

**Scrutiny Review of Provision of Swimming Lessons in Ryedale District Councils Swimming Pools [link to final report](#)**

**Terms of Reference (approved 2 Nov 17)**

**Aim of the Review:**

To consider the current 10 year contract between RDC and Everyone Active and understand

- the provision of swimming lessons
- the potential consequences for swimming clubs and

**Why has this review been selected?**

The issue of swimming lesson provision was raised at Scrutiny Committee on 5 October 2017 by Everyone Active as part of their annual report to the committee.

Ryedale Swimming Club attended this committee and raised concerns about the planned changes Everyone Active were going to make to the provision of swimming lessons.

**Who will carry out the review?**

The review will be carried out by a task group including:

- A minimum of 2 members of the O and S committee (but open to all members of O and S)
- Support will be provided by the Delivery and Frontline Services Lead, the Senior Commissioning Officer and the Projects, Programmes and Performance Officer
- With input from other officers as required, including the Monitoring Officer

The Scrutiny Review Final Report and Recommendations will be considered at the Policy and Resources Committee on 12 June 2018 and at Full Council on 28 June 2018.

The recommendations, agreed at the committee meeting on 10 May are:

1. Ryedale Swimming Club (RSC) and Derwent Valley Swimming Club (DVSC) are allowed to continue their Learn To Swim (LTS) lessons for the people of Ryedale during the hours agreed in the Leisure Specification.
2. Everyone Active (EA) and the swimming clubs work together to ensure a smooth transition pathway from Everyone Active lessons to Club sessions.
3. Council considers an incremental increase in the specified hire charge per hour to the swimming clubs.
4. Overview and Scrutiny Committee is to take greater role in scrutinising the Performance Management of the Contract, in line with the terms of reference for the Committee

Recommendations 1-3 will be made as a Part B item to the next meeting of Policy and Resources Committee and then to Full Council as these require a decision to change existing policy.

Recommendation 4 to be agreed by the O and S Committee within the terms of reference for the Committee.

**How the review will be carried out?**

The task group will consider the current contractual arrangement between the Council and Everyone Active and in particular the terms relating to pool activities and the provision of swimming lessons.

The review will include consultation with Everyone Active and two swimming clubs, Derwent Valley and Ryedale Swimming Clubs.

**What are the expected outputs?**

It is expected that the task group will produce a report, summarising the evidence they have gathered to enable a proposed way forward for the provision of swimming lessons.

**Timescale**

Progress reports will be submitted to the committee if required during the review.

**Resolved at Council on 28 June 2018**

That Council agree the final report attached as Appendix 1, which included the following recommendations:

1. Ryedale Swimming Club (RSC) and Derwent Valley Swimming Club (DVSC) are allowed to continue their Learn To Swim (LTS) lessons for the people of Ryedale during the hours agreed in the Leisure Specification.
2. Everyone Active (EA) and the swimming clubs work together to ensure a smooth transition pathway from Everyone Active lessons to Club sessions.
3. Council considers an incremental increase in the specified hire charge per hour to the swimming clubs.
4. In the event of any negotiations to do with E.A. no commitment or decisions will be taken without reference to Overview and Scrutiny and its relevant knowledge.

Voting Record

27 For  
 0 Against  
 0 Abstentions

<b>Scrutiny Review of Staff Survey Results</b>	
<b>Work in progress</b>	<p>Professor John Raine and Mrs Eileen Dunstan, both with considerable research experience at the Institute of Local Government Studies, University of Birmingham, have been commissioned to assist with evidence-gathering as part of this Scrutiny Review. All staff were invited to share their experience working for the Council in confidence by 6 April 2018.</p> <p>At the last meeting of the Overview and Scrutiny Committee on Thursday, May 10, the committee agreed that Members:</p> <ul style="list-style-type: none"> <li>i. Receive the report re: Staff Survey – treat as exempt, including officers</li> <li>ii. Place on the agenda for the next Overview and Scrutiny meeting</li> <li>iii. That meeting to consider further actions to be taken</li> <li>iv. That meeting to consider a response to the Full Council motion on 6 July 2017, in particular “was Council misled”.</li> </ul> <p>The Chair will give a verbal report at the meeting.</p>
<b>Scrutiny Review of Meeting Start Times and Management of Meetings - <a href="#">link to final report</a></b>	
<b>Recommendations - As agreed by Overview &amp; Scrutiny</b>	
(i) That the Constitution be amended to change the order of business for Full Council to put items for decision first;	On 21 September 2017 Policy and Resources Committee referred these recommendations to the Constitution Working Party.

<p>(ii) That the Constitution be amended to bring forward the guillotine, so that it takes effect after 3 hours;</p> <p>(iii) That the Constitution be amended to require corrections to the minutes to be submitted in writing in advance of the meeting;</p> <p>(iv) That working practices be amended so that questions to officers have to be dealt with ahead of, rather than during, meetings of Full Council;</p> <p>(v) That the Constitution be amended to require the circulation of the Leader's Statement with the agenda;</p> <p>(vi) That working practices be amended to stop reading out the Leader's Statement at meetings of Full Council.</p>	
<p><b>Scrutiny Review of the Councils Role in Flood Management considered by Council on 8 December 2016 - <a href="#">link to final report</a></b></p>	
<p><b>Recommendations as agreed by Council</b></p>	
<p>1. That RDC commits £12,000 funding (up to a maximum of 20%) to resource a project manager to progress delivery of the Malton, Norton and Old Malton Flood Study project and drive partnership working, and seeks match funding from the partners of the Malton and Norton Project Group</p>	<p>NYCC have commissioned consultants to make progress with the MN and OM flood study which may identify the need for additional PM support.</p>
<p>2. RDC commits £2.5k (20%) funding towards a CCTV monitoring survey to understand the drainage system in Old Malton.</p>	<p>A CCTV survey in Old Malton commissioned by NYCC has now been completed and details will be made available in due course. RDC has contributed £2,000 towards this CCTV survey.</p>
<p>3. That Natural Flood Management (NFM) considerations should be integral to all local flood management solutions and that RDC continues to facilitate links across the various partners and interested stakeholders endorsing a whole catchment approach</p>	<p>The Yorkshire Derwent Partnership Board are currently developing a whole catchment area set of plans with specific delivery task groups in place to achieve outcomes eg Ryevitalise and a RDC rep attends, with a key objective of these projects being to develop natural flood management solutions.</p>

	<p>The <a href="#">Ryevitalise Landscape Partnership</a> are currently in the development phase of a range of exciting projects supported by the Heritage Lottery Fund, North York Moors National Park and partners and are planning consultation over the coming months - follow this link to find out more and complete a short questionnaire</p>
<p>4. That RDC allocates a sum of £50,000 to a grant fund to support local flood solutions which will be allocated through Resources Working Party (similar to the arrangements for the allocation of Community Grants) where the criteria for allocation will also be agreed. Town and Parish Councils would be eligible to apply (including Malton and Brawby), as should any fully constituted community group, with any grant conditional on the preparation of a Community Resilience Plan to ensure sustainability and linkage to NYCC and other flood risk management partner organisations. Any contribution RDC makes towards a local solution involving equipment is on the basis that:</p> <p>a) The community group or parish council engage with NYCC to set up a community resilience group (CRG) with a Community Resilience Plan (CRP)</p> <p>b) The CRG undertake training and take responsibility for deploying and insuring the pump with sign off from NYCC</p> <p>c) That the Resources Working Party make recommendations to the Policy &amp; Resources Committee on the grant applications for this fund, and that the criteria be similar to that used for the Community Grant applications ie;</p> <p>i. Grant must not exceed £5000.00 or 25% of the total cost - whichever is the lowest</p> <p>ii. Grants up to £1000 may be 100% of the total cost.</p> <p>iii. In certain circumstances the above criteria may be waived if it is felt that an application will be of exceptional benefit to a community.</p>	<p>All Parish and Town Councils have been informed of the availability of grant funding to support local flood solutions.</p> <p>Work is continuing, with several meetings already planned, to support the development of projects which may be eligible and to ensure links to NYCC and community resilience plans.</p> <p>The opportunity to apply for a flood grant is now open and communities have been invited to submit their applications for grant funding to enable the development of solutions with support from the relevant authorities.</p> <p>Two flood grant applications were approved at Policy and Resources on 21 September -one for Malton and one for Brawby.</p> <p>A third flood grant application has been made by Norton Town Council was approved by Policy and Resources on 23 November 2017.</p> <p>A total of £32,700 has been awarded from the £50,000 grant fund to date.</p> <p>.</p>

<p>5. That the above spending be funded from the New Homes Bonus Reserve</p>	
<p>6. That Council may consider that funding be allocated from the New Homes Bonus towards the funding gap of £1.8m of the approved GiA scheme for the alleviation of flooding in Malton, Norton and Old Malton. That any contribution should be to a maximum of 20% of the funding gap.</p>	<p>The further work commissioned by NYCC to progress the M, N and OM Study will provide more detailed costings to inform future stakeholder engagement to bridge the funding gap. A bid to the LEP Growth Fund is now being progressed by NYCC to provide a business case for this project.</p>
<p><b>Scrutiny Review of Assets - <a href="#">link to final report</a> considered by Council 08.09.2016</b></p>	
<p><b>Recommendations - As agreed by Council</b></p>	
<p>The Council policy on the management of property assets is as follows:</p> <p><b>Vision:</b></p> <p>To optimise the use of the Councils property assets in supporting the delivery of the Councils priorities and delivering best value and value for money for the residents of Ryedale</p> <p><b>Policy:</b></p> <p>To achieve best value from each property asset by:</p> <ul style="list-style-type: none"> <li>• Occupying an asset for the efficient delivery of Council services or</li> <li>• Renting to another to generate revenue income for the Council or</li> <li>• Disposing of any asset which achieves neither of the above and which could generate a receipt for the Council</li> </ul> <p><b>Principles:</b></p>	<p>A new asset management strategy is being developed by officers to enable the delivery of this policy.</p> <p>The Chief Executive reassured Members that officers would not dispose of any major assets without coming back to Council if the policy was adopted.</p> <p>Member Briefings on 11 January and 1 June 2017 linking the budget and assets.</p> <p>At the :Policy and Resources Committee on 21 September 2017 it was resolved:</p> <p>That a clear direction be provided to officers to enable the work to be undertaken for decisions to be made by Council in February 2018 for the future of the Council's Asset portfolio, as follows:</p> <ol style="list-style-type: none"> <li>a) That officers work with partners to participate in the OPE programme bid for North Yorkshire, to be submitted in November 2017</li> <li>b) Ryedale House is no longer fit for purpose and the maintenance costs are prohibitively expensive. Officers are to</li> </ol>

<ul style="list-style-type: none"> <li>• To optimise the use of operational assets</li> <li>• That fewer operational buildings is lowest cost and lowest risk to service delivery</li> <li>• To manage the councils estate to achieve the best social, economic and environmental benefit for the communities of Ryedale</li> <li>• To dispose of underutilised assets</li> <li>• To acquire assets that would support the finances of the Council and delivery of the Council priorities</li> <li>• That the proceeds of the sale of any of the assets be used to support the delivery of the Council's priorities.</li> <li>• For disposal of any Council owned asset used for car parking, decisions should be made in the context of a car parking policy.</li> </ul>	<p>prepare a business case to support a move to new premises which aims to deliver the following:</p> <ul style="list-style-type: none"> <li>• The preferred option of office accommodation on the site of the current Community House.</li> <li>• to develop proposals for a hub for public sector and voluntary and community sector partners, linked to the OPE programme.</li> <li>• When Ryedale House is no longer available, future meetings of Council to take place in the Milton Rooms and similar venues in Ryedale.</li> </ul> <p>The brief for the public sector hub to include the following:</p> <ul style="list-style-type: none"> <li>• Members to have access to a dedicated small office to accommodate 6 people, potential to provide a Leader's office if required and space for committee meetings for 10 members, officers and public seating.</li> </ul> <p>c) In the event the single public sector hub does not come to fruition, the option of locating to Harrison House is to also be considered.</p> <p>d) Housing to be built on the Ryedale House site, a proportion of which to be affordable, ensuring best value. The possibility of a joint development including neighbouring sites to be explored.</p> <p>e) The upper deck of Wentworth Street Car Park to be considered for housing as part of the OPE programme.</p> <p>f) The Council to consider relocating Streetscene services to the proposed Waste Transfer Station at Kirby Misperton.</p> <p>g) A review to take place of all Council assets to deliver the Council's Asset Management Policy.</p>
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	<p>On 15 March 2018 a further report is being considered by the Policy and Resources Committee.</p>
<p><b>Scrutiny Review of Fuel Poverty in Ryedale - <a href="#">Link to final report</a></b></p>	
<p><b>Scrutiny Review of Members Involvement in Outside Bodies and as Member Champions - <a href="#">Link to final report</a></b></p>	<p>Please find below the decision of Council in March 2014 on the scrutiny of outside bodies, with comments in red:</p> <p><b>Resolved</b></p> <ul style="list-style-type: none"> <li>(i) That the following outside bodies be removed from the list: Supporting People NY Joint Committee (agreed at Annual Council on 16 May 2013), Endowment Governors Charity called Malton School, LG Yorkshire &amp; Humber Elected Members Cohesion Group (agreed at Annual Council on 16 May 2013), Rural Action Yorkshire (formerly YRCC); <b>Actioned</b></li> <li>(ii) That substitute representatives be appointed for outside bodies, where their governance arrangements permit, and that it be the nominated representatives responsibility to notify the substitute if they are unable to attend a meeting of the outside body; <b>Actioned</b></li> <li>(iii) That a précis from Member representatives on outside bodies be published on the website following each meeting, subject to the approval of the outside bodies, to ensure feedback of key decisions and discussions relevant to the Council is available, and including their attendance record; <b>Template provided and reminders to Members, but no information ever received</b></li> <li>(iv) That appointments to outside bodies be for four year terms, from 2015 onwards to coincide with the District elections, subject to</li> </ul>

an annual review by the Overview and Scrutiny Committee to address any issues with attendance or publication of précis; **4 year appointments actioned – no O&S review as no précis provided**

(v) That nominations of representatives to outside bodies should be made by Council based on their skills and expertise, in addition to attendance records, and that Members be asked to provide an oral statement of this upon nomination. **Requirement to make oral statement repealed in May 2015**

(vi) That the Independent Remuneration Panel be requested to review allowances payable to representatives on outside bodies, where a payment is currently made; **Actioned**

(vii) (a) That subject to the exceptions in sub paragraph (b) below , all Members note that any representative on an outside body cannot be involved in any financial or regulatory decision taken by the Council that relates to that body. They can make representations, either through the public speaking opportunity for a relevant application at Planning Committee, or for other committees and Full Council by addressing the meeting at the chairman’s discretion;

(b) The exceptions where Members may participate and vote are the setting of council tax or a precept under the Local Government Finance Act 1992 or where a dispensation has been granted.

**Actioned**

	Members may wish to discuss the areas which have not been actioned which are outside the remit of officers.
<b>Scrutiny Review of the Role the Council Should play in Supporting the Voluntary and Community Sector <a href="#">Link to final report</a></b>	
<b>Scrutiny Review of Post Offices 2010-11 <a href="#">Link to final report</a></b>	