

EXECUTIVE DECISION RECORD

28 SEPTEMBER 2023

EDUCATION, SKILLS & WELLBEING CABINET BOARD

Cabinet Members:

Councillors: N. Jenkins (Chair), J. Hurley and C. Phillips

Officers in Attendance:

C. Morris, R. Crowhurst, C. Millis, J. Burge, J. Merrifield, D. Evans, C. Davies, K. W. Brown, S. McCluskie and P. Chivers.

1. **APPOINTMENT OF CHAIRMAN**

Agreed that Councillor N. Jenkins be appointed as Chairperson of the meeting.

2. **CHAIRS ANNOUNCEMENTS**

Councillor N. Jenkins welcomed all to the meeting.

3. **DECLARATIONS OF INTERESTS**

No declarations of interest were received.

4. **MINUTES OF THE PREVIOUS MEETING**

The minutes of the last meeting, held on the 6th and 18th of July 2023, were approved as a true and accurate account.

5. **FORWARD WORK PROGRAMME 2023/2024**

The Forward Work Programme for 23/24 was noted.

6. **PUBLIC QUESTION TIME**

There were no public questions.

7. **INCREASED PLANNED PLACES BLAENHONDDAN PRIMARY SCHOOL - BACK FROM CONSULTATION**

Decision:

Having given due regard to the integrated impact assessment, and the responses to consultation. In line with Section 48 of the School Standards and Organisation Act 2013, Members **APPROVED** the statutory publication of the proposal to establish specialist provision for primary age pupils with ASD at Blaenhonddan Primary School.

Reason for Decision:

To comply with the formal publication requirements imposed on the Council by the School Organisation Code and associated legislation. To enable the Council to promote high educational standards and the fulfilment of every child's potential. To also enable the Council to meet its duty to secure efficient education in its area.

Implementation of Decision:

The decision is to be implemented after the three-day call-in period, which ended at 9.00am on Monday 2nd October 2023.

Consultation:

Consultation on this proposal commenced on June 6th, 2023, with comments invited until July 18th, 2023. Consultees specified in the School Organisation Code were emailed the consultation document, and in line with current practice Blaenhonddan Primary School managed distribution of the document to parents, pupils and staff.

1 written response was received which expressed support for the proposal. The written consultation response is available for Member perusal as an appendix to the Consultation Report document.

8. **ENVIRONMENTAL HEALTH AND TRADING STANDARDS ENFORCEMENT POLICY**

Decision:

Having given due regard to the integrated impact assessment, and the circulated appendices, Members determined to **APPROVE** the updated Environmental Health and Trading Standards Policy.

Reason for Decision:

To ensure that consistent enforcement action is taken, and the principles of the Regulators' Code and other published guidance are followed.

Implementation of Decision:

The decision is to be implemented following the three-day call-in period which ended at 9.00am on Monday 2nd October 2023.

Consultation:

There is no requirement for external consultation on this item.

9. **TRADING STANDARDS LEGISLATION - CHANGES TO OFFICER DELEGATED ARRANGEMENTS**

Decision:

That having due regard to the integrated impact assessment, Members determined to **APPROVE** the report, with the following amendments of delegated arrangements in respect of the Trading Standards, Food and Health Protection Service.

- a) Add the Leasehold Reform (Ground Rent) Act 2022 and The Children and Families Act 2014 to the list of legislation delegated to the Director of Environment, the Head of Planning and Public Protection and the Trading Standards, Food & Health Protection Manager set out in Schedule 1 of Paragraph 20 of the Director of Environment and Regeneration Delegated Powers section of the Constitution.
- b) Delegate to those officers in [a] above the authority to authorise individual competent and qualified officers to act under that legislation.
- c) Delegate to those officers in [a] above the authority to institute legal proceedings under the provisions contained in the Leasehold Reform (Ground Rent) Act 2022 and The Children and Families Act 2014 in conjunction with the Head of Legal and Democratic Services [including the signing of any cautions in accordance with Home Office Guidelines] and, where an alleged offender is being held in custody in relation to an offence, to institute proceedings by way of charge.
- d) That the Head of Legal and Democratic Services be authorised to seek amendment of the Constitution by the Council in due course in order to reflect the above changes to the authority's delegation arrangements.

Reason for Decision:

To enable the new legislation to be implemented quickly and efficiently. The Trading Standards, Food & Health Protection service, located within the wider Planning & Public Protection Service, has responsibility for the enforcement of Trading Standards legislation.

Implementation of Decision:

The decision is to be implemented following the three-day call-in period, which ended at 9.00am on Monday 2nd October 2023.

Consultation:

There is no requirement for external consultation on this item.

10. **UPDATES TO SCHEME OF DELEGATION FOLLOWING RESTRUCTURING WITHIN THE PLANNING AND PUBLIC PROTECTION SERVICE**

Decision:

That having due regard to the integrated impact assessment, and appendix 1 of the circulated report. Members determined the recommendation to create a record of which officers are in receipt of delegated powers to take enforcement action is **Approved**.

Reason for Decision:

To ensure an updated record of which officers are in receipt of delegated powers to take enforcement action is in place.

Implementation of Decision:

The decision is to be implemented following the three-day call-in period, which ended at 9.00am on 2nd October 2023.

Consultation:

There is no requirement for external consultation on this item.

11. **SCHOOLS PARTNERSHIP AGREEMENT**

Decision:

That the report be noted for information.

12. **SCHOOL EXCLUSION UPDATE**

Decision:

That the report be noted for information.

13. **WELSH PUBLIC LIBRARY STANDARDS ASSESSMENT 2021/2022**

Decision:

That the report be noted for information.

14. **QUARTER 1 PERFORMANCE INDICATORS 2023 2024 - EDUCATION DIRECTORATE**

Decision:

That the report be noted for Monitoring.

15. **QUARTER 1 PERFORMANCE INDICATORS 2023 2024 - ENVIRONMENT DIRECTORATE**

Decision:

That the report be noted for monitoring.

16. **URGENT ITEMS**

There were none.

CHAIRPERSON