

Minutes of a meeting of the Council held on Tuesday, 18 July 2017 at 4.00 pm in Council Chamber, City Hall, Bradford

Commenced 4.00 pm
Concluded 9.05 pm

Present – Councillors

LABOUR

A Ahmed	Hinchcliffe	Lal	Shaheen
Amran	Abid Hussain	Lee	M Slater
Azam	Arshad Hussain	Mohammed	V Slater
Berry	S Hussain	Mullaney	Swallow
Dodds	T Hussain	Nazir	Tait
Dunbar	Iqbal	Peart	Thirkill
Engel	Jabar	Pullen	Thornton
Farley	Jamil	Ross-Shaw	Wainwright
Ferriby	Johnson	Salam	Warburton
Green	H Khan	Shabbir	Watson
Greenwood	I Khan	Shafiq	

CONSERVATIVE

Ali	Gibbons	M Pollard	BM Smith
Barker	Heseltine	Poulsen	D Smith
Brown	Mallinson	Riaz	Townend
Cooke	Miller	Rickard	Whiteley
Ellis	Pennington	Shaw	

LIBERAL DEMOCRAT

R Ahmed	Griffiths	Reid	J Sunderland
Fear	N Pollard	Stubbs	R Sunderland Ward

GREEN

Hawarun Hussain
Love
Warnes

INDEPENDENTS

Hawkesworth
Naylor

QUEENSBURY

WARD

INDEPENDENTS

L Cromie
P Cromie

INDEPENDENT

Khadim Hussain

INDEPENDENT

Morris

INDEPENDENT

Sajawal

The Lord Mayor, Councillor Abid Hussain, in the Chair

14. ORDER OF BUSINESS

A vote was taken and carried on re-ordering the business on the agenda so that a combined debate would take place on the motions concerning Motion 1, the Review of Fire Safety in all High-Rise Buildings in the District, and Motion 4, Bradford Council's Commitment to the Safety of Homes and Buildings, with separate votes on each motion.

15. DISCLOSURES OF INTEREST

The following disclosures on matters under consideration were made:

Petition – Keep Clayton Green from Inappropriate Developments (Minute 20)
Councillors Engel and Thirkill and the City Solicitor declared an interest as residents of Clayton.

Called-in Decision – Review of the Operation and Effectiveness of the 12 Month Ban of Pavement Instructions (Minute 26)
Councillor Dale Smith declared an interest as Co-Chair of the Strategic Disability Partnership.

Motions – Review of Fire Safety in All High-Rise Buildings in the District/Bradford Council's Commitment to the Safety of Homes and Buildings (Minutes 29 and 30)
Councillor Cooke declared an interest as a Council appointed Director of Incommunities.

Motion – Celebrating Civic and Yorkshire Pride in the Bradford District (Minute 34)
Councillor Brown declared an interest as working on projects on the Tour de Yorkshire.

Food Safety Plan (Minute 35)
Councillors Pennington and Dale Smith declared an interest as owners of businesses that were hygiene rated.

The disclosures were made on the basis of transparency and those Members remained in the meeting during consideration and voting on the items.

ACTION: City Solicitor

16. MINUTES

Resolved -

That the minutes of the meeting held on 16 May 2017 be signed as a correct record.

17. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Akhtar, Bacon, Davies, Duffy, Imran Hussain, Ikram, Senior and Stelling.

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

H M THE QUEEN'S BIRTHDAY HONOURS LIST

The Lord Mayor had written to those people in this district recognised in Her Majesty The Queen's Birthday Honours list.

Brian Noble was created a Member of the Order of the British Empire for his services to Rugby League and charities; Gerald Yates was created an Officer of the Order of the British Empire for his voluntary political services; Geraldine Howley was created an Officer of the Order of the British Empire for her services to housing, young people and the community and Michael John Davies was created a Member of the Order of the British Empire for services to business and disadvantaged children.

Also recognised were Professor Colin Mellors, who was created an Officer of the Order of the British Empire for his services to economic development; Professor Jane Nixon was created a Member of the Order of the British Empire for services to health research and Mr Rudi Leavor was made a Medallist of the Order of the British Empire for his services to the Jewish community and interfaith relations.

DAVID HOCKNEY'S 80TH BIRTHDAY

Congratulations were placed on record and good wishes sent to David Hockney on the occasion of his 80th birthday. His birthday was marked by the establishment of a permanent display at Cartwright Hall and the Lord Mayor had attended David Hockney birthday-themed events there.

TRAGIC EVENTS MARKED

A number of tragic events had been marked since the last meeting of Council. Gatherings in silence had been held to remember those who lost their lives, were injured or affected by the terror attacks at Manchester Arena on 22 May, at London Bridge and Borough Market on 3 June and near Finsbury Park Mosque on 19 June. There was also a remembrance in silence of those who died in the blaze at Grenfell Tower in North Kensington on 14 June 2017. The Leader of Council and the Chief Executive had written jointly to the Royal Borough of Kensington and Chelsea on behalf of the people of the District, expressing sympathy and condolences to the people of North Kensington and offering support.

19. INSPECTION OF REPORTS AND BACKGROUND PAPERS

There were no restricted documents.

20. PETITIONS (Standing Order 11)

Keep Clayton Green from inappropriate developments

Resolved –

That the petition be referred to the Executive.

ACTION: *City Solicitor (referral to Executive*

21. PUBLIC QUESTION TIME (Standing Order 13)

A question was asked by a member of the public and the response given by the Leader of Council is contained in **Document “B”**.

22. MEMBERSHIP OF COMMITTEES AND JOINT COMMITTEES (Standing Order 4)

Resolved –

- (1) That the appointment of the following non-voting co-opted members to the Environment and Waste management Overview and Scrutiny Committee for the 2017-18 municipal year be confirmed:

**Julia Pearson - Bradford Environment Forum
Nicola Hoggart – Environment Agency.**

- (2) That the appointment of the following non-voting co-opted members to the Health and Social Care Overview and Scrutiny for the 2017/2018 municipal year be confirmed:

**Susan Crowe – Strategic Disability Partnership
Trevor Ramsay – Strategic Disability Partnership
G Sam Samociuk – former Mental Health Nursing Lecturer
Jenny Scott – Older People’s Partnership**

- (3) That Councillor Sharp be an alternate on the Children’s Services Overview and Scrutiny Committee.
- (4) That Councillor Iqbal be an alternate on the Health and Social Care Overview and scrutiny Committee.
- (5) That Councillor Fear replace Councillor Rachel Sunderland as an alternate on the Environment and Waste Management Overview and Scrutiny Committee.

ACTION: *City Solicitor*

23. REPORT BY THE LEADER OF COUNCIL

Council Document “C” details the verbal questions from Members to the Leader of Council and the answers given on the matters contained in the Leader of Council’s written report.

24. MEMBER QUESTION TIME (Standing Order 12)

Council Document “E” details the questions from Members to the Leader of Council and Portfolio Holders and the answers given.

25. RECOMMENDATIONS FROM THE EXECUTIVE - LOCAL PLAN CORE STRATEGY - INSPECTOR'S REPORT AND ADOPTION

The Council was in the process of preparing a new Local Plan to 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 was the Core Strategy setting out the strategic approach to managing development and change to 2030. It was submitted for Examination in December 2014 with Hearings held in March 2015. Proposed modifications were published in November 2015 and resumed hearings held in May 2016.

The Council had received the Inspector’s final Report and recommendations. The Inspector had considered all the matters before him including the plan, the evidence underpinning it, and the objections and representations made and the published modifications. In his report the Inspector concluded that the Plan can be considered to be legally compliant and sound, providing a limited set of Main Modifications are made to the plan, as submitted.

On 20 June 2017 the Executive considered the report of the Strategic Director, Place (**Executive Document “C”**) 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 modified Core Strategy in line with the Inspector’s recommendation.

An amendment moved by Councillor Hawkesworth was defeated.

Resolved –

- (1) That the Core Strategy as approved by Full Council on December 2013 be formally adopted and submitted to the government for examination with the Main Modifications contained in Appendix 1 to Executive Document “C”, as proposed by the Inspector pursuant to Section 23 of the Planning and Compulsory Purchase Act 2004.**
- (2) 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.**

ACTION: Strategic Director Place

26. CALLED-IN DECISION - REVIEW OF THE OPERATION AND

EFFECTIVENESS OF THE 12 MONTH TRIAL BAN OF PAVEMENT OBSTRUCTIONS

At its meeting on 7 March 2017 the Executive received a report of the Strategic Director, Place (**Executive Document “BM”**) on the 12 month trial ban on pavement obstructions in Bradford City Centre, Saltaire, Ilkley 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 were presented for the Executive’s consideration and determination.

Executive resolved –

That the retention of the pavement obstruction ban be approved with the following modifications:

- i. The current trial zone ban areas be retained;
- ii. Arrangements to allow licensing of pavement obstructions be incorporated into the Council’s approach.
- iii. 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.

The decision of the Executive was called in by Councillors Dale Smith and Joanne Sharp:

- (i) The reasons for Councillor Dale Smith requesting the call-in were:

“The proposals give scant regard to the Equality Impact Assessment and subsequently do not sufficiently ameliorate the disadvantage those most affected particularly those with Visual Impairment or the need to use wheelchairs etc.

The evidence presented and upon which the decision was partially based, regarding the charge for a Licence is unrealistic, containing conflicting figures and presented alongside unconvincing evidence submitted by businesses regarding their claimed financial losses due to the removal of A-Boards, with the latter having been given too much emphasis.

A letter from the Ilkley Chamber of Trade was tabled but not circulated to members of the public and thus could not be challenged.

The loss of the Mobility and Inclusion Officer reduced the Council’s contact with service users, with the result that awareness of the decision to be taken at the Executive meeting was poorly advertised, thus reducing the opportunity of those whose mobility is to be most affected, to get quick access to the report in an appropriate format and have their voices heard.

The costing information provided for both the trial and the proposals are

inadequate.

The absence of adequate, detailed information detailing which other Local Authorities were implementing an A-Board ban or making a charge for any Licence, along with the outcomes, undermines the validity of the report upon which the decision was based, as this information would provide a much clearer picture of what to expect.

The absence of criteria for identifying areas where A-Boards can and cannot be placed undermines the validity of the decision taken, as this information would again provide the Executive and the vulnerable citizens who should benefit from any new policy.

The report did not adequately address the recommendations from the Health and Social Care O&S meeting.”

(ii) The reasons for Councillor Sharp requesting the call-in were:

“I wish to call in the Executive decision of 7th March 2017, Review of the Operation and Effectiveness of the 12 Month Trial Ban of Pavement obstructions (Document BM) to Health and Social care Overview and Scrutiny Committee.

The reasons for the call in are:

- 1. The Executive document contains information not made available to the Health and Social Care O & S Committee when we carried out an extensive review of the trial ban in meetings last year so this new information needs to be considered by the Committee.*
- 2. The Executive report itself does not reflect views of the O & S Committee for proper consideration by the Executive. In part this is demonstrated by the scarcity of the views expressed by disability organisations (2 paragraphs only) in the Executive report.*
- 3. The long term operational costs of either scheme are not clearly evidenced in the Executive report.*
- 4. The call in needs to happen to allow O & S Committee to consider the differences between the report we received and the report submitted to Exec to allow the committee to make an informed choice as to whether we maintain our decision of December last year or accept the decision made by the Executive.”*

The reasons for the call-in were considered by the Health and Social Care Overview and Scrutiny Committee on 23 March 2017 together with the response to the call-in submitted by the Strategic Director, Place in **Health and Social Care Overview and Scrutiny Committee Document “AJ”**. A copy of comments made by the Chair of the Ilkley Civic Society which had been circulated to Members of the Executive were also submitted to the Overview and Scrutiny Committee. The Committee resolved that the decision of the Executive be referred to full Council for consideration.

In accordance with Paragraph 9 of Part 3E of the Constitution Members of

Council could, following consideration of the matter, resolve to:

- (1) Release the decision for implementation.
- (2) Refer all or part of the decision back to the Executive to reconsider the decision and at the same time Council may make recommendations to the Executive that it may think fit.

A motion, as set out below, moved by Councillor Hinchcliffe was carried.

Amendments moved by Councillor Hawkesworth and Councillor Warnes were defeated.

Resolved –

In February 2014 the Health and Social Care Overview and Scrutiny Committee requested that the Executive ‘bring about a change in the Authority’s available powers to deal more effectively with obstruction of the highway’.

Council notes that:

- **Bradford Council takes its responsibilities under the Highways Act seriously and under the existing Code of Practice for Advertising Displays any A-board reasonably deemed to constitute a danger to highway users will be removed**
- **The trial ban of A-boards in Saltaire, Ilkley, Leeds Road and Bradford city centre were effective in reducing the number of A-boards on the highways**
- **The growing number of Local Authorities introducing bans and other powers to manage the numbers and locations of A-boards on the public highway**

Therefore Council proposes:

- **To ask the Council’s Executive to implement a full ban on A-boards across the district**
- **That a report is sent to the Health and Social Care Overview and Scrutiny Committee to review the effectiveness of the ban 12 months after implementation.**

ACTION: Strategic Director Place/City Solicitor (referral to Executive)

TREASURY MANAGEMENT POLICY STATEMENT, MINIMUM REVENUE PROVISION STRATEGY AND ANNUAL INVESTMENT 2017/18

At the meeting of the Governance and Audit Committee held on 28 March 2017 the Strategic Director Corporate Services submitted a report (**Governance and Audit Committee Document “AH”**) showing the Council’s Treasury Strategy for borrowing for the three financial years commencing 2017/18 and the Annual Investment Strategy for 2017/18.

Resolved –

That the Treasury Management Policy (Governance and Audit Committee Document “AH”) be adopted.

ACTION: Strategic Director Corporate Services

28. RECOMMENDATION FROM THE EXECUTIVE - MEDIUM TERM FINANCIAL STRATEGY 2018/19 TO 2020/21 AND BEYOND

At the meeting of the Executive held on 11 July 2017 the Strategic Director Corporate Services submitted a report (**Executive Document “I”**) setting out the financial envelope for the Council to deliver its key priorities as set out in the revised Corporate Plan based on assumptions made from the relevant data available.

The Medium Term Financial Strategy focused on how the Council intended to respond to the forecasted public sector funding reductions as a result of the on-going austerity measures imposed by the Government’s spending plans. It set out the approaches and principles the Council would follow to ensure the Council remained financially viable and delivered on its priorities.

Resolved –

That the updated and revised Medium Term Financial Strategy be approved.

ACTION: Strategic Director Corporate Services

29. REVIEW OF FIRE SAFETY IN ALL HIGH RISE BUILDINGS IN THE DISTRICT

A motion was moved by Councillor Jeanette Sunderland and was defeated.

No decision

30. BRADFORD COUNCIL'S COMMITMENT TO THE SAFETY OF HOMES AND BUILDINGS

A motion moved by Councillor Ross-Shaw, as set out in the resolution below, was carried.

Resolved-

This Council notes:

The tragic events at Grenfell Tower have shocked us all and the thoughts and prayers of everyone in the district are with the victims and their families.

Although Bradford Council transferred its stock of social housing, including high rise tower blocks, to InCommunities in 2003 we are fully committed to doing everything in our power to ensure the safety of people in their homes and public buildings across the Bradford District.

In the past few weeks Bradford Council has been working with our partners in the social housing sector and the West Yorkshire Fire & Rescue Service (WYFRS) to ensure we are confident that properties have up-to-date safety records and the type of cladding used at Grenfell Tower is not used anywhere in our district.

We have also liaised with our partners in the NHS and in the district's schools to ensure Fire Risk Assessments have been carried out and information is up to date.

This Council endorses the approach taken so far by the Portfolio Holder in conjunction with the Strategic Director of Place in:

- **Writing to high rise owners to request up-to-date information on building safety where necessary to ensure our records are complete**
- **Reviewing our Emergency Response Procedures to ensure any lessons learned from Grenfell Tower are implemented**
- **Working with the WYFRS to expand our concordat with InCommunities to include other housing providers in the social and private sector**

This Council also resolves to:

- **Call on the government to increase the funding available, or provide greater powers related to raising revenue, to Local Authorities to better enforce their powers under the Housing Act 2004 on health and safety and fire safety related issues**
- **Continue to work with the District Tenants' Federation to organise seminars/workshops with representatives of the WYFRS, housing providers and Bradford Council to discuss fire safety**
- **Support and challenge housing providers in the District to fully and swiftly implement any Grenfell Tower Inquiry recommendations on sprinklers or other fire safety measures.**

ACTION: Strategic Director Place

31. CENTENARY OF THE 1918 REPRESENTATION OF THE PEOPLE ACT

A motion was moved by Councillor Jeanette Sunderland.

An amendment, as set out in the resolution below, moved by Councillor Mullaney was carried

Resolved-

This Council notes that 2018 will be the centenary of the 1918 Representation of the People Act which enabled more women to vote in local elections and stand as candidates. The Act also enabled women to stand for Parliament and granted those over 30 the right to vote in parliamentary elections.

This Council wishes to organise local celebrations and activity to commemorate this anniversary. This was an important milestone in democratic history. We ask the Strategic Director of Place to work with the Portfolio Holder for Environment, Culture and Sport to advise on the content of the local celebrations to include from “Suffrage to Citizenship”. This should include consulting with members from all Groups across the Chamber.

ACTION: Strategic Director Place

32. IMPROVING CITY CENTRE AIR QUALITY AND PEDESTRIAN SAFETY

A motion was moved by Councillor Cooke and was defeated.

No decision

33. BRADFORD DISTRICT REQUESTS A FAIR FUNDING DEAL

A motion, as set out in the resolution below, was moved by Councillor Hinchcliffe and was carried.

An amendment moved by Councillor Whiteley was defeated.

Resolved-

This Council welcomes the first indications from the new government that austerity is over. We are keen to hear what additional budgets will be made available for local authorities to fund key services such as education and adult social care in particular.

This Council notes:

- **Bradford Council’s net budget has reduced by more than £250 million and our workforce has reduced by over 2,000 staff since the start of the government’s austerity programme in 2010**

- The Prime Minister has previously spoken about making this “a country that works for everyone”
- The new government has dropped its plan to devolve the retention of business rates to local authorities but has not yet announced a new funding plan

This Council resolves to:

- Ask the Chancellor and the Secretary of State for Communities and Local Government for clarity about their plans for local government funding and to request a fair deal for this district to realise the aim of making a country that works for everyone
- Urge the LGA to work on a cross-party campaign to ensure local government is not forgotten if austerity is rolled back
- Press the Health Secretary to address the continuing funding crisis in adult social care.

ACTION: *Chief Executive/ Director Health and Wellbeing*

34. **CELEBRATING CIVIC AND YORKSHIRE PRIDE IN THE BRADFORD DISTRICT**

A motion, as set out in the resolution below, was moved by Councillor Hinchcliffe and was carried.

Resolved-

This Council notes:

- Yorkshire Day takes place on 1st August and is the latest opportunity to celebrate all that’s great about our county and district
- The success of recent events such as the Tour de Yorkshire which celebrate and promote pride in the district
- The Council’s historic crest has taken a secondary position to the orange and blue logo in the last decade, yet the crest better represents the heritage and towns which make up our district

This Council resolves to:

- Build on the success of sporting and cultural events such as Tour de Yorkshire and Yorkshire Day to promote pride in the Bradford District
- Ask the Yorkshire Society to lead their traditional celebrations for 1st August from Bradford at the next earliest opportunity
- Roll out the use of the Council’s historic civic crest in Council literature and civic buildings and gradually phase out use of the orange and blue ‘City of Bradford MDC’ logo, without incurring additional cost, to more strongly reflect civic pride and the different

towns within the district.

ACTION: Chief Executive/Strategic Director Place

35. FOOD SAFETY PLAN

The Council is required by the Food Standards Agency to have a documented and approved Food Safety Service Plan in place. The report of the Director of Health and Wellbeing (**Document “D”**) sought approval of the Plan.

Resolved –

That the Food Safety Service Plan be approved.

ACTION: Director Health and Wellbeing

Chair

Note: These minutes are subject to approval as a correct record at the next meeting of the Council.