



North Ayrshire Council
Comhairle Siorrachd Àir a Tuath

Cabinet

A Meeting of the **Cabinet** of North Ayrshire Council will be held in the **Council Chambers, Ground Floor, Cunninghame House, Irvine, KA12 8EE** on **Tuesday, 20 February 2018** at **14:30** to consider the undernoted business.

1 Declarations of Interest

Members are requested to give notice of any declarations of interest in respect of items of business on the Agenda.

2 Minutes

The accuracy of the Minutes of the meeting of the Cabinet held on 23 January 2018 will be confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973 (copy enclosed).

GENERAL BUSINESS FOR DECISION

Reports by the Interim Director (Health and Social Care Partnership)

3 Carers (Scotland) Act 2016 – New Duties

Submit report by the Interim Director (Health and Social Care Partnership) on the amendments required to the North Ayrshire Integration Scheme to include new duties put in place by the Carers (Scotland) Act 2016 (copy enclosed).

4 Community Payback Order Annual Report

Submit report by the Executive Director (Health and Social Care Partnership) on the work undertaken in the last year through Community Payback Orders with a particular focus on Unpaid Work Requirements (Please note Appendix is Confidential and embargoed until publication by the Scottish Government) (copy enclosed).

Reports by the Executive Director (Place)

5 Syrian Resettlement Programme

Submit report by the Executive Director (Place) on the progress made following the Council's humanitarian commitment to participate in the Syrian Resettlement Programme since 2015 (copy enclosed).

Reports by the Executive Director (Economy and Communities)

6 Communities – Short Life Working Group

Submit report by the Executive Director (Economy and Communities) on a short-life working group comprising of North Ayrshire Council and the North Ayrshire Federation of Community Organisations (copy enclosed).

7 West Of Scotland Loan Fund (WSLF) – Amendment to Members Agreement

Submit report by the Executive Director (Economy and Communities) on the Articles of Association of the West of Scotland Loan Fund Ltd to enable member authorities to access funds no longer required for lending purposes (copy enclosed).

8 Year of Young People (YoYP) 2018: North Ayrshire Council Strategic Group

Submit report by the Executive Director (Economy and Communities) on the YoYP strategic group (copy enclosed).

CONTRACTS

9 Award of a Framework Agreement for the Professional Consultancy Services Partnership – Civil Engineering

Submit report by the Executive Director (Finance and Corporate Support) on the result of the tender exercise for the Framework Agreement for the Professional Consultancy Services Partnership – Civil Engineering (copy enclosed).

10 Award of Contract - Tender for Interim Residual Waste Management Contract

Submit report by the Executive Director (Finance and Corporate Support) on the outcome of the tender for Interim Residual Waste management Services (copy enclosed).

11 Urgent Items

Any other items which the Chair considers to be urgent.

Cabinet Sederunt

Joe Cullinane (Chair)
John Bell (Vice-Chair)
Robert Foster
Alex Gallagher
Louise McPhater
Jim Montgomerie

Chair:

Apologies:

Attending:

Present

Joe Cullinane, John Bell, Alex Gallagher, Jim Montgomerie and Very Reverend Canon Matthew McManus, Elizabeth Highton and Ian Haining (Church Representatives) (Agenda Items 1-6).

Also Present

Tom Marshall, Jean McClung, Ronnie McNicol and Davina McTiernan (Agenda Items 1-8), Shaun MacAulay (Agenda Items 1-9) and Donald L. Reid (Agenda Items 1-16).

In Attendance

J. Butcher, Executive Director (Education and Youth Employment); L. Friel, Executive Director and Anne Lyndon, Team Manager (Corporate Procurement) (Finance and Corporate Support); C. Hatton, Executive Director and D. Hammond, Senior Manager (Housing Strategy and Corporate Sustainability) (Place); K. Yeomans, Executive Director, A. Sutton, Head of Service (Connected Communities), C. McAuley, Head of Service (Economic Growth) and C. McNey, Planning Officer (Economy and Communities); Stephen Brown, Interim Director and D McKee, Head of Children, Families and Justice Services (Health and Social Care Partnership); A. Fraser, Head of Democratic Services and M. Davison, Senior Manager (Democratic Services); M. Sugden, Communications Officer and D. McCaw, Committee Services Officer (Chief Executive's Service).

Also In Attendance

Douglas Hutchison, Director of Education (South Ayrshire Council) and Head of South West Collaborative; Lorne Campbell, Colin Glencorse, Laura Barrie and Scott Morrison (North Ayrshire Leisure Limited).

Apologies

Robert Foster and Louise McPhater.

Chair

Joe Cullinane in the Chair.

1 Declarations of Interest

There were no declarations of interest by Members in terms of Standing Order 10 and Section 5 of the Code of Conduct for Councillors.

2 Minutes

The accuracy of the Minutes of the meeting of the Cabinet held on 12 December 2017 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

3 Consultation on Excellence and Equality for All: Guidance on the Presumption of Mainstreaming

Submitted report by the Executive Director (Education and Youth Employment) on the response to the Scottish Government Consultation on guidance related to the Presumption of Mainstreaming. The consultation set out the Scottish Government's vision for inclusion and the draft response was set out at Appendix 1 to the report.

Members asked a question and were provided with further information on any potential funding support to assist with resource challenges in relation to providing support to children and parents.

The Cabinet agreed to approve the consultation response as detailed at Appendix 1 to the report for submission to the Scottish Government.

4 Education Bill Consultation

Submitted report by the Executive Director (Education and Youth Employment) on the response to the Scottish Government Consultation document on the proposed Education Bill. The draft response, highlighting potential implications for Local Authorities, was set out at Appendix 1 to the report.

Members asked questions and were provided with further information in relation to:-

- the Scottish Catholic education response to the consultation being broadly in line with North Ayrshire's response;
- the leading questions within the consultation that assume change is necessary and that changing structures will change outcomes;
- the first responsibility being in relation to the children of North Ayrshire; and
- the difficulties in getting parents involved.

The Cabinet agreed to approve the consultation response as detailed at Appendix 1 to the report for submission to the Scottish Government.

5 South West Educational Improvement Collaborative (SWEIC)

Submitted report by the Executive Director (Education and Youth Employment) on the priorities and content of the SWEIC Annual Plan summarising ambitions and actions for the regional collaborative, which was attached at Appendix 1 to the report.

Members asked questions and were provided with further information in relation to:-

- priorities in the Collaborative Annual Plan aligning with the Council's improvement plan; and
- work with the other Ayrshires and Dumfries and Galloway in relation to delivering improvements in line with the 4 National Improvement Framework priority areas.

The Cabinet agreed to approve the SWEIC Annual Plan 2018, as detailed at Appendix 1 to the report.

6 Annick Primary School – Modular Accommodation

Submitted report by the Executive Director (Education and Youth Employment) on funding for temporary accommodation to be installed at Annick Primary School by August 2018 through an advance funding bid prior to the setting of the Capital Plan.

The Cabinet agreed to approve advance funding from the Capital Plan for temporary accommodation to be installed at Annick Primary School.

7 North Ayrshire Leisure Limited (NALL) Performance and Impact Report incorporating 2018-19 Budget

Submitted report by the Executive Director (Economy and Communities) on the NALL Performance and Impact Report incorporating the 2018-19 Budget. The Cabinet also received a presentation by North Ayrshire Leisure Limited providing information on opportunities and developments taking place across KA Leisure venues, the creation of active communities within North Ayrshire, the views of customers and partners on paths to maintaining success and on future developments for KA Leisure.

Members asked questions and were provided with further information in relation to:-

- how the change in venue for swimming facilities to the Garnock Campus has affected attendance; and
- that swimming attendance numbers are up in relation to the same period last year but that there is still some room for development.

The Cabinet agreed to approve the North Ayrshire Leisure Limited (NALL) Performance and Impact Report incorporating the 2018-19 Budget.

8 School Transport for Cumbrae Pupils – Largs Ferry Terminal to Largs Campus

Submitted report by the Chief Executive to allow Cabinet to reconsider its previous decision in light of a call in request and recommendations from the Audit and Scrutiny Committee that transport for Cumbrae pupils from the Largs Ferry terminal to the new Largs Campus is provided when the new Campus opens. The report detailed contrasting arguments and advised that the Cabinet Portfolio Holder for Education had offered that Cabinet would reconsider its decision. It further advised that a decision either way would not impact on Council policy to provide school transport to secondary pupils who live more than 3 miles away.

Members asked questions and were provided with further information in relation to:-

- the original Cabinet report on 12 December which suggested that reinstatement could potentially have an impact on the wider transport policy;
- that the policy is not being implemented fairly in relation to Cumbrae as the ferry is being used to split the difference in the timing of the route; and
- that there is no safe walking route on the Island.

Cabinet Members further considered that providing transport would comply with the Council's Policy on the Provision of School Transport as Cumbrae pupils live over the 3 walking miles distance from the new school and the few who do not have no safe walking route to the Cumbrae Slip.

The Cabinet agreed unanimously to make school transport provision for Cumbrae pupils from the Largs Ferry Terminal to the new Largs Campus when the Campus opens.

9 Revenue Budget 2017/18 : Financial Performance to 30 November 2017

Submitted report by the Executive Director (Finance and Corporate Support) which (a) set out the revenue budgetary position for the Council at 30 November 2017; (b) provided a brief explanation of Services' major variances at Appendices 1-9; (c) detailed the proposed virements at Appendix 10; and (d) detailed the Housing Revenue account budgetary control position at 30 November 2017 at Appendix 11.

Members asked questions and were provided with further information in relation to:-

- ongoing work to address the delivery of savings for the Health and Social Care Partnership to allow the Partnership to reach a financial sustainable position;
- clarification that no further funding being provided to the Health and Social Care Partnership relates to the remainder of financial year 2017/18; and
- that the minuted decision should reflect the earlier Cabinet decision around Annick Primary School and the approval for advance funding from the Capital Plan.

The Cabinet agreed to (a) note the information and financial projections outlined in the report; (b) approve the earmarking of £0.100m identified at Section 2.4(iv) to meet future year commitments; (c) note the current financial projection for the Health and Social Care Partnership; (d) confirm that no further funding will be provided by the Council to the Health and Social Care Partnership for financial year 2017/18; (e) approve the virements detailed in Appendix 10 to the report; and (f) approve advance funding from the Capital Plan for temporary accommodation to be installed at Annick Primary School.

10 Capital Programme Performance to 30 November 2017

Submitted report by the Executive Director (Finance and Corporate Support) on the progress in delivering the Capital Investment Programme as at 30 November 2017, the progress in relation to all projects and explanations for the carry forwards and further revisions to the budget. The financial position for the Housing Revenue Account for the six months to 30 November 2017 was also detailed in the Appendices to the report.

The Cabinet agreed to (a) approve the revisions to budgets outlined in the report and appendices; and (b) note (i) the General Services and HRA expenditure and revised budgets to 30 November 2017; and (ii) the forecast of expenditure to 31 March 2018.

11 Planning (Scotland) Bill

Submitted report by the Executive Director (Economy and Communities) on the response to the Scottish Government's Local Government and Communities Committee Call for Evidence on the Planning (Scotland). The draft response was set out at Appendix 1 to the report.

Members asked a question and were provided with further information in relation to ensuring the Council maintain its high level of performance and safeguard continued engagement with the community.

The Cabinet agreed to approve the consultation response, as detailed at Appendix 1 to the report, for submission to the Scottish Government's Local Government and Communities Committee.

12 Planning Performance Framework

Submitted report by the Executive Director (Economy and Communities) on the feedback from the Scottish Government on the Planning Performance Framework 6 (PPF6) reflecting the high level of performance and customer service which is delivered by the Planning Services for North Ayrshire. An action programme to address feedback points was detailed at Appendix 1 to the report.

The Cabinet agreed to (a) note the feedback from the Scottish Government on PPF6; and (b) approve the action programme to address feedback points, detailed at Appendix 1 to the report, within the next PPF.

13 Scottish Government Consultation Response: Local Heat & Energy Efficiency Strategies and Regulation of District and Communal Heating

Submitted report by the Executive Director (Place) on a proposed Scottish Government consultation response on proposals for preparation of Local Heat and Energy Efficiency Strategies (LHEES) and the regulation of district heating. The draft response was set out at Appendix 1 to the report.

The Cabinet agreed to approve the consultation response, as detailed at Appendix 1 to the report, for submission to the Scottish Government.

14 Award of Contract - Independent Advocacy Services

Submitted report by the Executive Director (Finance and Corporate Support) on the result of the tender exercise for a provision of an independent advocacy service.

The Cabinet agreed to approve the award of contract to AIMS Advocacy.

15 Award of a Framework contract for the provision of Care at Home Services

Submitted report by the Executive Director (Finance and Corporate Support) on the outcome of the procurement exercise for the delivery of Care at Home Services.

The Cabinet agreed to approve the award of contracts to Ayrshire Quality Care and Support CIC, Mears Care, Rainbow Services (UK) Limited, Inverclyde and North Ayrshire Care Services t/a Carewatch and 1st Homecare.

16 Award of Contract - Public Realm Improvements, High Street and Bank Street, Irvine

Submitted report by the Executive Director (Finance and Corporate Support) on the result of the tender exercise for the Public Realm Improvements, High Street and Bank Street, Irvine.

The Cabinet agreed to approve the award of contract to MacLay Civil Engineering Ltd.

The Meeting ended at 4.25 p.m.

NORTH AYRSHIRE COUNCIL

20th February 2018

Cabinet

Title: **Carers (Scotland) Act 2016 – New Duties**

Purpose: To advise Cabinet of the amendments required to the North Ayrshire Integration Scheme to include new duties put in place by the Carers (Scotland) Act 2016.

Recommendation: Cabinet is asked to :-

1. Note that duties under the Carers (Scotland) Act 2016 require to be delegated to the Integration Joint Board;
2. Recommend to Council that appropriate changes to the Council's Scheme of Administration and Scheme of Delegation to Officers are made as part of the next review of governance documents and;
3. Agree to amend the North Ayrshire Integration Scheme to include new duties under the Carers (Scotland) Act 2016, and, subject to the agreement of NHS Ayrshire and Arran, to submit the revised Integration Scheme for the approval of Ministers;

1. Executive Summary

- 1.1 The Carers (Scotland) Act 2016 (the Carers Act) comes into effect on 1 April 2018. Implementation of the Act has implications for the three Ayrshire Integration Joint Boards, Health Boards and Local Authorities, as new duties come into force which require to be delegated. This requires changes to Integration Schemes in advance of the commencement date of 1 April 2018 for the Carers Act.
- 1.2 The Regulations received parliamentary approval on 18th December 2017 and the amended Integration Schemes should be submitted to the Scottish Government Health & Social Care Integration Directorate by 2nd March 2018. Thereafter they will be presented for the approval of Scottish Ministers.
- 1.3 There is a process to make amendment to Integrations Schemes which includes consultation with stakeholders identified within The Public Bodies (Joint Working) (Prescribed Consultees) (Scotland) 2014. As these amendments are required as a result of legislative changes, the Scottish Government has advised that we need to ensure that these stakeholders are informed of the proposed changes, rather than undertake a consultation. This limits the changes that can be made to the Integration Schemes at this

time to those emerging from the change to the Regulations, as any additional changes would require the fuller consultation process to be undertaken

2. Background

- 2.1 An Integration Scheme is the joint agreement between local authorities and the NHS Board which sets out the arrangements in accordance with the Public Bodies (Joint Working)(Scotland) Act 2014 for the integration of health and social care services, including the establishment of Integration Joint Boards (IJBs).
- 2.2 The Public Bodies (Joint Working)(Scotland) Act 2014 and the Public Bodies (Joint Working) (Prescribed Local Authority Functions etc) (Scotland) Regulations 2014 set out those functions that 'must' be delegated to each of the Ayrshire Integration Joint Boards and those which 'may' be delegated to the IJBs through local agreement. The current functions are set out in Part 1 of Annexes 1 and 2 within the Integration Schemes.
- 2.3 The Carers Act is designed to support carers' health and wellbeing and to help make caring more sustainable. The IJBs are already responsible for support to adult carers as part of their responsibilities for adult social care and as local agreement was to delegate children's services to the IJBs, they are also responsible for support to young carers.
- 2.4 In order to implement the Carers Act, the Public Bodies (Joint Working) (Prescribed Local Authority Functions etc) (Scotland) Amendment Regulations 2017 require the key duties of the Act to be delegated by local authorities and Health Boards to the Integration Joint Board. This accords with the current approach in North Ayrshire, where all social work functions are wherever possible, delegated to the IJB.
- 2.5 The relevant sections of the Carers Act which must be delegated to the IJB are as follows. As Children's Services have been delegated to the IJBs these also require delegation in respect of children.

Health Board Functions

The Public Bodies (Joint Working) (Prescribed Health Board Functions) (Scotland) Amendment Regulations 2017 identifies the following new statutory duties that will need to be delegated to the IJB from the Health Board:

- Section 12 - Duty to prepare young carer statement
- Section 31 - Duty to prepare local carer strategy

Local Authority Functions

The Public Bodies (Joint Working) (Prescribed Local Authority Functions etc.) (Scotland) Amendment Regulations 2017, requires delegation of Section 21 of the Carers Act to the IJB. This places a duty on the IJBs to set local eligibility criteria for carer support.

The Public Bodies (Joint Working) (Prescribed Local Authority Functions etc.) Scotland) Amendment (No 2) Regulations 2017, identifies a number of functions that 'must' be delegated and therefore be referred to in the Integration Schemes. Whilst these are in relation to adult care services, as children's services are delegated, locally, to the IJBs these duties also apply to our children's services, and are :-

- Section 6 – Duty to prepare adult carer support plan;
- Section 24 – Duty to provide support
- Section 25 - Provision of support to carers: breaks from caring
- Section 31 - Duty to prepare local carer strategy
- Section 34 - Information and advice service for carers
- Section 35 - Short breaks services statements

2.6 As the delegation is required by legislation, Cabinet does not require to formally agree this delegation. However it is recommended that Council makes relevant amendments to the Scheme of Administration and Scheme of Delegation to Officers when the governance documents are next reviewed.

2.7 Subject to the formal agreement by Cabinet and the NHS Board to their respective delegations, officers from both parties will ensure that the prescribed stakeholders are informed of these amendments and work together to make the necessary changes in the Integration Schemes to allow these to be forwarded to the Scottish Government by the due date of 2 March 2018. The same amendments will require to be made to all three Ayrshire Integration Schemes.

3. Proposals

3.1 Cabinet is asked to:-

1. Note that duties under the Carers (Scotland) Act 2016 require to be delegated to the Integration Joint Board;
2. Recommend to Council that appropriate changes to the Council's Scheme of Administration and Scheme of Delegation to Officers are made as part of the next review of governance documents and;
3. Agree to amend the North Ayrshire Integration Scheme to include new duties under the Carers (Scotland) Act 2016, and, subject to the agreement of NHS Ayrshire and Arran, to submit the revised Integration Scheme for the approval of Ministers;

4. Implications

Financial:	Whilst there may be significant financial implications relating to support for carers under the new duties, Scottish Government have confirmed money will be forthcoming.
Human Resources:	There are no HR implications
Legal:	<p>The report will support North Ayrshire Council to discharge the functions in line with the Carers (Scotland) Act 2016 and ensure compliance with statutory guidance.</p> <p>Amendment to the Integration Schemes will reflect the additional delegated responsibilities for the Integration Joint Boards in respect of Carers (Scotland) Act 2016.</p>
Equality:	There are no equality implications.
Children and Young People:	
Environmental & Sustainability:	N/A
Key Priorities:	N/A
Community Benefits:	N/A

5. Consultation

- 5.1 Similar reports are being presented to East and South Ayrshire Councils, and a report was submitted to NHS Board on 29th January 2018.
- 5.2 Officers will ensure that the IJBs and stakeholders identified within the Public Bodies (Joint Working)(Prescribed Consultees)(Scotland) 2014 are informed of the proposed changes.



Stephen Brown
Interim Director/Chief Officer
North Ayrshire Integration Joint Board

For further information please contact **Stephen Brown, Interim Director** on **01294 317723**.

Background Papers

N/A

NORTH AYRSHIRE COUNCIL
20 February 2018**Cabinet**

Title: Community Payback Order Annual Report

Purpose: To present to Cabinet the Community Payback Order Annual Report 2016/17 which provides information about the work undertaken in the last year through Community Payback Orders with a particular focus on Unpaid Work Requirements.

Recommendation: That Cabinet endorse and congratulate the Team on their work.

1. Executive Summary

- 1.1 Legislation imposes a duty on the Chief Social Work Officer to submit an annual report on the operation of Community Payback Orders to Scottish Ministers. Community Payback Orders (CPOs) were introduced in 2011 to replace Community Service, Probation and Supervised Attendance Orders for all offences committed from February 2011 onwards. This is now the sixth annual report submitted by North Ayrshire. This report is embargoed for publication until the report has been approved by Scottish Ministers.
- 1.2 It is the Scottish Government's policy to promote community sentencing and build public and judicial confidence in this. The Community Payback Order (CPO) is designed to provide a viable alternative to custody and ensure that people who offend payback to society and their communities. This is done in two ways. Firstly, by requiring the person to make reparation, often in the form of an Unpaid Work Requirement, and secondly, by requiring them to address and change their offending behaviours, thereby improving the safety of local communities and providing opportunities for their reintegration as law abiding citizens.
- 1.3 The Unpaid Work Requirement is a key sentencing option which facilitates reparation and reintegration and, as with previous annual reports, the 2016/17 report has a particular focus on this.

2. Background

- 2.1 A total of 769 Community Payback Orders (CPOs) were imposed in 2016/2017 and, of those, there were 615 which had an Unpaid Work Requirement. The total number of hours imposed for Unpaid Work was 79,676 and, during 2016/2017, 65,420 hours were completed.

- 2.2 A range of unpaid work has been undertaken in 2016/2017 that benefits the communities of North Ayrshire. During this past year we have held a very successful art exhibition at the Harbour Arts Centre showcasing art produced by service users on a CPO with an Unpaid Work Requirement. We have also made progress in developing our Employability Project which seeks to support service users into work or further education/training. We embarked on a Service User Engagement Project with Strathclyde University in 2016/17 which has been hugely successful. We continue to progress with our desistance approach with service users and our work with the Mutual Aid Group (MAG). Similar to last year's report, we have included some case studies which demonstrate the effectiveness of Justice Social Work Intervention in helping service users desist from further offending and engage in a pro-social lifestyle.
- 2.3 The ongoing larger scale projects provide the majority of Unpaid Work placements. Smithstone House is an established long term project. It is run like a market garden producing vegetables, fruit and flowers. Produce can be sold to generate income to help sustain the project and any excess is donated to charity. In our workshop we build garden furniture which is sold to the general public and generates income that is again donated to charity. This year £1000 was donated to the Crosshouse Hospital Neonatal Unit. Previous beneficiaries from our donations have been Victim Support, Women's Aid and the North Ayrshire Foodbank. Many local charities have our service users assisting in their shops and teams frequently deliver large furniture items to residents who could not ordinarily afford delivery costs. We continue to provide support to the North Ayrshire Foodbank and undertake weekly collections from local supermarkets and offices across North Ayrshire Council and deliver these to the Foodbank for sorting. The teams then deliver the packs to community centres across North Ayrshire for distribution. Vegetables grown at Smithstone House also go to the Foodbank and we are looking at providing this facility for Café Solace as well.
- 2.4 The work undertaken by service users on CPO Unpaid Work Requirements not only benefits the residents of North Ayrshire but provides supports to other important Council and HSCP Services. For example, we work with schools and nurseries, the Ranger Service, Streetscene, and other Social Services' sections where we give assistance, for example, to adults and children with disabilities.
- 2.5 As alluded to above, the Scottish Government wants to build public confidence in community sentencing and the setting of tighter statutory timescales for the completion of the CPO Unpaid Work Requirements was one way of doing this. Level 1 Requirements (under 100 hours) have to be completed within three months and Level 2 Requirements (between 101 and 300 hours) have to be completed within six months. Our performance continues to improve year on year. In the last year 93% of Level 1 Requirements were completed within three months (up from 90%) and 96% of Level 2 Requirements were completed within six months (up from 92%). The reasons for failing to complete Requirements within the timescales were due, almost completely, to service users' unavailability through illness, their non-compliance or them being in custody.

- 2.6 In the Scottish Government Criminal Justice Statistics for 2015/16, published in February 2017, it showed that North Ayrshire had the highest number of CPO's in Scotland per 10,000 population. The success of the justice services we provide can be seen in the reduction in recorded crime in North Ayrshire in 2015/16. The Scottish Government's publication, "Recorded Crime in Scotland 2015/16", showed that in the Ayrshire Police Division between 2014-2015 and 2015-2016 North Ayrshire had a 6% reduction in recorded crime, with East Ayrshire showing a 2% reduction and South Ayrshire a 4% reduction. The Scottish average reduction for this period was 4%.
- 2.7 A range of Criminal Justice Social Work performance data is shared across the three HSCP's in Ayrshire. The following table compares percentage completion rates of Unpaid Work Requirements for the East, South and North Ayrshire HSCP's during 2016/2017 (note percentages have been rounded up or down)

CPO Unpaid Work Completion Within Timescales			
	EA-HSCP	SA-HSCP	NA-HSCP
CPO Level 1	71%	71%	93%
CPO Level 2	75%	65%	96%

3. Proposals

- 3.1 That Cabinet notes the work undertaken by service users on CPO Unpaid Work Requirements and approves the CPO Annual Report.

4. Implications

Financial:	There are no financial implications for North Ayrshire as the service is provided with Scottish Government ring fenced funding for CPOs.
Human Resources:	There are no Human Resource implications.
Legal:	The legislation for CPOs is set out in the Criminal Justice and Licensing (Scotland) Act 2010 and North Ayrshire is complying with the legal requirements of CPOs.
Equality:	There are no apparent equality implications of CPOs.
Children and Young People:	

Environmental & Sustainability:	There are no negative environmental implications from the introduction of CPOs. Indeed, some of the work undertaken undoubtedly benefits the environment of North Ayrshire.
Key Priorities:	None
Community Benefits:	As indicated in the CPO annual report, there are significant community benefits from CPOs. Over the past six years there has been an increasing awareness across North Ayrshire of Unpaid Work, as evidenced in the report by the People's Panel Survey. This has been helped by the range of work carried out in the communities across North Ayrshire, the promotion of Unpaid Work by Elected Members and the positive news stories about Unpaid Work that are published by the local press.

5. Consultation

- 5.1 Promotion and consultation regarding CPOs has been, and will continue to be, an ongoing process and priority.



Stephen Brown
Interim Director

For further information please contact **David MacRitchie, Chief Social Work Officer** on **01294 317781**.

Background Papers

N/A

NORTH AYRSHIRE COUNCIL
20th February 2018**Cabinet**

Title: Syrian Resettlement Programme

Purpose: To advise Cabinet of the progress made following the Council's humanitarian commitment to participate in the Syrian Resettlement Programme since 2015 and to seek approval to extend this commitment.

Recommendation: That Cabinet:-

- a) Note the progress made on the Syrian Resettlement Programme to date; and
- b) Agree to extend the resettlement programme within North Ayrshire by up to a further 60 refugees.

1. Executive Summary

- 1.1 In September 2015 the Council responded to an urgent request from the UK government and COSLA's Strategic Migration Partnership to assist those refugees displaced from Syria. As a result the Council made a humanitarian commitment to resettle up to 100 refugees over a 4 year period.
- 1.2 All local authorities in Scotland have responded to this crisis and in December 2017 COSLA hosted an event to celebrate 2000 refugees in Scotland and to confirm COSLA and the Scottish Government's commitment to continue to participate in the programme. North Ayrshire Council has participated fully in the Syrian Resettlement Programme and is well in advance of meeting the target set, resettling 93 refugees within two years.
- 1.3 The humanitarian crisis continues in Syria with millions of people displaced as result. Based on the success of the programme to date the Council with support from the Community Planning Partnership is well placed to further support the humanitarian commitment already made and agree to provide a safe haven for up to a further 60 refugees by 2021.
- 1.4 This commitment should build on the successful approach adopted by all partner agencies involved and the Council should continue to carefully manage the process to balance the needs of local communities with that of vulnerable refugees.

2. Background

- 2.1 In September 2015 the Council responded to an urgent request from the UK government and COSLA's Strategic Migration Partnership to assist those refugees displaced from Syria. As a result the Council made a humanitarian commitment to resettle up to 100 refugees over the next 4 years.
- 2.2 To prepare for the arrival of Syrian refugees and to ensure their successful resettlement and integration the Council established the Syrian Refugee Task Force, chaired by the Executive Director Place. This provides strategic direction and ensures delivery of operational support across all services that are engaging with and supporting Syrian families.
- 2.3 This group meets on a regular basis and includes representatives from across the Community Planning Partnership. Housing takes the lead role in the coordination of services to refugees and other members of the Task Force include Education & Youth Employment, Health and Social Care Partnership, Community Development, Employment & Skills, NHS, Police Scotland, Scottish Fire & Rescue, DWP, Ayrshire College and the third sector. This approach and support for services has been crucial in building capacity within each service, many with no previous experience of this type of resettlement or integration. It ensures that communication is consistent, resources are targeted and learning is shared to enhance the integration of refugees within our communities. All support costs have been met from within the funding provided by the Home Office.
- 2.4 A refugee support team was created within Housing to manage the service provided to refugees, including a manager, support worker and an Arabic speaking bi-lingual liaison officer. The team delivers support services, manages the resettlement and integration process and problem solves as required. A bi-lingual liaison officer, teacher, class room assistant and coordinator were also appointed by Education to assist refugee children at school. The Health & Social Care Partnership have appointed a Syrian Refugee Coordinator to co-ordinate services delivered by the partnership to refugee families.
- 2.5 Our first families arrived on 17th November 2015 and others have continued to arrive on regular basis since that time. To assist resettlement our approach has been to welcome two families at a time and where possible to resettle linked families. We have also accommodated family reunification cases who already have relatives in North Ayrshire or the surrounding areas.
- 2.6 To date we have accommodated 19 Syrian families, a total of 93 refugees - 34 parents and 59 children. The Council is on target to meet our commitment of up to 100 refugees over a four year period. Families have settled well and have been warmly welcomed into North Ayrshire's communities. There are many examples of local people offering practical and emotional support including food, clothing, electrical items and access to wi-fi so they can contact family members abroad. A local church has given access to their facilities for religious purposes and joint community events have taken place.

- 2.7 All children of school age are engaged in education and adults receive language tuition, English for speakers of other languages (ESOL) is provided by the Council. The Council is currently working in partnership with Ayrshire College to develop a pan-Ayrshire approach to ESOL provided by the college with a consistent approach to service delivery across Ayrshire.
- 2.8 The Council's employability services have arranged volunteering, work experience and placements with local companies matched to skills and competencies of the adults. This has resulted in three adults succeeding in obtaining places on access courses at the local college, a school leaver is studying on a Higher National Certificate course and temporary employment for two others.
- 2.9 A key focus is to improve language skills to enhance personal social development, aid refugee integration and improve employment prospects of those of working age. Our aims also align with the vision of the national 'New Scots Refugee Integration Strategy' of a welcoming Scotland where refugees are able to rebuild their lives from the day they arrive.
- 2.10 Due to the duration and scale of the crisis in Syria the Home Office continues to seek the support of local authorities in the UK to support this humanitarian effort. In Scotland, local authorities are supported by COSLA's Strategic Migration Partnership at both a strategic and operational level to deliver on the commitments made. The Scottish Government supports the efforts made by local authorities and COSLA to offer a place of safety to those fleeing war and persecution.
- 2.11 In September the Community Wellbeing Board at COSLA agreed that councils continue their involvement in the resettlement programme going forward. The initial target of resettling 2000 refugees in Scotland has now been reached and a significant number of local authorities are still committed to continuing to receive refugees over coming years. Based on the success of the programme to date within North Ayrshire the Council, with the support of Community Planning Partners, is well placed to further support

3. Proposals

- 3.1 That Cabinet agree to extend the re-settlement programme within North Ayrshire to accommodate up to a further 60 refugees by 2021.

4. Implications

Financial:	All support costs are met through Home Office grant funding.
Human Resources:	Extension of the programme will support the continued employment of a number of posts.

Legal:	None
Equality:	This report will have a positive impact on the refugees given a safe haven in North Ayrshire and on the ethnic minority group of refugees already resettled.
Children and Young People:	The programme will see an increase in the number of young people arriving in North Ayrshire.
Environmental & Sustainability:	None
Key Priorities:	Resettling refugees will contribute to achieving the Single Outcome Agreement ambition 'of increasing the working age population' in North Ayrshire.
Community Benefits:	None

5. Consultation

5.1 The Executive Directors of Education & Youth Employment, Economy & Communities, Finance and Corporate Services and Health & Social Care Partnership have all been consulted on the contents of this report.

5.2 It will be necessary to consult with the wider Community Planning Partnership.



CRAIG HATTON
Executive Director (Place)

For further information please contact Carol Nelson Senior Manager - Housing East on 01294 310174.

Background Papers

N/A

NORTH AYRSHIRE COUNCIL

20 February 2018

Cabinet

Title: **Communities – Short Life Working Group**

Purpose: To seek Cabinet's approval to reconvene the short-life working group comprising North Ayrshire Council and the North Ayrshire Federation of Community Organisations (NAFCO).

Recommendation: That Cabinet:

- i) Approves the request to reconvene the short-life working group comprising North Ayrshire Council and the North Ayrshire Federation of Community Organisations; and
- ii) Agrees to receive future reports in relation to themes which may emerge from the recommendations of the working group.

1. Executive Summary

1.1 There has been an ongoing process of reviewing, with the North Ayrshire Federation of Community Associations/Organisations (NAFCA/NAFCO), the role of Community Associations and how they work with North Ayrshire Council to provide services to our communities. In light of the significant financial challenges faced by the public and voluntary sector at present, NAFCO has requested that the short life working group is reconvened so that these challenges can be tackled in partnership.

2. Background

2.1 There has been an ongoing process of reviewing, with the North Ayrshire Federation of Community Associations/Organisations (NAFCA/NAFCO), the role of Community Associations and what they are responsible for. Much has changed since they were established and the relationships among associations, their communities and other agencies has also moved on.

2.2 A formal short life working group, established by the Council in 2013, and chaired by the Portfolio Holder for Community and Culture, focussed on developing an understanding of the purpose of modern community associations and centres. Ongoing work with NAFCO, including regular meetings with elected members and officers and contributions at AGMs, continues to inform developments.

2.3 The Scottish Government/COSLA Community Empowerment Action Plan also recognises that the ownership of assets (land or buildings) can have a positive influence in the empowerment of communities. North Ayrshire Council has already recognised the potential of this and has been involved in the transferring of assets to the local community over many years, ranging from the day to day management of community centres by community associations, key holding, service level agreements, long term leases and in some cases, full ownership.

2.4 Role of Community Associations

2.4.1 The agreed role of community centres and associations include the following:

- Service coordination and delivery mechanisms;
- Place making - looking at, listening to, and asking questions of the people who live, work and play in a particular community, to discover their needs and aspirations;
- Community building— how we develop the individual and organisational capacity of a community, to help it achieve its aspirations.

2.4.2 The working group acknowledged the importance of the community centre as a community hub offering services to local communities and providing a place for social gathering and wellbeing. However, due to the general economic situation, it was recognised that savings in running costs, or additional income, and the importance of identifying new partnerships and co-location opportunities, have to be found.

2.5 Short Life Working Group

2.5.1 It is proposed that the short life working group is reconvened from 1st March 2018.

2.6 Remit

The remit of the Working Group shall be:-

- To maximise the extent to which Community Associations and Organisations, the Council and Community Planning Partners can work in partnership to benefit North Ayrshire and its people;
- To assess and mitigate the impact of Council budget savings and changes in working practice on the work of Community Associations and Organisations;
- To identify opportunities for Community Associations and Organisations which arise out of Council budget savings and changes in working practice;
- To identify practical support from the Council or Community Planning Partners which is required to enable Community Associations and Organisations to maximise opportunities;
- To liaise regarding potential Asset Transfer opportunities; and
- To maximise the involvement of Community Associations and Organisations in taking forward the priorities and actions of Locality Planning Partnerships.

2.7 Membership

2.7.1 The members shall include three representatives of NAFCO, as identified by that organisation. Additional community association representatives may be invited to individual meetings on a "Participation by Experience" basis, as agreed by the Chair of the working group. North Ayrshire Council shall be represented by the Head of Service, Connected Communities, the Senior Manager for Participation and Empowerment and other officers as required to discharge the work of the group.

2.8 Chair

2.8.1 The Chair of the Working Group shall be the Portfolio Holder for Connected Communities.

2.9 Delegated Powers

2.9.1 The Working Group does not have delegated powers, except for the delegated powers of the Council officers present. All other recommendations of the Working Group will be considered by Cabinet, and reported to all Elected Members in North Ayrshire News.

2.10 Meetings and Lifespan of Committee

2.10.1 The Working Group will have a time-limited lifespan from 1 March 2018 to 31 October 2018. The first meeting of the Working Group will be convened at a time and place to be determined by the Head of Connected Communities. The business of the first meeting shall be to agree a programme of work. Thereafter the Working Group shall meet monthly at such place as may be agreed by the Group.

2.10.2 The Chair or the Head of Connected Communities may convene Special Meetings if it appears to him/her that there are items of urgent business to be considered. Such Meetings will be held at a time, date and venue as determined by the Head of Connected Communities.

2.11 Procedures for Dealing with Items of Business

2.10.1 The Agenda of items for consideration will be issued by electronic means to all members no later than two days (not including Saturday and Sunday) prior to the start of the meeting.

3. Proposals

3.1 It is proposed that Cabinet agrees to reconvene the short life working group between NAFCO and North Ayrshire Council.

3.2 It is proposed that Cabinet agrees to receive reports from the Executive Director of Economy and Communities in relation to themes which may emerge from the recommendations of the working group.

4. Implications

Financial:	There are no financial implications arising from this report.
Human Resources:	There are no human resource issues arising from this report.
Legal:	There are no legal implications arising from the report.
Equality:	There are no equality implications arising from the report.
Children and Young People:	There are no implications for Children and Young People associated with this report.
Environmental & Sustainability:	There are no environmental and sustainability implications arising from the report.
Key Priorities:	The proposal contributes to developing stronger communities.
Community Benefits:	There are no Community Benefit implications arising from the report.

5. Consultation

- 5.1 Consultation has taken place with NAFCO, who in turn consult with a range of community organisations in North Ayrshire, and with Elected Members.



Karen Yeomans
Executive Director (Economy & Communities)

For further information please contact **Audrey Sutton, Head of Service (Connected Communities)** on **01294 324414**.

Background Papers

Nil.

NORTH AYRSHIRE COUNCIL

20th February 2018

Cabinet

Title: **West Of Scotland Loan Fund (WSLF) – Amendment to Members Agreement**

Purpose: The purpose of this report is to seek approval for a change to the Articles of Association of the West of Scotland Loan Fund Ltd (WSLF) to enable member authorities to access funds no longer required for lending purposes.

Recommendation: That the Cabinet approves:

- (i) The proposal to amend the Articles of Association of the West Of Scotland Loan Fund (WSLF)
- (ii) That NAC withdraws their unused funds subject to all Board members agreeing the amendment
- (iii) That unused funds are earmarked to be utilised for the purposes outlined in the objects of the WSLF company and to support new EU applications being submitted in 2018.
- (iv) Delegate to the Executive Director – Economy and Communities to ensure that draft resolution is signed in accordance with the requirements of WSLF

1. Executive Summary

- 1.1 The West of Scotland Loan Fund has been in existence since 1996 with North Ayrshire being a key member authority. During this time the fund has provided significant lending to local SMEs and as a loan repayment fund has grown in size over the years.
- 1.2 Following advice from Scottish Government, a new body, Business Loans Scotland (BLS) was set up in 2017. Funding was transferred from WSLF to BLS and all new loans are now considered by BLS.
- 1.3 In order to access remaining WSLF funds it requires all member authorities to agree to a change in the Articles of Association and the WSLF Board unanimously agree to any funds being paid out to partner authorities.
- 1.4 Approval of the changes in the Articles of Association by the 12 local authorities and the WSLF board of this proposal has the potential for surplus funds to be repaid to North Ayrshire Council.

- 1.5 As WSLF benefited from ERDF funds, government confirmation is required on the proposals and any future compliance issues.

2. Background

- 2.1 The West of Scotland Loan Fund Ltd (WSLF) is a consortium of the 12 West of Scotland local authorities and was incorporated as a company limited by guarantee in June 1996. The fund has provided loan finance in individual amounts up to £100k and has successfully operated across the West of Scotland filling the funding gap to new and growing, small and medium sized enterprises.
- 2.2 To support this activity, each participating local authority has had an allocation of ring fenced loan funding based on its individual budget commitment matched by European Regional Development Fund (ERDF) monies and bank finance. Loan applications have been dealt with by business advisers within the relevant authority for initial scrutiny and appraisal and the WSLF team has subsequently undertaken compliance and verification checking, including a full analysis of all financial aspects of the business and its proposal, prior to any loan being approved by management within the relevant local authority.
- 2.3 Since 1996 North Ayrshire Council has issued 274 loans to local business totalling £6,321,475 through WSLF. Loans outstanding to WSLF are currently valued at £656,326 (Dec 2017).
- 2.4 In 2014, the Scottish Government indicated its desire to see a move away from regional loan funds to a pan Scotland Local Authority Loan Fund and advised that such a mechanism would be required to access any further EU resources. To this end Business Loans Scotland has been established and in line with North Ayrshire Council's previous Cabinet approval on 8th December 2015 £211,512 of North Ayrshire's cash in bank has been transferred from the West of Scotland Loan Fund to Business Loans Scotland as match funding and has attracted ERDF and bank finance to the overall funds we have available. Any new loan inquiries received by the Economic Development Service from local companies are being channelled through this new mechanism and WSLF now only exists to collect repayments on existing WSLF loans.
- 2.5 North Ayrshire Council along with a number of other member authorities within WSLF has considerable legacy resources remaining within the WSLF following the initial transfer of match funding to BLS. As a result it is deemed that the full value of legacy resources will not be fully required for lending purposes. However the existing WSLF Company constitution, which consists of a Members Agreement and Articles of Association, prevents members from withdrawing funds which they do not wish to be used for lending within WSLF.
- 2.6 In addition to the constitutional restrictions, WSLF received ERDF funding through a number of European Funding programmes with most recent being 2007-2013. The rules attached to this requires the funds received to be reinvested in the support of Loans to SMEs. That said Scottish Government have confirmed that historic ERDF allocations can be treated as "clean" funding not restricted for EU Funding reasons and will revert back to

each members ring fenced balance within WSLF. Further guidance is still required on the treatment of recent ERDF allocations.

- 2.7 In order to move forward and enable member authorities to access their funds three key actions are required:
- The Articles of Association needs to be amended by unanimous agreement by all 12 member authorities
 - Final confirmation from Scottish Government as to the value for each member authority regarding ERDF Allocation relating to 2007-2013 programme.
 - Agreement needs to be reached as to the future fund administration arrangements for the residual WSLF loan book. Agreement will be sought by all members at board meeting planned for Feb 2018.
- 2.8 As part of our considerations on the future use of available funding we are aware of new guidance that is emerging on the 2nd phase of what is expected to be the last EU Structural Funds in Scotland. With significant uncommitted funds available in Scotland there is an opportunity for local authorities to maximise draw down of EU funds but this will be subject to the Council providing match funding.
- 2.9 The Council is starting to scope ambitious plans for the new programmes whether on an Ayrshire or North Ayrshire basis. The current programmes that the Council operate secured the £5m of EU grant in the last round. It will be important that the Council secures and maximises its external grant to support the Council and Community Planning priorities given the uncertainty of future UK based funds that will replace structural funds.

3. Proposals

- 3.1 The current Objects of the company which in legal terms lay out the overall objectives of WSLF are relatively broad and wide ranging, and in particular state that the Fund must be used: "to promote commerce by giving financial assistance by way of loans, donations or subscriptions or otherwise to any firm, company, individual, association or other body (whether incorporated or unincorporated) carrying on a commercial enterprise whose business is or is to be carried on in whole or in part" within the WSLF (Section 4.1 of Articles of Association). The Council would continue to be bound by the current Objects of the Company in relation to the future use of funds.
- 3.2 However, Section 4.2 of the Articles of Association, states that "the income and property of the Company, howsoever derived, shall be applied solely towards the promotion of the objects of the company as set forth in Article 4.1 and no portion thereof shall be paid or transferred directly or indirectly, by way of dividend, bonus to otherwise howsoever by way of income or profit, to the Members..."
- 3.3 It is therefore being proposed that Article 4.2 be amended by Special Resolution to enable the Funds to be accessed and applied solely towards the promotion of the objects of the company as set forth in Article 4.1. If this is unanimously agreed by all 12 member authorities, this would enable the funds not required for Business Loans to be accessed and utilised by the Council for purposes related to the creation, sustainability and growth of local businesses within the area. The draft special resolution is attached at Appendix 1.

- 3.4 The current cash at bank for North Ayrshire is £986,883 and once agreement is reached from Scottish Government regarding ERDF restrictions and taking account funds that will be required to continue lending to SMEs (through BLS) it is envisaged that c£600k may be available for economic development purposes. Appendix 2 shows a calculation for all member authorities at Dec 2017. This will obviously fluctuate as loans are repaid and further amounts may be repaid the NAC in future years up until all loans are repaid and all costs associated with WSLF have been paid.
- 3.5 It is proposed that the funds received by the Council be used as match funding to support fresh applications for EU Funding support. Details on the approach and proposals will come to Cabinet May 2018. It is anticipated that applications will be submitted in June 2018.

4. Implications

Financial:	There is no cost associated with this report. Financial benefit will be seen in agreement of proposal to amend Articles of Association. Subject to agreement being reached by all parties and the income being recovered further details and agreement on use of the funding will be brought forward.
Human Resources:	There are no impacts regarding HR issues.
Legal:	The proposed changes to WSLF Articles of Association set out above have been the subject of scrutiny and review by colleagues within Legal Services and there are no additional implications beyond what is articulated within this report.
Equality:	There are no specific positive or negative equality impacts of agreement to the recommendations therefore an Equality Impacts Assessment is not required.
Children and Young People:	N/A
Environmental & Sustainability:	There is no immediate impact resulting from this report however the addition of legacy resources should have a positive impact to businesses going forward.
Key Priorities:	This proposal supports the Council Plan core priority 1: Growing our economy, increasing employment and regenerating our towns.
Community Benefits:	There are no Community Benefit implications arising from the report.

5. Consultation

- 5.1 The proposals have been developed with considerable consultation with all 12 member authorities.



Karen Yeomans
Executive Director Economy and Communities

For further information please contact **Matt Strachan** on **01294 324926**.

Background Papers

Insert titles of any background papers or N/A

THE COMPANIES ACT 2006

DRAFT SPECIAL RESOLUTION

of

**WEST OF SCOTLAND LOAN FUND
("the Company")**

Company No. SC1667363

PASSED: _____ 2017

CIRCULATION DATE: _____ 2017

Pursuant to chapter 2 of part 13 of the Companies Act 2006, the directors of the Company propose that the following Special Resolutions be passed as detailed below (the "Resolutions").

SPECIAL RESOLUTIONS

- 1 Article 4.2 of the existing Articles of Association of the Company be deleted and the following be substituted therefor:

["4.2 The income and property of the Company, howsoever derived, shall be applied solely towards the promotion of the objects of the company as set forth in Article 4.1, save that the Company may distribute funds it holds to the Members in the proportions agreed among them"] and

2. Article 20 of the existing Articles of Association of the Company be deleted and the following be substituted therefor:

["20 If, upon a winding up or dissolution of the Company there remains, after the satisfaction of all of its debts and liabilities, any property whatsoever, the same may be paid to or distributed among the Members in the proportions agreed among them"]

AGREEMENT

Please read the notes at the end of this document before signifying your agreement to the Resolution.

I, the undersigned, being the person entitled to vote on the Resolution on the Circulation Date hereby irrevocably agree to the Resolution.

.....

Date:

2017

MEMBER

NOTES:

- ¹ If you do not agree to the Resolution, you do not need to do anything: you will not be deemed to agree if you fail to reply.
- ² Once you have indicated your agreement to the Resolution, you may not revoke your agreement.
- ³ Unless, within 28 days of the circulation date referred to above, sufficient agreement has been received from the required majority of eligible members for the Resolution to be passed, they will lapse. Therefore, if you agree to the Resolution, please ensure that your agreement to the Resolution reaches the Company within 28 days of the Circulation Date.
- ⁴ If you are signing this document on behalf of a person under a power of attorney or other authority please send a copy of the relevant power of attorney or authority when returning this document.
- ⁵ In the case of joint holders of shares, only the vote of the senior holder who votes will be counted by the Company. Seniority is determined by the order in which the names of the joint holders appear in the Register of Members of the Company.

Option A	Bank	ERDF Position				Option 1 - ERDF taken from Cash at Bank			
		ERDF received 2007/13	Transferred to BLS	Bad Debt: ERDF element	ERDF to be used for future debt finance	Already transferred to BLS	Cash at Bank as at 30/06/2017	Minus ERDF for Future Debt Finance	Total Surplus Cash Available
Local Authority	Cash at Bank as at 30/06/2017								
Argyll & Bute	£155,213	£0	£26,439	£0	£0		£155,213	£0	£155,213
East Ayrshire	£1,068,236	£423,206	£124,263	£86,859	£212,084		£1,068,236	£212,084	£856,152
East Dunbartonshire	£82,541	£161,256	£97,824	£7,516	£55,916		£82,541	£55,916	£26,625
*East Renfrewshire	£153,938	£41,929	£34,371	£0	£7,558	£65,000	£153,938	£7,558	£81,380
Glasgow	£1,684,211	£1,550,493	£317,267	£195,663	£1,037,563		£1,684,211	£1,037,563	£646,648
Inverclyde	£197,859	£94,151	£42,302	£22,813	£29,036		£197,859	£29,036	£168,823
North Ayrshire	£986,883	£742,893	£211,512	£146,142	£385,239		£986,883	£385,239	£601,644
North Lanarkshire	£1,161,221	£764,727	£211,512	£117,915	£435,300		£1,161,221	£435,300	£725,921
Renfrewshire	£523,993	£376,981	£105,756	£54,727	£216,498		£523,993	£216,498	£307,495
South Ayrshire	£595,756	£363,907	£277,609	£34,822	£51,476		£595,756	£51,476	£544,280
South Lanarkshire	£1,316,713	£783,801	£211,512	£167,320	£404,969		£1,316,713	£404,969	£911,744
West Dunbartonshire	£222,015	£159,971	£105,756	£4,931	£49,284		£222,015	£49,284	£172,731
Total	£8,148,579	£5,463,315	£1,739,684	£838,708	£2,884,923	£65,000	£8,148,579	£2,884,923	£5,198,656

*East Renfrewshire has already agreed to transfer the sum of £65k from WSLF to BLS therefore demonstrating that all ERDF received has been utilised for future debt finance

NORTH AYRSHIRE COUNCIL

20 February 2018

Cabinet

Title: **Year of Young People (YoYP) 2018: North Ayrshire Council Strategic Group**

Purpose: To seek Cabinet's approval to set up the YoYP Strategic group and to seek approval for the membership and approach.

Recommendation: That Cabinet:
i) Approves the YoYP Strategic group; and
ii) Agrees to accept a future report in 2019 which will report on the legacy contribution made by the group to young people in North Ayrshire.

1. Executive Summary

- 1.1 As part of its themed years programme the Scottish Government has made 2018 the Year of Young People.

A global first, the Year of Young People 2018 will provide a platform to showcase the personalities, talents and achievements of Scotland's young people.

North Ayrshire has already created an events and activities steering group and now wishes to set up a Strategic Group which will identify and act on those issues that matter to young people in North Ayrshire, as an ongoing legacy of the Year of Young People.

2. Background

- 2.1 The Scottish Government's Year of Young People will give young people aged 8 to 26 new opportunities to influence decision making on issues affecting their lives and be involved in cultural and sporting opportunities across the country.

- 2.2 Young people have been involved in designing the programme, with more than 500 signed up to volunteer as Year of Young People 2018 Ambassadors. EventScotland will deliver a programme of events for all ages, and Young Scot, Children in Scotland, the Scottish Youth Parliament and YouthLink Scotland will lead youth participation and involvement in the Year.
- 2.3 North Ayrshire Council reaffirmed its commitment to young people in December 2017 with the official launch of its Year of Young People 2018 plan. It is based on the national themes: health and wellbeing, participation, culture, education, equality and discrimination and enterprise and regeneration.
- 2.4 The plan aims to inspire all ages through its young people (aged 8-26) by celebrating their achievements, valuing their contributions and creating new opportunities for them to shine. In North Ayrshire, this will be done through a year-long programme of events and activities that will give young people the opportunity to show what they are made of.
- 2.5 Activities include 'Joint Cabinet Live' which will bring together young people from all over North Ayrshire via a live video link, to interact with the Council's Cabinet Members on the issues faced by young people living in the area.
- 2.6 There's also a special YoYP Participatory Budgeting exercise that will see those aged 8-26 voting on projects, either organised by or for the benefit of young people, that they want to see happen during 2018. The winning bids will receive up to £1,000 to help deliver their project.
- 2.7 In March, Saltcoats will play host to the 65th sitting of the Scottish Youth Parliament. The annual event and national awards ceremony will be attended by people from across Scotland.
- 2.8 At the 7 December 2017 launch, the Council Leader announced plans to develop a YoYP Working Group, to be chaired by a young person and with an Elected Member as vice chair. The group will ensure that what matters the most to young people is discussed during the year, and that there is a real legacy left from the work that will be taking place.
- 2.9 North Ayrshire currently has 11 YoYP Ambassadors who have been selected to help raise awareness of the year and galvanise support from their peers.

2.10 Year of Young People Strategic Group

A terms of Reference has been created for the purposes of ensuring appropriate membership and functions of the YoYP Strategic Group:

2.10.1 Membership

The members shall be:-

- Six Councillors to be appointed by Cabinet who shall include the Portfolio Holder for Connected Communities (Councillor Louise McPhater); the Young Persons' Champion (Councillor Shaun Macaulay); the Vice Chair of the Integration Joint Board (Councillor Robert Foster); a representative from the SNP Group (Cllr Jean McClung); a representative from the Conservative Group (Cllr Angela Stephen); and a representative from the Independent Group (Cllr Donald L.Reid).
- Six young persons identified by the Head of Connected Communities, with links to each Locality of North Ayrshire.
- The Working Group may also agree to appoint additional members, to participate depending on the experience and subject matter of the issue to be examined. In particular, such participation by experience may include experience relating to children in care, the LGBTI community, YOYP Ambassadors or specific officers with particular specialist expertise.

The Group will be supported by four Council Officers, being Head of Connected Communities; the Community Empowerment Manager; the Senior Manager Intervention Services of the Health & Social Care Partnership; and the Head of Service (Inclusion).

2.10.2 Chair

The Chair of the Working Group shall be a young person chosen by the Working Group. The Vice-Chair will be the Portfolio Holder for Connected Communities.

2.10.3 Quorum

Four members of the Working Group will constitute a quorum, providing at least two Councillors and two young persons are present.

2.10.4 Delegated Powers

The Working Group does not have delegated powers, except for the delegated powers of the Council officers present. All other recommendations of the Working Group will be considered by Cabinet, the Health and Social Care Partnership (HSCP) or Community Planning Partnership (CPP) as appropriate.

2.10.5 Meetings and Lifespan of Committee

The Working Group will have time-limited lifespan from 1 January 2018 to 31 March 2019. The first meeting of the Working Group will be convened at a time and place to be determined by the Head of Connected Communities. The business of the first meeting shall be to agree a programme of work, based on the views of our young people. Thereafter the Working Group shall meet monthly at such place as may be agreed by the Group. Meetings in 2019 would be to agree and sign-off the end-of-life report.

The Chair or the Head of Connected Communities may convene Special Meetings if it appears to him/her that there are items of urgent business to be considered. Such Meetings will be held at a time, date and venue as determined by the Head of Connected Communities

2.10.6 Procedures for Dealing with Items of Business

The Agenda of items for consideration will be issued by electronic means to all members no later than two days (not including Saturday and Sunday) prior to the start of the meeting.

Every effort shall be made by members to ensure that as many decisions as possible are made by consensus. Only in the event that there is no consensus should a decision be taken by a vote. Participants by experience will have full voting rights only in relation to the item or items they are participating in.

2.10.7 Functions Referred

The Working Group shall have the following strategic functions:

- To take evidence on matters effecting children and young persons.
- To ascertain and consult upon themes of importance to children and young persons.
- To use such data to make recommendations on policy and strategy effecting children and young persons.
- To inform Council, HSCP, CPP and stakeholder policy and strategy in relation to children and young persons.
- To advise Council, the HSCP and CPP on matters and themes of importance to children and young persons in relation to their health and wellbeing and otherwise.
- To work closely with the Year of Young People Events and Activities Group, chaired by the Head of Connected Communities, to identify shared priorities and activities.

- To support and facilitate (but not organise) events to celebrate the Year of the Young People
- To produce an end-of-life report to Cabinet outlining themes and matters considered, along with any recommendations for future actions and/or policy development.

3. Proposals

- 3.1 It is proposed that Cabinet agrees the above Terms of Reference, including membership, as detailed at 2.10 above.
- 3.2 It is proposed that Cabinet agrees to receive a further report from the YoYP Strategic Group on the legacy contribution made by the group to young people after its termination in March 2019.

4. Implications

Financial:	There are no financial implications arising from this report
Human Resources:	There are no human resource issues arising from this report
Legal:	There are no legal implications arising from the report.
Equality:	There are no equality implications arising from the report.
Children and Young People:	There are no implications for Children and Young People associated with this report.
Environmental & Sustainability:	There are no environmental and sustainability implications arising from the report.
Key Priorities:	The proposal contributes to developing stronger communities.
Community Benefits:	There are no Community Benefit implications arising from the report.

5. Consultation

- 5.1 The YoYP approach is very inclusive and is founded on the views of young people. Elected members, young people and CPP partners attended the launch event and will be represented on the North Ayrshire YoYP working groups.



Karen Yeomans
Executive Director (Economy & Communities)

For further information please contact **Audrey Sutton, Head of Service (Connected Communities)** on **(01294) 324308**.

Background Papers

Nil.

NORTH AYRSHIRE COUNCIL
20 February 2018**Cabinet**

Title: **Award of a Framework Agreement for the Professional Consultancy Services Partnership – Civil Engineering**

Purpose: To advise Cabinet of the result of the tender exercise for the Framework Agreement for the Professional Services Partnership – Civil Engineering

Recommendation: Agree to approve the award of Framework Agreement to RPS Consulting Services Ltd

1. Executive Summary

- 1.1 North Ayrshire Council requires to establish a new Framework Agreement for the Civil Engineering Professional Services Partnership with one provider following recommendation as part of a Roads Service Review and approved by Cabinet on 24th November 2015.
- 1.2 In order to comply with the Council's Standing Orders Relating to Contracts and Contract Procedure Rules and Public Contracts (Scotland) Regulations 2015 (SSI 2015/446) (as amended) a formal tendering exercise was undertaken.
- 1.3 The Framework Term is for an initial period of 2 years with the option to extend annually for a further 2 years with the proposed award to RPS Consulting Services Ltd.

2. Background

- 2.1 A formal contract notice was advertised on 10th November 2017 under the Open procedure in the Official Journal of the European Union and Public Contracts Scotland Procurement Portal and the procurement exercise was carried out via the PCS-Tender E-Tendering System. The return date for the ITT was 18th December 2017 at 12 noon.
- 2.2 The contract notice attracted 47 expressions of interest from a range of potential suppliers of which 8 submitted a response to the Invitation to Tender.
- 2.3 The evaluation of tenders was undertaken using the following stated criteria: most economically advantageous tender using a price quality ratio of 50% Price / 50% Quality.

3. Proposals

3.1 It is proposed that the Framework Agreement is awarded to RPS Consulting Services Ltd.

4. Implications

Financial:	The total indicative value of the Framework Agreement is £1,604,000. A total budget of £2,200,000 is available for this requirement.
Human Resources:	None
Legal:	In order to comply with the Council's Standing Orders Relating to Contracts and Contract Procedure Rules, Public Contracts (Scotland) Regulations 2015, a formal tender exercise was advertised via the Public Contracts Scotland advertising portal.
Equality: Children and Young People:	None
Environmental & Sustainability:	The tender includes the requirement for the provider to undertake each work package in accordance with the relevant British and EU Standards, Statutory Regulation and Good Industry Practice.
Key Priorities:	This contributes to the Council Plan Priority 5: Protecting and enhancing the environment for future generations.
Community Benefits:	The successful tenderer will deliver a range of Community Benefits during the contract period including: Engagement and development with SME's and TSO's providing one to one support or a workshop in their area of expertise relevant to their sector; Assistance in delivering the Council's aspiration of one or more Supported Businesses are awarded work through this contract; and Support for a school project and community project agreed in conjunction with NAC.

5. Consultation

5.1 There was consultation with Roads throughout the tender process.



LAURA FRIEL
Executive Director (Finance and Corporate Support)

For further information please contact **Sharon Wallace (Category Manager)** on **01294 324024**.

Background Papers

Tender Outcome Report (NAC/2063)

NORTH AYRSHIRE COUNCIL

20 February 2018

Cabinet

Title: **Award of Contract - Tender for Interim Residual Waste Management Contract**

Purpose: To advise Cabinet of the outcome of the tender for Interim Residual Waste Management Services and to seek approval to award the contract to Barr Environmental Ltd.

Recommendation: That Cabinet (1) notes the outcome of the tender process and (2) agrees to the award of contract to Barr Environmental Ltd.

1. Executive Summary

- 1.1 North Ayrshire Council requires to establish a new interim residual waste contract to cover the period from 2 April 2018 up to migration to the Clyde Valley Residual Waste Partnership contract commencing on 1 December 2019.
- 1.2 In order to comply with the Council's Standing Orders Relating to Contracts and Contract Procedure Rules and Public Contracts (Scotland) Regulations 2015 a formal tender exercise was advertised via the Public Contracts Scotland advertising portal and OJEU.
- 1.3 It is proposed that the contract is awarded to Barr Environmental Ltd

2. Background

- 2.1 Residual waste is currently disposed of at the Council's landfill site at Shewalton, Irvine. The site is split into 5 cells which are constructed to receive waste and capped as each becomes full. Cells 1 to 4 are already full and have been capped. Cell 5 was constructed as three mini-cells, and the final available Cell 5C is currently receiving waste. The site will stop accepting residual waste for disposal on 30 March 2018, following which it will be necessary to restore the site in accordance with SEPA's regulatory requirements.
- 2.2. A 25-year residual waste (non-recyclable) treatment contract was previously procured by the Clyde Valley Residual Waste Partnership, where the Council worked with 4 other Councils to achieve better value for money. The new partnership contract will involve the waste being bulked up at the Council's waste transfer station, prior to being transported to a new Viridor Waste Management recycling facility in Bargeddie, North Lanarkshire, for primary processing.
- 2.3. From 1st December 2019, through the Clyde Valley Residual Waste Partnership contract, the Shewalton transfer station will be used as our main delivery point for residual (non-recyclable) waste. Viridor Waste Management will operate part of the facility to consolidate and transport the waste for further processing to recover recyclables, prior to thermally treating it to recover energy and heat, whilst producing renewable energy.

- 2.4. Prior to commencement of the Clyde Valley Residual Waste Partnership contract a short-term contract for the treatment, recovery and disposal of residual waste will need to be procured for commencement on 2 April 2018. The short-term contract will then operate until the Clyde Valley contract commences in 2019.
- 2.5 The interim arrangement to bridge the period required a tender above EU thresholds.
- 2.6 A Prior Information Notice was issued on 8th August 2017 to gauge market interest and a bidders' information day was subsequently held at Greenwood Conference Centre on 2nd October 2017.
- 2.7. A formal contract notice was advertised on 15th November 2017 under the Open procedure in the Official Journal of the European Union and Public Contracts Scotland and the procurement exercise was carried out via the PCS-Tender E-Tendering System.
- 2.8 The return time and date for completed Invitations to Tender was 18th December 2017.
- 2.9. The contract notice attracted fourteen expressions of interest from a range of potential suppliers of which three submitted Tender Submissions
- 2.10. Following the evaluation process the most economically advantageous tender was determined to be from Barr Environmental Ltd.

3. Proposals

- 3.1 It is proposed that the Cabinet agrees to Corporate Procurement and the service awarding the contract for interim residual waste management requirements to Barr Environmental Ltd at a maximum total cost of £5,218,102.70 for the period from 1 April 2018 until the Clyde Valley Residual Waste Partnership Contract commences in December 2019.

4. Implications

Financial:	<p>The estimated value of the Interim Residual Waste Management Contract for the maximum duration of the contract is £5,218,102.70.</p> <p>The Council will also directly incur additional estimated transport costs of £132,981.07 due to the location of the alternative delivery point (Southhook, Kilmarnock) proposed by Barr Environmental Ltd.</p> <p>Current Budget for 18/19 and 19/20 is £3,236,952 per annum giving a total budget of £6,473,904 over the 2 year period. The estimated cost of waste disposal during this period including both the interim contract and the Clyde Valley waste contract is £7,507,292. A budget pressure has been submitted, as part of the budget setting process, for the additional £1,033,388 cost.</p>
Human Resources:	<p>It is anticipated that one employee currently employed at the Council's landfill site operation may be impacted when the new arrangements are introduced.</p> <p>Barr have acknowledged their contract obligations relating to TUPE. Their HR department will engage with the Council when the contract is awarded and the employee would be integrated into the daily operation of the alternative delivery point based at Southhook, Kilmarnock.</p>

Legal:	Compliance with applicable Public Procurement Legislation.
Equality:	None
Children and Young People:	None
Environmental & Sustainability:	<p>The contract aligns with the Zero Waste Strategy and will have a positive impact upon the environment in the following ways:</p> <ul style="list-style-type: none"> • Reduction in the amount of waste disposed of at landfill; • Increase in recycling of materials reducing the need to access virgin materials; and • Creating renewable energy from waste, which will reduce the reliance on fossil fuels for producing energy. • The implementation of the Interim Residual Waste Management Contract will assist in the achievement of statutory targets in respect of recycling and landfill diversion.
Key Priorities:	Effective procurement practices support the Council Plan. The interim Residual Waste Management Contract supports the key priority - Protecting and enhancing the environment for future generations. The contract aligns with the Zero Waste Strategy 2018 - 2022
Community Benefits:	<p>The successful tenderer will deliver the following community benefits during the contract period:</p> <ul style="list-style-type: none"> • Support for a school project. • Support for a community project.

5. Consultation

5.1 A prior indicative notice (PIN) was published to consider developments in the marketplace and a market information and consultation session was held in Greenwood on Monday 2 October 2017 to discuss available options with interested parties.

5.2 The feedback received help to shape the strategy and the tender process.



Laura Friel
Executive Director (Finance & Corporate Support)

For further information please contact **Maurice McTeague** on **01294 324015**.

Background Papers

Appendix 1 – Tender Outcome Report