

Committee Business Report - Correspondence & LDP nominations

Reasons for this Report

1. To update Members on correspondence arising from recent scrutiny meetings.
2. To invite expressions of interest in participating in joint scrutiny of Cardiff's Replacement LDP.

Correspondence

3. Following each Scrutiny Committee meeting, the Chair writes on behalf of all Members, to the relevant Cabinet Member and senior officer, summing up the Committee's comments, concerns and recommendations regarding the issues considered during that meeting. The Committee is routinely copied into the letters when they are forwarded to the Cabinet Member. Depending on the issues highlighted, the letter may request a response from the Cabinet Member to any recommendations made, and sometimes requests further information.
4. For Members information attached to this report at **Appendices 2, 3, 4 & 5** are copies of correspondence following the July and September meetings of this Committee, both letters sent, and Cabinet responses received.
5. Where responses are *outstanding* the support officer continues to follow up on the Committee's behalf, particularly where the Committee has made a formal recommendation for monitoring as part of the new model and database in place to capture the impact of scrutiny. There are occasions, however, that the Committee does not formally request a response.

Committee	Scrutiny	Appendix
14 July 2021	Annual Well-being Report 2020/21	1a
14 July 2021	Annual Well-being Report 2020/21 <i>Cabinet Response</i>	1b
14 July 2021	Budget Strategy 2022/23 & Medium-Term Financial Plan	2a
14 July 2021	Budget Strategy 2022/23 & Medium-Term Financial Plan – <i>Cabinet Response</i>	2b
21 Sept 2021	Budget Monitoring Month 4 2021/22	3a
21 Sept 2021	Budget Monitoring Month 4 2021/22 <i>Cabinet response not requested</i>	
21 Sept 2021	Replacement Local Development Plan	4a
21 Sept 2021	Replacement Local Development Plan <i>Cabinet response outstanding</i>	

Replacement Local Development Plan - Joint Task & Finish Group

6. In September 2021 the five Scrutiny Committees individually considered the draft report titled *Cardiff Replacement Local Development Plan: Vision, Issues and Objectives and Integrated Sustainability Appraisal Scoping Report* prior to its consideration by Cabinet. There followed a collective letter to the Cabinet capturing the concerns and observations of all five committees.
7. The five Scrutiny Chairs consider it would be good practice to pool scrutiny expertise and continue a culture of collaboration on this key policy for the future of Cardiff. All Scrutiny Committees agreed that they wish to progress scrutiny of the next stages of the RLDP via a Task and Finish Group with cross-representation from all five Committees.
8. The Chair of the Environment Scrutiny Committee has proposed his committee leads the task group and membership, whilst primarily taken from the Environment Scrutiny Committee, is open to representation from all Scrutiny Committees, thereby ensuring that all Committees have the

opportunity to scrutinise aspects of the Replacement LDP directly related to their Terms of Reference.

9. The Task and Finish group will need to be established as soon as possible to commence work around the RLDP Strategic options, scheduled for consultation in November 2021. Timelines for the work of the task group are therefore to complete and report any findings and recommendations for this stage of the Plan's development back to Cabinet by the end of February 2021. The Terms of Reference will be established by the Task and Finish Group and presented to all 5 Scrutiny Committees for agreement.
10. Members are invited to express an interest in participating in the Strategic Options stage of the Replacement LDP Task group.

Legal Implications

11. The Scrutiny Committee is empowered to enquire, consider, review and recommend but not to make policy decisions. As the recommendations in this report are to consider and review matters, there are no direct legal implications. However, legal implications may arise when the matters under review are implemented with or without any modifications. Any report with recommendations for decision that goes to Cabinet/Council will set out any legal implications arising from those recommendations. All decisions taken by or on behalf of the Council must (a) be within the legal powers of the Council; (b) comply with any procedural requirement imposed by law; (c) be within the powers of the body or person exercising powers on behalf of the Council; (d) be undertaken in accordance with the procedural requirements imposed by the Council e.g. Scrutiny Procedure Rules; (e) be fully and properly informed; (f) be properly motivated; (g) be taken having regard to the Council's fiduciary duty to its taxpayers; and (h) be reasonable and proper in all the circumstances.

Financial Implications

12. The Scrutiny Committee is empowered to enquire, consider, review and recommend but not to make policy decisions. As the recommendations in this report are to consider and review matters, there are no direct financial implications at this stage in relation to any of the work programme. However, financial implications may arise if and when the matters under review are implemented with or without any modifications. Any report with recommendations for decision that goes to Cabinet/Council will set out any financial implications arising from those recommendations.

RECOMMENDATIONS

Members are recommended to:

- a. Note correspondence between the Committee and the Cabinet.
- b. Express an interest joining a task group of the Environmental Scrutiny Committee to consider the LDP.

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Director Governance & Legal

5 October 2021