



Chief Executive's Department
Civic Centre
HARTLEPOOL

20 October 2008

The Mayor (Stuart Drummond)

Councillors Aiken, Akers-Belcher, Allison, Atkinson, Barker, Brash, R W Cook, S Cook, Coward, Cranney, Fenwick, Fleet, Fleming, Flintoff, Gibbon, Griffin, Hall, Hargreaves, Hill, Jackson, James, Johnson, Kaiser, Laffey, Lauderdale, A E Lilley, G Lilley, London, A Marshall, J Marshall, McKenna, Dr. Morris, Payne, Plant, Preece, Richardson, Rogan, Shaw, Simmons, Sutheran, Tumilty, Turner, Wallace, Wistow, Worthy, Wright, and Young.

Madam or Sir,

You are hereby summoned to attend a meeting of the COUNCIL to be held on THURSDAY 30 October 2008 at 7.00 p.m. in the Civic Centre, Hartlepool to consider the subjects set out in the attached agenda.

Yours faithfully

P Walker
Chief Executive

Enc

COUNCIL AGENDA



30 October 2008

at 7.00 pm

in the Council Chamber

1. To receive apologies from absent Members.
2. To receive any declarations of interest from Members.
3. To deal with any business required by statute to be done before any other business.
4. To receive questions from and provide answers to the public in relation to matters of which notice has been given under Rule 10.
5. To approve the minutes of the last meeting of the Council held on 18 September 2008, as a correct record (copy attached).
6. Questions from Members of the Council on the minutes of the last meeting of the Council.
7. To answer questions of members of the Council under Council Procedure Rule 11;
 - (a) Questions to members of the Executive about recent decisions of the Executive (without notice)
 - (b) Questions to members of the Executive and Chairs of Committees and Forums, for which notice has been given.
 - (c) Questions to the appropriate members on Police and Fire Authority issues, for which notice has been given. Minutes of the meetings of the Cleveland Police Authority held on 5 June 2008 and the meetings of the Cleveland Fire Authority held on 25 July 2008 are attached.

8. To deal with any business required by statute to be done.
9. To receive any announcements from the Chair, the Mayor, members of the Cabinet or the head of the paid service.
10. To dispose of business (if any) remaining from the last meeting and to receive the report of any scrutiny forum or other committee to which such business was referred for consideration.
11. To receive reports from the Council's committees and working groups other than any overview and scrutiny committee and to receive questions and answers on any of those reports;
 - (a) Report of Constitution Committee – Revisions to the Role and Remit of the Contract Scrutiny Panel
12. To consider any other business specified in the summons to the meeting, including consideration of reports of the overview and scrutiny committees for debate and to receive questions and answers on any of those items;
13. To consider reports from the Executive:-
 - (a) Proposals in relation to the Council's budget and policy framework
Hartlepool Local Plan Saved Policies
 - (b) Proposals for departures from the budget and policy framework
Building Schools for the Future
14. To consider any motions in the order in which notice has been received.

"At the last Ward Surgery in St Hilda Ward, Councillor Fleming and I received a representation from two extremely distressed residents. These residents have been caught up in the "plastic windows" saga and were served with an enforcement notice literally "years ago".

A new set of guidelines have been drawn up and are now going out to consultation, again. These people and many like them have had the threat of legal action hanging over their heads like the sword of Damocles for years.

I call on this Council to recognise that this is both cruel and inhumane and ask that before the introduction of any new guidelines this Council offer a one-off amnesty to all residents and properties which are currently the subject of suspended enforcement action. This will draw a line in the sand and allow a fresh start to what has been an unreasonably protracted episode."

Signed:

S Allison
T Fleming
G Lilley
A Lilley
S Gibbon

15. To receive the Chief Executive's report and to pass such resolutions thereon as may be deemed necessary.

COUNCIL

MINUTES OF PROCEEDINGS

18th September 2008

The meeting commenced at 7.00 pm in the Civic Centre, Hartlepool

PRESENT:-

The Chairman (Councillor C Richardson) presiding:

The Mayor, Stuart Drummond

COUNCILLORS:

Aiken	Akers-Belcher	Allison
Atkinson	Barker	Brash
R W Cook	S Cook	Cranney
Fenwick	Fleet	Fleming
Flintoff	Gibbon	Griffin
Hall	Hargreaves	Hill
Jackson	James	Laffey
Lauderdale	A Lilley	G Lilley
London	A Marshall	McKenna
Dr. Morris	Preece	Rogan
Shaw	Simmons	Tumilty
Turner	Wallace	Wistow
Worthy	Wright	Young

OFFICERS:-

Paul Walker, Chief Executive
Nicola Bailey, Director of Adult and Community Services
Adrienne Simcock, Director of Children's Services
Dave Stubbs, Director of Neighbourhood Services
Joanne Machers, Chief Personnel Officer
Michael Ward, Chief Financial Officer
Julian Heward, Public Relations Officer
Amanda Whitaker, Democratic Services Team Manager
Jo Wilson, Democratic Services Officer.

61. APOLOGIES FOR ABSENT MEMBERS

Councillors Coward, Johnson, Kaiser, Payne and Sutheran.

62. DECLARATIONS OF INTEREST FROM MEMBERS

Councillor Young advised that he had a personal and prejudicial interest in agenda item 13(i) – Food Law Enforcement Service Plan 2008/09 – due to the nature of his employment. Councillor Young left the meeting during consideration of that item.

63. BUSINESS REQUIRED BY STATUTE TO BE DONE BEFORE ANY OTHER BUSINESS

None

64. PUBLIC QUESTION

(i) Question from Mrs S Little as follows:-

“Can the Portfolio Holder assure us that, whenever contracts are awarded for home-to –school transport arrangements, greater weight is always given to the track record and capacity of the applicants, rather than to the price of the service offered?”

Councillor Jackson, Neighbourhood and Communities Portfolio Holder, replied that the current weighting of contracts is designed to encourage fair access to the opportunity of working with the Council. Once the Council has established the need to procure provision, further consideration is given to the weighting of contracts. Particular attention will be given to the current ability of local providers to provide a service that is acceptable to the Council. The Council will also consider what measures are to be taken in order to improve service delivery. In order to ensure fair access and maintain good service delivery, the current weighting criteria reflects a balance, to enable the majority of providers to make application. If the quality criterion was set too high, only a minority of providers would be successful. The Councils aim is to ensure that we support all local providers in order to improve the service that they deliver in a manageable way.

If the process resulted in restricting a large proportion of applications, Hartlepool would not be able to provide for the current demand and would encourage an imbalance of successful applications. This would allow single operators to dominate the market and present significant risk to the Council (too many eggs in one basket). The current % price weighting has enabled the Council to develop the service and manage the provision within the agreed financial limits.

As part of the process the Council also takes into consideration a penalty system, relating to track record and capacity of applications. This process was introduced last year in order to improve the quality of service delivery with pleasing results. The Council has also increased the length of contracts to enable private operators to invest further in the quality of the service they provide.

The following supplementary questions were asked by Mrs Little:-

(i) What checks are undertaken to establish that any section 19 permit holders, who are awarded contracts, have the necessary permissions and procedure in place? Mrs Little explained that as a PSV operator, she had to meet a number of requirements, examples of which were given. However, those requirements did not apply in respect of section 19 permit holders.

(ii) Bearing in mind the paramount importance of the safety of our children and vulnerable adults what measures are taken to ensure that contracts are not awarded to those who have unacceptable records in those matters?

Referring to the first supplementary question, the Portfolio Holder agreed that there were different rules applicable to Section 19 vehicles. Unfortunately that was governed by law and was not something that the Council could change. However, the Portfolio Holder explained the evaluation and checks undertaken by the Council.

In responding to the second supplementary question, the Portfolio Holder reiterated that the performance and track record were considered by the Council and explained the current weighting criteria relating to contracts.

Members of the Council then made comments upon issues raised by the questioner.

65. MINUTES OF PROCEEDINGS

The Minutes of Proceedings of the Council held on the 31st July 2008, having been laid before the Council.

RESOLVED – That, subject to the following amendments, the minutes be confirmed:-

Minute 52 – Report of Constitution Committee – Councillor James highlighted that the report due to be considered at this meeting of the Council at agenda item 10(i), could now be dealt with.

Minute 48(b)(ii) – Question from Councillor Simmons – Councillor Hall, Portfolio Holder for Adult's Services, corrected the minutes in respect of his opening comments to indicate that he believed that there would not be any promises of future tax cuts in the run up to the next election by any of the major political parties.

The minutes were thereupon signed by the Chairman.

66. QUESTIONS FROM MEMBERS OF THE COUNCIL ON THE MINUTES OF THE PREVIOUS MEETING OF THE COUNCIL

Referring to minute 47, Councillor Wistow referred to Council's agreement that updated information should be circulated to Members in relation to the proposed closure of the North East Ambulance Service Satellite Contact Centre. The

Chief Executive agreed to pursue provision of that updated information to Members.

67. QUESTIONS FROM MEMBERS OF THE COUNCIL

- (a) Questions to Members of the Executive about recent decisions of the Executive

None

- (b) Questions to Members of the Executive and Chairs of Committees and Forums, for which Notice has been given

- (i) Question from Councillor Simmons to the Mayor:-

“Can the Mayor give Members an update on the current status of the planning for the forthcoming Tall Ships event?”

As the Mayor had not expected to be in attendance to answer the question, he had arranged for the following written response to be tabled at the meeting:-

“First of all I would draw your attention to the June issue of the Tall ships newsletter which is attached to this written reply; the next edition will be forthcoming in October.

I have also arranged for the Portal access sheet to be attached which gives instruction how to access the latest information presented from each workstream.

In addition I would also give you the newly launched website address which will increasingly be the medium for information awareness and opportunities to get involved – www.hartlepooltallships2010.com.

The Tall ships team and extended Workstream members are busy with continuous planning, this includes the following:-

Transport - Finalising the arrangements for a robust Park & Ride system, will help to cater for the anticipated numbers of visitors who will come by car. The Park & Ride locations will be announced once final agreements are in place. The planning team are maximising the capacity of coach parking and discussing additional train services to help alleviate the pressure on the road network.

I would ask all Members to give particular thought to the impact that an anticipated 1,000,000 visitors will have on the town. An increasing emphasis will be placed on informing residents to plan for their own personal circumstances over the Tall Ships period.

Sponsorship – Roberts & Partners have been engaged to maximize sponsorship income to help meet budget income targets, it is anticipated that announcements will be made soon. Whilst major companies are targeted for the main sponsors, an opportunity for local businesses to get involved is being

sought, through the Small Business Forum and the Teesside Chamber of Commerce. It is accepted that this may be as 'assistance in kind'.

Budget – the total budget estimates are currently continuing to show a £0.5m shortfall as reported to Cabinet on the 18th August as part of the overall revenue budget. However maximization of income streams and constant assessment and reduction of cost areas are being implemented.

Fleet berthing – the berthing plans and access arrangements are well advanced, this included a very successful 'free flow' exercise to test the practical arrangements for rapid exit from the Marina on the day of the 'Parade of Sail' scheduled for the 10th August 2010.

Liverpool July 2008 – the tall ships team accompanied by representatives of the Port Authority extensively researched the delivery of the 2008 event at Liverpool, receiving excellent cooperation from the City of Liverpool and the Capital of Culture team – the logistical and planning lessons are helping to inform the structure of the detailed planning for Hartlepool 2010. I should also inform Members that representatives of Cleveland Constabulary visited their event planning colleagues in the Merseyside force.

Education sub group – this is actively planning a series of activities in conjunction with the Primary and Secondary heads, the attached newsletter gives a flavour of recent events including a spectacular concert at the Borough Hall in June. Further information on the educational activity can be seen in the September edition of Hartbeat.

Event planning – the tall ships village concept which will effectively join the two berthing areas of Victoria Harbour and the Hartlepool Marina is currently being planned taking account of ground conditions, pedestrian flow, capacity for events activity, trade stands and sponsor reception areas. A full programme of STI specified events and entertainment is being developed, this will include the development of an 'Eve of Sail Spectacular' which aims to take full advantage of the piers off Hartlepool to help ensure a wider engagement with the local resident. The Headland and Seaton Carew will be fully engaged as viewing areas for significant elements of the event. The Parade of sail on Tuesday 10th August will provide a day long opportunity to view and admire the collected Tall Ships in Hartlepool Bay prior to their departure at approx 4.00pm. This event also coincides with the traditional Headland Carnival and discussions have and will be continuing with the Carnival Committee on how the 2 events will interlink.

Safety Advisory Group – the SAG is overseeing and coordinating the emergency services and the Health & Safety planning of the event, good progress has been made with colleagues in the PCT who have now confirmed allocation of space for the Event Control location.

It is very difficult to give a full description of the wide ranging activity which is ongoing – the next Tall Ships Project Board will take place on the 26th September 2008.

Could I also remind Members, as outlined on the Members briefing day, any and all suggestions and ideas will be warmly welcomed for consideration by the

planning team. Meanwhile the Tall Ships will feature at a Members seminar on a 6 monthly basis; the next one is planned for December.”

Councillor Simmons asked a supplementary question whether the Mayor was aware of concern at the lack of information available for Members and members of the public and the steps that would be taken to reassure Members and the public in relation to this issue.

In response, the Mayor acknowledged that it was fair to say that the Council could let the public know more information and he undertook to refer the matter to the Tall Ships Board meeting the following week. The Mayor highlighted the unpredictability of budgets and reiterated that the total budget estimates were currently continuing to show a £0.5m shortfall. However, it was noted that it was ‘early days’ and that Roberts & Partners have been engaged to maximize sponsorship income to help meet budget income targets. The Mayor assured Members that regular updates would be provided and he would look to see how more information could be conveyed to the public.

Members of the Council then made comments upon issues raised by the question.

- (c) Questions to the appropriate Members on Police and Fire Authority issues, for which notice has been given.

None

68. BUSINESS REQUIRED BY STATUTE

None

69. ANNOUNCEMENTS

None

70. TO DISPOSE OF BUSINESS (IF ANY) REMAINING FROM THE LAST MEETING AND TO RECEIVE THE REPORT OF ANY SCRUTINY FORUM OR OTHER COMMITTEE TO WHICH SUCH BUSINESS WAS REFERRED FOR CONSIDERATION.

- (i) Report of Constitution Committee – Proposed Amendments to Constitution.

At the meeting of the Council held on 31 July 2008 the above report, having been moved and seconded, was adjourned to the next meeting of Council, as required by Council Procedure Rule 24.2. It was noted that the report could be dealt with at this meeting of the Council.

RESOLVED – (i) Budget and Policy Framework Update – That the Constitution, Part 2 – Articles, Policy Framework be amended as set out in the report.

(ii) Council Procedure Rules – Questions to Members – That Part 4 of the Constitution, Paragraph 11.2 (Questions on notice at full Council) be amended as set out in the report.

71. TO RECEIVE REPORTS FROM THE COUNCIL'S COMMITTEES AND WORKING GROUPS

None

72. TO CONSIDER ANY OTHER BUSINESS SPECIFIED IN THE SUMMONS OF THE MEETING

None

73. REPORT FROM THE EXECUTIVE

(a) Proposals in relation to the Council's budget and policy framework

(i) Food Law Enforcement Service Plan 2008/09

The Adult and Public Health Services Portfolio Holder presented the draft Food Law Enforcement Service Plan for 2008/09, which was a requirement under the Budget and Policy Framework. A copy of the draft Plan was appended to the report. Council's approval to the Plan was sought. The Plan had been previously considered by Cabinet on 23rd June and 18th August 2008 and by Neighbourhood Services Scrutiny Forum on 11th July 2008. Following that meeting an additional key area of improvement had been added in relation to raising public awareness of a premises rating under the food hygiene awards by door/window stickers.

RESOLVED – That the draft Food Law Enforcement Plan 2008/09 be approved.

(ii) Youth Justice (Capacity and Capability) Plan 2008/09

The Regeneration and Liveability Portfolio Holder presented the Youth Justice (Capacity and capability) Plan for Council approval. A copy of the Plan was appended to the report. It was noted that the Plan had a prescribed format which had been changed to reflect the changes made to the Youth Justice Performance management framework. An initial report and issues paper had been submitted to Cabinet on 9th June. The Regeneration and Planning Services Scrutiny Forum had considered the first draft Plan on 25th July and the final draft plan had been submitted to Cabinet on 4th August 2008.

RESOLVED – That the Youth Justice (capacity and capability) Plan 2008/09 be approved for submission to the Youth Justice Board.

(b) Proposal for Departure from the Budget and Policy Framework

None

74. MOTIONS ON NOTICE

None

75. ANNUAL REPORT ON TREASURY MANAGEMENT ACTIVITY AND ACTUAL PRUDENTIAL INDICATORS FOR 2007/08

The Chief Executive reported that as part of the annual Budget and Policy Framework process Council had approved the overall Treasury Management Strategy and associated Prudential indicators on 14th February 2007. The report provided a review of the actual treasury activity for 2007/2008 and the actual Prudential Indicators for 2007/2008.

RESOLVED – That the report be noted.

76. APPOINTMENTS TO COMMITTEES

The Chief Executive reported that he had been informed that the Labour Group wished to make changes to their appointments to the following Committees:-

Audit Committee
General Purposes Committee

The Labour Group made nominations at the meeting to replace Councillor Wistow.

RESOLVED – That Councillors Richardson and Akers-Belcher replace Councillor Wistow on the Audit Committee and General Purposes Committee respectively.

The meeting concluded at 7.45p.m.

C RICHARDSON

CHAIRMAN

Member questions for Council

Meeting: 30 October 2008

1.	From: Councillor Marjorie James
	To: Councillor Cath Hill, Children's Services Portfolio Holder
	<p>Question:</p> <p><i>In the (November to February) Forward Plan published on 17th October it states that a key decision to be taken in November, is to put out to tender the outreach services package delivered via Children's Centres. I understand that this will go to Portfolio meeting on 11th November. (Allowing only a little over 3 weeks notice to members)</i></p> <p><i>Can the Portfolio Holder for Children's Services explain to Council why this key decision has not appeared in previous copies of the Forward plan?</i></p>

CLEVELAND POLICE AUTHORITY EXECUTIVE

The Annual General Meeting of Cleveland Police Authority Executive was held on Thursday 5 June 2008 in the Media Briefing Centre at Police Headquarters.

PRESENT: Councillor Caroline Barker, Councillor Barry Coppinger, Councillor Paul Kirton, Councillor Mary Langan, Councillor Ron Lowes, Councillor Dave McLuckie, Councillor Hazel Pearson OBE, Councillor Victor Tumilty and Councillor Steve Wallace

Lay Justice Members
Mr Keith Fisher JP and Mr Mike McGrory JP

Independent Members
Miss Pam Andrews-Mawer, Mr Chris Coombs, Mr Aslam Hanif Mr Alf Illingworth TD JP and Mr Peter Race MBE

OFFICIALS: Mr Sean Price, Mr Derek Bonnard, Mr Dave Pickard and Mr Graeme Slaughter (CC)
Mr Joe McCarthy, Mrs Caroline Llewellyn, Mr Norman Wright and Mrs Julie Leng (CE)

1 APOLOGIES FOR ABSENCE

Apologies for absence were received from Mr Ted Cox JP.

2 DECLARATIONS OF INTERESTS

There were no declarations of interests.

3 APPOINTMENT OF CHAIR AND VICE CHAIR

Nominations and seconders for the role of Chair and Vice Chair had been submitted to the Chief Executive in accordance with Standing Orders.

The Chief Executive confirmed that he had only received one nomination for the position of Chair and one for the position of Vice Chair. The Chief Executive therefore asked Members to agree to vote by show of hands rather than a secret ballot. This was agreed and Councillor Dave McLuckie was nominated and seconded and unanimously voted as Chair for the forthcoming year. Mr Chris Coombs was nominated and seconded and unanimously voted as Vice Chair for the forthcoming year.

ORDERED that:-

1. Councillor Dave McLuckie be appointed Chair for the ensuing year.
2. Mr Chris Coombs be appointed Vice Chair for the ensuing year.

4 QUESTION AND ANSWER SESSION

No questions were received from the public.

The Chairman sought Members approval to remove the Question and Answer session from future agendas as no questions had been received from the public during the previous year.

ORDERED that:-

1. the question and answer session be removed from future agendas be agreed.

5

COUNCILLOR MEMBERSHIP AND NOMINATIONS FOR ANSWERING QUESTION AT COUNCIL MEETINGS

The Chief Executive reported the decision that had been made by the Police Authority Joint Committee held on 7 June 2007 regarding the elected membership of the Police Authority. At that Police Joint Committee it was agreed that the Councillor Members from the four Unitary Authorities be elected to serve as Police Authority Members for a period of four years. Therefore there was no change to the elected membership for the Police Authority for the coming year.

ORDERED that:-

1. Members noted that the following Councillors be appointed to the Police Authority to serve their second of four years as agreed by the Police Joint Committee on 7 June 2007:-
 - **Hartlepool** – Councillor Caroline Barker, Councillor Victor Tumilty and Councillor Steve Wallace
 - **Middlesbrough** – Councillor Barry Coppinger, Councillor Ron Lowes and Councillor Hazel Pearson OBE
 - **Redcar and Cleveland** – Councillor Mary Lanigan and Councillor Dave McLuckie
 - **Stockton** – Councillor Paul Kirton
2. The above Councillors be appointed as representatives to answer questions on the discharge of the function of the Police Authority at meetings of their relevant councils be agreed.

6

STATEMENT OF ACCOUNTS 2007/08 (SUBJECT TO AUDIT)

The Chief Executive presented the Statement of Accounts (Subject to Audit) to Members. Under the Account and Audit Regulations 2003, local authorities, including police authorities, are required to receive and approve the Statement of Accounts for 2007/08 before the end of June 2008.

The Statement of Accounts has been prepared in accordance with the Code of Practice on Local Authority Accounting in the United Kingdom: Statement of Recommended Practice (SORP) 2007/08 and the subsequent Police Pension Fund Regulations 2007 (SI 1932/2007) and 'presents fairly' the financial position and transactions of the Authority and the Police Pension Fund for the year ended 31 March 2008.

Appendix A to the report provided Members with a brief explanation of the format and purpose of the accounts.

ORDERED that:-

1. the recommendations of the audit & Internal Control Panel held on 28 May 2008 be accepted, and that the Statement of Accounts 2007/08 attached to this report, including the provisions and earmarked reserves be agreed.

7

FORCE PERFORMANCE – BUILDING ON SUCCESS

The Chief Constable updated Members on Force performance and other notable achievements for the financial year ending March 2008.

This report also provided the results of the MORI survey which had taken place in April 2008 of residents in the force area, to gauge public opinion in relation to Neighbourhood Policing.

The Force was continuing to make excellent progress in performance, with 11 of the 13 crime categories showing a reduction in recorded crime, and all 13 categories showing an improvement in sanction detection rates.

The results of the MORI poll indicated over 70% of respondents have more confidence in the ability of Cleveland Police to deal with the local problems.

Under the Chief Constable's operational vision of 'Putting People First', staff and officers at all levels across the force had continued to work towards putting Cleveland Police at the forefront of modern policing by 2014 which was reflected in the positive and innovative performance of the force during the last financial year.

ORDERED that:-

1. the continued improvements in Force performance with a reduction in overall crime and an increase in sanction detection rates be noted.
2. the positive results from the recent MORI poll on the impact of Neighbourhood Policing be noted.

8

CLEVELAND POLICE AUTHORITY – REVISED CODE OF CORPORATE GOVERNANCE

The Strategy and Performance Manager presented the updated Code of Corporate Governance in line with agreed procedures.

ORDERED that:-

1. the revised Code of Corporate Governance attached at Appendix A to the report be agreed.
2. the following key challenges be noted:-
 - the inclusion of the whistle-blowing policy (attached at Appendix G) that was accepted by the Audit and Internal Control Panel in May 2008.
 - the inclusion of the Counter Fraud and Corruption Policy (attached at Appendix H) that was accepted by the Audit and Internal Control Panel in May 2008.
 - Reference to the Police Authority Membership Regulations 2007 in Part 3.
 - The inclusion of hyperlinks throughout the document for ease of cross-reference.

9

THE ANNUAL GOVERNANCE STATEMENT 2007/2008

The Chief Executive presented the Annual Governance Statement 2007/2008 for approval. With effect from the financial year 2007/2008 the requirement to produce a Statement of the Systems of Internal Control ceases. The review of the internal control arrangements now forms parts of the wider ranging documents entitled 'Annual Governance Statement'.

The Police Authority Executive on the 11 December 2007 received a report about the new arrangements required under the Account and Audit Regulations, and defined proper practices to publish an Annual Governance Statement (AGS). The Executive agreed to build upon the existing arrangements for production of the Statement of Internal Control. This meant that the Audit & Internal Control Panel would have the responsibility to review the draft AGS and make recommendations to the Executive meeting. The draft had been drawn up using the CIPFA / SOLACE framework and the guidance referred to in the report.

ORDERED that:-

1. Members considered and approved the Annual Governance Statement following its review by the Audit and Internal Control Panel on 28 May 2008.

10

OUTLINE ANNUAL SCHEDULE OF REPORTS

The Head of Strategy and Performance presented the outline schedule of reports for the Police Authority Executive and the Panels.

The ability to plan the reporting cycle and therefore the scrutiny function, and to monitor service initiatives and performance in a timely and effective way, will enhance the risk management capabilities of the Force and Authority.

The outline annual schedule of report will enable the panel/committee business to be more effectively and efficiently planned and executed.

ORDERED that:-

1. the Outline Annual Schedule of Reports attached at Appendix A be agreed.

11

MEETING SCHEDULE 2008/09

The Chief Executive sought agreement of the meeting timetable for all the Police Authority meeting during 2008/09.

Members had agreed a new committee structure and panel membership at its AGM on 14 June 2007.

The new committee structure had successfully ran for a year and following discussion with both the Panel Chairs and the Force the following slight changes were recommended:-

- Strategic Policing & Performance meet bi-monthly rather than monthly;
- Community Protection meet bi-monthly rather than six weekly.

The meeting schedule would enable the panel/committee business to be more effective and efficiently planned and executed.

ORDERED that:-

1. the meeting timetable attached at Appendix A to the report be agreed.

12 **MINUTES OF THE POLICE AUTHORITY EXECUTIVE HELD ON 28 FEBRUARY 2008**

The minutes of the Police Authority Executive held on 28 February 2008 were approved and signed by the Chair as a true and accurate record.

13 **MINUTES OF THE POLICY & RESOURCES / CORPORATE DEVELOPMENT**

ORDERED that the following minutes of the Policy & Resources / Corporate Development Panel held on the 6 March 2008 were submitted and approved.

POLICY & RESOURCES / CORPORATE DEVELOPMENT

A meeting of the Policy & Resources / Corporate Development Panel was held on Thursday 6 March 2008 commencing at 10.00 am in the Members Conference Room at Police Headquarters.

PRESENT Miss Pam Andrews-Mawer, Mr Ted Cox JP, Mr Keith Fisher JP, Mr Aslam Hanif, Mr Alf Illingworth TD JP, Councillor Hazel Pearson OBE and Councillor Steve Wallace (Chair)
Mr Chris Coombs (ex officio)

OFFICIALS Mr Joe McCarthy, Mr Paul Kirkham and Mr John Bage, Mrs Clare Hunter, (CE)

Mr Sean Price, Mr Derek Bonnard, Mr Graeme Slaughter and Miss Kate Rowntree (CC).

ADDITIONAL MEMBERS Mr Mike McGrory JP, Councillor Ron Lowes

14 **APOLOGIES FOR ABSENCE**

Apologies for absence were received from, Councillor Dave McLuckie (ex officio), Councillor Barry Copping, and Mr Peter Race MBE.

15 **DECLARATIONS OF INTERESTS**

There were no declarations of interests.

Action

16 **MINUTES OF THE POLICY & RESOURCES – CORPORATE DEVELOPMENT PANEL HELD ON 7 FEBRUARY 2008**

The minutes were agreed as a true and accurate record.

17 **OUTSTANDING RECOMMENDATIONS**

Written updates will be provided for lieu / annual leave and IPLDP following the end of the financial year.

ORDERED that:-

1. the Outstanding Recommendations be noted.

18

BUDGET MONITORING REPORT TO 31 JANUARY 2008

The Temporary Assistant Chief Officer (Finance and Commissioning) presented the report. Members had approved a Net Budget Requirement (NBR) of £119,737k and budgeted revenue expenditure of £138,835k, the balance of expenditure being funded by specific grants, other income and transfers from reserves at their meeting on 23 February 2007. This report sets out the progress against delivery of that budget and was part of the process introduced by the Authority to maintain prudent financial management.

The current forecast was for a year-end underspend of £1.4m reducing to £1.0m after allowing for Member's authorisation to carry forward £372k on Performance Improvement, Volunteers, Training and Development Initiatives. Budgets are being actively managed to ensure that material variances do not develop and that operational objectives are delivered. No material financial risks, other than those set out in the Risk Monitor at Appendix D, had been identified.

ORDERED that:-

1. the contents of the report be noted.
2. a carry forward of budgets totalling £372k to 2008-9 be noted
3. Members continued to support the proper implementation of the pay award for Police Officers to be back dated to 1 September 2007 and any monies identified would be set aside until this issue was resolved.

**ACO (F &
C)
Chief
Executive**

19

CAPITAL MONITORING REPORT TO 31 JANUARY 2008

The Temporary Assistant Chief Officer (Finance and Commissioning) presented the progress against the delivery of the Capital Programme to date. Members had approved the Capital Programme and the Capital Plan for 2008/10 at their meeting on 23 February 2007. This report made recommendations to amend the approved plan.

ORDERED that:-

1. the contents of the report be noted.
2. the carry forward of the following budgets totaling £562.5k to 2008/09 be approved:-
 - Disaster recovery and storage management £250k
 - Fleet replacement £312.5k
3. an underspend of £240.3k be noted, mainly due to
 - Placing of orders for the Roads Policing Unit not happening as anticipated (£123k)
 - Continuing delays in delivery of motor vehicles (£90k)

**ACO (F &
C)**

20

TREASURY MANAGEMENT TO 31 JANUARY 2008

The Temporary Assistant Chief Officer (Finance and Commissioning) updated Members
08.10.30 7(c) COUNCIL Police Authority Minutes 5 June 2008

- 6 -

HARTLEPOOL BOROUGH COUNCIL

on the status of the Authority's investments and borrowing. Members had agreed an investment strategy for 2007/08 at their meeting on 23 February 2007.

The Authority manages its cash resources in a low risk yet highly liquid manner. Returns on the investments are very competitive given that no risk is taken and the funds are only invested in the short term.

Paragraph 3.8 advised members of the high cash balances and interest rates that have been experienced since the 2007-08 budget was set the Authority will achieve greater returns on its investments than planned. It is therefore anticipated that the £700k interest receivable income budget will be over achieved by approximately £420k, and this has been factored into the Long Term Financial Plan.

ORDERED that:-

1. the contents of the report be noted.

21

POLICE PENSIONS REGULATIONS 1987 – RE-ISSUE OF CHILDREN'S ALLOWANCE

The Assistant Chief Constable (Corporate Development) provided Members with a report which outlined the process relating to the re-issue of Children's Allowances, under the Police Pensions Regulations 1987.

A request had recently been received from the Teesside Pension Fund in relation to a request to re issue a Children's Allowance. The Children's allowance applies to a child of a regular police officer who, having retired, dies while in receipt of that pension, or who dies or has died while serving as a regular police officer.

ORDERED that:-

1. the request be agreed
2. delegation of any future decisions be given to the Chief Constable in consultation with the Chief Executive

**ACC
(Corporate
Development)**

22

ORIGIN RESOURCE MANAGEMENT SYSTEM

The Assistant Chief Constable (Corporate Development) presented to Members the business case for the implementation of the ORIGIN Resource Management System.

Members were informed that currently the Force utilises NSPIS HR database as its Human Resource Management System. NSPIS HR is supported by NPIA as the national standard HR system

The existing database technology upon which the NSPIS HR application resides is now over ten years old the manufacturers (ORACLE) have now ceased to support the older version.

ORIGIN is the latest version of the NSPIS HR system, and uses new functionality available in the latest version of the underlying Oracle database to drive greater business benefit from the software

System Administrator. The costs of which are incorporated in the revenue costs of the project and Long Term Financial Plan.

The project presents an opportunity to continue to benefit from the 'shared' approach of a nationally mandated system, achieving enhanced business benefits from reduced capital investment compared with a bespoke or distinct separate system

ORDERED that:

1. the report and business case be noted
2. to proceed with the implementation of ORIGIN and the establishment of one permanent post with-in the Force

**ACC
Corporate
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ent)**

23

CLEVELAND POLICE AUTHORITY SINGLE EQUALITY SCHEME

The Strategy and Performance Manager presented a report and Action Plan to update Members on the Authority's Single Equality Scheme which was accepted by the Police Authority Executive on 14 June 2007, and covered all six strands of diversity

There is a legal requirement for public authorities to produce equality schemes covering race, disability and gender. Authorities must show how they intend to fulfil their general and specific duties under these schemes, relevant to the provisions of the Race Relations Amendment Act, the Disability Discrimination Act, the Equalities Act and related regulations. There is a further requirement to report annually on the exercise of these equality schemes and to publish details of this assessment and of all equality impact assessments carried out during the year.

The Cleveland Police Authority Single Equality Scheme is progressing as expected, with the action plan items being attended to and equality impact assessments being carried out, as required. The next step is to update the document in the light of best practice for compliance as identified by the Association of Police Authorities.

ORDERED that:-

1. the report be noted.
2. the Action Plan be noted.

24

HEALTH & SAFETY UPDATE

The Assistant Chief Constable (Corporate Development) informed Members of the current position with regard to Health and Safety within Cleveland Police.

Members gave approval at the December meeting to the development of a joint Health and Safety Policy by the Governance Team relating to both the Force and the Police Authority, including appropriate reporting arrangements

Members were informed that a meeting to finalise the joint policy was held on the 21st February 2008 between members of the Governance Unit and the Strategy & Performance Manager. The policy comprises of three elements namely:

- a general statement of policy intent
- the organisational arrangements for carrying out the policy, and ultimately
- the arrangements for policy implementation.

Members noted the current work underway. Future reports will contain specific information relating to Force performance in health and safety and fire safety.

ORDERED that:-

1. the report be noted

25 **ANY OTHER URGENT BUSINESS**

The Chair informed the meeting that this meeting is the Policy & Resources / Corporate Development Panel and that the remit is currently too concentrated on finance issues and does not regularly debate Corporate Development issues.

The Chair informed the meeting that he has asked Officers to bring scoping documents to the next meeting, particularly around the areas of Modernisation and Scrutiny.

26 **OPERATION SAFEGUARD**

A Member requested an update on Operation Safeguard

The Chief Constable informed Members that Operation Safeguard is an initiative to temporarily overcome overcrowding in local jails. Where prisoners on remand can be temporarily housed in local police cells.

The Chief Constable informed Members that he has had a number of correspondence on these matters recently. The Chief Constable informed the meeting that Cleveland did offer facilities if the financing of such would come from the Home Office. The Home Office declined to offer any finances.

27 **MINUTES OF THE AUDIT & INTERNAL CONTROL PANEL**

ORDERED that the following minutes of the Audit & Internal Control Panel held on the 13 March 2008 were submitted and approved.

AUDIT AND INTERNAL CONTROL PANEL

ACTION

A meeting of the Audit and Internal Control Panel was held on Thursday 13 March 2008 commencing at 10.00 am in the Members Conference Room, Police Headquarters.

PRESENT Mr Mike McGrory JP (Chair), Councillor Ron Lowes (Vice Chair), Councillor Caroline Barker, Councillor Hazel Pearson OBE, Cllr Mary Lanigan, Mr Keith Fisher JP, Mr Aslam Hanif

OFFICIALS Mr Joe McCarthy, Mr Paul Kirkham, Mr Norman Wright and Mrs Jayne Harpe (CE)
Mr Graeme Slaughter, ACC Derek Bonnard and Miss Kate Rowntree (CC)

AUDITORS Mr Ian Wallace (RSM Bentley Jennison)
Ms Catherine Andrew and Ms Sandra Swan (Audit Commission)

28 **APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillor Victor Tumilty and Mr Chris Coombs (ex officio)

29 **DECLARATIONS OF INTERESTS**

There were no declarations of interests.

30 **MINUTES OF THE PREVIOUS MEETING HELD 24 JANUARY 2008**

The minutes were agreed as a true and accurate record.

31 **OUTSTANDING RECOMMENDATIONS**

Updates were provided in relation to all the outstanding recommendations.

ORDERED that:-

1. the Outstanding Recommendations were noted and updated.

32 **POLICE AUTHORITY RISK REGISTER**

The Strategy & Performance Manager provided Members with details of each item on the Police Authority Risk Register.

Since the last risk register report to the Audit and Internal Control Panel in November 2007, risk management arrangements had been revised and the Force had produced a revamped Corporate Risk Register. This was reported to the January 2008 meeting of the Panel. In light of this development it was necessary to reconsider the risk management arrangements for the Police Authority and to update the Police Authority Risk Register in order to follow the same risk assessment format as that used for the Force Corporate Risk Register. It was also necessary to consider the removal of items from the Police Authority Risk Register that overlapped with items included in the Force Corporate Risk Register.

There were 3 elements to be taken into account before arriving at the score, these were:

Inherent Risk - the level of risk before any controls were put in place = the worst case scenario.

Current Risk - the current level of risk after controls had been put in place.

Residual Risk - the theoretical level of risk after all possible controls were put in place.

ORDERED that:-

1. Members agreed the revised Police Authority Risk Register at Appendix A.
2. Members noted that Appendix A was a summary document and that comprehensive details of the risk assessments were kept and regularly reviewed. These details would inform the debate on risk management when the Police Authority Risk Register was reported to this Panel bi-annually.
3. Members noted that the Chair of the Audit and Internal Control Panel now acted as Risk Champion for the Authority and that the Chair and the Chief Executive meet on a quarterly basis to review the Police Authority Risk Register.
4. Members noted that risk PA2 – “the possibility of failure to provide value for money and to achieve the efficiency saving targets set by the Home Office and included within the Long Term Financial Plan” – had been omitted as it had been reflected in the Force Corporate Risk Register item 001 – “An inability to secure LTFP and/or required savings”.
5. Members noted that the scoring system for the risk items had changed and

therefore the old and new Police Authority Risk Register scores were not directly comparable.

6. Members noted that there were no risk items with a purple (significant risk) score of 20 points or more within the Police Authority Risk Register.
7. Members agreed the Police Authority Risk Register.

33

CLEVELAND POLICE AUTHORITY AUDIT PLAN

The Audit Manager from the Audit Commission introduced the new Team Leader for Cleveland Police. The draft audit plan was presented to the meeting and the Audit Manager clarified the increase in fees. The fees had gone out for consultation at the time of the report and had not yet been agreed. Members agreed to delegate to the Chief Executive to agree the fees.

3 key risks had been identified with planned work to address the risk:

1. There were a variety of forms of partnership in which the Police Authority and Force participate – *A review of partnership arrangements, with particular focus on procurement through partnerships.*
2. The Police Authority and Force may not have arrangements in place for areas included in the new expanded use of resources assessment – *Early review of arrangements in place for:*
 - *Asset Management;*
 - *Human resources, including workforce planning; and*
 - *IT*
3. Improving data quality and use of information in audited bodies remains a key strategic objective for the Commission - *Review of use of information for performance management across the organisation, including arrangements to ensure agreed action plans are monitored.*

ORDERED that:-

1. the report and recommendations in the action plan be noted.

34

INTERNAL AUDIT BUDGET MONITORING & CONTROL

The Head of Internal Audit informed the meeting that an audit of Budget Monitoring and Control was undertaken as part of the approved internal audit periodic plan for 2007/08.

ORDERED that:-

1. the report and recommendations in the action plan be noted.

35

INTERNAL AUDIT PROGRESS REPORT FOR 2007/08

The Internal Auditor informed the meeting that the periodic internal audit plan for 2007/08 was approved by the Audit and Performance Panel on 23 March 2007. This report summarised the outcome of work completed to date against that plan, and Appendix A provided cumulative data in support of internal audit performance.

All of the audits completed had yielded audit opinions of substantial assurance. Internal Audit had identified no areas of fundamental weakness and only a small number of significant recommendations had been made.

The Chair of the Panel commended the Corporate Finance Team for their hard work.

ORDERED that:-

The report be noted.

36

INTERNAL AUDIT DRAFT AUDIT PLAN 2008/09

The Head of Internal Audit informed the meeting that the purpose of internal audit was to provide the Authority Executive, through the Audit Panel, with an independent and objective opinion on risk management, control and governance and their effectiveness in achieving the organisation's agreed objectives. This opinion formed part of the framework of assurances that the Executive received and would be used to help inform the Annual Governance Statement. Internal Audit also had an independent and objective consultancy role to help line managers improve risk management, governance and control.

From 2008/09 Internal Audit were enhancing their internal audit methodology and their updated risk based internal audit approach was now linked to the COSO Enterprise Risk Management framework. The new internal audit methodology was designed to ensure that as well as meeting professional internal auditing standards, the assurance provided was clearly mapped to the organisation's objectives and associated risks.

ORDERED that:-

1. That the final version of this report be submitted to the next Audit and Internal Control Panel on 28 May 2008.

37

INTERNAL AUDIT - CORPORATE GOVERNANCE AUDIT REPORT

The Internal Auditor informed the meeting that an audit of Corporate Governance was undertaken as part of the approved internal audit periodic plan for 2007/08.

The Technical Accountant highlighted the new requirement referenced in the Internal Audit report for an Annual Governance Statement, and sought approval for provision of a briefing session for Members on the draft statement for 2007/08.

ORDERED that:-

1. The report and action plan be noted.
2. Arrangements for a briefing of all Members of the Police Authority in relation to the draft 2007/08 Annual Governance Statement be made.

P Kirkham

38

MINUTES OF THE COMMUNITY PROTECTION PANEL HELD ON 19 MARCH 2008

ORDERED that the following minutes of the Community Protection Panel held on the 19 March 2008 were submitted and approved.

COMMUNITY PROTECTION PANEL

A meeting of the Community Protection Panel was held on Wednesday 19 March 2008
08.10.30 7(c) COUNCIL Police Authority Minutes 5 June 2008 - 12 -
HARTLEPOOL BOROUGH COUNCIL

in the Members Conference Room at Police Headquarters.

PRESENT: Miss Pam Andrews-Mawer (Chair), Mr Ted Cox JP, Cllr Paul Kirton, Mr Mike McGrory JP, Cllr Hazel Pearson OBE (Vice Chair), Mr Peter Race MBE and Cllr Victor Tumilty

ADDITIONAL MEMBERS Mr Keith Fisher JP

OFFICIALS: Mrs Julie Leng, Mrs Joanne Hodgkinson and Mr Norman Wright (CE)
Mr Dave Pickard, Mr Michael Harthack and Miss Kate Rowntree (CC)

39 **APOLOGIES FOR ABSENCE**

Apologies for absence were received from Mr Chris Coombs (ex-officio) and Cllr Dave McLuckie (ex officio).

40 **DECLARATIONS OF INTERESTS**

There were no declarations of interests.

41 **MINUTES OF THE PREVIOUS MEETING**

The minutes of the Community Protection Panel meeting held on 23 January 2008 were agreed as a true and accurate record.

42 **OUTSTANDING RECOMMENDATIONS**

ORDERED that: -

1. the outstanding recommendations be noted with the following updates: -
 - Following receipt of additional information in relation to the East Middlesbrough Community Justice Court visit that this item could now be removed.
 - Following the letter of thanks sent to the Independent Custody Visitors (ICVs) it was agreed to look at implementing a commendation scheme to acknowledge the excellent contribution made by our ICVs.

43 **JOINT CLEVELAND POLICE AND POLICE AUTHORITY 2008 – 2011 CONSULTATION STRATEGY**

The Strategy Manager presented the 2008-2011 Joint Cleveland Police and Police Authority Consultation Strategy.

This Consultation Strategy would enable Cleveland Police and Police Authority to effectively engage with local people. This strategy should ensure that a structured, well planned programme of consultation activity is integrated into Cleveland Police and Police Authority's planning processes.

ORDERED that:

1. the Consultation Strategy attached at Appendix A to the report be approved.
2. the Strategy be updated periodically and fully reviewed in 2011 be agreed.

44

THE NATIONAL COMMUNITY SAFETY PLAN 2008-2011

The Head of Strategy and Performance outlined the contents of the National Community Safety Plan for 2008-2011 which was issued by the Home Officer earlier this year.

The National Community Safety Plan detailed the Government's priorities for crime and disorder that would inform the Police Authority and force in the formulation of the Policing Plan, and the CDRPs in the formulation of their Partnership Plans.

ORDERED that: -

1. the summary of the National Community Safety Plan attached at Appendix A to the report be noted.

45

STOP AND SEARCH STATISTICS

The Temporary Assistant Chief Constable presented the latest statistics on stop and search by ethnicity and reason for stop and search. As this was the first paper presented to the Authority on stop and search statistics, the figures presented were for the year to date. Future reports would be six monthly statistics.

During the period April to December 2007 the Force carried out 6841 stop and searches, of which 96.1 % were white and 2.1 % were of a visible minority ethnic origin. Of those stopped and subsequently arrested, 90.8% were white and 2.6% were of VME origin.

Cleveland Police would continue to monitor the use of stop and search powers across the Force.

ORDERED that: -

1. the contents of the report be noted.

46

CLEVELAND POLICE SPECIAL CONSTABULARY UPDATE

The Temporary Assistant Chief Constable updated Members on the present position with regard to the Special Constabulary – Capacity Building programme and the associated financial support from the Home Office to March 2008.

In September 2003 Cleveland Police submitted a bid under the Funding for the Special Constabulary – Capacity Build Funding' programme requesting financial support from the Home office for the 3 year period January 2004 to December 2007, the funding was then extended by the Home Office to March 2008.

As a result of the 'Capacity Building' programme Cleveland had achieved its target to have at least 171 officers in force by the end of March 2008, our recruitment processes and foundation training had seen immense improvements. The Force now have a dedicated team who are solely responsible for all matters in relation to Specials and best practice is being implemented in relation to HR matters, security of information and the up keeping of personal files.

There were a number of operational benefits to the Force gained from the use of Special Constables, such as being part of the Neighbourhood Support Teams and also being utilised to back up response and attend major events such as football and the Riverside festival.

So far in 2007/08 Specials have been responsible for the arrests of 220 people, have completed over 300 street encounters, confiscated over 300 units of alcohol, submitted 60 crime reports, 200 HORT/1's and attended domestic incidents, issued section 59 warnings and provided high visibility policing and public reassurance patrols.

The Special Constabulary in Cleveland continued to be a prime example of police working in partnership with members of its communities.

Members were advised that the Commandant, Mr Peter Prunty, was due to retire from the role in April 2008 following 44½ years of service. Members expressed their gratitude and asked that their formal thanks be recorded for the excellent work carried out by Mr Prunty.

ORDERED that: -

1. the contents of the report be noted.

47

CLEVELAND POLICE VOLUNTEER SCHEME

The Temporary Assistant Chief Constable updated Members on the present position with regard to the Cleveland Police Volunteer Scheme.

The Force has had volunteers assisting at the front desk at Saltburn Police Station for the last ten years who assist to provide an enhanced service. In addition the Force also have a more structured approach to volunteering in the use of Special Constables.

In 2006 a pilot project to recruit volunteers was launched in Redcar & Cleveland District. The pilot was only partially successful and it quickly became apparent that more work would have to be done prior to the project being launched force wide and that a more robust structure would have to be in place to support the introduction of volunteers.

A Volunteer Scheme has since been developed and has been keenly supported and funded by the Police Authority.

The Force wide launch of the volunteer scheme is a new chapter in the history of Cleveland Police. As with all new initiatives, the bedding in of volunteers will not be without its challenges and a period of adjustment is to be expected. An update on the scheme would be brought back to the panel for Members' information in September.

ORDERED that: -

1. the contents of the report be noted.

48

UPDATE ON THE SEXUAL ASSAULT REFERRAL CENTRE (SARC)

The Chair presented an update on the progress of the Sexual Assault Referral Centre (SARC) – named Helen Britton House following its opening on 24 September 2007.

Since opening on 24 September 2007 there had been 107 referrals and a total of 105 face to face sessions held at Helen Britton House. These sessions include support, counselling and advocacy support.

The benefits of the provision of such a centre would assist victims and survivors of serious sexual assault. The facilities would assist Cleveland Police in its support of victims and provide a medical environment, described by Government as best practice, for the investigation and prosecution of crimes of this nature.

A marketing campaign was due to commence on 14 April 2008, to raise awareness of the Centre's existence and the excellent facilities and support it can offer.

This was an excellent example of partnership working, with agencies from Police Authority, Police, Health, Local Authorities and the Volunteer Sector all contributing to a single goal.

ORDERED that: -

1. the report be noted.

49

COMBINED 2008-11 POLICING PLAN, ABRIDGED BEST VALUE PERFORMANCE PLAN AND 2007-08 ANNUAL REPORTS

The Temporary Assistant Chief Constable presented Members with a copy of the combined 2008-11 Policing Plan, abridged Best Value Performance Plan and 2007-08 Annual Reports.

To inform Members of the work carried out in compiling the Plan and for Members to 'issue' the plan.

'Issue' means that the final content of the plans must have been approved by the Police Authority subject to minor updates and amendments by the start of the financial year. The plan does not have to be published by that date; however publication must be completed by 30 June.

The combined plan is a key document in communicating our policing priorities, activities and our resources to the public as well as to force managers for the forthcoming financial year.

The Policing Plan is in effect the action plan for the year. It sets out in a format that facilitates a 'live' performance process how we will meet our priorities and activities allowing the authority to measure performance.

ORDERED that: -

1. the final draft of the 2008-11 Policing Plan, abridged Best Value Performance Plan and 2007-08 Annual Report be issued subject to amendments discussed and agreed with the Community Protection Panel Chair, Chair of the Authority and the Chief Executive in consultation with the Chief Constable.

50

MINUTES OF THE STRATEGIC POLICING & PERFORMANCE HELD ON 27 MARCH 2008

08.10.30 7(c) COUNCIL Police Authority Minutes 5 June 2008

HARTLEPOOL BOROUGH COUNCIL

- 16 -

ORDERED that the following minutes of the Strategic Policing & Performance Panel held on the 27 March 2008 were submitted and approved.

STRATEGIC POLICING & PERFORMANCE

A meeting of the Strategic Policing & Performance Panel was held on Thursday 27 March 2008 commencing at 10.00 am in the Members Conference Room at Police Headquarters.

PRESENT Miss Pam Andrews-Mawer, Mr Ted Cox JP, Mr Keith Fisher JP, Mr Aslam Hanif (Vice Chair), Mr Alf Illingworth TD JP, Councillor Ron Lowes and Mr Peter Race MBE (Chair).

OFFICIALS Mr John Bage (CE)
Mr Dave Pickard, Ms Anne-Marie Salwey, Mr Paul Baker, Mr Graeme Slaughter (CC)

51 **APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillor Dave McLuckie (ex officio). Mr Chris Coombs (ex officio), Councillor Victor Tumilty, DCC Ron Hogg

52 **DECLARATIONS OF INTERESTS**

There were no declarations of interests.

Action

53 **MINUTES OF THE STRATEGIC POLICING AND PERFORMANCE PANEL HELD ON 31 JANUARY 2008**

The minutes were agreed as a true and accurate record.

54 **OUTSTANDING RECOMMENDATIONS**

ORDERED that:-

1. the Outstanding Recommendations be noted.

55 **FORCE PERFORMANCE TARGETS 2008-9**

The Temporary Assistant Chief Constable presented the report on Force performance targets for 2008-9

The Police Authority was required to prepare a three year policing plan, by the 31 March 2008. This is updated annually. The plan must include details of Force Performance targets that show a clear commitment to the outcome the Force will strive to achieve over the coming year.

When setting local performance improvement targets, a number of 'drivers' must be taken into consideration. For 2008-9 these key drivers have been identified as:

- Public Service Agreements 2008-11
- Home Secretary's Strategic Policing Priorities
- Assessment of policing and Community Safety (APACS) – the National Performance Framework
- Local Area Agreements (LAA)
- Local Policing Priorities (LPP)

- IQUANTA Analysis – Most Similar Forces Comparison

A review of the target setting process has been carried out, and this, taking into consideration the key drivers associated with performance improvement, will be used to measure and drive performance over the next twelve months.

ORDERED that:-

1. the report be noted
2. Members agree the performance targets for 2008-9
3. a figure to be provided and included for sickness performance targets once data is available for 2008-9

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56

ACTIVITY BASED COSTING (ABC) – ANNUAL ABC REVIEW AND SUMMARY

The Performance Development Officer presented the report on the annual review and summary of Activity Based Costing (ABC)

The Home Office requires the Force to carry out an annual review of policing activity, using the Home Office's Activity Based Costing model.

The report compared the resources used to achieve the statutory performance indicators (SPIs) targets for the financial years 2003/4 to 2006/7 and to forecast performance and resource use for 2007/8.

Performance assessment compares our policing performance with our Most Similar Family of Forces in terms of crime priorities. The key crime areas are:

- Total crime
- Vehicle crime
- Robbery
- Burglary Dwelling
- Violent crime (Violence against the person, Sexual Offences, Robbery)

It was reported that the Force had met and surpassed many of its performance targets and has improved against its Most Similar Family of Forces between 2003/4 to 2006/7, and that this has been achieved with less resources than in previous years. The trend if continued will allow the Force to enhance future productivity and value for money into 2007/8.

AGREED that:-

1. the report be noted.

57

MINUTES OF THE POLICY & RESOURCES / CORPORATE DEVELOPMENT HELD ON 3 APRIL 2008

ORDERED that the following minutes of the Policy & Resources / Corporate Development Panel held on the 3 April 2008 were submitted and approved.

POLICY & RESOURCES / CORPORATE DEVELOPMENT

A meeting of the Policy & Resources / Corporate Development Panel was held on Thursday 3 April 2008 commencing at 10.00 am in the Members Conference Room at Police Headquarters.

PRESENT Miss Pam Andrews-Mawer, Councillor Barry Coppinger (Chair), Mr Ted Cox JP, Mr Keith Fisher JP, Mr Aslam Hanif, Mr Alf Illingworth TD JP, Councillor Hazel Pearson OBE and Mr Peter Race MBE

OFFICIALS Mr Joe McCarthy, Mr Paul Kirkham, Mr Norman Wright, Mrs Clare Hunter and Mrs Julie Leng(CE)
Mr Sean Price, Mr Derek Bonnard, Mr Graeme Slaughter and Miss Kate Rowntree (CC).

ADDITIONAL MEMBERS Councillor Ron Lowes and Councillor Victor Tumilty

58 **APOLOGIES FOR ABSENCE**

Apologies for absence were received from, Councillor Dave McLuckie (ex officio), Mr Chris Coombs (ex officio) and Councillor Steve Wallace.

59 **DECLARATIONS OF INTERESTS**

There were no declarations of interests.

Action

60 **MINUTES OF THE POLICY & RESOURCES – CORPORATE DEVELOPMENT PANEL HELD ON 6 MARCH 2008**

The minutes were agreed as a true and accurate record.

61 **OUTSTANDING RECOMMENDATIONS**

Assurance was provided that the annual Health and Safety Report would be submitted to the July Panel.

The report in relation to lieu / overtime would be submitted to the Policy & Resource / Corporate Development Panel on 1 May 2008.

ORDERED that:-

1. the Outstanding Recommendations be noted.

62 **BUDGET MONITORING REPORT TO 29 FEBRUARY 2008**

The Temporary Assistant Chief Officer (Finance and Commissioning) presented the report. Members had approved a Net Budget Requirement (NBR) of £119,737k and budgeted revenue expenditure of £138,835k, the balance of expenditure being funded by specific grants, other income and transfers from reserves at their meeting on 23 February 2007. This report sets out the progress against delivery of that budget and was part of the process introduced by the Authority to maintain prudent financial management.

The current year-end forecast reflected a continuation of the trends previously reported and was for a gross underspending of £1.4m reducing to £1.0m after Members approved the carry forward of budgets totaling £372k at the meeting of the Policy & Resources / Corporate Development Panel on the 6 March 2008.

Members at their meeting on 28 February 2008 agreed that any unplanned underspendings that developed during the year were to be used to provide additional revenue support in 2008/09.

Budgets continued to be actively managed to ensure that material variances do not develop and that operational objects were delivered. No material financial risks, other than those set out in the Risk Monitor at Appendix D, had been identified.

ORDERED that:-

1. the contents of the report be noted.

63

CAPITAL MONITORING REPORT TO 29 FEBRUARY 2008

The Temporary Assistant Chief Officer (Finance and Commissioning) presented the progress against the delivery of the Capital Programme to date. Members had approved the Capital Programme and the Capital Plan for 2007/10 at their meeting on 23 February 2007. This report set out progress against delivery of the Capital Programme for 2007/08 and recommendations to make optimum use of the capital resource available to the Authority to refresh and develop the asset base for policing in the 21st Century in line with the vision of 'Putting People First'..

ORDERED that:-

1. the contents of the report be noted.
2. the carry forward of the following budgets to 2008/09 be approved:- **ACO (F & C)**
 - Fleet replacement £223.3k
3. the following underspends totalling £12k to be added back to revenue be approved:- **ACO (F & C)**
 - Cannabis/Drug Store for PFI £3.0k
 - Headcams Back Office £9.0k

64

TREASURY MANAGEMENT TO 29 FEBRUARY 2008

The Temporary Assistant Chief Officer (Finance and Commissioning) updated Members on the status of the Authority's investments and borrowing. Members had agreed an investment strategy for 2007/08 at their meeting on 23 February 2007. This report updated Members on the status of the Authority's investments and borrowing.

The Authority manages its cash resources in a low risk yet highly liquid manner. Returns on the investments are very competitive given that no risk is taken and the funds are only invested in the short term.

ORDERED that:-

1. the contents of the report be noted.

65

2008/09 RECRUITMENT PLAN

The Assistant Chief Constable provided Members with effective oversight of the 2008/09 Recruitment Plan, which would ensure the delivery of 1727 FTE Police Officers within a 1% vacancy factor and also the delivery of 197 FTE Police Community Support Officers (PCSOs) within a vacancy factor of 1.5%. This report also sought Members approval for the additional staffing identified to deliver the plan.

The recruitment plan established to ensure the delivery of the above was attached at Appendices 1 and 2 of this report. This would ensure that the Force recruit the right people with the right skills at the right time to improve service delivery, performance and resilience within agreed budgets.

This recruitment plan had already been initiated and would be reviewed on a monthly basis to ensure that staffing levels continued to meet the requirement of the Force. Regular updates would be provided to Members of the Policy & Resources / Corporate Development Panel through the monthly budget report.

ORDERED that:-

1. the recruitment plan be agreed.
2. the appointment of 2 FTE Trainers (Scale 6 – SO1) and 1 FTE Recruitment (Scale 4) to ensure delivery of the plan, to be funded from the £400k already agreed in the approved budget.

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CLEVELAND UNIVERSAL POLICE INFORMATION DEVICES (CUPID) PROJECT POLICE STAFF RESOURCES

The Chief Constable presented the report to Members which provided an understanding of the current and future resourcing requirement for project CUPID.

This report also sought approval for the creation of the following additional posts to support the CUPID project for a period of 2 years, to be funded from the project CUPID capital budget:-

- 1 x Systems Administrator FTE, 2 Year Fixed Term, Scale 6
- 1 x Admin Clerk (Programme Office) FTE, 2 Year Fixed Term Scale 2
- 1 x Business Analyst FTE, 2 Year Fixed Term, PO1 plus £4k Market Premium
- 1 x Honorarium for current ICT Projects Team member to undertake the line management responsibilities of the current Senior Business Analyst

Project CUPID was one of the Authority's most significant projects in terms of cost and impact. The project budget profile was forecast at £8.82m over the next 10 years. As such a fulltime team was required to deliver the project successfully.

ORDERED that:

1. the creation of the new, 2 year, fixed term posts to be funded by the project CUPID capital budget.

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67

LOCAL GOVERNMENT PENSION SCHEME – THE NEW LOOK SCHEME FROM APRIL 2008

The Strategy and Performance Manager informed Members of the current status of the 'new look' Local Government Pension Scheme (LGPS) following the numerous

consultation exercises and negotiations carried out by the Communities and Local Government Department (CLG) over the past 2 years.

The new look LGPS would be introduced on 1 April 2008. The current proposals meet the Government's stated objectives of providing an affordable scheme in the long-run; one that was of good quality to attract of benefits to members. The benefits for members are increased and there is no extra cost for employers.

ORDERED that:-

1. Members noted the 'new look' LGPS had been finalised in all aspects following publication in February 2008 and the LGPS (Administration) Regulations 2008 and the LGPS (Transitional Provisions) Regulations 2008. This follows publication of the LGPS (Benefits, Membership and Contributions) Regulations 2007. These Regulations came into effect from 1 April 2008. The salient features of the scheme were attached at Appendix A to this report.
2. Members noted that the rights accrued by existing scheme members up to 1 April 2008 were fully protected by law. These accrued rights would be calculated separately against final salary at the date of leaving or retiring.
3. Members noted that the cost to Cleveland Police Authority for the new Teesside Pension Fund arrangements in 2008/9 was a contribution rate equivalent to 14.7% of scheme pay. This compared to the 2007/8 contribution rate for the old arrangements was equivalent to 15.7% of scheme pay – this had already been factored in to the Long Term Financial Plan (LTFP) approved in February.
4. the following future cost pressures that affect all final salary pension scheme be noted:-
 - a. The Pensions Regulator announced in February 2008 that he will insist on tougher assumptions about longevity trends within future 3-yearly actuarial valuations of final salary pension schemes. In the 1990s the assumptions about life expectancy led to an average increase of 2 years, and in the first decade of the 21st Century it is expected to increase by a further 2.5 years. The trend in longevity should be projected to 2040 in actuarial valuations. According to the Regulator an increase of one year pushes up pension scheme liabilities by 2.5 – 3%.
 - b. The Accounting Standards Board has recently called for the discount rate, which is used to calculate the net present value of future pension liabilities, to be based on government bond rates rather than corporate bond rates. This will push up the liabilities calculation because government bond rates are lower than company bond rates, so the discount to net present value will be less. If implemented, this will necessitate greater contributions or investment returns in future in order to balance assets and liabilities.

The Executive Accountant presented the report which was intended to give the Members of the Panel the opportunity to consider potential areas of development activity on which to progress delivery of its remit.

The Authority had undergone a steady and progressive process of reviewing and changing what it does and how it does it in order to promote and develop its corporate management. As part of the process the new Panel structure was implemented last year.

The Chair and Vice Chair of the Policy & Resources / Corporate Development Panel feel now would be an opportune time for the Panel to take the next step and identify in which areas of its remit it would be beneficial if the Panel undertook more detailed developmental activity. Officers of the Police Authority were therefore commissioned to bring forward proposals for potential areas for scrutiny and development.

This report detailed proposed areas of work against the agreed terms of reference for this Panel.

ORDERED that:-

1. the proposals detailed in paragraph 3.4 to the report and the development of those proposals be agreed.

69 **ANY OTHER URGENT BUSINESS**

70 **NORTH EAST AMBULANCE SERVICE**

The Chair updated Members on the current position around the proposals to relocate the Ambulance Control Room. The Ambulance Service had deferred any decision about its relocation until the local elections had taken place. This would enable further discussion to take place around the costs of re-locating to a new build v remaining at Police HQ, Ladgate Lane.

ORDERED that:-

1. The Chief Executive write to the North East Ambulance Service requesting a breakdown of costs for the Ladgate Lane option.
2. The Chief Executive obtain cost estimates from the Force in relation to the Ladgate Lane option.

71 **CRIME FIGURES**

The Chief Constable was pleased to report that the end of year crime figures show a reduction in crime and improvements in detection figures compared to the previous years.

72 **MINUTES OF THE COMPLAINTS PANEL HELD ON 24 APRIL 2008**

ORDERED that the following minutes of the Complaints Panel held on 24 April 2008 were submitted and approved.

COMPLAINTS PANEL

ACTION

A meeting of the Complaints Panel was held on Thursday 24 April 2008 in the Members Conference Room at Police Headquarters.

PRESENT: Mr Ted Cox JP (Chair), Mr Keith Fisher JP (Vice Chair), Mr Aslam Hanif, Cllr Paul Kirton and Mr Mike McGrory JP

OFFICIALS: ACC Derék Bonnard, Supt Brian Dunn, DCI Darren Best, DI Bill Matthews, Mrs Joanne Monkman and Miss Kate Rowntree (CC). Gary Garland (IPCC)
Mrs Jayne Harpe (CE)

73 **APOLOGIES FOR ABSENCE**

Apologies for absence were received from Cllr Ron Lowes, Cllr Dave McLuckie (ex officio), Cllr Caroline Barker and Mr Chris Coombs (ex officio)

74 **DECLARATIONS OF INTERESTS**

There were no declarations of interests.

The Chair of the Complaints Panel welcomed Gary Garland, IPCC Commissioner to the meeting. He also introduced DCI Best who would be taking over the position of Head of Professional Standards in June 2008.

It was agreed that Agenda item 7 would be heard first.

75 **SEIZURE OF ASSETS**

The Head of the Economic Crime Unit informed Members of the force performance in relation to the Proceeds of Crime Act 2002 and other asset recovery legislation.

The scheme was introduced in 2005-06 and was administered by the home Office. A percentage of all monies recovered across the country through asset recovery was returned to forces and other agencies, pro-rata to what they had contributed. 50% of all Confiscation Orders automatically went to the Treasury, the other 50% was divided equally between the Police, Crown Prosecution Service (CPS) and Her Majesty's Court Service (HMCS).

Over £3m had been removed from criminals in the Police area in the last three years with over £766k paid back to the force through the incentivisation scheme. A further £700k in Civil Forfeiture Orders had also been obtained by Asset Recovery Agencies using their civil taxation powers in relation to two cases referred to them by Cleveland.

ORDERED that:

1. Members noted the force targets and performance information.
2. This would be an annual report.

76 **CIVIL CLAIM STATISTICS**

The Legal Advisor presented the Civil Claim Statistics for the period 1st April 2007 – 31st March 2008. The Panel was informed of the number and types of civil claims against the Force received during that period, the amount paid out for those claims finalised during the period and the amount recovered. The report also detailed a comparison between the Basic Command Units.

ORDERED that:

1. Members noted there had been a very slight decrease in the number of claims received when compared with the same period last year. Motor liability was the leading category.

2. There had been an 11.65% decrease in the number of claims finalised when compared with the same period last year.
3. 13.18% of finalised cases during the period were successfully defended which was to be compared with 10.67% successfully defended during the same period last year.
4. The 79 cases settled during the period cost the Force £308,483. This was to be compared with the 92 cases settled during the same period last year at a cost of £816,591.
5. Headquarters continued to be the area with most claims be noted.

77

COMPLAINTS STATISTICS

The Head of Professional Standards presented the Complaints Against Police for the period 1st January 2008 to 31st March 2008. The Quarterly Progress Report on Complaint Issues for Cleveland Police for the period October to December 2007 was attached to the report.

There had been a 2% decrease in the number of Cases recorded during this period (115 to 113), with a 22% increase in the number of complaints (up from 167 to 204).

Complaints of other neglect/failure in duty and Incivility continued to outnumber those of Assault allegations, 44 and 47 complaints respectively compared to 28 in the Assault categories.

49.2% (97) of completed complaints had been locally resolved. During this period 66% (64) of locally resolved complaints had been by District and 34% (33) by the Professional Standards Unit.

138 letters of appreciation had been received.

The IPCC Commissioner praised the Professional Standards Department for the content of this report and expressed satisfaction OF how the force dealt with complaints.

ORDERED that:

1. The contents of the report be noted.

78

DELIBERATE DAMAGE STATISTICS

The Assistant Chief Constable informed Members of the cost to the Force of deliberate damage by way of forced entry into premises for the period 1st January 2008 to 31st March 2008 and of the operational results achieved through such forced entry and other premises searches.

Members were informed that the Force had paid out £11,156 in compensation for acts of deliberate damage. Whilst 3341 searches were conducted, only 254 (7.6%) resulted in deliberate damage. The value of property, cash and drugs seized totaled £783,689.

ORDERED that:

1. The contents of the report be noted
2. The operational benefits accruing to the Force in terms of property, drugs and cash seized, outweigh the cost of the damage claims be noted.

79

IPCC REPORT ON DEATHS DURING OR FOLLOWING POLICE CONTACT

The Chair informed Members that for the period 1st April 2006 to 31st March 2007 fatalities were lower than the previous 2 financial years in all categories:

- Road traffic fatalities (down by 25% from 2005-06)
- Fatal shootings (down by 80% from 2005/06)
- Deaths in or following police custody (down by 50% from 2005-06)

During the period reported on, Cleveland Police had no fatalities or serious injuries in any category. Incidents in any of the categories required a mandatory referral to IPCC who then directed who was to conduct the investigation. The report had been scrutinised by Superintendent Dunn and all custody orders, guidelines and reporting procedures reviewed to ensure compliance.

ORDERED that:

1. The contents of the report be noted.

80

NEAR MISSES IN POLICE CUSTODY

The Head of Professional Standards informed Members of the Force's checks to ensure compliance with the recommendations identified in the IPCC report "Near Misses in Custody".

The IPCC published their report in March 2008. The report examined incidents which resulted in, or could have resulted in, the serious illness or self-harm of those held in police custody and identified 11 recommendations for all police forces.

Cleveland Police had reviewed the recommendations to ensure compliance and the controls in place had been outlined in the Appendix.

The ACC informed Members that there was an appropriate level of medical support dedicated to the cell areas. If staff were in doubt about individuals brought into custody they would be transferred to hospital.

Commendations were recently given to a nurse and staff from a Custody Suite for saving the life of an individual brought into custody.

Thanks were expressed to the Head of Professional Standards Department for work and cooperation from him and his team throughout his tenure of office.

ORDERED that:

1. Members noted the report and agreed recommendations

81

EXCLUSION OF THE PRESS AND PUBLIC

ORDERED that pursuant to the Local Government Act 1972 the press and public be
08.10.30 7(c) COUNCIL Police Authority Minutes 5 June 2008
HARTLEPOOL BOROUGH COUNCIL

excluded from the meeting under paragraphs 1 & 7 of Part 1 of Schedule 12A to the Act.

82 **TACTICAL TRAINING CENTRE**

83 **APPENDIX A – RECORDED COMPLAINTS**

84 **CASES FROM THE COMPLAINTS REGISTER**

Members of the Complaints Panel were shown the cases from the Complaints Register which they had previously selected.

85 **MINUTES OF THE POLICY & RESOURCES / CORPORATE DEVELOPMENT
HELD ON 1 MAY 2008**

ORDERED that the following minutes of the Policy & Resources / Corporate Development Panel held on 1 May 2008 were submitted and approved.

POLICY & RESOURCES / CORPORATE DEVELOPMENT

A meeting of the Policy & Resources / Corporate Development Panel was held on Thursday 1 May 2008 commencing at 10.00 am in the Members Conference Room at Police Headquarters.

PRESENT Miss Pam Andrews-Mawer, Mr Chris Coombs (ex officio), Councillor Barry Coppinger (Chair), Mr Ted Cox JP, Mr Keith Fisher JP, Mr Alf Illingworth TD JP, Councillor Hazel Pearson OBE and Mr Peter Race MBE

OFFICIALS Mr Paul Kirkham, Mr Norman Wright, Mrs Clare Hunter and Mr John Bage (CE) T/ACC Pickard, Ms Andrea Crinnion, Mr Graeme Slaughter and Miss Ann Marie Salwey (CC).

ADDITIONAL MEMBERS Councillor Ron Lowes and Councillor Victor Tumilty

86 **APOLOGIES FOR ABSENCE**

Apologies for absence were received from, Councillor Dave McLuckie (ex officio), Councillor Steve Wallace, Mr Aslam Hanif, Mr Derek Bonnard, Mr Ron Hogg and Mr Sean Price.

87 **DECLARATIONS OF INTERESTS**

There were no declarations of interests.

Action

88 **MINUTES OF THE POLICY & RESOURCES – CORPORATE DEVELOPMENT
PANEL HELD ON 3 APRIL 2008**

The minutes were agreed as a true and accurate record.

89 **OUTSTANDING RECOMMENDATIONS**

A further report would be submitted to this Panel as to how lieu time / overtime would be managed across the organisation to ensure manageable levels were achieved.

ACC
Corporate
Developme
nt

ORDERED that:-

1. the Outstanding Recommendations be noted.

90

EXEMPTIONS UNDER STANDING ORDER NO.4

The Temporary Assistant Chief Officer (Finance and Commissioning) presented a quarterly report detailing the exemption requests to the Authority's Standing Orders. The report covered the period 1st January 2008 to 31st March 2008.

ORDERED that:-

1. Members noted that Standing Orders had been waived and the details of the exemptions were included in Appendix A to this report.

91

SICKNESS ABSENCE REPORTING

The Temp./Assistant Chief Constable Territorial Operations provided updated projected figures for 2007/08 in relation to Sickness Absence Reporting.

The figures for the first ten months of 2007/08 were extremely encouraging. There had been significant reductions for both officers and staff. Members were informed that if the figures were sustained for the remainder of the year a reduction of 2.65 days absence for Police Officers and a reduction of 2.7 days absence for Police Staff could be anticipated.

There had also been significant reductions within long-term sickness absence for both Police Officers and Staff.

The data provided formed part of the Force's ongoing monitoring of sickness absence. The projected figures for 2007/08 were very encouraging. Attendance management would continue to be given a high priority.

ORDERED that:-

1. the contents of the report be noted.

92

PROCUREMENT REPORT FOR A FORCE-WIDE 'DATA STORAGE SOLUTION'

The Temporary Assistant Chief Officer (Finance and Commissioning) informed Members that following a strategic review in early 2007, recommendations were put forward for a whole new storage infrastructure which was deemed essential in order to support the Forces' business continuity plans.

With the current maintenance contract coming to an end, it is essential to re-tender for a whole new data storage solution in order to ease the pressures on the current storage infrastructure and cater for the anticipated long term growth in data storage.

It was agreed that in procuring a 'Data Storage Solution' an Invitation to tender through Office of Government Commerce (OGC) was considered to offer the Force best value and provide the most viable option.

The procurement process had been completed in line with European Legislation and directives. The use of the OGC Procedure gave an opportunity for all interested parties

under the network infrastructure framework to participate.

ORDERED that:-

1. The procurement method, analysis used and the recommendation put forward by the Evaluation Team to be noted.
2. The details submitted by Tenderer 2 as the best value solution be agreed.
3. The budget be increased by £16k to £416k be agreed

93

POLICE AUTHORITY SERVICE IMPROVEMENT PLAN

The Strategy and Performance Manager reported on progress with the Police Authority Service Improvement Plan 2007 – 2010, which was agreed at the Police Authority Executive meeting in June 2007, with the last update reported to this Panel in November 2007.

The service improvement planning process provides Members with assurance that the recommendations of audits, inspections and reviews are being progressed in a systematic and timely manner

ORDERED that:-

1. Members noted the current status of the actioned items within section 4 of the Service Improvement Plan (Appendix A). Items progressed had been highlighted in blue in the appendices.
2. Members agreed to re-visit the entire plan, following feedback of the Police Use of Resources (PURE) and Annual Governance statements from the Audit Commission in the summer.

94

RECRUITMENT UPDATE

The Temp./ Assistant Chief Constable Territorial Operations provided performance outturn information regarding recruitment activities carried out by the Force between April 2007 and March 2008.

ORDERED that:

1. the contents of the report were noted.

95

CLEVELAND POLICE AUTHORITY SINGLE EQUALITY SCHEME 2008-11

The Strategy and Performance Manager informed Members that it was necessary to amend and update the Police Authority Single Equality Scheme in line with the guidance contained in the Association of Police Authorities' Combined Equalities Scheme Framework 2008, their Equalities Guide 2008 and the National Policing Improvement Agency's Race Equality Scheme Advice 2008.

Members were informed that there was a legal requirement for police authorities to produce equality schemes covering race, disability and gender and to show how they intend to fulfil their general and specific duties under these schemes. There was a further requirement to report annually on the exercise of these equality schemes and to publish details of this assessment and of all equality impact assessments carried out

during the year.

The Cleveland Police Authority Single Equality Scheme is now embedded and it would be further reviewed no later than 2011, when fresh consultation would be carried out with the diverse communities of the Cleveland Force area.

ORDERED that:-

1. The amended and updated Cleveland Police Authority Single Equality Scheme be approved.

96 **EXCLUSION OF THE PRESS AND PUBLIC**

ORDERED that pursuant to the Local Government Act 1972 the press and public be excluded from the meeting under paragraph 3 of Part 1 of Schedule 12A to the Act.

97 **RENEWAL OF INSURANCE CONTRACT**

The Temp / Assistant Chief Constable Territorial Operations and the Temporary Assistant Chief Officer (Finance and Commissioning) jointly reported to Members the process for obtaining and evaluating competitive bids to provide the Authority's Insurance from 1st June 2008 and to recommend approval of the most appropriate tender.

The current insurance arrangements of the Authority end on 31st May 2008. Giles Insurance Brokers were engaged to collate information, issue tender documents to the market, then evaluate tenders received and provide their expertise to enable recommendations to be made to the Police Authority appertaining to the best provider or mix of providers. Five tender responses were received in total

That Insurance cover is awarded to Tenderer 2. This Insurer is a highly respected UK registered AA + Local Authority Insurer.

ORDERED that:

1. The process followed in establishing the tender arrangements, and the evaluation of the tenders be agreed.
2. TENDERER 2 quotation that is a 3 year Long Term Agreement + 2 year option (£10,000 annual discount offered for 3 year + 2 year option contract), be agreed.
3. Members agreed that the first year's premium (from 1st June 2008) shall be £294,001.67 (net of the £10K annual discount.).

98 **MINUTES OF THE COMMUNITY PROTECTION PANEL HELD ON 8 MAY 2008**

ORDERED that the following minutes of the Community Protection Panel held on 8 May 2008 were submitted and approved.

COMMUNITY PROTECTION PANEL

A meeting of the Community Protection Panel was held on Thursday 8 May 2008 in the Members Conference Room at Police Headquarters.

PRESENT: Miss Pam Andrews-Mawer (Chair), Mr Chris Coombs (ex officio) Mr Ted Cox JP, Cllr Ron Lowes, Mr Mike McGroarty JP, Cllr Dave McLuckie (ex officio), Cllr Hazel Pearson OBE (Vice Chair), Mr Peter Race MBE and Cllr Victor Tumilty

ADDITIONAL MEMBERS Mr Keith Fisher JP

OFFICIALS: Mrs Julie Leng, Mrs Joanne Hodgkinson, Mrs Sarah Wilson and Mr Norman Wright (CE)
Mr Ron Hogg, Miss Judith Nellist, Miss Ann-Marie Salway, and Miss Kate Rowntree (CC)

99 **APOLOGIES FOR ABSENCE**

There were no apologies for absence.

100 **DECLARATIONS OF INTERESTS**

There were no declarations of interests.

101 **MINUTES OF THE PREVIOUS MEETING**

The minutes of the Community Protection Panel meeting held on 19 March 2008 were agreed as a true and accurate record subject to the following amendment – Cllr Chris Coombs be changed to Mr Chris Coombs.

Members were advised that following the retirement of Mr Peter Prunty, Specials Commandant, Mrs Anne Shaw had been appointed to take over this role.

102 **OUTSTANDING RECOMMENDATIONS**

ORDERED that: -

1. the outstanding recommendations be noted.

103 **CHANGE TO THE AGENDA**

It was agreed that Agenda Item No. 8 would be heard as Agenda Item No. 5.

104 **INDEPENDENT CUSTODY VISITOR SCHEME - ALLOWANCES**

The Independent Custody Visitor Scheme Administrator presented this report for Members to consider the option of paying a small allowance in recognition of the administrative costs incurred by the Custody Visitors in carrying out their role.

Police Authorities are required to operate an Independent Custody Visiting Scheme within the Police Reform Act 2002. Within guidance published it was recommended that regular visits were undertaken by volunteers recruited and managed by the Police Authority to Police Custody units.

Although Independent Custody Visitors are volunteers and as such give their time to fulfill the role it does not seem appropriate that they are out of pocket when making calls etc as an essential part of the role.

The proposals within the report were to recognize the expenses encountered by the volunteers but do not effect the ethos of volunteers as they would still give their time

to the role.

Cllr Dave McLuckie supported the recommendations but proposed that the payments be changed from £120 to £300 for Co-ordinators and from £60 to £200 for all other ICVs. This amendment was seconded and unanimously agreed.

ORDERED that:

1. Members agreed to pay the Independent Custody Visitor Co-ordinators an annual allowance of £300.
2. Members agreed to pay all other Independent Custody Visitors an annual allowance of £200.

105

DRUGS UPDATE

The Deputy Chief Constable provided members with an update in relation to drug treatment, enforcement, recovery and disruption efforts that continue across the Force area.

The last year had seen very positive results on a number of fronts, much of which continued to be communicated to the public via local media.

The Force continued to tackle drug use and abuse in line with Government strategy and the wishes of local people as articulated in extensive consultation with them.

ORDERED that: -

1. the contents of the report be noted.

106

SURVEY AND ANALYSIS OF NEIGHBOURHOOD POLICING AND ANTI - SOCIAL BEHAVIOUR 2007/8

The Head of Strategy and Performance provided Members of the Community Protection Panel with an analysis of the impact of neighbourhood policing on anti-social behaviour using survey data and crime and disorder statistics.

The initial analysis of public perceptions and reported incidents would appear to underline the positive impact that neighbourhood policing is having on the quality of life of the communities policed.

ORDERED that: -

1. the contents of the report be noted in particular: -
 - a. Appendix A: Neighbourhood Policing and Anti-Social Behaviour Survey Analysis March 2008.
 - b. Appendix B: Analysis of Reported Anti-Social Behaviour (including criminal damage and harassment) 2006-2008 – Cleveland Police Force.
2. Members noted that from Appendix A the introduction of neighbourhood policing across the Force appeared to have resulted in an initial improvement in the public's perception of the policing services provided and of the safety of neighbourhoods with a concurrent reduction in the perception of crime and

anti-social behaviour. Members should also note that the public's priorities for policing and firstly response and secondly neighbourhood policing, with roads policing and anti-terrorism being low priorities. The public's priorities for tackling anti-social behaviour are firstly more police on the streets, secondly tougher enforcement activities such as ASBOs, and thirdly penalties for the families of those involved in anti-social behaviour.

3. Members noted from Appendix B that the introduction of neighbourhood policing across the Force appears to have resulted in a reduction in reported incidents of anti-social behaviour and associated crimes (criminal damage and harassment) over the 12 months after it was introduced. The first year after the launch of neighbourhood policing the Cleveland Force area had seen a reduction in such reported incidents of 1.5% (85,517 in 2006/7 against 84,255 in 2007/8). In the first quarter of 2007/8 there was an 11.6% rise compared to the first quarter 2006/7, but this was followed by quarterly reductions of 2.2%, 8.1% and 6.9%. This was a predicted result of the introduction of neighbourhood policing, with a rise in reporting immediately after the launch, followed by a reduction in reporting as the new regime was embedded and became effective at tackling low level crime and disorder.

107

STOP AND SEARCH

The Consultation Officer outlined the current process in place for the use and monitoring of Police stop and search powers and to provide advice on what actions the Police Authority should take in order to fulfil its statutory obligations in this area.

The current stop and search procedures were established under the Police and Criminal Evidence Act (PACE) 1984. PACE Code A governs how the police exercise their statutory powers of stop and search.

Under Lawrence Report recommendations 62 and 63 Police Authorities have a statutory responsibility both to scrutinise police use of stop and search powers and to educate the public regarding stop and search. The Authorities' role provides independence to the process, thereby hopefully increasing public trust.

Whilst Cleveland Police Authority and Force were presently fulfilling the bulk of their responsibilities, there was still further work to be done. The recommendations contained within this report would, if approved, rectify the situation.

ORDERED that:-

1. the Community Protection Panel remit be amended to include overall responsibility of the stop and search function, as per Lawrence Report recommendation 62, which states that 'records of stops/stop searches should be monitored and analysed by Police Services and Police Authorities'.
2. the Force Hate Crime Scrutiny Group, which was currently being developed, encompasses the stop and search scrutiny function, and that the Chair and Vice Chair of the Community Protection Panel sit on the scrutiny group.
3. members, alongside members of the Force Hate Crime Scrutiny Group, receive appropriate training on stop and search and the scrutiny process to allow them to fulfil their scrutiny function.

4. the Community Protection Panel receive bi-annual report from the Force which include stop and search and search data from each BCU covering analysis by age, gender, ethnicity (including relative likelihood of being stopped or stopped and search by ethnic group), reason for stop or stop/search, number of stops and stop searches which lead to arrest and number of forms issued.
5. the Community Protection Panel ensure that the Chief Constable has in place effective arrangements for public access to the Force Stop and Search policy and for its annual review.
6. the Community Protection Panel considered the options detailed within the report to ensure that the Police Authority had in place effective arrangements to educate the public regarding stop and search provisions, as per Lawrence Report recommendation 63. Recommendation 63 states 'that Police Authorities be given the duty to undertake publicity campaigns to ensure that the public is aware of 'stop and search' provisions and the right to receive a record in all circumstances. This should be included in the joint Force and Authority Consultation Strategy.
7. the Community Protection Panel review the current Force stop and search policy, as per Association of Police Authorities guidelines in 'Stop and Search, Asking the Right Questions'. A future report would be submitted to this Panel within six months to discharge this duty.
8. the Community Protection Panel agrees to comprehensive stop and search statistical records being presented for scrutiny to community representatives who sit on the Force Hate Crime Scrutiny Group. Note that this should cover the recommendation in PACE Code A, section 5, that comprehensive stop and search statistical records are presented for scrutiny to representatives of the community.
9. the Force Hate Crime Scrutiny Group did sample a representative sample of stop and search forms at their quarterly meetings to ensure that they are being correctly completed.
10. the Community Protection Panel consider the options for public feedback detailed in this report.
11. a stop and search information section be added to the Police Authority website be agreed.
12. the current stop and search training provision to be reviewed along with training to front line supervision officers be agreed.
13. recommendation 24 of Sir Ronnie Flanagan's Independent Review of Policing, published on 7 February 2008, proposed that the current form used for police stops should be removed and replaced with a less bureaucratic solution be noted.

HATE CRIME

The Executive Staff Officer provided members with an overview of the current response to incidents of Hate Crime.

A hate incident is defined as any incident, which may or may not constitute a criminal offence, which is perceived by the victim or any other person, as being motivated by

prejudice or hate.

A hate crime is defined as any hate incident, which constitutes a criminal offence, perceived by the victim or any other person, as being motivated by prejudice or hate.

These definitions absorb the definitions of racist, religiously aggravated, faith, gender, disability, transphobic or homophobic incidents, and any other hate crime but not that of domestic violence, which is covered by a separate policy.

Hate Crime/Incidents abuse are key concerns and a continuing focus needs to be maintained. The response to such a problem calls for improved confidence in communicating with the Police and improved initial police intervention together with longer-term solutions involving our partners.

ORDERED that: -

1. the contents of the report be noted.

109

DOMESTIC ABUSE

The Deputy Chief Constable updated members on the current work being undertaken across the Force to tackle domestic abuse.

There had been a light increase in reported incidents of domestic abuse during the last year. However the Force would continue to work with our partners to tackle domestic abuse and honour based violence.

A further report would be brought to members following the HMIC review of domestic abuse.

ORDERED that: -

1. the contents of the report be noted.

110

DRAFT LOCAL POLICING PLAN SUMMARY

Members were provided with a draft copy of each of the four districts Local Policing Plan Summaries for their consideration. Members were asked to feedback any comments/alterations/amendments to either Judith Nellist or Joanne Hogkinson by 27 May 2008.

111

MINUTES OF THE LEADERSHIP PANEL HELD ON 2 APRIL 2008

ORDERED that the following minutes of the Leadership Panel held on 2 April 2008 were submitted and approved.

LEADERSHIP PANEL

A meeting of the Leadership Panel was held on Tuesday 2 April 2008 in the Members Conference Room at Police Headquarters.

PRESENT: Miss Pam Andrews-Mawer, Mr Ted Cox JP, Cllr Dave McLuckie (Chair) and Mr Peter Race MBE

OFFICIALS: Mrs Caroline Llewellyn and Mrs Julie Leng (CE)

112 **APOLOGIES FOR ABSENCE**

Apologies for absence were received from Mr Chris Coombs, Mr Mike McGrory and Cllr Steve Wallace.

113 **DECLARATIONS OF INTERESTS**

There were no declarations of interests.

114 **EXCLUSION OF THE PRESS AND PUBLIC**

ORDERED that pursuant to the Local Government Act 1972 the press and public be excluded from the meeting under paragraphs 1 of Part 1 of Schedule 12A to the Act.

115 **LEADERSHIP ISSUES**

ORDERED that the recommendations be agreed.

116 **MINUTES OF THE LEADERSHIP PANEL HELD ON 9 APRIL 2008**

ORDERED that the following minutes from the Leadership Panel held on 9 April 2008 were submitted and approved.

LEADERSHIP PANEL

A meeting of the Leadership Panel was held on Tuesday 9 April 2008 in the Members Conference Room at Police Headquarters.

PRESENT: Miss Pam Andrews-Mawer, Mr Ted Cox JP, Mr Mike McGrory, Cllr Dave McLuckie (Chair), Cllr Steve Wallace and Mr Peter Race MBE

OFFICIALS: Mrs Caroline Llewellyn and Mrs Julie Leng (CE)

117 **APOLOGIES FOR ABSENCE**

Apologies for absence were received from Mr Chris Coombs.

118 **DECLARATIONS OF INTERESTS**

There were no declarations of interests.

119 **EXCLUSION OF THE PRESS AND PUBLIC**

ORDERED that pursuant to the Local Government Act 1972 the press and public be excluded from the meeting under paragraph 1 of Part 1 of Schedule 12A to the Act.

120 **LEADERSHIP ISSUES**

ORDERED that the recommendations be agreed.

121 **EXCLUSION OF THE PRESS AND PUBLIC**

ORDERED that pursuant to the Local Government Act 1972 the press and public be excluded from the meeting under paragraph 3 of Part 1 of Schedule 12A to the Act.

122 **DISPOSAL OF LADGATE LANE**

The Chief Executive presented the Disposal of Ladgate Lane report to Members.
ORDERED that the recommendations be agreed.



CLEVELAND FIRE AUTHORITY

MINUTES OF MEETING HELD ON

FRIDAY, 25 JULY 2008

- PRESENT:**
- CHAIRMAN:**
Councillor Peter Porley – Middlesbrough Council
- HARTLEPOOL BOROUGH COUNCIL:**
Councillors Fleming, Wright
- MIDDLESBROUGH COUNCIL:-**
Councillors Ismail, Jones, Rogers, Williams
- REDCAR AND CLEVELAND BOROUGH COUNCIL:-**
Councillors Briggs, Cooney, Dunning, Forster, Ovens
- STOCKTON ON TEES BOROUGH COUNCIL:-**
Councillors Beall, Cherrett, Dixon, O'Donnell, Salt, Stoker, Woodhead
- PROPER OFFICERS:-**
Clerk, Legal Adviser, Treasurer, Deputy Clerk
- FIRE BRIGADE OFFICERS:-**
Karen Winter, Gary Cawley
- APOLOGIES FOR ABSENCE**
- Councillor Clark (Middlesbrough)
Councillor Fitzpatrick (Redcar & Cleveland)
Councillors Cook, Payne (Hartlepool)

36 DECLARATIONS OF MEMBERS INTEREST

It was noted no declarations of interest were submitted to the meeting.

37 MINUTES

Councillor Cherrett advised she had been present at this meeting.

RESOLVED - that the Minutes of the Cleveland Fire Authority Meeting held on 6 June 2008 be amended to indicate the attendance of Councillor Cherrett and were then confirmed.

38 MINUTES OF COMMITTEES

RESOLVED - that the Minutes of the Executive Committees held on 27 June and 16 July 2008, and the Standards Committee held on the 15 July 2008 be confirmed.

39 TO RECEIVE THE REPORT OF THE CHIEF FIRE OFFICER

39.1 Fire Fighter Games

The Assistant Director of Performance advised Members of the level of anticipated expenditure associated with representatives of Cleveland Fire Brigade competing in the World Firefighters Games 2008 to be held in Liverpool from the 25 August to 3 September 2008. The Games will play a major role in Liverpool's European Capital of Culture 2008 calendar and are recognized as a prestigious event. The Games will feature 60 sporting events over a period of 10 days, attracting in excess of 5,000 competitors from all over the world. It was anticipated that up to fifteen employees of the Brigade would be competitors

in a number of events, and it was proposed to cover the entry fee for each competitor together with the provision of a tracksuit, accommodation and out of pocket expenses, the total not anticipated to exceed £5,000. If Members agreed to this proposal a World Firefighters Games 2008 Budget of £5,000 would be established supported through virement in accordance with the Chief Fire Officer's delegated powers from the existing Officers Travelling and Subsistence Budget Head to ensure the actual costs incurred are suitably and transparently recorded and are kept within the overall approved 2008/09 Revenue Budget.

Councillor Forster stated she fully endorsed this recommendation this was seconded by Councillor Dunning.

RESOLVED - that the expenses, up to a total of £5,000, associated with the entry fee, accommodation and travelling costs, provision of tracksuits and out of pocket expenses, for those competitors representing Cleveland Fire Brigade at the World Firefighter Games 2008 in Liverpool, be approved and to be provided from within the Fire Authority's approved 2008/09 Revenue Budget .

40. TO RECEIVE THE REPORT OF THE EXECUTIVE DIRECTOR

40.1 Executive Directors Information Pack – June 2008

40.1.1 Fire and Rescue Service Circulars

40.1.2 Employers Circulars

40.1.3 National Joint Circulars

40.1.5 NE Regional Management Board Meeting 1 July 2008

40.1.4 Provision of Occupational Health Service

The Assistant Director of Performance updated Members on the provision of a full Occupational Health Service. Prior to 1 April 2007 the Brigade received a full Occupational Health Service, this service included the provision of a full time Occupational Health Nurse and the services of an Occupational Health Physician on an ad hoc basis. In February 2008 the provision of the Nurse was withdrawn due to resourcing difficulties. Short term emergency provision was obtained from Tyne and Wear Fire and Rescue Service who offered a qualified Occupational Health Nurse for 2 days a week from March 2008, this agreement being for a maximum of 4 months.

The Assistant Director of Performance reported the full time tendering process for a full time Occupational Health Service would take up to six months which potentially leaves a period of 6 months without a service other than the current interim arrangements in place with Tyne and Wear. This posed a risk to the Brigade as it is not fulfilling its legal duty to its employees. The FBU has repeatedly registered its concerns as to the lack of a suitable Occupational Health Service and the effect on its members.

Industrial and Organisational Health (IOH) based at Washington are able to offer a full time qualified Occupational Health Nurse for five days a week, and a Physician one day a week, this service being available immediately without prejudice to the future tendering process. In accordance with the Fire Authority's Contract Procedure Rules, Part A,1(3), the Chief Fire Officer had agreed to enter into a short term arrangement with IOH for the provision of an Occupational Health Service for a period of 6 months (with 2 x 3 month extensions if required) which will enable Brigade Officers to undertake a full tendering process during this interim service provision. The costs of the short term arrangements are to be supported from within the existing 2008/09 approved revenue budget.

Councillor Briggs commented concerns had been expressed at the Audit and Governance Committee regarding the levels of sickness, and Members had asked that this be closely monitored. Councillor Briggs added he supported anything that could be put in place to assist.

Councillor Ovens queried how this service from IOH would be delivered. The Assistant Director of Performance advised either the Nurse would be situated in Brigade Headquarters or arrangements would be made for personnel to visit the Physician, these details were yet to be finalised.

RESOLVED -

- (i) that the report be noted**

41 VERBAL BRIEFING ON THE NE FIRE CONTROL BOARD

The Treasurer briefed Members on Part 1 of the National Business case for the NE Fire Control Board. He informed Members that CLG had set out staffing numbers based entirely on their national model. This included 63 staff during transition and 55 staff when steady state operation is achieved. This was significantly less than the current regional total of 110 staff and CLG have recognised that it is for the North East Fire Control Company to determine the number of staff required to provide the service expected by the four FRS's in the region but there is no indication of how this cost will be covered.

The Treasurer reported that the business case illustrated that on CLG's figures the new system will be more costly than the present system both in the North East and in four more of the nine regions. The indicative extra cost for the North East is £600k. which will be met by a "resilience payment" in the first three years then subject to a review but no details as to how that review will be conducted. The original expectation that the new regional controls would produce savings now only applies in four of the nine regions.

Whilst this element of the national business case is not subject to formal consultation CLG have stated that they would welcome feedback. A response will be sent by the Regional Management Board in respect of the region but Members may wish to respond in respect of the impact on Cleveland Fire Authority and join with the other "losing" regions in making a combined response.

The Assistant Director of Partnerships updated Members on progress in respect of the Regional Control Centre (RCC) Project. Some fifteen months had elapsed since European Aeronautic Defence and Space (EADS) were awarded the Infrastructure Service (IS) contract for the RCC project, and it was becoming clear that progress in key areas of the project are behind scheduled timescales. Whilst strong progress had been made to prepare FRS for the implementation activities in FReControl, further progress is severely constrained by the absence of information and tools being made available from the national project team. In May EADS undertook an internal Preliminary Design Review (PDR) of the high level design to ensure that the proposed solution meets the contracted requirements and did not consider timescales. The Chief Fire Officers Association (CFOA) senior strategic adviser who was involved in the PDR had prepared a report for the CFOA Board which included the key statement 'whilst it would not necessarily be expected that the high

level design would be complete at the PDR stage, there is a considerable amount of development, integration and implementation work still to be completed in order to meet contractual deadlines to deliver an integrated system populated with data'.

Referring to the Local Authority Controlled Company (LACC), the Assistant Director of Partnerships advised that following the Local Government elections there were now five new Company Directors and nominated alternative Directors. The Board had approved recommendations regarding the RCC organisation design, steady state staffing numbers, preferred shift pattern, terms and conditions for RCC staff, recognition of representative bodies and TUPE 'reasonableness' criteria. Each member of Control has been sent a letter providing a signpost to the current proposals which would be subject to appropriate consultation.

The national project team had undertaken transition visits to each of the FRSs in the North East to enable CLG to be assured on progress within the region and to consider and understand FRSs major concerns and issues. Positive feedback had been received from CLG on this region and the progress of the FRS to date. Two informal meetings have been held with the FBU regional officials. It was envisaged that these meetings will form the basis for formal consultation in due course.

The Assistant Director of Partnerships reported that at the conclusion of the initial fit out of some vehicles and appliances, a serious radio problem became evident. This issue is so serious that control has been vested in a senior Airwave Director to ensure a resolution is reached. A temporary resolution to the problem appears to have been found, although the root cause has not yet been isolated. This had resulted in a further delay to the roll out of the next stage of the implementation plan which is envisaged not to commence until August 2008 at the earliest.

RESOLVED - Members resolved to note the briefing and agreed to both a response from Cleveland and to join with the other regions facing additional costs from this project in a joint response to CLG.

42 TO RECEIVE THE REPORTS OF THE AUDIT AND GOVERNANCE CHAIR

42.1 The Chair of the Audit and Governance Committee outlined the Audit and Governance Forward Work Plan for 2008/09. He informed Members that the FWP would remain flexible to enable referrals throughout the year.

RESOLVED - That the Audit and Governance Committee Forward Work Programme 2008/09 be approved.

42.2 AUDIT & GOVERNANCE CHAIR'S INFORMATION PACK

The Chairman informed Members that at the meeting of the Audit and Governance Committee held on the 4 July 2008, Members had scrutinised the progress against revenue and capital budgets which was reported up to 31 May 2008. The overall position showed a favourable variance of £212,000. The Projected outturn was expected to be within budget, therefore there would be no impact on the level of reserves. Referring to the annual performance summary report 2007/2008, the Chairman reported the Brigade's annual performance against best value performance indicators and corporate objectives and

priorities from April 2007 to March 2008 was presented to Members who had requested that sickness levels be closely monitored at each meeting.

Councillor Forster queried why Co-responder provision had suddenly happened. In a joint reply from the Chairman and the Legal Adviser, Members were advised that the Co-responder scheme had been withdrawn due to the issues of potential clinical negligence liability and indemnity insurance cover for firefighters undertaking this work, however these issues had now been resolved resulting in the scheme being operational once more.

RESOLVED - That the report be noted.

43 TO RECEIVE THE REPORTS OF THE OVERVIEW & SCRUTINY CHAIR

43.1 Forward Work Programme

This agenda item was withdrawn.

43.2 Overview & Scrutiny Chairs Information Pack

The Overview & Scrutiny Committee Chairman informed Members that at the meeting of the Overview and Scrutiny Committee held on the 18 July 2008, Members were presented with a detailed background of all current and potential scrutiny reviews. Two new referrals had been received, one regarding Violence to Firefighters which all Members agreed should be the No 1 priority on the Forward Work Programme, the second referral was referred from the Audit and Governance Committee regarding the Brigade's Environmental Footprint. After detailed discussion it had been agreed the Executive Director and the Deputy Clerk would collate Members recommendations and present a revised FWP to the next meeting of the Overview and Scrutiny Committee on the 29 August 2008. For this reason the Forward Work Programme as an agenda item had been withdrawn from today's meeting.

Regarding Protected Pay Points, following a communication from Councillor Dunning the Executive Director had updated Members on the progress made both nationally and locally regarding former Station Officers on protected pay points since 30 November 2007. Members were informed that discussions on this matter with the Fire Brigades Union were still ongoing.

Councillor Dunning queried if it was known when this matter would be finally resolved. The Overview & Scrutiny Chairman advised the Executive Director had stated that the matter was close to conclusion.

The CFA Chairman referred to the Overview and Scrutiny Committee reverting back to monthly meetings, and queried if this matter would need to be referred to the Independent Remuneration Panel (IRP) regarding the allowance paid to the Chairman of this committee. The Treasurer advised the remit of the IRP was to make recommendations to the Fire Authority whose responsibility it was to decide whether to take such recommendations on board.

RESOLVED - That the report be noted.

44 TO RECEIVE THE REPORT OF THE CLERK TO THE AUTHORITY

44.1 LGA Annual Fire Conference, Bristol 10-11 March 2009

The Clerk sought Members wishes in respect of Member attendance at the LGA Annual Fire Conference to be held in Bristol on 10-11 March 2009. After discussion Members agreed that the Chairman, Vice Chair and one minority member attend this event.

RESOLVED – that the Chairman, Vice Chair and one minority Member attend the LGA Annual Fire Conference in Bristol on the 10 – 11 March 2008.

44.2 CLERK's INFORMATION PACK

44.2.1 Delegated Powers

Executive Committee 16 July 2008:

The Clerk informed the meeting that, following the resignation of Councillor Cook as Director of the NE Fire Control Local Authority, an urgent Executive Committee meeting had been held on the 17 July 2008, at which Councillor Brenda Forster was appointed as a Director to represent Cleveland Fire Authority on the NE Fire Control Local Authority Controlled Company.

Executive Committee – 27 June 2008

As resolved at the Annual Meeting of the 6 June 2008, the Executive Committee approved the Annual Report 2007/08 which included the Best Value Performance Plan and the 2007/08 Outturn Position and 2007/08 Statement of Accounts, meeting the statutory deadline of 30 June 2008.

44.2.2 Fire Centennial Conference, London – 10 June 2008

Councillor Forster updated Members on this conference, stating that Simon Weston had been inspirational and the presentations very informative.

44.2.3 Fire Improvement Group 9-10 July 2008

Councillors Brenda Forster, Norah Cooney and Maelor Williams updated Members on the content of the meeting. Councillor Forster stated the event was one of the best she had ever attended and had been very informative. Discussion had taken place around widening the group to include West Yorkshire at the next meeting. Councillor Williams stated there was good practice to be learned from Merseyside Fire and Rescue Service who had achieved Beacon status. Councillor Cooney agreed with the comments of her fellow Members, adding this had been an excellent event from which she hoped the ideas put forward and discussed during the event could be put into practice.

RESOLVED - That the report be noted.

45 TO RECEIVE THE REPORTS OF THE LEGAL ADVISER

45.1 Anti-Fraud & Anti Corruption Strategy

The Legal Adviser outlined the amended Anti-Fraud and Anti Corruption Strategy to Members, drawing particular attention to the Fraud Response Plan; General Principles of Public Life; Whistle Blowing; Prosecution Policy and Gifts and Hospitality. He informed Members of Public Concern at Work, an independent authority on public interest whistle blowing, who have published, in collaboration with the British Standards Institute, "Whistleblowing Arrangements – Code of Practice" which is available at www.bsigroup.com or www.pcaw.co.uk. The Legal Adviser advised the Standards Committee had reviewed this Strategy and made recommendations on actions to be taken.

RESOLVED – that the amended Anti-Fraud and Anti Corruption Strategy be approved and the following actions be endorsed:

- (i) that the Anti Fraud and Anti Corruption Strategy (which includes the whistle-blowing policy) be communicated annually throughout the Authority.
- (ii) that the Anti Fraud and Anti Corruption Strategy be communicated to those parties contracting with the Authority.
- (iii) Ethical training be undertaken on an individual needs basis for all Members and Senior Officers
- (iv) Ethical training be undertaken on an individual needs basis for all staff.
- (v) Undertake a consultation exercise with staff and staff within contracting organisations to ascertain whether they have confidence in the whistle blowing arrangements and if they feel safe to make a disclosure

45.2 Amendments to Standing Orders and Contract Procedure Rules

The Legal Adviser proposed an amendment to the current Authority Contract Procedure Rules by including a section on partnerships, and updating the current Authority Standing Orders to reflect the establishment of an Audit and Governance Committee as detailed in Appendices 1 and 2. Under Standing Order No 27 any motion to add to, vary or revoke these Standing Orders other than for the purpose of compliance with any statutory requirements shall, when proposed and seconded, stand adjourned without discussion to the next ordinary meeting of the Authority.

RESOLVED:

- (i) Members approved the updated Contract Procedure Rules
- (ii) Members approved the updating of the Authority's Standing Order No 41 and Annex
- (iii) That under Standing Order No 27 the amendments will stand adjourned without discussion to the next ordinary meeting of the authority
- (iv) That responsibility for the amendment be delegated to the Deputy Clerk to the Authority

46 MEMBERS ALLOWANCE SCHEME

The Treasurer presented the recommendations of the Independent Remuneration Panel (IRP) who had undertaken a review of the Members Allowances Scheme. The current Members Allowances Scheme had been approved by the Authority on the 1 June 2007 and continued to operate in the financial year 2007/08 until any amendments to the scheme are approved.

The Treasurer informed Members the IRP had considered the current level of allowances, roles, duties and responsibilities, and the views of Members given via a questionnaire which had achieved a response rate of 47%. The IRP had looked at the role, responsibility and attendance of all CFA Members under the new Governance arrangements, and had also considered the amounts paid by other authorities.

The Panel confirmed that the Special Responsibilities Allowances were appropriate for the Chair and Vice chair of the Fire Authority and discussed at length the changes of remit,

responsibility and frequency of meetings of the former Chairs of the Performance Scrutiny and Service Delivery Scrutiny Committees. The Overview and Scrutiny Committee had moved from monthly to bi-monthly meetings and the remit of the Audit and Governance committee had increased. As a result of these changes it was considered responsibilities for these Chairs were equal. Consequently it was recommended that the SRA for the Audit and Governance Chair be increased to 1.25 x basic allowance and the SRA for the Overview and Scrutiny Chair be reduced to 1.25 basic allowance. The Treasurer stated Members may wish to consider the recent decision that the Overview and Scrutiny Committee would revert back to monthly meetings.

The Treasurer informed Members that the IRP had recommended a 3.8% inflation increase be added to the basic and special responsibility allowances and if approved be backdated to 6 June 2008. the recommendations were as follows:

Basic Allowance	£2128 per annum
Audit & Governance Chair	£2660 per annum,
Overview and Scrutiny Chair	£2660 per annum
Vice Chairman	£4256 per annum
Chairman	£8511 per annum

Councillor Dunning moved and it was seconded that the recommended basic and special responsibility allowances be approved.

Councillor Williams queried if the choice of inflation index was the one traditionally used. The Treasurer advised this was the index agreed when the scheme came into being and it was agreed it would remain in force subject to 3-yearly reviews. Councillor Williams referred to Appendix 2 point 6.5. The Treasurer explained that there are statutory requirements that have to be adhered to, and one of these is that if SRAs are in pay then they have to apply across parties.

RESOLVED – Members approved the amended Members Allowances Scheme as under:

- (i) that the SRA of the Audit and Governance Chair be increased from £1025 pa to £2660 pa
- (ii) that the SRA of the Overview and Scrutiny Chair be reduced from £3587 pa to £2660 pa
- (iii) that a 3.8% inflation increase be added to the basic and special responsibility allowances resulting in the following:

Basic Allowance	£2128 pa
Audit & Governance Chair	£2660 pa
Overview and Scrutiny Chair	£2660 pa
Vice Chairman	£4256 pa
Chairman	£8511 pa
- (iv) that the basic and Special Responsibility Allowance be backdated from 6 June 2008
- (v) that a Special Responsibility Allowance be paid to at least one member who is not a member of the 'controlling' group to facilitate compliance with statutory requirements

- (vi) that the IRP review the Members Allowance Scheme in 12 months time or earlier if required.

47 ANY OTHER BUSINESS

47.1 CPA Self Assessment Approval

The Clerk sought Members wishes regarding the approval process of the Use of Resources and Direction of Travel following its scrutiny by the Overview and Scrutiny Committee on the 29 August 2008.

RESOLVED –

- (i) that the approval of the Use of Resources and Direction of Travel be delegated to the Executive Committee

- (ii) that a meeting of the Executive Committee be called on 5 September 2008

48 LOCAL GOVERNMENT (ACCESS TO INFORMATION ACT) 1985

RESOLVED – “that under Section 100(A) (4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business, on the grounds that it involves the likely disclosure of exempt information as defined in paragraphs 1 of Schedule 12A to the Act namely information relating to an individual”.

49 CONFIDENTIAL MINUTES

RESOLVED – that the minutes of the Executive Committee meeting held on the 27 June 2008 be approved.

**COUNCILLOR PETER PORLEY
CHAIRMAN**

Report of: CONSTITUTION COMMITTEE

Subject: REVISIONS TO THE ROLE AND REMIT OF THE
CONTRACT SCRUTINY PANEL

1. BACKGROUND

1.1 The Constitution Working Group and Constitution Committee have previously given consideration to a review of the remit of the Contract Scrutiny Panel. To encompass previous discussions, Members were concerned to ensure that the Contract Scrutiny Panel had a recognised and meaningful role which provided “Members of the Panel with a greater involvement in the contracting process”. Following their meeting on 11th January, 2008, the Constitution Working Group recommended that the Panel should be appointed on an annual basis, in line with other Committees and Forums in order to ensure a consistent approach across the Council. Members were reminded that the exercise of letting contracts was an Executive function and this should be recognised within any role given to the Contract Scrutiny Panel. It was also noted, that the Finance Portfolio Holder had recently considered a report on the “Procurement Strategy 2007-2010”, which had addressed some of the Members concerns. Following on from those discussions the following recommendations were made;

- (i) That the Contract Scrutiny Panel be appointed on an annual basis as with other Committees and Forums to ensure a consistent arrangement is in place. The membership of the Panel to include Executive and Non-executive Members.
- (ii) That the Panel be involved in the monitoring of contract performance – it was considered that this would be best achieved by the Panel selecting a number of contracts to examine as part of its work programme. It was recognised that Members did not need to be involved in technical aspects associated with the award of contracts. Difficulties arising from Executive Members being involved in the monitoring of contracts were highlighted.

2. RESPONSIBILITY FOR FUNCTIONS

2.1 Under part 3 of the Council’s Constitution “Responsibility for Functions” the remit of the Contract Scrutiny Panel is as follows;

- (i) To receive and examine tender lists.
- (ii) To open tenders.

- (iii) To receive and examine reports on the outcome of price/performance and partnering contracts and letting procedures.
- 2.2 Members were also made aware of the National Procurement Strategy for Local Government as well as the statutory requirements contained under Part II of the Local Government Act 1988 (ie., to ensure there is no “anti-competitive” behaviour) and to comply (where applicable) with European Union directives. Further, that the provisions of the Local Government Act, 1999, provide a statutory context for the requirements to achieve Best Value placed upon local authorities and guidance upon Best Value and “value for money” considerations, being contained within the provisions of the ODPM Circular 03/2003. Essentially, locally authorities need to be aware that in providing services the following principles should be recognised;
- (i) that the services are responsive to the needs of citizens.
 - (ii) are of a high quality and cost effective.
 - (iii) are fair and accessible to all who need them.
- 2.3 The Council as an all purpose unitary authority is engaged in the procurement of a wide variety of services which primarily entails; the purchase of goods, materials and related services, the execution of works and the provision of other services ie consultancy based services. Clearly, strict adherence is required to the Council's own Contract Procedure Rules as well as the statutory parameters mentioned above. In addition, the then DETR guidance on the “principles of decision making” are also pertinent, as follows;
- (i) Proportionality
 - (ii) Due consultation and the taking of professional advice from Officers.
 - (iii) Respect for human rights.
 - (iv) A presumption in favour of openness.
 - (v) Clarity of aims and desired outcomes.

3. FUTURE REMIT OF THE CONTRACT SCRUTINY PANEL

- 3.1 As indicated, the actual letting of contracts is an executive function, with delegated authority given to Officers particularly in the evaluation of tenders plus tender negotiations and the actual award of contracts. It is evident, that the Members of the Constitution Working Group/Committee wish to see an increased role of the Members of the Contract Scrutiny Panel. Indeed at their meeting on 27th June, 2008, Members recorded that any “monitoring” role had to be meaningful, with the ability “to track particular contracts”.

- 3.2 At the meeting of the Constitutional Working Group on the 26th September, 2008, Members received a further report, comprising a proposed model, revising the current role and remit (and designation) of the Contract Scrutiny Panel (**Appendix 1** refers). Members expressed support for the proposal outlined in the report, but questioned the number of Members which would comprise such a Committee. Members of the Working Group were also of the view that the current Chair of the Contract Scrutiny Panel should chair the proposed Contract Scrutiny Committee and that the allowance paid to the Chair be reviewed by the Independent Remuneration Panel as it was considered that there were additional responsibilities involved with Chairing such a Committee. The recommendations of the Working Group were endorsed by the Constitution Committee at their meeting on 10th October, 2008, with the proviso that the membership of such a Committee (which would succeed and therefore replace the present Contract Scrutiny Panel), should comprise 8 members. The membership of the Committee should also be politically balanced consistent with the provisions within the Local Government and Housing Act, 1989.

4. RECOMMENDATIONS

- 4.1 That Council approve the establishment of a Contract Scrutiny Committee in the form as illustrated in **Appendix 1** to this report to replace and supersede the Contract Scrutiny Panel.
- 4.2 Subject to Council approval, the current Chair of the Contract Scrutiny Panel shall be the Chair of the Contract Scrutiny Committee.
- 4.3 Subject to Council approval, the membership of the Contract Scrutiny Committee be drawn from nominations from the political groups to achieve political balance on the Committee,
- 4.4 The remuneration of the Chair of the Contract Scrutiny Committee is referred to the Independent Remuneration Panel for consideration.
- 4.5 The changes as mentioned herein shall take effect from a date to be determined by Council.

5. CONTACT OFFICER

Peter Devlin, Chief Solicitor

Contract Scrutiny Committee	
Membership:	8 Chair:
Quorum:	3
FUNCTION	DELEGATION
1. To receive and examine tender lists.	
2. To open Tenders.	
3. Functions relating to the scrutiny of contracts; (a) The monitoring of contracts (at the discretion of the Committee) subject to the formal quotation procedures under the Council's Contract Procedure Rules relating to; (i) Best Price Procedures (ii) Price/Performance Contracts (iii) Partnering Contracts (b) To receive and examine reports on the outcome of best price contracts when the contract is not awarded to the tenderer with the 'best price'. (c) To receive and examine reports on the outcome of price/performance and partnering contracts letting procedures. (d) To receive and examine reports on any exception from the Contract Procedure Rules.	

Contract Scrutiny Committee (continued)	
4. To act as a consultee on the annual review of the Council's sustainable procurement strategy and 5 year procurement plan.	
5. Power to consider and make recommendations on the risk management of procurement of contracts in accordance with the Council's Contract Procedure Rules.	
6. Power to monitor contract register and the maintenance of select lists.	

COUNCIL REPORT

30 October 2008



Report of: **The Executive, to be presented by the Regeneration, and Liveability Portfolio Holder**

Subject: **HARTLEPOOL LOCAL PLAN SAVED POLICIES**

1. PURPOSE OF REPORT

- 1.1 To seek agreement to the saving of specified policies of the Hartlepool Local Plan beyond April 2009.

2. BACKGROUND

- 2.1 Under the Planning and Compulsory Purchase Act 2004, unless expressly replaced by a 'new' policy, 'old' policies of an adopted local plan are automatically saved for 3 years from the date the Local Plan was adopted.
- 2.2 The Hartlepool Local Plan was prepared and adopted following a resolution of Council on 13th April 2006. The policies it contains will therefore only be retained until 13th April 2009. The Council as Local Planning Authority can however seek the express consent of the Secretary of State who in turn may issue a Direction to save specified policies beyond the 3-year period.
- 2.3 As the Local Development Framework (LDF) for Hartlepool is not yet fully in place, and to prevent a potential policy void for spatial planning within the town, it is essential that most of the policies in the Local Plan be saved until such time as there is in place an adopted Core Strategy and other related documents making up the new Local Development Framework.
- 2.4 A request to save the policies and accompanying justification is required to be submitted six months before the expiry period. The attached schedule (Appendix 1) has therefore been prepared for consideration by the Secretary of State which sets out the reasoned justification why the policies should be saved together with a separate list of Local Plan policies which it is not proposed to save.

- 2.5 In practice, the issuing of a Direction by the Secretary of State will be carried out by the Regional Government Office and, as a result of discussions with Council Officers, the officials from that organisation are already anticipating the “saved policies” submission from Hartlepool.
- 2.6 With the agreement of Cabinet, an initial Draft Schedule has been forwarded to Government Office for the North East before the expiry of the specified period on 13 October 2008. In view of the date this Council meeting on 30 October 2008 the finalised submission will be subject to any amendments suggested by full Council.

3. REASONED JUSTIFICATION FOR SAVING POLICIES

- 3.1 The application for a Direction to save the Hartlepool Local Plan policies must provide supporting reasons and set out how the policies which are the subject of the request comply with criteria set out in the established Protocol agreed by the Secretary of State.
- 3.2 In particular, policies to be saved must be deemed necessary and should not merely repeat national or regional policy. Local Plan policies which are no longer relevant or are out of date can be discarded.
- 3.3 Policies will also be assessed against the following criteria.
- Where appropriate there is a clear central strategy in place
 - Policies have regard to the Community Strategy for the area
 - Policies are in general conformity with the regional spatial strategy
 - There are effective policies for any part of the authority's area where significant change in the use or development of land or conservation of the area is envisaged
 - Policies that support the delivery of housing
 - Policies on Green Belt detailed boundaries
 - Policies that support economic development and regeneration, including policies for retailing and town centres
 - Policies for waste management
 - Policies that promote renewable energy; reduce impact on climate change; and safeguard water resources
- 3.4 A detailed schedule of ‘Saved’ and ‘Not to be Saved’ policies with appropriate justifications has been prepared in accordance with the above criteria and this is attached as **Appendix 1** for consideration by Members.

4. HARTLEPOOL LOCAL PLAN CONSIDERATIONS

- 4.1 The Hartlepool Local Plan was prepared comparatively recently, in close conjunction with the Sustainable Community Strategy. It was also prepared at the same time as the emerging Regional Spatial Strategy was in preparation. The policies of the Hartlepool Local Plan therefore reflect up to date objectives and policies set out in the Sustainable Community Strategy (2008) and the Regional Spatial Strategy (approved July 2008).
- 4.2 There are 178 separate policies contained within the Hartlepool Local Plan, the vast majority of which are proving to be useful tools in determining planning applications, in promoting development sites and for safeguarding other areas.
- 4.3 The policies relate to the following topics
 - General Environmental Principles
 - Industrial & Business Development
 - Retail, Commercial & Mixed Use Development
 - Tourism
 - Housing
 - Transport
 - Public Utility & Community Facilities
 - Development Constraints
 - Recreation & Leisure
 - The Green Network
 - Wildlife
 - Conservation and the Historic Environment
 - The Rural Area
 - Minerals
 - Waste
- 4.4 About half the policies are site specific and are therefore locally distinctive to Hartlepool and therefore need to be saved. These include site allocations for industrial & business uses, town centre and edge of centre areas and sites for community facilities together with protected transport schemes.
- 4.5 14 policies generally support the delivery of housing and also need to be retained.
- 4.6 11 policies relate to Minerals & Waste issues. These policies will need to be saved until such time as the Tees Valley Joint Minerals & Waste Development Plan Documents are adopted (anticipated in Spring 2010).
- 4.7 Only a very few policies are considered out of date. Examples of these include the completion of the High Point Retail Park and a specific allocation for the North Shelter at Seaton Carew which is no longer necessary following completion of remodelling of the area.

- 4.8 There are a number of general policies that repeat national policies as set out in Planning Policy Statements (PPS) and therefore should not be saved under the protocol.
- 4.9 A copy of the adopted Hartlepool Local Plan (April 2006) has been placed within the Members Library should Councillors wish to examine in more detail any of the local plan policies proposed as 'saved' or 'not saved' within the schedule being submitted to the Secretary of State.
- 4.10 Cabinet at its meeting on 13 October 2008 agreed the schedule and referred the matter to Council for final consideration.

5. THE NEXT STEPS

- 5.1 The Finalised Schedule of policies to be saved will be submitted to the Secretary of State and if it is agreed that these are appropriate policies to be saved beyond April 2009 then a Direction to this effect will be issued.

6. RECOMMENDATION

- 6.1 That Council approves the schedule of policies which the Secretary of State will be asked to include in a Direction to enable them to be saved beyond April 2009.

Hartlepool Local Plan 2006 policies to be 'saved' beyond 13 April 2009

13(a)
Appendix 1
1

CHAPTER 3 General Environmental Principles Policies to be saved

Policy	Subject	Government criteria						Policies that the government will also have particular regard to					Comment
		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 with the core strategy development plan document (where the core strategy has been adopted)	There are effective policies for any part of the authority's area where significant change in the use or development of land or conservation of the area is envisaged	Policies are necessary and do not merely repeat national or regional policy	Policies that support the delivery of housing	Policies on Green Belt detailed boundaries	Policies that support economic development and regeneration, including policies for retailing and town centres	Policies for waste management	Policies that promote renewable energy; reduce impact on climate change; and safeguard water resources	
GEP1	General Environmental Principles		✓	✓	N/A	✗	✓	N/A	N/A	✓	N/A	✓	The policy and its reasoned justification needs to be saved pending the adoption of the Core Strategy. The policy relates to specific locations within Hartlepool including the limit to development and to Green Wedges. The Policy is still up to date and is an essential tool in managing development through planning applications. The sustainability principles set out in the policy are in accordance with the RSS & the Community Strategy 2008.
GEP2	Access for All	✓	✓	✓	N/A	N/A	✓	N/A	N/A	N/A	N/A	N/A	The policy and its reasoned justification needs to be saved pending the adoption of the Core Strategy. The Policy is still up to date and is an essential and useful tool in managing development through planning applications. Conforms with policy 2 of RSS (2.2g)

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GEP3	Prevention by Planning and Design		✓	✓	N/A	x	✓	N/A	N/A	N/A	N/A	N/A	The policy and its reasoned justification relate to key objectives of the Hartlepool Community Strategy 2008 in making Hartlepool a safer place. It is in conformity with RSS policies 2 (2.2e) & 12 (12.5c).
GEP7	Frontages of Main Approaches		✓	N/A	N/A	X	✓	N/A	N/A	✓	N/A	N/A	The policy and its reasoned justification needs to be saved pending the adoption of the Core Strategy. The Policy is site specific and up to date. It seeks to implement Community Strategy 2008 objectives.
GEP9	Developers' Contributions		✓	N/A	N/A	X	✓	✓	N/A	✓	N/A	N/A	This policy needs to be saved pending the adoption of a Supplementary Planning Document on Developer contributions. The policy seeks to encourage housing regeneration, environmental improvements and strengthening of the town centre.
GEP10	Provision of Public Art		✓	✓	N/A	N/A	?	N/A	N/A	✓	N/A	N/A	The Policy is up to date. It seeks to further the Community Strategy 2008 aim of creating a cultural identity for Hartlepool. It is in general conformity to RSS Policy 16.
GEP12	Trees, Hedgerows and Development		✓	✓	N/A	X	✓	N/A	N/A	N/A	N/A	✓	CLG guidance on TPO's suggests LPA's should include policies to secure the conservation of natural beauty and the amenity of the land. This policy will be used when dealing with applications to develop land and to protect trees and other natural features and provide for new tree planting and landscaping. It relates to the environmental objectives within theme 5 of the 2008 Hartlepool Community Strategy. It also complies with Policy 36 of the RSS.
GEP16	Untidy Sites		✓	✓	N/A	X	✓	N/A	N/A	✓	N/A	N/A	This policy seeks to address economic and environmental issues in furtherance of RSS Policy. Supports aims 1, 4 and 5 of the Hartlepool Community Strategy 2008.

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GEP17	Derelict Land Reclamation		✓	✓	N/A	X	✓	N/A	N/A	✓	N/A	N/A	This policy is site specific and relates to a key part of the regeneration of parts of the Borough. It is in general conformity with the RSS and the Community Strategy.
GEP18	Development on Contaminated Land	✓	✓	✓	N/A	✓	✓	n/a	N/A	✓	n/a	n/a	This policy relates to a key part of the regeneration of parts of the Borough. It is in general conformity with the RSS and the Community Strategy.
Policies not to be saved													
GEP4	Control of Pollution		✓		N/A				N/A				Take out – covered by other policies and EIA??
GEP5	Environmental Impact Assessment												The policy does not add to national or regional policy. It repeats T&CP (Environmental Impact etc) Regulations
GEP6	Energy Efficiency												This Policy repeats National Policy set out in PPS1 Delivering Sustainable Development & PPS3 Housing Provision.
GEP8	Advertisements				N/A				N/A				Take out covered by PPG19
GEP11	Article 4 Directions				N/A				N/A				Take out – national policy
GEP13	Works to Protected Trees												The policy does not add to national or regional policy.
GEP14	Review of Tree Preservation Orders												The policy does not add to national or regional policy.
GEP15	Compulsory Purchase of Potential Development Sites		✓	✓	N/A				N/A				This policy seeks to address economic and environmental issues in furtherance of RSS Policy (This policy seems to repeat national guidance and is covered by Policy GEP16 – take out?)

CHAPTER 4 INDUSTRIAL & BUSINESS DEVELOPMENT

Policies to be saved

Policy	Subject	Government criteria						Policies that the government will also have particular regard to				
			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 with the core strategy development plan document (where the core strategy has been adopted)		n/a							
			There are effective policies for any part of the authority's area where significant change in the use or development of land or conservation of the area is envisaged		X							
			Policies are necessary and do not merely repeat national or regional policy		✓							
			Policies that support the delivery of housing		NA							
			Policies on Green Belt detailed boundaries		N/a							
			Policies that support economic development and regeneration, including policies for retailing and town centres		✓							
			Policies for waste management		N/A							
			Policies that promote renewable energy; reduce impact on climate change; and safeguard water resources		N/A							
Ind1	Wynyard Business Park											The policy needs to be saved as no Core Strategy is yet in place. The Policy is up to date and is in conformity to RSS Policy 20 which identifies the site as a Key Employment location. The policy supports economic development and is an important part of the Council's economic strategy. Provides the spatial dimension to achieve Aim 1 of Hartlepool Community Strategy.

Ind2	North Burn Electronics Components Park	✓	✓	✓	n/a	X	✓	N/A	N/A	✓	N/A	N/A	The policy needs to be saved pending the adoption of a Core Strategy. The Policy is site specific, up to date and is in conformity to RSS Policy 20 which identifies the site as a Key Employment location. The policy supports economic development and is an important part of the Council's economic strategy. Provides the spatial dimension to achieve Aim 1 of Hartlepool Community Strategy.
Ind3	Queens Meadow Business Park	✓	✓	✓	n/a	x	✓	N/A	N/A	✓	N/A	N/A	The policy needs to be saved pending the adoption of a Core Strategy. This is a site specific policy identifying and giving guidance on securing a high quality Business Park. Provides the spatial dimension to achieve Aim 1 of Hartlepool Community Strategy.
Ind4	Higher Quality Industrial Estates	✓	✓	✓	n/a	x	✓	N/A	N/A	✓	N/A	N/A	The policy needs to be saved pending the adoption of a Core Strategy. This is a site specific policy identifying and giving guidance on securing higher quality industrial development. Provides the spatial dimension to achieve Aim 1 of Hartlepool Community Strategy.

Ind5	Industrial Areas	✓	✓	✓	N/A	x	✓	N/A	N/A	✓	N/A	N/A	The policy needs to be saved pending the adoption of a Core Strategy. This is a specific locational policy identifying and giving guidance on securing industrial development. Provides the spatial dimension to achieve Aim 1 of Hartlepool Community Strategy.
Ind6	Bad Neighbour Uses	x	N/A	?	N/A	x	✓	N/A	N/A	✓	✓	N/A	The policy needs to be saved pending the adoption of a Core Strategy. This is a specific locational policy identifying and giving guidance on identifying and containing the spread of untidy users.
Ind7	Port-Related Development	✓	✓	✓	N/A	x	✓	N/A	N/A	✓	N/A	N/A	The policy needs to be saved pending the adoption of a Core Strategy. The Policy is up to date and is in conformity to RSS Policy 22 promoting north east ports. The policy is site specific. Supports aim 1 of the Hartlepool Community Strategy 2008.
Ind8	Industrial Improvement Areas	✓	✓	x	N/A	x	✓	N/A	N/A	✓	N/A	N/A	The policy needs to be saved pending the adoption of a Core Strategy. This is a specific locational policy identifying and giving guidance on enhancing industrial improvement areas in Hartlepool. Reflects aims 1 and 5 of the Hartlepool Community Strategy 2008.
Ind9	Potentially Polluting or Hazardous Developments	✓	✓	✓	N/A	x	✓	N/A	N/A	✓	✓	N/A	The policy needs to be saved pending the adoption of a Core Strategy. This is a specific locational policy identifying and giving guidance on suitable locations for these specialist industries and is still relevant. Links to policy 23 of RSS and aim 1 of the Hartlepool Community Strategy 2008.

Ind10	Underground Storage	N/A	N/A	x	N/A	X	✓	N/A	N/A	✓	✓	N/A	The policy needs to be saved pending the adoption of a Core Strategy. This a specific locational policy identifying and giving guidance on the criteria for the use of the brinefields for underground storage.
Ind11	Hazardous Substances	N/A	✓	x	N/A	x	✓	N/A	N/A	✓	✓	N/A	The policy needs to be saved pending the adoption of a Core Strategy. This a specific locational policy identifying and giving guidance on suitable locations for hazardous substances and is still relevant. Links to Aim1 of the Hartlepool Community Strategy 2008.
Policies not to be saved													

CHAPTER 5 RETAIL, COMMERCIAL AND MIXED USE DEVELOPMENT Policies to be saved													
Policy	Subject	Government criteria						Policies that the government will also have particular regard to					Comment
		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 with the core strategy development plan document (where the core strategy has been adopted)	There are effective policies for any part of the authority's area where significant change in the use or development of land or conservation of the area is envisaged	Policies are necessary and do not merely repeat national or regional policy	Policies that support the delivery of housing	Policies on Green Belt detailed boundaries	Policies that support economic development and regeneration, including policies for retailing and town centres	Policies for waste management	Policies that promote renewable energy; reduce impact on climate change; and safeguard water resources	
Com1	Development of the Town Centre	?	✓	✓	N/A	x	✓	x	n/a	✓	x	x	The policy needs to be saved pending the adoption of a Core Strategy. The Policy is still up to date and a useful tool in controlling development. The policy conforms to RSS policy 25 and Community Strategy Aim 1.
Com2	Primary Shopping Area	?	✓	✓	N/A	x	✓	x	n/a	✓	x	X	The policy needs to be saved pending the adoption of a Core Strategy. The Policy is still up to date, site specific and a useful tool in controlling development. The policy conforms to RSS policy 25 and Community Strategy Aim 1.

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Com3	Primary Shopping Area – Opportunity Site		✓	✓	N/A	X	✓	X	N/A	✓	X	x	The policy needs to be saved pending the adoption of a Core Strategy. The Policy is still up to date, site specific and a useful tool in controlling development. The policy conforms with aim 1 of the Community Strategy.
Com4	Edge of Town Centre Areas	x	✓	x	N/A	x	✓	x	n/a	✓	x	X	The policy needs to be saved pending the adoption of a Core Strategy. The Policy is still up to date, site specific and a useful tool in controlling development. The policy conforms with aim 1 of the Community Strategy.
Com5	Local Centres	x	✓	x	N/A	x	✓	x	n/a	✓	x	X	The policy needs to be saved pending the adoption of a Core Strategy. The Policy is still up to date, site specific and a useful tool in managing development to ensure services in local neighbourhoods. The policy conforms with aim 1 and 8 of the Community Strategy.
Com6	Commercial Improvement Areas	x	✓	x	N/A	x	✓	x	n/a	✓	x	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and a useful tool in controlling development in specific locations in the Borough. The policy conforms with aim 1 of the Community Strategy.
Com7	Tees Bay Mixed Use Site	x	✓	x	N/A	x	✓	x	n/a	✓	x	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and a useful tool in controlling development in specific locations in the Borough. The policy conforms with aim 1 of the Community Strategy.
Com8	Shopping Development	x	X	x	N/A	x	✓	x	n/a	✓	x	X	Although this policy sets out a sequential approach to the preferred locations for shopping development, it is more site specific than regional and national policies and needs to be saved until a Core Strategy is in place.

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Com9	Main Town Centre Uses	x	✓	✓	n/a	x	✓	x	n/a	✓	x	x	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and a useful tool in controlling development in specific locations in the Borough. It also links to edge of centre commercial policies. The policy conforms with aim 1 of the Community Strategy.
Com10	Retailing in Industrial Areas	x	X	x	n/a	x	✓	x	n/a	x	x	X	The policy needs to be saved pending the adoption a Core Strategy. The Policy is still up to date and seeks to protect industrial areas from inappropriate development.
Com12	Food and Drink	x	X	x	n/a	x	✓	x	n/a	x	x	X	The policy needs to be saved pending the adoption a Core Strategy. The Policy is still up to date and is essential in protecting retail and residential areas from inappropriate development.
Com13	Commercial Uses in Residential Areas	x	X	x	n/a	x	✓	x	n/a	x	x	X	The policy needs to be saved pending the adoption a Core Strategy. The Policy is still up to date and seeks protect residential areas from inappropriate development.
Com14	Business Uses in the Home	x	X	x	n/a	x	✓	x	n/a	✓	x	X	The policy needs to be saved pending the adoption a Core Strategy. The Policy is still up to date and seeks to residential areas from inappropriate development.
Com15	Victoria Harbour/North Docks Mixed Use Site	✓	✓	✓	n/a	x	✓	✓	n/a	✓	x	x	The policy needs to be saved pending the adoption a Core Strategy. The site relates to a specific site at Victoria Harbour which is identified in the RSS Policy 13 as major mixed use development. The policy is essential for the promoting the key development site in Hartlepool. It is of regional importance and relates to the Coastal Arc strategy and the development of the Hartlepool Quays. Relates to aims 1, 5, 6 and 7 of the Hartlepool Community Strategy 2008.

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Com16	Headland – Mixed Use	x	✓	✓	n/a	x	✓	✓	n/a	✓	x	x	The policy needs to be saved pending the adoption of a Core Strategy. The site relates to a specific location and is conforms to Harbour RSS Policy 10 as promoting regeneration of the Coastal Arc of the Hartlepool Quays. Links to aims 1 and 7 of the Hartlepool Community Strategy 2008.
Policies not to be saved													
Com11	Petrol Filling Stations												This policy is covered by other general policies such as GEP1 and it is considered surplus to requirements.
Com17	Land West of A179/ North of Middleton Road												Development of this Retail site was completed in September 2007 and so the policy is no longer relevant.

CHAPTER 6 TOURISM

Policies to be saved

Policy	Subject	Government criteria						Policies that the government will also have particular regard to					Comment
		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 with the core strategy development plan document (where the core strategy has been adopted)	There are effective policies for any part of the authority's area where significant change in the use or development of land or conservation of the area is envisaged	Policies are necessary and do not merely repeat national or regional policy	Policies that support the delivery of housing	Policies on Green Belt detailed boundaries	Policies that support economic development and regeneration, including policies for retailing and town centres	Policies for waste management	Policies that promote renewable energy; reduce impact on climate change; and safeguard water resources	
T01	Tourism Development in the Marina		✓	✓	N/A	✓	✓	N/A	N/A	✓	N/A	✓	This policy needs to be safeguarded as it is still relevant and is locally distinctive. The policy links with aims 1 and 7 of the Hartlepool Community Strategy 2008 and also with RSS policy 10.2.h.
T02	Tourism at the Headland		✓	✓	N/A	✓	✓	N/A	N/A	✓	N/A	N/A	This policy needs to be safeguarded as it is still relevant and is locally distinctive. The policy links with aims 1 and 7 of the Hartlepool Community Strategy 2008 and also with RSS POLICY 10.2.a & h.

To3	Core Area of Seaton Carew		✓	✓	N/A	✓	✓	N/A	N/A	✓	N/A	N/A	This policy needs to be safeguarded as it is still relevant and is locally distinctive. The policy links with aims 1 and 7 of the Hartlepool Community Strategy 2008 and also with RSS policy 10.2.a & h
To4	Commercial Development Sites at Seaton Carew		✓	✓	N/A	✓	✓	x	N/A	✓	N/A	N/A	This policy needs to be safeguarded as it is still relevant and is locally distinctive. It links with RSS policy 10.2.a & h and also with the Hartlepool Community Strategy aim 1 (jobs and the economy).
To6	Seaton Park		✓	✓	N/A	x	✓	x	N/A	x	N/A	N/A	This is a site specific policy which seeks to regenerate the resort of Seaton Carew in furtherance of RSS policies 10 & 16. Also links to policies 3 (health and wellbeing) and 5 (environment) within the Hartlepool Community Strategy.
To8	Teesmouth National Nature Reserve	✓	✓	✓	N/A	?	✓	X	N/A	✓	N/A	X	This is a site specific policy encouraging a diverse tourism base. It is in conformity with RSS policy 10. Links with Community Strategy Policy 5 (Environment).
To9	Tourist Accommodation	✓	✓	✓	N/A	?	✓	X	N/A	✓	N/A	X	This is a site specific policy encouraging a diverse tourism base. It is in conformity with RSS policy 10. Links with Community Strategy Policy 1 (Economy).

To10	Touring Caravan Sites	x	✓	✓	N/A	x	✓	x	N/A	✓	N/A	x	This is a useful policy which facilitates a diverse tourism base and a useful tool for managing development. It is in conformity with RSS policy 10. Links with Community Strategy Policy 1 (Economy).
To11	Business Tourism and Conferencing	x	✓	✓	N/A	x	✓	x	N/A	✓	N/A	x	This is a useful policy which facilitates a diverse tourism base and a useful tool for managing development. It is in conformity with RSS policy 10. Links with Community Strategy Policy 1 (Economy).
Policies not to be saved													
To5	North Shelter												This policy is now out of date following the remodelling of the site as part of the sea front Esplanade and is no longer available for built development.
To7	Green Tourism												TAKE OUT – COVERED BY OTHER POLICIES, NOT SITE SPECIFIC AND ALSO NATIONAL POLICIES SUPPORTING THIS TYPE OF TOURISM.

CHAPTER 7 HOUSING

Policies to be saved

Policy	Subject	Government criteria						Policies that the government will also have particular regard to					Comment
		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 with the core strategy development plan document (where the core strategy has been adopted)	There are effective policies for any part of the authority's area where significant change in the use or development of land or conservation of the area is envisaged	Policies are necessary and do not merely repeat national or regional policy	Policies that support the delivery of housing	Policies on Green Belt detailed boundaries	Policies that support economic development and regeneration, including policies for retailing and town centres	Policies for waste management	Policies that promote renewable energy; reduce impact on climate change; and safeguard water resources	
Hsg1	Housing Improvements		✓	✓	n/a	X	✓	N/a	N/a	✓	n/a	✓	The policy needs to be saved pending the adoption of a Core Strategy. The Policy supports the delivery of housing and relates to specifically identified locations within the borough. The Policy is up to date and seeks to implement objectives in the Community Strategy. It conforms to RSS Policy 29.
Hsg2	Selective Housing Clearance		✓	✓	n/a	x	✓	✓	n/a	✓	n/a	X	The policy needs to be saved pending the adoption of a Core Strategy. The Policy supports the delivery of housing. The Policy is up to date and seeks to implement objectives in the Community Strategy. It links to policy 28 of the RSS.

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Hsg3	Housing market Renewal	✓	✓	✓	n/a	x	✓	✓	n/a	✓	n/a	x	The policy needs to be saved pending the adoption of a Core Strategy. The Policy supports the delivery of housing and relates to specifically identified locations within the borough. It relates to the Hsg3 boundary on the proposals map. The Policy is up to date and seeks to implement objectives in the Community Strategy 2008. Hartlepool Housing Regeneration Strategy supports the aims of this policy. It conforms to RSS policy 10.3.c & 28.
Hsg4	Central Area Housing		✓	✓	n/a	x	✓	✓	n/a	✓	n/a	X	The policy needs to be saved pending the adoption of a Core Strategy. The Policy relates to specifically identified locations within the borough and is a useful development control. The Policy is up to date and seeks to implement objectives 5 (Environment) and 6 (Housing) in the Community Strategy.
Hsg5	Management of Housing Land Supply		✓	✓	n/a	x	✓	✓	n/a	✓	n/a	n/a	The policy needs to be saved pending the adoption of a Core Strategy. The Policy supports the delivery of housing. The Policy is up to date and seeks to implement objectives in the Community Strategy. It also seeks to implement RSS policy 29. Policy links to Policy GEP9 (developer Contributions) which is why it has a regeneration benefit.
Hsg6	Mixed Use Areas		✓	✓	n/a	x	✓	✓	n/a	✓	n/a	n/a	The policy needs to be saved pending the adoption of a Core Strategy. The policy links to a major mixed use development which is recognised within the RSS (policy 13) and also links with the Hartlepool Community Strategy (aims 1 and 6).
Hsg7	Conversions for Residential Uses		✓	X	N/A	x	✓	✓	n/a	✓	n/a	n/a	The policy needs to be saved pending the adoption of a Core Strategy. The Policy supports the delivery of housing. The Policy is up to date and seeks to implement objectives in the Community Strategy.

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Hsg9	New Residential Layout – Design and Other Requirements		✓	x	n/a	x	✓	✓	n/a	n/a	n/a	n/a	This policy needs to be saved pending the adoption of a Core Strategy. The policy supports the delivery of new residential areas in the town and is frequently used by Development Control in the consideration of planning applications. It links closely with aim 6 of the Hartlepool Community Strategy.
Hsg10	Residential Extensions		✓	x	n/a	x	✓	✓	n/a	n/a	n/a	n/a	The policy needs to be saved pending the adoption of a Core Strategy. The policy is frequently used by Development Control in the consideration of planning applications along with Supplementary Note 4. Residential extensions are not covered by PPS3. It links closely with aim 6 of the Hartlepool Community Strategy.
Hsg11	Residential Annexes		✓	x	n/a	x	✓	✓	n/a	n/a	n/a	n/a	The policy needs to be saved pending the adoption of a Core Strategy. The policy is used by Development Control in the consideration of planning applications. It links closely with aim 6 of the Hartlepool Community Strategy.
Hsg12	Homes and Hostels		✓	x	n/a	x	✓	✓	n/a	n/a	n/a	n/a	The policy needs to be saved pending the adoption of a Core Strategy. The policy is used by Development Control in the consideration of planning applications. It links closely with aim 6 of the Hartlepool Community Strategy. Links with Supplementary Note 2.
Hsg13	Residential Mobile Homes		✓	x	n/a	x	✓	✓	n/a	n/a	n/a	n/a	The policy needs to be saved pending the adoption of a Core Strategy. The policy is used by Development Control in the consideration of planning applications. It links closely with aim 6 of the Hartlepool Community Strategy.
Hsg14	Gypsy Site		x	✓	n/a	x	✓	✓	n/a	n/a	n/a	n/a	This policy is required pending inclusion of specific policy in the Core Strategy. The policy is up to date and required in the absence of the GTAA Strategy. It links to policy 30 of the RSS.

Policies not to be saved													
Hsg8	Residential Uses of Upper Floors												TAKE POLICY OUT – FELT IT IS COVERED BY NATIONAL POLICY AND OTHER POLICIES IN THE LOCAL PLAN.

CHAPTER 8 TRANSPORT
Policies to be saved

Policy		Subject	Government criteria					Policies that the government will also have particular regard to					Comment	
Trail	Bus Priority Routes	x	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	N/A	Policies are in conformity with the core strategy development plan document (where the core strategy has been adopted)	x	There are effective policies for any part of the authority's area where significant change in the use or development of land or conservation of the area is envisaged	✓		Policies are necessary and do not merely repeat national or regional policy

Tra2	Railway Line Extensions	x	✓	x	N/A	x	✓	x	x	✓	x	X	This policy is required pending inclusion of specific policy in the Core Strategy. The policy is up to date and required as it relates to a specific route within Hartlepool which needs to be safeguarded. Links with aims 1 (jobs and the economy) and 5 (Environment) of the Community Strategy.
Tra3	Rail Halts	x	✓	✓	N/A	x	✓	x	x	✓	x	x	This policy is required pending inclusion of specific policy in the Core Strategy. The policy is up to date and required as it is locally specific. It links to RSS policy 10.4 relating to connectivity and a modern integrated public transport network for the Tees Valley. It also links with aims 1 (jobs and the economy) and 5 (Environment) of the Community Strategy.
Tra4	Public Transport Interchange	x	✓	✓	N/A	x	✓	x	x	✓	x	x	This policy is site specific to Hartlepool and seeks to improve public transport facilities. Whilst planning permission has been granted for this proposal no work has yet been implemented. The policy is therefore still relevant and should be saved. It is in conformity with RSS10.4 & 51 and to the Community Strategy 2008 on effective & efficient public transport.

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Tra5	Cycle Networks	✓	✓	x	N/A	x	✓	x	x	x	x	x	This Policy is site specific to Hartlepool. It identifies key links and seeks to encourage a sustainable transport network and promotes health & wellbeing in furtherance of the Community Strategy 2008.
Tra7	Pedestrian Linkages: Town Centre/ Headland/ Seaton Carew	✓	✓	x	N/A	x	✓	x	x	x	x	x	This Policy is site specific to Hartlepool. It identifies key links and seeks to encourage a sustainable transport network and promotes health & wellbeing in furtherance of the Community Strategy 2008.
Tra9	Traffic Management in the Town Centre	✓	✓	x	N/A	x	✓	x	x	x	x	x	This Policy is site specific to Hartlepool. It identifies key projects to encourage a sustainable transport network and promotes health & wellbeing (Aim 3) and jobs and the economy (Aim 1) in furtherance of the Community Strategy 2008.
Tra10	Road Junction Improvements		✓	x	N/A	x	✓	x	x	x	x	x	This Policy is site specific to Hartlepool identifying key projects to be implemented to improve the highway network and highways safety.
Tra11	Strategic Road Schemes		✓	x	N/A	x	✓	x	x	✓	x	x	This Policy is site specific to Hartlepool identifying key projects to be implemented to improve the highway network and highways safety. It seeks to facilitate and enhance the development of key employment sites in the borough including Wynyard and the Hartlepool Southern Business Zone. Links with aim 1 (jobs and economy) of the Community Strategy.

Tra12	Road Scheme: North Graythorp		✓	x	N/A	x	✓	x	x	✓	x	x	This Policy is site specific to Hartlepool identifying key projects to be implemented to improve the highway network and highways safety. It seeks to facilitate and enhance the development of a key employment at North Graythorp. Links with aim 1 (jobs and economy) of the Community Strategy.
Tra13	Road Schemes: Development Sites		✓	✓	N/A	x	✓	✓	x	✓	x	x	This Policy is site specific to Hartlepool identifying key projects to be implemented to improve the highway network and highways safety. It seeks to facilitate and enhance the development of a key brownfield regeneration site at Victoria Harbour. In conformity with RSS 13. Links with aim 1 (jobs and economy) of the Community Strategy.
Tra14	Access to Development Sites		✓	✓	N/A	x	✓	✓	x	✓	x	x	This Policy is site specific to Hartlepool identifying key projects to be implemented to improve the highway network and highways safety. It seeks to facilitate and enhance the development of a key Brownfield regeneration site at Victoria Harbour in conformity with RSS 13. Links with aim 1 (jobs and economy) of the Community Strategy.
Tra15	Restriction on Access to Major Roads		✓	x	N/A	x	✓	x	x	x	x	x	This Policy is site specific to Hartlepool identifying key projects to be implemented to improve the highway network and highways safety.

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Tra16	Car Parking Standards		✓	x	N/A	x	✓	x	x	x	x	x	This Policy is site specific to Hartlepool identifying areas where the provision of car parking will be reduced to accord with principles of sustainability. Links with aim 1 (jobs and economy) of the Community Strategy.
Tra17	Railway Sidings		✓	✓	N/A	x	✓	x	x	✓	x	x	This policy should be saved pending the adoption of a Core Strategy. It seeks to encourage the use of railway sidings in furtherance of RSS policy 57. Links with aim 1 (jobs and economy) of the Community Strategy.
Tra18	Rail Freight Facilities		✓	✓	N/A	x	✓	x	x	✓	x	x	This policy should be saved pending the adoption of a Core Strategy. It seeks to encourage the use of railway sidings in furtherance of RSS policy 57. Links with aim 1 (jobs and economy) of the Community Strategy.
Tra20	Travel Plans		✓	✓	N/A	x	✓	x	x	✓	x	x	This policy should be saved pending the adoption of a Core Strategy. It stipulates that Travel Plans will be used in developments generating large numbers of users in line with policy 54 of the RSS. Links with aim 1 (jobs and economy) of the Community Strategy.

Policies not to be saved													
Tra6	Cycle Facilities												This policy repeats national guidance set out in PPS13

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Tra8	Pedestrian Routes- Residential Areas												This policy repeats national guidance set out in PPS13
Tra19	Provision of Alternative Transport												This policy repeats national guidance set out in PPS13

CHAPTER 9 PUBLIC UTILITY & COMMUNITY FACILITIES

Policies to be saved

Policy	Subject	Government criteria						Policies that the government will also have particular regard to					Comment
		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 with the core strategy development plan document (where the core strategy has been adopted)	There are effective policies for any part of the authority's area where significant change in the use or development of land or conservation of the area is envisaged	Policies are necessary and do not merely repeat national or regional policy	Policies that support the delivery of housing	Policies on Green Belt detailed boundaries	Policies that support economic development and regeneration, including policies for retailing and town centres	Policies for waste management	Policies that promote renewable energy; reduce impact on climate change; and safeguard water resources	
PU3	Sewage Treatment Works	x	✓	N/A	N/A	X	✓	N/A	N/A	N/A	✓	N/A	This policy is site specific and looks to safeguard sites for expansion of existing sewage works.
PU6	Nuclear Power Station Site	X	✓	✓	N/A	X	✓	X	N/A	✓	x	N/A	This is a site specific policy identifying a site of regional or national importance.
PU7	Renewable Energy Developments	X	✓	✓	N/A	X	✓	X	N/A	✓	X	✓	This policy should be saved pending the adoption of a Core Strategy. The policy refers to important local distinctions and is still relevant. The policy conforms to policy 39 of the RSS and is relevant to delivering aims 1 and 5 of the Community Strategy.

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PU10	Primary School Location	X	✓	✓	N/A	X	✓	X	N/A	X	X	x	This policy should be saved as it relates to a site at Middle Warren where significant housing development is progressing. The policy should be retained as part of a future programme of school building.
PU11	Primary School Site	X	✓	✓	N/A	X	✓	X	N/A	X	X	X	This policy should be saved as it is site specific at Chester Road and relates to future programme of school building. It is in an area where significant change under Housing Market Renewal is taking place.
Policies not to be saved													
PU1	Drainage Systems												TAKE OUT - It is general and not site specific and repeats national guidance.
PU2	Industrial Sites Drainage		✓										TAKE OUT - It is general in nature and repeats national guidance.
PU4	Protection of the Aquifer		✓										TAKE OUT Covered by other regulations and Environment Agency
PU5	Electricity Transmission, Distribution and Supply												Take Out- Covered in national policies
PU8	Tele-communication s												TAKE OUT It repeats national guidance and is now out of date. Most of the detail are covered under policy GEP1.
PU9	Local Facilities Serving Residential Areas												TAKE OUT It is general and the detail is picked up elsewhere such as GEP1. Also not site specific.

CHAPTER 10 DEVELOPMENT CONSTRAINTS Policies to be saved

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Policy	Subject	Government criteria							Policies that the government will also have particular regard to				Comment														
			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 with the core strategy development plan document (where the core strategy has been adopted)		There are effective policies for any part of the authority's area where significant change in the use or development of land or conservation of the area is envisaged		Policies are necessary and do not merely repeat national or regional policy														
Dco1	Landfill Sites	X								X	Policies that support the delivery of housing			N/A	Policies on Green Belt detailed boundaries		X	Policies that support economic development and regeneration, including policies for retailing and town centres					X	Policies that promote renewable energy; reduce impact on climate change; and safeguard water resources			The policy needs to be saved as it as no Core Strategy is yet in place. The Policy is still up to date and a useful tool in controlling development.
Policies not to be saved																											
Dco2	Flood Risk					✓																					TAKE OUT Repeats national policy PPS25 and standing advice from the Environment Agency.

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CHAPTER 11 RECREATION & LEISURE
Policies to be saved

Policy	Subject	Government criteria						Policies that the government will also have particular regard to					Comment
		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 with the core strategy development plan document (where the core strategy has been adopted)	There are effective policies for any part of the authority's area where significant change in the use or development of land or conservation of the area is envisaged	Policies are necessary and do not merely repeat national or regional policy	Policies that support the delivery of housing	Policies on Green Belt detailed boundaries	Policies that support economic development and regeneration, including policies for retailing and town centres	Policies for waste management	Policies that promote renewable energy; reduce impact on climate change; and safeguard water resources	
Rec1	Coastal Recreation	x	✓	✓	n/a	X	✓	N/a	N/a	✓	n/a	✓	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and a useful tool in controlling development.
Rec2	Provision for Play in New Housing Areas	X	✓	X	N/a	X	✓	N/A	N/A	✓	X	X	The policy needs to be saved as the Core Strategy or Planning Obligations SPD are not yet in place. The Policy is still up to date and is essential for negotiating developer contributions for play facilities. Key to delivering Community Strategy Aims 3, 5 and 7.
Rec3	Neighbourhood Parks	X	✓	X	N/a	X	✓	N/a	N/a	✓	X	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and is site specific regarding the named parks. The policy assists with aims 3,5 and 7 of the Community Strategy.
Rec4	Protection of Outdoor Playing Space	x	✓	X	n/a	X	✓	N/a	N/a	x	n/a	✓	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and a useful tool in controlling development.

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Rec5	Development of Sports Pitches	✓	✓	x	n/a	x	✓	x	n/a	x	x	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is site specific and is linked to the Community Strategy aims 3 (Health and Wellbeing) and 7 (Culture and Leisure). It is still up to date and a useful tool in controlling development.
Rec6	Dual Use of School Facilities	x	✓	x	n/a	x	✓	x	n/a	x	x	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and a useful tool in controlling development and encouraging use of the school fields. Links to the Community Strategy aims 3 (Health and Wellbeing) and 7 (Culture and Leisure).
Rec7	Outdoor Recreational Sites	✓	✓	x	n/a	x	✓	x	n/a	x	x	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is site specific and is linked to the Community Strategy aims 3 (Health and Wellbeing) and 7 (Culture and Leisure). It is still up to date and a useful tool in controlling development.
Rec8	Areas of Quiet Recreation	✓	✓	x	n/a	x	✓	x	n/a	x	x	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is site specific and is linked to the Community Strategy aims 3 (Health and Wellbeing) and 7 (Culture and Leisure). It is still up to date and a useful tool in controlling development.
Rec9	Recreational Routes		✓	✓	n/a	x	✓	x	n/a	x	x	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is site specific and provides the framework for an integral network of routes within Hartlepool. Links to Policy 7 of the RSS and it is also linked to the Community Strategy aims 3 (Health and Wellbeing) and 7 (Culture and Leisure). It is still up to date and a useful tool in controlling development.

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Rec10	Summerhill	x	✓	x	n/a	x	✓	x	n/a	x	x	x	This policy needs to be saved as no Core Strategy is yet in place. This policy relates to a important outdoor leisure facility within the town which acts as a key gateway into the countryside. Links with Community Strategy aims 3 (Health and Wellbeing), 5 (Environment) and 7 (Culture and Leisure).
Rec12	Land West of Brenda Road	x	✓	x	n/a	x	✓	x	n/a	x	x	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is site specific and is linked to the Community Strategy aims 3 (Health and Wellbeing) and 7 (Culture and Leisure).
Rec13	Late Night Uses		✓	x	n/a	x	✓	x	n/a	x	x	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date, is site specific and is a vital tool for controlling development associated with the night time economy.
Rec14	Major Leisure Developments	x	✓	x	n/a	x	✓	x	n/a	✓	x	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date, is site specific and is a vital tool for controlling major leisure development in the town. It links with aims 1 (jobs and economy) and 7 (culture and leisure) of the Community Strategy.
Policies not to be saved													
Rec11	Noisy Outdoor Sports and Leisure Activities												Policy not considered locally distinct enough to retain. Much of the criteria relates to policy GE P1.

CHAPTER 12 THE GREEN NETWORK

Policies to be saved

Policy	Subject	Government criteria						Policies that the government will also have particular regard to					Comment		
GN1	Enhancement of the Green Network	X	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	n/a	Policies are in conformity with the core strategy development plan document (where the core strategy has been adopted)	X	There are effective policies for any part of the authority's area where significant change in the use or development of land or conservation of the area is envisaged	✓	Policies are necessary and do not merely repeat national or regional policy	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date, is site specific and is a vital tool for controlling the growth of the green network in Hartlepool. The Policy links with RSS policy 8 and policies 5 (Environment) and 7 (Culture and Leisure) of the Hartlepool Community Strategy.
		X	Policies that support the delivery of housing	X	Policies on Green Belt detailed boundaries	X	Policies that support economic development and regeneration, including policies for retailing and town centres	X	Policies for waste management	X	Policies that promote renewable energy ; reduce impact on climate change; and safeguard water resources				

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GN2	Protection of Green Wedges	x	✓	✓	n/a	x	✓	x	x	x	x	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date, is site specific and is a vital tool for protecting the integrity and open character of green wedges in Hartlepool. The Policy links with RSS policy 8 and policies 5 (Environment) and 7 (Culture and Leisure) of the Hartlepool Community Strategy.
GN3	Protection of Key Green Space Areas	x	✓	✓	n/a	x	✓	x	x	x	x	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date, is site specific and is a vital tool for protecting key green spaces in Hartlepool. The Policy links with RSS policy 8 and policies 5 (Environment) and 7 (Culture and Leisure) of the Hartlepool Community Strategy.
GN4	Landscaping of Main Approaches	x	✓	x	n/a	x	✓	x	x	✓	x	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date, is site specific and useful development control tool. Links with policies 1 (Jobs and the Economy) and 5 (Environment) of the Hartlepool Community Strategy.
GN5	Tree Planting	✓	✓	✓	n/a	x	✓	x	x	x	x	x	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date, is site specific and useful development control tool. Links with policy 5 (Environment) of the Hartlepool Community Strategy. Also reflects the aims of policy 36 of the RSS.

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GN6	Protection of Incidental Open Space	x	✓	x	n/a	x	✓	x	x	x	x	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and is relevant and is used regularly to protect open space within existing residential areas of the town. It links with Aim 5 (Environment) of the Community Strategy.
Policies not to be saved													

**CHAPTER 13 WILDLIFE
Policies to be saved**

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Policy	Subject	Government criteria							Policies that the government will also have particular regard to	Comment
			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 with the core strategy development plan document (where the core strategy has been adopted)		n/a		
					✓	There are effective policies for any part of the authority's area where significant change in the use or development of land or conservation of the area is envisaged		X		
					✓	Policies are necessary and do not merely repeat national or regional policy		X		
					X	Policies that support the delivery of housing		X		
					X	Policies on Green Belt detailed boundaries		X		
					X	Policies that support economic development and regeneration, including policies for retailing and town centres		X		
					X	Policies for waste management		X		
					X	Policies that promote renewable energy; reduce impact on climate change; and safeguard water resources		X		
WL2	Protection of Nationally Important Nature Conservation Sites		X							The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and is site specific. ODM Circular 06/2005 states that LDF documents must be prepared in accordance to take reasonable steps to further the conservation and enhancement of SSSIs in their area. Links to aim 5 (Environment) of the Hartlepool Community Strategy and Policy 8 of the RSS.

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WL3	Enhancement of Sites of Special Scientific Interest	x	✓	✓	n/a	x	✓	x	x	x	x	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and is site specific. ODM Circular 06/2005 states that LDF documents must be prepared in accordance to take reasonable steps to further the conservation and enhancement of SSSIs in their area. Links to aim 5 (Environment) of the Hartlepool Community Strategy and Policy 8 of the RSS.
WL5	Protection of Local Nature Reserves	x	✓	x	n/a	x	✓	x	x	x	x	X	This is a site specific policy identifying local Nature reserves. It needs to be saved until the adoption of a Core Strategy. It fits with the Community Strategy aim 5 (environment).
WL7	Protection of SNCIs, RIGSs and Ancient Semi-Natural Woodland	x	✓	✓	n/a	x	✓	x	x	x	x	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and links to Policy 5 of the Community Strategy (Environment) and policy 36 of the RSS. It is a useful DC tool and links to Planning Conditions to minimise the harm that developments may have on these important sites.
Policies not to be saved													
WL1	Protection of International Nature Conservation Sites												This policy repeats national policy set out in PPS9 & the Habitats Regulations.
WL4	Protected Species												These species are given special protection through national legislation.
WL6	New Local Nature Reserves												This policy is very general and it is felt that other policies within the plan and national policies would help support the creation of new local nature reserves.

WL8	Protection of Biodiversity												Reflects national policy and sub-regional plans and targets and is also covered by other policies which will be saved.
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CHAPTER 14 CONSERVATION OF THE HISTORIC ENVIRONMENT

Policies to be saved

Policy	Subject	Government criteria							Policies that the government will also have particular regard to				Comment
		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 with the core strategy development plan document (where the core strategy has been adopted)	There are effective policies for any part of the authority's area where significant change in the use or development of land or conservation of the area is envisaged	Policies are necessary and do not merely repeat national or regional policy	Policies that support the delivery of housing	Policies on Green Belt detailed boundaries	Policies that support economic development and regeneration, including policies for retailing and town centres	Policies for waste management	Policies that promote renewable energy; reduce impact on climate change; and safeguard water resources	
HE1	Protection and Enhancement of Conservation Areas	X	✓	✓	N/A	✓	✓	x	N/A	✓	X	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date, is site specific and useful development control tool. There are clear links to Policy 5 (Environment) and 7 (Culture & Leisure) of the Community Strategy. The policy reflects Policy 16 of the RSS.
HE2	Environmental Improvements in Conservation Areas	x	✓	✓	N/A	✓	✓	x	N/A	✓	x	x	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date, is site specific in that it refers to a supplementary note and useful development control tool. There are clear links to Policy 5 (Environment) and 7 (Culture & Leisure) of the Community Strategy. The policy reflects Policy 16 of the RSS.

HE3	Developments in the Vicinity of Conservation Areas	x	✓	✓	N/A	✓	✓	x	N/A	✓	x	x	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date, is site specific in that it refers to a supplementary note and useful development control tool. There are clear links to Policy 5 (Environment) and 7 (Culture & Leisure) of the Community Strategy. The policy reflects Policy 16 of the RSS.
HE6	Protection and Enhancement of Registered Parks and Gardens	X	✓	✓	N/A	✓	✓	X	N/A	X	X	X	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and a useful tool in controlling development in specific locations in the Borough.
HE8	Works to Listed Buildings (Including Partial Demolition)	x	✓	✓	N/A	✓	✓	x	N/A	✓	x	x	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date, is site specific in that it refers to a supplementary note and useful development control tool. There are clear links to Policy 5 (Environment) and 7 (Culture & Leisure) of the Community Strategy. The policy reflects Policy 16 of the RSS.
HE12	Protection of Locally Important Buildings	x	✓	✓	N/A	✓	✓	x	N/A	✓	x	x	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and is important to protect the character of buildings identified as being of local significance to Hartlepool. There are clear links to Policy 5 (Environment) and 7 (Culture & Leisure) of the Community Strategy. The policy reflects Policy 16 of the RSS.

HE15	Areas of Historic Landscape	x	✓	✓	N/A	✓	✓	x	N/A	✓	x	x	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and a useful tool in controlling development in specific locations in the Borough. There are clear links to Policy 5 (Environment) and 7 (Culture & Leisure) of the Community Strategy. The policy reflects Policy 16 of the RSS.
Policies not to be saved													
HE4	Control of Demolition in Conservation Areas		✓		N/A				N/A				TAKE OUT – Policy is too general and repeats national policy PPG 15
HE5	Review of Conservation Areas				N/A				N/A				TAKE OUT – Policy is too general and repeats national policy PPG 15
HE7	Control of Demolition of Listed Buildings				N/A				N/A				TAKE OUT – Policy is too general and repeats national policy PPG 15
HE9	Changes of Use of Listed Buildings				N/A				N/A				TAKE OUT – Policy is too general and repeats national policy PPG 15
HE10	Developments in the Vicinity of Listed Buildings				N/A				N/A				TAKE OUT – Policy is too general and repeats national policy PPG 15
HE11	Review of Listed Buildings				N/A				N/A				TAKE OUT – The policy is too general and is covered by other existing policies.
HE13	Scheduled Monuments				N/A				N/A				TAKE OUT – Repeating national policy PPG 16 and national legislation.
HE14	Protection of Archaeological Sites				N/A				N/A				TAKE OUT – Repeating national policy PPG 16 and national legislation.

policy	Subject	Government criteria						Policies that the government will also have particular regard to					Comment
		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 with the core strategy development plan document (where the core strategy has been adopted)	There are effective policies for any part of the authority's area where significant change in the use or development of land or conservation of the area is envisaged	Policies are necessary and do not merely repeat national or regional policy	Policies that support the delivery of housing	Policies on Green Belt detailed boundaries	Policies that support economic development and regeneration, including policies for retailing and town centres	Policies for waste management	Policies that promote renewable energy; reduce impact on climate change; and safeguard water resources	
Rur1	Urban Fence		✓	✓	N/A	x	✓	x	✓	✓	N/A		The policy needs to be saved as no Core Strategy is yet in place. The Policy defines the limit to development and is in accordance with RSS policy 10.5. The limits have recently been reviewed as part of the Local Plan Preparation and reflect up to date policy. The Policy is an essential tool in encouraging brown field urban development and restricting the urban spread into the countryside.
Rur2	Wynyard Limits to Development		✓	✓	N/A	x	✓	x	✓	✓	N/A		The policy needs to be saved as no Core Strategy is yet in place. The Policy defines the limit to development and is in accordance with RSS policy 10.5. The limits have recently been reviewed as part of the Local Plan Preparation and reflect up to date policy. The Policy is an essential tool in restricting further urban spread into the countryside.

Rur3	Village Envelopes		✓	✓	N/A	x	✓	x	✓	N/A	N/A		The policy needs to be saved as no Core Strategy is yet in place. The Policy defines the limit to development and is in accordance with RSS policy 10.5. The limits have recently been reviewed as part of the Local Plan Preparation and reflect up to date policy. The Policy is an essential tool in restricting further urban spread into the countryside and protecting the character of the villages.
Rur4	Village Design Statements		✓		N/A	x	✓	x	✓	x	N/A	x	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and refers to a distinct area. The policy and SPD are useful tool in informing development decisions. More Village Design Statements are planned.
Rur5	Development At Newton Bewley	x	x	x	N/A	x	✓	x	✓	x	N/A	x	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and refers to a distinct area.
Rur7	Development in the Countryside		✓	x	N/A	x	✓	x	✓	x	N/A	x	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and refers to a distinct area. It links with aims 1, 5 and 6 of the Community Strategy.
Rur12	New Housing in the Countryside	x	✓	✓	n/a	x	✓	✓	✓	x	N/a	x	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and is a useful tool in controlling development. The policy reinforces the emphasis on brownfield land and maintaining a strong urban form of the built up area of Hartlepool. It reflects the principles of RSS policy 24.
Rur14	The Tees Forest	✓	✓	✓	N/A	x	✓	x	✓	x	N/A	x	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and refers to a distinct area. It links with aims 5 (environment) of the Hartlepool Community Strategy and also with policy 36 of the RSS.

Rur15	Small Gateway Sites	x	✓	x	N/A	x	✓	x	✓	x	N/A	x	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and refers to a distinct area. It links with aims 5 (environment) of the Hartlepool Community Strategy.
Rur16	Recreation in the Countryside	x	✓	? (policy 27)	N/A	x	✓	x	✓	x	N/A	x	Core Strategy is yet in place. The Policy is still up to date and refers to a distinct area. It links with aims 3 (Health and Wellbeing), 5 (environment) and 7 (Culture and Leisure) of the Hartlepool Community Strategy.
Rur17	Strategic Recreational Routes	✓	✓	✓	N/A	x	✓	x	✓	x	N/A	x	Core Strategy is yet in place. The Policy is still up to date and refers to a distinct area. It links with aims 3 (Health and Wellbeing), 5 (environment) and 7 (Culture and Leisure) of the Hartlepool Community Strategy. Links with Policy 7 of the RSS.
Rur18	Rights of Way	✓	✓	✓	N/A	x	✓	x	✓	x	N/A	x	Core Strategy is yet in place. The Policy is still up to date and refers to a distinct area. It links with aims 3 (Health and Wellbeing), 5 (environment) and 7 (Culture and Leisure) of the Hartlepool Community Strategy. Links with Policy 7 of the RSS.
Rur19	Summerhill-Newton Bewley Greenway	✓	✓	✓	N/A	x	✓	x	✓	x	N/A	x	Core Strategy is yet in place. The Policy is still up to date and refers to a distinct area. It links with aims 3 (Health and Wellbeing), 5 (environment) and 7 (Culture and Leisure) of the Hartlepool Community Strategy. Links with Policy 7 of the RSS.
Rur20	Special Landscape Areas	x	✓	✓	N/A	x	✓	x	✓	x	N/A	x	The policy needs to be saved as no Core Strategy is yet in place. The Policy is still up to date and refers to a distinct area. It links with aims 5 (environment) of the Hartlepool Community Strategy.
POLICIES NOT TO BE SAVED													

Rur6	Rural Services												It is considered that this policy is covered by national guidance within PPS7 (Sustainable Development of Rural Areas).
Rur8	Prior Notification for Agricultural Development												This policy reflects national guidance set out in PPS7
Rur9	Protection of Agricultural Land												This policy reflects national guidance set out in PPS7
Rur10	Intensive Livestock Units												This policy reflects national guidance set out in PPS7
Rur11	Farm Diversification												This policy reflects national guidance set out in PPS7
Rur13	Re-Use of Rural Buildings												This policy reflects national guidance set out in PPS7 and PPS3.

CHAPTER 16 MINERALS

Policy	Subject	Government criteria							Policies that the government will also have particular regard to				Comment											
			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		n/a	Policies are in conformity with the core strategy development plan document (where the core strategy has been adopted)			X	There are effective policies for any part of the authority's area where significant change in the use or development of land or conservation of the area is envisaged		✓	Policies are necessary and do not merely repeat national or regional policy					
								N/a	Policies that support the delivery of housing			N/a		Policies on Green Belt detailed boundaries		✓	Policies that support economic development and regeneration, including policies for retailing and town centres			Policies for waste management		✓	Policies that promote renewable energy; reduce impact on climate change; and safeguard water resources	
Min1	Safeguarding of Mineral Resources																							

Min2	Use of Secondary Aggregates		✓	✓	n/a	X	✓	N/a	N/a	✓	n/a	✓	The policy needs to be saved pending the adoption of the Joint Minerals & Waste DPDs being prepared by the Tees Valley Authorities. The Local Plan Minerals policies are the only adopted planning policies in the Tees Valley area. The Policy is still up to date and conforms to the strategy set out in RSS policy 42
Min3	Mineral Extraction		✓	✓	n/a	X	✓	N/a	N/a	✓	n/a		The policy needs to be saved pending the adoption of the Joint Minerals & Waste DPDs being prepared by the Tees Valley Authorities. The Local Plan Minerals policies are the only adopted planning policies in the Tees Valley area. The Policy is still up to date and conforms to the strategy set out in RSS policy 42
Min4	Transport of Minerals		✓	✓	n/a	X	✓	N/a	N/a	✓	n/a	✓	The policy needs to be saved pending the adoption of the Joint Minerals & Waste DPDs being prepared by the Tees Valley Authorities. The Local Plan Minerals policies are the only adopted planning policies in the Tees Valley area. The Policy is still up to date and conforms to the strategy set out in RSS policy 42
Min5	Restoration of Mineral Sites		✓	✓	n/a	X	✓	N/a	N/a	✓	n/a	✓	The policy needs to be saved pending the adoption of the Joint Minerals & Waste DPDs being prepared by the Tees Valley Authorities. The Local Plan Minerals policies are the only adopted planning policies in the Tees Valley area. The Policy is still up to date and conforms to the strategy set out in RSS policy 42

Policies not to be saved												
N/a												All five Minerals policies need to be saved.

**CHAPTER 17 WASTE
Policies to be saved**

Policy	Subject	Government criteria						Policies that the government will also have particular regard to					Comment	
Wast1	Major Waste Producing Developments		Where appropriate there is a clear central strategy						Policies that support the delivery of housing					
		✓	Policies have regard to the Community Strategy for the area						Policies on Green Belt detailed boundaries					
		✓	Policies are in general conformity with the regional spatial strategy					✓	Policies that support economic development and regeneration, including policies for retailing and town centres					
		n/a	Policies are in conformity with the core strategy development plan document (where the core strategy has been adopted)					✓	Policies for waste management					
		X	There are effective policies for any part of the authority's area where significant change in the use or development of land or conservation of the area is envisaged					X	Policies that promote renewable energy ; reduce impact on climate change; and safeguard water resources					
		✓	Policies are necessary and do not merely repeat national or regional policy											
		N/a	Policies that support the delivery of housing					N/a						
		N/a	Policies on Green Belt detailed boundaries					✓	Policies that support economic development and regeneration, including policies for retailing and town centres					
		✓	Policies are in general conformity with the regional spatial strategy					✓	Policies for waste management					
		X	There are effective policies for any part of the authority's area where significant change in the use or development of land or conservation of the area is envisaged					X	Policies that promote renewable energy ; reduce impact on climate change; and safeguard water resources					

13(a)
Appendix 1
1

Was2	Provision of 'Bring' Recycling Facilities		✓	✓	n/a	X	✓	N/a	N/a	✓	✓	✓	The policy needs to be saved pending the adoption of the Joint Minerals & Waste DPDs being prepared by the Tees Valley Authorities. The Local Plan waste policies are the only adopted planning policies in the Tees Valley area. The Policy is still up to date and reflects current waste strategies. It conforms to RSS policy 46
Was3	Composting		✓	✓	n/a	X	✓	N/a	N/a	✓	✓	✓	The policy needs to be saved pending the adoption of the Joint Minerals & Waste DPDs being prepared by the Tees Valley Authorities. The Local Plan waste policies are the only adopted planning policies in the Tees Valley area. The Policy is still up to date and reflects current waste strategies. It conforms to RSS policy 46
Was4	Landfill Developments		✓	✓	n/a	X	✓	N/a	N/a	✓	✓	x	The policy needs to be saved pending the adoption of the Joint Minerals & Waste DPDs being prepared by the Tees Valley Authorities. The Local Plan waste policies are the only adopted planning policies in the Tees Valley area. The Policy is still up to date and reflects current waste strategies. It conforms to RSS policy 46
Was5	Landraising				n/a	X	✓	N/a	N/a	N/A	✓	N/A	The policy needs to be saved pending the adoption of the Joint Minerals & Waste DPDs being prepared by the Tees Valley Authorities. The Local Plan waste policies are the only adopted planning policies in the Tees Valley area. The Policy is still up to date and reflects current waste strategies. It conforms to RSS policy 46

13(a)
Appendix 1
1

Was6	Incineration				n/a	X	✓	N/a	N/a	N/A	✓	x	The policy needs to be saved pending the adoption of the Joint Minerals & Waste DPDs being prepared by the Tees Valley Authorities. The Local Plan waste policies are the only adopted planning policies in the Tees Valley area. The Policy is still up to date and reflects current waste strategies. It conforms to RSS policy 46
Policies not to be saved													
N/A													All waste policies need to be saved.

COUNCIL REPORT

30th October, 2008



Report of: Executive

Subject: BUILDING SCHOOLS FOR THE FUTURE (BSF)

1. PURPOSE OF REPORT

- 1.1 To enable Council to consider Cabinet's proposal to delegate authority to Cabinet and the Chief Financial Officer to finalise the Section 151 letter to be included in the Building Schools for the Future Outline Business Case.

2. REASON FOR SUBMITTING REPORT

- 2.1 In accordance with the constitution Cabinet is responsible for proposing changes to the approved Budget and Policy Framework, which are then referred to Council for consideration. At this stage the proposals detailed in this report may potentially result in such a departure, although the position is uncertain and complex. In order to enable the Council to progress the BSF project to the next stage Council is requested to delegate authority to Cabinet and the Chief Financial Officer to progress the issues set out in the following paragraph.

3. CABINET PROPOSALS

- 3.1 The Council has been approved as a Wave 5 BSF authority and is now working through the detailed Department for Children, Schools and Families criteria to demonstrate the Council has robust plans for delivering this project. Various criteria need to be met before the BSF funding is released and physical building work can progress.
- 3.2 The next key milestone is the submission of the Outline Business Case (OBC) on 2nd December 2008. The OBC will be approved by the BSF Project Board and Cabinet before it is submitted.
- 3.3 The OBC needs to include a specific "Section 151 Letter", which is a letter signed by the Council's Chief Financial Officer. The objective of this letter "is to demonstrate the local authority's ownership and understanding of the OBC, to increase confidence that the OBC is affordable and to prove that value for money will be delivered through the proposed procurement route".
- 3.4 The Section 151 Letter needs to specifically state how the authority will address a funding shortfall on the BSF project should such a situation arise. This is an important commitment as once the OBC is approved this will

freeze the level of BSF funding. This is an extremely difficult issue to address given the timescale for submitting the OBC and the work which needs completing before this document is submitted. At this stage it is not possible to determine whether the anticipated BSF funding will meet the costs of this project, or whether there will be a funding shortfall.

- 3.5 In the first instance if there is a funding shortfall the proposed scope of works will be reviewed to try and reduce costs, whilst still delivering the required outputs. However, in the event that this is not possible the Section 151 letter needs to state how the authority will address such a position.
- 3.6 In order to progress this issue it is suggested that Council approves the following principles for funding a shortfall on the BSF project, should such a situation arise. The funding resources are shown in the order they will be used:
- Capital receipts generated from the sales of surplus school assets arising from the implementation of BSF;
 - Capital receipts generated from the sale of other Children's Services assets;
 - Prudential borrowing funded by secondary schools (this would require Schools Forum approval and potentially Department for Children, Schools and Families approval);
 - Prudential borrowing funded from the Council's own budget.
- 3.7 At this stage it is not anticipated that the above strategy will impact on the Council's own revenue budget. If the position changes details will be reported to Council for consideration, either in a specific report, or as part of the 2009/10 to 2011/12 Medium Term Financial Strategy report. In terms of the potential financial risk to the Council from funding a residual deficit using prudential borrowing funded from the Council's own budget of say £1 million the ongoing revenue cost would be in the order of £90,000 per year.

4. PROPOSALS

- 4.1 Council is requested to delegate authority to Cabinet and the Chief Financial Officer to finalise the Section 151 letter to be included BSF OBC.

COUNCIL
30 October 2008



Report of: Chief Executive

Subject: BUSINESS REPORT

1. APPOINTMENT OF INDEPENDENT MEMBER TO THE COUNCIL'S STANDARDS COMMITTEE AND THE INDEPENDENT REMUNERATION PANEL

The Relevant Authorities (Standards Committees) Regulations, 2001 and the Standards Committee (England) Regulations, 2008, provide that Standards Committees must ensure that at least 25 per cent of its membership are "independent members". As previously noted to Council, the 2008 Regulations also provide the criteria for the appointment of independent members, as follows:

- approved by majority of the members of the authority;
- advertised in one or more newspapers circulating in the area of the authority, and in such other publications or websites as the authority considers appropriate;
- of a person who submitted an application to the authority;
- has within a period of five years immediately preceding the date of the appointment has not been a member or officer of the authority; or
- is a relative or close friend of a Member or Officer of the authority.

Following a publicity exercise, an application was forthcoming from Mrs Joan Norman, for appointment as an independent and therefore a co-opted member of the Council's Standards Committee. Mrs Norman also applied for appointment as an independent member of the Council's Independent Remuneration Panel.

Mrs Norman was interviewed for these positions before a meeting of the Council's Standards Committee, which convened on 15 September, 2008. The Committee have recommended that Mrs Norman be appointed, subject to Council approval, in respect of these two roles. Members are therefore asked to approve the appointment of Mrs Norman for a term of four years upon the Council's Standards Committee and also upon the Independent Remuneration Panel.

RECOMMENDATION

That Council approve the appointment of Joan Noman as an Independent Member upon the Council's Standards Committee for a term of four years and as a Member of the Independent Remuneration Panel.

2. TEESSIDE VALUATION TRIBUNAL

The Council currently has 5 representatives appointed to the Teesside Valuation Tribunal and the Tribunal is seeking an extension to the terms of office of the representatives which ends on 31 March 2009. The background to this request is included within the letter from the Tribunal attached at Appendix 1.

One of the Council's representatives, Mr B Smith, has indicated that he does not wish to continue in office beyond 31 March 2009. Under normal circumstances, a replacement representative would be requested, however, due to the imminent changes to the national tribunal system fewer tribunal members are required. In light of this, the request refers to the following representatives' terms of office being extended to 31 March 2011:

Councillors W J Coward, A Lilley, G Lilley and Mr E Jeffries.

RECOMMENDATION

That the terms of office of the above Council representatives on the Teesside Valuation Tribunal be extended to 31 March 2011.

3. RESIGNATION FROM POLITICAL GROUP

I have been informed that Councillor J Marshall has resigned from the Administrative Group. Councillor Marshall has not indicated his intention to join an alternative political group.

RECOMMENDATION

That the above be noted.



Angela Hunter
Principal Democratic Services Officer
Hartlepool Borough Council
Civic Centre
Hartlepool
TS24 8AY

David P Mulgrew IRRV

Clerk of the Tribunals

VTS North Region

Ground Floor, Block B, Southfield House,
Southfield Way, Durham, DH1 5JY

Telephone : 0191 384 8020

Fax : 0191 384 7901

Email: vtdurham@vto.gsx.gov.uk

Our Ref :

Your Ref :

Date : Friday, 13 June 2008

Dear Angela

Teesside Valuation Tribunal

Thank you for your letter received on 6 June 2008 and my apologies for not providing a written response to your earlier email.

Current Membership

The Teesside Valuation Tribunal has 15 members from four appointing authorities, which includes Hartlepool.

Out of those 15, the following are from Hartlepool:

Name	Address	Tel No	Councillor/ Non Councillor
Mr. W. J. Coward	16 Coniscliffe Road, Hartlepool TS26 0BS	(H) 01429 273643	Councillor
Mr. E. Jeffries	28 Lowthian Road, Hartlepool. TS26 8AN	(H) 01429 867122	Non Councillor
Ms. A. Lilley	68 Fens Crescent, Hartlepool, TS25 2QN	(H) 01429 291542	Councillor
Mr. G. Lilley	68 Fens Crescent, Hartlepool, TS25 2QN	(H) 01429 291542	Councillor
Mr. B. Smith	12 Chepstow Walk, Hartlepool. TS26 0TF	(H) 01429 263588	Non Councillor

The Teesside Valuation Tribunal will lose five of its 15 members by October 2009 when they reach the statutory age limit of 72 years. Two of those members are from Redcar, two are from Middlesbrough and Mr B Smith of Hartlepool has replied to a general survey of tribunal

members indicating he does not wish to continue in office beyond 31 March 2009. This will leave 10 members in post and under normal circumstances we would be looking for replacements across Teesside.

However, imminent changes are on the horizon after the Local Government and Public Involvement in Health Act 2007 paved the way for the creation of a single Valuation Tribunal for England (VTE), which will replace the 56 English valuation tribunals. At the time of writing, work is ongoing to appoint a National President to take responsibility for the VTE. It is anticipated that the VTE will formally replace the 56 English valuation tribunals in the autumn of 2009.

A consequence of the VTE is likely to be less tribunal members needed nationally as members will have no geographical boundaries to their jurisdiction. The benefits will be an improved standard of tribunal member, more consistency and more efficient use of public money.

Member re-appointments

The current term of office for all of the members from the Hartlepool area ends on 31 March 2009. However, VTE may not come into operation until the autumn of 2009. Although the legislation is now in force to create a VTE there is nothing in place which automatically transfers Teesside members in office at 31 March 2009 to the VTE.

Therefore, there is likely to be a gap of up to one year and it is therefore necessary to re-appoint the existing members to a term ending no sooner than 31 March 2010, preferably 31 March 2011 to allow for any unforeseen delays in the creation of a VTE.

Until the VTE starts up, legislation requires the appointment of tribunal members to be determined jointly by the President of the Teesside Valuation Tribunal (Mr I Irvine) and the appointing authority (Hartlepool Borough Council).

Mr Irvine has asked me to seek re-appointment of Mr Jeffries, Mr Coward, Ms Lilley and Mr Lilley for a minimum term taking them up to 31 March 2010, preferably 31 March 2011.

Appointment rules

There are regulations which limit the percentage of councillor tribunal members. Essentially, regulations provide that an appointment to fill any vacancy in the membership of a tribunal will not be valid if its effect would make the aggregate number of tribunal members who are councillors exceed one third of the total number of tribunal members the local authority concerned is entitled to participate in appointing.

Excluding Mr Smith for the reasons stated above, you will note that three out of the four tribunal members from Hartlepool are councillors. In view of the falling numbers of tribunal members the Teesside Valuation Tribunal would need five new 'non-councillor' members to retain the existing councillor members.

Mr Irvine would like to retain all of the existing tribunal members from Hartlepool, as they regularly undertake refresher training and actively participate at hearings. Please remember that the office of a tribunal member is non-political; tribunal members act impartially and, like courts, make decisions based on the evidence presented to them.

Issues needing a decision by Hartlepool Borough Council

Mr Irvine does not wish to appoint any new members because by the time they are fully trained they may no longer be required. However, as an interim measure, it is more sensible to use some of our fully trained existing members from the Tyne & Wear, Durham and North Yorkshire tribunals to cover any temporary shortages which could arise in Teesside after 31 March 2009.

Please can you confirm that this would be acceptable to your authority?

If this is acceptable then we can discuss the details of the five individual members.

I must emphasise that both Mr Irvine and I are happy to meet with any representatives of Hartlepool Borough Council to discuss the issues.

Yours sincerely



David Mulgrew
Clerk of the Teesside Valuation Tribunal

Copy to Mr I Irvine, MRICS, President of the Teesside Valuation Tribunal

COUNCIL
30 October 2008



Report of: Chief Executive

Subject: BUSINESS REPORT (2)

1. APPOINTMENT OF A MEMBER TO THE COUNCIL'S ADOPTION AND FOSTERING PANELS

The Council currently has 2 Elected Member representatives appointed to the Adoption and Fostering Panels. I have been informed that one of the Council's representatives, Councillor Jane Shaw, has resigned from both panels and nominations are therefore sought for a replacement Member.

RECOMMENDATION:

Council is therefore requested to seek nominations to replace Councillor Shaw.