



DATE: 17 September 2019  
MY REF: MIS/CCouncil  
PLEASE ASK FOR: Mr. M. I. Seedat  
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Dear Sir/Madam

I summon you to the MEETING of the LEICESTERSHIRE COUNTY COUNCIL to be held at COUNTY HALL, GLENFIELD on WEDNESDAY, 25 SEPTEMBER 2019 at 2.00 p.m. for the transaction of the business set out in the agenda below.

Yours faithfully

Chief Executive

### AGENDA

1. Chairman's Announcements.
2. To confirm the minutes of the meeting of the Council held on 10 July 2019. (Pages 5 - 20)
3. To receive declarations by members of interests in respect of items on this agenda.
4. To answer questions asked under Standing Order 7(1)(2) and (5).
5. To receive position statements under Standing Order 8.

### To consider reports of the Cabinet, Scrutiny Commission, Scrutiny Committees and other bodies:

6. Reports of the Cabinet.
  - (a) Minerals and Waste Local Plan. (Pages 21 - 184)



- (b) Local Code of Corporate Governance. (Pages 185 - 208)
7. Report of the Constitution Committee.
- (a) Review and Revision of the Constitution (Pages 209 - 234)
8. To make appointments in accordance with item 11 of Standing Order 4.
- (a) To note any changes to the membership of the Cabinet made by the Leader.
9. To consider the following notice/s of motion:
- (a) Post-16 SEND (Special Educational Needs and Disabilities) Transport - Dr T Eynon.
- a) That this Council notes that: -
- i) Education, Health and Care Plans extend responsibility to plan education for Special Educational Needs or Disability (SEND) pupils to age 25 and places responsibility on parents and carers to ensure their child attends the agreed placement;
  - ii) To assist parents and carers in meeting these responsibilities, this Council is progressing a capital programme of £30million in SEND education provision with the aim of increasing SEND provision in Leicestershire thereby reducing the number of young people with SEND travelling long distances or to out of County schools;
  - iii) The Council's statutory requirement for students aged 16-18 years old with a disability is to prepare a transport policy statement which specifies the arrangements which are necessary to 'facilitate attendance' taking into account a list of factors. There is no requirement to provide transport and Personal Transport Budgets (PTB) can be used to meet the Council's statutory responsibility under Section 509AB of the Education Act. In relation to students who are 18-25 years old with a disability, the Council is under a duty to provide free transport where this is necessary to facilitate attendance under Section 509F of the Education Act 1996;
  - iv) For post-16 students the Council has discretion to determine what transport is necessary and has planned to achieve this via a default offer of a PTB. This policy is currently paused until September 2020;

- v) Before the policy implementation was paused, the responsibility for securing transport provision for Post 16 students was devolved to parents but some were finding it difficult to source suitable providers or transport their own child and this would have impacted on their and their child's quality of life; this issue will return when the policy is reintroduced in September 2020;
  
- b) This Council therefore supports the parents and carers involved in the Leicestershire based 'Close the Loop Campaign' who are campaigning to make home to school transport for pupils aged 16-25 with SEND a fully funded statutory requirement for all local authorities and will work through the Local Government Association and with local MPs to raise this issue with relevant Government departments, whilst identifying the costs of making this requirement fully funded.