

Date: 18 January 2022



**District Council**

Town Hall, Penrith, Cumbria CA11 7QF

Tel: 01768 817817

Email: [cttee.admin@eden.gov.uk](mailto:cttee.admin@eden.gov.uk)

Dear Sir/Madam

## **Overview and Scrutiny Committee Agenda - 26 January 2022**

Notice is hereby given that a meeting of the Overview and Scrutiny Committee will be held at 6.45 pm on Wednesday, 26 January 2022 at the The Council Chamber, Town Hall, Penrith.

**Please note: if you would like to attend this meeting, we request that you contact Democratic Services to let us know. Contact details are below\*. We would also request that wherever possible, those attending continue to wear face coverings and practice hand sanitising measures. This is due to ongoing concerns in relation to the Covid pandemic.**

### **1 Apologies for Absence**

### **2 Minutes**

To sign the minutes OS/33/12/21 to OS/43/12/21 of the meeting of this Committee held on 2 December 2021 as a correct record of these proceedings (copies previously circulated).

### **3 Declarations of Interest**

To receive declarations of the existence and nature of any private interest, both disclosable pecuniary and any other registrable interests, in any matter to be considered or being considered.

### **4 Questions and Representations from Members of the Public**

To receive questions and representations from Members of the Public under Rules 10 and 11 of the Council's Procedure Rules of the Constitution.

### **5 Questions and Representations from Members of the Council**

To receive questions and representations from Members of the Council under Rules 11 and 12 of the Council's Procedure Rules of the Constitution.

## **6 Portfolio Holder Question and Answer Session**

To participate in a question and answer session on the work of one of the Council's Portfolio Holders.

## **7 Overview and Scrutiny Committee Work Programme and Cabinet Work Programme 2021/22 (Pages 5 - 12)**

To consider the Chairman of the Overview and Scrutiny Committee's report G1/22, attached, which:

1. invites review of the Overview and Scrutiny Committee's work programme for the remainder of the municipal year 2021-22. The report also invites, as a continuous option, suggestions for possible agenda items from all non-Executive Members
2. notes the Cabinet Work Programme and requests Members to consider any items which might benefit from the input of the Overview and Scrutiny Committee prior to the Cabinet making a decision.

RECOMMENDED that

1. the Overview and Scrutiny Committee's work programme for the municipal year 2021-22 be noted, and any revisions be agreed; and
2. the Cabinet Work Programme be noted, and any decisions to scrutinise items contained therein be made.

## **8 Devolution of Assets**

To consider the report of the Assistant Director Delivery.

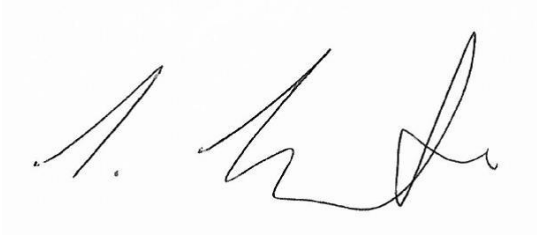
Note: this report will be sent 'to follow'.

## **9 Any Other Items which the Chairman decides are urgent**

## **10 Date of Next Scheduled Meeting**

The date of the next scheduled meeting of this Committee be confirmed as Thursday 7 April 2022.

Yours faithfully,



I Frost  
Interim Chief Executive

\*Democratic Services Contact: Email: [cttee.admin@eden.gov.uk](mailto:cttee.admin@eden.gov.uk)  
or telephone: 01768 212266

Encs

**For Attention**

All members of the Council

**Chairman** – Councillor J Raine (Conservative Group)

**Vice Chairman** – Councillor D Ryland (Independent Group)

**Councillors**

D Banks, Independent Alliance Group  
M Hanley, Labour Group  
D Holden, Liberal Democrat Group  
D Lawson, Green Group  
E Martin, Conservative Group  
G Nicolson OBE, Conservative Group

W Patterson, Independent Alliance Group  
G Simpkins, Liberal Democrat Group  
D Smith, Liberal Democrat Group  
D Wicks, Conservative Group  
R Burgin, Liberal Democrat Group

**Standing Deputies**

P G Baker, Liberal Democrat Group  
P Dew, Conservative Group  
M Eyles, Liberal Democrat Group  
H Fearon, Conservative Group  
S Lancaster, Independent Group

A Ross, Green Group  
A Todd, Conservative Group  
R Briggs, Conservative Group  
N McCall, Liberal Democrat Group

**Please Note: Under the Openness of Local Government Bodies Regulations 2014 this meeting has been advertised as a public meeting (unless stated otherwise) and as such could be filmed or recorded by the media or members of the public**

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**Report No: G1/22**

**Eden District Council  
Overview and Scrutiny Committee**

**26 January 2022**

**Overview and Scrutiny Committee Work Programme  
and Cabinet Work Programme 2021/22**

<b>Report from:</b>	Chairman of the Overview and Scrutiny Committee
<b>Wards:</b>	All wards
<b>OPEN PUBLIC ITEM</b>	

## **1 Purpose**

- 1.1 To review the Overview and Scrutiny Committee's work programme for the remainder of the municipal year 2021-22. The report also invites, as a continuous option, suggestions for possible agenda items from all non-Executive Members.
- 1.2 To note the Cabinet Work programme and consider any items which might benefit from the input of the Overview and Scrutiny Committee prior to the Cabinet making a decision.

## **2 Recommendation**

- 2.1 It is recommended that the Overview and Scrutiny Committee's work programme for the municipal year 2021-22 be noted, and any revisions be agreed.
- 2.2 It is recommended that the Cabinet Work Programme be noted, and any decisions to scrutinise items contained therein be made.

## **3 Report Details**

- 3.1 The work programmes allow all Non-Executive Members the opportunity to suggest possible agenda items for Scrutiny meetings. The agenda items for each meeting will ultimately be determined by the Chairman. The Overview and Scrutiny Committee work programme is attached as Appendix 1 to this report, and the Cabinet Work Programme is attached at Appendix 2.
- 3.2 The Overview and Scrutiny Committee work programme outlines known agenda items suggested by Non-Executive Members.
- 3.3 Members are invited to discuss the work programmes and agree any additional items that they would like to receive at their next or any future meetings. The scheduling of agenda items will be undertaken in consultation with the Chairman and the relevant service area. Any agenda items should be within the remit of the Committee.
- 3.4 In respect of two of the work programme items, the Overview and Scrutiny Committee is requested to discuss whether it wishes to carry out some Task and Finish group work in the following areas:

- **Climate Crisis and Carbon Neutral Performance** – Members agreed to consider this topic as part of its work programme and will be aware that a Zero Carbon Working Group has been established for the purpose of Eden District Council's policy development. The latest information can be found here in report PP33/21 considered by Cabinet on 23 November 2021:

[Referred to here as E/61/11/21 Zero Carbon Eden Strategy](#)

Whilst the Overview and Scrutiny Committee cannot duplicate the work of this Group, it can if it wishes analyse Cabinet's performance and decisions taken to date on this subject.

- **Review of Allocation of Section 106 funds** – this is also a topic agreed by the Overview and Scrutiny Committee, and Members may wish to use as its basis for discussion, the report PP29/19 which was considered by Cabinet on 3 December 2019:

[Referred to here as E/71/12/19 Section 106 Payments and Monitoring](#)

## 4 Policy Framework

4.1 The Council has four corporate priorities which are:

- Sustainable;
- Healthy, safe and secure;
- Connected; and
- Creative

4.2 This report meets the Sustainable corporate policy by ensuring that the Council has good governance arrangements in place and is operating in an open and transparent way, with Members who are kept informed and motivated.

## 5 Consultation

5.1 Consultation will be undertaken with members of the Overview and Scrutiny Committee. Any non-Executive member is able to add topics to the work programme at any time during the Municipal year.

## 6 Implications

### 6.1 Financial and Resources

6.1.1 Any decision to reduce or increase resources or alternatively increase income must be made within the context of the Council's stated priorities, as set out in its Council Plan 2019-2023 as agreed at Council on 7 November 2019.

6.1.2 There are no proposals in this report that would reduce or increase resources.

### 6.2 Legal

6.2.1 Scrutiny committees are not decision making bodies. Any recommendations that this committee makes will need to be considered by the appropriate Member decision making body. It is recognised that Scrutiny provides a valuable contribution to strong corporate governance.

### 6.3 Human Resources

6.3.1 There are no human resources implications associated with this report.

## 6.4 Statutory Considerations

Consideration:	Details of any implications and proposed measures to address:
Equality and Diversity	None arising from this report
Health, Social Environmental and Economic Impact	None arising from this report
Crime and Disorder	None arising from this report
Children and Safeguarding	None arising from this report

## 6.5 Risk Management

Risk	Consequence	Controls Required
The Committee can choose not to set a work plan for the forthcoming year.	The Council does not scrutinise topics of public interest or the work of the Cabinet, leading to poor standards of governance and reputational damage to the Council.	That the Committee regularly reviews its work plan and adds to it as necessary.

## 7 Other Options Considered

7.1 No other options have been considered.

## 8 Reasons for the Decision/Recommendation

8.1 Consideration of the proposed work plan allows Committee Members to have a greater sense of ownership over their meetings, which assists with maintaining Member engagement in the decision making process, and helps to ensure that the Scrutiny function continues to address issues of relevance to the Council and its communities.

**Background Papers:** None

**Appendices:** Appendix 1 - Overview and Scrutiny Work Plan 2020-2021

Appendix 2 – Cabinet Work Programme

**Contact Officer:** Heather Donaldson, Democratic Services Officer

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## Overview and Scrutiny Committee Work Programme 2021-22

## Appendix 1

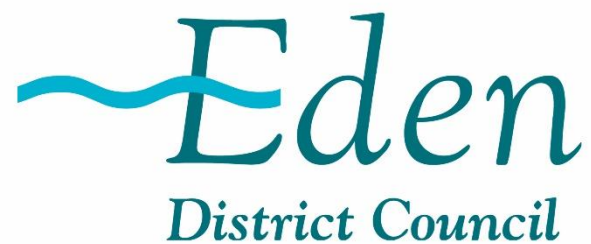
The Scrutiny Work Plans are updated at every Scrutiny meeting and contain a list of upcoming agenda items and possible future agenda items. Suggestions for agenda items are welcomed from any non-Executive Councillor. If you would like to suggest an agenda item, please contact the Chairman and lead officer Overview and Scrutiny outlining your suggestion and why you feel it would be a useful agenda item.

Contact [scrutiny@eden.gov.uk](mailto:scrutiny@eden.gov.uk)

Item	Action/Scrutiny Function	Report Author	Portfolio	Actions required before next Committee
<b>26 January 2022</b>				
Scrutiny Work Programme 2021-22 Update	Policy Development and Review	Chairman of Overview and Scrutiny Committee	All	
Discussion with Portfolio Holder on their areas of work	Scrutiny of Decision Making/ Policy Development and Review	N/A	To be decided	
Devolution of Assets to Town and Parish Councils	T&F Final Report and Committee recommendation to executive	T&F Group/Democratic Services	Services	Final Report for recommendations to Cabinet
Climate Crisis and Carbon-Neutral Performance	Performance Management/Policy Development and Review/T&F Work	AD Delivery	Green Growth	Discussion as part of Scrutiny Work Programme report
Review of Allocation of Section 106 funds (suggested by Cllr Nicholson)	Performance Management/T&F Work	AD Development / AD Communities	Leader / Health and Housing	Discussion as part of Scrutiny Work Programme report

Item	Action/Scrutiny Function	Report Author	Portfolio	Actions required before next Committee
<b>7 April 2022</b>				
Q3 Performance Management Update	Performance Management	Interim Director Resources	Leader	
Scrutiny Work Programme 2021-22 Update	Policy Development and Review	Chairman of Overview and Scrutiny Committee	All	
Discussion with Portfolio Holder on their areas of work	Scrutiny of Decision Making/Policy Development and Review	N/A	To be decided	
Overview and Scrutiny Committee Annual Report	Annual Reporting	Chairman of O&S Committee		
Review of Allocation of Section 106 funds (suggested by Cllr Nicholson)	Performance Management/T&F Work. Final Committee Report and Recommendation to Executive	AD Development	Leader / Health and Housing	Possible T&F Group report
Climate Crisis and Carbon-Neutral Performance	Performance Management/Policy Development and Review/T&F Progress Report to Committee		Green Growth	Possible T&F Group report
<b>Other Possible Work</b>				
Heart of Cumbria				

## Executive Work Programme



Report Title/Matter to be discussed	Decision Maker	Key Decision	Executive Lead Member	Lead Officer	Public or Private meeting
<b>February 2022</b>					
Q3 Performance Management Report	Cabinet		Councillor V Taylor	Interim Director of Resources	Public
Q3 Budget Monitoring Report	Cabinet		Councillor K Greenwood	Interim Director of Resources	Public
Final Budget Proposals 22/23 & MTFP	Cabinet		Councillor K Greenwood	Interim Director of Resources	Public
Eden Economic Development Framework - update	Cabinet	Yes	Councillor M Robinson	Assistant Director Development	Public
Equality Objectives 2021-2025 Report	Cabinet		Councillor V Taylor	Assistant Director Communities	Public
Transfer of Assets	Cabinet		Councillor M Tonkin	Assistant Director Delivery	Public
First Homes Policy Position Statement	Cabinet		Councillor V Taylor	Assistant Director Development	Public
<b>March 2022</b>					
Penrith Parking Charter	Cabinet		Councillor M Tonkin	Deputy Chief Executive	Public
Adoption of the Appleby Conservation Area Character Appraisal and Management Plan	Cabinet		Councillor V Taylor	Assistant Director Development	Public
Arts and Culture in Eden Development Framework	Cabinet		Councillor V Taylor	Assistant Director Communities	Public
<b>April 2022</b>					
Q3 Performance Management Report	Executive		Councillor V Taylor	Interim Director of Resources	Public