

Portfolio Holder Decisions/Leader Decisions

Friday 18 March 2022

Minutes

Attendance

Committee Members

Councillor Isobel Seccombe OBE

Councillor Peter Butlin

Councillor Andy Crump

Councillor Wallace Redford

1. Broadwell Property Flood Resilience Scheme

Resolved

Approve the addition of the Broadwell Property Flood Resilience Scheme (PFR), total scheme estimate £140,750 to Warwickshire County Council's 2021/22 Capital Programme subject to The Flood Defence Grant of £122,750 being secured.

2. Consultation on Age Range Change - St John's Primary School

Resolved

That the Portfolio Holder for Education and Learning agrees to the undertaking of a public consultation on changing the age ranges at St John's Primary School and Arley Primary School with effect from September 2022

3. Developer- Funded S278 Highway Schemes Approvals

Resolved

That the Portfolio Holder for Finance and Property gives approval to the addition of the following s278 fully developer-funded highway improvement schemes to the Capital Programme for 2021/22.

a) A46 Alcester Road, Stratford (Drayton Manor Drive) – Temporary access of approximate value £50,000.00 (Fees only)

b) C43 Gallows Hill - Minor S278 (Widen bell mouth at car dealership) of approximate value £65,000.00

c) D5721 Stockley Road, Exhall - Priority junction of approximate value £189,000.00

4. Draft Warwickshire Local Cycling and Walking Infrastructure Plan (LCWIP)

Resolved

That the Portfolio Holder approves public consultation on the Draft Warwickshire Local Cycling and Walking Infrastructure Plan (LCWIP)

5. Portfolio Decision Objections to Millers Road, Warwick Zebra Crossing

Resolved

The Portfolio Holder approves the introduction of a zebra crossing facility as advertised in accordance with section 23 of the Road Traffic Regulation Act 1984 conditional upon the necessary agreement under section 278 of the Highways Act 1980

6. Relationships and Sex Education - Provision of Online Information and Signposting

Resolved

The Leader of the Council

1. Notes the outcome of the independent review commissioned into the online Relationships and Sex Education resource for young people in Warwickshire known as Respect Yourself, and approves the replacement of that resource with an information and signposting online offer delivered through the School Health and Wellbeing Service.

2. Approves the closure of the Respect Yourself online resource and the decommissioning of the technical contract that provides systems and web-page design for that resource.

3. Delegates to the Strategic Director for People authority to enter into enhanced contractual arrangements with the School Health and Wellbeing Service for the provision of Relationships and Sex Education Online Information and Signposting, on terms and conditions acceptable to the Strategic Director for Resources.

7. Portfolio Holder Report for Trading Standards Fees and Charges for 2022/23

Resolved

1. That the Portfolio Holder for Fire & Rescue and Community Safety approves the increases in fees and charges as set out in the report.

2. A review of the fees and charges took place during 2021 to ensure that they are fully reflective of the full costs to the council and in line with the government and commercial sector. The findings of the review formed part of the Fees and Charges Proposals for 2022/2023 (Appendix 1).

Portfolio Holder Decision

Broadwell Property Flood Resilience Scheme

Portfolio Holder	Portfolio Holder for Finance and Property
Date of decision	18 March 2022
	Signed 

1. Decision taken

- 1.1 *Approve the addition of the Broadwell Property Flood Resilience Scheme (PFR), total scheme estimate £140,750 to Warwickshire County Council's 2021/22 Capital Programme subject to The Flood Defence Grant of £122,750 being secured.*

2. Reasons for decisions

- 2.1 *Warwickshire County Council's (WCC's) Local Flood Risk Management Strategy (LFRMS) provides the structure for how it assesses local flood risk in Warwickshire. The associated Surface Water Management Plan (SWMP) provides the prioritisation for flood risk management work.*
- 2.2 *Both observed flooding and predicted modelling outputs confirm that there is a significant risk of flooding in Broadwell. Following a series of consultations with local residents and the detailed technical study the number of residential properties which will benefit from the proposed scheme is 15, including 13 properties at very significant risk.*

3. Background information

- 3.1 *Broadwell is a village situated within east Warwickshire approximately 8 miles to the south of Rugby. The bedrock geology is typical Rugby Limestone consisting of Mudstone and Limestone interbedded. The superficial geology in this location is alluvium consistent in areas with watercourses. Topographically the village sits within a bowl, with steep hills to the west and east. The valley is bounded to the north by the Rugby ridge and Lawford Heath, to the south by a low range of upland which forms part of the Northamptonshire/Warwickshire ironstone hills. This results in surface water problems, as it is difficult to drain the village. The most significant flooding in recent history occurred in 1998 and 2007, with 13 properties being reported as flooding and a further 11 properties reporting internal flooding in 2008. There have continued to be reports of*

smaller events and in 2013 attempts were made by Rugby Borough Council to construct a small balancing pond and a series of check dams. Regrettably there is still a residual risk, and these features quickly become overwhelmed in large events.

- 3.1 In 2017 JBA consultants were commissioned to undertake hydrological modelling of the flood risk and mechanisms in Broadwell, which included the potential implications of climate change on flood risk. A number of options were identified and a shortlist produced; Property Flood Resilience (PFR) to 15 properties was shown to be the most economically viable option which met the objectives of the project. These properties were identified from the flood risk modelling exercise and community engagement with residents. Individual property owners will be responsible for ongoing maintenance.*
- 3.2 Independent PFR surveys were undertaken in Broadwell in 2018, given the time elapsed these properties will require re-surveying, however this gives WCC confidence that PFR will be an appropriate method of intervention. Accordingly new independent surveys will be carried out on all of the properties to identify the requirements to prevent and limit the ingress of water. Reports for each property will be produced which make specific recommendations for PFR measures to be installed. The protection provided will be tailored to the specific needs of each property being better protected. Typical protection will include installation of flood doors, demountable flood barriers, sump pumps beneath floor level, anti-flood air brick and vent covers, and waterproofing to external walls and other porous surfaces.*
- 3.3 Subject to approval the scheme will commence in March 2022 and is likely to take 8-12 weeks for installation of Property Flood Resilience measures.*

4. Financial implications

- 4.1 The financial implications from this approval request are:*
- 4.2 The total scheme estimate is £140,750 which includes internal staff time, property surveys and contract delivery;*

£122,750 is coming from FCERM Grant in Aid and Local Levy

£18,000 is coming from re-profiled CIF bid allocation
- 4.3 The FRM team made a successful application to CIF which was granted in March 2020, however a number of factors including COVID-19 lockdown restrictions have delayed scheme delivery. In the interim the FRM team have secured further funding which has allowed the FRM team to seek approval to re-profile the CIF Allocation to protect more properties in more locations including Broadwell.*
- 4.4 WCC FRM have issued the Outline Business case for approval in order to secure an allocation of £52,414 Flood Coastal Erosion Risk Management Grant in Aid (FCERM GiA) and £70,086 of Local Levy to deliver the Broadwell Property Flood Resilience Scheme. If funding is not secured from Flood Defence Grant in Aid the scheme is unlikely to progress.*

- 4.5 *Of all the options appraised, the provision of Property Flood Resilience measures (PFR) provided the most cost-effective solution and PFR surveys will be undertaken on 15 residential properties.*
- 4.6 *Procurement will be via the national EA PFR framework. The EA's national framework for PFR work enables us to efficiently "call-off" and deliver specialist PFR products for locations such as Clifford Chambers.*
- 4.7 *The ongoing maintenance responsibility will remain with the individual property owners and as such no future maintenance liability or cost will remain with WCC. A PFR Legal Agreement has been produced working with WCC Legal team, to outline the responsibilities of the homeowner for future maintenance.*

5. Environmental implications

- 5.1 *Flooding is part of nature and it is not technically feasible nor economically affordable to prevent all properties from flooding. The National Flood Risk Assessment, carried out by the EA recognises that a risk based approach to protecting properties must be taken. It also recognises that some traditional flood alleviation schemes can cause environmental harm or just move the problem elsewhere. As climate change is likely to increase the frequency and severity of flooding in the future, taking a risk based approach and ensuring further environmental damage is not caused will be essential to reducing the impacts of flooding.*
- 5.2 *PFR does not require large scale stripping of sites or construction methods to be used that may cause environmental harm. As such, there is unlikely to be any loss of planting, habitat or trees as part of the installation of PFR products as they designed to fit to, and become part of, the property construction. In contrast to traditional hard engineered flood embankments or walls, PFR also does not alter the natural topography of a location and as such is less likely to push flood water elsewhere. This is especially important in Warwickshire's rural catchments where topography is challenging, and alterations have the potential to increase flood risk to different parts of a community.*

Report Author	Sophie Wynne sophiewynne@warwickshire.gov.uk,
Assistant Director	Scott Thompkins Assistant Director for Environment Services
Strategic Director	Mark Ryder Strategic Director for Communities
Portfolio Holder	Portfolio Holder for Finance and Property
Urgent matter?	No
Confidential or exempt?	No
Is the decision contrary to the	No


budget and policy framework?	
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List of background papers

Members and officers consulted and informed
Portfolio Holder – Councillor Butlin Corporate Board Legal – Ian Marriott Finance – Andrew Felton Equality – Keira Rounsley Democratic Services – Helen Barnsley Councillors – Local Member(s): Cllr Roberts

Portfolio Holder Decision

Consultation on Age Range Change - St John's Primary School and Arley Primary School

Portfolio Holder	Portfolio Holder for Children, Families & Education
Date of decision	18 March 2022
	Signed 

1. Decision taken

That the Portfolio Holder for Education and Learning agrees to the undertaking of a public consultation on changing the age ranges at St John's Primary School and Arley Primary School with effect from September 2022.

2. Reasons for decisions

Both St John's Primary School and Arley Primary School currently have an age range of 3 – 11, admitting 3-year olds into a Nursery class.

The schools both wish to change age range to become a 4 – 11 primary school and replace the current Nursery class with a governor-run nursery.

The Nursery classes must be directly led by a qualified teacher and additional level 3 qualified early years professional. The cost of staffing is placing increasing financial pressures on the schools.

The schools will replace the current Nursery classes with a school run nursery. Delivery of early years places in this way is more cost efficient and can be adapted to meet demand (including the potential to take 2-year olds and longer sessions) in the future.

The age range changes will see no reduction in places for the community as the offer at the school run nursery will reflect those places previously offered by the Nursery classes.

3. Background information

1. Changes at national level have seen several alterations to the early years' offer in recent years, including
 - the introduction of funded places for disadvantaged 2-year olds
 - the increased universal entitlement for 3-year olds from 12.5 hours per week to 15 hours per week
 - the introduction of 30 hours funded childcare for working parents of 3-year olds.
2. This proposal recognises that many working parents require early years' places to be delivered in a much more flexible manner than the traditional nursery class can provide alongside creating a more financially viable delivery model that can adapt to meet differing demands in an efficient way.
3. Any proposed changes to the age range of a community school must be carried out in accordance with the Statutory Guidance issued by the Department for Education 'Making Prescribed Alterations to Maintained Schools.' The guidance requires the local authority to undertake a statutory consultation for a period of at least 4 weeks, with the proposals published both online and in a local newspaper, as well as to the governing body, the parents of registered pupils at the school, and anyone else considered appropriate.
4. The local authority should make its decision within 2 months of the end of the consultation period.
5. In addition to the consultation process, an Equality Impact Assessment is in place and will be reviewed before any final decision is made to go ahead with a change
6. In order to meet the time scales for this change to be implemented for September 2022, consultation needs to take place during April-May 2022.
7. The results of the consultation will be included in a future Cabinet report for approval, followed by implementation (if agreed) from September 2022.

4. Financial implications

None

5. Environmental implications

None

Report Author

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Strategic Director	Strategic Director for Communities
Portfolio Holder	Portfolio Holder for Children, Families & Education

Urgent matter?	No
Confidential or exempt?	No
Is the decision contrary to the budget and policy framework?	No

List of background papers
None

Members and officers consulted and informed
<p>Portfolio Holder – Councillor Jeff Morgan</p> <p>Corporate Board –</p> <p>Legal – Ian Marriott</p> <p>Finance – Andrew Felton</p> <p>Equality –</p> <p>Democratic Services – Isabelle Moorhouse</p> <p>Councillors –</p> <p>Local Member(s): Cllr Dave Humphries and Cllr Richard Spencer</p>

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Portfolio Holder Decision Developer- Funded S278 Highway Schemes Approvals

Portfolio Holder	Portfolio Holder for Finance and Property
Date of decision	18 March 2022
	Signed 

1. Decision taken

1.1 That the Portfolio Holder for Finance and Property gives approval to the addition of the following s278 fully developer-funded highway improvement schemes to the Capital Programme for 2021/22.

- a) A46 Alcester Road, Stratford (Drayton Manor Drive) – Temporary access of approximate value £50,000.00 (Fees only)
- b) C43 Gallows Hill - Minor S278 (Widen bell mouth at car dealership) of approximate value £65,000.00
- c) D5721 Stockley Road, Exhall - Priority junction of approximate value £189,000.00

2. Reasons for decisions

2.1 On 14th May 2021 Council reconfirmed the delegated power to the Leader, or body nominated by them, to approve the addition to the capital programme of projects costing less than £2.0 million, which are fully funded from external grants, developer contributions or from revenue. The Portfolio Holder for Finance and Property is that nominated body

3. Background information

3.1 A46 Alcester Road, Stratford (Drayton Manor Drive)) – Temporary access
A planning application was submitted to Stratford upon Avon by IMP Properties Development Ltd in respect of a development on land South of the A46, East of Drayton Manor Drive, Alcester Road, Stratford upon Avon. Planning permission was granted on 12 December 2019 (ref: 19/01402/OUT) for a mixed-use business park. This temporary access scheme relates to enabling works to commence the development.

3.2 C43 Gallows Hill - Minor S278 (Widen existing bell mouth)

A planning application was submitted to Warwick District Council by Opus Land Ltd in respect of a development on land located to the north of Gallows Hill, approximately 160m east of Warwick Technology Park. Planning permission was granted on 3 July 2020 (ref: W/19/1666) for a development of a motor dealership with MOT and servicing facilities and associated office space, staff facilities, car display and storage areas, access, parking and landscaping and a 100-bed hotel (C1) with associated bar/cafe, kitchen, staff facilities, access, car parking, landscaping and substation. The planning permission requires the developer to undertake highway improvements to the junction into the development.

3.3 D5721 Stockley Road, Exhall - Priority junction

A planning application was submitted to Nuneaton and Bedworth Borough Council by Vistry Partnership East Midlands Ltd in respect of a development on land off Stockley Road, Exhall. Planning permission was granted on 27 September 2021 (ref: 037780) for the erection of 82 dwellings. The planning permission requires the developer to undertake highway improvement to the junction into the development.

4. Financial implications

4.1 As the new highway assets which are being created through these schemes will come on to the Council's balance sheet once completed, the costs incurred by the Council need to be treated as capital expenditure.

4.2 Section 278 schemes are fully funded by developer contributions which are ring-fenced for the schemes described in the sections above. There are no alternative uses for the contributions and the addition of these schemes will not affect the overall level of available capital resources.

4.3 The respective Developers have already committed to funding the technical review work by accepting the Council's fee estimates. The Council's fees for technical review are always collected in advance of the s278 agreement being signed.

4.4 Procurement and subsequent award of construction contracts will only take place subject to the applicable Section 278 agreements being signed, which will provide 100% of the funding. The commencement of the works is dependent on the completion of the technical review, procurement and contractor mobilisation processes. Any slippage or increase in costs due to changes in the scope of the works will be reported in the normal quarterly monitoring process

5. Environmental implications

5.1 The environmental impacts of developer-funded highway schemes are considered through the planning approval process.

5.2 The contractors on the Council's Framework Contract for the Provision of Engineering and Construction Works (WCC 6012) have all demonstrated that they hold a

certificate of compliance with BS EN ISO 140001 (or equivalent) or have otherwise satisfactorily demonstrated their policies and arrangements for the management of construction-related environmental issues.

Report Author	Ian Stuart ianstuart@warwickshire.gov.uk,
Assistant Director	Scott Tompkins - Assistant Director – Environmental Services
Strategic Director	Mark Ryder - Strategic Director for Communities
Portfolio Holder	Portfolio Holder for Finance and Property

Urgent matter?	No
Confidential or exempt?	No
Is the decision contrary to the budget and policy framework?	No

List of background papers

N/A

Members and officers consulted and informed

Portfolio Holder – Councillor Peter Butlin

Corporate Board – Mark Ryder

Legal – Ian Marriott

Finance – Andrew Felton

Equality – n/a

Democratic Services – Isabelle Moorhouse

Councillors – Warwick, Singh Birdi, Boad, Philipps and W Roberts

Local Member(s):

A46 Alcester Road, Stratford (Drayton Manor Drive) – Temporary access – Cllr Sinclair (Stratford North), Rolfe (Stratford South) & Fradgley (Stratford West)


C43 Gallows Hill - Minor S278 (Widen existing bell mouth) – Cllr Matecki (Budbrooke & Bishop's Tachbrook) & Birdi (Warwick South)

D5721 Stockley Road, Exhall - Priority junction – Cllr Singh Pandher (Bedworth East)

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Portfolio Holder Decision

Draft Warwickshire Local Cycling and Walking Infrastructure Plan (LCWIP)

Portfolio Holder	Portfolio Holder for Transport and Planning
Date of decision	18 March 2022
	Signed 

1. Recommended Decision

- 1.1 That the Portfolio Holder approves public consultation on the Draft Warwickshire Local Cycling and Walking Infrastructure Plan (LCWIP).

2. Reasons for decisions

- 2.1 A Warwickshire LCWIP will enable the County Council to:
- demonstrate a clear commitment to walking and cycling by identifying and prioritising infrastructure improvements
 - build on previous improvements to walking and cycling infrastructure
 - respond to demand by local communities for better facilities
 - provide high quality infrastructure to meet the demands of a growing population
 - ensure that consideration is given to cycling and walking within both local planning and transport policies and strategies
 - make the case for future funding for walking and cycling infrastructure, including Active Travel funding from Department for Transport and developer contributions
- 2.2 Consultation on the draft LCWIP will ensure that Warwickshire residents, people who use local services, communities, organisations, and partners, are informed, involved and able to influence the final plan.

3. Background information

- 3.1 Walking and cycling are ideal modes of transport for short local trips. They are low-

cost, accessible, healthy, environmentally friendly and efficient. Nearly two thirds of Warwickshire residents live in urban areas; where distances to key destinations are often short; and combining walking and cycling with bus or rail travel offers opportunities for longer distance journeys. Both urban and rural areas provide a range of attractive recreational settings for walking and cycling.

- 3.2 The Government published a Cycling and Walking Investment Strategy in May 2017, setting out its ambition to make walking and cycling the natural choices for shorter journeys or part of a longer journey. The Strategy included guidance for local authorities on the preparation of Local Cycling and Walking Infrastructure Plans (LCWIP). In July 2020, the Government set out a further commitment to walking and cycling with publication of Gear Change and cycle infrastructure design guidance.
- 3.3 The aim of the Warwickshire LCWIP is, 'to create a safe and attractive environment for walking and cycling, so that they become the natural choices for shorter journeys and outdoor recreation in Warwickshire'.
- 3.4 Warwickshire's first LCWIP builds on previous improvements to walking and cycling infrastructure, supports our current programme of safe and active travel initiatives and responds to recent feedback from local communities. The LCWIP reviews, updates and formalises the walking and cycling network development plans for each of the main urban areas, and sets out a prioritised programme of delivery for cycling schemes for the next 10 years. This will ensure that high quality infrastructure is in place - to encourage sustainable travel patterns for everyday journeys and provide inclusive access for leisure activities - meeting the demands of a growing population and supporting a vibrant economy.
- 3.5 The draft Warwickshire LCWIP is structured as follows:
- Part 1: Introduction – this sets out the aim and objectives, challenges and opportunities and describes local aspirations and types of walking and cycling infrastructure. It includes a review of the wider policy framework.
 - Part 2: District/ Borough reports – these review the local data and provide a narrative to support the identified improvements. The evidence base includes analysis of road traffic collisions, physical barriers, existing facilities, local viewpoints, potential for walking and cycling, travel demand for short trips and the propensity to cycle. This evidence was used to identify and prioritise schemes. The Part 2 reports outline the future proposals including focus areas for walking improvements and network plans for cycling schemes.
 - Part 3: Implementation: integration, prioritisation, activation and evaluation. This section includes a prioritised programme of cycling infrastructure improvements for future investment.
- 3.6 Underpinning the LCWIP is the identification of physical improvements to create a safe and attractive environment for walking and cycling – which means designing high quality infrastructure in line with latest guidance and replicating good practice,

in order to make Warwickshire the best it can be.

- 3.7 The purpose of the consultation on the draft LCWIP is to provide local people with an opportunity to comment on various aspects of the plan, including refinement of the walking and cycling scheme proposals. The consultation will ask people for views on the overall aim of the document and the information provided, as well as feedback on schemes and priorities in their local area. This will add to the thousands of comments received in 2021 as part of early engagement on the LCWIP, and will enable the final LCWIP, and Warwickshire's future walking and cycling programme, to accurately reflect the views of local communities.
- 3.8 The consultation process will involve an online survey which will be communicated to a wide range of individuals and organisations. Discussions will take place with established groups such as the district cycle forums. Opportunities will also be sought to engage with disability groups, young people and businesses, in online meetings and face-to-face events.
- 3.9 Feedback from the consultation will be used to produce an amended LCWIP. It is intended to progress this to formal adoption later in 2022. The LCWIP will then form a delivery plan for the Warwickshire Local Transport Plan and will be closely integrated with the Local Transport Plan's Active Travel Strategy.

4. Financial implications

- 4.1 The Warwickshire LCWIP identifies and prioritises almost 200 walking and cycling schemes, for potential delivery by Warwickshire County Council and its partners. In order to deliver schemes that make a real impact over the next 10 years, a substantial amount of funding will be required.
- 4.2 The LCWIP identifies core zones and routes for focussed walking improvements and shows indicative cycling networks, including upgrades of existing facilities as well as new infrastructure. The types of infrastructure, progress of schemes and pace of development will be subject to further modelling, feasibility, design work and consultation with local communities. All of these tasks will have financial implications. The publication of the LCWIP will raise expectations over the delivery of cycling and walking infrastructure, but it does not commit the Council to any additional expenditure.
- 4.3 However, the publication of a Warwickshire LCWIP will support the case for future funding for walking and cycling infrastructure. LCWIPs are a key requirement for active travel funding from the Department for Transport and are referenced in the National Planning Policy Framework.

5. Environmental implications

- 5.1 Transport is the single largest cause of carbon emissions in the UK. Developing a co-ordinated approach to cycling and walking infrastructure will support further investment in active travel modes, thereby contributing to reduced carbon

emissions as well as lower levels of congestion and improved air quality.

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Strategic Director	Strategic Director for Communities markryder@warwickshire.gov.uk
Portfolio Holder	Portfolio Holder for Transport and Planning

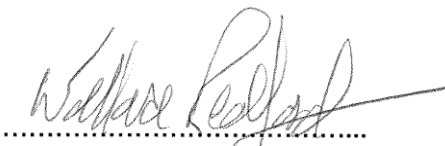
Urgent matter?	No
Confidential or exempt?	No
Is the decision contrary to the budget and policy framework?	No

List of background papers
None

Members and officers consulted and informed
Portfolio Holder – Councillor Wallace Redford
Corporate Board – Mark Ryder
Legal – Ian Marriott
Finance – Virginia Rennie and Andrew Felton
Equality – n/a
Democratic Services – Isabelle Moorhouse and Deborah Moseley
Councillors – Clarke, Chilvers, D’Arcy and Fradgley
Local Member(s): n/a

Portfolio Holder Decision

Portfolio Decision Objections to Millers Road, Warwick Zebra Crossing

Portfolio Holder	Portfolio Holder for Transport and Planning
Date of decision	18 March 2022
	Signed 

1. Decision taken

- 1.1 The Portfolio Holder approves the introduction of a zebra crossing facility as advertised in accordance with section 23 of the Road Traffic Regulation Act 1984 conditional upon the necessary agreement under section 278 of the Highways Act 1980.

2. Reasons for decisions

- 2.1 A planning application (W/20/1405) was submitted to Warwick District Council for a 469 space multi-storey car park development on land to the rear of L Pickering & Sons, Millers Road, Warwick. Planning permission was granted on 05 February 2021 and requires the Developer to provide a new zebra crossing facility in Millers Road. The crossing will be sited at an existing pedestrian crossing / refuge in the vicinity of Wathen Road junction fronting properties 120 and 124 Millers Road.
- 2.2 Where a highway scheme is considered and approved as part of the planning process, the courts have made it clear that the highway / traffic authority is expected to co-operate in its implementation unless some exceptional or changed circumstances call for a different approach. The planning permission could be amended to remove the need for the zebra crossing, but this would require a further planning application by the developer and the agreement of Warwick District Council (which would be guided, but not bound by, the advice of the highway / traffic authority).
- 2.3 The County Council intends to enter into a Section 278 agreement with the Developer to undertake the works. Under that agreement the cost of the works will be fully funded by the Developer.

2.4 The Road Traffic Regulation Act 1984, Section 23, requires that before establishing, altering or removing a pedestrian crossing facility, the authority shall consult with the Chief Officer of Police and give public notice of the proposal. A public notice was published on 6 January 2022 in the Leamington Observer and notices were erected in the vicinity of the proposed crossing. Details were sent to statutory consultees (including the Chief Officer of Police) and to directly affected residents and businesses on Millers Road. The Consultation Plan can be seen in Appendix A.

2.5 During the period of the consultation (6 to 31 January 2022) one representation confirming objection to the proposals was received from a member of the public, a local resident.

Warwickshire Police have confirmed they do not object to the proposals.

Local County Councillor – John Holland has confirmed he supports the proposals.

3. Background information

3.1 The resident's representation is included as Appendix B.

The resident confirms their support for the provision of a safe crossing facility at the location of the existing crossing, but has raised 3 specific issues.

3.2 The following summarises the stated reasons for objection and provides an Officer response to each of the points raised.

3.3 With regards to the proposed guard rail outside my property

Resident comments - *There are often vehicles parked in this location. I would require that the council were to enforce illegal parking on the pavement in this location to be addressed. As today there is already an issue with regards to visibility when leaving my drive. With a further increase in footfall and potential for said vehicles to move into a position to obstruct my drive (given the installation of the guardrail). This is a potential issue that could arise from the installation of the proposed crossing.*

Officer Response: The pedestrian guardrail will help to prevent illegal vehicle access to, and crossing of the footway and to deter parking in the footway in the immediate vicinity of the crossing, this is necessary for the safety of pedestrians. Parking Enforcement Officers make regular visits to the area to enforce the existing restrictions and have visited Millers Road on 38 separate occasions in the past 3 months (1 November to 31 January) and issued 3 fixed penalty notices in that period.

Waiting or parking on the new zig-zag markings, when introduced, will be an offence that can lead to penalty points in addition to a fine, the restrictions would be subject to enforcement and issue of a fixed penalty notice. Drivers are more

likely to observe 'zig-zag' parking restrictions at a zebra pedestrian crossing than they do the current restrictions of double yellow lines and hospital keep clear markings.

NSL, the Council's Contractor for Parking Enforcement will be made aware of the new crossing and will be requested to make additional visits to focus on this location in particular. Warwickshire Police Safer Neighbourhood Team will also be contacted and requested to monitor the situation following introduction of the crossing.

3.4 Light intrusion due to the installation of the Belisha Beacons –

Resident comments - *These would provide a flashing light that would impinge upon my property. This would be unacceptable from my point of view unless requisite covers were fitted to prevent additional light pollution. I am aware that the oblique angle of the housing on this road may mean that the covers shown in the attachment aren't sufficient to meet this requirement.*

Officer Response: A cover / shield will be provided around the belisha beacon to limit light intrusion into adjacent properties.

3.5 Increase in litter due to an increase in general footfall

Resident comments - *Given the propensity for litter in the area due to the current footfall. An increase in footfall will only exacerbate this. I expect the council to instigate the installation of a refuse point and suitable collection to deal with this.*

Officer Response: The provision of a zebra crossing at the existing crossing location is unlikely to lead to a significant increase in footfall and litter, the new multi-story car park is being provided to cater for NHS staff, a high proportion of these staff are already parking in the area and will be using the existing crossing / refuge. Warwick District Council undertake street cleansing operations including the provision of litter bins in the area. Any request for a litter bin would need to be made to the District Council.

4. Financial implications

4.1 The County Council intends to enter into a Section 278 agreement with the Developer to undertake the works. Under that agreement the costs will be fully funded by the Developer. Approval to add this scheme to the capital programme was given by the Portfolio Holder for Finance and Property at his decision-making meeting on 12 November 2021. However, this was a decision concerning financial and operational management and does not affect the responsibility of the Portfolio Holder for Transport and Planning to consider the merits of the proposed scheme

5. Environmental implications

5.1 The environmental impacts of developer-funded highway schemes are considered through the planning approval process to ensure that the developments are consistent with the principles of sustainability.

5.2 Pedestrian facilities contribute to an integrated sustainable transport network and help reduce conflict between traffic, cyclists and pedestrians, encouraging feelings of safety. These factors are important in encouraging walking and cycling within a community. The design of these facilities takes into account the needs of people with physical and sensory disabilities to ensure equality of opportunity and access.

Report Author	Chris Morton chrismorton@warwickshire.gov.uk,
Assistant Director	Scott Tompkins
Strategic Director	Strategic Director for Communities
Portfolio Holder	Portfolio Holder for Transport and Planning

Urgent matter?	No
Confidential or exempt?	No
Is the decision contrary to the budget and policy framework?	No

List of background papers

Appendix A – Consultation Plan

Appendix B – representation received

Members and officers consulted and informed

Portfolio Holder – Councillor Wallace Redford

Corporate Board – Mark Ryder

Legal – Ian Marriott

Finance – Andrew Felton

Equality – Keira Rounsley

Democratic Services – Isabelle Moorhouse

Councillors – Seccombe, Roodhouse, Chilvers, Holland


Local Member(s): John Holland

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Leader Decision

Relationships and Sex Education - Provision of Online Information and Signposting

Portfolio Holder	Leader
Date of decision	18 March 2022
	Signed 

1. Decision taken

The Leader of the Council

1. Notes the outcome of the independent review commissioned into the online Relationships and Sex Education resource for young people in Warwickshire known as Respect Yourself, and approves the replacement of that resource with an information and signposting online offer delivered through the School Health and Wellbeing Service.
2. Approves the closure of the Respect Yourself online resource and the decommissioning of the technical contract that provides systems and web-page design for that resource.
3. Delegates to the Strategic Director for People authority to enter into enhanced contractual arrangements with the School Health and Wellbeing Service for the provision of Relationships and Sex Education Online Information and Signposting, on terms and conditions acceptable to the Strategic Director for Resources.

2. Reasons for decisions

- 2.1 For many years, Warwickshire County Council (WCC) has prioritised investment into the delivery of Relationships and Sex Education (RSE) programmes to support young people's understanding of healthy relationships and to enable them to build positive and safe relationships as they grow and develop into adults. One of the programmes, Respect Yourself, provided an online resource for young people in Warwickshire to learn about relationships and sex education. In 2019, the RSE programme in Warwickshire was placed under review following changes to legislation and

government guidance, and as part of this work, public access to the Respect Yourself website was paused.

- 2.2 The new regulations and government guidance placed statutory requirements on schools for the delivery of RSE programmes in primary and secondary schools (Relationships Education, Relationships and Sex Education and Health Education (England) Regulations 2019). This altered the prior position under which responsibility rested with Local Authorities. The new curriculum was compulsory from September 2020, but due to the Covid-19 pandemic, schools that were not ready, or were unable to meet the statutory requirements, were given until the start of the summer term 2021 to begin teaching the new requirements. The Respect Yourself online resource was developed before the new regulations and guidance were published.
- 2.3 In March 2020 the Leader received a report regarding Phase 1 of an independent review commissioned from the Sex Education Forum (part of the National Children's Bureau) into RSE resources in Warwickshire. Phase 1 focussed on the RSE programme for primary school children known as "All About Me" and approved the replacement of that programme with an information and signposting offer to schools in line with the Department of Education's national materials and resources
- 2.4 As part of that report it was agreed that a further paper would be brought to the Leader on conclusion of Phase 2 of the independent review. Phase 2 focussed on the Respect Yourself RSE online resource for young people aged 13 years and over, and in particular considered:
- the complete content of the Respect Yourself website for young people aged 13 years and older, to also include the information available for parents.
 - the overall approach to the production of the website.
 - how closely aligned the Respect Yourself content and approach is to relevant guidance, legislation and the evidence base of best practice for young people aged 13 years and older.
- 2.5 The Sex Education Forum report notes that Respect Yourself *"covers a broad range of relationships and sex education topics that are relevant for young people. This comprehensive approach is supported by the very clear evidence internationally and nationally that comprehensive Relationships and Sex Education is beneficial for children and young people, see for example UNESCO's International Technical Guidance on Sexuality Education (2018)"*.
- 2.6 Recommendations were made in relation to 8 key areas of the Respect Yourself online resource, including:
- Improved understanding of how the website has been used and what young people use today.
 - Focusing on the unique aspects of Respect Yourself and signpost out.
 - Establishing a sustainable process for updating the website.
 - Reducing the questions and answer section and providing a more accessible means of browsing.
 - Reducing the dictionary of sexual terms.
 - Focusing the parent material.
 - Creating a relationship between Respect Yourself resource and learning

- offline.
- Providing quality assurance through collaboration with relevant colleagues and experts.

- 2.7 In view of the findings of the review and the changes to legislation and guidance which now place statutory requirements for the delivery of RSE programmes on schools, the closure of the Respect Yourself online resource and its replacement with an information and signposting offer embedded in existing commissioned provision through the School Health and Wellbeing Service contract, is recommended.
- 2.8 The School Health and Wellbeing Service provides the specialist public health nursing function into schools in Warwickshire, including the provision of information and advice to young people on a range of health issues. The proposed signposting and information offer would form part of the young people's health website. Initial conversations with the current provider have indicated a good appetite to take on the RSE requirements as outlined in this report. If the decision is taken to proceed as recommended, the technical contract that manages the Respect Yourself website from an IT systems and design perspective will be terminated.

3. Background information

3.1 Independent Review of the Respect Yourself Online Resource

- 3.2 Phase 2 of the independent expert review of the Respect Yourself programme was also undertaken by the Sex Education Forum, part of the National Children's Bureau, with a detailed investigation and review undertaken of the whole resource.

3.3 RSE Programme Governance

- 3.4 The RSE programme in Warwickshire was established to support improvement of health and wellbeing outcomes and to enable children and young people to understand how to build and sustain healthy relationships to keep them safe from avoidable harm. These outcomes remain a priority for Warwickshire County Council, in line with the Council Plan 2025, and its priority outcome for Warwickshire's communities and individuals to be supported to be safe, healthy and independent.
- 3.5 To manage the change of approach to delivering RSE Online Services, the RSE Programme Board will have responsibility for overseeing the change, working with key stakeholders, and monitoring the impact of programme delivery changes on health and wellbeing outcomes for young people in Warwickshire. This will include ensuring that a focus is also maintained in relation to young people with protected characteristics and vulnerabilities to ensure that their needs are appropriately considered providing equity of access, experience and outcomes for all young people in relation to this offer.

Financial implications

- 4.1 Funding released through de-commissioning aspects of the current commissioning

portfolio of RSE programmes will be re-allocated to support enhanced contractual arrangements with the School Health & Wellbeing Service.

4.2 Funding may also be re-allocated to support a revised public health approach to addressing relevant outcomes for children and young people relating to relationships and sex education, as work progresses, and monitoring of key outcomes is undertaken.

4.3 The budget to support new arrangements, as outlined in this paper, is £74K.

Environmental implications

5.1 There are no environmental implications for this report. As programme developments are agreed and actioned, considerations will be given to environmental implications.

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Assistant Director	Becky Hale, Assistant Director People Shade Agboola, Director of Public Health
Strategic Director	Strategic Director for Communities, Strategic Director for People
Portfolio Holder	Portfolio Holder for Adult Social Care & Health, Portfolio Holder for Children, Families & Education

Urgent matter?	No
Confidential or exempt?	No
Is the decision contrary to the budget and policy framework?	No

List of background papers

RSE Regulations.

The Relationships Education, Relationships and Sex Education and Health Education (England) Regulations 2019, made under sections 34 and 35 of the Children and Social Work Act 2017, make Relationships Education compulsory for all pupils receiving primary education and Relationships and Sex Education (RSE) compulsory for all pupils receiving secondary education.

The Regulations also make Health Education compulsory in all schools except independent schools.

Further information on the Regulations is available [using this link](#).

Members and officers consulted and informed

Portfolio Holder – Yes

Corporate Board – Yes

Legal – Yes

Finance – Yes

Equality –

Democratic Services – Yes

Councillors – Relevant Portfolio Holders

Local Member(s):Not applicable as county wide report

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**Proposed Decision to be made by the
Portfolio Holder for Fire & Rescue and Community Safety**

18th March 2022

**Approval for Increasing Fees and Charges within Environment
Services (Trading Standards)**

Portfolio Holder	Portfolio Holder for Fire & Rescue and Community Safety
Date of decision	18th March 2022
	Signed 

Decision taken

1. That the Portfolio Holder for Fire & Rescue and Community Safety approves the increases in fees and charges as set out in the report.
2. A review of the fees and charges took place during 2021 to ensure that they are fully reflective of the full costs to the council and in line with the government and commercial sector. The findings of the review formed part of the Fees and Charges Proposals for 2022/2023 (Appendix 1).

Reasons for decision

- 1.1 It is a requirement of the County Council's Constitution that Portfolio Holders approve increases to fees and charges on behalf of the County Council.
- 1.2 It is the County Council's practice that all fees and charges are reviewed annually and are increased each year by at least the rate of inflation. In calculating the fees and charges for 2022/2023 our review of the current charging structure in line with other similar sized Local Authorities was conducted during 2021/2022 financial year. It was noted that our current hourly rate calculation was significantly lower and out of date. To bring our fees into line, we have adopted the cost recovery formula model used by most County Councils who provide Primary Authority advice to businesses.

Background information

- 2.1 This report seeks such approval in relation to the Trading Standards & Calibration

Services fees and charges for 2022/2023.

- 2.2 The fees increase from £62.00 per hour (2021/2022) to £74.00 per hour under the new calculation is a significant increase. It is our proposal to increase some fees using an intermediate point of £69.00 per hour during 2022/2023 with the full calculated fees being used from 2023/2024. Primary Authority fees are recommended to be increased to the full £74.00 per hour immediately.
- 2.3 Appendix 1 attached below details the proposed fees and charges for 2022/2023, relating to the Trading Standards Service and Calibration Service.
- 2.4 Fees and charges have been rounded to the nearest ten pence (Trading Standards) and twenty five pence (Calibration Services).
- 2.5 The option would be to increase all the Fees and Charges in line with inflation. However, we have undertaken a benchmarking exercise for a number of the current charges and there are clearly opportunities to increase some of the fees in line with other local authorities and commercial competitors.
- 2.6 Following approval by the Portfolio Holder for Fire & Rescue and Community Safety, the new Trading Standards and Calibration Services Fees and Charges (2022/2023) structure will be implemented from the 1st April 2022.

Financial implications

- 3.1 The changes to the Trading Standards' Fees & Charges for 2022/2023 should allow the appropriate maintenance of income reflecting the additional costs incurred due to inflation and cost recovery.
- 3.2 Please note that some fees are governed by legislation and cannot be changed independently.
- 3.3 The public weighbridge fees are not increased every year to avoid the inconvenience to customers caused by small coinage (a 'chip and pin' card machine is also available. This means that such fees are held over and are then periodically increased above inflation.

Environmental implications

None

Report Author	Crispin Steele crispinsteele@warwickshire.gov.uk
Assistant Director	Scott Tompkins Assistant Director – Environmental Services
Lead Director	Mark Ryder Strategic Director – Communities
Lead Member	Cllr Andy Crump

Urgent matter?	<i>No</i>
Confidential or exempt?	<i>Yes</i>
Is the decision contrary to the budget and policy framework?	<i>No</i>

List of background papers (If applicable)

Appendix 1 Fees and Charges within Environment Services (Trading Standards) 2022/23

Members and officers consulted and informed

Portfolio Holder – Councillor Andy Crump

Corporate Board – N/A

Legal – Ian Marriot - YES

Finance – Andy Felton - YES

Equality – N/A

Democratic Services –

Councillors – N/A

Local Member(s): N/A

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