

APPENDIX 1

Extracts of Executive Board Minutes Relevant to the Children, Young People and Family's Policy and Performance Board

EXECUTIVE BOARD MEETING HELD ON 5 SEPTEMBER 2013

EXB55 – OUTCOME OF SECTION 77 CONSULTATION – CHANGE OF USE OF FAIRFIELD HIGH SCHOOL PLAYING FIELD – KEY DECISION.

The Board considered a report of the Strategic Director, Children and Enterprise, which provided a summary of the outcome of the Section 77 consultation on the proposal to change the use of Fairfield High School Playing Field.

The Board was reminded that at its meeting on 28 March 2013, it had considered a report on the Peel House Lane site and recommended its future use for cemetery and housing development. Permission was required to change the use of the playing fields through the submission of a Section 77 application to the Secretary of State. However, a six week public consultation had to be undertaken prior to this submission.

The Board was advised that, in line with the Section 77 Guidance, a letter outlining the proposed change of use was sent to Wade Deacon and Fairfield Infant and Junior Schools, authorised users of the field and houses in the vicinity. In addition, a notice was placed in the local newspaper and on the Council's web site and displayed in other public places. Four responses were received during the consultation period and details of these were attached at Appendix C. The completed Section 77 Notice was attached at Appendix D awaiting submission to the Secretary of State.

Reason(s) for Decision

To allow use of the Council's land to generate capital receipts needed to bring forward the Cemetery and Fairfield Infants and Juniors site.

Alternative Options Considered and Rejected

Alternative solutions would be to look at other uses for the land. However, a 50 year capacity cemetery was required and there were few other location options. In addition, the housing solution would provide the funds to undertake the work and any surplus could be used to contribute to the Fairfield Infant and Junior Schools project. To not use the surplus land for housing would require additional funds to be made available to undertake the works needed at the cemetery and nothing would be left for the Schools.

Implementation Date

The Section 77 application would be sent to the Secretary of State on 6 September 2013.

RESOLVED: That the Board

1) note the response to the consultation; and

gives approval to submit a Section 77 application to change the use of Fairfield High School Playing Field (Peelhouse Lane) to cemetery and residential development.

EXECUTIVE BOARD MEETING HELD ON 19 SEPTEMBER 2013

EXB76 – WAIVER OF STANDING ORDERS- HEAR4U EMOTIONAL WELLBEING AND MENTAL HEALTH SERVICES FOR CHILDREN AND YOUNG PEOPLE - KEY DECISION

The Board considered a report of the Strategic Director, Children and Enterprise, on the waiver of Procurement Standing Orders for the Contracted Services for Children and Young People's Emotional Wellbeing and Mental Health Services, Early Intervention and Targeted Provision.

The Board was advised that since April 2012, the service had been commissioned from Barnardo's as the *Hear4u* service. There was a consistently high volume of referrals from partner agencies across Halton Children's Trust, with a 41% increase against the 2011/12 year. A comprehensive review of provision was underway, which would determine the needs and the provision required to meet those needs.

It was reported that the contract for the current service would end on 31 March 2014. A waiver of Procurement Standing Orders was requested to enable service delivery to continue without disruption during the review period. Details of the Business Case were contained in the report. Members were advised that once completed, the review would inform future tendering requirements.

Reason(s) for Decision

Not applicable.

Alternative Options Considered and Rejected

Not applicable.

Implementation Date

1 April 2014.

RESOLVED: That

- 1) in light of the exceptional circumstances set out in the report, Procurement Standing Orders 3.1 to 3.7 be waived where compliance with Standing Orders would result in a clear financial or commercial detriment to the Council, in respect of the contracted Children and Young People's Emotional Wellbeing and Mental Health Services, Early Intervention and Targeted Provision. The waiver would ensure that children and young people receive continuous care and support whilst a review of this service area is undertaken by Halton Children's Trust Partners in order to determine the requirements for future provision; and

the Strategic Director, Children and Enterprise, be authorised, in conjunction with the Portfolio holder for Children, Young People and Families, to enter into the above contract for one year from April 2014 to the end of March 2015.

EXB77 – WAIVER OF STANDING ORDERS - MISSING FROM HOME CARE SERVICE - KEY DECISION

The Board considered a report of the Strategic Director, Children and Enterprise, on the contracted services for Missing from Home and Care Service for young people across Cheshire.

The Board was advised that since 2008, Halton had commissioned a Missing from Home and Care Service to fulfil its responsibilities under statutory guidance. The Local Safeguarding Children Boards of Cheshire East, Cheshire West and Chester, Halton and Warrington, along with Cheshire Constabulary, had collaborated to produce a Pan Cheshire Joint Protocol. It was reported that all four local authorities agreed to go ahead with a joint commission with Halton as the lead authority. Catch 22 had been the successful provider since 2012.

It was further reported that the services were due to end on 31 March 2014. A waiver of Procurement Standing Orders was requested to enable service delivery to continue without disruption, enabling the Council to fulfil its statutory duty regarding looked after children. Details of the Business Case for the continuation of the service were contained in the report for Members' consideration.

Reason(s) for Decision

Cheshire East, Cheshire West and Chester and Warrington Local Authorities had all agreed to go forward for the next 12 months with the same provider.

Alternative Options Considered and Rejected

Not applicable.

Implementation Date

1 April 2014.

RESOLVED: That

- 1) in light of the exceptional circumstances set out in the report, the relevant Procurement Standing Orders through 1.8.4 (c) be suspended, where compliance with Standing orders would result in a clear financial or commercial detriment to the Council, 1.8.4. (f) where compliance with Standing Orders would be inconsistent with Joint and Partnership working, or special external funding arrangements, in respect of the contracted Missing from Home and Care Services. Procurement Standing Orders 3.1 to 3.7 be waived on this occasion in order to extend existing contract with Catch 22 for the provision of Missing from Home and Care Services to children and young people across the four Local Authorities in Cheshire, in order to ensure continuous care and support; and
- 2) the Strategic Director, Children and Enterprise, be authorised, in conjunction with the Portfolio holder for Children, Young People and Families, to enter into the above contract for one year from April 2014 to the end of March 2015.

EXB78 – WAIVER – SERVICE LEVEL AGREEMENT LEARNING OUTSIDE THE CLASSROOM

The Board considered a report of the Strategic Director, Children and Enterprise, which sought approval for the waiver of Procurement Standing Orders for the provision of the Learning Outside the Classroom, Visits and Outdoor Education Advice and Guidance Service.

The Board was advised that the authority had engaged the services of Cheshire West and Chester (CWaC) Quality Learning Partner's Outdoor Education Adviser (QLP OEA) to enable the authority to operate within the

requirements of legal frameworks in the context of learning outside the classroom (LOtC). It was reported that to underpin service delivery, the Council operated a web-based educational visits notification, approval and database system provided by Edufocus. This supported schools and educational establishments in planning off-site activity.

It was reported that the combined service provided by CWaC and Edufocus delivered efficient support and robust management of LOtC for schools and establishments. The report asked for a waiver of Standing Orders to allow the continuation of the current service during which time a full review would be undertaken. A market testing exercise and procurement process over the next 12 months would be undertaken if required.

RESOLVED: That the use of Procurement Standing Orders 1.8.4 (e), to waive Procurement Standing Orders 4.1. – Competition Requirements – be approved.