

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

Members of the Executive – Councillors

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. MINUTES

Recommended –

That the minutes of the meeting held on 12 September and 10 October 2017 be signed as a correct record (previously circulated).

(Jill Bell - 01274 434580)

3. 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 / Yusuf Patel - 01274 434580 434579)

4. 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 / Yusuf Patel - 01274 434580 434579)

B. STRATEGIC ITEMS

<p style="text-align: center;">LEADER OF COUNCIL & CORPORATE</p>

<p style="text-align: center;"><i>(Councillor Hinchcliffe)</i></p>
--

5. MID-YEAR FINANCE AND PERFORMANCE STATEMENT FOR 2017-18

1 - 52

The report of the Strategic Director of Corporate Services (**Document “AB”**) provides Members with an overview of the forecast financial position of the Council for 2017-18 and a mid-year performance report.

It examines the latest spend against revenue and capital budgets and forecasts the financial position at the year end. It states the Council’s current balances and reserves and forecasts school balances for the year.

Recommended -

That the Executive

- (1) Note the contents of Document “AB” and the actions taken to manage the forecast overspend.**
- (2) Approve the following capital expenditure schemes.**
 - (a) £0.68m for the purchase of recycling bins linked to the**

roll out of Alternate Weekly Collection to be funded from General Contingency.

**(b) £0.082m for new equipment at the Street Sign Shop.
This is an invest to save scheme and the additional income generated will fund the capital financing costs.**

(3) That due to financial impact of the lower than planned occupancy at Oastler School resulting from the Councils decision to pause the transfer of pupils from Ellar Carr, the Council fund the £164k deficit caused from the High Needs Block of the Dedicated Schools Grant.

(Corporate Overview & Scrutiny Committee)

(Andrew Cross – 01274 436823)

C. PORTFOLIO ITEMS

<p>HEALTH & WELLBEING PORTFOLIO & DEPUTY LEADER</p>
--

(Councillor Val Slater)

6. PREVENTION AND EARLY HELP

53 - 116

The report of the Strategic Director Children's Services (**Document "AC"**) highlights the progress the Council and partners have made in bringing together existing arrangements for early help and early years services.

The report outlines the need for proposed changes to how we deliver services in order to ensure we target resources at a time of increasing demand to avoid a detrimental impact on outcomes to children. We cannot continue to deliver services in the way we do now with this level of government cuts. The focus will be on a proposed partnership approach which is more targeted to improve outcomes and reduce inequalities for children and young people across the District.

Executive is asked to approve a period of consultation on a proposed new Prevention and Early Help delivery model.

Recommended -

(1) That the Executive in light of government cuts, local outcomes, increasing demand and after considering the Equalities Impact Assessment (in Appendix 11 to Document "AC") accepts Option 3 as set out in Document "AC" as the option for consultation

- (2) That the Strategic Director Children's Services be authorised to commence formal consultation on 15 November 2017 until 12 February 2018 with all interested parties as outlined in Appendix 12 to Document "AC"
- (3) That Executive receives a further report in April 2018 following formal consultation.

(Children's Services Overview & Scrutiny Committee)

(Judith Kirk – 01274 4310780)

**REGENERATION, PLANNING & TRANSPORT
PORTFOLIO**

(Councillor Ross-Shaw)

7. BRADFORD DISTRICT CYCLE STRATEGY

117 -
156

Bradford's first Cycle Strategy was produced in the 2012 and endorsed by the Environment and Waste Overview and Scrutiny Committee. Since 2012 there have been a number of changes relating to boosted regional cycling development ambitions (post Tour de France) and corresponding changes in both regional strategic guidance and increases in cycling related funding.

In light of these changes the partnership behind the original strategy (local cycling community, key cycling charities and the Council) have undertaken to update and improve the Cycle Strategy. The Strategy format as presented with this paper was taken to the same O&S Committee in April 2017. The Committee offered their endorsement of the approach set out in the strategy. This O&S Committee also recommended that the strategy should be taken to the Executive for a leadership level endorsement.

The report of the Strategic Director of Place (**Document "AD"**) also presents the key content of the associated Action Plan with the 'Top 10' issues therein highlighted for committee attention. Also presented with this report are the Key Performance Indicators of the strategy.

Recommended -

- (1) That Document "AD" be noted by the Executive
- (2) That Appendix 1 to Document "AD" be endorsed by the Executive
- (3) That the reporting approach of Appendix 2 and Appendix 3 to Document "AD" be endorsed

- (4) **That the Executive will consider those important matters as referred to them by the Environment and Waste Overview & Scrutiny Committee**

Environment and Waste overview & Scrutiny Committee)

(Tom Jones – 01274 434983)

8. **THE IMPLEMENTATION OF NEW POWERS INTRODUCED UNDER THE HOUSING AND PLANNING ACT 2016 TO ISSUE CIVIL PENALTY NOTICES FOR HOUSING ACT OFFENCES.** 157 - 222

The Housing and Planning Act 2016 introduces a number of amendments to the Housing Act 2004. One of these amendments is to introduce a new section into the Act which establishes the legal basis for imposing civil penalties as an alternative to prosecution for specific offences under the Housing Act 2004.

In order to implement these new powers the Council must first adopt and publicise its policy with regard to the use of civil penalty notices for these offences.

Implementation of these new powers also requires the Council's Private Sector Housing Enforcement Policy to be amended.

The report of the Strategic Director of Place (**Document "AE"**) outlines the general implications of the amendments to the Housing Act 2004 and introduces a proposed Policy for the use of civil penalty notices for Housing offences and a proposed amended Private Sector Housing Enforcement Policy to incorporate those legislative changes.

Recommended -

- (1) **That Option 1 be approved as set out in Document ".."**
- (2) **That the Executive adopts the proposed Policy for the Use of Civil Penalties for Housing Offences as set out in Appendix 2 to Document "AE".**
- (3) **That the Executive adopts the proposed amended Private Sector Housing Enforcement Policy as set out in Appendix 1 to Document "AE".**
- (4) **That the Executive delegates to the Strategic Director, Place in consultation with the Portfolio holder for Regeneration, Housing, Planning & Transport the authority to make decisions about any further amendments to the Council's Private Sector Housing Enforcement Policy and**

the Council's Policy for the Use of Civil Penalties for Housing Offences as and when additional powers available under the Housing and Planning Act 2016 come into force.

(Regeneration and Economy Overview & Scrutiny Committee)

(Julie Rhodes - 01274 431163)

9. LOCAL PLAN - BRADFORD CITY CENTRE AREA ACTION PLAN (AAP) AND SHIPLEY & CANAL ROAD CORRIDOR AAP - PLANNING INSPECTORS REPORT & ADOPTION 223 - 314

The Council is in the process of preparing a new Local Plan which will replace the current statutory development plan for Bradford District (the Replacement Unitary Development Plan) which was adopted in 2005. The first of the Local Plan documents is the Core Strategy which was adopted at meeting of Full Council on 18 July 2017. The Bradford City Centre AAP and Shipley & Canal Road Corridor AAP will provide the planning policy frameworks for determining future planning applications over the next 15 years in these priority regeneration and growth areas in conformity with the policies in the adopted Core Strategy. The AAPs were approved by Full Council on 20 October 2015 for submission to government for examination. Following publication for representations, an examination was held with a government appointed Inspector.

The Council has now received the Planning Inspector's Final Report and recommendations on the two AAPs. The Inspector has considered all the matters before her including the plan, the evidence underpinning it, and the representations made and the published modifications. In her report she concludes that the Bradford City Centre AAP and Shipley & Canal Road Corridor AAP can both be considered to be legally compliant and sound, providing a limited set of Main Modifications are made to the plans, as submitted.

The purpose of the report of the Strategic Director of Place (**Document "AF"**) is for the Executive to note the contents of the Inspector's report and to seek authority to proceed to Full Council to request the legal adoption of the AAPs, with modification, in line with the Inspector's recommendation.

Recommended -

- (1) That the contents of Document "AF" and contents of the Inspector's Report (Appendix 1) be noted.**
- (2) That it be recommended that Full Council formally adopt the Bradford City Centre Area Action Plan as approved by Full Council on 20th October 2015 and submitted to the government for examination with the Main Modifications contained in Appendix 2 to Document "AF", as proposed by the Inspector pursuant to Section 23 of the Planning and Compulsory Purchase Act 2004.**

- (3) That it be recommended that Full Council formally adopt the Shipley & Canal Road Corridor Area Action Plan as approved by Full Council on 20th October 2015 and submitted to the government for examination with the Main Modifications contained in Appendix 3 to Document “AF”, as proposed by the Inspector pursuant to Section 23 of the Planning and Compulsory Purchase Act 2004.
- (4) That the Assistant Director (Planning Transportation and Highways) in consultation with the relevant Portfolio Holder be authorised to make other minor amendments of redrafting or of a similar nature as may be necessary prior to formal publication of both AAPs.

(Regeneration and Economy Overview & Scrutiny Committee)
(Bhupinder Dev - 01274 43 2012)

10. DELEGATION SCHEME FOR TRANSPORTATION AND HIGHWAYS DECISIONS 315 -
356

The report of the Strategic Director of Place (**Document “AG”**) seeks Executive’s approval to replacing the Council’s current Scheme of Delegation for regulating the decision-making processes on Transportation and Highways matters which was previously approved on 21 December 2015.

The report contains a proposed replacement Scheme of Delegation for consideration and approval by Executive which addresses recent officer structure changes and the introduction of new legislation since the previous revision was adopted.

Recommended -

- (1) That Executive approves the adoption of the Replacement Scheme of Delegation as set out in Appendix B to Document “AG” in substitution for the current Scheme of Delegation for Highways and Transportation Matters
- (2) That the provisions of the previous scheme of delegation dated 21st December 2015 be revoked.
- (3) That the revised Scheme of Delegation shall remain in force until such time as it may be substituted modified, varied or repealed by decisions of the Executive or such person or body inheriting the powers of the Executive or the Council.
- (4) That Executive delegate to the Strategic Director – Place (or such other officer with equivalent duties for the time being) the authority to make amendments to the Scheme to reflect future changes in job titles, providing the level of

responsibility remains the same.

(Environment and Waste Management Overview & Scrutiny Committee)

(Richard Gelder – 01274 43 7603)

11. EXCEPTION TO THE FORWARD PLAN

The following item has been included on this agenda as an exception to the Forward Plan in accordance with Paragraph 10 of Part 3D of the Constitution..

12. ARRANGEMENTS FOR THE IMPLEMENTATION AND REVIEW OF A DISTRICT WIDE BAN ON THE USE OF PAVEMENT DISPLAY BOARDS.

357 -
374

Following the resolution of Full Council on 18 July 2017 to ask the Executive to implement a full ban on A-boards across the district preparatory work to produce the necessary policy and set up enforcement arrangements has been undertaken. The report of the Strategic (**Document “AH”**) updates the Executive on these arrangements and seeks formal approval to the policy and its implementation.

This report has not been included on the published forward plan as an issue for consideration. However it is impractical to defer the decision until it has been included in the published Forward Plan and the report is submitted in accordance with paragraph 10 of the Executive Procedure Rules set out in the Council's Constitution.

Recommended-

- (1) **That Executive:**
 - a) **Approves the introduction of a total ban on the use of advertising boards on areas of adopted highway on a district wide basis.**
 - b) **Approves the proposed Advertising Board policy and the arrangements for its advertisement, implementation and operation described in Document “AH”.**
 - c) **Approves the proposed date of implementation of the ban of 1st April 2018.**

- (2) **That a report outlining the effectiveness of the ban together with its financial costs be presented to the Health and Social Care Overview & Scrutiny Committee 12 months after the date of its implementation.**

(Environment and Waste Management/Health and Social Care Overview and Scrutiny Committees)

(Richard Gelder – 01274 437603)

13. MINUTES OF THE WEST YORKSHIRE COMBINED AUTHORITY

375 -
384

To receive the minutes of the meeting of the West Yorkshire Combined Authority held on 3 August 2017 attached.

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