

Agenda for a meeting of the Executive to be held on Tuesday, 7 March 2017 at 10.30 am in Committee Room 1 - City Hall, Bradford

Members of the Executive

LABOUR
Hinchcliffe (Chair)
V Slater
I Khan
Ross-Shaw
Ferriby
Jabar

Notes:

- This agenda can be made available in Braille, large print or tape format on request by contacting the Agenda contact shown below.
- 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 who are invited to make spoken contributions to the meeting should be aware that they may be filmed or sound recorded.
- If any further information is required about any item on this agenda, please contact the officer named at the foot of that agenda item.

From:

Parveen Akhtar

City Solicitor

Agenda Contact: Jill Bell / Yusuf Patel

Phone: 01274 434580/4579

E-Mail: jill.bell@bradford.gov.uk / yusuf.patel@bradford.gov.uk

To:



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. 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.

(Jill Bell - 01274 434580)

3. **RECOMMENDATIONS TO THE EXECUTIVE**

To note any recommendations to the Executive that may be the subject of report to a future meeting. (Schedule to be tabled at the meeting).

(Jill Bell - 01274 434580)

C. **PORTFOLIO ITEMS**

<p style="text-align: center;">REGENERATION, PLANNING & TRANSPORT PORTFOLIO</p>
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(Councillor Ross-Shaw)

4. **REVIEW OF THE OPERATION AND EFFECTIVENESS OF THE 12 MONTH TRIAL BAN OF PAVEMENT OBSTRUCTIONS**

1 - 26

The report of the Strategic Director Place (**Document “BM”**) updates the Executive on the effectiveness and practicality issues of the 12 month trial ban on pavement obstructions in Bradford City Centre, Saltaire, Ilkey and on A647 Leeds Road between Thornbury Gyratory and Bradford City Centre.

On the basis of the trial’s findings a number of potential options for the continuation, revocation or amendment of the policy related to pavement obstructions in the future are presented for the Executive’s consideration and determination.

Recommended –

Executive approve the retention of the pavement obstruction ban with the following modifications:

- a) **The current trial zone ban areas be retained;**
- b) **Arrangements to allow licensing of pavement obstructions be incorporated into the Council’s approach.**
- c) **That the development of details of the licensing arrangements including the approval of policy for**



determining locations suitable for placement of obstructions and levels of license fee to be charged be delegated to the Strategic Director: Place in consultation with the Portfolio Holder.

(Environment & Waste Overview & Scrutiny Committee)

(Richard Gelder – 01274 436703)

5. THE APPROVAL AND IMPLEMENTATION OF THE BRADFORD DISTRICT COMMUNITY INFRASTRUCTURE LEVY (CIL) CHARGING SCHEDULE.

27 - 66

The Community Infrastructure Levy (CIL) is intended as a means of contributing to the funding of infrastructure required to support growth in the District and deliver the policies and proposals in the Local Plan, including the Core Strategy and other Development Plan Documents. It replaces part of the system of Planning Obligations (Section 106 Agreements), the scope of which has been restricted since 6 April 2015 with regard to pooling of developer contributions. The CIL will help to meet the District's priorities by generating funding to provide infrastructure while being set at appropriate rates that will continue to attract investment, create jobs, and deliver new housing.

The purpose of the report of the Strategic Director Place (**Document "BN"**) is for members to note the recommendations of the CIL Examination Report and to seek the formal approval of the CIL Charging Schedule (as set out in Appendix 2 of this report) by a resolution of the Full Council on 21 March 2017 with a commencement date of 1 July 2017. Members are also requested to note and approve the associated policies and documents alongside the CIL Charging Schedule. Appendices to this report contain the Regulation 123 List (Appendix 3), Instalments Policy (Appendix 4) and Exceptional Circumstances Policy (Appendix 5).

Leading up to the anticipated approval and commencement of the CIL, work will be progressed in relation to the roll out of the levy. This work relates to two broad areas, namely, the introduction of appropriate procedural measures for the day-to-day operation of the levy, and the establishment of governance arrangements for the subsequent spend of CIL monies collected. In relation to this matter Members are requested to note that a CIL Governance Report was taken to the Council's Governance and Audit Committee on 28 February 2017.

Recommended -

- (1) That the Executive, having considered the recommendations in the CIL Examination Report approve Option 1 as set out in Document "BN", and recommend to Council the formal approval and implementation of the**



Bradford District Community Infrastructure Levy Charging Schedule (as set out in Appendix 2 of Document “BN”) with a commencement date of 1 July 2017

- (2) That the Executive note and approve the content of the CIL Regulation 123 List, Exceptional Circumstances Policy and Instalments Policy and the Assistant Director (Planning, Transportation and Highways) in consultation with the relevant portfolio holder be authorised to revise any of these policies and as required in line with the relevant regulations.
- (3) That the Executive note that a CIL Governance Report was taken to the Council’s Governance and Audit Committee on 28 February 2017.

(Regeneration & Economy Overview & Scrutiny Committee)

(Bhupinder Dev – 01274 432012)

6. **WEST YORKSHIRE+ TRANSPORT FUND - HARROGATE ROAD / NEW LINE JUNCTION AND HARD INGS ROAD IMPROVEMENT, KEIGHLEY COMPULSORY PURCHASE ORDER (HIGHWAYS ACT 1980) AMENDMENT** 67 - 86

The report of the Strategic Director Place (**Document “BO”**) seeks Executive’s approval to:

- Modifications to the CPO boundary plans previously approved for the West Yorkshire+ Transport Fund schemes of Harrogate Road / New Line junction Improvement and Hard Ings Road Improvement, Keighley;
- The use of powers under Section 40 of the Road Traffic Regulation Act 1984 (RTRA); and
- Advertise the disposal of existing public open space and the appropriation of replacement public open space on the Harrogate Road / New Line scheme.

Finally, in recognition of the on-going nature of the land assembly negotiations for these projects the report seeks Executive’s approval to the delegation of the determination of any further amendments to the extents of the CPO to the Strategic Director of Place in consultation with the Portfolio Holder.



Recommended –

- (1) That the Executive resolve as follows:-**
- a) That a Compulsory Purchase Order be made under Section 239, 240, 246, 250 and 260 of the Highways Act 1980, Section 40 of the Road Traffic Regulation Act 1984 and the Acquisition of Land Act 1981 to be known as the City of Bradford Metropolitan District Council (Harrogate Road / New Line Junction Improvement Scheme) Compulsory Purchase Order 2017 for the compulsory purchase of land and rights required for the construction of the Harrogate Road / New Line junction as shown on revised drawing no: R/PTH/MH/103196/CPO-6A (the ‘Order Land’) annexed to this report.**
 - b) That the boundary plan previously approved by Executive on the 12th January 2016 in relation to the City of Bradford Metropolitan District Council (A650 Hard Ings Road Improvement Scheme, Keighley) Compulsory Purchase Order 2017 for the compulsory purchase of land and rights required for the construction of the proposed Hard Ings Road highway improvement scheme be amended, as shown on the revised drawing no: PTH/HS/103197/CPO-01B (the ‘Order Land’) annexed to this report.**
 - c) That the previous CPO resolutions inconsistent herewith be and are hereby rescinded**
 - d) That the details of the above Compulsory Purchase Order resolutions be placed on the Register of Local Land Charges.**
 - e) The Compulsory Purchase Orders be submitted to the Secretary of State for Transport for confirmation at the earliest possible opportunity.**
 - f) That in the event of a further modification to the extent of the Order Land as a result of on-going negotiations the authorisation of any further amendments to the CPO boundary be delegated to the Strategic Director of Place in consultation with the Portfolio Holder, Regeneration, Planning & Transport in the interests of expediency.**
- (2) That the Executive declares surplus to requirements for community use an area of land used for recreation comprising in the whole some 338 square metres (or**



thereabouts) of land shown edged red on Plan A annexed to this report and agrees, in principle, that the land may be used instead to facilitate a proposed highway widening scheme along Harrogate Road / New Line, Greengates, Bradford.

- (3) That the intention to provide replacement land comprising 1,249 square metres (or thereabouts) of land shown shaded green on Plan B annexed hereto for the highway widening scheme, be approved pursuant to Section 122(2A) of the Local Government Act 1972 in order to replace the public open space land needed for the road widening.
- (4) That consideration of any objections received to both published notices described in 10.2 and 10.3 above on whether the open space land should be permitted to be used for the road widening scheme and the replacement land appropriate from highway purposes to community use, be delegated for decision to the Executive Portfolio Holder for Regeneration, Planning and Transport and the Strategic Director: Corporate Services.

Environment and Waste Management Overview & Scrutiny Committee)

(Richard Gelder – 01274 437603)

7. **BRADFORD CITY CENTRE - PROPOSED AMENDMENTS TO ON-STREET VEHICLE PARKING CHARGES AND CHANGES TO SOME DESIGNATED PAY AND DISPLAY AND LIMITED WAITING BAYS.** 87 - 98

The report of the Strategic Director Place (**Document “BP”**) considers the objections received to the proposals to extend the hours of on-street parking charges to 8a.m – 6p.m on Monday to Saturday (currently 10a.m – 4.30p.m) and to introduce a fixed £1 charge on Sundays in pay and display bays within Bradford city centre.

The report also considers the objections received to introduce pay and display bays on Canal Road, Valley Road, Bolton Road and Mill Street, which are currently designated as limited waiting parking bays, and to a proposal to provide a bus bay on Upper Piccadilly.

Recommended -

- (1) That Executive approves the introduction of the revised on-street parking charges as described in Document “BP”, with the exception of the implementation of a £1 Sunday flat rate charge to some “top of town” streets, namely North Parade, Northgate, Rawson Road, Godwin Street and Darley Street, where regeneration proposals may affect on-street



parking provision, as referred to in section 2.5 of Document “BP”. The proposed bus bay on Upper Piccadilly be approved.

- (2) That all objectors be notified of the Executive’s decision.

(Environment and Waste Management Overview & Scrutiny Committee)

(Richard Gelder – 01274 437603)

B. STRATEGIC ITEMS

LEADER OF COUNCIL & CORPORATE
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<i>(Councillor Hinchcliffe)</i>

8. **MITIGATING THE IMPACTS OF WELFARE REFORM ON THE POOREST FAMILIES AND SUPPORTING PARENTS TO ACCESS EMPLOYMENT THROUGH THE AWARD OF DISCRETIONARY HOUSING PAYMENTS**

99 - 114

The report of the Strategic Director Corporate Services (**Document “BQ”**) outlines how Discretionary Housing Payments could be used to mitigate the impacts of the further benefit cap on the District’s poorest households and to support people into employment.

Recommended -

- (1) That the DHP policy be amended as set out in appendix A to Document “BQ” to prioritise families by extending the period that the DHP can be awarded to ensure more stability of tenure. And- so that where appropriate, an adult or both adults from a household applying for a DHP are encouraged to undertake skills training or access other work-orientated support.
- (2) That Council officers responsible for skills and training programmes and other work-orientated programmes (such as Skills for Bradford, Get Bradford Working) work with officers in in Revenues and Benefits to investigate and, if viable and cost neutral, share their client data subject to the consent of the data subject or otherwise in accordance with the requirements of the law for the purpose of:
 - (1) Identifying parents and other adults who could benefit from provision aimed at supporting them into work or full employment.



- (3) That Executive instructs the Strategic Director of Corporate Services to involve the relevant Portfolio Holders and the Council's Anti-Poverty Champion in any further development of the DHP Policy.**
- (4) That Council officers in Revenues and Benefits Service ensure that Discretionary Housing Payments are promoted to parents through schools and through other locations in the district to ensure parents are aware of the support available and how to apply for it.**
- (5) That the Chief Executive provide a wider report for the Executive at the earliest time on how the impact of welfare changes can be mitigated on the poorest families and how parents can be supported to access employment**

(Corporate Overview & Scrutiny Committee)

(Martin Stubbs/Helen Johnston – 01264432056/434401)

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

