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Date: Wednesday, 17 July 2013

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Dear Member

**COUNCIL - THURSDAY, 18 JULY 2013**

I am now able to enclose, for consideration at the Thursday, 18 July 2013 meeting of the Council, the following reports that were unavailable when the agenda was printed.

<b>Agenda No</b>	<b>Item</b>	<b>Page</b>
6.	<b>Members' questions</b>	(Page 405)
9.	<b>Acquisition of Torbay and Southern Devon Health and Care NHS Trust and the Commissioning contract for Adult Social Care</b>	(Page 406)
13.	<b>Commercial Team Service Plan</b>	(Page 407)

Yours sincerely

June Gurry  
Clerk

# Agenda Item 6

Meeting of the Council

Thursday, 18 July 2013

Urgent Question Accepted by the Chairman of Council  
Under Standing Order A13.2(ii)

<p><b>Urgent Question by Councillor Cowell to the Mayor</b></p>	<p><b>As you supported the council motion opposing the reduction of full time fire fighters at Torquay station, can you continue the support for two full time crews by:</b></p> <p><b>Exploring methods of challenging the decision taken by the Fire Authority to axe one full time fire crew. (In particular the decision failed to acknowledge that the number of ‘shouts’ is increasing in Torquay, the impact of the link road and plans for growth identified in our Economic Strategy and Local and Neighbourhood Plans.)?</b></p> <p><b>Urge for the urgent sale of the redundant Fire HQ?</b></p> <p><b>Ensuring the experience and opinions of Torquay fire fighters is included in any representations made?</b></p> <p><b>Establish improved communication between senior fire officers, the fire authority and Torbay Council – on behalf of our residents and businesses – to ensure all options are explored to reverse this cut and also to plan for future budget reductions as a result of announcements by the Chancellor in his Comprehensive Spending Review?</b></p>
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# Agenda Item 9

## Agenda Item 9, Acquisition of Torbay and Southern Devon Health and Care NHS and the commissioning contract for Adult Social Care

### Officer Revised Recommendation

#### Council Meeting

18 July 2013

(Revisions shown in bold text)

Revised Recommendation:

- 2.1 That, **subject to the following conditions**, Torbay Council supports the acquisition of Torbay and Southern Devon Health and Care NHS by South Devon Healthcare NHS Foundation on the basis of the evaluation of the business case put forward by the Foundation Trust and, as such, adult social care provision should form part of the single Integrated Care Organisation:
- (1) Over the next 18 months Torbay Council and the South Devon and Torbay Clinical Commissioning Group expect that there to be a full review of the Board (executive and non-executive) to reflect the evolutionary approach to the integration agenda.**
  - (2) A Health and Social Care Transformation Board to be created which reports to Torbay's Health and Wellbeing Board (as well as into other organisations in the health and social care community) with the Health and Wellbeing Board agreeing the co-produced annual work plan.**
  - (3) The new Integrated Care Organisation must commit to operate within the financial requirements of the commissioners' finance plans and the new constraints placed upon health and care bodies in the recent spending review, noting that Torbay Council's requirement is currently for a 3% year-on-year real terms reduction (as set out within its commissioning intentions within the Pre-Qualification Questionnaire) for initial planning purposes.**
  - (4) The Integrated Care Organisation must commit to an unequivocal risk share arrangement which must be made clear to each commissioner and a tripartite agreement signed as part of the Business Transfer Agreement.**
- 2.2 That the Council seek to share and align resources with the NHS locally where it benefits our community.

# Agenda Item 13

## Overview & Scrutiny *Confidence in your Council*

### Commercial Team Service Plan

#### Report of the Overview and Scrutiny Board

At its meeting on 10 July 2013, the Overview and Scrutiny Board considered a report which set out the Commercial Team Service Plan which included the Food Safety Service Plan and the Policy on the Protection of Children in relation to Tobacco Sales and Other Age Related Goods. The Service Plan included the current work plan for the Commercial Team which comprises the functions of Food Safety, Trading Standards, Licensing, Health and Safety and Emergency Planning within the Community Safety Business Unit.

The Board noted that the Business Unit now prioritises its workload based on risk and will always target first those businesses, activities, emergencies and disease outbreaks considered to be of the highest risk. Its resilience to continue to deliver its full range of statutory duties and meet customer expectations, within the resources allocated, is now under significant strain.

The Board agreed that the following views should be passed to the Council:

**The Commercial Team within the Community Safety Business Unit has the full confidence of the Overview and Scrutiny Board and believes it is doing a good job in difficult circumstances.**

**However, the Board has grave concerns especially as it heard phrases such as the service being “close to falling over” and “not fulfilling its statutory duties” during the course of its debate. The Board also heard how the Team is not able to fully implement the recovery plan agreed with the Food Standards Agency following its inspection in November 2011.**

**Whilst there is a risk to the reputation of Torbay and the Council, the risk to the public is even greater.**

**The Board request that the Mayor and Executive Lead review how the actions in recovery plan can be achieved in the short to medium term.**

