

Council

Agenda

Date:	Monday, 20th October, 2008
Time:	6.30 pm (or at the rise of the special Council meeting, which commences at 6pm)
Venue:	The Council Chamber, Congleton Town Hall

The agenda is divided into 2 parts. Part 1 is taken in the presence of the public and press. If there are any Part 2 items these will be considered in the absence of the public and press for the reasons indicated on the agenda and at the foot of each report.

PART 1 – MATTERS TO BE CONSIDERED WITH THE PUBLIC AND PRESS PRESENT

1. Apologies for Absence

2. Declarations of Interest

To provide an opportunity for Members and Officers to declare any personal and/or prejudicial interests in any item on the agenda

3. Chairman's Announcements

To receive such announcements as may be made by the Chairman of the Council

4. Public Speaking Time/Open Session

In accordance with Procedure Rules Nos.11 and 35 a total period of 15 minutes is allocated for members of the public to address the Committee on any matter relevant to the work of the Committee.

Individual members of the public may speak for up to 5 minutes but the Chairman will decide how the period of time allocated for public speaking will be apportioned where there are a number of speakers.

Note: In order for officers to undertake any background research it would be helpful if questions were submitted at least one working day before the meeting.

5. Minutes of Previous meeting (Pages 1 - 8)

To approve the Minutes of the meeting held on 30 July 2008.

6. Records of Decisions of the Cabinet and Minutes of other Committees

To receive formally the following records of decisions of the Cabinet and Minutes of other Committees as follows: -

- a) Standards Committee - 8 July 2008** (Pages 9 - 12)
- b) Staffing Committee - 14 July 2008** (Pages 13 - 16)
- c) Governance & Constitution Committee - 14 July 2008** (Pages 17 - 24)
- d) Cabinet - 17 July 2008** (Pages 25 - 32)
- e) Advisory Panel - People -22nd July 2008** (Pages 33 - 38)
- f) Advisory Panel - Places - 23 July 2008** (Pages 39 - 44)
- g) Staffing Committee - 25 July 2008** (Pages 45 - 46)
- h) Staffing Committee - 28 July 2008** (Pages 47 - 48)
- i) Advisory Panel - Performance and Capacity - 29 July 2008** (Pages 49 - 52)
- j) Council - 30 July 2008** (Pages 53 - 60)
- k) Scrutiny Committee - 7 August 2008** (Pages 61 - 66)
- l) Cabinet - 12 August 2008** (Pages 67 - 74)
- m) Cabinet - 8th September 2008** (Pages 75 - 82)
- n) Governance & Constitution Committee - 8 September 2008** (Pages 83 - 88)
- o) Staffing Committee - 11 September 2008** (Pages 89 - 90)
- p) Staffing Committee - 12 September 2008** (Pages 91 - 92)
- q) Staffing Committee - 16 September 2008** (Pages 93 - 96)
- r) Advisory Panel - Performance & Capacity - 17 September 2008 - To Follow**
- s) Advisory Panel - Places - 22 September 2008** (Pages 97 - 104)
- t) Advisory Panel - People - 23 September 2008** (Pages 105 - 112)
- u) Governance and Constitution Committee - 6 October 2008 - To Follow**
- v) Standards Committee - 7 October 2008** (Pages 113 - 116)
- w) Cabinet - 7 October 2008** (Pages 117 - 124)

7. Notice of Motion (1) (Pages 125 - 126)

To consider the attached Notice of Motion, which has been submitted by Councillors D Flude and C Thorley, in accordance with Procedure Rule 12.

8. Notice of Motion (2) (Pages 127 - 128)

To consider the attached Notice of Motion, which has been submitted by Councillors D Flude and T Beard, in accordance with Procedure Rule 12.

9. Result of By-Election

The Chief Executive to report the result of the by-election for the Knutsford ward of Cheshire East, held on 9 October 2008.

10. Changes to the Constitution (Pages 129 - 136)

To report to Council the recommendations of the Governance and Constitution Committee and to seek Council's agreement upon the Council's Constitution.

11. Proposals for Charter Trustees (Pages 137 - 140)

To advise the Council of proposals made by Macclesfield and Crewe and Nantwich Borough Councils for the appointment of Charter Trustees for towns in their areas.

12. Appointment of Independent Members to Standards Committee

(Pages 141 - 144)

To seek the approval of full Council to the appointment of five Independent Members to the Standards Committee.

13. Consolidated (Interim) Sustainable Community Strategy for Cheshire East

(Pages 145 - 206)

To receive the Consolidated Sustainable Community Strategy for Cheshire East (Appendix 1) as an interim document and agree its use as the basis for corporate and financial planning prior to vesting day.

14. Local Development Scheme Cabinet Report (Pages 207 - 292)

To approve the Cheshire East Local Development Scheme recommended by Cabinet on 7 October 2008, and, subject to the coming into force of regulations enabling the submission of the Cheshire East Local Development Scheme to the Secretary of State for Communities and Local Government, to authorise the Chief Executive to submit the approved scheme accordingly.

15. Questions

In accordance with Procedure Rules 11, opportunity is provided for Members of the Shadow Council to ask the Chairman, the appropriate Cabinet Member or the Chairman of a Committee any question about a matter which the Shadow Council, the Cabinet or the Committee has powers, duties or responsibilities.

Questions must be sent in writing to the Interim Monitoring Officer at least 3 clear working days before the meeting.

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CHESHIRE EAST COUNCIL**Minutes of a meeting of the Council**

held on Wednesday, 30th July, 2008 at Council Chamber, Municipal Buildings, Earle Street, Crewe

PRESENT

Councillor Mrs M Simon (Chairman)

Councillor G Baxendale (Vice-Chairman)

Councillors Mrs E Alcock, Miss C Andrew, A Arnold, Mrs R Bailey, A Barratt, C Beard, T Beard, D Bebbington, D Beckford, Mrs S Bentley, D Brickhill, S Broadhurst, D Brown, D Cannon, R Cartlidge, S Conquest, J Crockatt, H Davenport, M Davies, R Domleo, B Dykes, P Edwards, P Findlow, W Fitzgerald, Mrs D Flude, Miss S Furlong, Mrs H Gaddum, L Gilbert, Mrs E Gilliland, J Goddard, J Hammond, M Hardy, Mrs M Hollins, D Hough, J Jones, Mrs S Jones, F Keegan, A Knowles, A Kolker, W Livesley, P Mason, S McGrory, R Menlove, Mrs G Merry, A Moran, B Moran, H Murray, J Narraway, D Neilson, R Parker, M Parsons, A Ranfield, A Richardson, B Silvester, Mrs L Smetham, D Stockton, Mrs D Thompson, C Thorley, A Thwaite, Mrs C Tomlinson, D Topping, R Walker, J Walton, Mrs J Weatherill, R West, R Westwood, P Whiteley and J Wray

20 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors M Asquith, Mrs R Bailey, G Barton, R Fletcher, Mrs B Howell, Ms O Hunter, Mrs T Jackson, J Macrae, A Martin and Mrs M Martin.

21 MINUTES OF PREVIOUS MEETING

RESOLVED - The minutes of the meeting of the Council held on 13 May 2008 be confirmed as a correct record and signed by the Chairman.

22 CHAIRMAN'S ANNOUNCEMENTS

The Chairman referred with sadness to the death on 12 June, of the Cheshire East and former Cheshire County Councillor Bert Grange, a representative of the Knutsford Division. The Chairman referred to his well attended memorial service and the high esteem Councillor Grange had been held in by all his colleagues and residents of Knutsford. She extended on behalf of the Council, her sympathy to his wife Celia and the rest of his family.

Members then paid their own tributes to Councillor Grange and stood in silence for a minute in his memory.

23 RECORDS OF DECISIONS OF THE CABINET AND MINUTES OF OTHER COMMITTEES

It was moved and seconded that the Minutes of the following Committee meetings and the Executive decisions as referred to within the Council Minute Book be received:-

Staffing Committee	20 May 2008
Cabinet	21 May 2008
Staffing Committee	4 June 2008
Governance and Constitution Committee	9 June 2008
Cabinet	16 June 2008
Scrutiny Committee	3 July 2008

24 DECLARATIONS OF INTEREST

There were no declarations of interest made at this stage of the proceedings.

25 PUBLIC SPEAKING TIME/OPEN SESSION

It was reported that, in accordance with Procedure Rules Nos.11 and 35, Mr Byron Evans of Crewe had given prior notice of his wish to ask questions at this meeting in relation to the following matters and spoke to them at the meeting: -

- Members Allowances – to ask the Council to consider amending the Constitution so that it had to abide by the decision of the Independent Remuneration Panel;
- Constitution: sharing of information between Councillors – does this conflict with the Code of Conduct on disclosure of information?
- Lack of information to the General Public regarding the timetable of meetings and availability of agenda to the Public

The Leader of Council responded to the matters raised as follows:

As many Members will be aware, the Cheshire (Structural Changes) Order applied Cheshire County Council's Scheme of Member Allowances to the Shadow Council in the first instance. The Local Authorities (Member Allowances) Regulations also apply to the Shadow Council. These Regulations provide for an Independent Remuneration to be established in order to make recommendations upon the Shadow Council's allowances schemes.

The Regulations say that the Shadow Council must "have regard" to the recommendations of the Independent Remuneration Panel before it makes or

amends its Scheme of Allowances, but that is all. There is no requirement upon the Shadow Council to adopt all of the Panel's recommendations without amendment. In this case, the Independent Remuneration Panel acknowledged that the Shadow Council would want to exercise some discretion over certain allowances, hence the recommendations before the Council today.

With regard to the question about the sharing of confidential information between Shadow Councillors, I think that Councillor Evans has perhaps misunderstood Article 2 of the Shadow Council's Constitution.

This provision was taken from the Model Constitution prepared by the Government Department and says that Shadow Councillors shall not divulge confidential information to anyone other than Shadow Councillors or others who are "legally entitled to know it".

The only circumstances in which a Shadow Councillor could divulge confidential information to a colleague Shadow Councillor would be where that colleague was "legally entitled to know" ie he/she was a member of the relevant committee, or for some other legally justified reason.

Turning to the question about availability of information to members of the public about Shadow Council meetings and hard copy documents, I believe that whilst there is always opportunity to improve, we are doing a good job in both areas.

The Shadow Council has a website which makes available to all Members of the public full information about when Shadow Council meetings will take place. Copies of agendas and reports are also available to those individuals at the touch of a button.

For those without access to the internet, hard copies of all agendas and public reports are made available at the various Council offices around the Shadow Council's area. If individuals wish to take away a set of papers, they are permitted to do so, and this is written into the Constitution at page 59.

Relevant details of forthcoming meetings are also publicised in hard copy form, with copies being provided to public libraries and information points.

It is right to say that we presume many people will want to view copies of agendas and reports on-line. Many people find this the most convenient way of looking at documents as it removes the need for them to attend the Council offices in order to do so. It is also an indicator of the Shadow Council's approach to conserving natural resources and avoiding the waste of paper.

26 NOTICES OF MOTION

There were no Notices of Motion submitted.

27 CONSTITUTIONAL ISSUES: CHANGES TO PORTFOLIOS

Consideration was given to a report from the Leader of Council detailing the proposed allocation of Portfolio responsibilities to the Shadow Council's individual Cabinet Members. It was not intended at this stage to empower individual Members to take Executive decisions. Unless and until any further constitutional

changes take place, such decisions would continue to be taken collectively by the Cabinet.

The appendix to the report set out details of the services for which Cabinet members were to be responsible together with key dependencies where the lead was a different Portfolio Holder. The Leader of the Council would not have specific Portfolio responsibilities.

It was **RESOLVED** -

- 1 Portfolios of responsibility be allocated to the Shadow Council's Cabinet Members in accordance with the Appendix to the Leader's report and as follows:
 - Children and Family Services: Councillor Paul Findlow
 - Adult Services: Councillor Roland Domleo
 - Health and Wellbeing: Councillor Andrew Knowles
 - Environmental Services: Councillor David Brickhill
 - Prosperity: Councillor Jamie Macrae
 - Safer and Stronger Communities: Councillor Brian Silvester
 - Resources: Councillor Frank Keegan
 - Procurement, Assets and Shared Services: Councillor Peter Mason
 - Performance and Capacity: Councillor David Brown
- 2 the Interim Monitoring Officer be authorised to make appropriate consequential changes to the Shadow Council's Constitution in order to reflect the allocation of Portfolio responsibilities.

(Note: During discussion of this item, Councillor D Flude declared a personal interest on the grounds that she was a member of the Alzheimer's Society, Crossroads Care and Independent Advocacy.)

28 CONSTITUTIONAL MATTERS: RESPONSIBILITIES OF THE STAFFING COMMITTEE AND PROVISION OF INDEMNITIES

The Interim Monitoring Officer submitted a report seeking

- (i) authority to increase the responsibilities of the Staffing Committee and
- (ii) agreement to provide an indemnity to those representing the Council on various bodies.

It was proposed that all non-executive staffing matters will become the responsibility of the Staffing Committee except where, in the opinion of the Chief Finance Officer, they could have a significant financial impact on the Council. In coming to a view as to whether the financial impact would be significant the Chief

Finance Officer will need to take into account a range of factors guided by 7.5 of the report.

Authority was sought to identify those individuals acting in a representative capacity on behalf of the Authority to the maximum permitted by the Local Authorities (Indemnities for Members and Officers) Order 2004. The Appendix set out a report considered by the Governance and Constitution Committee on 14 July 2008 when it had under its delegated authority, approved indemnities for Members.

It was **RESOLVED** – That

- 1 the following be added to the responsibilities of the Staffing Committee:

“Making all non-executive decisions relating to staffing matters except where, in the opinion of the Chief Finance Officer, they could have a significant financial impact on the Council”;
- 2 the Shadow Council's Constitution is amended accordingly;
- 3 in determining whether decisions relating to staffing matters could have a significant financial impact on the Council, the Chief Finance Officer shall be guided by the contents of paragraph 7.5 of the report; and
- 4 those individuals acting in a representative capacity on behalf of the Authority be indemnified to the maximum extent permitted by the Local Authorities (Indemnities for Members and Officers) Order 2004.

29 CIVIC AND CEREMONIAL ISSUES

Consideration was given to a report from the Governance Lead (East) briefing the Shadow Council on a number of Civic and Ceremonial Issues, and requesting the Council to identify any specific matters to be pursued for retention or adoption from April 2009.

During the ensuing debate the Leader of the Council responded to a number of questions relating to the history and status of local Mayors in Cheshire East, the inclusion of Aldermen and Freemen in considerations and differences in public perception of a Mayor or Chairman,

RESOLVED - That

- 1 the Council agrees in principle to submit a Petition for the grant of a Charter conferring Borough status on Cheshire East Unitary Council from April 2009.
- 2 approval should be sought to the adoption of an appropriate Coat of Arms for the Authority.
- 3 the three current Borough Councils and Cheshire County Council be invited to support the Petition for Borough status for Cheshire East, and to identify as soon as possible any proposals for the continuation of their existing rights and privileges beyond vesting day.

- 4 The position concerning Honorary Aldermen, Honorary Freeman and the Cheshire Lieutenancy be noted at this stage.
- 5 The Governance and Constitution Committee be authorised to take forward the detailed arrangements for the grant of Borough Status and a Coat of Arms, and to respond on behalf of the Council to any proposals for the preservation of existing rights and privileges, including recognition of the existing Honorary Freeman of outgoing authorities in consultation with the Department for Communities and Local Government.
- 6 Periodic progress reports be made by the Committee to this Council.

30 MEMBERS' ALLOWANCES SCHEME

Consideration was given to a report from the Governance and Constitution Committee following its deliberation on the recommendations of the County Council's Independent Remuneration Panel about the Members' Allowances Scheme for the Shadow period. The Committee had made the following recommendations:-

- a. "A proportion of the County Council's Basic and Special Responsibility Allowances being applied to the Shadow Council in the following sums:

	£ (per annum)
Basic Allowance	£4,800
Council Chairman	£4,000
Vice Chairman	£1,500
Council Leader	£15,000
Deputy Leader	£10,000
Cabinet Member	£7,500
<i>Committees (excluding Joint Liaison Committee)</i>	
Chair	£4,000
Vice Chair	£1,500
Spokesperson	No SRA to apply at present but it be noted that this role will develop with time
<i>Panels (Cabinet Advisory and other Panels)</i>	
Chair	£2,000
Vice Chair	£1,000
Spokesperson	No SRA to apply at present but it be noted that this role will develop with time
Opposition Group Leaders	£4,000
Deputy Leaders	Nil
Administration Group Whip	£3,000
Deputy Administration Group Whip	£1,500
Opposition Group Whip	£1,500
Opposition Group Deputy Whip	Nil

- b. The number of Special Responsibility Allowances which may be claimed by any individual Member of the Shadow Council be limited to one.
- c. Travelling and Subsistence Reimbursement Allowances and Dependents' Carers' Allowances be paid in accordance with the County Council's arrangements at the rates and in respect of the duties as indicated in the Scheme.
- d. The County Council's Nominated Member Duties allowances provisions should form part of the Shadow Council's Allowances Scheme, so as to enable the Chairman and Vice Chairman, Party Group Leaders and Deputy Leaders and Party Group Whips to claim travel and subsistence allowances for attendance, as required, at the Headquarters buildings of Cheshire County Council, Macclesfield Borough Council, Congleton Borough Council and Crewe and Nantwich Borough Council.
- e. Payment of all of the above allowances be applied retrospectively as appropriate from May 2008."

RESOLVED

- 1. to receive the report and recommendations of the Independent Remuneration Panel and to adopt the Governance and Constitution Committee's recommendations concerning the appropriate rates and application of allowances for payment from 2 May 2008; and
- 2. to thank the Independent Remuneration Panel Members formally for their work

31 QUESTIONS

There were no questions asked.

32 EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED

That the press and public be excluded from the meeting during consideration of the following items pursuant to Section 100(A)4 of the Local Government Act 1972 on the grounds that they involved the likely disclosure of exempt information as defined in Paragraphs 3 and 4 of Part 1 of Schedule 12A to the Local Government Act 1972 and public interest would not be served in publishing the information.

(Paragraph 3 concerns information relating to the financial or business affairs of any particular person (including the authority holding that information). Paragraph 4 concerns information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or office holders under, the authority).

33 SEVERANCE

The Portfolio Holder for Resources presented a report concerning the arrangements in relation to severance provisions for non-teaching employees in the new Council.

RESOLVED - To agree the following severance provisions apply to non-teaching employees of the Council from 1 April 2009 in a redundancy situation:

- (i) the removal of the statutory cap and pay the actual week's pay;
- (ii) in addition to paying the Statutory Redundancy Pay (SRP), the payment of an additional amount equivalent to that payment (i.e. giving a maximum payment of 60 weeks in total); and
- (iii) the provision for employees to use the additional payment (not the SRP) to purchase additional pensionable service in the Local Government Pension Scheme (LGPS) if they wish to do so and are a member.

The above provisions will be in addition to the mandatory release of accrued pension without reduction for employees over 50 who are in the Local Government Pension Scheme, subject to meeting the requirements of the Regulations.

34 APPOINTMENT OF CHIEF EXECUTIVE

Consideration was given to a report from the LGR Lead Officer outlining the process used for the recruitment of the Chief Executive and seeking ratification of the recommendation for appointment made by the Staffing Committee.

UNANIMOUSLY RESOLVED to ratify the recommendation of the Staffing Committee that Erika Wenzel be confirmed as the Chief Executive of Cheshire East Council with effect from a date to be arranged.

The meeting commenced at 9.30 am and concluded at 10.55 am

Councillor Mrs M Simon (Chairman)

CHESHIRE EAST COUNCIL**Minutes of a meeting of the Standards Committee**

held on Tuesday, 8th July, 2008

at the Municipal Buildings, Earle Street, Crewe

PRESENT

Councillors Mrs R Bailey, B Dykes, J Hammond, Mrs M Hollins, Mrs M Martin, M Parsons and Mrs L Smetham

Apologies

Councillors J Goddard

1 APPOINTMENT OF CHAIRMAN

It was reported that in order to comply with the Local Government Act 2000, and guidance from the Standards Board for England, the Standards Committee should have a Chairman who was an Independent Member. A Chairman was therefore appointed for the period prior to the recruitment of the Committee's Independent Members.

RESOLVED

That Councillor Lesley Smetham be appointed Chairman of the Cheshire East Standards Committee for this meeting and any subsequent meetings before the independent members are in post.

2 APOLOGIES FOR ABSENCE**3 DECLARATIONS OF INTEREST**

None.

4 PUBLIC QUESTION TIME/OPEN SESSION

No questions were received.

5 ROLE, RESPONSIBILITIES AND WORK PROGRAMME OF THE STANDARDS COMMITTEE

Consideration was given to the role and function of the Committee, and to those matters it would need to deal with in the period leading up to 1 April 2009. In addition a draft Work Programme was circulated at the meeting and this set out the main items to be dealt with each month.

RESOLVED

1. That the terms of reference be noted.

2. That the role of the Committee be noted in respect of Parish Councils in the period up to 1 April 2009.
3. That approval be given to the Work Programme circulated for the year 2008/2009.

6 RECRUITMENT OF INDEPENDENT AND PARISH COUNCIL STANDARDS COMMITTEE MEMBERS

Consideration was given to the process for the recruitment of the Committee's Independent and Parish Council representatives. The report detailed the different recruitment options available and set out suggested job descriptions and person specifications for each; in considering these it was requested that the wording of each be looked at to ensure that the terminology between the two was consistent. It was anticipated that the interviews for the Independent Members would be carried out during August.

RESOLVED

1. That approval be given to recruit Independent Members from the existing pool of Borough, and County Council Independent members.
2. That the job description and person specification for Independent Members be approved.
3. That Councillors John Hammond, Mike Parsons and Lesley Smetham (Deputy Councillor Rhoda Bailey) be appointed to a Panel of Members of the Committee to interview and recommend the appointment of the Independent Members to the Committee and to the Shadow Council.
4. That the Cheshire Association of Local Councils be requested to conduct a nomination process for the recruitment of Parish Council representatives with one nomination coming from each of the three existing Districts.
5. That approval be given to the job description and person specification for the Parish Council representatives subject to the wording being brought into line with that for the Independent Members.

7 PROMOTION OF HIGH STANDARDS OF ETHICAL BEHAVIOUR

Consideration was given to the initial steps to be taken to promote high standards within Cheshire East Council and the associated training and awareness requirements.

The Committee agreed with the suggestion that the Governance Group be asked to offer detailed sessions on the Code of Conduct for all Cheshire East Councillors, and requested that Members be asked which aspects in particular they would like to be included in the training. In addition it was requested that sessions should be included on declarations of interest, whistle blowing/anti bullying. With particular reference to the Standards Committee it was requested that training be given on disciplinary procedures, to include case studies of a Standards Committee hearing, and training on face-to-face sessions.

RESOLVED

That the report be approved and that training sessions be arranged to include the items now detailed.

8 FUTURE MEETING DATES

It was noted that the meeting of the Committee programmed to be on 14 October 2008 clashed with the Standards Board for England's Annual meeting. It was therefore agreed that it be held instead on 7 October 2008, starting at 10.00 am.

RESOLVED

That the next meeting of the Committee be held on 7 October 2008 at 10.00 am.

The meeting commenced at 2.00 pm and concluded at 3.00 pm

CHAIRMAN

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CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Staffing Committee**
held on Monday, 14th July, 2008
at the Board Room, Town Hall, Macclesfield

PRESENT

Councillor W Fitzgerald (Chairman)

Councillors A Arnold, Mrs R Bailey, Mrs D Flude, J Hammond and F Keegan

11 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor R Domleo

12 DECLARATIONS OF INTEREST

There were no declarations of interests from members.

Jan Burns, Cheshire County Council Lead Officer, Cheshire East Joint Implementation Team, declared a potential personal interest in Item 21 on the agenda. She briefed Members of the Committee on her personal position in relation to the second tier posts. Members considered this and, in view of the fact that she had no personal interest, agreed she should continue to support the organisational design and recruitment process.

13 PUBLIC SPEAKING TIME/OPEN SESSION

There were no questions from members of the public.

14 EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED that under Section 100(A)(4) OF THE Local Government Act 1972, the public and press be excluded from the meeting for the following items of business on the grounds that it would involve the likely disclosure of exempt information as defined in paragraph 3 of Part 1 of Schedule 12(A) of the Act.

15 MINUTES OF PREVIOUS MEETING

The Minutes of the meeting held on 4 June 2008 were accepted.

16 URGENT ITEMS OF BUSINESS

The Chairman considered the following urgent items of business so that the issues could be settled before the Chief Executive and subsequent Second and Third tier Appointments are made:

Mileage Allowances

Constitutional issue- Powers of the Committee

Executive Member participation at Staffing Committee meetings

17 URGENT ITEM: MILEAGE ALLOWANCES

The Committee considered a report that would be determined by the Chairman of the Council under urgency procedures relating to discussions with the Trade Unions on proposals in relation to pay, gradings and key terms and conditions.

RESOLVED: to support the recommendation to the Shadow Council that it agree to apply the NJC provisions in relation to car allowances and not to provide a car lease scheme.

18 URGENT ITEM: CONSTITUTIONAL ISSUE - POWERS OF THE COMMITTEE

Having regard to the decision made in minute 17 above, it was becoming clear that a number of other related matters may also require speedy decision making and it would be helpful for this Committee to be granted delegated authority from the full Council to agree such matters

RESOLVED: that the following recommendation to full Council to amend the Constitution be supported:

“that Council delegate all decision making relating to Staffing matters which, in the opinion of the Interim Monitoring Officer, do not have significant financial impact on the Council, (such matters being reserved for Council) to this Committee provided that such functions are not Executive functions as defined in the relevant Regulations and the Local Government Act 2000.”

19 URGENT ITEM: EXECUTIVE MEMBER PARTICIPATION AT STAFFING COMMITTEE MEETINGS

Consideration was given to enabling Executive Members to participate freely in the Staffing Committee by way of substitutes. It was noted that within the Council's Constitution the following provision had been made. Rule 1 of Appendix 5 to the Council's Procedure Rules relating to Committees and Sub Committees (Procedure Rule No 23.) allowed a Group by Notice to the Interim Monitoring Officer to vary its representation on a Committee or Sub Committee.

Similarly Rule 2 permitted the Shadow Council to approve from time to time lists of approved reserve Members from each political group who may act as reserve members for each Committee and Sub Committee. Council Procedure Rules 38 and 49 also set out the provisions for attendance of Members and supply of Agenda and Minutes to those Members for meetings of Committees and Sub Committees for which they were not appointed members.

The Committee also considered best practice in respect of attendance by Members at all Staffing Committee meetings in connection with the selection and recruitment of a particular post.

RESOLVED: that for Second tier appointments:-

- (1) to adopt the best practice of consistent attendance by Members of the Committee at meetings related to the selection and recruitment of a particular post and
- (2) Cabinet Members with the relevant Portfolio holding also be present as substitutes at such meetings, subject to the provisions contained within the Council's Procedure rules.

20 APPOINTMENT OF A CHIEF EXECUTIVE

The Committee considered the long listed candidates and the initial assessment by the approved consultants.

RESOLVED:

- (1) that Candidates M ,I ,F A and L be shortlisted for interview; and
- (2) the format for the final selection process be agreed.

21 APPOINTMENT OF SENIOR MANAGERS

The Committee discussed issues relating to the recruitment of the second tier posts.

RESOLVED:

- (1) to consider the remuneration of the second tier posts at the meeting on 24 July 2008; and
- (2) the process and broad timetable for the appointment of tier two posts be agreed.

The meeting commenced at 10.00am and concluded at 13.00pm

CHAIRMAN

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CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Governance & Constitution Committee**
held on Monday, 14th July, 2008 at East Committee Room, Municipal
Buildings, Earle Street, Crewe, Cheshire, CW1 2BJ

PRESENT

Councillor A Ranfield (Chairman)
Councillor D Topping (Vice-Chairman)

Councillors M Asquith, C Beard, Mrs S Bentley, D Cannon, R Cartlidge,
Mrs S Jones, A Kolker, A Moran, R Walker and P Whiteley

OFFICERS PRESENT

Julie Openshaw - Interim Monitoring Officer
Brian Reed – LGR Governance Group
Gerry Budd - LGR Governance Group
Karen McIlwaine – on behalf of LGR Governance Group
Carole Roberts – Democratic Services, Cheshire East
Diane Richardson – Democratic Services, Cheshire East

7 DECLARATIONS OF INTEREST

There were no declarations of interest.

8 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors G Merry and B Moran.

9 PUBLIC SPEAKING TIME/ OPEN SESSION

There were no questions from members of the public.

10 MINUTES OF PREVIOUS MEETING

The Minutes of the meeting held on 9 June were approved as a correct record.

Members requested that in future, the Minutes also record the officers present at meetings.

11 CHESHIRE EAST WORK PLAN

Brian Reed on behalf of the LGR Governance Group presented a plan of work for consideration. The proposed Work Plan was set out in appendix

1 to the report and indicated the breadth of work for the Committee. Members noted that the work plan was very challenging and some flexibility would also be needed as other unknown areas of work were expected to arise during the year.

RESOLVED

1. to agree the first version of the Work Plan as the basis for the Committee's work during the remaining life of the Shadow Council; and
- 2 to note that the work plan will be developed and periodically brought back to the Committee for approval.

12 MEMBERS' ALLOWANCES SCHEME

The Governance Lead Officer submitted a paper setting out the recommendations of Cheshire County Council's Independent Remuneration Panel for the Members Allowances Scheme for the Shadow period. It was noted that full consideration of the recommendation had been deferred at the last Committee meeting. Members then considered the Panel's recommendations in full and the proposed scheme as set out in the Appendix to the paper. The following matters were raised during the lengthy debate :-

- It was acknowledged, in agreeing the allowances, that a proportion of the County's allowances will be being accepted
- the Special Responsibility Allowance (SRA) for the Chairman should be increased from the suggested £3,000 to £4,000
- Whilst the Committee wanted the offices of Committee and Panel Spokespersons to be left in the list by way of acknowledgement of the role, and that this role would develop, there should be no allowance for either during the Shadow Council period
- There was significant debate on payment of SRA, and the original suggestion of a limit of x1 SRA per member should be applied
- Some clarification should be brought to the occasions upon which travel and subsistence allowances may be claimed. The general consensus of the meeting was that this should be specified as being limited to official Shadow Council business only.

RESOLVED

That this Committee make the following recommendations concerning the appropriate rates and application of allowances for payment from 2 May 2008 to the Council at its meeting to be held on 30 July 2008:-

1. That the report and recommendations of the Independent Remuneration Panel be received and the Panel be thanked for their work.
2. The Shadow Council be recommended to adopt the County Council's Allowances Scheme, as set out in the Independent Panel's report, subject to:
 - a. A proportion of the County Council's Basic and Special Responsibility Allowances being applied to the Shadow Council in the following sums:

	£ (per annum)
Basic Allowance	£4,800
Council Chairman	£4,000
Vice Chairman	£1,500
Council Leader	£15,000
Deputy Leader	£10,000
Cabinet Member	£7,500
<i>Committees (excluding Joint Liaison Committee)</i>	
Chair	£4,000
Vice Chair	£1,500
Spokesperson	No SRA to apply at present but it be noted that this role will develop with time
<i>Panels (Cabinet Advisory and other Panels)</i>	
Chair	£2,000
Vice Chair	£1,000
Spokesperson	No SRA to apply at present but it be noted that this role will develop with time
Opposition Group Leaders	£4,000
Deputy Leaders	Nil
Administration Group Whip	£3,000
Deputy Administration Group Whip	£1,500
Opposition Group Whip	£1,500
Opposition Group Deputy Whip	Nil

- b. The number of Special Responsibility Allowances, which may be claimed by any individual Member of the Shadow Council, be limited to one.

- c. Travelling and Subsistence Reimbursement Allowances and Dependents' Carers' Allowances be paid in accordance with the County Council's arrangements at the rates and in respect of the duties as indicated in the Scheme.
- d. The County Council's Nominated Member Duties allowances provisions should form part of the Shadow Council's Allowances Scheme, so as to enable the Chairman and Vice Chairman, Party Group Leaders and Deputy Leaders and Party Group Whips to claim travel and subsistence allowances for attendance, as required, at the Headquarters buildings of Cheshire County Council, Macclesfield Borough Council, Congleton Borough Council and Crewe and Nantwich Borough Council.
- e. Payment of all of the above allowances be applied retrospectively as appropriate from May 2008.

13 INDEPENDENT REMUNERATION PANEL

Brian Reed on behalf of the Governance Lead Officer advised of the requirement to appoint an Independent Remuneration Panel so that a Scheme of Members Allowances can be brought forward for 2009-10 and beyond.

RESOLVED

That arrangements be put in place for a Cheshire East Council Independent Remuneration Panel to be appointed and there be close liaison with the Independent Remuneration Panel for Cheshire West and Chester Council.

14 INDEMNITIES FOR MEMBERS AND OFFICERS

Gerry Budd on behalf of the Governance Group presented a paper setting out the current powers available to local authorities in relation to the provision of indemnities to elected Members and Officers and proposed that prior to Vesting Day, the Shadow Council agree an indemnity. The appendix to the paper set out the Local Authorities (Indemnities for Members and Officers) Order 2004. Members sought clarification of the instances in which the Indemnity may be used.

RESOLVED

That those individuals acting in a representative capacity on behalf of the Authority be indemnified to the maximum extent permitted by the Local Authorities (Indemnities for Members and Officers) Order 2004.

15 APPOINTMENTS TO OUTSIDE BODIES

Karen McIlwaine on behalf of the Governance Group presented a paper highlighting issues relating to the appointment to Outside Bodies by Cheshire East Council from 1 April and sought direction for a process to deal with such appointments.

Examples of outside bodies and the number of appointments currently made by existing authorities were set out in Appendix 1 to the paper. Nominees appointed to organisations were usually members but could also include officers. There was no clear definition of an outside body and consideration was given to including joint working arrangements such as shared use agreements so that appointments were not otherwise overlooked. The appointment of representatives to outside bodies could have implications for appointees, particularly those appointed as trustees or company directors. It was essential that members were aware of their roles within outside bodies and their legal responsibilities. A structured approach to appointments following good practice was outlined in Appendix 2 to the paper. The approach would limit potential risk for both elected members and the new authority. Appendix 2 also referred to indemnities for members, which had been addressed in a separate report earlier on the agenda (Minute 14 refers).

It was suggested that as well as reviewing the process of making appointments to outside bodies, changes required to ensure the new authority can continue its involvement should be identified, e.g. amendments to governance arrangements or to exit from the organisation. The paper indicated that members and officers attend various conferences throughout the municipal year – for example the LGA Annual Conference. It was suggested that attendance at conferences be included within the remit of any review to ensure that maximum benefit is derived to officers, members and the new authority. The paper recommended that a link be established with the Performance and Capacity Block looking at Local Strategic Partnerships, to which representatives of some outside bodies are appointed to ensure consistency.

To maximise future benefit to the community and the new authority, it was recommended that a process be developed for making appointments in the future, which is rational, manageable and compatible with corporate objectives. It was also suggested there be identification of legal and other issues to be addressed that will enable representation on key outside bodies to continue. Representations had been made to the Department of Communities and Local Government for regulations to allow existing appointees to continue as representatives of the new authority, post 1 April 2009, to facilitate the transition. Members then considered a number of options open to the new authority and noted that any requests received by the shadow authority to appoint representatives to outside bodies over the

next 9 months as part of the transition process should be dealt with as part of the work outlined in the report.

Members considered the various options set out in the report and noted option 4 in particular, a member led review of the appointments process that proposed the establishment of an Advisory or similar committee based on a small number of members set up as a working party to devise a work programme and develop recommendations to deal with appointments and implement best practice. A key advantage of this option was ownership at member level due to involvement in the process.

RESOLVED

1. That in order to put an effective and manageable process for appointments to outside bodies from 1 April 2009, to agree option 4, a member led review of the appointments process (as set out in paragraph 9.1) as the preferred approach to appointments and outside bodies
2. To agree the actions outlined in paragraph 9.2
3. To agree that the remit of the working party includes attendance at annual conferences, bodies of the nature outlined in paragraph 7.2, 7.3 and 7.5 and the appointment of both officers and members.
4. To agree that the appointment of members to outside bodies by the shadow authority be addressed as part of the work outlined in this report.
5. The membership of the working party consist of the Chairman of Committee – Councillor Tony Ranfield together with Councillors Roy Cartlidge; Shirley Jones; Rodney Walker; Paul Whiteley.

16 CHANGE OF START TIME FOR NEXT MEETING

The Chairman advised members that due to other commitments, both the Lead Officer from the Governance Group and himself would be unable to attend the next meeting of the Committee at the current scheduled time.

RESOLVED

that the start time for 8 September 2008 meeting of this Committee be re-arranged to enable the Chairman to attend and all members of the Committee be advised of the revised arrangements.

The meeting commenced at 2.00 pm and concluded at 3.55 pm

CHAIRMAN

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CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Cabinet**
held on Thursday, 17th July, 2008
at the Capesthorne Room - Town Hall, Macclesfield

PRESENT

Councillor W Fitzgerald (Chairman)
Councillor R Domleo (Vice-Chairman)

Councillors D Brickhill, D Brown, P Findlow, F Keegan, A Knowles, J Macrae,
P Mason and B Silvester

Visiting Councillors present – Councillors Lesley Smetham and David Neilson

21 APOLOGIES

No apologies were received.

22 DECLARATIONS OF INTEREST**Minute 25 (Transforming Learning Communities)**

Councillors David Brickhill, Paul Findlow and Peter Mason declared personal interests in this item by virtue of being Members of Cheshire County Council.

In accordance with the Constitution they remained in the meeting during consideration of this item.

Minute 26 (Office Accommodation for the New Council)

Councillors David Brown and Roland Domleo declared personal interests in this item by virtue of being Members of Congleton Borough Council. In accordance with the Constitution they remained in the meeting during consideration of this item.

Minute 33 (Waste Disposal and Waste Treatment PFI Contract)

Councillors David Brickhill, Paul Findlow and Peter Mason declared personal interests in this item by virtue of being Members of Cheshire County Council.

In accordance with the Constitution they remained in the meeting during consideration of this item.

23 PUBLIC QUESTION TIME/OPEN SESSION**Transforming Learning Communities**

Questions were submitted on proposals for Bollington St Johns CE Primary School provision in Bollington. Councillor Paul Findlow responded and confirmed that a written copy of his response would be provided.

Waste Disposal and Waste Treatment PFI Contract

Brian Cartwright the Chairman of CHAIN (Cheshire Against Incineration) and Liam Byrne each submitted questions on this subject. In addition a further question was raised by Mr Byrne regarding the reason for this item being considered in the exempt section of the agenda. The Chairman confirmed that the reasons for the report being considered as an exempt item were set out in the agenda. Councillor David Brickhill responded to the other questions and confirmed that a written copy of his response would be provided.

24 MINUTES

RESOLVED

The minutes of the meeting held on 16 June 2008 were approved as a correct record.

25 KEY DECISION CE02 - TRANSFORMING LEARNING COMMUNITIES

(Councillors David Brickhill, Paul Findlow and Peter Mason had declared personal interests in this item. In accordance with the Constitution they remained in the meeting during its consideration.)

Consideration was given to a report Cheshire County Council's Director of Children's Services detailing a number of high profile important issues relating to the Transforming Learning Communities review of Macclesfield.

The Cabinet was informed that since the report had been prepared the decision sought by the Portfolio Holder had been amended to take account of representations received from the local community. A copy of the amended decision sought was circulated.

RESOLVED

For the reasons set out in the report and as now reported: -

The shadow Cheshire East Council Cabinet offers the following advice to the County Council's Children's Services Executive:

(i) Macclesfield TLC

- a) The Council warmly welcomes the proposed establishment of a new joint Church School to serve Macclesfield. It supports, therefore, the proposed closure of St Barnabas CE Primary School and St Edward's Catholic Primary School, and the establishment of a new joint Church School on the St Edward's site.

- b) The Council notes with regret the situation relating to Ash Grove Primary School and supports the County Council's proposal to enter into formal statutory consultation on the proposed closure of the school.
- c) The Council notes the situation in Bollington, but urges the County Council not to proceed with the statutory consultation on the proposed closure of Bollington St John's CE Primary School at this time. Cheshire East Council asks the County Council to invite the Governing Bodies of Bollington Cross CE Primary School and Bollington St John's CE Primary School to enter into a hard Federation, with a single Governing Body and Headteacher. It asks the County Council to support the Governing Bodies in considering Federation, which would prudently be achieved at the earliest opportunity. Thereafter, the Governing Body of the Federated schools should be asked to bring forward robust proposals to address the pressing need to reduce surplus accommodation at the Federated schools, with a view to reducing the level of surplus school places to an appropriate level. It is acknowledged that a failure to respond positively and swiftly to this invitation may result in the need for the proposed closure to be given further consideration.

(ii) **Alsager, Sandbach, Congleton and Holmes Chapel TLC Review**

Cheshire East Council endorses the action taken by the County Council to launch the TLC Review of the area and to engage in the informal consultation on possible options. It asks that the County Council should present the outcome of informal consultation to the Cabinet of the Shadow Authority at the earliest opportunity, so that the Cabinet is able to offer formative advice in determining the substance of any proposals for further consideration and how the review should proceed further.

(iii) **Primary Strategy for Change-Primary Capital Programme**

Cheshire East Council formally adopts the Strategy produced for Cheshire East by the County Council and expresses its gratitude for the work undertaken.

In accordance with Rule 13 of the Council's Scrutiny Procedure Rules and as the Chairman of the Scrutiny Committee had agreed that this decision should be treated as urgent, the call-in procedure does not apply to this decision.

26 **KEY DECISION CE05 - OFFICE ACCOMMODATION FOR THE NEW COUNCIL**

(Councillors David Brown and Roland Domleo had declared personal interests in this item. In accordance with the Constitution they remained in the meeting during consideration of this item.)

Consideration was given to a report of the Lead Officer on Infrastructure and Facilities. The report included information on the options for the location and nature of the Cheshire East administrative headquarters and the wider provision of office accommodation for the new Council.

RESOLVED

For the reasons set out in the report: -

1. The location of the Administrative Headquarters of Cheshire East Council be confirmed as Westfields, Sandbach and Congleton Borough Council be requested to ensure that the adjacent site is safeguarded for potential future use by the Council if required.
2. The physical provision of that office should follow the minimalist concept outlined in the report, incorporating only the key corporate functions listed in Appendix 2.
3. The Council's approach to the overall provision of office accommodation for both Members and Officers should be based on the full exploitation of new ways of working enabled by modern technology, making the most efficient use possible of office accommodation and reducing the need for excessive staff travel.
4. The Council should maintain a full presence in the existing offices in the principal communities of East Cheshire so as to maximise its accessibility to the public and sustain the positive economic effects of such presence.

27 CULTURE AND VALUES - TRANSITION AND BEYOND

Consideration was given to a report prepared by the Human Resources Joint Transition Project on a set of common transitional values to guide the period up to vesting day. The report also included options for a set of core organisational values for Cheshire East as an important step towards building a positive high performance culture for the new Council.

RESOLVED

For the reasons set out in the report: -

1. That support be given to the common transitional values proposed in paragraph 8.4 of the report and to the adoption of these by the Blocks and Joint Transition Projects supporting Cheshire East as outlined in paragraph 8.5.

2. That approval be given to the draft core values options of ASPIRE for the new Authority, outlined in Paragraph 7.2 of the report, with a view to wider consultation.

28 SECTION 24 APPLICATIONS FOR CONSENT

Consideration was given to a joint report of the Interim Monitoring Officer and the Interim Chief Finance Officer on Section 24 Specific Consents issued under delegated powers since the last meeting. It was reported that one delegated delegated had been made in respect of the sale of land and buildings at Oakdean Court, Wilmslow.

RESOLVED

For the reasons set out in the report: -

That the report be noted.

29 DISAGGREGATION OF SPECIFIC GRANTS AND FORMULA GRANT

Consideration was given to a report of the Interim Chief Finance Officer. The report detailed the Specific Grants that had been allocated by various Government Departments and other funding bodies to Cheshire County Council for 2009/10 and 2010/11 and that were now required to be disaggregated. The report set out the mechanism for this and how it would be implemented for Cheshire East Council and Cheshire West and Chester Council. The same information was given in respect of the Formula Grant allocated by the Department for Communities and Local Government.

RESOLVED

For the reasons set out in the report: -

1. That the mechanism for the disaggregation of the Cheshire County Council Specific Grants for 2009/10 and 2010/11 be noted and approval given to the proposals for the implementation of this mechanism for Cheshire East Council as detailed in Section 5.0.
2. That the agreement of the split of the revenue and capital Specific Grants be delegated for approval to the Portfolio Holder Resources in consultation with the Leader and the other Performance & Capacity Portfolio Holders as detailed in Section 5.6.
3. That the mechanism for the disaggregation of the Cheshire County Council Formula Grant for 2009/10 and 2010/11 be noted and approval given to the proposals for the implementation of this mechanism for Cheshire East Council as detailed in Section 6.0.

4. That the agreement of the split of the Formula Grant be delegated for approval to the Portfolio Holder Resources in consultation with the Leader and the other Performance & Capacity Portfolio Holders as detailed in Section 6.7.

30 CORPORATE IDENTITY/BRAND DEVELOPMENT

Consideration was given to a report of the Joint Implementation Team on the progress being made on the production of a new logo/brand for Cheshire East Council. Of the designs put forward for shortlisting the Cabinet expressed a preference for Hills and Water, the Wheat Sheaf and the Rising Sun.

RESOLVED

For the reasons set out in the report and as now given: -

That the design concepts depicting:

- (i) Hills and Water,
- (ii) the Wheat Sheaf and
- (iii) the Rising Sun

be selected for staff and public consultation with an invitation for 'creative input' prior to a final decision being made by Members.

31 PROGRESS REPORT

Consideration was given to a report of the Policy Support Team on progress made against key milestones, and highlighting the next steps for the coming months.

RESOLVED

For the reasons set out in the report: -

1. That the progress during June, detailed in Appendix 1, be noted.
2. That the revised milestones listed at the end of Appendix 1, be acknowledged.
3. That the activities to be undertaken throughout July and August, detailed in appendix 2, be noted.

32 EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED

That the press and public be excluded from the meeting during consideration of the following items pursuant to Section 100(A)4 of the Local Government Act 1972 on the grounds that they involved the likely

disclosure of exempt information as defined in Paragraphs 3 and 4 of Part 1 of Schedule 12A to the Local Government Act 1972 and public interest would not be served in publishing the information.

(Paragraph 3 concerns information relating to the financial or business affairs of any particular person (including the authority holding that information). Paragraph 4 concerns information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or office holders under, the authority.)

33 KEY DECISION CE04 - WASTE DISPOSAL AND WASTE TREATMENT PFI CONTRACT (PARAGRAPH 3)

(Councillors David Brickhill, Paul Findlow and Peter Mason had declared personal interests in this item. In accordance with the Constitution they remained in the meeting during its consideration.)

Consideration was given to a report by the County Waste and Planning Manager for the People Block which highlighted a number of key waste disposal issues and recommending a way forward.

RESOLVED

For the reasons set out in the report: -

That with minor amendments the recommendation be approved.

34 SEVERANCE PROVISIONS (PARAGRAPH 4)

Consideration was given to a report prepared by the Human Resources Joint Transition Project on arrangements in relation to severance provisions and the use of discretions within it for non teaching employees in the new Council.

RESOLVED

For the reasons set out in the report: -

That Council be recommended to approve the recommendations contained in the report.

35 SENIOR MANAGEMENT STRUCTURE/ORGANISATIONAL DESIGN (PARAGRAPH 4)

Consideration was given to a report by the Cheshire County Council Lead Officer on the top level management structure and organisational design of the Cheshire East Council.

RESOLVED

For the reasons set out in the report: -

That the recommendations in the report be approved and that the Joint Implementation Team be requested to develop the principles in Appendix 2.

The meeting commenced at 10.00 am and concluded at 12.00 noon

CHAIRMAN

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Advisory Panel - People**
held on Tuesday, 22nd July, 2008 at The Capesthorne Room - Town Hall,
Macclesfield

PRESENT

Councillors Miss C Andrew, D Brown, Mrs D Flude, W Livesley, H Murray,
Mrs C Tomlinson, R West and R Westwood

1 APPOINTMENT OF CHAIRMAN**RESOLVED**

Councillor Ray Westwood be appointed as Chairman for the ensuing year.

2 APPOINTMENT OF VICE CHAIRMAN**RESOLVED**

Councillor Carolyn Andrew be appointed as Vice Chairman for the ensuing year.

3 DECLARATIONS OF INTEREST

Councillor Dorothy Flude declared a personal interest in several of the matters included on the agenda by virtue of the fact that she was a member of the Alzheimer's Society, a member of Central Cheshire Advocacy Services for people with learning difficulties, a Trustee for Crossroads Care, a member of the Town History Society for Crewe and a member of the Family History Society of Cheshire. In accordance with the Code of Conduct, Councillor Flude remained in the meeting during consideration of these matters.

4 PUBLIC QUESTION TIME/OPEN SESSION

There were no public questions.

5 TERMS OF REFERENCE

Consideration was given to the suggested Terms of Reference for the Panel and a guidance note on the organisation and running of the Panel meetings.

In considering the Terms of Reference, it was suggested that Members might wish to indicate in which areas they had a particular interest or expertise.

RESOLVED

the Terms of Reference for the Panel be noted.

6 PANEL WORK PROGRAMME

The Panel was requested to consider its future Work Programme. In order to assist Members in their determination, presentations were given on the key issues as follows:

Personalisation and the Transformation of Adult Social Care

Phil Lloyd, County Manager (Community Care) Adults, attended the meeting and gave a presentation on the above matter. There was a rising costs relating to the provision social cost in that people were living longer and needed to be supported. This issue was addressed in the Local Authority Circular 1 of 2008, which required a whole system change to the delivery of social care, to enable every person across the spectrum of need to have choice and control over the shape of his/her support in the most appropriate setting. This would mean that everyone who received social care support, regardless of their level of need, in any setting, whether from statutory services, the third and community or private sector or by funding it themselves, would have choice and control over how the support was delivered.

Following the presentation Members of the Panel raised the following issues:

- It was queried whether there were year by year targets in respect of adult social care. It was reported that targets were set by the Commission for Social Care Inspectors. The new system marked a change, in that, instead of the Local Authority organising the care provision, individuals would receive an amount of money and contract with the social care provider directly.
- It was considered that a system which provided the opportunity for people to remain in their own homes should be welcomed and care provided to those who needed it.
- With regard to payments to be made to individuals it was queried whether there would be a process for monitoring this. It was reported that this was already the case and that the County Council was one of the best performing Authorities in terms of direct payments. To date there had been no evidence of misuse of funding. A new device was to be introduced (the Kent Card), which was similar to a credit card and would be credited with the appropriate amount and would mean that the Local Authority could see any statements, to allow monitoring.
- It was considered that delivery of the service should be done in the most cost effective way and should be considered at the same time as the budget setting process. It was queried what Members could do to assist with this process. It was noted that a whole system response to social care should result in a reduction in costs and there needed to be strong support from Members in respect of this.
- Information was sought in respect of the likely numbers of recipients and how the budget would be funded. It was agreed that this information would be provided to the Panel at a future meeting.
- It was considered that the Carer Strategy needed to be taken into account when consideration was given to this matter.
- The Panel's role in the transformation of adult social care was queried. It was reported that work was already under way and the County Council were working on proposals, which would be made available to the two new Cheshire

Authorities. The role of the Panel was vital to make sure that the proposals were fit for purpose and also to advise on how this matter should be taken forward. There would be a number of milestones in the process, which would be submitted to the Panel for comment, before formal approval by Cabinet.

Transforming the Quality of Dementia Care

Sheelagh Connolly, County Manager - Old People, attended the meeting and gave a presentation in respect of the above matter. Reference was made to the Department of Health Executive Summary "Transforming the Quality of Dementia Care", which was currently out to consultation, with comments invited by September 2008.

The aim was to secure significant improvements across three key areas in relation to dementia services: improved awareness; early diagnosis and intervention; and a higher quality of care and support in hospitals at home and in care homes. The final document would be produced in early Autumn 2008

Following the presentation Members of the Panel raised the following issues:

- It was queried whether there were any pharmaceutical or other solutions to prevent dementia. It was noted that developments were constantly being made. The National Institute of Clinical Excellence had produced evidence, which did not support the use of drugs. New technology provided the ability to provide systems in people's own homes to monitor and check what the issues were and to focus on the specific needs of individuals. In addition, there was a lot of information available in respect of the architectural design of buildings to assist people with dementia.
- It was queried whether it was proposed that support and respite would be provided to carers, in addition to those with dementia. It was confirmed that support would be provided both for individuals and also respite for carers.
- Reference was made to the provision of memory clinics and it was considered that early diagnosis was important. It was queried how the public would be made aware of this. It was noted that when the strategy was developed it was intended to launch a national campaign and it was suggested that a publicity campaign should also take place locally, at some stage. It would also be important to work jointly with the South and East Cheshire PCTs in respect of this issue.
- Information was sought in respect of the current number of those suffering from dementia and the predicted figures for the next 10-15 years, split across East and West Cheshire and also where resources were available, including residential care facilities and memory clinics and how these were divided across the two new Authority areas. It was agreed that this information would be provided to Members of the Panel following the meeting.
- It was noted that, in the presentation, reference had been made to problems associated with access to local services and it was queried where funding for local services should come from. It was considered that funding was an issue for the whole of society.

Cheshire Children and Young People's Plan

Rick Howell, Children's Services Development Manager, attended the meeting and gave a presentation in respect of the above matter. The Children's Act 2004 required that every Local Authority produce a Children and Young People's Plan, to be

reviewed annually. The expectation was that this would be led by the Local Authority, on behalf of local partners in a given area. The Children's Plan, prepared by Cheshire County Council on behalf of the Children's Trust had been circulated to Members of the Panel. It was noted that whilst the Plan was written for all children, it focused on those children potentially vulnerable to poor outcomes.

It was noted that the new Cheshire East Authority would need to have a Plan in place and it was suggested that the current Plan be adopted for the first year. The Panel might wish to give consideration as to how the Children's Plan and Community Trust should operate, as there were a number of different ways as to how business could be carried out, involving partners. It was suggested that a report in respect of this should be submitted to a future meeting of the Panel. A new set of regulations would be published shortly strengthening the expectations of the Children's Trust and improving outcomes for children and young people.

Following the presentation Members of the Panel raised the following issues:

- It was queried whether the reference to four special schools in Cheshire East included the school attached to the David Lewis Centre. It was reported that this was an independent sector organisation and any inspections would be carried out by Ofsted.
- Reference was made to the increasing problem of alcohol related matters with regard to young people and it was queried how this issue was to be addressed. It was noted that part of the challenge was to identify vulnerable children early and to provide support to parents and individual young children. There also needed to be improvements in respect of enforcement and this would need to involve the police.
- It was considered that one of the big changes within Local Authorities was the requirement for Councils to act as "corporate parents" and this was a large step forward in the role of psychological services in Cheshire. It was also considered that there was a lot of good work going on in schools and that more parents should be encouraged to be school governors.

High Quality Care for All - Lord Darzi's Review of the NHS

Neil Ryder, Director of Joint Commissioning, attended the meeting and gave a presentation in respect of the above matter. In the previous year, the Prime Minister had requested that Lord Darzi take forward a review of the NHS. The review had taken one year to carry out and a copy of the NHS next stage review final report summary had been circulated to Members of the Panel. The key points of the review, which linked with Local Authorities, was that one of the main messages was that the NHS needed to move forward in terms of measuring quality. The review highlighted issues in respect of demographics, advancements in treatments, the nature of disease and expectations in the work place. The review also picked up the issue of personalisation of services, in common with the paper considered earlier in the meeting relating to personalisation and the transformation of adult social care.

It was noted that Lord Darzi was keen to take forward issues within the regions. A copy of the summary of the vision for health and health care in the North West for the next ten years, produced by NHS North West (the strategic health authority) was circulated to the Panel. In addition the Department of Health document "NHS Next Stage Review - Our Vision for Primary and Community Care: What it means for Local Government" was circulated. Some of the key messages related to the piloting of individual budgets for health care and the requirement for Local Authorities and PCTs

to work together in its provision. It was noted that the Panel would have the opportunity to influence how this would be carried out.

Following the presentation Members of the Panel raised the following issues:

Reference was made to Government recommendations in respect of healthy eating and it was considered that many poorer families could not afford to do this. It was queried whether this was being considered. It was reported that, through community enterprises, businesses were encouraged to make healthy food available. However, in the past certain areas of the County had not had an equal right to investment in respect of health.

Heritage and Museum Service Forward Plan 2007-2010

Guy Kilminster, County Manger - Cultural Services and Emma Chaplain, Heritage and Museums Officer, attended the meeting and gave a presentation in respect of the above matter. It was noted that there were several areas that the Panel might want to consider, around the heritage and museums service in East Cheshire. East Cheshire would not have responsibility for directly running the museum service, however, existing Authorities supported a number of museums, including the Silk Museum at Macclesfield, Congleton Museum and Nantwich Museum, through the provision of grants and professional support.

Copies of the Cheshire County Council Heritage and Museum Service Forward Plan 2007-2010 had been circulated to Members of the Panel. The DCMS had set out its priorities for UK museums over the next ten years in "Understanding the Future" (October 2006). These were that museums will fulfil their potential as learning resources; museums will embrace their role in fostering, exploring, celebrating and questioning the identities of diverse communities; museum collections will be more dynamic and better uses; museum workforces will be dynamic, highly skilled and representative; museums will work more closely with each other and partners outside the sector.

The issue for the new Cheshire East Authority related to the level of support which should continue to be provided and the provision of grant aid. There was an opportunity to increase grant aid or to appoint a Museums Managing Officer. These issues would need to be considered as part of the budgetary process decisions, to be made in the next few months. It was noted that one specific area which needed to be addressed related to excavational archives, which were on deposit at the Salt Museum in Northwich and consideration would need to be given as to whether it would be better to deposit future excavations somewhere in East Cheshire. One option would be to increase the facility in one of the other existing museums or to have a Service Level Agreement with a neighbouring Authority, for them to hold the material on behalf of Cheshire East.

Following the presentation Members of the Panel raised the following issues:

- It was considered that there was potential to encourage and develop the educational aspects in respect of museums and that this should be considered at some point in the future.
- It was considered that museums were a vital part of the area's history. Reference was made to the Railway Works in Crewe and it was considered that this should be developed.

- It was noted that Congleton Museum was successful, as it provided different themes, which changed on a three monthly basis and provided interest for visitors. It was suggested that this approach might help to encourage visitors to the museums in Macclesfield.
- Reference was made to improvements made at Christ Church, Macclesfield which had involved local people, and it was considered that when people wished to be involved they should be encouraged.
- Reference was made to a recent presentation attended by Members in relation to Tatton Park and it was suggested that the museums should be promoted in a similar manner.

Work Programme

It was agreed that the following items should be included on the future Work Programme:

- 1 Personalisation
- 2 How Cheshire East sees its role as Corporate Parent
- 3 Value Added
- 4 Public Health issues/healthy eating
- 5 Dementia
- 6 The Children's Plan - How do we customise to Cheshire East and what are the key themes?
- 7 Review of how the Cheshire East Authority is utilising its potential as a new Authority and ensuring synergies are realised
- 8 Heritage and Museums Service - Focusing resources
- 9 Transforming learning communities

RESOLVED

A draft Work Programme be produced for the next meeting of the Panel.

7 FUTURE MEETING DATES

RESOLVED

That a Schedule of Meetings, based on a six weekly cycle from September 2008, be produced. The dates for future meetings would then be circulated as soon as possible, following agreement with the Chairman.

The meeting commenced at 2.00 pm and concluded at 4.20 pm

Councillor Ray Westwood
CHAIRMAN

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Advisory Panel - Places**
Held on Wednesday, 23rd July, 2008 at Municipal Buildings, Crewe

PRESENT

Councillors D Bebbington, D Brickhill, H Davenport, Mrs E Gilliland, D Hough, J Macrae, A Martin, A Moran, D Neilson, R Parker, B Silvester, C Thorley and J Walton

In attendance: Councillor D Brown
Councillor L Smetham
Councillor R Westwood

Apologies were received from Councillor Mrs J Weatherill

1 APPOINTMENT OF CHAIRMAN

RESOLVED

Councillor George Walton be appointed as Chairman for the ensuing year

2 APPOINTMENT OF VICE CHAIRMAN

RESOLVED

Councillor Liz Gilliland be appointed as Vice Chairman for the ensuing year.

3 DECLARATIONS OF INTEREST

A number of Councillors who were existing County Councillors, Borough Councillors and Town and Parish Councillors, declared a personal interest in the business of the meeting en bloc.

4 PUBLIC SPEAKING TIME/OPEN SESSION

There were no questions from members of the public.

5 TERMS OF REFERENCE

Members were invited to consider the following terms of reference proposed for the Panel and note the guidance provided on the organisation and running of Panel Meetings –

“To make recommendations for the development of policies and strategies for services within the remit of the Advisory Panel and any related issues and contribute to the development of the Corporate Plan insofar as the services within the Advisory Panel’s remit are concerned.”

Although not stipulated in the terms of reference, it was confirmed that recommendations emanating from the Panel would be submitted to the Cheshire East Cabinet. Members sought assurances, which were provided, that the involvement of Cabinet members during its deliberations would not result in any conflict of interest.

RESOLVED

That the Terms of Reference and Guidance Note be noted.

6 PANEL WORK PROGRAMME

A list of topics falling under the remit of the Places Advisory Panel had been included on the agenda and the Panel was invited to establish a number of Task Groups to consider each subject.

To assist the work of the Groups it was suggested that the Panel might find it beneficial to undertake a tour of east Cheshire to address any knowledge gap and to allow Councillors to gain a better understanding of the area; a proposal which was supported by the Members.

In considering its Work Programme, Members of the Panel raised the following issues:

Meetings of the three Advisory Panels (People, Places and Performance and Capacity) had been scheduled for July, with each Panel being invited to conduct its work by means of the appointment of Task Groups. Given the cross-cutting nature of the topics under review by the Panels. Councillor Brown requested that a composite schedule of Task Group appointments be created and circulated to all three Panels; setting out the remit of each Task Group, its membership and the officer appointed as its lead.

As the list of topics highlighted on the agenda was not comprehensive, the Panel was invited to nominate additional areas for inclusion into the work programme.

The additional topics put forward by the Panel were –

Subject	Matters for Consideration
Tatton Park	Cost and resource issues Management of facility
Minerals and Waste Planning Policy	Disaggregation
Development Management	Harmonisation of the Development Control Service across Cheshire East

Town Centres Redevelopment	Developments proposed for Crewe and Macclesfield
Crewe Gateway and Crewe Railway Station	Development of area Possible relocation of the station

The structure of the Task Groups was briefly debated. Councillor Gilliland stated that, to ensure the optimum use of the Panel's time, appropriate subjects could be brought together under a general heading with a minimum of four individuals appointed to each Group.

Of the topics proposed, the Panel concluded that climate change was an issue which should be ingrained within the culture of the authority from its inception and therefore did not require consideration by a Task Group. The assimilation of climate change objectives into the ethos of the Council could be demonstrated by Cheshire East becoming a signatory to the Nottingham Declaration on Climate Change and by the achievement of relevant environmental standards.

Having identified the subjects for review, Members deliberated on the way forward with regards to amalgamating the topics into a manageable work programme.

RESOLVED

That the following Task Groups be formed, with the following remit and membership and the Chairman attend those Task Group meetings where he is not a member wherever possible:

Task Group	Matters for Consideration	Membership
Car Parking	<ul style="list-style-type: none"> • Special Parking Area Status • Harmonisation of existing arrangements across Cheshire East • Operational responsibilities: 'in house' or external 	Cllr David Brickhill Cllr David Brown Cllr Derek Hough Cllr Arthur Moran Cllr Barry Moran
Crime and Disorder Reduction Partnership	<ul style="list-style-type: none"> • Integration of police and crime reduction partners into single CDRP • Arrangements below Cheshire East level • CCTV/licensing/education/PCSO's • Operation of services pan Cheshire 	Cllr Liz Gilliland Cllr Andrew Martin Cllr David Neilson Cllr Brian Silvester

Local Development Framework	<ul style="list-style-type: none"> • Local Development Scheme • Core Strategy • Minerals and Waste • Affordable Housing within the context of LDF 	Cllr Derek Bebbington Cllr David Brown Cllr Harold Davenport Cllr Derek Hough Cllr Jamie Macrae Cllr Robert Parker Cllr Chris Thorley Cllr Jacquie Weatherill
Strategic Developments	<ul style="list-style-type: none"> • Town Centre Developments • Crewe Gateway • Sub-Regional Economic Development • Manchester Airport • Housing Strategy 	Cllr Derek Bebbington Cllr Harold Davenport Cllr Jamie Macrae Cllr David Neilson Cllr Robert Parker Cllr George Walton Cllr Jacquie Weatherill
Tatton Park	<ul style="list-style-type: none"> • Cost and resource issues • Future structure of Tatton Park Management • Consideration of Options report 	Cllr Derek Bebbington Cllr Harold Davenport Cllr Liz Gilliland Cllr Jamie Macrae Cllr David Neilson Cllr George Walton
Waste Collection/ Disposal	<ul style="list-style-type: none"> • Harmonisation of existing arrangements across Cheshire East • Specification for the service • Cost and health and safety issues 	Cllr Derek Bebbington Cllr David Brickhill Cllr Liz Gilliland Cllr Arthur Moran Cllr David Neilson Cllr George Walton

To complete the process, the Block Lead for Places undertook to identify a lead officer for each of the Task Groups. Those present noted that meetings of the Groups would be informal and held in private. This would enable Members to discuss issues freely without the need to exclude press and public as and when confidential issues were being considered. Meetings of the Advisory Panel, to which the Task Groups would report would however, be held in public.

7 FUTURE MEETING DATES

The Panel was invited to agree a schedule of meetings, which it was suggested, should be based on a six weekly cycle commencing from September 2008.

RESOLVED

That the next meeting of the Advisory Panel - Places be arranged for Monday 22 September 2008, commencing at 2pm (venue to be confirmed) and that the dates for future meetings be circulated as soon as possible, following agreement with the Chairman.

The meeting commenced at 4.00 pm and concluded at 6.20 pm

Councillor George Walton
CHAIRMAN

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CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Staffing Committee**
held on Thursday 24th and Friday, 25th July, 2008 at Reynolds Room,
Mottram Hall Hotel, Wilmslow Road, Mottram St Andrew, Cheshire

PRESENT

Councillor W Fitzgerald (Chairman)
Councillor R Domleo (Vice-Chairman)

Councillors A Arnold, Mrs R Bailey, Mrs D Flude, J Hammond and F Keegan

22 APOLOGIES FOR ABSENCE

There were no apologies for absence

23 DECLARATIONS OF INTEREST

All Members declared a non-prejudiced interest.

24 PUBLIC SPEAKING TIME/OPEN SESSION

There were no questions from the public

25 EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED that under Section 100(A)(4) OF THE Local Government Act 1972, the public and press be excluded from the meeting for the following items, of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs 3 & 4 of Part 1 of Schedule 12(A) of the Act.

26 MINUTES OF PREVIOUS MEETING

The Minutes of the meeting held on 14th July were deferred to the next meeting of the Staffing Committee.

27 APPOINTMENT OF A CHIEF EXECUTIVE

Members interviewed five short-listed candidates as detailed in the confidential minute. The Committee agreed to recommend to Council on 30th July that Erika Wenzel be appointed as the Chief Executive for Cheshire East (subject to the Staff Employment Procedure Rules in relation to the Appointment of Head of Paid Service).

28 SECOND TIER REMUNERATION (LATE URGENT ITEM REQUESTED BY THE CHAIRMAN)

The Committee agreed the salaries for the three second tier Strategic Directors as follows:-

Strategic Director People: £130,000 (including 2008 pay award)

Strategic Director Places: £111,595(excluding 2008 pay award)

Strategic Director Performance & Capacity £111,595(excluding 2008 pay award)

The meeting commenced at 9.00 am and concluded at 5.00 pm

CHAIRMAN

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Staffing Committee**
held on Monday, 28th July, 2008 at Fred Flint Room, Westfields, Middlewich
Road, Sandbach

PRESENT

Councillor W Fitzgerald (Chairman)
Councillor R Domleo (Vice-Chairman)

Councillors A Arnold, Mrs R Bailey, Mrs D Flude, J Hammond and F Keegan

29 APOLOGIES FOR ABSENCE

There were no apologies for absence.

30 DECLARATIONS OF INTEREST

There were no declarations of Interest made.

31 PUBLIC SPEAKING TIME/OPEN SESSION

There were no questions from the public

32 MINUTES OF PREVIOUS MEETING

RESOLVED

The Minutes of the meetings held on 14 July 2008 and 24 July 2008 were approved as a correct record.

33 EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED

That the press and public be excluded from the meeting during consideration of the following items pursuant to Section 100(A)4 of the Local Government Act 1972 on the grounds that they involve the likely disclosure of exempt information as defined in Paragraphs 3 & 4 of Part 1 of Schedule 12A to the Local Government Act 1972 and public interest would not be served in publishing the information.

(Paragraph 3 concerns information relating to the financial or business affairs of any particular person (including the authority holding that information) Paragraph 4 concerns information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising

between the authority or a Minister of the Crown and employees of, or office holders under, the authority.)

34 LEGAL ISSUES

Members considered a report from the HR Lead Officer that identified potential risks in relation to the workforce arising from the re-organisation of the Cheshire local authorities.

RESOLVED – To note the potential legal risks.

35 DETRIMENT

This item was not considered

36 BRIEFING FOR TRADE UNION MEETING

Members were briefed for their meeting with the Trade union representatives

37 CONSTITUTION FOR MEETINGS OF STAFFING COMMITTEE AND TRADE UNIONS (WITH TRADE UNION REPRESENTATIVES PRESENT)

Members met with representatives of the Trade Unions and sought their views on a proposed constitution to govern the Staffing Committee meetings with the Trade Unions.

RESOLVED – the constitution be agreed and the union side agreed to provide the HR Lead Officer with details of the membership and who would act as Vice Chairman.

38 RESPONSE TO TRADE UNIONS (WITH TRADE UNION REPRESENTATIVES PRESENT)

Members met with representatives of the Trade unions and sought their views and gave responses on a number of issues as set out in the confidential minute.

The meeting commenced at 2.00 pm and concluded at 3.25 pm

CHAIRMAN

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Advisory Panel - Performance and Capacity** held on Tuesday, 29th July, 2008 at Sandbach Town Hall, High Town, Sandbach.

PRESENT

Councillors Mrs E Alcock, G Barton, T Beard, P Findlow, L Gilbert, J Hammond, M Hardy, F Keegan, P Mason, J Narraway, D Stockton and Mrs D Thompson

Apologies for absence were received from Councillor B Silvester.

1 APPOINTMENT OF CHAIRMAN**RESOLVED**

That Councillor John Hammond be appointed as Chairman for the ensuing year.

2 APPOINTMENT OF VICE CHAIRMAN**RESOLVED**

Councillor Diana Thompson be appointed as Vice Chairman for the ensuing year.

3 DECLARATIONS OF INTEREST

A blanket declaration of personal interest was made by those Councillors who were existing County Councillors, Borough Councillors and Town and Parish Councillors.

4 PUBLIC QUESTION TIME/OPEN SESSION

There were no questions from the public.

5 TERMS OF REFERENCE

Consideration was given to the suggested Terms of Reference for the Panel and a guidance note on the organisation and running of the Panel meetings.

RESOLVED

That the Terms of Reference and guidance note be noted.

6 PANEL WORK PROGRAMME

The Performance and Capacity Project Plan was circulated to Members of the Panel, in order to provide some background to the discussion relating to the establishment of a Work Programme. It was noted that the document explained the various Workstreams under the Performance and Capacity Block. Project Initiation Documents had been produced for each of the Workstreams and could also be provided to Members, on request. In addition, a high level plan for each of the Workstreams had been produced. It was suggested that the Panel might wish to consider which Workstreams it would like to examine in more detail.

In considering the Work Programme, Members of the Panel raised the following issues:

Councillor Brown explained the background to the Neighbourhood Area Working Panel, which had been set up. He had requested that officers in the Performance and Capacity Block examine the Sustainable Community Strategies, Corporate Plans and Local Development Framework for all four Authorities and to identify what was common to all of them and also to identify any unique issues. At the next meeting of the Neighbourhood Area Working Panel, consideration would be given to these documents, in order to ascertain where there was an overlap. There would also be an opportunity to engage with other Members of the Council.

Reference was made to the existing Neighbourhood Forums and it was considered that these should be maintained for the duration of the Shadow Authority, as it was considered best practice to have smaller groups within smaller communities. Consideration should be given as to what structures should be in place before April 2009 and where good work was already taking place this should be promoted. It was also felt that there was a need to maintain officer commitment and that Councillors should work alongside officers.

It was commented that, within the People and Places bid, the proposals for Area Forums mirrored what the County Council was proposing, at the same time. It was considered that existing Neighbourhood Forums were currently carrying out some good work. It was also felt that consideration should be given as to how services could be delivered, involving Town and Parish Councils. It was suggested that an exercise should be carried out to establish which Town and Parish Councils wished to be involved and also relating to budget issues and that the Panel should be advising in respect of this.

In order to establish the Work Programme for the Panel it was suggested that a number of Member Sub Groups be formed.

RESOLVED

1. that the following Task Groups be formed, with the following membership:

Customer Access

Councillors Terry Beard
Diana Thompson
Martin Hardy
John Narraway
Don Stockton

Finance

Councillors Terry Beard
Martin Hardy
Paul Findlow
Peter Mason

Corporate Development

Councillors Diana Thompson
John Hammond
Terry Beard
David Brown

Parish and Town Councils

Councillors John Hammond
Diana Thompson
Paul Findlow
Gary Barton
Elise Alcock
John Narraway
Frank Keegan
Les Gilbert
Don Stockton

ICT

Councillors Gary Barton
Don Stockton
Terry Beard
Martin Hardy
John Narraway

2. the relevant Portfolio Holders should attend meetings of the Task Groups.
3. the Task Groups meet on an informal basis supported by the Workstream Leads and will not be formally minuted.
4. the Task Groups meet as soon as possible to agree priorities and Members not appointed to the Sub Group could be involved in the work of the Groups, if required.

(It was also suggested that it might be useful for Members to attend appropriate officer meetings, as observers, to keep them informed of progress.)

7 FUTURE MEETING DATES

RESOLVED

the Cheshire East Democratic Services Team draw up a schedule of meetings, based on a six weekly cycle from September 2008 and the dates for future meetings to be circulated as soon as possible, following agreement with the Chairman.

The meeting commenced at 5.00 pm and concluded at 5.55 pm

Councillor J Hammond
CHAIRMAN

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CHESHIRE EAST COUNCILMinutes of a meeting of the **Council**

held on Wednesday, 30th July, 2008 at Council Chamber, Municipal Buildings, Earle Street, Crewe

PRESENT

Councillor Mrs M Simon (Chairman)

Councillor G Baxendale (Vice-Chairman)

Councillors Mrs E Alcock, Miss C Andrew, A Arnold, Mrs R Bailey, A Barratt, C Beard, T Beard, D Bebbington, D Beckford, Mrs S Bentley, D Brickhill, S Broadhurst, D Brown, D Cannon, R Cartlidge, S Conquest, J Crockatt, H Davenport, M Davies, R Domleo, B Dykes, P Edwards, P Findlow, W Fitzgerald, Mrs D Flude, Miss S Furlong, Mrs H Gaddum, L Gilbert, Mrs E Gilliland, J Goddard, J Hammond, M Hardy, Mrs M Hollins, D Hough, J Jones, Mrs S Jones, F Keegan, A Knowles, A Kolker, W Livesley, P Mason, S McGrory, R Menlove, Mrs G Merry, A Moran, B Moran, H Murray, J Narraway, D Neilson, R Parker, M Parsons, A Ranfield, A Richardson, B Silvester, Mrs L Smetham, D Stockton, Mrs D Thompson, C Thorley, A Thwaite, Mrs C Tomlinson, D Topping, R Walker, J Walton, Mrs J Weatherill, R West, R Westwood, P Whiteley and J Wray

20 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors M Asquith, Mrs R Bailey, G Barton, R Fletcher, Mrs B Howell, Ms O Hunter, Mrs T Jackson, J Macrae, A Martin and Mrs M Martin.

21 MINUTES OF PREVIOUS MEETING

RESOLVED - The minutes of the meeting of the Council held on 13 May 2008 be confirmed as a correct record and signed by the Chairman.

22 CHAIRMAN'S ANNOUNCEMENTS

The Chairman referred with sadness to the death on 12 June, of the Cheshire East and former Cheshire County Councillor Bert Grange, a representative of the Knutsford Division. The Chairman referred to his well attended memorial service and the high esteem Councillor Grange had been held in by all his colleagues and residents of Knutsford. She extended on behalf of the Council, her sympathy to his wife Celia and the rest of his family.

Members then paid their own tributes to Councillor Grange and stood in silence for a minute in his memory.

23 RECORDS OF DECISIONS OF THE CABINET AND MINUTES OF OTHER COMMITTEES

It was moved and seconded that the Minutes of the following Committee meetings and the Executive decisions as referred to within the Council Minute Book be received:-

Staffing Committee	20 May 2008
Cabinet	21 May 2008
Staffing Committee	4 June 2008
Governance and Constitution Committee	9 June 2008
Cabinet	16 June 2008
Scrutiny Committee	3 July 2008

24 DECLARATIONS OF INTEREST

There were no declarations of interest made at this stage of the proceedings.

25 PUBLIC SPEAKING TIME/OPEN SESSION

It was reported that, in accordance with Procedure Rules Nos.11 and 35, Mr Byron Evans of Crewe had given prior notice of his wish to ask questions at this meeting in relation to the following matters and spoke to them at the meeting: -

- Members Allowances – to ask the Council to consider amending the Constitution so that it had to abide by the decision of the Independent Remuneration Panel;
- Constitution: sharing of information between Councillors – does this conflict with the Code of Conduct on disclosure of information?
- Lack of information to the General Public regarding the timetable of meetings and availability of agenda to the Public

The Leader of Council responded to the matters raised as follows:

As many Members will be aware, the Cheshire (Structural Changes) Order applied Cheshire County Council's Scheme of Member Allowances to the Shadow Council in the first instance. The Local Authorities (Member Allowances) Regulations also apply to the Shadow Council. These Regulations provide for an Independent Remuneration to be established in order to make recommendations upon the Shadow Council's allowances schemes.

The Regulations say that the Shadow Council must "have regard" to the recommendations of the Independent Remuneration Panel before it makes or

amends its Scheme of Allowances, but that is all. There is no requirement upon the Shadow Council to adopt all of the Panel's recommendations without amendment. In this case, the Independent Remuneration Panel acknowledged that the Shadow Council would want to exercise some discretion over certain allowances, hence the recommendations before the Council today.

With regard to the question about the sharing of confidential information between Shadow Councillors, I think that Councillor Evans has perhaps misunderstood Article 2 of the Shadow Council's Constitution.

This provision was taken from the Model Constitution prepared by the Government Department and says that Shadow Councillors shall not divulge confidential information to anyone other than Shadow Councillors or others who are "legally entitled to know it".

The only circumstances in which a Shadow Councillor could divulge confidential information to a colleague Shadow Councillor would be where that colleague was "legally entitled to know" ie he/she was a member of the relevant committee, or for some other legally justified reason.

Turning to the question about availability of information to members of the public about Shadow Council meetings and hard copy documents, I believe that whilst there is always opportunity to improve, we are doing a good job in both areas.

The Shadow Council has a website which makes available to all Members of the public full information about when Shadow Council meetings will take place. Copies of agendas and reports are also available to those individuals at the touch of a button.

For those without access to the internet, hard copies of all agendas and public reports are made available at the various Council offices around the Shadow Council's area. If individuals wish to take away a set of papers, they are permitted to do so, and this is written into the Constitution at page 59.

Relevant details of forthcoming meetings are also publicised in hard copy form, with copies being provided to public libraries and information points.

It is right to say that we presume many people will want to view copies of agendas and reports on-line. Many people find this the most convenient way of looking at documents as it removes the need for them to attend the Council offices in order to do so. It is also an indicator of the Shadow Council's approach to conserving natural resources and avoiding the waste of paper.

26 NOTICES OF MOTION

There were no Notices of Motion submitted.

27 CONSTITUTIONAL ISSUES: CHANGES TO PORTFOLIOS

Consideration was given to a report from the Leader of Council detailing the proposed allocation of Portfolio responsibilities to the Shadow Council's individual Cabinet Members. It was not intended at this stage to empower individual Members to take Executive decisions. Unless and until any further constitutional

changes take place, such decisions would continue to be taken collectively by the Cabinet.

The appendix to the report set out details of the services for which Cabinet members were to be responsible together with key dependencies where the lead was a different Portfolio Holder. The Leader of the Council would not have specific Portfolio responsibilities.

It was **RESOLVED** -

- 1 Portfolios of responsibility be allocated to the Shadow Council's Cabinet Members in accordance with the Appendix to the Leader's report and as follows:
 - Children and Family Services: Councillor Paul Findlow
 - Adult Services: Councillor Roland Domleo
 - Health and Wellbeing: Councillor Andrew Knowles
 - Environmental Services: Councillor David Brickhill
 - Prosperity: Councillor Jamie Macrae
 - Safer and Stronger Communities: Councillor Brian Silvester
 - Resources: Councillor Frank Keegan
 - Procurement, Assets and Shared Services: Councillor Peter Mason
 - Performance and Capacity: Councillor David Brown
- 2 the Interim Monitoring Officer be authorised to make appropriate consequential changes to the Shadow Council's Constitution in order to reflect the allocation of Portfolio responsibilities.

(Note: During discussion of this item, Councillor D Flude declared a personal interest on the grounds that she was a member of the Alzheimer's Society, Crossroads Care and Independent Advocacy.)

28 CONSTITUTIONAL MATTERS: RESPONSIBILITIES OF THE STAFFING COMMITTEE AND PROVISION OF INDEMNITIES

The Interim Monitoring Officer submitted a report seeking

- (i) authority to increase the responsibilities of the Staffing Committee and
- (ii) agreement to provide an indemnity to those representing the Council on various bodies.

It was proposed that all non-executive staffing matters will become the responsibility of the Staffing Committee except where, in the opinion of the Chief Finance Officer, they could have a significant financial impact on the Council. In coming to a view as to whether the financial impact would be significant the Chief

Finance Officer will need to take into account a range of factors guided by 7.5 of the report.

Authority was sought to identify those individuals acting in a representative capacity on behalf of the Authority to the maximum permitted by the Local Authorities (Indemnities for Members and Officers) Order 2004. The Appendix set out a report considered by the Governance and Constitution Committee on 14 July 2008 when it had under its delegated authority, approved indemnities for Members.

It was **RESOLVED** – That

- 1 the following be added to the responsibilities of the Staffing Committee:

“Making all non-executive decisions relating to staffing matters except where, in the opinion of the Chief Finance Officer, they could have a significant financial impact on the Council”;
- 2 the Shadow Council's Constitution is amended accordingly;
- 3 in determining whether decisions relating to staffing matters could have a significant financial impact on the Council, the Chief Finance Officer shall be guided by the contents of paragraph 7.5 of the report; and
- 4 those individuals acting in a representative capacity on behalf of the Authority be indemnified to the maximum extent permitted by the Local Authorities (Indemnities for Members and Officers) Order 2004.

29 CIVIC AND CEREMONIAL ISSUES

Consideration was given to a report from the Governance Lead (East) briefing the Shadow Council on a number of Civic and Ceremonial Issues, and requesting the Council to identify any specific matters to be pursued for retention or adoption from April 2009.

During the ensuing debate the Leader of the Council responded to a number of questions relating to the history and status of local Mayors in Cheshire East, the inclusion of Aldermen and Freemen in considerations and differences in public perception of a Mayor or Chairman,

RESOLVED - That

- 1 the Council agrees in principle to submit a Petition for the grant of a Charter conferring Borough status on Cheshire East Unitary Council from April 2009.
- 2 approval should be sought to the adoption of an appropriate Coat of Arms for the Authority.
- 3 the three current Borough Councils and Cheshire County Council be invited to support the Petition for Borough status for Cheshire East, and to identify as soon as possible any proposals for the continuation of their existing rights and privileges beyond vesting day.

- 4 The position concerning Honorary Aldermen, Honorary Freeman and the Cheshire Lieutenancy be noted at this stage.
- 5 The Governance and Constitution Committee be authorised to take forward the detailed arrangements for the grant of Borough Status and a Coat of Arms, and to respond on behalf of the Council to any proposals for the preservation of existing rights and privileges, including recognition of the existing Honorary Freeman of outgoing authorities in consultation with the Department for Communities and Local Government.
- 6 Periodic progress reports be made by the Committee to this Council.

30 MEMBERS' ALLOWANCES SCHEME

Consideration was given to a report from the Governance and Constitution Committee following its deliberation on the recommendations of the County Council's Independent Remuneration Panel about the Members' Allowances Scheme for the Shadow period. The Committee had made the following recommendations:-

- a. "A proportion of the County Council's Basic and Special Responsibility Allowances being applied to the Shadow Council in the following sums:

	£ (per annum)
Basic Allowance	£4,800
Council Chairman	£4,000
Vice Chairman	£1,500
Council Leader	£15,000
Deputy Leader	£10,000
Cabinet Member	£7,500
<i>Committees (excluding Joint Liaison Committee)</i>	
Chair	£4,000
Vice Chair	£1,500
Spokesperson	No SRA to apply at present but it be noted that this role will develop with time
<i>Panels (Cabinet Advisory and other Panels)</i>	
Chair	£2,000
Vice Chair	£1,000
Spokesperson	No SRA to apply at present but it be noted that this role will develop with time
Opposition Group Leaders	£4,000
Deputy Leaders	Nil
Administration Group Whip	£3,000
Deputy Administration Group Whip	£1,500
Opposition Group Whip	£1,500
Opposition Group Deputy Whip	Nil

- b. The number of Special Responsibility Allowances which may be claimed by any individual Member of the Shadow Council be limited to one.
- c. Travelling and Subsistence Reimbursement Allowances and Dependents' Carers' Allowances be paid in accordance with the County Council's arrangements at the rates and in respect of the duties as indicated in the Scheme.
- d. The County Council's Nominated Member Duties allowances provisions should form part of the Shadow Council's Allowances Scheme, so as to enable the Chairman and Vice Chairman, Party Group Leaders and Deputy Leaders and Party Group Whips to claim travel and subsistence allowances for attendance, as required, at the Headquarters buildings of Cheshire County Council, Macclesfield Borough Council, Congleton Borough Council and Crewe and Nantwich Borough Council.
- e. Payment of all of the above allowances be applied retrospectively as appropriate from May 2008."

RESOLVED

- 1. to receive the report and recommendations of the Independent Remuneration Panel and to adopt the Governance and Constitution Committee's recommendations concerning the appropriate rates and application of allowances for payment from 2 May 2008; and
- 2. to thank the Independent Remuneration Panel Members formally for their work

31 QUESTIONS

There were no questions asked.

32 EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED

That the press and public be excluded from the meeting during consideration of the following items pursuant to Section 100(A)4 of the Local Government Act 1972 on the grounds that they involved the likely disclosure of exempt information as defined in Paragraphs 3 and 4 of Part 1 of Schedule 12A to the Local Government Act 1972 and public interest would not be served in publishing the information.

(Paragraph 3 concerns information relating to the financial or business affairs of any particular person (including the authority holding that information). Paragraph 4 concerns information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or office holders under, the authority).

33 SEVERANCE

The Portfolio Holder for Resources presented a report concerning the arrangements in relation to severance provisions for non-teaching employees in the new Council.

RESOLVED - To agree the following severance provisions apply to non-teaching employees of the Council from 1 April 2009 in a redundancy situation:

- (i) the removal of the statutory cap and pay the actual week's pay;
- (ii) in addition to paying the Statutory Redundancy Pay (SRP), the payment of an additional amount equivalent to that payment (i.e. giving a maximum payment of 60 weeks in total); and
- (iii) the provision for employees to use the additional payment (not the SRP) to purchase additional pensionable service in the Local Government Pension Scheme (LGPS) if they wish to do so and are a member.

The above provisions will be in addition to the mandatory release of accrued pension without reduction for employees over 50 who are in the Local Government Pension Scheme, subject to meeting the requirements of the Regulations.

34 APPOINTMENT OF CHIEF EXECUTIVE

Consideration was given to a report from the LGR Lead Officer outlining the process used for the recruitment of the Chief Executive and seeking ratification of the recommendation for appointment made by the Staffing Committee.

UNANIMOUSLY RESOLVED to ratify the recommendation of the Staffing Committee that Erika Wenzel be confirmed as the Chief Executive of Cheshire East Council with effect from a date to be arranged.

The meeting commenced at 9.30 am and concluded at 10.55 am

Councillor Mrs M Simon (Chairman)

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Scrutiny Committee**
held on Thursday, 7th August, 2008
at the Tatton Room Town Hall Macclesfield SK10 1DX

PRESENT

Councillor A Thwaite (Chairman)
Councillor A Richardson (Vice-Chairman)

Councillors G Baxendale, S Broadhurst, S Conquest, M Davies,
Miss S Furlong, Ms O Hunter, Mrs L Smetham and J Wray

8 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor A Barratt.

9 DECLARATIONS OF INTEREST

There were no declarations of Interest made.

10 PUBLIC SPEAKING TIME/OPEN SESSION

There were no questions from the public

11 MINUTES OF PREVIOUS MEETING

RESOLVED - The minutes of the meeting held on 3 July be approved as a correct record.

12 ACTION TAKEN BY CHAIRMAN - WAIVER OF CALL-IN PERIOD**1) Waiver of Call-in Period - Key Decision CE02 – Transforming Learning Communities.**

It was noted that the Chairman had been consulted in accordance with Procedure Rule 13, Access to Information Rules: Special Urgency for Key Decisions, and had agreed to treat as urgent the decision of the 17 July 2008 Cabinet meeting in respect of Key Decision CE02 – Transforming Learning Communities. Any delay in the Cabinet endorsing the Primary Strategy for Change may have held up consideration by the Department for Children Schools & Families with consequential uncertainties on funding to support the 14 year capital programme for schools commencing 2009/10. As a result the call-in procedure had not been applied to this decision.

2) Key decisions for Cheshire East Cabinet 12 August - Rule 12, Access to Information Rules

It was noted that the Chairman had received a notification in accordance with Procedure Rule 12, Access to Information Rules: General Exception for Key Decisions, that each of the following decisions would be considered by the Cabinet at its meeting on 12 August 2008 and none of the items had been included in the Forward Plan of Key Decisions for July 2008 but decisions in relation to all these matters had to be taken by such a date that it was impracticable to defer the decision until it could be included in the next Forward Plan for the reasons set out below. The Chairman had agreed to the waiver of call in of the following decisions:

- (1) **Shared Services:** the decision follows from a meeting of the Joint Liaison Committee held on 1 August, and the decision was urgent in shaping the organisational structure of the new Council;
- (2) **Progressing the Extra Care Strategy:** the decision followed from a meeting of the Joint Liaison Committee held on 1 August, and the decision was urgent to ensure continuity of the Private Finance Initiative Extra Care contracts;
- (3) **Residential and Nursing Care Contracts:** the decision followed from a meeting of the Joint Liaison Committee held on 1 August, and the decision was urgent because the nursing home providers were entitled to be given 6 months' notice of amended contract arrangements which need to be in place by 1 April 2009.

RESOLVED - the action taken by the Chairman in respect of these two matters be noted.

13 SCRUTINY TRAINING AND DEVELOPMENT NEEDS

The Committee received an update on the proposed training programme for Scrutiny Committee members. It was noted that a Training Questionnaire had been circulated to all members and analysis of the returned forms would inform the training programme. A Member Development Panel was to be set up and Members thought it important that there should be scrutiny representation on the Panel.

Members expressed their delight with the training session that had been organised for them prior to the meeting, and felt that this might be usefully supplemented by hearing about how Scrutiny was actually undertaken in a best-practice Authority. The Committee was reminded that they had previously agreed to participate in the CWIEP Scrutiny Training Project, further information on which would be available shortly.

RESOLVED –

1. Councillor G Baxendale be nominated as the Scrutiny Representative on the proposed Member Development Panel/ Committee; and
2. An approach be made to Tameside MBC to see whether a Member and Officer would be willing to contribute to the Committee's training programme.

14 PROPOSALS FOR A HEALTH & ADULT SOCIAL CARE SCRUTINY COMMITTEE FOR CHESHIRE EAST COUNCIL

In accordance with the request made at the last meeting of the Committee, the Cheshire East Governance Lead Officer submitted a report detailing proposed arrangements to constitute a Health and Adult Social Care Scrutiny Select Committee for East Cheshire, and in particular the draft Terms of Reference (ToR) for the Committee and how it might operate. The ToR included scrutiny of the Authority's own Social Care Services and acknowledged the Government's expectations for the integration of Commissioning between Health and Social Care and that Scrutiny Committees could add best value with focus on that Commissioning.

Health and Social Care was becoming increasingly regulated and inspected. It was important that the Overview and Scrutiny Committee (OSC) should have a good understanding of the NHS workings and key policies and drivers. It was suggested that regular time be set aside to build and maintain relationships with key partners to enable the Committee to be a "critical friend" and help achieve desirable outcomes for the health of the population. Similar consideration would be given to the relationship with the Local Involvement Network (LINK) and drawing up agreed protocols.

It was noted that scrutiny of health issues could span PCT or Local Authority boundaries and may sometimes be on a Sub-Regional or Regional basis – e.g. the Ambulance Services, Cancer Networks or Specialised Commissioning. A Joint Committee currently existed with Wirral MBC and Cheshire County Council to scrutinise the activities of the Cheshire and Wirral Partnership Foundation Trust. The Joint Committee had been influential in sustaining the profile of mental health issues.

Government Guidance stipulated that Health Trusts must bring significant proposals for change to Scrutiny. There was no similar requirement for major changes within social care to be brought to scrutiny. It was suggested that it would be good practice for the Committee to act as even-handedly as possible and therefore to use internal mechanisms such as the Forward Plan and Call-In to achieve this.

Consideration was given to the establishment of a separate Health and Adult Social Care Scrutiny Committee within the Authority's structure and the extent to which there would be cross representation with the Councils

main Scrutiny Committee; where representation on any external Joint Health Scrutiny Committee would be drawn from, together with the issue of co-option of non-voting sector representatives for the perspective they bring. It was noted that the Committee's recommendations would be referred to the Governance and Constitution Committee for advice prior to adoption by the full Council.

Members referred to the extra workload that Health and Adult Social Care issues would place on members of this Committee. It was also noted that Cheshire County Council was currently represented on the Cheshire and Wirral Health Partnership that considered issues relating to mental health for the whole of Cheshire. It was suggested that consideration to continued involvement in this Partnership be given at the first meeting of the Health and Adult Social Care Scrutiny Committee.

RESOLVED - that the Committee:

1. reaffirm its earlier recommendation that a separate Health and Adult Social Care Scrutiny Committee be established within the Council's Political Structure with terms of reference as set out in the Appendix to the report;
2. recommend that the proposed Committee consist of 14 Members but that no action be taken as regards Co-option for the time being;
3. support the principle of continuing Joint Scrutiny arrangements of the Cheshire and Wirral Partnership NHS Trust and authorise further discussions with the Authorities concerned with a view to bringing forward more detailed proposals; and
4. refer these proposals to the Governance and Constitution Committee for consideration of the constitutional aspects and the provision of advice to Council.

15 SCRUTINY: BUILDING THE FRAMEWORK

The Committee gave further consideration to the development of the Council's scrutiny function. Members were reminded that at its first meeting, the Committee had considered a paper on Key Issues for Scrutiny within the New Council. The paper had posed a number of questions designed to assist the Committee in building a robust and responsive operational framework for Scrutiny within the Authority. The key points were set out in the Appendix to the report and were discussed in detail by the Committee. It was noted that some of the points had been discussed informally at the earlier Induction Event. During the discussion the following matters were raised:-

- Consideration might be given to the development of a Scrutiny newsletter/Press Release.

- The third of the proposed Key objectives in the Appendix should be amended to read: "...whilst improving service quality".
- Members suggested there was merit in arranging to spend time with each Partner to build links with them very early on. Members requested that a list of key Bodies and major partners be submitted to the next meeting.
- There may be pan Cheshire issues that will require scrutiny to be shared with adjoining Councils.
- Performance reporting to scrutiny should be on a 6 or 12 monthly basis and individual Portfolio holders should be invited to attend Scrutiny meetings where Performance reporting was on the agenda to answer prepared questions and to give them the opportunity to set out the biggest challenges/issues facing them.

RESOLVED

1. to agree in principle to the framework for Scrutiny being developed as set out in the Appendix (subject to the changes referred to above) and to commission further work as appropriate; and
2. an opportunity be provided at the next meeting to enable Members to discuss how to operate the Scrutiny function and the procedural rules/protocol for dealing with witnesses including Cabinet Portfolio holders.

The meeting commenced at 2.00 pm and concluded at 3.25 pm

Councillor A Thwaite (Chairman)

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CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Cabinet**
Held on Tuesday, 12th August, 2008
at Westfields, Middlewich Road, Sandbach

PRESENT

Councillor W Fitzgerald (Chairman)
Councillor R Domleo (Vice-Chairman)

Councillors D Brickhill, D Brown, F Keegan, A Knowles, J Macrae, P Mason
and B Silvester

Visiting Councillors Present – Councillors Miss C M Andrew, L Gilbert and Mrs
L Smetham.

36 APOLOGIES

Apologies for absence were received from Councillor P Findlow.

37 DECLARATIONS OF INTEREST

**Minute 40 (Key Decision – Shared Services: Principles, Governance
and Functions)**

Minute 41 (Key Decision CE06 – School Admission Forum)

Minute 42 (Key Decision – Residential and Nursing Care Contracts)

**Minute 43 (Key Decision – Progressing the Extra Care Strategy
across Cheshire)**

Minute 48 (Key Decision – Workforce Disaggregation/Aggregation)

Councillors D Brickhill and P Mason declared personal interests in these
items by virtue of being Members of Cheshire County Council. In
accordance with the Constitution they remained in the meeting during
consideration of these items.

38 PUBLIC QUESTION TIME/OPEN SESSION

There were no public questions.

39 MINUTES

RESOLVED

The minutes of the meeting held on 17 July 2008 were approved as
a correct record.

**40 KEY DECISION (SEE TEXT OF REPORT) - SHARED SERVICES:
PRINCIPLES, GOVERNANCE AND FUNCTIONS**

(Councillors D Brickhill and P Mason had declared personal interests in this item. In accordance with the Constitution they remained in the meeting during its consideration.)

Consideration was given to a report of the Joint implementation Team on shared pan-Cheshire services. It was reported that at the meeting of the Joint Liaison Committee on 1 August 2008 the recommendations now made to Cabinet had been approved. In considering the report it was agreed that the wording of the decisions requested in 4(a) and (d) be amended to show that the arrangements would be reviewed after the first year of operation in line with the other recommendations in that part of the decision.

RESOLVED

For the reasons set out in the report and as now stated: -

That approval be given to the decision requested and that

1. The six key principles underpinning Shared Services (section 3.4) be endorsed with an additional principle that any Inter-Authority Agreements contain clear service standards and performance management mechanisms.
2. That of the three governance models the constitutional model be endorsed as the primary governance mechanism for Cheshire (sections 3.5 - 3.70 and Appendix A).
3. That agreement be given to the functions identified by officers as potential candidates for a short-term, transitional Shared Service (Appendix C) subject to:-
 - a) Item 9 School Admissions. Given the close relationship between the School Admissions process and the management of Appeals, it is proposed that a phased approach also be adopted to disaggregating the appeals service until 31 August 2009.
 - b) Appendix B Research and Intelligence: Defer a decision on the Research and intelligence service pending further investigation.
4. That agreement be given to the functions identified by officers as potential candidates for a pan-Cheshire Shared Service (Appendix D) subject to:
 - a) Item 15: Civil Protection/Emergency Planning: Consideration during 2009-10 of the scope for joint working with Halton, Warrington and other members of the Joint Resilience Forum: Reviewing the joint arrangements after the first year of operation.

- b) Item 16: Occupational Health: Reviewing the joint arrangements after the first year of operation.
 - c) Item 17: Procurement
 - (i) Strategic procurement - to receive a more detailed report at the next Joint Liaison Committee on the recommended service delivery approach for Strategic Procurement;
 - (ii) Operation Procurement (Procure-to-Pay): to be considered as part of the independent review of the shared back office (see para 2.1 (v) below); and
 - (iii) CBS Supplies: consideration of CBS Supplies operating in the short-term as part of any shared back office arrangements (see para 2.1 (v) below) with a review of CBS Supplies during 2009-10 to consider the future of the service.
 - d) Item 19: Youth Offending Team: Consideration during 2009-10 of the scope for joint working with the Halton and Warrington Joint YOT: Reviewing the joint arrangements after the first year of operation.
 - e) Item 20: Libraries Specialist and Support Services :Reviewing the joint arrangements after the first year of operation.
 - f) Item 25: County Farms: To recommend retaining this small specialised service as a pan-Cheshire service subject to reviewing the joint arrangements after the first year of operation.
5. That agreement be given to the further work required to address the issue of the shared back office (section 3.66).

41 KEY DECISION CE06 - SCHOOL ADMISSION FORUM

(Councillors D Brickhill and P Mason had declared personal interests in this item. In accordance with the Constitution they remained in the meeting during its consideration.)

Consideration was given to the report of the Block Lead (People) advising the Shadow Authority on its statutory duty and powers in relation to school admissions, and seeking key decisions in respect of admissions processes, the formulation and determination of an admissions policy, admissions forums and areas.

RESOLVED

For the reasons set out in the report: -

1. That approval be given to the continuation from 1 April 2009 until 31 August 2009 of the pan-Cheshire delivery by the current admissions service of the process relating to admissions and appeals for the

September 2009 intake (which commenced in June 2008) and relates to the current determined admissions policy and coordinated scheme. The admissions team to then be disaggregated on a phased basis from 1 September 2009, subject to both new LAs satisfying themselves that they have in place suitable staffing and systems arrangements to ensure delivery of their statutory duties.

2. That approval be given to the commencement by the County Council of the formulation of the September 2010 policy and the statutory consultation process on this, which must be completed by 1 March 09 (with determination by the statutory date of 15 April 2009).
3. That approval be given to immediate action* to set up two separate Admissions Forums to be established by Autumn 2008 in line with the proposed timetable shown at para 7.4. in order that each LA can be advised on issues and policies in relation to its local area and local schools. (*i.e. determines the constitution and membership in line with statutory requirements and approves the commencement of seeking new nominations, including nominations from existing members of the pan-Cheshire Forum).
4. That approval be given to the drawing up by the County Council of proposals in liaison with the existing admissions forum for the 'relevant area' (or areas), which will be subject to a 30-day consultation period prior to determination.

42 KEY DECISION (SEE TEXT OF REPORT) RESIDENTIAL AND NURSING CARE CONTRACTS

(Councillors D Brickhill and P Mason had declared personal interests in this item. In accordance with the Constitution they remained in the meeting during its consideration.)

Consideration was given to the report of the Block Lead, People, regarding the management of the contract for residential and nursing care for adults and older children which was due to expire on 11 April 2009.

RESOLVED

For the reasons set out in the report: -

That agreement in principle be given to a 2 year extension to the contract for residential and nursing care for adults and older children, and that a further report be considered by the Cabinet at its meeting in September.

43 KEY DECISION (SEE TEXT OF REPORT) PROGRESSING THE EXTRA CARE STRATEGY ACROSS CHESHIRE

(Councillors D Brickhill and P Mason had declared personal interests in this item. In accordance with the Constitution they remained in the meeting during its consideration.)

Consideration was given to the report of the Block Lead (People) on the progress of the extra care housing strategy in Cheshire until 31 March 2009, and thereafter.

RESOLVED

For the reasons set out in the report: -

1. That support be given to the development of an Inter Authority Agreement for one Authority to monitor and manage the Round 3 Private Finance Initiative Contract be agreed.
2. That support be given to the proposal to assign to the new Council the benefit of the five year Care and Support Contract awarded to Housing 21 until 2013, with each Council meeting the costs of care at the sites within its boundaries.
3. That the completion of the Round 5 Private Finance Initiative Outline Business Case, and the securing of an option on a fourth site be endorsed.
4. That agreement in principle be given to progress an Inter Authority Agreement to progress the Round 5 bid via a single authority on the basis that full details would be presented to Members at the time of the Outline Business Case submission.
5. That the work to secure 'Preferred Providers', with a view to the new Authorities utilising such Providers be endorsed.
6. That a Member from each of the new Authorities, with Councillor R Domleo being the representative for Cheshire East Council, accept an invitation to attend the Public Private Partnership Panel for Extra Care Housing which meets quarterly to give strategic direction to the Extra Care strategy.

44 WASTE TREATMENT PFI CONTRACT: NOMINATIONS TO JOINT BOARD

Consideration was given to nominations to the Joint Board for the Waste Treatment PFI Contract.

RESOLVED

For the reasons set out in the report: -

That Councillors D Brickhill, P Mason and F Keegan be nominated to the Joint Board, and that Councillor D Brown act as reserve in the event of any of them being unavailable.

45 SCHEDULES OF CONSENT

Consideration was given to the joint report of the Interim Monitoring Officer and the Interim Chief Finance Officer on S24 Specific Consents issued under delegated powers since the last meeting. It was reported that one delegated Specific Consent had been granted in respect of the sale of Edleston Road Primary School, Crewe.

RESOLVED

For the reasons set out in the report: -

That the report be noted.

46 PROGRESS REPORT

Consideration was given to a report of the Policy Support Team on progress made against key milestones, and highlighting the next steps for the coming months.

RESOLVED

For the reasons set out in the report: -

That the report be noted.

47 EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED

That the press and public be excluded from the meeting during consideration of the following item pursuant to Section 100(A)4 of the Local Government Act 1972 on the grounds that IT involves the likely disclosure of exempt information as defined in Paragraph 4 of Part 1 of Schedule 12A to the Local Government Act 1972 and public interest would not be served in publishing the information.

(Paragraph 4 concerns information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or office holders under, the authority.)

48 KEY DECISION CE09 - WORKFORCE AGGREGATION AND DISAGGREGATION

(Councillors D Brickhill and P Mason had declared personal interests in this item. In accordance with the Constitution they remained in the meeting during its consideration.)

Consideration was given to the report of the Lead officer, HR Group, on the processes to be followed to aggregate and disaggregate the workforce of the seven existing authorities to the two new Councils.

RESOLVED

For the reasons set out in the report: -

That the proposed approach be supported and that consideration of any further issues be delegated to the Staffing Committee.

The meeting commenced at 2.00 pm and concluded at 3.00 pm

CHAIRMAN

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CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Cabinet**
held on Monday, 8th September, 2008
in the Council Chamber, Municipal Buildings, Earle Street, Crewe

PRESENT

Councillor W Fitzgerald (Chairman)

Councillors D Brickhill, D Brown, P Findlow, F Keegan, A Knowles, J Macrae,
P Mason and B Silvester

Apologies

Councillors R Domleo

Also Present: Councillors B Dykes, Mrs L Smetham and R Westwood.

49 APOLOGIES

Apologies for absence were received from Councillor R Domleo.

50 DECLARATIONS OF INTEREST

Minute 53 (Key Decision CE15 - School Funding 2009/11)

**Minute 54 (Key Decision CE16 - Establishment of the Schools Forum
for Cheshire East)**

**Minute 55 (Adults with Learning Disabilities Pooled Budget
Agreement)**

**Minute 56 (Responsibilities for Local Authorities in Relation to Post
16 and 19 Education and Training)**

Minute 66 (Key Decision CE19 - Residential and Nursing Contract)

Councillors D Brickhill, P Findlow and P Mason declared personal interests
in these items by virtue of being Members of Cheshire County Council. In
accordance with the Constitution they remained in the meeting during
consideration of these items.

51 PUBLIC QUESTION TIME/OPEN SESSION

Hilary Cartwright and Lynda Bigmore submitted questions in respect of
waste disposal and waste treatment, and the Cheshire Waste Contract.
Councillor David Brickhill responded to these questions and confirmed that
a written copy of his responses would be provided.

52 MINUTES

RESOLVED

The Minutes of the meeting held on 12 August were approved as a correct record.

53 KEY DECISION CE15 - SCHOOL FUNDING 2009/10 TO 2010/11

(Councillors D Brickhill, P Findlow and P Mason had declared personal interests in this item. In accordance with the Constitution they remained in the meeting during its consideration.)

Consideration was given to a report of the People Block Lead Officer on various aspects of school and local authority funding. The report also sought approval to work in respect of the school funding formula and the Scheme for Financing Schools.

RESOLVED

For the reasons set out in the report: -

That authorization be given for work to be undertaken on

(i) the school funding formula for the authority. The proposed formula needs to be agreed during January 2009 and will be used to issue school budgets in 2009-10.

(ii) the Scheme for Financing Schools that sets the financial regulations under which schools spend their budget shares. The Scheme needs to be approved by the Schools Forum during early 2009 and should be issued to schools before 1 April 2009.

54 KEY DECISION CE16 - ESTABLISHMENT OF THE SCHOOLS FORUM FOR CHESHIRE EAST

(Councillors D Brickhill, P Findlow and P Mason had declared personal interests in this item. In accordance with the Constitution they remained in the meeting during its consideration.)

Consideration was given to a report of the People Block Lead Officer on the size and composition of the Cheshire East Schools Forum, and on its proposed terms of reference. The Cabinet considered that the suggested size of the Forum was too large and it was therefore agreed that it should be reduced from a total of 31 to 27; this would still allow for proper representation from the various sectors, with 8 primary representatives and 8 secondary representatives for the Schools Group (4 headteachers and 4 governors for each) and that the Forum would be of a more manageable size.

RESOLVED

For the reasons set out and as now reported: -

1. That approval be given to the size and composition of the Cheshire East

Schools Forum as now amended and to the proposed terms of reference.

2. That authorization be given to the setting in hand of arrangements to elect the members of the schools group and to seek nominations from relevant bodies for members of the non schools group.

55 ADULTS WITH LEARNING DISABILITIES POOLED BUDGET AGREEMENT

(Councillors D Brickhill, P Findlow and P Mason had declared personal interests in this item. In accordance with the Constitution they remained in the meeting during its consideration.)

Consideration was given to a report of the Cheshire East People Workstream on extending the pooled budget agreement for adults with learning disabilities until 31 March 2010.

RESOLVED

For the reasons set out in the report: -

That approval be given to extend the Adults with Learning Disabilities pooled budget agreement until 31 March 2010 subject to the terms of an agreement to be approved by the County Solicitor and Monitoring Officer.

56 RESPONSIBILITIES FOR LOCAL AUTHORITIES IN RELATION TO POST 16 AND 19 EDUCATION AND TRAINING

(Councillors D Brickhill, P Findlow and P Mason had declared personal interests in this item. In accordance with the Constitution they remained in the meeting during its consideration.)

Consideration was given to a report of the County Manager, Inclusion and Education, in respect of the transfer of commissioning and funding for all 16 – 19 education and training. With regard to the establishment of a Project Board it was agreed that the Portfolio Holder be delegated to make the necessary arrangements.

RESOLVED

For the reasons set out in the report: -

1. That delegated authority be given to the Portfolio Holder (Children and Family Services) to set up a Project Board with representation and active engagement from all of the relevant teams, and to identify an appropriate Project Lead, in consultation with the Shadow Council for Cheshire West and Chester, and the County Council.

2. That an analysis be undertaken of the Travel-to-Learn patterns in order to be able to contribute to regional discussions and agree sub-regional groupings once further criteria are known.
3. That there be engagement through the Project Board, with regional Learning and Skills Council teams to shadow the Learning and Skills Council Business Cycle over the next 18 months.
4. That through the Project Board, discussions take place with the local Learning and Skills Council to secure some semi-formal arrangements for closer working on this work.

57 WORKING WITH THE THIRD SECTOR - A PARTNERSHIP FRAMEWORK FOR CHESHIRE EAST COUNCIL

Consideration was given to a draft framework to guide and govern the Council's future partnership relationship with the third sector in East Cheshire, as detailed in the report of the People Block Lead Officer.

RESOLVED

For the reasons set out in the report: -

That the principles and direction of the Framework (Appendix 1) be endorsed and the current level of investment (without inflation uplift) be retained in organisations in the sector in 2009/10. In addition, further work from officers be commissioned during the Autumn/Spring to negotiate a new Compact Agreement, develop commissioning policy, asset transfer proposals and a Volunteering Strategy, in partnership with the Third Sector, for consideration by the Council.

58 CONSOLIDATED (INTERIM) SUSTAINABLE COMMUNITY STRATEGY FOR CHESHIRE EAST

Consideration was given to the report of the Partnerships Workstream, Performance and Capacity Block, on a Consolidated Sustainable Community Strategy for Cheshire East, for use as an interim document.

RESOLVED

For the reasons set out in the report: -

That Council be recommended to receive the Consolidated Sustainable Community Strategy for Cheshire East (Appendix 1) as an interim document and to agree its use as the basis for corporate and financial planning prior to vesting day.

59 CLIMATE CHANGE

Consideration was given to a report of the Cheshire East Climate Change Group, building on recommendations arising from the Members Induction Day in June 2008, on how Cheshire East can take forward Climate Change.

RESOLVED

For the reasons set out in the report: -

1. That approval be given to the Nottingham Declaration on Climate Change being signed.
2. That information on Climate Change implications be included in Cabinet reports as soon as practicable.

60 CORPORATE IDENTITY/BRANDING DEVELOPMENT

Consideration was given to a report by the Communications and Marketing Group on the recent public and staff feedback on the shortlist of three designs for the new brand for Cheshire East Council. Members were now invited to select which of the three options they would like to be implemented as the new brand for the Council.

RESOLVED

For the reasons set out in the report: -

That approval be given to option 3, a refinement of the original Wheatsheaf design into a 2 colour format for ease of implementation, as the new brand for Cheshire East Council.

61 PROGRAMME BOARD LEADERSHIP ROLE

Consideration was given to a report of the Interim Monitoring officer on the revised Officer arrangements for supporting the Cheshire East Council upon the Chief Executive taking up her post. The Cabinet expressed its thanks to the Joint Implementation Team for all its work so far.

RESOLVED

For the reasons set out in the report: -

1. That approval be given to formally disestablish the Implementation Team established in accordance with Regulation 21 of the Cheshire (Structural Changes) Order 2008 with effect from 06 October 2008.
2. That the Implementation Team be authorised to continue for the time being from 06 October 2008 under the leadership of the Chief Executive of Cheshire East Council, pending the Chief Executive reviewing the officer arrangements necessary to support Cheshire

East Council and to ensure ongoing consultation and co-operation with the County Council and the East Cheshire Councils.

3. That the Chief Executive be given authority during that review to add to, reduce or change the composition of the Implementation Team.

62 SECTION 24 APPLICATIONS FOR CONSENT

Consideration was given to a report of the Interim Monitoring Officer and the Interim Chief Financial Officer on Section 24 Applications for Consent received since the last meeting.

RESOLVED

For the reasons set out in the report: -

That the report be noted.

63 PROGRESS REPORT

Consideration was given to a report by the Leader of the Council updating Members on the programme, drawing attention to progress made against key milestones and highlighting the steps to be taken over the coming months.

RESOLVED

For the reasons set out in the report: -

That the report and the activities to be undertaken in September and October be noted.

64 FREE SWIMMING AND CAPITAL MODERNISATION PROGRAMME - FUNDING TO LOCAL AUTHORITIES

In accordance with Section 100B(4)(b) of the Local Government Act 1972, and because of the necessity of making a decision on this matter which needed to be communicated to the Department for Culture Media and Sport by 15 September 2008, the Chairman agreed to allow consideration of this report as an urgent item of business.

Consideration was given to a report of the People Block Lead Officer on the implications of the Governments Free Swimming and Capital Modernisation funding offer for Cheshire East Council.

RESOLVED

For the reasons set out in the report: -

Cabinet confirmed that Cheshire East Council wishes to participate in the Government's Free Swimming Programme for the over 60's and express an interest only for the remainder of the programme, and to respond

accordingly to the Department of Culture, Media and Sport by the deadline of 15th September 2008.

65 EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED

That the press and public be excluded from the meeting during consideration of the following items pursuant to Section 100(A)4 of the Local Government Act 1972 on the grounds that they involve the likely disclosure of exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972 and public interest would not be served in publishing the information.

(Paragraph 3 concerns information relating to the financial or business affairs of any particular person (including the authority holding that information).

66 KEY DECISION CE19 - RESIDENTIAL AND NURSING CONTRACT (PARAGRAPH 3)

(Councillors D Brickhill, P Findlow and P Mason had declared personal interests in this item. In accordance with the Constitution they remained in the meeting during its consideration.)

Consideration was given to a report of the People Block Lead Officer on the contract for residential and nursing care for adults and older people.

RESOLVED

For the reasons set out in the report: -

That agreement be given to the contract rates and pricing mechanism under the extended contract.

The meeting commenced at 2.00 pm and concluded at 3.30 pm

CHAIRMAN

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CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Governance & Constitution Committee**
held on Monday, 8th September, 2008 at the Tatton Room, Town Hall,
Macclesfield, Cheshire SK10 1DP

PRESENT

Councillor A Ranfield (Chairman)
Councillor D Topping (Vice-Chairman)

Councillors M Asquith, C Beard, Mrs S Bentley, D Cannon, R Cartlidge,
Mrs S Jones, A Kolker, A Moran, R Parker, R Walker and P Whiteley

Officers present

Julie Openshaw – Interim Monitoring Officer
Mike Flynn –Governance Lead Officer
John Robinson – Auditor, Macclesfield Borough Council
Carole Roberts – Democratic Services, Cheshire East

17 APOLOGIES

Apologies were received from Councillor G Merry.

18 DECLARATIONS OF INTEREST

There were no declarations of interest.

19 PUBLIC QUESTION TIME/OPEN SESSION

There were no questions from the public.

20 MINUTES

The Minutes of the meeting held on 14 July 2008 were approved as a correct record.

21 UNITARY COUNCIL CONSTITUTION: SUMMARY AND EXPLANATION

The Interim Monitoring Officer introduced a report and appendix that set out the first of a series of constituent parts of the proposed Unitary Council's Constitution: the summary and explanation. She advised that it was intended to include hyperlinks to Members' and Officers' contact details in the final electronic version of the document.

The document considered at the meeting was a summary of how Cheshire East would operate and make decisions. There would be opportunity at a later date for all members to have input into the detail contained within the Constitution. Officers would make every effort to ensure the use of plain language in the Constitution so all those reading it can easily understand it. The Summary and explanation reflected this view. However it was noted that the legal content of some parts of the Constitution would make this a challenging aspiration. It was noted that it was implicit that the Council values its residents, businesses and visitors as set out in Page 4 of the summary in the section entitled "your Rights".

RESOLVED

1. the draft Summary and Explanation of the emerging Constitution be agreed and the Shadow Council be recommended to agree the document for adoption by the unitary Council at its first meeting in April 2009.
2. the Interim Monitoring Officer be authorised to make consequential changes to the document as the unitary Council's decision-making and management structures emerge,

22 PART 2 OF THE CONSTITUTION

The Interim Monitoring Officer presented a report and appendix seeking endorsement of the draft Chapters comprising Part 2 of the emerging new unitary Council's Constitution. The appendix contained a draft of Part 2 that provides an overview of the way in which the Council operates. The Modular Constitution that had been adopted by most local authorities contained terminology and reference to local authority legislation and jargon that was not very user friendly. It was intended to use plain English and refer to the different sections of Part 2 as chapters rather than articles as in the modular version. However some of the legislation did make it difficult to express more positively the way in which the Council and Cabinet operate.

The Committee would receive further reports seeking endorsement of further information and substantive detail for the Constitution as they emerge for the new Unitary Authority. Members sought clarification on engagement with partners that would be involved in Area/Neighbourhood working and indicated that Development Control maybe an area suitable for Area working. The subsequent Cheshire East Councillor election cycle was also considered.

It was proposed that in Chapter 3 - Page 28: the second bullet point should clarify that local Councillors may be contacted at "reasonable times" and in the fourth bullet point, the first reference to meetings should be deleted so that the point reads "Attend all Council Meetings ...". Under Citizens responsibilities the end of the first line should read "... abusive or threatening to Councillors or officers...". In Chapter 13 - Page 53, it was noted that Paragraph 4.3 referred to a proposal for the definition of a key decision was that any expenditure or savings of £1m or more shall be significant for the purposes of that part of the definition.

RESOLVED

To endorse the current draft content of Part 2 subject to the minor amendments set out above.

23 SHADOW COUNCIL'S CONSTITUTION: POTENTIAL CHANGES

The Interim Monitoring Officer reported on potential changes to the Shadow Council's Constitution. During debate on the draft Constitution at the final meeting of the Joint Committee, a number of issues had been raised which it was agreed would be given further thought at a later date. The Committee had requested a report at its last meeting on these issues. A list of the issues raised, together with comment by Officers was then considered as follows: -

- Officer Code of Conduct: Due to the small number of employees and limited period of employment, the preparation of an Officer Code of Conduct to cover the shadow period was not considered to be best use of resources;

- Key decisions - Use of a financial threshold: There would be very few operational decisions made by the Shadow Cabinet during the Shadow period and the definition in the paper was accepted as adequate. It was noted that from April 2009, £1m was the sum that would be considered as significant for the definition in (a);
- Number of Members required to call a Special meeting of Council: It was confirmed that at least 8 members should be required to request a special meeting of the Council be called;
- Time Limit on members speaking at meetings: The existing 5 minute time limit was considered adequate;
- Council Seating Plan: Members were happy with the seating plan used at Crewe for the Council meeting on 30 July but considered the responsibility should remain with this Committee;
- Confirmation of minutes etc at Council meetings: The issue of members being allowed to question or comment on the records of decisions of Cabinet and minutes of other Committees to be put to any cabinet member, Chairman or Vice Chairman of the Committee as appropriate was considered together with a draft Constitutional provision. Members agreed the draft provision subject to the deletion of the reference to the word "comment" so that it reads as follows:

" A member may ask a Cabinet member or a Committee Chairman (or in his/her absence the Vice Chairman) a question on any Record of Decision or Minute. The Cabinet Member or the Chairman or in his/her absence the Vice Chairman will respond using their reasonable endeavours to provide a response which addresses the matters raised in reply to the question as put by the Member. The provisions in Procedure Rule 11.4 in relation to replies shall also apply here. There will be no debate on any question, or response under this procedure and no further motions can be moved.

Where a Member wishes to ask a question on any Part 2 matter before the Council, the question must be given, in writing, to the Council's Monitoring Officer at least one hour before the start of the Council meeting."

RESOLVED - to recommend to Council that the proposed change concerning Members rights to ask questions on Executive and Committee proceedings be adopted, subject to review in six months time.

24 DELEGATION OF FUNCTIONS TO PORTFOLIO HOLDERS, DECISION MAKING BODIES AND OFFICERS

The Interim Monitoring Officer informed the Committee of work to be carried out to ensure decision-making powers are properly delegated to the relevant decision-making individual or body of the new Unitary Council. It was noted that bodies would need to be established with responsibilities in the following areas of the unitary Council's non-executive business:

- Development Control
- Building Control
- Licensing
- Environmental Health
- Housing
- Staffing
- Education Appeals
- Highways and Transportation
- Rights of Way
- Governance/Audit

- Standards

All Local authorities relied on arrangements by which some decisions, within specific limits, were delegated to officers, whilst others are delegated to committees and sub committees. Individual Portfolio Holders, subject to certain limitations, could take executive decisions. Delegation was an important issue to resolve as it would dictate the amount of work for each Portfolio Holder (where appropriate) and each committee and sub-committee.

There were still a number of key questions to be answered to provide direction to officers and to progress constitutional work. It was noted that the detail of these issues would best be addressed through informal Member working arrangements (with the Chairman, Vice Chairman and Party Whips), and reports would be brought back to this Committee at an appropriate time.

RESOLVED – to note the content of the report and the detailed arrangements for the proposed decision making structure of the unitary Council should be given initial consideration via informal Member working arrangements.

25 CODE OF CORPORATE GOVERNANCE

The Governance Group reported on requirements for the new authority to develop a local code of corporate governance and proposed actions to implement a local code. Members considered and discussed in detail, a document tabled at the meeting setting out specific supporting principles, and specific requirements for the six core principles of good governance that should be reflected in authorities' local codes

Members were advised that the annual governance statement (AGS) was the formal statement that records and publishes an authority's governance arrangements. It was noted that with effect from 2007/08 the production of the AGS had replaced the requirement for a specific statement of internal control. The system of internal control was one of the key lines of enquiry for the use of resources assessment under CPA and would be retained under Comprehensive Area Assessment (CAA). To achieve a high rating under CAA, it was vital that a local code of corporate governance was in place to form the basis of the system of internal control.

The report set out and recommended a process to implement a local code and suggested areas of best practice should be identified not just across the Cheshire authorities, but nationally and be reflected in the code wherever possible, as follows:

1. Use the self-assessment schedule produced within the Framework, to identify the requirements which make up the code, together with the processes and documentation that provide evidence of compliance;
2. Identify the individuals or project teams which are responsible for the various elements within the code and obtain a position statement from them;
3. Identify issues that have not been addressed adequately and considering how they should be addressed;
4. Identifying the individuals who should be responsible for undertaking actions required and plan accordingly.

Officers were actively pursuing opportunities to meet with the Audit Commission to work with them to gain their views on best practice. It was also noted that a local code of corporate governance would need to be in place by 1 April 2009. The AGS (including the system of internal control) should be included with the statement of accounts, which must be published by 30 June 2010.

Members referred to best practice in existing Cheshire Councils and the importance of good communication at all levels, including member level. Training needs in this area should be given priority and Corporate Governance should be included on the Member Training Programme that was currently being developed.

RESOLVED

1. To endorse the approach set out in the report.
2. To call for a report back on progress in due course with a view to adopting the local code before 31 March 2009.

26 APPOINTMENTS TO CHESHIRE FIRE AUTHORITY

The Governance Lead Officer reported on the appointment of members to the Cheshire Fire Authority was a legal requirement. The early appointment of members as observers would also enable them to become familiar with their role and facilitate any necessary training.

It was noted that the Fire Authority was currently the Combined Fire Authority for Cheshire, Halton and Warrington in accordance with the Cheshire Fire Services (Combination Scheme) Order 1997. However in the light of LGR, a new combination order would create the Combined Fire Authority of Cheshire West and Chester, Cheshire East, Halton and Warrington.

The current constitution of the Cheshire Fire Authority required the appointment of 14 representatives from Cheshire County Council, 4 from Warrington Borough Council and 3 from Halton Borough Council.

The Fire Authority was proposing the overall size of the Authority should be increased to 23 places, and from 1 April 2009, that both Cheshire West and Chester and Cheshire East appoint 8 elected members. Prior to that date these members will have observer status.

The Fire Authority had sought nominations as soon as possible to enable those members to engage in budget and strategy setting for 2009/10.

The term of office for nominated Members is at the discretion of this authority. The report recommended appointments be made for 3 years to 2011 to tie in with member's term of office.

RESOLVED – that 8 members be appointed to the Cheshire Fire Authority as representatives of Cheshire East Council from 1 April 2009 for a period of 3 years (to 2011) acting as observers prior to that date, on the following basis: 6 Conservative: 1 Liberal Democrat: 1 Labour, and that Group Leaders advise the Governance Lead Officer of their nominations as soon as possible.

27 PROPOSALS FOR A HEALTH AND ADULT SOCIAL CARE SCRUTINY COMMITTEE FOR EAST CHESHIRE.

The Governance Lead Officer submitted a report setting out a recommendation from the Scrutiny Committee that the Council constitute a Health and Adult Social Care Scrutiny Committee for East Cheshire. The report set out in Appendix 1 the proposed terms of reference for the Committee and in Appendix 2, the Cheshire East Health and Adult Social Care related business that had been dealt with since April 2007.

It was also reported that a Joint Committee with Wirral MBC currently existed to scrutinise the Mental Health Partnership NHS Trust as the deliverer of mental health, learning disability and drug and alcohol services. The Joint Committee had also been influential in sustaining the profile of mental health issues.

Government guidance stipulated that Health Trusts must bring significant proposals for change to scrutiny. Although there was no similar requirement for Social Care, it would be good practice to act as even handedly as possible and to use internal mechanisms such as the forward plan, call in etc to achieve this.

The report indicated that the Scrutiny Committee considered a separate Health and Adult Social Care Scrutiny Committee of 14 members would be required. However consideration would need to be given to:-

- The extent of cross representation with the membership of the Council's main Scrutiny Committee;
- The opportunity to involve a wider range of members in scrutiny work;
- The representation on any external Joint Health Scrutiny Committee to be drawn from the H&ASC Scrutiny Committee.

In terms of Membership of the Committee, the Scrutiny Committee felt there was merit in leaving the issue of co-option on the table for the time being, but that Members appointed to the Committee should have some knowledge of Health and Adult Social Care issues. It was noted there was much still to be done to enable the Authority to assume its statutory responsibility for Health Scrutiny as seamlessly as possible from 1 April; and to function effectively thereafter. The Chairman of the Scrutiny Committee addressed the meeting to present the Scrutiny Committee's unanimous recommendations. It was suggested that it would be helpful for officers to have the names to be nominated in advance of the Council Meeting.

RESOLVED - to recommend to Council : -

1. that a separate Health and Adult Social Care Scrutiny Committee be established within the Council's Political Structure with terms of reference as set out in Appendix 1 to the report;
2. that the proposed Committee consist of 14 Members but that no action be taken as regards Cooption for the time being; and
3. that it support the principle of continuing Joint Scrutiny arrangements of the Cheshire and Wirral Partnership NHS Trust and authorise further discussions with the Authorities concerned with a view to bringing forward more detailed proposals.

28 DATE OF NEXT MEETING

RESOLVED - that the next meeting be held on Monday 6 October at 2:00pm in Westfields, Middlewich Road, Sandbach.

The meeting commenced at 6.30 pm and concluded at 8.05 pm

Councillor A Ranfield (Chairman)

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Staffing Committee**
held on Thursday, 11th September, 2008 at the Fred Flint Room, Westfields,
Middlewich Road, Sandbach

PRESENT

Councillor W Fitzgerald (Chairman)
Councillor R Domleo (Vice-Chairman)

Councillors A Arnold, Mrs R Bailey, Mrs D Flude, J Hammond and F Keegan

In Attendance

Councillors D Brown and P Mason

39 APOLOGIES FOR ABSENCE

There were no apologies for absence

40 DECLARATIONS OF INTEREST

There were no declarations of Interest made.

41 PUBLIC SPEAKING TIME/OPEN SESSION

There were no questions from the public

42 EXCLUSION OF THE PRESS AND PUBLIC**RESOLVED**

That the press and public be excluded from the meeting during consideration of the following item pursuant to Section 100(A)4 of the Local Government Act 1972 on the grounds that they involve the likely disclosure of exempt information as defined in Paragraphs 3 & 4 of Part 1 of Schedule 12A to the Local Government Act 1972 and public interest would not be served in publishing the information.

(Paragraph 3 concerns information relating to the financial or business affairs of any particular person (including the authority holding that information) Paragraph 4 concerns information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or office holders under, the authority.)

43 DIRECTORATE OF PERFORMANCE AND CAPACITY

The Committee considered a Report and Appendix from the LGR Lead Officer setting out an updated structure of the Performance and Capacity Block in the light of the initial recruitment process that sought to mitigate identified risk and ensure the Council makes progress in the appointment of second tier management posts.

RESOLVED

To recommend to Cabinet that it consider amending as a matter of urgency, the original Management Structure it agreed on 17 July 2008 to reflect the changes proposed in the Appendix to the report considered at the Staffing Committee meeting on 11 September, 2008.

The meeting commenced at 2.00 pm and concluded at 2.50 pm

Councillor W Fitzgerald
CHAIRMAN

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Staffing Committee**
held on Friday, 12th September, 2008 at the Fred Flint Room, Westfields,
Middlewich Road, Sandbach

PRESENT

Councillor W Fitzgerald (Chairman)
Councillor R Domleo (Vice-Chairman)

Councillors A Arnold, Mrs R Bailey, Mrs D Flude, J Hammond and F Keegan

In attendance

Councillors D Brickhill, D Brown, J Macrae and B Silvester

44 APOLOGIES FOR ABSENCE

There were no apologies.

45 DECLARATIONS OF INTEREST

All members of the Committee declared a personal interest in respect of the item on Appointment of Director - Places in that they knew one or other of the candidates concerned.

46 PUBLIC SPEAKING TIME/OPEN SESSION

There were no questions from the public.

47 EXCLUSION OF THE PRESS AND PUBLIC**RESOLVED**

That the press and public be excluded from the meeting during consideration of the following item pursuant to Section 100(A)4 of the Local Government Act 1972 on the grounds that they involve the likely disclosure of exempt information as defined in Paragraphs 3 & 4 of Part 1 of Schedule 12A to the Local Government Act 1972 and public interest would not be served in publishing the information.

(Paragraph 3 concerns information relating to the financial or business affairs of any particular person (including the authority holding that information) Paragraph 4 concerns information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or office holders under, the authority.)

48 **APPOINTMENT OF DIRECTOR - PLACES**

Members interviewed three shortlisted candidates.

RESOLVED - to appoint Tom McCabe to the post of Strategic Director Places.

The meeting commenced at 9.00 am and concluded at 1.05 pm

Councillor W Fitzgerald
CHAIRMAN

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Staffing Committee**
Held on Tuesday, 16th September, 2008 at Committee Suite 1 & 2,
Westfields, Middlewich Road, Sandbach

PRESENT

Councillor W Fitzgerald (Chairman)
Councillor R Domleo (Vice-Chairman)

Councillors A Arnold, Mrs D Flude, J Hammond and F Keegan

54 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor Mrs R Bailey.

55 DECLARATIONS OF INTEREST

Councillor D Flude declared a personal interest being a retired member of UNISON. Councillor J Hammond declared a personal interest being a retired member of NALGO.

56 PUBLIC SPEAKING TIME/OPEN SESSION

There were no questions from the public.

57 EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED - that the press and public be excluded from the meeting during consideration of the following items pursuant to Section 100(A)4 of the Local Government Act 1972 on the grounds that they involve the likely disclosure of exempt information as defined in Paragraphs 3 and 4 of Part 1 of Schedule 12A to the Local Government Act 1972 and public interest would not be served in publishing the information.

(Paragraph 3 concerns information relating to the financial or business affairs of any particular person (including the authority holding that information) Paragraph 4 concerns information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or office holders under, the authority.)

58 MINUTES OF PREVIOUS MEETINGS

The minutes of the meetings held on 28 July, 11 September and the two meetings on 12 September, 2008 were approved as a correct record.

59 MEETING WITH THE TRADE UNIONS ON 28 JULY 2008

The trade union side asked for a list of County Councillors present to be included in future minutes.

An amendment to the item on severance was agreed to the effect that there was discretion for authorities to pay all staff up to 104 weeks severance pay.

Subject to the above, the notes were agreed as a correct record.

60 CONSTITUTION

The union side nominated Craig Nicholson as the Vice Chairman and confirmed the union membership.

61 BRIEFING ON FINANCIAL SCENARIO AND BUDGET SETTING PROCESS

The Interim Chief Finance Officer (CFO) briefed on the stages of the budget setting process, the next steps and the financial scenario.

It was agreed that the headline breakdown of figures could be shared with the unions but with the caveat that these could change.

62 DETRIMENT

In response to the proposals shared with the trade unions on detriment, they raised concerns re fairness and effectiveness for individuals.

The Chairman responded to their concerns.

The Chairman agreed to consider the representations made, to look at the number of staff who may be affected by the proposal and to return to this at the next meeting.

63 RELOCATION SUPPORT

The Lead HR Officer clarified the proposal in relation to staff who applied for and where appointed to jobs in Cheshire East, which was to pay 40p per mile for excess miles travelled for a period of two years from the date excess travel was incurred.

The union side responded.

The Chairman agreed to give further consideration to the points raised and to return to this at the next meeting.

64 CAR LEASES

The Lead HR Officer set out the current position. The Council had decided not to adopt a car lease scheme. The union side responded.

The Chairman agreed to give this further consideration and return to it at the next meeting.

65 STRUCTURES

The Chairman confirmed the appointment of Tom McCabe and John Weeks. The Chief Executive would start on 6 October 2008 and this would enable the top tier to start working together on structures and staffing.

The unions asked about the timescales for appointments to the next tier down and that the Cheshire East make a decision on the location of services as soon as possible.

The Chairman responded that the two new Strategic Directors would be looking at the next tiers and would want to talk to the trade unions. Until structures were developed, and the most efficient and effective basis for delivering services were identified it was not possible to finalise locations.

66 APPROACH TO SHARED SERVICES

The Chairman briefed that the Joint Liaison Committee (JLC) had agreed that the vast majority of services would be disaggregated. This was work in progress and there would be further meetings of the JLC.

The union side responded and raised concerns about the splitting of CBS Catering and Cleaning.

It was agreed that Steve Buttrick would meet with the unions to brief them on this.

67 TRADE UNION CONSULTATION ON POLICY AND STRUCTURES

The Vice Chairman said that employees had been receiving communications through team briefing but the unions were not formally consulted before Changing Times was sent out.

The union side said they welcomed the initiative and recognised the importance of communications.

The Vice Chairman stressed the need for union involvement with the new Strategic directors and projects leaders and the need for regular updates.

68 DATES FOR FUTURE MEETINGS

The following meeting dates were agreed: -

15 October 2008

27 November 2008

16 December 2008

13 January 2009 (together with a further budget consultation meeting in January)

16 February 2009

16 March 2009

The meeting commenced at 2.00 pm and concluded at 4.00 pm

Councillor W Fitzgerald (Chairman)

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Advisory Panel - Places**
Held on Monday, 22nd September, 2008 at The Capesthorne Room - Town
Hall, Macclesfield

PRESENT

Councillor J Walton (Chairman)
Councillor Mrs E Gilliland (Vice-Chairman)

Councillors H Davenport, D Hough, J Macrae, A Martin, A Moran, B Moran,
D Neilson and C Thorley

Apologies

Councillors D Bebbington, B Silvester and Mrs J Weatherill

8 DECLARATIONS OF INTEREST

A number of Councillors who were existing County Councillors, Borough Councillors and Town and Parish Councillors declared a personal interest in the business of the meeting en bloc.

Councillor Barry Moran declared a personal interest in respect of all the agenda items, by virtue of the fact that he was the Portfolio Holder for Planning and Economic Development and in accordance with the Code of Conduct remained in the meeting during consideration of all the items.

9 PUBLIC SPEAKING TIME/OPEN SESSION

There were no members of the public present who wished to address the Panel.

10 MINUTES OF PREVIOUS MEETING**RESOLVED**

That the minutes of the meeting held on 23 July 2008 be approved as a correct record, subject to the correction of Councillor G M Walton's initials.

11 TRANSPORT INNOVATION FUND (TIF) IN GREATER MANCHESTER (INCLUDING PROPOSED CONGESTION CHARGING).

Following Government's approval of Greater Manchester's TIF proposals for Programme Entry Status, a consultation exercise had been launched to test whether the plans were publicly acceptable. The deadline for comments was 10 October 2008. The Panel was requested to consider the report on the TIF consultation exercise and, subject to any changes as a result of comments received, recommend that Cabinet approve it as the basis for the Cheshire East Council's response, details of which were set out in the report.

A number of schemes which would benefit Cheshire residents, should congestion charges be introduced, had been identified and these were set out in an appendix to the report.

It was noted that Sir Howard Burnstein had suggested, as part of the public consultation exercise, that a mobile exhibition be used to promote the TIF scheme, which could be made available for use in neighbouring authorities. Arrangements were now being made to ensure that the exhibition was made available at a number of locations in Cheshire and it was proposed that this would include Poynton and Wilmslow. A short newsletter had also been prepared by GMPTE and had been made available to neighbouring authorities, to distribute in libraries and information points, as well as publication on websites. A copy of the leaflet was appended to the report.

In considering the report Members of the Panel raised the following issues:

- (i) Concern was expressed that no real consultation had taken place with Macclesfield Borough Council or the Cheshire East Shadow Council and it was considered that, as traffic would come from the Cheshire East area, the Greater Manchester area could not be considered in isolation.
- (ii) It was queried why the mobile exhibition could not go to other areas, including Disley. It was reported that the exhibition had only been offered for two days and there was no opportunity for it to go to other areas. It was noted that GMPTE had published a list of all the exhibition dates, however, all others were within the conurbation.
- (iii) The proposal to improve the rail service, including improvements to some stations, was welcomed. However, it was queried how some of the small stations would cope with this. It was reported that, whilst there were limitations as to what could be achieved, there were a number of initiatives through the community Rail Partnerships, some of which could be realised, if the proposals went ahead. In addition, a study of the Manchester Rail Hub was taking place, which would try to achieve capacity improvements on the rail network. The study was vital in that it set out areas of improvement to the rail service connectivity for Cheshire East.
- (iv) Reference was made to the inadequacy and congestion on the rail service from Buxton to Manchester.
- (v) Concern was expressed that the proposals were not supported by all AGMA authorities and that they did not accord with the work that DEFRA had been carrying out relating to economic activity, particularly in rural areas. It was considered that the proposals would significantly disadvantage the surrounding areas of Greater Manchester, including the Cheshire East area. It was felt that the consultation had only taken place because of public pressure and that the response to the consultation should be as strong as possible.
- (vi) It was noted that businesses would be making decisions as to where they would be located for the next five years and the proposals would have an impact on this. It was felt that it also needed to be

recognised that people commuted out of, as well as into Greater Manchester. The proposals would have an effect on the Council's policies and the consequences of this needed to be understood. However, it was felt that these issues needed to be addressed at Central Government level.

- (vii) It was considered that there had not been enough consultation in respect of the proposals.
- (viii) Reference was made to paragraph 7.2 of the report, which referred to improvements to the local transport networks and it was considered that these improvements should be in place before the congestion charge was implemented.
- (ix) Reference was made to bullet point 3 of paragraph 7.10 of the report, which referred to new heavy rail rolling stock for all major routes into the regional centre cross charging routes, alongside a programme of station improvements, and it was considered that this should include Crewe.
- (x) It was noted that a lot of people from the Congleton and Holmes Chapel areas commuted into Greater Manchester and it was felt that strong representations should be made to state that the consultation should have included these areas and that they should also be included in any future referendum. In addition, rail links needed to be improved in these areas and not reduced, as was currently proposed.
- (xi) It was suggested that a formal report should also be submitted to the Cheshire West Council requesting them to make representations.
- (xii) It was also suggested that strong representations be made to the Government Minister in respect of this matter.
- (xiii) As there were only limited numbers of the newsletter available, it was suggested that a press release should be issued and published on the various Council websites.
- (xiv) It was considered that it needed to be accepted that there was no Authority for the sub-regional structure and if Manchester was to be the centre of the sub-region, there would have to be improvements to Public Transport Services.
- (xv) Reference was made to the list of transport schemes/initiatives for Cheshire and the proposed rail scheme passenger improvements on the North Staffs line (Stoke to Crewe via Alsager). It was felt that consideration needed to be given to car parking costs, where people had to drive by car to another station when travelling by rail.

RESOLVED

That Cabinet be recommended to approve the recommended Cheshire East Council response to the TIF proposals, as set out in paragraph 10.1 of the report, subject to the final bullet point being included as the first sentence of the response.

12 LOCAL DEVELOPMENT FRAMEWORK

Consideration was given to a report relating to a draft Local Development Scheme for Cheshire East and to consider any comments that Members of the Panel might wish to make to Cabinet when consideration was given to this matter. The Cheshire East Draft Local Development Scheme was attached as an appendix to the report.

In considering the report, Members of the Panel raised the following issues:

- (i) The Portfolio Holder referred to paragraph 12 of the draft scheme and requested that the conclusions from the formal marking and ranking assessment of risk which had taken place, be included in the document. This was agreed.
- (ii) Reference was made to the new PPS12 and Regulations, which allowed Local Authorities to agree strategic sites in their core strategies and it was agreed that this should be made more explicit in the document.
- (iii) It was noted that Congleton Borough Council would be considering this matter, at its Council meeting in October and would be making a representation on the document, in terms of the content of some of the plans, subject to Council approval.
- (iv) It was noted that there were a number of typographical errors, which would be corrected.

RESOLVED

That Cabinet be recommended to agree the submission of the draft Local Development Scheme to GONW, subject to the above comments.

13 FEEDBACK FROM TASK GROUPS

Feedback was provided in respect of the Task Groups, which had been established at the previous meeting. It was noted that it was proposed, in future, to circulate the minutes of the Task Groups to all Members of the Panel.

Car Parking

The first meeting of the Car Parking Task Group had taken place on 27 August 2008 and issues discussed had included progress to date and key issues prior to Vesting Day, the need for a decision within Congleton Borough for enforcement of both on and off street parking, funding for bringing existing town centre car parks up to necessary standards, the urgent need for Cheshire County Council to develop and adopt residents parking and civil enforcement policies, consultation on residents parking permit schemes and discussions regarding consistent policies. It was noted that the next meeting would take place on Wednesday 8 October 2008, at 10.00am, at Pym's Lane Depot.

Crime and Disorder Reduction Partnership

The first meeting of the Task Group had taken place on 17 September 2008. The Terms of Reference for the new Crime and Disorder Partnership had been agreed. It was noted that there were three separate documents for each of the three Districts and it was proposed to link these documents and to use the current expertise from each of the Councils. There would be one voting representative on the Crime and Disorder Partnership and two further non-voting Members from the other Districts. A number of visits had also been agreed, including the police headquarters and Styal Prison and it was also proposed to contact the Magistrates with a view to arranging a visit. The Task Group had also recommended other areas for consideration, including CCTV and facial recognition software.

Local Development Framework

The first meeting of the Task Group had taken place on 9 September 2008. Terms of Reference had been agreed and an update given on transitional LDF Regulations and the draft Local Development Scheme. Consideration had also been given to the Statement of Community Involvement, whereby it had been recommended to wait until the Planning Bill Regulations were in place before the new Authority started work on the combined SCI. Discussion had also taken place in respect of LDF Members' training needs and it was considered that the PAS Member training package should be made available, as soon as possible. The next meeting would take place on 23 October 2008 at 2.00pm, at Westfields.

Strategic Development

The first meeting of the Task Group had taken place on 17 September. Terms of Reference had been agreed. Andrew Ross had attended and highlighted all the current strategic highway projects/issues. Andrew Farrow had attended and outlined matters concerning minerals and waste. Paul Irwin had attended and discussed detailed matters in connection with the Regional Spatial Strategy Partial Review. David Sparkes had attended and discussed the review of the North West Regional Housing Strategy and the Cheshire Sub-regional Housing Strategy 2008 to 2012, together with the future of the Housing Corporation. It had been suggested that a Manchester Airport Sub Task Group be formed to discuss an important range of issues requiring early resolution. Alan Millington and John Knight had attended to outline major projects across the area of the new Authority. The next meeting would take place on Wednesday 22 October 2008 at 9.30am, at Westfields.

The Portfolio Holder for Prosperity noted that since the meeting of the Task Group it had been confirmed that the Regional Spatial Strategy would be formally adopted on 30 September.

Tatton Park

It was noted that this Task Group had not yet met, but it was recognised that the wider implications of tourism and the visitor economy of Cheshire East, should be included within the remit of the Task Group.

Waste Collection and Disposal

The first meeting of the Task Group had taken place on 8 September. Terms of Reference had been agreed. A tour of the Pym's Lane Depot had taken place. A paper relating to all the issues surrounding the disparities between the services currently provided by each of the three District Councils within Cheshire East had been discussed and specific topics for discussion at future meetings had been agreed. The next meeting would take place on Friday 24 October, at 10.30am, at Pym's Lane Depot.

14 ESTABLISHMENT OF NEW TASK GROUPS.

It was recognised that there was a need for the establishment of new Task Groups for the areas of Development Management and Energy Efficiency. As previously referred to, it was also proposed to establish a Manchester Airport Sub Task Group. It would be necessary to appoint Members to these Task Groups at some point in the near future. It was noted that there was a shortfall of representatives in some of the geographical areas and it would be useful to appoint two Members from each of the current District Councils. It was agreed that the Chairman would contact the Leaders of the respective District Councils, where appropriate, to identify representation, where there was a possible shortfall. It was noted that representatives did not have to be a Member of the Places Advisory Panel.

It was agreed that Councillor Derek Hough be appointed as a representative on the Waste Panel.

15 ARRANGEMENTS FOR SITE VISITS

Arrangements for site visits were noted as follows:

Congleton - 26 September 2008
Crewe & Nantwich - 1 October 2008
Macclesfield - 10 October 2008

A further reminder would be sent to all Members of the Panel, to include joining instructions.

16 DATE OF FUTURE MEETINGS

Future meetings would take place as follows:

Wednesday 5 November 2008, at 2.00pm, in Sandbach
Tuesday 16 December 2008, at 2.00pm, in Crewe
Tuesday 27 January 2009, at 2.00pm, in Macclesfield
Wednesday 11 March 2009, at 2.00pm, in Sandbach
Tuesday 21 April 2009 at 2.00pm in Crewe

The meeting commenced at 2.00 pm and concluded at 3.20 pm

Councillor J Walton (Chairman)
CHAIRMAN

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CHESHIRE EAST COUNCIL

Minutes of a meeting **of the Advisory Panel - People**
Held on Tuesday, 23rd September, 2008 at Council Chamber - Crewe

PRESENT

Councillor R Westwood (Chairman)

Councillors D Brown, J Crockatt, R Fletcher, Mrs D Flude, W Livesley, M Parsons and R West

In attendance Councillor JP Findlow (Portfolio Holder Children and Family Services) and Councillor L Smetham

Apologies

Councillors Miss C Andrew, D Beckford, R Domleo, A Knowles, H Murray and Mrs C Tomlinson

8 DECLARATIONS OF INTEREST

A number of Councillors who were existing County Councillors, Borough Councillors and Town and Parish Councillors declared a personal interest in the business of the meeting en bloc.

Councillor Dorothy Flude declared a personal interest in several of the matters included on the agenda, by virtue of the fact that she was a member of the Alzheimer's Society, a Trustee for Crossroads Care, a member of several history societies and a member of the Central Cheshire Advocacy Services for People with Learning Difficulties.

Councillor Jim Crockatt declared a personal interest in the item relating to Working with the Third Sector - A Partnership Framework for Cheshire East Council, by virtue of the fact that he was a member of Senior Voice for Macclesfield, and Councillor Ray Westwood declared a personal interest in this item by virtue of the fact that he was the Chairman of a community organisation.

In accordance with the Code of Conduct, the above Members remained in the meeting during consideration of these matters.

9 PUBLIC SPEAKING TIME/OPEN SESSION

There were no members of the public present who wished to address the Panel.

10 MINUTES OF PREVIOUS MEETING

RESOLVED

That the minutes be approved as a correct record, subject to the addition of Councillors J Crockatt and M Parsons to the list of Committee Members present and Councillors P Findlow and L Smetham to the list of Members in attendance.

11 PANEL WORK PROGRAMME

Consideration was given to a report, which contained proposals for the future Panel Work Programme. It was noted that the focus of the report was on content rather than process and it would also be necessary for the Panel to consider what methodology would be effective for whatever pieces of work the Panel resolved to pursue. The report set out some suggestions in respect of future working.

RESOLVED

That the suggestions for future working, as set out in the report, be agreed and that the Panel consider whether it was appropriate to form Task Groups in relation to any of the items included on the agenda when consideration was given to them.

12 TRANSFORMING LEARNING COMMUNITIES

Consideration was given to the report of the Cheshire County Council's Scrutiny Review Panel on Transforming Learning Communities. The Terms of Reference for the review by the Panel was to assess whether the TLC process was addressing the issue of surplus school places and to review and report on the consultation process undertaken to date on TLC proposals, so that lessons learnt may be applied across the Council's activities in the future. The report to the Scrutiny Review Panel had included graphs, which demonstrated surplus places forecast and actual positions for primary and secondary schools. David Ayres, Project Manager for TLC, attended the meeting and presented a series of slides providing detailed and updated information for Cheshire East. Copies of the presentation slides were circulated, together with the leaflets "Transforming Learning Communities in Cheshire - A Case for Change" and "Transforming Learning Communities - Securing Learning for the Future".

It was noted that the new Cheshire East Council would need to consider how to manage the gap between supply and demand of school places.

In considering the report, Members of the Panel raised the following issues:

- (i) Reference was made to the merger, which had taken place, of an infant and junior school in Wilmslow and concern was expressed that it had been necessary to provide new classrooms and other facilities, at a substantial cost. It was considered that the new Council needed to be aware of this and to make sure that any proposals were economically sound. It was reported that one of the aims of the Primary Capital Programme was to rebuild and refurbish 50% of primary schools and to improve others and that Members of the Panel could be provided with information in respect of this, if required.
- (ii) It was noted that the TLC process in Crewe had been very positive. However, there were still some concerns in respect of costs and the amount of money spent on some individual schools and these issues

needed to be addressed locally. It was also hoped that Members would be more closely involved in the future TLC process.

RESOLVED

1. That a Task Group be formed to take this matter forward and to consider the process and how TLC needed to be managed across East Cheshire, the Task Group members to be :-

Councillors Jim Crockatt
Bill Livesley
Michael Parsons
Ray Westwood
One representative from the Labour Group

2. That the relevant Portfolio Holder be notified of the Task Group meeting dates.
3. That consideration be given to the Terms of Reference, at the first meeting.

13 PERSONALISATION OF ADULT SOCIAL CARE

Consideration was given to a report, which would be considered by Cabinet, at its meeting on 7 October, for endorsement of the emerging Model of Social Care, including the high level design principles contained within the report, as a framework for developing more detailed proposals for phased implementation by new Councils and for inclusion within the 2009/10 budget setting process. The report was presented to the Panel, to enable Panel Members to be aware of the forthcoming Cabinet issue and to contribute any views to inform the decision making of Cabinet.

In considering the report Members of the Panel raised the following issues:

- (i) It was suggested that a set of indicators be produced to evaluate how the Model was performing, over a period of time, in terms of outcomes for Service Users and it was suggested that a Task Group be formed in order to do this.
- (ii) Reference was made to paragraph 3.1 of the report, relating to Financial Implications for Transition Costs and it was agreed that Cabinet be requested to consider ring fencing the Social Care Reform Grant for the Change Programme only.
- (iii) It was noted that, in the past, some people had experienced problems in respect of direct payments. Currently the County Council were assisting people in respect of direct payments and it was hoped that the Cheshire East Council would continue to provide this service. It was confirmed that this would continue and was referred to in the report.

RESOLVED

- 1 That Cabinet be requested to consider ring fencing the Social Care Reform Grant for the Change Programme in respect of the new Model of Social Care only.
- 2 That a Task Group be formed to evaluate the performance of the new Model, the Panel representatives to be:

Councillors Rod Fletcher
Dorothy Flude
Bill Livesley
- 3 That the relevant Portfolio Holder be notified of future meeting dates for the Task Group.
- 4 That the Terms of Reference be considered at the first meeting.

14 WORKING WITH THE THIRD SECTOR - A PARTNERSHIP FRAMEWORK FOR CHESHIRE EAST COUNCIL

Consideration was given to a report, which presented a draft Framework to guide and govern the Council's future partnership relationship with the third sector in Cheshire East.

It was noted that, whilst this matter was not within the remit of the People Advisory Panel, people would be affected by the decisions made in respect of this. Therefore, the Chairman had requested that the report be included on the agenda, for comment.

In considering the report Members of the Panel raised the following issues:

- (i) Reference was made to the table within the report headed "Resources - What do Councils in Cheshire East currently spend in the Third Sector?" and concern was expressed that some District/Borough figures were not included. It was considered that the report required further refinement to bring together the various issues in respect of partnership working and in particular how Cheshire East Council would work with the LSPs. It was also considered that the document should refer to working with statutory groups, in addition to voluntary bodies. There should also be consistency across the titles of the various documents.
- (ii) It was noted that, in addition to financial investment, the existing Councils provided help "in kind" by the provision of help and advice from professional officers and it was considered that reference should be made to this within the document.
- (iii) Reference was made to a recent open night event for carers in Crewe, where compliance with existing Compact commitments had been welcomed. It was noted that Compact funding needed to be guaranteed for voluntary organisations for three years and it was considered that reference to this should be included within the document.

The Portfolio Holder undertook to raise these issues through the Places Directorate.

15 HEALTH AND WELLBEING

Partnership in Service Delivery

Consideration was given to a report, which was submitted to the Panel to enable Members to contribute views to inform the decision making of the Cabinet.

It was noted that all the Authorities forming the constituent parts of the new Cheshire East Council currently partnered in different ways, with a wide range of organisations to deliver services to their respective communities. These could be through either a formal contract, with funds specifically allocated to a service area, or through more general grant funds, which communities could bid into. The purpose of the report was to seek Cabinet confirmation that, at least for the coming year 2009/10, support to partner organisations would be at a level equivalent to the current 2008/09 year or at a level previously agreed with the current grant giving authority.

In considering the report Members of the Panel requested that a cross checking exercise take place to establish where grants were paid to partners from more than one of the existing Councils.

RESOLVED

That Cabinet be recommended to approve the decision required, as set out in the report:

- 1 That Cheshire East Council consider and agree the level of financial support to existing external service delivery partners be maintained for 2009/10 at current levels.
- 2 That it is agreed that all the partnership arrangements be subject to more detailed review in Year 1, to assess cost/outcomes of all individual agreements.

Cross Boundary Use of Library Services

Consideration was given to a report, which was submitted to the Panel to enable Members to contribute views, to inform the decision making of Cabinet.

The report advised the Panel of issues relating to cross boundary usage of library services, after April 2009 and recommended that there should be cross boundary usage of library services after April 2009 and that officers be instructed to take steps to implement this proposal.

In considering the report Members of the Panel raised the following issues:-

- (i) It was considered that the proposal should be supported, however, it was suggested that it might be appropriate to set up a Task Group, in the following year to consider this matter.

(ii) It was asked whether there was a proposal to issue new separate Cheshire East and Cheshire West library cards on 1 April and officers clarified that there was no such proposal.

(iii) It was queried whether mobile libraries would continue on their present routes and it was hoped that this would continue, if possible. It was reported that an Officer Task and Finish Group was considering the issue of mobile libraries and a report would be submitted to Members, if required.

(iv) It was noted that other users of the library service included schools, the Older People and those with mental health problems and this was not referred to in the report.

(v) It was suggested that consideration be given to the introduction of the national library card.

RESOLVED

That Cabinet be recommended to agree that there should be cross boundary usage for library service users, after 1 April 2009 and that officers be instructed to take steps to implement this proposal.

Fees and Charges 2009/10

Consideration was given to a report which was submitted to the Panel to enable Members to contribute views to inform the decision making of the Cabinet. The purpose of the report was to recommend an approach to setting fees and charges for the Council's Culture and Leisure Services for 2009/10.

All the existing Authorities, which formed the new Cheshire East Council, generated income through fees and charges for a range of services and activities. A comparison had been undertaken of some of the key existing headline fees and charges related to leisure facilities, managed by the existing Authorities and a number of significant anomalies had appeared, details of which were reported.

In presenting the report, officers suggested that it be recommended to Cabinet that the fees and charges for the Council's Culture and Leisure Services be increased by at least the rate of inflation, with other increases considered if appropriate.

In considering the report, Members made reference to paragraph 7.3, which set out the significant anomalies between the three existing Councils. It was noted that Crewe offered a junior discount for children under 17 years, whereas the other two local authority areas offered discounts for those under 16 years and it was suggested that Cabinet be recommended to give the discount to children under 17 years, in line with the current situation in Crewe. It was suggested that it might be more appropriate to extend the concessions, rather than reduce them but further work would need to be carried out to see what the repercussions of this would be.

It was also requested that, when consideration was given to the fees and charges, the figures be "rounded up", to avoid odd pence.

RESOLVED

- 1 That it be recommended to Cabinet, that the fees and charges for the Council's Culture and Leisure Services be increased by at least the rate of inflation, with other increases considered if appropriate.
- 2 That current arrangements for membership schemes and formal leisure card or other discount schemes remain the same for 2009/10, pending a formal review aimed at harmonisation for the new Authority in 2010/11.
- 3 That existing policies in the existing local authority area for discounts applied to the normal headline charges for key target groups be harmonised, as set out in the report.
- 4 That a further comprehensive review of fees and charges be carried out for 2010/11, to look at the feasibility of harmonisation of all charges for Culture and Leisure Services, where it is appropriate, across the Cheshire East area.

16 THE NATIONAL DEMENTIA STRATEGY: A RESPONSE TO THE NATIONAL CONSULTATION

Consideration was given to the response to the consultation on the National Dementia Strategy.

RESOLVED

That the response be noted.

17 THE PEOPLE DIRECTORATE: STRUCTURAL OPTIONS

A paper was circulated at the meeting, which proposed a set of principles to guide the creation of the new organisational design for the two new Unitary Authorities. John Weeks reported that he would be meeting with the new Cheshire East Chief Executive, Erika Wenzel, to discuss ways of bringing forward the structural proposals to Members, in due course, including the Panel.

It was agreed that an item in respect of this matter be included on the agenda for the next meeting of the Panel.

18 FUTURE MEETING DATES

Future meeting dates were noted as follows:-.

27 October 2008
8 December 2008

19 January 2009
2 March 2009
April – To be confirmed

The meeting commenced at 4.30 pm and concluded at 6.55 pm

CHAIRMAN

CHESHIRE EAST COUNCILMinutes of a meeting of the **Standards**

Held on Tuesday, 7th October, 2008 at Westfields, Middlewich Road,
Sandbach

PRESENT

Councillor Mrs L Smetham (Chairman)
Councillor (none)

Councillors Mrs R Bailey, B Dykes, J Goddard, J Hammond, Mrs M Hollins
and M Parsons

9 **APOLOGIES FOR ABSENCE**10 **DECLARATIONS OF INTEREST**

None.

11 **PUBLIC SPEAKING TIME/OPEN SESSION**

There were no members of the public present who wished to address the
Committee.

12 **MINUTES OF MEETING TUESDAY, 8TH JULY, 2008 OF STANDARDS****RESOLVED**

That the minutes be approved as a correct record.

13 **RECRUITMENT PROCESS FOR INDEPENDENT AND PARISH
COUNCIL STANDARDS COMMITTEE MEMBERS**

Consideration was given to a report updating the Committee on the ongoing
recruitment process for Independent and Parish Council representatives.

The recruitment process for Independent and Parish Council members was
considered by the Committee on 8 July 2008. It was resolved that Approval be given
to recruit Independent Members from the existing pool of Borough and County Council
independent members and that a panel of members of the Committee be appointed
to interview and recommend the appointment of Independent Members to the
Committee. It was also agreed that the Cheshire Association of Local Councils be
approached to conduct a nomination process for the recruitment of Parish Council
representatives with one nomination coming from each of the three districts.

The Panel had met applications which had been sought and received from seven of the
existing Independent Members and to interview each of the candidates.

The Panel decided to recommend that the five applicants be appointed
as independent members of the Standards Committee, details of which were set
out in the report.

The Panel also decided to recommend that “a reserve list of Independent members be created in case of future vacancies on the Standards Committee and that the remaining two applicants be placed on the reserve list, details of which were set out in the report

It was noted that the Committee needed to recruit 3 Parish Councillors to act as members of

the Committee. At its previous meeting, the Committee had agreed that the Cheshire Association of Local Councils (ChALC) would be approached to assist in the recruitment process. As part of a joint process with Cheshire West and Chester Council, an approach had

been made to the Cheshire Association which has agreed to assist in the recruitment process.

In considering the report Members expressed concern that all Parish Councillors should have

the opportunity to respond and there might be some difficulties with regard to informing them,

as some Parish Council meetings had already taken place. It was understood that Parish Councillors would be contacted individually, rather than through the Parish Clerks,

However,
this would be clarified with ChALC

RESOLVED

1 That the progress with regard to the process for selection of Independent Members be noted and that a recommendation be made to full Council on 20 October that the applicants set out in paragraph 4.2 of the report be appointed to the five Independent Member places and the applicants set out in 4.3 of this report be noted on a reserve list in case of future vacancies amongst the five Independent Member places.

2 That the proposed timetable for appointment of Parish Council members be approved and that the Committee agree to reconsider this matter at it's next meeting, providing that all Members have had the opportunity to respond.

14 PROPOSED TRAINING PROGRAMME

At its previous meeting, the Committee had been advised that the full Standards Committee would require training and awareness, which would need to commence once the Independent and Parish members had been appointed.

Consideration was given to a proposed Training Plan.

It was suggested that, initially, training should take place on two occasions: -

- **January 2009 – Prior to the first meeting of the full Committee on 13 January.** It was proposed that an induction session be held. Depending on

the areas to be covered this would be for 1.5 hours. The aim of this session would be to introduce members of the Committee to each other.

- **February 2009 (Date to be agreed)** – A full day session to provide detailed training on dealing with complaints and would cover the assessment process, local hearings and reviews. This training would be vital for the Committee to fulfil its role. A proposed draft programme was included within the report to the Committee.

It was noted that there was a place available for a member of the Committee to attend the Standards Board Annual Conference and that Councillor Goddard had agreed to attend.

RESOLVED

That the proposed Training Programme and dates for the two events be endorsed.

15 CODE OF CORPORATE GOVERNANCE

The Committee was requested to note the work that the Governance and Constitution Committee was undertaking to develop a Code of Corporate Governance and to consider the elements of the Code which were most relevant to the Standards Committee and its functions, so that views could be fed back to the Governance and Constitution Committee.

Whilst a Code of Corporate Governance was not strictly a legal requirement, having one in place which met Audit Commission requirements was considered best practice, as the Annual Governance Statement was required by the Accounts and Audit Regulations and a Code of Corporate Governance simplified the production of the Annual Governance Statement, as all the expected core principles in the CIPFA/SOLACE framework should be present in the local Code. Therefore, evidencing compliance with the local Code would also provide significant evidence to support the Annual Governance Statement.

Members of the Committee requested that a further detailed report be submitted to the next meeting, to assist them in their consideration of this matter.

RESOLVED

That a further report be submitted to the next meeting of the Committee.

16 STANDARDS BOARD FOR ENGLAND - BULLETIN 40

Consideration was given to the latest bulletin published by the Standards Board for England.

RESOLVED

That the bulletin be noted.

17 COMMITTEE WORK PROGRAMME

Consideration was given to the draft Work Programme.

RESOLVED

That the following changes be made to the Work Programme:-

November

Next meeting – Tuesday 25 November, 10am

Items :-

Recruitment of Parish Representatives

Consider the website presence

Reports on Parish Representative nominations, feedback on Conference

Review Councillor Code of Conduct Induction Sessions

Feedback from Standards Board Annual Conference

Whistleblowing Policy

January

Committee meeting to take place on Tuesday 13 January, with induction at 10am, followed by the meeting at 11am.

The meeting commenced at 10.00 am and concluded at 10.40 am

CHAIRMAN

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Cabinet**
held on Tuesday, 7th October, 2008 at Committee Suite 1 & 2, Westfields,
Middlewich Road, Sandbach

PRESENT

Councillor W Fitzgerald (Chairman)
Councillor R Domleo (Vice-Chairman)

Councillors D Brickhill, D Brown, P Findlow, F Keegan, A Knowles, P Mason
and B Silvester

67 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor J Macrae.

68 DECLARATIONS OF INTEREST

Key Decision CE22 - Transforming Learning Communities: Emerging
Issues from Locality Review for Alsager, Congleton, Sandbach and
Holmes Chapel

Councillors D Brickhill, P Findlow and P Mason declared personal interests
in this item by virtue of being Members of Cheshire County Council. In
accordance with the Constitution they remained in the meeting during
consideration of these items.

69 PUBLIC SPEAKING TIME/OPEN SESSION

In accordance with Procedure Rules Nos.11 and 35, Mr J Guy of
Northwich and Mrs B Walmsley of Middlewich (members of the public)
addressed the meeting on the following matters relevant to the work of the
Cabinet:-

Mrs B Walmsley:

1. Could the Council please tell me what impact the building of an
850,000 tonne Incinerator at Weston point in Halton will have on the
waste disposal plans of the new Cheshire East authority, as Ineos
Chlor who are building this plant continually assert that they will be
importing waste from Cheshire?
2. Given the increase in recycling rates across Cheshire, particularly
the rapid success of the recycling initiatives in Middlewich and
Northwich, and the subsequent **decline** in waste arising, could the
Council please tell how confident they are of the figures in the
Cheshire Waste Local Plan which assume a **growth** in Municipal
Solid Waste arising of 1.5%

p.a. until 2010 and then 1.0% p.a. after that?

Mr J Guy:

3. If consent is given for an incinerator in Middlewich, could the Council please advise on how it plans to ensure that a continuous stream of waste is available for the plant until 2037*, as a failure to do so would inevitably lead to fines which would be paid by local ratepayers?
4. Could the Council please tell me how many million tonnes of CO2 would be produced by a 390,000 EfW incinerator, such as the one proposed by Covanta at Middlewich, each year, and how that compares to the alternative methods of waste disposal?
5. Of the currently available alternatives to Incineration, which of them creates the lowest CO2 output (assuming transport costs to any of the alternatives are constant), and are there any commercially viable alternatives that don't require burning and venting to the atmosphere?

The Leader of the Council indicated that a written response would be sent to Mr Guy and Mrs Walmsley.

70 MINUTES OF PREVIOUS MEETING

RESOLVED

The Minutes of the meeting held on 8 September 2008 were approved as a correct record, subject to an addition being made to Minute 58 (Consolidated (Interim) Sustainable Community Strategy for Cheshire East) as follows: -

“In addition, the financial table referred to in the report requires further research to ensure that all funding streams are included; specifically ward budgets, market town funds and community staffing.”

71 KEY DECISION CE13 - CHESHIRE EAST LOCAL DEVELOPMENT SCHEME

Consideration was given to a draft Local Development Scheme for Cheshire East, and to its submission to the Secretary of State for Communities and Local Government.

RESOLVED

For the reasons set out in the report:-

That the Council be recommended to approve the draft Local Development Scheme for Cheshire East and that it be submitted to the Secretary of State for Communities and Local Government.

72 KEY DECISION CE20 - SHARED SERVICES

Consideration was given to the shared service recommendations made by the Joint Liaison Committee to the Cheshire East Shadow Authority. Members sought to reassure existing staff that nothing was yet a fait accompli in respect of a shared back office and staffing groups were represented and aware of ongoing discussions by the Joint Implementation Team.

RESOLVED

For the reasons set out in the report: -

1. That the recommendations of the Joint Liaison Committee held on 19 September 2008 regarding further areas of pan-Cheshire service delivery be endorsed.
2. That approval in principle be given to the recommendation of the Deloitte report on Shared Back Office Services specifically to:
 - (a) establish a Shared Back Office primarily located in West Cheshire, subject to confirmation of the governance arrangements, the detailed scope of the service, an outline Service Level Agreement, clarification of the cost-sharing arrangements, the scope for flexible and mobile working and locality-based staff.
 - (b) review the arrangements within two years and to consider further development of the service including market-testing as appropriate
 - (c) engage in the necessary consultation on the details of the agreed approach.

73 KEY DECISION CE22 - TRANSFORMING LEARNING COMMUNITIES: EMERGING ISSUES FROM LOCALITY REVIEW FOR ALSAGER, CONGLETON, SANDBACH AND HOLMES CHAPEL

Consideration was given to the outcomes of the informal consultations held on the options identified by the Locality Review and the subsequent recommendations.

RESOLVED

For the reasons set out in the report: -

That the proposed actions by the County Council in respect of the Alsager, Congleton, Sandbach and Holmes Chapel Transforming Learning Communities Review, following the recommendations made by Cheshire County Council's School Planning Select Panel on the 1 September 2008 be endorsed as follows: -

- To authorise statutory public consultation on the possible closure of Church Lawton Primary School with effect from September 2009;
- To authorise statutory public consultation on the reduction in the net capacity of Offley Primary School to 315 places located in a single building, and the alternative use of the premises of the former Offley Infant School as a centre for delivering 14-19 education for the locality to be investigated; the reduction in the net capacity of Sandbach Primary School to 105 places with the Children's Centre for Sandbach and co-located Children's Services in the released accommodation;
- To authorise to invite the Chester Diocesan Board of Education and the Governors of Chelford CE Primary School to develop proposals for the revision of the school's net capacity to 60 by re-designation of the use of one classroom in such a way that future potential use of the building for an expanded Chelford CE Primary School, should this become warranted, is not compromised;
- To submit to the Cheshire East Unitary Authority information relating to pupil numbers in the Holmes Chapel area together with the proposed means for reducing capacity at Holmes Chapel Primary School should this be warranted at a future date;
- To authorise consultations and to request officers to develop proposals in respect of the group of schools identified for potential Federations, as described below:

Chelford CE VC, Peover Superior Endowed, Lower Peover CE VA, Marton and District CE VA, Brereton CE VA, Smallwood CEVC, Astbury St Mary's CE VA, Scholar Green, Woodcocks' Well CE VC and Goostrey Community;

- To authorise statutory consultation as part of the admission arrangements for September 2010 in respect of changes in Published Admission Numbers:

School	Current Net Capacity	Proposed Net Capacity	Current PAN	Proposed PAN
Haslington Primary	329	280	50	40
Brereton CE	150	147	30	21
Sandbach Heath St John's	150	180	30	25
Marlfields Primary	180	210	30	30
Buglawton Primary	178	210	30	30
Astbury St Mary's CE	112	126	16	18
Scholar Green	210	180	30	25
Alsager Highfields	233	233	40	37
Smallwood CE	112	126	16	18

Woodcocks' Well CE	103	89	15	12
Goostrey Primary	182	209	26	30
Black Firs Primary	240	270	40	38
TOTAL	2179	2230	353	320

Note: these are changes needed to align net capacity and PAN in the light of current use of accommodation

- To authorise consultation as part of the admission arrangements for September 2010 on reduction in the published admission number for Cranberry Primary School from 45 to 30, and to ask officers to develop proposals for the use of the released former infant school building which retained it for use as a nursery and which enable the development of co-located Children's Services in such a way that future potential use of the building for an expanded Cranberry Primary School, should this become warranted, is not compromised;
- To authorise consultation as part of the admission arrangements for September 2010 on the reduction in the published admission number for Daven Primary School from 60 to 30 to give a capacity of 210, with the released accommodation becoming available as a centre to support multi-agency working in the Congleton locality. There should be a review of the operation of primary school catchment areas in and around Congleton.

74 KEY DECISION - NEW MODEL OF SOCIAL CARE FOR NEW COUNCILS

Consideration was given to an update on progress so far and to the emerging model of social care.

RESOLVED

For the reasons set out in the report: -

1. That the emerging model of Social Care , including the high level design principles contained within this report, be accepted and endorsed as a framework for developing more detailed proposals for phased implementation by New Councils and for inclusion within 2009/10 budget setting process.
2. The principle of a formula based up front Resource Allocation System (RAS) be agreed pending a more detailed testing and a specific member sign off for the 2009/10 RAS in each authority and that this be incorporated within budget proposals.
3. That the budget headings outlined in Appendix 1 be accepted as the approach for budget setting within unitary authorities.

4. That it be noted that this report was considered by the Advisory Panel – People on 23 September 2008 at which it was resolved to set up a Task and Finish group which would develop performance indicators to monitor and evaluate the customer experience as a result of the new Social Care Model.

75 GREATER MANCHESTER TRANSPORT INNOVATION FUND - PUBLIC CONSULTATION

Consideration was given to a response to Greater Manchester's proposals for developing a Transport Innovation Fund Project, including congestion charging. Concerns were expressed regarding the apparent trend for a reduction in the number of train services from Cheshire East into Greater Manchester.

RESOLVED

For the reasons set out in the report and as now given: -

1. That Greater Manchester Transport Innovation Fund be informed that the proposals are unacceptable to Cheshire East Council on the grounds that:
 - *This consultation exercise has again been largely targeted within the Manchester Boundary. In particular, it is unsatisfactory that efforts have not been made to fully engage with residents and business in the wider Manchester travel to work area on the scale used within Manchester itself. There is further concern that the planned referendum will only apply to Greater Manchester residents.*
 - *There has been a complete lack of serious analysis and identification of transport improvements beyond the Greater Manchester boundary. The promoters have not acted to engage with the Cheshire Councils to consider cross boundary schemes that would be beneficial to residents and businesses and provide an alternative to paying the congestion charge.*
 - *If the TIF proposals are to deliver the full economic potential that is suggested, then they will need to extend and improve connectivity to labour markets and businesses outside Manchester. However, the planned measures do not address what improvements would be necessary for those areas beyond Greater Manchester including Cheshire East.*
2. That the response should be sent to AGMA as a formal response to the Transport Innovation Fund consultation and to the Department for Trade and the Secretary of State for Transport to highlight

Cheshire East Council's concerns about implementing these proposals.

76 DEVELOPING A MODEL FOR LOCAL WORKING

Consideration was given to the development of a model for local working across the Cheshire East Authority, recognising the need for community engagement and empowerment mechanisms.

RESOLVED

For the reasons set out in the report: -

That approval be given to: -

- (a) a set of principles to inform the development of local working, both at area and neighbourhood level;
- (b) an outline model of local working detailed in Appendix A as the basis for further work and discussion with Members, officers and partners;
- (c) to establish a number of Local Area Partnerships, the number and boundaries to be finalised following detailed debate with strategic partners (e.g. police, fire, health, etc.), local councils and third sector representatives;
- (d) draft terms of reference for the Local Area Partnerships so as to inform this detailed debate;
- (e) further work be undertaken on the potential cost of and options for supporting local working as identified through ongoing discussion; and
- (f) further work be undertaken on the possible functions which could be delegated to Local Area Partnerships, having regard to existing schemes of delegation across the four authorities and also the views of partners and any delegations they may wish to make.

77 CHESHIRE EAST CRIME AND REDUCTION PARTNERSHIP

Consideration was given to a report on the establishment of a Crime and Disorder Reduction Partnership for East Cheshire from October 2008.

RESOLVED

For the reasons set out in the report: -

That approval be given to the establishment of a shadow Crime and Disorder Reduction Partnership for the new authority in advance of the 1 April deadline, to ensure continuity of service, effective use of resources and the confidence of partner agencies, and other co-operating bodies

such as the Youth Offending Team, Drug Action Team the Community and Voluntary sector, housing commissioners and providers and others.

78 STAKEHOLDER COMMUNICATIONS STRATEGY

Consideration was given to a strategy for engaging with key external stakeholders to ensure that have a clear understanding of the vision of the new Council and how to contact and engage with it.

RESOLVED

For the reasons set out in the report: -

That the strategy and proposed communications activity be approved.

79 SECTION 24 APPLICATIONS FOR CONSENT

Consideration was given to a report by the Interim Monitoring Officer and the Interim Chief Financial Officer on Section 24 Consents issued under delegated powers since the last meeting. Details were reported of decisions in respect of works at Queens Park, Crewe and a lease of land at Goostrey Primary School.

RESOLVED

For the reasons set out in the report: -

That the report be noted.

80 PROGRESS REPORT

Consideration was given to an update on the programme, giving progress made against key milestones, and to the steps to be taken in the coming months. It was requested that Members be kept advised concerning communications with staff.

RESOLVED

For the reasons set out in the report: -

That the report be noted.

The meeting commenced at 2.00 pm and concluded at 3.40 pm

W Fitzgerald (Chairman)
CHAIRMAN

Motion to Council re Waste Management Contract 2009

This Council welcomes the commitment of Cheshire East and Cheshire West and Chester shadow unitary authorities to manage jointly the process of creating a renewed waste disposal service for the people of Cheshire. We particularly welcome the decision to create a Joint Unit to undertake the Waste PFI Procurement and that waste contracts will be managed on a County-wide basis.

We call upon this joint body to ensure that the people of Cheshire benefit from any technological developments that occur that will increase the income from waste disposal during the long life of the PFI contract. For example, should there be returns from the mining of plastic from landfill sites in the future, benefits should be equably shared between Council Tax payers and the waste company carrying out the contract.

The Council also calls upon the new joint body which will conclude the contract in 2009 to be mindful of the full environmental impact of the waste disposal methods chosen and ensure that adverse environmental effects are minimised and that the waste disposal methods and arrangements will be safe, sustainable, encourage waste minimisation and be cost effective.

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Motion to Cheshire East Council on Cheshire County Council TLC Programme

The Cheshire East Shadow Authority believes that one of its most important responsibilities will be to provide a full range of educational opportunities to people of all ages throughout their lives who live and work and learn within its borders.

Accordingly this Council is disappointed in the actions of Cheshire County Council with regard to the planned provision of education for primary school children in Bollington. The Cheshire East Shadow Authority was consulted on this proposed closure in July 2008. Our Cheshire East Authority will be responsible for carrying out any school closures planned by Cheshire County Council for 2009.

This Authority recommended that St. John's Voluntary Aided Church of England School in Bollington should be federated with another school and that Governing Bodies should be given the opportunity and time to explore this possibility. Cheshire County Council has informed parents that there are plans to close the school in 2009 contrary to the advice of Cheshire East.

We therefore call upon the Executive Member for Children's Services and the Cabinet to state clearly that under no circumstances will they close St. John's School in 2009.

We further call on the Executive Member and the Cabinet to work with Cheshire County Council to support the governing bodies of schools in Bollington to come to a local solution involving federation between schools which is the stated policy of the Cheshire East Authority.

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CHESHIRE EAST COUNCIL

Date of meeting: 20th October 2008
Report of: Interim Monitoring Officer
Title: Proposed changes to the Constitution

1.0 Purpose of Report

- 1.1 To report to Council the recommendations of the Governance and Constitution Committee and to seek Council's agreement upon the Council's Constitution.

2.0 Decision Required

- (1) That the decisions of the Governance and Constitution Committee be noted.
- (2) That the following Constitutional provision be adopted by the Shadow Council as part of Rule 8 of the Constitution, but that this should be reviewed in 6 months' time:

"A Member may ask a Cabinet Member or a Committee Chairman (or in his/her absence the Vice Chairman) a question on any Record of Decision or Minute. The Cabinet Member or the Chairman or in his/her absence the Vice Chairman will respond using their reasonable endeavours to provide a response which addresses the matters raised in reply to the question as put by the Member. The provisions in Procedure Rule 11.4 in relation to replies shall also apply here. There will be no debate on any question, or response under this procedure and no further motions can be moved.

"Where a Member wishes to ask a question on any Part 2 matter before the Council, the question must be given, in writing, to the Council's Monitoring Officer at least one hour before the start of the Council meeting."

- (3) That a Health and Adult Social Care Scrutiny Committee should be appointed to exercise the Council's emerging statutory responsibilities, and with the responsibilities set out in the Appendix to this report.

- (4) That the Health and Adult Social Care Scrutiny Committee should comprise 14 Members, on the basis of a 10:2:1:1 proportionality, but that there should be no co-option of Members to the Committee for the time being.

3.0 Financial Implications for Transition Costs

- 3.1 There are no financial implications for Transition Costs.

4.0 Financial Implications 2009/10 and beyond

- 4.1 There are no financial implications for 2009/10 and beyond.

5.0 Legal Implications

- 5.1 Before the Constitution can be changed, the Council's agreement must be obtained.

6.0 Risk Assessment

- 6.1 No risks arise from the proposed changes to the Constitution.

7.0 Background

- 7.1 One of the responsibilities of the Council's Governance and Constitution Committee is to review the Council's Constitution and to recommend changes to Council.

- 7.2 At the Committee's meeting on 8th September, a number of issues which had arisen in various forums since May 2008 were considered:

- 7.2.1 Whether an officer Code of Conduct should be adopted for the duration of the life of the Shadow Council.

The Committee decided that, in view of the fact that such a small number of staff will be employed during this period, the development of such a Code would not be the best use of resources.

- 7.2.2 Whether a financial threshold should be applied to the definition of "Key Decisions".

The Committee felt that the current statutory definition, which stipulates that Key Decisions are those which are "significant" in terms of expenditure, savings or effects on communities was sufficient for the Shadow period, given that so few operational decisions will be being made. The emerging draft unitary authority Constitution will, however, contain a financial threshold which will take effect from April 2009.

7.2.3 Whether there should be a change in the number of Members which are required to call a special meeting of Council.

The Committee decided that the current number of 8 Members required to call a special meeting was appropriate. However, it was agreed that this should be reviewed in the light of experience.

7.2.4 Time limit on Members speaking at Council and Committee meetings: this is currently 5 minutes (although a protocol may be agreed which allows longer periods at Budget Council).

The Committee decided that the current time-limit is appropriate, given the Chairman's discretionary power to allow a longer period, but that this would be reviewed in the light of experience.

7.2.5 One of the Governance and Constitution Committee's responsibilities is to approve the overall seating plan for Council meetings. A question had previously been raised as to whether this was an appropriate responsibility for the Committee.

The Committee agreed that this responsibility should be retained in case there is any need for a Member decision to be made on seating plan issues.

7.2.6 Confirmation of minutes etc at Council meetings:

Council Procedure Rule 7, pg 82 of the Constitution deals with the way in which the Council meeting confirms the minutes of its last meeting. Only matters relating to the accuracy of the minutes may be raised by way of a motion.

Rule 8 deals with the record of decisions of the Cabinet and minutes of any other committees. Any question about accuracy must be considered and determined by the Cabinet or that committee at its next meeting.

However an issue had arisen as to whether Members should be allowed to raise questions or make comments upon the record of decisions of the Cabinet or minutes of any other committees.

The Committee considered that a recommendation should be made to Council that questions should be allowed upon the record of decisions of Cabinet and minutes of any other committees; these to be put to any Cabinet Member, Chairman or Vice Chairman of the Committee as appropriate.

The Committee recommended that the following Constitutional provision should be adopted by the Shadow Council as part of Rule 8, but that this should be reviewed in 6 months' time:

"A Member may ask a Cabinet Member or a Committee Chairman (or in his/her absence the Vice Chairman) a question on any Record of

Decision or Minute. The Cabinet Member or the Chairman or in his/her absence the Vice Chairman will respond using their reasonable endeavours to provide a response which addresses the matters raised in reply to the question as put by the Member. The provisions in Procedure Rule 11.4 in relation to replies shall also apply here. There will be no debate on any question, or response under this procedure and no further motions can be moved.

“Where a Member wishes to ask a question on any Part 2 matter before the Council, the question must be given, in writing, to the Council’s Monitoring Officer at least one hour before the start of the Council meeting.”

7.2.7 Health and Adult Social Care Scrutiny Committee:

Following the unanimous recommendation of the Council’s Scrutiny Committee, the Governance and Constitution Committee agreed that a separate Health and Adult Social Care Scrutiny Committee should be appointed to exercise the Council’s emerging statutory responsibilities, and with the responsibilities set out in the Appendix to this report.

Furthermore, the Committee recommended that the Health and Adult Social Care Scrutiny Select Committee should comprise 14 Members, on the basis of a 10:2:1:1 proportionality, but that there should be no co-option of Members to the Committee for the time being.

The Committee also agreed that the principle of continuing Joint Scrutiny arrangements of the Cheshire and Wirral Partnership NHS Trust should be supported and that discussions should take place with the authorities concerned with a view to bringing forward detailed proposals.

8.0 Conclusion

- 8.1 Following review by the Governance and Constitution Committee, recommendations are made to Council which propose Constitutional change.

For further information:

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Background Documents:

Documents are available for inspection at:

Cheshire East Shadow Council Support Office
Congleton Borough Council
Westfields
Middlewich Road
Sandbach

Appendix

CHESHIRE EAST COUNCIL HEALTH AND ADULT SOCIAL CARE SCRUTINY COMMITTEE

The Health and Adult Social Care Scrutiny Committee will:

1. fulfil the Health Scrutiny duties falling on the Authority by virtue of the Health and Social Care Act 2001 (consolidated into the NHS Act 2006) and subsequent relevant legislation and Government Guidance;
2. liaise with NHS Trusts on any matter relating to the planning, provision and operation of Health services in East Cheshire, including commenting on the annual “health check” of the performance of those Trusts;
3. respond to any formal consultations undertaken by relevant NHS Trusts on any substantial development or variation in service;
4. participate with other relevant local authorities in joint scrutiny arrangements of NHS Trusts providing cross-border services to East Cheshire residents, in particular the Cheshire and Wirral Partnership Foundation Trust;
5. prepare an annual Work Programme and commission scrutiny reviews to ensure that all sections of East Cheshire’s local communities have equal access to Health services and have an equal chance of a successful outcome from those services;
6. liaise with the Local Involvement Network (LINK) for East Cheshire, commissioning work and receiving reports and recommendations as appropriate;
7. deal with any matter referred by the Department of Health, the Local Involvement Network or by the Council;
8. offer advice to the Cabinet on Key Decisions relating to the operation of the Council’s Adult Social Care functions;
9. receive reports from the Council’s external inspectors on its Adult Social Care responsibilities and to offer advice thereon to the Cabinet;
10. keep under review the Council’s performance management arrangements in relation to its Adult Social Care responsibilities and offer advice as appropriate;
11. deal with any Health or Adult Social Care matter which is the subject of a Call-In, a Councillor Call for Action or Local Petition;

12. provide a regular programme of training and development for all Members and Co-opted Members involved in the work of the Committee;

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CHESHIRE EAST COUNCIL

Date of meeting: 20th October 2008
Report of: Governance and Constitution Committee
Title: Proposals for Charter Trustees

1.0 Purpose of Report

- 1.1 To advise the Council of proposals made by Macclesfield and Crewe and Nantwich Borough Councils for the appointment of Charter Trustees for towns in their areas.

2.0 Decision Required

- 2.1 To consider and as appropriate respond to –

- (a) the proposal by Macclesfield Borough Council for Charter Trustees to be appointed for the unparished area of Macclesfield Town
- (b) the proposal by Crewe and Nantwich Borough Council for Charter Trustees to be appointed for the unparished area of Crewe Town.

3.0 Financial Implications for Transition Costs

- 3.1 There is no financial impact on Transition Costs.

4.0 Financial Implications 2009/10 and beyond

- 4.1 The appointment of Charter Trustees involves certain support costs, including resources for the Mayoral office, meetings of the Trustees and accommodation. These are covered by a precept levied on the area covered by the Trustees. The Department for Communities and Local Government (DCLG) will require an estimate of the first year's precept to be raised by the Charter Trustees for inclusion in Statutory Orders, but these details are not yet available from the Borough Councils.

5.0 Risk Assessment

- 5.1 Failure to notify DCLG of proposals by the end of October would mean they could not be included in Statutory Orders to be laid before Parliament in November, and therefore the Charter Trustees could not be established.

6.0 Background and Options

- 6.1 Cheshire East Council on 30 July in the context of the proposal for Borough Status for the Unitary area agreed –

“the three current Borough Councils and Cheshire County Council be invited to support the Petition for Borough Status for Cheshire East, and to identify as soon as possible any proposals for the continuation of their existing rights beyond vesting day.”

- 6.2 The Council also authorised the Governance and Constitution Committee to take forward the detailed arrangements for Borough status (and other civic and ceremonial matters), and to make periodic progress reports to the full Council.

- 6.3 Macclesfield Borough Council has since resolved to apply to DCLG for Charter Trustees to provide for a Mayor for Macclesfield Town. Crewe and Nantwich Borough Council has resolved to seek Charter Trustees to provide for a Mayor for Crewe Town. It is understood that Congleton Borough Council has not yet considered the issues.

- 6.4 Cheshire County Council’s Organisation Committee has resolved in regard to Cheshire East –

“That

- (1) The proposal by Cheshire East Council to apply for Borough status be noted, on the basis that appropriate arrangements are being sought to establish Town Mayors where there is a community wish to do so;
- (2) This Committee regrets the submission of any proposals which seek artificially to perpetuate the identities of the current District Councils; and
- (3) Any proposals leading to the creation of a multiplicity of overlapping Mayoralities in any area be not supported.”

- 6.5 Charter Trustees for any area can only be appointed by Parliamentary Order, and their powers will be set out in Regulations, both of which are due to be laid before Parliament in early November. Charter Trustees can be appointed to cover unparished areas, in order to preserve or create a Mayoralty for the area in the absence of a Town Council and a Town Mayor. DCLG have indicated they will advise Parliament to approve proposals where they are needed to preserve the historic traditions of the area concerned, and enable a Mayor to be appointed.

- 6.6 However, Charter Trustees are viewed generally by DCLG as a temporary measure, to enable a Community Governance Review to be undertaken in the area, leading to the creation of a Parish (Town) Council should there be a community wish to do so, which can then resolve to elect a Mayor.
- 6.7 Powers are available to the Shadow Council under Transitional Regulations to commence Community Governance reviews in any unparished area of Cheshire East.
- 6.8 DCLG have indicated that proposals for Charter Trustees should ideally be made by Shadow Councils, or at least be supported by them, recognising that outgoing Councils may submit these proposals directly. Accordingly, the Shadow Council is invited to consider the proposals for the unparished areas of Macclesfield Town and Crewe Town and decide whether or not to support them.
- 6.9 If proposals are approved by Parliament, the Charter Trustees will be the Unitary Councillors for the Wards covered by the area, involving a minimum of 5 Councillors, and the Mayor will be elected annually from among their number. At the least, the Charter Trustees must hold one meeting each year. The Trustees will be able to pay an allowance to the Mayor, and support will be required for the Mayoral office. DCLG envisage that the Unitary Council will be required to provide the Charter Trustees with appropriate accommodation to enable them to discharge their duties and functions. The terms on which accommodation and other support is made available will need to be agreed between the Trustees and the Unitary Council, and reflected in the precept. Charter Trustees will hold transferred historic or ceremonial property, subject to local agreement.
- 6.10 At their meeting on 6 October, Governance and Constitution Committee considered the proposals made by the Borough Councils for Charter Trustees, and resolved –

“That Council be advised to support applications for Charter Trustees which may be made by any unparished area of Cheshire East.”

For further information:

Officer: Mike Flynn, Governance Lead Officer
Tel No: 01244 972260
Email: mike.flynn@cheshire.gov.uk

Background Documents:

None

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CHESHIRE EAST

COUNCIL

Date of meeting: 20th October 2008
Report of: Interim Monitoring Officer
Title: Appointment of Independent Members to Standards Committee

1.0 Purpose of Report

- 1.1 To seek the approval of full Council to the appointment of five Independent Members to the Standards Committee.

2.0 Decision Required

- 2.1 That the Council appoints the five applicants set out in 7.4 below as Independent Members of its Standards Committee:

Mr Nigel Briers (currently Independent Chairman of Crewe & Nantwich Borough Council's Standards Committee)

Mr Ian Clark (currently Independent Chairman of Macclesfield Borough Council's Standards Committee)

Mr Michael Garratt (currently an Independent member of Congleton Borough Council's Standards Committee)

Mr Roger Pomlett (currently an Independent member of Crewe & Nantwich Borough Council's Standards Committee)

Mr David Sayer (currently Independent Chairman of Congleton Borough Council's Standards Committee).

- 2.2 That the reserve list of applicants in 7.5 be noted.

3.0 Financial Implications for Transition Costs

- 3.1 There are no financial implications for Transition Costs.

4.0 Financial Implications 2009/10 and beyond

- 4.1 There are no financial implications for 2009/10 and beyond.

5.0 Legal Implications

- 5.1 The Council is required to have at least 25% of the membership of its Standards Committee who are Independents, an Independent Chairman, and Parish Council representation. Once recruitment is completed, the Council will be fully compliant with the relevant legislation.

6.0 Risk Assessment

- 6.1 The recruitment of Independent and Parish representatives, which this report progresses, will fulfil the legal requirements placed on the Council and thereby manage the risk of failing to meet these legal obligations.

7.0 Background

- 7.1 Cheshire East Council has set the composition of its Standards Committee as being comprised of 5 Independent members, 3 Parish Council members and 8 Cheshire East members forming a membership of 16 in total. The 8 Cheshire East elected members were appointed to the Committee on 13 May 2008. The Committee itself and its sub-committees which are to be established will need be chaired by an Independent member.

- 7.2 The recruitment process for the appointment of Independent and Parish Council members was considered by the Committee on 8 July 2008. It was resolved that:

1. Approval be given to recruit Independent Members from the existing pool of Borough and County Council independent members;
2. The job description and person specification for independent members be approved;
3. Councillors John Hammond, Mike Parsons and Lesley Smetham be appointed to a panel of members of the Committee to interview and recommend the appointment of Independent Members to the Committee;
4. The Cheshire Association of Local Councils be approached to conduct a nomination process for the recruitment of Parish Council representatives with one nomination coming from each of the three districts;
5. The job description and person specification for the Parish Council representatives be approved subject to the wording being brought into line with that for the Independent Members.

- 7.3 The Panel met on 15 August to consider applications which had been sought and received from existing Independent Members and to interview each of the candidates.

- 7.4 The Panel decided to recommend the following candidates for appointment to the five available Independent Member places:

Mr Nigel Briers (currently Independent Chairman of Crewe & Nantwich Borough Council's Standards Committee)

Mr Ian Clark (currently Independent Chairman of Macclesfield Borough Council's Standards Committee)

Mr Michael Garratt (currently an Independent member of Congleton Borough Council's Standards Committee)

Mr Roger Pomlett (currently an Independent member of Crewe & Nantwich Borough Council's Standards Committee)

Mr David Sayer (currently Independent Chairman of Congleton Borough Council's Standards Committee).

- 7.5 The Panel also recommended that a reserve list of Independent Members be created in case of future vacancies on the Standards Committee and that the remaining two applicants be placed on the reserve list:

Mr Harry Mawdsley (Independent Member of Congleton Borough Council's Standards Committee)

Mr John Ross (Independent Member of Crewe & Nantwich Borough Council's Standards Committee)

- 7.6 With regard to the need to recruit three Parish Council members to the Standards Committee, the Cheshire Association of Parish Councillors (ChALC) has agreed to contact individual members of its member Councils to seek applicants. ChALC will be submitting a list of three candidates which will be considered by the Standards Committee at its next meeting so that a recommendation as to the appointment of Parish members can be placed before full Council on 9 December.

8.0 Conclusion

- 8.1 This report progresses recruitment to the Standards Committee.

For further information:

Officer: Julie Openshaw

Tel No: 01625 504250

Email: j.Openshaw@macclesfield.gov.uk

Background Documents:

Documents are available for inspection at:

Cheshire East Shadow Council Support Office
Congleton Borough Council
Westfields
Middlewich Road
Sandbach

CHESHIRE EAST COUNCIL

Council

Date of meeting: 20 October 2008
Report of: Partnerships Workstream, Performance & Capacity Block
Title: CONSOLIDATED (INTERIM) SUSTAINABLE COMMUNITY STRATEGY FOR CHESHIRE EAST

1.0 Purpose of Report

- 1.1 To provide Members of the Council with information, as a consolidation of priorities already consulted upon, articulated and agreed within the existing sustainable community strategies for Macclesfield, Congleton, Crewe and Nantwich and Cheshire, upon which decisions relating to service delivery and resource allocation can be made prior to vesting day.

2.0 Decision Required

- 2.1 To receive the Consolidated Sustainable Community Strategy for Cheshire East (Appendix 1) as an interim document and agree its use as the basis for corporate and financial planning prior to vesting day.

3.0 Financial Implications for Transition Costs

- 3.1 None identified

4.0 Financial Implications 2009/10 and beyond

- 4.1 Both the Sustainable Community Strategy and Local Area Agreement (as the Delivery Plan of the SCS) are intended to influence the business planning processes of the local authority and all partners from across the public, private, community, voluntary and faith sectors within the local area.
- 4.2 In so doing, it is expected that priorities expressed within the Sustainable Community Strategy inform how resources are allocated and services delivered by the local authority and its partners.

5.0 Risk Assessment

- 5.1 In the absence of a robust new partnerships framework through which a new Sustainable Community Strategy for Cheshire East could be developed, consulted upon, agreed and implemented within the timescale of LGR transition, it is proposed that a consolidation of the current community strategies already in existence across Cheshire East be used as an interim measure.

- 5.2 Should this document now not be agreed as an interim measure, the Council would have no robust evidence base upon which the decisions it is required to make over the next six months and beyond by the new Council could be made.

6.0 Background

- 6.1 The Local Government Act 2000 placed a statutory duty on all principal local authorities to promote the economic, environmental and social well-being of their area and improve the quality of life of local people through the preparation of community strategies or plans produced in partnership with others.
- 6.2 “Creating Strong, Safe and Prosperous Communities” published in July 2008 contains statutory guidance in relation to the preparation or modification of Sustainable Community Strategies replacing that issued previously under section 4 of the Local Government Act 2000. This statutory guidance reinforces the purpose of a Sustainable Community Strategy as setting the overall strategic direction and long-term vision for an area – typically 10-20 years – in a way that contributes to sustainable development in the UK. It tells the ‘story of place’ – the distinctive vision and ambition of the area, backed by clear evidence and analysis. The Sustainable Community Strategy is, therefore, the overarching plan for the area.
- 6.3 In addition, the creation of strong partner relationships and alignment of views around the Sustainable Community Strategy is the starting point for the negotiation of Local Area Agreements and provides the rationale for the identification of improvement targets. The refresh of the current transitional Cheshire Local Area Agreement will be the subject of a subsequent report to the Cabinet in November.
- 6.4 The Sustainable Community Strategy should be the key document against which other organisational plans and strategies are produced, decisions made and budgets set, i.e. Corporate Plan, MTFS, Service Plans, Local Development Framework, etc. This requirement should apply to all partners, not just the local authority.
- 6.5 Within the Cheshire East area, there are currently four Sustainable Community Strategies in place. These are:
- Macclesfield Borough Sustainable Community Strategy 2007-2010
 - Congleton Sustainable Community Strategy 2007-2016
 - A Sustainable Community Strategy for Crewe and Nantwich 2006-2016
 - A Sustainable Community Strategy for Cheshire – Interim Document (May 2008)
- 6.6 All four documents have been produced through existing partnership frameworks, are compact compliant (in that they have been subject to an extensive consultation process) and have been formally agreed by

the four existing local authorities and LSP's in accordance with their statutory duty. They are, therefore, currently being used by the councils and their partners as outlined in paragraph 6.4.

- 6.7 It should also be noted that the transitional LGR regulations, including those in relation to the preparation of Local Area Agreements, recognise the existence of current plans and strategies and allow for them to be taken forward by the new unitary authority in the absence of new plans being produced within the transition period.
- 6.8 On this basis, it is proposed that a new Sustainable Community Strategy for Cheshire East be prepared during 2009 through a newly constituted LSP framework (to be in place by the end of January at the latest). In addition to providing sufficient time for partner engagement in the production process, this timescale for the development of the new Strategy will ensure that the results of the Joint Strategic Needs Assessment, Place Survey and other similar activity can be taken into account. It also aligns closely with the timetables for Corporate Plan and Local Development Framework Core Strategy development.
- 6.9 In the interim, it is proposed that the current strategies listed in paragraph 6.5 be consolidated, together with the 35 areas for improvement identified in the Cheshire Local Area Agreement, to inform the Corporate Plan and provide the basis for decision making (including budget setting) until such time as new Sustainable Community Strategy for Cheshire East is agreed.
- 6.10 As a consequence of this exercise, 16 high level priority themes have emerged. In no particular order of importance, these are:
- Reducing inequalities / narrowing the gap between the most disadvantaged and successful areas of Cheshire East and sectors of the community
 - Addressing the key issues surrounding our ageing population
 - Addressing the priority services for children and young people
 - Improving access to and availability of affordable and appropriate housing
 - Reducing anti-social behaviour, arson and criminal damage
 - Reducing re-offending
 - Tackling the adverse effect of alcohol
 - Achieving sustainable management of waste resources
 - Responding to the challenge of climate change
 - Reducing worklessness and improved skills
 - Improving business and enterprise
 - Improving road safety and maintenance thereby reducing accidents
 - Improving environmental cleanliness
 - Maintaining an efficient transport network
 - Reducing the risk of industrial and commercial emergencies
 - Improving access to and participation in sport, culture and leisure

It should be noted that, at this stage it is not appropriate for the Council to amend these priorities though it is important for the Council to reach a view on the importance it attaches to those identified.

- 6.11 Appendix 2 maps the more detailed content of the current Strategies against each of the high level priority themes and, as such, illustrates areas of common ground. The shaded rows in Appendix 2 also highlight the designated Local Area Agreement indicators for which the local authority is the lead partner. These are:

NI4	Percentage of people who feel they can influence decisions in the locality
NI8	Adult participation in sport and active recreation
NI21	Dealing with local concerns about anti-social behaviour and crime by the local councils and police
NI125	Achieving independence for older people through rehabilitation/intermediate care
NI130	Social Care clients receiving Self Directed Support (Direct Payments and Individual Budgets – adults all ages)
NI135	Carers receiving needs assessment or review and a specific carer's service, or advice and information
NI141	Percentage of vulnerable people achieving independent living
NI142	Percentage of vulnerable people who are supported to maintain independent living
NI154	Net additional homes provided
NI155	Number of affordable homes delivered
NI156	Number of households living in temporary accommodation
NI168	Principal roads where maintenance should be considered
NI169	Non-principal roads where maintenance should be considered
NI186	Per capita reduction on CO2 emissions in the Local Authority area
NI191	Residual household waste per household

In addition to the above, there are a number of indicators delivered through more formalised partnership arrangements in which the local authority is a key player, e.g. Cheshire Children's Trust, Cheshire Domestic Abuse Partnership, Cheshire Safer Roads Partnership, etc.

- 6.12 Again it should be noted that whilst the Local Area Agreement review/refresh process will provide an opportunity to revisit 2009/10 targets, including those specific to Cheshire East, it is not anticipated that there will be a change in the targets identified for improvement or designated indicators.
- 6.13 The Consolidated Sustainable Community Strategy for Cheshire East was considered and endorsed by the Cabinet on 8 September 2008. The document has since been amended to incorporate more up-to-date information to support the contextual statements underpinning the

priorities and more accurate disaggregated data for the Cheshire East area.

- 6.14 The document has also been shared more widely with key strategic partners and third sector organisations (e.g. Cheshire Constabulary, Cheshire Fire and Rescue Service, Groundwork, etc.) who have expressed ongoing support and satisfaction with the process adopted and, in some cases, identified specific areas of common interest and shared priorities where partnership working is crucial.

7.0 Options

- 7.1 Not applicable

8.0 Reasons for Recommendation

- 8.1 The Council needs firm evidence of community and organisational priorities upon which decisions can be made. In the absence of a new Sustainable Community Strategy for Cheshire East the content of the existing strategies, which has already been determined through robust partnership working and analysis of detailed qualitative/quantitative data, should provide the policy base that the Council needs in the interim.

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Background Documents:

Documents are available for inspection at:

Cheshire East Council Support Office
Congleton Borough Council
Westfields
Middlewich Road
Sandbach

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Version 11
Draft Consolidated (Interim) Sustainable Community Strategy for Cheshire East
August 2008

Vision

“Shared vision and shared sense of priorities for a place set out in a Sustainable Community Strategy”
 (Creating Strong, Safe and Prosperous Communities: Statutory Guidance HM Government July 2008)

This will be a statement of the Partnership’s ‘Vision’ - for example “Working together to improve community life”.

Introduction and Context

From 1 April 2009, Cheshire East Council will inherit the duty under Section 4 of the Local Government Act 2000 to produce and deliver with its key strategic partners, a Sustainable Community Strategy (SCS) for promoting or improving the economic, social and environmental well-being of their area and contributing to the achievement of sustainable development in the UK. The Act created a discretionary power for the Council to do anything they consider likely to promote or improve the economic, social or environmental well-being of their area. This is designed to encourage closer joint working between local authorities and their partners to improve local communities’ quality of life. Statutory guidance to which local authorities must have regard sets out that SCSs are to be produced in partnership with all local delivery agencies and their communities. The Act introduced the concept of Local Strategic Partnerships (LSPs) with the expectation placed on Local Authorities to seek the participation of local stakeholders in the process.

The statutory guidance for the Local Government and Public Involvement in Health Act 2007 further confirms the duty and embeds the delivery of SCSs in the new national performance framework for local authorities and their key strategic partners, who now have a statutory ‘duty to co-operate’ placed upon them.

The Local Area Agreement (LAA) is described in recent guidance as being “at the heart of the new local performance framework helping to deliver the ambitions for the place and its people, as set out in the Sustainable Community Strategy”. The LAA is also described as being the only vehicle for agreeing targets between local government and its delivery partners, and Central Government (with the exception of 16 Statutory Education and Early Years targets).

Commitment to Partnership Working

For Cheshire East there is a proven track record of successful partnership working to build upon, despite organisational boundaries and the sheer complexity and scale of ensuring active involvement of so many diverse stakeholders. The successful People & Places bid makes full commitment to continuing this success at all levels. There are SCSs developed through the Communities of Cheshire Partnership (CCP) and LSPs for Congleton, Crewe & Nantwich and Macclesfield Boroughs. The Cheshire SCS was

developed via the Communities of Cheshire Partnership Framework from the District SCSs and other available evidence. The Local Area Agreement (LAA) in its turn was developed from the Cheshire SCS and also in partnership. There is a clear connection between all these documents. The various SCSs, together with the agreed 'severable' (into Cheshire East and Cheshire West & Chester) LAA in place for Cheshire, have all been properly consulted upon, agreed, reviewed and evaluated and are currently seen as 'live' partnership documents.

Purpose and Status of this Interim Document

This Consolidated (Interim) Sustainable Community Strategy document for Cheshire East should be seen as a review and a re-affirmation where appropriate of the current statistical evidence, priorities and commitments identified and agreed by partners and reflected in the various constituent documents/strategies. These have included issues for local residents and the public, private and voluntary, community and faith sector organisations and partnerships responsible for delivering services for priorities in the new area.

It affords the opportunity also to check out and respond to any available new evidence that may affect these priorities. For example, the results of the Cheshire Community Survey 2008 are currently being analysed and over the next few months the Joint Needs Assessment and the Place Survey information should be available. The ongoing work will reflect this new information and will then feed into the development from April 2009 of the brand new Sustainable Community Strategy for Cheshire East, with partners and according to agreed proper mechanisms, including an extensive twelve week public consultation. This will consolidate the vision and priorities leading to approval from the future Local Strategic Partnership (LSP) and Cheshire East Council during summer/autumn 2009.

It has been necessary to develop this interim approach, as the Shadow Cheshire East Council will need to produce a Corporate Plan and decide upon its first budget in autumn 2008 for 2009/2010. Similarly other key partners will need to have regard to the identified priorities and to possible commitments and funding decisions in order to reflect this in their own budget setting and planning processes. It is also needed to inform the Cheshire East year 2 targets for the Local Area Agreement.

Cheshire East in perspective

Cheshire East is a Great Place to Live

Cheshire East's geology, physiology and vegetation make for a diverse and rich landscape. The mix of topography, soils and land use presents an area of contrasting character, ranging from the highland and lowland rural areas to the more densely populated areas in the north east of the authority.

Cheshire East is a good place to live as evidenced by the 2008 Community Survey which indicated 93% of Cheshire East's adults like living in their local area with a similar proportion (93%) saying that they were satisfied with Cheshire East as a place to live. When respondents were asked specifically about their quality of life (from the 2005 Quality of Life Survey) 52% described it as very good and a further 44% described it as quite good. 1% said it was very or quite poor. See Figures A2 to A7 in appendices.

Cheshire East has a population of 360,700 and an area of 116,638 hectares. In addition to 'Cheshire West and Chester' on the west, Cheshire East is bounded by the Manchester conurbation to the north and east, Stoke on Trent to the south and Peak District/ Derbyshire and Staffordshire Moorlands. It contains the major towns of Crewe, Macclesfield, Congleton and the commuter town of Wilmslow (population above 20,000). There are also a number of other significant centres of population (over 10,000) in Sandbach, Poynton, Nantwich, Middlewich, Knutsford and Alsager.

Cheshire East is characterised by wonderful countryside facilities such as Teggs Nose Country Park, The Cloud and the Gritstone Trail. There are splendid historic towns and major national visitor attractions such as Tatton Park (over 830,000 people visited in 2006), castles built of the distinctive local sandstone and spanning a thousand years of history from Beeston, to Peckforton and Cholmondeley with its extensive ornamental gardens. The canals and waterways are a major recreational and tourism feature for boats but also for fishing, walking and wildlife. Cheshire has more gardens open to the public per head of population than anywhere else in the UK and a large proportion of these are to be found in Cheshire East. Surveys have shown that these facilities attract people from all over the North West as well as further afield. These are vital for the local economy of Cheshire East.

Cheshire East's People

Cheshire East has an increasing proportion of Older Residents

Cheshire East has a population of 360,700 (2007 mid-year estimate). This is 5% of the North West's population and 0.7% of England & Wales' population.

The age structure of Cheshire East is slightly older than that of England & Wales. 5% of the population is aged under 5 and 12% are aged 5 to 14. 18% are aged 65 or more. There will be around 5% fewer children living in Cheshire East by 2026 than there were in 2006. The number of people aged 85+ will double between 2006 and 2026, increasing demands for formal and informal support for vulnerable people. The working age population (16-64) will decline slightly (by about 3%). The proportion of older workers (aged 45-64) in this group will increase. This trend will not only put pressure on the caring services but will also impact on the labour market, restricting the capacity to maintain economic growth.

Over 3% of Cheshire East residents were non-white according to the new ethnicity estimates produced by government in 2005. Of these about a third are of Asian origin. There are also a significant number of economic migrants who have arrived from Eastern Europe, mainly Poland and although the numbers of people applying to work in the UK has fallen according to Home Office statistics, many people already here want to stay. A HM Treasury funded project 'The Changing Community in Crewe' is in the forefront of understanding and development in this area of change.

Community Safety

Cheshire East Crime is low but perception is still high

Cheshire East is a relatively safe place to live although Cheshire's Quality of Life survey shows it is still a top concern for residents. In 2006/7 there were 27,383 recorded crimes in Cheshire East, this is 76 per 1,000 population. This is well below the National Average of 100. The most common crimes were violent crime and criminal damage. There were 1,589 crimes recorded as burglary (dwelling), this is 11 per 1,000 households. The Quality of Life Survey 2005 highlighted that 'reducing crime and disorder is respondents' top priority for improving their quality of life. Around two-thirds (61%) felt worried or very worried about being a victim of crime. In Cheshire East in 2006/7 there were 2.7 fires per 1,000 population compared with a figure of 0.7 within the 'family group' of Fire Authorities used to compare. Of this 2.7, 1.86 (nearly 69%) were deliberately started fires.

The Government's Respect Strategy aims to tackle anti-social behaviour and calculates perceived levels of activity. In Cheshire East, 53% of respondents perceived a high level of anti-social behaviour with 19% perceiving a very high level, a score of 16 or above. 47% of people perceived a low level of anti-social behaviour with 21% perceiving a very low level, a score of 5 or below. (Further work is being done on comparators for these figures).

Economic Trends

Cheshire East Economy in Good Shape

Cheshire East has major strategic significance and is the gateway to one of the largest concentrations of economic and commercial activity in the UK. The automotive, chemicals/ pharmaceuticals, financial services and computing services industries all employ a relatively large proportion of the local workforce. Major employers include the pharmaceuticals company AstraZeneca (which accounts for a large proportion of R&D within the North West) in the Macclesfield area and Bentley Motors in Crewe. Economic output (GVA) per head was £16,800 in 2004, or 4% above the UK average (£16,200) and also above the figure for Cheshire West and Chester (£16,000). Cheshire East's GVA growth has also been reasonably strong: for example, in the preceding five years (1999-2004), GVA rose by an average of 2.8% a year in real terms, which was on a par with the North West (2.8%) and greater than in Cheshire West and Chester (1.4%), though slower than the UK-wide growth rate (3.3%).

In July 2008, there were 3,200 Cheshire East residents claiming Job Seekers Allowance (up from 2,200 four years previously), giving an unemployment rate of 1.5% (compared to 2.3% for Great Britain and 2.7% in the North West). Grosvenor Ward in Crewe had the highest unemployment rate (5.7%), followed by Alexandra, another Crewe Ward (4.3%). Nine other Wards – six in Crewe, two in Macclesfield and one in Congleton – also had a JSA claimant rate above the regional average.

Despite its decline over time, manufacturing remains a much more significant employer than in other parts of the UK. In 2006, 77% of Cheshire East's 168,000 workers were employed in service sectors, a relatively low proportion compared to Great Britain (83%) and Cheshire West & Chester (82%). In contrast, 17% of employees worked in manufacturing in Cheshire East, a higher proportion than in the North West (13%), Great Britain (11%) or Cheshire West & Chester (also 11%). In the same year, agricultural employment stood at 5,300.

Entrepreneurship continues to thrive. There were 14,890 VAT-registered businesses at the start of 2007. This gives Cheshire East a business density (the number of VAT-registered businesses per 10,000 adults aged 16+) of 510, which is much higher than the UK average (399). This is due to particularly high densities in Macclesfield (627) and Congleton (477). Over the previous five years, the stock of VAT-registered businesses also grew substantially: by 12.1%, compared to 10.5% in the North West and 9.4% across the UK. Cheshire West & Chester saw faster growth (13.4%), but has a much lower density (369).

Health

In Cheshire East the majority of people are feeling healthy

In the 2008 Cheshire Community Survey 57% of people described their health as good with 13% describing it as not good. Life Expectancy at birth for males and females is similar to England and Wales (2004-06). The death rate is slightly higher than England and Wales (10 deaths per thousand population compared to 9).

In the 2008 Cheshire Community Survey 17% of people said that they smoked, nationally 25% of over 16's smoked. 85% drank alcohol compared to 66% nationally, with 8% drinking more than 22 units a week.

At May 2007, 4% of the total population were claiming disability living allowance compared to 6% for the North West. Of these claimants 17% were due to mental health causes compared to 15% for the North West. In the 2008 survey 44% of residents knew a family member who had mental health problems, and 1 in 5 had experienced work colleagues with mental health problems

Central & Eastern Primary Care Trust's (C&EPCT) Strategic Needs Assessment February 2008 (includes Vale Royal in its figures) puts current average life expectancy at birth as being greater for females than males by around 4 years, although the PCT's population has a higher life expectancy overall than for England for both males and females. There are however, important differences in current male life expectancy between local towns in Cheshire East; ranging from 75.4 years in Middlewich to 80.7 years in Poynton. For females, current life expectancy at birth in Cheshire East ranges from 79.4 years in Middlewich to 84.1 years in Alsager. Across the PCT circulatory diseases (including coronary heart disease and stroke) and cancers account for 37% (M) and 26% (F) of deaths.

Children's and Adult Services

Cheshire East pupils perform above average

There are 127 primary schools (26,400 pupils), 21 secondary schools (22,800 pupils) and 4 special schools in Cheshire East (compared to 10 in Cheshire West and Chester). Pupils perform well compared to the national average. The proportion of GCSE candidates achieving grades A*-C was 63% in 2006 compared to 59% for England. Key Stage achievements were similarly above

average. 86% of pupils achieved level 4 or above in Key Stage 2 English with 82% for Key Stage 2 Maths and 77% of pupils achieved level 5 or above in key stage 3 English with 82% for key stage 3 Maths.

In 2005/6 there were 4,150 referrals to Children's Services in Cheshire East. 12 Children's Centres will be operational by April 2009 with a further 7 to be developed by March 2011.

There are 6 Community Support Centres in Cheshire East providing day care and respite care for older people, with the primary aim of helping to maintain older people in the community. Further information on the wide range of care services for adults and older people specifically in Cheshire East is not yet available to include.

Housing and Households

House Prices are a significant issue for Cheshire East Residents

In the second quarter of 2008 the average house price in Cheshire East was £215,700 (this compares to £189,000 in Cheshire West and Chester). The latest (2007) average household income was £37,000, giving an affordability (house price to household income) ratio of 5.8 compared to 4.9 for the North West region. In 2006 there were 160,700 dwellings in Cheshire East with the highest % in council tax band C (20%). Between 2002/3 and 2005/6 just over 4,500 new houses were built. At the 2001 census, there were 147,144 households with residents in Cheshire East. The structure of households in Cheshire East is very similar to national and regional patterns. In 2001, 25% of households were all pensioner households (North West 24%, England & Wales 24%), of these 21,118 (57%) were pensioners living alone. 29% of households had dependent children (North West 30%, England & Wales 29%). 28% of households were people living alone (North West 31%, England & Wales 30%). Looking at the average figures understates the affordability problem in certain housing markets within Cheshire East.

The Environment, Transport and Access to Services

Cheshire East has slightly higher than average domestic carbon emissions and households are more likely than average to own more than two cars

Within Cheshire East, domestic CO₂ emissions per capita were 2.77 tonnes in 2005 (the UK figure was 2.54 tonnes, the North West 2.51, and Cheshire West and Chester 2.55). In the 2007 Cheshire Omnibus Survey: 87% said that recycling was important to combat climate change and 85% also said waste minimisation was important to combat climate change. In 2001, 82% of households in Cheshire East had access to a car compared to 73% for England and Wales; 40% of Cheshire East households owned 2 or more cars (England & Wales 29%).

The latest (2007) English Indices of Deprivation include a Barriers to Housing and Services Domain, which is a key measure of access to services at neighbourhood level. 23 (10.0%) of the 231 Lower Level Super Output Areas (LLSOAs) in Cheshire East are in the national top 20% of this specific Domain (i.e. they are among the English neighbourhoods with the least access to services). This compares to 21 LLSOAs (also 10.0%) in Cheshire West and Chester. The car was the dominant means of travel to work by Cheshire residents (72% drivers or passengers in the 2001 Census): other means of travel to work were: foot (9%), bus (2%), and train (2%). At the 2001 Census the most popular destinations outside Cheshire East to work were Cheshire West and Chester and Manchester; the most popular origins for people travelling into Cheshire East were Cheshire West and Chester and Stockport.

Leisure and Culture

Cheshire East is well placed through its range of leisure and culture provision, to provide opportunities to improve the health and wellbeing of residents and visitors

There are a number of historic properties, gardens, museums, art galleries and other attractions across Cheshire East. In 2006, 830,800 people visited Tatton Country Park, 64,000 people visited Jodrell Bank, 105,000 people visited Quarry Bank Mill. In the 2006 Cheshire Community survey 76% of residents used the Internet, 68 % had broadband.

Cheshire has more gardens open to the public per head of population than anywhere else in the UK and a large proportion of these are to be found in Cheshire East. 2008 has provided the opportunity to develop and promote these “Gardens of Distinction” during Cheshire’s Year of Gardens 08. Continuity planning is in hand during the latter part of 2008 to build on the success of the year and reinforce the position of Cheshire as a “must see” European destination.

There are 18 libraries (excluding mobiles) with 37% of Cheshire East residents using them at least once a month. 91% of all users think the libraries were ‘very good’ or ‘good’.

Challenges and Priorities for Action

In many respects the picture across Cheshire East is very positive with much to build upon for a successful future. Most of Cheshire East's adults like living here and are satisfied with it as a place to live. There is wonderful countryside with facilities that attract people from all over the North West and further afield. It is a relatively safe place to live with recorded crimes well below the national average. Cheshire East has major strategic significance and **economic output (GVA) per head (£16,800 in 2004) is above the UK average (£16,200)**. The majority of Cheshire East adults describe their health as good. Pupils in Cheshire East schools perform well compared to the national average. In 2008 the average house price in Cheshire East was £215,700 (compared to £189,000 in Cheshire West and Chester) and the average household income was £37,000.

Most regional and national indicators point to Cheshire East doing well but there is another side to this picture with important challenges to be addressed. There are persistent problems in some areas or with addressing the needs some people have. The Cheshire Community Survey 2008 has found that for Cheshire East: the top priorities mentioned for making a good quality of life in the area were 'issues for young children' (45%), 'issues for our ageing population' (42%), 'affordable and appropriate housing' (40%), and 'make communities even safer' (38%). The top priorities mentioned for improving the quality of life in their area were 'issues for children and young people' (46%), 'make communities even safer' (44%), 'affordable and appropriate housing' (44%) and 'issues for our ageing population' (37%). This is consistent with all the existing plans and strategies.

Besides Barriers to Housing and Services and other Domains, the 2007 English Indices of Deprivation include an overall Index of Multiple Deprivation which is a composite of all the deprivation Domains. Map A7 in the appendices shows the 14 Lower Level Super Output Areas (LLSOAs) in Cheshire East that rank within the national top (most deprived) 20% of this overall Index. 6% of Cheshire East's population live in these 14 areas. Most of these pockets of general deprivation (9 of the 14 LLSOAs) are in north Crewe; the others are in south Crewe (1), east Congleton (1), south Macclesfield (1) and the northern part of the Wilmslow/ Handforth conurbation (2). Disadvantage is strongly correlated with health problems, e.g. high mortality rates, mental illness, respiratory and circulatory diseases.

The CEPCT Strategic Needs Assessment draws attention to risk factors contributing to ill health such as tobacco use, physical inactivity, excessive alcohol consumption, poor diet with secondary factors such as hypertension and being very overweight. Food poverty - most likely to be older people, people with disabilities, households with dependent children or someone who is unemployed, members of black, minority and ethnic groups.

Priority Issues

The priority issues outlined in the document 'A Sustainable Community Strategy for Cheshire – interim document May 2008' were developed in partnership and strongly informed by the 6 Borough Sustainable Community Strategies and the various Cheshire wide

and local LSPs and thematic partnerships. All the 7 SCSs were in turn strongly influenced by what people said via surveys or as a result of wide consultation. The work so far indicates that these priorities hold true but with the benefit of more recent information, additional work is being undertaken to check out the detail – aggregating some information and disaggregating other information to give a clear picture. There are some areas where there may be insufficient recognition or gaps currently, for example ‘leisure, sport and culture’, business development and possibly ‘rural issues’. More work will need to be done on these areas as part of the development of the brand new SCS for Cheshire East.

The appendices include a matrix with detailed information on current priorities and targets set across all 4 SCSs for Cheshire East.

Summary list of priorities (in no order)

Reducing inequalities / narrowing the gap between the most disadvantaged and successful areas of Cheshire East and sectors of the community

Addressing the key issues surrounding our ageing population

Addressing the priority services for children and young people

Improving access to and availability of affordable and appropriate housing

Reducing anti-social behaviour, arson and criminal damage

Reducing re-offending

Tackling the adverse impact of alcohol (*this is a key Health issue AND Safer issue*)

Achieving sustainable management of waste resources

Responding to the challenge of climate change

Reducing worklessness and improving skills

Improving road safety, maintenance

Improving environmental cleanliness

Maintaining an efficient transport network

Reducing the risk of industrial and commercial emergencies

Additional key themes from existing Plans – some may be implicit in those above.

- Third Sector Development (including Compact development)
- Empowerment/ influencing decisions
- Mental health

- Improved business and enterprise development – support for businesses, making land available for employment use, improvements to infrastructure
- More vibrant Market towns, improve vitality of town and village centres, attracting quality employment, tourism and the visitor economy, Cheshire Year of Gardens 08 Continuity Planning
- Improved amenities and improved access to them – culture, leisure, sport, play, community learning, family learning, extended schools, allotments, green spaces, parks
- Improved protection for designated natural environments, heritage buildings, including local distinctiveness designations
- Rural Issues.

Brief summary of context and evidence supporting the priority issues

1. Reducing inequalities / narrowing the gap between the most disadvantaged and successful areas of Cheshire East and sectors of the community

This is a key theme that many of the LAA improvement targets are designed to address. It is a key theme in Crewe & Nantwich SCS where the approach has been to target specific geographic areas most in need of a comprehensive range of support via a 'Neighbourhood Renewal Strategy'. There are actions within all the 3 existing District SCSs aimed at addressing this priority area for example 'Reducing the number of neighbourhoods in the worst 25% nationally in terms of multiple deprivation' (C&N), 'Improving environmental quality for people living in the most deprived neighbourhoods' (M). Many of the key priority targets are being achieved by actions focused on specific needs in neighbourhoods, for example 'Working age people out of work claiming benefits in the worst performing neighbourhoods' (LAA NI 153), 'Improve geographic access, disabled access and the affordability of learning opportunities' (C), 'Increase the take up of welfare benefits' (C&N), to name a few. There are also priorities flagged up across thematic areas, for example 'Tackle child poverty' and 'Improve the economic well-being of older people at retirement age' that will contribute to reducing inequalities. The recent increases in fuel and food prices are likely to make the financial situation worse for many people.

The Government's latest measure of overall deprivation at local level, the Index of Multiple Deprivation 2007, shows that 14 of Cheshire East's Lower Level Super Output Areas (LLSOAs) rank within England's top (most deprived) 20%. 6% of Cheshire East's population live in these 14 areas. Disadvantage is strongly correlated with health problems, e.g. high mortality rates, mental illness, respiratory and circulatory diseases.

Map A1 shows the Average Income Data 2007 - top 20% most deprived Super Output Areas, Cheshire East (MSOAs containing Top 20% labelled).

Map A5 shows Lone Parents claiming income support

Map A6 shows Mental Health conditions

Map A7 shows Overall Index of Multiple Deprivation

Map A9 shows Model-based Data on Smoking

Map A10 shows Standardised Mortality Ratios

(Evidence for the gap widening in Cheshire East – more detailed work is being done on this).

Current priorities for action:

- Reduce the risk factors associated with heart disease and stroke.
- Achieve smoking cessation targets and reduce the number of people with cancers.
- Increase well-being programmes in areas of highest disadvantage.
- Improve attainment in children and families from low-income backgrounds.
- Reduce proportion of people who are very overweight.
- Reduce mental health related unemployment and increase the number of local workplaces signing-up to the 'Mindful Employers Charter'.
- Increase access to sources of support for emotional and psychological difficulties.
- Develop accessibility planning strategies to improve access to jobs and key services (link to LDF).
- Increase number of residents who say they can influence decisions in their locality, with specific targets for key areas.
- More people feel that they belong to their neighbourhood.
- Increase community gardens and allotments for people to grow their own food.
- More people believe that people from different backgrounds get on well together.
- Increase the overall/general satisfaction with the local area.
- Increase access to green spaces.

2. Addressing the key issues surrounding our ageing population

This features as a key priority across all the existing SCSs and the LAA. The number of people aged 85+ will double between 2006 and 2026, increasing demands for formal and informal support for vulnerable people. The working age population (16-64) will decline slightly (by about 3%). The proportion of older workers (aged 45-64) in this group will increase. This trend will not only put pressure on the caring services but will also impact on the labour market, restricting the capacity to maintain economic growth.

(More work being undertaken on housing issues for older people will draw on the Local Development Framework and Housing Strategy).

Falls are a major cause of disability and the leading cause of mortality due to injury in people over 75. Around 92% of fractures are caused by a fall and in 90% of those falls, the patient has osteoporosis. Falls account for 20% of all patients in orthopaedic beds with hip fractures placing greatest demand on resources. With reference to the Cheshire SCS over 30% of people aged 65 and 50% over the age of 85 living in the community will fall in a year (in Cheshire). Reducing falls has great benefits in improving quality of life for older adults and reducing demand for treatment and care.

Current priorities for action include:

- Improve independence,
- Reduce hospital and institutional care by supporting older people, where appropriate and chosen,
- Improve housing for older people and tackle fuel poverty,
- Improve economic well-being of older people at retirement age,
- Empower older people to have a greater voice and influence on decisions which affect them,
- Improve the number of older adults retained and successfully retrained to contribute to the local economy.

Map A8 shows the % and distribution of Population aged 75+ in 2006 as % of total population. Figure A1 shows the forecast population of 75+ and 85+ age-groups for Cheshire East from 2001 – 2026. The Macclesfield SCS mentions specifically people whose mental, physical and emotional well-being is at risk in rural and socially-isolated communities. More work is ongoing re rural issues and concerns. Map A4 shows All Emergency Admissions to Hospitals.

3. Addressing the priority services for children and young people

The prospects for many children and young people in Cheshire East look good. The majority enjoy a good quality of life in an area seen as affluent and academic attainment continues to be higher than the national average. There are however considerable numbers of children and young people for whom the picture is less bright. Their circumstances mean that they are less likely to

achieve the outcomes set by central government, be healthy, stay safe, enjoy and achieve, make a positive contribution and achieve economic well-being. In 2005/6 there were 4,150 referrals to Children's Services in the Cheshire East area.

Crewe & Nantwich LSP members have raised concerns that educational attainment standards are falling in comparison with the rest of Cheshire. Work is underway to establish if and why this may be happening. Work is also ongoing to produce Cheshire East specific figures for the priority actions listed below.

Current priorities for action include:

- Tackle child poverty
- Reduce teenage conceptions
- Reduce the number of children who are very overweight
- Reduce the number of children exposed to domestic abuse.

Note: The LAA NI 117 (and PSA 14) relates to young people aged 16 to 18 years old who are not in education, employment and training (NEET). This appears as a priority in some of the existing SCSs but not others. Further work is being progressed to establish the position on this.

Map A5 shows Lone Parents claiming Income Support.

4. Improving access to and availability of affordable and appropriate housing

This is a stated priority in the Cheshire SCS and the Congleton and Macclesfield SCSs but less of an issue in Crewe & Nantwich. The Congleton SCS states "There is a shortage of high quality low cost market or affordable housing" the Macclesfield SCS states "Affordable housing is a key issue for the Borough, which is an area with the highest house prices in the region and with planning policies that severely constrain new house building" and goes on to state "There is an identified need for at least 200 affordable housing units to be built each year". The Cheshire Community Survey 2008 has found that for Cheshire East affordable housing is one of the top priorities for both making and improving a good quality of life. In 2008 the average house price for Cheshire East was £215,700 (compared to £189,000 in Cheshire West and Chester). The recent issues with the UK housing market will have further consequences. Around 25% of households are pensioners. Issues are in terms of affordability but also the need for appropriate and adapted housing.

Current priorities for action include:

- Improve provisions of new affordable housing in urban areas, market towns and sustainable rural areas to support the local economy and the wider economy of the North West (connects to LDF and housing strategy)
- Improve the provisions of supported and specialist housing for older people and vulnerable client groups, especially homeless households
- Sustain regeneration and the provision of decent homes and manage economic impacts on the housing market.

5. Reducing anti-social behaviour, arson and criminal damage

This has been flagged up as a priority within all 4 existing SCSs. Cheshire East is a relatively safe place to live with recorded crimes in 2006/7 being 76 per 1,000 population, well below the National Average of 100. The Cheshire Community Survey and the Best Value User Satisfaction Survey show it is still however a top concern for residents (Figures A2 - A7). Most common crimes were violent crime and criminal damage.

Map A2 shows the pattern of distribution of recorded crimes in 2007 across Cheshire East. There are higher incidences as might be expected in the major towns but further detailed work is being undertaken to seek to better understand the data, for example an area in Knutsford Rural.

(Provisional Total Recorded Crime Figures, 2008, Q2 shows Macclesfield with 2533, Crewe and Nantwich with 2356 and Congleton with 1024 but presented as a rate per '000 population the figures are 81 for Crewe & Nantwich, 68 Macclesfield and 51 Congleton).

The Cheshire Fire & Rescue Service highlight an issue with small deliberately started fires (Map A12) and make the links with it being recognised nationally as a signal of anti-social behaviour (ASB) and the broader community implications such as the impact on investment in the area, employment opportunities, reducing accessibility to social and community activities. They have set a target to reduce deliberate fires from 669 in 2006/7 to 417 in 2008/9 (1.16 per '000 pop) a reduction of 37.67%.

Map A2 shows All Recorded Crimes (rate per '000 population), Q4 2007

Map A12 shows Cheshire East - Small Deliberate Fires Excluding Vehicles 2006/2007 by Lower Super Output Area

Figure A8 shows Perceived Level of Anti-Social Behaviour by behaviour problems

Current priorities for action include:

- Reduction in ASB as measure by reported incidents
- Perceptions of drunk or rowdy behaviour as a problem

- Increase the % of people who state that the police and local council are dealing with the anti-social behaviour issues that matter in their area
- Work in community safety partnerships to reduce arson
- Reduce the level of youth fire setting by working with partners in youth organisations
- Work with waste managers to reduce wheelie bin fires and rubbish fires
- Increase the number of **detections** for arson offences
- Work with commercial sector to reduce arson in commercial property.

6. Reducing re-offending

A relatively small number of adults designated as 'Prolific and other Priority Offenders (PPO)', 73 in Cheshire East area, are responsible for a significant proportion of the crimes. Problem drug use is a factor, both a health and social issue exacerbated by deprivation or social problems. The Cheshire Drug and Alcohol Action Team is responsible for delivery of the national drug strategy. Drug treatment is the intervention with the most developed evidence of effectiveness and key to reducing drug related crime. In addition work focussing on repeat victims and perpetrators of domestic abuse has delivered reductions and increases in criminal justice outcomes. Successful partnerships are in place with a Local Public Sector Agreement (LPSA) stretch target on this issue having been achieved early.

Current priorities for action:

- Address crime by reducing the proportion of adult offenders who re-offend, with a focus on the most prolific offenders in Cheshire
- Reduce the number of young offenders entering the criminal justice system
- **Increase the** number of drug users recorded as being in effective treatment
- Increase reporting of domestic abuse, reduce repeat incidents of domestic abuse and increase criminal justice outcomes, with a focus on increasing the safety of repeat victims of domestic abuse.

7. Tackling the adverse impact of alcohol (*health issue AND safer issue*)

The Central & Eastern Cheshire PCT (includes Vale Royal in figures) – Strategic Needs Assessment February 2008 quotes in 2007 5.1% of their adult population were harmful drinkers, i.e. above "sensible levels" and experiencing harm. DOH profiles highlight alcohol as a major issue across Cheshire East area and levels of binge drinking were higher than national average of 18.2%. The 2008 Cheshire Community Survey in Cheshire East found that 85% of people drank alcohol compared with 66% nationally, with 8%

drinking more than 22 units per week. The impact of alcohol is stated by the C&EPCT as occurring at all levels from GP, A&E, Ambulance call outs, outpatients and hospital admissions. There is significant variation in 'age standardised admissions' with 5 fold differences in rates between Macclesfield and rural Congleton. The C&EPCT is assessing the financial impact of this. This is a priority area for the C&EPCT requiring a broad range of interventions by partners over a sustained period of time and with serious implications for the health and social care systems. There are also clear links to the issues of anti-social behaviour.

Current priorities for action:

- Reduce the number of people who engage in hazardous levels of alcohol consumption
- Restrict access to alcohol by children and young people
- Reduce the incidents of anti-social behaviour, violent crime (including domestic abuse) and damage to property caused by conduct linked to alcohol abuse/misuse.

Map A3 shows model-based data on Binge Drinking.

8. Achieving sustainable management of waste resources

Cheshire generates the second highest amount of waste per capita in England. Recycling has increased from 18% in 2002/3 to 36% in 2006/7. In 2006/7 Cheshire produced 401,540 tonnes of household waste (1.4 tonnes per household) and 36% recycled with 64% going to landfill (figures being asked for CE). New legislation sets stringent limits and will result in heavy fines if these are exceeded. On top of this there are environmental impacts. In the 2007 Cheshire Omnibus Survey, 87% of respondents said recycling was important to combat climate change and 85% also said waste minimisation was important to combat climate change.

Current priorities for action:

- Increase recycling and composting to 50% by 2020
- Reduce the amount of waste sent to landfill sites
- Reduce waste growth to 1% by 2015.

9. Responding to the challenge of climate change

(Links closely to the former priority issue)

By 2080 it is possible that the North West will experience an average increase in temperature of 4 or 5 degrees C, have 40%-60% less rain in summer and 15%-30% more rain in winter. There are risks and costs, flooding and issues for the farming industry and for communities living around rivers. In Cheshire East, the level of CO2 emissions per capita (11.8 tonnes) is higher than the average for the North West (9.1 tonnes) and the UK (9.3), though somewhat lower than in Cheshire West and Chester (17.1).

Current priorities for action:

- Adaptation of services to prepare for extreme weather events through Risk Analysis, Emergency Planning, etc
- Reduce CO2 emissions per capita across Cheshire
- Support and build the capacity of local businesses and communities acting against the threats of climate change
- Support the increased use of alternative fuel supplies and renewable energy sources to avoid future fuel poverty and food scarcity
- Ensure new economic growth is innovative and environmentally sustainable
- Reduce the amount of waste we produce and improve re-use and recycling
- Increase the use of transport alternatives to the car.

10. Reducing worklessness and improving skills

In July 2008, there were 3,200 Cheshire East residents claiming Job Seekers Allowance, giving an unemployment rate of 1.5% (compared to 2.3% for Great Britain and 2.7% in the North West). However, this masks some pockets of high unemployment: Grosvenor Ward in Crewe had the highest unemployment rate (5.7%) and ten other Wards also had a JSA claimant rate above the regional average. There are also many issues flagged in relation to people with particular needs, for example mental health and disability. Demographic information highlights the ageing population but also the rise of numbers of working population in the 45 to 65 age group.

Cheshire East has major strategic significance and economic output (GVA) per head is higher than national average: £16,800 compared to £16,200 for the UK. There are concerns about maintaining this with priorities flagged in both Macclesfield and Congleton SCSs around making more land available for business use. This is an important connection with the ongoing development of the LDF.

Current priorities for action:

- Reduce the number of working age people with no qualifications and increase the number of adults with Levels 2 and 3 qualifications

- Increase the number of local employers who sign-up to the 'Skills Pledge'
- Reduce worklessness in Cheshire's most disadvantaged wards by delivering high quality partnership services
- Increase the number of economically active older adults
- Increase the number of disabled people in employment
- Tackle worklessness in families where there are children
- Increase the number of new businesses and social enterprises.

Map A11 shows Unemployment Rate.

11. Improving road safety and maintenance

More information may need to be added here when we have figures for Cheshire East.

In 2000, the Government published a safety strategy 'Tomorrow's Roads Safer for Everyone', setting targets to reduce the number of people killed or seriously injured by 40%, children by 50% and slight casualties by 10%. Cheshire's Local Public Service Agreement (LPSA) further stretched the target for people killed or seriously injured to 44%. Good progress has been made in reaching these targets through partnership working but road casualties for Cheshire at 5.6% are above the regional (5.3%) and England (4.8%) averages. One of the highest 'at risk' groups being 30-40 year old male motorcycle or moped riders, with incidents rising from 11 in 2001 to 29 in 2006. This is likely to remain a concern for Cheshire East. A second 'at risk' group is 16-20 year old male car drivers.

The infrastructure for the safe and efficient movement of people and freight is vital for the economic success and quality of life for residents. Travel disruption, reduced accessibility and increased congestion continue to be key issues for residents. The reduction of these problems being underpinned by continued quality maintenance of roads.

Current priorities for action:

- Reduce the number of people killed or seriously injured on Cheshire's roads and motorways
- Reduce the number of children killed or seriously injured on Cheshire's roads and motorways
- Increase awareness of contributing factors that cause road traffic collisions including speeding, impairment (alcohol), distractions (mobile phones) and the not wearing of seatbelts
- Ensure that the road network is maintained in a good condition, in order to reduce and prevent road traffic accidents and improve road safety
- Maintain the highway in a safe and sound condition, suitable for the use of vehicles, cyclists, pedestrians, equestrians and all other road users

- Maintain Cheshire's highways at minimum cost.

12. Improving environmental cleanliness

More information is to be added here.

The Best Value User Satisfaction Survey 2006 (results from combining County and Districts' Surveys) shows clean streets as the third most important priority with 44% of respondents putting this in their top 5 priorities for making somewhere a good place to live.

There is also strong supporting anecdotal evidence that local residents want improvements in their neighbourhoods and the reduction of graffiti, litter and fly tipping which make places look dilapidated and add to perceptions of anti-social behaviour and feed a fear of crime.

Current priorities for action:

- Improve street and environmental cleanliness
- Ensure that the highway is kept in an acceptable condition environmentally.

13. Maintaining an efficient transport network

More information is to be added here, including reference to and timescales regarding the development of the Local Transport Plan (LTP).

This is an area flagged as important within SCSs with priorities raised ranging from influencing the LTP to 'transport' being key to achieving other outcomes, for example for older people or people with disabilities achieving independence. It is also the subject of important priority actions relating to the challenge of climate change and alternatives to the use of the car. Cheshire East is of strategic regional and national importance and its transport infrastructure reflects this with major rail, road and air links.

This will be developed further within the future Cheshire East SCS with important connections made to the LTP. For example the recent Cheshire Accessibility Strategy has been undergoing a 12 weeks consultation period to 19th September 2008. The results of this are currently being analysed but confirmation that "Access to key services from rural areas" is being flagged as a priority for Cheshire East has already been given.

Current priorities for action:

- Maintain highways so that they provide an efficient system for transportation.

14. Reducing the risk of industrial and commercial emergencies

This is currently flagged within the Cheshire Interim SCS rather than the Borough ones, this may be reflecting the way this area of partnership activity is co-ordinated. There are clearly Cheshire wide issues and possibly specific Cheshire East issues which might bring a change of emphasis, for example the strategic transport networks of road, rail and airport, flood plains, manufacturing activity etc.

More information is being sought to inform this.

Current priorities for action:

- Facilitate a series of exercises to validate, train and test against the multi-agency approach and Chemical Radiation Biological & Nuclear Plan and verify robust arrangements are in place to manage a mobile cloudburst incident
- Review impact of regulation changes in relation to COMAH and develop and deliver a programme for major and standard COMAH off-site testing.

Summary of additional key themes from existing Plans

(Some may be implicit in those above when the detail is explored)

Note: There are examples across Cheshire East of Plans in place at a more local geographic level and it not yet been possible to summarise these but some of the priorities for example in the tackling inequalities section will be being taken forward at the more local level. These are mentioned in the end section of the accompanying draft matrix 2 and include Parish Plans, Neighbourhood Renewal Strategies and Market Towns' Plans.

- Third Sector Development
- Empowerment/ influencing decisions
- Mental health
- Improved business and enterprise development – support for businesses, making land available for employment use, and improvements to infrastructure
- More vibrant Market towns, improve vitality of town and village centres, attracting quality employment, tourism and the visitor economy, Cheshire Year of Gardens 08 Continuity Planning

- Improved amenities and improved access to them – culture, leisure, sport, play, community learning, family learning, extended schools, allotments, green spaces, parks
- Improved protection for designated natural environments, heritage buildings, including local distinctiveness designations
- Rural issues.

APPENDICES

- **Matrix - priorities from 4 Cheshire East SCSs and LAA targets**
- **Maps**

Background and source documents

People & Places

A Sustainable Community Strategy for Crewe and Nantwich 2006 - 2016

Congleton Sustainable Community Strategy 2007 – 2016

Macclesfield Borough Sustainable Community Strategy 2007 – 2010

Central & Eastern Cheshire PCT – Strategic Needs Assessment February 2008

A Sustainable Community Strategy for Cheshire Interim Document – May 2008

Cheshire LAA 2008 – 2011: Countywide Designated Improvement Targets May 2008

Creating Strong, Safe and Prosperous Communities Statutory Guidance HM Government July 2008

Results for the Cheshire Community Survey 2008

Results for The Best Value User Satisfaction Survey 2006

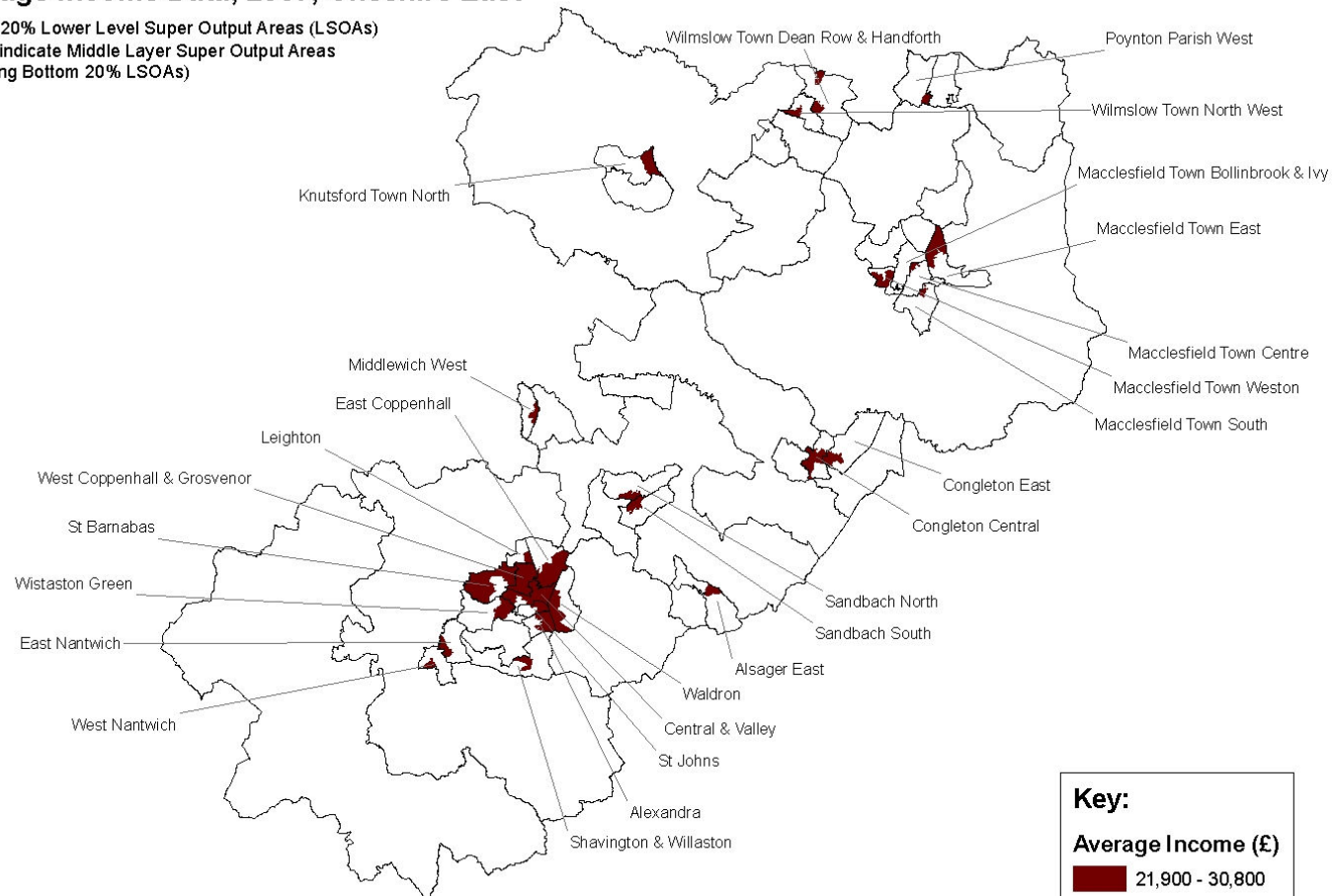
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Map A1: Average income Data

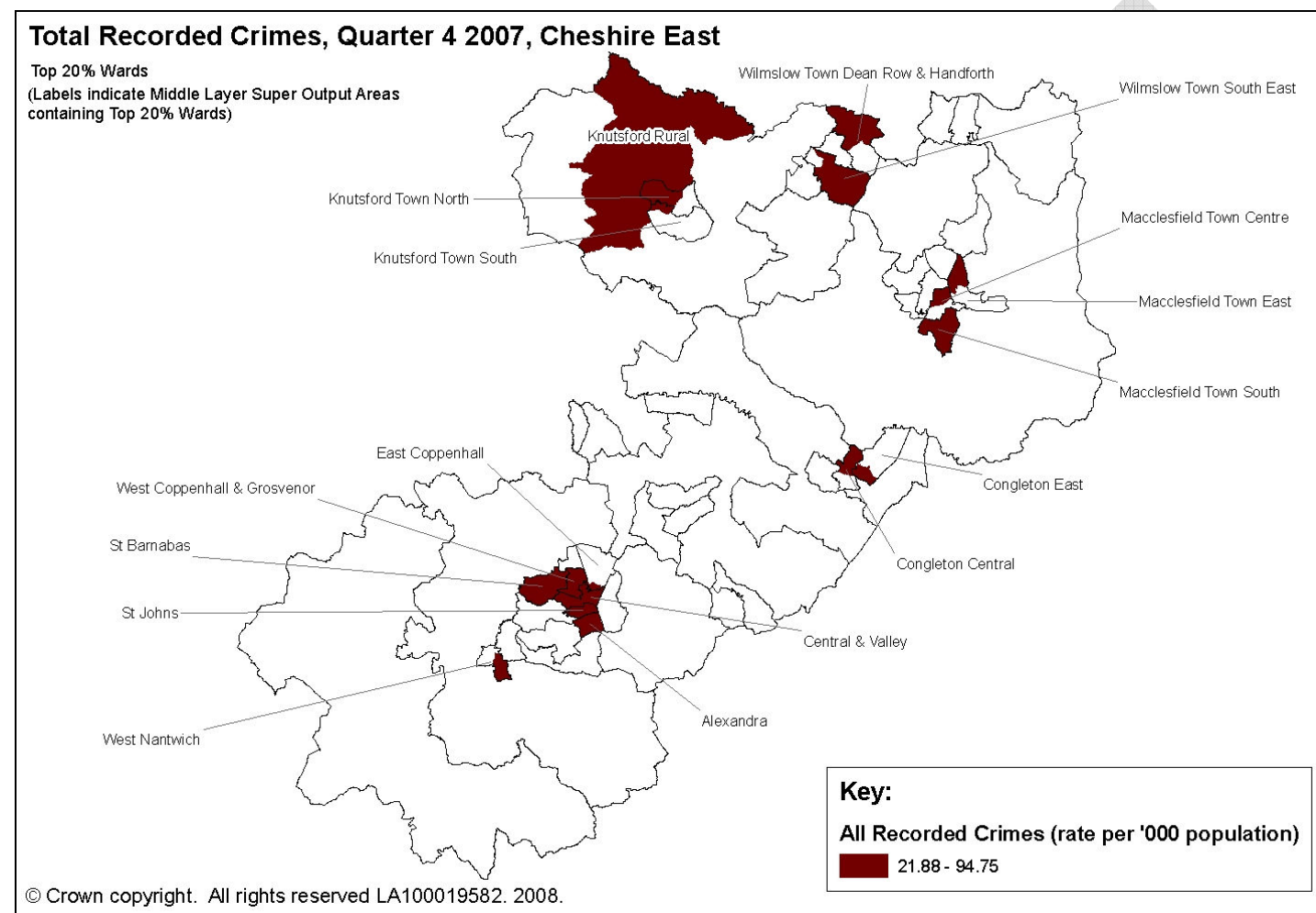
Average Income Data, 2007, Cheshire East

Bottom 20% Lower Level Super Output Areas (LSOAs)
(Labels indicate Middle Layer Super Output Areas
containing Bottom 20% LSOAs)

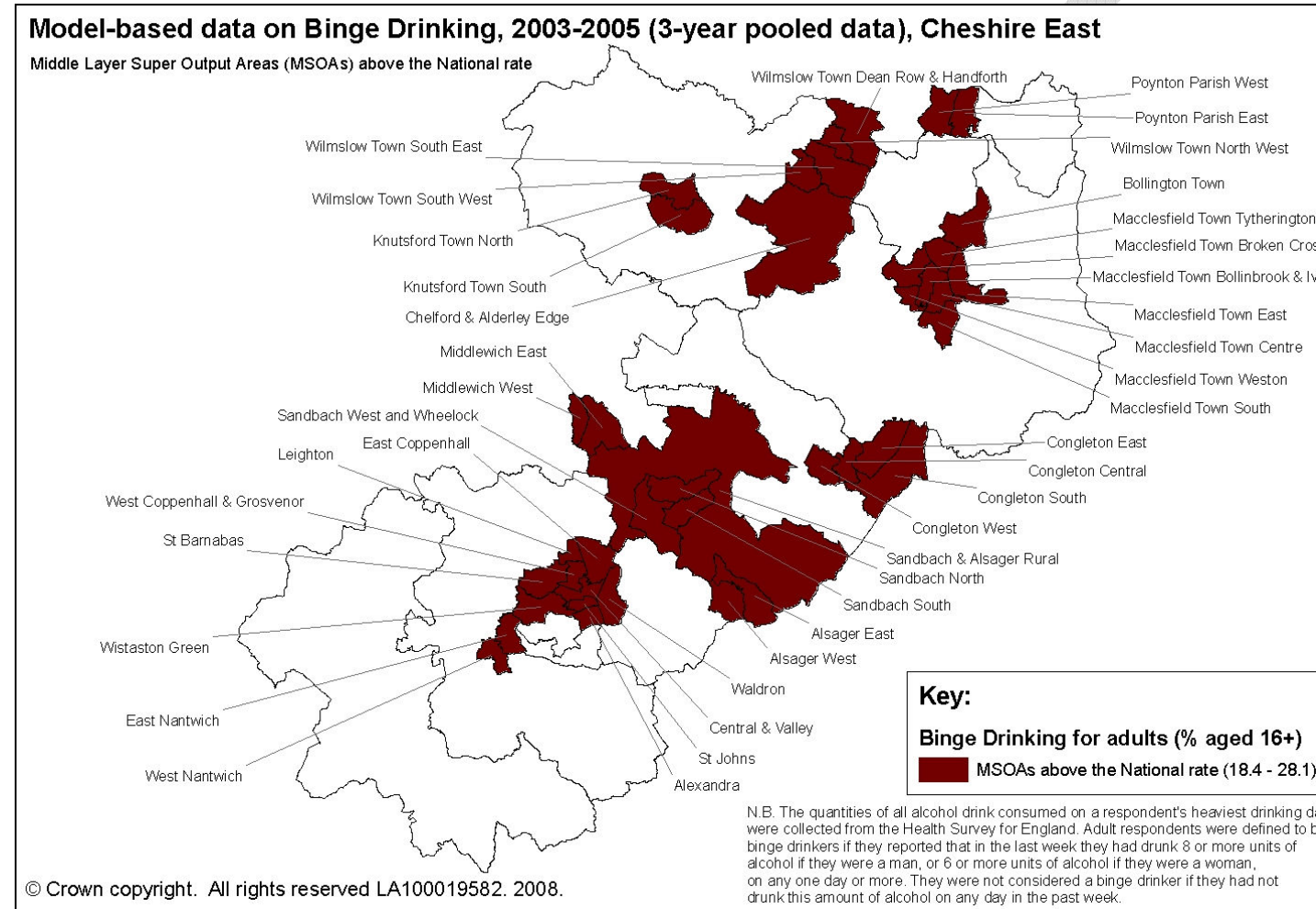


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Map A2: Total Recorded Crimes



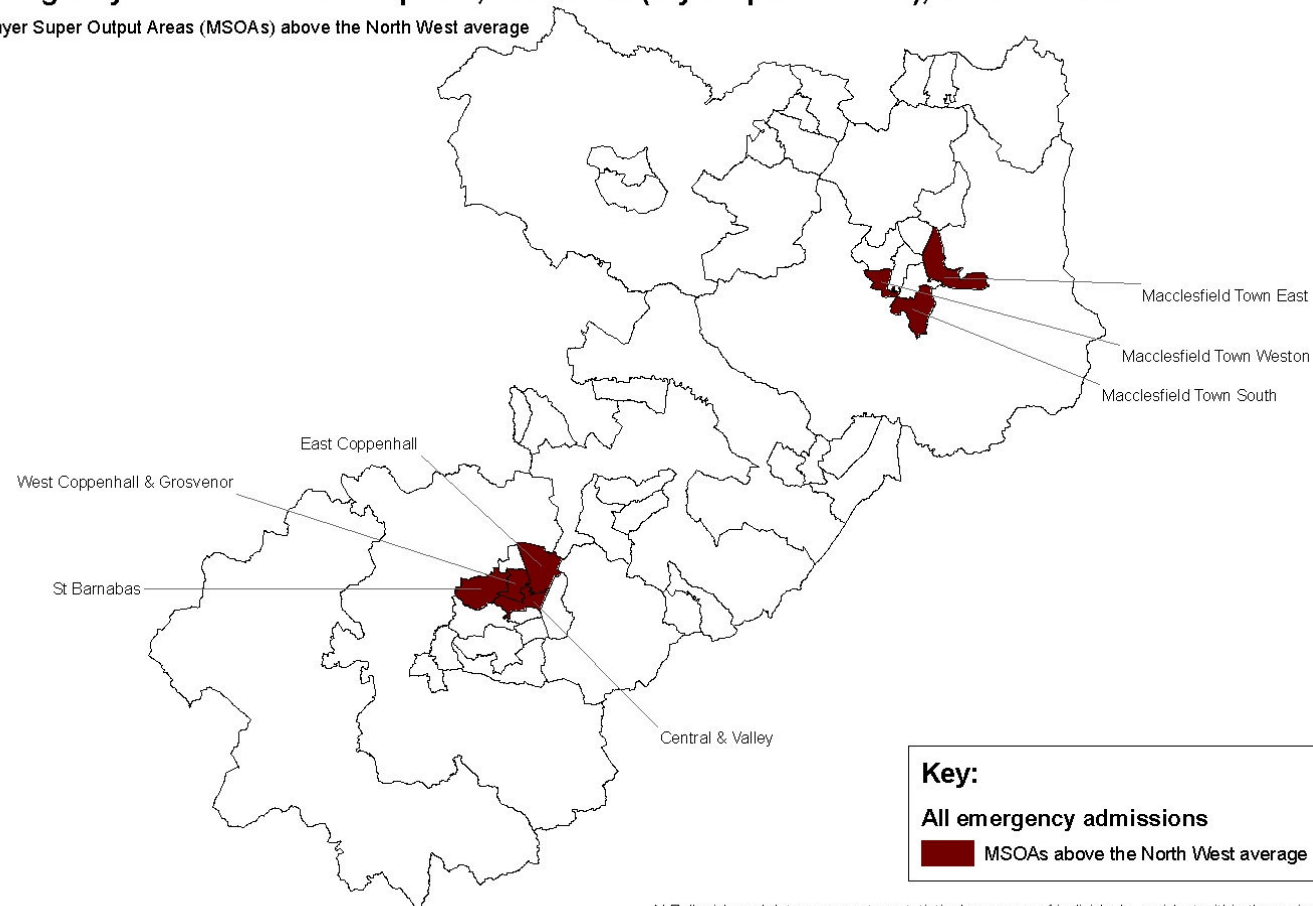
Map A3: Model-based data on Binge Drinking



Map A4: All Emergency Admissions to Hospitals

All Emergency Admissions to Hospitals, 1999-2003 (5-year pooled data), Cheshire East

Middle Layer Super Output Areas (MSOAs) above the North West average



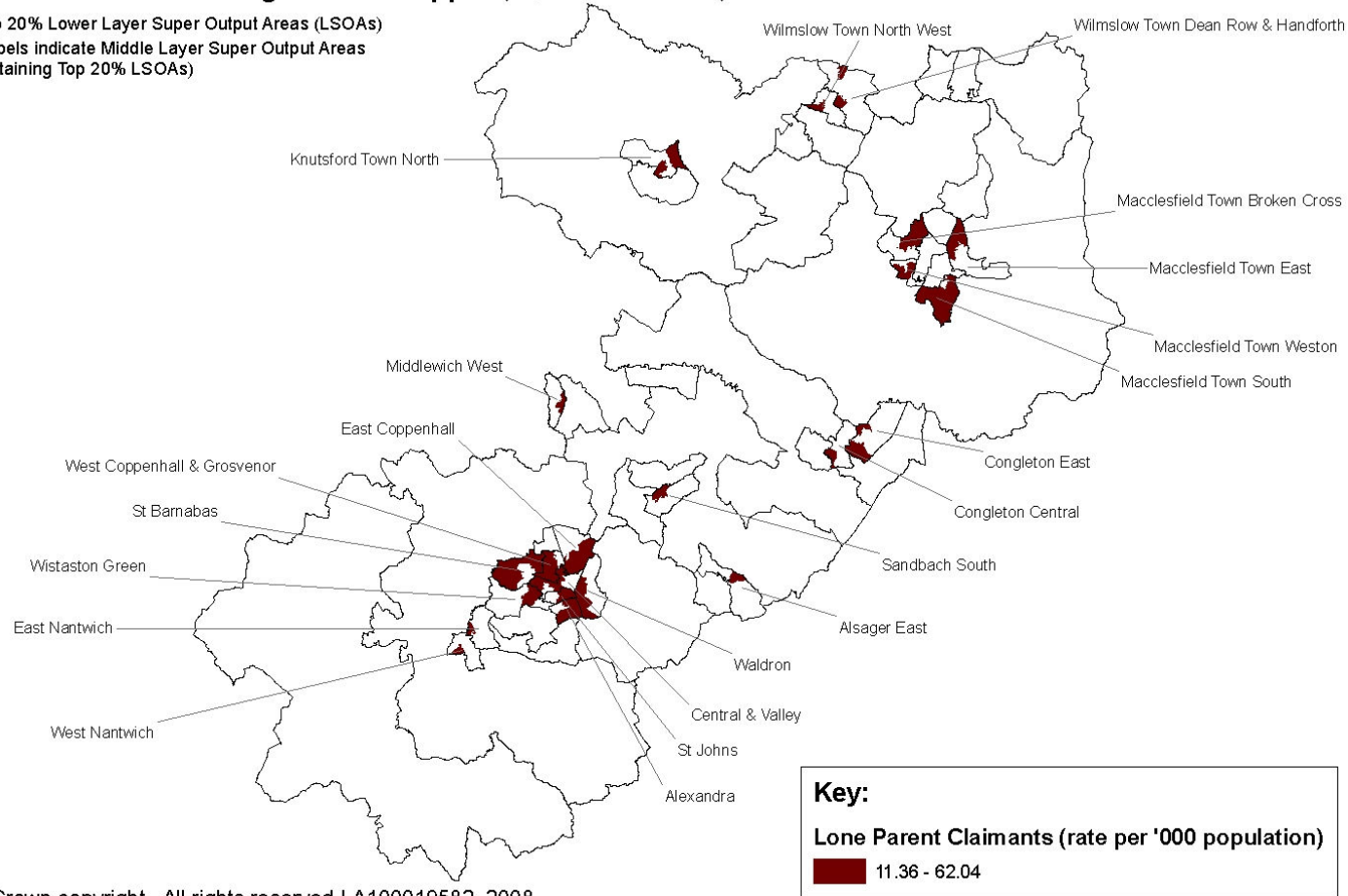
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N.B. 'Incidence' data represents a statistical summary of individuals, resident within the region, who have been admitted to hospital as emergency admission only.

Map A5: Lone Parents claiming Income Support

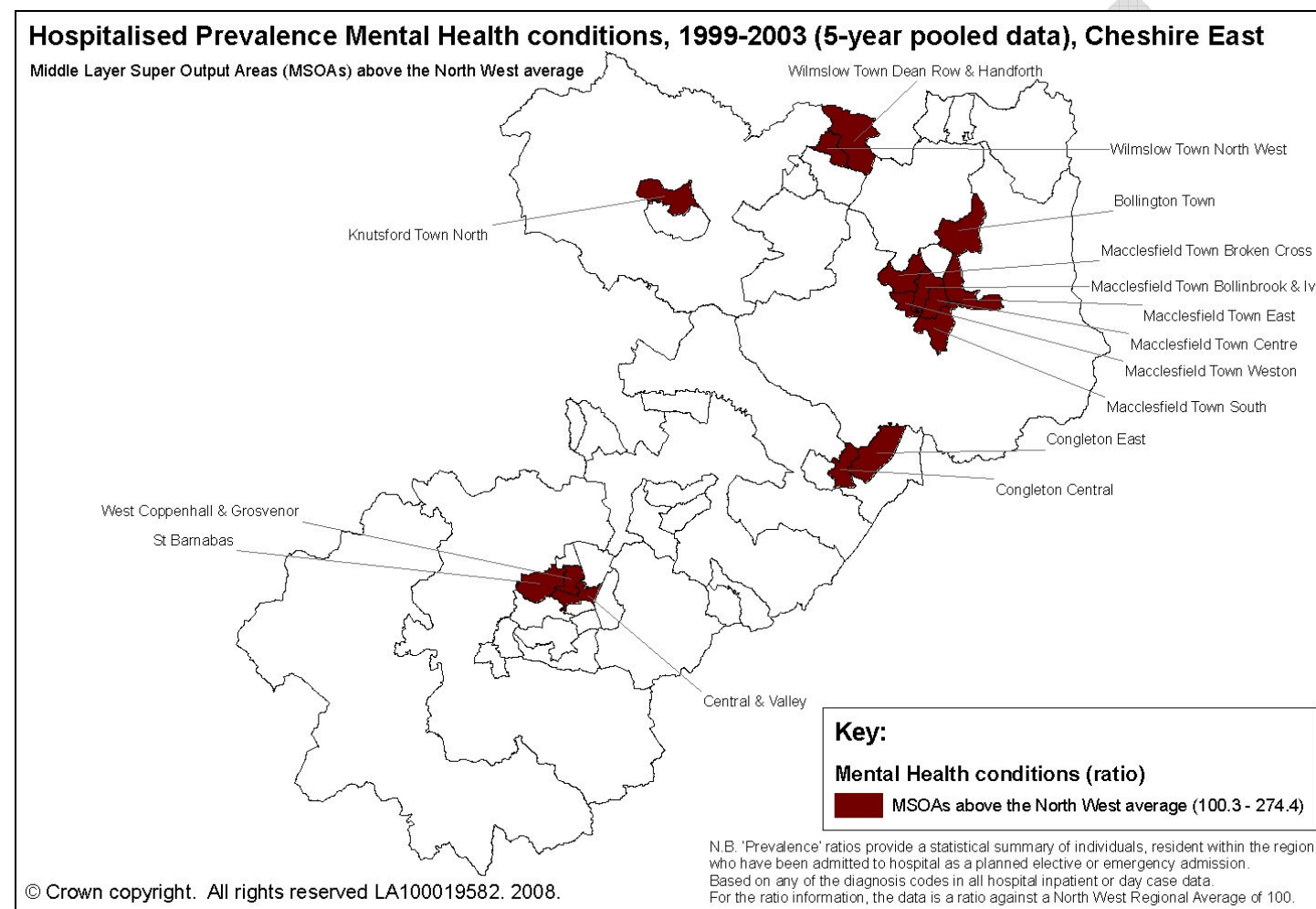
Lone Parents claiming Income Support, Quarter 3 2007, Cheshire East

Top 20% Lower Layer Super Output Areas (LSOAs)
(Labels indicate Middle Layer Super Output Areas containing Top 20% LSOAs)



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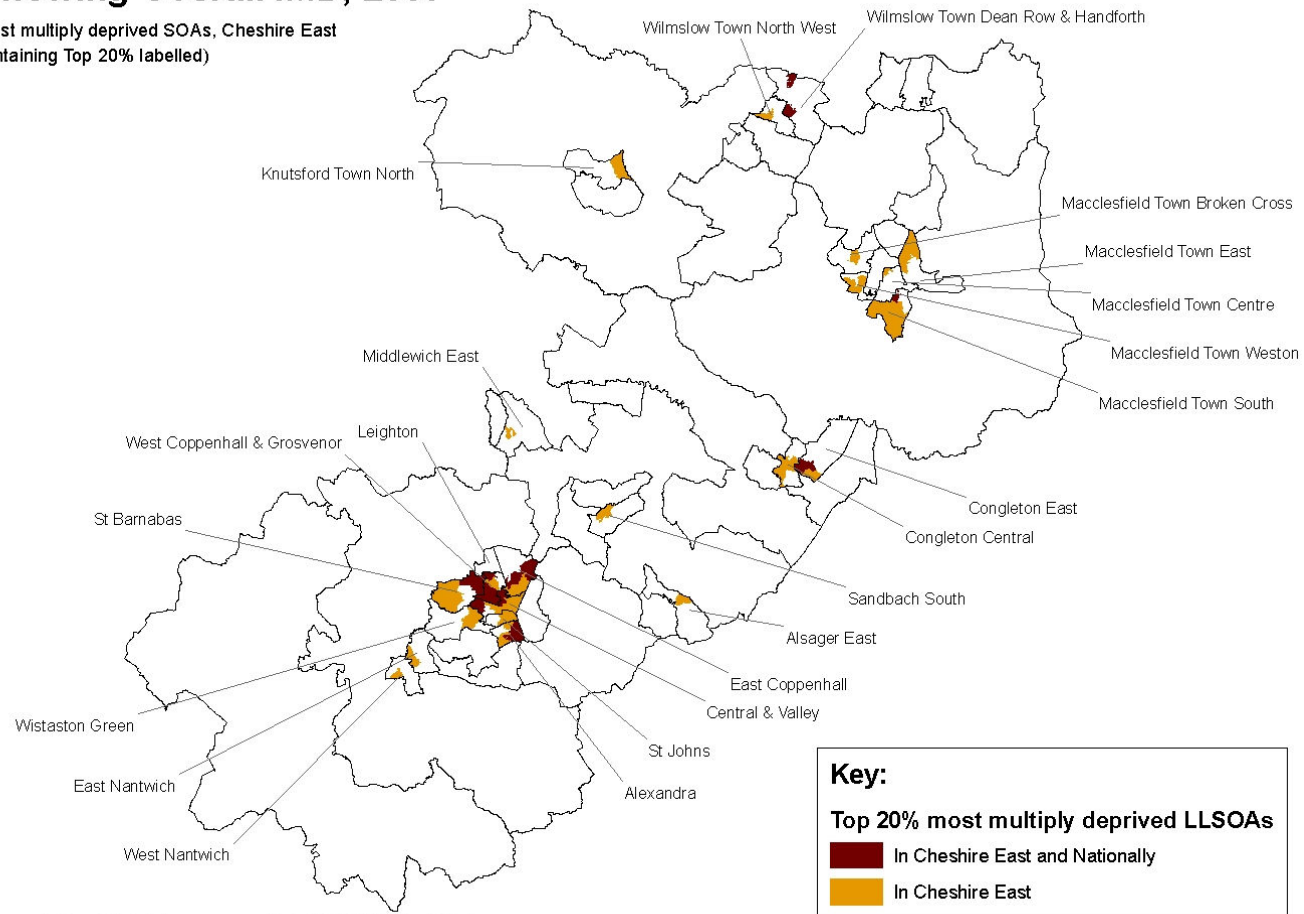
Map A6: Mental Health conditions



Map A7: Overall IMD

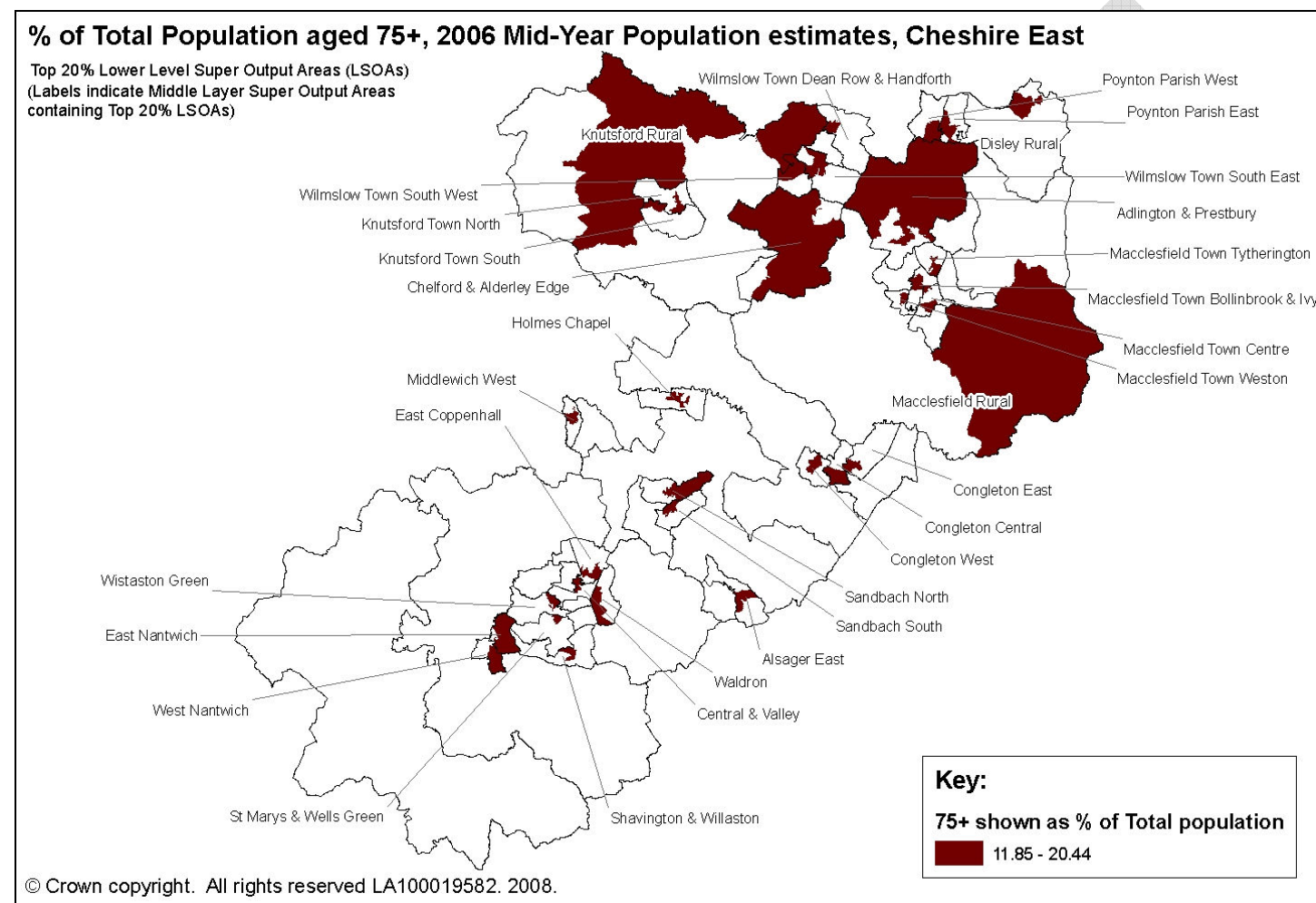
Map showing Overall IMD, 2007

Top 20% most multiply deprived SOAs, Cheshire East
(MSOAs containing Top 20% labelled)

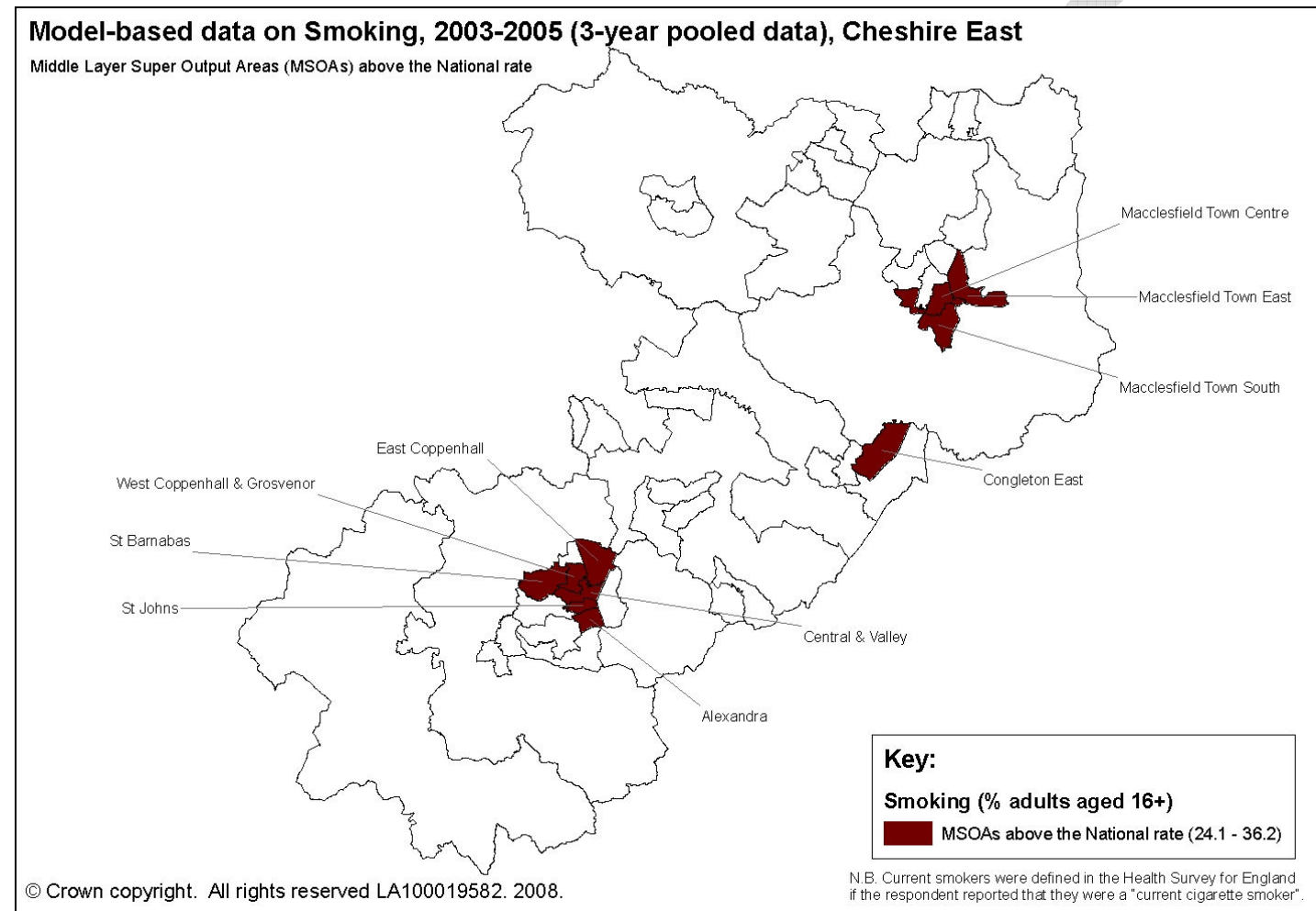


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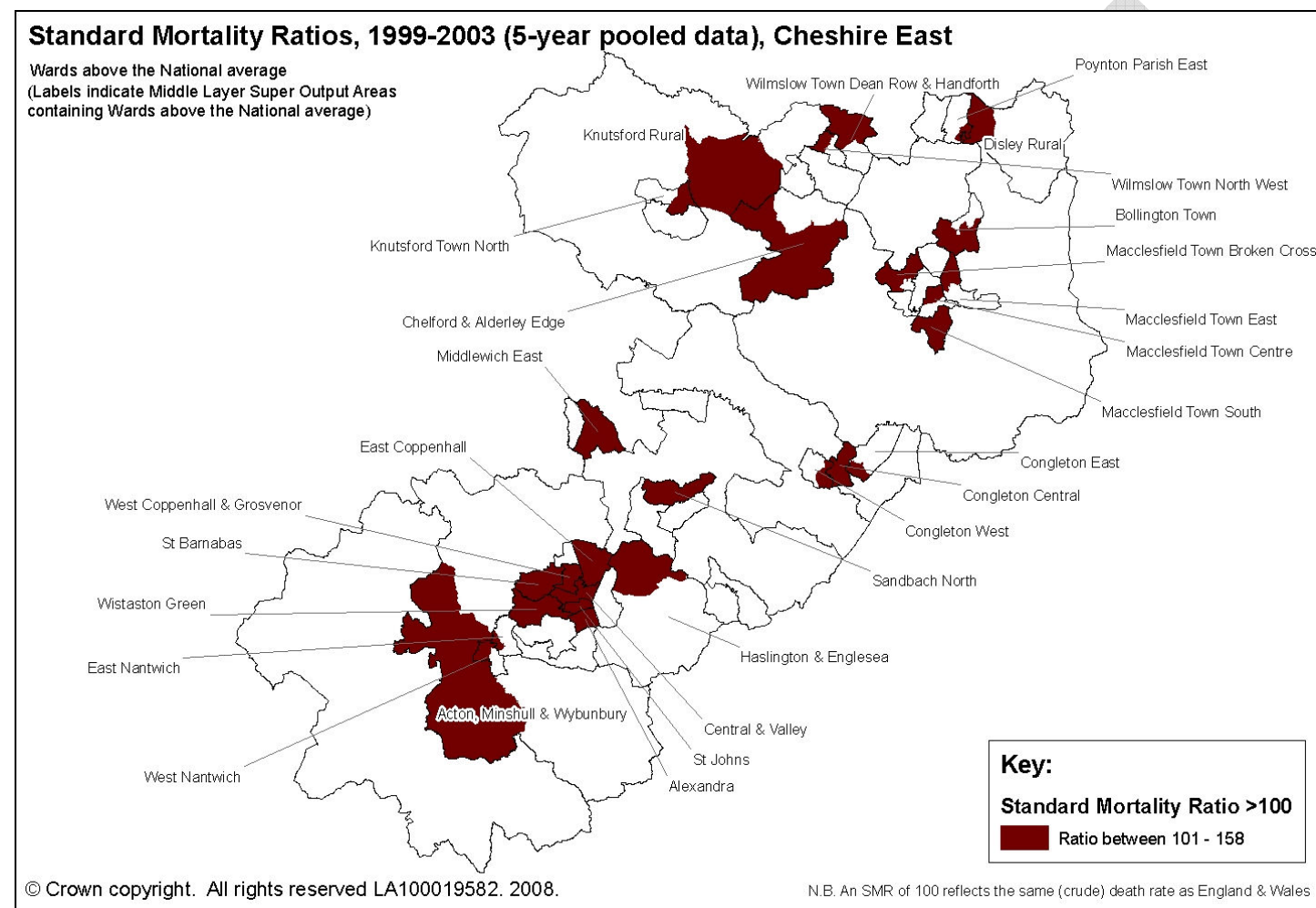
Map A8: Population aged 75+



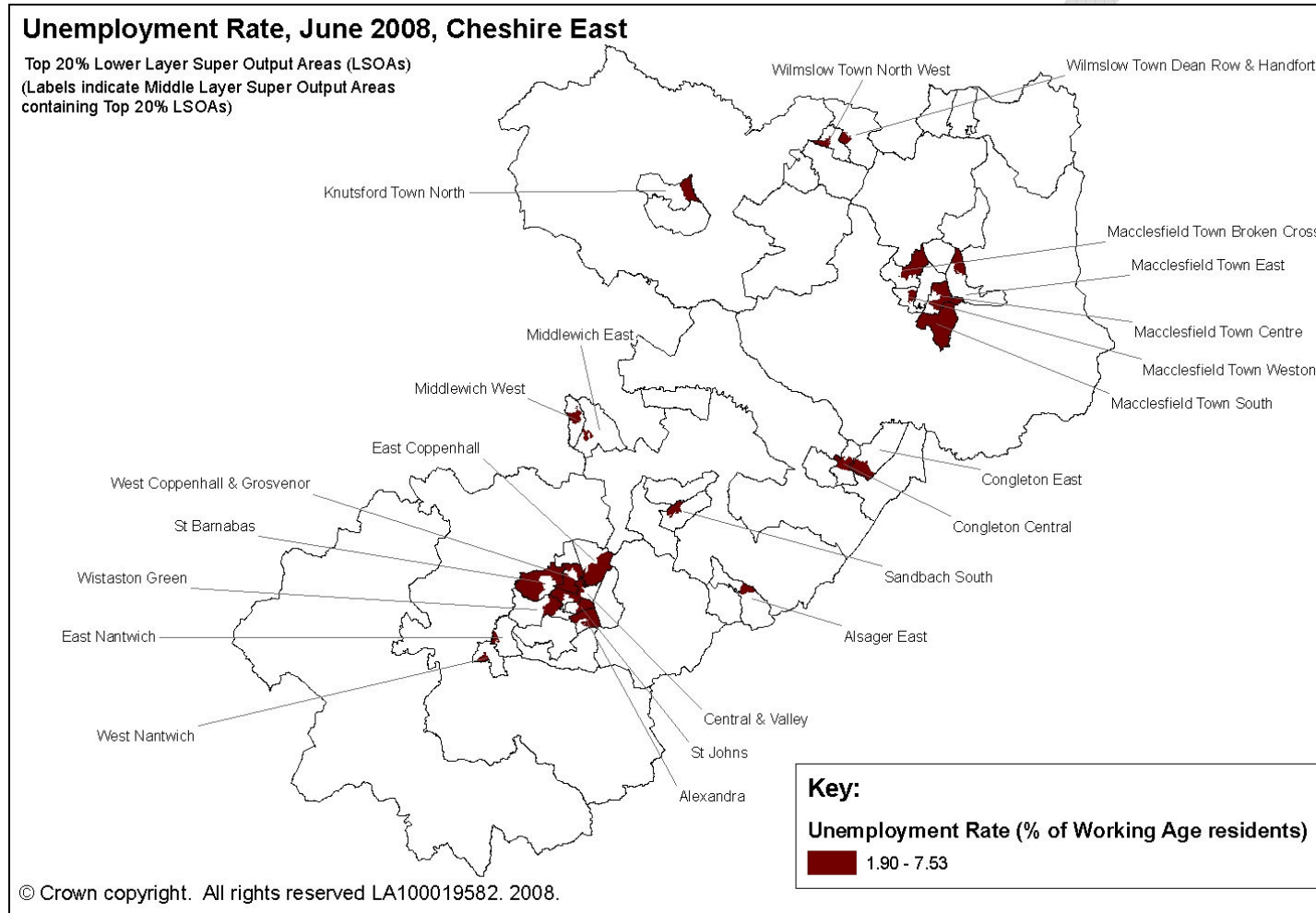
Map A9: Model-based Data on Smoking



Map A10: Standardised Mortality Ratios



Map A11: Unemployment Rate



Map A12: Small Deliberate Fires

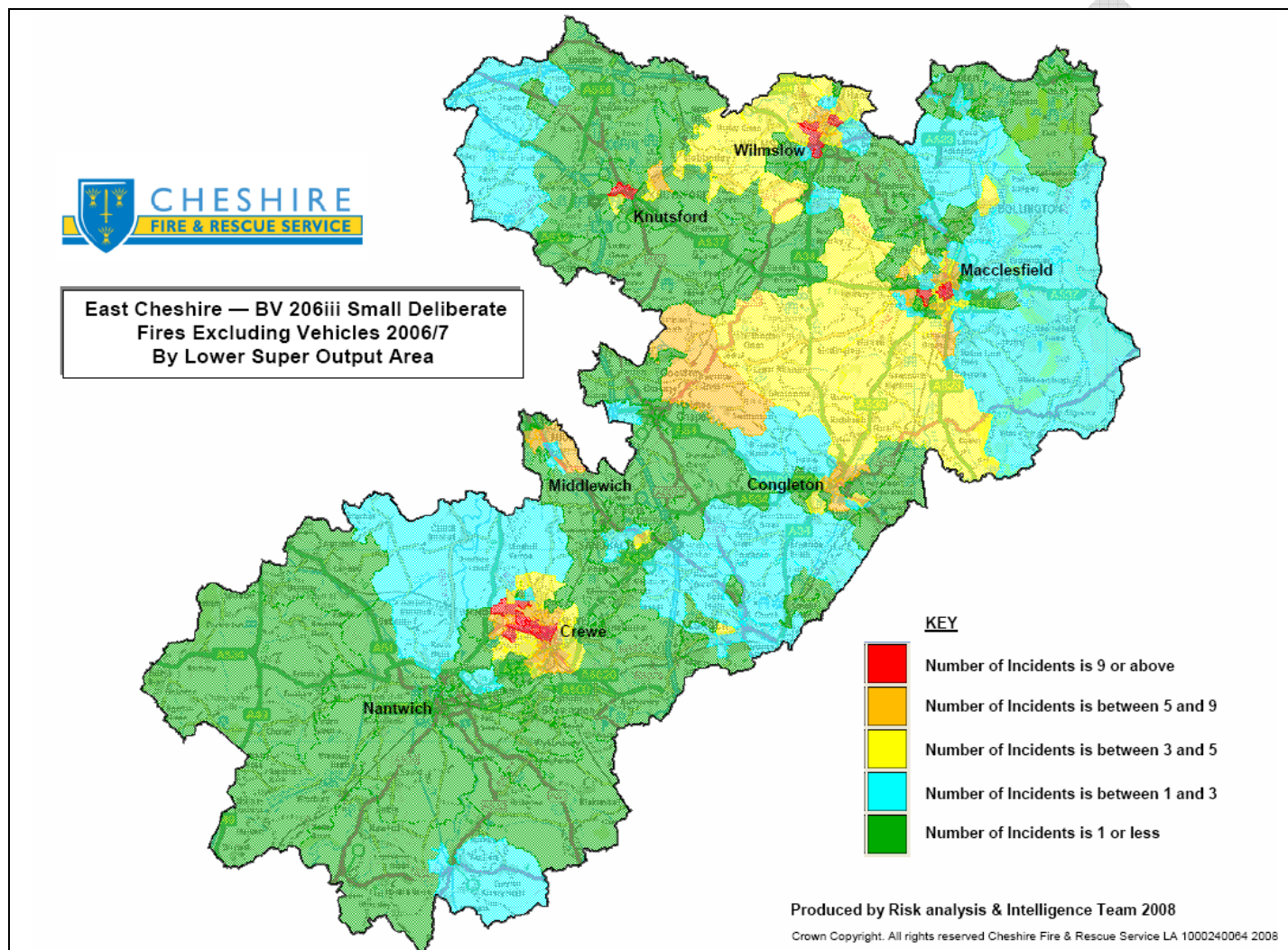


Figure A1: Forecast Population of 75+ and 85+ Age Groups

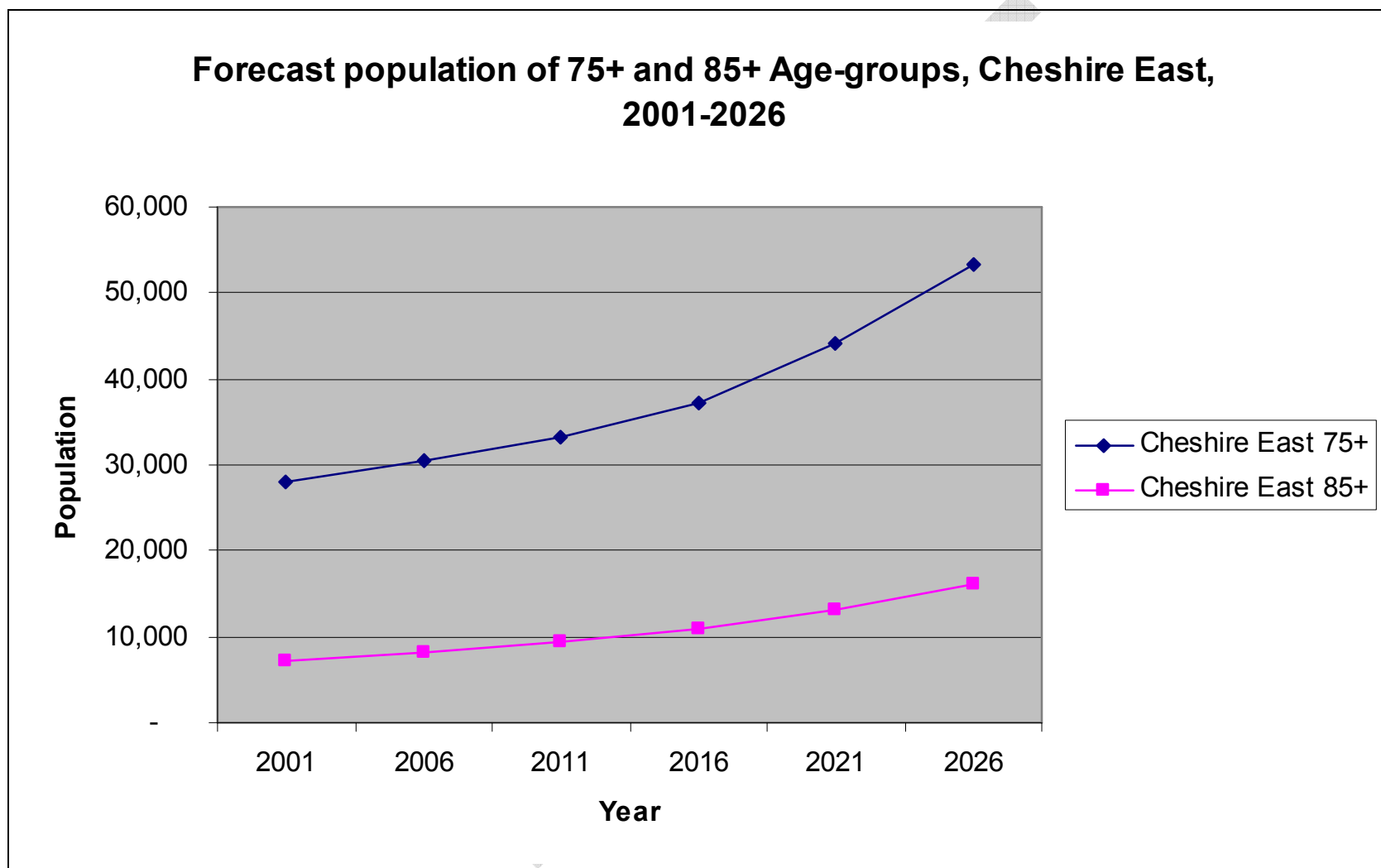


Figure A2 Importance for Providing a Good Quality of Life

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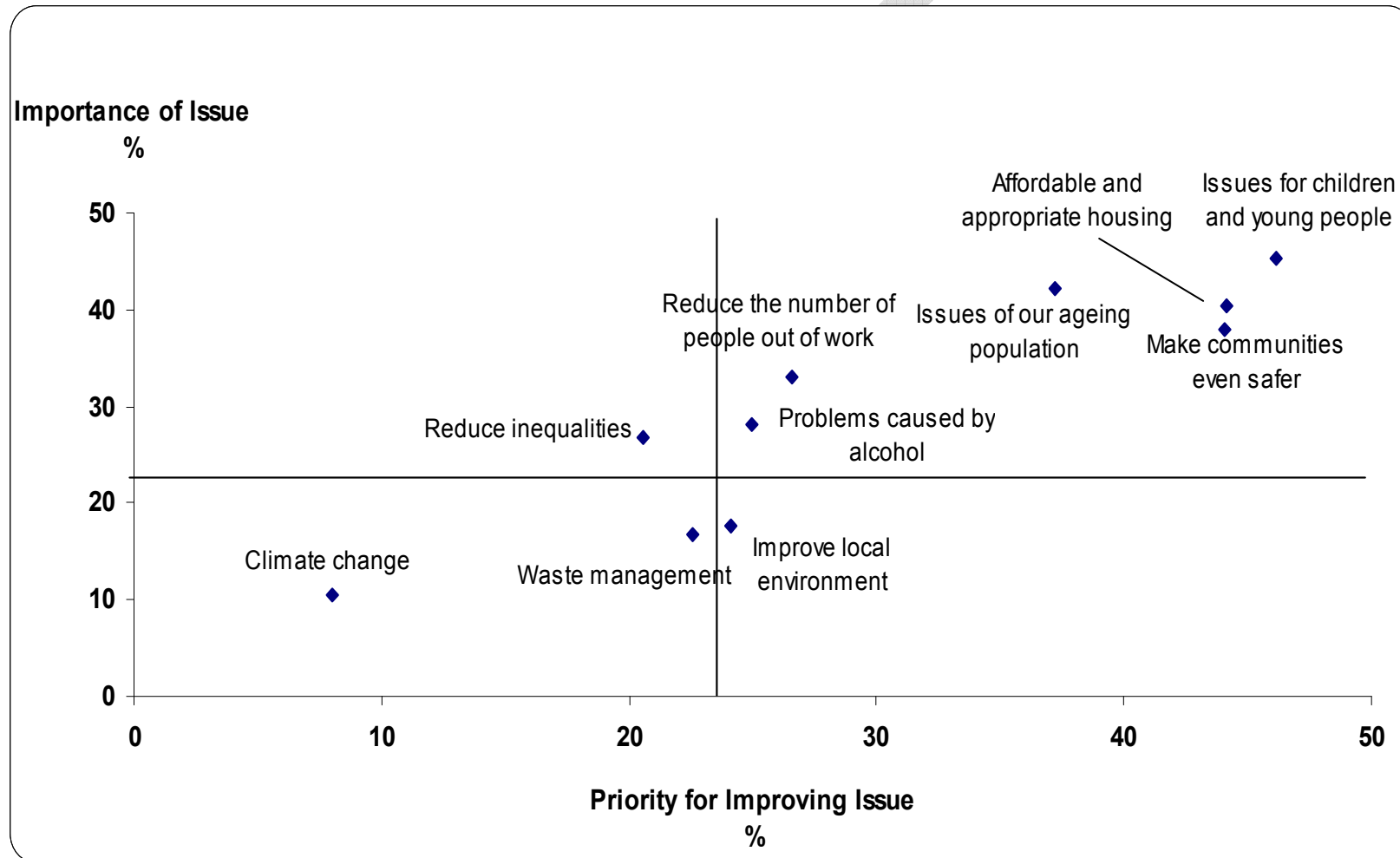
Figure A3 Issues to Improve Quality of Life

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Source: Cheshire Community Survey 2008, CCC Research and Intelligence Unit

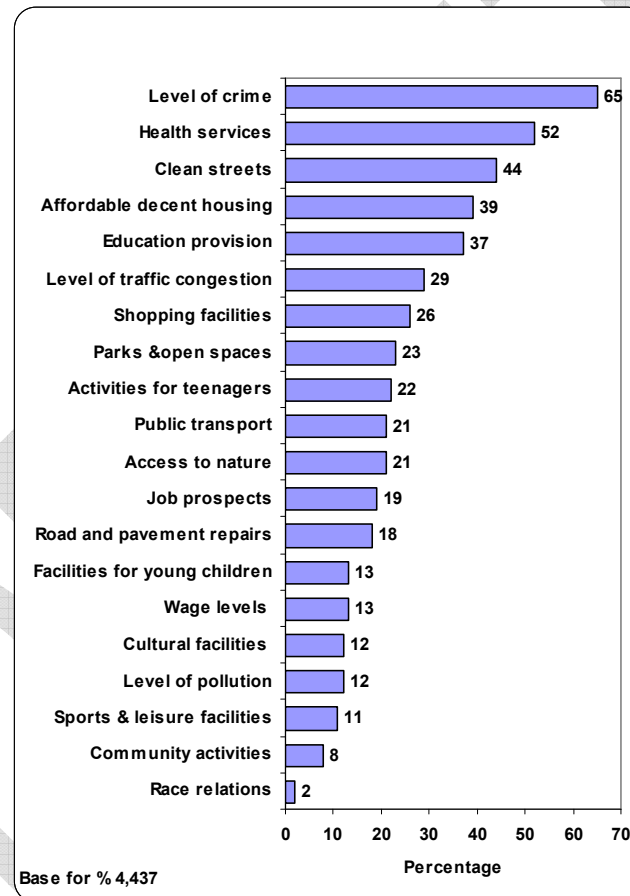
Source: Cheshire Community Survey 2008, CCC Research and Intelligence Unit

Figure A4 Quality of Life Issues – Importance and Priorities for Improving their Local Area East Cheshire



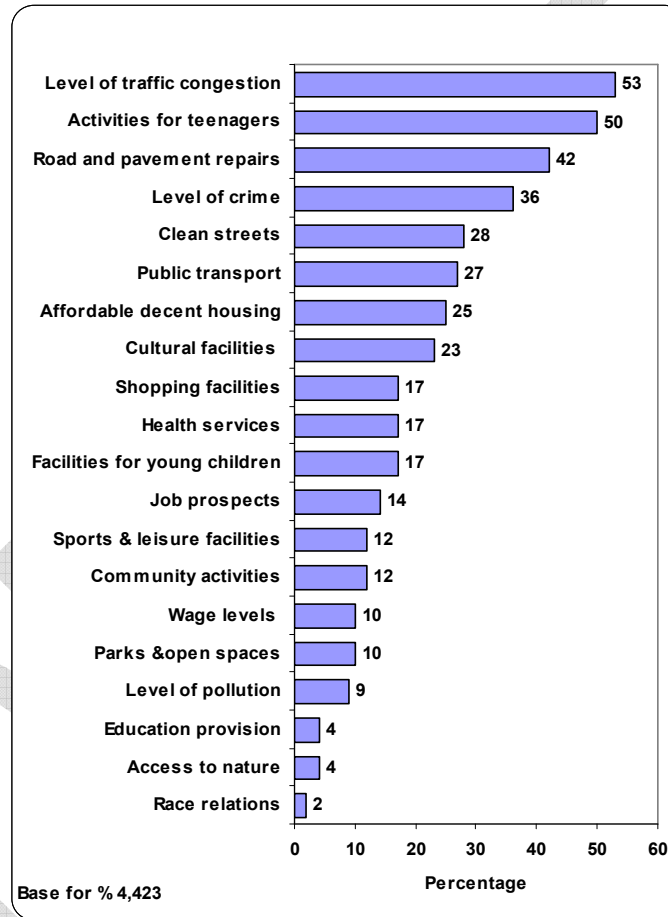
Source: Cheshire Community Survey 2008, CCC Research and Intelligence Unit

Figure A5: Overall Importance in making somewhere a good place to live (% in top 5 priorities)



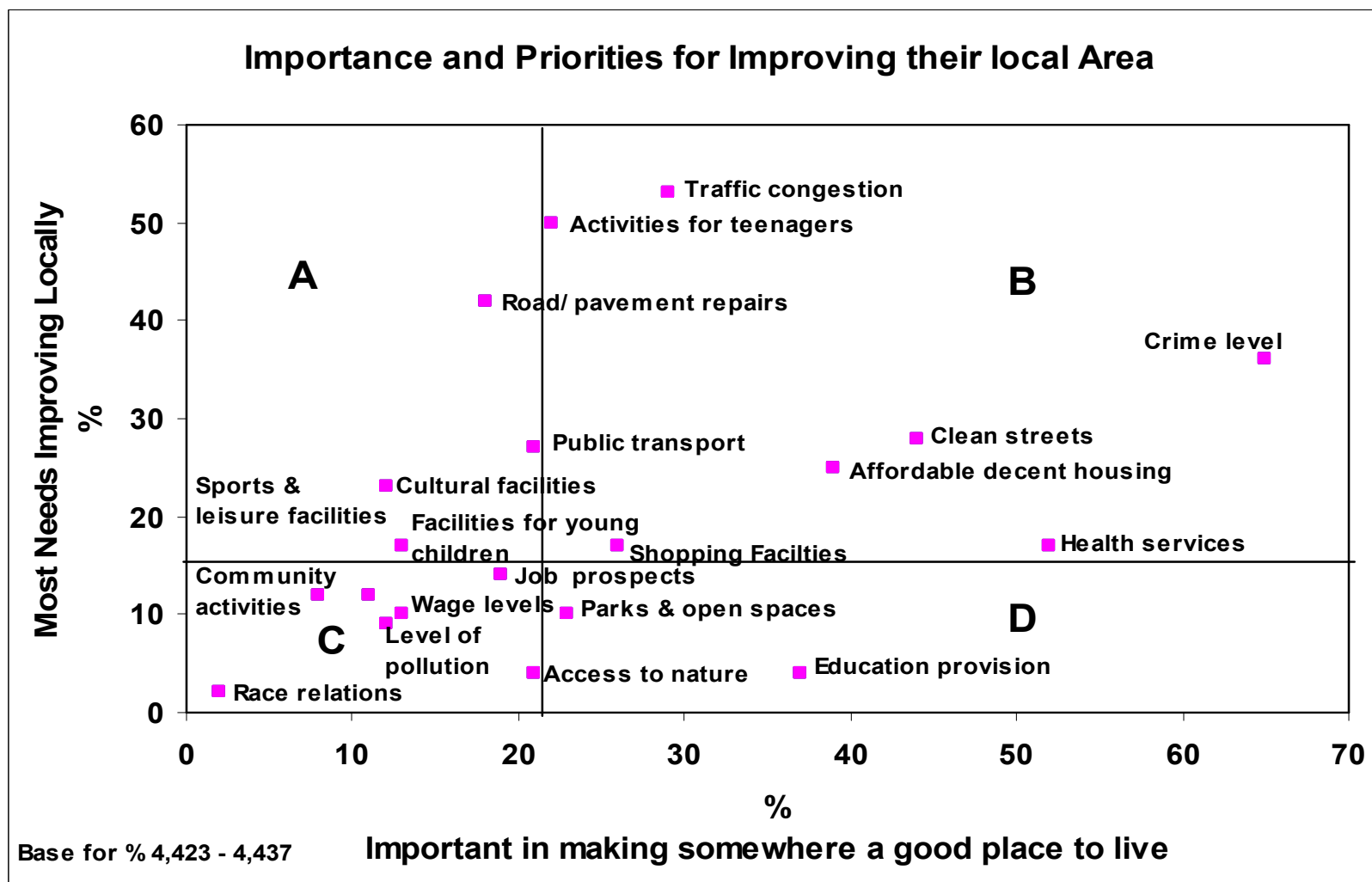
**Source: Best Value User Satisfaction 2006, CCC Research and Intelligence Unit
(data from CCC and 6 district surveys)**

Figure A6: Overall Priorities for Improving Quality of Life (% in top 5 priorities)



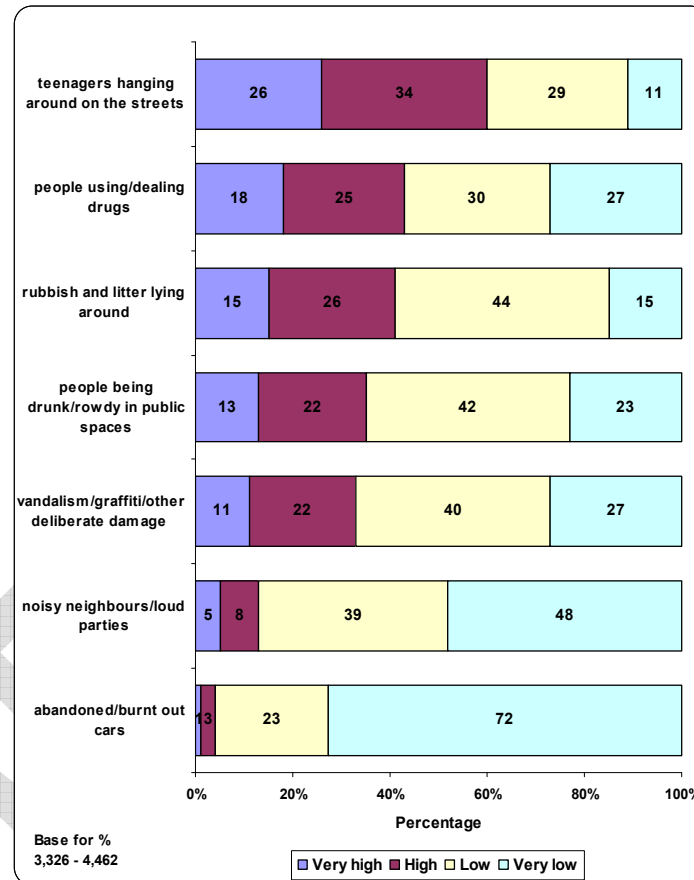
**Source: Best Value User Satisfaction 2006, CCC Research and Intelligence Unit
(data from CCC and 6 district surveys)**

Figure A7: Importance and Priorities for Improving their Local Area



Source: Best Value User Satisfaction 2006, CCC Research and Intelligence Unit
(data from CCC and 6 district surveys)

Figure A8 Perceived Level of Anti-Social Behaviour by behaviour problems



Source: Best Value User Satisfaction 2006, CCC Research and Intelligence Unit
(data from CCC and 6 district surveys)

Draft SCS Cheshire East – Combined Priority Activity Matrix – Version 2 – 13th August 2008

High level priority themes (incorporating LAA indicators)	CSCS Priorities for action	Congleton	Crewe & Nantwich	Macclesfield
Reduced inequalities – areas and sectors				
			Reduce number of neighbourhoods in the worst 25% nationally re IMD (J&P)	
NI 153 Working age people claiming out of work benefits in the worst performing neighbourhoods (DWP DSO) *				
NI 120 All-age all cause mortality rate (PSA 18) * NI 137 Healthy life expectancy at age 65 (PSA 17) *				Improvements in the health of the local population, increased life expectancy, and reductions in illness for all ages (H&OP) Improve 2% in QoL feedback on people's own health and well being (H&OP)
NI 121 Mortality rate from all circulatory diseases at ages under 75 (DH DSO) *	Reduce risk from heart disease /strokes		Increase number of people who do 30 mins of physical activity 5 times per week (H)	Increase adults physical activity (H&OP)
NI 123 Stopping smoking (PSA 18) *	Reduce smoking and number of people with cancers	Reduce smoking prevalence amongst 16's - 24's from 41% (2005) to 33% by 2016 (H)	Reduce adult smoking rate to 21% or less by 2010, focus areas where smoking rates are highest (H)	Reduce smoking in: 16+ 21% by 2010 Manual workers 26% Pregnancy 5% Young people by 9% (H&OP)
	Increase well-being programmes in areas of highest disadvantage	Appoint to a health and well being post early 2007 to engage local groups and individuals (OP)		Improve mental health and well being of vulnerable groups (H&OP)
C & YP – Enjoy and Achieve See Statutory Indicators 72 to 101 inclusive for attainment and early years in LAA NI 110 Young people's participation in positive activities (PSA 14) * NI 117 16 to 18 year olds who are not in education, employment and training (NEET) (PSA 14) * How does this fit with 46?	Improve attainment in children and families from low income backgrounds	Improve % of Looked After children attaining 5 GCSEs A-G from 10% (2003) to 20% by 2010 (C&YP) Promote learning via website, newsletters, Adult Learners week community events and 3 skills for life (Maths and English) awareness raising sessions per year (LLL) Improve geographic access, disabled access and affordability of learning opportunities (LLL)	Increase number of people qualified NVQ level 4 (LL) Reduce number of people no qualifications (LL) Increase community learning venues (LL) Raise attainment levels at Key Stage 2,3,4 to Cheshire average by 2016 (C&YP) Increase activities for young people to do (C&YP) Reduce 16 year olds not in employment, education, training (C&YP) Increase number 16year olds staying in education (LL)	Increase attendance rates by 0.4% in line with best statistical neighbours (C&YP) Reduce number of excluded pupils (C&YP) Increase young people gaining educational and vocational qualifications (C&YP)

	Reduce proportion of people who are very overweight			<i>Increase adults physical activity (H&OP)</i>
(Mental Health – number of organisations adopting the Mental Health Employment Charter)	Reduce mental health related unemployment and sign up to 'Mindful Employers Charter'	Develop multi-agency mental health framework by 2008, priorities for action to improve mental health of population (H)		<i>Improve mental health and well being of vulnerable groups (H&OP)</i>
	Increase access to support for emotional and psychological difficulties			
	Improve access to jobs and key services		<i>Increase numbers of local people in employment (J&P)</i> <i>Increase local wage levels, focus lowest end of earnings scale (J&P)</i>	
NI 4 Percentage of people who feel they can influence decisions in the locality (PSA 21) *	Increase in numbers of people who feel influence over decisions in their locality - <i>with specific appropriate targets for key areas</i>	Increase % of eligible voters who vote in general elections from 64% in 2005 to 67% in 2010 (STC)	Increase participation in Youth Parliament elections by 30% above 2006 baseline by 2009/10 (C&YP) Increase awareness of the LSP (P) Increase number people involved in LSP and SCS (P)	Develop measures, baselines and actions relating to increasing the influence of local communities in their local areas (S&SC) Children and young people are empowered and involved in improving the quality of their lives and the neighbourhood in which they live (C&YP) Increase involvement of children and young people in decision making around service delivery (C&YP) Engaging more people in shaping the future of their local environment (E) <i>NB Through Parish Plans, Village Design Statements and Neighbourhood Action Plans for specific areas</i>
	More people feel they belong to their neighbourhood			
	Increase community gardens and allotments to grow own food			
	More people feel people from different backgrounds get on well together in their local area	Increase the % of residents who feel their local area is a place where people from different backgrounds can get on well together (from 69% in 2005 to 75% in 2010) (STC)		
	Increase general/overall satisfaction with local area		Increase number of people satisfied with their neighbourhood as a place to live (B&BE) Increase in people saying the Borough has improved (B&NE)	Increase street cleanliness and % residents feeling positive about their neighbourhood (ENV) Improving environmental quality for people living in the most deprived neighbourhoods (E)
	Increase access to green spaces	Begin improvements in Milton Park, Alsager in 2007/8 and improve at least 2 other public open spaces (ENV)		Two Green Flag Awards for public parks and green spaces within two years (ENV)

				Develop Play Strategy for Borough by March 2007 and action plan (ENV)
		Improve sexual health via screening schemes, target 5,500 for C&ECPCT in 2008 (H)	Increase babies who are breastfed (H)	
Addressed key issues surrounding ageing population				
<p>NI 125 Achieving independence for older people through rehabilitation/intermediate care (DH DSO) *</p> <p>C32 Older people only proxy for NI 136 People supported to live independently through social services (all adults) (PSA 18)</p> <p>NI 141 Percentage of vulnerable people achieving independent living (CLG DSO) *</p> <p>NI 142 Percentage of vulnerable people who are supported to maintain independent living (CLG DSO) *</p>	Improve independence, well-being and choice where appropriate and chosen	Improve public transport access, bus stops safe walking routes through Town based transportation initiatives, including pilot scheme in Congleton 2008 (OP)		<p>Greater independence of older people (HC&OP)</p> <p>Improve information and advice to older people (H&OP)</p>
<p>NI 134 The number of emergency bed days per head of weighted population (DH DSO)</p> <p>Emergency bed days for those 75 and over (current LAA sub outcome)</p>	Reduce hospital and institutional care, support people at home, reduce falls	Prevent falls thereby reduce by 9% by 2010 number of unscheduled hospital bed days for over 75s in line with LAA (OP)	Reduce emergency admissions to hospital (H)	
	Improve housing and tackle fuel poverty	Improve suitability housing older people with diverse needs through extra care housing schemes by 2009 (OP)	Increase number of older people supported to live in their own home (OP)	
	Improve economic well-being at retirement age		Increase take up of welfare benefits (OP)	Reduce pensioner poverty (H&OP)
	Empower older people to have a greater voice and influence on decisions which affect them			
	Older adults retained/retrained to contribute to local economy		Increase the number of job opportunities for 60/65 supported by training (OP)	60/65 achieve higher employment and greater flexibility in continuing careers (H&OP)
<p>NI 130 Social Care clients receiving Self Directed Support (Direct Payments and Individual Budgets – adults all ages)*</p> <p>NI 135 Carers receiving needs assessment or review and a specific carer's service, or advice and information (DH DSO) *</p>				

Addressed priority services for children and young people				
	Tackle child poverty		Increase local wage levels, focus lowest end of earnings scale (J&P)	
NI 112 Under age conception rate (PSA 14) *	Reduce teenage conceptions	Reduce teenage pregnancy rate from 20.4 per 1000 young women aged 15-17 (2003) to 14.2 by 2010 (C&YP)		
NI 56 Obesity in primary school age children in Year 6 (DCSF DSO)	Reduce childhood obesity	Reduce levels of obesity in children in line with LAA targets (C&YP)	Halt year on year rise in obesity children under 11 by 2010 (H)	

	Reduce number of children exposed to domestic abuse		Reduce children at risk (C&YP)	
		Reduce bullying of children ages 12-14 from 37% (2204) to a max of 26% by 2010 (C&YP)	<i>Reduce children at risk (C&YP)</i>	Reduce rates of bullying, children and young people feel safe at school, workplace, neighbourhood (C&YP)
Affordable and/or appropriate housing				
NI 154 Net additional homes provided (PSA 20) *	Improve provision of new affordable housing in urban areas, market towns and sustainable rural areas to support local economy and wider economy of NW	30% affordable housing units and 25% low cost market housing units in new housing schemes, including min 50 affordable housing units built per year until 2010 (ENV)		Delivering 100 units of affordable, supported and adapted housing each year (ENV)
NI 155 Number of affordable homes delivered (gross) (PSA 20)				Increased provision of affordable, supported and adapted housing to meet the needs of both rural and urban areas ((E)
NI 156 Number of households living in temporary accommodation (PSA 20) *				
	Improve provision of supported and specialist housing for older persons and vulnerable client groups, especially homeless households	Reduce number under 25s accepted as unintentionally homeless by 15% by 2010 from 2005/6 baseline (C&YP)		
	Sustain regeneration and provision of decent homes and manage economic impacts on housing market			
Reduced re-offending				
NI 18 Adult re-offending rates for those under probation supervision (PSA 25) *	Address crime by reducing proportion of adult offenders who re-offend, with a focus on the most prolific offenders	Reduce British Crime Survey comparator crime by 15% by 2008 (SC)	Reduce crime levels by 15% (SC) Reduce vehicle crime by 26% and domestic burglary by 43% (SC)	Reduce crime by 15% between 2003/4 and 2007/8, seven specific reduction targets set (SC)
NI 20 Assault with injury crime (PSA 25) *				
NI 30 Re-offending rate of prolific and priority offenders (HO DSO) *				
Reported incidents of ASB	Reduce young offenders entering criminal justice system	Reduce anti-social behaviour by 5% by 2008 (SC)	Reduce reported levels of youth nuisance and anti-social behaviour by 10% (CS)	Reduce anti-social behaviour 5% between 2005/6 and 2007/8 as recorded NSIR (SC)
	Number of drug users recorded as being in effective treatment			
NI 32 Repeat incidents of domestic violence (PSA 23) *	Increase reporting domestic abuse, reduce repeat incidents and increase criminal justice outcomes, focus on increasing safety of repeat victims			
NI 21 Dealing with local concerns about anti-social behaviour and crime by the local councils and police (PSA 23) *		Reduce fear of crime 6% (10% Alsager) by 2008 (SC)	Reduce fear of crime by 10% (CS)	Reduce fear of crime measured by Citizens Panel and QoL survey 2004 – 2007 by 10%, with specific targets set (CS)
Adverse impact of alcohol				
NI 115 Substance misuse by young people (PSA 14) *	Reduce number of people who engage in hazardous levels of alcohol consumption	Establish robust partnership and strategic approach to Alcohol and drug minimisation, implement Alcohol Harm Reduction Strategy (H)	Reduce alcohol related harm (H)	All children and young people protected from alcohol misuse (C&YP) Reduce young people in need of treatment for alcohol misuse by 5% (C&YP)
	Restrict access to alcohol by children and young people	15% reduction in sale of alcohol to under age drinkers via test purchases Trading Standards (SC)		Reduce number young people in need of treatment for alcohol misuse by 5% (C&YP)
	Reduce the incidents of anti-social		Reduce levels of violence particularly	

	behaviour, violent crime (inc domestic abuse) and damage to property caused by alcohol		alcohol related by 15% (SC)	
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Sustainable management of waste resources				
NI 192 Percentage of household waste sent for refuse, recycling and composting (DEFRA DSO)	Increase recycling and composting to 50% by 2020	Increase the levels of household waste recycled/composted to 50% by 2009/10 (ENV)	Improve and promote recycling facilities (N&BE)	Increase % of waste recycled and composted to 38% in 2007/8 and to 50% by 2010 (ENV)
NI 191 Residual household waste per household (Defra DSO) *	Reduce amount of waste sent to landfill sites		Reduce the amount of waste from households (N&BE)	
	Reduce waste growth to 1% by 2015			
Challenge of climate change				
	Adapt services to prepare for extreme weather through Risk Analysis, Emergency Planning etc			
NI 186 Per capita reduction in CO2 emissions in the Local Authority area (PSA 27) *	Reduce CO2 emissions through improved energy efficiency and more sustainable travel			All LSP public sector orgs including educational establishments to have energy management and reduction plans in place March 2008 (ENV)
	Reduce CO2 per capita			
	Support and build capacity of local businesses and companies acting against climate change	Advise 5 companies how to reduce their pollution/CO2 emissions in 2007/8 and implement action plans in 3 Air Quality Management Areas to reduce annual average mean of NO2 to 40 micrograms per cubic metre (ENV)		Increasing number of businesses involved in ENWORKS Resource Efficiency Programme (ENV)
	Support increase use of alternative fuel supplies and renewable energy courses to avoid future fuel poverty and food scarcity			
	Ensure new economic growth is innovative and environmentally sustainable			
	Reduce amount of waste produced and improve re-use and recycling			
	Increase use of transport alternatives to the car	<i>Develop traffic management schemes to improve use of public transport (EC)</i>		
Reduced worklessness and improved skills				
NI 163 Proportion of population aged 19-64 for males and 19-59 for females qualified to Level 2 or higher (PSA 2) *	Reduce number working-age people with no qualifications and increase number adults with Levels 2 and 3 qualifications	Work with schools, colleges and local businesses to enable recruitment of people with skills to do the job (LL)		Reduction in recruitment pressures for employers through development and communication of skills and training measures (ED&E)
NI 164 Proportion of population aged 19-64 for males and 19-59 for females qualified to Level 3 or higher (PSA 2) *				Annual increase in apprenticeships completed (ED&E)
				Annual increase of 2% adults in work based training (ED&E)
				Annual decrease 2% working age people with no qualifications (ED&E)
				Annual reduction in employers reporting skill shortages (ED&E)
	Increase number of local employers	Support 12 small and medium sized		

	to sign up to 'Skills Pledge'	local businesses re work based learning via knowledge and info sharing sessions (LL)		
	Reduce worklessness in most disadvantaged wards by delivering high quality partnerships services	Maintain below average unemployment and target reducing unemployment in Congleton North Ward from 3% in 2006 to local average for Congleton by 2016 (EC)	Increase number of local people in employment (J&P)	
	Increase number economically active older adults	Attract quality employment to enable earnings locally to meet regional level (EC)		
	Increase number disabled people in employment			
	Tackle worklessness in families where there are children			
		Develop partnership with Cheshire Family Learning, Lifelong Learning Network, Extended Schools and TLC initiatives (LL)		
			Increase the number of jobs created in knowledge driven sector (J&P)	Increase by 6% new jobs knowledge occupations by 2010 (ED&E)
Improved business and enterprise				
NI 171 New business registration rate (BERR DSO) *	Increase number of new businesses and social enterprises	Increase development of employment land and occupancy by 85 hectares by 2016 from 33 hectares between 1996-2006 EC)		<p>An improved supply of available employment land to provide growth opportunities for new and expanding companies (ED&E)</p> <p>22 hectares of land with planning permission at South Macclesfield by 2010 (ED&E)</p> <p>3 hectares of land at Parkgate by 2010 (ED&E)</p>

		Regeneration of Town Chambers of Trades and development of Market Town Initiatives (EC)		<p>Improve vitality and viability of town and village centres (ED&E)</p> <p>Planning permission Macclesfield town centre redevelopment scheme 2007 and open by 2012 (ED&E)</p> <p>Action Plans for Macclesfield, Wilmslow, Knutsford, Poynton, Disley, Alderley Edge, Handforth by 2010 (ED&E)</p>
(Tourism – STEAM the value of the Cheshire tourism economy)		Increase visitor attractions and graded bed spaces from 867 in 2006 to 1000 by 2016 (EC)		<p>To engage a greater number and wider range of Macclesfield businesses in activities related to the visitor economy in order to improve the visitor experience, prolong visitor stay and increase visitor spend within the borough. (ED&E)</p> <p>Full Borough business membership of Peaks and Plains Tourism Association and Visit Chester & Cheshire (VCC) by April 2007 and increase membership by 20% by April 2008 (ED&E)</p> <p>Launch new 'Welcome to Macclesfield website by April 2007 (ED&E)</p> <p>Increase hits on VCC's welcome to Macclesfield site by 20% by Dec 2007 (ED&E)</p> <p>Action plan for Cheshire Year of the Garden 2008 (ENV)</p>
Improved road safety and maintenance				
NI 47 People killed or seriously injured in road traffic accidents (DfT DSO) *	Reduce number of people killed or seriously injured on Cheshire's roads and motorways	Reduce number people killed or seriously injured in RTAs from 52 (2005) to 41 by 2008 (SC)		Reduce number of people killed and seriously injured by 6% between 2004/5 and 2007/8 (SC)
	Reduce number of children killed or seriously injured on Cheshire's roads and motorways			
	Increase awareness of contributing factors that cause road traffic collisions including speeding, impairment (alcohol), distractions (phones) and not wearing seatbelts			
NI 168 Principal roads where maintenance should be considered (DfT DSO) *	Ensure road network is maintained in a good condition to reduce and prevent RTAs and improve road safety			
NI 169 Non-principal classified roads where maintenance should be considered (DfT DSO) *	Maintain Cheshire's highways at minimum cost			
Environmental cleanliness				
	Improve street and environmental			<i>Increase street cleanliness and %</i>

	cleanliness			<i>residents feeling positive about their neighbourhood (ENV)</i>
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	Ensure highway is kept in an acceptable condition environmentally			
Well maintained, efficient transport network				
	Maintain highways so that they provide an efficient system for transportation			
	Maintain highway in a safe and sound condition suitable for the use of vehicles, cyclists, pedestrians, equestrians and all other road users			
		We will influence decisions on public transport (ENV) Develop traffic management schemes to improve use of public transport (EC)	Improve transport by supporting targets in the Local Transport Plan (N&BE)	
Reduced anti-social behaviour, arson and criminal damage				
NI 111 First time entrants to the Youth Justice System aged 10-17 (PSA 14) * (Anti-social behaviour – criminal damage)				
	Reduction in ASB measure by reported incidents			
Alcohol arrest referrals	Perceptions of drunk or rowdy behaviour as a problem			
	Increase % people stating police and local council dealing with ASB issues that matter in their area			
NI 33 Arson incidents (HO DSO) *	Work in Community Safety Partnerships to reduce arson			
	Reduce level of youth fire-setting by working with partners in youth orgs			
	Work with waste managers to reduce wheelie bin and rubbish fires			
	Increase prosecutions for arson offences			
	Work with commercial sector to reduce arson in commercial property			
Increase in proportion of non-Police referrals to the Cheshire DAFSUs and MARACs				
Reduce risk of industrial and commercial emergencies				
	Series of exercises to validate, train and test against multi-agency approach and Chemical Radiation Biological & Nuclear Plan and verify robust arrangements in place to manage mobile cloudburst incident			
	Review impact of regulation changes in relation to COMAH and develop and deliver programme for major and standard COMAH off site testing			
Sport, Culture and Leisure				
NI 8 Adult participation in sport and active		Increase active participation in	Increase participation and access to	

recreation (DCMS DSO) *		exercise all ages from 31% (2005) to 40% by 2016	sport and leisure (C&L)	
		Develop and improve cultural activity by identifying gaps in resources and acting to promote policy to improve (STC) Evidence of promotional activities and roll out community events programme by 2008 (OP)	Increase number of culture and leisure amenities (C&L)	An improvement in the provision and maintenance of play, leisure and sports facilities in the borough (E)
		Improve access to leisure, cultural and sporting activities for children, develop targets for year on year usage increases to 2010 (C&YP)		Increase % children and young people taking part in physical activity out of school by 3% (C&YP) Improve access to activities promote health and well being - transport to employment, health, leisure and recreational activities (H&OP)
		Promote volunteering and encourage good practice and participation – increase % of people who volunteer for min 2 hours a month from 38% in 2005 to 45% in 2010 (STC)		
				<i>Protecting and enhancing designated natural environments, heritage buildings and include local distinctiveness designations (ENV)</i>
				Undertake at least four Conservation Area Appraisals each year (ENV)
				Designate at least one new Local Nature Reserve every two years (ENV)
Other				Adoption of LDF by 2008
Percentage increase in Local Authority spending in contracts and grants to Third Sector organisations				
Local/Targeted	Local/Targeted	Local/Targeted	Local/Targeted	Local/Targeted
		Market Town Initiatives: <ul style="list-style-type: none"> Alsager Congleton Middlewich Sandbach 	Driving Crewe Forward (check this out) Market Town Initiatives: <ul style="list-style-type: none"> Nantwich 	Town plans
		Neighbourhood Renewal: Congleton North	Neighbourhood Renewal Strategy: <ul style="list-style-type: none"> Alexandra Coppenhall Grosvenor Maw Green St Barnabus 8 priority themes: Children and Young People, Tackling Health Inequalities, Enhancing the physical environment and local image, Improving housing and housing	Neighbourhood Renewal/Regeneration and 'Family Stress': <ul style="list-style-type: none"> Parts of Handforth Macclesfield South Knutsford Over Macclesfield West New or updated action plans for the Moss, Colshaw, Longridge, Weston by Dec 2008 (ENV)

			conditions, Reducing crime and fear of crime, Reducing worklessness, Developing local economies, Improving learning and skills (NR Strategy)	
		17 Parish Plans	Parish Plans	Parish Plans Further 15 Parish Plans over next 3 years (ENV)

Notes:

The matrix is to assist in analysis of the large amount of current information available to us and is compiled in the main from 'Cheshire LAA 2008 – 2011', 'A Sustainable Community Strategy for Cheshire' – Interim Document May 2008, 'Congleton Sustainable Community Strategy 2007 – 2016', 'A Sustainable Community Strategy for Crewe and Nantwich 2006 – 2016', 'Macclesfield Borough Sustainable Community Strategy 2007 – 2010'.

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CHESHIRE EAST COUNCIL

Council

Date of meeting: 20 October 2008

Report of: Tom McCabe, Places Block Lead

Title: Cheshire East Local Development Scheme

1.0 Purpose of Report

- 1.1 The purpose of this report is to consider a draft Local Development Scheme for Cheshire East.

2.0 Decision Required

To approve the Cheshire East Local Development Scheme recommended by Cabinet on 7 October 2008 , and, subject to the coming into force of regulations enabling the submission of the Cheshire East Local Development Scheme to the Secretary of State for Communities and Local Government, to authorise the Chief Executive to submit the approved scheme accordingly.

3.0 Financial Implications for Transition Costs

- 3.1 None

4.0 Financial Implications 2009/10 and beyond

- 4.1 The costs of a future review of the Local Development Scheme will be in staff time. The implementation of the programme contained within the Local Development Scheme will require substantial staff and budgetary resources as yet undefined.

5.0 Legal Implications

- 5.1 The preparation of a Local Development Scheme and certain Local Development Framework documents is a statutory requirement set out in the 2004 Planning and Compulsory Purchase Act. The draft Transitional Regulations requires Cheshire East to submit a Local Development Scheme to the Secretary of State for Communities and Local Government “not later than three months before the reorganisation date.” The same Regulations will, when approved by parliament, transfer Local Development Framework powers to the Cheshire East Council.

6.0 Risk Assessment

- 6.1.1 The draft Local Development Scheme contains a full Risk Assessment (Section 12)

7.0 Background and Options

- 7.1.1 Local Development Schemes are a feature of the reformed local planning system introduced by the Planning and Compulsory Purchase Act (2004). The introduction of the Local Development Scheme was a direct response by Government to ensure that Local Development Frameworks are better managed, with local development documents being prepared and reviewed more quickly than development plans under the old system.
- 7.1.2 The Local Development Scheme is a public statement of the local planning authority's programme for the production of local development documents. For local authorities, the Local Development Scheme serves as a programme management tool, encouraging the successful and timely delivery of a number of inter-related projects (local development documents). The Local Development Scheme is essentially a three year project plan, with the timetable of milestones used to manage resources, drive progress, and inform stakeholders.
- 7.1.3 In order to produce a draft Local Development Scheme for Cheshire East, an officer's working group was established with representatives from each of the three districts and Cheshire County Council. Advice has also been sought from Government Office for the North West and the Planning Inspectorate.
- 7.1.4 The first step was an assessment of the existing Local Development Scheme's for Macclesfield, Congleton, Crewe and Nantwich and Cheshire County Council including a risk assessment of current Local Development Framework documents in terms of degree of advancement towards adoption, effectiveness/soundness and level of resources required. Regard was also had to the advice of Government Office for the North West to concentrate on a new Core Strategy for Cheshire East and to formulate an achievable programme for the first years of the Council.
- 7.1.5 A draft Local Development Scheme has therefore been produced and is attached as Appendix 1 to this report. The draft document has been considered by the Local Development Framework Member Task Group on 9th September, the Places Advisory Panel on 22nd September, Cabinet on 7th October and has also been reviewed by Government Office for the North West. The draft has been amended as a result of that consultation process.

7.1.6 The draft Local Development Scheme proposes that the work programme for the first three years should comprise:

- Core Strategy – sets out the Vision, Objectives, Core Strategy and Core Policies for the spatial development of the area.
- Site Allocations- contains detailed policies and proposals to deliver and guide land allocated for specific purposes
- Minerals Allocations - Contains the detailed development control policies and allocations for Minerals development, where applicable
- A range of Supplementary Planning Documents

7.1.7 A full Risk Assessment of the Document has been carried out and is set out in Section 12. The key risks identified are: Staff turnover /inability to recruit / loss of staff /staff motivation / staff absence; National / regional changes to policy through Planning Policy Statements/Regional Spatial Strategy etc; adequate staff/ financial resources being put in place.

7.1.8 The Local Development Framework needs to be based on a sound, relevant and up to date evidence base. This evidence base is the information that will be used to support the policies contained within the LDF The draft Local Development Scheme (Section 8) accordingly identifies a number of documents which will be prepared or updated to provide the evidence base for the Cheshire East Local Development Framework.

8.0 Overview of Day One, Year One and Term One Issues

8.1 The Local Development Scheme has to be submitted by the end of December 2008 and will be reviewed on an annual basis.

9.0 Reasons for Recommendation

9.1 To ensure that the Authority meets its statutory requirements to submit a Local Development Scheme.

For further information:

Portfolio Holder: Councillor David Brown

Officer: Richard House, Local Planning and Economic Policy Manager, Congleton Borough Council

Tel No: 01270 529767

Email: Richard.House@congleton.gov.uk

Background Documents:

Documents are available for inspection at: Westfields. Middlewich Road, Sandbach

APPENDIX 1

Cheshire East

DRAFT

Local Development Scheme

October 2008

Version 6.2:

Following Cabinet (7/10/08) Places Advisory Panel (22/09/08)
and Comments from GONW

Version 5:

Following Cheshire East Officers Meeting (15/09/08)

Version 4:

Following comments from:

LDF Task Group

GONW

Anne Mosquera

Paul Griffiths

Stuart Penny

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2	Local Development Framework
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4	Existing Development Plan for Cheshire East
5	Proposed Cheshire East Local Development Framework
6	Timetable for LDD Production
7	Resources and Project Management
8	Evidence Base
9	Community Strategy
10	Sustainability Appraisal and Habitats Regulations Assessment
11	Monitoring and Review
12	Risk Assessment
Appendix 1	Saved Policies
Appendix 2	Local Development Document Profiles
Appendix 3	Evidence Base
Appendix 4	Glossary

Acronyms

AMR	Annual Monitoring Report
AAP	Area Action Plan
CIL	Community Infrastructure Levy
CLG	Communities and Local Government
DPD	Development Plan Document
LAA	Local Area Agreement
LDD	Local Development Document
LDF	Local Development Framework
LDS	Local Development Scheme
LSP	Local Strategic Partnership
PPS	Planning Policy Statements
RSS	Regional Spatial Strategy
SA	Sustainability Appraisal
SCI	Statement of Community Involvement
SCS	Sustainable Community Strategy
SPD	Supplementary Planning Document

A glossary of terms can be found in Appendix 4.

1 Introduction

Local Development Scheme

- 1.1 The Local Development Scheme (LDS) is a public statement of the Council's programme for the production of Local Development Documents (LDDs). It provides the starting point for local communities and stakeholders to find out what local planning policies relate to their area and outlines the timetable for the preparation of LDDs over a 3-year rolling period.
- 1.2 LDDs form the policy content of the Local Development Framework (LDF), and are defined as Development Plan Documents (DPDs), which are statutorily tested and Supplementary Planning Documents (SPDs) which are not statutory. The status of the LDDs, either DPDs or SPDs, is expressed in the Schedule of Proposed LDDs and the individual LDD profiles later in this document.
- 1.3 The Council have consulted with the Government Office for the North West in the development of the LDS, to ensure the timing of the examinations of the DPDs are appropriate.

Local Government Reorganisation

- 1.4 In December 2007, the Secretary of State for Communities and Local Government (CLG) announced that there would be a reorganisation of local government in Cheshire from April 2009. Cheshire County Council and the six districts of Cheshire namely Chester, Ellesmere Port & Neston, Vale Royal, Macclesfield, Crewe & Nantwich and Congleton, will cease to exist and be replaced by two new unitary councils – Cheshire West and Chester (Cheshire County Council, Chester, Ellesmere Port & Neston and Vale Royal) and Cheshire East (Cheshire County Council, Congleton, Crewe & Nantwich and Macclesfield).
- 1.5 Local government reorganisation in Cheshire will radically affect the drawing up of development plans covering the area. All four councils which currently cover Cheshire East (Cheshire County Council, Congleton, Crewe & Nantwich and Macclesfield Borough Councils) will be abolished on 31st March 2009 and a new unitary authority established.
- 1.6 The new unitary authorities have been set up with the aim of streamlining and improving the delivery of local services, as well as promoting greater community involvement. The Unitary Authority will be facing challenges not only of its own in bringing together the four authorities, but also with respect to changes in the Planning Bill; new planning Regulations and guidance and the potential for joint working.

Cheshire East in Context

- 1.7 Cheshire East has a population of 358,900 and an area of 116,638 hectares. In addition to 'Cheshire West and Chester' on the west, East Cheshire is bounded by the Manchester conurbation to the north, the Peak District

National Park to the east, and Stoke-on-Trent to the south. It contains the industrial town of Crewe, the old mill towns of Macclesfield, Bollington and Congleton, the market towns of Nantwich, Knutsford and Sandbach, the salt town of Middlewich, the commuter town of Wilmslow, as well as the smaller settlements of Alsager, Holmes Chapel and Poynton.

- 1.8 Cheshire East has quite diverse features and characteristics reflecting its location within the Cheshire Plain, but close to the Manchester City Region, the Potteries conurbation and the uplands of the Peak District.
- 1.9 Much of the northern part of the authority and a smaller area to the east lie within the Green Belt which is intended to prevent urban sprawl by keeping the land permanently open, in order to safeguard the countryside and to assist in the urban regeneration of the neighbouring Manchester City Region and the Potteries conurbation. Cheshire East also has a number of other designated areas where development is restricted, including the Jodrell Bank Consultation Zone, which restricts development near to the Radio Telescope. The map below highlights some of the key features within Cheshire East.
- 1.10 There are a number of issues within Cheshire East which will need to be considered within the LDF, these include:
 - Affordability of housing;
 - Supply and distribution of housing;
 - Regeneration of the town centres;
 - Maintaining viable rural communities;
 - Changes in education provision;
 - Facilities for children and young people;
 - Pockets of deprivation;
 - Reducing anti-social behaviour
 - Protection of the natural environment;
 - Achieving sustainable management of waste resources;
 - Enhancement of the historic environment;
 - An ageing population;
 - High dependency on the car;
 - Provision of national minerals such as silica sand and salt; and aggregates;
 - Provision of an appropriate range and variety of employment land;
 - Reducing worklessness and improved skills
 - Congestion on key transport routes;
 - Improving road safety
 - The availability of public transport;
 - Major developments, such as Manchester Airport; and
 - Climate change.

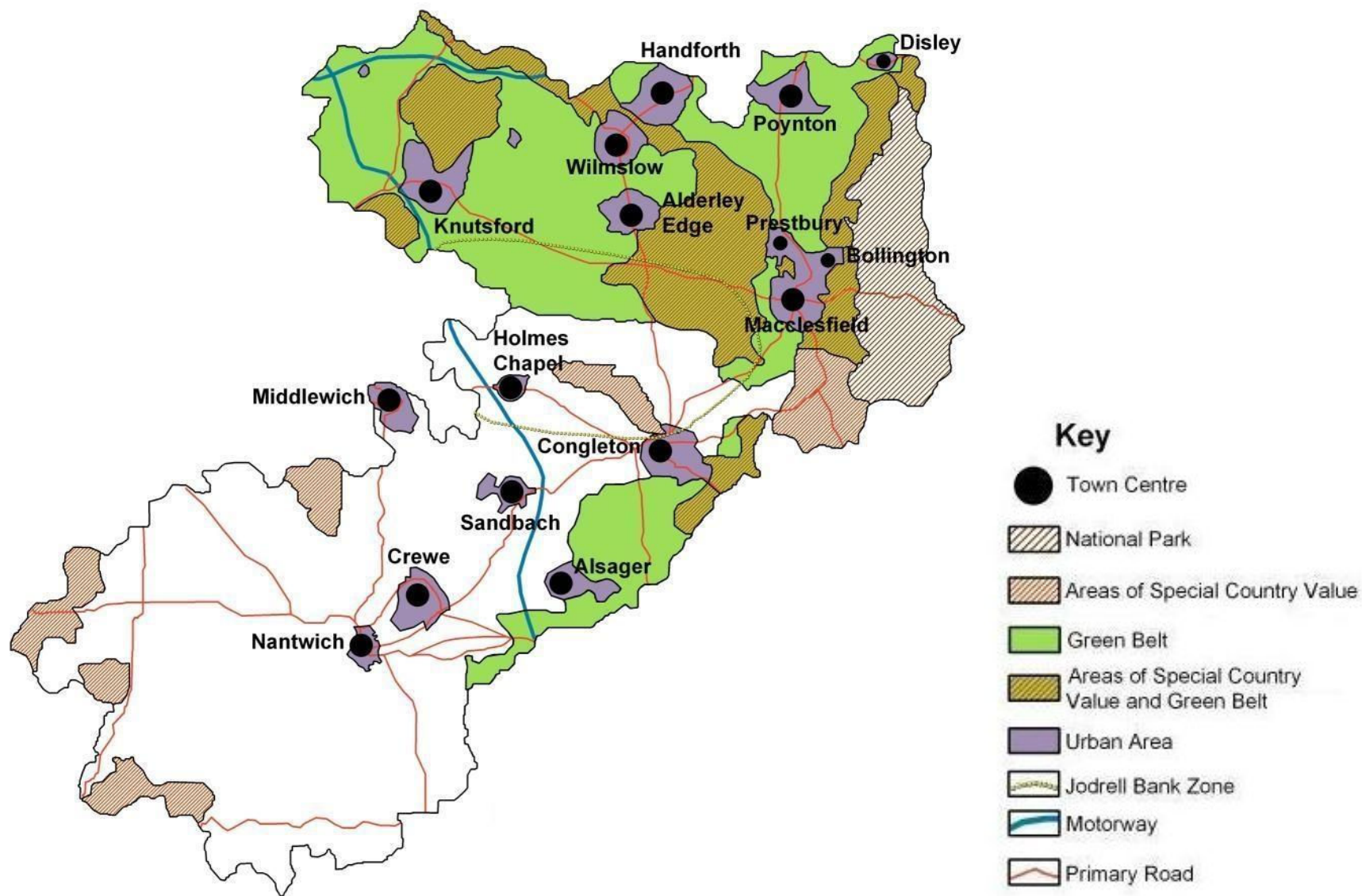


Diagram 1: Map of Cheshire East

2 Local Development Framework

2.1 The local development framework is a collection of documents that will form the planning policy basis for the Cheshire East authority. This shown diagrammatically in Appendix 4 (Diagram 1).

2.2 The document that will make up the LDF are:

Local Development Scheme (LDS) (this document)

2.3 This document provides the starting point to the preparation of the LDF the Government requires local planning authorities (LPAs) to submit a Local Development Scheme to the Secretary of State. The LDS will be a statutory project management plan for the preparation of the LDF covering at least three years.

Development Plan Documents (DPDs)

2.4 Development Plan Documents (DPDs), together with the Regional Spatial Strategy (RSS), will form the statutory development plan for the Authority. DPDs must be in conformity with the RSS. They will be subject to independent assessment at an Examination by an Inspector, whose report will be binding.

2.5 DPDs include the following types:

Core Strategy – This sets out the vision for the area and the primary policies for meeting that vision together with housing and employment provisions in accordance with the Regional Spatial Strategy (RSS). It may also allocate strategic sites for development, which should be central to achievement of the strategy. National advice is that this document should be produced as a priority, in a timely and efficient manner.

Site Specific Allocations – this will set out the detailed policies and proposals to deliver and guide land allocated for specific purposes.

Proposals Map – This will be on an Ordnance Survey base. It will show area of protection and illustrate locations and identify sites for particular land uses and development proposals included in the adopted plan and set out the areas to which specific policies apply. Separate inset maps may also be included. The proposals map will be updated every time a DPD is adopted.

Area Action Plans – These may be used to provide a planning framework for areas of change and areas of conservation.

Supplementary Planning Documents (SPDs)

2.6 Supplementary Planning Documents (SPDs) may cover a range of issues, both thematic and site specific, which may expand policy or provide further detail on policies in a DPD. They may take the form of design guides, area development briefs, master plans or issue-based documents which supplement policies in a DPD. SPDs will not be subject to independent examination and will not form part of the statutory Development Plan but

should be included in the LDF. They will be 'material considerations' in Development Control decisions.

Statement of Community Involvement (SCI)

- 2.7 This will set out how the Council intends to achieve continuous community involvement in the preparation of Local Development Documents (LDDs) in their area.

Annual Monitoring Report (AMR)

- 2.8 The Annual Monitoring Report (AMR) sets out progress in terms of producing LDDs and implementing policies. Monitoring performance of the LDF is a key requirement of government guidance on Development Plans. Continual monitoring of targets and indicators is essential to maintain progress and to ensure that development documents are delivering what they set out to achieve.

3 Purpose of the Local Development Scheme

Purpose of the Local Development Scheme

- 3.1 This document is the Cheshire East Council's Scheme for the next three years and beyond. It sets out the rolling programme that the Cheshire East Council intends to follow in the production of its LDF. Its main purposes are:
- To inform the community and other partners of the LDDs that will make up the LDF for the area and the timescales they can expect for their preparation; and
 - To establish the Council's priorities for the preparation of the LDDs and their associated work programmes, including information in relation to programme management and resources.

New PPS12 and Regulations

- 3.2 A new planning policy statement (PPS) - PPS12 "Creating Strong Safe and Prosperous Communities through Local Spatial Planning" was published by Communities and Local Government (CLG) on 4th June 2008. It is accompanied by an online 'plan making manual' and a revised set of regulations governing LDF preparation. This new PPS and the 'plan-making manual' replace the old PPS 12 'Local Development Frameworks' and its companion guide 'Creating LDFs'. One of the key elements of this revised PPS is to present the 'tests of soundness' in a different and more simple way, rather than the previous 9 tests, DPDs now need to be 'justified', 'effective' and consistent with National Policy. Another change is that Core Strategies may now allocate strategic sites for development.
- 3.3 The Town and Country Planning (Local Development) (England) (Amendment) Regulations 2008 came into force on 27th June and updated the 2004 regulations. The amended regulations change the procedure for preparing local development plans. The Issues and Options and Preferred Options stages of consultation are combined to create a single stage. The submission stage also changes so that the statutory period for making representations will occur before submission. This will give the local authority a greater opportunity to consider representations before the examination and will also potentially reduce the length of time between submission and the start of any oral hearing.
- 3.4 Other procedural changes may follow the enactment of the Planning Bill currently in Parliament. Including the introduction of the Community Infrastructure Levy (CIL), this will allow the Authority to introduce a charge on development for infrastructure provision, the CIL is likely to form part of the LDF and will be subject to examination.

Transitional regulations for Local Government Reorganisation

- 3.5 CLG has also issued a draft of Regulations to assist the preparation of LDFs in new unitary Councils. Government's general policy in respect of land use planning functions in the context of local government restructuring is that the

Shadow Council leading the transition to unitary status becomes the local planning authority (LPA) except in relation to development control (ie. decisions relating to planning applications will continue to be undertaken by existing districts). The Shadow Council is required to submit a LDS to the Secretary of State by the end of December 2008.

- 3.6 In the absence of a Statement of Community Involvement (SCI) for the new unitary, the authority is required by law to meet the minimum requirement for consultation set out in the Regulations. However, each of the predecessor Councils had an adopted SCI and we will strive to meet the standards in those documents until such a time as a SCI for Cheshire East is produced. A SCI for Cheshire East will be produced at the earliest possible opportunity, whilst allowing for appropriate community consultation and involvement from the Cheshire East Local Strategic Partnership.

Local Development Scheme Milestones

- 3.7 The new PPS12 indicates that the LDS should set out the following DPD milestones:
- Consulting statutory bodies on the scope of the Sustainability Appraisal
 - Publication of the DPD
 - Submission of the DPD
 - Adoption of the DPD
- 3.8 In addition it is recommended that the LDS also sets out the following additional DPD elements:
- Regulation 25 consultation
 - Pre-examination meeting
 - Examination Hearing
 - Receipt of the Inspectors Report
- 3.9 The new Regulation 25 consultation provides a more flexible stage of engagement in which reasonable alternatives can be evaluated and consulted upon. This stage is likely to encompass a variety of consultation and involvement techniques over a variety of time periods. It is also possible that consultation undertaken on the Sustainable Community Strategy (SCS) could include a number of areas which are covered by both the SCS and the Core Strategy.
- 3.10 Under the current Planning Bill, amendments would be made to the 2004 Act relating to the preparation and revision of SPDs. Until this is in force the LDS should continue to set out the timetable for producing SPDs, giving the timings of production of the draft SPD and its adoption. If the Planning Bill does remove the need to list SPDs within the LDS, their progress can still be tracked through the authority's Annual Monitoring Report (AMR).

Content of LDS

- 3.11 The LDS sets out:
- The present Development Plan for Cheshire East and the existing policies that are saved;

- The LDDs that are to be prepared over the forthcoming 3-year period to replace existing policies, and whether they are to be DPDs or SPDs;
- The subject matter and the geographical area to which each LDD relates;
- Which, if any, are to be prepared jointly with other local planning authorities; and
- The arrangements for future monitoring of the LDF, including the timetable for the preparation and review of the LDDs.

3.12 The LDS also covers the following matters:

- The evidence base for the LDDs;
- Arrangements for community involvement and the relationship to the Sustainable Community Strategy (SCS) and other Council strategies;
- Resources and the project management arrangements for the LDDs preparation;
- Sustainability Appraisal (SA) and Habitats Regulations Assessment (HRA); and
- An assessment of the risks involved in the LDF's production.

4 Existing Development Plan for Cheshire East

- 4.1 The Development Plan forms the starting point in the consideration of planning applications for the development or use of land and consists of both the Regional Spatial Strategy (RSS), prepared by the regional planning bodies, saved policies from the Cheshire Structure Plan and the Local Plans prepared by Congleton, Crewe and Nantwich and Macclesfield Borough Councils and Cheshire County Council. The purpose of preparing the Cheshire East LDF is to replace these saved policies.

Regional Spatial Strategy

- 4.2 The Regional Spatial Strategy (RSS) for the North West (2003) will be replaced by a new RSS. The North West Regional Assembly (NWRA) submitted a draft version of the new RSS in January 2006. Following this, an independent panel held an examination in public into the new draft RSS between November 2006 and February 2007. The panel subsequently published a report making a number of recommendations for changes to the new draft RSS. The Secretary of State has produced a document detailing a number of proposed changes to the new draft RSS which was published for public consultation until 23rd May 2008. Following consideration of all the responses to the proposed changes, the Secretary of State intends to publish the final version of the new RSS on 30th September 2008.

Regional Spatial Strategy Partial Review

- 4.3 As the successor organisation to the NWRA, the Regional Leaders' Forum (4NW) is responsible for progressing the RSS Partial Review and will also be the only organisation that will have responsibility to agree and sign off the single regional strategy. 4NW operates with a board structure, with council leaders from each of the five sub-regions, Cumbria, Cheshire, Lancashire, Merseyside and Greater Manchester, along with seven representatives from the private, non-governmental sector.
- 4.4 Even prior to the publication of the final version of the RSS later this year, a need has been identified to further update specific policy areas of the strategy in response to the recommendations of the independent panel's report, recent developments in government policy, and new research and evidence.
- 4.5 On 16th November 2007 4NW, as the Regional Planning Body, agreed to undertake a partial review of RSS covering a number of issues focused on housing, renewable energy and waste. It was also agreed to look at policies relating to Gypsies and Travellers, Travelling Showpeople and the regional parking standards. 4NW has recently produced a series of papers setting out the issues and some options for dealing with the issues in each policy area. These were published for public consultation between 2nd June and 4th July.
- 4.6 4NW are currently revising the timetable for the Partial Review, due to a recent decision to change the scope of the Partial Review of RSS, to focus on a limited number of discrete technical issues addressing strategic gaps in RSS

policy. The Partial Review will now focus on Gypsies & Traveller's, Travelling Showpeople and Regional Car Parking standards.

Integrated Regional Strategy

- 4.7 Following proposals set out in the Government's Sub National Review of Economic Development and Regeneration, the North West Development Agency (NWDA), the Regional Leaders' Forum (4NW) and the Government Office for the North West (GONW) agreed that the region should work together over the next two years to produce a Northwest Regional Strategy. This will bring together spatial, economic and environmental strategies and investment plans in order to create the conditions for achieving higher levels of sustainable economic and social well being while strengthening the Northwest's contribution to tackling climate change.
- 4.8 The strategy will be spatially focussed and will:
- Refresh economic development actions and build on the 2006-9 Regional Economic Strategy (RES);
 - Integrate priorities in the Regional Housing Study (RHS), Regional Spatial Strategy (RSS) and the RSS Partial Review with sustainable economic priorities in a strategic review;
 - Set out a delivery and implementation plan with actions and accountability for all relevant partners.
- 4.9 Although the strategy will not be statutory, its development will allow the region to prepare a statutory Integrated Regional Strategy quickly and effectively after the necessary legislative changes, which are unlikely to occur before 2010. Until these legislative changes take place, the RSS will remain the statutory basis for spatial planning.

Local Planning Policy

- 4.10 The **Congleton Borough Local Plan First Review** sets out the planning policies and proposals for the Borough until 2011. This document has been through inquiry and modification stages and was adopted by the Council on 27th January 2005.
- 4.11 The **Crewe and Nantwich Replacement Local Plan 2011** (Adopted February 2005), covers the whole of the Borough of Crewe and Nantwich and it relates to development up to the year 2011.
- 4.12 The **Macclesfield Borough Local Plan** (Adopted January 2004) contains the planning policies and proposals to shape the environment of the whole Borough up to 2011.
- 4.13 The **Cheshire Replacement Waste Local Plan** has been prepared under the transitional arrangements and was subject to a local plan inquiry in 2006. It was adopted in July 2007 and covers the period to 2017. The plan is pan Cheshire and provides planning policies and allocations relating to future waste development.

- 4.14 The **Cheshire Replacement Minerals Local Plan**, was adopted in 1999 and covers a period to 2007. The document is pan Cheshire and provides planning policies and proposals relating to mineral development.
- 4.15 **Cheshire County Structure Plan, Cheshire 2016.** A number of the policies within this document are in the process of being saved through the RSS review, see appendix 1 for details. The policies to be saved are identified as filling a policy void in the present development plan system.
- 4.16 A significant number of the policies contained within these Local Plans have been 'saved' by the Secretary of State, or are still relevant a full list of all the saved policies can be seen in Appendix 1. 'Saving' policies means that these policies will remain part of the statutory Development Plan and can still be used to determine planning applications.

Existing Supplementary Planning Documents (SPDs)

- 4.17 The following Supplementary Planning Documents (SPDs), which are not part of the development plan, have been adopted and are a material consideration in planning decisions.
- 4.18 **Congleton:**
- Affordable Housing and Mixed Communities (April 2006)
 - Trees and Development (October 2006)
 - Sustainable Development (April 2005)
 - Rural Development (July 2008)
 - Mid Point 18 Development Brief (February 2007)
- 4.19 **Crewe and Nantwich:**
- P Way Development Brief (September 2005)
 - Stapeley Water Gardens Development (September 2006)
 - Crewe Rail Gateway (September 2006)
 - Extensions and Householder Development (July 2008)
 - Development on Backland and Gardens (July 2008)
- 4.20 **Macclesfield:**
- Locally Important Buildings (February 2008)
 - Prestbury Village Design Statement (May 2007)
 - Supplementary Planning Document for Poynton (May 2007)
 - Nature Conservation Strategy (October 2006)
 - Designing Out Crime (January 2006)
 - Supplementary Planning Document for Bollington (January 2006)

Existing Supplementary Planning Guidance (SPGs)

- 4.21 The following Supplementary Planning Guidance notes (SPG), which are not part of the development plan, have also been adopted and will continue to be material considerations.
- 4.22 **Congleton:**

- Public Open Space (October 2003)
- Provision of Private Open Space (November 1993)
- Shop Front Security (September 1994)
- Telecommunications Development (July 2004)
- Sandbach Business Park (October 1989)
- Arclid Hospital (July 1992)
- ERF Site, Sandbach (September 1999)
- Danesford School, Congleton (January 1997)
- Cranage Hall (September 1996)

4.23 Crewe and Nantwich:

- Basford East Strategic Industrial and Business Park Development Brief (April 2004)
- Basford West Regional Warehouse and Distribution Park Development Brief (April 2004)
- Tipkinder Park Supplementary Planning Guidance (February 2003)

4.24 Macclesfield:

- Tytherington Business Park (April 1989)
- South Macclesfield Development Area (December 1998)
- Alderley Park Planning Brief (April 1999)
- Rieter Scragg, Langley Development Brief (January 2000)
- Stamford Lodge Development Brief (2002)
- Floodlighting (Originally adopted June 1998; policy in MBLP Jan 2004; SPG reproduced April 2005)
- Equestrian facilities (Adopted August 2002; policy in MBLP Jan 2004; reproduced Jan 2005)
- Trees & Development Guidelines (February 2004)
- Areas of Archaeological Potential (February 2004)
- Shopfronts and Security Shutters Guide (January 2003)
- Conservation Area Appraisal for Alderley Edge (June 2004)
- Dingle Bank Quarry (July 2004)
- Housing Character Areas (July 2004)
- Section 106/Planning Obligations (June 2004)

5 Proposed Cheshire East Local Development Framework

- 5.1 The table below sets out the schedule of proposed Local Development Documents (LDDs), including: a brief description for each LDD; key consultation milestones; the specific LDD's status within the Local Development Framework (LDF) process; its position in the chain of conformity; and a brief description of the LDD's contents. Detailed profiles of each of the Development Plan Documents (DPDs) and Supplementary Planning Documents (SPDs) can be found in Appendix 2.
- 5.2 Based on the experience of Local Planning Authorities at the forefront of the process it has become clear that it is crucial to have an appropriate evidence base and to ensure that there is sufficient time between the Core Strategy document and subsequent key development plan documents to enable a coherent and consistent policy approach within the Cheshire East LDF.

Development Plan Documents (DPDs)													
Title	Status	Description	Geographic Coverage	Conformity	Timetable								
					Commence ment	SA Scoping	Regulation 25 consultation	Publication of the DPD	Submission	Pre-hearing meeting	Start of Examination hearing	Inspectors Report	Adoption
Core Strategy	DPD	Sets out the Vision, Objectives and Strategy for the spatial development of the area, and may include strategic sites.	Authority wide	General conformity with the RSS and PPGs/ PPSs.	Nov 2008	April 2009	Nov 2008 – Oct 2010	Nov 2010	April 2011	June 2011	Sept 2011	Jan 2012	April 2012
Site Specific Allocations	DPD	Contains detailed policies and proposals to deliver and guide land allocated for specific uses.	Specific sites Authority wide	General conformity with the PPGs/ PPSs, RSS and the Core Strategy DPD.	April 2010	Sept 2010	April 2010 – Mar 2012	April 2012	Sept 2012	Nov 2012	Jan 2013	May 2013	Sept 2013

Development Plan Documents (DPDs)													
Title	Status	Description	Geographic Coverage	Conformity	Timetable								
					Commence ment	SA Scoping	Regulation 25 consultation	Publication of the DPD	Submission	Pre-hearing meeting	Start of Examination hearing	Inspectors Report	Adoption
Minerals policies and allocations	DPD	Contains the detailed development control policies and allocations for Minerals development, where applicable.	Authority wide	General conformity with the MPGs/MPS/PPGs/ PPSSs, RSS and the Core Strategy DPD.	April 2010	Sept 2010	April 2010 – Mar 2012	April 2012	Sept 2012	Nov 2012	Jan 2013	May 2013	Sept 2013

Supplementary Planning Documents (SPDs)							
Title	Status	Description	Geographic Coverage	Conformity	Timetable		
					SA Scoping	Draft SPD	Adoption
MMU Campus Development Brief	SPD	Development Brief for proposed mixed-use allocation.	Site specific	Conforms with Development Proposals of the saved Congleton Local Plan.	April 2005	Aug – Sept 2008	Dec 2008
Local List	SPD	Identifies locally important buildings deemed worthy of retention.	Authority wide	Conforms with the saved policies of the Congleton, Macclesfield and Crewe and Nantwich Local Plans.	Oct – Nov 2008	Dec 2008 – Jan 2009	Mar 2009

Supplementary Planning Documents (SPDs)							
Title	Status	Description	Geographic Coverage	Conformity	Timetable		
					SA Scoping	Draft SPD	Adoption
Alsager Town Centre	SPD	Provides the context for the future development of Alsager Town Centre.	Site specific	Conforms with policies of the saved Congleton Local Plan.	Oct – Nov 2008	Jan - Feb 2009	May 2009
Smallwood Village Design Statement	SPD	Sets out design guidance within the Parish.	Site specific	Conforms with the saved policies of the Congleton Local Plan.	Oct – Nov 2008	Mar – April 2009	Sept 2009
Prestbury	SPD	Provides planning policy guidance within the Parish of Prestbury.	Site specific	Conforms with the saved policies of the Macclesfield Local Plan.	Oct – Nov 2008	Mar – April 2009	Sept 2009
Over Peover	SPD	Provides planning policy guidance within the Parish of Over Peover.	Site specific	Conforms with the saved policies of the Macclesfield Local Plan.	Oct – Nov 2008	Mar – April 2009	Sept 2009
Heritage and Conservation	SPD	Provides detailed advice on heritage and conservation in the built environment.	Authority wide	Conforms with the saved policies of the Congleton, Macclesfield and Crewe and Nantwich Local Plans.	Nov - Dec 2008	May – June 2009	Nov 2009
Open Space	SPD	Provides guidance that will lead to appropriate level and design of open space within development.	Authority wide	Conforms with the saved policies of the Congleton, Macclesfield and Crewe and Nantwich Local Plans.	June – July 2009	Nov – Dec 2009	May 2010

Supplementary Planning Documents (SPDs)							
Title	Status	Description	Geographic Coverage		Conformity	Timetable	
						SA Scoping	Adoption
Congleton Town Centre	SPD	Provides the context for the future development of Congleton Town Centre.	Site specific		Conforms with the saved policies of the Congleton Local Plan.	Sept - Oct 2009	Sept 2010
Planning Obligations	SPD	Provides guidance on the approach to negotiating planning obligations arising from development.	Authority wide		Conforms with the saved policies of the Congleton, Macclesfield and Crewe and Nantwich Local Plans.	Nov – Dec 2009	Sept 2010

Local Development Documents in previous Local Development Schemes

- 5.3 Paragraph 18 of The Local Government (Structural Changes) (Transitional Arrangements) Regulations 2008 requires that the LDS specifies any local development document which was referred to in a LDS prepared by a predecessor Council; but will no longer be a LDD under the successor Council's scheme.

Document Title	LDD	Included in the Cheshire East LDS?	Comments
Cheshire County Council:			
Cheshire – core strategy minerals	DPD	No	The unitary authority takes on the previous County Council role as minerals and waste planning authority. Aspects should therefore be incorporated within the core strategy and other DPD documents.
Site specific policies and allocations -minerals	DPD	Yes	Much of the work undertaken on the minerals core strategy and site specific policies and allocations can be utilised.
Cheshire Replacement Waste Local Plan	DPD	N/A	Now adopted in July 2007 under transition regulations.
Congleton:			
Core Strategy	DPD	No	One Core Strategy to be produced for Cheshire East, work undertaken during the production of this document will feed into the Cheshire East document.
Site Specific Allocations	DPD	No	One Site Specific Allocations DPD to be produced for Cheshire East, work undertaken during the production of this document will feed into the Cheshire East document.
Middlewich Canal Corridor AAP	DPD	No	Much of the work undertaken for this document will feed into the Cheshire East Core Strategy and Site Specific Allocations document.
Alsager Town Centre AAP	DPD	No	Much of the work undertaken for this document will feed into the Alsager Town Centre Strategy, Cheshire East Core Strategy and Site Specific Allocations document.
Congleton Town Centre AAP	DPD	No	Much of the work undertaken for this document will feed into the Cheshire

Document Title	LDD	Included in the Cheshire East LDS?	Comments
			East Core Strategy and Site Specific Allocations document.
Conservation Areas	SPD	No	This document has been superseded by a more appropriate document in relation to Heritage and Conservation.
Shop Front Design	SPD	No	This SPD may be included within a future LDS once resources are confirmed.
Managing Housing Land Supply	SPD	No	Due to changes in National and Regional policy it is not considered necessary to prepare this document at present.
Public Open Space	SPD	No	An Open Space SPD will be prepared for Cheshire East, work undertaken during the production of this document will feed into the Cheshire East document.
Landscape Character	SPD	No	This SPD may be included within a future LDS once resources are confirmed.
Residential Design	SPD	No	This SPD may be included within a future LDS once resources are confirmed.
Nature Conservation	SPD	No	This SPD may be included within a future LDS once resources are confirmed.
Rural Development	SPD	N/A	This document has since been adopted by Congleton Borough Council.
Alsager Campus	SPD	Yes	Congleton Borough Council is currently consulting upon this document (now titled MMU Campus Development Brief)
Bank Street, Congleton	SPD	No	This SPD may be included within a future LDS once resources are confirmed.
Smallwood Village Design Guidance	SPD	Yes	This SPD will continued to be prepared on behalf of Smallwood village.
Crewe and Nantwich:			
Core Strategy	DPD	No	One Core Strategy to be produced for Cheshire East, work undertaken during the production of this document will feed into the Cheshire East document.


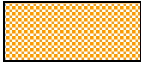

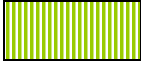


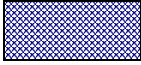

Document Title	LDD	Included in the Cheshire East LDS?	Comments
Housing Policies	DPD	No	Much of the work undertaken for this document will feed into the Cheshire East Core Strategy and Site Specific Allocations document.
Planning Obligations	SPD	Yes	A Planning Obligations SPD will be prepared for Cheshire East.
Extensions / Householder Development	SPD	N/A	This document has since been adopted by Crewe and Nantwich Borough Council.
Development on Backlands and Gardens	SPD	N/A	This document has since been adopted by Crewe and Nantwich Borough Council.
Barn Conversions	SPD	No	This SPD may be included within a future LDS once resources are confirmed.
Agricultural Workers Dwellings	SPD	No	This SPD may be included within a future LDS once resources are confirmed.
Public Open Space and Play Provision	SPD	No	An Open Space SPD will be prepared for Cheshire East, work undertaken during the production of this document will feed into the Cheshire East document.
Macclesfield:			
Core Strategy / Policies	DPD	No	One Core Strategy to be produced for Cheshire East, work undertaken during the production of this document will feed into the Cheshire East document.
Site Specific Allocations	DPD	No	One Site Specific Allocations DPD to be produced for Cheshire East
General / Generic Policies	DPD	No	This DPD may be included within a future LDS once a need is confirmed and resources are confirmed.
Town Centres Policy	DPD	No	Much of the work undertaken for this document will feed into the Cheshire East Core Strategy and Site Specific Allocations document.
South Macclesfield	DPD	No	Much of the work undertaken for this document will feed into the Cheshire East Core Strategy and Site Specific Allocations document.
Locally Important Buildings	SPD	N/A	This document has since been adopted by Macclesfield Borough Council.

Document Title	LDD	Included in the Cheshire East LDS?	Comments
Macclesfield Town Centre Public Realm	SPD	No	This SPD may be included within a future LDS once resources are confirmed.
Prestbury Village Design Statement	SPD	N/A	This document has since been adopted by Macclesfield Borough Council.
Poynton Parish Plan	SPD	N/A	This document has since been adopted by Macclesfield Borough Council.

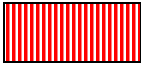


6 Timetable for LDD Production

- 6.1 The chart below sets out the timetable and key milestones for the production of each Local Development Document (LDD).
- 6.2 The timetable for the Core Strategy Development Plan Document (DPD) has been produced to reflect the timetable for the North West Regional Spatial Strategy (RSS) and the Cheshire East Sustainable Community Strategy. This is to ensure that the policies included within the Core Strategy can be in general conformity with the policies contained within the RSS and reflects the spatial aspects of the Sustainable Community Strategy.
- 6.3 The timetable for each of the DPDs and SPDs incorporates the time taken for the Habitats Regulations Assessment and Sustainability Appraisal (SA) and where appropriate the Strategic Environmental Assessment (SEA) process.

Key for DPDs

Sustainability Appraisal Scoping	
Regulation 25 consultation	
Publication of the DPD	
Submission of the DPD	
Pre-hearing meeting	
Start of examination Hearing	
Receipt of the Inspectors Report	
Adoption of the DPD	

Key for SPDs

Sustainability Appraisal Scoping	
Draft SPD	
Adoption of the SPD	

7 Resources and Project Management

- 7.1 No structure has been set for the delivery of planning policy within the new Authority or the level of staff and financial resources available to it. The Executive Member for People responsible for the LDF work is aware that in order to undertake the authority's statutory function as a Local Planning Authority and to deliver the programme of documents set out in the LDS a team has to be adequately resourced both financially and in staffing terms.
- 7.2 Some elements of the LDF process are likely to involve other service areas such as Development Control, Housing and Leisure. It will be crucial to the LDF process that appropriate resources are allocated in these service areas to areas of work such as Housing Needs and Open Space. There will also be resource implications for other service areas particularly Education, Social Services and Highways and public agencies such as the Central and Eastern Cheshire Primary Care Trust. Consultants may also be engaged to work on some areas of the LDF where there is a lack of expertise or capacity in house.
- 7.3 Further information will also be required to determine the exact route that any LDD will go through in terms of Council procedures as further committees and sub-groups are currently in the process of being set up. Information in relation to the resources and project management of the LDF will be updated in future reviews of the LDS.

Joint Working

- 7.4 One of the culture changes brought about by the LDF is the ability to work jointly between Councils, across the authority and with other organisations. Joint working can be undertaken to ensure that LDF documents are produced more effectively and efficiently. This could be through jointly preparing a DPD or SPD or by working together to produce an appropriate evidence base.

8 Evidence Base

- 8.1 The LDF needs to be based on a sound, relevant and up to date evidence base. This evidence base is the information that will be used to support the policies contained within the LDF. This evidence base may well be taken from existing published sources as well as from research carried out by the authority and consultants. LDDs will establish the Council's planning policies. However, in preparing these LDDs, a range of background work has been prepared and collated which needs to be taken account of.
- 8.2 Whilst a number of current background documents have been listed in Appendix 3, it should be noted that the Council may well publish others in the course of preparing LDDs to improve upon the robust and credible evidence base for the LDF.
- 8.3 The list below highlights a number of documents which will be prepared or updated to provide the evidence base for the Cheshire East LDF. It is possible that further documents will be required during the production of the LDF and where possible such additions will be listed in Local Development Scheme (LDS) review documents.
- Annual Monitoring Report
 - Aggregate Resources
 - Census 2001
 - Corporate Strategy
 - Employment Land Monitoring Report
 - Employment Land Review
 - Gypsy & Travellers Study
 - Habitats Regulations Assessment
 - Housing Land Availability Report
 - Infrastructure Study
 - Landscape Character Assessment
 - PPG17 Open Space Assessment
 - Retail Schedule
 - Retail Study
 - South Cheshire Sub-Regional Study
 - State of the Authority Report
 - Strategic Flood Risk Assessment (SFRA)
 - Strategic Housing Land Availability Assessment (SHLAA)
 - Strategic Housing Market Assessment (SHMA) and Housing Needs Survey
 - Sustainability Appraisal
 - Sustainable Community Strategy
 - Tourism Study
 - Transport and Accessibility Studies

9 Sustainable Community Strategy

9.1 The Government intends that spatial planning objectives for local areas, as set out in the LDF, should be aligned not only with national and regional plans, but also with the shared local priorities set out in the Sustainable Community Strategy (SCS) where these are consistent with national and regional policy. Local authorities should therefore ensure that:

- Their SCS takes full account of spatial, economic, social and environmental issues;
- Key spatial planning objectives for the area as set out in the LDF Core Strategy are in harmony with the SCS priorities; and
- The Local Area Agreement (LAA), as the delivery agreement with central Government, is based on the priorities of the SCS supported by the local planning policy to deliver the agreed outcomes. (PPS12 Para 1.6).

The Sustainable Community Strategy should therefore set out the vision for Cheshire East.

9.2 An interim Cheshire East Sustainable Community Strategy has been prepared based upon the existing 4 community strategies and the agreed LAA which will be able to be divided between East and West Cheshire. It is expected that a high level shadow Local Strategic Partnership (LSP) will be in place by January 2009. There is work in progress concerning the future function and structure of the LSP, thematic boards etc.

9.3 From April 2009 onwards a new Cheshire East Sustainable Community Strategy will be developed. Joint consultation can be carried out on a draft Cheshire East Sustainable Community Strategy and any LDF options that need to be consulted on. The development of the Cheshire East Sustainable Community Strategy and the Regulation 25 work for the Cheshire East Core Strategy can therefore run in tandem achieving joint consultation with the relevant stakeholders, partners and the community.

10 Sustainability Appraisal and Habitats Regulations Assessment

- 10.1 The Government's policy is that Sustainability Appraisal (SA) should incorporate the requirements of the Strategic Environmental Assessment (SEA) Directive (2001/42/EC) which requires a formal environmental assessment of certain plans and programmes including those in the field of Planning and land use. Currently, all LDDs (except the Annual Monitoring Report, Statement of Community Involvement and LDS) are subject to a SA to ensure that they reflect sustainable development objectives, however, it should be noted that the forthcoming Planning Bill may remove the requirement for SPDs to be subject to SA.
- 10.2 The SA forms part of testing the 'soundness' of DPDs to ensure that they are consistent with each other in terms of their objectives and policies. All DPDs are subject to independent examination to assess whether they are sound in terms of their content and the process by which they are produced. SPDs are subject to Statutory procedures in terms of preparation but are not subject to examination.
- 10.3 Habitats Regulations Assessment (HRA) of the DPDs and SPDs will also be undertaken. This relates to Articles 6(3) and (4) of the Habitats Directive (Directive 92/43/EEC) and is concerned with assessing the likely significant effects of land use plans on European Sites (including Ramsar sites). It is the responsibility of the LPA to decide if a HRA is required and to undertake the Appropriate Assessment if it is considered necessary. The purpose of an HRA is to assess the impacts of land use plans upon the conservation objectives of a European Site. HRA could potentially be relevant to all DPDs and SPDs. There is a need to consider proposals for all options in plans and also to consider the impacts of plans in combination. The level of detail is only that required for an HRA to do its job. Impacts should be assessed using the precautionary principal. Natural England can advise on the HRA process. HRA should be tied in with SA and SEA process, however, recent guidance from Natural England suggest that it should be an on-going process as the LDF evolves.
- 10.4 The SA and HRA work will be continually updated as the LDF progresses, with community and stakeholder involvement. The SA of each LDD will be subject to public consultation at the same time as the consultation period of the LDD in question.

11 Monitoring and Review

- 11.1 The Government requires that the LDS is annually reviewed and kept up to date by taking account of progress on the programme and monitoring of the evidence base and adopted policies. However, there may be a need to review the LDS more frequently if unforeseen changes occur to the LDF programme.
- 11.2 The LDS will be reviewed through the Annual Monitoring Report (AMR), which in turn will lead to the review of the LDS. The AMR monitors the implementation and effectiveness of policies, from the beginning of April to the end of March. The AMR will be submitted to the Secretary of State before 31st December each year and published following submission.
- 11.3 The AMR will review actual plan progress over the year compared to the targets and milestones for LDD preparation set out in the LDS. It will assess:
- whether the Council is meeting, or is on track to meet, the targets and consultation milestones set out in the LDDs;
 - if the Council is falling behind schedule or has failed to meet a target or milestone, the reasons for this;
 - the need to update the LDS in light of the above, and if so, the necessary steps and timetable;
 - whether any policies need to be replaced to meet sustainable development objectives; and
 - what action needs to be taken if policies need to be replaced.
- 11.4 The AMR is also used to monitor both National and Local Indicators to provide evidence, and allow for monitoring of the LDF. In July 2008 a number of the National Indicators were updated to better reflect Government guidance.
- 11.5 Due to the current monitoring situation it is expected that Cheshire County, Congleton, Crewe and Nantwich and Macclesfield Borough Councils will monitor the 2007/08 period individually¹. However, in subsequent years a single AMR will be produced by Cheshire East covering the entirety of the new Authority, although it may take a little time to ensure that the monitoring is undertaken consistently across the new Authority.

¹ Links to the AMR can be found in Appendix 3.

12 Risk Assessment

12.1 Government guidance requires that the LDS should contain a risk assessment that identifies all possible risks that could be encountered in the implementation of this LDS. The following table identifies those risks. The key risk is at present Local Government Reorganisation. With no decisions over the level of staff; location of staff and budget/resourcing it may well be that this LDS needs to be reviewed quite quickly, once this information becomes available.

No.	Risk	Commentary (where appropriate)	Problem	Mitigation Measures	Risk Assessment (Probability x Impact)
1	Local Government Reorganisation.	<p>Four authorities are being brought together to form East Cheshire. The new East Cheshire will be the LPA in April 2009. Transitional arrangements are in hand Summer 2008.</p> <p>As we draft this document there is a lack of information on resources to carry out the LDF (both staffing and financial) as well as location of the Service and staff and Service / Departmental priorities.</p> <p>Co –location of key linked services has yet to be decided.</p>	<p>- Programme slippage</p> <p>-objectives on quality compromised</p> <p>-Work can not be progressed;</p>	<p>The Council has taken a realistic and pragmatic view when putting together the work programme.</p> <p>Budget needs to be kept under review once allocated, including the potential for reassessment of work programme.</p> <p>Need to consider how remote working can be managed and programme management kept to schedule.</p>	4 x 5 = 20

No.	Risk	Commentary (where appropriate)	Problem	Mitigation Measures	Risk Assessment (Probability x Impact)
2	Staff turnover /inability to recruit / loss of staff /staff motivation / staff absence.	There are significant uncertainties for staff within the authorities prior to vesting day. Staff may well leave which may also lead to a loss of experienced staff. Recruitment may well be difficult.	-the need to reschedule the LDS. Requirement to buy in expertise.	It is expected that staff resources will be drawn from the planning services of all four authorities. Day one needs are being considered at the outset. Staff are being kept informed of progress. Use of temporary staff and consultants may be considered although this will be dependant upon budget.	$4 \times 4 = 16$
3	National / regional changes to policy through PPS/RSS etc		Additional work will be required to comply with the guidance/policy.	Keep up to date with emerging policy/ guidance and have an input into such policy where appropriate.	$4 \times 4 = 16$
4	Culture Change and challenge	The new authority has to hit the floor running. There may well be steep learning curves for politicians and staff alike.	Disenfranchisement and programme slippage.	Set out a clear vision and ensure strong leadership. Carry out staff and councillor training.	$4 \times 4 = 16$
5	Political delay	Council meeting dates and procedures still to be formalised. New work areas being taken on that some Councillors may not be familiar with.	Deferring decision making or the inability to meet the identified draft dates for Council.	Involvement of members at an early stage in the process. Council dates (where available) have been considered in the programme timetable. Councillor training	$3 \times 4 = 12$
6	DPD fails test of soundness		DPD cannot be adopted without	Work closely with GONW & PINs to ensure risk is minimised.	$2 \times 5 = 10$

No.	Risk	Commentary (where appropriate)	Problem	Mitigation Measures	Risk Assessment (Probability x Impact)
			additional work or may well need to have the core strategy approved prior to submission of the DPD.	Utilise soundness toolkit.	
7	Legal challenge		Adopted LDD quashed. Additional work loads.	Ensure robust and up to date evidence base. Audited stakeholder and community engagement.	$2 \times 5 = 10$
8	Joint working with other internal departments and or external authorities	More complex management of the process – needs continual agreement between parties with a potential for delay Joint working needs close political management and risk may arise were one of the authorities pull out at a late stage	Cause a slippage in programme	Ensure that timescales for DPD's is realistic and reflect partner authorities ability to contribute to joint working. Ensure commitment to milestones, dates and resource allocations from relevant parties in advance. Political liaison.	$2 \times 4 = 8$
9	Project team required to undertake other unforeseen work	Resources are finite. The project team and work area are still to be decided, there may well be instances	Cause slippage in the programme.	Make LDF a corporate priority. Identify core staff to be shielded from other work.	$2 \times 3 = 6$

No.	Risk	Commentary (where appropriate)	Problem	Mitigation Measures	Risk Assessment (Probability x Impact)
		where the team are called upon to input in to other priority areas of the Authority.		Staff training.	
10	Volume of work greater than anticipated	This may well be, for example, a higher number of representations than expected, particularly given the boundary changes, new work areas etc.	Cause slippage in the programme.	Ensure timetable is realistic and has a degree of built in flexibility. Monitor against LDS. Consider resources available at peak times.	$2 \times 3 = 6$
11	IT and remote working	Uncertainties remain over how the 4 old authorities will be united and how remote working can be utilised. IT plays a significant part in the new authority's ability to deliver.	Cause slippage in the programme.	Pre day one issue that needs to be considered from the outset.	$2 \times 3 = 6$
12	Linkages to SCS	SCS is quicker and less rigorous process. Some LSP partners may become impatient with I&O /evidence based work. Procedural synchronicity required. SCS contains much which	Poor understanding of the process and slippage in the programme.	Ensure key linkages internally within the Authority and with key stakeholders. Staff and Councillor training.	$1 \times 5 = 5$

No.	Risk	Commentary (where appropriate)	Problem	Mitigation Measures	Risk Assessment (Probability x Impact)
		is non spatial.			
13	Consultation fatigue /overload		Lack of response. Lack of understanding of vision.	Link to SCS wherever practicable.	$2 \times 2 = 4$
14	The capacity of the Planning Inspectorate (PINS) and GONW		Inability of PINS or the GONW to meet deadlines due to nationwide demand will lead to delays in adoption.	This is outside of the Council's control, however PINS and the GONW have been consulted on the proposed timetable for the production of the LDS documents. PINS and the GONW consider this timetable to be acceptable.	$1 \times 4 = 4$
15	LDF programme too ambitious		May result in key milestones within the LDS not being met. Programme slippage.	The Council has taken a realistic view to the programme. Resources will be requested to manage the programme. The LDF is now a priority of the council.	$1 \times 3 = 3$
16	Secretary of State directs revisions /changes to the LDS		- Approval of LDS delayed; - Cause overall slippage in LDF programme	Close liaison with Government Office on emerging LDS.	$1 \times 2 = 2$

Appendix 1: Saved Policies

- 12.2 Under the Planning and Compulsory Purchase Act 2004 adopted structure and local plan policies are saved for 3 years from whichever is the later of:
- The date of the commencement of the Act [27th September 2004] or
 - The date the plan was adopted.
- 12.3 However, the Act does allow the Secretary of State to extend the saving of policies beyond that date. Providing that the policies to be extended comply with the following criteria:
- Where appropriate, there is a clear central strategy
 - Policies have regard to the community strategy for the area
 - Policies are in general conformity with the regional spatial strategy
 - Policies are in conformity where the LDF Core Strategy has been adopted
 - There are effective policies for any parts of the authority's area where significant change in the use or development of land or conservation of the area is envisaged, and
 - Policies are necessary and do not merely repeat national or regional policy.

Cheshire 2016 Replacement Structure Plan

The Planning and Compulsory Purchase Act 2004 includes a mechanism whereby structure plan policies can be saved for a period of up to three years from commencement of the Act or adoption of the Structure Plan (December 2005). Scope exists for the Regional Planning Board, in discussion with the Structure Plan authority, to consider whether any policies should be saved for a longer period, in order to fill a policy void. The Secretary of State will then decide whether such policies should be saved. In the RSS proposed changes, the Secretary of State has identified the following policies in the Cheshire Structure Plan which should be saved in this way:

GEN 5 – Jodrell Bank Zone
HOU6 – caravan sites for gypsies
T4 - Strategic improvements to the transport network
T5 - Former railway infrastructure
T8 - Improvements to the rail network
T9 - Motorway and trunk road networks
T10 -Roadside services.

The County Council has made representation to 4NW on saving a small number of other policies and / or suggesting relevant changes to the RSS to accommodate the following Structure Plan policies:

R6 - Electricity generation from non renewable fuels
GEN3 - General requirements for the quality of new development
GEN8 – Regional Parks
IND3 - Freight movements
T7 – Parking
TR3 -Visitor accommodation
TR4 – Extensive outdoor recreation

A formal decision will be made as part of the adoption of RSS in autumn 2008.

Cheshire Replacement Waste Local Plan

All policies within the Cheshire Replacement Waste Local Plan are saved for a period of three years from adoption, from July 2007 until July 2010. If after this date it is still necessary to 'save' the policies of the Cheshire Replacement Waste Local Plan it will then be possible to request a further extension from the Secretary of State.

**DIRECTION UNDER PARAGRAPH 1(3) OF SCHEDULE 8 TO THE PLANNING
AND COMPULSORY PURCHASE ACT 2004
POLICIES CONTAINED IN THE CHESHIRE REPLACEMENT MINERALS LOCAL
PLAN (JUNE 1999)**

The Secretary of State for Communities and Local Government in exercise of the power conferred by paragraph 1(3) of Schedule 8 to the Planning and Compulsory Purchase Act 2004 directs that for the purposes of the policies specified in the Schedule to this direction, paragraph 1(2)(a) of Schedule 8 to the Planning and Compulsory Purchase Act 2004 does not apply.

Signed by authority of the
Secretary of State

Steven Fyfe
Head, Local Planning Team
Government Office for the North West
18 September 2007

SCHEDULE

POLICIES CONTAINED IN THE CHESHIRE REPLACEMENT MINERALS LOCAL PLAN (ADOPTED JUNE 1999)

CHAPTER 2 – MINERALS - GENERAL

Policy 1 - Sustainability

Policy 2 - Need

Policy 3 – Aggregate Reserves

Policy 4 – Alternative Sources of Aggregates

Policy 5 – Safeguarding High Quality Mineral

Policy 6 – Prior Extraction

Policy 7 – Mineral Consultation Areas

Policy 8 - Review

Policy 9 – Planning Applications

Policy 10 – Geological Content of Planning Applications

Policy 11 – Pre-Application Discussions

Policy 12 - Conditions

Policy 13 – Planning Obligations/Legal Agreements

Policy 14 – Areas of Special County Value (ASCV)

Policy 15 - Landscape

Policy 16 – Plant and Buildings

Policy 17 – Visual Amenity

Policy 18 – Jodrell Bank Zone

Policy 19 - Archaeology

Policy 20 - Archaeology

Policy 21 - Archaeology

Policy 22 – Nature Conservation

Policy 23 – Nature Conservation

Policy 24 – Built Heritage and Historic Environment

Policy 25 – Groundwater/ Surface Water/ Flood Protection

Policy 26 - Noise

Policy 27 - Noise

Policy 28 – Dust

Policy 29 – Agricultural Land

Policy 30 – Agricultural Land – Silica Sand

Policy 31 – Cumulative Impact

Policy 32 – Advance Planting

Policy 33 – Public Rights of Way

Policy 34 - Highways

Policy 35 - Alternative forms of transport

Policy 36 – Secondary Operations

Policy 37 – Hours of Operation

Policy 38 - Blasting

Policy 39 – Stability and Support

Policy 40 – Mine Waste Disposal

Policy 41 - Restoration

Policy 42 - Aftercare

Policy 43 – Liaison Committees

CHAPTER 5 – COAL

Policy 44 – Opencast Coal

CHAPTER 6 – SAND AND GRAVEL

Policy 45 – Sand and Gravel Landbank

Policy 46 – Future Sand and Gravel Extraction

Policy 47 – Sand and Gravel Area of Search

CHAPTER 7 - HYDROCARBONS

Policy 48 - Hydrocarbons

CHAPTER 8 – PEAT

Policy 49 - Peat

CHAPTER 9 – SALT

Policy 50 – Natural Brine Pumping

Policy 51 – Future Rock Salt Extraction

Policy 52 – Future Controlled Brine Extraction

CHAPTER 10 – SANDSTONE

Policy 53 – Crushed Rock Landbank

CHAPTER 11 – SILICA SAND

Policy 54 – Future Silica Sand Extraction

**DIRECTION UNDER PARAGRAPH 1(3) OF SCHEDULE 8 TO THE PLANNING
AND COMPULSORY PURCHASE ACT 2004
POLICIES CONTAINED IN CONGLETON BOROUGH LOCAL PLAN
(ADOPTED JANUARY 2005)**

The Secretary of State for Communities and Local Government in exercise of the power conferred by paragraph 1(3) of Schedule 8 to the Planning and Compulsory Purchase Act 2004 directs that for the purposes of the policies specified in the Schedule to this direction, paragraph 1(2)(a) of Schedule 8 to the Planning and Compulsory Purchase Act 2004 does not apply.

Signed by authority of the
Secretary of State

Steven Fyfe
Head, Local Planning Team
Government Office for the North West
25 January 2008

SCHEDULE

POLICIES CONTAINED IN CONGLETON BOROUGH LOCAL PLAN (ADOPTED JANUARY 2005)

1. Chapter 2 – Plan Strategy

Policy PS3: Settlement Hierarchy
Policy PS4: Towns
Policy PS5: Villages in the Open Countryside and Inset in the Green Belt
Policy PS6: Settlements in the Open Countryside and the Green Belt
Policy PS7: Green Belt
Policy PS8: Open Countryside
Policy PS9: Areas of Special County Value
Policy PS10: Jodrell Bank Radio Telescope Consultation Zone
Policy PS12: Strategic Transport Corridors

2. Chapter 3 – General Requirements

Policy GR1: New Development
Policy GR2: Design
Policy GR3: Design
Policy GR4: Landscaping
Policy GR5: Landscaping
Policy GR6: Amenity and Health
Policy GR7: Amenity and Health
Policy GR8: Amenity and Health
Policy GR9: Accessibility, Servicing and Parking Provision (New Development)
Policy GR10: Accessibility, Servicing and Parking Provision
Policy GR11: Development Involving New Roads and other Transportation Projects
Policy GR13: Public Transport Measures
Policy GR14: Cycling Measures
Policy GR15: Pedestrian Measures
Policy GR16: Footpath, Bridleway and Cycleway Networks
Policy GR17: Car Parking
Policy GR18: Traffic Generation
Policy GR19: Infrastructure
Policy GR20: Public Utilities
Policy GR21: Flood Prevention
Policy GR22: Open Space Provision
Policy GR23: Provision of Services and Facilities

3. Chapter 4 – Natural Environment and Resources Policies

Policy NR1: Trees and Woodlands
Policy NR2: Statutory Sites
Policy NR3: Habitats

Policy NR4: Non-statutory Sites
Policy NR5: Non-statutory Sites

Policy NR6: Reclamation of Land
Policy NR9: Renewable Energy

4. Chapter 5 - Built Environment and Heritage

Policy BH1: Parks and Gardens of Historic Interest
Policy BH2: Statutory List of Buildings of Special Architectural or Historic Interest (Demolition)
Policy BH3: Statutory List of Buildings of Special Architectural or Historic Interest (Change of Use/Conversion)
Policy BH4: Statutory List of Buildings of Special Architectural or Historic Interest (Effect of Proposals)
Policy BH5: Statutory List of Buildings of Special Architectural or Historic Interest
Policy BH6: Non-statutory List of Buildings of Special Architectural or Historic Interest
Policy BH7: Enabling Development
Policy BH8: Conservation Areas
Policy BH9: Conservation Areas
Policy BH10: Conservation Areas
Policy BH13: New Agricultural Buildings
Policy BH15: Conversion of Rural Buildings
Policy BH16: The Residential Re-use of Rural Building

5. Chapter 6 – Economy

Policy E3: Employment Development in Towns
Policy E4: Employment Development in Villages
Policy E5: Employment Development in the Open Countryside
Policy E6: Employment Development in the Green Belt
Policy E8: Home-based Businesses
Policy E9: Royal Ordnance factory, Radway Green
Policy E10: Re-use or Redevelopment of Existing Employment Sites
Policy E11: Owner-specific Employment Sites
Policy E12: Distribution and Storage Facilities
Policy E13: Roadside Facilities
Policy E14: Motorway Service Areas
Policy E15: Heavy Goods Vehicle Parking
Policy E16: Tourism and Visitor Development (Facilities & Attractions)
Policy E17: Tourism and Visitor Development (Serviced Accommodation)
Policy E18: Tourism and Visitor Development (Camping & Caravanning Sites)
Policy E19: Telecommunications

6. Chapter 7 – Housing

Policy H1: Provision of New Housing Development

Policy H2: Provision of New Housing Development
Policy H3: Committed Housing Sites
Policy H4: Residential Development in Towns
Policy H5: Residential Development in Villages
Policy H6: Residential Development in the Open
Countryside and the Green Belt
Policy H7: Residential Caravans and Mobile Homes
Policy H8: Gypsy Caravan Sites
Policy H9: Additional Dwellings and Sub-divisions
Policy H10: Additional Dwellings and Sub-divisions
Policy H13: Affordable and Low-cost Housing
Policy H14: Affordable and Low-cost Housing
Policy H16: Extensions to Dwellings in the Open Countryside and
Green Belt
Policy H17: Extension of residential Curtilages into the Open Countryside
Or Green Belt
Policy H18: Dwellings Associated with Rural Enterprises
Policy H19: Agricultural Occupancy Conditions

7. Chapter 8 – Town Centres and Shopping

Policy S1: Shopping Hierarchy
Policy S2: Shopping and Commercial Development Outside Town Centres
Policy S4: Principal Shopping Areas
Policy S5: Other Town Centre Areas
Policy S6: The Use of Upper Floors within Town Centres
Policy S7: Shopping and Commercial Development in Villages
Policy S8: Holmes Chapel
Policy S9: Shopping and Commercial Development in the Open
Countryside and Green Belt
Policy S11: Shop Fronts and Security Shutters (Shop Fronts)
Policy S12: Security Shutters-Solid Lath
Policy S13: Security Shutters-Lattice/Mesh Grilles
Policy S14: Advertisements
Policy S15: Advertisements in Conservation Areas
Policy S16: Environmental Improvements and Traffic Management
Measures

8. Chapter 9 – Recreation and Community Facilities

Policy RC1: Recreation and Community Facilities Policies (General)
Policy RC2: Protected Areas of Open Space
Policy RC3: Nuisance Sports
Policy RC4: Countryside Recreational Facilities
Policy RC5: Equestrian Facilities
Policy RC6: Golf Courses and Driving Ranges

Policy RC7: Water Based Activities
Policy RC8: Canal/Riverside Recreational Developments
Policy RC9: Canal/Riverside Recreational Developments (Mooring)
Policy RC10: Outdoor Formal recreational and Amenity Open Space
Facilities
Policy RC11: Indoor Recreational and Community Uses (General)
Policy RC12: Retention of Existing Community Facilities
Policy RC13: Day Nurseries

9. Chapter 10 – Development Proposals

Policy DP1: Employment Sites
Policy DP2: Housing Sites
Policy DP3: Mixed Use Sites
Policy DP3A: Alsager Campus
Policy DP4: Retail sites
Policy DP5: Recreation, Leisure and Community Use Sites
Policy DP6: Treatment Facility
Policy DP7: Development Requirements
Policy DP8: Supplementary Planning Guidance
Policy DP9: Transport Assessment
Policy DP10: New Road Schemes
Policy DP11: Transport Facilities

**DIRECTION UNDER PARAGRAPH 1(3) OF SCHEDULE 8 TO THE
PLANNING AND COMPULSORY PURCHASE ACT 2004**

**POLICIES CONTAINED IN BOROUGH OF CREWE AND NANTWICH
REPLACEMENT LOCAL PLAN 2011 (ADOPTED FEBRUARY 2005)**

The Secretary of State for Communities and Local Government in exercise of the power conferred by paragraph 1(3) of Schedule 8 to the Planning and Compulsory Purchase Act 2004 directs that for the purposes of the policies specified in the Schedule to this direction, paragraph 1(2)(a) of Schedule 8 to the Planning and Compulsory Purchase Act 2004 does not apply.

Signed by authority of the
Secretary of State

Steven Fyfe Head, Local Planning Team Government Office for the North West 14
February 2008

SCHEDULE

**POLICIES CONTAINED IN BOROUGH OF CREWE AND NANTWICH
REPLACEMENT LOCAL PLAN 2011 (ADOPTED FEBRUARY 2005)**

1. Chapter 4 – The Natural Environment

Policy NE1: Development in the Green Belt
Policy NE2: Open Countryside
Policy NE3: Areas of Special County Value
Policy NE4: Green Gaps
Policy NE5: Nature Conservation and Habitats
Policy NE6: Sites of International Importance for Nature Conservation
Policy NE7: Sites of National Importance for Nature Conservation
Policy NE8: Sites of Local Importance for Nature Conservation
Policy NE9: Protected Species
Policy NE10: New Woodland Planting and Landscaping
Policy NE11: River and Canal Corridors
Policy NE12: Agricultural Land Quality
Policy NE13: Rural Diversification
Policy NE14: Agricultural Buildings Requiring Planning Permission
Policy NE15: Re-Use and Adaptation of a Rural Building for a Commercial,
Industrial or Recreational Use.
Policy NE16: Re-Use and Adaptation of a Rural Building for Residential
Use.
Policy NE17: Pollution Control
Policy NE18: Telecommunications Development
Policy NE19: Renewable Energy
Policy NE20: Flood Prevention
Policy NE21: New Development and Landfill Sites

2. Chapter 5 – The Built Environment

BE1: Amenity Policy
BE2: Design Standards Policy
BE3: Access and Parking Policy
BE4: Drainage, Utilities and Resources Policy
BE5: Infrastructure Policy
BE6: Development on Potentially Contaminated Land Policy
BE7: Conservation Areas Policy
BE8: Advertisements in Conservation Areas Policy
BE9: Listed Buildings: Alterations and Extensions Policy
BE10: Changes of use for Listed Buildings Policy
BE11: Demolition of Listed Buildings Policy
BE12: Advertisements on Listed Buildings Policy
BE13: Buildings of Local Interest Policy
BE14: Development Affecting Historic Parks and Gardens Policy
BE15: Scheduled Ancient Monuments

BE17: Historic Battlefields Policy
BE18: Shop Fronts and Advertisements Policy
BE19: Advertisements and Signs Policy
BE20: Advance Directional Advertisements Policy
BE21: Hazardous Installations

3. Chapter 6 – Employment Policy

E1: Existing Employment Allocations Policy
E2: New Employment Allocations Policy
E3: Regional and Strategic Employment Allocations at Basford Policy
E4: Development on Existing Employment Areas Policy
E5: Employment in Villages Policy
E6: Employment Development within Open Countryside Policy
E7: Existing Employment Sites

4. Chapter 7 – Housing

RES1: Housing Allocations Policy
RES2: Unallocated Housing Sites Policy
RES3: Housing Densities Policy
RES4: Housing in Villages with Settlement Boundaries Policy
RES5: Housing in the Open Countryside Policy
RES6: Agricultural and Forestry Occupancy Conditions Policy
RES7: Affordable Housing within the Settlement Boundaries Of Nantwich and the Villages listed in Policy RES4
RES8: Affordable Housing in Rural Areas Outside Settlement Boundaries (Rural Exceptions Policy)
RES9: Houses in Multiple Occupation Policy
RES10: Replacement Dwellings in the Open Countryside Policy
RES11: Improvements and Alterations to Existing Dwellings Policy
RES12: Living over the Shop Policy
RES13: Sites for Gypsies and Travelling Showpeople

5. Chapter 8 – Transportation Policy

TRAN1: Public Transport Policy
TRAN2: Crewe Bus Station Policy
TRAN3: Pedestrians Policy
TRAN4: Access for the Disabled Policy
TRAN5: Provision for Cyclists Policy
TRAN6: Cycle Routes Policy
TRAN7: Crewe Railway Station Policy
TRAN8: Existing Car Parks Policy
TRAN9: Car Parking Standards Policy
TRAN10: Trunk Roads Policy
TRAN11: Non Trunk Roads Policy
TRAN12: Roadside Facilities

6. Chapter 9 – Recreation and Tourism

Policy RT1: Protection of Open Spaces with Recreational or Amenity Value

Policy RT2: Equipped Children's Playgrounds
Policy RT3: Provision of recreational Open Space and Children's
Playspace in New Housing Developments
Policy RT5: Allotments
Policy RT6: Recreational Uses in the Open Countryside
Policy RT7: Visitor Accommodation
Policy RT8: Promotion of Canals and Waterways
Policy RT9: Footpaths and Bridleways
Policy RT10: Touring Caravans and Camping Sites
Policy RT11: Golf Courses
Policy RT12: Nantwich Riverside
Policy RT13: Leighton West Country Park
Policy RT14: Nantwich Canal Basin
Policy RT15: The Protection of Existing Indoor Leisure Facilities
Policy RT16: Noise Generating Sports
Policy RT17: Increasing Opportunities for Sport

7. Chapter 10 – Shopping, Town Centres and Regeneration

Policy S1: New Retail Development in Town Centres
Policy S2: Crewe Town Centre Primary Frontages
Policy S3: Crewe Town Centre Secondary Frontages
Policy S4: Nantwich Town Centre
Policy S5: Welsh Row, Nantwich
Policy S6: Sites Allocated for Retailing and/or Leisure/Entertainment
Uses
Policy S7: Cronkinson Farm District Shopping Centre
Policy S8: Existing District and Local Shopping Centres
Policy S9: Nantwich Road, Crewe
Policy S10: Major Shopping Proposals
Policy S11: Leisure and Entertainment
Policy S12: Mixed Use Regeneration Areas
Policy S13: Village Shops

8. Chapter 11 – Community Needs

CF1: Leighton Hospital Policy
CF2: Community Facilities Policy
CF3: Retention of Community Facilities

N.B. POLICY RES 7 AS MODIFIED (Affordable Housing within the Settlement Boundaries of Nantwich and the Villages listed in Policy RES4)

The Government Office for the North West states that the direction to save policies under paragraph 1(3) of Schedule 8 to the Planning and Compulsory Purchase Act 2004 would only apply to those policies adopted within the original version of the Adopted Replacement Local Plan 2011 (Adopted on the 17th February 2005).

As such, Policy RES. 7 (As Modified) could not be included within the saved policies direction. However, as the original policy refers to the importance of the use of an up to date evidence base, and the fact that the modified policy is based upon the most

up to date Housing Needs Survey (undertaken in 2005), then the modified policy is still relevant and used by staff within Development Management processes at the Borough Council.

Moreover, as both the evidence base and approach taken within policy RES.7 (As Modified), reflects the advice in Planning Policy Statement 3, then its continued use is justifiable. In fact the Government Office for the North West, specifically stated: *'In particular, we would draw your attention to the importance of reflecting policy in Planning Policy Statement 3 Housing and Strategic Housing Land Availability Assessments in relevant decisions'*.

This advice therefore seems to endorse the approach undertaken by the Borough Council.

**DIRECTION UNDER PARAGRAPH 1(3) OF SCHEDULE 8 TO THE PLANNING
AND COMPULSORY PURCHASE ACT 2004
POLICIES CONTAINED IN THE MACCLESFIELD BOROUGH PLAN (JANUARY
2004)**

The Secretary of State for Communities and Local Government in exercise of the power conferred by paragraph 1(3) of Schedule 8 to the Planning and Compulsory Purchase Act 2004 directs that for the purposes of the policies specified in the Schedule to this direction, paragraph 1(2)(a) of Schedule 8 to the Planning and Compulsory Purchase Act 2004 does not apply.

Signed by authority of the
Secretary of State

Steven Fyfe
Head, Local Planning Team
Government Office for the North West
18 September 2007

SCHEDULE

**POLICIES CONTAINED IN MACCLESFIELD BOROUGH LOCAL PLAN (ADOPTED
JANUARY 2004)**

CHAPTER 3 – ENVIRONMENT

Natural Environment

- Policy NE1 - Areas of Special County Value
- Policy NE2 - Protection of Local Landscapes
- Policy NE3 - Landscape Conservation
- Policy NE5 - Conservation of Parkland Landscapes
- Policy NE7 - Woodland Management
- Policy NE8 - Promotion and Restoration of Woodland
- Policy NE9 - Protection of River Corridors
- Policy NE10 - Conservation of River Bollin
- Policy NE11 - Nature Conservation
- Policy NE12 - SSSI's, SBI's and Nature Reserves
- Policy NE13 - Sites of Biological Importance
- Policy NE14 - Nature Conservation Sites
- Policy NE15 - Habitat enhancement
- Policy NE16 - Nature Conservation Priority Areas
- Policy NE17 - Nature Conservation in Major Developments
- Policy NE18 - Accessibility to Nature Conservation

Built Environment

- Policy BE1 - Design Guidance
- Policy BE2 - Preservation of Historic Fabric
- Policy BE3 - Conservation Areas
- Policy BE4 - Design Criteria in Conservation Areas
- Policy BE6 - Macclesfield Canal Conservation Area
- Policy BE7 - High Street Conservation Area
- Policy BE8 - Christ Church Conservation Area
- Policy BE9 - Barracks Square Conservation Area
- Policy BE12 - The Edge Conservation Area
- Policy BE13 - Legh Road Conservation Area
- Policy BE15 - Listed Buildings
- Policy BE16 - Setting of Listed Buildings

Policy BE17 - Preservation of Listed Buildings
Policy BE18 - Design Criteria for Listed Buildings
Policy BE19 - Changes of Use for Listed Buildings
Policy BE20 - Locally Important Buildings
Policy BE21 - Sites of Archaeological Interest
Policy BE22 - Scheduled Monuments
Policy BE23 - Development Affecting Archaeological Sites
Policy BE24 - Development of Sites of Archaeological Importance

CHAPTER 4 – GREEN BELT AND COUNTRYSIDE

Policy GC1 - Green Belt – New Buildings
Policy GC4 - Major Developed Sites in the Green Belt
Policy GC5 - Countryside Beyond the Green Belt
Policy GC6 - Outside the Green Belt, Areas of Special County Value and Jodrell Bank Zone
Policy GC7 - Safeguarded Land
Policy GC8 - Reuse of Rural Buildings – Employment and Tourism
Policy GC9 - Reuse of Rural Buildings - Residential
Policy GC10 - Extensions to Residential Institutions
Policy GC12 - Alterations and Extensions to Houses
Policy GC14 - Jodrell Bank

CHAPTER 5 – RECREATION AND TOURISM

Recreation

Policy RT1 - Protection of Open Spaces
Policy RT2 - Incidental Open Spaces/Amenity Areas
Policy RT3 - Redundant Educational Establishments
Policy RT5 - Open Space Standards
Policy RT6 - Recreation/Open Space Provision
Policy RT7 - Cycleways, Bridleways and Footpaths
Policy RT8 - Access to Countryside
Policy RT9 - Restoration of Danes Moss Tip
Policy RT10 - Canals and Water Recreation
Policy RT11 - Canal Mooring Basins

Tourism

Policy RT13 - Promotion of Tourism

Policy RT15 - Hotel Development

Policy RT17 - Reuse of Rural Buildings

Policy RT19 - Dairy House Lane Recreational Allocation

CHAPTER 6 – HOUSING AND COMMUNITY USES

Housing

Policy H1 - Phasing Policy

Policy H2 - Environmental Quality in Housing Developments

Policy H4 - Housing Sites in Urban Areas

Policy H5 - Windfall Housing Sites

Policy H6 - Town Centre Housing

Policy H8 - Provision of Affordable Housing in Urban Areas

Policy H9 - Occupation of Affordable Housing

Policy H11 - Existing Housing Stock

Policy H12 - Low Density Housing Areas

Policy H13 - Protecting Residential Areas

Community Uses

Policy C2 - Macclesfield District General Hospital

CHAPTER 7 – EMPLOYMENT

Policy E1 - Retention of Employment Land

Policy E2 - Retail Development on Employment Land

Policy E3 - B1 (Business) Uses

Policy E4 - General Industrial Development

Policy E5 - Special Industries

Policy E6 - Land to the west of Lyme Green Business Park

Policy E7 - Land at Hurdsfield Road

Policy E8 - Parkgate Industrial Estate

Policy E11 - Mixed Use Areas

Policy E14 - Relocation of Businesses

CHAPTER 8 – TRANSPORT

Policy T1 - General Transportation Policy

Policy T2 - Public Transport

Policy T3 - Pedestrians

Policy T4 - Access for People with Restricted Mobility

Policy T5 - Provision for Cyclists

Policy T6 - Highway Improvement Schemes

Policy T7 - Safeguarded Routes

Policy T8 - Traffic Management and Environmental Improvements

Policy T9 - Traffic Management and Traffic Calming

Policy T10 - South Macclesfield Distributor Road

Policy T11 - Improvements to Strategic Highways Network

Policy T13 - Public Car Parks

Policy T14 - Lorry Park Proposals

Policy T15 - Lorry Parking

Policy T18 - Restrictions on Development within NNI Zones

Policy T19 - Public Safety Zone

Policy T20 - Control of Airport Infrastructure

Policy T21 - Airport Related Development

Policy T22 - Restoration of Land to the East of Satellite Fire Station

Policy T23 - Airport Operational Area

CHAPTER 9 SHOPPING

Policy S1 - Town Centre Shopping Development

Policy S2 - New Shopping, Leisure and Entertainment Developments

Policy S3 - Congleton Road Development Site

Policy S4 - Local Shopping Centres

Policy S5 - Class A1 Shops

Policy S7 - New Local Shops

CHAPTER 10 – MACCLESFIELD TOWN CENTRE

Policy MTC1 - Prime Shopping Area

Policy MTC2 - Exchange Street Redevelopment

Policy MTC3 - Development in Prime Shopping Areas

Policy MTC4 - Secondary Shopping Areas

Policy MTC5 - Waters Green Area

Policy MTC6 - Improvement of Sunderland Street

Policy MTC7 - Redevelopment Area – West of Churchill Way

Policy MTC8 - Redevelopment Area – Samuel Street/Park Lane

Policy MTC9 - Redevelopment Area – Duke Street
Policy MTC11 - Redevelopment Area – Macclesfield Station
Policy MTC12 - Mixed Use Areas
Policy MTC13 - Park Green Regeneration Area
Policy MTC14 - Conservation of Park Green
Policy MTC15 - King Edward Street Regeneration
Policy MTC16 - Pedestrian Routes/Links
Policy MTC17 - Jordangate and Market Place
Policy MTC18 - George Street Mill Regeneration Area
Policy MTC19 - Housing
Policy MTC20 - Christ Church Housing Area
Policy MTC21 - Reuse of Christ Church
Policy MTC22 - Office Development
Policy MTC23 - Pedestrianisation
Policy MTC24 - Car Parks
Policy MTC25 - Car Parking Provision
Policy MTC26 - Car Parking Provision
Policy MTC27 - River Bollin Recreational Route

CHAPTER 11 - WILMSLOW TOWN CENTRE

Policy WTC3 - Kings Close Shopping Proposal
Policy WTC4 - Development in the Shopping Area
Policy WTC5 - Upper Floor Development
Policy WTC6 - Green Lane/Alderley Road Redevelopment Area
Policy WTC7 - Mixed Use Areas
Policy WTC8 - Housing and Community Uses
Policy WTC9 - Offices
Policy WTC10 - Environmental Improvement of Bank Square Area
Policy WTC11 - Pedestrian Priority Measures
Policy WTC12 - Car Parks
Policy WTC13 - Car Park Proposal – Spring Street

CHAPTER 12 - HANDFORTH DISTRICT CENTRE

Policy HDC1 - Shopping Area
Policy HDC2 - Upper Floor Development

Policy HDC3 - Mixed Use Area

Policy HDC4 - Housing and Community Uses

Policy HDC5 - Office Development

Policy HDC6 - Car Parking

Policy HDC7 - Redevelopment of the Paddock

CHAPTER 13 – ALDERLEY EDGE VILLAGE CENTRE

Policy AEC1 - Shopping Area

Policy AEC3 - Upper Floor Development

Policy AEC4 - Mixed Use Areas

Policy AEC5 - Office Development

Policy AEC6 - Housing Development

Policy AEC7 - Car Parking

CHAPTER 14 - KNUTSFORD TOWN CENTRE

Policy KTC1 - Conservation of Historic Character

Policy KTC2 - Design Guidance

Policy KTC3 - Design Guidance

Policy KTC4 - Design Guidance

Policy KTC5 - Redevelopment Criteria for “The Yards”

Policy KTC6 - Red Cow Yard

Policy KTC8 - Silk Mill Street

Policy KTC9 - Shopping Areas

Policy KTC10 - Shopping Area Development

Policy KTC11 - Upper Floor Development

Policy KTC12 - Housing and Community Uses

Policy KTC13 - Housing Development

Policy KTC14 - Mixed Use Areas

Policy KTC16 - Office Development

Policy KTC17 - King Street Link Road

Policy KTC18 - Pedestrian Priority Measures

Policy KTC19 - Car Parks

Policy KTC20 - Additional Car Parking

Policy KTC21 - Car Parking Provision

CHAPTER 15 – POYNTON DISTRICT CENTRE

Policy PDC1 - Prime Shopping Area

Policy PDC2 - Development in the Prime Shopping Area

Policy PDC3 - Secondary Shopping Area

Policy PDC4 - Upper Floor Development

Policy PDC5 – Housing and Community Uses

Policy PDC6 - Office Development

Policy PDC7 - Car Parking

Policy PDC8 - Car Parking at Park Lane

CHAPTER 16 – IMPLEMENTATION

Policy IMP1 - Development Sites

Policy IMP2 - Transport Measures

Policy IMP3 - Land Ownership

Policy IMP4 - Environmental Improvements in Town Centres

CHAPTER 17 – DEVELOPMENT CONTROL

Design and Amenity

Policy DC1 - Design and Amenity

Policy DC2 - Design and Amenity

Policy DC3 - Design and Amenity

Policy DC5 - Design and Amenity

Policy DC6 - Design and Amenity

Policy DC8 - Landscaping and Tree Protection

Policy DC9 - Landscaping and Tree Protection

Policy DC10 - Landscaping and Tree Protection

Policy DC13 - Noise

Policy DC14 - Noise

Provision of Facilities

Policy DC15 - Provision of Facilities

Policy DC16 - Provision of Facilities

Water Resources

Policy DC17 - Water Resources

Policy DC18 - Water Resources

Policy DC19 - Water Resources

Policy DC20 - Water Resources

Temporary Buildings and Uses

Policy DC21 - Temporary Buildings and Uses

Policy DC22 - Temporary Buildings and Uses

Green Belt and Countryside

Policy DC23 - Agricultural Dwellings

Policy DC24 - Agricultural Dwellings

Policy DC25 - Agricultural Dwellings

Policy DC27 - Caravans

Policy DC28 - Agricultural Buildings

Policy DC29 - Agricultural Buildings

Policy DC31 - Gypsies

Policy DC32 - Equestrian Facilities

Policy DC33 - Outdoor Commercial Recreation

Residential Development

Policy DC35 - Materials

Policy DC36 - Road Layouts and Circulation

Policy DC37 - Landscaping

Policy DC38 - Space, Light and Privacy

Policy DC40 - Children's Play Space

Policy DC41 - Infill Housing Development

Policy DC42 - Subdivision

Policy DC43 - Side Extensions

Policy DC44 - Residential Caravans

Policy DC45 - Playgroups and Nurseries

Policy DC46 - Demolition

Policy DC47 - Demolition

Retail Development

Policy DC48 - Shop Front Design etc

Policy DC49 - Shop Front Design etc

Policy DC50 - Shop Front Design etc

Policy DC51 - Adverts

Policy DC52 - Adverts

Policy DC53 - Adverts

Policy DC54 - Restaurants etc

Policy DC55 - Amusement Centres

Community Uses

Policy DC57 - Residential Institutions

Policy DC60 - Telecommunications Equipment

Policy DC61 - Telecommunications Equipment

Policy DC62 - Renewable Energy

Policy DC63 - Contaminated Land

Policy DC64 - Floodlighting

Appendix 2: Local Development Document Profiles

Title:	Core Strategy
Status:	DPD
Role:	Sets out the Vision, Objectives and Strategy for the spatial development of the area, and may include strategic sites.
Geographical Area:	Authority wide
Conformity Chain:	Conformity with the PPG / PPS and RSS
Produced by:	Expected to be produced by Cheshire East LDF Section
Resources:	Expected to be provided by Cheshire East LDF Section
Management Arrangements:	LDF Section Manager is expected to be responsible for the management of this document. It is expected that Full Council will approve the publication, submission and adoption of the DPD based on recommendations from the Cabinet ² .
Community Involvement:	Community involvement will be encouraged throughout the process, with consultation during the Regulation 25 consultation stage and when the document is published prior to being submitted to the Secretary of State.
Sustainability Appraisal:	Simultaneous consultation with the Development Plan Document. To be assessed through the Sustainability Appraisal, including the Strategic Environmental Assessment.
Monitoring & Review:	The Core Strategy is intended to be a long term strategy and will be reviewed with that in mind. Monitoring will take place through the contextual section of the AMR.

Timetable	Commencement:	November 2008
	Sustainability Appraisal Scoping Report:	April 2009
	Regulation 25 Consultation:	November 2008 – October 2010
	Publication of the DPD:	November 2010
	Submission to Secretary of State:	April 2011
	Pre-hearing Meeting:	June 2011
	Commencement of Examination Hearing:	September 2011
	Inspectors Binding Report:	January 2012
	Adoption:	April 2012

² To be confirmed

Title:	Site Specific Allocations
Status:	DPD
Role:	Contains detailed policies and proposals to deliver and guide land allocated for specific purposes.
Geographical Area:	Authority wide
Conformity Chain:	Conformity with the PPG / PPS, RSS and the Core Strategy
Produced by:	Expected to be produced by Cheshire East LDF Section
Resources:	Expected to be provided by Cheshire East LDF Section
Management Arrangements:	LDF Section Manager is expected to be responsible for the management of this document. It is expected that Full Council will approve the publication, submission and adoption of the DPDs based on recommendations from the Cabinet. ³
Community Involvement:	Community involvement will be encouraged throughout the process, with consultation during the Regulation 25 consultation stage and when the document is published prior to being submitted to the Secretary of State.
Sustainability Appraisal:	Simultaneous consultation with the Development Plan Document. To be assessed through the Sustainability Appraisal, including the Strategic Environmental Assessment.
Monitoring & Review:	The Annual Monitoring Report (AMR) will monitor the take up of the allocations and other residential, employment and retail development. The document will be reviewed as and when required as highlighted by the AMR.

Timetable	Commencement:	April 2010
	Sustainability Appraisal Scoping Report:	September 2010
	Regulation 25 Consultation:	April 2010 – March 2012
	Publication of the DPD:	April 2012
	Submission to Secretary of State:	September 2012
	Pre-hearing Meeting:	November 2012
	Commencement of Examination Hearing:	January 2013
	Inspectors Binding Report:	May 2013
	Adoption:	September 2013

³ To be confirmed

Title:	Minerals Policies and Allocations
Status:	DPD
Role:	Contains the detailed development control policies and allocations for Minerals development, where applicable.
Geographical Area:	Authority wide
Conformity Chain:	Conformity with the PPG / PPS, RSS and the Core Strategy
Produced by:	Expected to be produced by Cheshire East LDF Section
Resources:	Expected to be provided by Cheshire East LDF Section
Management Arrangements:	LDF Section Manager is expected to be responsible for the management of this document. It is expected that Full Council will approve the publication, submission and adoption of the DPDs based on recommendations from the Cabinet. ⁴
Community Involvement:	Community involvement will be encouraged throughout the process, with consultation during the Regulation 25 consultation stage and when the document is published prior to being submitted to the Secretary of State.
Sustainability Appraisal:	Simultaneous consultation with the Development Plan Document. To be assessed through the Sustainability Appraisal, including the Strategic Environmental Assessment.
Monitoring & Review:	The Annual Monitoring Report (AMR) will monitor the take up of the allocations and other minerals development. The document will be reviewed as and when required as highlighted by the AMR.

Timetable	Commencement:	April 2010
	Sustainability Appraisal Scoping Report:	September 2010
	Regulation 25 Consultation:	April 2010 – March 2012
	Publication of the DPD:	April 2012
	Submission to Secretary of State:	September 2012
	Pre-hearing Meeting:	November 2012
	Commencement of Examination Hearing:	January 2013
	Inspectors Binding Report:	May 2013
	Adoption:	September 2013

⁴ To be confirmed

Title:	MMU Campus Development Brief
Status:	SPD
Role:	Development Brief for the proposed mixed use allocation at the MMU Campus in Alsager.
Geographical Area:	As defined within the SPD.
Conformity Chain:	General conformity with the PPGs/PPSs and RSS. Linked to saved policies within the Congleton Local Plan.
Produced by:	Expected to be produced by Cheshire East LDF Section
Resources:	Expected to be provided by Cheshire East LDF Section and external consultants.
Management Arrangements:	LDF Section Manager is expected to be responsible for the management of this document. It is expected that Cabinet will approve the draft SPD for consultation and that Council will adopt the SPD based on recommendations from the Cabinet. ⁵
Community Involvement:	Community involvement will be encouraged throughout the process, with formal consultation at the draft consultation stage.
Sustainability Appraisal:	Consultation for the Sustainability Appraisal will take place simultaneously with the production of the document.
Monitoring & Review:	The Annual Monitoring Report (AMR) will assess the extent to which this guidance is being implemented successfully. The document will be reviewed as and when required as highlighted by the AMR.

Timetable	Sustainability Appraisal Scoping Report:	April 2005
	Public participation on Draft Supplementary Planning Document:	August – September 2008
	Adoption and Publication:	December 2008

⁵ To be confirmed

- Title:** Local List
- Status:** SPD
- Role:** Identifies locally important buildings (non-listed buildings and other structures of architectural or historic interest, which do not enjoy the full protection of statutory listing) deemed worthy of retention.
- Geographical Area:** Authority wide
- Conformity Chain:** General conformity with the PPGs/PPSs and RSS. Linked to saved policies within the Congleton, Crewe and Nantwich and Macclesfield Local Plans.
- Produced by:** Expected to be produced by Cheshire East LDF Section.
- Resources:** Expected to be provided by Cheshire East LDF Section.
- Management Arrangements:** LDF Section Manager is expected to be responsible for the management of this document. It is expected that Cabinet will approve the draft SPD for consultation and that Council will adopt the SPD based on recommendations from the Cabinet.⁶
- Community Involvement:** Community involvement will be encouraged throughout the process, with formal consultation at the draft consultation stage.
- Sustainability Appraisal:** Consultation for the Sustainability Appraisal will take place simultaneously with the production of the document.
- Monitoring & Review:** The Annual Monitoring Report (AMR) will assess the extent to which this guidance is being implemented successfully. The document will be reviewed as and when required as highlighted by the AMR.

Timetable	Sustainability Appraisal Scoping Report:	October – November 2008
	Public participation on Draft Supplementary Planning Document:	December 2008 – January 2009
	Adoption and Publication:	March 2009

⁶ To be confirmed

Title:	Alsager Town Centre
Status:	SPD
Role:	Provides the context for the future development of Alsager Town Centre.
Geographical Area:	As defined within the SPD.
Conformity Chain:	General conformity with the PPGs/PPSs and RSS. Linked to saved policies within the Congleton Local Plan.
Produced by:	Expected to be produced by Cheshire East LDF Section
Resources:	Expected to be provided by Cheshire East LDF Section.
Management Arrangements:	LDF Section Manager is expected to be responsible for the management of this document. It is expected that Cabinet will approve the draft SPD for consultation and that Council will adopt the SPD based on recommendations from the Cabinet. ⁷
Community Involvement:	Community involvement will be encouraged throughout the process, with formal consultation at the draft consultation stage.
Sustainability Appraisal:	Consultation for the Sustainability Appraisal will take place simultaneously with the production of the document.
Monitoring & Review:	The Annual Monitoring Report (AMR) will assess the extent to which this guidance is being implemented successfully. The document will be reviewed as and when required as highlighted by the AMR.

Timetable	Sustainability Appraisal Scoping Report:	October – November 2008
	Public participation on Draft Supplementary Planning Document:	January – February 2009
	Adoption and Publication:	May 2009

⁷ To be confirmed

Title:	Smallwood Village Design Statement
Status:	SPD
Role:	Sets out design guidance within the Parish.
Geographical Area:	As defined within the SPD.
Conformity Chain:	General conformity with the PPGs/PPSs and RSS. Linked to saved policies within the Congleton Local Plan.
Produced by:	Expected to be produced by Cheshire East LDF Section
Resources:	Expected to be provided by Cheshire East LDF Section.
Management Arrangements:	LDF Section Manager is expected to be responsible for the management of this document. It is expected that Cabinet will approve the draft SPD for consultation and that Council will adopt the SPD based on recommendations from the Cabinet. ⁸
Community Involvement:	Community involvement will be encouraged throughout the process, with formal consultation at the draft consultation stage.
Sustainability Appraisal:	Consultation for the Sustainability Appraisal will take place simultaneously with the production of the document.
Monitoring & Review:	The Annual Monitoring Report (AMR) will assess the extent to which this guidance is being implemented successfully. The document will be reviewed as and when required as highlighted by the AMR.

Timetable	Sustainability Appraisal Scoping Report:	October – November 2008
	Public participation on Draft Supplementary Planning Document:	March – April 2009
	Adoption and Publication:	September 2009

⁸ To be confirmed

Title:	Prestbury
Status:	SPD
Role:	Sets out planning policy guidance within the Parish.
Geographical Area:	Prestbury Parish.
Conformity Chain:	General conformity with the PPGs/PPSs and RSS. Linked to saved policies within the Macclesfield Local Plan.
Produced by:	Expected to be produced by Cheshire East LDF Section in conjunction with Prestbury Parish Plan Group
Resources:	Expected to be provided by Cheshire East LDF Section.
Management Arrangements:	LDF Section Manager is expected to be responsible for the management of this document. It is expected that Cabinet will approve the draft SPD for consultation and that Council will adopt the SPD based on recommendations from the Cabinet. ⁹
Community Involvement:	Community involvement will be encouraged throughout the process, with formal consultation at the draft consultation stage.
Sustainability Appraisal:	Consultation for the Sustainability Appraisal will take place simultaneously with the production of the document.
Monitoring & Review:	The Annual Monitoring Report (AMR) will assess the extent to which this guidance is being implemented successfully. The document will be reviewed as and when required as highlighted by the AMR.

Timetable	Sustainability Appraisal Scoping Report:	October – November 2008
	Public participation on Draft Supplementary Planning Document:	March – April 2009
	Adoption and Publication:	September 2009

⁹ To be confirmed

Title:	Over Peover Supplementary Planning Document
Status:	SPD
Role:	Sets out planning policy guidance within the Parish.
Geographical Area:	Over Peover Parish.
Conformity Chain:	General conformity with the PPGs/PPSs and RSS. Linked to saved policies within the Macclesfield Local Plan.
Produced by:	Expected to be produced by Cheshire East LDF Section in conjunction with Over Peover Parish Plan Group
Resources:	Expected to be provided by Cheshire East LDF Section.
Management Arrangements:	LDF Section Manager is expected to be responsible for the management of this document. It is expected that Cabinet will approve the draft SPD for consultation and that Council will adopt the SPD based on recommendations from the Cabinet. ¹⁰
Community Involvement:	Community involvement will be encouraged throughout the process, with formal consultation at the draft consultation stage.
Sustainability Appraisal:	Consultation for the Sustainability Appraisal will take place simultaneously with the production of the document.
Monitoring & Review:	The Annual Monitoring Report (AMR) will assess the extent to which this guidance is being implemented successfully. The document will be reviewed as and when required as highlighted by the AMR.

Timetable	Sustainability Appraisal Scoping Report:	October – November 2008
	Public participation on Draft Supplementary Planning Document:	March – April 2009
	Adoption and Publication:	September 2009

¹⁰ To be confirmed

Title:	Heritage and Conservation
Status:	SPD
Role:	Provides detailed advice on heritage and conservation in the built environment.
Geographical Area:	Authority wide.
Conformity Chain:	General conformity with the PPGs/PPSs and RSS. Linked to saved policies within the Congleton, Crewe and Nantwich and Macclesfield Local Plans.
Produced by:	Expected to be produced by Cheshire East LDF Section
Resources:	Expected to be provided by Cheshire East LDF Section.
Management Arrangements:	LDF Section Manager is expected to be responsible for the management of this document. It is expected that Cabinet will approve the draft SPD for consultation and that Council will adopt the SPD based on recommendations from the Cabinet. ¹¹
Community Involvement:	Community involvement will be encouraged throughout the process, with formal consultation at the draft consultation stage.
Sustainability Appraisal:	Consultation for the Sustainability Appraisal will take place simultaneously with the production of the document.
Monitoring & Review:	The Annual Monitoring Report (AMR) will assess the extent to which this guidance is being implemented successfully. The document will be reviewed as and when required as highlighted by the AMR.

Timetable	Sustainability Appraisal Scoping Report:	November – December 2008
	Public participation on Draft Supplementary Planning Document:	May – June 2009
	Adoption and Publication:	November 2009

¹¹ To be confirmed

Title:	Open Space
Status:	SPD
Role:	Provides guidance that will lead to an appropriate level and design of open space within development.
Geographical Area:	Authority wide.
Conformity Chain:	General conformity with the PPGs/PPSs and RSS. Linked to saved policies within the Congleton, Crewe and Nantwich and Macclesfield Local Plans.
Produced by:	Expected to be produced by Cheshire East LDF Section
Resources:	Expected to be provided by Cheshire East LDF Section.
Management Arrangements:	LDF Section Manager is expected to be responsible for the management of this document. It is expected that Cabinet will approve the draft SPD for consultation and that Council will adopt the SPD based on recommendations from the Cabinet. ¹²
Community Involvement:	Community involvement will be encouraged throughout the process, with formal consultation at the draft consultation stage.
Sustainability Appraisal:	Consultation for the Sustainability Appraisal will take place simultaneously with the production of the document.
Monitoring & Review:	The Annual Monitoring Report (AMR) will assess the extent to which this guidance is being implemented successfully. The document will be reviewed as and when required as highlighted by the AMR.

Timetable	Sustainability Appraisal Scoping Report:	June – July 2009
	Public participation on Draft Supplementary Planning Document:	November – December 2009
	Adoption and Publication:	May 2010

¹² To be confirmed

Title:	Congleton Town Centre
Status:	SPD
Role:	Provides the context for the future development of Congleton Town Centre.
Geographical Area:	As defined within the SPD.
Conformity Chain:	General conformity with the PPGs/PPSs and RSS. Linked to saved policies within the Congleton Local Plan.
Produced by:	Expected to be produced by Cheshire East LDF Section
Resources:	Expected to be provided by Cheshire East LDF Section.
Management Arrangements:	LDF Section Manager is expected to be responsible for the management of this document. It is expected that Cabinet will approve the draft SPD for consultation and that Council will adopt the SPD based on recommendations from the Cabinet. ¹³
Community Involvement:	Community involvement will be encouraged throughout the process, with formal consultation at the draft consultation stage.
Sustainability Appraisal:	Consultation for the Sustainability Appraisal will take place simultaneously with the production of the document.
Monitoring & Review:	The Annual Monitoring Report (AMR) will assess the extent to which this guidance is being implemented successfully. The document will be reviewed as and when required as highlighted by the AMR.

Timetable	Sustainability Appraisal Scoping Report:	September – October 2009
	Public participation on Draft Supplementary Planning Document:	February – March 2010
	Adoption and Publication:	September 2010

¹³ To be confirmed

Title:	Planning Obligations
Status:	SPD
Role:	Provides guidance on the approach to negotiating planning obligations arising from development.
Geographical Area:	Authority wide.
Conformity Chain:	General conformity with the PPGs/PPSs and RSS. Linked to saved policies within the Congleton, Crewe and Nantwich and Macclesfield Local Plans.
Produced by:	Expected to be produced by Cheshire East LDF Section
Resources:	Expected to be provided by Cheshire East LDF Section.
Management Arrangements:	LDF Section Manager is expected to be responsible for the management of this document. It is expected that Cabinet will approve the draft SPD for consultation and that Council will adopt the SPD based on recommendations from the Cabinet. ¹⁴
Community Involvement:	Community involvement will be encouraged throughout the process, with formal consultation at the draft consultation stage.
Sustainability Appraisal:	Consultation for the Sustainability Appraisal will take place simultaneously with the production of the document.
Monitoring & Review:	The Annual Monitoring Report (AMR) will assess the extent to which this guidance is being implemented successfully. The document will be reviewed as and when required as highlighted by the AMR.

Timetable	Sustainability Appraisal Scoping Report:	November – December 2009
	Public participation on Draft Supplementary Planning Document:	March – April 2010
	Adoption and Publication:	September 2010

¹⁴ To be confirmed

Appendix 3: Evidence Base

	Congleton	Crewe and Nantwich	Macclesfield	Cheshire
Annual Monitoring Report	AMR Available online	AMR Available online	AMR Available online	AMR Available online
Housing Land Availability Report	June 2008 Available online	April 2007 Summary Document Available online	April 2007 Available online	N/A
Employment Land Monitoring Report	March 2007 Available online	2007 Hard copies available on request	On going process which now forms part of the Annual Monitoring Report	N/A
Employment Land Study	Drivers Jonas 2005 Available online	N/A	N/A	N/A
Housing Needs Study	David Couttie Associates 2004 and Desktop update 2006 Available online	David Couttie Associates, 2005 Available online	August 2005 Available online	N/A
Strategic Housing Market Assessment (SHMA)	N/A	N/A	April 2008 Available online	N/A
Strategic Housing Land Availability Assessment (SHLAA)	N/A	N/A	Draft May 2008 Available online	N/A
PPG17 Open Space Assessment	PMP, 2005 Summary Available online Hard copies available on request at cost.	Work has been undertaken on this assessment but is not yet complete.	March 2007 Available online	N/A

	Congleton	Crewe and Nantwich	Macclesfield	Cheshire
Sustainable Community Strategy	2007-2016 Available online	January 2006 Available online	February 2007 Available online	February 2002 Available online
Neighbourhood Renewal Strategy	N/A	2006 Available online	N/A	
Transport Studies	Study in relation to Middlewich Eastern Bypass	Saturn Model	Paramics Model	Available online Also Multi Modal Transport Model
Housing Strategy	Available online	2005 - 2008 Available online	July 2006 Available online	N/A
Homelessness Strategy	Available online	June 2003 Available online	Summer 2003 Available online	N/A
Older People's Housing Strategy	N/A	Summer 2007 Available online	March 2004 Available online	
Corporate Strategy	2008-2012 Available online	2007-2012 Available online	2004-2009 Available online	2008-2009 Available online
Strategic Flood Risk Assessment	JBA Consulting, 2007 Available online	January 2008 Available online	June 2008 Available online	September 2007 Available on line
Cheshire Town Centres Study	N/A	N/A	N/A	May 2007 Available online
Conservation Area Appraisal	Macclesfield Canal Corridor; Alsager; Astbury Available online	Nantwich Conservation Area Appraisal (May 2006) Available online	Alderley Edge; Bollington and Kerridge; Cross Town (Knutsford); Disley; Gawsworth; Heathfield Square (Knutsford); Knutsford; Legh Road (Knutsford); Macclesfield Canal Corridor; Macclesfield Town Centre;	N/A

	Congleton	Crewe and Nantwich	Macclesfield	Cheshire
			Mobberley; Prestbury. Available online	
Quality of Life Survey	N/A	N/A	N/A	2005 Available online
Cheshire Community Report	N/A	N/A	N/A	2006 Available online
Customer Satisfaction and Citizens' Panels Surveys	N/A	Available online	N/A	Annual Available on line
Cheshire Omnibus Survey Environment 2007	N/A	N/A	N/A	2007 Available on Line
Cheshire County Council Local Statistics	N/A	N/A	N/A	Available online
Housing Potential Study	2006 Available online	2001 Hard copies available on request	March 2006 Available online	N/A
Landscape Character Assessment	Chris Blandford Associates, 1999 Available online	N/A	N/A	Pan Cheshire study Draft 2008
Economic Strategy	2007-2016 Available online	2003-2006 Available online	2006 Summary Available online	N/A
Air Quality Management Area	Available online	Available online	Available online	N/A
Hierarchy of Settlements	N/A	N/A	Available online	N/A
Local Futures The State of the Borough	N/A	N/A	October 2005 Available online	N/A

	Congleton	Crewe and Nantwich	Macclesfield	Cheshire
NHS Consultations on the Future Provision of Health Services	N/A	N/A	Available online at both: www.macclesfield.gov.uk ; www.ecpct.nhs.uk	N/A
Regional Aggregate Working Party reports	N/A	N/A	N/A	Annual Available on line
Cheshire Community Survey	N/A	N/A	N/A	Annual Available on Line
Study to fill Evidence Gaps for Commercial & Industrial Waste Streams in the North West Region of England. (2 studies)	N/A	N/A	N/A	2007 Available on line
South Cheshire Sub-Regional Study				Will be available online
Local Transport Plan	As County	As County	As County	July 2005 Available on line
Cheshire Gypsy and Traveller Accommodation Assessment		Available online	Available online	

Appendix 4: Glossary

AMR	Annual Monitoring Report	A report which is published to show how the authority is performing against all relevant targets and to show what changes may be required to the Local Development Framework (LDF).
AAP	Area Action Plan	Area Action Plans (AAPs) may be used to provide a planning framework for areas of change and areas of conservation. AAPs are a type of Development Plan Document (DPD).
CIL	Community Infrastructure Levy	The Community Infrastructure Levy (CIL) will be a new charge which local authorities will be empowered, but not required, to charge on most types of new development in their area. CIL charges will be based on simple formulae which relate the size of the charge to the size and character of the development paying it. The proceeds of the levy will be spent on local and sub-regional infrastructure to support the development of the area.
CLG	Communities and Local Government	Communities and Local Government is a department of Central Government that sets policy on local government, housing, urban regeneration, planning and fire and rescue.
-	Core Strategy	This Development Plan Document (DPD) sets out the vision for the area and the primary policies for meeting that vision together with housing and employment provisions in accordance with the Regional Spatial Strategy (RSS).
-	Development Plan	The Development Plan is the statutory element of the Local Development Framework. It consists of Development Plan Documents (DPDs) and the Regional Spatial Strategy (RSS).
DPD	Development Plan Document	A Local Development Document (LDD) with significant weight in the determination of planning applications. Independent scrutiny is required before its adoption.
-	Independent Examination	All Development Plan Documents (DPDs) will be subject to independent examination by a person (the Inspector) appointed by the Secretary of State. The purpose of the examination is to determine the 'soundness' of the plan. Following the examination the Inspector will produce a report which will be binding.

LAA	Local Area Agreement	Local Area Agreements (LAAs) are made between central and local government in a local area. Their aim is to achieve local solutions that meet local needs, while also contributing to national priorities and the achievement of standards set by central government.
LDD	Local Development Document	There are two types of Local Development Document (LDD): Development Plan Documents (DPD) and Supplementary Planning Documents (SPD)
LDF	Local Development Framework	The Local Development Framework (LDF) will contain a portfolio of Local Development Documents (LDDs) which will provide policies for meeting the community's economic, environmental and social aims for the future of the area, where this effects the development and use of land. (Diagram 1 below shows the make up of the LDF)
LDS	Local Development Scheme	The Local Development Scheme (LDS) will set out what Development Plan Documents (DPDs) and Supplementary Planning Documents (SPDs) the Council propose to prepare over a three year period and the timetable for their production.
LSP	Local Strategic Partnership	Local Strategic Partnerships (LSPs) are bodies with representatives of the community, public, private sector and other agencies that work to encourage greater public participation in local governance by drawing together local community plans and producing an overall community strategy for each local authority area. Local Development Frameworks (LDFs) must have regard to, and should be the spatial expression of, the community strategy.
PPS	Planning Policy Statements	A series of statements issued by the Government, setting out policy on different aspects of planning. Local Planning Authorities must take their content into account in preparing their Local Development Framework (LDF).
RSS	Regional Spatial Strategy	Planning policy produced at a regional level to tackle issues of strategic importance that can be best dealt with over a larger area. The Regional Spatial Strategy (RSS) is part of the Development Plan.
SA	Sustainability Appraisal	Sustainability Appraisal (SA) and Strategic Environmental Assessment (SEA) seek to inform decision-making by providing

		information on the potential implications of policies.
SCI	Statement of Community Involvement	The Statement of Community Involvement (SCI) will set out how the Council intends to achieve continuous community involvement in the preparation of Local Development Documents (LDDs) in their area.
SCS	Sustainable Community Strategy	A Plan or Strategy for enhancing the quality of life of the local community which each local authority has a duty to prepare under the Local Government Act 2000. The plan is developed and implemented by the Local Strategic Partnership.
SPD	Supplementary Planning Document	Supplementary Planning Documents (SPDs) are not subject to independent examination but the matters covered must be directly related to policy in the Development Plan Documents (DPDs).

