

## Department of Finance and Corporate Support

Executive Director: Alexander McPhee ACMA

Direct Dial: (01563) 576279 Fax: (01563) 570525

Email: [alex.mcphee@east-ayrshire.gov.uk](mailto:alex.mcphee@east-ayrshire.gov.uk)

If telephoning or calling please ask for:

Lynn Young, Direct Dial (01563) 576283

e-mail: [lynn.young@east-ayrshire.gov.uk](mailto:lynn.young@east-ayrshire.gov.uk)

To: Councillors Tom Cook (Chair), Willie Coffey (Vice-Chair), John McGhee, Helen Coffey, John Campbell, Alan Brown, Stuart Finlayson, Jimmy Kelly, Eric Ross, Elaine Dinwoodie and Drew Filson.

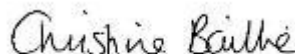
16 April 2010

Dear Councillor

### **GOVERNANCE AND SCRUTINY COMMITTEE - 23 APRIL 2010**

You are requested to attend the meeting of the **Governance and Scrutiny Committee** to be held on **FRIDAY 23 APRIL 2010** commencing at **1000 HRS** in the **ROBERT BURNS SUITE, BURNS MONUMENT CENTRE, KAY PARK, KILMARNOCK**, in order to discuss the undernoted business.

Yours sincerely



Alex McPhee  
Executive Director of Finance and Corporate Support  
LY/SC

### **B U S I N E S S**

#### **INTIMATE APOLOGIES**

- 1. PREVIOUS MINUTES (pages 1-6)** - Submit, for approval as a correct record, the Minutes of the meeting held on 19 March 2010 ([copy enclosed](#)).
- 2. MATTERS ARISING UPDATE REPORT (pages 7-16)** - Submit report dated 26 March 2010 ([copy enclosed](#)) by the Executive Director of Finance and Corporate Support to provide the Committee with a consolidated response to information requests made by Members at previous meetings.

#### **CALLED-IN DECISIONS OF CABINET**

- 3. HEARING PROCEDURE FOR CONSIDERATION OF CALLED-IN CABINET DECISIONS (pages 17-20)** - Submit report dated 8 April 2010 ([copy enclosed](#)) by the Executive Director of Finance and Corporate Support to seek approval to a revised Hearing Procedure to be applied when the Committee is considering called-in decisions of Cabinet.

COUNCIL HEADQUARTERS  
L O N D O N R O A D  
KILMARNOCK KA3 7BU  
T E L: 0 1 5 6 3 5 7 6 0 0 0  
F A X: 0 1 5 6 3 5 7 6 5 0 0  
Legal Post LP18  
[www.east-ayrshire.gov.uk](http://www.east-ayrshire.gov.uk)

#### **4. CONSIDERATION OF CALLED-IN DECISION OF CABINET**

- 4.1 PROCEDURE** - The Procedure to be followed in dealing with this call-in will be as agreed by Committee under Item 3, above.
- 4.2 EXCLUSION OF PRESS AND PUBLIC** - Recommend that the Committee pass the following Resolution:- "That under Section 50A(4) of the Local Government (Scotland) Act 1973, as amended, the Press and public be excluded from the meeting for the following sub-item of business on the grounds that it involves the likely disclosure of exempt information as defined in Paragraph 11 of Schedule 7A of the Act".
- 4.3 TERMINATION OF INCENTIVE BONUS SCHEME FOR CRAFT OPERATIVES WITHIN BUILDING AND WORKS (Item 15, Page 07/12)** - Consider called-in decision of Cabinet meeting held on 24 March 2010 relating to termination of the incentive bonus scheme for craft operatives within Building and Works, and, in this connection, submit the following, viz:-
- (i) Call-in Notice (**page 21**) (copy enclosed);
  - (ii) related Cabinet report (**pages 22-24**) (copy enclosed); and
  - (iii) Submission by Councillor Barney Menzies (**pages 25-33**) (copy enclosed); and
  - (iv) Position Statement by the Executive Director of Finance and Corporate Support (**pages 34-36**).

**Reports not Enclosed. Refer to Exclusion of Press and Public Paragraph above.**

#### **5. RE-ADMITTANCE OF PRESS AND PUBLIC**

##### **PERFORMANCE**

- 6. EAST AYRSHIRE COUNCIL'S RESPONSE TO AUDIT SCOTLAND'S "STATUTORY PERFORMANCE INFORMATION - THE 2008 DIRECTION: A GUIDE FOR AUDITORS" (pages 37-59)** - Submit report dated 9 April 2010 ([copy enclosed](#)) by the Executive Director of Finance and Corporate Support to inform of proposals that will further strengthen the Council's response to Audit Scotland's 2008 Direction - "A New Direction: SPI Guidance for Audit Bodies 2009/10", and which meet the specific requirements of the recently published "Statutory Performance Information: The 2008 Direction - A Guide for Auditors", in relation to volume and coverage of the Council's SPIs; procedures for ensuring the accuracy of indicators collected; and arrangements for publication of an Annual Performance Report.

##### **SCRUTINY**

- 7. FINAL MEASUREMENTS ON WORKS CONTRACTS FOR THE PERIOD 1 NOVEMBER 2009 TO 31 MARCH 2010 (pages 60-64)** - Submit report dated

7 April 2010 ([copy enclosed](#)) by the Executive Director of Finance and Corporate Support to provide, for information, details of final measurements for capital works contracts which have been accepted on behalf of the Council for the period from 1 November 2009 to 31 March 2010.

8. **AWARDING OF CONTRACTS: PERIOD FROM 6 FEBRUARY TO 9 APRIL 2010 (pages 65-72)** - Submit report dated 7 April 2010 ([copy enclosed](#)) by the Executive Director of Finance and Corporate Support to provide, for information, details of tenders which have been accepted on behalf of the Council for the period from 6 February to 9 April 2010.
9. **COMMUNITY PLANNING PARTNERSHIP SINGLE OUTCOME AGREEMENT ANNUAL REPORT 2008/09: IMPROVEMENT PLAN (pages 73-87)** - Submit report dated 30 March 2010 ([copy enclosed](#)) by the Executive Director of Finance and Corporate Support to present for consideration the Single Outcome Agreement Improvement Action Plan, which has been developed to address areas identified for improvement in the Single Outcome Agreement (SOA) Annual Performance Report.
10. **EXCLUSION FROM SCHOOLS IN EAST AYRSHIRE 2008/09 (pages 88-94)**
  - Submit report dated 31 March 2010 ([copy enclosed](#)) by the Executive Director of Educational and Social Services to advise of the exclusion of pupils from schools in East Ayrshire during session 2008/09 and to describe the supports in place designed to reduce these figures on an annual basis.
11. **TOPICS FOR REVIEW 2010/11 (pages 95-100)** - Submit report dated 25 March 2010 ([copy enclosed](#)) by the Executive Director of Finance and Corporate Support to present, for consideration, the proposed scoping papers for the two reviews to be undertaken by the Committee during 2010/11 on the topics "Anti-Social Behaviour Orders in East Ayrshire since their Introduction" and "Insurance Arrangements Provided by Contractors Carrying out Work on Behalf of East Ayrshire Council".
12. **FINANCE AND STRATEGY REPORT TO PERIOD 11 (7 FEBRUARY 2010)**
  - Submit report dated 7 April 2010 by the Executive Director of Finance and Corporate Support to advise of the projected financial position for the year based on expenditure to 7 February 2010 (Period 11) and information provided by Executive Directors. ([copy enclosed](#))