

Decisions of the Meeting of Council held on Tuesday 8 December 2015

These decisions are published for information in
advance of the publication of the Minutes

DECISIONS:

1. PETITIONS

Leeds Road/Barkerend Road, Bradford – Speed Cameras

Resolved –

That the petition be referred to Bradford East Area Committee.

Thornton View Road, Clayton – Adoption and resurfacing

Resolved –

That the petition be referred to Bradford West Area Committee.

Queensbury Smelly Wagons – Transportation of animal by-products

Resolved –

That the petition be referred to the Environment and Waste Management Overview and Scrutiny Committee.

ACTION: *Assistant City Solicitor (referral to Committees)*

2. MEMBERSHIP OF COMMITTEES

Resolved –

- (1) That Councillor Salam be appointed to the Bradford East Area Committee in place of Councillor Fear and Councillor Fear be an alternate.
- (2) That Councillor Cromie be appointed to the Bradford South Area Committee in place of Councillor Robinson.
- (3) That Councillor Sykes be appointed to the Bradford West Area Committee in place of Councillor Dunbar and Councillor Dunbar be an alternate.
- (4) That Councillor Morris be appointed to the Keighley Area Committee in place of Councillor Pullen and Councillor Pullen be an alternate.



- (5) That Councillor Hawarun Hussain be appointed to the Shipley Area Committee in place of Councillor Greenwood and Councillor Greenwood be an alternate.
- (6) That the appointment of Tina Wildy as a non-voting co-opted Health representative on the Children's Services Overview and Scrutiny Committee for the remainder of the 2015/16 Municipal Year be confirmed.
- (7) That the appointment of G Sam Samociuk, former Mental Health Nursing Lecturer, as a non-voting co-opted representative on the Health and Social Care Overview and Scrutiny Committee for the remainder of the 2015/16 Municipal Year be confirmed.

ACTION: *City Solicitor*

3. RECOMMENDATION FROM THE EXECUTIVE – BRADFORD DISTRICT COMMUNITY INFRASTRUCTURE LEVY (CIL) – DRAFT CHARGING SCHEDULE

Resolved-

- (1) That the Community Infrastructure Levy Draft Charging Schedule in Appendix 1 to Executive Document "AF" be approved in line with Option 2 as set out in Executive Document "AF".
- (2) That the Draft Community Infrastructure Levy (CIL) Charging Schedule be approved for the purposes of submission to the Secretary of State for independent examination.
- (3) That prior to submission, the Draft Community Infrastructure Levy (CIL) Charging Schedule is issued for formal representations for a period of 6 weeks.
- (4) That the Assistant Director Planning Transportation and Highways in consultation with the relevant portfolio holder be authorised to make minor amendments of redrafting or of a similar nature as may be necessary prior to formal publication for representations of the Draft Community Infrastructure Levy (CIL) Charging Schedule.
- (5) That delegated authority be given to the Assistant Director Planning Transportation and Highways in consultation with the relevant portfolio holder to make minor amendments of redrafting or of a similar nature before submitting the Draft Community Infrastructure Levy (CIL) Charging Schedule to the Secretary of State once the 6 week period for representations has been completed.

ACTION: *Strategic Director Regeneration*

4. RECOMMENDATION FROM THE LICENSING COMMITTEE – STATEMENT OF LICENSING PRINCIPLES FOR THE DISTRICT

Resolved-

- (1) That Appendix 1 to Licensing Committee Document "E" be adopted and published as the District's Statement of Licensing Principles pursuant to the Gambling Act 2005.



- (2) That the Assistant Director Environmental and Regulatory Services be given delegated authority to approve any necessary amendments of a minor or drafting nature prior to formal publication.

ACTION: *Strategic Director Environment and Sport*

5. **RECOMMENDATION FROM THE GOVERNANCE AND AUDIT COMMITTEE – ANNUAL TREASURY MANAGEMENT REPORT 2014/15**

Resolved-

That the Annual Treasury Management Report 2014/15 be adopted.

ACTION: *Director of Finance*

6. **RECOMMENDATION FROM THE GOVERNANCE AND AUDIT COMMITTEE – TREASURY MANAGEMENT MID YEAR REVIEW UP TO 31 AUGUST 2015**

Resolved-

That the changes to the Treasury Policy set out in section 2.8.6 of Governance and Audit Committee Document “W” be adopted.

ACTION: *Director of Finance*

7. **RECOMMENDATION FROM THE GOVERNANCE AND AUDIT COMMITTEE – PROPOSED AMENDMENTS TO THE CONSTITUTION – CHAIRS OF AREA COMMITTEES**

Resolved-

That the proposed amendments to the constitution set out in paragraph 3 of Governance and Audit Committee Document “Z” be adopted subject to the notification in writing to the City Solicitor being amended so that it states 7 working days rather than 5.

ACTION: *City Solicitor*

8. **RECOMMENDATION FROM THE GOVERNANCE AND AUDIT COMMITTEE – PROPOSED AMENDMENTS TO THE CONSTITUTION – REPORT OF THE LEADER OF COUNCIL**

Resolved-

That the amendments to the Constitution as detailed in Governance and Audit Committee Document “AC” be adopted with the addition that the Leader’s written report be circulated to Members prior to the Council Meeting.

ACTION: *City Solicitor*



9. **RECOMMENDATION FROM THE EXECUTIVE – COUNCIL TAX REDUCTION 2016/17**

Resolved-

That the amendments set out in paragraph 3.1 of Executive Document “A1” to the current scheme (Option 2) to form the Council Tax Support scheme for 2016/17 be approved; and that the Director of Finance be instructed to implement the revised scheme for 1 April 2016 and is delegated to make minor amendments.

ACTION: *Director of Finance*

10. **BRADFORD MARATHON**

Resolved-

This Council notes the increasing popularity of running for health and recreation, and the success of the Bradford City Runs and the Epilepsy Action 10k.

This Council notes the iconic status of the Marathon as an event, and the benefits it has brought to cities that hold a Marathon.

The Council has already been in talks with an independent third party with extensive experience in organising marathons and half marathons about the potential for holding a joint event with Leeds however it has not been possible to identify an appropriate route.

The Council continues to be open to the idea of a Bradford Marathon and therefore requests the Strategic Director for Environment and Sport to prepare a report into the costs, benefits and feasibility of holding a Marathon in the District.

ACTION: *Strategic Director Environment and Sport*

11. **PRIVATE RENTED HOUSING**

Resolved-

Council notes its previous decision to reject a bureaucrat and expensive mandatory register of private landlords.

Council supports measures in the Housing and Planning Bill intended to respond to concerns about rogue landlords and the enforcement of housing standards.

Council recognises the pressure on its housing enforcement service resulting from the increase in private rented housing and congratulates officers on their continued efforts to maintain high standards in Bradford’s housing.

Council believes that in a low rent market like Bradford directly increasing costs to landlords, acts to reduce standards and that those costs would fall on the tenant not the landlord.

ACTION: *Strategic Director Regeneration*



12. EDUCATION

Resolved-

This Council believes we should explore all options in the pursuit of raising the achievement and attainment of children in the District.

The Council notes that the District has a challenging overarching target for every school to be good or outstanding by 2018 which will only be achieved with an unrelenting focus on driving improvements in educational attainment.

The Council recognises that its Ofsted approved action plan for school improvement has been informed by a cross-section of expertise, advice and best practice and focuses on four key drivers:

- Improving the quality of leadership, including governance, across all schools and settings.
- Improving the school readiness of children.
- Improving teaching and learning and raising levels of literacy across all phases of education.
- Raising the attainment of under-performing groups and narrowing the attainment gap.

The Council recognises that unnecessary school closures can have a detrimental impact on the attainment of children and young people and that this is among the issues covered by its efforts to drive improvements in leadership and governance.

The Council reiterates its commitment to ensuring that the drivers of improved attainment identified in its School Improvement Plan should continue to be the ongoing focus of its attention, resources and activity.

ACTION: *Strategic Director Children's Services*

13. ENFORCEMENT CAMERAS

Resolved-

The Council notes:

- (1) The priority that it continues to afford to reducing accidents and saving lives on the District's roads including its continuing support for road safety activity following the Government's cutting of its Road Safety Grant in its entirety.
- (2) That because the primary purpose of cameras is casualty reduction, the installation and deployment of fixed cameras including red light cameras is subject to clear safety criteria agreed by the West Yorkshire Casualty Reduction Partnership.
- (3) That bus lane cameras account for just 14% of the District's fixed and mobile cameras and that there is evidence that bus lane cameras reduce the numbers of collisions and contribute to improved road safety.

The Council resolves to continue working together with other members of the West Yorkshire Casualty Reduction Partnership to ensure that Bradford District deploys fixed and mobile cameras in those locations where it can be demonstrated that they will be most



effective in reducing casualties.

ACTION: *Strategic Director Regeneration*

14. CONSULTATIONS

Resolved-

Council notes:

- (1) Its obligations to consult with the public on a wide range of decisions, policies and strategies.
- (2) That its desire to seek and understand the views of others lead it to also carry out consultation that goes beyond its formal and legal obligations.
- (3) That existing approaches to consultation take many forms including the extensive use of social media in addition to traditional methods.
- (4) That the Council's Press and Communications services uses Plain English Society guidance and offers advice on the use of plain English to other Departments.
- (5) That the resources available to support consultation and related communications have diminished considerably over recent years as the Council has reduced spending on back office services in order to protect frontline services from budget cuts.

The Council believes that public consultation should:

- (a) Make information accessible through the use of plain English
- (b) Engage with ward councillors at an early stage.
- (c) Make effective use of available media including social media, online communications and traditional approaches.

The Council resolves to:

- (1) Request the Chief Executive to ensure that all relevant Council officers are aware of their responsibilities to ensure that consultation is open, accessible and transparent and that early and appropriate engagement of elected members takes place.
- (2) To continue to adopt both traditional and new, creative and innovative approaches to public consultation including the use of new technology.
- (3) To ask all elected members to play a proactive role in supporting Council consultations.

ACTION: *Chief Executive*

15. LOOKED AFTER CHILDREN

Resolved -



This Council believes that as Corporate Parents we have a moral obligation to ensure that all children in our care have the best services, support and outcomes that we as a Local Authority, working together with partners and communities, can give.

The Council notes that currently children in care who are with foster carers can 'Stay put' until 21 years of age but children in residential care only stay until 18 and that sometimes these children leave at 16 or 17. The Council believes that this represents discrimination against a group of vulnerable children and young people who sometimes have very complex needs.

The Council resolves to call on the Government to amend the Children and Families Act 2014 to enable children to stay under the care of the local authority until 21 years of age and to make sufficient resources available to fund this.

ACTION: Chief Executive/Strategic Director Children's Services

16. DEMONSTRATIONS

Resolved-

This Council recognises the importance of the Human Rights Act and the rights of people to demonstrate peacefully for and against issues that may offend others.

The Council also believes that the people in the places where these demonstrations take place have the right to go about their legitimate business without fear and intimidation.

This Council notes

- (1) The potential for demonstrations such as the recent one held by the EDL in Bradford to damage community relations and disrupt the District's economy.**
- (2) That the recent demonstration was the fourth held by this organisation in the last 5 years.**
- (3) The costs incurred by public services as a result of those demonstrations.**
- (4) That most of the participants in the demonstrations and counter demonstrations were from outside the district and that organisations such as the EDL target our district to try and stir up community tensions in areas where they do not have to live with the consequences.**
- (5) Despite the claim that these are peaceful assemblies the evidence of our district and elsewhere in the country is that both in practice and intention this is not the case.**

The Council resolves to instruct the Chief Executive to seek senior, external legal advice about the steps we may be able to take under the Human Rights Act and other legislation to protect communities and businesses from disruption when organisations seeking to demonstrate in our district have a history of non-peaceful activity and how we can balance the rights of outside demonstrators with the rights of the communities we serve.

ACTION: Chief Executive/ Interim City Solicitor



17. HOUSING AND PLANNING BILL

Resolved-

This Council notes that:

- (1) The Housing and Planning Bill is currently being debated in Parliament, and if passed would threaten the provision of affordable homes for rent and buy through:
 - forcing 'high-value' council homes to be sold on the open market!
 - extending the right-to-buy to housing association tenants! and
 - undermining section 106 requirements on private developers to provide affordable homes
- (2) There is no commitment in the Bill that affordable homes will be replaced like-for-like in the local area.
- (3) Whilst measures to help first-time buyers are welcome, the 'starter homes' proposals in the Bill will be unaffordable to families and young people on ordinary incomes in most parts of the country, will not preserve the taxpayer investment, and will be built at the expense of genuinely-affordable homes to rent and buy.
- (4) The proposal in the bill to waive payment of Community Infrastructure Levy in respect of developments which are made up of starter homes does not provide for necessary infrastructure relating to these developments.
- (5) The Bill undermines localism by taking 32 new wide and open-ended powers for the Secretary of State over councils and local communities, including the ability to override local plans, to mandate rents for social tenants, and to impose a levy on stock-holding councils, violating the terms of the housing revenue account self-financing deals.
- (6) The Bill, whilst introducing some welcome measures to get to grips with rogue landlords, does not help with the high rents, poor conditions and insecurity affecting many of England's 11m private renters - including one in four families with children and does nothing to help arrest the recent rise in homelessness.

The Council instructs the Chief Executive to write to the Secretary of State outlining the impact of these proposals on Bradford and stating our concerns about the bill.

ACTION: *Chief Executive/Strategic Director Regeneration*

18. BRADFORD EDUCATION COVENANT

Resolved-

- (1) That the report be received as a summary of the feedback provided during the public consultation of the Bradford Education Covenant.
- (2) That the revised Bradford Education Covenant in Appendix A be accepted as the version for dissemination
- (3) That as part of the publication process, dissemination is carefully considered and planned.



- (4) That it should be considered whether stakeholders in education in Bradford be asked to openly pledge their support for the Covenant.

ACTION: *Strategic Director Children's Services*

FROM: Dermot Pearson
Interim City Solicitor
City of Bradford Metropolitan District Council

Committee Secretariat Contact: Adrian Tumber – 01274 432435
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