

Supplementary Agenda for a meeting of the Corporate Overview and Scrutiny Committee to be held on Wednesday, 20 December 2017 at 5.30 pm in Committee Room 1 - City Hall, Bradford

Members of the Committee – Councillors

CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT AND INDEPENDENT	THE INDEPENDENTS
BM Smith Cooke Riaz	Warburton Arshad Hussain Watson Bacon Duffy	J Sunderland	Naylor

Alternates:

CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT AND INDEPENDENT	THE INDEPENDENTS
Mallinson Townend M Pollard	Greenwood T Hussain Thirkill Jamil Shaheen	Ward	Hawkesworth

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:

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City Solicitor
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To:

B. SUPPLEMENTARY OVERVIEW AND SCRUTINY ACTIVITIES

1. EXCLUSION OF THE PUBLIC

Recommended –

That the public be excluded from the meeting during the discussion of the Appendix relating to the Bradford Odeon on the grounds that it is likely, in view of the nature of the proceedings, that if they were present, exempt information within paragraphs 3 and 5 (financial or business affairs and legal privilege) of Schedule 12A of the Local Government Act 1972 (as amended) would be disclosed and it is considered that, in all the circumstances, the public interest in allowing the public to remain is outweighed by the public interest in excluding public access to the relevant part of the proceedings for the following reasons:

It is in the public interest in maintaining these exemptions because it is in the overriding interest of proper administration that Members are made fully aware of the financial and legal implications of any decision.

(Yusuf Patel – 01274 43479)

2. CALLED-IN DECISION - BRADFORD ODEON

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At its meeting on 5 December 2017 the Executive received a report of the Strategic Director Corporate Services (**Executive Document “AM” which contained Not For Publication Appendix 1**) which considered the options available to the Council in securing funding for the proposed refurbishment of the Bradford Odeon.

Executive resolved as follows:

- (1) To endorse the risk assessment in the Not for Publication Appendix to Document ‘AM’.**
- (2) To endorse further detailed consideration, with partners, of the optimal legal and financial structure to develop the Bradford Odeon with their preferred delivery option being Option 2 as set out in the Not For Publication appendix to Document ‘AM’.**
- (3) To support the principle that the Council provides loan or other forms of capital to enable the development to proceed.**
- (4) To support bids to other bodies who are willing to co-fund development.**
- (5) To receive a further report at the earliest opportunity or at its scheduled meeting on 9 January 2018 on the preferred option and any other relevant matters.**

ACTION: Strategic Director Corporate Services

The decision of the Executive has been called in by Councillor Naylor.

The reasons for Councillor Naylor requesting the call-in are:

“As such I wish to scrutinise the strategic role the Odeon will play in the regeneration of Bradford and its impact on other Council assets and initiatives.

I would also like to scrutinise the loan the security for the loan and any implications it may have for state aid together with any further issues which the not for publication papers may give rise to”.

In accordance with Paragraph 8.6.9 of Part 3E of the Constitution Members of the Overview and Scrutiny Committee can, 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 it in the light of any representations the Committee may make. The decision may not be implemented until the Executive has met to reconsider its earlier decision.**
- (3) Refer the decision to full Council for consideration, in which case the decision may not be implemented until the Council has met to consider the matter.**

If the Committee makes no resolution, in accordance with paragraph 8.6.9 of the Constitution, the decision may be implemented.

(Ben Middleton - 01274 439067)

NOTE: Please note that the Not for Publication Appendix 1 to Document “AM” is being circulated to Members of the Committee only, if you are sending an alternate to the meeting please advise me as soon as possible, and I will ensure they receive a copy of the NFP document in advance of the meeting.

(Yusuf Patel – 01274 434579)