

Pecyn Dogfennau Cyhoeddus

Penallta House,
Tredomen Park,
Ystrad Mynach,
Hengoed CF82 7PG

Ty Penallta,
Parc Tredomen,
Ystrad Mynach,
Hengoed CF82 7PG



www.caerphilly.gov.uk
www.caerffili.gov.uk

Am unrhyw ymholiad yn ymwneud â'r agenda hwn cysylltwch â Amy Dredge
(Rhif Ffôn: 01443 863100 E-bost: dredga@caerphilly.gov.uk)

Dyddiad: Dydd Mercher, 10 Hydref 2018

Annwyl Syr/Fadam,

Bydd cyfarfod **Cabinet** yn cael ei gynnal yn **Ystafell Sirhywi, Tŷ Penallta, Tredomen, Ystrad Mynach** ar **Dydd Mercher, 17eg Hydref, 2018** am **10.30 am**. i ystyried materion a gynhwysir yn yr agenda canlynol. Gall cynghorwyr a'r cyhoedd sy'n dymuno siarad am unrhyw eitem wneud hynny drwy wneud cais i'r Cadeirydd. Mae croeso i chi hefyd ddefnyddio'r Gymraeg yn y cyfarfod. Mae'r ddau gais hyn yn gofyn am gyfnod rhybudd o 3 diwrnod gwaith, a bydd cyfieithu ar y pryd yn cael ei ddarparu os gofynnir amdano.

Mae pob cyfarfod Pwyllgor yn agored i'r Wasg a'r Cyhoedd. Gofynnir i arsylwyr a chyfranogwyr ymddwyn gyda pharch ac ystyriaeth at eraill. Sylwer y bydd methu â gwneud hynny yn golygu y gofynnir i chi adael y cyfarfodydd ac efallai y cewch eich hebrwng o'r safle.

Yr eiddoch yn gywir,

Christina Harrhy
PRIF WEITHREDWR DROS DRO

A G E N D A

Tudalennau

- 1 I dderbyn ymddiheuriadau am absenoldeb
- 2 Datganiadau o Ddiddordeb.

Atgoffi'r Cynghorwyr a Swyddogion o'u cyfrifoldeb personol i ddatgan unrhyw fuddiannau personol a/neu niweidiol mewn perthynas ag unrhyw eitem o fusnes ar yr agenda hwn yn unol â Deddf Llywodraeth Leol 2000, Cyfansoddiad y Cyngor a'r Cod Ymddygiad ar gyfer Cynghorwyr a Swyddogion.

A greener place Man gwyrddach



I gymeradwyo a llofnodi'r cofnodion canlynol:-

3	Cabinet a gynhaliwyd ar 3ydd Hydref 2018.	1 - 8
4	Adennill costau clirio Tipio Anghyfreithlon.	9 - 12
5	Gweithredu Cronfa Gymdeithasol Ewropeaidd Meithrin Arfogi Ffynu (MAFf).	13 - 18
6	Fframwaith Gofal Cartref.	19 - 26
7	Gwaith Cyfalaf.	27 - 28

Cylchrediad:

Cynghorwyr

C.J. Cuss, N. George, C.J. Gordon, Mrs B. A. Jones, P.A. Marsden, S. Morgan, L. Phipps, D.V. Poole a Mrs E. Stenner,

A Swyddogion Priodol.

SUT FYDDWN YN DEFNYDDIO EICH GWYBODAETH

Bydd yr unigolion hynny sy'n mynychu cyfarfodydd pwyllgor i siarad/roi tystiolaeth yn cael eu henwi yng nghofnodion y cyfarfod hynny, weithiau bydd hyn yn cynnwys eu man gweithio neu fusnes a'r barnau a fynegir. Bydd cofnodion o'r cyfarfod gan gynnwys manylion y siaradwyr ar gael i'r cyhoedd ar wefan y Cyngor ar www.caerffili.gov.uk. ac eithrio am drafodaethau sy'n ymwneud ag eitemau cyfrinachol neu eithriedig.

Mae gennych nifer o hawliau mewn perthynas â'r wybodaeth, gan gynnwys yr hawl i gael mynediad at wybodaeth sydd gennym amdanoch a'r hawl i gwyno os ydych yn anhapus gyda'r modd y mae eich gwybodaeth yn cael ei brosesu.

Am wybodaeth bellach ar sut rydym yn prosesu eich gwybodaeth a'ch hawliau, ewch i'r Hysbysiad Preifatrwydd Cyfarfodydd Pwyllgor Llawn ar ein gwefan <http://www.caerffili.gov.uk/Pwyllgor/Preifatrwydd> neu cysylltwch â Gwasanaethau Cyfreithiol drwy e-bostio griffd2@caerffili.gov.uk neu ffoniwch 01443 863028.



CABINET

COFNODION Y CYFARFOD A GYNHALIWYD YN NHŶ PENALLTA, TREDOMEN AR DDYDD MERCHER, 3YDD HYDREF 2018 AM 10.30A.M.

YN BRESENNOL:

Y Cyngorydd D. Poole - Cadeirydd

Cynghorwyr:

C. Cuss (Gofal Cymdeithasol a Lles), C.J. Gordon (Gwasanaethau Corfforaethol), Mrs B.A. Jones (Cyllid, Perfformiad a Llywodraethu), P. Marsden (Addysg a Chyflawniad), S. Morgan (Economi, Isadeiledd a Chynaliadwyedd), L. Phipps (Cartrefi a Lleoedd) ac E. Stenner (Yr Amgylchedd a Diogelwch y Cyhoedd).

Ynghyd â:

C. Harrhy (Prif Weithredwr Dros Dro), D. Street (Cyfarwyddwr Corfforaethol - Gwasanaethau Cymdeithasol), ac R. Edmunds (Cyfarwyddwr Corfforaethol – Addysg a Gwasanaethau Corfforaethol).

Hefyd yn Bresennol:

R.Hartshorn (Pennaeth Diogelwch y Cyhoedd a Gwasanaethau'r Gymuned a Hamdden), S. Harris (Pennaeth Gwelliannau Busnes Dros Dro), R. Tranter (Pennaeth Gwasanaethau Cyfreithiol a Swyddog Monitro), R. Kyte (Pennaeth Adfywiad a Chynllunio), M. Williams (Pennaeth Gwasanaethau Adeiladau Dros Dro), K. Peters (Rheolwr Polisi Corfforaethol), A. Cullinane (Uwch Swyddog Polisi - Cydraddoldeb a'r Iaith Gymraeg), M. Godfrey (Arweinydd Tîm - Iechyd yr Amgylchedd) ac A. Dredge (Swyddog Gwasanaethau Pwyllgor).

1. YMDDIHEURIADAU DROS ABSENOLDEB

Derbyniwyd ymddiheuriadau dros absenoldeb gan y Cynghorwyr N. George (Gwasanaethau'r Gymdogaeth) a M. S. Williams (Cyfarwyddwr Corfforaethol Dros Dro - Cymunedau).

2. DATGANIADAU O DDIDDORDEB

Ni chafwyd datganiadau o ddiddordeb ar ddechrau nac yn ystod y cyfarfod.

3. CABINET ARBENNIG– 12FED MEDI 2018

PENDERFYNWYD cymeradwyo cofnodion y cyfarfod a gynhaliwyd ar 12fed Medi 2018 (rhifau cofnod. 1-7) a'u llofnodi fel cofnod cywir.

4. CABINET - 19EG MEDI 2018

PENDERFYNWYD cymeradwyo cofnodion y cyfarfod a gynhaliwyd ar 19eg Medi 2018 (rhifau cofnod. 1-7) a'u llofnodi fel cofnod cywir.

MATERION OEDD ANGEN PENDERFYNIADAU GWEITHREDOL

5. STRATEGAETH AR GYFER GWAREDU TIR DETHOL GYDA PHOTENSIAL DATBLYGIADOL PRESWYL

Roedd yr adroddiad yn gofyn am gymeradwyaeth y Cabinet mewn perthynas â strategaeth ar gyfer gwaredu pum parcel allweddol o dir sydd oll yn addas ar gyfer ailddatblygu preswyl. Mae gan yr Awdurdod gyfran sylweddol o dir dros ben, ac mae rhai ohonynt yn addas ar gyfer datblygiad preswyl.

Hysbyswyd y Cabinet bod darparu tai fforddiadwy o fewn y Fwrdeistref yn brin o'r targed. O'r 1af o Ebrill 2017 roedd 4,523 o unedau (52% o'r gofyniad) wedi'u hadeiladu ac felly mae'n glir na fydd y ffigwr gofynion tai yn cael ei gyflawni erbyn 2021. Pan fo'r Awdurdod yn gwerthu tir mae cyfle i sicrhau bod tai fforddiadwy yn cael eu cynnwys ac i gynyddu cyfran y tai fforddiadwy uwchlaw targedau Cynlluniau Datblygu Lleol (CDLI) lle bo'n briodol, er bod y posibilrwydd o ostyngiad yn y derbyniad cyfalaf cysylltiedig.

Eglurwyd bod Protocol yr Awdurdod ar gyfer Gwaredu Eiddo (Tir ac Adeiladau) yn argymhell bod gwaredu'r gwahanol rannau bach o dir (lle mae'r potensial datblygu yn llai na 20 annedd) yn parhau yn unol â'r Protocol. Argymhellir ymhellach bod yr Awdurdod yn ystyried y strategaeth waredu ar gyfer y rhannau mwy o dir dros ben presennol ac yn y dyfodol ac yn benodol i benderfynu a yw cynyddu'r dosbarthiad o gartrefi fforddiadwy yn cael ei gyfiawnhau. Adolygwyd ac aseswyd y tir dros ben sydd â photensial datblygu preswyl o ran rhwystrau i ffactorau datblygu a lleoliad. Nodwyd y pum parcel o dir canolig neu fawr, a fyddai'n fasnachol ddeniadol i gwmnïau datblygu tai, yn yr adroddiad a oedd hefyd yn cynnwys yr ystyriaethau sy'n ymwneud â phob un o'r safleoedd gydag argymhelliad o'r ffordd ymlaen.

Trafododd y Cabinet y safleoedd arfaethedig a gofynnodd am eglurhad ynghylch ystyried darpariaeth ieched yn ardal Coed Duon oherwydd y cynnydd mewn datblygu tai. Esboniodd swyddogion fod yn rhaid i'r Awdurdod ystyried cynhwysedd ysgolion a meddygfeydd meddygon teulu yn y dalgylchoedd fel rhan o'r Cynllun Datblygu Lleol (CDLI) arfaethedig. Lle'r oedd angen ar gyfer darpariaeth ddynodedig newydd, nodir tir o fewn y CDLI er mwyn gallu cyflenwi'r ddarpariaeth honno. Hysbyswyd y Cabinet bod cyflwyno'r ddarpariaeth honno wedyn yn fater i'r corff perthnasol, e.e. yr Awdurdod Iechyd, yr Awdurdod Addysg. Cyfeiriodd Aelod at Safle A - Tŷ Darren, Rhisga a'r ymateb i'r Ymgynghoriad a gynhaliwyd. Hysbyswyd y Cabinet fod Aelod etholedig lleol yn awgrymu adnewyddu'r adeilad a'i ddefnyddio i ddarparu gwelyau seibiant neu ar gyfer henoed, bregus eu meddwl (EMI) er mwyn hwyluso'r mater blocio gwelyau. Cadarnhaodd y swyddogion nad ystyrir bod y cyfleuster hwn yn angenrheidiol gan fod 113 o welyau preswyl a nyrsio gwag ar gael ar draws y Fwrdeistref ar hyn o bryd.

O ran cyrraedd targedau Tai fforddiadwy lleol, sicrhawyd yr Aelodau y bydd y canrannau'n cael eu cyflawni gan y bydd y telerau'n cael eu pennu o fewn y Contract Gwerthu. Roedd y Cabinet yn falch o gefnogi'r adroddiad ac yn teimlo bod y tai arfaethedig yn anfon neges bositif ar draws y rhanbarth. Bydd hyn yn caniatáu i blant dyfu i fyny a byw yn y Sir. Rhoddwyd pwyslais ar y manteision economaidd a gaiff eu creu oblegid Tai o safon uchel.

Yn dilyn ystyriaeth a thrafodaeth ac yn ddarostyngedig i welliant ym mharagraff 10.5 i gynnwys penderfyniad i ohirio penderfyniad ar Ysgol Gyfun Pontllan-fraith hyd nes y penderfynir ar ddyfodol Hamdden Pontllan-fraith, cafodd ei gynnig a'i eilio, i gymeradwyo'r argymhelliion yn yr adroddiad. Cytunwyd ar hyn yn unfrydol drwy godi dwylo.

PENDERFYNWYD yn amodol ar welliant ym mharagraff 10.5 i gynnwys "a bod penderfyniad yn cael eu gwneud ar ddyfodol Canolfan Hamdden Pontllan-fraith" ac am y rhesymau a gynhwysir yn adroddiad y Swyddog, cymeradwyir y canlynol: -

- (i) Safle A - Tŷ Darren, Rhisga. Os cadarnheir bod Cartrefi Caerffili yn dymuno adeiladu llety lloches ar y safle yna gwerthir y safle iddynt. Fel arall argymhellir bod y safle'n cael ei werthu ar y farchnad agored ar gyfer tai gyda gofyniad cytundebol bod 10% o'r cartrefi'n fforddiadwy yn unol â gofynion y CDLI;
- (ii) Safle B - Meysydd Chwarae Ysgol Bedwellte. Gan dybio bod y safle wedi ei ddatgan yn weddill pan ddaw'r broses ymgynghori bresennol i ben, bod y Pennaeth Gwasanaethau Eiddo Dros Dro mewn ymgynghoriad â'r Aelod Cabinet dros Gartrefi a Lleoedd yn trafod gwerthiant i Ddatblygiadau Llanmoor. Fodd bynnag, os na ellir cyflawni'r gwerth cyfredol ar y farchnad yna rhaid gwerthu'r safle ar y farchnad agored trwy broses dendro gystadleuol. Yn y naill achos neu'r llall, mae'r gwerthiant i gynnwys ymrwymiad cytundebol bod 15% o'r cartrefi'n fforddiadwy;
- (iii) Safle C - Tŷ Pontllan-fraith. Datblygir cynllun gyda LCC i gynnwys cyfrannau sy'n gymharol gyfartal o dai rhent cymdeithasol, perchnogaeth ar y cyd ac aneddau gwerthu marchnad, a bod telerau masnachol yn cael eu sefydlu ar gyfer gwerthiant llwyr a'r modelau Prydles i'w hystyried a'u cymeradwyo ymhellach gan y Cabinet;
- (iv) Safle Ch - Ysgol Gyfun Pontllan-fraith. Gohirio penderfyniad terfynol ar y ffordd ymlaen ar gyfer y safle hwn nes bod y cynigion ar gyfer Tŷ Pontllan-fraith (Safle C) yn cael eu datblygu ymhellach a chymerir penderfyniad ar ddyfodol Canolfan Hamdden Pontllan-fraith. Cadarnheir y gall dymchwel yr adeiladau ysgol sydd heb eu defnyddio fynd yn ei flaen unwaith y bydd penderfyniad ar ddyfodol Canolfan Hamdden Pontllan-fraith;
- (v) Safle D - Ysgol Gyfun Oakdale. Gwerthir y safle ar y farchnad agored gyda chontract gwerthu sy'n mynnu bod targed y CDLI o 25% o'r anheddau yn fforddiadwy yn cael ei gyflawni.

6. CYNLLUN CYDRADDOLDEB STRATEGOL - ADRODDIAD MONITRO A GWELLA BLYNYDDOL 2017-2018

Roedd yr adroddiad yn gofyn am gefnogaeth y Cabinet am y cynnydd a wnaed yn ystod y flwyddyn ariannol 2017-2018 yn erbyn targedau yng Nghynllun Cydraddoldeb Strategol cyfredol y Cyngor, a chymeradwyaeth i'w gyflwyno i'r Comisiwn Cydraddoldeb a Hawliau Dynol a'i gyhoeddi ar wefan y Cyngor.

Nododd y Cabinet fod gan y Cyngor ddyletswydd statudol i gynhyrchu adroddiad monitro blynyddol ar faterion Cydraddoldeb dan y ddeddfwriaeth bresennol. Mae'r gofynion yn fanwl iawn o ran pa wybodaeth berthnasol sydd angen ei chynnwys yn yr adroddiad monitro a gwella blynyddol 2017/18 (yn atodol i'r adroddiad). O ganlyniad, mae'r swm o wybodaeth a gyflwynir er mwyn sicrhau bod y corff rheoleiddio sy'n gysylltiedig (y Comisiwn Cydraddoldeb a Hawliau Dynol) yn cael eu darparu gyda thystiolaeth lawn o gydymffurfiaeth ac ymrwymiad y Cyngor i'r dyletswyddau statudol hynny. Er mwyn cydymffurfio â Dyletswydd Cydraddoldeb y Sector Cyhoeddus yng Nghymru, rhaid cyhoeddi adroddiad blynyddol ar y Cynllun Cydraddoldeb Strategol o fewn 12 mis ar ôl diwedd y flwyddyn ariannol y mae'r adroddiad hwnnw'n ymdrin â hi.

Cyfeiriwyd yr aelodau at baragraff 4.3. yn yr adroddiad sy'n crynhoi'r wybodaeth am berfformiad a gafwyd yn ystod y flwyddyn ariannol 2017/18. Yn 2016 gwnaeth yr Awdurdod ei gyflwyniad blynyddol cyntaf i Fynegai Cydraddoldeb Addysg Stonewall lle derbyniwyd cydnabyddiaeth

arbennig am y gwaith a wnaed i fynd i'r afael â bwlio homoffobig, biffobig a thrawsffobig mewn ysgolion. Roedd yr Awdurdod hefyd wedi ei leoli yn y safle 1af yng Nghymru a'r 21ain safle ar draws y DU cyfan. Bu'r cyflwyniad y llynedd yn fodd i gynnal y safleoedd hyn. Cyhoeddodd y Cyngor ei Ddatganiad Bwlch Cyflog Rhwng y Rhywiau cyntaf ar gyfer 2017. Dangosodd y data mai'r Bwlch Cyflog Rhwng y Rhywiau Cymedrig am y flwyddyn oedd 8.9%. Mae'r Cyngor yn hyderus nad yw ei fwlch cyflog rhwng y rhywiau yn deillio o dalu cyflogeion gwrywaidd a benywaidd yn wahanol am yr un gwaith neu waith cyfatebol. Mae'r bwlch cyflog rhwng y rhywiau yn deillio o rolau lle mae gwrywod a menywod yn gweithio ar hyn o bryd a'r cyflogau y mae'r rolau hyn yn eu denu. Mae'r bwlch cyflog rhwng y rhywiau hefyd yn adlewyrchu achosion bwlch cyflog rhwng y rhywiau ar lefel gymdeithasol lle mae rhieni yn gynyddol hyblyg, mae cyfrifoldeb gofal plant yn dal i fod yn anghymesur ar fenywod. Mae'n ffaith, o fewn y data hwn, bod y mwyafrif helaeth o swyddi rhan amser yn cael eu cynnal gan fenywod ac mai dyma'r swyddi sy'n denu cyflogau yn y chwarteli isaf. Defnyddiwyd £104,000 o gyllid i gefnogi gwaith gwella mynediad i bobl anabl. Roedd hyn yn cynnwys mynediad i byllau nofio, gosod drysau awtomatig a rampiau i adeiladau addysg a phrynu meinciau picnic hygyrch mewn parciau gwledig. Gwnaethpwyd cyfraniad hefyd i gynorthwyo gyda'r gwaith gwella i ddarparu toiledau hygyrch ym Mharc Morgan Jones. Ysgol Gynradd Rhiw Syr Dafydd oedd yr ysgol gyntaf yn y Fwrdeistref Sirol i gael Gwobr Dementia Gyfeillgar gan Gymdeithas Alzheimer. Dywedodd y Swyddogion y cynhaliwyd nifer o weithgareddau hyrwyddo gan gynnwys Diwrnod Shwmae, Mis Hanes LHDT, Mis Hanes Pobl Dduon, Diwrnod Cofio'r Holocaust a Diwrnod Rhyngwladol y Menywod.

Diolchodd y Cabinet i'r Swyddogion am ymgymryd â'r adroddiad rhagnodol. Mae'r adroddiad yn dangos faint o waith cadarnhaol ac arfer da mae'r Cyngor yn ei gyflawni er budd yr unigolion a'r grwpiau hynny sy'n dod o dan un neu ragor o'r nodweddion gwarchoddedig a materion Cydraddoldeb ehangach. Roedd y Cadeirydd yn falch o nodi ei fod wedi penodi Hyrwyddwr LHDT yn ddiweddar a fydd yn ei dro yn penodi cynghorydd i godi ymwybyddiaeth. O ran ystadegau rhywedd, mae gan y Cabinet ranniad gwrywod / menywod 50% / 50% ac mewn perthynas â'r Rhwydwaith Rheoli, cadarnhawyd bod y rhaniad yn 55 o fenywod, 49 o wrywod.

Yn dilyn ystyriaeth a thrafodaeth, cynigiwyd ac eiliwyd bod yr argymhelliad yn yr adroddiad yn cael ei gymeradwyo. Cytunwyd ar hyn yn unfrydol drwy godi dwylo.

PENDERFYNWYD cymeradwyo'r Cynllun Cydraddoldeb Strategol - Adroddiad Monitro a Gwella Blynyddol 2017-2018 am y rhesymau a geir yn adroddiad y Swyddog, a'u cyflwyno i'r Comisiwn Cydraddoldeb a Hawliau Dynol a'u cyhoeddi ar wefan y Cyngor.

7. MEYSYDD CHWARAE CYMRU - RHAGLEN CAEAU CANMLWYDDIANT

Roedd yr adroddiad yn gofyn am gymeradwyaeth y Cabinet ar gyfer ymroddiad ffurfiol Gardd Goffa'r Rhyfel yng Nghwmfelin-fach fel rhan o Raglen Caeau Canmlwyddiant Meysydd Chwarae Cymru. Esboniodd y swyddogion, lansiodd Meysydd Chwarae Cymru (MChC) fenter newydd o'r enw Caeau Canmlwyddiant ym mis Gorffennaf 2014. Mae hwn yn brosiect ledled y DU sydd â'r nod o ddiogelu meysydd cofeb rhyfel am byth, manau gwyrdd sy'n cynnwys cofebion rhyfel ledled y DU ac yn rhoi coffa addas i Ganmlwyddiant y Rhyfel Byd Cyntaf. Mae MChC wedi sefydlu partneriaeth gyda'r Llang Prydeinig Brenhinol sydd wedi mabwysiadu Maes Canmlwyddiant fel un o dri chynllun blaenllaw sy'n ffurfio eu portffolio o waith sy'n coffáu'r Rhyfel Byd Cyntaf.

Dywedwyd wrth y Cabinet fod y fenter Caeau Canmlwyddiant yn anelu at sicrhau ardaloedd hamdden am byth er mwyn anrhydeddu'r cof am y miliynau o bobl a gollodd eu bywydau yn ystod y Rhyfel Byd Cyntaf. Drwy'r rhaglen hon, mae tiffeddianwyr ledled y DU yn cael eu hannog i neilltuo ardal hamdden fel Cae Canmlwyddiant. Bydd y rhaglen yn coffáu'r garreg filltir bwysig hon mewn hanes a chreu etifeddiaeth leol diriaethol a fydd yn cael ei werthfawrogi gan gymunedau am genedlaethau i ddod. Mae gan yr Awdurdod 38 o gofebion rhyfel ar draws y Fwrdeistref Sirol sy'n coffáu'r rhai a syrthiodd yn ystod y Rhyfel Byd Cyntaf, yr Ail Ryfel Byd a gwrthdrawiadau eraill. Cyfeiriwyd yr aelodau at y cynllun, ynghlwm wrth yr adroddiad sy'n

dangos yr Ardd Goffa yng Nghwmfelin-fach. Mae'r safle wedi'i nodi fel lleoliad addas i'w neilltuo fel cyfraniad yr Awdurdod tuag at y fenter Caeau Canmlwyddiant.

Ymgynghorwyd ag Aelodau Ward Lleol fel rhan o'r ymarfer a oedd yn cefnogi'r cynnig i ddarparu etifeddiaeth goffaol o wrthdaro'r Rhyfel Byd Cyntaf 1914-18 ac i gefnogi Rhaglen Caeau Canmlwyddiant Meysydd Chwarae Cymru a'r Llen Prydeinig Brenhinol. Adleisiwyd hyn gan y Cabinet.

Yn dilyn ystyriaeth a thrafodaeth, cynigiwyd ac eiliwyd bod yr argymhelliad yn yr adroddiad yn cael ei gymeradwyo. Cytunwyd ar hyn yn unfrydol drwy godi dwylo.

PENDERFYNWYD, yn amodol am y rhesymau a gynhwysir yn Adroddiad y Swyddog:-

- (i) cymeradwyo cysegru Gardd Goffa'r Rhyfel yng Nghwmfelin-fach fel Cae Canmlwyddiant;
- (ii) yn dilyn y cais llwyddiannus, mae'r Awdurdod yn ymrwymo i Weithred Gysegru gyda'r Sefydliad Meysydd Chwarae Cymru.

8. CYFARWYDDEB ANSAWDD AER HAFOD-YR-YNYS

Roedd yr adroddiad yn gofyn am gymeradwyaeth y Cabinet ar gyfer y Cynllun Cychwynnol ar gyfer sicrhau cydymffurfiaeth â'r Gyfarwyddeb Ansawdd Aer Amgylchol yn Hafod-yr-ynys yn unol â'r Cyfarwyddyd Ansawdd Aer a roddwyd i'r Awdurdod gan Lywodraeth Cymru.

Nododd y Cabinet fod yr amcanion ansawdd aer nitrogen deuocsid cenedlaethol yn ormodol ar leoliadau derbynyddion ar Heol Hafod-yr-ynys. Mae'n ofynnol i'r awdurdod lleol ddynodi unrhyw faes sy'n methu'r amcanion ansawdd aer cenedlaethol fel Ardal Rheoli Ansawdd Aer (ARhAA) a chynhyrchu Cynllun Gweithredu Ansawdd Aer (CGAA) sy'n nodi mesurau i ddod â'r llygrydd yn ôl o fewn terfynau. Cymeradwywyd y CGAA gan y Cabinet a Llywodraeth Cymru wedi hynny ym mis Mawrth 2018. Yn ychwanegol at ddarparu canlyniadau sy'n llywio'r drefn Rheoli Ansawdd Awyr Lleol a phroses cynllunio gweithredu, mae'r monitor nitrogen deuocsid parhaus yn Hafod-yr-ynys hefyd yn rhan o Rwydwaith Awtomatig Trefol a Gwledig (RhATG) DEFRA. Mae'r RhATG yn rhwydwaith o fonitro parhaus ledled y DU sy'n hysbysu Model Hinsawdd Llygredd cenedlaethol a ddefnyddir at ddibenion adrodd ansawdd aer i'r UE i ddangos cydymffurfiaeth â'r Gyfarwyddeb Ansawdd Aer Amgylchol. Mae Hafod-yr-ynys a Chaerdydd yn ddwy ardal yng Nghymru sy'n dangos diffyg cydymffurfio â'r Gyfarwyddeb Ansawdd Aer Amgylchol.

Ym mis Chwefror 2018 cyhoeddodd Llywodraeth Cymru Gyfarwyddeb Ansawdd Aer i Gyngor Caerffili i gynnal astudiaeth ddichonoldeb ar gyfer yr ardal ac i gynhyrchu opsiwn dewisol neu fasedged opsiynau a fydd yn sicrhau cydymffurfiaeth ag amcanion ansawdd aer y Gyfarwyddeb Ansawdd Aer Amgylchol yn yr 'amser byrraf posibl'. Cyfeiriwyd at adroddiad Cam 2 (ynghlwm wrth yr adroddiad) ac mae'n cynnwys y manylion ar fodelu ansawdd yr opsiynau o ansawdd aer. Eglurwyd mai gofyniad terfynol y Gyfarwyddeb Ansawdd Aer yw cynhyrchu Cynllun Terfynol (Aseiad Cyfnod 3 WeITAG), y mae'n rhaid ei gyflwyno i Lywodraeth Cymru erbyn 30ain Mehefin 2019 fan bellaf. Bydd y Cynllun Terfynol yn cynnwys achos busnes wedi'i gostio'n llawn o'r opsiwn dewisol / basged opsiynau ar gyfer sicrhau cydymffurfiaeth â Chyfarwyddeb Ansawdd Aer yr UE yn Hafod-yr-ynys.

Mae'r broses y mae LLC yn gofyn amdani yn cynnwys cynhyrchu tri adroddiad sy'n cynnwys adroddiad Cam 1 WeITAG sy'n paratoi'r ffordd o ran ardal yr astudiaeth ac yn trafod peth o'r monitro traffig a gynhaliwyd yn ddiweddar. Mae'r adroddiad hefyd yn ystyried yr opsiynau a ddaeth ymlaen o weithdy rhanddeiliaid ac mae'n diystyru'r opsiynau nad oeddent yn bodloni'r aseiad (yn seiliedig ar 3 maen prawf allweddol sef, effeithiolrwydd, amserlenni a chyflawnadwyedd) gan ddod â'r rhestr o gynigion i lawr o 30 i 10. Amcan adroddiad cam 2 WeITAG yw ystyried y cynigion a dynnwyd o gam 1 ac i fodelu canlyniadau'r cynigion o ran traffig ac ansawdd yr aer a dod i'r casgliad o opsiwn dewisol neu fasedged opsiynau i'w symud

ymlaen i WeITAG Cam 3. Mae adroddiad Cam 2 ar gyfer Hafod-yr-ynys wedi ystyried yr opsiynau o ran ansawdd aer. Bydd adroddiad Cam 3 (sef y Cynllun Terfynol) yn cynnwys yr holl fodelu trafndiaeth ac ansawdd aer perthnasol a fydd yn darparu canlyniadau mesuradwy er mwyn penderfynu a yw'r opsiynau'n briodol wrth leihau lefelau NO₂ yn Hafod-yr-ynys i ddod â'r ardal yn ôl i gydymffurfiaeth â Chyfarwyddeb Ansawdd Aer yr UE. Nodir y cynigion a gafodd eu diystyru yn ystod asesiad cam 2 ym mharagraff 4.6. yn yr adroddiad.

Dywedodd y Swyddogion fod angen diwygiadau o fewn y pecyn agenda dan y pennawd: Materion Eraill - (Dichonoldeb Technegol, Gweithredol ac Ariannol) a ddylai ddarllen ar dudalen 271 - wedi eu diystyru ar effeithiolrwydd, tudalen 274 - wedi'i ddiystyru ar ddichonoldeb, tudalen 275 - wedi'i ddiystyru ar ddichonoldeb, a thudalen 278 - wedi'i ddiystyru ar amserlenni. Mae'r ardal yn Nheras Min-y-coed hefyd yn cynnwys rhifau 1 a 2 Siopau Min-y-coed ac Yr Adfa (annedd ar wahân).

Trafododd y Cabinet yr adroddiad yn fanwl a diolchodd i'r Swyddogion am faint o waith a wnaed wrth gynhyrchu'r Adroddiadau Cyntaf ac Ail Gam. Gofynnodd y Cabinet i'r Swyddogion archwilio dichonoldeb seithfed opsiwn wrth symud ymlaen, trwy asesu'r effaith ar allyriadau lleihau terfyn cyflymder y ffordd rhwng Teras Min-y-coed a Chyffordd Swffryd i 30 mya, ynghyd â chael gwared ar y lôn goddiweddu, i ganiatáu cyfyngiad cyflymder cyson ar gyfer y darn llawn o heol. Dywedodd swyddogion fod yr Adran Priffyrdd wedi cael ei ymgynghori fel rhan o'r broses wrth ystyried y cynigion ac ni ystyriwyd y byddai cerbydau'n fwy effeithlon trwy ostwng cyflymder. Mae'r A472 yn rhedeg trwy Hafod-yr-ynys sy'n ddolen gyswllt strategol i'r cymoedd. I'r gwrthwyneb, mynegwyd pryderon mewn perthynas â'r effaith y gallai fod gan y cynnig ychwanegol hwn i yrwy'r CNT a'r problemau posibl y gallai hyn achosi i'r defnyddwyr ffyrdd hynny.

Yn dilyn ystyriaeth a thrafodaeth, cynigiwyd ac eiliwyd bod yr argymhelliad yn yr adroddiad yn cael ei gymeradwyo. Cytunwyd ar hyn yn unfrydol drwy godi dwylo.

PENDERFYNWYD yn amodol ar y diwygiadau uchod o dan y pennawd: Materion Eraill - (Dichonoldeb Technegol, Gweithredol ac Ariannol) a ddylai ddarllen ar dudalen 271 - wedi eu hepgor ar effeithiolrwydd, tudalen 274 - wedi'i ddiystyru ar ddichonoldeb, tudalen 275 - wedi'i ddiystyru ar ddichonoldeb a thudalen 278 - wedi'i ddiystyru ar amserlenni. Yr ardal yn Nheras Min-y-coed i gynnwys rhifau 1 a 2 Siopau Min-y-coed ac Yr Adfa (annedd ar wahân). Gofynnodd y Cabinet i'r Swyddogion archwilio dichonoldeb seithfed opsiwn wrth symud ymlaen, trwy asesu'r effaith ar allyriadau lleihau terfyn cyflymder y ffordd rhwng Teras Min-y-coed a Chyffordd Swffryd i 30 mya, ynghyd â chael gwared ar y lôn goddiweddu i ganiatáu cyfyngiad cyflymder cyson ar gyfer y rhan gyfan o heol, yn amodol ar hyn ac am y rhesymau a geir yn adroddiad y Swyddog: -

- (i) y dylid cymeradwyo'r Cynllun Cychwynnol ar gyfer gweithio tuag at gydymffurfio â'r Gyfarwyddeb Ansawdd Aer Amgylchol yn Hafod-yr-ynys yn unol â'r Cyfarwyddyd Ansawdd Aer a roddwyd i'r Awdurdod gan Lywodraeth Cymru;
- (ii) cyflwynir adroddiad pellach (gydag ychwanegu Opsiwn 7 uchod) i'r Cabinet ar y Cynllun Terfynol ar gyfer sicrhau cydymffurfiaeth â'r Gyfarwyddeb Ansawdd Aer Amgylchol yn Hafod-yr-ynys cyn ei gyflwyno i Lywodraeth Cymru ym Mehefin 2019.

ARGYMHELLION I'R CYNGOR

9. ADRODDIAD PERFFORMIAD BLYNYDDOL 2017/18

Gofynnodd yr adroddiad am gymeradwyaeth y Cabinet o'r Adroddiad Perfformiad Blynyddol ar gyfer 2017/18 cyn ei gyflwyno i'r Cyngor ar 9fed Hydref 2018 a'i gyhoeddi erbyn 30ain Hydref 2018. Mae'r Adroddiad Perfformiad yn ofyniad statudol o dan Fesur Llywodraeth Leol (Cymru) 2009 ac yn rhan bwysig o Fframwaith Perfformiad y Cyngor. Mae'n ofynnol i'r Cyngor i asesu ei

berfformiad ei hun a darparu darlun cytbwys o'i berfformiad i'r cyhoedd. Yn ogystal, rhaid i'r adroddiad ddangos sut y perfformiodd y cyngor yn erbyn yr Amcanion Lles a osododd ar gyfer ei hunan ar gyfer 2017/18. Mae gan y Cyngor ddyletswydd statudol i gyhoeddi ei Adroddiad Perfformiad ddim hwyrach na 30ain Hydref bob blwyddyn ar wefan y Cyngor a'i fod ar gael mewn copi caled yn swyddfeydd a llyfrgelloedd allweddol y cyngor. Mae'r adroddiad yn cynnwys crynodeb yr Arweinydd a chrynodeb y Prif Weithredwr Dros Dro o'r flwyddyn, datganiadau ariannol, cynnydd a chyflawniadau a wnaed yn erbyn y 5 Amcan Lles, a chymhariaeth gwyno perfformiad yn erbyn Mesurau Atebolrwydd Cyhoeddus cenedlaethol ar gyfer 2017/18 ar gyfer Awdurdodau Lleol.

Cynghorwyd y Cabinet bod archwiliadau manwl a dangosfyrddau perfformiad y Cyngor yn erbyn ei Amcanion Lles yn cael eu harchwilio yng Nghyfarfodydd Craffu perfformiad y flwyddyn eleni. Bydd y rhain yn cael eu rhoi ar y wefan ar yr un pryd â'r Adroddiad Perfformiad i ddarparu mwy o fanylion a chadw'r adroddiad i faint y gellir ei reoli; fel y cyfryw, mae'r prif adroddiad yn darparu pwyntiau allweddol o berfformiad yr Amcanion Lles. Cyfeiriwyd yr aelodau at baragraff 4.4.2. yn yr adroddiad sy'n nodi Amcanion Lles y Cyngor (ALLion) ar gyfer 2017/2018. Barnwyd bod tri ohonynt yn rhannol lwyddiannus, sef: Gwella canlyniadau ar gyfer pob dysgwr, yn enwedig y rheini sy'n agored i dan berfformiad, Rheoli Carbon: Lleihau ein hól troed carbon a Buddsoddi mewn cartrefi cyngor i drawsnewid bywydau a chymunedau. Barnwyd bod ALI 1 a 3 yn llwyddiannus, sef: Cynorthwyo pobl i wneud y defnydd gorau o incwm eu cartrefi a rheoli eu dyledion a Chau'r bwlch mewn disgwyliad oes i drigolion rhwng yr ardaloedd mwyaf difreintiedig a'r lleiaf difreintiedig yn y fwrdeistref.

Gwnaed y dyfarniadau yn seiliedig ar a oedd yr ALLion unigol wedi cyflawni'r canlyniadau a osodwyd. Eglurwyd bod y dangosyddion o fewn safle Cymru gyfan wedi cael symudiad cyfyngedig yn gyffredinol, o'i gymharu â'r llynedd, gyda'r dangosyddion hynny yn y chwarteri isaf yn aros yno ac mae'r rheiny sydd yn y chwarteri uchaf yn parhau i wneud yn dda. Gellir gweld manylion perfformiad Bwrdeistref Sirol Caerfili o'i gymharu ag awdurdodau lleol eraill yng Nghymru ar gyfer yr holl 20 dangosydd ar y rhyngwyd neu yn www.mylocalcouncil.info. Caewyd Amcanion Lles 2017/18 ym mis Ebrill 2018 a mabwysiadodd y Cyngor set newydd o Amcanion Lles ar gyfer y cyfnod 2018-2023 yn ei Gynllun Corfforaethol. Adroddir ar y flwyddyn gyntaf o gynnydd yn erbyn Cynllun Corfforaethol 2018-2023 yn haf 2019.

Dywedodd swyddogion fod angen gwelliant ar dudalen 14 o'r Adroddiad Perfformiad Blynyddol (ynghlwm wrth yr adroddiad). Dylai'r eicon ar gyfer pob disgybl sy'n gadael addysg orfodol heb gymhwyster allanol nodi bod dewis rhif 'isaf' yn fwy dymunol. Dylai'r dangosydd ar waelod y dudalen ymwneud â disgyblion mewn gofal awdurdod lleol yn unig a dylai adlewyrchu bod y dangosydd wedi gwella i lawr o 18.8% i 8%.

Trafododd y Cabinet yr amcanion a'r dangosyddion sy'n cwmpasu chwarter mesurau atebolrwydd cyhoeddus a safle dros 3 blynedd. Roeddent o'r farn bod y 'siwrnai' yn gyffredinol yn un o welliannau a bod y Cyngor yn symud ymlaen yn y cyfeiriad cywir.

PENDERFYNWYD yn amodol ar y diwygiadau uchod i dudalen 14 o'r Adroddiad Perfformiad Blynyddol (Atodiad 1), dylai'r eicon ar gyfer pob disgybl sy'n gadael addysg orfodol heb gymhwyster allanol nodi bod dewis 'isaf' yn fwy dymunol. Dylai'r dangosydd ar waelod y dudalen ymwneud â disgyblion mewn gofal awdurdod lleol yn unig a dylai adlewyrchu bod y dangosydd wedi gwella i lawr o 18.8% i 8%, ac am y rhesymau a geir yn adroddiad y Swyddog, argymhellir Adroddiad Perfformiad Blynyddol 2017/18 i'r Cyngor.

Terfynwyd y cyfarfod am 11.20am.

Cymeradwywyd a llofnodwyd ei fod yn gofnod cywir yn amodol ar unrhyw gywiriadau a wnaed yn y cyfarfod a gynhaliwyd ar 17eg Hydref, 2018.

Gadewir y dudalen hon yn wag yn fwriadol



CABINET - 17TH OCTOBER 2018

SUBJECT: THE RECOVERY OF FLYTIPPING CLEAN UP COSTS

REPORT BY: INTERIM CORPORATE DIRECTOR, COMMUNITIES

1. PURPOSE OF REPORT

- 1.1 To advise Cabinet and to seek a decision regarding the options available to the Council to recover the costs of cleaning up flytipping from perpetrators.

2. SUMMARY

- 2.1 At its meeting of 28th February 2018 Cabinet considered a report regarding fixed penalty notices for unauthorised deposits of waste and resolved to implement a fixed penalty for relevant fly tipping offences at the maximum level of £400 with no discount for early payment. Cabinet also requested that a further report be brought to Cabinet in relation to recovering the costs of cleaning up fly tipping offences.
- 2.2 The law of trespass offers a potential civil cause of action in order to pursue the recovery of flytipping clean-up costs. Trespass deals with interference with the enjoyment of land, but it is a proprietary claim and so is only an option in circumstances where the Council owns the land upon which waste is deposited.
- 2.3 Cabinet are therefore asked to consider a recommendation that the Council takes steps to recover the costs of flytipping against perpetrators of flytipping incidents on Council land where the amount being pursued is above the economical debt recovery threshold.

3. LINKS TO STRATEGY

- 3.1 Fly tipping blights our communities and it damages our environment. The prevention of fly tipping contributes to the following well-being goals within the Well-being of Future Generations Act (Wales) 2015:
- A sustainable Wales
 - A prosperous Wales
 - A more equal Wales
 - A Wales of more cohesive communities
 - A globally responsible Wales
- 3.2 Tackling flytipping supports the four Well-being Objectives within the Caerphilly Public Services Board Well-being Plan 2018-23, *The Caerphilly We Want* and also contributes to all of the Well-being Objectives within the Council's Corporate Plan 2018-23.

4. THE REPORT

- 4.1 In 2016/17 local authorities in Wales received 38,614 reports of fly tipping, costing the Welsh Tax payer over £2.18 million to clear. Caerphilly received 1992 reports of fly tipping, a reduction of 15% on the previous year's 2359, costing in excess of £150,000 to clear.
- 4.2 In response to public concerns about fly tipping and appropriateness of sanctions available the Welsh Government brought forward the Unauthorised Deposit of Waste (Fixed Penalties) (Wales) Regulations 2017. These Regulations introduce a new power enabling local authorities to serve a fixed penalty notice on a person found to be responsible for fly tipping offences. The Regulations provide local authorities with a more efficient and proportionate response to small scale fly tipping of waste instead of enforcement by prosecution. In addition it allows an individual to discharge their liability for conviction of the offence by payment of the fixed penalty. Unlike fines issued by the courts, receipts from fixed penalty notices issued under these Regulations are retained by the Local Authority.
- 4.3 At its meeting of 28th February 2018 Cabinet resolved to implement a fixed penalty for relevant fly tipping offences at the maximum level of £400 with no discount for early payment. Fixed penalty notices can be appropriate for offences involving small fly tips of non-hazardous waste, for example; it is expected that larger scale incidents would continue to be prosecuted through the courts. Cabinet also requested that this further report be brought to Cabinet in relation to recovering the costs of cleaning up fly tipping offences.
- 4.4 Legal Services advise that whilst acceptance and payment of a fixed penalty notice discharges criminal liability, the Courts have ruled that it does not amount to an admission of guilt (see R –v- Hamer [2010] EWCA Crim 2053). Therefore the Council could not rely on the payment of the fixed penalty as proof of any civil claim. This would still need to be proven on the balance of probabilities.
- 4.5 In order to pursue the recovery of flytipping clean-up costs it would be necessary to establish a cause of action in civil law. In terms of civil causes of action there are potentially two to consider: trespass and common law public nuisance. Trespass deals with interference with the enjoyment of land, but it is a proprietary claim and so is only an option in circumstances where the Council owns the land upon which waste is deposited. Common law public nuisance only becomes actionable in law if the claimant suffers 'particular damage' over and above the damage suffered by the public generally. Whilst this may be a possible cause of action on which to base any recovery of clean-up costs it is not designed for these circumstances, is rarely used since the introduction of specific environmental health legislation over the last few decades, and no precedent of the law being used in this way has been identified.
- 4.6 Corporate Finance advise that it is not economical to pursue County Court proceedings for smaller debts and these are proposed to the Head of Corporate Finance for write off.
- 4.7 It is therefore recommended that the Council takes steps to recover the costs of flytipping against perpetrators of flytipping incidents on Council land where the amount being pursued is above the economical debt recovery threshold. Each claim is to be considered on its merits by the Head Public Protection, Community & Leisure Services in consultation with the Head of Legal Services having regard to need for it to be proven on the balance of probabilities and the prospects of a successful recovery.

5. WELL-BEING OF FUTURE GENERATIONS

- 5.1 The Well-being of Future Generations (Wales) Act commenced in April 2016. The Act is about improving the social, economic, environmental and cultural well-being of Wales. It aims to make public bodies listed in the Act think more about the long term; work better with people and communities and each other; look to prevent problems and; take a more joined-up approach.

5.2 The Council's approach to addressing flytipping aims to be consistent with the five ways of working as defined within the sustainable development principle in the Act:

- Involvement - This would include actively encouraging individuals to report issues and incidents.
- Collaboration – working with partners including Natural Resources Wales, Fly Tipping Action Wales and local stakeholders.
- Long Term - aiming to reduce both short term and long term risks to the public from fly tipping and will seek to improve the living environment.
- Integration - contributing to health objectives through minimising the exposure to fly tipping and also contributing to resilient objectives by promoting and ensure a clean safe environment.
- Prevention - aiming to minimise the public to the exposure to risk that illegally deposited materials can generate.

6. EQUALITIES IMPLICATIONS

6.1 There are no potential equalities implications of this report and its recommendations on groups or individuals who fall under the categories identified in Section 6 of the Council's Strategic Equality Plan 2016-2020.

7. FINANCIAL IMPLICATIONS

7.1 As stated above, in 2018/19 the Council spent approximately £1xx, xxx cleaning up flytipping and any recovery of those costs from perpetrators will reduce the burden on Council tax payers.

8. PERSONNEL IMPLICATIONS

8.1 There are no personnel implications arising from this report.

9 CONSULTATIONS

9.1 This report has been sent to the consultees listed below and all comments received are reflected in this report.

10. RECOMMENDATIONS

10.1 It is recommended that Cabinet agree:

- (i) that the Council takes steps to recover the costs of flytipping against perpetrators of flytipping incidents on Council land where the amount being pursued is above the economical debt recovery threshold.
- (ii) each claim is considered on its merits by the Head of Public Protection, Community & Leisure Services in consultation with the Head of Legal Services, having regard to need for it to be proven on the balance of probabilities and the prospects of a successful recovery.

11. REASONS FOR THE RECOMMENDATIONS

11.1 In order to recover costs incurred by the Council and to deter flytipping.

12. STATUTORY POWER

12.1 Local Government Act 2000.

Author: Rob Hartshorn, Head Public Protection, Community & Leisure Services
Consultees: Councillor Eluned Stenner, Cabinet Member for Environment & Public Protection
Councillor Nigel George, Cabinet Member for Neighbourhood Services
Mark S. Williams, Interim Corporate Director, Communities
Rob Tranter, Head of Legal Services and Monitoring Officer
Hayley Jones, Waste Strategy and Operations Manager
Ceri Edwards, Environmental Health Manager
Mike Headington, Green Spaces and Transport Services Manager
James Williams, Senior Solicitor
Lisa Lane, Solicitor
Anwen Cullinane, Senior Policy Officer (Equalities & Welsh Language)
Mike Eedy, Finance Manager
Craig Verrier, Senior Income Officer
Shaun Watkins, Human Resources Manager

Background Papers:

Cabinet Report – “Fixed Penalty Notices for the Unauthorised Deposit of Waste” 28th February 2018



CABINET - 17TH OCTOBER 2018

SUBJECT: EUROPEAN SOCIAL FUND OPERATION NURTURE EQUIP THRIVE (NET)

REPORT BY: CORPORATE DIRECTOR FOR EDUCATION AND CORPORATE SERVICES

1. PURPOSE OF REPORT

- 1.1 To seek Cabinet approval for Caerphilly's involvement in the European Social Fund operation - Nurture Equip Thrive (NET).

2. SUMMARY

- 2.1 Nurture, Equip and Thrive (NET) is an operation to address underemployment across 5 Local Authorities (Caerphilly, Torfaen, Merthyr Tydfil, Blaenau Gwent, Bridgend) in South East Wales (West Wales and the Valleys). This will be achieved through a collaborative approach. The operation aims to engage, support and prepare employed individuals with work limiting health conditions and / or other barriers to gain sustainable employment.
- 2.2 The current ESF operation of Bridges into Work 2 provides employment support for unemployed adults aged 25+, while Working Skills for Adults 2 offers training opportunities for those in low skilled and low paid work. Working Skills for Adults is not able to offer other support, such as coaching, CV writing etc. often necessary for those in the most unstable employment to improve their labour market position. The target group for the NET operation are employed, so cannot be supported by Bridges but would benefit from support additional to the training opportunities offered by Working Skills for Adults.

3. LINKS TO STRATEGY

- 3.1 The operation can clearly demonstrate alignment with relevant Welsh Government policies.

Strategy	Priorities/Outcomes/Linkages	How The Operation will contribute
DfES Skills gateway	National referral and assessment system including access to Adult careers advice and guidance.	Supply up to date information on support & opportunities offered to Skills Gateway team.
Welsh Government Tackling Poverty Action Plan (2012-2016)	We will increase action to mitigate the impact of Poverty here and now. We recognise that for more and more people, even being in work will not guarantee that they can escape poverty. We can act to improve the quality of life of these communities, families and individuals.	The essence of the model and the operation is to enable those who are suffering in work poverty to progress in the workplace increasing income and job security.

Prosperity for All: Economic Action Plan (EAP)	In December 2017 the Welsh Government launched the Prosperity for All: Economic Action Plan. It is anticipated that many NET participants will be employed within the Foundation Economy. The Foundation Economy is the part of the economy that provides essential goods and services and plays an important role in the lives of people and communities. As part of the Economic Action Plan (EAP) the Welsh Government intends to focus on a limited number of foundation sectors: <ul style="list-style-type: none"> • Tourism • Food • Retail • Care 	The NET Operation will support the EAP in this focus on the Foundation Economy by supporting employees' underemployed within these sectors to stabilize and improve their labour market situation.
Fair Work Nation	In Prosperity for All the Welsh Government outlines its intention to make Wales a Fair Work nation. The growing 'gig economy' means some individuals and families increasingly find themselves trapped in a cycle of low-wage and casual work, locked out of the security, stability and opportunity that decent and fair work provides.	NET will change people's working lives for the better. Supporting more people to have access to good work and a secure, fair income. Enabling people to access better jobs closer to home, where people can develop their skills and careers and move out of in work poverty.
Strategy for Older People	Recommendation 28 - Local authorities should be encouraged to address unemployment at 50+. Initiatives to meet the needs of this age group should be reflected in the local regeneration and strategy plans that mirror the economic needs.	NET will encourage those over the age of 50 who are working to increase their employability in the job market. It will use the expertise developed through the sister Operation Working Skills For Adults 2 in engaging older working participants.

3.2 The report contributes to the Well-being Goals within the Well-being of Future Generations Act (Wales) 2016. In particular, as follows:

- A prosperous Wales as it details improved outcomes for operation participants, and reduces impact of poverty if people are able to gain skills to gain sustainable employment.
- A healthier Wales, supporting vulnerable participants can improve their well-being and aid educational achievement.
- A more equal Wales, a society that enables participants to fulfil their potential no matter what their background is; and.
- A Wales of cohesive communities (in the context of improving quality of life with attractive, viable, safe and well connected communities).

4. THE REPORT

- 4.1 Caerphilly will be part of a new operation involving 5 Local Authorities in South East Wales (West Wales and the Valleys). This is a European Social Fund operation lead by Torfaen CBC to address underemployment across the 5 local authority areas. Through a collaborative approach, the operation aims to engage, support and prepare employed individuals with work limiting health conditions and / or other barriers to gain sustainable employment.
- 4.2 The aim will be to ensure the widest possible participation of under-represented groups and communities to improve their labour market situation and / or health.
- 4.3 The main strand of the operation will focus on supporting underemployed participants with barriers to full employment to improve their labour market situation. The second strand of NET will support those participants with a work limiting health condition (WLHC) or disability who are either looking to return to work after a period of absence or who wish to improve their labour market situation.
- 4.4 The target participants will align with key Target Groups as described in the operational Programme for the European Social Fund in West Wales and the Valleys, namely:
- Participants Employed, including self-employed with work limiting health condition or disability.
 - Underemployed Participants with barriers to full employment.
- 4.5 Caerphilly will aim to support 326 participants over 5 years:
- 60 Employed, including self-employed, participants with work limiting health condition or disability, target of 40% with an improved labour market situation upon leaving such as increased hours, permanent contract.
 - 266 Underemployed participants, target of 40% with an improved labour market situation upon leaving, such as increased hours, permanent contract.
- 4.6 Participants will be guided and supported to stabilize and improve their employment within the local labour market. This will be achieved through a series of interventions. Participants will be supported by team of 3 FTE key workers who will be involved throughout the participant's journey.
- 4.7 The operation will:
- Develop a range of activities to build confidence, raise motivation levels and develop knowledge to sustainably engage and improve their situation in the job market. Activities and interventions include:
 - Mentoring
 - Coaching
 - Job Brokerage
 - Support with health & wellbeing
 - Careers Advice
 - Equip participants with transferable skills such as becoming competent at job application form completion and good interview techniques.
 - Encourage participants to actively take part in job search activity.
 - Support participants (including in partnership with other agencies) with WLHC and disabilities to improve and manage their health situation.
 - Support participants to remove barriers such as by providing advice regarding childcare and transport solutions, and to thrive in the labour market.

- 4.8 The operation will engage with other initiatives, agencies, organisations locally and regionally to ensure provision is not duplicated and is marketed effectively with an appropriate referral mechanism to encourage engagement. This operation in Caerphilly will work closely with the rents department of Housing as a means of referral.

5. WELL-BEING OF FUTURE GENERATIONS

- 5.1 This operation contributes to the Well-being Goals as set out in Links to Strategy above.

They are consistent with the five ways of working as defined within the sustainable development principle in the Act in that providing progression for those in low skilled low paid employment will in turn prevent the problems of poverty and social exclusion.

This operation will focus on 4 of the 7 well-being goals:

- A prosperous Wales: It will provide employment opportunities allowing people to take advantage of the wealth generated through securing sustainable work.
- A healthier Wales: It will provide an opportunity to maximise mental wellbeing.
- A more equal Wales: it will provide opportunities for people to fulfil their potential no matter what their background or circumstances.
- A Wales of cohesive communities: It will provide mentoring and advice to people in order that they can develop and grow in order to contribute to the community that they live in.

This operation will be run in collaboration with a range of local agencies and in partnership with other authorities and partners across the region.

This operation will involve people in the development of their own well-being goals by developing more confidence and self-reliance so that they can make positive contributions to the society in which they live.

- 5.2 This report contributes to the Well-being Goals and in particular in the context of:

- Corporate planning
- Risk management
- Workforce planning
- Financial planning.

6. EQUALITIES IMPLICATIONS

- 6.1 Equalities is a cross cutting theme for EU funding and each project must address this according to each theme. The planned investments inherent in the EU Funding programmes will however benefit many different groups in the community.

7. FINANCIAL IMPLICATIONS

- 7.1 The operation will be managed alongside three other European operations, namely Bridges into Work 2, Working Skills for Adults 2 and Inspire 2 Work, and will share a project coordinator, finance officer, monitoring and compliance officer and administration officer. Staff from Housing (0.5 FTE) will be one of the referral sources and their involvement in the project will generate staff match funding at no additional cost to Caerphilly. This match funding from the HRA (Housing Revenue Account) will ensure council housing tenants also benefit from the NET operation. Three FTE coach/mentors (Grade 7) will be newly appointed and this should attract applications from current staff on short term contracts. Contracts will run from September 2018 to September 2022 in line with current ESF projects.

7.2 The operation, as other European projects in Caerphilly, will use the WEFO simplified cost model. Where simplified costs are used, eligible costs are calculated according to a predefined methodology. For these operations, 40% of total staff costs incurred is drawn down to fund all non-staff related expenditure. The key intention of simplified costs is to reduce the administrative burden by the tracing of every pound of expenditure to individual supporting documentation. Experience to date, across the other ESF projects in Caerphilly, has demonstrated that the 40% is more than sufficient to cover non-staff costs and the differential can be utilised towards the match funding commitment. Consequently, the “real” cash cost to Caerphilly is less than the “headline” match funding identified in the financial model and, in this case, there is projected to be no additional cash cost to Caerphilly.

7.3 Details of the financial forecasts are:

Staff costs	£744k
Other costs	£126k (maximum)
Total costs	£870k
Grant	£781k
Staff match funding	£ 89k (existing staff)
Cash cost	NIL

Intervention Rate – 75%.

7.4 In line with all ESF projects, there may be clawback if the targets are not met. The development of NET is very new and innovative and the project was requested by WEFO. However, the ESF team have a vast amount of experience in delivering these projects.

8. PERSONNEL IMPLICATIONS

8.1 Personnel implications are inherent in the development of new operations. This will be addressed via reports and project plans for the project, by the appropriate Officer. The current ESF administration staff, lead worker and coordinator will be shared and 3 new coach/mentors will be advertised on a fixed term basis to Sept 2022, in line with current ESF contracts.

9. CONSULTATIONS

9.1 Relevant officers of the authority have been consulted throughout the process of applying for these ESF operations.

9.2 The report reflects the views of the consultees.

10. RECOMMENDATIONS

10.1 It is recommended that Cabinet approve Caerphilly’s involvement in the European Social Fund project “Nurture, Equip and Thrive” at a nil additional cash cost to the Authority.

11. REASONS FOR THE RECOMMENDATIONS

11.1 The operation would provide support for 326 project participants within in the borough of Caerphilly who are underemployed.

12. STATUTORY POWER

12.1 Local Government Act 2000. This is a Cabinet function.

Author: Liz Goodwin, ESF Coordinator
e-mail: goodwl@caerphilly.gov.uk

Consultees: Christina Harray, Interim Chief Executive
Richard Edmunds, Corporate Director, Education and Corporate Services
Keri Cole, Chief Education Officer
Dave Street, Corporate Director, Social Services
Mark S Williams, Interim Corporate Director, Communities.
Councillor Philippa Marsden, Cabinet Member, Education and Achievement
Lynne Donovan, Acting Head of Human Resources and Organisational Development
Anwen Cullinane, Senior Policy Officer (Equalities and Welsh Language)
Robert Tranter, Head of Legal Services and Monitoring Officer
Ros Roberts, Performance Manager
Nicole Scammel, Head of Corporate Finance and Section 151 Officer.
Steve Pugh, Corporate Communications Manager
Lesley Allen, Principal Accountant



CABINET – 17TH OCTOBER 2018

SUBJECT: DOMICILIARY CARE FRAMEWORK

REPORT BY: CORPORATE DIRECTOR – EDUCATION AND CORPORATE SERVICES

- 1.1 The attached report was presented to the Health Social Care and Wellbeing Scrutiny Committee on the 19th June 2018.
- 1.2 The report sought Members' views on the recommendations proposed to progress the commissioning of a new Domiciliary Care arrangement, minimising disruption to individuals who currently receive the service whilst increasing capacity to meet identified needs. The current arrangements were outlined for the provision of externally commissioned and internally provided domiciliary care in the Caerphilly Borough. Some of the difficulties and issues facing the domiciliary care sector on a local and national basis were highlighted in the report. The report was deferred at that Scrutiny Meeting as Members' expressed concerns in relation to the new Domiciliary Care Model. They considered that it would be appropriate to hear an expert testimony prior to making recommendations to Cabinet. Members requested that Representatives from an External Service Provider, Trade Union and Service User and/or Representative be invited to attend a future meeting to provide their perspective on the model.
- 1.3 The report was deferred to the next meeting of the Health Social Care and Wellbeing Scrutiny Committee held on the 11th September 2018. The Chief Executive of the Carer's Trust and a Representative from the Trade Union Unison attended this meeting to provide their perspective on the new Model. The Trade Union supported the in-house provision and generally supported the report. They felt that the framework offers an important opportunity in key areas to secure work places and external service providers themselves will also see the benefits. They would like to see Trade Union recognition or access to the work place in moving forward. The Chief Executive of Carers' Trust referred to the Regulation Inspection Social Care Act (2016) (RISCA) that has introduced a different measure with emphasis on 'What matters conversations and What Care/Respite is needed'. He explained that recruitment in Social Care is in crisis and supported the recommendations in the report. He stated that the Director should be congratulated in achieving this new Model, with limited disruption to care provided and the introduction of a 'block' of hours offered on a weekly basis with an indication of times that the 'eligible' needs of the individual should be met. From the Carers' perspective he stated that this Model is a step in the right direction that offers more flexibility.
- 1.4 The Scrutiny Committee discussed the issue of zero hour % Contracts and the Chief Executive of Carers' Trust confirmed that most providers would not chose this option and he didn't consider that this was the route of the problem. Some people chose and prefer this option as they may have other part time jobs alongside this. He referred to his company that employs 120 staff in Domiciliary Care where 20% want a zero hour % contract, however, the company are aspiring to offer all staff permanent contracts. A requirement of the RISCA Act is that the Authority will have to evidence on a 12 weekly basis that they have asked employees if they wish to continue with these contracts.

1.5 The Scrutiny Committee requested an additional recommendation to include The Health Social Care and Wellbeing Scrutiny Committee would not wish the in-house provision to reduce to less than the current percentage which represents 28% of the provision.

1.6 Cabinet are asked to consider the recommendations approved by the Health Social Care and Wellbeing Scrutiny Committee.

RESOLVED that the contents of the report be noted.

- (i) the approach being proposed in 4.11 in relation to the tender process for a Care at Home Service be agreed;
- (ii) the risks associated with this process are acknowledged and understood;
- (iii) the Health Social Care and Wellbeing Scrutiny Committee would not wish the in-house provision to reduce to less than the current percentage which represents 28% of the service provision.

Author: Amy Dredge, Committee Services Officer – 3100.

Appendix 1 Domiciliary Care Framework Report.



HEALTH, SOCIAL CARE AND WELLBEING SCRUTINY COMMITTEE – 11TH SEPTEMBER 2018 (DEFERRED FROM 19TH JUNE 2018)

SUBJECT: DOMICILIARY CARE FRAMEWORK

REPORT BY: CORPORATE DIRECTOR SOCIAL SERVICES AND HOUSING

1. PURPOSE OF REPORT

- 1.1 To seek members views on the recommendations proposed to progress the commissioning of a new domiciliary care arrangement, minimising disruption to individuals who currently receive the service whilst increasing capacity to meet identified needs.

2. SUMMARY

- 2.1 To outline the current arrangements for the provision of externally commissioned and internally provided domiciliary care in the Caerphilly Borough.
- 2.2 To highlight some of the difficulties and issues facing the domiciliary care sector on a local and national basis.
- 2.3 The report will make recommendations in respect of a way forward the future commissioning of external domiciliary care

3. LINKS TO STRATEGY

- 3.1 Social Services and Well Being (Wales) Act 2014
- 3.2 The domiciliary care tender process contributes to the following well-being goals within the well being of Future Generations Act:
- A prosperous Wales
 - A healthier Wales
 - A Wales of cohesive communities.
- 3.3 Regulation Inspection Social Care Act (RISCA)

4. THE REPORT

- 4.1 As of the last week of March Caerphilly County Borough Council currently commissions 9000.5 hours per week of external domiciliary care. This is a snap shot figure as the amount of care provided and commissioned varies on a daily basis
- 4.2 In the same week the in house homecare service, Home Assistance Reablement Team (HART) provided 2922.25 hours per week of support. not including travel time. Emergency Care at Home and Reablement provided a further 722.30 hours of support excluding travel time.

- 4.3 Current arrangements for commissioning are by way of a Framework Agreement with 9 providers that was established via a formal tender process undertaken in 2012. The length of the contract was for 4 years with an option to extend for a further 2 years. The option to extend the contract was implemented and the current arrangement came to an end at the end of November 2017. All current providers agreed to an extension of the existing arrangements while this work is undertaken.
- 4.4 In addition to the framework, there are 2 providers that were given direct awards having failed to get on to the framework at the point of tender. This was agreed as these were evidenced to provide a good quality of care and it was identified we needed to have sufficient capacity to meet identified needs of vulnerable people.
- 4.5 In 2016 following a lengthy period of having limited capacity within the existing framework and the direct awards to respond to new work, especially in relation to the discharge of people from hospital. The decision was made to establish a supplementary framework to respond to the increase need. As a result 3 new providers were introduced to CCBC. Despite this action capacity issues still remain.
- 4.6 A CSSIW review identified in 2015/16 that the domiciliary care market is very fragile with a serious lack of capacity – this lack of capacity comes at a high cost for individuals, families and public authorities with increasing pressure on delayed transfers of care from hospitals. The review focussed on 2 factors that were felt to be driving some of the behaviours in the system, namely –
- ❖ ‘General workforce shortages, resulting in ‘call cramming’ and ‘call clipping’ at certain times of the day in some areas’.
 - ❖ ‘Overzealous application of procurement and finance rules which can result in a tendency to drive down prices in the short term, punitive contract terms and a need to account for every penny spent’.
- 4.7 In March 2017, Mihomecare terminated their contract with CCBC on the grounds that the service was unsustainable. This resulted in almost 1000 hours/a week of care and support for 88 different people across the borough needing to be re-brokered. This included HART and 2 of the other providers who worked closely with us to ensure there was the minimal amount of disruption to the continuity of care for people in the community.
- 4.8 The above points and the fragility of the sector need to be considered in the context of the following –
- ❖ Increasing complexity of need for those supported at home.
 - ❖ The role of HART, in house home care provision – the percentage share of the market has increased following the termination of the contract mentioned in 4.7.
 - ❖ Increase in general demand for service – since the establishment of CCBC’s existing framework arrangement in 2012, there has been an increase of just over 2000 hours of domiciliary care commissioned per week.
 - ❖ Changes in the workforce and issues with recruitment and retention.
 - ❖ Development of regional commissioning arrangements and collaboration.
 - ❖ Implementation of the Act and the need to change practice to focus on what matters to people and develop personal outcomes.
 - ❖ The need to trust the providers and work together to identify capacity in the services which can be reinvested for other people.
 - ❖ Implementation of Regulation Inspection Social Care Act (RISCA) which requires domiciliary care staff to be registered and suitably qualified. The need to evidence zero hour contracts are only in place when it is an individual staff members choice.
 - ❖ Delayed transfers of care that are coded each month as waiting for a package of care.

- 4.9 In order to ensure that CCBC is best placed to respond to all the market pressures, driving forces and influencing factors to securing a sustainable domiciliary care provision provided in an outcome focused way for the future, a project group has been meeting in order to develop the following –
- ❖ A service specification and contract – to include a domiciliary care service for children and young people and also respite sitting service.
 - ❖ A proposal for the new arrangement.
 - ❖ An agreed tender process.
- 4.10 The service specification and contract has been reviewed and the only outstanding part is the section relating to Finance and Payment. This section is dependent upon the arrangements with the new WCCIS IT system and a decision to be made regarding how CCBC will expect providers to report hours of service they have delivered.
- 4.11 In relation to the proposal for a new arrangement, there have been 3 consultation sessions with the current providers, discussions with people using the current service and the project group meetings. In addition there has been some communication with Leonie Cohen a Lawyer specialising in procurement and social care, with an intention to engage in more detail with her once we have a final proposal that has been agreed by SMT.

Following consultation, the proposed approach will seek to ensure continuity and consistency for the people currently in receipt of a service, while increasing the number of providers available and therefore increase capacity to meet future demand.

- ❖ The service/contract will have the overarching title of 'Care At Home'.
- ❖ A Prior Information Notice (PIN) will be issued through Sell2Wales to try and establish how many providers may have an interest in submitting an application to tender – at this point providers will be asked to identify where in the Borough they would be looking to provide and also which part of the service they would wish to tender for.
- ❖ All the existing providers would retain the hours they have at the point of tendering as long as they successfully complete the tender exercise and only new hours would be brokered out to the new arrangement.
- ❖ The contract will be for a 10 year period – 4years with 2 + 2 + 2 years (or similar) – as long as performance is maintained at an agreed level this would help all providers to invest in their business, plan for the future and secure financial resources where necessary.
- ❖ The overall service would have 4 lots –
 - Domiciliary Care for Adults
 - Domiciliary Care for Children
 - Respite sitting for Adults
 - Respite sitting for Children.
- ❖ The borough will be split in to North, South and East in line with the Neighbourhood Care Network (NCN) footprint.
- ❖ Providers will be able to bid on any or all of the lots.
- ❖ Hourly rate – providers to submit their own hourly rate. However the possibility of a 'floor' and certainly a 'ceiling' rate to be set by the Local Authority in order to ensure that services are sustainable and affordable. Work has commenced on this on this based on the hourly rates that we currently pay and in the context of the increases on 1st April for the National Living Wage, pension contribution and mileage.
- ❖ The submitted hourly rates would need to include mileage costs but those would need to be clearly delineated from the care and support costs.
- ❖ In terms of brokering hours to a provider, the hours will be offered as a block on a weekly basis with an indication of times that the 'eligible' needs of the individual should be met eg. Morning, afternoon, tea, evening.
- ❖ Splitting the day into slots will require a practice change for assessors in terms of not specifying or agreeing specific call times. It will be for providers to negotiate with

- ❖ individuals/families call times that they can provide to meet eligible needs and outcomes.
- ❖ Use of single handed equipment will be promoted as a potential way of increasing capacity.
- ❖ The new hours will be brokered in accordance with the areas that are identified and the lots applied for. Given the fact that supply out strips demand packages will be allocated on a first response system, which will be reviewed annually or sooner if required.
- ❖ Providers on the new arrangement will submit the actual service delivery hours for payment. It will be acceptable if the hours submitted are under the planned hours for the service (number yet to be agreed) and CCBC will not look to 'dock' the provider for the lack of those hours, but in the same way, should the planned hours go over then CCBC will not pay for those hours. For any regular, significant difference in hours either over or under then those situations will need to be reviewed and amended accordingly. In the event of emergencies where there is a large increase in hours for a person such as an individual with no family being unwell, falling and waiting for an ambulance etc, those will need to be submitted separately and in writing in order to be addressed.

4.12 Despite the fact that there is a requirement to tender for a new Care at Home Service, there are risks associated with this process –

- ❖ There is the potential for a significant increase on the current costs for this service hence another budget pressure. This will be because of the new hourly rates that will be submitted by current and new providers that will take in to account the increase in the NLW to £7.83 and the 1% pension uplift both on 1 April 2018.
- ❖ The introduction of RISCA – providers will see changes to the way that regulation affects services on both a delivery and management level – it is anticipated that providers may seek to pass any associated cost to commissioners e.g. cost of registration for domiciliary care workers.

5. EQUALITIES IMPLICATIONS

5.1 There are no immediate equalities implications although any equality impact assessments required would be carried out at an appropriate time and in line with legislation

6. FINANCIAL IMPLICATIONS

6.1 The overall value of the delivery of commissioned domiciliary care, including the respite sitting service as at January 2018, based on 2017/18 prices was £7.37m.

6.2 The financial implications are difficult to predict currently but given the increases in National Living Wage, pension contributions, need to pay travelling time etc. the hourly rate for these services submitted by existing providers and new is almost certain to increase. This will then be a further pressure on the adult services budget.

6.3 The current average hourly rate that we pay for packages of domiciliary care under the current contract is £16.36 per hour and or every 1% increase in this average hourly rate the additional cost to the directorate would be £75k per year.

7. PERSONNEL IMPLICATIONS

7.1 There are no specific personnel implications identified in this report.

8. CONSULTATIONS

8.1 All consultation is contained within the body of this report.

9. RECOMMENDATIONS

- 9.1 That members consider and agree the approach being proposed in 4.11 in relation to the tender process for a Care at Home Service and agree the way forward.
- 9.2 That the risks associated with this process are acknowledged and understood.

10. REASONS FOR THE RECOMMENDATIONS

- 10.1 In order to ensure that the future commissioning of externally provided domiciliary care is fit for purpose.
- 10.2 To engage further with Leonie Cohen, Lawyer to discuss the approach CCBC is proposing to take and ensure that it is compliant with the 'light touch' regime prior to being advertised. Procurement will facilitate this process.
- 10.3 Members are consulted prior to report going to cabinet.

Author: Viv Daye, Service Manager, Commissioning
Consultees: Dave Street, Director of Social Services
Adult Services DMT
Mike Jones, Interim Service Manager Finance
Andrew Watkins, Senior Accountant, Finance
Zoe Lewis, Senior Accounting Technician, Finance
Project Team
Senior Management Team
Corporate Management Team

Gadewir y dudalen hon yn wag yn fwriadol



CABINET - 17TH OCTOBER 2018

SUBJECT: CAPITAL WORKS

REPORT BY: CORPORATE DIRECTOR - SOCIAL SERVICES AND HOUSING

1. PURPOSE OF REPORT

- 1.1 To request cabinet approval for access to reserves to fund essential works in residential and respite properties to enable facilities budget to be used for planned maintenance and decoration in the same buildings

2. SUMMARY

- 2.1 The Fire Alarm systems within six (6) residential homes within the Borough are approximately fifteen (15) years old and plans were in place to upgrade the systems over the next three (3) year period (2 systems per home).
- 2.2 Recent Fire Risk Assessments have identified major concerns regarding Fire Compartmentation within the homes compromising Fire Evacuation and there are a number of areas above suspended ceilings that require improvement. The works will include a full upgrade of Fire Alarm System and also address the issues highlighted in the recent Fire Risk Assessments.
- 2.3 Due to the works involved in upgrading the systems it is recommended to cover all works at the same time. Therefore, the Director has requested the upgrade programme be accelerated and funded from Social Services Capital Funds 2018/19 with works starting as a matter of urgency.
- 2.4 Building Consultancy has recently undertaken a tender exercise for the Maintenance of Fire Alarms within all CCBC public buildings (BC4562) although Fire Improvement Works was not part of the arrangement. The contract has been awarded to Ambassador Fire and Security Ltd.
- 2.5 In addition asbestos working and essential lighting has been identified in Ty Iscoed RH at a cost of circa 50K

3. LINKS TO STRATEGY

- 3.1 This project contributes to the Well-being Goals as it is consistent with the five ways of working as defined within the sustainable development principle in proving a safer community whilst safeguarding the long term wellbeing and prosperity of the tenants.

4. THE REPORT

- 4.1 The works in respect of the fire regulations have been completed and RAMIS updated accordingly

4.2 The facilities budget has been used to fund the work to date and as a result there is insufficient funds remaining to carry out any of the planned and agreed work for 2018/2019 in residential and respite properties.

4.3 Essential work identified under health and safety would be undertaken however planned essential upgrades to bathrooms etc cannot proceed

5. EQUALITIES IMPLICATIONS

5.1 An **EqlA screening** has been completed in accordance with the Council's Strategic Equality Plan and supplementary guidance and no potential for unlawful discrimination and/or low level or minor negative impact have been identified, therefore a full EqlA has not been carried out.

6. FINANCIAL IMPLICATIONS

6.1 The value for this procurement based on the quotation received from Ambassador Fire and Security Ltd equates to a total cost of £120,000 (Ex VAT).

6.2 The quote for additional works at Ty Iscoed RH in respect of asbestos is 50K (excluding VAT).

7. PERSONNEL IMPLICATIONS

7.1 There are no personnel implications associated with this report.

8. CONSULTATIONS

8.1 All comments have been included in this report.

9. RECOMMENDATIONS

9.1 Cabinet to agree access to reserves for 170K to cover essential work to ensure compliance with fire regulations.

10. REASONS FOR THE RECOMMENDATIONS

10.1 Access to reserves will allow the planned upgrades and maintenance for 2018/2019 to go ahead as scheduled.

Author: Jo Williams Assistant Director Adult Services
Consultees: Alun Ford Facilities Manager
Adult Services Divisional Management Team
Senior Management Team
Cllr Carl Cuss Cabinet Member Social Services
Nicole Scammell (Head of Corporate Finance & Section 151 Officer)