

CARDIFF CAPITAL REGION CITY DEAL JOINT OVERVIEW AND SCRUTINY COMMITTEE

5 FEBRUARY 2019

JOINT WORKING AGREEMENT BUSINESS PLAN

REPORT OF CARDIFF CAPITAL REGION PROGRAMME DIRECTOR

AGENDA ITEM: 5

Reason for this Report

1. For the Joint Scrutiny Committee to note the Joint Working Agreement Business Plan (JWA Business Plan) attached which was approved by the Cardiff Capital Region Joint Cabinet in March 2018.

Background

2. The **JOINT WORKING AGREEMENT (JWA)**, in relation to the delivery of the Cardiff Capital Region City Deal, was signed and the Regional Cabinet established on March 1st, 2017
3. The JWA requires the constituent Councils to take a subsequent decision, as a "Matter Reserved to The Councils", on the approval and adoption of the draft JWA Business Plan
4. The JWA requires the Regional Cabinet to:

"..... no later than twelve (12) months after the Commencement Date, prepare (or procure the preparation of), finalise (acting in the best interests of the Joint Committee) and recommend for agreement and adoption by the Councils the draft JWA Business Plan which shall comply with the provisions of Clause 7.1.4 below. The intention is to create an overarching five (5) year JWA Business Plan that, amongst other matters, shall set out the Councils objectives and priorities for the delivery of the City Deal that is updated annually."
5. Clause 7.1.4 of the JWA providing that: *The JWA Business Plan shall, amongst other matters, address the following:*

- a) the updated Affordability Envelope; (see section 9 of the JWA Business Plan)*
 - b) the methodology for agreeing the nature, scope and prioritisation of projects to be developed for the overall benefit of the Cardiff Capital Region (in accordance with the terms of the Implementation Plan); (see section 3 of the JWA Business Plan)*
 - c) the methodology and responsibility for any external audits in relation to this Agreement; (see section 9 of the JWA Business Plan)*
 - d) the methodology and responsibility of any performance monitoring along with any performance indicators to enable the Joint Committee to measure progress against the JWA Business Plan (see section 3 of the JWA Business Plan); and*
 - e) any revenue and capital monitoring reports to be prepared for the Joint Committee and the frequency of such reports (see section 9 of the JWA Business Plan).*
6. For clarity and cross reference to the JWA, the draft JWA Business Plan is now referred to as the 'CCR Strategic Business Plan for the Wider Investment Fund', to reflect its status and focus, and is titled accordingly on the attached appendix

Issues

6. There are no identified issues to raise with Joint scrutiny in association with the plan.

Local Member consultation (where appropriate)

7. The JWA Business Plan was approved by each of the ten Local Authorities prior to approval by the Regional Cabinet.

Reason for Recommendations

8. For the Joint Scrutiny Committee to note the JWA Business Plan (CCR Strategic Business Plan) attached as Appendix A.

Financial Implications

7. The Joint Working Agreement Business Plan (CCR Strategic Business Plan) for the Wider Investment Fund, which is attached at Appendix A, provides details of the Cardiff Capital Region City Deal Wider Investment Fund, which amounts to £495 million.

8. The JWA Business Plan outlines the current position in respect of approvals to-date (as per approval of the Plan March 2018), in-principle commitments and sums available for future revenue and capital projects as these are brought forward for consideration and approval. For these reasons, the JWA Business Plan is an evolving document, which will be updated at least annually to reflect updates in respect of new approvals and also to report on the actual performance of approved projects, i.e. those projects that are in the implementation or operational phases of their respective lifecycles.
9. Therefore, the JWA Business Plan can only provide an indication of the financial implications arising from the Wider Investment Fund at this time. The actual approvals outlined have been supplemented by an indicative programme of investment along with a range of other financial and technical assumptions.
10. In line with the Assurance Framework, all investment proposals will be subject to business case development and approval. The business case will provide detailed information on matters such as; expenditure profile (and whether it is revenue and/or capital in nature), and the proposed funding streams. The business case will also need to be clear on the proposed delivery mechanism and how risks will be allocated and managed

Legal Implications (including Equality Impact Assessment where appropriate)

9. The JWA Business plan is a key document in relation to the delivery of the Cardiff Capital Region City Deal. The content of the Plan serving to create a legitimate expectation that the matters referred to (proposals, projects and themes) will be progressed as set out in the Plan. Accordingly, it is important that Regional Cabinet and each constituent Council is content with the content of the JWA Business plan.
10. In considering the Plan regard should be had, amongst other matters, to:
(a) the Councils' duties under the Well-being of Future Generations (Wales) Act 2015, (The Plan noting at section 3 that, ' ... we (CCRCD) will follow the five ways of working and sustainability principles detailed in the Well-being of Future Generations (Wales) Act 2015, and reflect and support the well-being goals); and
(b) Public sector duties under the Equalities Act 2010 (including specific Welsh public sector duties). Pursuant to these legal duties Councils must in making decisions have due regard to the need to a) eliminate unlawful discrimination, harassment and victimisation and other conduct that is prohibited by that Act; b) advance equality of opportunity between people who share a relevant protected characteristic and those who do not; and c) foster good relations between people who share a protected characteristic and those who do not. Protected characteristics are: a.

Age; b. Gender reassignment; c. Sex; d. Race – including ethnic or national origin, colour or nationality; e. Disability; f. Pregnancy and maternity; g. Marriage and civil partnership; h. Sexual orientation; i. Religion or belief – including lack of belief. In Wales, public sector bodies listed are required to take certain steps in order to demonstrate that they have due regard to the public sector equality duty. These Welsh specific equality duties include assessing the impact of policies and procedures on equality (often called Equality Impact Assessment).

11. A Well-being and Equality Assessment has been undertaken and is included in Appendix B. Regards should be had to the same in reaching a decision on this matter.
12. **Well-being and Equalities Assessment**
A Well-being and Equalities Assessment has been undertaken and is attached as **Appendix B**.
13. The Assessment demonstrates that the detail contained in the draft JWA Business Plan demonstrates compliance with the well-being 5 ways of working, supports the well-being goals and identifies that the City Deal is expected to have a positive impact on all groups and people with protected characteristics.

HR Implications

14. There are no HR implications associated with this report.

RECOMMENDATIONS

The Joint Scrutiny note the attached Joint Working Agreement Business Plan (JWA Business Plan).

NAME OF DIRECTOR

Title KELLY BEIRNE

Date 5 FEBRUARY 2019

The following Appendices are attached:-

Appendix A: Draft Joint Working Agreement Business

Appendix B: Well-being and Equalities Assessment