

Date: 29 August 2017

Dear Councillor,

Overview and Scrutiny Committee

A Meeting of the **Overview and Scrutiny Committee** will be held in the **Council Chamber**, on **Wednesday, 06 September 2017 at 18:00**. You are requested to attend.

Yours faithfully,



Chief Executive

To:- **Conservative Group**
Councillor Swann (Chairman), Councillor Billings (Vice-Chairman) and Councillors
Atkin, Mrs Coe and Mrs Patten

Labour Group
Councillors Bambrick, Dr Pearson and Mrs Stuart

AGENDA

Open to Public and Press

- 1** Apologies.
- 2** To note any declarations of interest arising from any items on the Agenda
- 3** To receive any questions by members of the public pursuant to Council Procedure Rule No.10.
- 4** To receive any questions by Members of the Council pursuant to Council procedure Rule No. 11.
- 5** REGULATION OF INVESTGATORY POWERS ACT 2000 (RIPA) – **3 - 4**
QUARTERLY REPORT ON USAGE
- 6** REVIEW OF FUNDING TO VOLUNTARY AND COMMUNITY **5 - 10**
SECTOR ORGANISATIONS
- 7** REVIEW OF AREA FORUM MEETINGS **11 - 16**
- 8** REVIEW OF ETWALL LEISURE CENTRE CONTRACT /
COMMUNITY ACCESS Verbal Presentation

Exclusion of the Public and Press:

- 9** The Chairman may therefore move:-
That in accordance with Section 100 (A)(4) of the Local Government Act 1972 (as amended) the press and public be excluded from the remainder of the Meeting as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraph of Part I of the Schedule 12A of the Act indicated in the header to each report on the Agenda.
- 10** To receive any Exempt questions by Members of the Council pursuant to Council procedure Rule No. 11.

REPORT TO:	OVERVIEW AND SCRUTINY COMMITTEE	AGENDA ITEM: 5
DATE OF MEETING:	6th SEPTEMBER 2017	CATEGORY: DELEGATED
REPORT FROM	CHIEF EXECUTIVE	OPEN
MEMBERS' CONTACT POINT:	ARDIP KAUR – 595715 ardip.kaur@south-derbys.gov.uk	DOC:
SUBJECT:	REGULATION OF INVESTGATORY POWERS ACT 2000 (RIPA) – QUARTERLY REPORT ON USAGE	REF:
WARD(S) AFFECTED:	ALL	TERMS OF REFERENCE:

1.0 Recommendations

- 1.1 To note the internal report on the Council's use of the Regulation of Investigatory Powers Act 2000.

2.0 Purpose of Report

- 2.1 To note the report on the Council's use of the Regulation of Investigatory Powers Act 2000 since 1st June 2017.

3.0 Detail

- 3.1 The Committee, on 22nd June 2016 approved the Council's amended RIPA Policy and Guidance document. The Overview and Scrutiny Committee is authorised to review the Council's use of RIPA, set the Council's general surveillance policy, and consider quarterly reports on the use of RIPA to ensure that it is being used as per the Council's policy.
- 3.2 RIPA is intended to regulate the use of investigatory powers and ensure they are used in accordance with human rights. This is achieved by requiring certain investigations involving covert surveillance to be authorised by an appropriate Authorising Officer and then a JP before they are carried out.
- 3.3 Directed surveillance is often conducted by local authorities to investigate benefit fraud or to collect evidence of anti-social behaviour. It may involve covertly following people, covertly taking photographs of them or using hidden cameras to record their movements.
- 3.4 RIPA stipulates that the person (Authorising Officer) granting an authorisation for directed surveillance must believe that the activities to be authorised are necessary on one or more statutory grounds. The members of the Corporate Management Team, identified in the Council's Policy and Procedure, consider all applications for authorisation. The Authorising Officer must ensure that there is satisfactory reason

for carrying out the surveillance, the covert nature of the investigation is necessary, proper consideration has been given to collateral intrusion, and the proposed length and extent of the surveillance is proportionate to the information being sought. This involves balancing the seriousness of the intrusion into the privacy of the subject of the operation against the need for the activity in investigative and operational terms. Following legislative changes, in addition to the aforementioned, the Council is required to obtain judicial approval prior to using covert techniques and the Councils use of directed surveillance under RIPA will be limited to the investigation of crimes which attract a six month or more custodial sentence.

3.5 The usage of RIPA during the period June 2017 to August 2017 has been nil. No authorisations have been requested or granted.

4.0 Financial Implications

4.1 None arising directly from this report.

5.0 Corporate Implications

5.1 The Council must act in accordance with recent legislative changes regarding the authorisation process and the surveillance crime threshold.

6.0 Community Implications

6.1 Covert surveillance is carried out in a manner calculated to ensure that the person subject to the surveillance is unaware of it taking place. The Council carries out directed surveillance which is covert, not intrusive, is not carried out in an immediate response to events, and is undertaken for the purpose of a specific investigation or operation in a manner likely to obtain private information about an individual.

6.2 Section 8 of the application form asks the applicant to supply details of any potential collateral intrusion and to detail why the intrusion is unavoidable. The idea behind collateral intrusion is to identify who else, apart from the subject of the surveillance, can be affected by the nature of the surveillance. Any application for authorisation should include an assessment of the risk of the collateral intrusion and this should be taken into account by the Authorising Officer when considering proportionality. The Authorising Officer needs to know by those carrying out the surveillance if the investigation or operation would unexpectedly interfere with the privacy of individuals not covered by the authorisation. An Authorising Officer must be made aware of any particular sensitivities in the local community.

REPORT TO:	OVERVIEW AND SCRUTINY COMMITTEE	AGENDA ITEM: 6
DATE OF MEETING:	6th SEPTEMBER 2017	CATEGORY: DELEGATED
REPORT FROM:	DIRECTOR OF COMMUNITY AND PLANNING SERVICES	OPEN
MEMBERS' CONTACT POINT:	IAN HEY (ext 8741) ian.hey@south-derbys.gov.uk	DOC:
SUBJECT:	REVIEW OF FUNDING TO VOLUNTARY AND COMMUNITY SECTOR ORGANISATIONS	REF:
WARD(S) AFFECTED:	ALL	TERMS OF REFERENCE: HCS07

1.0 Recommendations

1.1 Members to note additional information as requested.

2.0 Purpose of Report

2.1 Further to the initial report to the Overview and Scrutiny Committee, to provide additional information regarding the makeup of the voluntary sector in South Derbyshire identifying type and size of organisations.

3.0 Detail

3.1 Councillors asked for details about the number and size of organisations that work in the same part of the sector as those that are currently funded by South Derbyshire District Council.

3.2 During 2015/16 168 charities generated £50million income. £42.8m of this was the income of the three largest charities – charities linked to independent schools at Repton and Foremark.

There were 4 new charities registered that had declared no income.

3.3 75 of the total number of registered charities had an income of less than £10k (Micro). 71 had an income between £10 and £100k (Small). While there is a large volume of work undertaken by charities within South Derbyshire there are only 22 charities, working to provide benefits across a number of diverse categories, based in South Derbyshire that have an income of more than £100k.

3.4 The charities based in South Derbyshire provide public benefit within the following categories:

- Almshouses

- Arts and Music
- Church charities
- Community Buildings
- Education – Independent Schools
- Education – Pre school
- Education – PTA
- Fundraising & grants
- Heritage & history
- Scouts / Guides
- Social & Recreation
- Sport
- Support Services
- Transport
- Welfare / grants to individuals

3.5 Grants to 9 South Derbyshire organisations fall within the following categories:

- Arts & Music – People Express
- Heritage & History – Sharpe's
- Social & Recreational – Asian over 60's
- Support Services
 - Next Step
 - Rural Action Derbyshire
 - South Derbyshire CVS
 - South Derbyshire CAB
 - Home Start South Derbyshire
- Transport – Shopmobility

3.5.1 Arts & Music.

There are 6 charities shown within this category. People Express are the only community arts organisation operating across the District, the other 5 are made up of 2 choirs, 1 operatic society, 1 concert society and 1 music trust.

3.5.2 Heritage & History.

There are 6 charities shown within this category. Sharpes is the only museum and accounts for approx. 75% of the income in this category. The second largest organisation in this category is The Magic Attic which is hosted within the buildings operated by Sharpe's museum. None of the other 4 organisations have an income greater than £10k and all have a very narrow focus.

3.5.3 Social & Recreational.

There are 14 charities shown within this category. All have income of less than £15k. The Asian over 60's group have an income below the £10k limit for registration with the Charity Commission. This category includes a number of Women's Institutes as well as disabled and older peoples groups. None of the 14 focus on providing benefits for minority ethnic groups.

3.5.4 Support Services.

There are 7 charities within this category. This will be reduced to 6 as Next Step was included. 3 of the remaining 6 are currently funded by South Derbyshire District Council – SDCVS, SDCAB and Home-Start South Derbyshire. All 3 operate across the District. The CVS and CAB account for 74% of the income in this category. The only other charity to provide broad based advice and support for local communities is Melbourne & District Community Care that has a limited geographical focus.

3.5.5 Transport.

The are 2 charities within this category. This has reduced to 1 as it included Shopmobility which has now ceased trading. The only other organisation is Community Transport (Swadlincote). This is one of the organisations that have enquired about taking on the work of Shopmobility.

3.6 Next Step has now ceased operating. The grant that was made available from SDDC is targeted specifically at supporting individuals / families that are impacted on by domestic violence. Currently no other organisation based within South Derbyshire offer this type of service.

3.7 Officers have been reviewing potential services targeted at supporting victims of domestic abuse. Further to this officers are continuing to work with Trident Reach to identify best value for the grant in this area. (Appendix 1 profile of Trident Reach and the work that they currently undertake.)

4.0 Financial Implications

4.1 None arising directly from this report.

5.0 Corporate Implications

5.1 The revenue grant funding has a direct impact on the achievement of key aims within the corporate plan.

People – Enable people to live independently, protect and support the most vulnerable, increasing participation.

Place – Facilitation and delivery of community infrastructure, enhancing understanding of the planning process (neighbourhood planning), connecting with communities, provision of cultural facilities, delivering services that keep the District healthy.

Progress – Attracting inward investment, working to develop tourism, promote financial inclusion, including in rural areas.

5.2 Employment Implications – The funding that is provided is primarily core funding and supports employment at all of the organisations concerned

6.0 Community Implications

6.1 This report supports the review of funding to voluntary and community sector organisations. This the greatest impact of work undertaken by the Council with this sector in South Derbyshire.

7.0 Background Papers

7.1 None with this report.

Trident Reach Domestic Abuse Services – Derbyshire

Trident Reach is part of a county wide consortium that delivers Domestic Abuse Support Services. Trident Reach delivers services within South Derbyshire, South Dales and Erewash.

We provide Accommodation based services, Outreach services and support to children and young adults all of whom have been victims of or impacted by Domestic Abuse.

We provide the following services;

Accommodation

- *Refuge* – Refuge accommodation for female victims, with or without children. This is available to those aged 16 and above. We provide self contained flats with access to a communal courtyard, playroom and communal laundry facility. We provide intensive support to those who have had to flee their homes due to domestic abuse. This service supports all levels of risk. We provide emotional and practical support and support the families to regain independence and move on safely to a community of their choice.
- *Dispersed* – Houses in the community that are available to male and female victims with or without children. These are fully furnished. The workers visit the clients in their homes, this is as often as the client needs but at least once per week. We provide intensive support to those who have had to flee their homes due to domestic abuse. This service supports all levels of risk. We provide emotional and practical support and support the families to regain independence and move on safely to a community of their choice.
- *Children* - Support to children living in refuge accommodation and their parents. This is done through one to one support and group work and also ensuring that children are accessing universal services. We also provide group work and use a variety of resources. Some of the group sessions are themed to raise awareness.

Within accommodation we also provide;

- Support to those with no recourse to public funds
- Staff provide support on call where needed and take out of hours referrals
- Counsellors through volunteer placements and employed counselling co-ordinators
- Confidence building programme– inclusive of but not limited to power to change, crush, you and me mum, helping hands
- Monthly resident meetings and invite key agencies to attend such as police, housing, health, legal etc.
- Each person within the service has a needs and risk assessment
- We cater for religious and cultural needs

Community

- *Domestic abuse outreach* - support for adults who remain in their own home in South Derbyshire and Erewash. We provide intensive support during times of transition, and help people to leave an abusive relationship and keep themselves safe. We also provide support to those who have already left an abusive relationship and need support to overcome their experiences. This service supports standard and medium risk victims.
- *Children's services* – prevention and recovery work with children and young people affected by domestic abuse at home, through both group work and one to one sessions. This takes place in either the home, school or another community venue. The support for children is available to those 0-18 years and they can be supported for up to 2 years.

Within the community we also provide;

- Support with applying for and obtaining DVPO's/ DVPN's where available – these allow people to stay in their own homes and remove the perpetrator from the property for 28 days to give the victim time to go through options – get orders on place or seek refuge
- Support for court when the victim may not be entitled to legal aid
- Regular customer meetings with key agencies to attend such as police, housing, health, legal etc – this is to break down barriers between victims and agencies and allows the customer to be more integrated into the community through knowing what support is available and what agencies are in place to support
- Drop in sessions to be available once a week
- Confidence building programmes - inclusive of but not limited to power to change, crush, you and me mum, helping hands

Other

- We have therapeutic services inclusive of mental health worker, art therapist, counselling co-ordinator, a drug and alcohol worker and a health and wellbeing worker. We also have a complex needs worker within the Erewash area.
- We deliver a 12 week Freedom Programme in both South Derbyshire and Erewash and this is on a rolling basis so that anyone can come onto the course regardless of if they haven't started from the beginning of the course.

- Specialist link workers to engage with and work with the LGBT+, BME and traveller community to improve access to the services.

Outcomes

The outcomes we work towards with adults are:

Safety

Service users feel safer and better resourced to remain safe

Service users retain/regain a sense of autonomy (independence, self sufficiency) and control

Service users have strong and resilient (tough/resistant/unwavering) support networks

Health

Service users have improved mental and emotional health and resources to maintain good mental and emotional health

Service users have improved physical health and resources to maintain good physical health

Services users have improved sexual and reproductive health and resources to maintain good sexual and reproductive health

Stability, Autonomy and resilience

Increased financial stability

More stable accommodation (either safer home in the community or a new home for those coming from refuge that is again safe)

Increased access to education and employment support

Hopes and goals for the future

The outcomes we work towards with children are:

- Children feel safer and better resourced to remain safe
- Feel better educated around healthy relationships and feel they have a deeper understanding of power and control
- Improved confidence and self esteem
- Improved personal growth and development opportunities

REPORT TO:	OVERVIEW AND SCRUTINY COMMITTEE	AGENDA ITEM: 7
DATE OF MEETING:	6th SEPTEMBER 2017	CATEGORY: DELEGATED
REPORT FROM:	DIRECTOR OF COMMUNITY AND PLANNING SERVICES and CHIEF EXECUTIVE	OPEN
MEMBERS' CONTACT POINT:	STUART BATCHELOR Ext. No. 5820	DOC:
SUBJECT:	REVIEW OF AREA FORUM MEETINGS	REF:
WARD(S) AFFECTED:	ALL	TERMS OF REFERENCE:

1.0 Recommendations

1.1 Members note the report and provide observations and guidance on the review process.

2.0 Purpose of Report

2.1 The report provides information on the current system of Area Forum and Safer Neighbourhood meetings and a proposal for modernising the structure of the meetings.

3.0 Detail

3.1 In 2013 the current system of holding Area Forums and Safer Neighbourhood meetings on the same evening was introduced. This followed from several years previously when the Safer Neighbourhood meeting structure was established and issues on community safety previously discussed at the Area Forums were then raised at the new dedicated Safer Neighbourhood meetings.

3.2 For a number of years the two meetings on the same night has operated well, with consistent attendances and the full time allocations being used. However the past two years has witnessed a decline in attendances, particularly of the Area Forum meetings and on regular occasions a significant gap between the ending of the Safer Neighbourhood meeting and the start of the Area Forum meeting. Appendices No.1 provides a breakdown over the past two years.

3.3 Consequently it is an appropriate time to review the reasons for this change and consider any renew/modification to the current meeting structure.

3.4 Officers from the two meetings have considered the reasons for the change and identified the following:

- Over the past 10 years there has been a steady reduction in the recorded level of crime and anti-social behaviour. This has meant the need for members of the public to attend Safer Neighbourhood meetings to raise concerns has reduced. Frequently now the meetings are not identifying 'priority actions' for the agencies to target in the coming months. This has resulted in some meetings finishing early.
- Due to the pause between the two meetings people who have no interest in local authority issues take the opportunity to leave. This is more likely when there is a long gap between meetings.
- The Area Forum agenda's generally uninspiring. Only occasionally are special items added, generally at the Etwall Area Forum, and there is not an incentive for the general public to attend unless a key local concern is evident.
- The community awareness of the Area Forum meetings is very limited and the agenda does not lend itself to widening a debate about the needs of an area.
- The decision of Derbyshire County Council to not routinely send a Liaison Officer to the Forums has been detrimental to the usefulness of the meetings to attendees who want to raise issues directly with County officers.

3.5 In discussion with representatives from the voluntary and community sector, Police and District Council officers it is felt that whilst the current format is not working it is very important that a programme of community meetings is still maintained. Such meetings allow public officials and elected representatives to be questioned directly by residents and for organisations to disseminate important messages out to the community. Consequently a proposal for merging the Safer Neighbourhood meeting and the Area Forum has been developed.

Proposal

3.6 The agenda setting of a new Forum would need to be proactive in order to attract members of the community and the branding of the meetings as part of a 'Communication Plan' to promote the meetings would be important. The meeting would also include an opportunity for an in depth discussion about the issue in a particular area which could be managed as an open discussion and provide for the identification of priorities and an action plan. The current Safer Neighbourhood grant scheme could be amended to help support these identified priorities (the current scheme has not allocated its last two annual budgets) . A suggested timetable is as follows:

NEIGHBOURHOOD FORUM
Potential AGENDA
6.30PM – 8.00PM

1.	Introductions and apologies	6.30pm
2.	Chair's announcements	6.35pm
3.	Update on actions from last meeting	6.40pm
4.	Safer Neighbourhood Report (Police/SSDP) & Q&A	6.45pm
5.	Local Authority Report (SDDC, DCC)	7.00pm
6.	Local issues (open forum)	7.15pm
7.	Summary of agreed priorities/actions and Neighbourhood Grants	7.45pm
8.	Close	8.00pm

3.7 Initial and informal discussions with the Police and South Derbyshire CVS have taken place and the proposal is considered to be a move forward from the current system and if supported by all parties would be successful.

3.8 The Chairing of the meetings would be as per current Area Forums with a District Councillor being nominated.

4.0 Financial Implications

4.1 None arising directly from this report.

5.0 Corporate Implications

5.1 The Councils Corporate Plan aims to ensure that the local community are fully engaged in what the Councils priorities are and maintaining a well attended and informative programme of community meetings is key to the Councils success.

6.0 Community Implications

6.1 Engaging local communities and identifying local issues and actions through a community led approach is an important aspiration for the Council and its public and voluntary sector partners.

7.0 Background Papers

7.1 None with this report.

Annexe No.1
 Safer Neighbourhood / Area Forum Attendees 2015-2017
2015-2016

Area 1- North West and Etwall

Meeting	Date of Meeting	Attendees
Safer Neighbourhood	1 July 2015	15
Area Forum	1 July 2015	8
Safer Neighbourhood	11 November 2015	10
Area Forum	11 November 2015	5
Safer Neighbourhood	16 January 2016	17
Area Forum	16 January 2016	9

Area 2- Mercia and Repton

Meeting	Date of Meeting	Attendees
Safer Neighbourhood	21 July 2015	22
Area Forum	21 July 2015	12
Safer Neighbourhood	13 October 2015	23
Area Forum	13 October 2015	13
Safer Neighbourhood	16 February 2016	20
Area Forum	16 February 2016	9

Area 3- North East and Melbourne

Meeting	Date of Meeting	Attendees
Safer Neighbourhood	22 July 2015	20
Area Forum	22 July 2015	11
Safer Neighbourhood	29 October 2015	19
Area Forum	29 October 2015	11
Safer Neighbourhood	26 January 2016	18
Area Forum	26 January 2016	6

Area 4- Central and Swadlincote

Meeting	Date of Meeting	Attendees
Safer Neighbourhood	30 June 2015	22
Area Forum	30 June 2015	16
Safer Neighbourhood	12 November 2015	54
Area Forum	12 November 2015	22
Safer Neighbourhood	02 February 2016	35
Area Forum	02 February 2016	19

Area 5- Newhall and Midway

Meeting	Date of Meeting	Attendees
Safer Neighbourhood	16 July 2015	29
Area Forum	16 July 2015	21
Safer Neighbourhood	04 November 2015	29
Area Forum	04 November 2015	21
Safer Neighbourhood	03 February 2016	21
Area Forum	03 February 2016	11

Area 6- South and Linton

Meeting	Date of Meeting	Attendees
Safer Neighbourhood	15 July 2015	23
Area Forum	15 July 2015	10
Safer Neighbourhood	18 November 2015	18
Area Forum	18 November 2015	11
Safer Neighbourhood	27 January 2016	25
Area Forum	27 January 2016	19

Average Safer Neighbourhood= 23

Average Area Forum= 13

2016-2017

Area 1- North West and Etwall

Meeting	Date of Meeting	Attendees
Safer Neighbourhood	27 June 2016	18
Area Forum	27 June 2016	15
Safer Neighbourhood	11 October 2016	18
Area Forum	11 October 2016	10
Safer Neighbourhood	30 January 2017	13
Area Forum	30 January 2017	13
Safer Neighbourhood	12 June 2017	21
Area Forum	12 June 2017	23

Area 2- Mercia and Repton

Meeting	Date of Meeting	Attendees
Safer Neighbourhood	05 July 2016	13
Area Forum	05 July 2016	10
Safer Neighbourhood	04 October 2016	19
Area Forum	04 October 2016	10
Safer Neighbourhood	31 January 2017	15
Area Forum	31 January 2017	15
Safer Neighbourhood	26 June 2017	19
Area Forum	26 June 2017	17

Area 3- North East and Melbourne

Meeting	Date of Meeting	Attendees
Safer Neighbourhood	14 July 2016	16
Area Forum	14 July 2016	10
Safer Neighbourhood	10 October 2016	15
Area Forum	10 October 2016	7
Safer Neighbourhood	24 January 2017	14
Area Forum	24 January 2017	7
Safer Neighbourhood	19 June 2017	11
Area Forum	19 June 2017	11

Area 4- Central and Swadlincote

Meeting	Date of Meeting	Attendees
Safer Neighbourhood	07 July 2016	26
Area Forum	07 July 2016	16
Safer Neighbourhood	03 October 2016	13
Area Forum	03 October 2016	12
Safer Neighbourhood	15 February 2017	21
Area Forum	15 February 2017	16
Safer Neighbourhood	13 June 2017	16
Area Forum	13 June 2017	14

Area 5- Newhall and Midway

Meeting	Date of Meeting	Attendees
Safer Neighbourhood	29 June 2016	20
Area Forum	29 June 2016	18
Safer Neighbourhood	12 October 2016	19
Area Forum	12 October 2016	13
Safer Neighbourhood	01 February 2017	23
Area Forum	01 February 2017	17
Safer Neighbourhood	20 June 2017	21
Area Forum	20 June 2017	13

Area 6- South and Linton

Meeting	Date of Meeting	Attendees
Safer Neighbourhood	20 July 2016	20
Area Forum	20 July 2016	21
Safer Neighbourhood	31 October 2016	15
Area Forum	31 October 2016	18
Safer Neighbourhood	06 February 2017	18
Area Forum	06 February 2017	17
Safer Neighbourhood	28 June 2017	14
Area Forum	28 June 2017	14

Average SO FAR for Safer Neighbourhood= 17.4

Average SO FAR for Area Forum= 14