



Agenda for a meeting of the Environment and Waste Management Overview & Scrutiny Committee to be held on Tuesday, 27 March 2018 at 5.30 pm in Committee Room 1 - City Hall, Bradford

Members of the Committee – Councillors

CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT AND INDEPENDENT	GREEN
Gibbons Senior	A Ahmed Berry Mohammed Watson	Stubbs	Love Warnes

Alternates:

CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT AND INDEPENDENT	GREEN
Ellis Rickard	Duffy Iqbal H Khan Nazir	R Sunderland	H Hussain

NON VOTING CO-OPTED MEMBERS

Nicola Hoggart
Julia Pearson

Environment Agency
Bradford Environment Forum

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:

Michael Bowness. Interim City Solicitor
Agenda Contact: Tracey Sugden
Phone: 01274 434287
E-Mail: tracey.sugden@bradford.gov.uk

To:

A. PROCEDURAL ITEMS

1. ALTERNATE MEMBERS (Standing Order 34)

The City Solicitor will report the names of alternate Members who are attending the meeting in place of appointed Members.

2. 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.*

3. MINUTES

Recommended –

That the minutes of the meeting held on 27 March 2018 be signed as a correct record (previously circulated).

(Jane Lythgow/Tracey Sugden – 01274 432270/434287)

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.

(Jane Lythgow/Tracey Sugden – 01274 432270/434287)

5. REFERRALS TO THE OVERVIEW AND SCRUTINY COMMITTEE

None

B. OVERVIEW AND SCRUTINY ACTIVITIES

6. ENERGY EFFICIENCY IN THE PRIVATE RENTED SECTOR IN THE BRADFORD DISTRICT 1 - 8

Previous Reference: Minute 76(2016/17)

The report of the Strategic Director Place (**Document “AF”**) provides an update for Member on energy efficiency in the private rented property sector in the District and includes an update on the impact of legislative changes.

Recommended –

That the report be noted and a further update on energy efficiency in the private rented sector be presented in twelve months time.

(Julie Rhodes/Pete Betts – 01274 431163/432497)

7. AIR QUALITY SCRUTINY REVIEW - DRAFT TERMS OF REFERENCE 9 - 14

The Chair of the Committee will present a report (**Document “AG”**) which gives the draft terms of reference for the proposed air quality scrutiny review.

Recommended –

That the draft terms of reference be adopted.

(Mustansir Butt – 01274 432574)

8. WORK PROGRAMME - 2017/18

15 - 26

Document “AH” presents the Committee’s work programme for 2017/18.

Recommended –

- (1) That Members consider and comment on the areas of work included in the 2017-18 Work Programme for the Committee.**
- (2) That Members consider any detailed scrutiny reviews that they may wish to conduct.**
- (3) That the work programme 2017-18 continue to be reviewed regularly throughout the year.**

(Mustansir Butt – 01274 432574)

9. EXCLUSION OF THE PUBLIC

Members are asked to consider if the item relating to the White Rose Energy Update should be considered in the absence of the public and, if so, to approve the following recommendation:-

Recommended –

That the public be excluded from the meeting during consideration of the item relating to the White Rose Energy Update because information would be disclosed which is considered to be exempt information within paragraph 3 (Financial or Business Affairs) of Schedule 12A of the Local Government Act 1972 (as amended).

It is considered that, in all the circumstances, the public interest in maintaining this exemption outweighs the public interest in disclosing this information as the report contains commercially sensitive information.

10. WHITE ROSE ENERGY UPDATE

The Strategic Director of Corporate Services will present a report (**Not for Publication Document “AI”**) which gives an update on White Rose Energy.

Recommended –

That the report be noted and a future update be provided if required.

(Kate Smallwood – 01274 533885)

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

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Report of the Strategic Director of Place to the meeting of Environment and Waste Overview and Scrutiny Committee to be held on March 27th 2018.

AF

Subject:

Energy efficiency in the private rented sector in the Bradford district

Summary statement:

This report provides an update for members on energy efficiency in the private rented sector in the Bradford district including an update on the impact of legislative changes.

Steve Hartley
Strategic Director of Place

Portfolio:

**Regeneration, Housing, Planning &
Transport and Environment/Sport and
Culture**

Report Contact: Julie Rhodes/Pete
Betts
Phone: (01274) 431163/432497
E-mail: julie.rhodes@bradford.gov.uk

Overview & Scrutiny Area:

**Regeneration and Economy/Environment
and Waste**

1. SUMMARY

This report provides an update for members on energy efficiency in the private rented sector in the Bradford district including an update on the impact of legislative changes.

2. BACKGROUND

2.1 The Environment and Waste Overview and Scrutiny Committee considered a report on energy efficiency in the private rented sector on April 18th 2017. At that meeting members requested that a further update report be presented to the Committee after a further 12 months.

2.2 The importance of decent homes that people can afford to live in is one of the six key objectives within the Council Plan. Addressing poor housing conditions contributes not only to the housing objective within the Council Plan but also more widely as:-

- Good quality housing attracts companies and workers - leading to an economically prosperous district
- Children and young people are better able to benefit from education if they are well housed – leading to a district of excellence in learning
- Good quality housing promotes community safety – leading to a safer place in which to live, work and play
- High quality, affordable, warm homes promote health and wellbeing – leading to a healthy district

2.3 In 2015 the Council commissioned a Stock Modelling assessment of housing conditions in the district. Conducted by the Building Research Establishment, the findings indicate that:

- The importance of the private rented sector in the district has grown significantly from 11% of housing (22,200 dwellings) in 2007 to 18% of housing (39,382 dwellings) in 2015.
- 8,291 (21%) of dwellings in the private rented sector have a Category 1 hazard
- The estimated cost of mitigating all hazards in the private rented sector is £19.8m
- 11% (4,452) of private rented dwellings have an Energy Performance Certificate (EPC) rating below Band E
- Fuel poverty affects 15% in the owner occupied sector, 28% in the private rented sector and 18% in social rented (10% income definition)
- The highest concentration of all HHSRS hazards and fuel poverty are found in the wards of City, Manningham and Bowling and Barkerend.

A comparison with the results from the previous Stock Condition Survey undertaken in 2007 indicates that there has been a slight improvement in property conditions but that there are still significant issues with property condition in the private sector and, in particular, the private rented sector.

The importance of addressing these poor conditions in order to create a good quality private rented sector for the District is recognised as a priority in the Council's "Housing and Homelessness Strategy for Bradford District - A Place to Call Home: 2014-2019".

- 2.4 The Housing Standards Team based within the Economy and Development service is a statutory service responsible for inspecting property in order to ensure compliance with various housing and other legislation. The service is largely reactive and particularly focuses on conditions in the private rented sector, although it does perform a number of statutory functions relating to statutory nuisance and filthy and verminous premises across all tenures.

The HST is also responsible for the administration and enforcement of the mandatory licensing scheme for Houses in Multiple Occupation (HMOs).

- 2.5 In 2016/17 the service received 1714 service requests, all of which related to housing condition, the majority of which were from the private rented sector. This represented a 21% increase in service requests when compared to 2015/16.
- 2.7 The main legislation enforced by the team is the Housing Act 2004. This legislation came into force in April 2006 and uses the Housing Health and Safety Rating System (HHSRS) as the prescribed method of assessing a house's condition. Under the HHSRS officers are required to ensure that each property is assessed against 29 separate hazards. Using the assessment tool hazards are categorised as either Category 1 or Category 2 hazards.
- 2.8 Under the Housing Act 2004 the Council must keep the housing conditions in their area under review and has a duty to remove Category 1 hazards where they exist.
- 2.9 The HHSRS is based on risk assessment and is not prescriptive. All 29 hazards in each property must be individually risk assessed, thus the outcome of the assessment between properties will vary.
- 2.10 In 2016/17 the most frequently scored hazards were Fire, Damp and Mould and Excess cold.
- 2.11 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 for specific offences under the Housing Act 2004.

A civil penalty is a financial penalty imposed by a Council on an individual or organisation as an alternative to prosecution. Under the above legislation the Council would be able to impose a civil penalty of up to £30,000 per offence for the following offences under the Housing Act 2004:

Section 30 – failure to comply with an improvement notice
Section 72 – mandatory licensing of Houses in Multiple Occupation (HMO)
Section 95 – licensing under Part 3 of the Housing Act 2004
Section 139 – failure to comply with an overcrowding notice
Section 234 – breach of management regulations in respect of HMO

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

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

The Council's Private Sector Housing Enforcement Policy was updated to include the Council's policy relating to Civil Penalty Notices and was agreed by Executive in November 2017.

2.19 Officers have been working with colleagues across West Yorkshire to agree a consistent approach across the sub region with regard to the enforcement approach to Civil Penalty notices for Housing Act offences and level of monetary fine. This is important due to the fact that property owners often operate across local authority boundaries.

2.20 From April 1st 2018, under the Energy Efficiency (Private Rented Property) Regulations 2015 (the Regulations), there will be a requirement for any properties rented out in the private rented sector to normally have a minimum energy performance rating of 'E' on an Energy Performance Certificate (EPC).

The regulations will come into force for new and renewals of tenancies with effect from 1st April 2018 and for all existing tenancies on 1st April 2020.

2.21 Under the Regulations there are a number of offences which range from an offence of registering any false or misleading information on the Private Rented Sector Exemptions Register to renting out a property with an EPC rating below 'E' for varying periods of time.

The Regulations set out the maximum level of fines/penalties that can be levied for the various offences but leave it to the discretion of the enforcing authorities to determine the level of fines in each case. There is a maximum level of penalty which applies to each property. This is set at £5,000.

2.22 When the Regulations were originally introduced responsibility for enforcement rested with the Weights and Measures authority. In West Yorkshire this would be West Yorkshire Trading Standards Service (WYTSS) rather than the Council. However the Regulations have since been amended such that enforcement responsibilities now appear to have been divided between WYTSS and the Local Authority, with responsibility for enforcement in domestic privately rented properties potentially now resting with the Local Authority.

There is some ambiguity relating to who the enforcing authority will be for domestic premises between the guidance issued by the Department for Business, Energy and Industrial Strategy (BEIS) and the Regulations themselves. Officers are seeking clarification on this.

2.23 On December 19th 2017 the Government launched a consultation on proposals to amend the Regulations that apply to domestic properties. A key proposal in this consultation is an amendment to the funding arrangements for the domestic minimum standard. The consultation proposal involves the removal of the 'no cost to the landlord' principle and the introduction of a 'landlord funding contribution' component which would take effect where a landlord is unable to obtain suitable third party funding. To protect landlords from excessive costs as a result of these proposed changes, the consultation proposes the introduction of a cost cap to limit the amount any landlord would need to invest in an individual property. The closing date for contributions to the consultation is March 13th 2018. The date for any decisions to be implemented following the consultation are not known.

2.24 Should the Local authority be confirmed as the enforcing authority for domestic premises, a number of tasks will need to be undertaken before the new duties relating to the Regulations can be enforced. These include:

- The Council's Private Sector Housing Enforcement policy would need to be amended.
- As with the levels of fine for Civil Penalty Notices and smoke detection it would be considered appropriate that officers work with colleagues across West Yorkshire to agree a consistent approach and to establish fine levels relating to these

Regulations as they will other new responsibilities still to be introduced under the Housing and Planning Act 2016.

3. OTHER CONSIDERATIONS

- 3.1 Research from the Energy Saving Trust in 2013 found that tenants in private rented housing are the least likely to benefit from the uptake of energy efficient, money saving upgrades to their homes through the Energy Company Obligation (ECO) scheme and various other initiatives that have operated over the past 14 years. This has also been the experience locally where it has been difficult to get uptake from the private rented sector for various energy related initiatives, especially where a customer contribution is required. A reason for this may be because it is unclear who is the main beneficiary of the work, i.e. is it the tenant who benefits from lower bills or the landlord whose property is improved.
- 3.2 It can be difficult for private landlords to establish a business case to justify investing in stock at the lower end of the PRS market, as it tends to provide low yield rents and any energy efficiency improvements in the property are unlikely to attract a higher rent or significantly increase the potential sale value. This is likely to be an issue in some parts of the Bradford District where there are the most significant levels of fuel poverty.
- 3.5 The HST has recently developed a new information page on the Council's "Stay Connected" service. This will be used to provide information and updates for landlords and tenants on a range of issues including new legal responsibilities and available initiatives.
- 3.6 Officers have worked on a regional basis to develop an Energy Repayment Loan (ERL) for owner occupiers to enable them to access energy efficiency schemes. This has been developed with and will be administered by the regional Homes and Loans service hosted at Sheffield City Council. This scheme can provide:
- an interest free loan secured on the property of between £300 to £5,000 to be repaid over a period of up to 5 years
 - loans would not be expected to normally be given where the total loan to value would exceed 70% of the property's unimproved value

These loans will be delivered by the Empty Homes and Loans team within the Housing Operations service at Bradford.

A similar product aimed at landlords has been developed although funding has not yet been identified to deliver loans to this user group. The Executive would also need to determine that the Council's Comprehensive Housing Renewal Policy should be amended to include this additional form of assistance before it could be made available.

The delivery of any scheme targeted at rented properties would need to be implemented carefully to ensure that it could be effectively delivered alongside the Council's other housing enforcement responsibilities.

4. FINANCIAL & RESOURCE APPRAISAL

- 4.1 Additional resources will not be made available from central Government to implement the new and proposed statutory responsibilities. The Council can however retain any income generated from civil penalty notices that are paid provided that it is used to further the Local Authority's statutory functions in relation to their enforcement activities covering the private rented sector.

5. RISK MANAGEMENT AND GOVERNANCE ISSUES

No significant risks have been identified.

6. LEGAL APPRAISAL

- 6.1 There is some ambiguity relating to who the enforcing authority will be for domestic premises between the guidance issued by the Department for Business, Energy and Industrial Strategy (BEIS) and the Regulations themselves. Officers are seeking clarification on this.
- 6.2 Legal Services provide advice on the format of notices and procedures required to implement the new statutory responsibilities.

7. OTHER IMPLICATIONS

7.1 EQUALITY & DIVERSITY

The improvement of housing conditions in the District will have a positive impact on those groups and individuals who suffer multiple disadvantages associated with poor quality and inadequate housing.

7.2 SUSTAINABILITY IMPLICATIONS

The interventions that the Housing Standards team take to improve the quality of the private rented stock will help to create a more sustainable housing stock for the district.

The Housing service will continue to work with neighbouring Local Authorities and other regional partners to gather information and develop initiatives to tackle local and regional problems.

7.3 GREENHOUSE GAS EMISSIONS IMPACTS

Any work done to a domestic property to remove excess cold as a hazard or to improve its energy efficiency is likely to have the effect of reducing the domestic carbon emissions of that property (in addition to reducing the household's heating bills). This will contribute to meeting the District's Greenhouse Gas Emissions targets.

7.4 COMMUNITY SAFETY IMPLICATIONS

One of the hazards assessed by officers using the Housing Health and Safety Rating system (HHSRS) relates to entry by intruders. Where the hazard of entry by intruders has been identified in a home measures to address that hazard will be included in any action taken.

7.5 HUMAN RIGHTS ACT

No implications under the Human Rights Act have been identified.

7.6 TRADE UNION

No Trade Union implications have been identified.

7.7 WARD IMPLICATIONS

Housing Standards work is largely reactive and covers the whole District.

8. NOT FOR PUBLICATION DOCUMENTS

None.

9. OPTIONS

9.1 Option 1 – that the Committee note the report.

9.2 Option 2 – that the Committee note the report and request a further update on energy efficiency in the private rented sector in a further 12 months.

10. RECOMMENDATIONS

10.1 That the report be noted and a further update on energy efficiency in the private rented sector be presented in twelve months time.

11. APPENDICES

None.

12. BACKGROUND DOCUMENTS

None.

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Report of the Chair for the Environment and Waste Management Overview and Scrutiny Committee to the Environment and Waste Management Overview and Scrutiny Committee meeting to be held on Tuesday 27 March 2018.

AG

Subject:

Air Quality Scrutiny Review - Draft Terms of Reference.

Summary statement:

This report presents the DRAFT Terms of Reference for the Air Quality Scrutiny Review.

Cllr Martin Love
Chair of the Environment and Waste
Management Overview and Scrutiny
Committee

Portfolio:

**Environment. Waste Management.
Transport**

Report Contact: Mustansir Butt
Overview and Scrutiny Lead
Phone: (01274) 432574
E-mail: mustansir.butt@bradford.gov.uk

Overview & Scrutiny Area:

Environment and Waste Management

1. SUMMARY

- 1.1 This report presents the DRAFT Terms of Reference for the Scrutiny Review into Air Quality across the District.

2. BACKGROUND

- 2.1 The Environment and Waste Management Overview and Scrutiny Committee has considered reports in relation to Air Quality throughout the 2017-18 Municipal Year. Throughout their discussions, members agreed to undertake a detailed Scrutiny Review in Air Quality across the District.

3. OTHER CONSIDERATIONS

- 3.1 The DRAFT Terms of Reference of the Scrutiny Review are attached as Appendix 1 and this also sets out the objectives of the Scrutiny Review. A list of interested parties and an indicative timetable is also included.
- 3.2 This Scrutiny Review makes a contribution towards Bradford Councils Strategic Priority of safe, clean and welcoming neighbourhoods.

4. FINANCIAL & RESOURCE APPRAISAL

- 4.1 There may be finance and resource implications arising from the findings of this scrutiny review.

5. RISK MANAGEMENT AND GOVERNANCE ISSUES

- 5.1 There may be risk management and governance issues arising from the findings of this scrutiny review.

6. LEGAL APPRAISAL

- 6.1 None.

7. OTHER IMPLICATIONS

7.1 EQUALITY & DIVERSITY

Community Cohesion and Equalities related issues are part of the work remit for all Overview and Scrutiny Committees. This scrutiny review also contributes to Bradford Councils Corporate Equality Objective of community relations.

7.2 SUSTAINABILITY IMPLICATIONS

This is a key area of work for this Committee.

7.3 GREENHOUSE GAS EMISSIONS IMPACTS

This is a key area of work for this Committee.

7.4 COMMUNITY SAFETY IMPLICATIONS

None.

7.5 HUMAN RIGHTS ACT

None.

7.6 TRADE UNION

None.

7.7 WARD IMPLICATIONS

Air Quality will have an impact across all wards in the District.

8. NOT FOR PUBLICATION DOCUMENTS

None.

9. OPTIONS

- 9.1 The committee to adopt the Terms of Reference as proposed, or with any amendments that they may wish to make.

10. RECOMMENDATIONS

- 10.1 That the DRAFT Terms of Reference be adopted.

11. APPENDICES

Appendix 1 – DRAFT Terms of Reference for the Scrutiny Review into Air Quality.

12. BACKGROUND DOCUMENTS

Council Constitution.

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**City of Bradford Metropolitan District Council
Environment and Waste Management Overview and Scrutiny Committee**

Air Quality - Scrutiny Review

DRAFT - Terms of Reference

See Part 3E paragraphs 2.1 to 2.11 of the Constitution of the Council.

Background

The Environment and Waste Management Overview and Scrutiny Committee has considered reports in relation to Air Quality throughout the 2017-18 Municipal Year. Throughout their discussions, members agreed to undertake a detailed Scrutiny Review in Air Quality across the District.

The impact of transport on Air Quality is a significant public health concern. The District has four declared Air Quality Management Areas and a large number of other locations are thought to be at, or close, to exceedance levels. Particulate air pollution has been assessed by Public Health England as being responsible for 5.3% of all deaths in the Bradford district, or approximately 222 deaths in the 25+ age range every year.

It has been confirmed that Brexit will not result in a 'watering down' of air quality legislation and that all EU legislation relating to air quality will be transposed into UK law. In December 2015 Government announced that Leeds would be one of five cities which would have a mandated Clean Air Zone (CAZ) imposed in order to improve air quality to meet legal limits by 2020.

The health impact of air quality on the Bradford population and the potential of fines being imposed by the EU are a serious concern for the Council and the importance of encouraging more sustainable modes of travel and addressing congestion issues that impact on air quality cannot be overstated. A Low Emission Strategy (LES) for Bradford has already been developed and was adopted in November 2013.

In a recent High Court ruling, the judge said that more action was required to tackle air quality in 45 English and Wales authorities, (Bradford is one of those areas).

Key Lines of Enquiry

The key lines of enquiry for this scrutiny review are to:

- Explore the Impact of the High Court judgement;
- Evaluate the effectiveness of the current measures being taken to improve air quality within the Bradford District;
- Examine the Impact of air quality on Communities and schools;
- Understanding community awareness of air quality impacts;
- Consider the work being undertaken to improve air quality in other areas.

Methodology

The committee will receive and consider a variety of evidence/information provided by a range of interested parties. The Committee may adopt one or more of the following methods to collect evidence/information:

- relevant documents;
- relevant data;
- written submissions from, or meetings with interested parties;
- undertake relevant visits.

Indicative list of interested parties

An indicative list of interested parties is provided below. This is not definitive or exclusive and can be developed as the scrutiny progresses.

Organisation / Department	Contact
Bradford Council Executive Portfolio Holder.	Cllr Sarah Ferriby.
Bradford Council.	Councillors from Children's and Health and Social Care Overview and Scrutiny. Public Health Officers. Ruth Lees – Environmental Health.
Local/Regional/National Organisations.	Environment Agency – . First Bus Operator -
Local Authorities.	Leeds.

Indicative Timetable

Date	Milestone
Tuesday 27 March 2018.	DRAFT Terms of Reference to be presented to the Environment and Waste Management Overview and Scrutiny Committee – for discussion and approval.
TBC.	Information gathering session – focusing on the three key lines of enquiry for the Scrutiny Review.
TBC.	Information gathering session – focusing on the three key lines of enquiry for the Scrutiny Review.
TBC.	Final review findings and recommendations.



Report of the Chair of the Environment and Waste Management Overview and Scrutiny Committee to be held on Tuesday 27 March 2018.

AH

Subject:

Environment and Waste Management Overview and Scrutiny Committee – Work Programme 2017/18.

Summary statement:

This report presents the Committee's Work Programme 2017-18.

Cllr Kevin Warnes
Chair – Environment and Waste Management
Overview and Scrutiny Committee

Portfolio:

**Environment.
Transport.**

Report Contact: Mustansir Butt
Overview and Scrutiny Lead
Phone: (01274) 432574
Email: mustansir.butt@bradford.gov.uk

Overview & Scrutiny Area:

Environment & Waste Management.

1. SUMMARY

- 1.1 This report presents the Environment and Waste Management Overview and Scrutiny Committees work programme for 2017/18.

2. BACKGROUND

- 2.1 Each Overview and Scrutiny Committee is required by the Constitution of the Council to prepare a work programme (Part 3E – Overview and Scrutiny Procedure Rules, Para 1.1).

3. OTHER CONSIDERATIONS

- 3.1 The Environment and Waste Management Overview and Scrutiny Committee has responsibility for “the strategies, plans, policies, functions and services directly relevant to the corporate priority about improving waste management and the environment.” (Council Constitution, Part 2, 6.2.1).
- 3.2 The remit of this Committee also includes the strategies, plans, functions and services directly relevant to the corporate priorities about reducing carbon emissions, transport and highways, creating a greener and more sustainable environment and positively affecting climate change.
- 3.3 Best practice published by the Centre for Public Scrutiny suggests that “work programming should be a continuous process”. It is important to review work programmes, so that important or urgent issues that arise during the year are able to be scrutinised. Furthermore, at a time of limited resources, it should also be possible to remove areas of work which have become less relevant or timely. For this reason, it is proposed that the Committee’s work programme be regularly reviewed by members of the committee throughout the municipal year.
- 3.4 The work programme as agreed by the Committee will form the basis for the Committee’s work during the year, but will be amended as issues arise during the year.

4. FINANCIAL & RESOURCE APPRAISAL

- 4.1 None.

5. RISK MANAGEMENT AND GOVERNANCE ISSUES

- 5.1 None.

6. LEGAL APPRAISAL

- 6.1 None.

7. OTHER IMPLICATIONS

7.1 EQUALITY & DIVERSITY

Community Cohesion and Equalities related issues are part of the work remit for this Committee.

7.2 SUSTAINABILITY IMPLICATIONS

This is a key work area for the Committee.

7.3 GREENHOUSE GAS EMISSIONS IMPACTS

This is a key work area for the Committee.

7.4 COMMUNITY SAFETY IMPLICATIONS

A key area of work for the Committee will be to consider the area of those killed or seriously injured on roads.

7.5 HUMAN RIGHTS ACT

None.

7.6 TRADE UNION

None.

7.7 WARD IMPLICATIONS

Work of this Overview and Scrutiny Committee has ward implications, but this depends on that nature of the topic.

8. NOT FOR PUBLICATION DOCUMENTS

None.

9. OPTIONS

9.1 The Committee may choose to add to or amend the proposed items to be included in the 2016-17 work programme for the committee.

9.2 Members may wish to consider any detailed scrutiny reviews that it may wish to conduct.

10. RECOMMENDATIONS

10.1 That members consider and comment on the areas of work included in the 2017-18 Work Programme for the Committee.

- 10.2 That members consider any detailed scrutiny reviews that they may wish to conduct.
- 10.3 That the work programme 2017-18 continues to be reviewed regularly during the year.

11. APPENDICES

Appendix One – 2017-18 Work Programme for the Environment and Waste Management Overview and Scrutiny Committee.

Appendix Two – List of unscheduled topics.

12. BACKGROUND DOCUMENTS

Council Constitution.

Democratic Services - Overview and Scrutiny

Environment & Waste Management O&S Committee

Scrutiny Lead: Mustansir Butt tel - 43 2574

Work Programme

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Agenda	Description	Report	Comments
Tuesday, 4th July 2017 at City Hall, Bradford. Report deadline 21/06/2017.			
1) Appointment of Co-opted Members.	Key findings and review recommendations.	Mustansir Butt.	Re-convened.
2) Water Management Scrutiny Review.		Mustansir Butt.	
3) Renewables Future for Bradford Council.		Neil Morrison.	Re-convened.
Tuesday, 25th July 2017 at City Hall, Bradford. Chair's briefing 10/07/2017. Report deadline 12/07/2017.			
1) City Connect to Canal Road Cycleway.		Chris Bedford	£2m Procurement Contract. Called-In from a decision made by the Bradford East Area Committee on Tuesday 11 July 2017.
2) Call-In, in relation to Bradford Canal Road Corridor Cycleway Scheme.		Chris Bedford.	
3) Bulky Waste Refuse Collections.		Steve Hartley/Richard Longcake.	Environment & Waste Management Overview and Scrutiny Committee recommendation from Tuesday 28 February 2017.
4) Ilkley Moor Management Plan.	The final draft of the Ilkley Moor Management Plan to be presented to the Committee prior to its submission to Natural England for consent.	Danny Jackson.	Environment & Waste Management Overview and Scrutiny Committee recommendation from Tuesday 28 March 2017.
5) DRAFT Work Programme 2017-18.	Discussion and agreement over the areas of work to focus on in this Muncipal Year.	Mustansir Butt.	
Tuesday, 26th September 2017 at City Hall, Bradford. Chair's briefing 08/09/2017. Report deadline 13/09/2017.			
1) Bradford Environment Forum Annual Report.		Julia Pearson.	
2) Environment Agency Annual Report.		Nicola Hoggart.	

Environment & Waste Management O&S Committee

Scrutiny Lead: Mustansir Butt tel - 43 2574

Work Programme

Agenda	Description	Report	Comments
Tuesday, 26th September 2017 at City Hall, Bradford.			
Chair's briefing 08/09/2017. Report deadline 13/09/2017.			
3) Air Quality/Fraction of mortality attributable to particulate air pollution.	Progress Update.	Ralph Saunders/Sarah Possingham/James Brass.	Environment & Waste Management Overview and Scrutiny Committee recommendation from Tuesday 20 December 2016.
4) Utilisation of outdoor spaces for health reasons.		Sarah Possingham/James Brass.	Environment & Waste Management Overview and Scrutiny Committee recommendation.
5) Work Planning.	There is a need to regularly review the work programme, in order to prioritise and manage resources.	Mustansir Butt.	
Tuesday, 31st October 2017 at City Hall, Bradford.			
Chair's briefing 13/10/2017. Report deadline 18/10/2017.			
1) Biodiversity - Scene Setting Presentation.	Scrutiny Review.	Danny Jackson.	Member request from the Environment & Waste Management Overview and Scrutiny Committee on Tuesday 25 July 2017.
2) The Procurement of the new waste treatment contract for the treatment of kerbside residual waste.		Steve Hartley/Richard Longcake.	Environment & Waste Management Overview and Scrutiny Committee recommendation from Tuesday 28 February 2017.
3) Management of Waste and Recycling Activities.		Steve Hartley/Susan Spink.	Environment & Waste Management Overview and Tuesday 25 October 2016.
4) Fuel Poverty Framework for Action and Leeds City Region Green Deal Contract.	Update on progress.	Pete Betts.	Environment & Waste Management Overview and Scrutiny Committee recommendation for Tuesday 26 July 2016.
5) Work Planning.	There is a need to regularly review the work programme, in order to prioritise and manage resources.	Mustansir Butt.	

Environment & Waste Management O&S Committee

Scrutiny Lead: Mustansir Butt tel - 43 2574

Work Programme

Agenda	Description	Report	Comments
Tuesday, 21st November 2017 at City Hall, Bradford.			
Chair's briefing 03/11/2017. Report deadline 08/11/2017.			
1) Performance Outturn for Transport and Highways.		Julian Jackson/Richard Gelder.	Environment & Waste Management Overview and Scrutiny Committee recommendation from Tuesday 29 November 2016.
2) Performance Outturn for Waste Management.		Steve Hartley/Richard Longcake/John Major.	Environment & Waste Management Overview and Scrutiny Committee recommendation from Tuesday 20 September 2016.
3) Update on Flytipping across the District.		Richard Longcake/John Major.	Environment and Waste Management Overview and Scrutiny Committee recommendation from Tuesday 25 July 2017.
4) Draft Terms of Reference for the Biodiversity Scrutiny Review.	Sets out the key lines of enquiry for the Scrutiny Review.	Mustansir Butt.	
5) Work Planning.	There is a need to regularly review the work programme, in order to prioritise and manage resources.	Mustansir Butt.	
Tuesday, 19th December 2017 at City Hall, Bradford.			
Chair's briefing 01/12/2017. Report deadline 06/12/2017.			
1) Role of Council Wardens - Scene Setting.	To establish whether there is a need to undertake a review of the role of Council Wardens.	Mustansir Butt.	Referral from the Regeneration & Economy Overview and Scrutiny Committee from 30 November 2016.
2) Environment Enforcement Strategy.		Ian Day.	Environment & Waste Management Overview Committee recommendation.
3) Bradford Forster Square Re-Development.		Tom Jones.	£2m plus procurement contract.
4) Rights of Way.		Danny Jackson.	Request from a member of the public.
5) Work Planning.	There is a need to regularly review the work programme, in order to prioritise and manage resources.	Mustansir Butt.	

Environment & Waste Management O&S Committee

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Work Programme

Agenda	Description	Report	Comments
Tuesday, 23rd January 2018 at City Hall, Bradford.			
Chair's briefing 05/01/2018. Report deadline 10/01/2018.			
1) Budget setting for Environment and Waste Management.		Steve Hartley/Julian Jackson.	
2) Forster Square Re-Development.	£2m plus procurement exercise.	Richard Gelder/Tom Jones/Matthew Page/Chris Dunderdale/Simob Collingwood.	
3) Work Planning.	There is a need to regularly review the work programme, in order to prioritise and manage resources.	Mustansir Butt.	
Tuesday, 20th February 2018 at City Hall, Bradford.			
Chair's briefing 02/02/2018. Report deadline 07/02/2018.			
1) West Yorkshire LTP3 Implementation Plan.		Julian Jackson/Richard Gelder.	Environment & Waste Management Overview and scrutiny Committee recommendation from Tuesday 29 November 2016.
2) Bradford Civic Heat Quarter District Heat Network.	Progress report.	Neill Morrison.	Environment & Waste Management Overview and Scrutiny Committee recommendation from Tuesday 28 February 2017.
3) Energy Contracts Procurement.		Neill Morrison.	Constitutional Requirement.
4) Scutiny Review - Single Use Plastics.	Draft Terms of Reference.	Mustansir Butt.	Resolution from Council on Tuesday 16 January 2018 - Environment Scrutiny to look at this matter in more depth cross party and make recommendations.
5) Work Planning.	There is a need to regularly review the work programme, in order to prioritise and manage resources.	Mustansir Butt.	

Environment & Waste Management O&S Committee

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Work Programme

Agenda	Description	Report	Comments
Tuesday, 27th March 2018 at City Hall, Bradford.			
Chair's briefing 09/03/2018. Report deadline 14/03/2018.			
1) Progress against the Safer Roads element of the Single Transport Plan.	To also include casualty performance and a financial update.	Simon D'Vali.	Environment & Waste Management Overview and Scrutiny Committee recommendaion form Tuesday 28 March 2017.
2) Energy efficiency of Private Sector Rented Housing and legislative impacts.		Julie Rhodes/Pete Betts.	Environment & Waste Management Overview and Scrutiny Committee recommendation from Tuesday 18 April 2017.
3) White Rose Energy.		Neil Morrison	
4) Air Quality Scrutiny Review - Draft Terms of Reference.	Scrutiny Review to look into specifically the impact on Children's Health in schools - with a view to working with Children's and Health and Social Care O&S. Also to look at the buses used in the District.	Mustansir Butt.	Member request.
5) Work Planning.	There is a need to regularly review the work programme, in order to prioritise and manage resources.	Mustansir Butt.	
Tuesday, 17th April 2018 at City Hall, Bradford.			
Chair's briefing 23/03/2018. Report deadline 04/04/2018.			
1) Bradford Beck Pilot Study Rivers Trust.	Progress Uodate.	Chris Eaton/Edward Norfolk/Barney Lerner.	Environment & Waste Management Overview Scruitny Committee recommendation from Tuesday 28 March 2017.
2) Bradford Forster Square Full Business Case Procurement.		Richard Gelder.	Environment & Waste Management Overview and Scrutiny Committee recommendation from Tuesday 23 January 2018.
3) Bradford Distict Cycling Strategy.	To also include progress against key performance indicators and Action Plan presented in 12 months.	Tom Jones.	Environment & Waste Management Overview and Scrutiny Committee recommendation from Tuesday 28 March 2017.

Environment & Waste Management O&S Committee

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Work Programme

Agenda	Description	Report	Comments
Tuesday, 17th April 2018 at City Hall, Bradford.			
Chair's briefing 23/03/2018. Report deadline 04/04/2018.			
4) Rail Strategy Update.		Neil Moore.	Environment & Waste Management Overview and Scrutiny Committee recommendation from Tuesday 28 March 2017.
5) Resolution Tracking.	To monitor progress the progress made against the recommendations made by the Committee.	Mustansir Butt.	

Democratic Services - Overview and Scrutiny

Scrutiny Committees Forward Plan

Unscheduled Items

Environment & Waste Management O&S Committee

Agenda item	Item description	Author	Management
1 West Yorkshire Combined Authority.		Transport, Air Quality, Omissions, elements. Julian Jackson/Jamie Saunders.	
2 Bradford Environment Forum Annual Report.		Report relating to the work undertaken and key outcomes.	Julia
3 Environment Agency Annual Report.		Progress report to be considered in 12 months.	Nicola Hoggart.
4 Air Quality/Fraction of mortality attributable to particulate air pollution.	12 month progress report. Issues around the continued and severe pollution created by the operation of diesel vehicles and bus fleets in Bradford. Increasing public awareness and what residents can do to improve air quality and to review the options for declared Air Quality Management areas across the District.		Ralph Saunders.
5 Utilisation of outdoor spaces for health reasons.	Further progress update in 12 months. Concern about the continuing socio-economic inequality of access to green spaces in Bradford.	Sarah Possingham.	
6 Trade Waste Update.	Progress of service improvements, particularly the ability for the domestic refuse service to undertake certain trade waste and recycling collections during 2017. Also improvements to round re-organisation. To be considered in July 2018.	Steve Hartley/Richard Longcake.	
7 Street Lighting.	That the Strategic Director, Place, be requested to present the Street Lighting Strategy to the Committee for consideration at a future meeting.	Richard Gelder.	
8 Flushables Project.			
9 Progress against the Water Management Scrutiny Review recommendations.		Kirsty Breaks.	
10 Carbon Strategy for the District 2020 to 2050.		Neill Morrison.	

Environment & Waste Management O&S Committee

Agenda item	Item description	Author	Management
11 Council Owned Land.	That the Strategic Director Regeneration be requested to make available a register of areas of Council owned neglected land across and report back to the Committee.	Ben Middleton. the District on a ward basis	