



FYLDE BOROUGH COUNCIL

Meeting Agenda

**Community Outlook Scrutiny Committee
Town Hall, Lytham St. Annes
Thursday 17 September 2009, 7:00pm**

The main doors to the Town Hall will be open to the public at 6:40pm

**The maximum capacity for this meeting room is 60 persons –
once this limit is reached no other person can be admitted.**

COMMUNITY OUTLOOK SCRUTINY COMMITTEE

MEMBERSHIP

CHAIRMAN - Councillor Kiran Mulholland

VICE-CHAIRMAN – Councillor Fabian Craig Wilson

Councillors

Brenda Ackers

Richard Fulford-Brown

Craig Halewood

John Singleton

Howard Henshaw

Louis Rigby

Peter Collins

Contact: Annie Womack, St. Annes (01253) 658423, Email:
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Our Vision

To establish Fylde Borough Council as a high performing local authority

Our Corporate Objectives

To improve the economic, social and environmental well-being of our communities through:

- The promotion and enhancement of the natural built environment
- Increasing the availability and access to good quality housing for all
- Maintaining healthy and safe communities to reduce the fear of crime
- Supporting and sustaining a strong and diverse Fylde coast economy to further enhance employment prospects

We will achieve this by:

Focusing on customer requirements
Clear community and organisational leadership
Delivering high quality, cost-effective services
Partnership working



A G E N D A

PUBLIC PLATFORM	
<i>To hear representations from members of the public in accordance with Committee procedure rules</i>	
<u>PART I - MATTERS DELEGATED TO COMMITTEE</u>	
ITEM	PAGE
1. DECLARATIONS OF INTEREST: <i>if a member requires advice on declarations of interest he/she is advised to contact the Monitoring Officer in advance of the meeting. (for the assistance of members an extract from the councils code of conduct is attached).</i>	4
2. CONFIRMATION OF MINUTES: <i>To confirm as a correct record the minutes of the community outlook scrutiny committee held on 16 July 2009 as attached at the end of the agenda.</i>	4
3. SUBSTITUTE MEMBERS: <i>details of any substitute members notified in accordance with council procedure rule 26.3</i>	4
4. TRANSFORMING COMMUNITY SERVICES – PRESENTATION	7 – 16
5. REVIEW OF CAR PARKING CHARGES	17 – 22
6. DOG FOULING – TASK AND FINISH REVIEW	23 – 27

Personal interests

8.—(1) You have a personal interest in any business of your authority where either—

(a) it relates to or is likely to affect—

- (i) any body of which you are a member or in a position of general control or management and to which you are appointed or nominated by your authority;
- (ii) any body—
 - (aa) exercising functions of a public nature;
 - (bb) directed to charitable purposes; or
 - (cc) one of whose principal purposes includes the influence of public opinion or policy (including any political party or trade union),

of which you are a member or in a position of general control or management;

- (i) any employment or business carried on by you;
 - (ii) any person or body who employs or has appointed you;
 - (iii) any person or body, other than a relevant authority, who has made a payment to you in respect of your election or any expenses incurred by you in carrying out your duties;
 - (iv) any person or body who has a place of business or land in your authority's area, and in whom you have a beneficial interest in a class of securities of that person or body that exceeds the nominal value of £25,000 or one hundredth of the total issued share capital (whichever is the lower);
 - (v) any contract for goods, services or works made between your authority and you or a firm in which you are a partner, a company of which you are a remunerated director, or a person or body of the description specified in paragraph (vi);
 - (vi) the interests of any person from whom you have received a gift or hospitality with an estimated value of at least £25;
 - (vii) any land in your authority's area in which you have a beneficial interest;
 - (viii) any land where the landlord is your authority and you are, or a firm in which you are a partner, a company of which you are a remunerated director, or a person or body of the description specified in paragraph (vi) is, the tenant;
 - (ix) any land in the authority's area for which you have a licence (alone or jointly with others) to occupy for 28 days or longer; or
- (b) a decision in relation to that business might reasonably be regarded as affecting your well-being or financial position or the well-being or financial position of a relevant person to a greater extent than the majority of other council tax payers, ratepayers or inhabitants of the ward, as the case may be, affected by the decision;

(2) In sub-paragraph (1)(b), a relevant person is—

- (a) a member of your family or any person with whom you have a close association; or
- (b) any person or body who employs or has appointed such persons, any firm in which they are a partner, or any company of which they are directors;
- (c) any person or body in whom such persons have a beneficial interest in a class of securities exceeding the nominal value of £25,000; or
- (d) any body of a type described in sub-paragraph (1)(a)(i) or (ii).

Disclosure of personal interests

9.—(1) Subject to sub-paragraphs (2) to (7), where you have a personal interest in any business of your authority and you attend a meeting of your authority at which the business is considered, you must disclose to that meeting the existence and nature of that interest at the commencement of that consideration, or when the interest becomes apparent.

- (2) Where you have a personal interest in any business of your authority which relates to or is likely to affect a person described in paragraph 8(1)(a)(i) or 8(1)(a)(ii)(aa), you need only disclose to the meeting the existence and nature of that interest when you address the meeting on that business.
- (3) Where you have a personal interest in any business of the authority of the type mentioned in paragraph 8(1)(a)(viii), you need not disclose the nature or existence of that interest to the meeting if the interest was registered more than three years before the date of the meeting.
- (4) Sub-paragraph (1) only applies where you are aware or ought reasonably to be aware of the existence of the personal interest.

- (5) Where you have a personal interest but, by virtue of paragraph 14, sensitive information relating to it is not registered in your authority's register of members' interests, you must indicate to the meeting that you have a personal interest, but need not disclose the sensitive information to the meeting.
- (6) Subject to paragraph 12(1)(b), where you have a personal interest in any business of your authority and you have made an executive decision in relation to that business, you must ensure that any written statement of that decision records the existence and nature of that interest.
- (7) In this paragraph, "executive decision" is to be construed in accordance with any regulations made by the Secretary of State under section 22 of the Local Government Act 2000(d).

Prejudicial interest generally

- 10.—**(1) Subject to sub-paragraph (2), where you have a personal interest in any business of your authority you also have a prejudicial interest in that business where the interest is one which a member of the public with knowledge of the relevant facts would reasonably regard as so significant that it is likely to prejudice your judgement of the public interest.
- (2) You do not have a prejudicial interest in any business of the authority where that business—
- (a) does not affect your financial position or the financial position of a person or body described in paragraph 8;
 - (b) does not relate to the determining of any approval, consent, licence, permission or registration in relation to you or any person or body described in paragraph 8; or
 - (c) relates to the functions of your authority in respect of—
 - (i) housing, where you are a tenant of your authority provided that those functions do not relate particularly to your tenancy or lease;
 - (ii) school meals or school transport and travelling expenses, where you are a parent or guardian of a child in full time education, or are a parent governor of a school, unless it relates particularly to the school which the child attends;
 - (iii) statutory sick pay under Part XI of the Social Security Contributions and Benefits Act 1992, where you are in receipt of, or are entitled to the receipt of, such pay;
 - (iv) an allowance, payment or indemnity given to members;
 - (v) any ceremonial honour given to members; and
 - (vi) setting council tax or a precept under the Local Government Finance Act 1992.

Prejudicial interests arising in relation to overview and scrutiny committees

- 11.—** You also have a prejudicial interest in any business before an overview and scrutiny committee of your authority (or of a sub-committee of such a committee) where—
- (a) that business relates to a decision made (whether implemented or not) or action taken by your authority's executive or another of your authority's committees, sub-committees, joint committees or joint sub-committees; and
 - (b) at the time the decision was made or action was taken, you were a member of the executive, committee, sub-committee, joint committee or joint sub-committee mentioned in paragraph (a) and you were present when that decision was made or action was taken.

Effect of prejudicial interests on participation

- 12.—**(1) Subject to sub-paragraph (2), where you have a prejudicial interest in any business of your authority—
- (a) you must withdraw from the room or chamber where a meeting considering the business is being held—
 - (i) in a case where sub-paragraph (2) applies, immediately after making representations, answering questions or giving evidence;
 - (ii) in any other case, whenever it becomes apparent that the business is being considered at that meeting;
 unless you have obtained a dispensation from your authority's standards committee;
 - (b) you must not exercise executive functions in relation to that business; and
 - (c) you must not seek improperly to influence a decision about that business.
- (2) Where you have a prejudicial interest in any business of your authority, you may attend a meeting (including a meeting of the overview and scrutiny committee of your authority or of a sub-committee of such a committee) but only for the purpose of making representations, answering questions or giving evidence relating to the business, provided that the public are also allowed to attend the meeting for the same purpose, whether under a statutory right or otherwise.

REPORT



REPORT OF	MEETING	DATE	ITEM NO
GOVERNANCE AND PARTNERSHIPS - SCRUTINY	COMMUNITY OUTLOOK SCRUTINY COMMITTEE	17 SEPT 2009	4

TRANSFORMING COMMUNITY SERVICES - PRESENTATION

Public Item

This item is for consideration in the public part of the meeting.

Summary

NHS North Lancs is currently consulting with LCC and the District Councils regarding the Transforming Community Services proposals.

Mr Kevin McGee, Director of Commissioning and Performance Management (NHS North Lancs) will attend the meeting to give a presentation to the committee.

Recommendations

- 1) That members note the information about the Transforming Community Services strategy
- 2) That members make any recommendations that they may feel appropriate

Cabinet Portfolio

The item falls within the following Cabinet portfolio:

Social Wellbeing: Councillor Cheryl Little

Report

A briefing paper is attached at Appendix 1, which outlines for members the essentials of the Transforming Community Services (TCS) programme, which is central to delivering the vision for Primary and Community Care set out in the NHS Next Stage Review.

The paper discusses the key elements, including the proposal for the development of a quality framework, service improvement drivers, and an overview of the organisational needs.

There are also key milestones to note, an overview of the governance arrangements, and suggested service areas to be covered.

The paper also includes a number of FAQs which members may find useful.

Mr Kevin McGee, Director of Commissioning and Performance Management (NHS North Lancs) will present and explain the Transforming Community Service agenda, and will welcome comments and recommendations from the committee.

IMPLICATIONS	
Finance	None arising directly from this report
Legal	None arising directly from this report
Community Safety	None arising directly from this report
Human Rights and Equalities	None arising directly from this report
Sustainability	None arising directly from this report
Health & Safety and Risk Management	None arising directly from this report

Report Author	Tel	Date	Doc ID
Annie Womack	(01253) 658423	9 Sept 2009	1.0 Transforming Community Services

List of Background Papers		
Name of document	Date	Where available for inspection

Attached documents

Appendix 1 – Briefing Paper – Transforming Community Services

TRANSFORMING COMMUNITY SERVICES

BRIEFING PAPER

1. Background

The Transforming Community Services (TCS) programme is central to delivering the vision for Primary and Community Care set out in the NHS Next Stage Review. The Department of Health (DH) published the document Transforming Community Services which provides guidance on developing Community Services (Provider Services) and the range of future potential organisational models for delivering these services. Whilst this guidance is innovative and extensive in context there is still no clear direction on how to achieve these.

There is no “national blueprint”. Decisions will need to be taken locally by PCT Boards, as the responsible statutory authorities, with decisions and supporting processes being assured by the Strategic Health Authority (SHAs). Guiding decision making principles will underpin the required transformational change. In response to the DH document the SHA has established a number of regional groups and networks to support the dissemination and collation of intelligence and supporting information.

Three key elements feature in the TCS programme of change:

1. The development of a Quality Framework for community services, giving a high priority to enabling the transformation of clinical practice by disseminating best practice and investing in developing clinical and leadership skills.
2. In parallel, work is ongoing to transform the commissioning of community services through World Class Commissioning (WCC) and by providing commissioners with the tools they need to drive service improvement – a new standard contract, guidance on costing and pricing, contestability and procurement, information and metrics. This will improve NHS business processes and support the development and implementation of WCC and the TCS Programme. New currencies and better pricing are key to transforming community services, enabling commissioners to incentivise improvements in quality and value. Currently, around 90% of community services are funded on block contracts.
3. The final piece of this jigsaw is the need to ensure that the organisations providing the community services are fit for purpose. Organisations are needed which enable and empower front line staff to innovate and free up their time to care for patients. Linked with the WCC competencies and the quality framework specific organisation forms will be developed to support the TCS programme. This may include the establishment of PCT based social enterprise and foundation trust bodies.
4. A fit for purpose estates strategy linked to the TCS programme for 2009 to 2015.

There are a number of key milestones that are linked to the Transforming Community Services programme as established by the SHA. These are:-

- By April 2009 – all direct Provider organisations will have moved into a contractual relationship with the commissioning function of the PCT utilising the National Community Contract Model and ensuring sufficient separation of roles within the PCT to avoid direct conflicts of interest.
- From April 2009 – PCT's should be developing and sharing community strategies for Community Services that will inform the development of organisational options.
- By July 3rd 2009 - PCTs need to submit the following documents in draft form:
 - Five year Community Services Commissioning Strategy
 - PCT Contestability Strategy
 - PCT Procurement Strategy
 - A description of market management of Community Services (including Strategic Sourcing and Health Market Analysis).
- By October 2009 – PCTs (as commissioners) and practice based commissioners will have jointly developed (for agreement with the SHA) a plan for transforming community services, priorities for improvement and service development, what they propose to do to enhance patient choice and introduce sufficient competition to drive up service quality and value for money. PCTs (as providers) having reviewed the PCT commissioning strategy will have considered their options for the most appropriate organisational forms that best suit local need and circumstances. They will also need to decide whether or not to declare an interest in establishing a social enterprise or Community Foundation Trust for any service.
- From October 2009 – PCT Commissioners will have completed their service reviews and market analysis of Community Services and published the Procurement plan for Community Service as part of the five year strategic commissioning plan. PCT's will have agreed with the SHA their plans for Provider Services with the SHA and will commence a 12 month transitional period during which the new organisational arrangements will be established.
- No later than 2010 – PCTs will have agreed with their SHAs a clear and realistic strategy for the future of the community estate.

2. Governance Arrangements

National Programme Board

To take this programme forward the DH has established a Programme Board to steer work on the Transforming Community Services Programme. This National Board has published and will continue to publish during 2009 Guidance documents.

NHS North West Regional Programme Board

To over see this programme of change NHS North West has established a TCS Programme Board. The role of the board is to enable and assure the process of change and system management and in particular approve the decision of PCTs Boards as to the future organisational forms of providers. The board is also leading work in a number of areas which have been selected to assist PCTs with regard to the transformational process. The key areas the Board is focussed on are;

- Commissioning, contracts, contestability and procurement
- Assurance and pricing mechanisms
- Organisation & service development
- Clinical strategy and innovation
- Infrastructure

NHS North Lancashire

A core programme group has been established. This group reports to a newly formed TCS Programme Steering Group which report to the Organisational Management Executive Committee (OMEC) of the PCT.

3. Key Stages of the TCS Programme

Stages	Aims	Objectives
Prioritise need	Develop a clear view of need	Scanning, analysis, prioritisation
Plan	Define approach and governance plus key milestones	Project plan and resource allocation
Review current state	Understand current pathways – clinical and financial.	Best practice, design and model pathways
Design future state	Design future pathways – clinical and financial with stakeholders	Best practice – initial design – pathway model
Implement service change	Implementation plan, review current commissioning & identify supply and procurement strategy	Identify approach – plan and implement procurement
Transition and monitor	Transition – monitor and track with corrective action.	Transition- monitor and review

The PCT has developed a TCS Action plan which sets out the greater detail.

4. The service areas suggested by SHA consideration:

- Promoting Health and Well Being and Reducing Inequalities
- Services for Children and Families
- Acute Services Closer to Home
- Rehabilitation and Long Term Neurological Conditions
- Long Term Conditions
- End of Life Care
- Mental Health

Which include:

- | | |
|--|---------------------------------------|
| Assessment services | Palliative Care Family Support |
| Intermediate Care | Community Dental Service |
| Unscheduled Care | Physiotherapy Adult |
| Scheduled care | Community Rehabilitation Team |
| Looked After Children | Physiotherapy Children |
| Child Development/Assessment | Continence Service |
| Paediatric Medical Services | Podiatry/Chiropody |
| Child & Family Health Services | COPD Specialist Nursing |
| Audiology – Outpatients | School Nursing/Special School Nursing |
| Learning Disabilities | Diabetes |
| Community Children’s Nursing Team | Sexual Health/GUM/Chlamydia Dietetics |
| Speech Therapy Health Visitors | Specialist Nursing District Nursing |
| TB Homeless/Asylum seekers services | Tissue Viability/wound care |
| Occupational Therapy Children’s services | Mental Health services |

5. Supporting developments

- Currency and pricing options for community services
- Community NHS contract Integration
- Framing the contribution of allied health professionals
- Enabling new patterns of provision

6. Information requirements

- Present referral levels
- Present OPD follow up levels
- Budgets broken down by
 - Practice
 - Speciality
 - Point of delivery

7. Frequently Asked Questions

1. Is this a further attempt to mandate divestment of PCT Provider Services?

No. Following service reviews and local needs assessments, PCTs, in consultation with their clinicians and staff, their partners and the public will decide how community services in their location should best be provided. This is all about commissioning higher quality services, and PCT Boards will decide on the continued direct provision of services by the PCT provider arm, but only after a rigorous process that will ensure that this is the best option for the local population.

2. Does in-house provision remain an option for PCTs ?

Yes. In-house provision remains an option for PCTs, but the appropriate financial and governance arrangements must be in place in order to treat the in-house provider like any other provider. To ensure that this happens, the Operating Framework 2009/10 sets out an expectation that, by April 2009, PCTs should ensure that their operational provider services are fit for purpose and able to perform effectively alongside all other providers.

3. How do PCTs go about setting up appropriate arrangements to ensure separation of their commissioning and provider functions?

SHAs are supporting their PCTs to achieve separation, and they are going about it in different ways. We are issuing national guidance to help SHAs manage the process with their PCTs. The Enabling patterns of provision guidance will help PCTs then to make the right decisions for their populations about future arrangements for the provision of community services, once separation has been achieved.

4. The introduction of different organisational models is privatisation by the back door.

Certainly not. The Government is committed to the core NHS value of free treatment at the point of delivery, based on clinical need, irrespective of who provides the services. We expect that most PCTs will choose to retain a significant amount of service provision from NHS organisations, sometimes in partnerships with local authorities or the third sector. And NHS staff, who understand best the needs of their

patients, now have the right to request their setting up of a social enterprise for particular services. Any organisations that PCTs commission from, whether existing or new, NHS or otherwise, will have to go through the same assurance processes and fulfil the conditions of the NHS Contract.

5. Are you recommending particular solutions to PCTs?

No. The Enabling patterns of provision guidance will help PCTs as commissioners and as providers to go through a series of steps to enable the PCT Board to decide what will be the best models of delivery for its population. The guidance states no preferences, nor does it evaluate different models other than provide information on legal and governance matters.

6. What will happen if the PCT provider organisation performs badly?

A new NHS performance regime comes into effect for PCT provider services in April 2009, to secure sustainable, high quality provision of services for the local community and to protect public assets (NHS land and buildings).

This will improve the performance management of providers of healthcare through identifying underperformance, supporting recovery and managing failure. Where significant underperformance is not addressed through routine performance management, and attempts at recovery are unsuccessful, we will publicly designate organisations as 'Challenged'. 'Challenged' PCTs will be subject to intervention on behalf of the NHS Chief Executive, initially aimed at supporting recovery. Where a 'Challenged' PCT fails to demonstrate recovery within a reasonable timeframe the NHS Chief Executive will have the option of triggering a new transparent and rules-based regime for unsustainable providers.

7. How will the process enable further integration between health and social care?

We want patients who receive both health and social care services to do so in a seamless way, with the best possible co-operation between NHS and social care providers. By following the process set out in the guidance, PCTs will examine what arrangements will best serve the integration of health and social care, and enable this to happen in the most effective way possible.

8. How does this affect current partnership arrangements with Local Authorities or the possibility of such arrangements in the future?

Local Authorities and the NHS bodies have wide ranging powers to enter into partnerships with each other and to manage each other's functions or services including joint staff teams on a day to day basis. The recent White Papers emphasise the need for more and more joint working.

Key initiatives such as for Intermediate Care, Mental Health, and Equipment plus services for Children and Older People have in the past led to several billion pounds savings between the two organisations now dedicated to formal partnerships underwritten by local written agreements.

PCT providers will continue to be able to integrate service with Local Authorities under the NHS Act 2006 delegation arrangements and for pooled budgets so long as they remain NHS bodies.

Where PCT provider services might leave the NHS family eg for Social Enterprise models, the PCTs will need to undertake a weighted benefits appraisal in order to consider implications for any existing partnership arrangements or the possibility for partnerships of this kind in the future.

This whole approach will be guided strongly by the views of local communities, existing users and the LA Overview and Scrutiny process plus its local service departments such as Social Services, in the context of achieving improvements against the Jointly Agreed Strategic Needs Assessment and our National Service Frameworks (NSFs). This will be an important consideration for local PCT Boards as a part of the Options appraisal exercise.

Guidance and support upon partnership options will continue to be available from the DH Integrated Care Network.

9. How are staff potentially affected by new patterns of provision?

Decisions on the future provision of high quality community services locally need the involvement of clinicians and staff and their trades unions. The guidance stresses the importance of good employment practices throughout the process. One example of ways in which staff might be affected is that a group of staff may decide to request to set up a social enterprise for a service that they think they can deliver to a higher standard in that way. In this way, staff are being empowered to take the lead in providing higher quality services for patients.

10. Isn't this going to pull funding from patient services to increased management of services?

For PCTs, separating out the provider and commissioning functions will provide the necessary focus to concentrate on the delivery and provision of community services. This type of focus should ensure that provider boards are managing services on daily basis, understanding costs and volume and therefore identifying how efficiencies can be gained in any areas.

11. What is the role of SHAs?

The role of the SHA is to support the PCTs in the decision making process on how community services should be provided and take an active role in agreeing PCTs' plans. The guidance provides help to SHAs to ensure that PCTs are working within the rules for cooperation and competition and for procurement, along with good World Class Commissioning practices.

12. What is the NHS Pension entitlement for staff in a Social Enterprise established after the Right to Request has been used?

Any member of staff who is transferred compulsorily from the PCT, will be able to retain their membership of the NHS Pension Scheme - the Social Enterprise will need to apply to NHS Pensions who will then make arrangements for the granting of a Secretary of State's Direction.

It would be for the Social Enterprise to source an appropriate pension scheme for any new recruits having regard to the requirements of the Cabinet Office Code on Workforce Matters (copy attached). The Department is looking at how we can support organisations to develop alternative reward packages particularly for newly formed organisations and those in the Social Enterprise and voluntary sector.

However, the Department would not be recommending one approach or one product over another.

Carole Sharrock
2nd April 2009

John Butterworth

REPORT

REPORT OF	MEETING	DATE	ITEM NO
DIRECTOR OF STRATEGIC DEVELOPMENT SERVICES	COMMUNITY OUTLOOK SCRUTINY COMMITTEE	17 SEPTEMBER 2009	5

REVIEW OF CAR PARK TARIFFS

Public Item

This item is for consideration in the public part of the meeting

Summary

The report presents a review of the current car parking charges and seeks a recommendation from Scrutiny to Cabinet on whether charges should be increased or kept the same for 2010/11, whether a Christmas tariff should be introduced from 2010/11 and whether a permit scheme should be introduced for new residents of North Clifton Street on Pleasant Street car park.

Recommendation

1. That members recommend to Cabinet whether or not car parking tariffs increase in 2010/11 in line with current forecasts in the medium term financial strategy.
2. That members recommend to Cabinet whether consideration is given to reducing the car park tariffs for Christmas 2010, during the budget setting process for the financial year 2010/11.
3. That members recommend to Cabinet the introduction of a new Residents Permit for Pleasant Street car park for new residents of North Clifton Street at £225 per annum.

Alternative options considered and rejected

1 and 2 above do not specifically recommend a course of action other than consideration of the issues. As a consequence all options are open for further consideration and none are rejected.

With regard to 3 above; a lower priced permit would not maximise income opportunities and a higher one may dissuade take up.

Cabinet Portfolio

The item falls within the following Cabinet portfolio:

Environmental Wellbeing - Councillor David Eaves

Report

Car Park Tariffs

The Council operates 11 pay and display car parks, listed at Appendix A with their current tariffs and permit charges.

The car park tariffs were increased in April 2008, however, our parking tariffs are still quite high when compared to our neighbouring local authorities Blackpool, Wyre, Preston and Lancaster.

Typical charges from neighbouring authorities:

Short Stay	Blackpool	Lancaster	Preston	Wyre	Fylde
Up to 1 hour	£1.30	£1.00	n/a	n/a	£1.20
Up to 2 hours	£2.30	£1.60	£2.20	£1.10	£2.30
Up to 3 hours	£3.40	£2.40	£3.20	n/a	£3.60

Long Stay	Blackpool	Lancaster	Preston	Wyre	Fylde
Up to 2 hours	£1.50	£1.00 (1 hour)	£1.50	£1.10	£1.80
Up to 3 hours	£2.70	£2.20	£2.20	n/a	£2.30
Up to 4 hours	£3.00		£3.10	£1.60	£2.80
All day	£7.00	£3.20	£2.70	£2.40	£3.80

In order to maintain our competitiveness with our neighbouring boroughs it is recommended that the car park tariffs do not increase for another 12 months. However the medium term financial strategy has certain assumptions around future increases in fees and charges which is discussed below.

Reduced Tariffs at Christmas

The Community Outlook Scrutiny Task and Finish Group carried out a review of the Car Park Strategy and reported their findings on 14 May 2009. The Group and the Chambers of Trade and Commerce have asked the consideration be given for the implementation of

a Christmas parking tariff concession on an annual basis and for this to be built in to the council's budget. This has been reflected in the Car Park Strategy for early attention.

It is recommended that consideration to this request is given when the budget is set for the Financial Year 2010/11, as the budget for this current financial year had already been set at the time the Task and Finish Group's report was published.

New Residents Permits for Pleasant Street car park

North Clifton Street adjacent to Pleasant Street car park used to be an unrestricted street until Lancashire County Council introduced a No Waiting at any time restriction along its entire length in 1997. Therefore, existing residents of North Clifton Street were given Resident Permits for to park on Pleasant Street car park at a nominal fee of £10.00.

However, new residents moving in to North Clifton Street are not eligible for these permits on the grounds that when they moved in to the area they should be aware of the parking restrictions that are in place. All residents of North Clifton Street are eligible for an on-street parking permit that enables them to park in the on-street residents permit zone in Lytham.

However, some new residents of North Clifton Street have approached the Council asking for a residents permit to park on Pleasant Street car park. This item was discussed by the Community Outlook Task and Finish Group during their review of the Car Park Strategy earlier this year and their recommendation was to allow new residents on North Clifton Street to purchase a New Residents Parking Permit for Pleasant Street car park for a fee of £225.

There is spare capacity on this car park, however, the number of permits available to all residents of North Clifton Street will be restricted 20 in total. These will be issued on a first come first served basis and will be renewed annually. A waiting list will be established and when a resident vacates a property the permit will be surrendered to the Council and shall not passed to the new occupant, but will be offered to the next person on the waiting list.

Financial Implications

The Council's financial forecasts include an annual inflationary rise on all fees & charges. The current forecasts include an annual rise of 2.5% which remains in line with central government inflation forecasts. If these recommendations are put forward to Cabinet as a budget consideration for 2010/11 then dependant on the forecast position alternative savings or increased charges may need to be found from elsewhere in the Council's budget, to the value of the annual inflationary increase.

If there is a loss of forecasted income during the Christmas 2010 period again alternative savings (or increased charges elsewhere) need to be found.

Risk

There are significant financial risks if fees are not increased in line with the MTFs. However members need to balance this with the impact on visitor numbers and spend in the borough's town centres.

IMPLICATIONS

Finance	The financial implications of whether to change the car parking tariffs will be considered by Cabinet at the time of the budget setting process
Legal	There are no legal implications
Community Safety	There are no legal implications
Human Rights and Equalities	There are no implications
Sustainability	There are no implications
Health & Safety and Risk Management	There are no implications

Report Author	Tel	Date	Doc ID
Eugene Leal eugenel@fylde.gov.uk	(01253) 658641	8 Sep 2009	

List of Background Papers

Name of document	Date	Location
OFF STREET PARKING ORDER	VARIOUS	LEGAL SERVICES/TECHNICAL SERVICES OFFICE
TARIFF	VARIOUS	TECHNICAL SERVICES OFFICES

Appendix A: Fylde Borough Council Pay and Display Car Parks, Tariffs and Permit Charges.

Car Park	Hours of Operation	Tariff
Pleasant Street, Lytham	All days 9.00am to 6.00pm Up to 1 hr 1 – 2 hrs 2 – 3 hrs 3 – 5 hrs 5 – 7 hrs 7 – 9hrs At any other times Business Permit	 £1.20 £2.30 £3.60 £5.80 £7.80 £9.80 Free £325
St Annes Swimming Pool, St Annes North Promenade, Lytham St Annes Fairhaven Road, Lytham St Annes St Pauls Avenue, Lytham St Annes Stanner Bank, Lytham St Annes Lytham Green, Lytham (Car parks opposite Dicconson Terrace and Bath Street) Town Hall, St Annes Public Offices, St Annes	All days 9.00am to 6.00pm Up to 2hrs 2 –3hrs 3 – 4hrs Over 4hrs At any other times	 £1.80 £2.30 £2.80 £3.80 Free
Lytham Station, Lytham	All days 9.00am to 6.00pm Up to 2hrs 2 – 4hrs Over 4hrs Permit	 £1.20 £1.80 £2.40 £150

Wood Street, Lytham St Annes St Annes Square, St Annes	All days 9.00am to 6.00pm Up to 1 hr 1 – 2 hrs 2 – 3 hrs At any other times	£1.20 £2.30 £3.60 Free
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REPORT



REPORT OF	MEETING	DATE	ITEM NO
THE TASK AND FINISH GROUP – GOVERNANCE AND PARTNERSHIPS	COMMUNITY OUTLOOK SCRUTINY COMMITTEE	17 SEPTEMBER 2009	6

DOG FOULING – TASK AND FINISH REVIEW

Public Item

This item is for consideration in the public part of the meeting

Summary

A request for scrutiny was submitted to the Scrutiny Management Board in March 2009 regarding the topic of dog fouling, and in particular how it was enforced. It was decided to appoint a Task and Finish Group to investigate and to seek to establish tangible outcomes. This report details the work and conclusions of the Group.

Recommendations

1. That Cabinet should consider the purchase of identified equipment which will support existing and future Dog Warden/Enforcement staff.
2. That the council adopts a co-ordinated approach to reduce dog-fouling by the introduction of Dog Control Orders under the Cleaner Neighbourhoods and Environment Act, alongside recognised promotional campaigns.
3. That a dedicated Enforcement Officer be appointed at the earliest opportunity.
4. That responsible officers should improve publicity and undertake public consultation with regards to the Cleaner Neighbourhoods and Environment Act.
5. That the council should install additional signage, and improve existing signage in key areas, especially along the promenade and on the approach to beaches and open spaces so that public are aware of restrictions and penalties.

6. That the Litter Bin/Dog Bin replacement programme is implemented as soon as possible through the use of efficiency and service savings.
7. That Cabinet endorse the proposal to draw up a timetable of, and allocate resources to, the renewal of Dog Fouling & Dogs on Lead signs on lamp posts.

Alternative options considered and rejected

Not applicable, as this is the report of a Task and Finish Group

Cabinet Portfolio

The item falls within the following Cabinet portfolio:

Environmental Wellbeing - Councillor David Eaves

Report

Background

1. In March 2009, the Scrutiny Management Board received a Request for Scrutiny from Cllr Tony Ford, regarding dog fouling issues, as a result of bad press publicity and complaints from residents. He asked for the matter to be looked at in more detail.
2. The request covered several points including that there was a public perception that insufficient enforcement was being undertaken - the number of complaints from residents has remained at the same high level for two consecutive years. There were also points raised around the effectiveness/workability of the existing dog bins, insufficient bins and the frequency with which they were emptied.
3. It was additionally noted that the level of dog-fouling may prevent the council from gaining awards such as Green Flag, Quality Coast Award, Classic Resort Status in the future.
4. The Scrutiny Management Board considered and scored the request and came to the conclusion that this was a high priority issue which merited that the matter should go straight to a Task and Finish Group which would ultimately report to the Community Outlook Scrutiny Committee.

Report

5. The Group consulted with a range of officers who have concerns and responsibilities regarding the subject of control of dogs. The issues surrounding Dog Control Orders, and in what ways they differ from the old byelaws was explained to the Group.

A consultation exercise is underway in respect of Dog Control Orders, which form part of the Cleaner Neighbourhoods and Environment Act.

6. Evidence collected by the Task & Finish Group from various sources indicated: -

Prosecutions

7. There have only been a very small number of prosecutions. Fylde Borough Council staff have to spend a disproportionate amount of time on paperwork/administration before the matter can go to court. Cases going through the Magistrates' Court see the fines accruing to the court system and Fylde Borough Council makes no financial gain.
8. The use of Fixed Penalty Notices (FPNs) arising from the introduction of Dog Control Orders would see income from fines coming back to the council to fund further enforcement and service provision, and is therefore to be encouraged.

Staffing

9. The Dog Warden Service is responsible for enforcing all aspects of the Dangerous Dogs Act, Dog Fouling and Land Act and the Control of Dogs on Roads Order. In addition they have to enforce the Freckleton Dogs on Leads area, the Dog Exclusion Zone and all bye-laws within the borough, together with the collection and detention of any stray dog and transportation to the official pound in Poulton.
10. Currently there are two dog wardens working a total of just 48 hours per week. The staff work Monday to Friday. Paid overtime is not an option under the present budget constraints. Therefore, any extra hours worked at weekends and Bank Holidays have to be taken as TOIL during weekday hours, which affects the overall availability of the wardens and the viability of the service.

There are insufficient staff to patrol the borough, to undertake effective enforcement under present bye-laws and to do the job effectively.

11. Four other Fylde Borough Council officers are authorised to issue FPNs. In addition, twenty-four Police and Community Support Officers (PCSOs) are authorised to issue Penalty Notices but with the exception of one FBC officer, no other tickets have been issued. A lack of remuneration and a range of administrative reasons regarding authorisations are cited. The committee may wish to consider whether they also want to formulate a recommendation which would encourage PCSOs to use their powers to assist in enforcement.
12. The LSP Community Warden has just taken up his post and will have the powers to issue Fixed Penalties for Dog Fouling.
13. In the view of the Task and Finish Group, there is a need for improved reporting and monitoring, and a review of roles and titles. It seems that a lack of clear lines of responsibility prevents more effective work being undertaken to enforce penalties against dog fouling.

Resources

14. Existing staff do not have appropriate equipment (i.e. video & digital still cameras, binoculars, PDAs) to enable them to quickly and efficiently collect evidence to support prosecutions.
15. Money spent on cleaning up dog mess could be better spent on providing services for local people if only more dog owners acted responsibly and cleaned up after their pets. More pro-active and high-profile enforcement would act as a deterrent.

Dog Bins

16. Currently FBC has approximately 200 dedicated dog waste bins and 600 litter bins. New waste collection arrangements from 2010 mean that in order to provide an affordable and effective service, waste (ordinary litter and dog waste) will have to be mixed. In this way the council can avoid the costly recycling of waste from dedicated dog waste bins.

Therefore the intention is that dog waste bins will be phased out and replaced by litter bins. This will increase the number of litter bins available overall by about 200.

FBC are to re-designate all of the existing litter and dog bins as 'Litter Bins' with a sticker on the front to advise the public that bagged dog waste can be deposited in the bin. This will increase the number of bins available for depositing dog waste by 400%.

17. The Task and Finish Group were advised that an LCC directive has been issued that dog waste bins attached to lamp posts have to be removed. The council is still negotiating with LCC over this issue.
18. Options exist to use unused funds to support the purchase of replacement bins. With improved collaboration and rationalisation across departments it is estimated that there will be cost and efficiency savings to fund the purchase of the additional bins in the short term, resulting in the provision of a better service across the borough.

Signage & Publicity

19. It was felt that there was insufficient signage of the right size to inform the public about restricted dog-walking areas, especially along the promenade, on the approach to beach access points and by public open spaces. More signs are needed. They need to be larger/more obvious, better located and provide a clearer indication/explanation regarding the council's approach to and sanction for dog fouling.

Faded and broken '**Dog Fouling**' and '**Dogs on Leads**' signs on lamp standards and at the entrance to public open spaces need replacing.

20. Significantly more work needs to be undertaken to publicise the council's intentions across a range of media and formats so that the general public and dog owners support proposals and actions. The adverse media coverage of objections resulting from the consultation regarding Dog Control Orders needs addressing through improved public relations, clearer public messages and meetings with residents so that the public are better informed and more likely to support actions by the council. Higher profile needs to be given to campaigns such as Pooch/Scoop and 'Bag it tie it bin it' etc.

Conclusion

21. The conclusion of the Task and Finish Group is that a co-ordinated effort needs to be made to encourage the public to comply with existing bye-laws, and the new Dog Control Orders. This effort needs to be targeted at much improved signage, better availability of waste bins, information and publicity, and enforcement against those who act in an anti-social way by neglecting or refusing to pick up, bag, and bin their pets' waste.

IMPLICATIONS	
Finance	There are no implications arising directly from this report
Legal	There are no legal implications arising directly from this report
Community Safety	There are no implications arising directly from this report
Human Rights and Equalities	There are no implications arising directly from this report
Sustainability	There are no implications arising directly from this report
Health & Safety and Risk Management	There are no implications arising directly from this report

Report Author	Tel	Date	Doc ID
CLlr Tony Ford		11 September 2009	3.0 Dog Fouling TF Review

List of Background Papers		
Name of document	Date	Location

**Community Outlook
Scrutiny Committee**



Date	Thursday 16 July 2009
Venue	Town Hall, Lytham St Annes
Committee members	Kiran Mulholland (Chairman) Fabian Craig-Wilson (Vice Chairman) Brenda Ackers, Craig Halewood, Peter Collins
Other Councillors	Tim Ashton; Cheryl Little
Officers	Clare Platt, David Gillett, Annie Womack
Others	M Heney and C Wilkinson, representatives of Age Concern

1. Declarations of interest

Members were reminded that any personal/prejudicial interests should be declared as required by the council's Code of Conduct adopted in accordance with the Local Government Act 2000.

Cllr Ackers, due to her position on the Board of the Lifelong Learning Group, declared a personal interest in item 5 on the agenda.

2. Confirmation of minutes

RESOLVED: To approve the minutes of the Community Outlook Scrutiny Committee meeting held on 14 May 2009 as a correct record for signature by the chairman.

3. Substitute members

None

4. Age Concern Monitoring Report

The Council has a three year service level agreement with Age Concern Lancashire to provide an information and advice service in Fylde. As part of this agreement, Age Concern provides a report to Community Outlook Scrutiny Committee at the conclusion of the financial year, summarising performance over the previous year.

Clare Platt, Director of Community Services outlined the background to the Council's relationship with Age Concern and the development of the Service Level Agreement. She then introduced Melanie Heney, Area Manager Age Concern Lancashire, and Charlie Wilkinson, Divisional Manager North who had attended the committee to present the key points arising from the report.

Ms Wilkinson summarized the report for the committee, highlighting certain items. She pointed out that the table detailing enquiries in relation to ethnic origin reflected the demographics of Fylde rather than any lack of success on Age Concern's part in reaching those groups.

She reported that the figures showed that they had repeat visits from clients on different topics, indicating the level of success and satisfaction rating that they had.

The committee were advised that both staff and volunteers received the same training, so that clients would see no difference in the service they received regardless of who dealt with their query; and that the training was developed to reflect current issues and concerns, at the moment relating to debt and debt management.

Ms Wilkinson talked to the committee about Age Concern's successful partnership working. She also advised them that, through their work to help people with pensions and benefits, they had helped local people to claim over £182,000 of benefits which they were entitled to, and how this played a vital role in tackling poverty and consequently actively contributed to the local economy.

She told members that Age Concern had passed the Community Service Audit, and gave them an overview of Age Concern's development plans, reiterating their commitment to provide information and help to the elderly and vulnerable in the community, including the rural areas and park home sites.

Members asked questions relating to the source of referrals and rural outreach work, and how effective Age Concern were at promoting their website and encouraging contact by e-mails. Ms Heney confirmed that there was substantial outreach work and that they also were in contact with the hospital aftercare service at Blackpool Victoria; in terms of IT, they provide free tuition for elderly people who want to take up the offer.

The committee RESOLVED:

- 1 To note the report.
- 2 To thank Melanie Heney and Charlie Wilkinson for the report and for attending the committee.

5. LSP Thematic Group – Lifelong Learning

It falls within the terms of reference of the Community Outlook Scrutiny Committee to monitor the performance of the Local Strategic Partnership and its thematic groups and subgroups. County Councillor Tim Ashton, Chairman of the Lifelong Learning Thematic Group, was present at the Committee to report on the work of the group over the past year.

He advised the committee that Lifelong Learning was now a sub-group of the Economic Development Theme Group. He outlined the range of representatives who are brought together within the group, and gave an overview of the work of the group and the aspirations that they have to meet individual and community learning, training and cultural needs with the development of access-for-all lifelong learning.

Cllr Ashton explained that in particular their work centred on trying to identify gaps in learning, and trying to intervene to give a positive outcome. He gave some examples of the work that they were currently undertaking, including activities in the Adult Learning Week in May 09, and use of the community bus to reach the hard-to-reach communities. They were aiming to establish a more co-ordinated approach and hoped to make more and better use of local libraries.

He explained that for many of their projects it was a long process with a long lead-in time and that it was not always possible to measure success quickly, since data would be collated over an extended period.

The committee RESOLVED:

- 1 To note the report
- 2 To thank Cllr Ashton for attending the committee to report on the work of the group

5. Care and Repair Annual Report

David Gillett (Interim Housing Manager) presented the annual report from the Care and Repair Partnership. He sent apologies from Michelle Lee (Care and Repair manager) who was unable to attend on this occasion.

Mr Gillett reported that the Care and Repair Service (Wyre & Fylde) was administered from Wyre BC on behalf of both Districts. The service was a “not for profit” home improvement agency which was available to older people and people with disabilities in Wyre and Fylde.

The service was delivered in two parts. The first was the “core” service which was designed to facilitate repairs and adaptations to enable someone to stay in their home. Case workers visited people in their homes, and explored whether any grant or charitable funding may be available to help pay for any works which may need to be undertaken.

The second element was the “handyperson” scheme. The aim of this scheme was to keep people safe in their homes, to prevent the risk of trips and falls, and provide help with small jobs around the house. The cost to the householder was confined to the cost of materials - labour was provided free.

Care and Repair has performed well in relation to its targets and objectives. It operates against a number of performance targets, details of which were included in the annual report. The targets were met in 2008/09, and trends and comparisons were also available with performance from 2007/08. Mr Gillett highlighted for the committee the increasing usage which Fylde residents were getting from both elements of the service.

He reported that funding continues to be an issue for the service due to uncertainties in source funding. Fylde BC, along with others, makes a budget commitment on an annual basis only. He told the committee that Care and Repair works on an operating balance of 3 months costs at the funding year end.

Mr Gillett explained to the committee that a commitment to funding for a longer period would provide some stability for the service. Review work is being undertaken for the

Supporting People Commissioning Board by the Home Improvement Agencies (HIA) and it is anticipated that report will be ready in October 2009.

He suggested that the HIA conclusions and recommendations should also be considered by Fylde BC at the same time, with a view to extending the funding arrangements.

The committee expressed their appreciation for the work which had gone into increasing take-up of the service amongst residents of the Fylde.

The committee RESOLVED:

- 1 To note the report
- 2 To ask Mr Gillett to bring the results of the HIA review to the November 2009 committee meeting, if they were available

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