

**Supplement to the agenda for**

# **Council**

**Friday 26 July 2024**

**10.00 am**

**Conference Room 1 - Herefordshire Council, Plough Lane  
Offices, Hereford, HR4 0LE**

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## Agenda item no. 5 - Questions from members of the public

Question Number	Questioner	Question	Question to
PQ 1	Mr Gibson, Ross-on-Wye	Please explain why tens of millions are being spent on a Hereford bypass. Whilst the state of existing roads in provincial towns and surrounds such as Ross On Wye are left in a dangerous and unsafe state of repair?	Cabinet member transport and infrastructure

### Response:

I share your frustration at the state of our roads. This is the result of decades of underinvestment at a national level, resulting in a gradual decline in highway condition. As such, the Council is investing £8 million of its own money into resurfacing parts of the county's highway network this financial year, starting next month. This will include £5 million being committed to the A and B roads and a further £3 million for the C and unclassified road networks. Lengths of road have been identified for resurfacing works following detailed and comprehensive surface and structural condition surveys. These surveys help us to objectively prioritise where we need to invest across our highway network.

In answer to your question, investment in the highway network seeks to both maintain the existing infrastructure in a reasonable and safe condition and to carry out improvements aimed at addressing specific issues. The funding streams that the council receives are often focused on, and restricted to, certain elements of highways work. Some funds can only be spent on maintenance work while others are only eligible for new works that provide particular benefits. Our investment programmes therefore balance the availability of these different types of funding with the needs of the network, which can range from maintaining drains and tackling potholes through to major road schemes to improve safety and access to services.

Last year the council was allocated a significant increase in government funding intended specifically for highways maintenance. This funding could amount to nearly £107m extra funds, on top of current allocations, between now and 2033. The funding is relatively modest in the first couple of years and will be focused mostly on a programme of surface dressing across the county, but as funds increase in future years it is expected that significant and demonstrable improvements to the condition of the network will be delivered.

Funding for major projects such as the bypass will come for different sources to those for maintenance. To access the funds the council must demonstrate wider benefits through a series of business cases. The bypass is expected to significantly reduce congestion in Hereford, improving conditions for business, residents and visitors alike, and provide access to new housing and employment sites that are vital to the future prosperity of both the city and the county. The funding package is expected to comprise a mix of government funding and developer contributions and will depend on the bypass delivering these benefits.

PQ 2	Mr Whitelegg, Ledbury	There is no bus timetable information of any kind at all at the two Ledbury town centre bus stops.  When will Herefordshire Council assemble this information for all bus services/all operators and make it available at both Ledbury town centre bus stops?	Cabinet member transport and infrastructure
<b>Response:</b>  The council is already aware of the missing timetable cases at the Ledbury Memorial bus stops. It is unfortunate that the cases here attract a disproportionate amount of vandalism with the last cases being removed following the third incident in the past twelve months. Vandalism of our bus shelters is sadly commonplace, typically in the form of graffiti, but facilities in Ledbury have experienced substantial physical damage in a relatively short period of time. As an example, the shelter recently sustained severe damage when the cable powering the electronic Real-Time Information (RTI) screen was cut, exposing live wires. Our contractors promptly addressed this by re-wiring the unit and securing it to the rear of the shelter.  As this is the second instance where the timetable case has been damaged beyond economic repair the service is exploring options to install vandal resistant units. At the present time we are in discussion with manufacturers but have yet to find a suitable alternative. In the meantime, two new timetable cases will be installed at the stops in the coming weeks.			
PQ3	Mr Fisher, Bromyard	The footpath EL6 in Edwin Loach has been closed for six years because of a broken bridge. Will the Council confirm that the bridge will be replaced by 31 March 2025?	Cabinet member transport and infrastructure
<b>Response:</b>  The Council has identified a number of bridges that require replacement across the Public Rights of Way network as part of its 2024/25 capital programme. The Council intends to replace the bridge on footpath EL6 and hopes to do so by 31 March 2025.			
PQ 4	Mr Morawiecka, Hereford	The Leader reports “Long journey times for road freight, with major bottlenecks around Hereford, lead to increased costs for businesses and discourages investment.”  Devon Council is resolving these issues around Exeter, quickly and more cost effectively, by opening stations like Marsh Barton, for £16million. In the first year almost 90,000 passenger journeys have been made. The Devon Councillor responsible said “The user numbers demonstrate that more people are taking advantage of the Devon network to make journeys into the city for work and appointments. With the pressure on the city’s road network, reducing congestion and improving air quality are key aims for the Council, more people choosing to use public transport is great news for residents & visitors to the city.”	Cabinet member transport and infrastructure

		Why is Herefordshire Council not replicating this by investing £10million into opening stations at Pontrilas and Moreton-on Lugg?																
<b>Response:</b> The council has committed £50,000 towards preparing a Strategic Outline Business Case for a new station at Pontrilas, known as the Golden Valley Parkway. The council has established a task force that includes representatives from across the rail industry that will assist in developing a realistic and robust case for a new station. The business case will help to assess the benefits of increased travel opportunities and traffic reduction against costs that could be up to £20m.																		
PQ 5	Mrs Morawiecka, Hereford	The Hereford City Centre Transport Package was expected to build the City Link Road, a Transport Hub at Hereford railway station and deliver improvements for walking, cycling and public transport along Commercial Road, Blueschool Street and Newmarket Street, inside an overall budget of £40.651million. Would the cabinet member responsible update the Council on the final cost of completion of the whole project and the likely completion date?	Cabinet member transport and infrastructure															
<b>Response:</b> <a href="#">A decision was published in November 2017</a> that saw the allocations within the overall package of work re-distributed to take into account the higher costs that had been experienced during the construction of the City Link Road. The re-distribution did not alter the overall budget but did result in a significant reduction in the funding available for the Transport Hub and other features. For further information please see this <a href="#">Cabinet Report</a> published in July 2021.  The council was successful in its bid to attract Levelling Up Funding and was awarded £19.9m in January 2023. The bid included for the funding of the Transport Hub and for the creation of active travel measures along the roads outlined in your question. The total budget now associated with the whole package of works is as follows:																		
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PQ 6	Mrs Protherough, Hereford	The Leader’s Report has a whole section called “New Road Strategy for Herefordshire”. With the change in national government expressing commitment to rail and buses as a way for everyone to travel, regardless of whether they have access to a car, and also meeting the public demands to	Cabinet member transport and infrastructure															

		tackle the climate crisis, where are the Council's "New Rail Strategy for Herefordshire" and its "New Bus Strategy for Herefordshire"?	
<b>Response:</b> The Council is currently preparing its new Local Transport Plan. A Local Transport Plan is the local authority's strategic document for transport in the county; setting out our objectives for the next five years for all transport modes. This is a statutory document which we need to consult the public on before submitting it for adoption at Full Council. It will contain our strategic ambitions for Rail and for Bus travel, amongst other modes of transport. A draft Local Transport Plan will be in the public domain for consultation within the next six months.			
PQ 7	Ms Martin, Hereford	The traffic model produced for the Southern Link Road by JMP Consultants in 2014 is now well beyond the five year threshold regarded as robust for Base Year validation and forecasting purposes. Has an updated model been produced? If so, who has been commissioned to produce it and where can it be found? If not, why not?	Cabinet member transport and infrastructure
<b>Response:</b> A new transport model for Herefordshire is nearing completion, using traffic data from 2023. The model has been developed by AECOM consultants over the past 18 months or so and will reflect up-to-date traffic flows and post-Covid travel patterns. The new model will be used in a number of situations, from updating business cases for the Hereford Western Bypass, testing scenarios for the draft Local Plan and to understand and mitigate the traffic impacts of proposed developments. The new transport model is expected to be completed in August; once completed the council will issue a communication on how the model can be accessed.			
PQ 8	Mr Browning, Ledbury	In the light of the election of a new mission-led Labour Government, please can you outline what changes, if any, Herefordshire Council intend to make to support the national mission and deliver improvements in children's social care in Herefordshire?	Cabinet member children and young people
<b>Response:</b> Thank you for your question. I am sure you will be aware that Herefordshire Children's Services have been on an improvement journey since the Ofsted inspection in 2022. As you will be aware the current administration was elected in May 2023 and quickly committed to the improvement of children's services as being the top priority for Herefordshire Council. That commitment remains. Whilst 'mission-led' was not part of political discussion at that time I can assure you that the whole ethos from day one last year has in fact been very much that – mission-led. The whole improvement process is supported by an under pinning action plan progress against which is monitored via the improvement board. Whilst the improvements are required in children's services it is vital that key partner agencies are also involved and committed, and membership of the			

improvement board reflects this. In addition as part of that improvement process, government appointed a Children's Commissioner and the local government association provide support through a LGA advisor and both are also members of the board.

Ofsted as the inspectorate have conducted four monitoring visits all of which have provided formal feedback on those areas where progress has been made and those where further progress is needed.

As Cabinet member for children's services I am firmly sighted on, committed to and where appropriate am directly involved with those leading and delivering improvements.

I am assured that Herefordshire Council and it's key partners, notably but not exclusively police, health and education, remain firmly committed to deliver the improvements necessary and by way of example the new Director Of Children's Services only last week presented the revised improvement plan to the board for approval and secured full commitment from all partners to deliver against it.

PQ 9	Mr McGeown, Weobley	<p>In a few cases following referral to Herefordshire Children Services (MARF) section.47 enquiry is initiated.</p> <p>This moves things up a significant level and allows statutory laws to be engaged:</p> <p>Children Act 1989, section 47, Local authority's duty to investigate,</p> <p>(1) Where a local authority—</p> <p>(b) have reasonable cause to suspect that a child who lives, or is found, in their area is suffering, or is likely to suffer, significant harm,</p> <p>Initiating s.47 enquiry requires that the threshold of <u>Reasonable Cause</u> and <u>Likely to Suffer Significant Harm</u> must be met.</p> <p>This decision is an important one as it justifies compulsory intervention in family life.</p> <p>"Reason to believe" and "could be at risk of significant harm" are far short of satisfying this threshold.</p> <p>This is how I read and understand it.</p> <p>If I am incorrect, how does Herefordshire Council read it?</p>	Cabinet member Children and young people
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**Response:**

Thanks you for the question. Any decision requiring the application of a threshold has to be made on a case by case basis by the professionals involved, and when required with the support of legal advice. In each case the professional involved will share information and come to an agreed decision on whether or not the information shared indicates a child or young person is, or might be at risk of significant harm, that requires further enquiries to be made under section 47 of the Children Act 1989 and the LA's duty to investigate. The concerns of harm will be shared with the parents and child in an appropriate way so as to assist in the enquiries, manage any criminal investigation and protect the child in each case. It is not appropriate to provide a generic interpretation response to this question.

PQ 10	Mrs McGeown, Weobley	<p>In a few cases following referral to Herefordshire Children Services (MARF) section.47 enquiry is initiated and "Parents Notification Letter" delivered.</p> <p>This moves things up a significant level and allows statutory laws to be engaged.</p> <p>If I understand correctly the guidance in "Working Together" recommends that parents whose children are subject of s.47 enquiries should always be given information about how advice and advocacy can be obtained from independent sources, both locally and nationally.</p> <p>"Safeguarding Boards should conduct a trawl"...."to compile a list of local and national sources of independent advice and advocacy to be given to parents at the outset of s.47 enquiries"...."identify solicitors"... "familiar with "Working Together" and the local child protection procedures"... "particularly those who are members of the Law Society's Childrens Panel".</p> <p>Does Herefordshire Council do this and if not, why not?</p>	Cabinet member Children and young people
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**Response:**

Child Safeguarding Boards have been replaced by Safeguarding Children Partnerships. The responsibilities of Safeguarding Children Partnerships is set out within the statutory guidance Working Together to Safeguard Children (December 2023). Within this guidance there is no requirement for Safeguarding Children Partnerships to conduct such a trawl, or to compile a list of local and national sources of independent advice and advocacy, and as such Herefordshire Safeguarding Children Partnership does not.

Those involved are provided with the Herefordshire 'Hear Me' information which provides advocacy support for children and young people, and which is publicly available via the following link: [Hear Me children's rights and advocacy service – Herefordshire Council](#).

An advocacy service for adults is also provided via 'Onside Advocacy Service: [Advocacy:: Onside, Worcestershire & Herefordshire \(onside-advocacy.org.uk\)](https://advocacy.org.uk). At the point of invitations being sent out for the Initial Child Protection Conference, parents / carers are also advised that 'you are very welcome to bring an adult supporter with you' within that invite.

PQ 11	Ms Albright, Leominster	<p>In light of the emerging evidence &amp; recommendations in the Diffuse Water Pollution Plan (being prepared by the EA and NE) would Herefordshire Council be prepared to ask NE to reconsider its position on the moratorium on new homes in the Lugg?</p> <p>The DWPP echoes other data sources showing that Welsh Water has already reduced more than its 'fair share' of phosphate load and so after 5 years of ecological, economic and social disadvantage in rural N. Herefordshire, during which the river conditions declined, Herefordshire Construction Industry Lobby Group (HCILG) were hoping that now was a good time to revisit the painful predicament of local house builders and local communities.</p>	Cabinet member environment
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**Response:**

The advice issued today by the Ministry of Housing Communities and Local Government to all Local Authorities (MHCLG) in receipt of funding from MHCLG is to continue to progress the Strategic Mitigation Schemes for which funding has been received, as whilst Habitats Regulations is high on their agenda there are no plans to remove the requirement for Nutrient Neutrality.

The Diffuse Water Pollution Plan (DWPP) is still in its early stages and whilst evidence has been collated which confirms what we have come to understand around the apportionment of agricultural pollution. An options appraisal is underway with recommendations still being formulated and not yet finalised.

The DWPP forms part of a wider collective of plans currently being progressed; including the Wye Catchment Plan and the Nutrient Management Plan, with an update to the Welsh evidence proposed. These plans are due to come forward in Spring 2025 and will collectively provide a clearer picture of water quality across the catchment with the actions needed to quantify river restoration, at present this is the only accepted mechanism for the Nutrient Neutrality requirement to be withdrawn.

Therefore, at the present time we will not be seeking a further opinion from Natural England.

PQ 12	Mr Milln, Hereford	<p>Paragraph 50 of the New Road Strategy presented to Cabinet on 28<sup>th</sup> March 2024 claims that a 150m section of the Southern Link Road , referred to in the Leaders' report today, was completed. This is false. In July 2019 a hole was dug in a field near Grafton and filled with hardcore. However this was carefully and fully reinstated to green field many years ago and there is now absolutely nothing to show for it, let alone was it 'completed'.</p> <p>What physical evidence therefore has the Council of a material start on the SLR such as is required to substantiate its claim the planning permission has been preserved?</p>	Cabinet member transport and infrastructure
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**Response:**

Phase 1 works were carried out in July 2019 and involved the partial construction of a section of the Southern Link Road approximately 150m in length, between chainage 1150m and chainage 1300m of the scheme. The construction of the carriageway in this section included earthworks, unbound road pavement and fencing.

These works were confirmed in the letter from the Local Planning Authority dated 25<sup>th</sup> July 2019. This letter stated:

***Condition 1 – Commencement of Development***

*Officers were advised that works commenced, in accordance with the details agreed for phase 1 on the 1st July 2019. The case officer visited the site on Thursday 4th July 2019 and Monday 9th July 2019 and we are able to confirm that the work undertaken is considered to be sufficient to confirm the commencement of development in accordance with the requirements of condition 1.*

The Council has access to the photographs taken by the contractor during these works as evidence.

The Local Planning Authority is content that the works undertaken ensure that the Planning Permission remains extant.