

## Agenda for a meeting of the Executive to be held on Tuesday, 1 February 2022 at 10.30 am in the Council Chamber Council Chamber - City Hall, Bradford

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### Members of the Executive – Councillors

<b>LABOUR</b>
Hinchcliffe (Chair)
I Khan
Ross-Shaw
Ferriby
Jabar
Duffy

### 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.
  - Given the restrictions on room capacity, any Councillors and members of the public who wish to make a contribution at the meeting are asked to email [jill.bell@bradford.gov.uk](mailto:jill.bell@bradford.gov.uk) or [yusuf.patel@bradford.gov.uk](mailto:yusuf.patel@bradford.gov.uk) by 10.30 on Friday 28 January 2022 and request to do so. You will then be advised on how you can participate in the meeting. Access to the meeting cannot be guaranteed if those wishing to attend do not register given the Council must comply with the Covid regulations and guidance.
  - If you wish to observe the proceedings a webcast of the meeting will be available to view live on the Council's website at <https://bradford.public-i.tv/core/portal/home> and later as a recording.
  - On the day of the meeting you are encouraged to wear a suitable face covering (unless you are medically exempt) and adhere to social distancing. Staff will be at hand to advise accordingly.
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### From:

Parveen Akhtar

City Solicitor

Agenda Contact: Jill Bell / Yusuf Patel

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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 meeting held on 7 December 2021 and 4 January 2022 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 / Yusuf Patel - 01274 434580 434579)

#### **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 / Yusuf Patel - 01274 434580 434579)

### **B. STRATEGIC ITEMS**

<p style="text-align: center;"><b>LEADER OF COUNCIL &amp; CORPORATE</b></p>
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<p style="text-align: center;"><i>(Councillor Hinchcliffe)</i></p>
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#### **5. MEETINGS OF COUNCIL AND THE EXECUTIVE 2022/23**

1 - 6

The City Solicitor will submit a report (**Document "AT"**) which recommends a schedule of ordinary meetings for Council and the Executive for the Municipal Year 2022/23.

**Recommended –**

- (1) That the schedule of meetings of the Executive for 2022/23 as set out in appendix 1 to this report be approved.**
- (2) That it be a recommendation to the annual meeting of Council that the ordinary meetings of Council for 2022/23 as set out in appendix 1 to this report be approved.**

(Jill Bell/Yusuf Patel - 01274 434580/4579)

## 6. 2022-23 BUDGET UPDATE REPORT

7 - 42

On 7th December 2021 the Executive approved budget proposals for consultation as required with the public, interested parties, staff and the Trade Unions.

The Director of Finance will submit a report (**Document “AU”**) which provides the Executive with an update on the 2022-23 budget position following national announcements outlined in the Provisional Local Government Settlement (15th December 2021), and the likely impact following approval of the Council Tax and Business Rates base setting report (4th January 2022).

It also identifies issues and uncertainties which could still have a bearing on the final size of the budget for 2022-23 and future financial years.

Executive will need to have regard to this report when considering the recommendations to make to Council at their meeting on 15th February 2022 in advance of Budget Council on the 17th February 2022.

### **Recommended –**

#### **Executive are asked to:**

- (1) note the contents of Document “AU” and to have regard to the information contained within Document “AU” when considering the recommendations to make to Council on a budget or 2022/23 at their meeting on 15 February 2022.**
- (2) in accordance with Section 149 of the Equality Act 2010, to have regard to the information contained in Appendix B and the Annex to Appendix B to Document “AU” together with the equality assessments when considering the recommendations to make to the Council on budget proposals for 2022-23.**

Overview and Scrutiny Committee: Corporate

(Andrew Cross - 07870 386523)

## 7. QUARTER 3 FINANCE POSITION STATEMENT 2021/22

43 - 110

The Director of Finance will submit a report (**Document “AV”**) which provides Members with an update on the forecast year-end financial position of the Council for 2021-22.

It examines the latest spend against revenue and capital budgets and the forecast year-end financial position based on information at Qtr 3. It states the Council’s current balances and reserves and school balances.

**Recommended –**

**That the Executive**

- (1) Note the contents of Document “AV” and the actions taken to manage the issues highlighted.**
- (2) Note the following has been approved under Section 1.7 of the Financial Regulations:**
  - £0.39m for the completion of health and safety works to the Children’s residential estate. This is to be funded from the General Contingency Budget.**
  - £0.05m to make good and ensure the electrical safety of three Adult residential homes. To be funded from the General Contingency Budget.**
- (3) That delegated authority is provided to the s.151 Officer in consultation with the portfolio holder to develop and implement a Covid Additional Relief Fund scheme as outlined in section 11.9 to Document “AV”.**
- (4) That delegated authority is provided to the s.151 Officer in consultation with the portfolio holder in relation to Enterprise Zone Rate Relief as outlined in section 11.10 to Document “AV”.**

Overview and Scrutiny Committee: Corporate

(Andrew Cross - 07870 386523)

## **C. PORTFOLIO ITEMS**

<p style="text-align: center;"><b>EDUCATION, EMPLOYMENT AND SKILLS PORTFOLIO &amp; DEPUTY LEADER</b></p>
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*(Councillor I Khan)*

**8. PROPOSED CHANGES TO ADMISSION ARRANGEMENTS AT TWO MAINTAINED SCHOOLS**

111 -  
142

The Strategic Director Children’s Services will submit a report (**Document “AW”**) which proposes a reduction of Published Admission Numbers at Peel Park Primary School and Long Lee Primary School; Proposed Alteration of Long Lee Primary School Priority Admission Area (Catchment Area).

**Recommended –**

- (1) That the Executive approve the proposal to reduce the Published Admission Number (PAN) at Peel Park Primary School from 90 to 60 from 1 September 2023.**
- (2) That the Executive approve the proposal to reduce the Published Admission Number (PAN) at Long Lee Primary School from 60 to 45 from 1 September 2023.**
- (3) That the Executive approve the proposal to change the priority admission area at Long Lee to include the new housing development.**

Overview and Scrutiny Committee: Children's Services

(Emma Hamer - 01274 439535)

**9. DETERMINATION OF PRIMARY AND SECONDARY ADMISSION ARRANGEMENTS**

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216

The Strategic Director Children's Services will submit a report (**Document "AX"**) which asks the Executive to determine the admission arrangements for Primary and Secondary schools.

**Recommended –**

- (1) That the Executive approve the Primary and Secondary Admission Arrangements.**
- (2) That the Executive approve the Primary and Secondary Co-ordinated Admissions Scheme.**
- (3) That the Executive approve the In-Year Co-ordinated Admissions Scheme.**
- (4) That the Executive note the proposed changes to the admission arrangements for own admission schools listed in Appendix F to Document "AX".**
- (5) That the Executive note the Published Admission Numbers contained in Appendix H to Document "AX".**
- (6) That the Executive note the updated guidance on deferring entry to school, part time places and delaying entry to school.**
- (7) That the Executive note the updated policy on directing a school to admit.**

Overview and Scrutiny Committee: Children's Services

(Rachel Phillips - 01274 43 9215)

## REGENERATION, PLANNING & TRANSPORT PORTFOLIO

*(Councillor Ross-Shaw)*

### 10. **ADOPTION OF PART 6 OF THE TRAFFIC MANAGEMENT ACT 2004 (ENFORCEMENT OF MOVING TRAFFIC OFFENCES)**

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Regulations to enact the powers described under Part 6 of the Road Traffic Management Act 2004 relating to civil enforcement of moving traffic offences are to be considered by parliament early in 2022. These regulations will provide local authorities the ability to apply to the Department for Transport for a Designation Order to take on responsibility for certain types of moving traffic offences, mirroring the powers which have been available to London authorities.

The Strategic Director Place will submit a report (**Document “AY”**) which seeks Executive’s endorsement to progress with an application to the Department for Transport for the adoption of these powers at the earliest possible opportunity and sets out the potential scope of such powers, the pre-requisite arrangements necessary to secure a Designation Order, initial proposals for the operation of the enforcement of restrictions and the benefits to residents of such powers.

#### **Recommended –**

- (1) That Executive endorse the preparation of an application to the Department of Transport for the preparation of a Designation Order to confer the powers under Part 6 of the Traffic Management Act 2004.**
- (2) That Executive approve consultation of initial details for enforcement of moving traffic contraventions in accordance with the timescales set out within Document “AY” and the Application Guidance.**
- (3) That authority be delegated to the Strategic Director of Place, in consultation with the Portfolio Holder, to:**
  - a) manage the development of the initial list of sites and types of restriction which are to be subject to MTE as appropriate.**
  - b) as may be required, secure the procurement of specialist external services having regard to the Council’s Contract Standing Orders and national procurement legislation in order to support the development of the application to the DfT for a Designation Order and to support the introduction of MTE in Bradford.**

- c) to make any necessary modifications to the initial proposals consulted upon in order to resolve objections raised and resolve any disputes.
  - d) make submission of an application for preparation of a Designation Order for Bradford having being satisfied that all necessary pre-requisite requirements of the DfT Advice Note have been complied with.
  - e) approve any and all future expansion proposals of the enforcement network which may be recommended by the Council's Traffic Manager subject to demonstration that all necessary pre-requisite requirements of the DfT Advice Note have been complied with.
- (4) That Executive note the need for a development budget for the preparation of the application for the Designation Order and the arrangements which are permitted under Section 55 of the Road Traffic Regulation Act 1984 for the recovery of this initial budget following introduction of moving traffic enforcement powers.
- (5) That authority be delegated to the Strategic Director of Place and Director of Finance, in consultation with the Portfolio Holder, to agree annually the allocation of proceeds from the issue of PCNs in accordance with the hierarchy set out in Section 55 of the Road Traffic Regulation Act 1984.

Overview & Scrutiny Committee: Regeneration and Environment

(Richard Gelder - 01274 437603)

## 11. EXCLUSION OF THE PUBLIC

**Recommended –**

**That the public be excluded from the meeting during consideration of :**

- (a) the NFP Appendix A to Document "AZ" - Proposals to refinance the Council's Phase 2 Schools PFI Contract.**
- (b) the NFP Appendix A to Document "BB" - Bereavement Services Strategy – Programme Update**

**on the grounds that it is likely in view of the nature of the business to be transacted or the nature of the proceedings, that if they were present, exempt information within Paragraph 3 (Information relating to Financial or Business Affairs) 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 excluding public access to the relevant part of the proceedings outweighs the interest in publication of the report.

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 implications of any decision.

**12. PROPOSALS TO REFINANCE THE COUNCIL'S PHASE 2 SCHOOLS PFI CONTRACT**

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The Strategic Director Place will submit a report (**Document “AZ” – which contains NFP Appendix A**) which seeks approval to agree new terms in order to re-finance the Phase 2 PFI Schools contract.

Refinancing the contract and securing better interest rates will allow the Council to reduce the monthly unitary charge costs it pays on the Phase 2 PFI Contract.

**Recommended –**

- (1) Approval to progress with Option 1 as set out in Document “AZ”;**
- (2) Authority be given to the Strategic Director for Place in conjunction with the Director of Finance & IT to approve and agree the terms of the refinance of the Phase 2 PFI contract and complete all necessary documentation required in consultation with the City Solicitor.**

Overview and Scrutiny Committee – Regeneration & Environment

(Ian Smart - 01274 431735)

**HEALTHY PEOPLE AND PLACES PORTFOLIO**

*(Councillor Ferriby)*

**13. MUSEUMS AND GALLERIES STRATEGY**

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The Museums and Galleries Strategy helps determine the forward direction for the Service.

The Strategic Director Place will submit a report (**Document “BA”**) which seeks support for this direction and for a bid to the Arts Council’s National Portfolio Organisation funding.

**Recommended –**

- (1) That Members approve the Museums and Galleries Strategy 2022 – 2032 and the application for NPO status.**
- (2) That members support the implementation of the Museums Strategy and request that the stories of the history and people of the whole District are reflected in the museums work including links to the wider cultural strategies including the Monuments Review findings, *Culture Is Our Plan* and City of Culture 2025 Bid.**

Overview and Scrutiny Committee: Regeneration & Environment

(Rosie Crook - 07815 681807)

**14. BEREAVEMENT SERVICES STRATEGY - PROGRAMME UPDATE**

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The Strategic Director Place will submit a report (**Document “BB” – which contains NFP Appendix A**) which provides an update on delivery of the adopted Bereavement Strategy.

**Recommended –**

**That the Executive approves the following recommendations -**

- (1) Approval for the Strategic Director, Place in consultation with the Director of Finance & IT to progress with the delivery of the Bereavement Investment Plan as detailed in Document “BB” within a revised overall programme budget of £29.7 million.**
- (2) Approval for the Strategic Director of Place in conjunction with the Strategic Director of Corporate Resources and in consultation with the City Solicitor to agree and finalise the terms of the acquisition of the land at Bierley as set out in the Not for Publication Appendix A to Document “BB”.**

Overview and Scrutiny Committee: Regeneration and Environment

(Phil Barker - 01274 432616)