

## **Decisions of the Executive on Tuesday, 7 January 2020**

**These decisions are published for information in advance of the publication of the Minutes**

CALL IN PERIOD ENDS ON TUESDAY 14 JANUARY 2020 AT 17.00

**Notes:**

- (a) Decisions may be called in by the Chair of the Corporate Overview & Scrutiny Committee, or by the Chair of the Corporate Overview & Scrutiny Committee when requested to do so by one member of the Committee or a member of another committee or by the Committee member representing the third largest group on the Council.*
- (b) The request to call in must be in writing and be signed by a Member, give a reason for the request and sent to the Chair of the Corporate Overview & Scrutiny Committee, who will deliver the request to Committee Secretariat, Room 111, City Hall by the date and time specified.*
- (c) Decisions which are subject to call in cannot be acted upon until the call in period expires.*
- (d) Decisions marked \* may not be called in under Paragraph 8.7 of Part 3E of the Constitution.*

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To:

**LEADER OF COUNCIL & CORPORATE**

(Councillor Hinchcliffe)

1. **COUNCIL RISK MANAGEMENT STRATEGY**

**Resolved –**

**That the adoption of a new Risk Management Strategy for the Council set out in Appendix A to Document “AH” be approved.**

***ACTION: Director of Finance***

Overview and Scrutiny Committee: Corporate

(Mark St.Romaine - 01274 432888)

2. **CALCULATION OF BRADFORD'S COUNCIL TAX BASE AND BUSINESS RATES BASE FOR 2020-21**

**Resolved –**

**(1) That the number of Band D equivalent properties for 2020-21 for the whole of the Bradford Metropolitan District be set at 144,350 (as set out in Appendix A, line 13 to Document “AI”).**

**(2) That the Council Tax Base for 2020-21 for each Local Council as set out in Appendix B to Document “AI” be approved.**

**(3) That the share of Business Rates income for 2020-21, including the 2019-20 anticipated surplus, be approved as follows (as set out in Appendix C to Document “AI”, line w, x & y):**

**50% is paid to Central Government - £66.683m**

**1% is paid to the West Yorkshire Fire Authority - £1.341m**

**49% is retained by the Council - £66.085m**

**(4) That authority be delegated to the Section 151 officer in consultation with the Leader of the Council to make any necessary amendments to the Business Rates estimate arising from the completion of the 2020-21 NDR1 form and to include the amended figures in the 2020-21 Budget papers for Council.**

***ACTION: Director of Finance***

Overview and Scrutiny Committee: Corporate

(Martin Stubbs – 01274 432056)

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

*(Councillor I Khan)*

3. **SPECIAL EDUCATIONAL NEEDS AND DISABILITY REFORMS**

**Resolved -**

**That the contents of Document “AJ” be noted and that the delivery of the action plan be supported.**

***ACTION: Strategic Director Children’s Services***

(Children’s Services Overview & Scrutiny Committee)

(Marium Haque – 01274 431078)

**CHILDREN AND FAMILIES PORTFOLIO**

*(Councillor Farley)*

4. **OFSTED MONITORING VISIT 16 TO 17 OCTOBER 2019**

**Resolved–**

**That the contents of Document “AK” be noted.**

***ACTION: Strategic Director Children’s Services***

Overview and Scrutiny Committee: Children’s Services

(Irfan Alam - 01274 432904)

**REGENERATION, PLANNING & TRANSPORT  
PORTFOLIO**

*(Councillor Ross-Shaw)*

5. **BLUE BADGE RESIDENTIAL PARKING POLICY**

**Resolved –**

**That the new policy for the provision of Blue Badge residential parking places as detailed in Appendix 1 to Document “AL” be approved.**

***ACTION: Strategic Director Place***

Overview and Scrutiny Committee: Corporate

(Richard Gelder - 01274 437603)

6. **BRADFORD SHIPLEY ROUTE IMPROVEMENT SCHEME WEST YORKSHIRE PLUS TRANSPORT FUND PROJECT**

**Resolved –**

- (1) That the proposals described in both of the preferred “with” and “without” new Valley Road railway bridge options as the preferred approach to the delivery of the Bradford Shipley Route Improvement Scheme agreed by the West Yorkshire Combined Authority’s Outline Business Case submission approval be supported and approved.**
- (2) That making contact with land owners / affected parties to explore the extent to which it may be possible to acquire land and rights needed for the scheme through voluntary negotiation be approved.**
- (3) That a further report be presented to the Executive on the outcome of preliminary enquiries with landowners and affected parties, along with recommendations on whether it may be necessary to rely on the use of compulsory purchase powers to support the scheme.**

***ACTION: Strategic Director Place***

Overview and Scrutiny Committee: Regeneration and Environment

(Richard Gelder – 01274 437603)

**HEALTHY PEOPLE AND PLACES PORTFOLIO**

*(Councillor Ferriby)*

7. **BEREAVEMENT SERVICES STRATEGY - CREMATORIA PROVISION UPDATE**

**Resolved –**

- (1) That approval of spend be delegated to the Strategic Director Place in consultation with the S151 officer for the construction of the second new crematorium within Bierley at a cost of £10.5m subject to land acquisition and planning permission.**
- (2) That the Executive is satisfied that the proposed development scheme to construct the Crematorium 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 Crematorium development scheme is likely to generate,**
- (3) To agree in principle to a Compulsory Purchase Order being 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 shown edged red on the plan appended hereto in order to facilitate the construction of the proposed Crematoria subject to a final decision being taken jointly by the Strategic Director : Place and the Strategic Director: Corporate Resources , in consultation with appropriate Portfolio Holders as necessary, on whether to make and submit the Compulsory Purchase Order to the Secretary of State for Housing, Communities and Local Government for confirmation, if satisfied that the Council has properly taken into account the statutory requirements under human rights and public sector equality legislation**

- (4) To further delegate to the Strategic Director Place and the Strategic Director Corporate Resources, in consultation with as necessary appropriate Portfolio Holders authority to:-**
- (i) make any necessary amendments to the Compulsory Purchase Order prior to the Compulsory Purchase Order being submitted for confirmation.**
  - (ii) modify and settle the draft “Statements of Reasons” to justify the use of compulsory purchase powers, the Compulsory Purchase Order Map and all other legal documentation necessary to support and accompany the Compulsory Purchase Orders to the Secretary of State for Housing, Communities and Local Government for confirmation;**
- promote any modifications to the Compulsory Purchase Order, if expedient to do so;**
- (iii) approve agreements for withdrawal of any objections to the Compulsory Purchase Order, including where appropriate, seeking exclusion of land from the Compulsory Purchase Order;**
  - (iv) confirm the Compulsory Purchase Order, if satisfied that it is appropriate to do so, in the event that the Secretary of State for Housing, Communities and Local Government is satisfied that there are no objections to the Compulsory Purchase Order and has empowered the Council to decide on whether or not to confirm the Compulsory Purchase Order without modification.**
  - (v) take all necessary action to continue or open negotiations with persons for the acquisition of land included in the Compulsory Purchase Order and any other land needed for the Crematorium 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;**

- (vi) 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;
- (vii) 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;
- (vi) to take and do all things necessary or incidental to the implementation of the above resolutions.

***ACTION: Strategic Director Place***

Overview and Scrutiny Committee: Regeneration and Environment

(Phil Barker - 01274 432616)

**8. BRADFORD DISTRICT'S PLAYABLE SPACES STRATEGY AND INVESTMENT PROGRAMME**

**Resolved –**

- (1) That the key principles (as referenced in Section 2.4 to Document “AO”) of the emerging Playable Spaces Strategy be approved and that the involvement of the external partner organisations be welcomed.
- (2) That the current total funding programme spend of £6.4m be approved in principle subject only to due consideration by PAG.
- (3) That approval of spend be delegated to the Strategic Director of Place, subject to approval from PAG, for delivery of the refurbishment of the play area at Lister Park at an estimated cost of £650,000.

***ACTION: Strategic Director Place***

Overview and Scrutiny Committee: Regeneration and Environment

(Phil Barker - 01274 432616)

FROM: Parveen Akhtar  
City Solicitor  
City of Bradford Metropolitan District Council

Committee Secretariat Contact: Jill Bell / Yusuf Patel, 01274 434580/4579