
STATUTORY INSTRUMENTS

2002 No. 523

LOCAL GOVERNMENT, ENGLAND AND WALES

The Local Government (Best Value) Performance Indicators and Performance Standards Order 2002

| | | |
|-------------------------------|---------|-----------------------|
| <i>Made</i> | - - - - | <i>8th March 2002</i> |
| <i>Laid before Parliament</i> | | <i>8th March 2002</i> |
| <i>Coming into force</i> | - - | <i>1st April 2002</i> |

The Secretary of State for Transport, Local Government and the Regions, in exercise of the powers conferred upon him by sections 4(1) and (2) and 28(1)(b) of the Local Government Act 1999⁽¹⁾, and all other powers enabling him in that behalf, and having consulted, in accordance with section 4(3) of that Act, persons appearing to him to represent best value authorities concerned and such other persons as he thought fit, hereby makes the following Order:

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Local Government (Best Value) Performance Indicators and Performance Standards Order 2002 and shall come into force on 1st April 2002.

(2) In this Order—

“the Act” means the Local Government Act 1999;

“DETR” means the Department of the Environment, Transport and the Regions;

“fire authority” means—

- (a) a fire authority constituted by a combination scheme;
- (b) a metropolitan county fire and civil defence authority;
- (c) the London Fire and Emergency Planning Authority;
- (d) The Council of the Isles of Scilly in its capacity as a fire authority; or
- (e) a county council acting as the fire authority for its area under the provisions of section 4 of the Fire Services Act 1947⁽²⁾;

“highway authority” has the meaning given in section 1(2) and (3) of the Highways Act 1980⁽³⁾;

(1) 1999 c. 27. For the application of the Act to Wales, see section 29.
(2) 1947, 10 & 11 Geo 6 c.41.
(3) 1980 c. 66

“unitary council” means a district council, a county council or a London borough which is the sole principal council for its local government area;

“principal council” means a council elected for a principal area as defined in section 270 of the Local Government Act 1972(4); and

“waste collection authority” has the same meaning as in section 30(3) of the Environmental Protection Act 1990(5)).

(3) In this Order a reference to a numbered indicator or standard in a particular Schedule is to the indicator or standard so numbered in column 1 of that Schedule and which is described in column 2 of that Schedule.

Application

2. This order applies—

- (a) in relation to England, to all best value authorities; and
- (b) in relation to Wales, only to authorities falling within section 1(1)(d) or (e) of the Act (police and fire authorities).

General corporate health performance indicators

3.—(1) The performance of the best value authorities specified in paragraph (2), in exercising all of their functions, shall be measured by reference to indicators 1 to 14 in Schedule 1 to this Order.

(2) The best value authorities specified for the purposes of paragraph (1) are—

- (a) metropolitan district councils;
- (b) non-metropolitan district councils;
- (c) the Council of the Isles of Scilly;
- (d) London borough councils;
- (e) the Common Council of the City of London, in its capacity as a local authority; and
- (f) unitary councils.

(3) The performance of the Greater London Authority in exercising all of those of its functions which are exercised through the Mayor shall be measured by reference to indicators 2 to 5 and 8 to 14 in Schedule 1 to this Order.

(4) The performance of Transport for London, in exercising all of its functions, shall be measured by reference to indicators 2, 3, 5 to 7 and 8 to 13 in Schedule 1 to this Order.

(5) The performance of the London Development Agency, in exercising all of its functions, shall be measured by reference to indicators 2, 3, 5 to 7 and 8 to 13 in Schedule 1 to this Order.

(6) The performance of county councils, in exercising all of their functions, shall be measured by reference to indicators 1 to 5 and 8 to 13 in Schedule 1 to this Order.

(7) The performance of National Park authorities and the Broads authority, in exercising all of their functions, shall be measured by reference to indicators 2, 4, 5, 9 to 11, 14 and 15 in Schedule 1 to this Order.

(8) The performance of fire authorities, in exercising all of their functions, shall be measured by reference to indicators 2, 5, 8, 9, 11 and 13 in Schedule 1 to this Order.

(4) 1972 c. 70.
(5) 1990 c. 43.

(9) The performance of waste disposal authorities established under section 10 of the Local Government Act 1985(6) in exercising all of their functions shall be measured by reference to indicators 2, 4, 5, 8, 9, 11 and 13 in Schedule 1 to this Order.

(10) The performance of county passenger transport authorities in exercising all of their functions shall be measured by reference to indicators 2, 3, 4, 5, 8, 9, 10, 11, 12 and 13 in Schedule 1 to this Order.

Performance indicators for community safety

4.—(1) The performance of the best value authorities specified in paragraph (2), in exercising their functions in relation to community safety, shall be measured by reference to indicators 1 to 7 in Schedule 2 to this Order.

(2) The best value authorities specified for the purposes of paragraph (1) are—

- (a) metropolitan district councils;
- (b) non-metropolitan district councils;
- (c) the Council of the Isles of Scilly;
- (d) London borough councils;
- (e) the Common Council of the City of London, in its capacity as a local authority;
- (f) unitary councils;
- (g) county councils; and
- (h) police authorities.

Performance indicators for education

5.—(1) The performance of the best value authorities specified in paragraph (2), in exercising their education functions, shall be measured by reference to indicators 1 to 18 in Schedule 3 to this Order.

(2) The best value authorities specified for the purposes of paragraph (1) are—

- (a) county councils;
- (b) the Council of the Isles of Scilly;
- (c) the Common Council of the City of London, in its capacity as a local authority;
- (d) London borough councils;
- (e) metropolitan district councils; and
- (f) unitary councils.

Performance indicators for social services

6.—(1) The performance of the best value authorities specified in paragraph (2), in exercising their social services, functions shall be measured by reference to indicators 1 to 14 in Schedule 4 to this Order.

(2) The best value authorities specified for the purposes of paragraph (1) are—

- (a) county councils;
- (b) the Common Council of the City of London, in its capacity as a local authority;
- (c) the Council of the Isles of Scilly;

- (d) London borough councils;
- (e) metropolitan district councils; and
- (f) unitary councils.

Performance indicators for housing and related services

7.—(1) The performance of the best value authorities specified in paragraph (2), in exercising their functions in relation to housing and housing related services, shall be measured by reference to indicators 1 to 9 in Schedule 5 to this Order.

- (2) The best value authorities specified for the purposes of paragraph (1) are—
- (a) the Common Council of the City of London, in its capacity as a local authority;
 - (b) the Council of the Isles of Scilly;
 - (c) metropolitan district councils;
 - (d) non-metropolitan district councils;
 - (e) London borough councils; and
 - (f) unitary councils.

(3) For the purposes of the indicators specified by this article “dwelling” is a building, or part of a building which forms a separate, or reasonably separate and self contained, set of premises designed to be occupied by a single household including non-permanent housing such as caravans, mobile homes and houseboats available for all year round occupation; a group of bedsits (single rooms without exclusive use of bath or toilet) sharing facilities counts as one dwelling.

Performance indicators for housing benefit and council tax benefit

8.—(1) The performance of the best value authorities specified in paragraph (2), in exercising their functions in relation to housing benefit and council tax benefit, shall be measured by reference to indicators 1 to 9 in Schedule 5, and 1 to 6 in Schedule 6 to this Order.

- (2) The best value authorities specified for the purposes of paragraph (1) are—
- (a) the Common Council of the City of London, in its capacity as a local authority;
 - (b) the Council of the Isles of Scilly;
 - (c) metropolitan district councils;
 - (d) non-metropolitan district councils;
 - (e) London borough councils; and
 - (f) unitary councils.

Performance indicators for environmental services

9.—(1) The performance of waste disposal authorities, in exercising all of their functions shall be measured by reference to indicators 1, 2, 3, 4, 5 and 7 in Schedule 7 to this Order.

(2) The performance of waste collection authorities, in exercising all of their functions shall be measured by reference to indicators 1, 2, 5, 6, 7 and 8, in Schedule 7 to this Order.

Performance standards for waste authorities

10.—(1) A waste disposal authority which achieved, in the financial year beginning with 1st April 1998—

- (a) a recycling and composting rate specified in column (1) of Part I of Schedule 8 to this Order shall, in relation to indicators 1 and 2 in Schedule 7 (taken together) meet for the financial year beginning with 1st April 2003 the standard specified in the corresponding entry in column (2) of that Part;
- (b) a recycling and composting rate specified in column (1) of Part II of that Schedule shall, in relation to indicators 1 and 2 in Schedule 7 (taken together) meet for the financial year beginning with 1st April 2005 the standard specified in the corresponding entry in column (3) of that Part.

(2) For the purposes of this article, the recycling and composting rate for an authority is that which is set out for the authority in the document published by the DETR entitled “Guidance on Municipal Waste Management Strategies”⁽⁷⁾ (published on 5th March 2001); and an authority which is stated in that document to have failed to supply to the DETR adequate details of the recycling and composting rates is treated for the purposes of—

- (a) paragraph (1)(a) of this article and Part I of Schedule 8 to this Order as having a recycling and composting rate of 16% or more; and
- (b) paragraph (1)(b) of this article and Part II of that Schedule as having a recycling and composting rate of 19% or more.

(3) For the purposes of this article “waste authority” means a waste collection or a waste disposal authority.

Performance indicators for transport

11.—(1) The performance of the best value authorities specified in paragraph (2), in exercising their transport functions, shall be measured by reference to indicators 1 to 9 in Schedule 9 to this Order.

(2) The best value authorities specified for the purposes of paragraph (1) are—

- (a) county councils;
- (b) the Common Council of the City of London, in its capacity as a local authority;
- (c) the Council of the Isles of Scilly;
- (d) unitary councils;
- (e) London borough councils; and
- (f) Transport for London.

(3) The performance of highways authorities, with the exception of inner London borough councils, in exercising their highways functions, shall, in addition to any indicators mentioned in paragraph (1), be measured by reference to indicator 7 in Schedule 9 to this Order.

(4) The performance of metropolitan district councils, in exercising their transport functions, shall be measured by reference to indicators 1 to 3 and 5 to 8 in Schedule 9 to this Order.

(5) The performance of county passenger transport authorities, in exercising their transport functions, shall be measured by reference to indicator 4 in Schedule 9 to this Order.

Performance indicators for planning

12.—(1) The performance of the best value authorities specified in paragraph (2), in exercising their planning functions, shall be measured by reference to indicators 1 to 5 in Schedule 10 to this Order.

(7) “Municipal Waste Management Strategies” is published by the DETR 5th March 2001. The document is available free of charge from: DTLR, PO Box 236, Wetherby, West Yorkshire, LS23 7NB.

- (2) The best value authorities specified for the purposes of paragraph (1) are—
- (a) the Common Council of the City of London in its capacity as a local authority;
 - (b) the Council of the Isles of Scilly;
 - (c) metropolitan district councils;
 - (d) London borough councils;
 - (e) non-metropolitan district councils; and
 - (f) unitary councils.

(3) The performance of the best value authorities specified in paragraph (4) in exercising their planning authorities shall be measured by reference to indicators 2, 3 and 5 in Schedule 10 to this Order.

- (4) The best value authorities specified for the purposes of paragraph (3) are—
- (a) county councils which are not unitary councils;
 - (b) the Broads authority; and
 - (c) National park authorities.

Performance standards for planning

13.—(1) The best value authorities specified in paragraph (2), in exercising their planning functions shall, in relation to indicator 3(a) (major applications) in Schedule 10 to this Order, meet standard 1 as specified in Schedule 11 to this Order.

- (2) The best value authorities specified for the purposes of paragraph (1) are—
- (a) Babergh District Council;
 - (b) Bath & North East Somerset Council;
 - (c) London Borough of Brent;
 - (d) Brighton and Hove City Council;
 - (e) Canterbury City Council;
 - (f) Carrick District Council;
 - (g) Chester City Council;
 - (h) Corby Borough Council;
 - (i) London Borough of Croydon;
 - (j) Dartford Borough Council;
 - (k) East Hampshire District Council;
 - (l) Epping Forest District Council;
 - (m) Epsom and Ewell Borough Council;
 - (n) Fareham District Council;
 - (o) Fenland District Council;
 - (p) Guildford Borough Council;
 - (q) Harborough District Council;
 - (r) London Borough of Havering;
 - (s) London Borough of Hillingdon;
 - (t) Royal Borough of Kensington and Chelsea;
 - (u) Royal Borough of Kingston upon Thames;

- (v) London Borough of Lambeth;
- (w) Leeds City Council;
- (x) Medway Council;
- (y) London Borough of Merton;
- (z) London Borough of Newham;
- (aa) North Somerset Council;
- (bb) North Warwickshire Borough Council;
- (cc) Oxford City Council;
- (dd) Reading Borough Council;
- (ee) Restormel Borough Council;
- (ff) London Borough of Richmond upon Thames;
- (gg) Runnymede Borough Council;
- (hh) Sevenoaks District Council;
- (ii) South Oxfordshire District Council;
- (jj) Surrey Heath Borough Council;
- (kk) Trafford Borough Council;
- (ll) Tunbridge Wells Borough Council;
- (mm) Vale of White Horse District Council;
- (nn) Watford Borough Council;
- (oo) West Berkshire Council;
- (pp) Winchester City Council;
- (qq) Royal Borough of Windsor & Maidenhead;
- (rr) Wokingham District Council; and
- (ss) Wychavon District Council.

(3) The best value authorities specified in paragraph (4), in exercising their planning functions, shall in relation to indicator 3(b) (minor applications) in Schedule 10 to this Order be required to meet standard 2 as specified in Schedule 11 to this Order.

(4) The best value authorities specified for the purposes of paragraph (3) are—

- (a) Alnwick District Council;
- (b) London Borough of Barnet;
- (c) Bromsgrove District Council;
- (d) Chichester District Council;
- (e) Christchurch Borough Council;
- (f) Corby Borough Council;
- (g) Dacorum Borough Council;
- (h) East Hampshire District Council;
- (i) Elmbridge Borough Council;
- (j) Epping Forest District Council;
- (k) Guildford Borough Council;
- (l) London Borough of Hackney;

- (m) Harborough District Council;
- (n) London Borough of Harrow;
- (o) London Borough of Havering;
- (p) London Borough of Hillingdon;
- (q) Royal Borough of Kingston upon Thames;
- (r) London Borough of Lambeth;
- (s) London Borough of Merton;
- (t) North Dorset District Council;
- (u) Oxford City Council;
- (v) Preston Borough Council;
- (w) Reading Borough Council;
- (x) Restormel Borough Council;
- (y) Rotherham Borough Council;
- (z) Rutland County Council;
- (aa) Selby District Council;
- (bb) Sevenoaks District Council;
- (cc) South Northamptonshire District Council;
- (dd) Southampton City Council;
- (ee) Stockport Borough Council;
- (ff) Test Valley Borough Council;
- (gg) Three Rivers District Council;
- (hh) Trafford Borough Council;
- (ii) Watford Borough Council;
- (jj) West Berkshire Council;
- (kk) Winchester City Council;
- (ll) Royal Borough of Windsor & Maidenhead;
- (mm) Wokingham District Council; and
- (nn) Wychavon District Council.

(5) The best value authorities specified in paragraph (6), in exercising their planning functions, shall in relation to indicator 3(c) (other applications) in Schedule 10 to this Order be required to meet standard 3 as specified in Schedule 11 to this Order.

(6) The best value authorities specified for the purposes of paragraph (5) are—

- (a) Alnwick District Council;
- (b) London Borough of Barnet;
- (c) Bournemouth Borough Council;
- (d) Bromsgrove District Council;
- (e) Christchurch Borough Council;
- (f) Corby Borough Council;
- (g) Craven District Council;
- (h) Dacorum Borough Council;

- (i) East Hampshire District Council;
- (j) Epping Forest District Council;
- (k) Guildford Borough Council;
- (l) London Borough of Hackney;
- (m) Harborough District Council;
- (n) London Borough of Harrow;
- (o) Herefordshire Council;
- (p) London Borough of Hillingdon;
- (q) London Borough of Hounslow;
- (r) London Borough of Islington;
- (s) Royal Borough of Kensington and Chelsea;
- (t) Royal Borough of Kingston upon Thames;
- (u) London Borough of Lambeth;
- (v) Lichfield District Council;
- (w) London Borough of Merton;
- (x) Mid Devon District Council;
- (y) North Wiltshire District Council;
- (z) Northumberland National Park;
- (aa) Oxford City Council;
- (bb) Preston Borough Council;
- (cc) Reading Borough Council;
- (dd) Restormel Borough Council;
- (ee) Rutland County Council;
- (ff) Sevenoaks District Council;
- (gg) South Northamptonshire District Council;
- (hh) Southampton City Council;
- (ii) Teesdale District Council;
- (jj) Tendring District Council;
- (kk) Test Valley Borough Council;
- (ll) Tewkesbury Borough Council;
- (mm) Trafford Borough Council;
- (mn) Vale Royal Borough Council;
- (oo) Watford Borough Council;
- (pp) Wellingborough Borough Council;
- (qq) West Berkshire Council;
- (rr) Royal Borough of Windsor & Maidenhead;
- (ss) Wokingham District Council; and
- (tt) Wychavon District Council.

(7) For the purposes of paragraphs (4) and (6), in relation to those authorities specified in paragraph (8), planning applications for which the authority has responsibility but which are in respect of development in a National park, are excluded.

- (8) The best value authorities specified for the purposes of paragraph (7) are—
- (a) Alnwick District Council;
 - (b) Craven District Council; and
 - (c) Mid Devon District Council.

Performance indicators for Environmental Health and Trading Standards

14.—(1) The performance of the best value authorities specified in paragraph (2), in exercising their environmental health and trading standards functions, shall be measured by reference to the indicator contained in Schedule 12 to this order.

- (2) The best value authorities specified for the purpose of paragraph (1) are—
- (a) county councils;
 - (b) the Common Council of the City of London, in its capacity as a local authority;
 - (c) the Council of the Isles of Scilly;
 - (d) London borough councils;
 - (e) metropolitan district councils;
 - (f) non-metropolitan district councils; and
 - (g) unitary councils.

Performance indicators for cultural and related services

15.—(1) The performance of the best value authorities specified in paragraph (2), in exercising their functions in relation to cultural and related services, shall be measured by reference to indicators 1 to 4 in Schedule 13 to this Order.

- (2) The best value authorities specified for the purposes of paragraph (1) are—
- (a) county councils;
 - (b) the Common Council of the City of London, in its capacity as a local authority;
 - (c) London borough councils;
 - (d) metropolitan district councils;
 - (e) unitary councils; and
 - (f) the Council of the Isles of Scilly.

(2) The performance of non-metropolitan district councils, in exercising their functions in relation to cultural and related services, shall be measured by reference to indicator 1 in Schedule 13 to this Order.

(4) The performance of the Greater London Authority, in exercising those of its functions which are exercised through the Mayor, in relation to cultural and related services, shall be measured by reference to indicator 1 in Schedule 13 to this Order.

Performance indicators for fire services

16. The performance of fire authorities, in exercising their functions in respect of the provision of fire services, shall be measured by reference to indicators 1 to 11 in Schedule 14 to this Order.

Performance indicators for community legal services

17.—(1) The performance of the best value authorities specified in paragraph (2), in exercising their functions in relation to community legal services, shall be measured by reference to the indicator in Schedule 15 to this Order.

(2) The best value authorities specified for the purposes of paragraph (1) are—

- (a) county councils;
- (b) the Common Council of the City of London, in its capacity as a local authority;
- (c) the Council of the Isles of Scilly;
- (d) London borough councils;
- (e) metropolitan district councils;
- (f) non-metropolitan district councils; and
- (g) unitary councils.

Revocation

18. The Local Government (Best Value) Performance Indicators and Performance Standards Order 2001(8) is hereby revoked.

Signed by authority of the Secretary of State

Alan Whitehead
Parliamentary Under Secretary of State,
Department of Transport, Local Government and
the Regions

Dated this 8th day of March 2002

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE 1

Article 3

GENERAL CORPORATE HEALTH PERFORMANCE INDICATORS

| Indicator Number | Description of indicator |
|------------------|---|
| 1 | The establishment of a timetable for the preparation of a community strategy ⁽⁹⁾ . |
| 2 | The level (if any) of the Commission for Racial Equality's standard for local government to which the authority conforms ⁽¹⁰⁾ . |
| 3 | The percentage of authority buildings open to the public in which all areas are suitable for and accessible to disabled people. |
| 4 | The number of types of transactions that can be delivered electronically as a percentage of the types of transactions for which electronic delivery is legally permissible. |
| 5 | The percentage of invoices for commercial goods and services which were paid by the authority within 30 days of such invoices being received by the authority. |
| 6 | The percentage of Council Tax collected. |
| 7 | The percentage of non-domestic rates due for the financial year that were received by the authority. |
| 8 | <p>(a) (a) The percentage of top five percent of earners that are women.</p> <p>(b) The percentage of top five percent of earners that come from minority ethnic communities.</p> |
| 9 | The average number of working days or shifts lost due to sickness absence. |
| 10 | The percentage of employees retiring early (excluding ill-health retirements) as a percentage of the total work force. |
| 11 | The percentage of employees retiring on grounds of ill health as a percentage of the total workforce. |
| 12 | The percentage of employees declaring that they meet the Disability Discrimination Act 1995 ⁽¹¹⁾ disability definition within |

⁽⁹⁾ See section 4 of the Local Government Act 2000 c. 22 of 2000.

⁽¹⁰⁾ "Auditing Council Performance against the Commission for Racial Equality's standard for Local Government—Racial Equality means Quality" compiled by Stella Dadzie and produced in association with the London Borough of Hammersmith and Fulham (1990) 112pp ISBN 1 85442 168 9. "Racial equality means Quality—a standard for racial equality for local government" (Revised 1998), England and Wales, 48pp ISBN 185442 161.

⁽¹¹⁾ 1995 c. 50. For the definition of "disability" see section 1.

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| Indicator Number | Description of indicator |
|-------------------------|---|
| 13 | the authority workforce compared with the percentage of the economically active disabled people in the authority's area. The percentage of employees from minority ethnic communities within the authority's workforce compared with the percentage of economically active minority ethnic community population in the authority's area. |
| 14 | (a) (a) Energy consumption in the authority's operational buildings, compared with comparable United Kingdom buildings; and (b) average lamp circuit wattage, compared with average consumption wattage by similar authorities in the United Kingdom. |

SCHEDULE 2

Article 4

COMMUNITY SAFETY PERFORMANCE INDICATORS

| Indicator Number | Description of Indicator |
|-------------------------|--|
| 1 | Domestic burglaries per 1,000 households and percentage detected. |
| 2 | Violent crimes per 1,000 population and percentage detected, broken down to show— (a) violent offences committed by a stranger per 1,000 population; (b) violent offences committed in a public place per 1,000 population; (c) violent offences committed in connection with licensed premises per 1,000 population; (d) violent offences committed under the influence of an intoxicating substance per 1,000 population; and (e) in respect of local authorities and police authorities in Greater Manchester, Merseyside, Metropolitan, West Midlands and West Yorkshire only, robberies per 1,000 population and percentages of these that are detected. |
| 3 | Vehicle crimes per 1,000 population and percentage detected. |
| 4 | (a) (a) The percentage of residents surveyed who said that they feel |

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| Indicator Number | Description of Indicator |
|-------------------------|---|
| | “fairly safe” or “very safe” after dark whilst outside in the local authority area |
| | (b) (b) the percentage of residents surveyed who said that they feel “fairly safe” or “very safe” during the day whilst outside in the local authority’s area |
| 5 | The number of racial incidents recorded by the authority per 100,000 population. |
| 6 | The percentage of recorded racial incidents that resulted in further action. |
| 7 | The number of domestic violence refuge places per 10,000 population which are provided or supported by the authority. |

SCHEDULE 3

Article 5

EDUCATION PERFORMANCE INDICATORS

| Indicator Number | Description of indicator |
|-------------------------|---|
| 1 | Youth Service expenditure per head of population in the Youth Service target age range. |
| 2 | The percentage of primary schools with 25% or more of their places unfilled. |
| 3 | The percentage of secondary schools with 25% or more of their places unfilled. |
| 4 | The expenditure per pupil in local education authority schools in respect of primary pupils aged five and over. |
| 5 | The expenditure per pupil in local education authority schools in respect of secondary pupils aged under sixteen. |
| 6 | The percentage of three-year-olds receiving a good quality, free, early years education place in the voluntary, private or maintained sectors. |
| 7 | The percentage of fifteen year old pupils in schools maintained by the local education authority achieving five or more GCSEs at grades A*–C or equivalent. |
| 8 | The percentage of fifteen year old pupils in schools maintained by the local education |

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| Indicator Number | Description of indicator |
|------------------|--|
| 9 | <p>authority achieving one or more GCSEs at grades A*–G or equivalent.</p> <p>The percentage of pupils in schools maintained by the local education authority achieving Level 4 or above in the Key Stage 2 Mathematics test.</p> |
| 10 | <p>The percentage of pupils in schools maintained by the local education authority achieving Level 4 or above in the Key Stage 2 English test.</p> |
| 11 | <p>The percentage of statements of special educational need issued by the authority in a financial year and prepared within 18 weeks—</p> <ul style="list-style-type: none"> (a) excluding exception cases; and (b) including those affected by “exceptions to the rule” under Special Educational Needs code of practice(12). |
| 12 | <p>The number of pupils permanently excluded during the year from all schools maintained by the local education authority per 1,000 pupils at all maintained schools.</p> |
| 13 | <p>The percentage of half days missed due to unauthorised absence in primary schools maintained by the local education authority.</p> |
| 14 | <p>The percentage of half days missed due to unauthorised absence in secondary schools maintained by the local education authority.</p> |
| 15 | <p>The percentage of schools maintained by the local education authority subject to special measures as referred to in section 13(9) of the School Inspections Act 1996(13).</p> |
| 16 | <p>The percentage of permanently excluded pupils attending alternative tuition of—</p> <ul style="list-style-type: none"> (a) under 10 hours; (b) 10–19 hours; (c) full time 20–24 hours; or (d) full time 25 hours or more. |
| 17 | <p>Percentage of 14 year old pupils in schools maintained by the Local Education Authority achieving level 5 or above in key stage 3 test in—</p> <ul style="list-style-type: none"> (a) English; (b) Maths; and |

(12) The code came into force on 1st January 2002. A copy of the code can be obtained from the Department for Education and Skills.

(13) 1996 c. 57.

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| Indicator Number | Description of indicator |
|-------------------------|--|
| 18 | (c) Science. Expenditure per pupil in local education authority schools in respect of nursery and primary pupils aged under five years. |

SCHEDULE 4

Article 6

SOCIAL SERVICES PERFORMANCE INDICATORS

| Indicator Number | Description of indicator |
|-------------------------|---|
| 1 | The stability of placements of children looked after by the authority by reference to the percentage of children looked after on 31st March in any year with three or more placements during the year. |
| 2 | Educational qualifications of children looked after by the authority by reference to the percentage of young people leaving care aged sixteen or over with at least 1 GCSE at grades A*-G, or General National Vocational Qualification (GNVQ). |
| 3 | The percentage of those young people who were looked after by the authority on 1st April in their seventeenth year (aged sixteen), who were engaged in education, training or employment at the age of nineteen. |
| 4 | Costs of services for children looked after by the authority by reference to the gross weekly expenditure per looked-after child in foster care or in a children's home. |
| 5 | Cost of intensive social care for adults and older people by reference to the average gross weekly cost of providing care for adults and elderly people. |
| 6 | Intensive home care per 1,000 population aged sixty five or over. |
| 7 | Older people (aged sixty five or over) helped to live at home per 1,000 population aged sixty five or over. |
| 8 | The percentage of child protection cases which should have been reviewed during the year that actually were reviewed. |
| 9 | The number of looked after children adopted during the year as a percentage of the number of children looked after at 31st March who had |

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

| Indicator Number | Description of indicator |
|-------------------------|---|
| | been looked after for 6 months or more at that date. |
| 10 | Clients receiving a Scheduled review as a percentage of adult clients receiving a service. |
| 11 | The percentage of items of equipment costing less than £1,000 delivered within three weeks. |
| 12 | The percentage of people receiving a statement of their needs and how they will be met. |
| 13 | The number of users who said they were satisfied with the help they received from social services. |
| 14 | The number of users who said that if they asked for changes to be made to the service that those changes were made. |

SCHEDULE 5

Article 7

HOUSING PERFORMANCE INDICATORS

| Indicator Number | Description of indicator |
|-------------------------|---|
| 1 | The proportion of unfit private sector dwellings made fit or demolished as a direct result of action by the local authority. |
| 2 | Energy Efficiency; the average “Standard Assessment Procedure (SAP)” rating of local authority owned dwellings (the procedure for determining SAP ratings is described in the document entitled “Government’s Standard Assessment Procedure for Energy Rating of Dwellings” (1998 edition)(14). |
| 3 | The proportion of private sector dwellings that are returned into occupation or demolished during the financial year beginning April 1st 2002 as a result of action by the local authority. |
| 4 | Local authority rent collection and arrears; proportion of rent collected. |
| 5 | Satisfaction of local authority tenants with overall service of the landlord, with results broken down by— (a) black and minority ethnic tenants; and (b) other tenants. |

(14) This document can be obtained free of charge from: The Enquiries Bureau, Building Research Establishment, Garston, Watford WD2 7RJ.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

| Indicator Number | Description of indicator |
|------------------|--|
| 6 | Average length of stay in— (a) bed and breakfast accommodation; and (b) hostel accommodation, of households which include dependent children or pregnant women and which are unintentionally homeless and in priority need. |
| 7 | Proportion of local authority homes, which are: (a) non decent as at April 1st 2002; and (b) change in proportion of non decent homes between 1st April 2002 and 1st April 2003. |
| 8 | The percentage of responsive (but not emergency) repair jobs, for which during the year 1st April 2002 to 1st April 2003, the authority made and kept an appointment. |
| 9 | Whether the authority follow the Commission for Racial Equality “Code of Practice in Rented Housing”, published in 1995(15). |

SCHEDULE 6

Article 4

HOUSING BENEFIT AND COUNCIL TAX BENEFIT PERFORMANCE INDICATORS

| Indicator Number | Description of indicator |
|------------------|---|
| 1 | Security: whether the authority has a written and pro-active strategy for combating fraud and error which embraces specified initiatives including those sponsored by the Department for Work and Pensions, which is communicated regularly to all staff. |
| 2 | The speed of processing; the average time for processing new claims. |
| 3 | The speed of processing; the average time for processing notifications of changes of circumstances. |
| 4 | The speed of processing; the percentage of renewal claims processed on time. |
| 5 | The accuracy of processing; |

(15) The document entitled “Race Relations Code of Practice in Rented Housing, for the elimination of racial discrimination and the promotion of equal opportunities” is available from: Central Books, 99 Wallace Road, London E9 5LN. The latest version was published in 1995 (ISBN number 1-85442-034-8).

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| Indicator Number | Description of indicator |
|-------------------------|---|
| 6 | <p>the percentage of cases for which the calculation of the amount of benefit due was correct on the basis of the information available for the determination for a sample of cases checked post-determination.</p> <p>The accuracy of processing;</p> <p>the percentage of recoverable overpayments (excluding Council Tax Benefit) that were recovered in the year.</p> |

SCHEDULE 7

Article 9

ENVIRONMENTAL INDICATORS

| Indicator Number | Description of indicator |
|-------------------------|--|
| 1 | The percentage of the total tonnage of household waste arisings which have been sent by the authority for recycling. |
| 2 | The percentage of the total tonnage of household waste arisings which have been sent by the authority for composting. |
| 3 | The percentage of the total tonnage of household waste arisings which have been used to recover heat, power and other energy sources. |
| 4 | The percentage of the total tonnage of household waste arisings which have been land-filled. |
| 5 | The number of kilograms of household waste collected per head. |
| 6 | The cost of waste collection per household. |
| 7 | The cost of waste disposal per tonne for municipal waste. |
| 8 | The percentage of population resident in the authority's area which are served by a kerbside collection of recyclables or within 1 kilometre radius of a recycling centre. |

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SCHEDULE 8

Article 10

WASTE PERFORMANCE STANDARDS

Part 1

Financial year 2003/2004

| Column (1) Authority's 1998/1999 recycling and composting rate | Column (2) 2003/2004 standard |
|---|---|
| 5% or less | At least 10% of waste collected is sent for recycling or composting. |
| More than 5% but less than 16% | The percentage of household waste sent for recycling or composting is at least double that achieved for the financial year beginning with April 1st 1998. |
| 16% or more(16) | At least 33% of household waste collected is sent for recycling or composting. |

Part 2

Financial year 2005/2006

| Column (1) Authority's 1998/1999 recycling and composting rate | Column (2) 2005/2006 standard |
|---|--|
| 6% or less | At least 18% of household waste collected, is sent by the authority for recycling or composting. |
| More than 6% but less than 13% | The percentage of household waste sent by the authority for recycling or composting (calculated in accordance with indicators 1 and 2 in Schedule 7) of at least treble that achieved for the financial year that commenced on the 1st April 1998. |
| 13% or more but less than 19% | At least 36% of household waste collected, is sent by the authority for recycling or composting (calculated in accordance with indicators 1 and 2 in Schedule 7). |
| 19% or more | At least 40% of household waste collected, is sent by the authority for recycling or composting (calculated in accordance with indicators 1 and 2 in Schedule 7). |

(16) Including the authorities for which adequate details were not supplied—see article 10(2).

SCHEDULE 9

Article 11

TRANSPORT PERFORMANCE INDICATORS

| Indicator Number | Description of indicator |
|-------------------------|---|
| 1 | The condition of principal roads. |
| 2 | The condition of non-principal roads. |
| 3 | Road safety: The number of road accident casualties per 100,000 population broken down by— (a) nature of the casualties; and (b) road user type. |
| 4 | Local bus services (passenger journeys per year). |
| 5 | Roads not needing major repair— (a) the percentage of the principal road network where major structural treatment is not considered necessary divided by the authority's average structural expenditure per kilometre on the principal road network over the past three years; and (b) the percentage of the non-principal road network where major structural treatment is not considered necessary divided by the authority's average structural expenditure per kilometre on the non-principal road network over the past three years. |
| 6 | The percentage of pedestrian crossings with facilities for disabled people. |
| 7 | The percentage of total length of footpaths and other rights of way which were easy to use by members of the public. |
| 8 | Condition of footway. |
| 9 | The number of days of temporary traffic controls or road closure on traffic sensitive roads caused by road works, per kilometre, on those roads. |

SCHEDULE 10

Article 12

PLANNING PERFORMANCE INDICATORS

| Indicator Number | Description of indicator |
|-------------------------|---|
| 1 | The percentage of new homes built on previously developed land. |

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| Indicator Number | Description of indicator |
|-------------------------|--|
| 2 | Planning cost per head of population. |
| 3 | The percentage of applications determined in line with the governments new development control targets(17) to determine— (a) the percentage of major applications determined within 13 weeks; (b) the percentage of minor applications determined within 8 weeks; and (c) the percentage of other applications determined within 8 weeks. |
| 4 | The percentage of standard searches carried out in 10 working days or less. |
| 5 | The number of decisions delegated to officers as a percentage of all decisions. |

SCHEDULE 11

Article 13

PLANNING STANDARDS

| Indicator Number | Description of indicator |
|-------------------------|---|
| 1 | That forty five percent of major applications must be determined within thirteen weeks. |
| 2 | That fifty per cent of minor applications must be determined within eight weeks. |
| 3 | That sixty five percent of other applications must be determined within eight weeks. |

SCHEDULE 12

Article 14

ENVIRONMENTAL HEALTH AND TRADING STANDARDS PERFORMANCE INDICATOR

Score against a checklist of enforcement best practice for environmental health and trading standards, as set out in the document published in December 2000 by DETR entitled “Best Value Performance Indicators 2001/2002”(18).

- (17) These can be found in pages 11 to 13 of chapter 1 of the Department for Transport, Local Government and the Regions (DTLR) consultation paper on Best Value Performance indicators (published in November 2001). This is available free of charge from: DTLR, Free Literature, PO Box number 236, Wetherby, LS23 7NB.
- (18) The checklist is to be found on pages 84 to 86 of this document which is available free of charge from: DTLR, Free Literature, PO Box number 236, Wetherby, LS23 7NB.

SCHEDULE 13

Article 15

CULTURAL AND RELATED SERVICES PERFORMANCE INDICATORS

| Indicator Number | Description of indicator |
|-------------------------|---|
| 1 | The adoption by the authority of a local cultural strategy. |
| 2 | The cost per physical visit to public libraries. |
| 3 | The number of physical visits per 1,000 population to public library premises. |
| 4 | <ul style="list-style-type: none"> (a) (a) The number of visits to/usages' of museums per 1,000 population; (b) the number of those visits that were in person per 1,000 population; and (c) the number of pupil visiting museums and galleries in organised school trips. |

SCHEDULE 14

Article 16

FIRE SERVICES PERFORMANCE INDICATORS

| Indicator Number | Description of indicator |
|-------------------------|--|
| 1 | <p>The number of calls to fire attended:</p> <ul style="list-style-type: none"> (i) total calls (excluding false alarms) per 10,000 population; (ii) primary fires per 10,000 population; and (iii) accidental fires in dwellings per 10,000 dwellings. |
| 2 | <p>The number of—</p> <ul style="list-style-type: none"> (i) deaths; and (ii) injuries (excluding precautionary checks), arising from accidental fires in dwellings per 100,000 population. |
| 3 | Accidental fire in dwellings confined to room of origin in major cities and classified as “A risk” according to the categories set out in Fire Service Circular 4/1985(19). |
| 4 | Accidental fire in dwellings confined to room of origin in smaller cities/larger towns and classified as “B risk” according to the |

(19) The categories of fire risk “A”, “B”, “C” and “D” are determined by reference to the type of property which predominates in an area. The basis of these risk categories is set out in Fire Service Circular 4/1985, issued to fire authorities by the Home Office on 22 May 1985.

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| Indicator Number | Description of indicator |
|-------------------------|--|
| | categories set out in Fire Service Circular 4/1985. |
| 5 | Accidental fire in dwellings confined to room of origin in smaller towns and urban residential areas and classified as “C risk” according to the categories set out in Fire Service Circular 4/1985. |
| 6 | Accidental fire in dwellings confined to room of origin in rural village areas and classified as “D risk”. |
| 7 | The percentage of calls to fires at which national standards for attendance were met. |
| 8 | The number of calls to malicious false alarms per 1,000 population. |
| 9 | The average time taken by fire authorities to issue fire safety certificates. |
| 10 | False alarms caused by automatic fire detection apparatus per 1,000 non-domestic properties. |
| 11 | Expenditure per head of population on the provision of fire and rescue services. |

SCHEDULE 15

Article 17

COMMUNITY LEGAL SERVICE PERFORMANCE INDICATOR

| Description of indicator |
|---|
| Whether the authority is part of a Community Legal Service Partnership. |

EXPLANATORY NOTE

(This note is not part of the Order)

Part I of the Local Government Act 1999 imposes requirements on local authorities and other authorities (the best value authorities listed in section 1 of that Act) relating to economy, efficiency and effectiveness in exercise of their functions (Best Value). Section 4(1) of that Act confers a power on the Secretary of State to specify by Order best value performance indicators and standards. This Order specifies performance indicators by reference to which a best value authority’s performance in exercising functions can be measured. The Order also specifies standards in respect of particular functions and particular best value authorities.

The performance indicators specified in this Order apply in respect to the best value authorities specified in articles 3 to 9, 11 and 14 to 16 of the Order and in relation to authorities specified in those articles.

The performance standards specified in this Order apply in respect to the best value authorities specified in articles 10 and 13 and in relation to the best value authorities specified in those articles.

Article 3 and Schedule 1 to the Order refer to general indicators which apply in respect of all the functions of best value authorities listed in that Article.

Article 4 and Schedule 2 to the Order refer to community safety indicators which apply to the best value authorities specified in that Article in relation to their community safety function.

Article 5 and Schedule 3 to the Order refer to education indicators which apply to the authorities listed in that article in relation to their education function.

Article 6 and Schedule 4 to the Order refer to social services indicators which apply to the authorities listed in that article in relation to their social services function.

Article 7 and Schedule 5 refer to housing and related services which applies to the authorities listed in that article in relation to their housing function.

Article 8 and Schedule 6 to the Order refer to housing benefit and council tax benefit indicators which apply to the authorities listed in that article in relation to their housing benefit and council tax benefit function.

Article 9 and Schedule 7 to the Order refer to environmental services indicators which apply to the authorities listed in that article in relation to their environmental services function.

Article 10 and Schedule 8 to the Order refer to waste standards which apply to the authorities listed in that article in relation to their waste function.

Article 11 and Schedule 9 to the Order refer to transport indicators which apply to the authorities listed in that article in relation to their transport function.

Article 12 and Schedule 10 to the Order refer to planning indicators which apply to the authorities listed in that article in relation to their planning function.

Article 13 and Schedule 11 to the Order refer to planning standards which apply to the authorities listed in that article in relation to their planning function.

Article 14 and Schedule 12 to the Order refer to Environmental Health and Trading Standards indicators which apply to the authorities listed in that article in relation to their Environmental Health and Trading Standards function.

Article 15 and Schedule 13 to the Order refer to cultural services indicators which apply to the authorities listed in that article in relation to their cultural services function.

Article 16 and Schedule 15 to the Order refer to fire services indicators which apply to fire authorities in England and Wales.

Article 17 and Schedule 16 to the Order refer to a community legal service indicator which applies to the authorities listed in that article in relation to their community legal services function.

This Order refers to a number of documents which are relevant to the various performance indicators and performance standards. Details of how to obtain copies of those documents are set out below.

Article 10 to the Order

“Municipal Waste Management Strategies” was published by the DETR (1st March 2001). The document is available free of charge from DTLR, Free Publications, PO Box 236, Wetherby, West Yorkshire, LS23 7NB. The document is also available at; www.defra.gov.uk.

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Schedule 1 to the Order

“Auditing Council Performance against the commission for Racial Equality’s Standard for local government—Racial equality means quality” compiled by Stella Dadzie and produced in association with the London Borough of Hammersmith and Fulham (1999) 112pp ISBN 1 85442 168 9. Cost £10. Copies can be obtained from Central Books, 99 Wallis Road, London E9 5LN, UK, telephone 0208 986 5488.

“Racial Equality means quality—a standard for racial equality for local government” (Revised 1998), England and Wales, 48pp ISBN 185442 161; cost £10. Copies can be obtained from Central Books, 99 Wallis Road, London E9 5LN, UK, telephone 0208 986 5448.

Schedule 3 to the Order

“The Special Educational Needs Code of Practice” can be obtained from the Department for Education and Skills by telephoning 0845 602 2260, quoting reference number 581/2001. It is also available at; www.dfes.gov.uk/sen.

Schedules 10 and 12 to the Order

“Best Value Performance Indicators 2001/2002” was published by the DETR (January 2001) and is available, free of charge, from DTLR Free Publications, PO Box 236, Wetherby, West Yorkshire, LS23 7NB. The document is also available at; www.dtlr.gov.uk.

Schedule 5 to the Order

“Government’s Standard Assessment Procedure for Energy Rating of Dwellings”, 1988 Edition. Copies can be obtained, free of charge, from the Enquiries Bureau, Building Research Establishment, Garston, Watford WD2 7JR.

Schedule 5 to the Order

“Race Relations Code of Practice in Rented Housing, for the elimination of discrimination and the promotion of equal opportunities” is available; cost £2.50 from; Central Books, 99 Wallis Road, London E9 5LN.

Schedule 10 to the Order

The “DETR consultation paper on Best Value Performance Indicators” was published in November 2001. This document is available free of charge from DTLR free publications, PO Box 236, Wetherby, West Yorkshire, LS23 7NB. The document is also available at; www.dtlr.gov.uk.

Schedule 14 to the Order

“Fire Service Circular 1985”, issued to fire authorities by the Home Office on 22 May 1985. Copies can be obtained, free of charge, from the Home Office, Room 636, Horseferry House, Dean Ryle Street, London.