



# Agenda & minutes

Full Council meeting of  
Tuesday, 16 July 2019



# *Portsmouth City Council*

A MEETING OF THE COUNCIL will be held at the Council Chamber - The Guildhall, Portsmouth on Tuesday, 16 July 2019 at 2.00 pm and all members of the council are hereby summoned to attend to consider and resolve upon the following business:-

## *Agenda*

- 1 **Members' Interests**
- 2 **To approve as a correct record the Minutes of** (Pages 9 - 28)
  - the Annual Council meeting held on 14 May 2019;
  - the Adjourned Annual Council meeting held on 14 May 2019;
  - the Extraordinary Council meeting held on 17 June 2019.
- 3 **To receive such communications as the Lord Mayor may desire to lay before the Council, including apologies for absence.**
- 4 **Deputations from the Public under Standing Order No 24.**
- 5 **Questions from the Public under Standing Order 25.**
- 6 **Appointments**
- 7 **Urgent Business - To receive and consider any urgent and important business from Members of the Cabinet in accordance with Standing Order No 26.**
- 8 **Response to the Aquind Interconnector Project** (Pages 29 - 44)

To receive and consider the attached report from Cabinet held on 9 July (recommendation to follow).
- 9 **Portsmouth Youth Offending Team (PYOT) Annual Youth Justice Strategic Plan 2019/20** (Pages 45 - 72)

To receive and consider the attached report from Cabinet held on 9 July (recommendation to follow).
- 10 **Appointment of New Honorary Recorder** (Pages 73 - 78)

To consider the Chief Executive's attached report.

### **Notices of Motion: Process information**

Standing Order (32(d)) requires a vote by members before each motion to determine whether or not the motion is to be debated at the meeting or stand referred to the Cabinet or relevant Committee (including Scrutiny) to report back to a future meeting.

## 11 Notices of Motion

### (a) Fair Trade City

Proposed by Councillor Hugh Mason  
Seconded by Councillor Lynne Stagg

It is fifteen years since Portsmouth was awarded the status of a 'Fair Trade City'. The Council recognises the contribution which fair trade has and is making towards ending exploitation in global supply chains and thereby the endemic poverty experienced in many poorer countries. The Council wishes to maintain its status as a Fair Trade City

The Council therefore reaffirms its commitment to using Fair Trade products at council events and as widely as possible in the Civic Offices and other public buildings which it operates. It reaffirms its intention to encourage the use of Fair Trade products throughout the City and to promote appreciation of the importance of fair trade.

### (b) High-Stakes Testing in Primary Schools

Proposed by Councillor Tom Coles  
Seconded by Councillor Graham Heaney

Portsmouth City Council welcomes the commitment of national opposition parties to abolish SATs and other high-stakes testing in primary schools.

Portsmouth City Council notes that:

- 1) Statutory testing in primary schools, both in Portsmouth and nationally, has increased since 2010 and is increasing further: by 2020, children will be tested in Reception (the Baseline Assessment), Year 1 (the Phonics Screening Check), Year 2 (SATs), Year 4 (the Multiplication Tables Check) and Year 6 (SATs).
- 2) The pressures of statutory assessment contribute to the crisis of teacher morale, workload, recruitment and retention; making it difficult for schools in the city to retain staff.
- 3) Tests are focussed on the requirements of school accountability rather than on support for children's learning.
- 4) The pressures of testing in primary schools have a detrimental effect on children's mental health.
- 5) Educational research has demonstrated repeatedly that teaching to the test narrows the curriculum and the educational experience of children, focussing on labelling not learning.
- 6) The National Education Union has agreed to carry out an

indicative ballot of its members to ask for their views about the campaign to abolish high-stakes primary testing and whether they would be prepared to boycott statutory high-stakes tests in primary schools.

Portsmouth City Council believes that campaigning, by those who work in primary schools, parents and academics, to end the current high-stakes system of primary assessment should be welcomed, in particular the More Than A Score campaign.

Portsmouth City Council resolves:

- 1) To express its support for campaigns against the current system of primary assessment, including those organised by teacher unions and More Than A Score.
- 2) To call on the Leader of the Council and all Group Leaders to write to the Secretary of State for Education to listen to the growing number of voices who are calling for the abolition of high-stakes testing in primary schools.
- 3) To ask the Cabinet to call a meeting of Trade Unions, parents and school governors from across the city to discuss the council's position on these matters and to coordinate a response.
- 4) To ask the Cabinet to offer support to Portsmouth schools which adopt an alternative approach to assessment (for example by taking the More Than A Score pledge).

(c) **Improving Renters Rights Through Landlord Licensing**

Proposed by Councillor Cal Corkery  
Seconded by Councillor Tom Coles

The causes of the housing crisis are complex and varied but it is without doubt that a key factor is a lack of rights for renters, and a failure by the relevant authorities to enforce the few rights that do exist.

In Portsmouth 22.1% of households rent their properties from private landlords, compared with 16.3% across the whole of the South East. In a number of Portsmouth council wards that figure is over 40%. This has led to communities that lack balance and the kind of cohesion associated with areas where more settled forms of tenure are the norm.

Around the country councils are addressing these issues by implementing selective licensing schemes whereby all private landlords in particular areas are required to be licensed by the local authority. This differs from mandatory licensing which applies only to Houses in Multiple Occupancy.

In areas where such schemes have been implemented there have been improved standards in the private rented sector, reduced anti-social behaviour and a decline in the poor management of properties by rogue landlords. In Newham, selective licensing has been used to address poor standards across the private rented sector, to protect tenants and to tackle criminal landlords, resulting in 1,306 prosecutions since the scheme was introduced.

Selective licensing is self-financing with income generated through license application costs which can then be spent on the administration of the scheme. Authorities have discretion to set the precise conditions of the licence. These can include conditions relating to the use and occupation of the house, and measures to deal with anti-social behaviour of the tenants or those visiting the property.

Our council's own statistics show the single highest cause of homelessness to be the ending of a private sector tenancy. Selective licensing schemes can help to reduce evictions and homelessness approaches by forcing unethical landlords out of the sector and giving tenants greater protections.

Landlords who consistently meet their legal and ethical obligations to tenants should have nothing to fear from selective licensing. It is their less scrupulous peers who will become subject to greater scrutiny and enforcement action.

Full Council therefore calls on the Cabinet to request that officers' report into the feasibility of implementing a selective licensing scheme in Portsmouth with a view to one being implemented by April 2020.

(d) **Parking**

Proposed by Councillor Luke Stubbs  
Seconded Councillor Linda Symes

Council notes the continuing piecemeal expansion of residents' parking across the city. It remains concerned that this is being implemented in an unplanned and uncoordinated way. It therefore calls on the Cabinet Member for Traffic and Transportation to draw up a strategic plan for the management of parking in residential and non-residential areas covering a period of at least five years.

**12 Questions from Members under Standing Order No 17. (Pages 79 - 82)**

David Williams  
Chief Executive

records those stating explicitly that they do not wish to be recorded. Guidance on the use of devices at meetings open to the public is available on the Council's website and posters on the wall of the meeting's venue.

Whilst every effort will be made to webcast this meeting, should technical or other difficulties occur, the meeting will continue without being webcast via the Council's website.

This meeting is webcast (videoed), viewable via the Council's livestream account at <https://livestream.com/accounts/14063785>

If any member of the public wishing to attend the meeting has access requirements, please notify the contact the Local Democracy Manager at [Stewart.Aglan@portsmouthcc.gov.uk](mailto:Stewart.Aglan@portsmouthcc.gov.uk)

Civic Offices  
Guildhall Square  
PORTSMOUTH  
8 July 2019

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# Agenda Item 2

14 May 2019

1

MINUTES OF THE ANNUAL MEETING OF THE COUNCIL held at the Guildhall, Portsmouth on 14<sup>th</sup> May 2019 at 10.00 am.

## Council Members Present

The Right Worshipful The Lord Mayor  
Councillor Lee Mason (in the Chair)

## Councillors

Dave Ashmore	Stephen Morgan MP
Matthew Atkins	Gemma New
Chris Attwell	Robert New
Simon Bosher	Terry Norton
Tom Coles	Steve Pitt
Cal Corkery	Will Purvis
Ben Dowling	Darren Sanders
Jason Fazackarley	Jeanette Smith
George Fielding	Lynne Stagg
John Ferrett	Judith Smyth
David Fuller	Luke Stubbs
Graham Heaney	Benedict Swann
Scott Payter-Harris	Linda Symes
Hannah Hockaday	Claire Udy
Jo Hooper	Gerald Vernon-Jackson CBE
Suzy Horton	Steve Wemyss
Lee Hunt	Matthew Winnington
Frank Jonas BEM	Neill Young
Donna Jones	Rob Wood
Leo Madden	Tom Wood
Hugh Mason	

The Lord Mayor welcomed everyone to the meeting and thanked the retiring Recorder of the City of Portsmouth, His Honour Judge Roger Hetherington. The group leaders introduced their new members Lee Hunt, Graham Heaney, Linda Symes, Cal Corkery, Matthew Atkins, Terry Norton and Chris Attwell.

## 26. Vote of Thanks to Retiring Lord Mayor and Lady Mayoress

It was

Proposed by Councillor Donna Jones  
Seconded by Councillor Hannah Hockaday

That a vote of thanks be given to the retiring Lord Mayor and Lady Mayoress.

**It was RESOLVED unanimously that the council places on record its sincere thanks to Councillor Lee Mason and Mrs Sylvia Mason for their outstanding service to the city as Lord Mayor and Lady Mayoress during their year of office.**

**That the council expresses its great appreciation of the fine qualities which Councillor Lee Mason has brought to the conduct of the business of this Council, his devotion to duty and the distinction and goodwill with which he carried out the many and various duties of the office of Lord Mayor.**

**That the Council also places on record its gratitude to Mrs Sylvia Mason for her untiring support and help which she has given as Lady Mayoress to the Lord Mayor.**

**That this resolution be engrossed and be presented to Councillor Lee Mason and Mrs Sylvia Mason at this ceremony.**

The retiring Lord Mayor was presented with the Council's gift of an engrossed scroll which signifies the Council's appreciation of his time in office.

#### **27. Election of the Lord Mayor for the ensuing Municipal Year**

Councillor Gerald Vernon-Jackson nominated Councillor David Fuller for election to the Office of Lord Mayor for the ensuing Municipal Year. The nomination was seconded by Councillor Donna Jones.

There being no other nominations, the Lord Mayor put the proposal which was CARRIED unanimously and he declared Councillor David Fuller duly elected Lord Mayor.

Councillor Fuller then left the chamber with the retiring Lord Mayor to don the Lord Mayor's robes and the chain of office.

#### **28. Investiture of the New Lady Mayoress**

Mrs Leza Tremorin, the new Lady Mayoress, was invested with the chain of office, after which she signed a document of office witnessed by the City Solicitor.

#### **29. New Lord Mayor takes the Chair**

Councillor David Fuller took the chair and thereupon made and subscribed the Declaration of Acceptance of Office witnessed by the City Solicitor.

#### **30. Presentation of the Keys of the City**

The Lord Mayor received the Keys of the Fortress of Portsmouth presented to him by Lance Corporal Adrian Woolston, Princess of Wales' Royal Regiment.

#### **31. Presentation of the Portsmouth Sword**

The Lord Mayor received the Portsmouth Sword presented to him by Commander Mike Dreelan, Royal Navy.

### **32. The Lord Mayor returns thanks to the Council**

The Lord Mayor thanked members of the Council for his election and spoke about his charitable appeal 'The Lord Mayor of Portsmouth Community Chest Appeal 2019/20'.

### **33. Appointment of the Deputy Lord Mayor for the ensuing Municipal Year**

Councillor Gerald Vernon-Jackson nominated Councillor Ben Dowling as the Deputy Lord Mayor for the ensuing municipal year. This nomination was seconded by Councillor Will Purvis.

There being no other nominations, the Lord Mayor put the proposal, which was CARRIED unanimously and he declared Councillor Ben Dowling duly elected as the Deputy Lord Mayor and he made and subscribed the Declaration of Acceptance of Office. This was witnessed by the City Solicitor. The Chief Executive announced that Councillor Ben Dowling would be supported by his Deputy Lady Mayoress, Ms Roxana Andrusca. The Deputy Lady Mayoress then made and subscribed a document undertaking to support the Deputy Lord Mayor in carrying out his official duties which was witnessed by the City Solicitor.

### **34. Appointment of Chaplains to the City Council**

The Dean of Portsmouth, the Very Reverend Anthony Cane and Reverend Tracey Ansell were appointed as Chaplains to the City Council.

### **35. Appointment of the new Lord Mayor Cadets**

The Lord Mayor announced that eight cadets would be supporting him during his mayoral year.

### **36. Announcement of Civic Awards and Youth Civic Award**

The Lord Mayor announced that Civic Award recipients this year were: Brian Fatcher, James Coomber, Mick May, Kayming Lai, Marcella Payne, Alison Irish, Terence Bryant, Denise Bryant and Eddie Salt, with awards being presented to them and their representatives and a posthumous award was also accepted on behalf of John Holland.

The Youth Civic Award was awarded to Zephra Atkins.

The meeting adjourned at 11.40 am, to be reconvened at 2.30 pm.

.....  
Lord Mayor

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MINUTES OF A MEETING OF THE COUNCIL (reconvened) held at the Guildhall Portsmouth on Tuesday, 14 May 2019 at 2.30 pm

### **Council Members Present**

The Right Worshipful The Lord Mayor  
Councillor David Fuller (in the Chair)

#### Councillors

Dave Ashmore	Stephen Morgan MP
Matthew Atkins	Gemma New
Chris Attwell	Robert New
Simon Boshier	Terry Norton
Tom Coles	Steve Pitt
Cal Corkery	Will Purvis
Ben Dowling	Darren Sanders
Jason Fazackarley	Jeanette Smith
George Fielding	Lynne Stagg
John Ferrett	Judith Smyth
Graham Heaney	Luke Stubbs
Scott Payter-Harris	Benedict Swann
Hannah Hockaday	Linda Symes
Jo Hooper	Claire Udy
Suzy Horton	Gerald Vernon-Jackson CBE
Lee Hunt	Steve Wemyss
Frank Jonas BEM	Matthew Winnington
Donna Jones	Neill Young
Leo Madden	Rob Wood
Hugh Mason	Tom Wood
Lee Mason	

The Lord Mayor welcomed everyone to the second part of today's meeting. He welcomed back Councillors Linda Symes, Lee Hunt and Graham Heaney who had been re-elected after a break in office, all re-elected councillors and also the newly-elected councillors.

The Lord Mayor provided details of the rules relating to filming council proceedings.

The Lord Mayor then gave detailed information on the evacuation procedure.

#### **37. Declaration of Members' Interests**

There were no declarations of members' interests.

#### **38. Minutes of Council meeting held on 19 March 2019**

It was

Proposed by Councillor Gerald Vernon-Jackson

2 14 May 2019

Seconded by Councillor Donna Jones

That the minutes of the ordinary council meeting held on 19 March 2019 be confirmed and signed as a correct record.

**RESOLVED that the minutes of the council meeting held on 19 March 2019 be confirmed and signed as a correct record.**

**39. Communications and apologies for absence**

The Lord Mayor advised that no apologies for absence had been received. He welcomed new members of the council and also Peter Baulf to his first meeting as City Solicitor. A new seating plan had been circulated in the Council Chamber.

The Lord Mayor had been informed that Councillor Tom Coles had been appointed as Deputy Leader of the Labour Group.

The Lord Mayor, on behalf of all members, wished to place on record gratitude to Louise Wilders, Director of Community and Communication for her many years of outstanding service and the tremendous contribution she had made to the Council and to the community in this time. Her absence would be keenly felt by both members and officers and she was wished well in the future.

**40. Deputations from the Public under Standing Order No 24**

The Lord Mayor advised that there were no deputations.

**41. To elect the Leader of the City Council for a four-year term of office (unless the Leader's current term of office expires earlier)**

Under the Local Government and Public Involvement in Health Act 2007, the Council is required to elect a Leader of the City Council who will remain in office for four years unless their current term of office as a councillor expires earlier and also subject to the conditions set out on the agenda paper.

The Lord Mayor invited nominations for Leader of the Council.

It was

Proposed by Councillor Steve Pitt  
Seconded by Councillor Hugh Mason

That Councillor Gerald Vernon-Jackson be appointed Leader of the City Council.

It was

Proposed by Councillor Simon Boshier  
Seconded by Councillor Terry Norton

That Councillor Donna Jones be appointed Leader of the City Council.

Upon being put to the vote, a majority voted in favour of Councillor Gerald Vernon-Jackson being appointed as Leader of the City Council.

**RESOLVED that Councillor Gerald Vernon-Jackson be appointed as Leader of the City Council.**

Councillor Vernon-Jackson gave an acceptance speech, thanking members and undertaking to work with others.

**42. In accordance with the Local Government and Public Involvement in Health Act 2007, to receive details from the Leader of the Council regarding Cabinet members (including Deputy Leader) and portfolios for the ensuing Municipal Year.**

The Lord Mayor explained that the Council Leader is empowered to determine the number of councillors on the Cabinet and decide portfolios and portfolio remits and to select one of the appointed members to the position of Deputy Leader. The Leader announced his Cabinet; the details of the Cabinet (with opposition spokespersons provided by the respective Group Leaders) and the membership of the Health & Wellbeing Board which is in the gift of the Leader was circulated (attached to these minutes as Appendix 1). The Leader wanted to ensure that all three groups are represented on the Health and Wellbeing Board from this point.

**RESOLVED**

- (1) That Council noted the 10 portfolios (including the Leader) for the ensuing municipal year as set out in Appendix 1 attached to these minutes;**
- (2) That Council noted the membership of the Health & Wellbeing Board for the ensuing municipal year also as set out in Appendix 1 attached to these minutes.**

**43. Proportional Representation on Panels and Committees**

The Lord Mayor proposed and the Council agreed to take agenda items 9, 10, 11, 12, 13 and 14 together regarding proportional representation on committees and panels and consequent appointment of members and standing deputies, chairs and vice-chairs and other appointments.

It was

Proposed by Councillor Gerald Vernon-Jackson  
Seconded by Councillor Donna Jones

To adopt the overall political balance and allocation of seats schedule circulated in the chamber and to agree the membership of committees and

panels, standing deputies, chairs and vice-chairs of committees and panels, including appointments and other appointments.

Upon being put to the vote (including two contested positions) the Council agreed all the appointments.

	Strength	# Seats	Lic	Plan	Reg/Scrut	SMP
Conservative	18	32	6	4	18	4
Liberal Democrat	16	29	6	4	15	4
Labour	6	11	2	1	7	1
Non-Aligned Independent Claire Udy	1	3	1	1	1	0
Non-Aligned Independent John Ferrett	1	1	0	0	1	0
	<b>42</b>	<b>76</b>	<b>15</b>	<b>10</b>	<b>42</b>	<b>9</b>

**RESOLVED (1) the total number of seats on committees and panels be divided among the political groups and individual members as applicable in accordance with Table 1 above.**

**RESOLVED (2) that any other bodies subject to the political proportionality rules be appointed in accordance with the proportions shown in Table 1.**

**RESOLVED (3) that the following committees and panels be appointed with the membership as shown together with the standing deputies and chairs and vice-chairs where appropriate as indicated.**

#### Licensing Committee

Group	Position 2019-20	Nomination (name) for 2019-20
1. Liberal Democrat		Steve Pitt
2. Liberal Democrat		Dave Ashmore
3. Liberal Democrat		Leo Madden
4. Liberal Democrat		Gerald Vernon-Jackson
5. Liberal Democrat		Jason Fazackarley
6. Liberal Democrat		Tom Wood
7. Conservative		Benedict Swann
8. Conservative		Gemma New
9. Conservative	Vice Chair	Scott Payter-Harris
10. Conservative		Lee Mason
11. Conservative		Linda Symes
12. Labour		Tom Coles
13. Labour		George Fielding
14. Conservative		Hannah Hockaday
15. NA Independent	Chair	Claire Udy
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Rob Wood



<b>Group</b>	<b>Position 2019-20</b>	<b>Nomination (name) for 2019-20</b>
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Chris Attwell
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Lee Hunt
<i>Conservative</i>	<i>Standing Deputy</i>	Jo Hooper
<i>Conservative</i>	<i>Standing Deputy</i>	Steve Wemyss
<i>Conservative</i>	<i>Standing Deputy</i>	Robert New
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	

### Planning Committee

<b>Group</b>	<b>Position for 2019-20</b>	<b>Nomination for 2019-20</b>
1. Liberal Democrat	Chair	Hugh Mason
2. Liberal Democrat		Steve Pitt
3. Liberal Democrat		Lee Hunt
4. Liberal Democrat		Suzy Horton
5. Conservative		Donna Jones
6. Conservative		Luke Stubbs
7. Conservative		Terry Norton
8. Conservative		Matthew Atkins
9. Labour	Vice Chair	Judith Smyth
10. N/A Independent		Claire Udy
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Tom Wood
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Rob Wood
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Gerald Vernon-Jackson
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Lynne Stagg
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Chris Attwell
<i>Conservative</i>	<i>Standing Deputy</i>	Jo Hooper
<i>Conservative</i>	<i>Standing Deputy</i>	Gemma New
<i>Conservative</i>	<i>Standing Deputy</i>	Robert New
<i>Conservative</i>	<i>Standing Deputy</i>	Frank Jonas
<i>Conservative</i>	<i>Standing Deputy</i>	Scott Payter-Harris
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	

### Scrutiny Management Panel

<b>Group</b>	<b>Position for 2019-20</b>	<b>Nomination for 2019-20</b>
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<b>Group</b>	<b>Position for 2019-20</b>	<b>Nomination for 2019-20</b>
1. Liberal Democrat	Chair	Tom Wood
2. Liberal Democrat		Ben Dowling
3. Liberal Democrat	Vice Chair	Leo Madden
4. Liberal Democrat		Will Purvis
5. Conservative		Simon Boshier
6. Conservative		Scott Payter-Harris
7. Conservative		Benedict Swann
8. Conservative		Jo Hooper
9. Labour		George Fielding
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Dave Fuller
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Chris Attwell
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Hugh Mason
<i>Conservative</i>	<i>Standing Deputy</i>	Donna Jones
<i>Conservative</i>	<i>Standing Deputy</i>	Lee Mason
<i>Conservative</i>	<i>Standing Deputy</i>	Luke Stubbs
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	

#### **Governance & Audit & Standards Committee**

<b>Group</b>	<b>Position for 2019-20</b>	<b>Nomination for 2019-20</b>
1. Liberal Democrat	Chair	Leo Madden
2. Liberal Democrat		Hugh Mason
3. Conservative	Vice Chair	Simon Boshier
4. Conservative		Neill Young
5. Labour		Judith Smyth
6. NA Independent		John Ferrett
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Tom Wood
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Ben Dowling
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	
<i>Conservative</i>	<i>Standing Deputy</i>	Donna Jones
<i>Conservative</i>	<i>Standing Deputy</i>	Matthew Atkins
<i>Conservative</i>	<i>Standing Deputy</i>	Terry Norton
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	

#### **Employment Committee**

<b>Group</b>	<b>Position for 2019-20</b>	<b>Nomination for 2019-20</b>
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<b>Group</b>	<b>Position for 2019-20</b>	<b>Nomination for 2019-20</b>
1. Liberal Democrat	Chair	Ben Dowling
2. Liberal Democrat		Gerald Vernon-Jackson
3. Conservative	Vice Chair	Donna Jones
4. Conservative		Matthew Atkins
5. Liberal Democrat		Darren Sanders
6. Labour		Cal Corkery
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Jeanette Smith
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Rob Wood
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Matthew Winnington
<i>Conservative</i>	<i>Standing Deputy</i>	Luke Stubbs
<i>Conservative</i>	<i>Standing Deputy</i>	Linda Symes
<i>Conservative</i>	<i>Standing Deputy</i>	Simon Boshier
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	

### Health Overview & Scrutiny Panel

<b>Group</b>	<b>Position for 2019-20</b>	<b>Nomination for 2019-20</b>
1. Liberal Democrat	Chair	Chris Attwell
2. Liberal Democrat		Leo Madden
3. Conservative	Vice Chair	Gemma New
4. Conservative		Steve Wemyss
5. Liberal Democrat		Hugh Mason
6. Labour		Graham Heaney
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Ben Dowling
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Will Purvis
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	
<i>Conservative</i>	<i>Standing Deputy</i>	Lee Mason
<i>Conservative</i>	<i>Standing Deputy</i>	Luke Stubbs
<i>Conservative</i>	<i>Standing Deputy</i>	Robert New
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	

### Economic Development, Culture & Leisure Scrutiny Panel

<b>Group</b>	<b>Position for 2019-20</b>	<b>Nomination for 2019-20</b>
1. Liberal Democrat		Ben Dowling
2. Liberal Democrat	Vice Chair	Will Purvis

<b>Group</b>	<b>Position for 2019-20</b>	<b>Nomination for 2019-20</b>
3. Conservative		Frank Jonas
4. Conservative		Robert New
5. Labour	Chair	George Fielding
6. Liberal Democrat		Hugh Mason
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Tom Wood
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Jason Fazackarley
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	
<i>Conservative</i>	<i>Standing Deputy</i>	Hannah Hockaday
<i>Conservative</i>	<i>Standing Deputy</i>	Linda Symes
<i>Conservative</i>	<i>Standing Deputy</i>	Scott Payter-Harris
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	

### Education, Children & Young People Scrutiny Panel

<b>Group</b>	<b>Position for 2019-20</b>	<b>Nomination for 2019-20</b>
1. Liberal Democrat		Will Purvis
2. Liberal Democrat		Ben Dowling
3. Conservative	Chair	Frank Jonas
4. Conservative		Hannah Hockaday
5. Labour	Vice Chair	Tom Coles
6. Liberal Democrat		Jason Fazackarley
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Chris Attwell
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	
<i>Conservative</i>	<i>Standing Deputy</i>	Terry Norton
<i>Conservative</i>	<i>Standing Deputy</i>	Neill Young
<i>Conservative</i>	<i>Standing Deputy</i>	Jo Hooper
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	

### Housing and Social Care Scrutiny Panel

<b>Group</b>	<b>Position for 2019-20</b>	<b>Nomination for 2019-20</b>
1. Liberal Democrat		Leo Madden
2. Liberal Democrat		Chris Attwell
3. Conservative	Chair	Luke Stubbs
4. Conservative		Steve Wemyss
5. Labour	Vice Chair	Cal Corkery

<b>Group</b>	<b>Position for 2019-20</b>	<b>Nomination for 2019-20</b>
6. NA Independent		Claire Udy
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	Tom Wood
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	
<i>Conservative</i>	<i>Standing Deputy</i>	Hannah Hockaday
<i>Conservative</i>	<i>Standing Deputy</i>	Benedict Swann
<i>Conservative</i>	<i>Standing Deputy</i>	Neill Young
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	

### **Traffic, Environment & Community Safety Scrutiny**

<b>Group</b>	<b>Position for 2019-20</b>	<b>Nomination for 2019-20</b>
1. Liberal Democrat		Hugh Mason
2. Liberal Democrat		Chris Attwell
3. Conservative	Chair	Simon Bosher
4. Conservative		Robert New
5. Labour	Vice Chair	Judith Smyth
6. Conservative		Jo Hooper
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	
<i>Liberal Democrat</i>	<i>Standing Deputy</i>	
<i>Conservative</i>	<i>Standing Deputy</i>	Benedict Swann
<i>Conservative</i>	<i>Standing Deputy</i>	Steve Wemyss
<i>Conservative</i>	<i>Standing Deputy</i>	Matthew Atkins
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	
<i>Labour</i>	<i>Standing Deputy</i>	

### **RESOLVED (4) that the following appointments be made for 2019/20 municipal year:**

Hampshire Fire & Rescue Authority (1 member) - Councillor Jason Fazackarley

Police and Crime Panel (1 member) - Councillor Lee Hunt

Local Government Association General Assembly (4 members)

Membership:

1. Councillor Gerald Vernon-Jackson
2. Councillor Steve Pitt
3. Councillor Lee Mason

4. Councillor Judith Smyth  
(Portsmouth City Council has up to 5 votes on the LGA which are usually exercised by the party forming the City Council's political administration.)

Langstone Harbour Board (6 members)

Membership:

1. Councillor Robert New
  2. Councillor Lee Mason
  3. Councillor Matthew Winnington,
  4. Councillor Jeanette Smith
  5. Councillor Hugh Mason
  6. Councillor Graham Heaney
- with Standing Deputy Councillor Matthew Atkins.

Twinning Advisory Group

Membership:

6 members to be chaired by the Resources Portfolio holder, with the Lord Mayor performing the deputy Chair role:

1. Councillor Jeanette Smith (Chair, Resources Portfolio holder)
2. Councillor David Fuller (Vice-Chair, ex-officio Lord Mayor)
3. Councillor Chris Attwell
4. Councillor Leo Madden
5. Councillor Tom Coles
6. Councillor Linda Symes

**44. To receive and consider any urgent and important business in accordance with Standing Order No 26.**

There was no urgent and important business.

**45. To approve the following dates for meetings of the Council during the 2019/20 municipal year as required under Standing Order 6 and 10k, to commence at 2pm unless otherwise indicated**

It was

Proposed by Councillor Gerald Vernon-Jackson  
Seconded by Councillor Donna Jones

That the dates and times for the Council meetings for the next municipal year (2019/20) as set out in agenda item 16, be approved and that the provisional dates for the 2020/21 Council meetings also set out in agenda item 16, be agreed in principle, subject to later ratification.

Upon being put to the vote this was carried.

**RESOLVED (1) that the meetings of the Council be held on the following dates in the 2019/20 municipal year to commence at 2pm unless otherwise indicated:**

16 July 2019  
15 October 2019

14 January 2020 (provisional)  
11 February 2020

12 November 2019  
10 December 2019

17 March 2020  
19 May 2020 (Annual) (10:00am)

**(2) that the following provisional council meeting dates for 2020/21 be agreed in principle subject to later ratification:**

21 July 2020  
13 October 2020  
10 November 2020  
8 December 2020

12 January 2021 (provisional)  
9 February 2021  
16 March 2021  
18 May 2021 (Annual) (10:00am)

The meeting concluded at 3.00 pm.

.....  
Lord Mayor

## **Cabinet & Portfolios for 2019/20**

<b>Portfolio</b>	<b>Cabinet Member</b> (Councillor) Liberal Democrat	<b>Opposition spokespersons</b> (Councillor)
The Leader	Gerald Vernon-Jackson CBE (Leader of the Council)	Donna Jones (C) Stephen Morgan MP (L)
Environment & Climate Change	Dave Ashmore	Robert New (C) George Fielding (L)
Community Safety	Lee Hunt	Gemma New (C) Cal Corkery (L)
Culture and City Development	Steve Pitt (Deputy Leader)	Linda Symes (C) Stephen Morgan (L)
Traffic and Transportation	Lynne Stagg	Simon Boshier (C) Graham Heaney (L)
Health, Wellbeing & Social Care	Matthew Winnington	Luke Stubbs (C) Graham Heaney (L)
Housing	Darren Sanders	Scott Payter-Harris (C) Cal Corkery (L)
Resources	Jeanette Smith	Lee Mason (C) Tom Coles (L)
Children & Families	Rob Wood	Matthew Atkins (C) Judith Smyth (L)
Education	Suzy Horton	Terry Norton (C) Tom Coles (L)

C = Conservative, L = Labour

### **Health & Wellbeing Board**

Councillor Matthew Winnington (Joint Chair) - Cabinet Member for Health, Wellbeing & Social Care

Councillor Gerald Vernon-Jackson CBE - Leader of the Council

Councillor Luke Stubbs (C) - Opposition spokesperson

Councillor Rob Wood - Cabinet Member for Children & Families

**Note:** All the above appointments are appointed by the Leader of the Council, except opposition spokesperson in respect of Cabinet portfolios.



MINUTES OF AN EXTRAORDINARY MEETING OF THE COUNCIL held at the Guildhall Portsmouth on Monday, 17 June 2019 at 6.00 pm

### **Council Members Present**

The Right Worshipful The Lord Mayor  
Councillor David Fuller (in the Chair)

#### **Councillors**

Ben Dowling	Lee Mason
Dave Ashmore	Terry Norton
Matthew Atkins	Stephen Morgan MP
Chris Attwell	Robert New
Simon Boshier	Steve Pitt
Tom Coles	Will Purvis
Cal Corkery	Darren Sanders
Jason Fazackarley	Jeanette Smith
George Fielding	Judith Smyth
John Ferrett	Luke Stubbs
Scott Payter-Harris	Benedict Swann
Graham Heaney	Linda Symes
Jo Hooper	Claire Udy
Suzy Horton	Gerald Vernon-Jackson CBE
Lee Hunt	Matthew Winnington
Frank Jonas BEM	Neill Young
Donna Jones	Tom Wood
Leo Madden	

#### **46. Declarations of Members' interests**

Councillor Robert New declared a pecuniary interest in that he undertakes some work for a tenant in Lakeside and Councillor Benedict Swann declared a pecuniary interest in that his wife works at Lakeside; the City Solicitor advised that they were able to stay for this debate.

#### **47. Lord Mayor's Communications including apologies for absence**

The Lord Mayor announced that former Lady Mayoress Eileen Brogden had sadly passed away recently, leaving widower former Lord Mayor John Brogden. Members had been notified about funeral arrangements, and Lady Mayoress Leza Tremorin would be attending to represent the Lord Mayor.

Apologies for absence had been received from Councillors Gemma New, Hugh Mason, Jeanette Smith (for late arrival), Rob Wood, Lynne Stagg, Steve Wemyss and Hannah Hockaday.

**48. Deputations from the Public under Standing Order No 24.**

The City Solicitor reported that there had been no deputation requests for this meeting.

**49. Forward Plan Omission**

The Council noted:

- (1) The omission to the Forward Plan for June 2019 and
- (2) The publication of the omission notice

**50. Significant Property Acquisition**

Cabinet Minute 61, recommendations from the Cabinet meeting earlier that day, was opposed by Councillor Jones. The Lord Mayor asked the Council to consider the suspension of Standing Orders 30 and 38 to allow a full presentation to take place by the Director of Finance and Section 151 Officer, and also to allow Group Leaders to be able to speak for up to 10 minutes each.

The suspension of Standing Orders 30 and 38 was proposed by Councillor Gerald Vernon-Jackson and seconded by Councillor Donna Jones and agreed by the Council.

Chris Ward, Director of Finance and Tom Southall, Assistant Director Property & Investment, gave a presentation before answering questions raised by members. After extended time given for questions a brief adjournment took place.

The Cabinet decisions (1 and 2) were noted as per the circulated sheet of Cabinet recommendations of 17 June 2019.

The Cabinet recommendations (3 to 5) were proposed by Councillor Gerald Vernon-Jackson and seconded by Councillor Pitt that:

- (1) (a) That the acquisition of Lakeside North Harbour Business Park be added to the Council's Capital Programme and financed by borrowing, subject to:
  - i) The satisfactory completion of the outstanding due diligence
  - ii) A financial appraisal (based on the completed due diligence) being approved by the Director of Finance & Section 151 Officer which demonstrates that the total financial impact and financial risks are affordable and manageable by the Council over the longer term.
- (b) That the following Treasury Management Limits be approved:

- i) That the authorised limit for external borrowing be increased to £807m
  - ii) That the operational boundary be increased to £777m
- (2) That the Council notes that the following urgent decisions have been taken by the Chief Executive in accordance with Standing Order 58 of the Council's Procedure Rules in order that advance treasury management preparations could be made for the transaction should the Council approve the acquisition:
  - i) That the investment counter party limit for Barclays Bank Plc has been temporarily increased to £100m
  - ii) That the sector limit for investments in money market funds has been temporarily increased to £104m.
- (3) Note that in approving the temporary changes to the treasury management limits, no obligation to acquire the property has been entered into and no long term financial liabilities have been incurred. The changes simply enable the Council to accumulate the necessary funding in a risk managed and cost efficient manner and have funds available should the transaction be approved, the risks are considered negligible.

Upon being put to the vote this was CARRIED.

The meeting concluded at 8.51 pm.

.....  
Lord Mayor

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# Agenda Item 8

Agenda item:

**Title of meeting:** Cabinet

**Date of meeting:** 9 July 2019

**Subject:** The Aquind Interconnector Project

**Report From:** Chief Executive

**Report by:** Paddy May, Strategy Unit

**Wards affected:** All

**Key decision:** No

**Full Council decision:** No

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## 1. Purpose of report

1.1. The purpose of this report is to provide Cabinet with information about the proposal by Aquind Ltd to develop an electricity interconnector and to outline what some of the implications for Portsmouth might be. The report also seeks the advice of members on how we should respond to this proposal.

## 2. Recommendations

2.1. Cabinet is recommended to:

2.1.1 Note that Aquind are seeking to develop an electricity Interconnector between the UK and France with a converter station in Lovedean. They are proposing to "land" the high voltage DC (HVDC) electricity cable at Eastney and run it up through Portsmouth to the converter station at Lovedean.

2.1.2 Note that despite representations from Portsmouth City Council that the Aquind proposal should be determined by the relevant local planning authorities (including Portsmouth City Council), the Government has decided that the proposal was a 'Nationally Significant Infrastructure Project' that should be determined by the Secretary of State through the Development Consent Order process.

2.1.3 Seek the support of Full Council to reinforce the Cabinet's objection to the route of the HVDC cable whilst also working constructively with Aquind and other stakeholders.

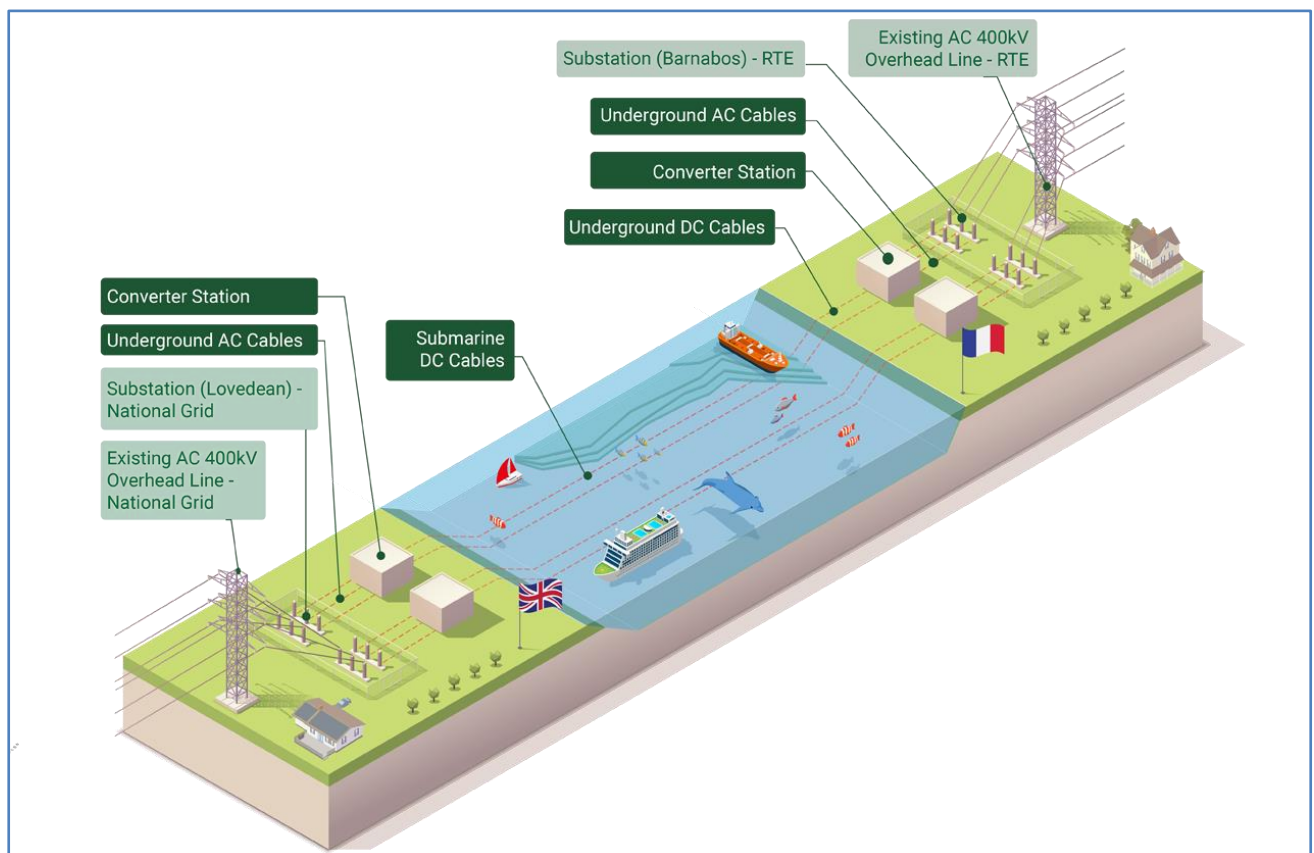
2.1.4 Agree that the Council responds to this proposal in a coordinated way and where possible works with neighbouring councils on any common approaches.

2.1.5 Note that any additional external costs incurred in the current year associated with the need to make an informed and considered response to the proposal will be met from the Council's Corporate Contingency.

### 3. Background

3.1 Aquind Ltd is proposing to construct and operate an underground and marine electricity interconnector between the south coast of England and Normandy in France (the AQUIND Interconnector). This interconnector will have capacity to transmit up to 16 million MWh (or 16 TWh) of electricity annually or approximately 5% of Great Britain's total electricity consumption and 3% of the French total electricity consumption. The technology used will allow the flow of electricity both ways. Aquind are proposing that the interconnector cable will come ashore at Eastney and that the cable will run up through Portsmouth to a converter station in Lovedean. This converter station will convert the electricity from direct current (DC) to alternating current (AC) and will feed the AC electricity into the National Grid (or will convert national grid power from AC to DC to transmit to the French converter station in Normandy).

3.2 The diagram below is from the Aquind website and shows how the concept of the interconnector will work.



3.3 Aquind have stated that in 2015 National Grid confirmed their substation at Lovedean, near Waterlooville, as the preferred substation which would

connect the interconnector to the national electricity network. In June 2016, AQUIND signed a grid connection offer with National Grid for connection to the existing Lovedean substation. AQUIND then considered their preferred options for the preferred locations for the converter station, the landfall point and the HVDC cable route. They identified their preferred landfall point as Eastney (their documentation refers to a car park near Fort Cumberland). Aquind stated that they looked at alternative landfall sites, including Hayling Island, but that they discounted this because of the difficulties in crossing Langstone Harbour and the use of the Hayling road bridge for the crossing.

- 3.4 Whilst the exact route for the HVDC cable, once it has hit land, is yet to be finalised, documents from Aquind have stated that the route for the HVDC cable will follow built-up urban areas within Portsmouth including Eastney, Milton, Anchorage Park and Drayton. Their initial proposal was that the HVDC cable will be buried, along with a data cable, within hard standing areas of existing Portsmouth highways including the A288, the A2030 (Eastern Road) and Farlington Avenue, before heading on to Lovedean via Purbrook and the A3. We are currently discussing with Aquind how disruption can be minimised and so, for example, we are exploring with them whether the cable could go between the Eastern Road and the coastal defences rather than along the Eastern Road. It should be noted that although a route up through Langstone Harbour would minimise disruption this would not be acceptable in planning terms because of international and national ecological designations relating to the harbour. The Council will also want to ensure that any construction will not materially impact on air quality and air pollution either directly or through any congestion caused. This is something that will need to be negotiated with Aquind.
- 3.5 On 19 June 2018, Aquind sought a Direction from the Secretary of State for Business, Energy and Industrial Strategy under section 35 of the Planning Act 2008 (the 'PA 2008') that their proposal be treated as development for which development consent under the PA 2008 is required. Leaders of the Local Authorities in the area wrote to oppose this proposal. However, on 30 July 2018, the Secretary of State issued a Direction confirming that the development should be treated as a Nationally Significant Infrastructure Project. The Secretary of State decided this because:
- The proposal is similar in size to a generating station that would qualify to be considered as nationally significant.
  - Following the process through the Planning Act 2008 development consent process, provides the certainty of a single, unified consenting process and fixed timescales.
  - It reduces the need to apply for separate consents from the Marine Management Organisation and local planning authorities.

This means that Aquind must submit an application for a Development Consent Order ("DCO") to the Secretary of State to obtain the necessary consents for the construction and operation of the proposal. Because of this, Portsmouth and neighbouring authorities will not be the planning authority for the proposal, but will be a consultee and will be able to submit

evidence to the Planning Inspector who will be considering the application on behalf of the Secretary of State. The Inspectorate will subsequently make a recommendation to the relevant Secretary of State. Details of the application and supporting documents are on the following website:

<https://infrastructure.planninginspectorate.gov.uk/projects/south-east/aquind-interconnector/>

- 3.6 To summarise, Aquind have obtained agreement from the Secretary of State that their proposal is a project of national significance and that since it will be dealt with through the DCO process, the relevant Secretary of State will make a decision having received a recommendation from a Planning Inspector. The Council will be able to make representations to the Inspector but will not be making the decision.

#### **4. Timeline**

- 4.1 Aquind undertook consultation on its proposals between 27/2/19 and 29/4/19. The consultation documents are still available to view and download on their consultation website at [www.aquindconsultation.co.uk](http://www.aquindconsultation.co.uk). The City Council had concerns about the consultation process but notwithstanding this, the Director of Regeneration at Portsmouth City Council provided a detailed response to their consultation document. This is attached as Appendix 1 and is summarised in Section 5 below.
- 4.2 Aquind have stated that they expect to submit their DCO application in quarter 3 2019. After receipt of the application, there will be 28 days for the Planning Inspectorate to review the application and decide whether or not to accept it for examination. If the timeframe is met, and the proposal is accepted for examination, the public and other consultees will be able to give their written views on the proposal before the public examination starts. It is expected that the public examination would take place in Spring 2020 and could last up to 6 months. The Planning Inspectorate will make a recommendation to the Secretary of State (within three months of the close of the public examination). The Secretary of State will have a further three months to make the final decision.
- 4.3 Aquind have stated that if they obtain a DCO that they expect to start construction works in early 2021 with the interconnector becoming operational by 2023.

#### **5. Implications for Portsmouth**

- 5.1 Whilst Portsmouth will not be making the planning decision on this proposal, it is important that we continue to fully engage with the process to ensure that if Aquind are given permission to proceed with their proposal that we are able to represent the interests of Portsmouth and the residents of the City. A range of different services are engaged with the proposal including planning, highways, parks and property. If the proposal goes ahead we will also have an important issue of helping to communicate to our residents.
- 5.2 As stated above the Director of Regeneration responded to the Aquind consultation (see Appendix 1). This consultation response made the following key points in the summary:



- Alternative options for connecting to the national grid not properly explored
- Alternative options for landfall not properly explored with inconsistent application of factors e.g. the constraints for Hayling Island about Langstone Harbour and the road bridge also apply to the Portsmouth proposal
- Insufficient consideration of the disruption to Portsmouth of the construction works and insufficient account taken of the environmental, social and economic effects of the proposal and different options
- Insufficient promotion of the consultation and concerns about the quality of the consultation process
- The need to consider the cumulative impact of this with other development proposed such as the flood defence work
- Guarantees that appropriate mitigation will be in place to counter the disruption caused during the development phase
- The establishment of a "fund for community" to benefit the communities affected by hosting the development

The response also looked in detail at traffic and transportation issues, air quality issues, impact of coastal flood defences, archaeology issues and impacts on socio-economics / human health.

- 5.3 If Aquind are successful in their DCO application it is worth noting that they will be seeking Compulsory Purchase Powers to acquire land or interests in land to implement their proposals. As a recognised Statutory Provider they do have certain rights to undertake works but they have stated they will be seeking CPO Powers in addition to these rights. They have advised that these powers would not be used on any residential properties within Portsmouth but this process could affect interests held by the Council.
- 5.4 Members are asked to consider whether they wish to maintain the Council's approach that we should object to the route of the HVDC and that it should not be laid in Portsmouth. It is suggested that the views of Full Council are sought to confirm whether this is the view of the Council.
- 5.5 However, whilst the City Council may wish to object to the proposal, or aspects of the proposal, it is important that we maintain a positive working relationship with Aquind. We have a Duty to Cooperate with Aquind as they develop their proposal and we have already worked jointly with them on a number of studies. We are in the process of signing a planning performance agreement with them which will enable further joint work to be undertaken. We need to work with Aquind to make sure that if the project goes ahead the people of Portsmouth are not disadvantaged by the project. This would mean, for example, that if community facilities are lost during or because of the construction, that replacement facilities are available or reinstated to at least as good a standard.
- 5.6 With a complex project such as this, it is important that we respond as one organisation. Processes have been put in place to help facilitate this and officers are looking to strengthen this with arrangements to log all

engagements with Aquind. Regular meetings are also taking place to ensure that everyone is aware of what is happening on the Aquind project. The Aquind proposal will also impact on neighbouring authorities (including Hampshire County Council as the Highways authority and Havant BC, East Hants DC and Winchester CC as planning authorities). Whilst our interests might not always align, it is important that where possible we seek to promote a common line on common issues. Officers are working with their colleagues in neighbouring councils to try to ensure that this happens but we still need to make sure that all decisions are within the overall PCC approach that is agreed.

- 5.7 Whilst the planning performance agreement will help fund posts / backfill and a number of the joint studies and work needed on the Aquind proposal, we may wish to commission some of our own studies as well. This will require resource and we may wish to instruct Counsel for the examination or for legal advice before the examination. If this can be done jointly with others it will reduce the cost, but officers will need to identify what potential costs may be needed to deal with the Aquind Project and come back to Members with further details. We will seek to recover costs, where possible, from Aquind in terms of the time that is being spent on this project. Officers will also need to develop a detailed project plan of what needs to be done in line with the key milestones detailed in Section 4.

## **6. Reasons for recommendations**

- 6.1 The Aquind project has potential significant implications for the City and so it is important that Members are aware of the proposal and what the implications might be. As a Council we need to be aware that there may be resource implications for us to deal with the Aquind project and that we will need to respond in a positive and coordinated way.

## **7. Equality impact assessment (EIA)**

- 7.1 With this project being an Aquind Project dealt with through the Secretary of State it will be for them to ensure that the appropriate impact assessments, including the equalities assessment, are fully completed.

## **8. Legal Implications/City Solicitor comments**

- 8.1 Legal comments are made throughout the report in as far as they relate to the procedural steps involved in a DCO application.
- 8.2 The Council is considering whether to enter into a planning performance agreement with Aquind to recover associated costs to the planning department in undertaking the additional work that will be required of the department as a consultee to a DCO application.
- 8.3 The Council is highly likely to instruct Counsel at the inquiry stage to present its position on the scheme as a consultee.

## **9. Director of Finance and Information Services comments**

- 9.1 If the Council maintains its position of objecting to the route of the HVDC cable then it may need to incur significant expenditure. The exact amount of expenditure is at this time unknown. For any necessary additional expenditure in 2019/20, required to make an informed and considered, the

Council will need to release funding from the Corporate Contingency. Any necessary additional expenditure beyond the current financial year will need to be reviewed as the challenge develops and factored into the forthcoming budget process. Any expenditure that the Council incurs is spent at risk.

- 9.2 As well as incurring external expenditure the Council will also need to dedicate internal staff resources to this project and re-prioritise resources accordingly.
- 9.3 Should the HVDC be laid on land, the Council will need to work closely with Aquind to ensure that as a minimum is in a no worse financial position.

**Background list of documents: Section 100D of the Local Government Act 1972**

The following documents disclose facts or matters, which have been relied upon to a material extent by the author in preparing this report:

Title of document	Location

**Appendices:**

Appendix 1 - PCC Consultation Response to Aquind Ltd

Signed by:

.....  
 DAVID WILLIAMS  
 Chief Executive

The recommendation(s) set out above were approved/ approved as amended/ deferred/ rejected by ..... on .....

..... Signed by:



Aquind (by email)  
[aquindconsultation@becg.com](mailto:aquindconsultation@becg.com)

Regeneration  
Civic Offices  
Guildhall Square  
Portsmouth  
PO1 2AU

29 April 2019

Dear Sir/Madam

**Re: Aquind Interconnector consultation response**

Thank you for the consultation on this project and Portsmouth City Council's response is set out below.

**1. A summary of key concerns**

- 1.1 The proposal should demonstrate that there is a need for any new electricity infrastructure project of this nature and clarify whether the original business case is still valid, from when the National Grid Transmission Studies identified 10 substations that could accommodate the Interconnector. The reasons for early discounting of 7 substations should be included.
- 1.2 The Council considers the project should be determined by the relevant local authorities through the planning application process rather than a Development Consent Order. By a joint letter with East Hampshire District Council, Hampshire County Council, Havant Borough Council, South Downs National Park Authority and Winchester City Council dated 11 March 2019 the Council wrote to the Secretary of State to confirm this point.
- 1.3 The rejection of the potential location of Chickerell, near Weymouth, was made on the basis that a connection would require "rebuild of the substation and wider reinforcements across the network" (para 2.4.3.5 of PEIR Chapter 2). The Overarching National Policy Statement for Energy (ONPSE EN-1) recognises the need for new network infrastructure but that the suitability of appropriate solutions based upon technical considerations and constraints alone would not balance consideration of wider environmental effects. In this context, the Council's view is that insufficient consideration has been given to assessing alternative landfall options along the south coast particularly those that would not cause major disruption in a highly built up area such as Portsmouth.
- 1.4 Available information on alternative options and their impacts appears inconsistent and insufficient to judge the conclusions drawn. Consideration of alternative landing points and cable routes for the Interconnector appears incomplete. Hayling Island, for instance, is discounted for constraints associated with crossing Langstone Harbour and inability of Langstone bridge to carry the cables; the same constraints exist for Eastern Road bridge that also forms a crossing of the same environmentally sensitive harbour. Cabling along the former Hayling railway 'Billy' line could have significant benefits during construction compared with a highway route, for any future disruption of repair/maintenance of the Interconnector over its lifetime use and path improvement upon completion.

- 1.5 The Council reserves its position in relation to the use of CPO powers by the Developer. The Council expects that the Developer will seek to demonstrate that the project meets an overriding public interest in order to justify the use of such powers which at this stage is not proven. As this is subject to further negotiation the Council would welcome further information from the Developer regarding its intentions in this regard. The Council will seek to robustly protect its landholdings and anticipates that the Developer will seek first to acquire any land or interests in land by genuine negotiation in the standard way, and only consider CPO powers as a matter of last resort. The Council anticipates needing to make further representations in relation to CPO issues at later stages of the process.
- 1.6 The promotion of the formal consultation in local media and via social media is considered insufficient. More resources/advertising should be allocated to promoting the consultation events and promoting the consultation to the wider population as well as those directly impacted by the proposed cable route; for example, people who use the recreational areas that will be affected would likely be unaware of the consultation and would have missed this opportunity to voice their opinion. The engagement with other stakeholders, community or interest groups and others who may have an interest in the proposed development as well as hard to reach groups has not been sufficient for a project of this size and significance.
- 1.7 The Council note the options appraisal for a converter station around Lovedean reference avoiding 'densely populated areas' to the east and south as well as the constraint of a 'well-traversed highway network', which is contradicted by the selection of Portsmouth as the location for the substantive part of the cable route. Covering just 40sqkm, Portsmouth is the most densely populated city outside of London, at over 5000 people per sq km. The A2030 (Eastern Road) conveys in excess of 40,000 vehicles per day and represents only 1 of 3 road links between Portsea Island and the mainland. Any reduction in capacity on one of these three key routes seriously reduces the resilience of the already strained highway network in Portsmouth.
- 1.8 A final route through Portsea Island and the mainland beyond has yet to be defined. It is not clear why Portsmouth has been chosen as the landfall point for the on-shore cable and even if large parts of the route were to be off-highway, there would still be considerable scope for disruption. It has been suggested the cable route will encroach into the highway as little as is practicable, however, in certain locations this will be unavoidable. The implications of cabling through the highway would, however, be far greater than off-road routing and result in severe impacts upon traffic movement with significant disruption and inconvenience to city residents, businesses and visitors. Queueing, diverted or rat-running traffic will significantly impact air quality, detrimentally impairing the ability of PCC to achieve its statutory obligations.
- 1.9 In national policy, where a new energy NSIP may give rise to substantial impacts on the surrounding transport infrastructure, including during its construction phase, the applicant should mitigate these impacts of the development. Given the serious congestion on the local highway network this must look beyond simply Construction Management to mitigate issues in construction.
- 1.10 A fund for community benefits to secure localised improvements for road users must also assist project mitigation. Biodiversity enhancement measures and a delivery programme for such improvements at Eastney beach after completion of works for the landfall underground connection bay would also form essential mitigation works.
- 1.11 The potential for cumulative effects and co-ordination of the Interconnector project with other development schemes must be assessed. A number of planned works and events conflict with the proposed cable route(s). The most significant of these will be the Coastal flood defences being renewed along both the eastern side of Portsea Island and the Seafrost, Eastney to Old Portsmouth; these schemes will clash with the Interconnector construction programme. Whilst coastal defences work will not encroach into the A2030, there will be a

number of associated HGV movements, as compound space is extremely restricted. Due to constraints imposed upon these works as a result of the protections placed upon Langstone Harbour, no delay can be accepted as the programme is carefully planned to avoid impacting on protected wildlife for overwintering periods.

- 1.12 The absence of a clear rationale and weighting of environmental, social and economic effects, taking into account of technical feasibility, call into question the discounting of the East Wittering cable route where crossing private land could have significant benefits during construction compared with mainly highways routing.

### Specific topics

#### 2. Traffic and transport (Chapter 21)

- 2.1 The likely traffic delay resulting from the development is noted with many links within Portsmouth predicted to experience Major Adverse impacts (listed within Appendix 21.2). It is suggested that LinSig software will be used to model the impact of temporary traffic signals; this software will not model the wider network and detail cumulative impacts and therefore is highly unsuitable and not fit-for-purpose to accurately predict the likely impact of lane and road closures, especially on those routes deemed most sensitive. Modelling must account for wider issues/development closures that affect the network during the construction phase. This is especially important with regards emergency services response; statistics from South Central Ambulance Service (SCAS) show that for every one minute of delay to their response, patients' life expectancy decreases by 10% in cases of cardiac arrest. It will therefore be necessary to understand the scale of any delays caused in order for emergency services to be able to respond accordingly.
- 2.2 A defined route through Portsmouth has yet to be determined and remains unclear whether the favoured route is entirely through Highways land or varying between Highway and privately owned land. This is especially prevalent in the Milton area of Portsmouth where two very different alignments are indicated. The implications of the Highway route would be far greater than the mostly off-road route however both potential alignments would be expected to cause significant disruption to residents, businesses and visitors.
- 2.3 The A2030 - Eastern Road - is a prime example; large parts of it will be significantly affected over an extended period of time. The A2030 conveys in excess of 40k vehicles per day and forms one of only three road links between Portsea Island and the mainland. Any reduction in capacity on one of these three key routes will seriously reduce the resilience of an already strained highway network in Portsmouth. Given the density of population in Portsmouth and significantly congested road network, a development of this type in this location would be highly unsuitable and it must be questionable what appropriate mitigation would be capable of being implemented to manage the impacts of the works.
- 2.4 Significant impacts would be experienced by all road users along the routing of the cable during construction. The roads proposed to form the cable route through Portsmouth are mostly classified roads and form a corridor linking the eastern areas of the city to the national strategic network. It is expected that motorised users of the affected roads and non-motorised users including pedestrians and cyclists will be significantly affected.
- 2.5 Some details of potential vehicle movements have been given in the PEIR that may not be expected to be material to the operation of the highway network *provided these movements take place outside of peak periods*. Works are suggested to take place between 07:00-19:00 each day, however, it is unlikely that such working hours could be permitted. Planned works on traffic sensitive routes in the city are normally only allowed during off-peak hours, which in practice are typically between 09:30-15:30 each day. Portsmouth also operates a number of works embargoes coinciding with major events, Bank Holidays and for the entire month of

- December. Only emergency works will be permitted during these periods. The currently proposed construction programme does not appear credible given the likely restrictions on road space in Portsmouth.
- 2.6 Abnormal loads are briefly noted in Chapter 21 of the PEIR. The frequency and/or proposed route of abnormal loads are not detailed. Aquind's consultants have suggested that 50T cable drums would be brought to site each day from the Ferryport (where the cable drums are proposed to be stored). This would result in abnormal loads being transported through the centre of Portsmouth on a daily basis, which would inevitably disrupt traffic and bus services even if undertaken outside of peak hours.
- 2.7 A detailed Construction Traffic Management Plan would be required, with a tailored CTMP produced for each phase detailing the Traffic Management requirements, to manage traffic effectively and minimise delays. Details of consultation carried out with residents should also be included, to be agreed with the LHA. A full set of Traffic Management drawings will be required as part of the CTMP which will be agreed by the LHA and Colas. Presently the traffic management drawings are very high level and simply indicate where lane closures/road closures are required, and additional table in Appendix 21.1 details this in more detail. It is suggested that roads closed will allow vehicular access for residents outside of working hours; this will be unacceptable, access to residents and business should be retained at all times.
- 2.8 At engagement meetings with Aquind's transport consultants, it was suggested that due to the scale of the project, more than one contractor is likely to be granted contracts for work packages associated with this project. It is of paramount importance that coordination is achieved between the two (or more) contractors as delays to one (or more) of the contractors have the potential for additional and unnecessary delay especially of working on the same section of road. The CTMP should detail how this relationship would work if multiple contracts are to be awarded and who will ultimately be responsible for coordinating highways works.
- 2.9 The City Council is currently in receipt of ministerial directives from DEFRA with regard to the Air Quality in Portsmouth. Whilst the areas subject to these directives are not located along the proposed cable routing, it is likely that the works will result in diverting trips to the other two main routes which each have a ministerial directive placed upon them (A3 & A2047). Recent Air Quality modelling also suggests that the air quality in Portsmouth is worsening with the areas of exceedance likely to increase from 4 to approx. 12. Compliance in the areas subject to ministerial directives must be achieved by mid-late 2021, putting this date firmly within the construction period for this project. A sustained period of disruption as would be caused by the proposed works has the very real potential of contributing further to the poor air quality in Portsmouth and this in itself should be a key reason to consider alternative routes outside of the city.
- 2.10 The Overarching National Policy Statement for Energy (ONPSE EN-1), in para 5.13.6, states that a new energy NSIP may give rise to substantial impacts on the surrounding transport infrastructure, including during the construction phase of the development. The applicant should mitigate these impacts with an aim to secure more sustainable patterns of transport development when considering mitigation measures (para 5.13.9); funding to bring forward proposals for increased capacity in the P+R (Tipner) earlier may, for instance, present an effective management measure for road congestion and mitigate against contributing to poor air quality.
- 2.11 Network co-ordination will be required for major events that form important contributors to the city's local economy as a visitor destination, such as Bank Holiday weekend music events and The Great South Run. The latter is a 10km road race held in Southsea and Eastney every October that require extensive road closures. No highway works can be in place during such major events. The proposed programme of works for the development will likely clash with significant schemes being delivered in Portsmouth and risks delaying these work packages; in

the case of proposed works associated with the Transforming Cities Fund any delay could jeopardise the overall delivery given the time restrictions likely to be placed upon the funding. The City Council, in conjunction with Hampshire County Council and the Isle of Wight Council, has been shortlisted for a share of this Fund. The proposed cable route will intersect and travel along sections of the route proposed to form the new South East Hampshire Rapid Transit (SEHRT) network. If successful in obtaining funding, the programme of works will run until 2022 and is time limited. Implementation of what will be a congested delivery period could not be delayed nor could newly installed highway infrastructure be disturbed or undermined.

- 2.12 Through a PFI, Colas contractually undertake the network duty of coordination of third parties/statutory undertakers on the public highway acting as Local Highway Authority. All works on the public highway are required under the New Roads and Street Act and Traffic Management Act to have notices served correctly on the Street Works Register, appropriate traffic regulation orders etc. Colas highlight a need for collaborative working/programming and raise concern that presently the PEIR provides no details on of procedural requirements for any highways works, including any necessary seasonal embargo or other traffic sensitivity limitations.

### **3. Air Quality (Chapter 22)**

- 3.1 The PEIR appears to significantly downplay the potential effects on Air Quality, detrimentally impairing the ability of PCC to achieve its statutory obligations (see para 2.9 above).

### **4. Impact on Coastal Flood Defences**

- 4.1 The potential cable routing through the recently a completed Flood Defence bund along Milton Common raises serious concerns about the integrity of the defence bund and resulting effects on liabilities and guarantees for these completed works. There is no information on maintenance of the defence works, reference to relevant guidance or construction into flood defence as a last resort option.
- 4.2 The PEIR states "flood defence integrity would need to be maintained". The suggested routing "via the footpath which forms part of the sea defences" does not recognise that the cables would not be formed in a surface layer trench of the bund but require excavation into the sea defences designed as lower level rock armour along the foreshore.
- 4.3 The potential impact on flood risk cover fluvial and pluvial rather than on coastal or tidal effects, which is disappointing when options for part of the works to be through existing Flood Defence infrastructure is included. There is no sequential test assessment of route options.
- 4.4 Phase 4 of the North Portsea Island defence scheme will be on site and under construction over the proposed period for the Aquind project. There is no indication of where Aquind propose compounds along Eastern Road. From work already undertaken and pre-construction planning and agreements for Phase 4 of the North Portsea Island defence scheme it is clear that compound space along the A2030 corridor is severely limited.

### **5. Socio-Economics/Human Health (Chapters 24 & 25)**

- 5.1 A detailed assessment of the impact on individual parks, recreation, sports pitches and other areas of open space provision will be required. Any loss of open space will result in significant adverse effects on health and well-being. Although described as temporary and will be restored upon completion, the PEIR identifies an integral part of understanding of the impacts on open space and recreational areas will be the duration of construction activities. The timing/programming of works associated with sports pitches will also inevitably be integral to potential impacts. The following sub-paragraphs set out particular considerations that the Developer will need to take account of in carrying out a detailed assessment.



- 5.2 There is no mitigation or reprovision of open space and sports pitches during the period of works with detrimental effects on leisure/recreational provision, play facilities serving local communities, interruption to tenancies of allotment plots effecting the health and well-being of residents.
- 5.3 It is anticipated that there may be a negative impact on the operations of the municipal golf course with potential loss of membership and casual play on the local leisure/recreation offer, and effects on trading operations of leaseholders and concessions.
- 5.4 It is considered that there may be an impact on, and loss of, open space for the holding of events or use to support events elsewhere in the city.
- 5.5 The Developer will need to assess the impacts of a loss of established or mature trees and their contribution to air quality, health and well-being that cannot be readily compensated for in the shorter-term by equivalent numbers of replacement (smaller) tree planting.
- 5.6 The temporary loss of parking provision that serves the open spaces during construction will affect public access to these spaces. A localised change to patterns of dog walker activity would be likely to impact recreational disturbance on the SPA for waders and brent geese. In this context, a financial contribution will be necessary to mitigate the impact on the SPA.
- 5.7 It is expected that there will be a long-term impact on land drainage, water pipe and irrigation networks from heavy plant movements and cable excavations.
- 5.8 The proposed programme of cable works will potentially give rise to a loss of business activity within the city due to increased congestion.

## **6. Archaeology (Chapter 20)**

- 6.1 In relation to land between the north side of the railway mainline and the administrative boundary of the city there are no cultural heritage assets recorded. There are some fields, open space north of the reservoir and Zetland field that may contain as yet unrecorded archaeological features although the majority of the route follows the existing road network where the likelihood of exposing archaeological features and/or deposits is considered to be negligible.
- 6.2 The land south of the railway mainline follows the existing road network (A2030) as well as Farlington playing fields where there no cultural heritage assets are recorded but the possibility remains of yet unrecorded archaeological features within the recreational ground. Land south of the A27 and Eastern Road roundabout consists of intertidal mudflats within Langstone Harbour. This is a drowned prehistoric landscape with the possibility of uncovering ancient peat deposits, as well as stray archaeological finds. Opposite the junction of Norway Road/Eastern Road is Kendall's Wharf where previous Geotechnical surveys have not recorded any archaeological features or deposits although the potential for as yet unrecorded features does remain, albeit not high.
- 6.3 Much of the route south of Kendall's Wharf to Milton Common follows the existing road network where the likelihood of exposing archaeological features and/or deposits is considered to be negligible. Other parts of Milton Common are made up largely of modern waste material, dumped over former intertidal mudflats and clays where the archaeological potential is considered to be negligible.
- 6.4 Land further south between Milton Common and Henderson Road splits the potential route two ways. One follows the existing road network where the likelihood of exposing archaeological features and/or deposits is considered to be negligible. The other includes (1) the area of relative high ground immediately to the east of St James' Hospital believed to have been occupied in the prehistoric era and any construction may expose archaeological features and/or stray finds and (2) the cable route crosses the line of the former Portsmouth Canal and whilst excavations may expose infilled remains of the canal basin (yet to be properly recorded), it is doubtful works would expose enough of the feature for interpretable sections to be

recorded. The route also crosses the allotments to the south of Locksway Road; this area contains no recorded heritage assets, although there is potential for as yet unrecorded archaeological features and/or deposits to be found.

- 6.5 At its far south-east end the cable route crosses surviving WWII Beach Defences at Eastney. It would be necessary for construction to avoid damage to these defences. The areas of beach and adjacent to it are considered of low archaeological potential, although as always there is a chance of as yet unrecorded archaeological features and/or deposits being exposed during groundworks. As for Fort Cumberland Road and private road linking it, the likelihood exposing archaeological features and/or deposits is considered to be negligible.
- 6.6 A full archaeological survey along the final cable route through the city should be provided.

#### **7. Other heritage assets (Chapter 20)**

- 7.1 Although the final cable route is still to be defined, at Eastney is Fort Cumberland (a scheduled monument and Grade II\* listed building) as well as WWII Beach Defences (Grade II listed structures). Along the proposed cable route on the A2030, at its junction opposite Burrfields Road, is Great Salterns (Grade II listed building). Any impact on these heritage assets should be avoided.
- 7.2 In response to Historic England's scoping opinion response that particular attention should be paid to Fort Cumberland and an expectation that all options to choose a route that will not impact the Fort will be explored, the PEIR confirms the proposal would entail no physical impacts within or near the scheduled monument constraint area and the onshore cable route would be buried with no setting impacts.

#### **8. Ground conditions (Chapter 18)**

- 8.1 There are areas of significant site contamination along the identified route options and areas that have been previously remediated. Until the applicant assesses available records and create a conceptual model with knowledge about what is known about the ground conditions it remains problematical to comment further.
- 8.2 The boreholes locations shared by the applicant with the City's Contaminated Land Team were chosen for convenience and access rather than pollution risk. The initial survey is only indicative and there will be additional phase of works to consider ground pollution. The sampling to assess pollution along the length of the cable route and assess risks before starting any works should target areas of pollution and be based on a Conceptual Model of the risks created in accordance with CLR11 and following BS10175:2011+A2:2017 'Investigation of Potentially Contaminated Sites Code of Practice'.
- 8.3 The survey by Aquind was to be completed at a later date by completing the desk study research and then undertaking further sampling as suggested in the updated Conceptual Model. Whilst most proprietary environmental searches will highlight areas of industrial use and so likely pollution, commercial searches do not include records that should be viewed for other site investigations and other sources of information such as historical petroleum storage, trade directory entries that are often variable between companies. The PEIR confirms councils have been contacted but it does not follow BS10175 because the information gathering phase has not yet been undertaken - at this stage the consultations from other local authorities have been 'noted' but not responded to. The work deviates from best practice and risks not adequately assessing pollution. It is expected this will be corrected when all responses have been consolidated.
- 8.4 Without the adequate level of detail about the sample locations and defined cable route, the survey cannot be targeted and the assessment of risks cannot be undertaken. The PEIR confirms the applicant intend checking council records for the full cable route and updating their conceptual model.

- 8.5 Whilst a general Method Statement should be in place to resolve unforeseen pollution encountered, there should be assessment and remediation documents in place for foreseeable areas to guide site working, remediation and waste disposal.
- 8.6 The PEIR confirms the applicant would not intentionally import contaminated soils that could pollute aquifers but detail is required as clean soil only must be used for restoration of areas of public open space.
- (a) The remediation of any disused landfill sites that the cable route may encounter must not be compromised, and the quality of restoration soils left at the surface should be proven clean and documented as such so no concerns are created and the migration of bulk gases (carbon dioxide and methane) must be prevented both during and after works
  - (b) If crossing the city's coastal defences that are in places created using restoration soils, the structural integrity must be ensured and chemical suitability of the soils in this area of public access maintained and proven clean
  - (c) Any polluted locations or areas of remediation should be known in advance, and the approach to these areas to ensure no new exposures, not allowing the movement of pollution, both during and after works should be documented in advance of works.

#### **9. Onshore Ecology (Chapter 16)**

- 9.1 The level of assessment and information on biodiversity is still being formulated, including mitigation to secure enhancement measures.
- 9.2 Until the defined route is identified there is potential for significant effects on bird disturbance to the Solent SPAs (notably the adjacent Langstone and Chichester Harbour SPA, designated predominantly to protect over-wintering birds) and Functionally Linked Land lying outside the physical boundaries of the SPA/Ramsar sites used by birds associated with the designated sites or measures for mitigation required to reduce impacts to acceptable levels to ensure the Conservation of Habitats and Species Regulations 2017 (the Habitat Regulations) and integrity of any relevant European sites are met. The impacts must be appropriately considered through a Habitats Regulations Assessment.

#### **10. Cumulative effects (Chapter 28)**

- 10.1 Chapter 28 has yet to be completed although sets out the intended methodology. In the absence of assessment the applicant and relevant local authorities should agree the approach to assessment and mitigation of how such a proposal would be implemented alongside other developments.
- 10.2 New development at Fraser Range Eastney (at para 28.6.3.7) is identified. A planning application for this site, ref 19/00420/FUL, has been formally submitted for new housing (for around 130 dwellings) with sea defence works, which is pending registration.
- 10.3 Reference is also made to Coastal Defence Schemes for Portsea Island (at para 28.6.3.8). A planning application for Phase 4(A) of the North Portsea Island defence scheme, between Kendall's Wharf and the A2030 (Eastern Road), was formally submitted on 23 April 2019. Furthermore, the £115 million Southsea Sea Defence project is also expected to be submitted by the end of May 2019; it covers a 4.5km stretch of seafront, from Old Portsmouth to Eastney, designed to protect 8,077 homes and 704 businesses from the risk of tidal flooding for the next century. Construction is programmed to start in early 2020 and the project completed in 2026. Further details of the project can be found at: <https://southseacoastalscheme.org.uk/>

#### **11. Land acquisition and rights over land (Chapter 24)**

- 11.1 In addition to comments at para 1.5, with reference to the Council's position on the use of CPO powers, whilst reserving its position in this regard, the acquisition of any easements in

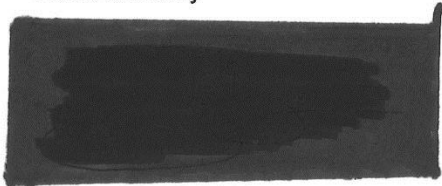
highway subsoil must be subservient to the rights and obligations of the Highway Authority and the management needs of the Highway network.

- 11.2 The Council also reserves its position regarding the temporary use of any Council land affected by the current proposals including acquisition of any interest in land within 1km of the landfall for construction, and operation of infrastructure required, as such details are unknown at this stage.

## 12. Conclusions

- 12.1 The City Council anticipates that all the issues identified above will be addressed in the formal documentation that will be submitted as part of your DCO application. The Council is willing to work with you on this as appropriate.
- 12.2 The City Council does, however, reserve its right to add to and/or expand on the matters raised herein as the application progresses.

Yours faithfully

A large black rectangular redaction box covering the signature of Tristan Samuels.

Tristan Samuels  
Director of Regeneration

<b>Title of meeting:</b>	Cabinet Meeting
<b>Date of meeting:</b>	09.07.19
<b>Subject:</b>	Portsmouth Youth Offending Team (PYOT) Annual Youth Justice Strategic Plan 2019-20
<b>Report by:</b>	Lisa Morgan, PYOT Service Leader.
<b>Wards affected:</b>	All
<b>Key decision:</b>	Yes
<b>Full Council decision:</b>	Yes

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## 1. Purpose of report

1.1 To share with the Cabinet details of Portsmouth Youth Offending Team's (PYOT) Annual Youth Justice Strategic Plan 2019/20 (Appendix 1) and seek approval for that Plan.

## 2. Recommendations

2.1 To approve the plan and the priorities set out within it.

## 3. Background

3.1 The PYOT Annual Strategic Youth Justice Plan 2019/20 has been agreed by members of the YOT Partnership Management Board and requires final approval by Cabinet in line with local governance processes.

3.2 This year's plan has been updated following a review of the previous year's plan and in accordance with the current operational and strategic priorities as agreed by the YOT Partnership Management Board.

3.3 The Plan notes achievements in 2018/19 and identifies a range of partnership working activities which are in place. It also highlights work planned for 2019/20 in respect of key performance indicators and other aspects of our work.

## 4. Reasons for recommendations

4.1 Local Authorities have a statutory duty to submit an annual youth justice plan relating to their provision of youth justice services to the Youth Justice Board (YJB), which can be published in accordance with the directions of the Secretary of State. Key areas of content are stipulated within guidance issued by YJB, subject to local arrangements for

governance and sign off. The Annual Plan 2019/20 has been agreed by members of the YOT Partnership Management Board based on analysis of current risks and needs. It now requires final approval by Cabinet in line with local governance processes.

## **5. Equality impact assessment**

5.1 An equality impact assessment is not required as the recommendations do not have a disproportionate negative impact on any of the specific protected characteristics as described in the Equality Act 2010 for the following reasons:

5.1.1 This is a statutory requirement for us to produce Youth Justice Strategic plan under Section 40 of the Crime and Disorder Act 1998

5.1.2 The Youth Justice plan is an annual review to ensure the plan is up to date and relevant, various agencies and bodies have had the opportunity to comment on the review of the strategy for example: the YOT management board.

5.1.3 The overall aim of this review is to update on the progress made within the strategic plan to date and to make clear the objectives, priorities and necessary changes that are still required to improve service delivery within the YOT

5.1.4 The review does not include any changes to the service provision or policy so an EIA is not required in this instance.

## **6. Legal implications**

6.1 Section 40 of the Crime and Disorder Act 1998 states:

1) It shall be the duty of each local authority, after consultation with the relevant persons and bodies, to formulate and implement for each year a plan setting out:

(a) How youth justice services in their area are to be provided and funded; and

(b) How the youth offending team or teams established by them (whether alone or jointly with one or more other local authorities) are to be composed and funded, how they are to operate, and what functions they are to carry out.

6.2 There are no other legal requirements to note, save that the current plan has been confirmed as meeting the content requirements set out by a representative of the Youth Justice Board.

## **7. Director of Finance's comments**

7.1 The Portsmouth Youth Offending Team budget for 2019/20 reflects the YOT's management and service delivery structure identified in the plan, and there are no direct financial implications associated with this report.

7.2 The Portsmouth Youth Offending Board are aware that the strategic plan needs to be delivered within the constraints of the budget, as identified in the priority listing, and receive regular financial monitoring reports.

7.3 The YOT Management Board also recognises that the budget is currently being pressured by reducing grants and saving requirements in partner budgets.

Signed by: Gail Hancock, Deputy Director Children and Families Services,  
Children, Families and Education

**Appendices:**

**Background list of documents: Section 100D of the Local Government Act 1972**

The following documents disclose facts or matters, which have been relied upon to a material extent by the author in preparing this report:

Title of document	Location
Youth Justice Strategic Plan 2019-20	Appendix 1

The recommendation(s) set out above were approved/ approved as amended/ deferred/ rejected by ..... on .....

.....  
Signed by:





# **PORTSMOUTH YOT (PYOT) YOUTH JUSTICE STRATEGIC PLAN 2019-20**

(As required under S40 of the Crime and Disorder Act 1998)

## CONTENTS

1. Introduction .....	3
2. Summary of Achievements and Best Practice .....	3
3. Structure and Governance .....	5
4. Resources and Value for Money .....	6
5. Partnership Arrangements .....	8
6. Overview of Performance against KPI's .....	9
7. Self Assessment- Strengths and Stretch .....	12
8. Risks to Future Delivery (and mitigation) .....	13
9. Overall Summary .....	14
10. Progress against PYOT Priorities 2018/19.....	15
11. PYOT Priorities 2019/20 .....	18
12. PYOT Plan on a Page .....	21
Appendices:	
- A: PYOT Team Structure .....	22

## **1. Introduction**

Under S40 of the Crime and Disorder Act 1998, it is the duty of each local authority, after consultation with partner agencies, to formulate and implement an annual youth justice plan setting out:

- How youth justice services in their area are to be provided and funded
- How the youth offending team (YOT) or equivalent service will be composed and funded, how it will operate, and what functions it will carry out.

Review of progress against priorities for 2018/19 can be found in pages 15 to 17. This year, a further year-long plan will be submitted in anticipation of new guidance being issued by the Youth Justice Board on the requirement for plans from 2020/21. The priorities set for 2019/20 are outlined in more detail on pages 18 to 20 and are:

- Portsmouth Youth Justice services are offered innovatively, within resource available, across the partnership
- Delivery of Quality Assurance and Management Oversight Frameworks supports 'good' service delivery, and informs ongoing improvement in delivery of practice.
- Reducing First Time Entrants, Reoffending and Use of Custody
- Embedding National Standards 2019

## **2. Summary of Achievements and Good Practice 2018/19**

Early in 2018/19, PYOT Partnership Management Board established a Service Development Plan following benchmarking against new HMIP inspection standards. This Plan has been successfully implemented, and ongoing elements will be carried over into both strategic and operational delivery plans for 2019/20. In particular, performance reporting for PYOT has been revised and enhanced, monitoring mechanisms for assessment timeliness have been implemented, key policies have been updated to ensure currency, and a new range of intervention programmes have been developed for frontline delivery. An inter-YOT Review with Southampton YOS in October 2018 has provided a baseline for assessment of practice, and plans are in place to repeat it this year to test impact of improvement work. An Internal PCC Audit was also carried out in March/April 2019 and has confirmed the YOT has a good sense of place.

Factors impacting on all 3 national key performance indicators have been subject to additional scrutiny, afforded by increased Service Leader capacity, over the year. Analysis has been undertaken in respect of FTE, Custody, Reoffending, LAC and Offending,

and Education over 2018/19, and will inform planning and delivery in 2019/20. Performance regarding disproportionality has been relatively good, and therefore not analysed, but is monitored via quarterly data.

Good progress has been made on understanding the LAC/YOT cohort, and measures are in place to build on this. The existing 'LAC and Offending' quarterly meetings have continued to take place, working to an Action Plan agreed jointly by YOT, Childrens Social Care and the Police in September 2018. A process for 6-monthly snapshot analyses has been established to monitor cohort characteristics, and bi-monthly joint case audits are now taking place with Managers and Practitioners from both service areas (and input from Police) for QA and improvement purposes. The YOT's Priority Young People (PYP) scheme has also been revised to build better links with IRO/CP Chairs.

Systems for youth to adult (Y2A) transitions have also been reviewed, following learning from a significant incident in March 2018 and alongside revisions to the pan-Hampshire Y2A Protocol several months later. As part of this, an existing Y2A Programme has been updated and implemented in Portsmouth, to support young people reaching Y2A transition as well as transfer. Regular 'Y2A' meetings are held (every 6 weeks) with colleagues from the National Probation Service (NPS), Community Rehabilitation Company (CRC) and the local authority Through Care Team (TCT) to ensure relevant cases are discussed and factors relating to transitions in care are also taken into account.

Drawing from examples of effective practice elsewhere and an understanding of its cohort, the YOT has also developed a range of new intervention packages which staff can deliver to children under our supervision including:

- Safety Mapping (based on work done by the Contextual Safeguarding Network)
- Knife Crime Awareness (including safety planning and conflict management)
- Peer Pressure (including content exploring exploitation)
- Engage (for post- Breach work to increase compliance).
- Girls Programme (tackling factors underlying offending behaviour)

Currently under development are programmes in relation to drugs supply and exploitation, substance misuse and motivation to change. Other programmes will be developed during 2019/20 based on emerging caseload profiling.

Additionally, work delivered by the local Junior Attendance Centre has been developed over 2018/19; seeking to increase the number of children attending, enhancing awareness of its delivery through an Open Day held in January 2019, and updating the range of sessions available in light of changes to the YOTs caseload since the JAC's inception. This will continue into 2019/20 through a process of updating session content, and building greater links between JAC and YOT staff as well as building on partnerships with other organisations such as the OPCC Youth Commission and Street Doctors.

A successful Open Day was also delivered by Restorative Justice Practitioners and the YOT Referral Order and Volunteer Co-Ordinator as part of Restorative Justice Awareness Week in November 2018. They have sought to enhance and expand the range of reparation options and Panel venues available across the City. This included building on existing joint-working with Portsmouth City Council's youth and community services to make use of their shared facilities, and developing links within the retail sector.

The PYOT Service Leader has worked with others to enhance the range of development opportunities for partnership staff. In 2018, WRAP training was delivered to YOT staff by the local Prevent leads. In 2019, a joint workshop to identify resources to tackle exploitation was held with YOT and local Barnardos staff. Two Youth to Adult (Y2A) workshops were delivered in January 2019 to launch an updated pan-Hampshire Y2A Protocol, attended by staff from YOT, Community Rehabilitation Company (CRC), National Probation Service (NPS) and the local Through Care Team. Additionally, the YOT Service Leader worked with the local MAPPA Co-Ordinator and a Hampshire YOT Team Manager to revise the existing YOT/MAPPA Memorandum of Understanding and deliver MAPPA training to all YOT Team and Case Managers across pan-Hampshire. Most recently, an 'Introduction to Youth Justice' workshop was delivered to multi-agency practitioners on behalf of Portsmouth Safeguarding Children's Board (PSCB), to increase awareness of the YOTs work. It has now been agreed that this will be added to annual training calendars for both PSCB and PCC.

PYOT also relaunched their Service User Feedback Strategy alongside PCC's Children and Families annual 'Feedback February' event in 2019. The YOT secured a high level of feedback from children under supervision, and are awaiting collated returns to inform next steps. Fundamentally, our new strategy will seek feedback from children around 3 key questions, in a variety of formats and forums, and be developed over 2019/20 to include victim satisfaction, parent/carer feedback and sentencer evaluation.

### **3. Structure and Governance**

As outlined in last year's plan, the PYOT partnership provides youth justice services for the Portsmouth City Council (PCC) area comprising the local Youth Offending Team (YOT), Junior Attendance Centre (JAC) and Appropriate Adult (AA) services contracted out to The Appropriate Adult Service (TAAS). Broader preventative functions in the PCC area are served via Early Help and Prevention service, and supported by a range of programmes offered via third sector organisations.

Nationally, the YOT is supported and overseen by the Youth Justice Board for England and Wales, a non-departmental public body sponsored by the Ministry of Justice. Locally, the YOT continues to be positioned with the Harm and Exploitation branch of Children and Families Services. It is overseen by the PYOT Partnership Management Board which is chaired by the Local Super Intendant and meets on a quarterly basis, consisting of representatives from the 4 statutory agencies, Children's Services (including Education), Hampshire Constabulary, National Probation Service and Health. A representative of Her Majesty's Courts and Tribunal Services and the lead Member for Children's Services are additional core members. The local Board holds the YOT to account by monitoring performance against both national and local indicators, reported on a quarterly basis via the YOT Service Leader, and ensuring that it maintains compliance with the terms and conditions of YJB Grant.

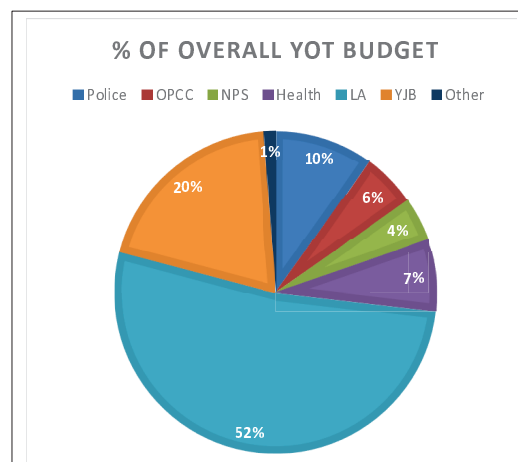
A Strategic Partnership Map for Portsmouth City is currently under review and not available at the time of submission. However, the Head of Harm and Exploitation attends the Safer Portsmouth Partnership (SPP), and is embedded within the wider Children and Families Senior Management Team, reporting to the Deputy Director for Children's Services. The Service Leader has maintained links within the pan-Hampshire area, and developed good working relationships more locally in Portsmouth since coming into post in March 2018. YOT Team Leaders are well-established, and have links to key operational functions delivered across the City, including Resource Panel, Supported Housing Panel, the Joint Decision Making Panel and local Courts.

Relative stability in staffing has been achieved after a number of staff changes in 2017/18 and the current team structure is outlined in [Appendix A](#). Of note, in September 2018, the team welcomed a new Speech and Language Therapist (SALT) post for 5.5 hours per week. A successful bid for health funding will now extend this provision into 2019/20 and increase it to 0.4 post. In respect of volunteers, the Referral and Volunteer Co-Ordinator has worked to increase the number available to support the YOT in its work and at the time of writing 11 were fully trained and available, with a further 3 awaiting training required to commence their role.

#### 4. Resources and Value for Money

The PYOT Team Structure is provided in [Appendix A](#). The forecast 2019/20 budget is outlined below, alongside all partner contributions reflected as % of the overall YOT budget.

Agency	Staffing Costs	Payments in kind	Other delegated funds	Total
Police		85,098		85,098
Police and Crime Commissioner	46,700			46,700
Probation	5,000	33,000		38,000
Health	30,900	30,700		61,600
Local Authority	381,200		68,900	450,100
Wales Assembly Government				0
YJB	143,000		27,500	170,500
Other	10,000			10,000
<b>Total</b>	<b>616,800</b>	<b>148,798</b>	<b>96,400</b>	<b>861,998</b>



Through partner contributions, PYOT meets minimum staffing requirements and statutory functions. A budget review during 2018/19 identified that funding levels enable the service to be delivered as required, but no more than that, and that there were no additional funding streams available for recurring budget. The Children and Families Services contribution was rebased to better reflect actual sums provided and is the biggest contribution. Additional funding has been sourced for the SALT post (for 2019/20), but all other contributions either remain as they were for the previous year or reflect small reduction. In terms of wider contribution:

- HMCTs do not provide cash or in-kind contributions. However, they are represented at the YOT Board to contribute to overall decision making given their clear links to youth justice.
- In-kind contributions are received from Police, Probation and Health in term of staffing (with Probation also providing a small cash sum). Wider management provision, and premises/support services, are provided to the YOT on a nominal basis.
- Grant funding from the OPCC (confirmed until March 2020) directly funds PYOT's Referral Order and Volunteer Co-Ordinator post and contributes to the increased Service Leader post to support analysis and strategic planning.
- Cash contribution from Public Health supports delivery of Substance Misuse services which can be accessed by the YOT, from CCG for the YOT CAMHS Nurse and funding via Health and Justice streams directly funds SALT provision.
- The YJB Effective Practice Grant is used to support the ongoing development of the service, across a range of staff roles and projects within the team. This has been reduced slightly for 2019/20 and therefore does not reflect any increases in costs incurred on a year on year basis (e.g. salary increments)
- Reserves from the Remand Grant supported the YOT's ability to meet increasing costs in that area of work in 2018/19 as demand outstretched existing resource. That reserve has now been spent, and with a Remand Grant which provides less than 10% of last year's costs this is an area of significant stretch.
- The YJB Junior Attendance Centre (JAC) Grant is used to secure suitable venue and staffing levels to enable JAC delivery. In 2018/19, this included enhanced levels of oversight to review current delivery and this will continue into 2019/20.

Overall, the YOT budgets (in totality) will afford delivery of the service for this year. However, if any further reductions were to be announced, there would likely be no option but to review staffing levels and/or service delivery as this now constitutes the majority of the YOT budget. Given pressures already identified, and the range of improvement work being delivered, the knock on impact of that would be for the YOT to have no options but to reduce the quality and/or capacity of the service it provides.

## **5. Partnership arrangements**

Strategic partnerships are outlined in Section 3. Financial contributions are outlined in Section 4.

PCC's ambition to be a 'Restorative City' has continued, and restorative practice is delivered across the work of Children and Families Services. Roles and responsibilities within the Harm and Exploitation branch of Children and Family Services are now established with exploration of overlap and opportunities for joint working undertaken. This will be explored further in 2019.

PYOT continues to be based at the Civic Offices, working at venues across the City (e.g. for reparation and Referral Order panels). The team is co-located with Portsmouth MASH and South Locality Children's Social Care Team, close to the Through Care Team and Senior Managers for the wider service. Harm and Exploitation services are located on another floor within the same building and relevant managers meet on a monthly basis to facilitate growing links. Police, Health, Education and Housing representatives are also based within the Civic building and Courts services are within walking distance of the office. The local Police custody suite will move from its central location during 2019/20.

The YOT Management Team still comprises professionals from Probation, Social Work and Education backgrounds, providing a good mix of knowledge and expertise and secondments from other agencies remain in place for relevant staff. Changes have been made to local delivery of substance misuse services to extend availability, and the YOT now has its own 'Substance Misuse Champion' to support practice within the team.

Appropriate Adult services are still delivered via The Appropriate Adult Service (TAAS) under contract held between them, Hampshire Constabulary and the 4 pan-Hampshire YOTs (4YOT-Portsmouth, Southampton, Hampshire and Isle of Wight). The Portsmouth Junior Attendance Centre (JAC) is open to 4YOT referrals given local geographical boundaries. Arrangements for Saturday/Bank Holiday Court Officer cover are also shared with Hampshire YOT for the same reason, with a dedicated PYOT manager available each time.

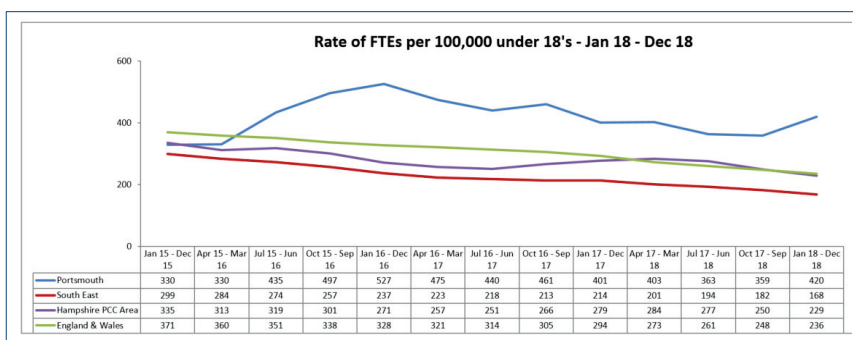
Between the 4 YOTs, representation to some pan-Hampshire forums is shared; the PYOT Service Leader attends the MAPPA Delivery Sub-Group and OPCC Hate Crime Working Group on behalf of 4YOT managers. For PYOT, the Service Leader attends pan-Hampshire meetings: Liaison and Diversion Service (HLDS), Concordat on Children in Custody, TAAS Contract Review meetings as well as Y2A Meetings and the Operational MET group. For restorative justice (RJ), a pan-Hampshire practitioner network has been developed and is attended by PYOT RJ staff.

More locally, the YOT is linked to Children's Services Senior Management Team (SMT) via the Head of Harm and Exploitation. The YOT Service Leader attends regular 'All Managers' Meetings, and reports to SMT on a 6 monthly basis. An annual report is also submitted to the Portsmouth Safeguarding Children's Board. YOT Team Leaders are linked to local forums, and attend Court User Groups for the area on a minimum annual basis.



## 6. Overview of end of year 2018/19 PYOT performance against KPIs:

### First Time Entrants



#### Work completed in this area 2018/19:

- Analysis of the FTE cohort, to identify key trends and recommendations to support ongoing reduction (which will be repeated in 2019/20)
- Development of monitoring measures for PYOT Triage Panel
- Implementation of Out of Court Disposal (OCD) Clinics, and associated processes, following recommendations made in the HMIP Thematic on OCD.
- Increased links with Early Help and Prevention services, including development of a 'Risk of Anti Social Behaviour and Offending' (RASBO) screening tool.
- Review of Youth Community Resolution (YCR) delivery, including new systems for screening and signposting.

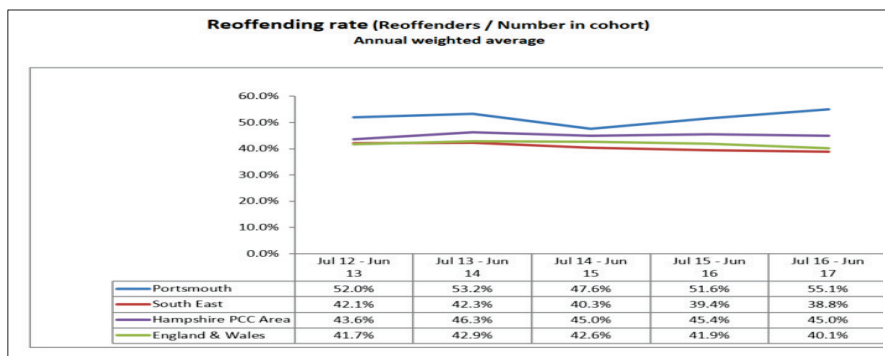
#### Headlines:

- FTE rates were reducing, but have recently increased.
- 4YOT (Pan-Hampshire) Managers are working with Hampshire Police colleagues to understand Force Area rises and put plans in place to address them.

#### Work planned or 2018/19:

- Enhance 'early identification' across the PYOT partnership of those at risk of offending (e.g. use of RASBO).
- Increase links with Early Help and Prevention and third sector to support prevention and diversion.
- Continue to develop YOT interventions
- Work with pan-Hants YOT colleagues to
  - Increase scrutiny of youth OCD
  - Reduce FTE rates
  - Establish point-of-arrest diversion scheme (as required by National Standards 2019)

## Reducing Reoffending



### Work completed in this area 2018/19:

- Testing of the reoffending tracking tool to support its use.
- Analysis of reoffending rates to identify key trends and recommendations to support ongoing reduction and development of 'Caseload Profile' to inform service delivery.
- Remodelling of the Priority Young Person (PYP) Scheme (which will be ongoing in 2019/20) and renewed focus on Assessment, Planning, Intervention and Review.
- Focussed work to reduce criminalisation of Looked After Children.
- Development of a range of intervention programmes, based on effective practice principles and good practice examples, and review of JAC delivery.
- Development of Service User Feedback and Quality Assurance mechanisms

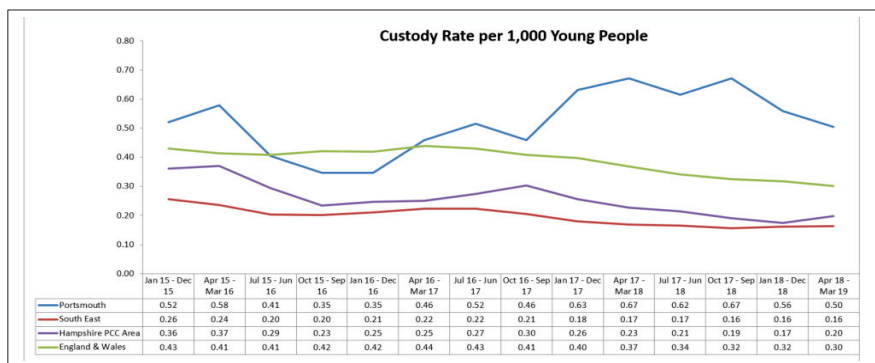
### Headlines:

- Reoffending rates have continued to rise.
- Work undertaken in 2018/19 will not show impact yet due to data lag.

### Work planned or 2019/20:

- Enhance capacity for analysis within existing resource to inform partnership planning.
- Monitor 'offence to outcome' timeliness.
- Continue Y2A delivery and develop similar for custody cases and LAC and Offending joint- working with Police and Social Care.
- Enhance and evaluate Priority Young Person scheme.
- Embed performance and QA frameworks to improve timeliness and quality of assessment, planning and delivery.
- Ensure service delivery is informed and influenced by feedback and evaluation.

### Reducing Use of Custody:



### Headlines:

- Use of custody has been successfully reduced over 2018/19.
- Analysis will be repeated to support further reduction.

### Work planned or 2019/20:

- Review Report Writing and Gatekeeping Guidance to enhance quality of PSRs
- Review each custodial sentence for learning.
- Develop partnership approaches and strategies to, particularly in relation to serious youth violence (SYV).
- Explore the incidence of SYV and exploitation within the YOT cohort to identify measures required to reduce it.
- Enhance resettlement planning processes with partners, based on constructive resettlement principles and use of the new resettlement checklist.

### Work completed in this area 2018/19:

- Analysis of custody rates to identify key trends and recommendations to support ongoing reduction (and additional exploration of increase in remand costs).
- Maintained delivery of visits and contacts for relevant cases.
- Remodelling of the Priority Young Person (PYP) Scheme (which will be ongoing in 2019/20) and renewed focus on Assessment, Planning, Intervention and Review.
- Development of a range of intervention programmes, based on effective principles
- Introduction of a new 'resettlement checklist' based on constructive resettlement principles.

## **7. Areas of strength and stretch**

### **Areas of strength:**

The YOT Partnership has increased its understanding of the cohort via enhancement of its data collection and performance reporting. Links between strategic governance and oversight (e.g. The YOT Management Board) and operational delivery (frontline staff) functions have been strengthened through development of Board to Service updates and a new performance dashboard. Frontline staff engage positively with children and young people, and are committed to continuous service improvement. They have been supported to understand their own roles and responsibilities, and how these contribute to wider partnership aims (including the YOT's performance monitoring framework), within a developing culture of accountability across the Team. Creativity in intervention delivery is evident, particularly with regards to Restorative Justice, and can be enhanced further by ongoing delivery of structured intervention packages now in place. Team members are supported via regular supervision with YOT Managers who are equally keen to develop good practice models across the service. Performance improvement work undertaken in response to previous inspections is supported by additional resource within the leadership and business support areas of the team which has increased capacity for development. Relative stability in staffing levels, combined with a reduction in overall caseloads, now allows a period of reflection and consolidation.

### **Areas of stretch:**

Self-assessment completed in 2018 identified a need to revise and review systems within the team. This has been achieved, but now needs to be embedded, expanded and measured through effective implementation of operational management oversight and quality assurance processes over 2019/20. In particular, the timeliness and quality of assessment, planning, intervention and review will be a focus, not least due to its anticipated impact on reoffending rates. Use of Service User Feedback will also be important, to inform the YOTs delivery at the frontline. Use of performance data will also be further refined to support accuracy and effectiveness of local analysis, which in turn will inform intervention review and delivery over time as well as strategic planning. Impact on delivery will be assessed by the local YOT Partnership Board. Additionally, implementation of new National Standards will be a key focus in 2019/20, measured via delivery of the required Self-Assessment activity from September 2019 onwards.

**8. Risk to Future Delivery against the youth justice outcome measures:**

Risks to PYOT's future delivery against youth justice outcome measures are inherent within reducing and/or short-term contributions from some of its partners, which inhibit effective, long term planning. Budgetary pressures are experienced across the partnership, though commitment remains to ensure youth justice services are adequately supported and appropriately resourced. In relation to PYOT's delivery against youth justice outcome measures, key identified risks (and actions intended to mitigate) are as follows:

	<b>Key Risks</b>	<b>Mitigation/Intended Actions</b>
<b>First Time Entrants</b>	<p>Changes outside the service (e.g. Police practice or reduction of prevention services) impacting on FTE rates.</p> <p>Seriousness of offending and/or offence denial reducing opportunity for lower level disposals.</p>	<p>Continued exploration with pan-Hampshire YOT leaders and Constabulary colleagues.</p> <p>Strengthen work by wider partners (e.g. Early Help and Prevention) to identify and reduce criminogenic need at the earliest opportunity and solicitors re: no comment interviews.</p>
<b>Reoffending</b>	<p>Reducing partnership resource resulting in unmet need and/or ability to respond.</p> <p>Timeliness and quality of delivery (including engagement strategies) inhibiting delivery of effective interventions.</p>	<p>Continued partnership working and sourcing of alternative delivery (e.g. voluntary sector), particularly in relation to risk of exploitation.</p> <p>Focus on delivery of management oversight and quality assurance frameworks within YOT, as well offence to outcome timeliness in conjunction with partners.</p>
<b>Use of Custody</b>	<p>Increase in custodial sentencing due to repeat offending, and/or serious youth violence.</p> <p>Resettlement strategies impacted by external factors</p>	<p>Continued partnership working and development of strategies (e.g. PYP) and interventions (e.g. Knife Crime Awareness)</p> <p>Awareness and development of constructive resettlement across the partnership.</p>

**9. Overall Summary:**

Portsmouth YOT remains positioned within the Children and Families directorate of Portsmouth City Council, and has begun to embed itself within the Harm and Exploitation branch in light of the overlap between offending and exploitation. Following a self-assessment in early 2018/19, the YOT has successfully delivered a Service Development Plan to enhance and improve its delivery over the past 12 months. Ongoing (and new) actions will be incorporated within Strategic and Operational Plans for 2019/20, enabling them to be incorporated within 'business as usual' and consolidate steps taken to date. Performance reporting has also been revised, and analysis on key areas undertaken, to ensure the local Partnership YOT Board is informed by proper evaluation of local issues, and subsequent recommendations.

This Strategic Youth Justice Plan will provide an over-arching framework under which that plan can be delivered, and clearly outlines headline activities to be completed over 2019/20. It will be supported by an Operational Team Plan, to cover the same period. Progress against outcome measures will be subject to internal review in December 2019, with full year updates provided via PYOT's Strategic Youth Justice Plan to be submitted for 2020/21.

Signed:



(Chair of the PYOT Management Board)

Dated:

20/6/19.  
/

#### 10. Review of progress against PYOT Priorities 2018/19 - Strategic Youth Justice Plan

Outcome	Service Activity	Target/Success Measure	Commentary on progress
<b>1. Portsmouth Youth Justice services are offered innovatively, within resource available, across the partnership</b>	<p><b>Overall:</b> Developing links with partners to support wider strategic priorities e.g CSE, LAC, Missing.</p> <p>Ongoing review of YOT budget/contributions, alongside needs analysis.</p>	YOT services delivered effectively within budget in 2018/19.	<p>Links were developed via PSCB and PCC Harm and Exploitation Services.</p> <p>PYOT services were delivered within available resource in 2018/19. A review of resource/contribution was completed in October 2018, and updated in January 2019 to inform budget planning for 2019/20.</p>
	a) YOT embedded within 'Harm and Exploitation' branch of C&F Services	YOT evidences 'hidden harm' approach within day to day work.	Links embedded at Service Leader level. Operationally, assessment of risk of CSE expanded to include CCE by local variation and new toolkit in use. Joint working in delivery of awareness raising and preventative approaches (e.g. with Edge of Care service).
	b) Range of YOT Interventions reviewed (including RJ and JAC) - including those re: use of social media- and use of local toolkits	YOT intervention programmes reflect risk/need and offending profile of YOT cohort	Analysis completed for FTE/Reoffending/Custody/Education and LAC. Caseload Profile developed as part of Quarterly Performance Report. Risk of Anti Social Behaviour and Offending (RASBO) screening tool developed. JAC sessions updated and content reviewed. Range of intervention programmes developed. SALT provision secured to support this. Resources for safe use of internet and social media identified.
	c) Clear links and pathways in place to other local services	Casework evidences use of pathways to develop and	Pathways mapped and confirmed via central "Referrals and Toolkits" online folder; incorporated into revised Risk Assessment and Management police. Quality Assurance mechanisms developed to measure this, and will be implemented across 2019/20.

Outcome	Service Activity	Target/Success Measure	Commentary on progress
	(e.g. Early Help, CSE, Troubled Families)	support sustainable change	
<b>2. Culture of performance and accountability is embedded within PYOT</b>	<b>Overall:</b> PYOT Performance and QA Framework to identify key areas and trends to inform service delivery and continuous development; ensuring roles and responsibilities within this are understood and consistently applied.	Adherence to YOT Service Development Plan  Strengthened performance framework in place to inform decision making by YOT Board.	Performance Framework enhanced and expanded via Quarterly Report to Board. Service Development Plan implemented and measured, alongside Strategic and Operational Plans. Progress mapped at quarterly Board meetings, and in-house workshops with staff.  Timeliness tracker trialled and revised for use within team. Inter-YOT Review completed with Southampton YOS in October 2018 and Internal Audit in March/April 2019. Team Away Day held 10.04.19 to build on work done to date and set out clear accountabilities going forward. New quality assurance mechanisms developed and launched at Away Day.
	a) Engagement and evaluation mechanisms in place to inform service delivery	Mechanisms in place and pro-actively evaluated (including annual report to YOT Board)	Engage (Post-Breach) Programme developed. Engagement mechanisms reviewed via SALT practitioner September 2018-March 2019. New Engagement, Enabling Compliance and Enforcement Policy issued April 2019.  Service User Feedback Strategy launched February 2019; to be expanded in 2019/20.
	b) Strengthened Quality Assurance processes in place.	QA Framework in place, informing service delivery and demonstrating good practice is in place	Existing QA measures were reviewed 2018/19. New QA tools were trialled during Inter-YOT Review in October 2018 and have been enhanced, alongside a range of practitioner checklists which will support development of required practice. Joint audits with Children's Social Care occur every other month to explore LAC and Offending joint working. New



Outcome	Service Activity	Target/Success Measure	Commentary on progress
			Management Oversight Strategy (completed March 2019) will be delivered and embedded over 2019/20.

Outcome	Service Activity	Target/Success Measure	Commentary on progress
<b>3. First Time Entrants rate reduced</b>	PYOT FTE cohort is analysed and understood, and relevant factors addressed through work across the partnership.	Reduction in FTE (G= <313, A= 314-400, R=>401)	FTE analysis was completed and submitted to local Board in September 2018, along with recommendations to inform strategic approach.  Year end rate = 420)
<b>4. Reoffending rate reduced</b>	Reoffending cohort is analysed and understood, and relevant factors addressed through work across the partnership	Reduction in reoffending rate (G= <36%, A= 36.1-39%, R= >39%)	Reoffending analysis was completed and submitted to local Board in January 2019, along with initial recommendations to inform strategic approach.  PYP Scheme has been remodelled and will undergo continual review in 2019/20. Intervention packages have been reviewed and enhanced.  Year end binary rate= 55.1%
<b>5. Use of Custody reduced</b>	Custody cohort is analysed and understood, and relevant factors addressed through work across the partnership.	Reduction in use of custody rate (G=<0.38, A=0.39-0.45, R= >0.45)	Custody analysis completed and submitted to local Board in July 2018, along with initial recommendations to inform strategic approach.  PYP Scheme has been remodelled and will undergo continual review in 2019/20. Intervention packages have been reviewed and enhanced.

			Resettlement approaches have been reviewed in light of constructive resettlement, and new approaches being developed to support this.  Year end rate= 0.50%
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#### 11. PYOT Priorities 2019/20 - Strategic Youth Justice Plan

Outcome	Team lead officer	Service Activity	Target/Success Measure	Actions
<b>1. Portsmouth Youth Justice services are offered innovatively, within resource available, across the partnership</b>  NB- This is the same as Outcome 1 2018/19, but has been updated to reflect new service activities for 2019/20.	Chair of YOT Partnership Board and YOT Leadership Team	<b>Overall:</b> Ongoing review of YOT budget and contributions, alongside needs analysis. Development of partnership working to support the YOT's wider strategic priorities, including joint bids where appropriate.	YOT services are delivered effectively within budget in 2019/20.	Deliver services within allocated budget 2019/20. Ongoing review of effectiveness and impact of service delivery. Opportunities for additional funding to be explored.
		a) Develop YOT delivery with 'Harm and Exploitation' services	Joint approaches and models of delivery are in place.	Identify scope for joint delivery (e.g. range of workshops and/or preventative approaches).
		b) Enhance range of YOT Interventions through expansion of YOT programmes and partnership working.	YOT intervention programmes continue to reflect risk/need and offending profile of YOT cohort.	Develop range of 'in-house' programmes. Support other services to develop same (in respect of risk of offending). Increase specialist inputs via partnership working (e.g. keeping yourself safe projects).

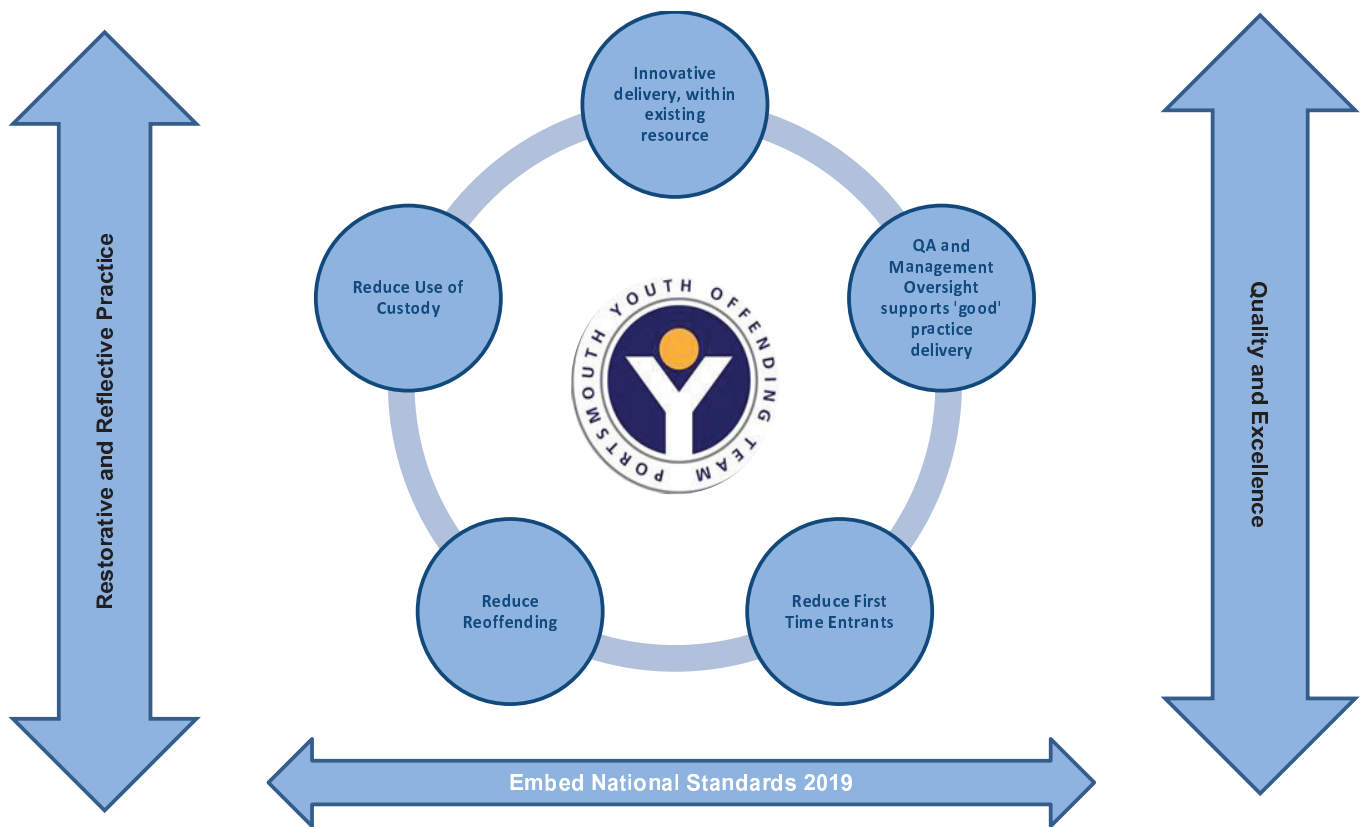
Outcome	Team lead officer	Service Activity	Target/Success Measure	Actions
		c) Ongoing review of service delivery against strategic aims.	Service delivery is fit for purpose.	Review roles and responsibilities within the team. Identify opportunities to develop. Revise as required.
<p><b>2. Delivery of Quality Assurance and Management Oversight Frameworks supports 'good' service delivery, and ongoing improvement in delivery of practice.</b></p> <p>NB- This has changed. Outcome 2 for 2018/19 referred to developing a culture of performance and accountability. This will now progress to ensure quality delivery.</p>	YOT Service/Team Leaders	<p><b>Overall:</b> Implementation of PYOT Management Oversight Strategy, including Quality Assurance measures. Outcomes and impact to be evidenced in day to day work and contribute to wider planning.</p>	QA outcomes inform the work of the Board.	Embed new strategies and updated policies within team. Monitor new processes and outcomes/impact.
		a) Embed internal Management Oversight Strategy and new QA processes.	Casework evidences effective management oversight.	Build on recent development to embed within practice. Ensure steps are delivered as required. Complete additional case/supervision audits to assess implementation and impact.
		b) Seek external assessment of above through i) internal audit and ii) inter-YOT review	External audits support ongoing improvement	Internal review April- June 2019, alongside HMIP-style audit.  Inter-YOT Review October 2019.
		c) Self-assess against new National	Self-Assessment is completed and demonstrates good	Self-Assessment to be undertaken September 2019-March 2020, and

Outcome	Team lead officer	Service Activity	Target/Success Measure	Actions
		Standards 2019 in relation to operational a (YOT) aspects.	level of compliance.	submitted to YJB April 2020. Policy/QA to be updated as required.

Outcome	Team lead officer	Service Activity	Target/Success Measure	Actions
<b>3. First Time Entrants rate reduced</b>	YOT Service Leader	PYOT FTE cohort is analysed, understood and reduced by addressal of relevant factors via partnership working.	Reduction in FTE (G= <313, A= 314-400, R=>401)	Work with Hampshire Police and pan-Hampshire YOT colleagues to explore and reduce trends across the county. Review FTE analysis to identify key trends. Map local services' ability to respond and support development of required responses to enhance local prevention offer.
<b>4. Reoffending rate reduced</b>	YOT Service Leader	Reoffending cohort is analysed and understood, and relevant factors addressed through work across the partnership	Reduction in reoffending rate (G= <36%, A= 36.1-39%, R=>39%)	Enhance analysis and review. Continue to develop caseload profile and corresponding interventions. Monitor remodelling of PYP and identify other projects based on shared learning across the sector.

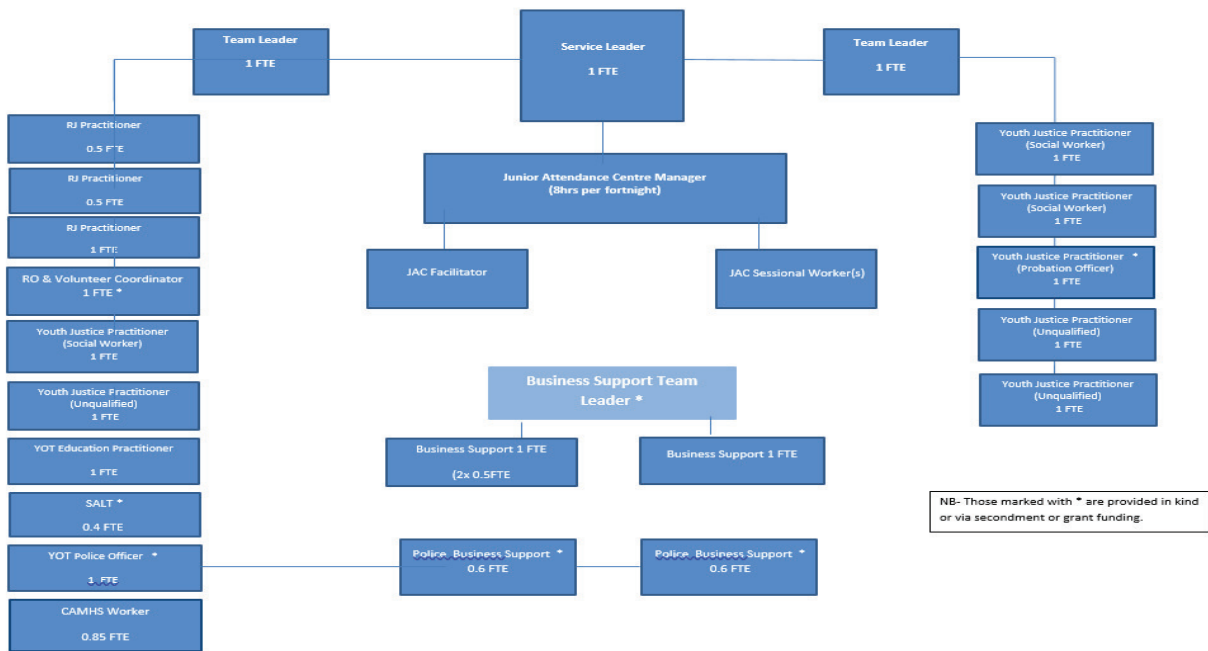
<p><b>5. Use of Custody reduced</b></p>	<p>YOT Service Leader</p>	<p>Custody cohort is analysed and understood, and relevant factors addressed through work across the partnership.</p>	<p>Reduction in use of custody rate  (G=&lt;0.38, A=0.39-0.45, R= &gt;0.45)</p>	<p>Review custody analysis and resulting recommendations. Revise resettlement pathways and sources of support. Closely monitor remand levels and develop remand reduction strategy if required.</p>
<p><b>6. National Standards 2019 embedded within work of YOT Partnership Board.</b></p>	<p>Chair of YOT Partnership Board and YOT Leadership Team</p>	<p>NS Audit to completed Sept 19-March 2020 including gap analysis to inform future strategic planning.</p>	<p>NS Audit completed an action plan agreed (if necessary)</p>	<p>Self-Audit to be completed with all Board Members by December 2019. NS Champion roles to be identified amongst Board Members and continue into 2020.</p>

**12. PYOT Plan on a Page**



**Appendix A: Portsmouth YOT Structure as at 01.06.2019**

**Portsmouth YOT Structure as at 01.06.2019**



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<b>Title of meeting:</b>	Council
<b>Date of meeting:</b>	16 July 2019
<b>Subject:</b>	Appointment of New Honorary Recorder
<b>Report by:</b>	Chief Executive
<b>Wards affected:</b>	
<b>Key decision:</b>	No
<b>Full Council decision:</b>	Yes

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## **1. Purpose of report**

This report proposes that, following the retirement of the current Honorary Recorder, His Honour Judge Roger Hetherington, the Council retains the position of Honorary Recorder and appoints his successor, His Honour Judge Timothy Mousley QC.

## **2. Recommendations**

- 1) That His Honour Judge Timothy Mousley QC be appointed Honorary Recorder during his tenure as Resident Judge at Portsmouth Crown Court.**
- 2) That the Lord Mayor be asked to attend a ceremony to confer the appointment on behalf the Council.**
- 3) That His Honour Judge Roger Hetherington be thanked for his 8 years as Honorary Recorder to the City of Portsmouth.**

## **3. Background**

An Honorary Recorder is an unpaid, ceremonial office created to maintain and develop close links between councils and the judiciary, and to encourage an understanding of the judicial system among the community. The functions of Honorary Recorder include attending ceremonial and civic functions, and inviting Members of the Council to attend judicial events.

The Lord Chief Justice's Guidelines state that the role of Honorary Recorder is normally reserved to Senior Circuit Judges or Resident Judges and does not confer any additional rights or privileges.

The appointment of an Honorary Recorder is made by the council concerned and does not require the approval of the Lord Chancellor or the Lord Chief Justice. It is, however, suggested in the Lord Chief Justice's Guidelines that the council should first consult the Senior Presiding Judge for England and Wales.

**4. Reasons for recommendations**

To continue to maintain strong links between the City and the judiciary.

**5. Equality impact assessment**

An EIA is not deemed required for the appointment of this position.

**6. Legal implications**

The appointment of an Honorary Recorder under Section 54 of the Courts Act 1971 and is solely within the discretion of the Council.

**7. Director of Finance's comments**

No financial impact.

.....  
Signed by: David Williams

**Appendices:**

Appendix 1 - Lord Chief Justice's Guidelines for the appointment of Honorary Recorders

**Background list of documents: Section 100D of the Local Government Act 1972**

The following documents disclose facts or matters, which have been relied upon to a material extent by the author in preparing this report:

Title of document	Location

The recommendation(s) set out above were approved/ approved as amended/ deferred/ rejected by ..... on .....

.....  
Signed by:

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LORD CHIEF JUSTICE  
OF ENGLAND AND WALES

THE LORD CHIEF JUSTICE'S GUIDELINES FOR THE APPOINTMENT OF  
HONORARY RECORDERS

1. Since the implementation of the Courts Act 1971 and the establishment of the Crown Court for England and Wales, the councils of boroughs have had the power to appoint a Circuit Judge or a Recorder of the Crown Court as Honorary Recorder of the borough concerned<sup>1</sup>. It has been the practice of most large City Councils to appoint the Resident Judge to be Honorary Recorder of the city during his tenure of the office, thereby continuing the link between the city and its criminal court which had existed throughout the history of the courts of Quarter Sessions which were abolished by that Act.
2. This continuing relationship, and the involvement of the city's senior resident judge in civic affairs and events, have been found to be valuable and are generally enjoyed and appreciated on both sides.
3. As head of the judiciary following the Constitutional Reform Act 2005, the Lord Chief Justice is keen to encourage those city and borough councils which have not made such appointments to consider doing so. He considers that it might be helpful to publish these guidelines for such appointments, in the interest of maintaining a consistent approach to this question throughout England and Wales.
4. The appointment of an Honorary Recorder is made by the borough council concerned, and does not require the approval of the Lord Chancellor or the Lord Chief Justice, but the Lord Chief Justice would be pleased if boroughs considering making such an appointment would first consult the Senior Presiding Judge for England and Wales.
5. The Crown Court is a single court sitting at numerous locations throughout England & Wales. At each Crown Court centre, a particular judge is appointed "Resident Judge", leads the team of judges who sit there and provides the essential link between the judiciary and the administration.
6. In the larger city court centres, the Resident Judge is usually a Senior Circuit Judge who is recruited and appointed specifically to that post. It is hoped that those cities will continue to elect the Resident Judge as Honorary Recorder. Such a judge holds office as Resident Judge and (if so elected) as Honorary Recorder until his retirement from the post.
7. In the many smaller towns and cities where the Resident Judge is not a Senior Circuit Judge, the position is different. The Resident Judge is deployed specifically to that post by the Lord Chief Justice (with the concurrence of the

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<sup>1</sup> Boroughs which had a power by Charter to appoint a Recorder before 1971, but which had no Quarter Sessions, have a preserved right to appoint anyone, including non-lawyers, as Honorary Recorder, but an Honorary Recorder who is not a judge cannot sit as a judge in court or exercise any judicial functions.

Lord Chancellor) from the ranks of the circuit bench, and holds office as Resident Judge for a set period, normally four years (renewable). It is hoped that when such a city or borough council resolves to elect its Resident Judge as Honorary Recorder, it will expressly make that appointment for no longer than the duration of the judge's tenure of the post of Resident Judge. Embarrassment can be caused if the judge retains the Honorary Recordership on ceasing to hold the post of Resident Judge.

8. There are number of other cities and towns in England and Wales at which sittings of the Crown Court take place but which have no Resident Judge. These are towns where the Crown Court sits as a satellite court, sometimes with no resident staff. In such places the judicial leadership, including the allocation of judicial sittings, is carried out by the Resident Judge in charge of the main court centre nearby.
9. The councils of some of these smaller cities and towns have nevertheless adopted the practice of choosing a serving circuit judge for election as Honorary Recorder, particularly if that judge has strong local links and can be expected to involve himself or herself in civic affairs and events.
10. The Lord Chief Justice is keen to encourage this also, but such councils should understand that such an appointment of a judge chosen by them cannot be expected to confer upon that judge any special entitlement to sit in any particular court. In some satellite courts, a number of judges sit in rotation, as a refreshing change from their judicial lives in one large court centre, and these arrangements have been found to work well. It will also be expected that the appointment of such a judge as Honorary Recorder should be expressly for no longer than the duration of his tenure of office as a full-time circuit judge.
11. It is customary for an Honorary Recorder, when sitting in the Crown Court in the city or town where he holds that office, to be described as such in the published court lists. This should not be done, however, when the judge is sitting in the Crown Court in another city or town, whether or not that city or town has an Honorary Recorder of its own.
12. Those Honorary Recorders who are also Senior Circuit Judges are authorised by the Lord Chief Justice to wear red robes when sitting in court. These robes are based on the design of the robes worn by judges of the County Courts, but in red and black. They were designed for the Recorders of Manchester and Liverpool when Crown Courts were established in those cities in 1956, many years before the establishment of the Crown Court for England and Wales by the Act of 1971. The right to wear them in court was extended in the 1980s to the other Senior Circuit Judges appointed as Honorary Recorders, but has not been extended to those who are not Senior Circuit Judges. Accordingly, when sitting in court, Honorary Recorders who are not Senior Circuit Judges continue to wear the normal robes of a Circuit Judge sitting in the Crown Court.

Phillips,  
CJ

# Agenda Item 12



## Portsmouth CITY COUNCIL

**QUESTIONS FOR THE CABINET OR CHAIR  
UNDER STANDING ORDER NO 17.**

**CITY COUNCIL MEETING – 16 JULY 2019**

### **QUESTION NO 1**

**FROM: COUNCILLOR JUDITH SMYTH**

**TO REPLY: LEADER OF THE COUNCIL  
COUNCILLOR GERALD VERNON-JACKSON CBE**

At Full Council on 19 March 2019 there was unanimous support for the Labour Group's declaration of a climate emergency.

The Labour Group shares the concerns of environmental activists and Portsmouth Extinction Rebellion that little progress has been made by the Administration since this declaration.

Will the Leader of the Council confirm all actions taken since March 2019 and assure Council that swift progress will now be made?

### **QUESTION NO 2**

**FROM: COUNCILLOR LUKE STUBBS**

**TO REPLY: CABINET MEMBER FOR TRAFFIC AND  
TRANSPORTATION  
COUNCILLOR LYNNE STAGG**

Why is the council relying on two different traffic models covering the city centre: the national one when predicting air quality and a sub-regional one when justifying the need for the City Centre Road Scheme?

### **QUESTION NO 3**

FROM: COUNCILLOR LINDA SYMES

TO REPLY: CABINET MEMBER FOR CULTURE AND CITY  
DEVELOPMENT  
COUNCILLOR STEVE PITT

Could the Cabinet Member for Economic Development Culture and city development advise as to what steps have been taken to encourage more retail or leisure providers to Palmerston Road to ameliorate the closure of the two anchor stores?

### **QUESTION NO 4**

FROM: COUNCILLOR LUKE STUBBS

TO REPLY: LEADER OF THE COUNCIL  
COUNCILLOR GERALD VERNON-JACKSON CBE

The leader of the council has been quoted in the press as having reduced rough sleeping in Palmerston Road by personally persuading rough sleepers to use the night shelter and other services. Given the growing number of rough sleepers in Palmerston Road, will he now repeat this exercise and will he inform the council of the results?

### **QUESTION NO 5**

FROM: COUNCILLOR LUKE STUBBS

TO REPLY: CABINET MEMBER FOR TRAFFIC AND  
TRANSPORTATION  
COUNCILLOR LYNNE STAGG

Why has work on the previously agreed pedestrian crossing in Henderson Road, near the Mobile Home Park, not started?



## **QUESTION NO 6**

FROM: COUNCILLOR LUKE STUBBS

TO REPLY: CABINET MEMBER FOR TRAFFIC AND  
TRANSPORTATION  
COUNCILLOR LYNNE STAGG

What discussions, if any, have taken place with Network Rail about the future use of the old signal box near the Hard?

## **QUESTION NO 7**

FROM: COUNCILLOR LUKE STUBBS

TO REPLY: CABINET MEMBER FOR TRAFFIC AND  
TRANSPORTATION  
COUNCILLOR LYNNE STAGG

When will Craneswater Avenue be resurfaced?

## **QUESTION NO 8**

FROM: COUNCILLOR LUKE STUBBS

TO REPLY: CABINET MEMBER FOR CULTURE AND CITY  
DEVELOPMENT  
COUNCILLOR STEVE PITT

Does the council have any plans to acquire Clarence Pier?

## **QUESTION NO 9**

FROM: COUNCILLOR LUKE STUBBS

TO REPLY: CABINET MEMBER FOR CULTURE AND CITY  
DEVELOPMENT  
COUNCILLOR STEVE PITT

What plans, if any, are there for spending the public realm money set aside by the previous administration?

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