

# Public Document Pack

## Overview and Scrutiny Management Committee

Thursday, 11th June, 2020  
at 5.30 pm

**PLEASE NOTE:** this will be a 'virtual meeting', a link to which will be available on Southampton City Council's website at least 24hrs before the meeting

This meeting is open to the public

### Members

Councillor S Galton  
Councillor Fuller  
Councillor Bell  
Councillor Bunday  
Councillor Cooper  
Councillor Harwood  
Councillor Whitbread  
Councillor Renyard  
Councillor P Baillie

### Appointed Members

Nicola Brown, Primary Parent Governor  
Catherine Hobbs, Roman Catholic Church  
Francis Otieno, Primary Parent Governor  
Claire Rogers, Secondary Parent Governor  
Rob Sanders, Church of England

### Contacts

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Senior Democratic Support Officer  
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## PUBLIC INFORMATION

### Overview and Scrutiny Management Committee

The Overview and Scrutiny Management Committee holds the Executive to account, exercises the call-in process, and sets and monitors standards for scrutiny. It formulates a programme of scrutiny inquiries and appoints Scrutiny Panels to undertake them. Members of the Executive cannot serve on this Committee.

#### **Role of Overview and Scrutiny**

Overview and Scrutiny includes the following three functions:

- Holding the Executive to account by questioning and evaluating the Executive's actions, both before and after decisions taken.
- Developing and reviewing Council policies, including the Policy Framework and Budget Strategy.
- Making reports and recommendations on any aspect of Council business and other matters that affect the City and its citizens.

Overview and Scrutiny can ask the Executive to reconsider a decision, but they do not have the power to change the decision themselves.

**Use of Social Media:-** The Council supports the video or audio recording of meetings open to the public, for either live or subsequent broadcast. However, if, in the Chair's opinion, a person filming or recording a meeting or taking photographs is interrupting proceedings or causing a disturbance, under the Council's Standing Orders the person can be ordered to stop their activity, or to leave the meeting. By entering the meeting room you are consenting to being recorded and to the use of those images and recordings for broadcasting and or/training purposes. The meeting may be recorded by the press or members of the public. Any person or organisation filming, recording or broadcasting any meeting of the Council is responsible for any claims or other liability resulting from them doing so. Details of the Council's Guidance on the recording of meetings is available on the Council's website.

#### **Southampton: Corporate Plan 2020-2025 sets out the four key outcomes:**

- Communities, culture & homes - Celebrating the diversity of cultures within Southampton; enhancing our cultural and historical offer and using these to help transform our communities.
- Green City - Providing a sustainable, clean, healthy and safe environment for everyone. Nurturing green spaces and embracing our waterfront.
- Place shaping - Delivering a city for future generations. Using data, insight and vision to meet the current and future needs of the city.
- Wellbeing - Start well, live well, age well, die well; working with other partners and other services to make sure that customers get the right help at the right time

#### **Procedure / Public Representations**

At the discretion of the Chair, members of the public may address the meeting on any report included on the agenda in which they have a relevant interest. Any member of the public wishing to address the meeting should advise the Democratic Support Officer (DSO) whose contact details are on the front sheet of the agenda.

**Smoking Policy:-** The Council operates a no-smoking policy in all civic buildings.

**Mobile Telephones:-** Please switch your mobile telephones to silent whilst in the meeting

#### **Fire Procedure:-**

In the event of a fire or other emergency a continuous alarm will sound and you will be advised by Council officers what action to take.

**Access is available for disabled people.** Please contact the Democratic Support Officer who will help to make any necessary arrangements.

#### **Dates of Meetings: Municipal Year 2019/20**

2020	2021
11 June	14 January
9 July	4 February
13 August	11 March
10 September	15 April
15 October	
12 November	
10 December	

## **CONDUCT OF MEETING**

### **TERMS OF REFERENCE**

The general role and terms of reference for the Overview and Scrutiny Management Committee, together with those for all Scrutiny Panels, are set out in Part 2 (Article 6) of the Council's Constitution, and their particular roles are set out in Part 4 (Overview and Scrutiny Procedure Rules – paragraph 5) of the Constitution.

### **RULES OF PROCEDURE**

The meeting is governed by the Council Procedure Rules and the Overview and Scrutiny Procedure Rules as set out in Part 4 of the Constitution.

### **BUSINESS TO BE DISCUSSED**

Only those items listed on the attached agenda may be considered at this meeting.

### **QUORUM**

The minimum number of appointed Members required to be in attendance to hold the meeting is 4.

## **DISCLOSURE OF INTERESTS**

Members are required to disclose, in accordance with the Members' Code of Conduct, **both** the existence **and** nature of any "Disclosable Pecuniary Interest" or "Other Interest" they may have in relation to matters for consideration on this Agenda.

### **DISCLOSABLE PECUNIARY INTERESTS**

A Member must regard himself or herself as having a Disclosable Pecuniary Interest in any matter that they or their spouse, partner, a person they are living with as husband or wife, or a person with whom they are living as if they were a civil partner in relation to:

- (i) Any employment, office, trade, profession or vocation carried on for profit or gain.
- (ii) Sponsorship:

Any payment or provision of any other financial benefit (other than from Southampton City Council) made or provided within the relevant period in respect of any expense incurred by you in carrying out duties as a member, or towards your election expenses. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.

- (iii) Any contract which is made between you / your spouse etc (or a body in which the you / your spouse etc has a beneficial interest) and Southampton City Council under which goods or services are to be provided or works are to be executed, and which has not been fully discharged.

- (iv) Any beneficial interest in land which is within the area of Southampton.

- (v) Any license (held alone or jointly with others) to occupy land in the area of Southampton for a month or longer.

- (vi) Any tenancy where (to your knowledge) the landlord is Southampton City Council and the tenant is a body in which you / your spouse etc has a beneficial interests.

- (vii) Any beneficial interest in securities of a body where that body (to your knowledge) has a place of business or land in the area of Southampton, and either:

- a) the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body, or
- b) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which you / your spouse etc has a beneficial interest that exceeds one hundredth of the total issued share capital of that class.

## **Other Interests**

A Member must regard himself or herself as having an, 'Other Interest' in any membership of, or occupation of a position of general control or management in:

Any body to which they have been appointed or nominated by Southampton City Council

Any public authority or body exercising functions of a public nature

Any body directed to charitable purposes

Any body whose principal purpose includes the influence of public opinion or policy

## **Principles of Decision Making**

All decisions of the Council will be made in accordance with the following principles:-

- proportionality (i.e. the action must be proportionate to the desired outcome);
- due consultation and the taking of professional advice from officers;
- respect for human rights;
- a presumption in favour of openness, accountability and transparency;
- setting out what options have been considered;
- setting out reasons for the decision; and
- clarity of aims and desired outcomes.

In exercising discretion, the decision maker must:

- understand the law that regulates the decision making power and gives effect to it. The decision-maker must direct itself properly in law;
- take into account all relevant matters (those matters which the law requires the authority as a matter of legal obligation to take into account);
- leave out of account irrelevant considerations;
- act for a proper purpose, exercising its powers for the public good;
- not reach a decision which no authority acting reasonably could reach, (also known as the "rationality" or "taking leave of your senses" principle);
- comply with the rule that local government finance is to be conducted on an annual basis. Save to the extent authorised by Parliament, 'live now, pay later' and forward funding are unlawful; and
- act with procedural propriety in accordance with the rules of fairness.

## **AGENDA**

### **1 APOLOGIES AND CHANGES IN PANEL MEMBERSHIP (IF ANY)**

To note any changes in membership of the Panel made in accordance with Council Procedure Rule 4.3.

### **2 ELECTION OF CHAIR AND VICE-CHAIR**

To elect a Chair and Vice-Chair for the Municipal Year 2020/21.

### **3 DISCLOSURE OF PERSONAL AND PECUNIARY INTERESTS**

In accordance with the Localism Act 2011, and the Council's Code of Conduct, Members to disclose any personal or pecuniary interests in any matter included on the agenda for this meeting.

### **4 DECLARATIONS OF SCRUTINY INTEREST**

Members are invited to declare any prior participation in any decision taken by a Committee, Sub-Committee, or Panel of the Council on the agenda and being scrutinised at this meeting.

### **5 DECLARATION OF PARTY POLITICAL WHIP**

Members are invited to declare the application of any party political whip on any matter on the agenda and being scrutinised at this meeting.

### **6 STATEMENT FROM THE CHAIR**

### **7 MINUTES OF THE PREVIOUS MEETING (INCLUDING MATTERS ARISING)**

(Pages 1 - 2)

To approve and sign as a correct record the Minutes of the meetings held on 12th March, 2020 and to deal with any matters arising, attached.

### **8 THE COUNCIL'S RESPONSE TO THE CORONAVIRUS PANDEMIC (Pages 3 - 6)**

Report of the Director - Legal and Business Operations, recommending that the Committee consider the presentation to be delivered on the Council's response to the Coronavirus pandemic and discuss and scrutinise the details with the Leader and officers in attendance.

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SOUTHAMPTON CITY COUNCIL  
OVERVIEW AND SCRUTINY MANAGEMENT COMMITTEE  
MINUTES OF THE MEETING HELD ON 12 MARCH 2020

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Present: Councillors S Galton (Chair), Bell, Bunday, Cooper, Fitzhenry, Harwood, Windle and Guthrie

Apologies: Councillors Fuller and Whitbread  
Appointed Members: Catherine Hobbs, Rob Sanders, Nicola Brown, Francis Otieno and Claire Rogers

Also in attendance: Cabinet Member for Aspiration, Children and Lifelong Learning, Councillor Paffey  
Cabinet Member for Healthier and Safer City, Councillor Shields  
Leader of the Council, Councillor Hammond

42. **APOLOGIES AND CHANGES IN PANEL MEMBERSHIP (IF ANY)**

It was noted that following receipt of the temporary resignation of Councillor Fuller from the Committee the Service Director – Legal and Business Operations, acting under delegated powers, had appointed Councillor Guthrie to replace him for the purposes of this meeting. The Committee also noted the apologies of Councillor Whitbread and appointed members Nicola Brown, Francis Otieno, Catherine Hobbs and Rob Sanders.

43. **MINUTES OF THE PREVIOUS MEETING (INCLUDING MATTERS ARISING)**

**RESOLVED:** that the minutes for the Committee meeting on 6<sup>th</sup> February, 2020 be approved and signed as a correct record.

44. **FORWARD PLAN - LOCAL PLACEMENT PLAN - CHILDREN'S RESIDENTIAL HOMES**

The Committee considered the report of the Cabinet Member for Aspiration, Children and Lifelong Learning detailing the Local Placement Plan – Children's Residential Homes.

The Cabinet Member for Aspiration, Children and Lifelong Learning, Councillor Paffey, was present and with the consent of the Chair addressed the meeting.

**RESOLVED:**

- (i) That to aid the discussion at Cabinet and Council, the forecast 2019/20 expenditure figure of £6.3m was utilised, rather than the 2018/19 actual figure of £4.6m, as that provided a more accurate reflection of current and future residential placement costs for the Council; and

- (ii) That, whilst recognising the principle of accommodating Southampton's looked after children in placements within the city was supported by the Committee, it was recommended that, prior to the Cabinet decision, Finance were asked to model the future residential care placement costs to provide greater certainty that the proposal reflects value for money.

45. **REDUCING AND PREVENTING DOMESTIC ABUSE IN SOUTHAMPTON**

The Committee noted the report of the Cabinet Member for Healthier and Safer City giving an update on progress against the scrutiny inquiry – Reducing and Preventing Domestic Abuse in Southampton.

The Cabinet Member for Healthier and Safer City, Councillor Shields was present and with the consent of the Chair addressed the meeting.

46. **FUTURE OF WORK IN SOUTHAMPTON - UPDATE ON SCRUTINY INQUIRY RECOMMENDATIONS**

The Committee noted the report of the Leader of the Council giving an update on progress against the scrutiny inquiry – Future of Work in Southampton.

The Leader of the Council, Councillor Hammond, was present and with the consent of the Chair addressed the meeting.

47. **MONITORING SCRUTINY RECOMMENDATIONS TO THE EXECUTIVE**

The Committee noted the report of the Service Director – Legal and Business Operations enabling the Overview and Scrutiny Management Committee to monitor and track progress on recommendations made to the Executive at previous meetings.



# Agenda Item 8

<b>DECISION-MAKER:</b>	OVERVIEW AND SCRUTINY MANAGEMENT COMMITTEE		
<b>SUBJECT:</b>	THE COUNCIL'S RESPONSE TO THE CORONAVIRUS PANDEMIC		
<b>DATE OF DECISION:</b>	11 JUNE 2020		
<b>REPORT OF:</b>	DIRECTOR - LEGAL AND BUSINESS OPERATIONS		
<b><u>CONTACT DETAILS</u></b>			
<b>AUTHOR:</b>	<b>Name:</b>	Mark Pirnie	<b>Tel:</b> 023 8083 3886
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<b>Director</b>	<b>Name:</b>	Richard Ivory	<b>Tel:</b> 023 8083 2794
	<b>E-mail:</b>	Richard.ivory@southampton.gov.uk	
<b>STATEMENT OF CONFIDENTIALITY</b>			
None			
<b>BRIEF SUMMARY</b>			
At the request of members of the Committee, the Leader, and members of the Council's Executive Management Team, have been invited to deliver a presentation to the Overview and Scrutiny Management Committee (OSMC) providing an overview of the Council's response to the Coronavirus pandemic.			
<b>RECOMMENDATIONS:</b>			
	(i)	That the Committee consider the presentation to be delivered on the Council's response to the Coronavirus pandemic and discuss and scrutinise the details with the Leader and officers in attendance.	
<b>REASONS FOR REPORT RECOMMENDATIONS</b>			
1.	To enable Members to scrutinise the Council's response to the Coronavirus pandemic.		
<b>ALTERNATIVE OPTIONS CONSIDERED AND REJECTED</b>			
2.	To not scrutinise the Council's response to the Coronavirus pandemic. This was rejected due to the extent of the impact of the virus, and subsequent government guidance, on the Council and the city of Southampton.		
<b>DETAIL (Including consultation carried out)</b>			
3.	In recognition of the fundamental impact the virus, and government guidance to reduce the spread of infection, has had, and continues to have on the Council, and the city of Southampton, a request was made by members of the Committee to include the Council's response to the pandemic on the agenda for the 11 June 2020 meeting of the OSMC.		
4.	The Leader and senior officers of the Council have been invited to deliver a presentation to the Committee providing a high-level overview of the Council's response to the Coronavirus pandemic.		

5.	Following the presentation the Committee are recommended to discuss and scrutinise the content with the Leader and invited officers.
6.	Given the timing of the OSMC meeting, and the scale of the issues raised by the pandemic, it is anticipated that additional, more in-depth scrutiny of specific aspects of the Council's response, and the Council's plans for mitigating the effects of potential future waves of the virus, will be considered at future meetings of the Committee.
<b>RESOURCE IMPLICATIONS</b>	
<b><u>Capital/Revenue</u></b>	
7.	None directly as a result of this report
<b><u>Property/Other</u></b>	
8.	None directly as a result of this report
<b>LEGAL IMPLICATIONS</b>	
<b><u>Statutory power to undertake proposals in the report:</u></b>	
9.	The duty to undertake overview and scrutiny is set out in Part 1A Section 9 of the Local Government Act 2000.
<b><u>Other Legal Implications:</u></b>	
10.	None
<b>RISK MANAGEMENT IMPLICATIONS</b>	
11.	None directly as a result of this report
<b>POLICY FRAMEWORK IMPLICATIONS</b>	
12.	None directly as a result of this report
<b>KEY DECISION</b>	No
<b>WARDS/COMMUNITIES AFFECTED:</b>	None directly as a result of this report
<b><u>SUPPORTING DOCUMENTATION</u></b>	
<b>Appendices</b>	
1.	None
<b>Documents In Members' Rooms</b>	
1.	None
<b>Equality Impact Assessment</b>	
Do the implications/subject of the report require an Equality and Safety Impact Assessments (ESIA) to be carried out?	No
<b>Data Protection Impact Assessment</b>	
Do the implications/subject of the report require a Data Protection Impact Assessment (DPIA) to be carried out?	No
<b>Other Background Documents - Equality Impact Assessment and Other Background documents available for inspection at:</b>	

Title of Background Paper(s)	Relevant Paragraph of the Access to Information Procedure Rules / Schedule 12A allowing document to be Exempt/Confidential (if applicable)
1.	None

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