

Management Committee

Date: 10 April 2024



Governance of ABOIP 2024-2034

1.0 Purpose

The purpose of this paper is to provide the CPP Management Committee with information on legislative requirements for community planning participation and facilitate discussion on governance arrangements for the new Argyll and Bute Outcomes Improvement Plan¹.

2.0 Recommendations

The CPP Management Committee is asked to:

- note the legislation concerning community planning partners within the Community Empowerment (Scotland) Act 2015²
- discuss the recommended governance arrangements, at 4.2, to support delivery of the new Outcomes Improvement Plan

3.0 Background

The Argyll and Bute Outcomes Improvement Plan 2024-2034 identifies Transport Infrastructure, Housing, and Community Wellbeing as the three outcomes to be prioritised by the Community Planning Partnership over the period of the plan. Appropriate governance structures will be required to ensure the agreement, monitoring and delivery of actions against each of the three outcomes.

4.0 Detail

4.1 ABOIP 2013-2023 governance and community planning legislation

Our current CPP consists of a Management Committee, a Full Partnership and 4 x Area Community Planning Groups.

The Community Empowerment (Scotland) Act sets out who must participate in community planning and there are two elements to this:

1. those who need to participate to provide oversight and ensure the CPP is working, and
2. those who need to carry out the work to deliver outcomes.

The table appended sets out who this is within our current governance arrangement.

4.2 Recommendations for governance 2024-2034

We have 10 years' experience of delivering an Outcome Improvement Plan (2013-2023) with the governance structure outlined above. From this we have learned that it is important to have:

- Statutory partners engaged in a way that works with their organisational capacity to participate.
- Monitoring and problem solving on action plans from statutory partners.
- More than one person/ partner agency leading on actions to remove the risk of work stopping in the event that person leaves their post.
- Chairing of meetings being the responsibility of more than one person.
- Members of the Scottish Youth Parliament supported by their key worker from Live Argyll copied into all communications.
- Opportunity for chairs of Area Community Planning Groups to share with the statutory partners the local challenges with delivering on improving outcomes.

It is recommended that a new governance be put in place which will build on the strengths and learning and achieve the following:

- Enable a focus towards actions and delivery.
- Offer opportunity for all required by legislation to take part in Community Planning to do so.

The recommendation comprises of changes to the frequency of meetings and membership, and the addition of working groups.

Part of CPP Governance	Membership	Frequency and duration of meeting
Management Committee	The Chief Officer level of organisations who must facilitate community planning (as per the legislation) and ensure the CPP carries out its functions.	Twice per year, half-day hybrid meetings.
Full Partnership	Partners who must carry out community planning	Once per year, full day.
Working Groups	Appropriate community planning partners and community bodies.	Frequent meetings at timescales relevant to the delivery of actions. Ranging from fortnightly to monthly.
4 x Area Community Planning Groups	As per the Terms of Reference	4 times per year

For more information contact: rona.gold@argyll-bute.gov.uk, Communities and Partnership Manager,

Appendix 1: Table showing CPP Management Committee attendees during the period of the previous ABOIP, according to the categorisation of statutory community planning partners in the Community Empowerment (Scotland) Act 2015.

Partners on Management Committee (2013-2023) who must facilitate community planning and ensure the CPP carries out its functions³
Argyll and Bute Council
Health Board (NHS Highland)
Highlands and Islands Enterprise
Police Scotland
Scottish Fire and Rescue Service
Scottish Enterprise
Partners sitting on the Management Committee (2013-2023) who must carry out community planning⁴
Board of Management of regional college (UHI Argyll)
NatureScot
Skills Development Scotland
Partners not sitting on the CPP MC Management Committee (2013-2023) who must carry out community planning⁴
Historic Environment Scotland
Argyll and Bute Integration Joint Board (IJB)
Loch Lomond and the Trossachs National Park
Regional Strategic Body for FE & HE (UHI)
Scottish Environment Protection Agency
SportScotland
Strathclyde Partnership for Transport
HITRANS
VisitScotland
Non-Statutory Partners sitting on CPP MC⁵
Third Sector Interface
Bord Na Gaidhlig
Department for Work and Pensions
Scottish Ambulance Service
LiveArgyll
Non-Statutory Partners that have taken part in delivering community planning during 2013-2023⁵
ACHA
Caledonian MacBrayne
CMAL
Crofting Commission
Dunbritton Housing Association
Forestry and Land Scotland
Fyne Homes
Ministry of Defence
Scottish & Southern Electricity Networks
Scottish Water
West Highland Housing Association

References

¹ [Argyll and Bute Outcomes Improvement Plan 2024-2034](#)

² [Community Empowerment \(Scotland\) Act 2015](#)

³ **Community Empowerment (Scotland) Act 2015, Part 2, Section 13: Governance**

“(1) For the area of each local authority, each person mentioned in subsection (2) must—

(a) **facilitate community planning,**

(b) **take reasonable steps to ensure that the community planning partnership carries out its functions under this Part efficiently and effectively.**

(2) The persons are—

(a) the local authority,

(b) the Health Board constituted under section 2(1)(a) of the National Health Service (Scotland) Act 1978 whose area includes, or is the same as, the area of the local authority,

(c) Highlands and Islands Enterprise where the area within which, or in relation to which, it exercises functions in accordance with section 21(1) of the Enterprise and New Towns (Scotland) Act 1990 includes the whole or part of the area of the local authority,

(d) the chief constable of the Police Service of Scotland,

(e) the Scottish Fire and Rescue Service,

(f) Scottish Enterprise”

⁴ **Community Empowerment (Scotland) Act 2015, Part 2, Section 4: Community Planning**

“(1) **Each local authority and the persons listed in schedule 1 must carry out planning for the area of the local authority** for the purpose mentioned in subsection (2) (“community planning”).

(2) The purpose is improvement in the achievement of outcomes resulting from, or contributed to by, the provision of services delivered by or on behalf of the local authority or the persons listed in schedule 1.”

Schedule 1

“The board of management of a regional college designated by order under section 7A of the Further and Higher Education (Scotland) Act 2005 which is situated in the area of the local authority

The chief constable of the Police Service of Scotland

The Health Board constituted under section 2(1)(a) of the National Health Service (Scotland) Act 1978 whose area includes, or is the same as, the area of the local authority

Highlands and Islands Enterprise where the area within which, or in relation to which, it exercises functions in accordance with section 21(1) of the Enterprise and New Towns (Scotland) Act 1990 includes the whole or part of the area of the local authority

Historic Environment Scotland

Any integration joint board established by virtue of section 9 of the Public Bodies (Joint Working) (Scotland) Act 2014 to which functions of the local authority and the Health Board are delegated

A National Park authority, established by virtue of a designation order under section 6 of the National Parks (Scotland) Act 2000, for a Park whose area includes the whole or part of the area of the local authority

A regional strategic body specified in schedule 2A to the Further and Higher Education (Scotland) Act 2005 which is situated in the area of the local authority

Scottish Enterprise

The Scottish Environment Protection Agency

The Scottish Fire and Rescue Service

Scottish Natural Heritage

The Scottish Sports Council

South of Scotland Enterprise where all or part of the area of the local authority is within the South of Scotland as defined by section 21 of the South of Scotland Enterprise Act 2019

The Skills Development Scotland Co. Limited

A regional Transport Partnership established by virtue of section 1(1)(b) of the Transport (Scotland) Act 2005 whose region includes, or is the same as, the area of the local authority

VisitScotland”

⁵ Community Empowerment (Scotland) Act 2015, Part 2, Section 4: Community Planning

(3) In carrying out community planning, the local authority and the persons listed in schedule 1 must—

(a) participate with each other, and

(b) participate with any community body (as mentioned in paragraph (c) of subsection (6)) in such a way as to enable that body to participate in community planning to the extent mentioned in that paragraph.

(4) Outcomes of the type mentioned in subsection (2) (“local outcomes”) must be consistent with the national outcomes determined under section 1(1) or revised under section 2(5)(c).

(5) In carrying out the functions conferred on them by this Part in relation to the area of a local authority—

(a) the local authority for the area and the persons listed in schedule 1 are collectively referred to in this Part as a “community planning partnership”, and

(b) the authority and each such person is referred to in this Part as a “community planning partner”.

(6) Each community planning partnership must—

(a) consider which community bodies are likely to be able to contribute to community planning having regard in particular to which of those bodies represent the interests of persons who experience inequalities of outcome which result from socio-economic disadvantage,

(b) make all reasonable efforts to secure the participation of those community bodies in community planning, and

(c) to the extent (if any) that those community bodies wish to participate in community planning, take such steps as are reasonable to enable the community bodies to participate in community planning to that extent.

(7) The Scottish Ministers may by regulations modify schedule 1 so as to—

(a) add a person or a description of person,

(b) remove an entry listed in it,

(c) amend an entry listed in it.

(8) Regulations under subsection (7) may provide that a person or a description of person listed in schedule 1 is to participate in community planning for a specific purpose.

(9) In this section, “community bodies”, in relation to a community planning partnership, means bodies, whether or not formally constituted, established for purposes which consist of or include that of promoting or improving the interests of any communities (however described) resident or otherwise present in the area of the local authority for which the community planning partnership is carrying out community planning.”
