

FALKIRK COUNCIL

QUESTIONS UNDER STANDING ORDER 32

Standing Order 32 enables Councillors to put questions to the Leader of the Council or the relevant portfolio holder on matters transacted at a meeting of the Executive or the Education Executive during the preceding cycle. The table below details the questions asked and answered at the meeting.

ORDER QUESTION TAKEN	COMMITTEE / MINUTE REFERENCE	TITLE OF REPORT AND QUESTION	ANSWER	SUPPLEMENTARY QUESTION	ANSWER
1	EDUCATION EXECUTIVE – 27 August 2013 REF EE18	<p>Pilot Community Hubs - Camelon and Dawson</p> <p>Under the cover of- Improving our Open Spaces- Improve use and access to community facilities and create community hubs – it would appear that Education Services have defined the unspecified – Community hub- as either a family learning centre or a structured learning centre- in this respect Governance procedures will be critical to the development of this project- Which governance model will the education adopt?</p> <p>A- Partner representatives from key service providers and selective community representation.</p> <p>B- Parent council</p> <p>C- User council – representative from groups established to meet identified needs as identified group as identified through</p>	<p>The portfolio holder for education advised that governance procedures were key in the development of this project. The question outlines a number of potential models and each of these has pros and cons. The purpose of the pilot is to identify current strengths and weaknesses and establish the most appropriate model to meet local needs. This may not be the same in each of the pilot areas. A crucial element will be to clarify arrangements and responsibilities to avoid confusion and misunderstandings.</p>	<p>Consultation is an integral part of governance. How many meetings were held with community representatives in relation to the Hubs and which community organisations were invited to attend?</p>	<p>The portfolio holder confirmed that he did not have the information to hand but that he would provide an answer after the meeting.</p>

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		<p>Community planning. D- Direct management by a council department.</p> <p>Question by Councillor Gordon Hughes</p>			
2	<p>EDUCATION EXECUTIVE – 27 August 2013</p> <p>REF EE18</p>	<p>Pilot Community Hubs - Camelon and Dawson</p> <p>Priority: Promote community, family and individual resilience- With the shift from universal community support to- ‘Focused Work in Localities’ strategies obviously underpin policies- From recent planning exercises- 2007 to 2013- what key indicators and trends were identified relating to the two communities of Camelon and Bainsford/Langlees which will influence policy direction within each community hub?</p> <p>Question by Councillor Gordon Hughes</p>	<p>The portfolio holder for education advised that the main measure influencing policy development has traditionally been the Scottish Index of Multiple Deprivation which is used by all councils and the Scottish Government in determining areas of deprivation. Generally the worst 15% datazones in Scotland were identified and focused on. In Falkirk, four datazones in Bainsford & Langlees have remained in the 15% most deprived areas since 2006, as have three datazones in Camelon. Other areas in Falkirk, eg Grangemouth, have datazones in the worst 15%. These are areas in Falkirk that have historically been priority areas.</p> <p>Inequality profiles have also been created using data from UK Government and Scottish Government sources</p>	<p>With the Community Planning Partnership taking a more pivotal role in determining core business through a learning approach, which policy areas were identified by partners as the key areas for Camelon and Bainsford/Langlees which should be considered as shared learning priorities?</p>	<p>The portfolio holder confirmed that he did not have the information to hand but that he would provide an answer after the meeting.</p>

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			for benefit claimant rates, education levels, employment and health in order to ascertain inequalities within the Falkirk area.		
3	EDUCATION EXECUTIVE – 27 August 2013 REF EE18	Pilot Community Hubs - Camelon and Dawson With the Council introducing a system of priority based budgeting which policies relating to each community hub will be prioritised in the first instance? Question by Councillor Gordon Hughes	The portfolio holder for education advised that the purposes of the pilots are to engage with local communities to identify priorities for development within the framework agreed for Corporate and Strategic Community Plans. This also applies to developing local processes for resource allocation. The process of allocating lets will be agreed in and with local communities within a yet to be agreed structure.	Lifelong Learning and Youth Services are integral aspects of a learning culture. How will you assess the impact these services will have within the local Community Hubs?	The portfolio holder confirmed that these would be assessed after the pilot had been completed.
4	EDUCATION EXECUTIVE – 27 August 2013 REF EE18	Pilot Community Hubs - Camelon and Dawson In every reorganisation or reconfiguration there are always winners and losers- What assistance and support mechanisms within each community hub will be put in place to mitigate the impact on existing user groups – which will be displaced from the premises to another venue e.g. school accommodation?	The portfolio holder for education answered that until the pilots are established it is not possible to assess what impact, if any, there will be on organisations and groups. This will be ascertained once information on present letting arrangements is collected and future steps have been decided upon. Each group or organisation that may be impacted by the	Delivery of community based activities will depend on the availability of accommodation. What is your understanding of community based activities?	The portfolio holder answered that this would depend on the outcome of the pilot and the assessment would be made at the end of the pilot.

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		Question by Councillor Gordon Hughes	changes will be supported and worked with on an individual basis. Every group will be given adequate notice of any change and opportunity to discuss this with staff to explore all alternatives and difficulties with the change.		
5	EDUCATION EXECUTIVE – 27 August 2013 REF EE18	Pilot Community Hubs - Camelon and Dawson Due to the high demand which will be placed on community hubs to fill accommodation with partner led initiatives utilising the national free let accommodation, has Education Services created a model of income generation which will enhance the resources required to service new initiatives to meet changing community needs? Question by Councillor Gordon Hughes	The portfolio holder for education answered that no model of income generation has yet been developed by Education Services for the servicing of new initiatives to meet changing community needs. This would need to be considered in the context of budgetary constraints.	What financial matters were taken into consideration in the creation of Community Hubs? Is it not the case that Community Hubs will be under resourced, and the reality is that resources required to deliver community based activities will have to come from the local communities' efforts?	The portfolio holder answered that Hubs would be fully resourced.
6	EDUCATION EXECUTIVE – 27 August 2013 REF EE18	Pilot Community Hubs - Camelon and Dawson Today society is encouraged to move its thinking from a deficit modelling approach to some type of asset based approach - A- What effect and impact will	The portfolio holder for education advised that the term 'asset based approach' means that instead of thinking about what a community lacks and what its problems are it is better to think about the assets, the strengths and positive	How will you assess whether the Community Hubs' assets are being used in an efficient and effective manner and not seen as solutions looking for problems?	The portfolio holder answered that this would be assessed during and at the end of the pilot.

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		<p>an asset based approach have on existing community groups using the existing premises compared to a deficit modelling approach?</p> <p>B- What discussions have taken place between partner organisations and Education Services in relation to how the asset based approach will be implemented.</p> <p>C- Does Falkirk Council have an asset transfer policy in place? If not at what stage has this policy deliberation reached?</p> <p>D- Education services have bracketed community hubs as Open space.</p> <p>What difference in approach compared to the property asset management type will this definition have in the resource allocation to maintain the Hubs?</p> <p>Question by Councillor Gordon Hughes</p>	<p>attributes, that a community has and then together with services communities build services based on these strengths. The term is often used in relation to Health Inequalities in Scotland and the Early Years Collaborative.</p> <p>In Camelon and Bainsford/Langlees, there is a track record of asset based approaches already in place and the commitment is to continue in this way. The pilot will further develop models of working in collaboration with the local community.</p> <p>At present, Falkirk Council does not have a policy on Community Asset Transfer. Consideration of future policy development will take place within the context of the development of the Community Hub pilot.</p>		

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7	EXECUTIVE – 6 August 2013 REF EX41	<p>Community Council Elections</p> <p>To ask the leader of the Council what actions are being taken to encourage the formation of community councils where they do not currently exist?</p> <p>Question by Councillor Stephen Bird</p>	<p>The Leader of the Council agreed that the Council should be encouraging areas where there were no community councils but that the whole community should be targeted.</p> <p>An advert was placed in the Falkirk Herald and the Council's website had been updated to include information on the elections. Nomination packs and information were on the website also.</p> <p>Posters and nomination packs had been circulated to various public venues.</p> <p>The posters and website gave notice of an information evening. Information on the elections was also tweeted to the Council's 7,000 followers.</p> <p>An article and an advert was also placed in the Falkirk Council news which was issued to every household in the Falkirk Council area.</p>	<p>Given the work ongoing surrounding the Community Empowerment and Renewal Bill which will extend the powers of local communities, how do we reach out to areas where we don't have Community Councils and get them involved – we should use the skills and experiences of the current community councillors to encourage others</p>	<p>The Leader of the Council agreed and confirmed that this would be discussed at the forthcoming policy development panel. At the end of the elections he wanted to see healthy Community Councils which work with and challenge the Council. He also considered that all members shared in the responsibility for encouraging involvement in their own areas.</p>

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8	EXECUTIVE – 6 August 2013 REF EX41	Community Council Elections Isn't it a little late in the day to be establishing a Policy Development Panel on the community councils considering we are just about to commence elections? Question by Councillor Brian McCabe on behalf of Councillor Robert Spears in accordance with Standing Order 32.2.	The Leader of the Council did not agree. The decision had been taken to have a policy development panel and it will work with the new community councils as well as former community councillors to develop new procedures.	Is it feasible to have a Code of Conduct for volunteers and how will this be regulated?	The Leader of the Council advised that the Scottish Government had made it clear there should be a code. A national model code had been introduced and was recommended by Government. It was important to work with Community Councils and that they understand their remit. Once the new community councils were in place there would be training – it was important that they understood what the Code of Conduct means. It should not be considered as a constraint on them but should be welcomed.
9	EXECUTIVE – 6 August 2013 REF EX42	The Public Bodies (Joint Working)(Scotland) Bill Does the portfolio holder envisage any difficulties in the Council implementing the provisions of the Bill? Question by Councillor Chalmers	The portfolio holder for health and social care answered that this was the most significant piece of legislation in social care for many decades. It is important that we try to anticipate as many of the potential difficulties and challenges in the work we are doing in preparation for the implementation of the legislation.	Have the remaining 108 assessments been carried out by July 2013 as stated at page 30 of the Agenda, reference EX23?	The portfolio holder advised that they had been carried out, and this was confirmed by the Director.

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10	EXECUTIVE – 6 August 2013 REF EX42	The Public Bodies (Joint Working)(Scotland) Bill What steps have been taken to clarify the position regarding the potential to lose the £32M recoverable VAT? Question by Councillor Brian McCabe	The portfolio holder for health and social care answered that this was a question for the Government. Individual Councils do not have contact with the tax office and there is still no clarity on it from the Scottish Government. It remains a concern. The last reference the portfolio holder was aware of was at the Finance Committee of the Scottish Parliament. Government officers are understood still to be in contact with HMRC. The outcome remains uncertain and may depend on the model adopted. Councils currently have no clarity on the issue.	What is the fallback position if this substantial sum is not forthcoming?	The portfolio holder advised that the Council was still monitoring the situation. The lack of definitive guidance was a concern. We all agree on the need for integration but it was difficult as there is so much involved in adult care. The portfolio holder hoped that the Government would take full responsibility and that the transition would be fully funded.
11	EXECUTIVE – 6 August 2013 REF EX43	Falkirk Town Centre Conservation Area Management Plan Will there be a review of the Falkirk Council's Parking Charging policies as part of or complementary to the Falkirk Town Centre Management Plan Implementation? Question by Councillor John McNally	The portfolio holder for the environment answered no – this was a consideration for the budget process as usual. Income from parking charges is c.£400,000 while the Council needs to make £35m of savings over the next 3 years. Parking charges are a source of income generation.	This is a concern for people, especially given that neighbouring local authorities have reviewed their parking charges. I believe that there is a working group which has met to discuss these issues at the Park Hotel?	The portfolio holder advised that he was not part of a working group. The Council was one of the most generous local authorities in Scotland with parking charges only applying in Falkirk town centre and not in any outlying areas. Removing car parking charges would not save the town centres - they were part of a package.

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					The Provost advised that the group referred to by Councillor McNally was looking at Falkirk town centre as a whole and the next meeting of the group was on 9 October 2013.
12	EXECUTIVE – 6 August 2013 REF EX43	Falkirk Town Centre Conservation Area Management Plan What changes to the existing Council policies will be forthcoming to encourage the re- population of Falkirk Town Centre? Question by Councillor John McNally	The Leader of the Council confirmed that Falkirk town centre had just received a massive boost by way of the Townscape Heritage Initiative where £2m had been awarded for investment in the town centre. This would be a major investment tool to support town centre regeneration.	1)All town centres are having problems and are faced with changing demands such as online shopping. Anything that reduces footfall is a concern for all. It is understood that Mary Portas has been employed by Councils to do the things we're talking about. One of the main findings was the impact of charging for parking. How is Falkirk Council developing the Mary Portas strategy to make town centres active and thriving destinations? The Provost allowed Councillor McNally to repeat the supplementary question to the portfolio holder.	1)The portfolio holder for Economic Development advised that the Council has contributed towards the work of the national review of town centres which reported recently and made several recommendations for further consideration by the Scottish Government. Some of the recommendations require further legislative changes in the areas of Planning, Housing and Non-Domestic Rates legislation. The findings of this review, including the potential to encourage repopulation of the town centre generally match the approach of Falkirk Council in regard to the maintenance and regeneration of town centres.

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					<p>The Council's Proposed Local Development Plan has a policy: Supporting Policy on Town Centres TC02 (page 57) supports a flexible approach to residential development as part of the mix of town centre uses with particular emphasis on the re-use of upper storeys.</p> <p>Developments that come forward for residential development are generally welcomed, however they can encounter constraints due to building conditions or off-site constraints (such as availability of parking).</p> <p>Further guidance and policy announcements are awaited from the Scottish Government in regard to the town centre review and it would be premature to suggest further changes to the Council's position until the Scottish Government position is clearer.</p> <p>2) The Provost stated that the meeting was on 9</p>

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					October
13	EXECUTIVE – 6 August 2013 REF EX44	Housing Estate Management Policy Can the portfolio holder identify where the information required by the Scottish Housing Regulator will be recorded and held? Question by Councillor Brian McCabe	<p>The portfolio holder for housing responded that the Scottish Housing Regulator would assess and monitor the performance of landlords, including Falkirk Council, against the Scottish Social Housing Charter through Annual Returns on the Charter commencing in May 2014. We will also require to report our performance to all our tenants every October.</p> <p>The Regulator had previously published details of the Charter Indicators it will use to assess landlord performance. In relation to Estate Management activities, two specific Charter Indicators apply, as outlined in the supporting paper considered by the Council Executive on 6th August:</p> <p>“The Scottish Housing Regulator will measure the Council’s performance using the following information:</p> <ul style="list-style-type: none"> • The percentage of tenants satisfied with the management of the neighbourhood 	<p>1)How is the information made available to the public? Will it be available electronically or in document form?</p> <p>The Provost allowed a follow up question for clarification purposes</p> <p>2) How will the information be given to members?</p>	<p>The portfolio holder advised that the information would be available in both forms. It would be available on the Council website, at One Stop Shops and published in the widely circulated “In the Neighbourhood” magazine.</p> <p>2) Access is available through the intranet and from the Service. It will also be reported to the Executive and will be in the public domain.</p>

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			<p>they live in</p> <ul style="list-style-type: none"> • The percentage of anti-social behaviour cases reported in the last year which were resolved within locally agreed targets” <p>The service publicly reports its performance through the “in the Neighbourhood” publication and displayed on the screens in each of the one stop shops and is also subscribed to the Scottish Housing Best Value Network which enables us to compare performance across other Councils and registered social landlords. There are also a range of key performance indicators which require to be submitted by all local authorities to Audit Scotland each year. Audit Scotland publishes this comparative information on their website.</p>		
14		This question was not asked at the meeting in the absence of the member.			
15	EXECUTIVE – 6 August 2013	Bereavement Services and Policies and Standards (including cemeteries capacity)	The portfolio holder for the environment advised that at the last Council meeting in	A situation where 5 out of 9 cemeteries will be full in 5 years is serious. Why was	The portfolio holder advised that he had had that discussion with

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	REF EX46	<p>To ask the portfolio holder why the issues which lead to the report being tabled to Council on 26 June had not been identified and addressed earlier?</p> <p>Question by Councillor Stephen Bird</p>	<p>June, he had been candid as to why this had happened and that only with the transfer of the service to Corporate and Neighbourhood Services had the full scale of the issues become clear. He then ensured action was taken.</p> <p>There had been no forward planning and there was a real lack of space in the cemeteries. We are trying to identify and build new cemeteries and have started a Policy Development Panel to look at the issues.</p>	forward planning not taking place?	management. He did not consider the Service had been well run.
16	EXECUTIVE – 6 August 2013 REF EX46	<p>Bereavement Services and Policies and Standards (including cemeteries capacity)</p> <p>To ask the Portfolio Holder what Policy constraints the proposed Policy Development will work to?</p> <p>Question by Councillor Stephen Bird</p>	The portfolio holder for the environment said that nothing was off the table. This was a real chance to make a lasting difference. He encouraged involvement in the panel. It was anticipated that it would look at the practices of other councils, countries, stakeholders etc.	Information in the report showed Polmont and Muiravonside cemeteries will be full in 2 years and it could take up to 10 years to find land and put through planning consents. How will the policy be able to come up with a solution for local people to be able to bury their families in local cemeteries?	The portfolio holder advised it would be a 2 pronged approach. The PDP will look mostly at new cemeteries and current policies with the other approach being to take quick action to find new spaces in current cemeteries. Spaces have already been found at Polmont and Grandsable and it is hoped to find them at Hills of Dunipace. Progress has already been made since June. The policy development panel will be looking at the

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					long term.
17	EXECUTIVE – 6 August 2013 REF EX51	Contract for M9, Junction 6 to Earlsgate Junction Signalisation What is the value of Earlsgate Interchange Signalisation budget? Question by Councillor Robert Spears This question was answered in the absence of Councillor Spears.	The portfolio holder for economic development advised that the cost of the project would be £2.191m. The contractor would be appointed in October. There would be a delay but Grangemouth would receive a better deal	No supplementary question.	
18	EXECUTIVE – 17 September 2013 REF EX58	Consultation on Social Work Assistance with transport policy and proposed changes. Can the portfolio holder please advise if the proposal to consider charges for social work transport to the most vulnerable in our society has been through a poverty proofing exercise before going to consultation with service users? Question by Councillor Cecil Meiklejohn	The portfolio holder for health and social care advised that a poverty and equality impact assessment had been carried out.	What other avenues were looked at for increasing revenue or reducing the specification before looking at increasing social work charges?	The portfolio holder advised that the administration had looked across all areas and the planned consultation would be more comprehensive and look at ways to mitigate any potential impact to service users.
19	EXECUTIVE – 17 September 2013 REF EX59	Social Enterprise Strategy The portfolio holder referred to an amount of £70k at the Executive meeting on 17 September. What was this for Question by Councillor McCabe	The portfolio holder for economic development advised that Councillor Spears could have attended the Executive. The £70,000 was due after the dissolution of Falkirk for Business. The portfolio holder expressed gratitude to officers for	At the meeting of the Executive the portfolio holder said there was no inference of financial irregularity but described the £70,000 as payback from the Chamber of Commerce. It did not exist at the time and so paid back	The portfolio holder repeated that he had suggested no wrongdoing. The 70k was allocated under the Joint Working Agreement. It had been repaid by FFB which was a predecessor of the Chamber of Commerce.

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			securing the payment.	nothing. Will the portfolio holder apologise for the accusation?	He would seek access to the notes taken at the meeting and would expect Councillor McCabe to withdraw his remarks of a personal nature. Councillor McCabe subsequently apologised to the Council and withdrew the offending term.
20	EXECUTIVE – 17 September 2013 REF EX60	Big Lottery Funding – Supporting Welfare Reform Could the portfolio holder for Health and Social Care advise if enquiries to CAB and their partners Falkirk Council's Benefit/Debt Advisers have increased since the introduction of the Government's Welfare Reform programme? Question by Councillor Charles MacDonald	The portfolio holder for health and social care drew members' attention to page 185 of the volume of minutes referring to funding secured from the Big Lottery Fund. She confirmed that there had been an increase in enquiries and that further increases in demand were expected but that we were doing our best to try and mitigate the problems.	What is the Council policy on the recovery of arrears which are as a result of the bedroom tax? What is the policy on evictions, and has this changed with relation to the bedroom tax? I ask this after seeing an article in the press from the opposition spokesperson.	The portfolio holder for housing advised that no one had been evicted based on arrears solely from the bedroom tax. He then advised Council on the procedure adopted for dealing with evictions emphasising that, at all times, tenants were encouraged to discuss their arrears with a view to alleviating them. Concern was expressed at inaccurate statements being made and their impact on vulnerable people.
21	EXECUTIVE – 17 September 2013 REF EX60	Big Lottery Funding – Supporting Welfare Reform Has the impact of the bedroom tax and Falkirk Council's response to it been subject to a poverty proofing exercise by the local authority?	The Leader of the Council advised that a survey of all Council tenants was undertaken to identify the type of support needed across the area. As a consequence of this	This policy disproportionately affects people on lower incomes. Will the Leader of the Council give a clear commitment that no tenant will be evicted solely as a	The Leader of the Council advised that he could not make that commitment. However, he reconfirmed that the Council will not evict anyone impacted on by the bedroom tax as long

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		Question by Councillor Colin Chalmers	<p>survey it was clear that there were gaps in relation to the financial inclusion and financial capability services across the Council area. Reports to Council in March 2013 and to the Executive in June 2013 suggest recruiting a team of staff to develop an approach.</p> <p>The discretionary housing payments policy was changed to take account of the potential increased demand from tenants and the budget increased to mitigate the impact of this demand. An Equality and Poverty Impact Assessment should be completed by the Council's Revenue and Benefits section to further assess the impact of changes and to ensure that mitigating action is being taken in relation to any issues identified.</p>	result or as a consequence of the bedroom tax not just for one year but indefinitely?	as the tenant comes to the Council to deal with these issues. He added that it was not within his gift to change Council policy.
22	EXECUTIVE – 17 September 2013 REF EX61	Financial Capability and Inclusion We are advised that Council will appoint a Financial Inclusion development worker, as well as a Financial Capability development worker. Can the leader of Council indicate to Council where the funding for these positions will be	The Leader of the Council advised that in March 2013 Council agreed an allocation of funding from the Fairer Falkirk Fund to support the recruitment of a Financial Inclusion Development Worker and a Financial Capability Officer. These	A Supplementary question was asked regarding attendance at the Executive.	The Leader of the Council advised that Councillor McCabe's colleague could have attended the Executive and asked the question.

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		<p>facilitated from?</p> <p>Question by Councillor Brian McCabe</p>	<p>posts are currently being recruited with the Financial Capability Officer now in post.</p>		