

# Executive

## 7 December 2020

**Present:** Councillor Simmons (Chair), Councillors: Burnett, Castleman, M. Hussain, J. Hussain, Khan, Malcolm, K. Malik, Timoney and Shaw

**In Attendance:** Councillors Franks and Pedersen.

### Decision Sheet

Exemptions from the call-in process:

- (1) If the Council would be likely to suffer legal prejudice
- (2) If the Council would be likely to suffer financial prejudice
- (3) Where the calling-in of the decision would result in the decision not being capable of implementation at all
- (4) Where the decision is to incur or forego expenditure of £5,000 or less except where the decision has been taken otherwise that in accordance with the Council's Policy Framework or any policies, practices, or procedures adopted by the Executive
- (5) Where the decision results from a reference or report or recommendation from the Overview and Scrutiny Board or from a Task and Finish Group.
- (6) Where the decision will be the subject of a recommendation to the Full Council

<b>Agenda item(s) ward affected</b>	<b>Subject</b>	<b>Dec. No.</b>	<b>Decision and reason for decision</b>	<b>Other options considered</b>
2.1 All	Published decision sheet of the Executive meeting on 9 November 2020	EX/135/20	That the published decision of the meeting of the Executive held on 9 November 2020 be agreed as a correct record of the meeting and signed by the Chair in due course.	
3.1	Authorisation for Sale of Land	EX/136/20	Private report see item 16.1.	
8. All	Approval of Luton SEND Strategy and Outcomes Framework	EX/137/20	That the Luton SEND Strategy and SEND Outcomes Framework be approved for implementation as part of the SEND Written Statement of Action and Luton's programme of SEND improvements.  Reason: Statutory.	a) To reject the recommendations.  b) To request amendments to the report.
9. All	Admission Arrangements for Community Schools 2022-23	EX/138/20	That the consultation paper on Admission Arrangements for community schools for 2022/23 be approved, as set out at Appendix A to the Report (Ref: 9) of the Corporate Director, Children, Families and Education.  Reason: To provide an update on the 2020/21 budget position	Further reductions to the Admissions Number for other community schools was considered, however, it is likely that other own admission authority primary schools may also seek to reduce their Admissions Number, or cap the School's admission limit, which would further restrict the number of places available. The available capacity will continue to be reviewed on an annual basis to ensure Luton has an adequate, but not excessive, number of primary school places.

10. All	Luton Adult Learning annual Self-Assessment Report	EX/139/20	<p>That the Adult Learning Service's annual Self-Assessment Report be endorsed and officers instructed to submit the report to Ofsted.</p> <p>Reason: For the service to continue to improve</p>	<p>a) To reject the recommendations.</p> <p>b) To request amendments to the report.</p>
11. All	Revised Council Tax Reduction Scheme	EX/140/20	<p>(i) That the proposed changes to the Council Tax Reduction Schemes (CTRS Working Age) be approved.</p> <p>(ii) That the Council Tax Reduction Schemes (CTRS Working Age) from April 2021 be recommended to Full Council for adoption.</p> <p>Reason: Statutory</p> <p><b>(EXEMPT FROM CALL-IN – CATEGORY 6)</b></p>	<p>There are many alternative options that were considered for changing the Council Tax Reduction scheme. The main ones that were rejected were:</p> <p>a) Leaving the scheme as existing. Rejected as this would not enable the council to deliver any savings.</p> <p>b) Reducing the amount of support equally across all excess income ranges. Rejected because this would impact the most financially vulnerable in excess income ranges 1 and 2 that the council wishes to protect these as much as possible.</p> <p>c) Maintaining six income ranges and lowering the support in excess income ranges 3-6. Rejected because this would not provide enough savings.</p> <p>d) The deletion of excess income ranges 3-6 altogether. Rejected</p>

				as this would remove 40% support from households in excess income range 3.
12. All	Implementation of charge for Garden Waste	EX/141/20	<p>(i) That the proposal to introduce an annual charge for the discretionary collection of kerbside garden waste be approved, with effect from 1<sup>st</sup> March 2021.</p> <p>(ii) That the proposal to operate a chargeable kerbside garden waste collection on a seasonal basis during the months from the beginning of February to end of November in all subsequent years be approved.</p> <p>(iii) That the annual charge be set at £40 per bin be approved.</p> <p>(iv) That the annual charge be reviewed in accordance with the annual scale of charges review for subsequent years be agreed.</p> <p>Reason: To provide a highly valued garden waste collection service to the residents of Luton.</p>	<p>The consultation responses provided alternate options to consider based on responses.</p> <ul style="list-style-type: none"> <li> <b>Continue to provide the service for free</b>            Due to the increased financial pressures facing the Council and the need to prioritise key services, charging for garden waste collections is an important way to reduce costs and prioritise essential Council services. This was rejected as it would not produce the savings required as set out in the emergency budget.         </li> <li> <b>Reduce the current free service to less frequent collections.</b>            Under the current free service, garden waste is collected from households every fortnight however, a less frequent collection was considered to enable the service to still be provided free every four weeks. This was rejected as it would not produce the savings required as set out in the emergency budget.         </li> </ul>

13. All	Adult Social Care Market Position Statement 2020	EX/141/20	<p>That the priorities to develop the Adult Social Care Market and related elements of the Housing Market in Luton, together with the overall content of the updated Market Position Statement for publication be endorsed.</p> <p>Reason: Statutory</p>	<p>a) Do nothing: Keep the 2016 Market Position Statement on the Luton website and accept that it does not reflect our current state: Rejected: In a time of significant turmoil in adult social care it is even more important to engage with the market and share as up-to-date information as possible. Such an out-of-date Market Position Statement potentially leaves us in breach of our duties under the Care Act.</p> <p>b) Remove the current 2016 Market Position Statement from our website and have no publicly available statement on the market available: Rejected: Under the Care Act 2014, Luton has a duty to market shaping in adult social care and the Market Position Statement is seen as a mechanism to do this.</p>
14.	Regulation 4 of the Local Authorities (Executive Arrangements)(Meetings and Access to information)(England) Regulations 2012	EX/142/20	A resolution was passed under Regulation 4(2) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 to exclude the public from the meeting during consideration of the item(s) listed below as it is likely, that if members of the public were present during the transaction of the item(s), exempt information within the meaning of Paragraph(s) of Part 1 of Schedule 12A to the Local Government Act	

			1972 indicated the item would be disclosed to them.	
15.	Published Private decisions of the Executive on 9 November 2020.	EX/143/20	That the published Private decisions of the meeting of the Executive held on 9 November 2020 be agreed as a correct record of the meeting and signed by the Chair.	
16.1	Authorisation for Sale of Land	EX/144/20	<p>That the recommendations in the report (ref 16.1) of Service Director, Property and Construction be agreed.</p> <p>(Note: (i) The above item was considered in private by virtue of Paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972, Part VA.</p> <p>(ii) The above items was considered by the Executive in compliance with Regulation 15 (General Exception) of the Local Authorities (Executive Arrangement) Meetings and Access to Information) (England) Regulation 2012)</p>	

Meeting ended: 6.59pm

Date of Publication: 9 December 2020

## Exempt Information

Summary of those matters which by virtue of Part 1 of Schedule 12A of the Local Government Act 1972 may be discussed in private

### Paragraph

No.

1. Information relating to any individual.
2. Information which is likely to reveal the identity of an individual.
3. Information relating to the financial or business affairs of any particular person (including the authority holding that information).
4. Information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour related matter arising between the authority or a Minister of the Crown and employees of, or office holders under, the authority.
5. Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.
6. Information which reveals that the authority proposes:
  - (a) to give under any enactment a notice under or by virtue of which requirements are imposed on a person; or
  - (b) to make an order or direction under any enactment.
7. Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.