

Kirklees Council



Tuesday 18 April 2017

Dear Councillor

The Council will meet on Wednesday 26 April 2017 at 4.00 pm in the Council Chamber - Town Hall, Huddersfield.

The following matters will be debated:

Pages

1: Announcements by the Mayor and Chief Executive

To receive any announcements by the Mayor and Chief Executive.

2: Apologies for absence

Group Business managers will report any apologies for absence.

3: Minutes of Previous Meeting

To receive the Minutes of the previous meetings of Council, held on 15 February 2017 and 22 March 2017.

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4: Declaration of Interests

The Councillors will be asked to say if there are any items of the Agenda in which they have a Disclosable Pecuniary Interests, which would prevent them from participating in any discussion of them items or participating in any vote upon the items, or any other interests.

5: Petitions

Any Member of the Council can submit a petition, in accordance with Council Procedure Rule 9.

6: Deputations/Petitions

Council will receive any petitions from members of the public, in accordance with Council Procedure Rule 10 or will receive any deputations, in accordance with Council Procedure Rule 10.

7: Questions by Members of the Public

Council will receive any questions from members of the public, in accordance with Council Procedure Rule 11.

8: Motion submitted in accordance with Council Procedure Rule 14 as to Remembering Srebrenica

To consider the following Motion in the names of Councillors Bolt, Cooper, Greaves, D Hall, Lawson, Pandor, Sheard and N Turner.

‘This Council;

- Notes that 2017 is the twenty-second anniversary of the Srebrenica genocide in Bosnia and Herzegovina, which saw over 8,000 Muslim men and boys killed by Serbian nationalist forces.

- Notes that in 2009 the European Parliament passed a resolution that 11 July should be recognised as the day of commemoration of the Srebrenica genocide all over the EU; and in 2015 urged the development of educational and cultural programmes that promote an understanding of the causes of such atrocities and raise awareness about the need to nurture peace and to promote human rights and interreligious tolerance. All UK political parties have supported the work of Remembering Srebrenica in this regard.
- Applauds the work of those involved in the pursuit of justice for the victims and their surviving relatives, including the International Commission of Missing People (ICMP) and the Mothers of Srebrenica, whose courage and humility in the face of unthinkable horror is an inspiration to us all.
- Commends the work of the charity, Remembering Srebrenica, in raising awareness of this tragic and preventable genocide and working in communities across Britain to help them learn the lessons of Srebrenica.

The Council resolves to:

- Support Remembering Srebrenica delegates from Kirklees MBC who visited Bosnia on the 'Lessons from Srebrenica' education programme and have been working tirelessly in the community to raise awareness of the genocide and learn the lessons of Srebrenica.
- Support Srebrenica memorial events in July each year throughout Kirklees MBC as part of the UK-wide Remembering Srebrenica Memorial Week.
- Support the work of Remembering Srebrenica in communities across Kirklees MBC to learn the lessons from Srebrenica to tackle hatred and intolerance to help build a better, safer and more cohesive society for everyone.
- Encourage and support schools and education providers to bring the lessons of Srebrenica to young people across Kirklees MBC
- Request that the Civic Office considers organising an event for survivors families residing within the Kirklees Community'

NB - Support does not mean any impact on the budget

9: West Yorkshire Combined Authority 17 - 48

To receive the Minutes of the previous meeting of West Yorkshire Combined Authority, held on 29 September, 1 December 2016, and 2 February 2017 in accordance with Council Procedure Rule 5.

10: Review of Standards Regime and Member Code of Conduct (Reference from Corporate Governance and Audit Committee) 49 - 124

To consider the report.

Contact: Samantha Lawton, Senior Legal Officer

11: Review of Planning Committees (Reference from Corporate Governance and Audit Committee) 125 - 132

To consider the report.

Contact: Simon Taylor, Head of Development Management

12: Written Questions to the Leader and Cabinet Members 133 - 136

To receive written questions to the Leader and Cabinet in accordance with Council Procedure Rule 12.

(Note: The deadline for the submission of written questions is 10.00am on the day prior to the Council meeting)

The schedule of submitted written questions will tabled at the meeting.

13: Minutes of Cabinet and Cabinet Committee - Local Issues

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To receive for information; The minutes of Cabinet held on 03 October, 12 October, 18 October, 15 November, 28 November, 13 December 2016, 17 January, 31 January and 07 February 2017 and Cabinet Committee – Local Issues held on 19 October 2016 and 22 February 2017.

14: Holding the Executive to Account

(a) To receive the following updates from Cabinet Members;

Councillor Khan – Highways and Neighbourhoods
Councillor Mather – Housing and Enforcement Management
Councillor Pandor – Strategy and Strategic Resources

b) Oral Questions/Comments to Cabinet Members on their Portfolios and relevant Cabinet Minutes;

- a) Highways and Neighbourhoods (Councillor Khan)
 - b) Housing and Enforcement Management (Councillor Mather)
 - c) Economy, Skills, Transportation and Planning (Councillor McBride)
 - d) Strategy and Strategic Resources, New Council and Regional Issues (Councillors Pandor and Sheard)
 - e) Asset Strategy, Resources and Creative Kirklees (Councillor G Turner)
 - f) Community Cohesion and Schools (Councillor Ahmed)
 - g) Family Support and Child Protection (Councillor Hill)
 - h) Adults, Health and Activity to Improve Health (Councillor Kendrick)
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15: Minutes of Other Committees

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- (a) Appeals Panel
- (b) Corporate Governance and Audit Committee
- (c) Corporate Parenting Board
- (d) District Committee – Batley and Spenningsdale
- (e) District Committee – Dewsbury and Mirfield
- (f) District Committee – Huddersfield
- (g) District Committee – Kirklees Rural
- (h) Health and Well Being Board
- (i) Licensing and Safety Committee
- (j) Overview and Scrutiny Management Committee

- (k) Personnel Committee
 - (l) Policy Committee
 - (m) Standards Committee
 - (n) Strategic Planning Committee
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16: Written Questions to Chairs of Committees and Nominated Spokespersons

To receive written questions to Chairs of Committees and Nominated Spokespersons in accordance with Council Procedure Rule 12 (1)

(Note: The deadline for the submission of written questions is 10.00am on the day prior to the Council meeting)

17: Oral Questions to Committee Chairs and Nominated Spokespersons of Joint Committees/External Bodies

- (a) Appeals Panel (Councillor Armer)
- (b) Corporate Governance and Audit Committee (Councillor Richards)
- (c) Corporate Parenting Panel (Councillor Hill)
- (d) District Committee - Batley and Spen (Councillor Lowe)
- (e) District Committee - Dewsbury and Mirfield (Councillor Dad)
- (f) District Committee - Huddersfield (Councillor Ullah)
- (g) District Committee - Kirklees Rural (Councillor Watson)
- (h) Employee Relations Sub Committee (Councillor Pandor)
- (i) Health and Wellbeing Board (Councillor Kendrick)
- (j) Licensing and Safety Committee - including Licensing Panel and Regulatory Panel (Councillor A U Pinnock)
- (k) Overview and Scrutiny Management Committee (Councillor Stewart-Turner)
- (l) Personnel Committee (Councillor Pandor)
- (m) Planning Sub Committee - Heavy Woollen Area (Councillor Kane)
- (n) Planning Sub Committee - Huddersfield Area (Councillor Lyons)
- (o) Policy Committee (Councillor Walker)
- (p) Strategic Planning Committee (Councillor Sokhal)
- (q) Kirklees Neighbourhood Housing (Councillor Smaje)
- (r) Kirklees Active Leisure (Councillor Sokhal)
- (s) West Yorkshire Combined Authority (Councillor Sheard)
- (t) West Yorkshire Fire and Rescue Authority (Councillor O'Donovan)
- (u) West Yorkshire Joint Service Committee (Councillor Pandor)
- (v) West Yorkshire Police and Crime Panel (Councillor Hussain)

18: Motion submitted in accordance with Council Procedure Rule 14 as to Constitution of Planning Sub-Committees

To consider the following Motion in the names of Councillors D Hall, Bolt, J Taylor, Patrick, Armer, Watson and Smith;

‘This Council notes the difficulty that residents of Kirkburton and Denby Dale wards have in accessing Council Planning Sub-Committee Meetings held in Dewsbury Town Hall. It recognises that without access to private transport it can take several hours to get to Dewsbury, often by having to change in Huddersfield Town Centre. It notes that in all other Council matters these wards are recognised as part of Kirklees Rural District and that in line with the Council's desire to encourage the public to access and engage with Council decisions the move of the planning applications for these wards be determined in Huddersfield rather than Dewsbury.

This Council resolves that the current arrangements for Planning decisions be amended to allow for one Strategic Planning Committee and 2 Planning Sub-Committees, a Heavy Woollen Planning Sub Committee based in Dewsbury covering the Birstall and Birkenshaw, Cleckheaton, Heckmondwike, Liversedge and Gomersal, Batley East, Batley West, Dewsbury East, Dewsbury West, Dewsbury South and Mirfield wards and a Huddersfield Planning Sub Committee covering the Lindley, Colne Valley, Holme Valley North, Holme Valley South, Crosland Moor and Netherton, Golcar, Ashbrow, Greenhead, Newsome, Dalton, Almondbury, Kirkburton and Denby Dale Wards.

This Council therefore instructs the Assistant Director (Legal, Governance and Monitoring) to take appropriate steps to make the necessary changes to the constitution required to implement the amendments, including the submission of a report to Corporate Governance and Audit Committee for consideration, prior to the implementation of the changes at the beginning of the 2017/2018 municipal year.’

19: Motion submitted in accordance with Council Procedure Rule 14 as to address the Conservative Government legislate to stop land-banking

To consider the following Motion in the names of Councillors McBride and Mather;

‘As the Government concede in their recent white paper that the housing market is broken, this Council asks the Government to legislate to stop land-banking, reverse the policy of selling council houses and fund both local authorities and housing associations to provide the numbers of affordable houses which are urgently required nationwide.

This Council want to implement its plan to build 31,500 houses in the next 15 years with the aim to produce at least 1/3 of these affordable to the wider housing market. This may in part respond to current demand of 12,000 seeking council housing.

We therefore urge the government to remove the disincentive of the Right to Buy, remove the cap on borrowing to spend on housing and for government itself to invest via HCA in social affordable housing.

We for our part will bring forward the necessary land for the needs of all sectors of the housing market to fulfil our part of the bargain to which the white paper refers.

The motion asks that the leaders of all our political groups sign a joint letter to the relevant Secretaries of State, and campaign through local MPs and the LGA.’

20: Motion submitted in accordance with Council Procedure Rule 14 as to Real Term Cuts to England's Primary and Secondary Schools

To consider the following Motion in the names of Councillors Burke, Eastwood, Lawson, Marchington, A Pinnock, K Pinnock, N Turner and Wilkinson;

‘This Council:

- 1) Recognises that the financial outlook for local schools is likely to deteriorate as cost pressures increase;
- 2) Regrets the phasing out of the Education Services Grant and its impact on schools and the Council;
- 3) Calls upon HM Government to increase the schools budget in

order to prevent a serious detrimental impact on class size, support for pupils with special needs or valuable extra-curricular activities;

4) Asks the Chief Executive to write to all local MPs, urging them to raise the Council's concerns with the Secretary of State for Education.'

21: Motion submitted in accordance with Council Procedure Rule 14 as to Allocation of Additional Government Funding

To consider the following Motion in the names of Councillors D Hall and J Taylor;

'This Council acknowledges and welcomes the additional funding provided for Social Care Integration provided by the Chancellor in his Budget proposals.

This Council notes that additional funding of over £8.2m in 2017/18, and almost £16.2m over the next three years has been provided to support Social Care Integration and notes that the Council had already, in the Budget approved by this Council on 15 February 2017, provisioned monies to support the transformation of Social Care Integration by 2020.

In acknowledging this additional Government Funding, this Council calls on the Labour Cabinet to revisit and revise its own budget proposals.

This Council suggests that the Cabinet should consider the following:

- Not implementing the proposed cut of £1.9m to the Library Service across the borough.
- Cancelling the proposed Service Review and instead recognise the valuable role that Libraries play in communities and commit to improving this service and safeguarding Libraries for the future, retaining the experienced workforce whose future is now very uncertain.'

By Order of the Council



Chief Executive