

**Department of Legal and  
Democratic Services**

Members of Council

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Date: 14 March 2016

Dear Councillor

**MEETING OF COUNCIL – TUESDAY, 22 MARCH 2016**

You are requested to attend the meeting of the Council to be held in the Council Chamber - City Hall, Bradford, City Hall, Bradford, on Tuesday, 22 March 2016 at 4.00 pm

The agenda for the meeting is set out overleaf.

Yours sincerely

Assistant City Solicitor

**Notes:**

- ◆ This agenda can be made available in Braille, large print or tape format.
- ◆ The taking of photographs, filming and sound recording of the meeting is allowed except if Councillors vote to exclude the public to discuss confidential matters covered by Schedule 12A of the Local Government Act 1972. Recording activity should be respectful to the conduct of the meeting and behaviour that disrupts the meeting (such as oral commentary) will not be permitted. Anyone attending the meeting who wishes to record or film the meeting's proceedings is advised to liaise with the Agenda Contact who will provide guidance and ensure that any necessary arrangements are in place. Those present at the meeting should be aware that they may be filmed or sound recorded.



The Council's Fire Bell and Evacuation Procedure requires people to leave the building in an orderly fashion by the nearest exit, should the fire alarm sound. No one will be allowed to stay or return until the building has been checked.

**Members are reminded that under the Members' Code of Conduct, they must register within 28 days any changes to their financial and other interests and notify the Monitoring Officer of any gift or hospitality received.**

## AGENDA

### A. PROCEDURAL ITEMS

#### 1. DISCLOSURES OF INTEREST

(Members Code of Conduct - Part 4A of the Constitution)

To receive disclosures of interests from members and co-opted members on matters to be considered at the meeting. The disclosure must include the nature of the interest.

An interest must also be disclosed in the meeting when it becomes apparent to the member during the meeting.

*Notes:*

- (1) *Members may remain in the meeting and take part fully in discussion and voting unless the interest is a disclosable pecuniary interest or an interest which the Member feels would call into question their compliance with the wider principles set out in the Code of Conduct. Disclosable pecuniary interests relate to the Member concerned or their spouse/partner.*
- (2) *Members in arrears of Council Tax by more than two months must not vote in decisions on, or which might affect, budget calculations, and must disclose at the meeting that this restriction applies to them. A failure to comply with these requirements is a criminal offence under section 106 of the Local Government Finance Act 1992.*
- (3) *Members are also welcome to disclose interests which are not disclosable pecuniary interests but which they consider should be made in the interest of clarity.*
- (4) *Officers must disclose interests in accordance with Council Standing Order 44.*

#### 2. APOLOGIES FOR ABSENCE



**3. WRITTEN ANNOUNCEMENTS FROM THE LORD MAYOR  
(Standing Order 4)**

*(To be circulated before the meeting).*

**4. INSPECTION OF REPORTS AND BACKGROUND PAPERS**

(Access to Information Procedure Rules – Part 3B of the Constitution)

Reports and background papers for agenda items may be inspected by contacting the person shown after each agenda item. Certain reports and background papers may be restricted.

Any request to remove the restriction on a report or background paper should be made to the relevant Strategic Director or Assistant Director whose name is shown on the front page of the report.

If that request is refused, there is a right of appeal to this meeting.

Please contact the officer shown below in advance of the meeting if you wish to appeal.

(Adrian Tumber - 01274 432435)

**B. BUSINESS ITEMS**

**5. PETITIONS (Standing Order 11)**

To consider up to five requests for the Council to receive petitions in accordance with Standing Orders.

**Ward**

- (i) Stop the suffering of horses and dogs at Esholt gypsy site  
**Baildon**

If any further requests are received, in writing, by mid-day three working days before the meeting (Thursday), details will be circulated.

(Palbinder Sandhu – 01274 432269)

**6. PUBLIC QUESTION TIME (Standing Order 13)**

The following questions have been received from members of the public:

1. The following question has been received from Simon Hiles:

“There have been hundreds of complaints reported to the appropriate council departments regarding the illegal breeding and trading of dogs



and horses on the Esholt site. This has been confirmed by witnesses, and the RSPCA, who have offered their evidence to the council offices.

The question is, in the light of the overwhelming evidence why has there still been no action taken against this tenant for a) keeping many more animals on the site than is allowed under council regulations, and b) the breeding and trading of animals for profit, on the site, in breach of council regulations?"

2. The following question has been received from Mark Swindells:

"Considering the cuts that the Council has had to make and the need for the Council to continue capital investment in "assets and infrastructure" in the district which will deliver benefit and returns for the council tax payer. Can the councillor please justify the expenditure of council funds on the former Ferniehurst School housing development when the Council is foregoing in excess of £800,000 in revenue from sale of the land and possible section 106 payments. Furthermore by the council's own admission this project will not get to the point that it has broken even within 20 (twenty) years. Especially when there are in excess of 4000 empty homes in the district. In anyone's book this is does not indicate that the priorities or the finances of the Council are being managed at all well, especially as this is not a large infrastructure project such as a much needed new road or school where this kind of long term outlook would be generally accepted when weighed against the benefits to the community as a whole?"

(Palbinder Sandhu – 01274 432269)

## **7. MEMBERSHIP OF COMMITTEES AND JOINT COMMITTEES (Standing Order 4)**

**Recommended -**

**That the appointment of Mr Gull Hussain, to the Children's Services Overview and Scrutiny Committee as a Parent Governor Representative be confirmed.**

To consider any further motions (i) to appoint members to a Committee or a Joint Committee; or (ii) to appoint Chairs or Deputy Chairs of Committees (excluding Area Committees).

## **8. REPORT BY THE LEADER OF COUNCIL**

A written report by the Leader of Council giving an update on key issues will be circulated before the start of the meeting. There shall be a period of up to 15 minutes during which any Member of Council may ask the Leader of the Council (or a Member of the Council nominated by the



Leader) a question on any matter arising out of the written report.

## **9. MEMBER QUESTION TIME (Standing Order 12)**

To deal with supplementary questions arising from the attached questions of which written notice has been given.

*Notes:*

- (i) Answers to written questions shall be circulated at the commencement of the meeting.*
- (ii) The Lord Mayor will have regard to the list of questions and the political composition of the Council in calling on Members to put their supplementary question to the Leader of Council and Portfolio Holders.*
- (iii) A period of up to 30 minutes shall be available for supplementary questions to Members of the Executive.*

## **QUESTIONS TO MEMBERS OF THE EXECUTIVE**

### **1. Councillor Farley**

Can the Leader comment on the work of Keighley United in bringing the people of Keighley together to condemn and tackle child sexual exploitation (CSE) and can he also update us on the efforts of the Council, working with others, to prevent and detect CSE, support victims and bring offenders to justice?

### **2. Councillor Whiteley**

Would the Portfolio Holder for Health and Social Care, confirm what arrangements are being made to maintain adequate provision of quality Day Care, Nursing Care and Residential Care, when the National Living Wage come into effect in April?

### **3. Councillor J Sunderland**

To ask the Portfolio Holder for Environment, Sport and Sustainability

For each of the proposed new swimming pools in the District please can you give the timetable for development included the anticipated date of opening?

### **4. Councillor Shaheen**

What are the potential implications for Bradford District of the Government's proposed funding formula for schools?

### **5. Councillor Khadim Hussain**



Can the Leader confirm that he will build on the successful economic summit held in Keighley and will continue to address the issue of the town's strategic transport links and connectivity?

**6. Councillor Pennington**

Would the Leader of the Council outline the criteria used in the granting of City Centre Growth Grants generally and can he confirm the return, in the terms of job creation and economic regeneration that the council should expect from the £200,000 spent on new signposts?

**7. Councillor Swallow**

Would the Portfolio Holder agree that Operation Steerside conducted by West Yorkshire Police has been a successful start to dealing with appalling driver behaviour and ensure that she puts all necessary pressure on West Yorkshire Police to continue this operation and embed it in business as usual, so that law abiding road users can start to see and feel the benefits of improved safety on our Districts roads? Furthermore, could she insist on a similar operation around our schools where children, parents and carers have to continually dice with danger just to access school?

**8. Councillor Farley**

What representations has the Council made to Airedale and Wharfedale Clinical Commissioning Group (CCG) in the light of their decision to cut contribution to social care funding, what is the outcome of those representations and what are the implications for vulnerable people in Keighley and across Airedale and Wharfedale?

**9. Councillor Rickard**

Given the intent to build 40000 homes across the District, can the Portfolio Holder for Housing, Planning & Transport, provide an update on how the council will do its bit, to close the local construction industry skills gap?

**10. Councillor Swallow**

The recruitment and retention of good and outstanding teachers is a national issue that has been identified by Sir Michael Wilshaw as one of the most significant challenges in improving educational standards. Could the Portfolio Holder give an update on the Council's plan to work with the District's schools to ensure that they are able to recruit, retain and develop high quality teachers?"

**11. Councillor Stelling**

To ask the Portfolio Holder for Environment, Sport and Sustainability



Can the portfolio-holder advise what plans are in place to protect residents whose bins are stored near the public highway from being regularly contaminated by people seeking to dispose of additional or unsuitable waste? I have been contacted by several residents who would like to know what is the process if their bins are contaminated by others. Has an allowance been made for residents who are on assisted collection and would not be able to empty their bins should collection be refused?

**12. Councillor Bacon**

How will the development of a new public sector hub at the former Keighley College site benefit the people of Keighley?

**13. Councillor Walls**

Could the Portfolio Holder for Housing, Planning & Transport confirm the cost of installing Double Yellow Lines on Beacon Hill Road, and clarify why this was done, as there are already Double White Lines in the road, which make it unlawful to park there 24 hours a day, punishable by automatic endorsement and fine?

**14. Councillor Shaheen**

The system for online school admission applications is not always working effectively – is there a timescale for its review?

**15. Councillor Swallow**

Could the Portfolio Holder please assist to ensure that the safety of users of Pasture Lane in Clayton is not affected by delays in dealing with the damaged section of wall and indicate when the necessary repairs will be carried out?

**16. Councillor Martin Smith**

Bearing in mind the consultation regarding an airport link road, would the Leader of the Council confirm that the Council's representatives on West Yorkshire Combined Authority, will make a strong case for improved heavy or light rail connectivity to the airport, for Bradford as well as Leeds?

**17. Councillor Farley**

Can the Portfolio Holder update us on the steps that the Council is taking to help people and businesses that were adversely affected by the December floods?

**18. Councillor Warburton**

What criteria is the Government using to determine whether or not a



school is coasting given the provisions of the Education and Adoptions Bill and does the Portfolio Holder believe that there is sufficient capacity to deliver the Government's ongoing insistence on the academisation of schools that are not good or outstanding?

19. **Councillor Reid**

To ask the Portfolio Holder for Education, Skills and Culture

Following the decision of the Children's Society to cease delivering children's centre services in Ravenscliffe and Bradford Moor, when did the Council advertise for a new provider and has there been sufficient interest shown to ensure that the centres continue to provide quality family support and advice in these areas?

20. **Councillor Mallinson**

Would the Leader of the Council provide an update regarding progression of the sale of Wesley Place and the Old Library at Silsden?

21. **Councillor Khadim Hussain**

Can the leader comment on the recent meeting between Council representatives and Sir Michael Wilshaw?

22. **Councillor Swallow**

On behalf of the residents of Fairweather Green, could I please thank the portfolio holder for her assistance in helping me to finally get the derelict properties at Four Lane Ends on Thornton Road, demolished?

23. **Councillor Davies**

Can the Portfolio Holder for Children's Services confirm that all schools providing Halal meat also provide a non-Halal meat alternative?

24. **Councillor Rickard**

Can the total costs to the public for the installation and later removal of the so called Silsden "Flood Barrier" be clarified?

25. **Councillor R Sunderland**

To ask the Portfolio Holder for Environment, Sport and Sustainability

The new bin policy seeks to increase and encourage household recycling. Can the Portfolio Holder advise if there will be a similar push





to increase and encourage recycling within the Council's trade waste customers?

**26. Councillor Mallinson**

Would the Leader of the Council provide an update regarding progression in the provision of a site for the new school in Silsden?

**27. Councillor Whiteley**

Would the Portfolio Holder for Health and Social Care inform members of how the Council intends to allocate the money raised by the 2% Social Care levy?

**28. Councillor J Sunderland**

To ask the Portfolio Holder for Education, Skills and Culture

How many reports of potential unregistered schools have been made in District in each of the last five years, how many were found to be unregistered schools and what action was taken as a result?

**29. Councillor Martin Smith**

Would the Portfolio Holder for Housing, Planning & Transport confirm when the Brownfield land register will be available, as some five or six months have passed since we enquired?

**30. Councillor Davies**

Could the Portfolio Holder for Environment, Sport and Sustainability advise colleagues of the current charges for hiring Ian Clough Hall and how do these compare with 5 years ago?

**31. Councillor Reid**

To ask the Portfolio Holder for Housing, Planning and Transport

While the West Yorkshire Combined Authority is employing consultants to look at new ways of developing a "metro-style" integrated transport system, has the proposal for a Quality Bus Contract, which all parties signed up to, now disappeared?

**32. Councillor Pennington**

Can the Portfolio Holder for Housing, Planning & Transport, provide details of any Planning Applications submitted for the Drummonds Mill site, along with the number and dates of any pre-application discussions with Planning Officers, which have taken place during the



last eight years?

**33. Councillor Martin Smith**

Could the Deputy Leader of the Council, confirm when, where and how elected members will have access to suitable information on West Yorkshire Combined Authority programmes and activities?

**34. Councillor Fear**

To ask the Portfolio Holder for Housing, Planning and Transport

I understand that following legal advice, the decision was made to serve notice on the land owner at Thackley Corner following an assessment by the highways structure unit which would provide an estimate of cost. What progress has been made in obtaining this assessment and is this the only barrier to notice being issued?

**35. Councillor Whiteley**

Would the Portfolio Holder for Health and Social Care advise colleagues of the planned date for completion of the installation of a District Wide Electronic Call Monitoring System?

**36. Councillor Pollard**

Could the Portfolio Holder for Housing, Planning and Transport please provide detailed justification for the Council to forego monies from a planned housing development in Baildon, totalling in excess of £800,000, in order to secure just 6 additional 'affordable' units over and above the desired 20% 'quota' and explain how the 'viability' criteria in the NPPF are being met in respect of this scheme?

**37. Councillor Pennington**

Would the Portfolio Holder for Environment, Sport and Sustainability confirm the number of unallocated Burial Plots at Bingley Cemetery?

**38. Councillor Martin Smith**

Can the Portfolio Holder for Housing, Planning & Transport inform members of when we can expect the council to update its Housing Policy and will this be conducted in house, or developed by external advisors?

**39. Councillor Davies**

Could the Leader of the Council confirm how much is owed in unpaid Council Tax, on an average day?



10. **RECOMMENDATIONS FROM THE EXECUTIVE AND COMMITTEES** 1 - 10  
(Standing Order 15)

10. **RECOMMENDATIONS FROM THE EXECUTIVE AND COMMITTEES**  
(Standing Order 15)

10A **CROSS AUTHORITY DELEGATION OF TAXI AND PRIVATE  
HIRE ENFORCEMENT POWERS**

At the meeting of the Regulatory and Appeals Committee on 10 March 2016 the report of the Strategic Director, Environment and Sport (**Regulatory and Appeals Committee Document “AV”**) proposed that the Committee make a recommendation to full Council to delegate the power to take enforcement action in respect of taxi and private hire functions to officers within the other West Yorkshire local authorities and the City of York Council, whilst retaining those functions within the City of Bradford Metropolitan District Council, and accepting similar delegated enforcement powers from those authorities.

The report explained that the aim was to have a uniformed approach to licensing to deliver a consistent level of compliance and enforcement regardless of which authority had licensed a vehicle or driver.

The Regulatory and Appeals Committee,

**Resolved –**

**(1) That it be recommended to Council that:**

- (a) The taxi and private hire enforcement powers set out in Appendix A to Document “AV” be delegated by the City of Bradford Metropolitan District Council to the following local authorities, namely, Leeds City Council, Wakefield Metropolitan District Council, Calderdale Metropolitan Borough Council, Kirklees Metropolitan Borough Council and City of York Council, in addition to these functions being retained by the City of Bradford Metropolitan District Council.**
- (b) Similar delegated enforcement powers be accepted from Leeds City Council, Wakefield Metropolitan District Council, Calderdale Metropolitan Borough Council, Kirklees Metropolitan Borough Council and the City of York Council.**
- (c) The Strategic Director, Environment and Sport be instructed to take the necessary action to implement recommendations (1)(a) and (b) above.**

- (2) That the Strategic Director, Environment and Sport submit a further report to the Regulatory and Appeals Committee on the effectiveness of the new arrangements in due course.**

(Carol Stos - 01274  
437506)

11. **NOTICES OF MOTION (Standing Order 17)**



To consider the attached motions of which notice has been given.

## **1. HOME EDUCATED CHILDREN**

To be moved by Councillor J Sunderland  
Seconded by Councillor Griffiths

This Council notes the comments of the Ofsted Chief Inspector about the "serious and growing threat to the safety and well-being of hundreds of children in several English Regions"

This Council takes seriously its responsibility to protect children from harm regardless of education setting.

This Council requests a review of the education of children who are not registered pupils at a school. The review should include but not be restricted to;

1. The local arrangements for establishing the identities of children who are not registered pupils at a school.
2. The arrangements the Council has to identify and prevent children at risk of becoming a child missing education.
3. How the Council discharges its duties with regard to Home Education.
4. An analysis of why the parents or carers of approximately 500 children choose elective home education in the District and where possible to ask the views of the children and young people themselves.
5. The analysis should include questions of attendance or otherwise with other children at places which could potentially be identified as unregistered schools.

The information should be presented to a meeting of the Children's Services Overview and Scrutiny Committee within the next six months for them to review concerns especially with regard to safeguarding and make recommendations for improvement.

## **2. ROYAL PHOTOGRAPHY SOCIETY COLLECTION**

To be moved by Councillor Cooke  
Seconded by Councillor Pennington

Council notes the decision of the Science Museum Group to remove



the Royal Photography Society collection from Bradford

Council believes this decision along with the withdrawal of the National Media Museum from Bradford's three film festivals causes significant damage to the cultural life of the City

Council asks the Chief Executive to:

1. Write to the Arts Minister raising our concern about the London-centric bias in arts and cultural funding in England in the context of this decision
2. Write to the District's MPs asking for their support in challenging the decision of the Science Museum Group
3. Raise the issue directly with the Science Museum Group and the V&A arguing that a new centre focused on art in photography should complement the STEM aspects of the medium and that this is best achieved by that new centre being based in Bradford

### **3. TOURISM**

To be moved by Councillor Miller

Seconded by Councillor Rickard

Council notes the importance of tourism to the District's economy and the proposed review of support for the visitor economy in the recent budget.

Council believes that:

1. Tourism and the visitor economy are central to the District's future economic growth.
2. Support infrastructure is essential to that visitor economy especially in key tourist locations such as Haworth, Saltaire, Ilkley & Craven.
3. The exclusive focus of the District's events budgets on the City Centre undermines these key tourist hubs.

Council resolves:

1. To ask the Chief Executive to extend the review of tourism so as to encompass the role of the visitor economy in the District's future



2. To allocate a significant proportion of the events budget to support key tourism hubs at Haworth, Saltaire, Ilkley & Craven.

#### **4. HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING**

To be moved by Councillor Ellis  
Seconded by Councillor B M Smith

The Council notes:

- The implications for Hackney Carriage & Private Hire enforcement, of the Deregulation Act 2015, as detailed in the report of the Strategic Director, Environment & Sport, presented to the meeting of the Regulatory & Appeals Committee, held on the 10 March 2016.
- The mutual benefits of the reciprocal agreement with the other West Yorkshire Authorities and York, to establish some common licensing standards / conditions and cross delegate enforcement functions.

The Council resolves:

- To request the Chief Executive to consult with the Transport Minister and appropriate Senior Civil Servants from the Department of Transport, along with colleagues from the Local Government Association, the West Yorkshire Combined Authority and other appropriate partners, in order to find agreement regarding the best means to progress the formulation and implementation of uniform, cross boundary minimum safety standards, to minimise risks such as Child Sexual Exploitation, Human Trafficking, illegal operators and all other risks associated with the possibility of operators selecting the authorities with the least challenging standards by which to be licensed.

#### **5. MENTAL HEALTH IN THE WORKPLACE**

To be moved by Councillor Berry  
Seconded by Councillor Green

This Council welcomes the growing recognition of the needs of people requiring the support of mental health services and of the fact that support for mental health has a positive impact on education, health, crime and employment.



We recognise the transformational progress made since Bradford signed up to the mental health challenge and the major role that Council services have played in achieving that change which includes:

- The elimination of Delayed Discharge
- Achieving a 12 month period with no Out of area Placements
- An effective 24 hour Crisis support

The Council recognises the potential costs to employers and the wider economy of poor mental health and the important role that employers can play in identifying and addressing mental health issues at an early stage. We believe that addressing mental health in the workplace should be a key priority for employers including all statutory agencies and voluntary sector partners in the District led by the Health and Well Being Board.

The Council resolves to work with partners to develop a new deal for mental health which will include:

- A stronger focus on support for employers and employees to enable prevention and early intervention and support in workplaces across the District.
- The sharing of good practice between organisations, recognising that too many people end up leaving employment for the lack of timely and effective support.

**12. Proposal to Implement the Video Broadcasting on the Internet (Webcasting) of Key Council Meetings** 11 - 14

The report of the Assistant Director, Information Services (**Document “U”**) recommends the implementation of technology in the Council Chamber and in Committee Room 1 to allow key Council meetings to be broadcast over the internet. There are many benefits to the webcasting of Council meetings but the overall aim is to improve public engagement in the Council’s democratic process.

**Recommended -**

**That a webcasting solution be implemented and a review of the process be undertaken following 12 months of operation.**

(David Cawthray – 01274

432800)

**13. PAY POLICY STATEMENT 2016/17** 15 - 30

The report of the Director of Human Resources (**Document “V”**) presents, for approval, the Pay Policy Statement. It is a requirement of the Localism Act 2011 for Local Authorities to produce and publish a Pay Policy Statement for each financial year.



**Recommended -**

**That the Pay Policy Statement for the financial year 2016/17, as set out in Appendix 1 to Document “V”, be approved.**

(Michelle Moverley – 01274

437883)

THIS AGENDA AND ACCOMPANYING DOCUMENTS HAVE BEEN PRODUCED, WHEREVER POSSIBLE, ON RECYCLED PAPER

