of these roles is being carefully measured to build a persuasive case to encourage headteachers to 'buy back' in as soon as possible.

Members are asked to: To note the progress on preparation of the Parent Support Advisers in their role and to receive early findings on the impact being made.

**Wards Affected:** Acomb Ward; Clifton Ward; Derwent Ward; Dringhouses & Woodthorpe Ward; Heworth Ward; Hull Road Ward; Huntington & New Earswick Ward; Osbaldwick Ward; Westfield Ward;

**Report Writer:** Barbara Mands **Deadline for Report:** 02/03/10**Lead Member:** Councillor Carol Runciman**Lead Director:** Director of Learning, Culture & Children's Services**Contact Details:** Barbara Mands, Acting Deputy Head of Service & Policy & Planning Manager

barbara.mands@york.gov.uk

**Implications****Level of Risk:** 01-03 Acceptable **Reason Key:****Making Representations:** N/A**Process:** N/A**Consultees:** N/A**Background Documents:** Committee Report for Parent Support Advisers – Update**Call-In**

If this item is called-in either pre or post decision, it will be considered by Scrutiny Management Committee on: 22/03/10

**Internal Clearance Process**Pre-Decision

By Chief Officers at

on:

FORWARD PLAN ITEM	
<b>Meeting:</b>	Executive Member for Children & Young People's Services
<b>Meeting Date:</b>	16/03/10
<b>Keyword:</b>	Education;
<b>Item Type:</b>	Executive Member Decision - of 'Normal' importance
<b>Title of Report:</b>	'Me Too' Activity Subsidy – Update on Progress
<b>Description:</b>	<p>Purpose of report: The report will update members on the progress of the 'Me Too' Activity Subsidy York. City of York received a new stream of government funding to pass on directly to a cluster of schools. The pilot cluster are now delivering activities and further national funding is being made available from April 10 to August 2011 to roll out 'Me Too' across the City. This report will also inform members about plans for a wider roll-out.</p> <p>Members are asked to: To note the progress of the pilot cluster in delivering 'Me Too' and preparations for a launch of the subsidy across the city in April 2010.</p>
<b>Wards Affected:</b>	All Wards;
<b>Report Writer:</b>	Barbara Mands
<b>Lead Member:</b>	Councillor Carol Runciman
<b>Lead Director:</b>	Director of Learning, Culture & Children's Services
<b>Contact Details:</b>	Barbara Mands, Acting Deputy Head of Service & Policy & Planning Manager
	barbara.mands@york.gov.uk
<b>Implications</b>	
<b>Level of Risk:</b>	01-03 Acceptable
<b>Reason Key:</b>	
<b>Making Representations:</b>	N/A
<b>Process:</b>	Schools in the pilot cluster are expected to consult with their pupils to ascertain activities that the target group and the school population in general would like to have available. Such consultation needs then to identify any unmet needs and barriers to participation, with a view to commissioning new services where this is appropriate.
<b>Consultees:</b>	N/A
<b>Background Documents:</b>	Committee Report for 'Me Too' Activity Subsidy – Update on Progress
<b>Call-In</b>	
If this item is called-in either pre or post decision, it will be considered by Scrutiny Management Committee on:	
	22/03/10

## FORWARD PLAN ITEM

**Meeting:** Executive

**Meeting Date:** 30/03/10

**Keyword:** Education;

**Item Type:** Executive Decision - of 'Normal' Importance

**Title of Report:** School Meal Tender Process - Selection of a preferred supplier

**Description:** Purpose of report: If members agree with the officers' decisions, all schools that have stated that they wish to be involved in the tender will be affected as this will decide which supplier is to provide catering to these schools until at least 2015. If a different supplier is selected to the current incumbent supplier there will be TUPE issues to resolve before the contract commences in September 2010. The intention is that the new supplier will be providing school meals from September 2010. Due to the lead in time with the new supplier a decision, at this EXEC, needs to be made as to which supplier is selected to provide school meals from September 2010. The resulting effects will be seen by the pupils in September 2010. CYC, school staff, and, if applicable, any staff that are involved in TUPE will see the effects earlier as the selected supplier will be required to start implementing the contract before the start of the contract in September 2010.

Members are asked to: Review the evaluation outcome of the school meal tender and then make a decision as to the preferred supplier to award the contract to.

**Wards Affected:** All Wards;

**Report Writer:** Maggie Tansley      **Deadline for Report:** 18/03/10  
**Lead Member:** Councillor Carol Runciman  
**Lead Director:** Director of Learning, Culture & Children's Services  
**Contact Details:** Maggie Tansley, Head of Planning & Resources

maggie.tansley@york.gov.uk

**Implications** Financial

**Level of Risk:** 04-08 Regular      **Reason Key:**  
monitoring required

**Making Representations:** N/A

**Process:** N/A

**Consultees:** N/A

**Background Documents:** Committee Report for School Meal Tender Process - Selection of a preferred supplier

**Call-In**

If this item is called-in either pre or post decision, it will 07/04/10



<b>FORWARD PLAN ITEM</b>	
<b>Meeting:</b>	Executive Member for Children & Young People's Services
<b>Meeting Date:</b>	13/04/10
<b>Keyword:</b>	Education;
<b>Item Type:</b>	Executive Member Decision - of 'Normal' importance
<b>Title of Report:</b>	New Business Model for the Peripatetic Music Service
<b>Description:</b>	Purpose of report: To set out a new Business Model for the Peripatetic Music Service. This will introduce new terms and conditions for all teachers in the service from September 2010, as well as new patterns of service delivery to schools and to members of the public.
<b>Wards Affected:</b>	Members are asked to: To agree the new business model. All Wards;
<b>Report Writer:</b>	Gill Cooper
<b>Lead Member:</b>	Councillor Carol Runciman
<b>Lead Director:</b>	Director of Learning, Culture & Children's Services
<b>Contact Details:</b>	Gill Cooper, Head of Arts Services  gill.cooper@york.gov.uk
<b>Deadline for Report:</b>	26/03/10
<b>Implications</b>	Financial
<b>Level of Risk:</b>	16-20 Action plan required
<b>Reason Key:</b>	
<b>Making Representations:</b>	N/A
<b>Process:</b>	Consultation will follow statutory requirements with staff and trade unions. Consultation has taken place with schools through a 'key issue' paper in Autumn 2009
<b>Consultees:</b>	N/A
<b>Background Documents:</b>	Committee Report for New Business Model for the Peripatetic Music Service
<b>Call-In</b>	
	If this item is called-in either pre or post decision, it will be considered by Scrutiny Management Committee on: 19/04/10
<b><u>Internal Clearance Process</u></b>	
<u>Pre-Decision</u>	
By Chief Officers at	on:
By Political Group Leaders on:	
By Strategic Policy Panel (if required) on:	
<u>Post-Decision</u>	
By Strategic Policy Panel (if Required) on:	

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