

Decisions of the Council on Tuesday, 12 December 2023

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

Decisions

6. PETITIONS (Standing Order 11)

- (1) Revoke Parking Permits - Coppicewood Avenue, Lidget Green, Bradford.

Resolved –

That the petition be referred to Bradford South Area Committee for further consideration.

To be actioned by: Director of Legal and Governance

- (2) Petition requesting reconsideration of the decision by the Council to close Victoria Hall, Queensbury

Resolved –

That the petition be referred to the Executive for further consideration.

To be actioned by: Director of Legal and Governance

(Yusuf Patel – 07970 411923)

8. MEMBERSHIP OF COMMITTEES AND JOINT COMMITTEES (Standing Order 4)

Resolved –

- (1) **That Councillor Nazir to remain on the Bradford West Area Committee as a Bradford Independent for the remainder of the 2023/24 municipal year.**
- (2) **That Councillors Aneela Ahmed and Shaheen (Labour) replace Councillor Nazir and Salam (Bradford Independent) as alternates on the Corporate Overview and Scrutiny Committee for the remainder of the 2023/24 municipal year.**
- (3) **That Councillor Shafiq (Labour) replace Councillor Salam (Bradford Independent) as the Chair of the Regulatory and Appeals Committee**

and Councillor Lal (Labour) be appointed Deputy Chair for the remainder of the remainder of the 2023/24 municipal year. That Councillor Jamil replace Councillor Lal as an alternate on the Committee for the remainder of the 2023/24 municipal year.

- (4) That Councillor Azam (Labour) replace Councillor Salam (Bradford Independent) as Deputy Chair of the Standards Committee for the remainder of the 2023/24 municipal year.
- (5) That Councillor Cunningham (Labour) replace Councillor Salam (Bradford Independent) as an alternate on the Bradford East Area Committee for the remainder of the 2023/24 municipal year.
- (6) That Councillor Elahi (Bradford Independent) replace Councillor Johnson (Labour) on the Health and Social Care Overview and Scrutiny Committee for the remainder of the 2023/24 municipal year.
- (7) That Councillor Johnson replace Councillor Hayden as an alternate on the Health and Social Care Overview and Scrutiny Committee for the remainder of the 2023/24 municipal Year
- (8) That Councillor Nazir (Bradford Independent) replace Councillor Rowe (Labour) as an alternate on the Health and Social Care Overview and Scrutiny Committee for the remainder of the 2023/24 municipal year.
- (9) That Councillor Salam (Bradford Independent) replace Councillor Kauser (Labour) on the Regeneration and Environment Overview and Scrutiny Committee for the remainder of the 2023/24 municipal year.
- (10) That Councillor Kauser replace Councillor Sabiya Khan as an alternate on the Regeneration and Environment Overview and Scrutiny Committee for the remainder of the 2023/24 municipal year.
- (11) That Councillor Nazir (Bradford Independent) be added as an alternate on the Regeneration and Environment Overview and Scrutiny Committee for the remainder of the 2023/24 municipal year.
- (12) That Councillor Johnson replaces Councillor Berry as an alternate on Brdford South Area Committee.

To be actioned by: Director of Legal and Governance

(Yusuf Patel – 07970 411923)

11. **RECOMMENDATIONS FROM THE EXECUTIVE AND COMMITTEES (Standing Order 15)**

At the meeting of the Governance and Audit Committee held on 23 November 2023, the Committee considered the Treasury Management Mid Year Report (up to 30 September 2023). The report was referred to Council for adoption.

Resolved -

That the Treasury Management Mid Year Report (up to 30 September 2023) be adopted.

To be actioned by: Director of Finance and IT

(Yusuf Patel – 07970 411923)

12. **NOTICES OF MOTION (Standing Order 17)**

Motion 12.4: Stopping genocide in Gaza

Moved by: Councillor Taj Salam

Seconded by: Councillor Matt Edwards

Resolved –

Following a recorded vote the above motion was lost.

Note: details of the recorded vote will be set out in the minutes.

Motion 12.6 - This Council calls for an immediate and lasting ceasefire in Gaza

Moved by: Cllr Susan Hinchcliffe

Seconded by: Cllr Imran Khan and Cllr Abdul Jabar

Bradford Council acknowledges the peaceful demonstrations that have been happening almost daily in Bradford and Keighley. We hear the calls of communities across the district and join with them in asking for an immediate and permanent ceasefire. We thank West Yorkshire Police for their responsible policing of these demonstrations.

Bradford district is a global place. People have friends and family in many parts of the world. What happens in Palestine and Israel matters to us. We are horrified by the events we see unfolding daily on our TV screens. We want a ceasefire which must include an immediate and lasting cessation of violence and indiscriminate attacks, plus the release and return of all hostages, and beyond that a lasting resolution that will deliver peace and a two-state solution.

We unequivocally condemn the collective punishment of Palestinian civilians by the Israeli Government which have meant 1.9 million people have been displaced. We

unequivocally condemn the terrorist attacks by Hamas against civilians in Israel. Indiscriminate attacks against civilians is a direct violation of international law. We believe all crimes and war crimes should be prosecuted. We ask for a permanent end to the siege of Gaza with proper access to food, water, power and medical supplies being restored.

We are deeply concerned about the rise of Islamophobia and Antisemitism in our country. Bradford district has always taken a stand against Islamophobia, Antisemitism and all forms of racism. Hate will never be tolerated here. We are a place of peace where people come together, this conflict must not prise us apart.

We condemn the attacks on the two shops in Keighley as completely unacceptable and support the Police in holding a proper investigation to find those who committed these acts to bring them to justice.

Lasting ceasefire now.

This Council resolves to:

- Ask our District's MPs to call for a permanent lasting ceasefire, to end the bloodshed and to protect civilians, acknowledging that three of our district's MPs have already done so
- Work with all communities across Bradford district to make sure that our communities remain united and understanding of each other
- Work with partners including West Yorkshire Police to ensure people can continue to demonstrate in a peaceful and respectful manner, given that we live in a country that celebrates free speech.
- Work with the district's MPs at national and international level to demand:
 - An end to all violence in the region, all hostages released immediately, and a lasting peace.
 - Recognition that the United Nations Under-Secretary for Humanitarian Affairs has described the humanitarian situation facing those in Gaza as "apocalyptic"
 - Wholehearted support for the [urgent letter](#) by [Secretary-General António Guterres](#) urging the UN Security Council to help end the bloodshed through a lasting humanitarian ceasefire.
 - Recognition that calls for an immediate, lasting ceasefire is supported by 76% of the UK population according to polling by YouGov.
 - The UK Government supports the UN Secretary General in pushing for an immediate ceasefire.
 - Condemnation of the forced displacement of 1.9 million people from their homes in Gaza and the failure of the neighbouring countries and the international community to facilitate refuge.
 - The immediate recognition of an independent and viable State of Palestine as part of a two-state solution.
 - The UK Government work with partners and allies to secure the immediate recognition of an independent and viable State of Palestine internationally.
 - Immediate, urgent humanitarian aid to Gazans and funding to help them restore water, food, electricity and homes

- Recognition that the lack of medical aid, supplies and assistance in Gaza is resulting in surgeries being performed without anaesthetic or painkillers.
 - Recognition that a lack of clean water in Gaza is contributing to the spread of waterborne diseases amongst the civilian population.
 - That the UK Government further increases its contributions to humanitarian aid for Gaza.
 - The UK Government takes steps to ensure that arms and military equipment either designed or built in whole or in part in the UK is not used in acts that amount to war crimes under international law.
 - An end to the violence committed by illegal Israeli settlers against Palestinians in the West Bank
 - That the forcibly displaced Palestinians in Gaza and the West Bank be supported in returning safely and freely to their homes.
 - The UK Government to implement bans on visas for illegal settlers involved in acts of violence against Palestinians.
 - Reaffirmation that Israeli settlements in the Occupied Palestinian Territories are illegal under international law
 - The UK Government brings a resolution to UN Security Council restating that Israeli settlements in the Occupied Palestinian Territories are illegal under international law.
 - Reaffirmation that those responsible for crimes and war crimes under international law must be held accountable through whatever means possible
 - Reaffirmation that the taking of civilian hostages is a war crime.
 - Proper funding to increase the capacity, credibility and reach of the International Criminal Court so that its role is strengthened in investigating international war crimes.
- Here in Bradford we commit to continuing to champion our status as a City of Sanctuary, a city where all are welcome and where we are proud of our global links.
 - We will always work with people of all faiths and none to make sure that Bradford district has a zero tolerance of Islamophobia and Antisemitism and all types of racism and discrimination.
 - We will work with partners including West Yorkshire Police to ensure people can continue to demonstrate in a peaceful and respectful manner.

Note: There was a recorded vote on the above motion details will be set out in the minutes.

Motion 12.1 Shipley Eastern Bypass

Moved by: Councillor Alex Ross-Shaw

Seconded by: Councillor Marcus Dearden

This Council notes that:

- As part of the original West Yorkshire devolution deal in 2012, Bradford Council submitted a number of transport schemes for consideration as part of the West Yorkshire+ Transport Fund, including Hard Ings in Keighley, Shipley Eastern Bypass and Harrogate Road/New Line in Bradford East
- Although it had a marginally positive Benefit Cost Ratio (BCR), Shipley Eastern Bypass failed to secure funding from Government as it had a lower score than many other transport schemes, primarily due to the significant extent of employment land that would be lost through the project and relatively low amount of land that would in turn be 'unlocked', meaning the economic impact was relatively poor.
- Since then, transport planning has evolved to take much greater account of climate change, Net Zero and sustainable and active travel, meaning 'traditional' road schemes that only increase road capacity are no longer considered best practice by Government.
- Bradford Council have proactively engaged with government on the project and completed a feasibility study looking at potential routes and options. Although the study showed a reasonable BCR, legitimate concerns were raised about potential severance between Windhill and Shipley town centre caused by a new road, and the need for a wider look at the transport issues facing Shipley as they are today, and not over a decade ago when the project was conceived.
- The government accepted these concerns and suggested they could be looked at through further funding as part of the Major Route Network (MRN) fund but insisted that Bradford Council provide 10%+ match funding, which would total millions of pounds.
- Council infrastructure funding on that scale is always secured externally from central government so there was no way Bradford Council could provide such an amount on its own. Government refused to consider other commitments in the area such as transport related elements of Shipley Towns Fund as match, and therefore it was impossible to progress the scheme any further.
- We were pleased to hear the Prime Minister seemingly announcing funding for Shipley Eastern Bypass as part of his conference speech revealing 'Network North'. However, a number of projects 'announced' were found not to exist or had already been delivered. Government has since clarified many of the listed examples were only 'indicative' of the sorts of things that might be funded.
- Despite our direct requests, Bradford Council have still been provided with no information from Government on how Shipley Eastern Bypass can access the funding promised to progress the scheme.

This Council resolves to:

- Continue to press Government to reveal their intentions behind the recent announcement and engage them on next steps.

- As part of any further work, consider Shipley’s transport issues more widely and how a sustainable transport network can be developed for the town centre that works for all communities and supports the journey to Net Zero.

Motion 12.2 - Proactive prevention of illegal encampments

To be moved by: Councillor Sarah Ferriby

To be seconded by: Councillor Abdul Jabar

This Council notes that:

- The Council has to have a balanced approach which recognises the needs and rights of settled residents and those of the nomadic Gypsy and Traveller community.
- The Council has recently introduced a Gypsy and Traveller Strategy that looks to improve the health outcomes for what is a marginalised ethnic minority. Life expectancy is 10-12 years less than average.
- Bradford Council provides two official traveller sites, one of which has a waiting list, the other has a small number of vacancies.
- The Council needs to give consideration to the provision of transit sites or negotiated stopping sites. These are important where the number of caravans exceeds the places available for the travellers to stop. Such provision would provide West Yorkshire Police with more opportunity to use their powers on unauthorised encampments.
- The Supreme court stated that to grant newcomer injunctions (these are injunctions when there is no named person) there are 4 equitable principles that require addressing.

First principle – Where there is a right there must be a remedy to fit that right – in practice the Council must demonstrate through evidence that the injunction is required as a compelling need to protect civil rights or enforce public law that is not adequately met by other remedies.

Second principle – Equity looks to the substance rather than the form. In practice this is about making sure that the injunction is widely publicised at application stage, once it has been granted and also offers the opportunity for any newcomer to be able to challenge it if they become aware of it later.

Third principle – Equity operated flexibly and responds to changes in circumstances over time. In practice as the interests of the G&T community are not represented in applications the Council must disclose to the court any issue that a newcomer might raise in opposition to the order (in effect factors that support the not granting on the injunction)

Fourth principle – Equity is not constrained by any limiting rule in fashioning a remedy to suit new circumstances. In practice newcomer injunctions must not apply

for a disproportionately long period of time or disproportionately large geographical area.

What this highlights is that the Supreme Court review of newcomer injunctions has resulted in a significant increase in the legal tests that have to be applied to any application and so require the submission of significant and compelling evidence for their need. It is unlikely that Courts would grant blanket ban injunctions that cover the whole district given the recent Supreme Court ruling. Injunctions also have a finite life span and so once expired the Council will then have to repeat the application process, being mindful of the Supreme Court's fourth principle.

That Council resolves that:

- The Council should continue to work with the Gypsy and Traveller Community and accelerate actions to deliver on its Gypsy and Traveller Community Strategy.
- The Council should review its policy for unauthorised encampments and give due consideration to the letter of the law, in light of recent Supreme Court rulings.
- The Council should continue to tackle anti social behaviour in conjunction with the Police no matter where and when it happens in the district.

Motion 12.3 - Fast Fashion and its environmental impact

To be moved by: Councillor Si Cunningham

To be seconded by: Councillor Sarah Ferriby

The production, consumption and disposal of clothes has a large environmental impact.

Only a small proportion of textiles are recycled in the UK. Every year approximately one million tonnes of textiles are discarded in the UK. While some of these are resold in charity shops, around 300,000 tonnes of clothing still ends up in household bins. Approximately 20 percent of this goes to landfill and 80 percent is incinerated.

The UK consumes more new clothing than any other European country at 26.7kg per capita, with individuals spending an average of £980 per year.

This Council notes:

that further environmental damage is caused by the fashion industry, including:

- a. 20% of water pollution resulting from the textile dyeing process, the second largest polluter of water globally.
- b. Micro plastics from synthetic clothing contributing to 20–35% of primary source marine micro plastics, with up to 700,000 fibres released in a single 6kg domestic wash.

- c. A water footprint of eight billion cubic metres, from clothing use in the UK.
- d. Fabric accounted for 800,000 tonnes of waste in the UK in 2016, a considerable increase from 700,000 tonnes in 2012.
- e. Overall consumption of garments since the 1980s has increased due to the ongoing decline in quality and longevity driven by the fast fashion business model.
- f. Landfill and incineration, often in less economically developed countries, is the endpoint of at least 64% of garments globally, only 1% of garments are recycled into new clothing.
- g. Modern slavery and unethical labour practices are notoriously linked to the fashion industry both globally and locally, including Shein employees being paid as little as three pence per garment, and forced labour of the Uyghur minority in China; there are also reports that garment workers in UK production centres such as Leicester are frequently paid below the minimum wage.

This Council further notes:

- a. The report by the Textile Recycling Association “Trashion” which details the shocking impact of the export of plastic fashion waste to the southern hemisphere.
- b. The Bradford based Common Wealth Theatre Production Fast, Fast, Slow, which explored fast fashion, waste and our relationship with clothes, and the work by Revival Ghana at the Industrial Museum to talk about upcycling waste from the UK and how to upcycle clothing.
- c. The Keighley based Stitch Society successfully ran the Bradford district hub this year for Sustainable Fashion Week.
- d. The Councils approach to sell textiles as a commodity:

This Council believes:

- a. Urgent action is needed to tackle the climate emergency, including a shift towards circular economies.
- b. Everyone should have access to high quality clothing and informed consumer choice upon purchase.
- c. Everyone deserves fair wages and employment practices, no matter where they live in the world.
- d. Bradford district has significant knowledge and experience in this work, both through Bradford University’s Circular Economy specialism and also through Bradford College and their Fashion BA which includes Sustainability as part of the curriculum.

- e. The opportunity exists for Bradford to rebuild its expertise in textile production and recycling by producing an implementing a strategy for the Sustainability and Circularity for textiles.

That Council resolves to:

Work with other sector leaders to support them in raising awareness of the issue, acknowledging that the council doesn't have all the expertise in this field.

Task the Sustainability Director to meet with experts at Bradford University and Bradford College, Yorkshire Water (on account of micro plastics in rivers), the Stitch Society and Dr Stewart Davies, the Chair of the Bradford Sustainable Development Partnership to see how we can work together on this issue. This might include:

- A formal strategy for Sustainability and Circularity for Textiles.
- A scheme to incentivise innovation and investment in textile circularity.
- Research and development into new ways of making textiles.
- Support for new developments in fibre to fibre recycling and the design and construction of no end use garments.
- Research to limit synthetic fibre emissions, including investigation of the occupational health risks associated with synthetic fibres.
- The identification of actions that can be taken at a Government level which we might lobby on collectively, such as the cost of clothing to be explicitly considered in the calculation of benefit rates and the extension of the proposed virgin plastics tax to textile products containing less than 50% recycled PET, to stimulate the UK market for recycled fibres and Government-led collaboration among fashion retailers, water firms, and washing machine manufacturers to tackle microfibre pollution, holding product-producing companies ultimately responsible.

Motion 12.5 – The Government has abdicated responsibility for public services

To be moved by: Councillor Susan Hinchcliffe

To be seconded by: Councillor Imran Khan

This Council believes:

that the Chancellor's Autumn Statement was more of an election campaign address than a serious attempt at running the country.

- No mention of children
- No mention of local authorities
- More cuts to public services

It is clear, now the smoke has cleared, that the Chancellor's budget was paid for with a huge IOU note. Future unrealistic cuts to public services are going to pay the debt of tax cuts which the Chancellor has promised. The Institute for Fiscal Studies said:

"He banked additional revenue from higher inflation, and pencilled in harsher cuts to public spending. I'm not sure I'd want to be the chancellor inheriting this fiscal situation in a year's time."

CIPFA, the professional accountancy body specialising in public services, said: "Public services are broken and this Autumn Statement does nothing to fix them. A political rather than an economic statement, it is a missed opportunity to look at long-term solutions."

The Autumn Statement signalled a 3.4% annual cut to unprotected Government budgets like the Department for Communities and Local Government which supports councils.

Local authorities are already facing a combined funding gap of £4bn in the coming year, with the Autumn Statement doing nothing to address the chronic underfunding of councils.

This Council resolves to:

Request Government to provide the additional funding that the Bradford Children and Families Trust needs to provide social care services for the district's most vulnerable children this year. The Trust's Board has identified it requires an additional £45 million this year to balance its budget.

Press Government to fix the national funding crisis faced by local authorities in its Local Government Finance Settlement. Large numbers of councils of all political colours and sizes are being pushed to the brink because their funding falls well short of the rapidly rising costs and increasing levels of need.

Ask our district's MPs, Conservative and Labour, to lobby Government on behalf of their constituents for adequate funding for local services.

Collaborate with the LGA and other bodies in exposing the scandal of private providers profiteering excessively from vulnerable children.

Continue to address the council's urgent budget situation through the emergency financial plan being developed.

13. **APPOINTMENT OF THE HONORARY RECORDER**
Resolved -

- (1) That the appointment of His Honour Judge Jonathan Rose as Honorary Recorder of Bradford during his tenure as Resident Judge at Bradford Crown Court, in accordance with the Courts Act 1971 be formally approved.**
- (2) That the Director of Legal and Governance, in consultation with the Lord Mayor make appropriate arrangements to mark his appointment.**

To be actioned by: Director of Legal and Governance

(Asif Ibrahim – 01274 432496)

FROM: Asif Ibrahim
Director of Legal and Governance
City of Bradford Metropolitan District Council

Committee Secretariat Contact: Yusuf Patel, 07970 411923