

Agenda for a meeting of the Executive to be held on Tuesday, 8 January 2019 at 1030 in Committee Room 1, City hall, Bradford

Members of the Executive – Councillors

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

Notes:

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- 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

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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 meetings held on 6 November and 4 December 2018 be signed as a correct record (previously circulated).

(Jill Bell / Yusuf Patel - 01274 434580 434579)

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 - 01274 434580)

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 - 01274 434580)

B. STRATEGIC ITEMS

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

<p style="text-align: center;"><i>(Councillor Hinchcliffe)</i></p>
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5. **CALCULATION OF BRADFORD'S COUNCIL TAX BASE AND BUSINESS RATES BASE FOR 2019-20**

1 - 16

The report of the Director of Finance (**Document "AF"**) estimates the Council's Council Tax and Business Rates bases for 2019-20. These bases in turn determine the amount of taxation raised in 2019-20.

Section A of this report estimates the Council Tax Base. This involves considering: total dwellings in the district; exemptions, discounts and the Council Tax Reduction Scheme among others items.

Section B estimates the Business Rates base, starting with the total rateable value of property used by businesses in the district.

Section C summarises the implications of the tax bases for the 2019-20 revenue budget.

Recommended -

- (1) **That the number of band D equivalent properties estimated by the Council as the Council Tax Base for 2019-20 for the whole of the Bradford Metropolitan District is 142,200 as set**

out in Appendix A of Document “AF”.

- (2) The Council Tax Base for 2019-20 for each Local Council is set out in Appendix B of Document “AF”.
 - (3) In 2019-20, Bradford will provide a grant of £0.161m to Local Councils as compensation for the cost of Council Tax Reduction.
 - (4) The amount provisionally estimated by the Council as the Business Rates income for 2019-20 as included on the Council’s NDR1 return (Appendix B1) is £130.5m:
 - (5) Of the total Business Rates income;-
24% is paid to Central Government - £31.4m
1% is paid to the West Yorkshire Fire Authority - £1.3m
74% is retained by the Council - £97.8m
- A further cost of collection allowance is paid to the Council of £0.7m.
- (6) That authority is delegated to the Section 151 in consultation with the Leader of the Council to make any necessary amendments to the calculation of the Business Rates estimate arising from the completion of the 2019-20 NDR1 form received from the Government and to include the amended figures in the 2019-20 Budget papers for Council.
 - (7) That remaining unused amounts of the Council Tax and Business Rates earmarked reserves are held to smooth out taxation income for future years.

(Corporate Overview and Scrutiny Committee)

(Martin Stubbs – 01274 432056)

C. PORTFOLIO ITEMS

<p style="text-align: center;">NEIGHBOURHOODS & COMMUNITY SAFETY PORTFOLIO</p>

(Councillor Jabar)

6. ANTI-POVERTY STRATEGY: BRADFORD DISTRICT ANTI-POVERTY CO-ORDINATION GROUP'S APPROACH FOR TACKLING POVERTY

17 - 76

Following a Corporate Overview and Scrutiny Review in 2016, Councillors and officers have been working with partners to (a) harmonise all strategies and initiatives tasked with alleviating poverty in

the district and (b) developing a partnership approach by creating the Anti-Poverty Co-ordination Group including partners from the social housing, health, voluntary and community and faith sectors.

This has developed a **'living document'** which provides an overview of what partners and the council are currently doing and planning to do to alleviate poverty in the District.

Following discussion and a recommendation at the Corporate Overview and Scrutiny Committee of the 15 November 2018, the report of the Strategic Director of Place (**Document "AG"**) presents the draft Anti-poverty Strategy: Bradford District Anti-Poverty Co-ordination Group's Approach for Tackling Poverty to Executive for their consideration and approval.

Views from Executive are also requested on how we engage with the community of interest on poverty.

Recommended -

That Executive approve the draft Anti-Poverty Strategy: Bradford District Anti-Poverty Co-ordination Group's Approach to Tackling Poverty.

(Corporate Overview and Scrutiny Committee)

(Helen Johnston – 01274 434401)

**REGENERATION, PLANNING & TRANSPORT
PORTFOLIO**

(Councillor Ross-Shaw)

7. ILKLEY PARKING REVIEW

77 - 92

The report of the Strategic Director of Place (**Document "AH"**) updates the Executive on the progress of the Ilkley parking review. It also details the findings from the recent public consultation on the proposed parking controls which have been developed in response to the key recommendations of the parking review, the costs of the implementation and the issues associated with the introduction. The report also seeks approval from Executive to progress with the introduction.

Recommended -

(1) That the Executive notes the findings of the Public Consultation

- (2) That Executive notes and endorses the proposals as developed as the first phase of enhancements resulting from the Ilkley Parking Review

(Regeneration and Environment Overview & Scrutiny Committee)
(Simon D'Vali – 01535 618375)

8. **BRADFORD COMMUNITY INFRASTRUCTURE LEVY (CIL) - UPDATE, REVIEW AND ANNUAL REPORT (REGULATOIN 62)**

93 - 104

The report of the Strategic Director of Place (**Document “AI”**) provides a summary of the Bradford CIL for the first financial year 2017/2018 and an update on the total amount of CIL monies collected up to December 2018. The report outlines the future process for allocating the Strategic CIL Fund and proposes minor amendments to the Regulation 123 List.

The report also seeks approval to commence with a review of the charging rates and zones in the adopted CIL Charging Schedule, as recommended following the CIL Examination and adoption in 2017.

Recommended –

- (1) That the proposed minor amendments to the Regulation 123 List (as set out at Appendix 2 to Document “AI”), be approved for consultation and the final changes to be agreed by the Assistant Director (Planning, Transportation & Highways) in consultation with the Portfolio holder following consideration of any representations made, and to make any further amendments considered necessary prior to implementation of the revised Regulation 123 List.
- (2) That the Assistant Director (Planning, Transportation and Highways) be authorised to commence work towards a review of the adopted Bradford CIL Charging Schedule in 2019 alongside the preparation of the Local Plan Core Strategy Partial Review and Allocations Development Plan, with delegated authority to the Assistant Director (Planning, Transportation and Highways) to undertake any associated consultation required and make any further amendments to the CIL Charging Schedule considered necessary prior to producing a Draft Charging Schedule.

(Regeneration and Environment overview & Scrutiny Committee)
(Alex Bartle – 01274 437471)

9. **SAFER ROADS - STRATEGIC SCHEMES**

105 -
116

The report of the Strategic Director of Place (**Document “AJ”**) seeks to update the Executive on progress with schemes identified for inclusion in the Safer Roads strategic schemes programme.

Recommended -

- (1) That Executive notes the proposed schemes prioritised for progression as part of the Safer Roads strategic schemes programmes and the associated initial consultation representations.**
- (2) That approval be given to prepare and advertise Speed Limit Orders for:**
 - i. Bradford City Centre – 20mph zone**
 - ii. Farnham Road area – schools 20mph zone**
 - iii. Park Lane area – school 20mph zone**
- (3) That the Strategic Director of Place and Portfolio Holder for Regeneration, Planning & Transport give consideration to any valid objections in accordance with their delegated authority or, in the event of there being no valid objections, the Orders be sealed and implemented as advertised.**

(Regeneration and Environment Overview & Scrutiny Committee)

(Richard Gelder – 01274 437603)

10. PROPOSED REDEVELOPMENT OF THE CITY CENTRE FOOD MARKET

**117 -
132**

The report of the Strategic Director of Corporate Services (**Document “AK” that contains Not for Publication Appendix 1**) will update the Executive on the review of property required for the market relocation and creation of new public realm on Darley Street.

Recommended -

That the Executive approves the following recommendations -

- (1) That the Executive is satisfied that the proposed redevelopment scheme is in the public interest and that any harm caused by the use of compulsory purchase powers to acquire and interfere with third party land and rights needed for the scheme is outweighed by the public benefits which the redevelopment scheme would generate, having also taken into account at this stage, the statutory obligations under the Equality Act 2010 in relation to the differential impact a Compulsory Purchase Order might have on various groups of persons with protected different characteristics;**
- (2) To authorise**
 - (a) a Compulsory Purchase Order to be made pursuant to**

Section 226(1)(a) of the Town and Country Planning Act 1990 (as amended by Section 99 of the Planning and Compulsory Purchase Act 2004), Section 1 of the Localism Act 2011 and the Acquisition of Land Act 1981 and all other relevant and enabling powers, to secure the compulsory acquisition of the land and buildings shown edged red and the creation of a new right referred to at 10.2.2 in respect of the building known as Vintry House, shown coloured blue on the plan appended hereto and which land and new right is needed to facilitate and enable a viable and deliverable scheme of redevelopment to be implemented and completed in the interests of promoting the environmental, economic and social wellbeing of the community and wider area;

- (b) a right to be created pursuant to Section 13 of the Local Government (Miscellaneous Provisions) Act 1976 to permit the Council to enter and occupy Vintry House, shown coloured blue on the plan annexed hereto, for the purpose of using the building as a site compound for the storage of machinery, equipment and other apparatus necessary to facilitate the proposed redevelopment scheme.**

- (3) To delegate to the Strategic Director: Corporate Resources authority to -**
 - (a) make, if necessary, minor or technical amendments to the Compulsory Purchase Order;**

 - (b) modify and settle the draft “Statement” to justify the use of compulsory purchase powers, the Compulsory Purchase Order Map and Schedule and all other legal documentation necessary to support and accompany the Compulsory Purchase Order to the Secretary of State for Housing, Communities and Local Government for confirmation;**

 - (c) approve agreements with landowners setting out the terms for withdrawal of any objections to the Compulsory Purchase Order, including where appropriate, seeking exclusion of land from the Compulsory Purchase Order;**

 - (d) confirm the Compulsory Purchase Order, if satisfied that it is appropriate to do so, in the event that the Secretary of State notifies the Council that the Council has been given the power to confirm the Compulsory Purchase Order;**

 - (e) promote any modifications to the Compulsory Purchase Order, if expedient to do so;**

- (f) take all and any necessary action, as the case may be to continue or open negotiations with persons for the acquisition of land and the exercise of a right to occupy Vintry House to facilitate the scheme and any other interests included in the Compulsory Purchase Order and any other land needed for the redevelopment scheme and to authorise acquisitions by agreement where the use of compulsory purchase powers is in contemplation and to approve the purchase price, advance payments and all other compensation payments;
 - (g) take all necessary steps in relation to any statutory blight proceedings instituted against the Council for the acquisition of land claimed to be blighted by the threat or presence of the Compulsory Purchase Order and
 - (h) take all necessary action, should the quantum of compensation flowing from the threat or use of compulsory purchase powers be in dispute and be referred to the Upper Tribunal (Lands Chamber) or other form of arbitration.
 - (i) to take and do all things necessary or incidental to the implementation of the above resolutions;
- (4) That all land acquired for the redevelopment scheme be held for planning purposes.
 - (5) That Executive approve the recommendations contained within the confidential appendix (NFP Appendix 1 to Document “AK”).

(Corporate Overview & Scrutiny Committee)

(Ben Middleton – 07582 101816)

HEALTHY PEOPLE AND PLACES PORTFOLIO

(Councillor Ferriby)

11. BEREAVEMENT SERVICES STRATEGY - DELIVERY PLAN UPDATE

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The Strategic Director of Place will present a report (**Document “AL” which contains a Not for Publication Appendix 2**) that provides a

progress update on delivery of the adopted Bereavement Services Strategy covering:-

- Appointment of external specialists to assist with delivery of crematoria programme
- Land Acquisition
- The new Muslim burial ground lease with the Bradford 'Council for Mosques'
- Extension of Muslim burial ground at Scholemoor cemetery
- Infrastructure repair to cemeteries
- Revised Memorial Policy

Recommended that the Executive:-

- (1) Approve the recommendation made by the Strategic Director Place to remove Northcliffe Park from the list of potential sites for a new crematorium**
- (2) Instruct the Strategic Director Place to communicate the decision made for removal of Northcliffe Park from the list of proposed sites for a new crematorium to the Regulatory and Appeals Committee of the Council sitting as Corporate Trustees.**
- (3) Instruct the Strategic Director Corporate Services to commence land acquisition negotiations for the two sites specified within Not for Publication Appendix 2 of Document "AL" up to the option to buy stage**
- (4) Note and welcome the procurement of external specialist resources to complete the feasibility stage for the remaining 4 identified sites and subject to further approval, deliver progress to RIBA stage 3 for the design and build of two new crematoria**
- (5) Instruct the Strategic Director Place to submit a report recommending the two sites to be approved for the construction of new crematoria and the estimated costs at the earliest opportunity.**
- (6) Note and welcome the signing of the revised lease with Bradford Council for Mosques for the Muslim burial area at Scholemoor cemetery.**
- (7) Note and welcome adoption of the revised Memorial Policy**

(Regeneration and Environment Overview & Scrutiny Committee)

(Phil Barker – 01274 432616)

12. **PETITION AGAINST CONSIDERATION OF NORTHCLIFFE PARK AS A SITE FOR A NEW CREMATORIUM** 147 -
152

The petition entitled 'Petition against Consideration of Northcliffe Park as a Site for a New Crematorium' was received by Full Council on 16 October 2018 and referred for consideration by Executive.

The petition relates to the inclusion of Northcliffe Park on a list of 3 sites under consideration for the building of a new crematorium to replace the facility at Nab Wood cemetery. The report of the Strategic director of Place (**Document "AM"**) considers the concerns raised in the petition regarding the possible use of part of the Park, which is held in trust, for the building of a crematorium.

Recommended that the Executive:-

Refer the lead petitioner to the recommendations passed within the Bereavement Services Strategy Delivery Plan Update report (Document "AM").

Regeneration and Environment Overview & Scrutiny Committee)
(Phil Barker – 01274 432616)

**EDUCATION, EMPLOYMENT AND SKILLS
PORTFOLIO & DEPUTY LEADER**

(Councillor I Khan)

13. **PROPOSED CHANGES TO NURSERY PROVISION AT LOW ASH PRIMARY SCHOOL** 153 -
178

The report of the Interim Strategic Director of Children's Services (**Document "AN"**) asks the Executive to approve changes to the Nursery provision at Low Ash Primary School from 1 September 2019.

Recommended -

- (1) **That taking into account that the majority of responses received reject the proposal to close the nursery (82%) and of those the majority suggested a 26 place nursery, the Executive approves a reduction in nursery places from 30 to 26 children at any one time at Low Ash Primary School Nursery from 1 September 2019. This will also help to address some of the financial concerns of the school.**

- (2) **That if approved, Bradford Council's Childcare Sufficiency Officers will work with the school to ensure the offer is in line with community needs.**

(Children's Services Overview & Scrutiny Committee)

(Mariam Haque – 01274 431078)

14. OFSTED INSPECTION OF LOCAL AUTHORITY CHILDREN'S SERVICES (ILACS) 179 - 182

The report of the Chief Executive/Interim Strategic Director of Children's Services (**Document "AO"**) provides updated information about the Council's response to the OFSTED ILACS judgement published on 29 October 2018.

Recommended -

- (1) **That the actions taken in response to OFSTED inspection findings be noted.**
- (2) **That the draft Statement of Action to be tabled at the meeting be considered.**

(Children's Services Overview & Scrutiny Committee)

(David Walmsley – 01274 431241)

15. MINUTES OF THE WEST YORKSHIRE COMBINED AUTHORITY 183 - 194

To receive the minutes of the meeting of the West Yorkshire Combined Authority held on 11 October 2018 (to be added)