Public Document Pack

Kirklees Council



Virtual Meeting - online

Tuesday 1 September 2020

Dear Member

A meeting of Council will take place remotely on Wednesday 9 September 2020 at 5.30 pm.

This meeting will be webcast live and will be available to view via the Council's website.

The following matters will be debated:

Pages

1: Announcements by the Mayor and Chief Executive

To receive any announcements from the Mayor and Chief Executive.

2: Apologies for absence

Group Business Managers to submit any apologies for absence.

3: Minutes of Previous Meeting

1 - 4

To agree and authorise the Mayor to sign the Minutes of Council held on 8 July 2020.

Declaration of Interests	5 - 6
The Councillors will be asked to say if there are any items of the Agenda in which they have a Disclosable Pecuniary Interests, we would prevent them from participating in any discussion of them items or participating in any vote upon the items, or any other interests.	/hich
Members Allowances Independent Review Panel (MAIRP) 2020/2021 (Reference from Corporate Governance and Audit Committee)	7 - 24
To consider the report.	
Contact: Carl Whistlecraft, Head of Democracy and Place Base	d
Working	
Pay Policy Statement 2020/2021 (Reference from Personnel Committee)	25 - 40
Pay Policy Statement 2020/2021 (Reference from	25 - 40
Pay Policy Statement 2020/2021 (Reference from Personnel Committee)	25 - 40
Pay Policy Statement 2020/2021 (Reference from Personnel Committee) To consider the report.	ting 41 - 118
Pay Policy Statement 2020/2021 (Reference from Personnel Committee) To consider the report. Contact: Deborah Lucas - Head of Peoples Services Financial Outturn and Rollover 2019-2020 incorpora General Fund Revenue, Housing Revenue Account Capital and Treasury Management Report (Reference)	ting 41 - 118

8: Devolution Deal for West Yorkshire - Consultation Outcomes (reference from Cabinet)

119 -338

To consider the report.

Contact: Nick Howe, Partnerships and Corporate Planning and Julie Muscroft, Service Director – Legal, Governance and Commissioning

9: Minutes of Cabinet

339 -420

To receive Minutes of the Meetings of Cabinet held on 25 February 2020, 1 May 2020, 21 May 2020, 26 May 2020, 2 June 2020, 16 June 2020, 29 June 2020, 13 July 2020 and 28 July 2020.

10: Oral Questions to the Leader and Cabinet Members

To receive oral questions and comments to Cabinet Members on their portfolios and Cabinet Minutes (including Minutes circulated with the previous agenda dated 18 March 2020).

- (i) The Leader of the Council (Councillor Pandor)
- (ii) The Deputy Leader of the Council / Regeneration Portfolio (Councillor McBride)
- (iii) Children's Portfolio (Councillor Kendrick)
- (iv) Corporate Portfolio (Councillor Turner)
- (v) Culture and Environment Portfolio (Councillor Walker)
- (vi) Greener Kirklees Portfolio (Councillor Mather)
- (vii) Health and Social Care Portfolio (Councillor Khan)
- (viii) Housing and Democracy (Councillor Scott)
- (ix) Learning, Aspiration and Communities Portfolio (Councillor Pattison)

11: Minutes of Other Committees

To receive for information the minutes of the following Committees;

- (i) Corporate Governance and Audit Committee
- (ii) Corporate Parenting Board
- (ii) Health and Wellbeing Board
- (iii) Overview and Scrutiny Management Committee
- (iv) Strategic Planning Committee

12: Oral Questions to Chairs of Committees, Sub Committees and Panels, and Spokespersons of Joint Committees/External Bodies

- (a) Corporate Governance and Audit Committee (Councillor Simpson)
- (b) Corporate Parenting Board (Councillor Kendrick)
- (c) Health and Wellbeing Board (Councillor Kendrick)
- (d) Licensing and Safety Committee including Licensing Panel and Regulatory Panel (Councillor A U Pinnock)
- (e) Overview and Scrutiny Management Committee (Councillor Smaje)
- (f) Personnel Committee (Councillor Pandor)
- (g) Planning Sub Committee Heavy Woollen Area (Councillor S Hall)
- (h) Planning Sub Committee Huddersfield Area (Councillor Lyons)
- (i) Scrutiny Panel Children's (Councillor Marchington)
- (j) Scrutiny Panel Corporate (Councillor Cooper)
- (k) Scrutiny Panel Economy and Neighbourhoods (Councillor Uppal)
- (I) Scrutiny Panel Health and Adult Social Care (Councillor Zaman)
- (m) Standards Committee (Councillor P Davies)
- (n) Strategic Planning Committee (Councillor S Hall)
- (o) Kirklees Neighbourhood Housing (Councillor Mather)
- (p) Kirklees Active Leisure (Councillor Sokhal)
- (g) West Yorkshire Combined Authority (Councillor Pandor)

- (r) West Yorkshire Combined Authority Transport Committee (Councillor Homewood)
- (s) West Yorkshire Fire and Rescue Authority (Councillor O'Donovan)
- (t) West Yorkshire Joint Services Committee (Councillor Zaman)
- (u) West Yorkshire Police and Crime Panel (Councillor Ahmed)

By Order of the Council

Chief Executive

J. Geelman



Contact Officer: Andrea Woodside

COUNCIL

KIRKLEES COUNCIL

At the Meeting of the Council of the Borough of Kirklees held at Virtual Meeting - online on Wednesday 8 July 2020

PRESENT

The Mayor (Councillor Mumtaz Hussain) in the Chair

COUNCILLORS

Councillor Masood Ahmed Councillor Karen Allison Councillor Gulfam Asif Councillor Martyn Bolt Councillor Aafaq Butt

Councillor Paola Antonia Davies Councillor Richard Eastwood

Councillor Eric Firth

Councillor Michelle Grainger-Mead

Councillor David Hall Councillor Lisa Holmes

Councillor James Homewood

Councillor Manisha Roma Kaushik

Councillor Musarrat Khan

Councillor Vivien Lees-Hamilton

Councillor Fazila Loonat
Councillor Terry Lyons
Councillor Naheed Mather
Councillor Bernard McGuin
Councillor Richard Murgatroyd
Councillor Shabir Pandor
Councillor Carole Pattison
Councillor Amanda Pinnock
Councillor Kath Pinnock
Councillor Cathy Scott

Councillor Elizabeth Smaje Councillor Richard Smith Councillor John Taylor Councillor Mark Thompson Councillor Sheikh Ullah Councillor Rob Walker Councillor Michael Watson Councillor Habiban Zaman Councillor Mahmood Akhtar

Councillor Bill Armer

Councillor Donna Bellamy
Councillor Cahal Burke
Councillor Andrew Cooper
Councillor Paul Davies
Councillor Donald Firth

Councillor Charlotte Goodwin Councillor Charles Greaves

Councillor Steve Hall Councillor Erin Hill

Councillor Christine Iredale Councillor Viv Kendrick Councillor John Lawson

Councillor Susan Lee-Richards

Councillor Gwen Lowe

Councillor Andrew Marchington

Councillor Peter McBride
Councillor Alison Munro
Councillor Darren O'Donovan
Councillor Nigel Patrick
Councillor Mussarat Pervaiz
Councillor Andrew Pinnock
Councillor Mohammad Sarwar

Councillor Will Simpson
Councillor Anthony Smith
Councillor Mohan Sokhal
Councillor Kath Taylor
Councillor Graham Turner
Councillor Harpreet Uppal
Councillor Lesley Warner
Councillor Paul White

Council - 8 July 2020

1 Announcements by the Mayor and Chief Executive

Council held a Minute of Silence in respect of the residents of Kirklees and wider communities, who had sadly lost their lives due to the current pandemic, and also in respect former Councillor Rita Briggs, who had served as ward councillor for Holme Valley South for 17 years, and had been Mayor of Kirklees from 1997-1998. Tributes to former Councillor Briggs were paid by Councillors Davies, D Firth, McBride, Pandor, Sokhal and Walker.

The Mayor advised that the content of the agenda, which would focus upon the key discussion item, had been agreed by the Chief Executive in consultation with Group Leaders, and that CPR18(23) would not be applied to the meeting.

2 Apologies for absence

Apologies for absence were received on behalf of Councillors Dad, Lukic and Y Hussain.

3 Minutes of Previous Meeting

RESOLVED – That the Minutes of the Meeting of Council held on 12 February 2020 be approved as a correct record.

4 Declaration of Interests

There were no declarations of interest.

5 Elected Member Attendance at Meetings

It was moved by Councillor Sokhal, seconded by Councillor R Smith and

RESOLVED - That the absence of a Councillor from qualifying meetings of the authority, that would ordinarily lead to their disqualification as a Councillor, shall be authorised to 7 May 2021 in order that any Members who do not have the opportunity to attend a qualifying meeting prior to and during the pandemic are not at risk of inadvertent disqualification.

6 Key Discussion: Covid 19 - Community Experiences

Council held a key discussion on Covid-19 community experiences, which was introduced by the Leader of the Council and the Cabinet Member for Housing and Democracy (Councillor Scott). Council also received a briefing note from the Strategic Director of Health and Social Care which set out details regarding the Council's emergency response system, the community response and proposed next steps.

Following the debate, it was moved by Councillor Pandor, seconded by Councillor D Hall and

RESOLVED -

1) That this Council places on record its sincere gratitude and appreciation in recognition of the efforts of NHS and Social Care workers, together with all other key workers, both within the Council, partner organisations, volunteers and others providing essential service to the Communities that make up Kirklees throughout the duration of the Covid-19 pandemic and on an ongoing basis.

Council - 8 July 2020

2) That the leadership role which Elected Members play in working with the communities that they represent, to use their collective knowledge, insight and understanding into the impacts of Covid-19 upon communities be acknowledged. Councillors must therefore play an ongoing central leadership role in working with those communities to both tackle the challenges that lie ahead and help them to recover. In light of this, Council resolves to establish themed engagement opportunities that provide all 69 Councillors with the opportunity to contribute to the process of generating ideas and proposals to assist recovery.



Agenda Item 4:

	KIRKLEES	KIRKLEES COUNCIL		
	COUNCIL/CABINET/COMMITTEE MEETINGS ETC DECLARATION OF INTERESTS	JCABINET/COMMITTEE MEETINGS ET DECLARATION OF INTERESTS	S	<u> </u>
Name of Councillor	000	Couricii		
Item in which you have an interest	Type of interest (eg a disclosable pecuniary interest or an "Other Interest")	Does the nature of the interest require you to withdraw from the meeting while the item in which you have an interest is under consideration? [Y/N]	Brief description of your interest	
Signed:	Dated:			

NOTES

Disclosable Pecuniary Interests

If you have any of the following pecuniary interests, they are your disclosable pecuniary interests under the new national rules. Any reference to spouse or civil partner includes any person with whom you are living as husband or wife, or as if they were your civil partner.

Any employment, office, trade, profession or vocation carried on for profit or gain, which you, or your spouse or civil partner, undertakes.

Any payment or provision of any other financial benefit (other than from your council or authority) made or provided within the relevant period in respect of any expenses incurred by you in carrying out duties as a member, or towards your election expenses.

Any contract which is made between you, or your spouse or your civil partner (or a body in which you, or your spouse or your civil partner, has a beneficial interest) and your council or authority -

- under which goods or services are to be provided or works are to be executed; and
 - which has not been fully discharged.

Any beneficial interest in land which you, or your spouse or your civil partner, have and which is within the area of your council or authority.

Any licence (alone or jointly with others) which you, or your spouse or your civil partner, holds to occupy land in the area of your council or authority for a month or longer Any tenancy where (to your knowledge) - the landlord is your council or authority; and the tenant is a body in which you, or your spouse or your civil partner, has a beneficial interest.

Any beneficial interest which you, or your spouse or your civil partner has in securities of a body where -

- (a) that body (to your knowledge) has a place of business or land in the area of your council or authority; and

the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that

if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which you, or your spouse or your civil partner, has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

Agenda Item 5:



Name of meeting: Council

Date: Wednesday 9 September 2020

(Deferred from 18 March 2020)

Title of report: Report of the Members' Allowances Independent

Review Panel (MAIRP) 2020/21

Purpose of report: To recommend Council to approve the Members' Allowances Scheme for 2020/21, that takes account of recommendations proposed by the Members' Allowances Independent Review Panel regarding certain allowances.

Key Decision - Is it likely to result in spending or saving £250k or more, or to have a significant effect on two or more electoral wards?	Not Applicable
Key Decision - Is it in the Council's Forward Plan (key decisions and private reports)?	No
The Decision - Is it eligible for call in by Scrutiny?	No
Date signed off by <u>Strategic Director</u> & name	Rachel Spencer-Henshall Yes – 30.01.20
Is it also signed off by the Service Director for Finance?	Yes - 29.01.20
Is it also signed off by the Service Director for Legal Governance and Commissioning?	Yes - 30.01.20
Cabinet member portfolio	Councillor Graham Turner (Corporate) Yes – 10.02.20

Electoral wards affected: All

Ward councillors consulted: Not applicable

Public or private: Public

Has GDPR been considered? Yes, there is no personal data within the

report.

1. Summary

This report sets out the recommendations of Corporate Governance and Audit Committee following their consideration of the report of the Members' Allowances Independent Review Panel. If agreed by Council, this will determine the Scheme and Allowances payable to Councillors for 2020/21. This will be effective from 1 April 2020.

2. Information required to take a decision

The Corporate Governance and Audit Committee, at its meeting on 6 March 2020, considered the attached report of the Members' Allowances Independent Review Panel which has put forward recommendations in respect of the Members' Allowances Scheme as set out below:

A meeting of the MAIRP has taken place to consider the Members' Allowances Scheme and make recommendations to the Council on certain allowances within the Scheme. The report of the Panel is attached at Appendix A and puts forward the recommendations that:

- (i) The current Basic Allowance be increased in line with the amount awarded to Kirklees Council officers (2.75%) with effect from 1 April 2020.
- (ii) All Special Responsibility Allowances (SRAs) be increased in line with the amount awarded to Kirklees Council officers (2.75%) with effect from 1 April 2020.
- (iii) Should the amount awarded to Kirklees Council officers not be agreed by 1 April 2020, any increase should be backdated to this date.

The draft Members' Allowances Scheme for 2020/21 which takes account of the recommendations of the MAIRP, is attached at Appendix B.

Given the amount awarded to Kirklees Council officers is not yet known, we are unable to report on the additional cost to the overall Scheme should the above mentioned recommendation be agreed and implemented.

3. Implications for the Council

- Working with People Not applicable.
- Working with Partners Not applicable.
- Place Based Working Not applicable.
- Climate Change and Air Quality Not applicable.

• Improving outcomes for children Not applicable.

• Other (eg Legal/Financial or Human Resources) None in addition to those detailed above.

Do you need an Integrated Impact Assessment (IIA)? Not required.

4. Consultees and their opinions

The Allowances panel have been consulted on the contents of this report and agree that it accurately reflects the outcomes of their discussion.

None applicable to this report as there have been no changes as a result of consideration by Corporate Governance and Audit Committee.

5. Next steps and timelines

Following approval by Council the revised Scheme will be implemented with effect from 1 April 2020.

6. Officer recommendations and reasons

That Council consider and thereafter approve the recommendations of both the Corporate Governance and Audit Committee and the Members' Allowances Independent Review Panel with a view to determining the Members' Allowances Scheme for 20/21, with effect from 1 April 2020.

7. Cabinet Portfolio Holder's recommendations

Not applicable to this report.

8. Contact officer

Carl Whistlecraft
Head of Democracy and Place Based Working
carl.whistlecraft@kirklees.gov.uk

Tel: 01484 221000

9. Background Papers and History of Decisions

Report of Members' Allowances Independent Review Panel, January 2020.

Recommendation of Corporate Governance and Audit Committee on 6 March 2020.

10. Service Director responsible

Julie Muscroft
Service Director, Legal Governance and Commissioning

Report of The

Kirklees Council Members' Allowances Independent Review Panel

10 January 2020

Carl Whistlecraft
Head of Democracy and Place Based Working
Civic Centre 3,
Huddersfield, HD1 2TG
01484 221000

1 Panel Membership

The Members of the Independent Review Panel are as follows:

Andrew Taylor (Chair)
lan Brown
Chris West
Lynn Knowles
Stephen Thornton
Fiona Weston

The meeting of the Independent Review Panel took place on 10 January 2020.

The following officers attended the Panel meeting:

Carl Whistlecraft, Head of Democracy Deborah Nicholson, Councillor Support & Liaison Manager

2 Terms of Reference

The Panel's Terms of Reference are:

- (a) To advise the Council on what would be the appropriate level of remuneration for Councillors having regard to the:
- Roles Councillors are expected to fulfil
- Varying roles of different Councillors
- Practice elsewhere and other Local Authorities.
- (b) To consider schemes of Members Allowances for Town and Parish Councils as and when required.
- (c) To make recommendations and provide advice to the Council on any other issues referred to the Panel by regulation or by the Council.
- (d) The Council retains its power to remove a discredited Panel Member.
- (e) The Panel can appoint its Chair from amongst its Members.

3 Constitutional Issues

(a) Term of Office

It was agreed that the current Panel membership be retained and that all relevant terms of office be renewed until December 2020.

(b) Election of Chair of Independent Review Panel

Andrew Taylor was re-elected Chair of the Independent Review Panel.

4 Place Partnership Lead Councillor

At the Members' Allowances Independent Review Panel Meeting in July 2019, the Panel made the following recommendation:

- (a) Following its evidence-led method of working the Panel would like to hear from the Place Partnerships Lead Councillors when the Panel meets in November 2019 to get a clearer idea of what work is involved and hear about what has (and has not) been achieved so far. They will consider reviewing the allowance at this time, alternatively the Panel will look at the allowance again when they meet in November 2020.
- (b) The Panel would like to see evidence of the impact of the role and also positive outcomes relating to the pilot theme, Mental Health, Domestic Abuse.
- (c) The Panel would also like to understand more about the relationship between the Place Partnerships Lead Councillors Role and the Cabinet Lead Member and also with the Councillors within their locality. They would like to know what the impact is, and how it has been achieved.

At its meeting on 10 January 2020 the Panel had the opportunity to meet with five of the Place Partnership Lead Members to discuss and explore the above mentioned points. In particular the Panel were keen to ensure that there was sufficient evidence of progress and more importantly to affirm that the role had been assigned the correct band within the overall scheme. In light of the evidence received the Panel made the following observations:

- That despite initial delays the role was now beginning to make real progress, with all Place Partnerships being able to evidence activity in line with the framework that had been co-produced by them;
- That this is an exciting and evolving initiative that will need time to develop properly and thereafter become embedded. This will take time, particularly in terms of being able to evidence impact and positive outcomes;
- That the current Band recommended by the Panel has been fixed at the correct level based on the evidence received;
- That the Panel will continue to revisit the role at future meetings to ensure that it is remunerated appropriately;
- That thought should be given to the ways in which engagement with Place Partnerships is included as part of the developing role profile for the Ward Councillor.

5 Representations from Group Leaders

The Panel received written representations from Cllr David Hall, Leader of the Conservative Group and Cllr Charles Greaves Leader of the Independent Group.

The Panel considered comments made relating to the Basic Allowance and Special Responsibility Allowance paid to Councillors and concluded that the Allowances Scheme as a whole would benefit from a full review with a view to recommending revision of the Scheme.

This review will take place in Summer 2020 and will have regard to the issues raised by the written submissions as well as by other developments.

PLEASE NOTE: Due to Covid-19 the review of the Allowances Scheme scheduled for Summer 2020 has been postponed and will take place at a later date to be determined.

6 SRA paid to the Chair of Standards Committee

At the Members' Allowances Independent Review Panel Meeting in November 2018, the Panel considered evidence from Julie Muscroft, Service Director for Legal, Governance and Commissioning, in respect of the Chair of Standards role in the context of the wider allowances scheme. The Panel made recommendation that this be subject to review in 12 months.

The Panel considered evidence from Julie Muscroft, Service Director for Legal, Governance and Commissioning and Councillor Paul Davies, Chair of Standards, in respect of the Chair of Standards role in the context of the wider allowances scheme.

In light of the evidence received the Panel made the following observations:

- The Chair of Standards role has not diminished and indeed some additional levels of complexity have emerged. For example there have been a number of significant issues over the last 12 months, with one particular matter receiving 50 complaints, 30 of which went through the Standards process;
- Noted that the Committee on Standards in Public Life have published the outcomes of a consultation, some of the recommendations by CSPL were already in place in Kirklees or have been introduced since the report;
- The role is seen as extremely important in governance and key to giving the public confidence in terms of the accountability and oversight arrangements in place;
- An acknowledgement that there is a growing need for the work in this area to be
 proactive, addressing issues before they enter formal procedure and resolving them by
 employing techniques such as conflict resolution.

In considering the evidence the Panel recommends that the Chair of Standards continues to be paid at Band E. The role will be revisited as part of the full review of the Scheme in the Summer of 2020.

7 Councillor Role Profile

The Panel received a draft of the new Councillor Role Profile and noted and welcomed the breadth of consultation which had gone into it. This had included dialogue with citizens, officers and councilors.

The Panel recommended that the finalised Councillor Role Profile be brought back for consideration when the review of the Allowances Scheme takes place in Summer 2020. This final Role Profile will, as in the past, form the foundation of Panel's review of the Scheme.

Agree the rate for the Basic Allowance and Special Responsibility Allowance for 2020/21

The Panel considered changes to the Members allowance scheme for 2020/21.

In particular the Panel considered the following:

- (a) The Basic Allowance;
- (b) Special Responsibility Allowances (SRAs);

The Panel recommends that:

(i) The current basic allowance be increased in line with the amount awarded to

Kirklees Council officers (2.75 %) with effect from 1 April 2020.

- (ii) The increase of all special responsibility allowances (SRAs) in line with the amount awarded to Kirklees Council officers (2.75%) with effect from 1 April 2020.
- (iii) Should the amount awarded to Kirklees Council officers not be agreed by 1 April 2020, any increase will be backdated to this date.

9 Consequential changes to the Scheme

There are no consequential changes to be made to the scheme.

Report produced on behalf of the Members Allowances Independent Review Panel by Carl Whistlecraft Head of Democracy & Place Based Working January 2020 (updated 1 September 2020)

Appendix B

Kirklees Council Members' Allowances Scheme 2020-2021

This Members' Allowances Scheme is made under the Local Authorities (Members' Allowances) (England) Regulations 2003, and the Local Government Pension Scheme and Discretionary Compensation (Local Authority Members in England) Regulations 2003. In making this scheme the Council had regard to the recommendations of its Members' Allowances Independent Review Panel, which met on 10 January 2020.

1. The Members' Allowances Scheme will apply from 1 April 2020 to 31 March 2021.

2. Basic allowances for ward duties

- 2.1 The amount allocated per annum to each elected councillor for ward duties is £14,002.
- 2.2 The role of councillor is dynamic and the expectations and responsibilities associated with the role are constantly changing. This is an ongoing consideration in determining the basic allowance which recognises the level of responsibility, time devoted and expenses incurred in dealing with their constituents, political group and cross party discussions on a ward basis.
 - No additional payment will therefore be made for travel and subsistence costs for duties within the Kirklees district.
- 2.3 Basic allowances will be paid calendar monthly in arrears to each elected councillor in equal monthly instalments.
- 2.4 Where the term of office of a councillor begins or ends otherwise than on the 1 April 2020 or 31 March 2021 his/her entitlement to the allowance will be pro-rata.

3. Special responsibility allowances

3.1 The amounts allocated per annum to councillors of specific duties, which are additional to the basic allowance are:-

Leader Deputy leader	£ per year 26,364 19,772
Band A Cabinet member Band A1 Chair of Overview and Scrutiny Group Leader (30+ councillors)	12,863 11,577 11,577
Band B Group Leader (7-29 councillors) Business Manager (30+ councillors) Band B1	10,291 10,291 9,004

Band C	
Business Manager (20-29 councillors)	7,719
Band C1	
Chairs of Planning Committees	6,432
Lead Members of Scrutiny Panels	6,432
Daniel CO	
Band C2 Delice and Crime Denel Members	6 200
Police and Crime Panel Members	6,288
Band D	
Business Manager (7-19 councillors)	5,147
Chair of Licensing and Safety Committee	5,147
Place Partnership Lead Members	5,147
Band D1	
Group Leader (2-6 councillors)	3,860
Deputy Group Leader (12+ councillors)	3,860
Chair of Appeals panel	3,860
Band E	
Chair of Corporate Governance and Audit committee	2,572
Chair of Standards Committee	2,572
Business Manager (3-6 councillors)	2,572
Band E1	2,012
Adoption Panel member	1,285
·	•
Day Rate	
Fostering Panel member	119

Chairs of Overview and Scrutiny Ad-Hoc Panels will receive £40.22 day split into half day sessions (2 x 4 hours) to commence at the start of formal meetings to their conclusion. The Overview and Scrutiny Management Committee will place a time allocation on the work of the ad-hoc panel.

- 3.2 The special responsibility allowance recognises the additional time and expenses incurred by those councillors effectively performing additional special responsibilities.
- 3.3 Special responsibility allowances will be paid calendar monthly in arrears to the appropriate councillor in equal monthly instalments.
- 3.4 Where the term of office entitling a councillor to a special responsibility allowance begins or ends otherwise than on the 1 April 2020 or 31 March 2021 his/her entitlement to the allowance will be pro-rata.
- 3.5 No councillor shall receive more than one special responsibility allowance.

4. Renunciation of allowances

4.1 A councillor may, by giving notice in writing to the Service Director – Legal, Governance and Commissioning, elect to forego any part of his/her entitlement to an allowance payable under this scheme.

5. Travel and subsistence outside the district

- 5.1 Travel and subsistence allowances for approved duties outside the district can be paid only:
 - * approved duty are those as described in paragraph 8 of the Local Authorities (Members' Allowances) (England) Regulations 2003.
 - * any other duty approved by the body, or any duty of a class so approved, for the purpose of, or in connection with, the discharge of the functions of the body, or of any of its committees or sub-committees
 - * for approved duties previously authorised by the appropriate body (Cabinet or Overview and Scrutiny Management Committee) and Service Director – Legal, Governance and Commissioning. The approval must precede the performance of the duty and not be given retrospectively.

Claims for expenses must be made and received by the Service Director – Legal, Governance and Commissioning within two months of the expense being incurred.

- 5.2 Attendance at conferences: The Head of Democracy has delegated powers to determine councillor attendance at conferences etc.
- 5.3 Attendance at training and development events: The council will reimburse a councillor for travel and subsistence costs, at the approved rates, for training and development events. The appropriate Business Manager will approve councillor attendance.
- 5.4 The council will book accommodation on behalf of councillors to a maximum of the rates given in Appendix 1, subject to availability. Councillors requiring overnight accommodation may claim daytime meal allowance(s) in the usual way.
- 5.5 The authority will pay car mileage at HMRC rates and daytime subsistence allowances at the same rates determined for officers by the National Joint Council for Local Government Officers. The allowance rates are given at Appendix 1.
- 5.6 The rate of travel by public transport shall not exceed the amount of an ordinary fare or any available cheap fare and wherever possible should be arranged through Councillor Support to maximise available discounts and concessions.
 - Tickets or receipts must always accompany travel and subsistence claims for over £8.
- 5.7 Councillors' use of private motor vehicles should demonstrate either a substantial saving of the councillors' time, or being in the best interests of the council.
- 5.8 The rate of travel by taxicab will not normally exceed the fare for travel by appropriate public transport. In cases of urgency or where no public transport is reasonably available, the council will reimburse the amount of the actual fare and any reasonable gratuity. Taxi receipts more than £8 must support the claim.
- 5.9 Travel by any other hired vehicle is limited to the rate applicable had the vehicle belonged to the member who hired it unless prior approval to the actual cost of hiring.

5.10 The rate for travel by air should not exceed the rate applicable to travel by any appropriate alternative means of transport together with the equivalent saving in subsistence allowance.

Where the saving in time is so substantial as to justify payment of the fare for air travel the amount paid will not exceed:-

- (i) the ordinary fare or any cheap fare, or
- (ii) where no such service is available or in case of urgency the fare actually paid by the councillor.

6. Pensions

With effect from 1 April 2014, any Councillor who is not an active member of the Councillors pension scheme will no longer have access to the pension scheme. Councillors who are currently contributing to the pension scheme will only be allowed to remain in it, until the end of their current term in office.

Councillors elected after April 2014 will not be entitled to access the pension scheme.

7. Parental Leave Policy

The Policy is set out at Appendix 2.

8. Dependants' carers' allowance

Councillors who need to engage carers to look after dependants whilst undertaking duties specified in regulation 7 of the Local Authorities (Members Allowances) (England) Regulations 2003 may receive a carers' allowance. The criteria are given at Appendix 3.

9. Support for a councillor with a disability

Even though local councillors are not explicitly covered by the Disability Discrimination Act Part II (employment provisions), it is an expectation on councils that they will make every reasonable effort to meet the individual needs of disabled councillors. The council will provide support for disabled councillors, where appropriate, by actively discussing an individual's needs and putting in place the necessary support mechanisms wherever practicable.

10. Information technology

Each councillor is offered a PC or laptop to be used in their homes through a broadband link and/or a smart device to assist them in the discharge of their functions as a councillor. Use of a smart device abroad is restricted to Council business only and councillors are encouraged to connect to wifi wherever possible.

11. Publicity

11.1 The regulations place certain duties on local authorities in connection with publicising the recommendations made by their independent remuneration panel, their scheme of allowances and the actual allowances paid to councillors in any given year:

The regulations require, as soon as reasonably practicable after the end of a year to which the scheme relates, that local authorities must make arrangements for the

publication in their area of the total sum paid by it to each recipient, in respect of each of the following:

Basic allowance
Special responsibility allowance
Dependents' carers' allowance
Travelling and subsistence allowance

12. Sickness and holiday

The scheme recognises the right of councillors to holiday and entitlement to sickness absence.

An entitlement is made for 28 days of holiday. During periods of sickness a councillor is not expected to make up any hours lost as a result of that illness.

13. Suspension of Allowance

Where a Member, since election has been convicted of any offence and has had passed on them a sentence of imprisonment (whether suspended or not) for a period of not less than three months without the option of a fine, the Council shall suspend any part of any allowance payable from the date of sentence. Such suspension shall remain in force until such time as section 80 of the Local Government Act 1972 (disqualification for election and holding office as member of a local authority) takes effect.

14. Education appeals panel members

Members of Education Appeals Panels (who are not elected councillors of Kirklees Council), will receive an allowance of £119 for a full day meeting and £68 for meetings less than four hours. Periods of adjournment will not be included in the allowance payment.

APPENDIX 1

Travel and subsistence rates from 1 April 2020 (for approved duties performed outside Kirklees only)

1. Motor mileage rates

Car

First 10,000 business miles in the tax year:

45p per mile
Each business mile over 10,000 in the tax year:

25p per mile

Bicycle or other non-motorised forms of transport: 20p per mile

Motor cycle (for journeys less than 10,000 miles per year): 24p per mile

Passenger supplements: The supplement remains unchanged; an increase in the above rates by 5p per person per mile not exceeding four passengers.

(Subject to change by HMRC)

Members of the council shall be entitled to an official parking permit for use when undertaking official council duties and otherwise used in accordance with the rules relating to their use, and specifically to take account of the contribution to parking permits in line with any residents charge as agreed by Council on 19 February 2014.

2. Day subsistence

Breakfast allowance £6.0	16
breakiast allowance £0.0	
(more than 3 hours away from normal place of residence	
before 11.00 a.m.)	

Lunch allowance £8.37 (more than 3 hours away from normal place of residence

to include the period 12.00 noon - 2.00 p.m.)

Tea allowance £3.29

(more than 3 hours away from normal place of residence to include the period 3.00 p.m. - 6.00 p.m.)

Evening meal allowance £10.35

(more than 3 hours away from normal place of residence ending after 7.00 p.m.)

3. Overnight accommodation costs up to:

London/LGA annual conference	£105.00
Outside London	£90.00
(maximum room/bed-breakfast rates per person per night, but subject to	availability)

4. Meals on trains

Where main meals (i.e. breakfast, lunch or dinner) are taken on trains during a period for which there is an entitlement for a day subsistence allowance, the reasonable cost of meals (including VAT) may be reimbursed in full. This reimbursement would replace the entitlement to the day subsistence allowance for the appropriate meal period. Councillors are asked to submit receipts for meals when claiming.

Parental Leave Policy

Introduction

This Policy sets out Members' entitlement to maternity, paternity, shared parental and adoption leave and relevant allowances.

The objective of the policy is to ensure that insofar as possible Members are able to take appropriate leave at the time of birth or adoption, that both parents are able to take leave, and that reasonable and adequate arrangements are in place to provide cover for portfolio-holders and others in receipt of Special Responsibility Allowances (SRA) during any period of leave taken.

Improved provision for new parents will contribute towards increasing the diversity of experience, age and background of local authority councillors. It will also assist with retaining experienced councillors – particularly women – and making public office more accessible to individuals who might otherwise feel excluded from it.

There is at present no legal right to parental leave of any kind for people in elected public office. This applies to MPs as well as councillors, and has been the subject of lengthy debate. These policies can therefore only currently be implemented on a voluntary basis. Discussions are ongoing about changing the law to enable compulsory provision.

Legal advice has been taken on these policies, and they conform with current requirements.

1. Leave Periods

- 1.1 Members giving birth are entitled to up to 52 weeks maternity leave.
- 1.2 Where the birth is premature the leave will commence the day after the birth takes place. The Member is entitled to take up to 52 weeks maternity leave.
- 1.3 If your baby is born prematurely and you have already started your maternity leave, there is the option for you to request extended leave at the end of the maternity leave.
- 1.4 Members shall be entitled to take a minimum of 2 weeks paternity leave if they are the biological father or nominated carer of their partner/spouse following the birth of their child(ren).
- 1.5 A Member who has made Shared Parental Leave arrangements through their employment is requested to advise the Council of these at the earliest possible opportunity. Every effort will be made to replicate such arrangements in terms of leave from Council.
- 1.6 Where both parents are Members leave may be shared up to a maximum of 50 weeks. Special and exceptional arrangements may be made in cases of prematurity.
- 1.7 A Member who adopts a child through an approved adoption agency shall be entitled to up to 52 weeks adoption leave.
- 1.8 Any Member who takes maternity, shared parental or adoption leave retains their legal duty under the Local Government Act 1972 to attend a meeting of the Council within a six

month period unless the Council Meeting agrees to an extended leave of absence prior to the expiration of that six month period.

- 1.9 Any Member intending to take maternity, paternity, shared parental or adoption leave will be responsible for ensuring that they comply with the relevant notice requirements of the Council, both in terms of the point at which the leave starts and the point at which they return.
- 1.10 Any member taking leave should ensure that they respond to reasonable requests for information as promptly as possible, and that they keep officers and colleagues informed and updated in relation to intended dates of return and requests for extension of leave.

2. Basic Allowance

- 2.1 All Members will receive:
 - 6 weeks at 90% of the Basic Allowance.
 - 33 weeks at half the Basic Allowance plus the equivalent weekly amount paid of Statutory Maternity/Adoption pay.

3. Special Responsibility Allowances

- 3.1 Members entitled to a Special Responsibility Allowance whilst on Maternity, Paternity, Shared Parental or Adoption Leave will receive:
 - 6 weeks at 90% of the Special Responsibility Allowance.
 - 33 weeks at half the Special Responsibility Allowance.
- 3.2 Where a replacement is appointed to cover the period of absence that person shall receive an SRA on a pro rata basis for the period of the temporary appointment.
- 3.3 The payment of Special Responsibility Allowances, whether to the primary SRA holder or a replacement, during a period of maternity, paternity, shared parental or adoption leave shall continue for a period of 39 weeks, or until the date of the next Annual Meeting of the Council, or until the date when the member taking leave is up for election (whichever is soonest).
- 3.4 Should a Member appointed to replace the member on maternity, paternity, shared parental or adoption leave already hold a remunerated position, the ordinary rules relating to payment of more than one Special Responsibility Allowances shall apply.
- 3.5 Unless the Member taking leave is removed from their post at an Annual General Meeting of the Council whilst on leave, or unless the Party to which they belong loses control of the Council during their leave period, they shall return at the end of their leave period to the same post, or to an alternative post with equivalent status and remuneration which they held before the leave began.

4. Resigning from Office and Elections

4.1 If a Member decides not to return at the end of their maternity, paternity, shared parental or adoption leave they must notify the Council at the earliest possible opportunity. If a Member decides not to return or does not return for 33 weeks, The Council is entitled to claim back the 33 weeks allowance paid at 50%. If a Member fails to return for a full 33 weeks a proportion of the allowance will be claimed back.

4.2 If an election is held during the Member's maternity, paternity, shared parental or adoption leave and they are not re-elected, or decide not to stand for re-election see point 4.1.

Kirklees Council

COUNCILLORS' ALLOWANCES

Criteria for dependants' carers' allowance

- 1. Councillors who care for children or dependants can claim a carer's allowance paid at the rate of the national minimum wage for age 21 and above (currently £8.20 per hour), subject to paragraph 3 below.
- 2. Payment is claimable in respect of children aged 14 years or under. In respect of dependant relatives, payment is claimable subject to written medical or social work evidence.
- 3. The Corporate Governance and Audit Committee will determine any application by a councillor on the grounds of special circumstances for payment of dependants' carers' allowance at a higher rate than that of the national minimum wage for age 21 and above.
- 4. The carer must not be a member of the same household.
- 5. Councillors should submit their claims, using a claim form and supported by receipts and, if applicable, declare any other care payment received from another agency, to the Councillors' Allowances section each calendar month in arrears.
- 6. Councillors can only claim for the carers' allowance in respect of expenses of arranging for care of their children or dependants necessarily incurred for attendance at meetings and performance of duties specified in the regulations, and any other duties approved by the Council including training sessions held within the induction period following an election. Approved duties do not include meetings with officers and constituents and attendance at political group meetings.
- 7. Any allegations of abuse of the scheme will be investigated through the Council's Standards process.
- 8. The dependants' carers' allowance is subject to annual review.

Agenda Item 6:



Name of meeting: Council

Date: 9 September 2020 (Previously submitted to Cancelled

Meeting of 18th March 2020)

Title of report: Pay Policy Statement 2020/21

Purpose of report

To comply with the requirements of Sections 38 - 43 of the Localism Act 2011, that the authority produces a policy statement that covers several matters concerning the pay of the authority's principal Chief Officers.

Key Decision - Is it likely to result in spending or saving £250k or more, or to have a significant effect on two or more electoral wards?	Not Applicable
Key Decision - Is it in the <u>Council's Forward</u> <u>Plan (key decisions and private reports?)</u>	No – Not Applicable
The Decision - Is it eligible for call in by Scrutiny?	No
Date signed off by Strategic Director & name	Rachel Spencer-Henshall 26/02/20
Is it also signed off by the Service Director (Finance)?	Eamonn Croston 26/02/20
Is it also signed off by the Service Director for Legal Governance and Commissioning?	Julie Muscroft 26/02/20
Cabinet member portfolio	Corporate – Graham Turner

Electoral wards affected: N/A

Ward councillors consulted: N/A

Public or private: Public

GDPR: This report contains no information that falls within the scope of

the General Data Protection Regulation.

1. Summary

- 1.1 Sections 38 43 of the Localism Act 2011 requires that the authority produce a policy statement that covers several matters concerning the pay of the authority's staff, principally Chief Officers. The attached policy statement appendices meet the requirements of the Localism Act.
- 1.2 Section 39 (1) of the Localism Act 2011 specifically include the requirement that a relevant authority's pay policy statement must be approved by a resolution of the authority before it comes into force, and as per Section 39 (3) of the Act, that each subsequent annual statement must be prepared and approved before the end of the 31 March immediately preceding the financial year to which it relates.

2. Information required to take a decision

- 2.1 The report is submitted to ensure that the Council complies with the requirements of Sections 38 43 of the Localism Act 2011. This requires the Council to produce an annual pay policy statement that covers a number of matters concerning the pay of the authority's principal Chief Officers. It also requires a Council resolution to approve the annual statement before the end of the 31 March immediately preceding the financial year to which it relates.
- 2.2 This policy also has some connection with the data on pay and rewards for staff which the Authority publishes under the Code of Recommended Practice for Local Authorities on Data Transparency and the data which is published under The Accounts and Audit (England) Regulations (2015). This policy statement does not cover or include school staff and is not required to do so.
- 2.3 The proposed 2020/21 Pay Policy Statement is attached in more detail for Council approval as follows:

Appendices

- Ai) Kirklees Pay Policy Statement 2020/21
- Aii) Remuneration of Chief Officers
- Aiii) Kirklees Council Single Status Grades and NHS Public Health grades (1st April 2019) this will be subject to the national pay award consultations for 2020/21.
- Aiv) Range of Policies

3. Implications for the Council

- 3.1 Working with people N/A
- 3.2 Working with partners N/A
- 3.3 Place based working N/A

3.4 Improving outcomes for children N/A

3.5 There is sufficient revenue budgetary provision within the approved budget plans for 2020/21 to implement the attached 2020/21 pay policy statement.

4. Next steps and timelines

Publish the Pay Policy Statement on the Council's Internet site, to meet the requirements of the Localism Act.

5. Officer recommendations and reasons

Request that full Council approve the annual Pay Policy Statement attached to this report in accordance with the 2011 Localism Act.

6. Cabinet portfolio holder's recommendations

Following consideration and support by Personnel Committee on 5th March 2020, that full Council approve the annual Pay Policy Statement for 2020-21

7. Contact officer

Deborah Lucas – Head of People Services Margaret Lunn – Human Resources Partner, People Services

8. Background Papers and History of Decisions

2019-20 Pay Policy Statement approved and published on the Council Website. Government Pay policy statement guidance: Openness and accountability in local pay: supplementary guidance - GOV.UK

9. Service Director responsible

Rachel Spencer-Henshall – Strategic Director Corporate Strategy, Commissioning and Public Health



Kirklees Council – Pay Policy Statement for the period 1 April 2020 to 31 March 2021

Introduction

Sections 38 – 43 of the Localism Act 2011 requires that the authority produce a policy statement that covers a number of matters concerning the pay of the authority's staff, principally Chief Officers. This policy statement meets the requirements of the Localism Act in this regard and also meets the requirements of guidance issued by the Secretary of State for Communities and Local Government to which the authority is required to have regard under Section 40 of the Act. This policy also has some connection with the data on pay and rewards for staff which the Authority publishes under the Code of Recommended Practice for Local Authorities on Data Transparency and the data which is published under The Accounts and Audit (England) Regulations (2015). This policy statement does not cover or include school staff and is not required to do so.

Definition of officers covered by the Policy Statement

This policy statement covers the following posts:

- a) Head of the Paid Service, which in this authority is the post of
 - Chief Executive
- b) Monitoring Officer, which in this authority is the post of
 - Service Director Governance & Commissioning
- c) Statutory Chief Officers, which in this authority are the posts of
 - Strategic Director Children and Families
 - Strategic Director Adults, Housing & Health
 - Strategic Director Corporate Strategy, Commissioning & Public Health
 - Service Director Finance Section 151 Officer
- d) Non-statutory Chief Officers, which in this authority is the post of
 - Strategic Director Economy, & Infrastructure*
- e) Deputy Chief Officers, (those who report directly to a Statutory or Non-Statutory Chief Officer) which in this authority are the posts of:
 - Service Director Child Protection & Family Support
 - Service Director Learning & Early Support
 - Service Director Resources, Improvement & partnerships
 - Service Director Adults Sufficiency
 - Service Director Customers & Communities
 - Service Director Adults Social Care Operation
 - Service Director Learning Disabilities & Mental Health
 - Service Director Economy & Skills
 - Service Director Growth & Housing
 - Service Director Environment
 - Service Director Strategy & Innovation

- Head of People Services
- Consultant in Public Health
- Head of Health Protection
- Council Business Manager
- Head of Finance & Accountancy
- Head of Commercial Services
- Head of Welfare & Exchequer Services

Policy on remunerating Chief Officers

The authority's policy on remunerating Chief Officers is set out on the schedule that is attached to this policy statement at Appendix Aii). It is the policy of this authority to establish a remuneration package for each Chief Officer post that is sufficient to attract and retain staff of the appropriate skills, knowledge, experience, abilities and qualities that is consistent with the authority's requirements of the post in question at the relevant time.

Following the implementation of Single status, all Chief Officers are paid in accordance with the Council's pay spine including national pay awards.

Policy on remunerating the lowest paid in the workforce

The authority applies terms and conditions of employment that have been negotiated and agreed through appropriate collective bargaining mechanisms (national or local) or as a consequence of authority decisions, these are then incorporated into contracts of employment. This authority revised the pay spine with effect from 1 April 2019 to recognise the implementation of the national minimum wage. The lowest pay point in this Authority, is Grade 1, Spinal Column Point (SCP) 1; £9.00 hourly rate.

The authority has reviewed and implemented apprenticeship rates of pay from the 1st April 2019. The rates of pay are Year 1 £7.70 hourly rate and Year 2 onwards £8.21 hourly rate. The rates are paid to all apprentices and is no longer related to the age of the apprentice.

The pay rate is increased in accordance with any pay settlements which are reached through the National Joint Council for Local Government Services and the apprenticeship rates are increased in accordance with the national minimum wage and national living wage requirements (the 2019 pay spine shown at Appendix Aiii, will be subject to the national pay award consultations, for 2020/21).

^{*} Note that following the departure of the existing postholder in July 2020, this role will be disestablished and replaced with the following two roles: Strategic Director for Climate Change and Environment and Strategic Director for Growth and Regeneration

Policy on the relationship between Chief Officer Remuneration and that of other staff

The highest paid (actual) salary in this authority is £166,984 which is paid to Jacqui Gedman. The median (full time equivalent) salary* in this authority (not including Schools or other external organisations) is £21,166 Top of Grade 6 SCP11.

*<u>Median</u>

The median is the value falling in the middle when the data items are arranged in an array of either ascending or descending order. If there is an odd number of items, the median is the value of the middle item. If there is an even number of items, the median is obtained by taking the mid points of the two middle points (add middle points together and divide by 2).

Excluded: Kirklees active Leisure, Kirklees neighbourhood Housing, Maintained Schools, Academies, Claiming Teachers, Temp Direct, Teachers pensions, casual and Paymaster Only Contracts, any record where the actual salary is zero.

The ratio between the two salaries, the 'pay multiple', is 7.89:1.

This authority does not have a policy on maintaining or reaching a specific 'pay multiple', however the authority is conscious of the need to ensure that the salary of the highest paid employee is not excessive and is consistent with the needs of the authority as expressed in this policy statement and its wider pay policy and approach.

The authority's approach to the payment of other staff is to pay that which the authority needs to pay to recruit and retain staff with the skills, knowledge, experience, abilities and qualities needed for the post in question at the relevant time, and to ensure that the authority meets any contractual requirements for staff including the application of any local or national collective agreements, or authority decisions regarding pay.

Policy on other aspects of Chief Officer Remuneration

Other aspects of Chief Officer remuneration are appropriate to be covered by this policy statement, these other aspects are defined as recruitment, pay increases, additions to pay, performance related pay, earn back, bonuses, termination payments, transparency and re-employment when in receipt of an Local Government Pension Scheme (LGPS) pension or a redundancy/severance payment. These matters are addressed in the schedule that is attached to this policy statement at Appendix Aiv).

Approval of Salary Packages in excess of £100k

The authority will ensure that, at the latest before an offer of appointment is made, any salary package for any new post that is not currently included within Appendix Aii) (not including schools and any initial transfer to the Council under TUPE), that is in excess of £100k will be considered by full Council. The salary package will be

defined as base salary, any bonuses, fees, routinely payable allowances and benefits in kind that are due under the contract.

Flexibility to address recruitment issues for vacant posts

In the vast majority of circumstances the provisions of this policy will enable the authority to ensure that it can recruit effectively to any vacant post. There may be exceptional circumstances when there are recruitment difficulties for a particular post and where there is evidence that an element or elements of the remuneration package are not sufficient to secure an effective appointment. This policy statement recognises that this situation may arise in exceptional circumstances and therefore a departure from this policy can be implemented without having to seek full Council approval for a change of the policy statement. Such a departure from this policy will be expressly justified in each case and will be approved through an appropriate authority decision making route.

Policy for future years

This policy statement will be reviewed each year and will be presented to full Council each year for consideration in order to ensure that a policy is in place for the authority prior to the start of each financial year.

RENUMERATION OF CHIEF OFFICERS APPENDIX Aii)

Job Category	Employment Conditions either Chief Execs, Chief Officer or Local Government Scheme (LGS)	Post Title	Salary Band* **	Expenses	Performance Related Pay (PRP) Arrangements	Earn Back Arrange- ments	Bonus	Non Cash Benefits	Election Fees	Any Joint Authority Payments
A Head of Paid Service	LGS	Chief Executive	£150,000 - £179,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	Contract includes duties of returning officer for District, Parliamentary & European elections. The LA receives the income from National Government for the Parliamentary and European elections. For Referenda separate fees are paid to the officer.	No
B Monitoring Officer	LGS	Service Director Governance & Commissioning (Monitoring Officer)	£85,000 - £104,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
C Statutory Chief Officers	LGS	Strategic Director Children & Families	£115,000 - £134,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
C Statutory Chief Officers	LGS	Strategic Director Adults, Housing & Health	£115,000 - £134,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
C Statutory Chief Officers	LGS	Strategic Director - Corporate Strategy, Commissioning & Public Health	£115,000 - £134,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
C Statutory Chief Officers	LGS	Service Director - Finance (Section 151 Officer)	£85,000 - £104,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No

Job Category	Employment Conditions either Chief Execs, Chief Officer or Local Government Scheme (LGS)	Post Title	Salary Band* **	Expenses	Performance Related Pay (PRP) Arrangements	Earn Back Arrange- ments	Bonus	Non Cash Benefits	Election Fees	Any Joint Authority Payments
D Non -Statutory Chief Officers	LGS	Strategic Director Economy & Infrastructure***	£115,000 - £134,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
D Non -Statutory Chief Officers	LGS	Strategic Director Climate Change and Environment***	£115,000 - £134,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
D Non -Statutory Chief Officers	LGS	Strategic Director Growth and Regeneration***	£115,000 - £134,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
E Deputy Chief Officer (those who report to a Statutory or Non-Statutory Chief Officer)	LGS	Service Director - Child Protection & Family Support	£85,000 - £104,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
E Deputy Chief Officer (those who report to a Statutory or Non-Statutory Chief Officer)	LGS	Service Director - Learning & Early Support	£85,000 - £104,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
E Deputy Chief Officer (those who report to a Statutory or Non-Statutory Chief Officer)	LGS	Service Director - Resources, Improvement & Partnerships ****	£85,000 - £104,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
E Deputy Chief Officer (those who report to a Statutory or Non-Statutory Chief Officer)	LGS	Service Director - Adults Sufficiency ****	£85,000 - £104,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
E Deputy Chief Officer (those who report to a Statutory or Non-Statutory Chief Officer)	LGS	Service Director - Customers & Communities	£85,000 - £104,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No

Job Category	Employment Conditions either Chief Execs, Chief Officer or Local Government Scheme (LGS)	Post Title	Salary Band* **	Expenses	Performance Related Pay (PRP) Arrangements	Earn Back Arrange- ments	Bonus	Non Cash Benefits	Election Fees	Any Joint Authority Payments
E Deputy Chief Officer (those who report to a Statutory or Non-Statutory Chief Officer)	LGS	Service Director - Adult Social Care Operation	£85,000 - £104,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
E Deputy Chief Officer (those who report to a Statutory or Non-Statutory Chief Officer)	LGS	Service Director - Learning Disabilities & Mental Health	£85,000 - £104,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
E Deputy Chief Officer (those who report to a Statutory or Non-Statutory Chief Officer)	LGS	Service Director - Economy & Skills	£85,000 - £104,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
E Deputy Chief Officer (those who report to a Statutory or Non-Statutory Chief Officer)	LGS	Service Director - Environment	£85,000 - £104,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
E Deputy Chief Officer (those who report to a Statutory or Non-Statutory Chief Officer)	LGS	Service Director - Growth & Housing	£85,000 - £104,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
E Deputy Chief Officer (those who report to a Statutory or Non-Statutory Chief Officer)	LGS	Service Director - Strategy & Innovation	£85,000 - £104,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
E Deputy Chief Officer (those who report to a Statutory or Non-Statutory Chief Officer)	LGS	Head of People Service	£65,000 - £84,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
E Deputy Chief Officer (Tigse who report to a Stantory or Non-Statutory Chief Officer)	LGS	Consultant in Public Health	£65,000 - £79,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No

Job Category	Employment Conditions either Chief Execs, Chief Officer or Local Government Scheme (LGS)	Post Title	Salary Band* **	Expenses	Performance Related Pay (PRP) Arrangements	Earn Back Arrange- ments	Bonus	Non Cash Benefits	Election Fees	Any Joint Authority Payments
E Deputy Chief Officer (those who report to a Statutory or Non-Statutory Chief Officer)	LGS	Head of Health Protection	£55,000 - £74,999	NHS agenda for change has common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
E Deputy Chief Officer (those who report to a Statutory or Non-Statutory Chief Officer)	LGS	Council Business Manager	£45,000 - £54,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
E Deputy Chief Officer (those who report to a Statutory or Non-Statutory Chief Officer)	LGS	Head of Finance & Accountancy	£50 000 - £64 999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
E Deputy Chief Officer (those who report to a Statutory or Non-Statutory Chief Officer)	LGS	Head of Commercial Services	£50,000 - £64,999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No
E Deputy Chief Officer (those who report to a Statutory or Non-Statutory Chief Officer)	LGS	Head of Welfare & Exchequer Services	£50 000 - £64 999	Kirklees has a common set of Terms and Conditions that applies to all staff. Entitled to claim.	No	No	No	No	No	No

^{*} Salary is Full Time Equivalent - salary bands quoted reflect pay levels as at 1 April each
** 2020 Salaries are still to be confirmed salary band based on 2019 salaries

^{***} Following the departure of the existing postholder in July 2020, the role of Strategic Director Economy and Infrastructure will be disestablished and replaced with the following two roles: Strategic Director for Climate Change and Environment and Strategic Director for Growth and Regeneration

^{****} These positions are held by employee's of North Kirklees CCG

KIRKLEES COUNCIL SINGLE STATUS GRADES*

Grade	SCP	1.4.19 £		Grade	SCP	1.4.19 £
Δ	Year 1	14,855				
Apprentice	Year 2	15,839				
1	1	17,364			40	42,683
2	2	17,711		14	41	43,662
3	3	18,065			42	44,632
	4	18,426			43	45,591
4	5	18,795		15	44	46,441
F	5	18,795			45	47,334
5	6	17,171		1.0	46	48,172
	7	19,554		16	47	49,047
	8	19,945			48	49,906
6	9	20,344		17	49	50,777
	10	20,751	Not Used		50	51,650
	11	21,166			51	52,539
Unused	12	21,589		18	52	53,257
Unused	13	22,021			53	54,349
	14	22,462			54	55,279
_	15	22,911		4.0	55	56,233
7	16	23,369	Not Used	19	56	57,538
	17	23,836			57	61,751
Unused	18	24,313			58	69,318
	19	24,799		20	59	74,370
	20	25,295			60	79,801
8	21	25,801	Not Used		61	79,453
	22	26,317		21	62	85,258
	23	26,999			63	91,463
0	24	27,905			64	87,426
9	25	28,785		22	65	94,009
	26	29,636			66	100,587
	27	30,507			67	119,940
40	28	31,371			68	122,854
10	29	32,029		23	69	125,937
	30	32,878			70	128,935
	31	33,799			71	131,935
11	32	34,788			72	151,803
	33	35,934			73	156,865
	34	36,876		6.4	74	161,923
12	35	37,849		24	75	166,984
	36	38,813			76	172,044
	37	39,782			77	177,107
13	38	40,760				· ·
	39	41,675	7			
	- 00	,		J		

^{*}Revised Pay Spine Implemented 1/4/2019

NHS - Public Health

Band	Point	1.4.19	Band	Point	1.4.19
		£			£
	1	17,598		26	33,368
1	2	17,598		27	34,458
	3	17,598		28	35,684
	1	17,598		29	37,453
	2	17,598	7	30	38,545
	3	17,598		31	39,771
2	4	17,598		32	41,132
2	5	17,598		33	42,561
	6	17,648		34	43,992
	7	18,235		33	42,561
	8	18,900		34	43,992
	6	17,648	8A	35	45,761
	7	18,235		36	47,532
	8	18,900		37	49,577
3	9	19,299		38	51,074
	10	19,833		37	49,577
	11	20,433		38	51,074
	12	20,900	8B	39	53,661
	11	20,433		40	56,657
	12	20,900		41	59,655
	13	21,636		42	61,288
4	14	22,385		41	59,655
	15	23,065		42	61,288
	16	23,198	8C	43	64,012
	17	23,879		44	67,009
	16	23,198		45*	71,503
	17	23,879		46*	73,546
	18	24,842		45	71,503
5	19	25,842		46	73,546
· ·	20	26,898	8D	47	76,611
	21	27,965	1	48	80,357
	22	29,092	_	49*	84,441
	23	30,263		50*	88,528
	21	27,965	_	49	84,441
	22	29,092	_	50	88,528
	23	30,263	9	51	92,777
	24	31,190	_	52	97,229
6	25	32,279	_	53*	101,898
	26	33,368		54*	106,788
	27	34,458	* Pay spine poi	nte 15 and 16 at t	the top of pay band
	28	35,684			at the top of pay
	29	37,453			3 and 54 at the top
				pand 9 are annua	

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Range of Policies APPENDIX a iv)

Aspect of Chief Officer Remuneration	Authority Policy
Recruitment	The post will be advertised and appointed to at the appropriate approved salary for the post in question level unless there is good evidence that a successful appointment of a person with the required skills, knowledge, experience, abilities and qualities cannot be made without varying the remuneration package. In such circumstances a variation to the remuneration package is appropriate under the authority's policy and any variation will be approved through the appropriate authority decision making process.
Pay Increases	The authority will apply any pay increases that are agreed by relevant national negotiating bodies and/or any pay increases that are agreed through local negotiations. Following the implementation of Single status, all Chief officers are paid in accordance with the Council's pay spine including national pay awards. The authority will also apply any pay increases that are as a result of authority decisions to significantly increase the duties and responsibilities of the post in question beyond the normal flexing of duties and responsibilities that are expected in senior posts.
Additions To Pay	The authority would not make additional payments beyond those specified in the appropriate policies i.e. Market Rate Supplement, Recruitment and Retention, Acting Up or Honoraria payments.
Performance Related Pay (PRP)	The authority does not operate a performance related pay system as it believes that it has sufficiently strong performance management arrangements in place to ensure high performance from its senior officers. Any areas of under-performance are addressed rigorously by utilising the Performance Management system.
Earn-Back (Withholding an element of base pay related to performance)	The authority does not operate an earn-back pay system as it believes that it has sufficiently strong performance management arrangements in place to ensure high performance from its senior officers. Any areas of under-performance are addressed rigorously.
Bonuses	The authority does not pay bonus payments to senior officers.

Termination Payments	The authority applies its normal redundancy payments arrangements to senior officers and does not have separate provisions for senior officers. The authority also applies the appropriate Pensions regulations when they apply. The authority has agreed policies in place on how it will apply any discretionary powers it has under Pensions regulations. Any costs that are incurred by the authority regarding senior officers are published in the authority accounts as required under the Accounts and Audit (England) Regulations 2015.
Transparency	The authority meets its requirements under the Localism Act, the Code of Practice on Data Transparency and the Accounts and Audit Regulations in order to ensure that it is open and transparent regarding senior officer remuneration.
Re-employment of staff in receipt of an Local Government Pension Scheme Pension or a redundancy/severance payment	The authority is under a statutory duty to appoint on merit and has to ensure that it complies with all appropriate employment and equalities legislation. The authority will always seek to appoint the best available candidate to a post who has the skills, knowledge, experience, abilities and qualities needed for the post. The authority will therefore consider all applications for candidates to try to ensure the best available candidate is appointed. If a candidate is a former employee in receipt of an LGPS pension or a redundancy payment this will not rule them out from being re-employed by the authority. Clearly where a former employee left the authority on redundancy terms then the old post has been deleted and the individual cannot return to the post as it will not exist.
	The authority will apply the provisions of the Redundancy Payments Modification Order regarding the recovery of redundancy payments if this is relevant. Pensions Regulations also have provisions to reduce pension payments in certain circumstances to those who return to work within the local government service.





Name of meeting: Council

Date: 9 September 2020

Title of report: Council Financial Outturn and Rollover Report 2019-2020;

incorporating General Revenue Fund, Housing Revenue Account,

Capital and Treasury Management

Purpose of report

To receive information on the Council's 2019-2020 financial outturn position for General Fund Revenue, Housing Revenue Account and Capital Plan, including proposals for revenue and capital rollover from 2019-2020 to 2020-2021. The report also includes an annual review of Council Treasury Management Activity.

Key Decision - Is it likely to result in spending or saving £250k or more, or to have a significant effect on two or more electoral wards?	Yes The report includes proposals to roll forward capital underspend from 2019-2020 to spend against specific activities.
Key Decision - Is it in the Council's Forward Plan (key decisions and private reports?)	Yes
The Decision - Is it eligible for call in by Scrutiny?	Yes
Date signed off by <u>Strategic Director</u> & name	Rachel Spencer Henshall
Is it also signed off by the Service Director for Finance IT and Transactional Services?	Eamonn Croston
Is it also signed off by the Service Director for Legal Governance and Commissioning Support?	Julie Muscroft
Cabinet member portfolio	Councillor Graham Turner Councillor Shabir Pandor

Electoral wards affected: All

Ward councillors consulted: None

Public or private: Public report

GDPR: This report contains no information that falls within the scope of General Data Protection Regulations.

1. Summary

The appended report was submitted to the meeting of Cabinet on 28 July 2020 for consideration, and for Cabinet to make a recommendation to Council.

2. Information required to take a decision

(see appended report)

3. Implications for the Council

(see appended report)

4. Consultees and their opinions

(see appended report)

5. **Next steps**

Subject to approval, capital rollover proposals and the update of the year 5 capital plan will be incorporated into in-year financial monitoring in 2020-2021, and reported quarterly to Cabinet from Quarter 1 onwards.

6. Recommendation of Cabinet

- 1) That, in regards to General Fund; (i) the revenue outturn position 2019-2020 be noted (ii) the year end position on corporate reserves, including financial resilience reserves be noted (iii) the arrangement for regular monitoring and review of corporate reserves in 2020-2021, to be reported to Cabinet within the quarterly financial monitoring cycle, be noted (iv) note the use of the Council's flexible receipts strategy for the year end capitalisation of £2.4m transformation related costs in 2019-20.
- 2) That the year-end position on the Collection Fund be noted.
- 3) That the Housing Revenue Account outturn and reserves position 2019-2020, be noted.
- 4) That, in regards to Capital; (i) the outturn position 2019-2020, be noted (ii) approval be given to the £17.8m capital rollover from 2019-2020 to 2020-2021 (iii) approval be given to the revised capital plan for the period 2020-2025, having taking into account rollover, the re-phasing of schemes and changes to grant assumptions (iv) it be noted that officers will continue to review 2020-2021 in-year budget profiles with a view to transfer budget into future years to ensure a more realistic monitoring profile (v) approval be given to the detailed 2 year Highways capital plan 2020-21 and 2021-22 which incorporates the large scheme road resurfacing programme and (vi) authority be delegated to the Strategic Director for Children in consultation with the Portfolio Member for Children's Services, along with the head of Corporate Landlord and Head of Legal services, to negotiate and to procure identified properties to meet service needs within the £2m programme total. (para 1.10.20)
- 5) That, in regards to treasury management, the review of treasury management activity for 2019-2020 be noted.

7. Contact officer

James Anderson, Head of Accountancy james.anderson@kirklees.gov.uk

Sarah Hill, Finance Manager sarahm.hill@kirklees.gov.uk

8. Background Papers and History of Decisions

Cabinet Report – 28 July 2020 (attached)

9. Service Director responsible

Eamonn Croston, Service Director - Finance.





Name of meeting: Cabinet

Date: 28th July 2020

Title of report: Council Financial Outturn & Rollover Report 2019-20

incorporating General Fund Revenue, Housing Revenue

account, Capital and Treasury Management

Purpose of the Report

To receive information on the Council's 2019-20 financial outturn position for General Fund Revenue, Housing Revenue Account (HRA) and Capital Plan, including proposals for revenue and capital rollover from 2019-20 to 2020-21. This report also includes an annual review of Council Treasury Management activity.

Key decision – is it likely to result in spending or saving £250k or more, or to have a significant effect on two or more electoral wards?	Yes
Key decision - is it in the Council's Forward Plan (key decisions and private reports?	Key decision - Yes
The Decision - Is it eligible for "call in" by Scrutiny?	Yes
Date signed off by Strategic Director & name	Rachel Spencer Henshall – 20 July 2020
Is it also signed off by the Service Director for Finance?	Eamonn Croston – 20July 2020
Is it also signed off by the Service Director – Legal, Governance & Commissioning?	Julie Muscroft – 20 July 2020
Cabinet member portfolio - Corporate	Give name of Portfolio Holders Cllr Graham Turner

Electoral wards affected: None Ward

Councillors Consulted: None

Public or private: Public

GDPR: This report contains no information that falls within the scope of General Data

Protection Regulations.

1. Summary

1.1 **General Fund**

- 1.1.1 The Council's revised General Fund controllable (net) revenue budget for 2019-20 was £287.1m. The budget included adjusted (net) revenue savings in-year of £7.7m as reported at Quarter 3, reflecting the reversal of existing savings targets as part of the Council approved 2020-23 budget report.
- 1.1.2 The revised budget is net of a number of planned transfers to reserves during the year, with the most significant being £3.8m from the revenue grants reserve, £1.4m from the Strategic Investment reserve and £1.3m from the Waste Management reserve.
- 1.1.3 Council spend was £287.1m in 2019-20, which reflects an overall 'break-even' financial performance against budget. In actuality there was a marginal overspend of £27k or 0.01% against the revised budget. This includes the following:
 - i) £6.5m savings achievement against the £7.7m revised target; equating to 84%
 - £1.2m net underspends elsewhere ii)
- 1.1.4 The revenue outturn position is summarised at Appendix 1 and in Table 1 below.

Table 1 - Overview of 2019-20 general fund revenue outturn position

	Revised Budget	Outturn	Variance
	£000	£000	£000
Children & Families	91,213	91,173	(40)
Adults & Health	100,977	100,977	-
Economy & Infrastructure	34,897	40,134	5,237
Corporate Services	35,946	36,615	669
Central Budgets	24,047	18,208	(5,839)
Grand Total	287,080	287,107	27

1.1.5 The overall 'break-even' position (rounded) is net of a number of variances against budget. Headline variances are described in more detail in sections 1.2 to 1.6 below.

1.2 Children & Families

Learning – High Needs

- The National Fair Funding (NFF) regime was implemented by Government from 2018-1.2.1 19. The High Needs block under the new NFF acknowledges the level of previous under-funding, and Government intention was to increase Kirklees' annual allocation by £7m in comparison to the 2017-18 baseline. Due to transitional arrangements, this was to be phased over a 7 year period, at about £1m per annum. This phasing was reflected in existing budget plans.
- The Council has reported extensively on the fact that since the 2014 Children and 1.2.2 Families Act was implemented, there has already been a 44% rise in the number 46

Education Health & Care Plans (EHCP's) within Kirklees in the last four years (2015 to 2019; 47% nationally). The rising demand and cost pressures show no sign of slowing down, with continued growth of EHCP numbers expected in future years (over 10% in each of the last three years nationally). In 2019-20, there was a further increase in EHCP's in Kirklees by 588 to 3,329; equivalent to a 21% increase from 2018-19. Note that this increase includes 276 young people who have left education but still have an EHCP. Such cases were not included in aggregate figures reported for 2019 and earlier.

- 1.2.3 For Kirklees, there is a significant and increasing funding pressure against the High Needs block of the Dedicated Schools Grant: to the extent that the Council's general fund has supported unfunded DSG pressures at £4.4m in 2017-18 and £8m in 2018-19. However, this is considered unsustainable going forward, with further demand and cost pressures anticipated in future years.
- 1.2.4 Government has acknowledged the extent of current and growing spend pressures on high needs and the 2019-20 Spending Round (SR2019) announcement in September 2019 included £700m additional national funding for high needs in 2020-21. This was subsequently confirmed through the Provisional Local Government Finance Settlement in December 2019, with the Council's share at £6.1m for 2020-21. This includes the minimum £1m annual uplift for Kirklees as part of transitional arrangements to mitigate the £7m baseline 2018-19 under-funding (see also para 1.2.1 above).
- 1.2.5 The 2019-20 Dedicated Schools Grant (DSG) High Needs funding allocation for Kirklees is £37.0m. The 2019-20 in-year pressure on High Needs spend in excess of the DSG funding allocation was £12.9m (equivalent to 34.85%). As per updated Government guidance following an initial consultation, this spending pressure must be carried forward on the balance sheet in full, as a funding deficit against Dedicated School Grant (DSG), from 2019-20 onwards. This is presented as a negative balance on the DSG reserve as at 31st March 2020 (see Appendix 2).
- 1.2.6 The total negative DSG reserve balance as at 31st March 2020 is £14.4m. Alongside the £12.9m High Needs pressure this includes a £2.2m overspend relating to the Council's general fund contribution to Schools PFI, pending confirmation from the DfE that this is able to continue under the new regulations. A matching £2.2m transfer from base budget has been set aside in a separate Schools PFI reserve to cover this cost when the appropriate permissions have been received (see also Appendix 2). The remaining balance reflects net underspends elsewhere of £0.7m; mainly due to underspending on the Early Years block.
- 1.2.7 The 2019-20 budget plans had initially assumed that the High Needs pressure would be part offset from the planned release of Central Budget Minimum Revenue Provision (MRP) budget of £5m. In anticipation of Government confirmation of its consultation on treatment of DSG deficits, the 2020-23 Annual Budget Report included proposals to create a demand reserve from the re-direct of MRP set-asides that would previously have been used to at least part offset in-year High Needs spend pressures. This will be used to mitigate the impact and volatility of a range of potential demand risks on statutorily provided service activity going forwards. The MRP re-direct has been reflected in the summary of revenue reserves at Appendix 2, with a transfer of £5m into the demand reserve by year end.
- 1.2.8 Further transfers of £6.7m were also made into the demand reserve in-year, giving a closing balance of £11.7m as at 31st March 2020. The transfers reflect a year-end review of capitalisation opportunities and funding sources within allowable accounting rules as outlined in the Early Closedown Review report to Cabinet on 2 June 2029 47

(see also section 1.7).

- Current estimates suggest that Kirklees' High Needs budget pressures for 2020-21 1.2.9 will be in the region of £8m. High Needs remains an area of significant and growing pressure on Council budgets nationally and locally, and officers will continue to review and update future year forecasts informed by national and local intelligence.
- 1.2.10 It is anticipated that medium term, growth pressures may be mitigated at least in part through other measures, with the Council currently working on the implementation of a ten-point action plan with key educational partners across the district. The approved capital budget plans for 2019-24 also include £25m to support increased District high needs specialist placement sufficiency.

Learning and Early Support

- 1.2.11 As at 31st March 2020, 311 children with Education Health and Care Plans (EHCP's) are using Post 16 Home to School Transport; a significant increase of 114 from the previous year. This has resulted in an overspend of £1m on Post -16 Home to School Transport in-year.
- 1.2.12 This pressure also links in to other schools transport pressures highlighted in paragraph 1.4.2 further below, and the Council is currently exploring a range of alternate approaches, working with pupils, parents, schools sector and providers, to deliver more innovative and tailored transport options that will mitigate, at least in part, continuing growth pressures. An additional £1.1m has been built into base budgets going forwards as part of the 2020-23 Annual Budget Report to address the estimated residual ongoing pressure in this area. A further review of this baseline will be undertaken as part of the Council's Budget Update in Autumn 2020.
- 1.2.13 The increased number of approved applications for funding support from Special Educational Needs and Disability Inclusion Fund (SENDIF) has resulted in a pressure of £500k. Approved applications totalled £1.4m in 2019-20, compared to £917k in 2018-19. The fund primarily supports 2 to 4 year olds with special educational needs who attend a Private Voluntary and Independent (PVI) or mainstream school nursery setting. Numbers of children accessing the fund have increased from 299 to 406 over the last 12 months alongside a growth in complexity of need.
- 1.2.14 The service has strengthened the resources in the Early Years Special Educational Needs (SEN) Inclusion Team and is providing training to nursery settings to upskill the workforce so that they can meet the needs of the children rather than having to access SENDIF. This is intended to help mitigate pressures on this budget going forward.
- 1.2.15 There was a pressure of £0.3m within Statutory Responsibility for Education. This mainly related to staffing. This was offset by a temporary saving of £1m relating to the timing of posts being filled in the Early Support Service following significant investment into the service in 2019-20. Approved budget plans for 2020-23 have added back the £300k Statutory Responsibilities pressure into this budget heading.

Child Protection and Family Support

1.2.16 Within Child Protection and Family Support there was a plan to reduce the number of External Residential Placements during 2019-20. As a result of the successful implementation of this plan, numbers of placements have reduced from 37 to 31 during the year, resulting in an underspend of £0.8m, reflecting the successful transition 95 48 placements to more appropriate support settings.

1.2.17 There were pressures within the service of £0.6m relating to increased demand on the Youth Remand Service budget and also the Persons from Abroad budget. Both these pressures were a result of increasing numbers.

1.3 Adults and Health

- 1.3.1 Within Adults and Health the planned saving on independent sector home care of £0.5m was achieved, in part, due to strengths-based approaches (new approaches that promote independence and focus on individual's strengths) having an impact. However, there was a further £1.25m home care underspend; mainly due to current capacity challenges in the Independent Sector Home Care market. This was offset to a large extent by increases in other demand activity relating to self-directed support, by £1m.
- 1.3.2 Home care capacity measures were implemented part-year to support providers, at an estimated cost of £400k. The additional cost was offset by compensating funding from Better Care fund; achieved through continued flexible deployment of funding allocations in conjunction with the Clinical Commissioning Group (CCG), with a consequential increase in the level of weekly hours provision of home care (and therefore cost) over the latter half of the year, when the measures were put in place. The approved budget plans for 2020-23 factored this part year uplift into forward budget plans.
- 1.3.3 The other main variance in Adults relates to employee pressures at £1m. A Programme has been undertaken to further develop understanding around demand and growth predictions, levels of productivity and the workforce shape required to best deliver pathways. It will enable an intelligence led approach to vacancy management. In conjunction with the above there was a risk assessment of the sustainability of existing planned social work staff savings, the outcome of which added back £500k revenue resources into approved 2020-23 budget plans.
- 1.3.4 The 2019-20 Adults budget included income from a number of specific adult social care grants such as Winter Pressures at £1.9m, Social Care grant at £1.2m and the Improved Better Care Fund (iBCF) at £15.4m. There was also funding allocated through the Better Care Fund (BCF) pooled with Health, with the Council share £17.2m. This (along with the iBCF, and Winter Pressures grant) has national reporting conditions and joint health sign off agreements.
- 1.3.5 All existing social care specific grants, including BCF, have rolled into 2020-21 baselines, as confirmed in the 2020-21 Local Government Finance Settlement. A further £7.8m Social Care grant will also be received in 2020-21, as part of the overall national £1.5bn increase in social care funding; described by Government at the time as a 'down payment' for more extensive reforms to come.

1.4 Economy and Infrastructure

1.4.1 Within Environment there was an income shortfall of £1.4m in Car Parking. As part of 2019-20 budget, car parking charges were frozen, and have been for a number of years. This means that the income targets within the budget could not be achieved. As part of the strategic alignment of future income targets; in particular the Council's town centre and climate change ambition, a strategic review of car parking income targets resulted in a baseline budgeted income adjustment of £600k for Parking 49

into approved budget plans for 2020-23

- 1.4.2 Also within Environment there was pressure of £1.5m on Schools Transport; in the main linked to special educational needs demand (links also to the Learning-High Needs Section 1.2 of the report earlier), and further overspends of £0.8m in Venues in-year; mainly relating to a short-term pressure in Bereavement due to revised income shortfall relating to the Cremator Replacement project.
- 1.4.3 Economy and Skills had a £0.4m adverse variance on Commercial Properties linked to income shortfalls and a further £0.5m overspend in Corporate Landlord. The latter was linked in the main to pressures on ongoing repairs and maintenance and an £80k financial pressure related to the finalisation of the Stadium agreement.
- 1.4.4 There was a £0.6m overspend within Growth & Housing relating to declining income across Markets. This included the part year effect of the rent reduction following the introduction of the new tenant leases for Huddersfield and Dewsbury Markets on 1st January 2020. As part of the town centre ambition, a strategic review of income targets has been undertaken, resulting in a baseline budgeted income adjustment for Markets of £500k which has been built into approved 2020-23 budget plans.

1.5 Corporate Strategy, Commissioning & Public Health

- 1.5.1 Within Finance, there was an overspend of £0.6m in Benefit Payments relating to homelessness. Since the introduction of the Homelessness Reduction Act in April 2018 the number of people eligible for, and being provided with, temporary accommodation in Kirklees has increased by 13%. This has resulted in the Council having to utilise more expensive accommodation options which has resulted in reduced levels of Housing Benefit subsidy income. This pressure was offset in part by other minor underspends across Welfare & Exchequer services
- 1.5.2 Within Governance and Commissioning there was a £0.4m pressure in Legal. As part of the wider Corporate capacity review, previous planned savings targets for 2020-21 have been reversed as part of approved budget plans 2020-23.

1.6 Central Budgets

- 1.6.1 Approved Central Budgets for 2019-20 included the set aside of £2.7m minimum revenue provision (MRP) over-allocation budget, as in-year contingency. This was released in-year, to part mitigate the balance of pressures set out in this report.
- 1.6.2 In addition to the above, overall Section 31 business rate relief grants received inyear was £2.2m higher than the £13.3m budgeted at the start of the year. This again has been reflected in Central budget outturn position for 2019-20. Local Authorities are paid section 31 grants throughout the year using the budgeted business rates position. This year end adjustment reflects the relative volatility in budgeting for the 12 distinct business rate relief offsets available to businesses in-year, and for which Government compensates Councils through a corresponding section 31 grant.
- 1.6.3 Further Central Budget underspends include £0.5m relating to other contingency inflation adjustments in-year.

Flexible Capital Receipts

1.6.4 The Council's flexible capital receipts strategy was applied in relation to £2.36 to 50

transformation related spend and £0.3m voluntary severance costs in 2019-20. These costs meet the criteria for qualifying expenditure of *funding the cost of service reconfiguration*, restructuring or rationalisation (staff or non-staff), where this leads to ongoing efficiency savings or service transformation, set out at paragraph 3i) of the Flexible Capital Receipts strategy which can be found at Appendix 10.

1.6.5 The strategy is based on current Government guidance which allows the capitalisation of certain types of qualifying revenue expenditure in-year, funded from the flexible use of 'in-year' generated capital receipts. At the time the 2019-20 approved budgets were set, there was no specific ask to apply the above policy in year, unlike in previous years. However, in light of the subsequent impact of COVID-19 on Council finances, the policy was applied at year end, as reported as part of the 2019-20 early closedown review report to Cabinet on 2 June 2020 (see also 1.7.2 below).

Revenue Rollover

1.6.6 Council Financial Procedure Rules allows for consideration of revenue rollover, but only if the overall general fund position is in an underspend position at year end. The marginal overspend of £27k against a revised revenue budget of £287m was transferred to reserves at year end and offset against general balances.

COVID-19 financial impact on 2019-20 Council finances

- 1.6.7 A total of £1.1m of additional pressures were identified in the 2019-20 accounts as a direct result of COVID-19. This included £676k cost pressures, mainly attributable to additional spend within Adults Social Care (£273k), Public Health (£162k) and Customers and Communities (£155k). Income losses totalled £453k with the largest individual loss relating to Catering (£196k). Further income losses were identified across a range of services including Welfare and Exchequer, Trade Waste, Parking, Town Halls and Public Halls.
- 1.6.8 The above additional pressures were offset in-year by £1.1m of the first tranche of unringfenced COVID Support Grant received by Government in March 2020. The total amount of funding received was £12.2m, and the remaining balance of £11.1m was transferred to earmarked reserves to be applied in 2020-21 as described in section 1.7 below.

1.7 General Fund Reserves

- 1.7.1 General fund reserves and balances have increased through 2019-20 by £0.9m; from £112.5m at the start of the year to £113.4m as at 31 March 2020. A further £2.3m was added into Council reserves at the start of 2020-21, as per the 2020-23 budget plans approved at Budget Council on 12 February 2020; increasing the overall level of reserves and balances to £115.7m as at 1st April 2020.
- 1.7.2 The year-end reserves position set out in Appendix 2 incorporates the new Place Partnership Theme reserve approved as part of the overall 2020-23 Council budget plans. It also reflects measures taken to release an additional £6.7m revenue resources into earmarked general fund revenue reserves in light of the heightened corporate risk assessment from the financial impact of COVID-19. These measures, outlined in the following paragraphs, were approved as part of the 2019-20 Early Closedown Review report to Cabinet on 2 June 2020. The link to this report is shown below:

Agenda for Cabinet on Tuesday 2nd June 2020, 3.00 pm | Kirklees Council (Item 9) Page 51

- 1.7.3 The 2019-20 early closedown review report set out proposals to increase earmarked reserves by £6.7m through a year end review of capitalisation opportunities and funding sources within allowable accounting rules. The review identified £5.4m of revenue costs that could be capitalised within allowable accounting rules, including use of the Council's existing flexible receipts policy to capitalise transformation costs which can be funded from in-year capital receipts. The remaining balance of £1.3m reflects the release of revenue rollover originally planned to fund capital public realm works, now to be funded from borrowing.
- 1.7.4 At the time of the Early Closedown Review report to Cabinet on 2 June 2020, the £6.7m transfer of revenue resources was anticipated to be aligned to financial resilience reserves. It is now proposed that this is re-directed to the Demand Reserve, given the significant High Needs deficit held on Kirklees' balance sheet, and which is forecast to increase by upto a further £8m in 2020-21.
- 1.7.5 A specific reserve has been set aside to cover the costs of the Council's COVID-19 response in 2020-21. The balance of this reserve as at 31 March 2020 is £11.1m; made up of the transfer of the first tranche of un-ringfenced COVID Support Grant of £12.2m, less £1.1m COVID-19 funding applied in 2019-20 for the identified cost pressures incurred in the period up to 31 March 2020.
- 1.7.6 The £12.2m funding was released early by Government on 27 March and technically has to be accounted for in 2019-20, with the balance of £11.1m rolling forward into 2020-21 through a specific reserve. It is anticipated that the £11.1m reserve will be fully applied in 2020-21 to help offset significant and unbudgeted COVID-19 pressures in year.
- 1.7.7 The £115.7m general fund reserves and balances at 1st April 2020 includes a £14.4m deficit against the DSG reserve as outlined earlier in section 1.2.6. Of this, £12.9m reflects the 2019-20 High Needs overspend in-year.
- 1.7.8 Total usable reserves (excluding Schools Reserves (Other) and Public Health) at 1st April 2020 are £104.6m; equivalent to 34.6% of the 2020-21 £302.3 (net) revenue budget. For comparator purposes, the median percentage across the 36 metropolitan Councils on this particular indicator was 35% as at 31 March 2019.
- 1.7.9 The significance of this indicator is that it features as part of CIPFA's suite of 'financial resilience' performance indicators being developed to support officers, members and other stakeholders as an independent and objective suite of indicators that measure the relative financial sustainability and resilience of Councils, given extensive and ongoing national coverage and concern about financial sustainability across the local government sector.
- 1.7.10 Financial resilience reserves as at 1st April 2020 will remain at just over £37m, which was also the minimum financial reserves requirement recommendation by the Chief Financial Officer at least to the start of 2021-22, as set out in the 2020-23 Annual Budget Report. The financial resilience risk reserve is informed by the Council's corporate risk register; current version attached at Appendix 10 for information.

1.8 Collection Fund

1.8.1 The Collection Fund accounts separately for council tax and business rates income and payments. Table 2 below summarises the financial performance of the collection fund in 2019-20, including planned payments to the general fund in 2020-21.

Table 2 – Collection Fund Summary

Collection Fund forecast (Council Share)	Council Tax	Business Rates	Total
	£000	£000	£000
(Surplus)/Deficit at 1st April 2019	1,621	(8,700)	(7,079)
Re-payments to/(from) General Fund 19-20	(1,179)	6,923	5,744
In year Financial Performance	738	(1,908)	(1,170)
(Surplus)/Deficit at 31st March 2020	1,180	(3,685)	(2,505)
Re-payments to/(from) General Fund 20-21	58	3,377	3,435
Remaining (Surplus)/Deficit 20-21	1,238	(308)	930

- 1.8.2 In-year income performance on Council Tax reflects 99.6% actual income achieved against planned income of £180.0m. The balance of just 0.4% included a re-assessment of bad debt provision requirements, in light of the emerging financial climate.
- 1.8.3 The business rates surplus reflects a further review of the Council's provision for historical appeals valuations outstanding; set at £4.8m at 31st March 2019. This requirement was revised downwards in-year reflecting the impact of many long standing appeals being either withdrawn or settled, alongside the more stringent appeals system implemented from 2017 onwards.
- 1.8.4 Taking into account the opening balance and net repayments to the general fund in year, the above in-year performance resulted in an overall surplus for the collection fund of £2.5m at 31st March 2020. There are planned repayments of £3.4m to the general fund in 2020-21, reflecting best estimates of the forecast year end Collection Fund surplus at the time 2020-23 budget plans were approved. The actual £2.5m year end surplus leaves a £0.9m deficit balance overall on the collection fund as at 1 April 2020 and will be managed in due course as part of the forthcoming budget strategy update review .

1.9 Housing Revenue Account

- 1.9.2 The Council's Housing Revenue Account (HRA) accounts for all Council housing related revenue expenditure and income in a separate statutory (ring-fenced) account. The revenue outturn is a net nil variance against an annual turnover budget of £92.0m in 2019-20.
- 1.9.2 This included some additional costs incurred in-year on grounds maintenance at £0.2m and £0.1m temporary accommodation, and lower than expected rechargeable repairs cost recovery, and minor variations on for leasehold income, rents and service charges totalling £0.7m. This was offset largely by a lower than expected bad debt provision requirement due to the Government's temporary 'pause' on the national rollout of universal credit.
- 1.9.3 HRA reserves at 31 March 2020, net of set asides for business risks and investment needs and a minimum working balance, is £61.0m which will roll forward to support future HRA asset investment in line with HRA longer term business plan requirements. A summary of the HRA outturn and reserves position can be found at Appendix 3.

1.10 Capital

- 1.10.1 The nature of capital programmes and funding means that with some schemes, there is greater potential for variations in-year; for example timing of external funding being secured, or the size and complexity of specific schemes meaning longer lead in times than originally profiled in capital budget plans. In recognition of this, Council Financial Procedure Rules (FPR's) now allow greater in-year flexibility for Cabinet to amend existing Programme and scheme allocations between years. So for example, the Council approved capital plan for 2019-20 including capital rollover, on 17 July 2019, was £114.3m. Subsequent application of the FPR flexibility in-year by Cabinet through quarterly financial monitoring reporting largely contributed to a revised capital budget of £94.6m; the difference largely re-profiled into later years.
- 1.10.2 As noted above, the Council's revised capital budget for 2019-20 was £94.6m. The budget has increased by £2.9m since quarter 3 as a result of increased grants and contributions. A breakdown of the budget changes can be found in Appendix 6.
- 1.10.3 The 2019-20 capital outturn was £81.2m, which is about £12.8m higher than equivalent capital spend in 2019-20. Of the total actual spend, £18.7m relates to strategic priorities, £51.2m relates to baseline capital spend, the balance of £11.3m to projects of a one-off nature.

Table 3 – Capital Outturn 2019-20

	Revised Capital	• 11	
By Category	Budget £000	Outturn £000	Variance £000
Aspire & Achieve	13,055	10,230	(2,825)
Best Start	3	5	2
Independent	200	664	464
Sustainable Economy	51,898	40,511	(11,387)
Well	3,014	1,506	(1,508)
Safe & Cohesive	15	8	(7)
Clean & Green	1,625	1,148	(477)
Efficiency & Effectiveness	3,184	5,758	2,574
General Fund	72,994	59,830	(13,164)
Strategic Priorities	4,200	3,215	(985)
Baseline	17,377	18,165	788
Housing Revenue Account	21,577	21,380	(197)
Total Capital Budget	94,571	81,210	(13,361)

- 1.10.4 A more detailed breakdown of the capital outturn position is provided at Appendix 5 (a) and 5 (b), along with key variances highlighted.
- 1.10.5 Capital expenditure was funded by the following sources of finance; borrowing £29.8m, grants and contributions £24.2m, capital receipts at £6.9m, Major Repairs Reserve (HRA) at £12.6m and HRA Reserves/Revenue contributions at £7.7m. This is shown in more detail at Appendix 8 (a).
- 1.10.6 Actual borrowing costs incurred 2019-20 are largely consistent with treasury management budget assumptions. Treasury Management budgetary assumptions are reviewed annually as part of the annual budget re-fresh, and take account any changes 54

- in the profiling and quantum of capital spend to be funded from borrowing over the periodically re-freshed multi-year capital plans.
- 1.10.7 The 2019-20 Early Closedown Review report to Cabinet on 2 June 2020 included £5.4m capitalisation within allowable accounting rules, of costs previously allocated to revenue in-year. Funding of this additional year end spend was met via un-ringfenced capital receipts and uncommitted underspends from the wider capital plan. Also, £1.3m of capital expenditure which was previously to be funded by the release of revenue rollover originally planned to fund capital public realm works, was funded from borrowing.
- 1.10.8 Capital rollover proposals total £17.8m and include £8.6m timing issues on contractually committed schemes rolling forward into 2020-21, and a further £9.2m slippage on spend commitments tied to specific unspent grants and other ring-fenced resources, totalling £17.8m. The £4.4m difference between the £17.8m capital rollover requested and the overall outturn variance of £13.4m will be met from a combination of uncommitted capital receipts and in-year uncommitted capital budgets no longer required.

Capital Rollover Proposals

- 1.10.9 When the Council approved the Capital Investment Plan in February 2020 for the 5 year period from 2020-21 to 2024-25, it made provision for a level of investment of £913.2m within the Annual Budget Report (£707.9m General Fund, £205.3m HRA).
- 1.10.10 The proposal is to effectively re-profile planned spend totalling £17.8m from 2019-20 to 20-21; £17.6m general fund and £0.2m HRA. This largely reflects deferred spend against existing schemes rolled forward into future years.
- 1.10.11 The capital plan has now been updated to take account of the capital rollover totalling £17.8m from 2019-20 and changes in the estimated levels of resources available. The revised capital plan set out in this report, including re-profiled planned spend, stands at £886.8m over the 2020-25 period.
- 1.10.12 It is acknowledged however that there will be a more fundamental review of the multiyear capital plans set out in this report, over the coming months, in preparation for the forthcoming medium term financial strategy re-fresh to Cabinet and Council later this year. In light of this, years 2 to 5 of the revised plan have been aggregated, pending the broader review, which is intended to reflect a longer term capital planning cycle, and emerging Council capital priorities in light of COVID-19 impact and local, regional and national mitigations to support the recovery plan (see also para 1.10.24).

Other

- 1.10.13 The updated capital plan includes the Transforming Cites Fund (TCF) which is a national sustainable transport fund administered by the Department for Transport (DfT) for delivery of transformational projects in the period 2020-21 to 2022-23. The specific funding for the Kirklees TCF programme from the £317m regionally secured TCF funding through Leeds City Region, is £39.5m TCF, presented within the West Yorkshire plus Transport schemes capital plan under Sustainable Economy, Strategic Priorities. This includes £6m local match funds have been identified from within the Town Centre Action Plan budget and is earmarked towards TCF.
- 1.10.14 The plan also incorporates proposals for King James's High School (£5.25m) for the construction of a new teaching block and the improvements to the existing accommodation in order to provide sufficient and suitable accommodation for age 55

additional pupils. Provision is also made for Almondbury Community School (Primary) at £275k and £200k for Netherhall Learning Campus High School. These proposals were endorsed by Cabinet on 16th June 20.

- 1.10.15 A sum of £387k borrowing has been committed within the plan to support large capital maintenance scheme works required at Newsome High School. This represents 10% of the overall grant capital funding expected by the school (due to convert into an Academy) from the Department of Education.
- 1.10.16 The government grant allocations built into the 5 year Capital Plan approved by Council in February 2020 have been revisited. The main change to note is the basic need grant allocation which is used to fund New Pupil Places within Achieve & Aspire Strategic Priorities Capital Plan. Previously, an indicative annual amount of £1.05m had been built into the Plan from 2021-22 onwards. Basic Need allocations were published by Government in April 2020, of which Kirklees was allocated zero grant for 2021-22. In light of this, the grant assumptions for basic need grant allocations have been revised to nil from 2021-22 onwards within the updated Plan.
- 1.10.17 A two year Highways Capital Plan (2020-21 and 2021-22) was endorsed at Cabinet on 1 May 2020, to allow immediate commencement of works. The revised detailed two year Highways Capital Plan inclusive of subsequent capital rollover of £3.3m, is presented in Appendix 9. Cabinet are asked to endorse the detailed Highways plan presented at Appendix 9, which also incorporates the following funding adjustments:
 - i) The challenge fund bid submitted jointly by Kirklees and Calderdale Councils for the A62 Leeds Road, Cooper Bridge and A6024 Holme Moss landslip was successful, this has brought an additional £2.03m to Kirklees Council, and includes matched funding from existing Highways capital allocations, which is shown in the total budget for these schemes.
 - ii) Government announced on 14 May 2020, additional funding for roads maintenance across the whole of the UK which was distributed on a formula basis. The West Yorkshire Combined Authority (WYCA) as a whole received £21.944m. This comprised additional challenge and pothole funds.
 - For Kirklees it is anticipated that there will be a direct payment of pothole grant increasing this amount from £349k which was shown in the May 2020 Highways capital plan to £3.8m, but this has yet to be confirmed. There may also be additional challenge fund grant made available for the financial year 2020-21 however the way this is allocated, and the amount made available to each of the authorities, if any, is still to be determined by WYCA.
 - iii) WYCA has allocated £240k for Air Quality in Kirklees which has been shown in the Integrated Public Transport programme area of this capital plan; £125k in 2020-21 and £115k in 2021-22. The spend for this project will be managed by the Councils Environmental Services team.

The additional £240k identified above for air quality will be used on Initiatives to support the partners councils delivery of the West Yorkshire Low Emission Strategy, which could include upgrades to traffic management systems to improve air quality at sensitive locations, and continuation of the Eco-Stars Low Emission Fleet Incentive Scheme.

iv) There are a number of large road resurfacing works to improve important local routes and reduce the maintenance backlog, for the following roads:

Page 56

Scheme	From	То	Ward	Scheme	Programme
				Estimate	
A616 Sheffield Road New	New Mill	Boundary	Holme Valley	£525,000	Principal* Roads
Mill			South		
Hotspots			All	£1,300,000	Roads Connecting
					Communities
Carr Green Lane including	Long Lane	Bradley Mills	Dalton	£800,000	Roads Connecting
Rawthorpe Lane		Road			Communities
Forge Lane	B6117	Lees Hall	Dewsbury	£500,000	Unclassified Roads
	Station Road	Road	South		
Cawley Lane	High Street		Heckmondwike	£270,000	Unclassified Roads

- 1.10.18 Other significant grant changes are an additional £400k WYCA grant towards the Town Centre Action Plan Acquisitions pot.
- 1.10.19 The Capital Plan currently includes £2m borrowing for Residential Children's Units within the Best Start Plan under Specialist Accommodation, Strategic Priorities. The Care Quality Commission and Children's service have identified a preferred bed model for residential units which is more closely associated with normal family life.
- 1.10.20 Work is being undertaken to identify appropriate preferred houses for purchase from private landlords, for conversion into Children's homes. Cabinet are therefore asked to delegate authority to the Strategic Director for Children in consultation with the Portfolio Member for Children's Services, along with the head of Corporate Landlord and Head of Legal services, to negotiate and to procure identified properties to meet service needs within the programme total.
- 1.10.21 The draft capital plan 2020-25 is shown at Appendix 8(a) and 8(b) and summarised in Table 4 below:

Table 4 – Updated Capital Plan 2020-25

	2020-21	2021 to 25	Total
By Category *	£000	£000	£000
General Fund :			
Achieve & Aspire	18,408	55,476	73,884
Children	748	9,250	9,998
Independent	1,855	22,606	24,461
Sustainable Economy	123,481	379,199	502,680
Well	14,617	15,964	30,581
Safe & Cohesive	185	0	185
Clean & Green	8,706	42,085	50,791
Efficient & Effective	2,955	7,685	10,640
General Fund	170,955	532,265	703,220
Housing Revenue Account :			
Strategic Priorities	13,448	72,523	85,971
Baseline	21,084	76,545	97,629
Housing Revenue Account	34,532	149,068	183,600
Overall Total	205,487	681,333	886,820

^{*}categorisation here by primary outcome for illustrative purposes, acknowledging that in many instances capital investment delivers multiple outcomes.

financial monitoring arrangements through 2020-21, in accordance with Financial Procedure Rules 3.10-3.15. This approach acknowledges the growing complexities and challenges over the upcoming years in delivering to this scale of ambition

- 1.10.23 Future capital plan updates will also be presented periodically to Council as part of the annual budget strategy update and annual budget approval reports to Cabinet and Council as a matter of course as part of the annual planning cycle.
- 1.10.24 A fundamental review of the 5 year plan will be undertaken in the summer to re-phase and reprioritise capital plan priorities over a 10 year period. The plan will be revamped in line with the Councils Economic Recovery Plan permitting strong financial management which will underpin sustainable decision making, deliverability of services/schemes, the financial risk and achievement of outcomes. The outcome will be presented as part of the Medium Term Financial Strategy review report in Autumn.
- 1.10.25 Provision has been made in the Revenue Budget and Medium Term Financial Plan to cover the expected costs of borrowing. As revenue resources are themselves under considerable pressure over the coming years, close scrutiny will need to continue to ensure borrowing fulfils the criteria of being affordable, prudent and sustainable.

Prudential Indicators

- 1.10.26 Appendix 7 provides a schedule of the prudential indicators applicable to affordability and prudence which have been reported as part of capital monitoring in 2019-20. Indicators applicable to treasury management are reported in the Review of Treasury Management activity for 2019-20 which can be found at Appendix 12. The Council has complied with its PI's for 2019-20.
- 1.10.27 The proportion of the annual revenue budget set aside to repay debt and interest is a matter of local decision, informed by relevant CIPFA prudential guidance relating to prudence, affordability and sustainability.

2 Information required to take a decision

2.1 The Appendices accompanying this report provide a more detailed breakdown of the outturn financial monitoring position, as follows:

Appendix 1 summarises by service area, the general fund revenue outturn position in 2019-20;

Appendix 2a summarises the general fund reserves and balances movements inyear;

Appendix 2b sets out a glossary of terms for the general fund reserves;

Appendix 3 summarises the HRA revenue outturn position including movements in HRA reserves in-year;

Appendix 4 shows the performance against revised planned revenue savings in-year;

Appendix 5a summarises by Council priority Outcome, the capital outturn position in 2019/20

Appendix 5b summarises by Council priority Outcome, key capital outturn variances in excess of £500k, against revised capital budget, for 2019-20 Page 58

Appendix 6 summarises key capital budget changes between Quarter 3 financial monitoring report and outturn, for 2019-20

Appendix 7 provides a schedule of prudential indicators for 2019-20, applicable to affordability and prudence;

Appendix 8a summarises the updated capital plan 2020-25, taking into account rollover, grant changes and additions. A funding summary is also included;

Appendix 8b shows the detailed capital plan updated for 2020-21 including rollover, by Council Priority Outcome, and aggregated capital plan totals for the 2021 to 2025 period.

Appendix 9 shows the 2 year detailed Highways capital plan;

Appendix 10 details the updated Council flexible capital receipts strategy incorporating

Appendix 11 is the Corporate Risk Register, updated as at July 2020.

Appendix 12 is the Annual Report on treasury Management activity to Corporate Governance and Audit Committee, 22nd July 2020.

- 2.2 The corporate risk register at Appendix 11 summarises the key strategic risks or barriers to achieving the corporate objectives. It also provides visibility about the management actions which are either in place or brought into action to mitigate the impact of these risks. Many of these are of a financial nature and provide contextual information when setting the council's budget. There isn't a direct link but they do help to inform the level of reserve held by the council.
- 2.3 Individual risks vary over time, and the need to set aside reserves changes depending on the underlying budget provisions. The risk assessment reflects the approved budget plans updated for emerging and changing medium and significant risk.

3 Implications for the Council

- 3.1 The report provides summary information on the overall financial performance against annual Council revenue and capital budgets in 2019-20, incorporating as well an overall updated capital plan for 2020-25. These budgets support the overall delivery of the following Council objectives and Priorities within available resources:
 - i) Early Intervention and Prevention (EIP)
 - ii) Economic Resilience (ER)
 - iii) Improving Outcomes for Children
 - iv) Reducing demand of services
- 3.2 Working with People
- 3.3 Working with Partners
- 3.4 Place Based working
- 3.5 Climate Change & Air Quality

3.6 Improving Outcomes for Children

3.7 Other (e.g. Financial, Legal or Human Resources)

- 3.7.1 The Council's 2020-23 budget plans, approved at Budget Council on 12 February 2020, included further target revenue savings proposals of £5.4m over the 2020-23 period. The plans also incorporated a number of actions as part of the Council's refreshed reserves strategy. This included the Chief Finance Officer (Service Director Finance) recommendation that existing financial resilience reserves be maintained at £37.1m at the start of 2020-21.
- 3.7.2 The rationale for the above reflected continued uncertainty on the post 2020 national funding landscape for Councils, further uncertainty at UK's intended negotiated withdrawal from the EU, whilst at the same time the Council is facing continuing and significant challenges and service pressures over the medium term. It also took into consideration a range of risks recorded in the Council's updated corporate risk register, which was appended to the annual budget report. Since this time there has been heightened uncertainty caused by the ongoing COVID-19 pandemic and the resulting financial effects on the Council.
- 3.7.3 Council officers have implemented processes to capture COVID-19 related costs across the totality of Council activity. In addition, Government has requested monthly returns on the financial impact of COVID-19, starting from April 2020, to help inform Government intelligence on the scale of financial impact on Councils. The financial impact on Council finances is also significant across a range of Council income streams, with national lockdown measures having a material short-term impact on fees and charges across Council service activity. There are also significant pressures on council tax and business rates income.
- 3.7.4 Early indicative high-level COVID-19 financial impacts on Council finances forecasts were reported to Cabinet on 21 May 2020. A link to the report is shown below for reference:

Agenda for Cabinet on Thursday 21st May 2020, 3.00 pm | Kirklees Council (Item 7)

- 3.7.5 The estimated financial impact set out in the above report was in the region of £34m to £66m. This will be adjusted down by the Council's share of Government funding; £23.2m to date in 2020-21 (net of £1.1m used to offset 2019-20 COVID financial impacts).
- 3.7.6 A further national funding package for local government was announced in early July as part of a "comprehensive plan to ensure councils' financial sustainability for the future". This included a further £500m un-ringfenced grant to be distributed to local authorities to help fund the additional expenditure incurred as a result of COVID-19. The Council's share of this funding is £3.9m. The funding package also includes funding for 75% of income losses from sales, fees and charges, where the losses are greater than 5% of the council's planned income receivable.
- 3.7.7 It was also announced that Councils may spread Collection Fund deficits arising in 2020-21 over three years to 2023-24. Under usual circumstances, any in-year deficit or surplus on council tax and business rates income is carried forward through the Collection Fund to the following year.
- 3.7.8 COVID-19 financial impacts will continue to be reviewed in light of further emerging local, regional and national intelligence through 2020-21, and will be included as part of overall in-year financial monitoring reported in the corporate member arena through established annual Council planning cycle and governance processes.

- 3.7.9 The Council's refreshed reserves strategy approved in the 2020-23 budget plans is directed at strengthening organisational flexibility and financial resilience over the medium to longer term in account of the continued funding uncertainty for Councils post 2021. The Financial Resilience reserves level on 1 April 2020 of £37.1m meets the minimum recommended level as set out in the strategy.
- 3.7.8 It is intended that the forthcoming annual budget strategy report to Cabinet and Council in early autumn will incorporate a more detailed review, quantification and sensitivity analysis on a range of emerging budget and other risks to help inform the Council's financial planning framework and overall reserves requirement as part of the refreshed Medium Term financial Plan (MTFP). This will include a further review of any COVID-19 financial impacts anticipated to affect the Council's budget beyond 2020-21.

4 Consultees and their opinions

This report has been prepared by the Service Director Finance, in consultation with the Executive Team.

5 Next Steps

Subject to member approval, capital rollover proposals and the update of the 5 year capital plan will be incorporated into in year financial monitoring in 2020-21, and reported quarterly to Cabinet from Quarter 1 onwards.

6 Cabinet portfolio holders recommendations

The portfolio holder agrees with the recommendations set out in this report.

7 Officer recommendations and reasons

Having read this report and the accompanying Appendices, Cabinet are asked to:

General Fund

- 7.1 note the revenue outturn position for 2019-20;
- 7.2 note the year end position on corporate reserves and balances;
- 7.3 note the regular monitoring and review of corporate reserves in 2020-21 to be reported to Cabinet as part of the Quarterly financial monitoring cycle;
- 7.4 note the use of the Council's flexible receipts strategy for the year end capitalisation of £2.4m transformation related costs in 2019-20

Collection Fund

7.5 note the year end position on the Collection Fund;

HRA

7.6 note the HRA revenue outturn and reserves position 2019-20;

Capital Page 61

- 7.7 note the Council capital outturn position for 2019-20
- 7.8 approve the £17.8m capital rollover from 2019-20 to 2020-21;
- 7.9 approve the revised capital plan for the period 2020-25 after taking into account rollover, the re-phasing of schemes and changes to grant assumptions;
- 7.10 approve the detailed 2 year Highways capital plan 2020-21 and 2021-22 which incorporates the large scheme road resurfacing programme;
- 7.11 Cabinet are asked to delegate authority to the Strategic Director for Children in consultation with the Portfolio Member for Children's Services, along with the head of Corporate Landlord and Head of Legal services, to negotiate and to procure identified properties to meet service needs within the £2m programme total. (para 1.10.20)

Treasury Management

7.12 note the review of Treasury Management activity for 2019-20

8 Contact Officer

James Anderson, Head of Accountancy james.anderson@kirklees.gov.uk

Sarah Hill, Finance Manager sarahm.hill@kirklees.gov.uk

9 Background papers and History of Decisions

Early Closedown Review 2019-20 to Cabinet on 2 June 2020
Annual budget report 2020-23 to Budget Council on 12 February 2020
COVID-19 impact on Council finances report to Cabinet on 21 May 2020
CIPFA's Code of Practice on Treasury Management in the Public Services.
CIPFA's Prudential Code for Capital Finance in Local Authorities.
Public Works Loan Board Website.
Local Authorities Property Fund & Factsheet

10 Service Director responsible

Eamonn Croston, Service Director Finance. eamonn.croston@kirklees.gov.uk

General Fund 2019-20 Outturn

Strategic Director portfolio responsibilities	Revised Budget	Actual	Variance
	£'000	£'000	£'000
Child Protection & Family Support	58,569	57,589	(980)
Learning & Early Support & Schools	32,644	33,584	940
Sub Total (Children & Families)	91,213	91,173	(40)
Adults Social Care Operation	34,399	32,874	(1,525)
Commissioning, Quality and Performance	58,267	59,818	1,551
Integration, Access & Community Plus	8,311	8,285	(26)
Sub Total (Adults & Health)	100,977	100,977	-
Growth & Housing	6,538	6,894	356
Economy & Skills	9,633	10,328	695
Environment	18,623	22,808	4,185
E&I Management	103	104	1
Sub Total (Economy & Infrastructure)	34,897	40,134	5,237
Strategy, Innovation & Planning	12,929	12,994	65
Public Health & People	5,806	6,027	221
Governance & Commissioning	8,311	8,402	91
Finance	8,900	9,192	292
Sub Total (Corporate Strategy, Commissioning & Public Health)	35,946	36,615	669
Central Budgets	24,047	18,208	(5,839)
General Fund Total	287,080	287,107	27

Appendix 2a)

General Fund Earmarked Reserves						
	1st April 2019 (incl. 2019-20 budget report approvals)	Drawdown/ Contribution in-year	Early Closedown Review	Reserves position as at 31st March 2020	2020/21 Budget Report Approvals	Reserves position as at 1st April 2020
	£'000	£'000	£'000	£'000	£'000	£'000
Dedicated Schools Grant (DSG)	(268)	14,664		14,396		14,396
Schools (other)	(9,476)	(491)		(9,967)		(9,967)
Total Statutory (School Reserves)	(9,744)	14,173		4,429		4,429
Earmarked						
Financial Resilience Reserves	(37,146)			(37,146)		(37,146)
Earmarked (Other)						
Rollover	(2,161)	223	1,282	(656)		(656)
Revenue Grants (various)	(12,924)	3,829		(9,095)		(9,095)
Public Health	(2,069)	919		(1,150)		(1,150)
Stronger Families Grant	(1,817)	806		(1,011)		(1,011)
Insurance	(1,900)			(1,900)		(1,900)
Ward Based Activity	(1,227)	28		(1,199)		(1,199)
Social Care Reserve	(2,496)	301		(2,195)		(2,195)
Property and Other Loans	(3,000)	-		(3,000)		(3,000)
Adverse Weather	(3,000)	568		(2,432)		(2,432)
Strategic Investment support	(5,400)	1,421		(3,979)	(250)	(4,229)
Waste Management	(11,000)	1,316		(9,684)	4,000	(5,684)
Mental Health	(1,400)			(1,400)		(1,400)
Business Rates	(2,000)			(2,000)		(2,000)
Covid 19 Response			(11,099)	(11,099)		(11,099)
School PFI		(2,184)		(2,184)		(2,184)
Demand Reserve		(5,000)	(6,706)	(11,706)	(4,000)	(15,706)
Place Partnership Theme					(2,000)	(2,000)
Other	(5,032)	(1,004)		(6,036)		(6,036)
Total - Earmarked Other	(55,426)	1,223	(16,523)	(70,726)	(2,250)	(72,976)
Sub Total Earmarked Reserves	(92,572)	1,223	(16,523)	(107,872)	(2,250)	(110,122)
GENERAL BALANCES	(10,215)	216	-	(9,999)		(9,999)
Grand Total	(112,531)	15,612	(16,523)	(113,442)	(2,250)	(115,692)
Total usable reserves (excluding schools (other) and public health)	(100,986)			(102,325)		(104,575)

GLOSSARY OF RESERVES

RESERVE	DESCRIPTION
KESEKVE	
School Reserves	Statutory reserves relating to both individual schools balances/deficits carried forwards, and Dedicated Schools Grant (ring-fenced for schools related expenditure; surpluses/deficits carried forward).
Financial Resilience	Covers a range of potential costs highlighted in the Council's corporate risk register, including budget risks as set out in the sensitivity analysis within this report.
Rollover	To fund deferred spend commitments against approved rollover
Revenue Grants	Represents grants and contributions recognised in the Comprehensive Income and Expenditure Statement before expenditure has been occurred.
Public Health	Timing issues on Public Health grant spend commitments (Public health grant is statutorily ring-fenced)
Stronger Families	Set aside reflecting timing issues on expenditure commitments supporting a range of Stronger Families activity, funded from external grant.
Insurance	Mitigates against risk from increased liabilities and insurance claims.
Ward Based Activity	Set aside reflecting timing issues on ward based activity spend commitments
Property and Other Loans	Set aside in part against the potential risk of future loan defaults; in part to offset potential unfunded technical accounting entries on general fund revenue arising purely arising from the introduction of a new local government accounting code intended to strengthen balance sheet transparency.
Adverse Weather	Mitigates against budget risk arising from severe weather events in the District.
Strategic Investment & Support	To address the scale of development costs required to support the upscaling of capital investment activity and major project activity over the MTFP.
Social Care	Set aside to cover phased rollout of a range of social care expenditure commitments as agreed at Cabinet, August 2018.
Mental Health (including Domestic abuse)	To support a number of local area based mental health initiatives.
Business Rates	Set aside against potential backdated payments with respect to national company business rates appeals, and also to resource the Council's approved business start up and retention policy.
Elections	Smoothing reserve to accommodate annual fluctuations in local and national election cyclical costs outside the normal base budget provision.
Waste Management	To support the implementation of the Council's waste management strategy, including phased release over the MTFP to manage current PFI contract transition in light of the current Council PFI Waste Contract ending in 2022-23.
Commercialisation	To support Commercialisation opportunities including the One Venue Development Plan, to help drive investment in public and community buildings.
Demand Reserve	Set aside to mitigate the impact/volatility of a range of potential demand risks on statutorily provided service activity
Place Partnership Theme	To encourage Place specific local initiatives
Other Earmarked	A range of smaller reserves earmarked for specific purposes, each less than £0.6m.
General Fund Balances	General reserve set at £10m to support general working capital and cashflow requirements.

HOUSING REVENUE ACCOUNT 2019-20 - OUTTURN

	Annual			
	Revised Budget	Actuals	Variance	
	£'000	£'000	£'000	
Repairs & Maintenance	24,077	24,077	0	
Housing Management	34,187	34,913	726	
Other Expenditure	27,568	26,607	(961)	
Total Expenditure	85,832	85,597	(235)	
Rent & Other Income	(91,999)	(91,325)	674	
Revenue Contribution to Capital Funding	6,167	7,691	1,524	
Repairs & Maintenance Savings Returned 2018/19		(1,200)	(1,200)	
Planned transfer from HRA Reserves	0	(763)	(763)	
Total	0	(0)	(0)	

HRA RESERVES

	Balance at 31 March 2019	Approved Movement in Reserves	Balance at 31 March 2020
	£'000	£'000	£'000
Set aside for business risks	(4,000)		(4,000)
In Year Surplus/Deficit		-	-
Contribution from Reserves		763	763
Set aside to meet investment needs (as per HRA			
Business Plan)	(56,282)		(56,282)
Working balance	(1,500)		(1,500)
Total	(61,782)	763	(61,019)

Appendix 4

Planned Savings – 2019-20 Outturn

Reference	Service Activity	Headline Proposal	Actual Saving	Planned Saving	Variance
	•		£000	£000	£000
EX CP3	Management and Regulatory	Planned reduction in Legal Disbursement charges	-175	-175	0
EX CP4	Service Wide	Planned reduction in the use of Agency Social Workers	-636	-636	0
TOTAL CH	ILD PROTECTION AND FAMILY SUPPORT	•	-811	-811	0
EX IN1	Access Strategy & Delivery – Library and Information Centres	Re-shape Library and Information Service	-300	-300	0
EX OC7	Access, Strategy & Delivery – Access to Services	New ways of working; customer service centres/Kirklees Direct	-100	-100	0
EX OC8	Access Strategy & Delivery – Library and Information Centres	Organisation wide – cross-cutting savings from Place based working	-300	-300	0
TOTAL INT	EGRATION, ACCESS & COMMUNITY HUB		-700	-700	0
EX AS3	Demand Led Services	Reduce spend on independent sector home care and apply proportional spend on direct payment	-988	-988	0
EX AS4/5	Independent Sector Residential & Nursing Placements	Reduction of older people and physical disability placements	-387	-387	0
EX AS6	Day care and Contracted Services	Review all existing contracts	-133	-133	0
EX AS7	Day care and Contracted Services	Older People's Independent Sector Day Services	-50	-50	0
EX AS8	Other demand led services	Community equipment	-33	-33	0
EX AS 9	Care Phones & Assistive Technology	Care Phones – Increased Income	3	-20	23
New AS1	Care Phones & Assistive Technology	Additional savings	0	-250	250
New AS2	Other demand led services	Change in bad debt provision requirement	-295	-200	-95
TOTAL AD	ULT SOCIAL CARE OPERATION		-1,883	-2,061	178
NEW CR2	Management & Regulatory	Increase income collection efficiency thereby reducing bad debt requirement	-50	-50	0
NEW CR3	Management & Regulatory	Increased contribution from HRA/KNH for housing management service	-1,500	-1,500	0
TOTAL ECONOMY & INFRASTRUCTURE MANAGEMENT			-1,550	-1,550	0
EX CR6	Corporate Landlord	New ways of working	-300	-300	0
TOTAL EC	ONOMY & SKILLS		-300	-300	0
EX CR1	Transport Services	Smarter practices/efficiencies	-103	-103	0

Reference	Service Activity	vice Activity Headline Proposal		Planned Saving	Variance
			£000	£000	£000
EX CR2	Bereavement Services	Additional income potential, 20%, through smarter marketing/product offer	-50	-50	0
EX CR3	Parks & Open Spaces	Increased cost recovery on services from KNH	-25	-25	0
NEW CR1	Management & Regulatory	Income generation initiatives ; 10% booking fee – town hall tickets	-50	-50	0
EX CR4	Schools Facilities Management – Catering/Assets	Meal price increase/reduced subsidy on living wage	-55	-55	0
EX CR5	Schools Facilities Management - Cleaning	Realignment to current performance	-25	-25	0
TOTAL EN	VIRONMENT		-308	-308	0
NEW ER1	Management & Regulatory	Reduction in the events budget	-100	-100	0
EX ER3	Strategic Investment - Planning	Increase in Planning Fees	56	-120	176
TOTAL GR	TOTAL GROWTH & HOUSING				176
EX CS3	Finance and Accountancy	Efficiency Savings	-185	-201	16
EX CS5	Welfare and Exchequer	More automation on back office services	-132	-50	-82
TOTAL FINANCE			-317	-251	-66
EX CS6	HD-One Financial & HR Transactional Services	Income generation	-118	-100	-18
EX PI1	Sexual Health	Incorporating additional schemes into integrated sexual health services main contract	125	-100	225
EX PI3 / 4 / 5	Obesity, Physical Activity, Healthy Child	Incorporating additional schemes into healthy child programme	151	-103	254
EX PI2	Substance Misuse	Reducing payments in primary care and ongoing contract efficiencies	325	-100	425
TOTAL PUBLIC HEALTH & PEOPLE				-403	886
EX CS1	Transformation team	Organisation wide – cross-cutting reduction in sickness absence	-859	-859	0
NEW CS1	Management & Regulatory	Strategy & Commissioning review	-250	-250	0
TOTAL STA	TOTAL STRATEGY, INNOVATION & PLANNING				0
TOTAL GE	NERAL FUND PLANNED BUDGET SAVING	S	-6,539	-7,713	1,174

	Revised Budget	Outturn	Variance	Variance
	£'000	£'000	£'000	%
General Fund				
Aspire & Achieve	13,055	10,230	(2,825)	(22)
Best Start	3	5	2	67
Independent	200	664	464	232
Sustainable Economy	51,898	40,511	(11,387)	(22)
Well	3,014	1,506	(1,508)	(50)
Safe & Cohesive	15	8	(7)	(47)
Clean and Green	1,625	1,148	(477)	(29)
Efficient & Effective	3,184	5,758	2,574	81
GENERAL FUND TOTAL	72,994	59,830	(13,164)	(18)
Housing Revenue Account				
Strategic Priorities	4,200	3,215	(985)	(23)
Baseline	17,377	18,165	788	5
HOUSING REVENUE TOTAL	21,577	21,380	(197)	(1)
CAPITAL PLAN TOTAL	94,571	81,210	(13,361)	(14)

Achieve & Aspire

Activity Level	Annual Budget £'000	Variance for the year £'000	Comments
Strategic Priorities			
New Pupil Places	2,679	(888)	Majority of underspend is ring-fenced grants to fund the New Pupils Places Strategy. Largest Variances £548k on Beaumont Academy due to savings made on final account with the gain shared, and £124k on future needs budget. Underspend in funding on Strategic Priorities will be required to rollover for 2020/21 to enable the rolling programme on schools to be delivered as part of the Schools Investment Needs Strategy.
Dewsbury Learning Quarter	2,363	(663)	Stage payments are made for this scheme as each phase of work completes and remaining works to complete early 2020/21.
Baseline			
Capital Maintenance	4,479	(876)	The majority of funds are contractually committed as part of the 2019-20 Capital Maintenance programme, since monies from the construction value is held as retention on the majority of schemes. Funding is to be rolled over into the next financial year.

Sustainable Economy

Activity Level	Annual Budget £'000	Variance for the year £'000	Comments
Strategic Priorities			
West Yorkshire plus Transport Schemes	3,768	(1,153)	Variance reflects re-phasing of balance of scheme costs into 2020/21
Town Centre Action Plans	7,591	(1,873)	Variance reflects part re-phasing of scheme costs into 2020/21
D			

Sustainable Economy Appendix 5 b)

Activity Level	Annual Budget £'000	Variance for the year £'000	Comments	
Baseline				
Highways	15,854	(1,494)	Variance reflects re-phasing of some works into 2020/21	
Corporate Landlord Asset Investment	4,793	(1,869)	Includes £500k balance of Cremator implementation costs re-phased to 2020/21, and other scheme costs that will now complete in 2020/21	
Vehicle Replacement Programme	2,505	(1,584)	Variance reflects contractually committed spend re-phased into following year	

Well

Activity Level	Annual Budget £'000	Variance for the year £'000	Comments
Baseline			
Play Strategy	1,132	(745)	Slippage mainly on section 106 funded schemes

Efficient & Effective

Activity Level	Annual Budget £'000	Variance for the year £'000	Comments
One Off Projects			
Flexible Capital Receipts	823	1,822	Additional spend commitment as a result of the year end capitalisation exercise
Strategy			
Information Technology	100	1,305	Additional spend commitment as a result of the year end capitalisation exercise

Breakdown of Capital Budget Changes (Since quarter 3 capital monitoring)

	£'000	£'000
QUARTER 3 CAPITAL BUDGET		91,635
Increase in Grants/Contributions		
Strategic Priorities		
West Yorkshire Transport Fund Schemes	1,332	
Pioneer House	277	
Homes England ACP	80	1,689
Baseline		
Economic Resilience:		
Fuel Poverty Boiler Support Grants addition of capital receipt	30	
Forest Trust Grant received for White Rose Forest Scheme	35	
grant claimed back on expenditure to cover costs of the Dewsbury THI scheme	115	
Forest Trust Grant received for White Rose Forest Scheme & Waterfront		
Development to cover additional cost	62	242
Highways:		
Developers Contributions (S106) for Liley Lane (Roads Connecting		
Communities)	68	
contribution to a scheme from Yorkshire Water at Lees Hall Road, Thornhill		
Lees	20	
S278 Developer fees received From Harron Homes for Owl Lane, Dewsbury	73	
S278 Developer fees received from Wade Hathaway £148k and S106 fees from Stirling Scotfield £82k	230	
Contribution for Blackpool Bridge - Structural work	2	
S278 Developer fees received for Gernhill Ave from Sulmans £188k and Harron Homes £4k	192	585
Housing Regeneration:		
£39k to Wakefield Road Demo & £47k to Cemetery Lodge	86	
DFG contributions to schemes over £30k from recipients	31	117
Play Areas: Section 106 payments		193
Learning & Early Support: DFC Capital Funding for Schools		110
Total Additions		2,936
REVISED OUTTURN BUDGET		94,571

Capital Expenditure, Capital Financing Requirement and External Debt

The table below draws together the main elements of Capital Plan expenditure and financing arrangements. The table also shows the Capital Financing Requirement (CFR), which is the Council's underlying external indebtedness for a capital purpose, compared with the expected borrowing position.

	2018-19	2019	9-20
	Actual	Strategy	Actual
		Estimate*	
	<u>£000s</u>	<u>£000s</u>	<u>£000s</u>
Capital Expenditure			
General Fund	50,820	112,751	59,831
HRA	17,595	33,529	21,379
Sub-total (excl. PFI)	68,415	146,280	81,210
General Fund - PFI	1,554	2,000	2,014
HRA – PFI	300	250	220
Total	70,269	148,530	83,444
Financed by -			
Borrowing	17,229	58,572	29,764
PFI	1,854	2,250	2,234
Other	51,186	87,708	51,446
Total	70,269	148,530	83,444
CFR as at 31 March			
General Fund excl PFI	436,600	508,900	461,600
General Fund PFI	49,300	45,800	45,800
HRA excl PFI	175,300	170,700	175,300
HRA PFI	52,900	50,500	50,500
Total CFR	714,100	775,900	733,200
External debt as at 31 March			
Borrowing (excl interest accrued)	395,870	539,300	426,900
Other LT Liabilities	106,266	100,000	100,200
Total debt	502,136	639,300	527,100

^{*}The PI estimates include an allowance for anticipated slippage of capital expenditure during the year.

The difference between the CFR and total debt reflects the amount of internal balances that are being "borrowed" to finance capital indebtedness.

Limits to Borrowing Activity

The first key control over the Council's borrowing activity is a Prudential Indicator to ensure that over the medium term, net borrowing will only be for a capital purpose. Net external borrowing should not, except in the short-term, exceed the total CFR. This allows some flexibility for limited early borrowing for future years. As can be seen from the table above, the Council kept its total debt within the CFR and this has also been the case in previous years.

A further two Prudential Indicators control overall level of borrowing. These are the Authorised Limit and the Operational Boundary. The Authorised Limit represents the limit beyond which borrowing is prohibited. It reflects the level of borrowing which, while not desired, could be afforded in the short-term, but is not sustainable. It is the expected maximum borrowing need with some headroom for unexpected movements. This is the statutory limit determined under section 3(1) of the Local Government Act 2003.

The Operational Boundary is based on the probable external debt during the course of the year. It is not a limit and actual borrowing could vary around this boundary for short times during this year.

	2018-19	2019-20	
	Actual (max)	Limits/	Actual (max)
		Boundary	
	<u>£m</u>	<u>£m</u>	<u>£m</u>
Authorised limit for external debt			
Borrowing	395.9	665.0	426.9
Other Long Term Liabilities	106.3	101.3	100.2
Total	502.2	766.3	527.1
Operational boundary for external			
<u>debt</u>			
Borrowing	395.9	665.0	426.9
Other Long Term Liabilities	106.3	101.3	100.2
Total	502.2	766.3	527.1

The Council was well within its Authorised limit and Operational Boundary for the year.

There is also a limit on HRA indebtedness set by the Department for Communities and Local Government under the recent HRA self-financing reform. The limit is set at £247.6 million for the HRA CFR, excluding PFI liabilities. The actual HRA CFR excluding PFI liabilities as at 31 March 2020 is £175.3 million which is well within the limit.

Affordability Prudential Indicators

Ratio of financing costs to net revenue stream

This indicator identifies the cost of capital (borrowing costs net of investment income) against the net revenue stream. The net revenue stream for General Fund is defined as the amount to be met from un-ringfenced government grants and local taxpayers, and for HRA it refers to the total HRA income (rent, other income and grant).

	2018-19	2019-20	
	Actual	Estimate Actual	
Ratio of financing costs to net			
revenue stream			
General Fund	5.93%	5.43%	5.98%
General Fund excl PFI	3.69%	3.15%	3.72%
HRA	29.63%	31.38%	32.12%
HRA excl PFI	31.53%	29.87%	30.47%

The actual for General Fund for 2019-20 was slightly larger than estimated due to an increase in financing costs and reduction in net revenue stream. The PIs have marginally increased for HRA due to changes in depreciation charged to Council dwellings and income levels in year.

Capital Plan Expenditure Summary

	Outturn	Rev	lan	
2020/21 – 2024/25 Capital Plan	2019-20	2020-21	2021 to 25	Total
Expenditure Summary	£'000	£'000	£'000	£'000
General Fund:				
Achieve & Aspire	10,230	18,408	55,476	73,884
Best Start	5	748	9,250	9,998
Independent	664	1,855	22,606	24,461
Sustainable Economy	40,511	123,481	379,199	502,680
Well	1,506	14,617	15,964	30,581
Safe & Cohesive	8	185	0	185
Clean & Green	1,148	8,706	42,085	50,791
Efficiency & Effectiveness	5,758	2,955	7,685	10,640
General Fund Capital Plan	59,830	170,955	532,265	703,220
Housing Revenue Account:				
Independent - Strategic Priorities	3,215	13,448	72,523	85,971
Independent - Baseline	18,165	21,084	76,545	97,629
HRA Capital Plan	21,380	34,532	149,068	183,600
TOTAL EXPENDITURE	81,210	205,487	681,333	886,820

Capital Plan Funding Summary

	Outturn		Revised Capital Plan			
Funding Summary	2019-20 £'000	1	2020-21 £'000	2021 to 25 £'000	Total £'000	
Direct / Earmarked Contributions to Sche	emes					
Capital Grants / Contributions applied	24,229		63,761	252,561	316,322	
Earmarked Capital Receipts	1,567		5,837	46,979	52,816	
Revenue Contributions (HRA)	7,691		16,738	44,385	61,123	
Reserves -MRR (HRA)	12,593		11,493	59,778	71,271	
Revenue Contributions (General Fund)	0		200	800	1,000	
Pooled Resources						
Non Earmarked Capital Receipts	5,366		2,950	13,950	16,900	
Corporate Prudential Borrowing	29,764		104,508	262,880	367,388	
FUNDING	81,210		205,487	681,333	886,820	

		Outturn	Revise	Revised Capital Pla	
GENERAL FUND CAPITAL PLAN	Funding	2019-20 £'000	2020-21 £'000	2021 to 25 £'000	Total £'000
ASPIRE & ACHIEVE					
Strategic Priorities					
Strategier Horities					
Alternative Provision School	В	0	0	9,999	9,999
Special School - SEMHD	В	0	100	14,900	15,000
Autistic Spectrum Disorder (ASD) School	В	0	0	3,000	3,000
District Sufficiency - SEND		0	100	27,899	27,999
				21,000	
Brambles Primary Academy	G/ S106	432	2,684	5,563	8,247
King James High School	В	0	5,250	0	5,250
Almondbury Community School	В	0	275	0	275
Netherhall Learning Campus	В	0	200	0	200
Scissett Middle School	S106	0	210	0	210
Birkby Junior Expansion	G	1195	200	0	200
Beaumont Academy (Moorend)	G	79	30	0	30
Reprovision of Special School - Lydgate	В	1	88	0	88
Royds Hall	G	8	0	0	0
Future Needs for Primary/Secondary places	G/B	76	865	373	1,238
New Pupil Places in Primary/Secondary Schools		1,791	9,802	5,936	15,738
Dewsbury Learning Quarter	В	1,699	664	0	664
Libraries & Public Buildings	В	103	814	3,984	4,798
Almondbury Library	В	45	55	0	55
Libraries & Public Buildings		148	869	3,984	4,853
Strategic Priorities Total		3,638	11,435	37,819	49,254
Baseline					
Basic Need	G	633	500	2,000	2,500
Capital Maintenance	G	3,603	4,263	11,800	16,063
Capital Maintenance (Newsome High)	В	0	387	0	387
Devolved Formula Capital	G	1,551	852	2,950	3,802
Baseline Total		5,787	6,002	16,750	22,752

Capital Plan 2020-21-2024-25 including Rollover Appendix 8 b)

		Outturn	Revis	ed Capital F	Plan	
GENERAL FUND CAPITAL PLAN	Funding	2019-20 £'000	2020-21 £'000	2021 to 25 £'000	Total £'000	
One Off Projects						
SEND Provision	G	513	500	746	1,246	
Commissioning option appraisals to facilitate the delivery of the outcomes of the SEN High Level review of future needs	В	24	350	161	511	
Healthy Pupils	G	280	80	0	80	
Completed Schemes	В	-12	41	0	41	
One Off Projects Total		805	971	907	1,878	
ACHIEVE & ASPIRE TOTAL		10,230	18,408	55,476	73,884	
BEST START						
Strategic Priorities						
Specialist Accommodation/Youth Services	B/G	5	742	9,250	9,992	
Strategic Priorities Total		5	742	9,250	9,992	
One Off Projects						
DofE Cabin Contribution	В	0	6	0	6	
One Off Projects Total	_	0	6	0	6	
BEST START TOTAL		5	748	9,250	9,998	

		Outturn	Revis	Plan	
GENERAL FUND CAPITAL PLAN	Funding	2019-20 £'000	2020-21 £'000	2021 to 25 £'000	Total £'000
INDEPENDENT Characteria Bailevitica					
Strategic Priorities Commissioning Option Appraisals to facilitate outcomes of Specialist Accommodation Strategy	В	19	50	6	56
Cherry Trees	В	75	627	34	661
Day Services Support for Vulnerable Adults	В	41	400	21,816	22,216
Strategic Priorities Total		135	1,077	21,856	22,933
One Off Projects					
Adults Social Care Operation	G	512	165	700	865
Adults Social Care Operation - AT IT Consultant	G	0	50	0	50
Highfields	В	17	13	0	13
Carefirst System Replacement	R	0	550	50	600
One Off Projects Total		529	778	750	1,528
INDEPENDENT TOTAL		664	1,855	22,606	24,461
				,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	, -
SUSTAINABLE ECONOMY					
Strategic Priorities					
A62 & A644 Corridors & Cooper Bridge	G	533	817	67,300	68,117
KC1 Dews Ring Road Multi node scoot	G	100	59	0	59
KC2 A644 Ravens to Dews Streetworks	G	76	84	0	84
KC3 A652 Dews to Batley Streetworks	G	18	102	0	102
CCAG2 Bradley to Brighouse		66			
Corridor Improvement Programme – A62 Smart Corridor	G	511	2,021	5,098	7,119
Corridor Improvement Programme - Holmfirth Town Centre Access Plan	G	100	646	4,019	4,665
Huddersfield Southern Corridors	G	253	3,941	3,725	7,666
A653 Leeds to Dewsbury Corridor (M2D2L)	G	84	2,176	10,018	12,194
A629 Ainley Top to Huddersfield (Phase 5)	G	718	2,750	8,078	10,828
Huddersfield Station Gateway Phase 1	G	89	1,335	3,640	4,975
Huddersfield Station gateway Phase 2	G	26	5	4,991	4,996
North Kirklees Orbital Route (NKOR)	G	60	10	0	10
UTMC Urban Traffic Management	G	85	20	0	20
Transforming Cities Fund	G	151	4,049	35,500	39,549
WYTF Land Acquisition	В	-255	628	0	628
West Yorkshire plus Transport Schemes		2,615	18,643	142,369	161,012
				Pa	ge 78

		Outturn	Revis	ed Capital	Plan	
GENERAL FUND CAPITAL PLAN	Funding	2019-20 £'000	2020-21 £'000	2021 to 25 £'000	Total £'000	
SUSTAINABLE ECONOMY						
Aspirational Regeneration of Major Town Centres - Feasibility	В	241	241	0	241	
Regeneration of Strategic Town Centres - Dewsbury	В	616	7,295	7,400	14,695	
Regeneration of Strategic Town Centres - Huddersfield	В	4,861	5,422	19,406	24,828	
Town Centre Action Plans		5,718	12,958	26,806	39,764	
Regeneration and Greening of Smaller Towns and Villages	В	0	1,000	9,000	10,000	
Market Hall Multi-Storey Car Park	R	0	500	9,500	10,000	
Dewsbury Staff Move & Regeneration	В	0	50	8,450	8,500	
Soundspace	B/G	0	0	35,000	35,000	
Additional Investment into Strategic Town Centres	,	0	550	52,950	53,500	
Strategic Acquisition Fund	В	0	4,000	8,000	12,000	
Castle House	B*	0	0	2,450	2,450	
Strategic Acquisition Fund		0	4,000	10,450	14,450	
Dewsbury Riverside	B/G	0	12,000	21,000	33,000	
KSDL (HD One)	В	0	4,100	8,900	13,000	
Property Investment Fund	B**	807	17,693	6,327	24,020	
Loans - Development Finance		807	21,793	15,227	37,020	
Homes England - Accelerated Const Prog	G	65	15	0	15	
Site Development	G	0	6,000	0	6,000	
Public Realm Improvements	В	788	457		457	
Start Up & Retention Policy Capital Grants	RR	0	200	800	1,000	
Strategic Priorities Total		9,993	77,616	278,602	356,218	

		Outturn	Rev	Revised Capital Pla		
GENERAL FUND CAPITAL PLAN	Funding	2019-20 £'000	2020-2 £'00		Total £'000	
SUSTAINABLE ECONOMY						
Baseline						
Housing (Private)	G/R	3,136	3,62	21 16,162	19,783	
Highways	G/B	16,534	25,23	46,985	72,217	
Corporate Landlord Asset Investment	В	2,924	5,75	52 17,200	22,952	
Corporate Landlord Compliance	В	1,141	1,15	4,000	5,153	
Corporate Landlord		4,065	6,90	21,200	28,105	
Corporate Landlord Suitability Programme	В	0		0 4,000	4,000	
Sustainability of Huddersfield Town Hall - Conditions	В	0	15	3,350	3,500	
Corporate Landlord Asset Strategy Review		0	15	7,350	7,500	
Bereavement	В	113	72	20 700	1,420	
Vehicle Replacement Programme	В	922	2,83		7,834	
School Catering	В	134	32		1,129	
Baseline Total		24,904	39,79		137,988	
One-Off Projects						
Housing (Regeneration)	G/R	359	54	10 0	540	
Economic Resilience	G/B/R	906	73	31 0	731	
Strategic Asset Utilisation	В	619	22	25 0	225	
Leeds City Region Revolving Fund	В	0	1,23	11 0	1,211	
Highways (Street Lighting)	B*	3,696	2,83	2,000	4,810	
School Catering - Compliance Essential Works	B*	17	46	53 400	863	
Ward Based Activity	В	17	9	94 0	94	
One-Off Projects Total		5,614	6,07	2,400	8,474	
SUSTAINABLE ECONOMY TOTAL		40,511	123,48	379,199	502,680	

		Outturn	Revis	ed Capital	Plan	
GENERAL FUND CAPITAL PLAN	Funding	2019-20 £'000	2020-21 £'000	2021 to 25 £'000	Total £'000	
WELL						
Strategic Priorities						
Spenborough Valley Leisure Centre	В	885	7,407	7,521	14,928	
Huddersfield Leisure Centre	В	41	179	0	179	
Dewsbury Sports Centre Priorities	В	193	298	1,950	2,248	
Strategic Priorities Total		1,119	7,884	9,471	17,355	
Baseline						
KAL Self Finance Programme	B*	0	661	2,400	3,061	
Play Strategy	B/G	387	6,072	4,093	10,165	
Baseline Total	5/0	387	6,733	6,493	13,226	
Saseine rotar		307	0,700	0,130	10)220	
WELL TOTAL		1,506	14,617	15,964	30,581	
SAFE AND COHESIVE						
Strategic Priorities						
Youth Offending Team	В	8	185	0	185	
Strategic Priorities Total		8	185	0	185	
SAFE AND COHESIVE TOTAL		8	185	0	185	
CLEAN AND GREEN						
Strategic Priorities						
Depot Works	В	16	460	25	485	
Garden Waste Containers and Vehicles	- /- d	599	5,288	0	5,288	
Waste Management Plant/Infrastructure	B/B* /G	0	0	27,000	27,000	
Climate Emergency - Green Travel	В	0	2,000	0	2,000	
Air Quality	В	0	352	0	352	
Huddersfield Heat Network	G	0	0	14,660	14,660	
Strategic Priorities Total		615	8,100	41,685	49,785	
Baseline						
Environment & Strategic Waste	В	494	100	400	500	
Baseline Total	ט	494	100	400	500	
One Off Projects		131	200		300	
Electric Vehicle Charge Points	G	39	506	0	506	
One Off Projects Total		39	506	0	506	
-						
CLEAN AND GREEN TOTAL		1,148	8,706	42,085	50,791	

		Outturn	Revis	Revised Capital I		
GENERAL FUND CAPITAL PLAN	Funding	2019-20 £'000	2020-21 £'000	2021 to 25 £'000	Total £'000	
EFFICIENCY AND EFFECTIVENESS						
Baseline						
Information Technology	B*	905	900	3,600	4,500	
Flexible Capital Receipts	R	2,645				
One Venue Development	В	21	282	800	1,082	
Sustainability of Major Town Halls - Service Development	B*	97	450	1,785	2,235	
Baseline Total		3,668	1,632	6,185	7,817	
One Off Projects						
Information Technology (Digital)	В	1,404	800	1,500	2,300	
Information Technology	В	208	384	0	384	
Occupational Health I.T.	В	29	0	0	0	
Internal Renovation works	В	449	139	0	139	
One Off Projects Total		2,090	1,323	1,500	2,823	
EFFICIENCY AND EFFECTIVENESS TOTAL		5,758	2,955	7,685	10,640	
GENERAL FUND CAPITAL PLAN TOTAL		59,830	170,955	532,265	703,220	

FUNDING KEY:

B = Borrowing

B* = Service funded Borrowing - Work is ongoing to remove this category and have one system of prudential borrowing.

G = Grant

R = Capital receipts

Capital Plan 2020-21-2024-25 including Rollover

Appendix 8 b)

		Outturn	Revis	Revised Capital Plan		
HOUSING REVENUE ACCOUNT CAPITAL PLAN	Funding	2019-20 £'000	2020-21 £'000	2021 to 25 £'000	Total £'000	
Strategic Priorities						
Housing Growth	H/R	3,162	5,948	17,456	23,404	
New Build Phase 1 - Ashbrow Extra Care	H/G	0	1,500	5,567	7,067	
Remodelling / High Rise	Н	0	1,500	10,500	12,000	
IT System (Universal Housing Replacement)	Н	0	500	500	1,000	
Council House Building	B/R/ H	0	4,000	38,500	42,500	
Miscellaneous	Н	53				
Strategic Priorities Total		3,215	13,448	72,523	85,971	
Baseline						
Housing Capital Plan	Н	14,994	9,995	43,518	53,513	
Estate Improvements (Neighbourhood Investment)	Н	617	1,624	4,535	6,159	
Compliance	Н	70	5,790	13,392	19,182	
Fuel poverty	H/ G	0	826	3,302	4,128	
Adaptations	Н	2,484	2,849	11,798	14,647	
Baseline Total		18,165	21,084	76,545	97,629	
TOTAL HRA CAPITAL PLAN		21,380	34,532	149,068	183,600	

FUNDING KEY:

H = HRA revenue contribution/major repairs reserve

R = Capital receipts

G = Grant

B = Borrowing

Programme	Capital code	Funding	2020-21 Budget £	2021-22 Budget £	2 Yr Total £
ASSET MANAGEMENT					
1A - Principal Roads					
Principal Road Surfacing Dressing Programme	C.61131		790,000	550,000	1,340,000
Pre Surface dressing patching	C.61132		350,000	250,000	600,000
SCRIM deficient sites	C.62860		220,000		220,000
A62 Leeds Road Bradley to Cooper Bridge,					
Huddersfield (HM Challenge Fund)	C.64421		1,650,000		1,650,000
A62 Castlegate, Huddersfield	C.64551		750,000		750,000
A62 Queensgate, Huddersfield	C.65325			500,000	500,000
A62 Huddersfield Road, Birstall	C.65326		200,000		200,000
A653 Leeds Road, Shaw Cross	C.65442		200,000	400,000	600,000
A644 Huddersfield Road, Ravensthorpe	C.65441			370,000	370,000
A641 / A6107 Bradley Bar roundabout	C.64986		45,000		45,000
A616 Sheffield Road, New Mill			425,000	100,000	525,000
A6024 Woodhead Road Landslip (HM					
Challenge Fund)			1,010,000		1,010,000
Principal Roads - Schemes to be identified				80,000	80,000
Priority footway programme -Schemes to be					
identified			158,824	150,000	308,824
		В	0	0	0
		G	5,798,824	2,400,000	8,198,824
		Т	5,798,824	2,400,000	8,198,824
1B - Roads Connecting Communities					
B & C Road Surface Dressing Programme	C.61178		210,000	210,000	420,000
Pre surface dressing patching	C.61179		250,000	250,000	500,000
B6432 Firth Street, Huddersfield	C.64091		55,000	227,000	282,000
Queen Street South, Huddersfield	C.65327			68,000	68,000
Mill Street East, Dewsbury	C.65328		410,000		410,000
Peel Street, Marsden including Station Road	C.65329		245,000		245,000
C557 Blackmoorfoot Road	C.65438		225,000		225,000
C566 Leys Lane/Park Lane Emley	C.65443			100,000	100,000
Gledholt Bank	C.65484		245,000		245,000
C565 Upper Lane Emley				150,000	150,000
Roads Connecting Communities - Schemes to					
be identified					0
Smithy Brook Lane flags to flex	C.65483		45,000		45,000
Hostingley Lane slurry seal	C.65482		25,000		25,000
Falledge Lane Upper Denby slurry seal	C.65481		25,000		25,000
Priority footway programme schemes to be					
identified			116,234	70,000	186,234

Programme	Capital code	Funding	2020-21 Budget £	2021-22 Budget £	2 Yr Total £
		В	0	0	0
		G	1,851,234	1,075,000	2,926,234
		T	1,851,234	1,075,000	2,926,234
1C - Unclassified Roads					
U Road Patching	C.64298		180,000	300,000	480,000
U Road Surface Dressing	C.64299		180,000	200,000	380,000
Leymoor Road, Golcar	C.64102		100,000	100,000	200,000
Bent Ley Road, Meltham	C.64383		120,000		120,000
Heys Lane Slaithwaite	C.65444		125,000		125,000
Hoyle House Fold, Linthwaite	C.65445		110,000		110,000
Cambridge Road / Clare Hill, Huddersfield	C.64893		120,000		120,000
Highlands Ave / Highcroft Cres, Almondbury	C.65447		150,000	200,000	350,000
St Paul's Road, Kirkheaton	C.64904			100,000	100,000
Upper Road Batley	C.65435			125,000	125,000
Market Place Slaithwaite	C.65430			20,000	20,000
Underbank Old Road Holmfirth	C.65434			105,000	105,000
Serpentine Road, Cleckheaton	C.64901			175,000	175,000
Robertown Lane	C.65432			140,000	140,000
LonglandsRoad/Royd Street/Hill Top Road Slaithwaite	C.65429		210,000		210,000
Bradley Mills Road	C.65449		190,000	200,000	390,000
Crossley Lane Mirfield	C.65489		130,000	120,000	120,000
Woodsome Estate, Batley	C.05405			90,000	90,000
Dark Lane Batley				50,000	50,000
Eightlands Dewsbury	C.65491		88,000	23,000	88,000
Proprietary surface treatment schemes to be	0.00.00		23,223		
identified				100,000	100,000
Localilty Based U Roads improvements (£10m)					
Programme supporting events			500,000		500,000
Hotspots Phase 1			1,300,000		1,300,000
White Gate Road, Cartworth Moor Retread	C.65437		152,000		152,000
Cote Lane/Greave Road Hade Edge Retread	C.65446		125,000		125,000
Cartworth Moor Road Retread	C.65448		95,000		95,000
Binn Lane Marsden Retread	C.65439		40,000		40,000
Reddisher Road Retread	C.65431		100,000		100,000
Back Lane Grange Moor Retread	C.65440		45,000		45,000
Nether Moor Road Crosland Moor Retread	C.65433		50,000		50,000
Cliff Road Holmfirth Retread	C.65436		145,000		145,000
Flush House Lane Holmbridge Retread			85,000		85,000
Fallhouse Lane/Fixby Lane Retread			150,000		150,000 Page 85

Page 85

Appendix 9

Programme	Capital code	Fundin	2020-21 Budget £	2021-22 Budget £	2 Yr Total £
Stony Gate Cartworth Moor - Overlay on					
retread sites	C.65504		20,000		20,000
Moorside Lane Slaithwaite - Overlay on					
retread sites	C.65500		82,000		82,000
Mellor Brook Slaithwaite - Overlay on retread					
sites	C.65499		20,000		20,000
High House Lane Linthwaite - Overlay on					
retread sites	C.65494		82,000		82,000
Highfield Road Slaithwaite - Overlay on					
retread sites	C.65495		70,000		70,000
Magdale Honley - Overlay on retread sites	C.65498		16,000		16,000
Hollin House Lane New Mill - Overlay on					
retread sites	C.65497		30,000		30,000
Localilty Based U Roads improvements -					
schemes to be identified			1,893,000	5,000,000	6,893,000
LHMG Pothole funding (£3,828,183)					
Carlinghow Hill	C.65485		230,000		230,000
Carr Green Lane incl Rawthorpe Lane	C.65486		800,000		800,000
Cemetery Lane	C.65488		150,000		150,000
Dirker Drive	C.65490		150,000		150,000
Forge Lane	C.65493		500,000		500,000
Longmoor Lane incl Coal Pit Lane and					
Burncliffe Hill	C.65497		170,000		170,000
Oxford Road Dewsbury	C.65501		230,000		230,000
Royd Street Milnsbridge	C.65502		130,000		130,000
Spring Lane New Mill	C.65503		150,000		150,000
Cawley Lane Heckmondwike	C.65487		270,000		270,000
DFT challenge fund top 10 scheme					
development	C.65251		30,000		30,000
LHMG Pothole funding - schemes to be					
identified			1,018,183		1,018,183
Wasp Nest Rd / Mead Street, Birkby -					
pavement repairs	C.64906		50,000		50,000
Fibre works - pavement repairs	C.65010		10,000		10,000
Cow Heys - pavement repairs	C.64895		65,000		65,000
			100,000		-
Fairfields Upper Denby - pavement repairs	C.65492				100,000
Towngate Grove Mirfield - pavement repairs	C.65505		30,000		30,000
Acre Lane Meltham - pavement repairs	C.65480		70,000	400.005	70,000
Pavement repaires - schemes to identify				100,000	100,000
		В	6,530,000	6,530,000	13,060,000
		G	4,196,183	595,000	4,791,183
		Т	10,726,183	7,125,000	17,851,183 Page 86
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Programme	Capital code	Funding	2020-21 Budget £	2021-22 Budget £	2 Yr Total £
1D - Structures					
Principal Inspections (80254)	C.61211		150,000	150,000	300,000
General Inspections (81837)	C.61212		50,000	50,000	100,000
Un-programmed Inspections (82424)	C.61218		10,000	10,000	20,000
Structures Interim Measures (80622)	C.61221		10,000	10,000	20,000
Structures Assessments (2319)	C.61222		80,000	50,000	130,000
Third Party Liaisons	C.61224		20,000	20,000	40,000
Abnormal Load Movements (83715)	C.61225		10,000	10,000	20,000
Asset Management	C.61227		75,000	150,000	225,000
Wall Surveys (80619)	C.64258		10,000	10,000	20,000
Retaining Walls Bulk (2438)	C.61216		300,000	100,000	400,000
Reactive Wall Maintenance (84608)	C.62307		100,000	138,000	238,000
Minor Structural Maintenance (1877)	C.61210		250,000	240,000	490,000
Bridge Strategy (8170)	C.61217		10,000	10,000	20,000
Future Design Works (80440)	C.61223		10,000	20,000	30,000
Haigh Culvert, Flockton - K1227	C.64988		44,000	0	44,000
Thick Hollins Dike Bridge- Meltham - K0033	C.62517		10,000	232,000	242,000
Mill Moor Road Culvert, Meltham- K1066	C.62518		100,000	0	100,000
Royd St Bridge, Milnsbridge -K0041	C.64676		220,000	0	220,000
Willow Lane Bridge, Birkby- K0088	C.64677		170,000	0	170,000
South View Culvert, Jackson Bridge - K1227	C.64999		60,000	0	60,000
Lower Clough Culvert, Linthwaite -K1051	C.65000		25,000	0	25,000
New Strengthening Schemes to be identified			415,607	0	415,607
		В	0	0	0
		G	2,129,607	1,200,000	3,329,607
		T	2,129,607	1,200,000	3,329,607
1F Street Lighting Replacement Strategy					
BUDGET HOLDING CODE	C.60911		34,807	50,000	84,807
HM81568 SLPROGDEVELO	C.60919		15,000	30,000	45,000
Almondbury 2016 - LED upgrade	C.63892		120,000	40,000	160,000
Ashbrow 2016 - LED upgrade	C.63893		120,000	40,000	160,000
Batley East 2016 - LED upgrade	C.63894		120,000	40,000	160,000
Batley West 2016 - LED upgrade	C.63895		120,000	40,000	160,000
Birstall & Birkenshaw 2016 - LED upgrad	C.63896		120,000	40,000	160,000
Cleckheaton 2016 - LED upgrade	C.63897		120,000	40,000	160,000
Colne Valley 2016 - LED upgrade	C.63898		120,000	40,000	160,000
Crosland Moor & Netherton 2016 - LED upg	C.63899		120,000	40,000	160,000
Dalton 2016 - LED upgrade	C.63990		120,000	40,000	160,000
Denby Dale 2016 - LED upgrade	C.63900 C.63901		120,000	40,000	160,000
Demby Dale 2016 - LED upgrade Dewsbury East 2016 - LED upgrade	C.63901 C.63902		120,000	40,000	160,000
Dewsbury East 2016 - LED upgrade Dewsbury South 2016 - LED upgrade	C.63902 C.63903				
			120,000	40,000	160,000
Dewsbury West 2016 - LED upgrade	C.63904		120,000	40,000	Page 87

	Capital code	Funding	2020-21 Budget £	2021-22 Budget £	2 Yr Total £
Golcar 2016 - LED upgrade	C.63905		120,000	40,000	160,000
Greenhead 2016 - LED upgrade	C.63906		120,000	40,000	160,000
Heckmondwike 2016 - LED upgrade	C.63907		120,000	40,000	160,000
Holme Valley North 2016 - LED upgrade	C.63908		120,000	40,000	160,000
Holme Valley South 2016 - LED upgrade	C.63909		120,000	40,000	160,000
Kirkburton 2016 - LED upgrade	C.63910		120,000	40,000	160,000
Lindley 2016 - LED upgrade	C.63911		120,000	40,000	160,000
Liversedge & Gomersal 2016 - LED upgrade	C.63912		120,000	40,000	160,000
Mirfield 2016 - LED upgrade	C.63913		120,000	40,000	160,000
Newsome 2016 - LED upgrade	C.63914		120,000	40,000	160,000
		В	2,809,807	1,000,000	3,809,807
		G	0	0	0
		Т	2,809,807	1,000,000	3,809,807
1J - Unadopted Roads					
Schemes to identify		В	50,000	50,000	50
		G	0	0	0
		Т	50,000	50,000	100,000
Maintenance Total		Т	23,365,655	12,850,000	36,215,655
External Funding		Т	13,975,848	5,270,000	19,245,848
Net Maintenance Total		Т	9,389,807	7,580,000	16,969,807

INTEGRATED TRANSPORT					
2A - Integrated Public Transport					
General Scheme Development	C.61008		46,000	48,000	94,000
Bus Hotspots	C.63363		253,072	120,000	373,072
Schemes to identify			50,612	0	50,612
Air Quality Management Scheme	C.64025		125,000	115,000	240,000
		В			0
		G	474,684	283,000	757,684
		T	474,684	283,000	757,684
2B - Network Management					
Replacement of Obsolete Poles	C.62523		190,774	0	190,774
Southgate / Sainsbury's	C.65392		86,000	0	86,000
Gelderd Road / Oakwell Way	C.65394		30,000	0	30,000
Bradford Road / Rouse Mill Lane	C.65395		85,000	0	85,000
Denby Dale Crossings Remote Monitoring	C.65397		60,000	0	60,000

Appendix 9

Programme	Capital code	Funding	2020-21 Budget £	2021-22 Budget £	2 Yr Total £
Area Wide Crossing Refurbishments -					
schemes to identify			100,000	831,000	931,000
WYCA schemes			340,000	0	340,000
		-	100.000	100.000	200.000
		B G	100,000	100,000	200,000
			791,774	731,000	1,522,774
		Т	891,774	831,000	1,722,774
2C - Cycling and Walking					
Programme Development	C.60905	B/G	67,000	70,000	137,000
Disabled Crossing Facilities	C.60983	, -	10,000	10,000	20,000
Neighbourhood Path Imps	C.60984		10,000	10,000	20,000
Urban Path Improvements	C.60985		10,000	10,000	20,000
Schemes to be identified			35,971	20,000	55,971
		В	20,000	20,000	40,000
		G	112,971	100,000	212,971
		Т	132,971	120,000	252,971
2E - Safer Roads					
Streets for People	C.663341	G	548,000	450,000	998,000
Moving Speed Indicator Devices	C.664444	В	70,000		70,000
Speed Limit Review	C.664283	G	85,000		85,000
Springwood Road Car Park	C.662847	В	150,000		150,000
A649 Walton Lane - roundabouts	C.64639	G	120,000		120,000
Huddersfield Town Centre Casualty					
Reduction	C.65095	G	70,000		70,000
Forge Lane, Thornhill Lees	C.65094	G	60,000		60,000
Mill Street East, Dewsbury	C.65097	G	95,000		95,000
Shelley college crossing VAS refurb	C.65276 C.63850	G	87,000 20,000		87,000 20,000
Acre Street Lindley - surfacing signal	C.03630	G	20,000		20,000
approach	C.64641	G	10,000		10,000
B6432 Firth Street - zebra to pelican	C.65090	G	50,000		50,000
Penistone Road / Fenay Bridge Road	C.65092	G	50,000		50,000
Meltham Town Centre	C.64291	G	10,000		10,000
Sovereign - YE works	C.64318	G	20,000		20,000
Skid Reduction remedial works	C.64282	G	10,000		10,000
VAS refurb	C.63850	G	20,000		20,000
zebra lighting upgrades		G	38,000		38,000
Heaton Road		В	30,000		30,000
Headlands Road		G	25,000		25,000
Cowrakes Road j/w Crosland Road		G	20,000		20,000
Honley zebra upgrade		G	17,000		Page 89

	Capital	Ę	2020-21	2021-22	2 Vr Total
Programme	code	Funding	Budget	Budget	2 Yr Total £
	554.5		£	£	
Hostingley Lane		G	10,000		10,000
20/21 Casualty Reduction small scale					
schemes		G	46,772		46,772
2021/2022 schemes to be identified				1,011,000	1,011,000
		В	250,000	250,000	500,000
		G	1,411,722	1,211,000	2,622,722
		Т	1,661,722	1,461,000	3,122,722
2K - Flood Management and Drainage					
Improvements					
Minor Drainage Works	C.60999	В	250,000	250,000	500,000
Flood Management schemes	C.62530	В	200,000	200,000	400,000
Environmental Health (EH) schemes to					
identify		G	282,204		282,204
EH - Kirklees Culvert Programme	C.63012	G	245,000	230,000	475,000
EH - North Mirfield Flood Risk Study	C.65260	G	10,000		10,000
EH - Priority Clusters #4		G	14,000		14,000
EH - Priority Clusters #5		G	14,000		14,000
EH - Priority Clusters #6		G	20,000		20,000
EH - Priority Clusters #7		G	20,000		20,000
Drainage Challenge Fund - scheme to identify	C.64422	G	14,409		14,409
NPIF - scheme to identify	C.64398	G	13,249		13,249
		В	450,000	450,000	900,000
		G	632,862	230,000	862,862
		Т	1,082,862	680,000	1,762,862
2L - Developer Funded Schemes		В			0
		G	432,085	0	432,085
		Т	432,085	0	432,085
IT Total		Т	4,676,098	3,375,000	8,051,098
External Funding		Т	3,856,098	2,555,000	6,411,098
Net IT Total		Т	820,000	820,000	1,640,000
Gross Programme Total			28,041,752	16,225,000	44,266,752
External Funding			17,831,945	7,825,000	25,656,945
Net Programme Total			10,209,807	8,400,000	18,609,807

- 1. Government guidance allows the capitalisation of certain types of qualifying revenue expenditure in-year, funded from the flexible use of 'in-year' generated capital receipts. It covers in-year capital receipts generated in-year, from 2016-17 to 2021-22 inclusive.
- 2. In-year generated capital receipts includes general fund receipts from the sale of general fund land and buildings. It also includes 'right to buy' (RTB) receipts from the sale of Council houses. These are remaining receipts that are also available to the Council, after taking account of the Council's other obligations in relation to RTB receipts generated in-year.
- 3. It is proposed that consideration be given to applying 'in-year' capital receipts generated, to fund the following qualifying capitalised revenue expenditure, in line with original DCLG guidance issued in March 2016, as follows:
- i) funding the cost of service reconfiguration, restructuring or rationalisation (staff or non-staff), where this leads to ongoing efficiency savings or service transformation;

Qualifying expenditure in 2019-20

- £2.3m transformation spend used to support the programme Management Office and the Council's external business partner in providing governance, monitoring, review and delivery of transformation and change.
- £0.3m voluntary severance costs will deliver future ongoing efficiency savings to the council through a rationalised workforce.
- ii) driving a digital approach to the delivery of more efficient public services and how the public interacts with constituent authorities where possible;
- 4. The time period relating to the above qualifying expenditure covers 2018-19 and the following 2 years. The original DCLG guidance covered the 2016-19 period, but this was subsequently extended by a further 3 years, to 2021-22, following the Autumn Statement announcement on November 17th, 2017.
- 5. The extent to which capital receipts will actually be applied in-year will take into account the following factors:
 - i) the amount of capital receipts actually generated in-year;
 - ii) the amount of qualifying capitalisable revenue expenditure in-year;
 - the affordability of borrowing to fund the capital plan in-year, where current funding assumptions include use of in-year capital receipts to part fund the Councils annual general fund capital plan.
- 6. The proposals set out in 3. above are 'in principle' and allow officers the 'flexibility' to consider a range of funding options in-year that meet the intended objectives set out in the Council's budget strategy update.
- 7. It is intended that officers will update members as part of the annual budget report to full Council each February, and finalised proposals for the flexible use of capital receipts to be incorporated into an annual early closedown review report for Cabinet consideration early April.

Risk No	Risk – Description of the risk	Management actions already in place to mitigate the risk	Control Opptnty	Trend
	Emergency & Immediate Risk			
0	The current national emergency as result of the Covid 19 coronavirus has huge implications on the Kirklees community, and the Council.	There are additional risks and impacts on the council (and community) in the short and medium term, which relate to community, operational and financial impact. This is an ever-changing position, which requires regular reconsideration until the current crisis is declared under control/has passed, with a substantial number of areas of uncertainty.	L	1
	Community Impacts & Risks	The current national emergency has a serious and significant risk to the community citizens and services users, with particulal concerns about the impact on specific user groups.		
1	The council does not adequately safeguard children and vulnerable adults, as a result of increased complexity, referral volumes and a lack of service capacity to respond to the assessed need.	 Disclosure & Barring Service (DBS) checking, staff training, supervision, protection policies kept up to date and communicated. Effective management of social work (and related services); rapid response to any issues identified and from any serious case review work. Active management of cases reaching serious case review stage, and any media interest Review of current practices following the child sexual exploitation in Rotherham and the emerging requirements. 	Н	1
_	This risk may have worsened as a result of the full and partial coronavirus lockdown, with reduced referrals, an unwillingness of third parties to make referrals and a reduced ability to investigate. the basic controls described above remain valid	 Ensure that workloads are balanced to resources. Staff and skill development to minimise dependence on key individuals. Use of agency staff and or contractors when necessary Ideal manager training Development of market sufficiency strategy; consider approaches to support the development of the available service offer both locally and regionally. Ensure competence of the Safeguarding Boards and that they are adequately resourced to challenge and improve outcomes 		
		 Ensure routine internal quality assessment Take effective action after Serious Case Reviews 		

		 Effective listening to messages about threats from other parts of the council and partner agencies Proactive recognition of Members role as "corporate parent" Children's Improvement Board to assist governance and quality improvement Ensure effective record keeping Responsible for this risk – R Parry and M Meggs (owners several) 		4X5=20
2	Legacy issues of historical childcare management practices, and particularly, the heightened national attention to Child Sexual Exploitation and historical abuse cases leads to reputational issues, and resource demands to address consequential matters.	 Additional resources and expertise allocated to new and historical Child Sex Exploitation (CSE) and other legacy work, as required. Risk matrix and risk management approach implemented with the police and partners. Understand relationship with the Prevent strategy, and issues linked to counter terrorism Take steps per risk 7 to seek to avoid ongoing issues Ensure effective record keeping Responsible for this risk -M Meggs 	LM	4x4=16
3	Failure to address matters of violent extremism and related safer stronger community factors, including criminal exploitation, create significant community tension, (and with the potential of safeguarding consequences for vulnerable individuals).	 Prevent Partnership Action Plan. Community cohesion work programme Local intelligence sharing and networks. Status as a Prevent Priority Area provides funding for a Prevent Coordinator Post and enables the development of bids for additional funding. Counter terrorism local profile. Awareness that campaigns such as black lives matter may give cause to action and reaction. Responsible for this risk - R Parry and M Meggs(owners C Gilchrist) 	M	4x5=20
4	Significant environmental events such as severe weather impact on the Council's ability to continue to deliver services.	 Effective business continuity and emergency planning (including mutual aid) investment in flood management, gritting deployment plans. Winter maintenance budgets are supported by a bad weather contingency. Operational plans and response plans designed to minimise impacts (e.g. gully cleansing for those areas which are prone to flooding.) Responsible for this risk – K Battersby (owners S Procter, W Acornley) 	M	3x5=15

5	Risk of infection with a high consequence infectious disease (HCIDs airborne) with the consequent impacts of pressure on services through demand, and a reduced ability to deliver services resultant from staff absences and similar. International transmission of HCIDs issues can also affect supply chains with the consequence of availability of products The UK exiting the EU	 National mitigation actions controlled through UK Government and devolved administrations. Advice/instruction to/from, Chief Medical Officer, PHE, Health and Social care system. and schools (from DfE). More local mitigations controlled through Public Health, Health protection. Local lockdown processes in line with statutory positions Business continuity planning and arrangements invoked. Preparations for risk of recurrence Understanding supply change and alternatives, and mitigations to retain essential existing suppliers where appropriate Appropriate advice and Information cascaded to Kirklees citizens and staff Responsible for this risk -Rachel Spencer Henshall & all of ET 	L	5x5=25
6	The process of the UK exiting the EU lead to the following consequences and impact:	These risks are largely addressed elsewhere in the Matrix, but there is a shortening timescale, and local businesses may consider that coronavirus related risk is a more severe threat now.	LM	
	 Economic uncertainty impact on business rates and housing growth, with knock-ons to council tax, new homes bonus and business rate income. The potential for increased cuts in core government funding (as a result of economic pressures) in the context of ongoing increases in demand for council services. Rising inflation could lead to increased costs (e.g. the cost of raw materials). Interest rate volatility impacting on the cost of financing the council's debt. 	 Monitor government proposals and legislation, and their impact on council, partner services and local businesses Working with the WY Combined Authority, and other WY local authorities and partners Continue to lobby, through appropriate mechanisms, for additional resources and flexibilities in the use of existing funding streams to e.g. Local Government Association (LGA) Be aware of underlying issues through effective communication with partners, service providers and suppliers and other businesses about likely impact on prices and resources. Ensure that budgets anticipate likely cost impacts Utilise supplementary resources to cushion impact of any cuts and invest to save. Ensure adequacy of financial revenue reserves to protect the council financial exposure and that they are managed effectively not to impact on the council essential services Local intelligence sharing and networks. Prevent partnership action plan. 		

	 The general uncertainty affecting the financial markets could lead to another recession. An uncertain economic outlook potentially impacting on levels of trade and investment. Uncertainty about migration impacting on labour markets, particularly in key sectors like health and social care Potential impact on community cohesion, with increased community tensions and reported hate crimes 	 Continue to work with local employer representative bodies e.g. FSB, MYCCI to make best use of existing resources and lobby for additional resources to support businesses pre/post EU Exit 		4x4=16
	The finances of the Council	The current national emergency has a serious and significant risk to the councils financial position-		
7	A failure to achieve the Councils savings plan impacts more generally on the councils finances with the necessity for unintended savings (from elsewhere) to ensure financial stability	 Established governance arrangements are in place to achieve planned outcomes at Cabinet and officer level Escalation processes are in place and working effectively. Alignment of service, transformation and financial monitoring. Tracker developed which allows all change plans to be in view and monitored on a monthly basis Programme management office established and resourced Monthly (and quarterly) financial reporting Responsible for this risk - E Croston & ET (owner J Anderson) 	H	1 4x5=20

ne risks and imposed additional (some of which have been met vernment funding) which have rent year and likely medium-continuing impact. Thole horizon risks also remain ation to a failure to control aditure and income within the II annual council approved et leads to the necessity for ended savings (from where)). The most significant of risks are related to volumes (in s of budget) of; Complex Adult Care services	 Monitor additional costs (& be sure they are all captured) Recognise in budget plans Scenario plan for reduced level of demand, post current crisis Scenario plan for recurrences of coronavirus or similar Scenario plan for default by debtors- council tax and rents (individual citizens), business rates and commercial rents (businesses), sundry debtors (both) Consider impacts from rent deferrals Seek to recover additional costs where budgets held by other parties or partners Significant service pressures recognised as part of resource allocation Responsibility for budgetary control aligned to Strategic and Service Directors. Examine alternative strategies or amend policies where possible to mitigate growth in demand or reduce costs Utilise supplementary resources to cushion impact of cuts and invest to save. Continue to lobby, through appropriate mechanisms, for additional resources Proactive monitoring as Universal Credit is introduced 		
vernment funding) which have rent year and likely medium-continuing impact. Whole horizon risks also remain ation to a failure to control aditure and income within the II annual council approved et leads to the necessity for ended savings (from where)). The most significant of risks are related to volumes (in s of budget) of; Complex Adult Care services	 Scenario plan for reduced level of demand, post current crisis Scenario plan for recurrences of coronavirus or similar Scenario plan for default by debtors- council tax and rents (individual citizens), business rates and commercial rents (businesses), sundry debtors (both) Consider impacts from rent deferrals Seek to recover additional costs where budgets held by other parties or partners Significant service pressures recognised as part of resource allocation Responsibility for budgetary control aligned to Strategic and Service Directors. Examine alternative strategies or amend policies where possible to mitigate growth in demand or reduce costs Utilise supplementary resources to cushion impact of cuts and invest to save. Continue to lobby, through appropriate mechanisms, for additional resources 		
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continuing impact. whole horizon risks also remain ation to a failure to control aditure and income within the all annual council approved et leads to the necessity for ended savings (from where)). The most significant of risks are related to volumes (in s of budget) of; Complex Adult Care services	 Scenario plan for default by debtors- council tax and rents (individual citizens), business rates and commercial rents (businesses), sundry debtors (both) Consider impacts from rent deferrals Seek to recover additional costs where budgets held by other parties or partners Significant service pressures recognised as part of resource allocation Responsibility for budgetary control aligned to Strategic and Service Directors. Examine alternative strategies or amend policies where possible to mitigate growth in demand or reduce costs Utilise supplementary resources to cushion impact of cuts and invest to save. Continue to lobby, through appropriate mechanisms, for additional resources 		
whole horizon risks also remain ation to a failure to control aditure and income within the ll annual council approved et leads to the necessity for ended savings (from where)). The most significant of risks are related to volumes (in s of budget) of; Complex Adult Care services	 business rates and commercial rents (businesses), sundry debtors (both) Consider impacts from rent deferrals Seek to recover additional costs where budgets held by other parties or partners Significant service pressures recognised as part of resource allocation Responsibility for budgetary control aligned to Strategic and Service Directors. Examine alternative strategies or amend policies where possible to mitigate growth in demand or reduce costs Utilise supplementary resources to cushion impact of cuts and invest to save. Continue to lobby, through appropriate mechanisms, for additional resources 		
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nditure and income within the II annual council approved et leads to the necessity for ended savings (from where)). The most significant of risks are related to volumes (in s of budget) of; Complex Adult Care services	 Seek to recover additional costs where budgets held by other parties or partners Significant service pressures recognised as part of resource allocation Responsibility for budgetary control aligned to Strategic and Service Directors. Examine alternative strategies or amend policies where possible to mitigate growth in demand or reduce costs Utilise supplementary resources to cushion impact of cuts and invest to save. Continue to lobby, through appropriate mechanisms, for additional resources 		
Il annual council approved et leads to the necessity for ended savings (from there)). The most significant of risks are related to volumes (in s of budget) of; Complex Adult Care services	 Significant service pressures recognised as part of resource allocation Responsibility for budgetary control aligned to Strategic and Service Directors. Examine alternative strategies or amend policies where possible to mitigate growth in demand or reduce costs Utilise supplementary resources to cushion impact of cuts and invest to save. Continue to lobby, through appropriate mechanisms, for additional resources 		
et leads to the necessity for ended savings (from there)). The most significant of risks are related to volumes (in s of budget) of; Complex Adult Care services	 Responsibility for budgetary control aligned to Strategic and Service Directors. Examine alternative strategies or amend policies where possible to mitigate growth in demand or reduce costs Utilise supplementary resources to cushion impact of cuts and invest to save. Continue to lobby, through appropriate mechanisms, for additional resources 		
ended savings (from where)). The most significant of risks are related to volumes (in s of budget) of; Complex Adult Care services	 Examine alternative strategies or amend policies where possible to mitigate growth in demand or reduce costs Utilise supplementary resources to cushion impact of cuts and invest to save. Continue to lobby, through appropriate mechanisms, for additional resources 		
rhere)). The most significant of risks are related to volumes (in s of budget) of; Complex Adult Care services	 growth in demand or reduce costs Utilise supplementary resources to cushion impact of cuts and invest to save. Continue to lobby, through appropriate mechanisms, for additional resources 		
risks are related to volumes (in s of budget) of; Complex Adult Care services	 Utilise supplementary resources to cushion impact of cuts and invest to save. Continue to lobby, through appropriate mechanisms, for additional resources 		
s of budget) of; Complex Adult Care services	 Utilise supplementary resources to cushion impact of cuts and invest to save. Continue to lobby, through appropriate mechanisms, for additional resources 		
Complex Adult Care services			
	Proactive monitoring as Universal Credit is introduced		
Children's Care Services			
Educational high needs			5x5=2
nt Collection impact of			
ersal Credit rollout (H R A)			
n the longer term, the costs of	Responsible for this risk - E Croston & ET(owner J Anderson)		
e disposal.	Responsible for this risk - E Croston & Er (owner J Anderson)		
e inflation cost increases,	Monitor quality and performance of contracts.	М	
cularly in the care sector,	Be aware of underlying issues through effective communication with service		
ct on the ability of providers to	providers and suppliers about likely impact on prices		4
er activities of the specified	Renegotiate or retender contracts as appropriate.		
y, and or impacting on the	Ensure that budgets anticipate likely cost impacts		
s charged and impacting on the	Seek additional funding as a consequence of government-imposed costs		4x4=1
	Responsible for this risk - E Croston & R Parry (owner several)	1	181-1
ets of the Council.	Effective due diligence prior to granting loans and careful monitoring of	MH	
ng inappropriate choices in	investment decisions.		
ng inappropriate choices in on to lending or and borrowing		1	•
ng inappropriate choices in			
	g inappropriate choices in	g inappropriate choices in n to lending or and borrowing • Effective due diligence prior to granting loans and careful monitoring of investment decisions.	g inappropriate choices in n to lending or and borrowing • Effective due diligence prior to granting loans and careful monitoring of investment decisions. • MH

11	Exposure to uninsured losses or	 Effective challenge to treasury management proposals by both officers and members (Corporate Governance & Audit Committee) taking account of external advice	Н	2x5=10
	significant unforeseen costs, leads to the necessity for unintended savings to balance the councils finances.	 exposure and managed effectively not to impact on the council essential services. Consider risks and most cost-effective appropriate approach to responding to these (internal or external insurance provision) Responsible for this risk - E Croston & J Muscroft(owner K Turner) 		4x4=16
12	The financial regime set by government causes a further loss of resources or increased and underfunded obligations (e.g. in relation to social care), with impact on the strategic plans.	The current crisis has resulted in some changes to national finance proposals- but major and fundamental changes to national government funding of crisis costs and implications (e.g. loss of tax and trading revenues) impact more heavily. The government has promised continuing resource to meet coronavirus consequence, but it is unclear if this will be adequate, if the government will seek to risk share, and the financial consequence in the medium term. In the longer- term risks remain.	L	1
	This relates to the essential dependence on initial and mediumterm financial support from government as a consequence of impact on the councils finances from coronavirus.	 Monitor government proposals and legislation, and their impact on council and partner services. Continue to lobby, through appropriate mechanisms, for additional resources e.g. Local Government Association (LGA) Be aware of underlying issues through effective communication with citizens, partners, service providers and suppliers about likely impact on resources Ensure that budgets anticipate likely impacts Ensure adequacy of financial revenue reserves to protect the council financial exposure and managed effectively not to impact on the council essential services. Responsible for this risk - E Croston & ET (owner J Anderson) 		5x5=25
	Other Resource & Partnership Risks	The current national emergency has a serious and significant risk to the councils position with regard to commercial and community suppliers, information management /technology/cyber, health and safety- addressed in more detail in the special report		
13 1	Council supplier and market relationships, including contractor	Avoid, where possible, over dependence on single suppliers	МН	

fail	lura	leads to:	
Tall	ure	ieads to:	

- loss of service,
- poor quality service
- an inability to attract new suppliers (affecting competition, and to replace any incumbent contractors who have failed)
- complexities and difficulties in making arrangements in respect of significant and long running major outsource contracts, and their extension and renewal.

- More thorough financial assessment when a potential supplier failure could have a wide impact on the council's operations but take a more open approach where risks are few or have only limited impact.
- Recognise that supplier failure is always a potential risk; those firms that derive large proportions of their business from the public sector are a particular risk.
- Need to balance between only using suppliers who are financially sound but may be expensive and enabling lower cost or new entrants to the supplier market.
- Consideration of social value, local markets and funds recirculating within the borough
- Understanding supply chains and how this might impact on the availability of goods and services
- Be realistic about expectation about what the market can deliver, taking into account matter such as national living wage, recruitment and retention issues etc.
- Develop and publish in place market position statement and undertake regular dialogue with market.
- Effective consultation with suppliers about proposals to deal with significant major external changes
- Early consultation with existing suppliers about arrangements to be followed at the end of existing contractual arrangements
- Realign budgets to reflect real costs
- Commission effectively
- Ensuring adequate cash flow for smaller contractors

Responsible for this risk – J Muscroft (owner J Lockwood)



5x4=20

14	Management of information from loss or inappropriate destruction or retention and the risk of failure to comply with the Council's obligations in relation to Data Protection, Freedom of Information legislation and the General Data Protection Regulations (GDPR) leading to reputational damage, rectification costs and fines. Cyber related threats affecting data integrity and system functionality.	 Thorough, understandable information security policies and practices that are clearly communicated to workforce and councillors Effective management of data, retention and recording. Raised awareness and staff and councillor training Compliance with IT security policy. Compliance with retention schedules. Compliance with information governance policy. Business continuity procedures. Recognition of increased risk from homeworking (e.g. destruction of paper records) Comply with new legislation around staff access to sensitive data. Council has a Senior Information Risk Owner ("SIRO") officer and a Data Protection Officer (DPO) who are supported by an Information Governance Board Development of action plan to respond to GDPR requirements and resourcing requirements as appropriate Increased awareness of officers and members as to their obligations Proactive management of cyber issues, including additional web controls Responsible for this risk - J Muscroft (owner K Deacon) & A Simcox (owner T Hudson) 	H (INFO) M (CYBER)	1 4x5=20
15	Health and safety measures are inadequate leading to harm to employees or customers and possible litigious action from them personally and/or the Health and Safety Executive. (and the potential of prosecution and corporate /personal liability) (and in particular issues of fire safety,)	 Ensuring appropriate H&S responses re Coronavirus (appropriately balancing statutory obligations, desirable positions and commerciality/business risk) New Fire Safety Policy approved and being implemented with improved monitoring of fire risk Prioritised programme of remedial works to buildings to tackle fire safety and other issues Review work practices to address H&S risks Monitor safety equipment Improved employee training as to their responsibilities, as employees and (where appropriate) as supervisors. Improved employee work practices Approval of additional resources to improve corporate monitoring regime. Responsible for this risk - R Spencer Henshall (owner S Westerby) 	Н	3x5=15

16	Exposure to increased liabilities arising from property ownership and management, including dangerous structures and asbestos, with reputational and financial implications.	 Active site management Routine servicing and cleansing regimes (including coronavirus compliance in both operational and managed tenanted commercial property) Work practices to address risks from noxious substances Property disposal strategy linked to service and budget strategy Review of fire risks Develop management actions, categorised over the short to medium term and resource accordingly. Prioritisation of funding to support reduction of backlog maintenance Clarity on roles and responsibilities particularly where property management is outsourced Responsible for this risk - K Battersby (owner D Martin) 	Н	4x4=16
17	A funding shortfall in partner agencies) leads to increased pressure on community services with unforeseen costs.	 Engagement in resilience discussions with NHS partners Secure funding as appropriate Consider extension of pooled funds Accept that this may lead to an increase in waiting times Strengthen partnership arrangements to ascertain whether other funding or cost reduction solutions can be introduced. Assess dependency on voluntary organising, and impacts that coronavirus has on their sustainability, and consider actions. Responsible for this risk – R Parry & all ET (owner Various) 	L	4x4=16
18 U	The risk of retaining a sustainable, diverse, workforce, including	 Effective Workforce Planning (including recruitment and retention issues) Modernise Human Resources policies and processes Increased accessibility to online training managers/ employees. Selective use of interim managers and others to ensure continuity of progress regarding complex issues Ensure robust change processes including Equality Impact Assessments (EIA's) and consultation. Understand market pay challenges Promote the advantages of LG employment Emphasise the satisfaction factors from service employment Engage and encourage younger people through targeted apprenticeships, training, and career development Ensuring awareness to ensure employees safety and health (including stress) 	Н	**

		Consider issues about a workforce reflective of the community, inclusion, diversity and coronavirus issues Responsible for this risk – R Spencer Henshall (owner D Lucas)		4x4=16
19	National legislative or policy changes have unforeseen consequences with the consequence of affecting resource utilisation or budgets.	 Reprioritise activities Deploy additional resources Use of agency staff or contractors where necessary Development of horizon scanning service Responsible for this risk – all ET (owner Various) 	L	⇔
20	Consultana a suith the consultant		M	5x4=20
20	climate change commitments, and or statutory climate change • Monitoring of achievements • Effective project planning and costing		M	1
	objectives and ambitions, and or causes unanticipated costs or operational consequences	 Awareness of local consequences Awareness of local consequences of national commitments and obligations Lobbying for financial and other government support in relation to the costs of meeting obligations Responsible for this risk – K Battersby (owner Various) 		4x4=16

All risks shown on this corporate matrix are considered to have a potentially high probability, or impact, which may be in the short or medium horizon 20200714

Risk Factor

Probability Likelihood, where 5 is very likely and 1 is very unlikely Impact The consequence in financial or reputational terms

Risk Probability x Impact

TREND ARROWS

INLIND ANNOWS	
Worsening	1
Broadly unchanged	*
Improving	1

CONTROL OPPORTUNITIES

Н	This risk is substantially in the control of the council	
M	This risk has features that are controllable, although there are external influences	
L	This risk is largely uncontrollable by the council	

Risk Factor



Name of meeting: Corporate Governance and Audit Committee

Date: 22 July 2020

Title of report: Annual Report on Treasury Management 2019-20

Purpose of report

Financial Procedure Rules require that the Council receives an annual report on Treasury Management activities for the previous financial year. The report reviews borrowing and investment performance.

Key Decision - Is it likely to result in spending or saving £250k or more, or to have a significant effect on two or more electoral wards?	Not applicable
Key Decision - Is it in the Council's Forward Plan (key decisions and private reports)?	Yes
The Decision - Is it eligible for "call in" by Scrutiny?	Yes
Date signed off by Service Director & name	Eamonn Croston 10 July 2020
Is it also signed off by the Service Director for Finance, IT and Transactional Services?	As above
Is it also signed off by the Service Director for Governance and Commissioning Support?	Julie Muscroft
Cabinet member portfolio	Cllr Graham Turner

Electoral wards affected: Not applicable

Ward councillors consulted: Not applicable

Public or private: Public

GDPR: This report contains no information that falls within the scope of General Data Protection Regulations

1. Summary

1.1 The Council's treasury management operation for the year has followed the strategy approved by Council on 13 February 2019. Investments averaged £32.7 million, were largely deposited in instant access accounts and earned an average interest rate of 0.73%. Total external borrowing at 31st March 2020 increased by £31.0 million to

Page 102

£426.9 million (£395.9 million as at 31st March 2019). The increase is mainly due to the borrowing requirements in the capital plan. Temporary borrowing increased for the year by £39.5 million to £40.9 million (£1.4 million 31st March 2019). The majority of borrowing is on fixed rate terms and the average long term borrowing rate for 2019-20 was 4.67%.

- 1.2 In 2017-18 the Council approved a revision to its Minimum Revenue Provision (MRP) policy, which relates to the amount of revenue resources set aside each year to provide for its outstanding debt repayments over the longer term. This was done by updating its approach to Supported Borrowing from 2007-08 onwards, moving from a 4% reducing balance to an annuity basis in its repayment of debt.
- 1.3 In updating the approach the Council effectively over-provided in previous years the re-payment of debt to the sum of £91.1m. Within the Treasury Management Strategy 2018-19 the Council set out its approach to unwind this over-provision at £9.1m each year over the next 10 years, starting from 2017-18 onwards.
- 1.4 Following approval within the 2018-19 Treasury Management Strategy there was a further increase in the un-winding in the General Fund MRP for 2018-19 and 2019-20. The maximum amount of un-wind in any one year cannot be more than the overall annual MRP calculation, as otherwise the Council would end up in a negative MRP position, which is not allowable under accounting rules. The calculation estimated for the Treasury Management Strategy was £13.5m. The actual MRP calculation for 2019-20 and hence the maximum unwind allowable is £13.7m. In the 2019-20 the unwind has therefore been increased by a further £200k.
- 1.5 Treasury management costs incurred in the year include £10.8 million on net interest payments. The Council complied with its treasury management prudential indicators in the year.

2. Information required to take a decision

2.1 Background

- 2.1.1 The Council has adopted the CIPFA Code of Practice on Treasury Management and operates its treasury management service in compliance with this Code and various statutory requirements. These require that the prime objective of the activity is to secure the effective management of risk, and that borrowing is undertaken on a prudent, affordable and sustainable basis.
- 2.1.2 Council Financial Procedure Rules require that the Council receives an annual report on Treasury Management activities for the year. Cabinet is responsible for the implementation and monitoring of the treasury management policies. Corporate Governance and Audit Committee undertake a scrutiny role with regard to treasury management.
- 2.1.3 In reviewing 2019-20 performance, reference will be made to the Treasury Management Strategy Report approved by Budget Council on 13 February 2019.

2.2 Borrowing and Investment Strategy 2019-20

2.2.1 The Council's overall Treasury Management Strategy prioritises security, liquidity and risk management which was adhered to in 2019-20. The Council aims to invest externally, balances of £30 million, largely for the purpose of managing day-to-day cash flow requirements, with any remaining balances invested "internally", offsetting borrowing requirements. The investment strategy is designed to minimise risk,

- investments being made primarily in instant access accounts or short-term deposits, with the major British owned banks and building societies, or Money Market Funds.
- 2.2.2 Although it only affected the last couple of weeks of the 2019-20 financial year, COVID-19 had a significant impact on treasury management. In an operational sense, this resulted in a shortage of options for short-term borrowing within the market as a whole, with a resultant increase in rates. Due to the cyclical nature of local government cashflows and the uncertainty around the implications for future cashflows, various central government mitigations were implemented to ease sectoral concerns about short-term access to funds and market liquidity. For the Council, this position was eased with the receipt in advance of several tranches of Central Government funding for 2020-21. Further specific details are provided in the subsequent paragraphs within this report.

2.3 The Economy and Interest Rates_

Below paragraphs 2.3.1-2.3.6 are a commentary from our external treasury management advisors, Arlingclose.

- 2.3.1 The UK's exit from the European Union and future trading arrangements, had remained one of major influences on the UK economy and sentiment during 2019-20. The 29th March 2019 Brexit deadline was extended to 12th April, then to 31st October and finally to 31st January 2020. Politics played a major role in financial markets over the period as the UK's progress negotiating its exit from the European Union together with its future trading arrangements drove volatility, particularly in foreign exchange markets. The outcome of December 2019 General Election removed a lot of the uncertainty and looked set to provide a 'bounce' to confidence and activity.
- 2.3.2 The headline rate of UK Consumer Price Inflation fell to 1.7% year on year in February, below the Bank of England's target of 2%. Labour market data remained positive. The International Labour Organisation (ILO) unemployment rate was 3.9% in the three months to January 2020 while the employment rate hit a record high of 76.5%. The average annual growth rate for pay excluding bonuses was 3.1% in January 2020 and the same when bonuses were included, providing some evidence that a shortage of labour had been supporting wages.
- 2.3.3 Gross Domestic Product (GDP) growth in Q4 2019 was reported as flat by the Office for National Statistics and service sector growth slowed and production and construction activity contracted on the back of what at the time were concerns over the impact of global trade tensions on economic activity. The annual rate of GDP growth remained below-trend at 1.1%.
- 2.3.4 Then coronavirus swiftly changed everything. COVID-19, which had first appeared in China in December 2019, started spreading across the globe causing plummeting sentiment and falls in financial markets not seen since the Global Financial Crisis as part of a flight to quality into sovereign debt and other perceived 'safe' assets.
- 2.3.5 In response to the spread of the virus and sharp increase in those infected, the government enforced lockdowns, central banks and governments around the world cut interest rates and introduced massive stimulus packages in an attempt to reduce some of the negative economic impact to domestic and global growth.
- 2.3.6 The Bank of England, which had held policy rates steady at 0.75% through most of 2019-20, moved in March 2020 to cut rates to 0.25% from 0.75% and then swiftly thereafter brought them down further to the record low of 0.10%. In conjunction with these cuts, the UK government introduced a number of measures to help businesses

and households impacted by a series of ever-tightening social restrictions, culminating in pretty much the entire lockdown of the UK.

2.4 **Investment Activity**

- 2.4.1 The Council's treasury management investments totalled £52.0 million as at 31 March 2020 (£39.1 million 31 March 2019). The Council invested an average balance of £32.7 million externally during the year (£45.2 million 2018-19). Interest income of £0.204 million was generated through these investments (£0.313 million 2018-19) and £0.183 million dividend income from the CCLA Property Fund. Appendix 1 shows where investments were held at the beginning of April 2019, the end of September 2019 and the end of March 2020, by counterparty, by sector and by country. The Council's average lending rate for the year was 0.73% (0.67% 2018-19).
- 2.4.2 The majority of investments were placed in instant access bank deposit accounts/Money Market Funds (MMFs). MMFs offer greater diversification of counterparties and thus lower risk, as well instant access and relatively good returns. The Council invested £10 million during the year in the CCLA Property Fund as part of the 2019-20 Treasury Management Strategy.

2.5 **Borrowing Update**

- On 9th October 2019 the Public Works Loan Board (PWLB) raised the cost of certainty rate borrowing by 1% to 1.8% above UK gilt yields as HM Treasury was concerned about the overall level of local authority debt. As a result, by way of an example, a 30 year maturity loan on 8th October was 1.96% which increased to 2.97% the following day. PWLB borrowing remains available and although rates have reduced, (a 30 year maturity loan on 6th July was 2.68%) it is still 1% higher than it would otherwise have been. Market alternatives are available and new products have been developed; however, the financial strength of individual authorities is subject to increased scrutiny by investors and commercial lenders for any market alternative.
- 2.5.2 The Chancellor's March 2020 Budget statement included significant changes to PWLB policy and launched a wide-ranging consultation on the PWLB's future direction. Announcements included a reduction in the margin on new HRA loans, the value of this discount is 1% below the rate at which the authority usually borrows from the PWLB, available from 12th March 2020.
- 2.5.3 The consultation proposals allow authorities that are not involved in "debt for yield" activity to borrow at lower rates as well as stopping local authorities using PWLB loans to buy commercial assets primarily for yield without impeding their ability to pursue their core policy objectives of service delivery, housing, and regeneration. The consultation closes on 31st July 2020 with implementation of the new lending terms expected in the latter part of this calendar year or financial year beginning 2021-22.

2.6 **Borrowing Requirement and Debt Management**

- In terms of borrowing, long-term loans at the end of the year totalled £373.7 million 2.6.1 and short-term loans (excluding interest accrued) £53.2 million (£384.1 million and £11.8 million 31 March 2019), an overall increase of £31.0 million. There was no new long term borrowing in 2019-20. Appendix 2 details repayments of long-term loans during the year and short-term loans outstanding as at 31 March 2020.
- 2.6.2 Fixed rate loans account for 83.53% of total long-term debt (see also Appendix 5) giving the Council stability in its interest costs. The maturity profile for all long-term loans is shown in Appendix 3 and shows that no more than 9% of all debt is due to be loans is shown in Appendix 3 and shows that no more than \$7.5. a.. In the repaid in any one year. This is good practice as it reduces the Council's exposure to Page 105

- a substantial borrowing requirement in any one particular future year, when interest rates might be at a relatively high level.
- 2.6.3 The primary source of the Council's borrowing is from the Government i.e. Public Works Loan Board (PWLB). See also, 2.5 above.
- 2.6.4 The Council held a £10.0 million range Lender Option Borrower Option (LOBO) with Barclays at the beginning of the year paying interest of 4.1%. LOBO loans are when the lender has the option to propose an increase in the interest rate at set dates, following which the Council has the option to either accept the new rate or to repay the loan at no additional cost. As previously reported (to Corporate Governance and Audit Committee on 15th November 2019), Barclays approached the Council with a view to converting this to a fixed rate loan. This was subsequently agreed in July 2019 and converted to a fixed rate maturity loan with an interest rate of 3.75%. This brings the total of LOBO loans down to £61.6 million which represents 16% of total external borrowing.
- 2.6.5 The table below sets out the actual external borrowing requirement against estimated requirements;

	2018-19	2019-20	2019-20
	£m	£m	£m
	actual	forecast	actual
General Fund CFR - Non PFI	436.6	480.2	461.6
PFI	49.3	45.8	45.8
HRA CFR - Non PFI	175.3	172.7	175.3
PFI	52.9	50.5	50.5
Total CFR	714.1	749.2	733.2
Less: PFI debt liabilities	102.2	96.3	96.3
Borrowing CFR	611.9	652.9	636.9
Other deferred liabilities	3.9	3.8	3.9
Internal borrowing	212.1	219.0	206.1
External borrowing:			
PWLB Loans	278.6	274.4	273.3
LOBOs	76.6	65.0	61.6
Loan Stock (Fixed Rate)	7.0	7.0	7.0
Other Loans (Fixed Rate)	32.3	38.4	44.1
Temporary borrowing	1.4	45.3	40.9
Total External borrowing	395.9	430.1	426.9
Total Funding	611.9	652.9	636.9
Investments	39.1	30.0	52.0

2.6.6 The Local Capital Finance Company established in 2014 by the Local Government Association as an alternative source of local authority finance. It plans to issue bonds on the capital markets and lend the proceeds to local authorities. Its first bond was issued in February 2020 and has announced three further pooled bond issues to follow. Officers will continue to monitor developments of this potential new funding source.

- 2.6.7 In terms of debt rescheduling, the premium charge for early repayment of PWLB debt remained relatively expensive for the loans in the Council's portfolio and therefore unattractive for debt rescheduling activity in 2019-20.
- 2.6.8 The average long term borrowing rate for 2019-20 for the Council's long-term loans outstanding was 4.67% (4.83% 2018-19).

2.7 Trends in treasury management activity

2.7.1 Appendix 4 shows the Council's borrowing and investment trends over the last 6 years. The trend has been to re-pay long term debt at maturity and where required borrow over the short term. Going forward the need to borrow long term will be reviewed using the liability benchmark and also the result of the PWLB consultation

2.8 Risk and Compliance Issues

- 2.8.1 The Council has complied with its prudential indicators for 2019-20, which were approved as part of the Treasury Management Strategy. Details can be found in Appendix 5. Indicators relating to affordability and prudence are highlighted in this appendix.
- 2.8.2 When the Council has received unexpected monies late in the day, officers have no alternative but to put the monies into the Barclays Business Reserve Account overnight. The account is maintained so that usually, daily balances are under £100k. The maximum daily amount deposited in this account overnight as a result of unexpected late payments was £1.6m. Whilst this is not an ideal situation, the Council is still within investment limits as per the Treasury Management Strategy which is set at £10m per counterparty.
- 2.8.3 In line with Council Treasury Management Strategy, the Council has not placed any direct investments in companies as defined by the Carbon Underground 200.
- 2.8.4 The Council is aware of the risks of passive management of the treasury portfolio and, with the support of the Council's consultants (Arlingclose), has proactively managed the debt and investments over the year.
- 2.8.5 The CIPFA Code of Practice requires that treasury management performance be subject to regular member scrutiny. The Corporate Governance and Audit Committee performs this role and members have received reports on strategy, half yearly monitoring and now the outturn for the year 2019-20. Training was provided to Members on the 15th November 2019.

Looking ahead – Treasury Management developments in 2020-21

2.9 Re-financing/re-payment of current Long Term Borrowing

- 2.9.1 As outlined within the Council approved Treasury Management Strategy 2020-21, the Council will continue to look to repay existing long term debt when the opportunity arises where it becomes beneficial for the Council to do so.
- 2.9.2 In light of a number of lenders currently reviewing their holding of LOBO loans, there may be further opportunities to convert or re-finance existing LOBOs. With LOBO loans the Lender has the option to exercise their right to change the interest rate at which point the borrower can then choose to accept the new interest rate or choose to re-pay at no additional cost. Should any opportunities arise in the future then these would be investigated and reported back to members.

Page 107

2.9.3 It is intended that Council officers liaise with the Council's external Treasury Management advisors, Arlingclose, to review lender options, and proceed if they are considered to be in the longer term best interests of the Council.

2.10 Loan Funding Sources

- 2.10.1 The Council may be presented with additional sources of long-term funding at certain points in time, beyond those currently listed in the Council's current Treasury Management Strategy. These may be at preferential rates of interest and therefore the Service Director Finance (Section 151 Officer) will look to maximise the use of source funds when it is preferential to do so.
- 2.10.2 One such opportunity is with SALIX Finance Ltd. SALIX Finance Ltd provides interest free Government funding to the public sector to improve their energy efficiency, reduce carbon emissions and lower energy bills. The Council to date has taken the opportunity to secure £6.8m interest free loan to part fund the £11m approved street lighting replacement scheme in the Council's approved capital plan.

2.11 <u>Investment Opportunities</u>

- 2.11.1 The Service Director Finance, supports the approach that the borrowing and investment strategy for 2020-21 continues to place emphasis on the security of the Council's balances.
- 2.11.2 Average current cashflow balances from April 2020 is £92.2 million, significantly higher than the ideal balances of £30m normally required for 'business as usual 'day to day cashflow requirements. Business grants of £113.6m and Covid-19 related grants of £23.9m received in March 2020 have overstated this current cash flow figure so far this year. The receipt of these grants in March 2020 was a result of concerns about short-term access to funds for local authorities and market liquidity. Government addressed these issues early by providing, in advance, funding normally allocated in instalments in-year. As a result, liquidity risks within the sector to be able to manage daily cashflow requirements efficiently and effectively, are currently minimal but will remain under regular review through the remainder of the year. A high level financial impact of COVID-19 report on 21 May highlighted potential financial impacts on the Council, including ongoing cashflow volatility (see below):

COVID-19 - Impact upon Council Finances (Agenda Item 7)

- 2.11.3 In order to increase investment returns and following member approval to add the Local Authorities Pooled Investment Fund (LAPF) as an approved Council investment in the 2019-20 Treasury Management Strategy, the Council invested £10 million into the fund during the year.
- 2.11.4 The Local Authorities Property Fund was established in 1972 and is managed by CCLA Fund Managers. As at March 2020 there are assets under management of £1,206m. The Fund aims to provide investors with a high level of income and long-term capital appreciation, and it is an actively managed, diversified portfolio of UK commercial property. It principally invests in UK assets, but may invest in other assets.
- 2.11.5 The fund returned a gross dividend yield of 4.4% in 2019-20 (4.2% 2018-19), which compares with average 0.73% on other short-term investments (see paragraph 2.4.1 above). Net income of £0.183 million was received by the Council in 2019-20. This reflects a part-year effect as the £10m was invested in two £5m tranches (in May 2019 and February 2020).

- 2.11.6 Arlingclose commented that: In a relatively short period since the onset of the COVID-19 pandemic, the global economic fallout was sharp and large. Market reaction was extreme with large falls in equities, corporate bond markets and, to some extent, real estate echoing lockdown-induced paralysis and the uncharted challenges for governments, businesses and individuals. Gilt yields fell but credit spreads widened markedly reflecting the sharp deterioration in economic and credit conditions associated with a sudden stagnation in economies, so corporate bonds yields (comprised of the gilt yield plus the credit spread) rose and prices therefore fell.
- 2.11.7 The falls in the capital values of the underlying assets of the Local Authorities Property Fund (LAPF) were reflected in the 31st March fund valuations with the fund registering negative capital returns over 12 months to March 2020.
- 2.11.8 These unrealised capital losses of £0.9m in 2019-20 will not have an impact on the General Fund as the Council is utilising a Government dispensation for LAPF financial investment capital losses/gains at each year end to be notionally adjusted for within the Council's annual accounts, rather than it being a charge to the General Fund. It should be noted, that the current dispensation ends in 2023-24.
- 2.11.9 The investment in the fund is part of a longer term investment strategy to mitigate against any short-term market volatility or risk. As this fund has no defined maturity date its performance and continued suitability in meeting the Authority's investment objectives is regularly reviewed. Strategic fund investments are made in the knowledge that capital values will move both up and down on months, quarters and even years; but with the confidence that over a three to five-year period total returns will exceed cash interest rates.
- 2.11.10 As a result of the receipt in advance in March 2020, of a tranche of central government funding for 2020-21 (as noted in paragraph 2.11.2); the Council has taken up an opportunity to prepay it's superannuation contributions to the West Yorkshire Pension Fund for 2020-21. This is expected to result in a saving to the Council of approximately £600k.

2.12 New Borrowing

2.12.1 Following the 1% increase in PWLB borrowing rates in October 2019, Arlingclose suggest that PWLB rates are now relatively expensive (albeit reset to the rates they were 12 months previous) compared to alternative longer term funding sources, where Councils are considering longer term borrowing. The Council's current approach is to continue to borrow short term, but this will be subject to ongoing review in consultation with Arlingclose, as to when it may be more appropriate to borrow longer term. It will also be considered in light of the timing of PWLB rates potentially coming down from current levels, depending what Government implements following the PWLB Future Lending Terms consultation. As noted earlier in the report (paragraph 2.11.2) in light of COVID, cashflow remains relatively volatile (compared to business as usual) but measures introduced by Government have actually resulted in a lot of short term funds being currently available at low rates.

3. Implications for the Council

- **3.1 Working with People** no impact
- **3.2** Working with Partners no impact
- 3.3 Place Based Working no impact
- 3.4 Climate Change and Air Quality no impact
- 3.4 Improving outcomes for children no impact
- 3.5 Other (e.g. Legal/Financial or Human Resources) Any changes in assumed

borrowing and investment requirements, balances and interest rates will be reflected in revenue budget monitoring reports during the year.

4. Consultees and their opinions

None.

5. Next steps and timelines

5.1 Comments and feedback from CGAC will be incorporated into this report which will be subsequently considered at Cabinet in July and Council in September 2020 as part of the overall financial outturn and rollover report 2019-20.

6. Officer recommendations and reasons

CGAC are asked to consider the following for Cabinet and Council approval;

6.1 note treasury management performance in 2019-20 as set out in this report;

7. Cabinet portfolio holder's recommendations

To follow

8. Contact officer

James Anderson Head of Accountancy Rachel Firth Finance Manager

9. Background Papers and History of Decisions

CIPFA's Code of Practice on Treasury Management in the Public Services.

CIPFA's Prudential Code for Capital Finance in Local Authorities.

Public Works Loan Board Website.

Treasury Management 19-20 Strategy Report approved by Council on 13 February 2019.

COVID-19 - Impact upon Council Finances Report approved by Cabinet on 21 May 2020.

10. Service Director responsible

Eamonn Croston 01484 221000

APPENDIX 1

Kirklees Council Ir	vestments 2019/20										
		Credit		1 April 2	2019		30 September	2019		31 March 2	020
Counterparty		Rating	£m	Interest	Type of	£m	Interest	Type of	£m	Interest	Type of
		Mar									
		2020*		Rate	Investment		Rate	Investment		Rate	Investment
Specified Investments											
Santander	Bank	F1/A+	2.0	0.85%	35 Day Notice	0.0	0.85%	35 Day Notice	0.0	0.85%	35 Day Notice
Aberdeen Standard	MMF**	AAAmmf	9.9	0.79%	Instant Access	10.0	0.74%	Instant Access	10.0	0.48%	Instant Access
Aviva	MMF**	Aaa-mf	10.0	0.79%	Instant Access	7.2	0.72%	Instant Access	6.6	0.45%	Instant Access
Deutsche	MMF**	AAAmmf	0.0	0.71%	Instant Access	10.0	0.72%	Instant Access	2.9	0.41%	Instant Access
Goldman Sachs	MMF**	AAAmmf	7.2	0.72%	Instant Access	0.0	0.67%	Instant Access	7.5	0.28%	Instant Access
Thurrock Council	Local Authority		5.0	0.94%	Local Authority	0.0	N/A	Local Authority	10.0	2.50%	Local Authority
Suffolk County Council	Local Authority		5.0	0.95%	Local Authority	0.0	N/A	Local Authority	0.0	N/A	Local Authority
Surrey County Council	Local Authority		0.0	N/A	Local Authority	0.0	N/A	Local Authority	5.0	1.25%	Local Authority
CCLA	Property Fund		0.0	N/A	Property Fund	5.0	N/A	Property Fund	10.0	N/A	Property Fund
			39.1			32.2			52.0		
Sector Analysis			£m	%age		£m	%age		£m	%age	
Bank			2.0	5%		0.0	0%		0.0	0%	
MMF**			27.1	69%		27.2	84%		27.0	52%	
Local Authorities/Cent Govt			10.0	26%		0.0	0%		15.0	29%	
Property Fund			0.0	0%		5.0	16%		10.0	19%	
			39.1	100%		32.2	100%		52.0	100%	
Country analysis			£m	%age		£m	%age		£m	%age	
UK			12.0	31%		5.0	16%		25.0	48%	
MMF**			27.1	69%		27.2	84%		27.0	52%	
			39.1	100%		32.2	100%		52.0	100%	

^{*}Fitch short/long term ratings, except Aviva MMF (highest Moody rating). See next page for key.

** MMF – Money Market Fund. These funds are domiciled in Ireland for tax reasons, but the funds are made up of numerous diverse investments with highly rated banks and other institutions. The credit risk is therefore spread over numerous countries, including the UK. The exception to this is the Aviva Government Liquidity Fund which invests directly in UK government securities and in short-term deposits secured on those securities.

Key - Fitch's credit ratings:

		Long	Short
Investment	Extremely Strong	AAA	
Grade		AA+	
	Very Strong	AA	F1+
		AA-	
		A+	
	Strong	Α	F <u>1</u>
		A-	
		BBB+	F <u>2</u>
	Adequate	BBB	
		BBB-	F3
Speculative		BB+	
Grade	Speculative	BB	
		BB-	
		B+	В
	Very Speculative	В	
		B-	
		CCC+	
		CCC	
	Vulnerable	CCC-	С
		CC	
		С	
	Defaulting	D	D

Appendix 2

Long-term loans repaid and short-term loans outstanding 31 March 2020

Long-term loans repaid during 2019-20

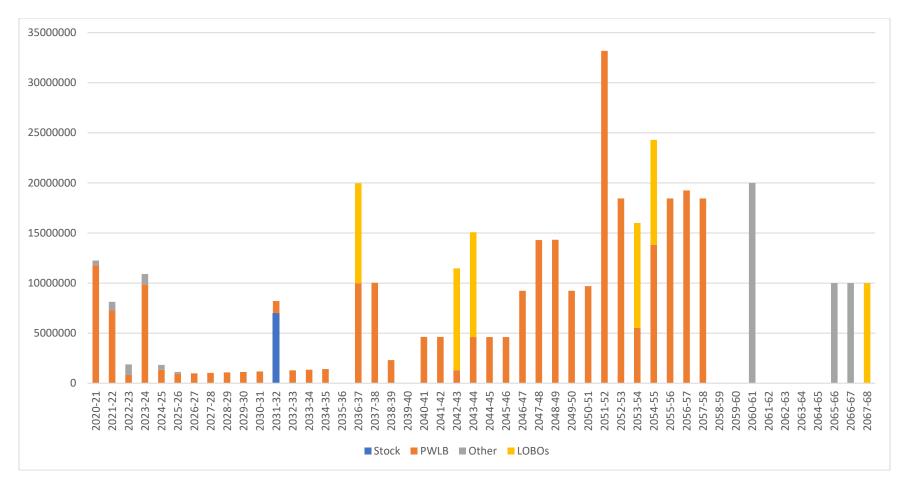
	Amount £000s	Rate %	Date repaid
Repayments on maturity			
PWLB (476012)	4,613	8.50	10 Jun 19
Repayments on annuity loans			
PWLB (496956)	353	4.58	30 Sep 19
PWLB (496956)	361	4.58	30 Mar 20
Total	5,327		

Short-term loans outstanding 31 March 2020

	Amount £000s	Rate %	Length (days)
Temporary borrowing from the			
Money Market			
Rugby Borough Council	5,000	0.83	139
Staffordshire County Council	5,000	0.85	90
Hampshire County Council	5,000	0.72	42
Blackburn & Darwen Borough Council	5,000	0.75	50
South Lanarkshire Council	5,000	0.75	43
Ribble Valley Borough Council	1,500	0.80	46
Warrington Borough Council	10,000	1.00	35
Mansfield Building Society	1,000	1.00	33
West Lindsey District Council	2,000	0.75	28
Local lenders/Trust Funds	1,431		
Total Temporary borrowing	40,931		
Long-term loans due to mature in the	12,277		
next twelve months			
Total	53,208		

Kirklees Council Loan Maturity Profile (All Debt)

Appendix 3



Appendix 4

Kirklees Council - Borrowing and Investment Trends

At 31 March	2020	2019	2018	2017	2016	2015
Investments	52.0m	39.1m	36.1m	31.3m	38.3m	38.7m
ST Borrowing (excl interest accrued)	53.2m	11.8m	20.8m	37.7m	16.0m	21.1m
LT Borrowing	373.7m	384.1m	392.4m	400.5m	408.4m	422.6m
Total Borrowing	426.9m	395.9m	413.2m	438.2m	424.4m	443.7m
Deferred liabilities (non PFI)	3.7m	3.9m	4.1m	4.1m	4.3m	4.4m
Net debt position	378.6m	360.7m	381.2m	411.0m	390.4m	409.4m
Capital Financing Requirement (excl PFI)						
General Fund	461.5m	436.6m	420.3m	412.8m	411.3m	422.2m
HRA	175.4m	175.3m	182.8m	186.2m	192.4m	196.6m
Total CFR	636.9m	611.9m	603.2m	599.0m	603.7m	618.8m
Balances "internally invested"	206.1m	212.1m	185.9m	156.7m	175.0m	170.7m
,						
				0.40/		0.40/
Ave Kirklees' investment rate for financial year	0.7%	0.7%	0.3%	0.4%	0.5%	0.4%
Ave Base rate (Bank of England)	0.7%	0.7%	0.3%	0.3%	0.5%	0.5%
Ave LT Borrowing rate (1)	2.4%	2.5%	2.5%	2.5%	3.2%	3.7%

⁽¹⁾ Based on average PWLB rate throughout the year on a 25 to 30 year loan (less 0.2% PWLB certainty rate) repayable on maturity.

Treasury Management Prudential Indicators

Interest Rate Exposures

While fixed rate borrowing can contribute significantly to reducing the uncertainty surrounding future interest rate scenarios, the pursuit of optimum performance justifies retaining a degree of flexibility through the use of variable interest rates on at least part of the treasury management portfolio. The Prudential Code requires the setting of upper limits for both variable rate and fixed interest rate exposure:

	Limit Set	Actual
	2019-20	2019-20
Interest at fixed rates as a percentage of net interest payments	60% - 100%	84%
Interest at variable rates as a percentage of net interest payments	0% - 40%	16%

The interest payments were within the limits set.

Maturity Structure of Borrowing

This indicator is designed to prevent the Council having large concentrations of fixed rate debt needing to be replaced at times of uncertainty over interest rates.

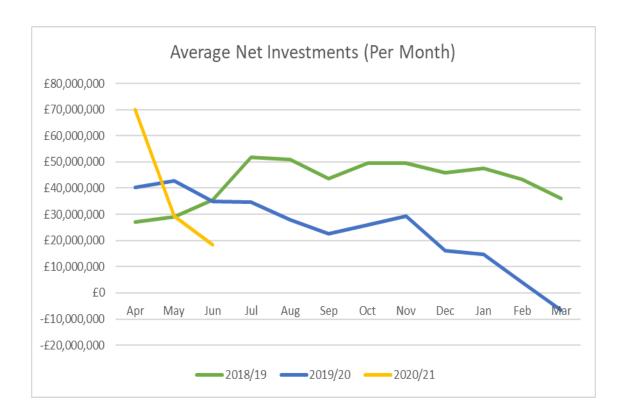
Amount of projected borrowing that is fixed rate maturing in each period as a percentage of total projected borrowing that is fixed rate	Limit Set 2019-20	Actual Levels 2019-20
Under 12 months	0% - 20%	4%
12 months to 2 years	0% - 20%	2%
2 years to 5 years	0% - 60%	4%
5 years to 10 years	0% - 80%	2%
More than 10 years	20% - 100%	88%

The limits on the proportion of fixed rate debt were adhered to.

Total principal sums invested for periods longer than 364 days

The Council has not invested any sums longer than 364 days.

APPENDIX 6





Agenda Item 8:



Name of meeting: Council

Date: 9th September 2020

Title of report: Devolution Deal for West Yorkshire - Consultation Outcomes

Purpose of report:

To ask Council to consider, comment and endorse the report presented at Cabinet 1st September on the consultation outcomes of the devolution deal for West Yorkshire.

Key Decision - Is it likely to result in spending or saving £250k or more, or to have a significant	N/A
effect on two or more electoral wards?	Likely to result in expenditure and savings of greater than £250,000 and affects more than 1 ward
Key Decision - Is it in the <u>Council's Forward Plan</u> (key decisions and private reports)?	N/A
	Private Report/Private Appendix – No
The Decision - Is it eligible for call in by Scrutiny?	N/A
Date signed off by <u>Strategic Director</u> & name	Jacqui Gedman 28/08/2020
Is it also signed off by the Service Director for Finance IT and Transactional Services?	James Anderson 18/08/2020
Is it also signed off by the Service Director for Legal Governance and Commissioning Support?	Julie Muscroft 28/08/2020
Cabinet member portfolio	Cllr Pandor, Leader of the Council

Electoral wards affected: ALL

Ward councillors consulted: YES

Public or private: Public

Has GDPR been considered: YES

- 1.1 The West Yorkshire "minded-to" Devolution Deal was announced as part of the Budget on 11 March 2020. Subject to completing the statutory processes, this will lead ultimately to the adoption of a mayoral combined authority model with additional functions, and will require an Order of the Secretary of State.
- 1.2 At their meetings in May, the Combined Authority and each Constituent Council:
 - Endorsed the conclusions of the Governance Review.
 - Considered and endorsed the Scheme for the establishment of the Mayoral Combined Authority.
 - Agreed that a public consultation exercise should be undertaken on the proposals contained in the Scheme.
- 1.3 Following the approval of the draft Scheme by Constituent Councils and the Combined Authority, the Scheme was finalised and published. A public consultation open to members of the public, businesses and other stakeholders was then undertaken. The consultation exercise was co-ordinated by the Combined Authority and opened on Monday 25 May 2020 and closed at 00.01 on Monday 20 July 2020.
- 1.4 A formal report (Appendix 1) was presented to Cabinet 1st September 2020 to seek Member agreement to submit the Summary of Consultation Responses to the Secretary of State by 11th September, and to jointly delegate authority to the Managing Director of the Combined Authority, in consultation with the Leader and Chief Executive of each Constituent Council and the Chair of the Combined Authority, to finalise and submit the relevant documentation subject to any technical issues which may arise.
- 1.5 An update on the Council's decision will be given verbally at the Council meeting.
- 1.6 Council should note that all Councils as well as the Combined Authority were asked to exempt the Cabinet's decision from call in because of the timetable for an Order to be made for the Mayoral election to take place in May 2021. The Chair of Overview & Scrutiny Management Committee in Kirklees (as well as other chairs across the West Yorkshire Districts and the Combined Authority) all agreed on this occasion that the Cabinet decision be exempt from call-in on the grounds of urgency, for the reasons set out in paragraph 3.6 of the Cabinet report.
- 1.7 Although the decision is an executive one and taken by Cabinet, given the importance of the creation of a Mayoral Combined Authority for the Region as a whole it is considered that the matter should also be considered at a full meeting of Council which includes all political parties. All five West Yorkshire Districts will be considering the matter at a full council meeting. This Council is therefore asked to consider and comment on the information set out in the cabinet report and to endorse the decision of Cabinet.

2. Next Steps

2.1 With regard to next steps, it is proposed that the summary of the consultation responses, attached at <u>Appendix 2</u>, be submitted to the Secretary of State. It is not proposed that any representations are to be made for significant changes to the proposals. However, to ensure that the submission incorporates any issues which may be raised by any Constituent Council or the Combined Authority further to their consideration of this report, it is proposed that each Constituent Council and the Combined Authority jointly delegate authority to the Managing Director of the Combined Authority in consultation with

- Leaders, Chief Executives and the Chair of the Combined Authority to finalise the documents prior to submission by 11 September 2020.
- 2.2 Following this, the Secretary of State will need to decide whether to make the Order and as part of this process must consider whether the Order is likely to improve the exercise of the statutory functions in West Yorkshire. The Secretary of State must also have regard to the need to reflect the identities and interests of local communities, and secure effective and convenient local government. Subject to the Secretary of State being so satisfied, details of the Scheme will then be embodied in a draft statutory Order to establish a mayoral combined authority. At this point the formal consent to the making of the Order will be required from each of the Constituent Councils and the Combined Authority. It is intended that these consents will be sought in November to enable sufficient parliamentary time for the Order to be made in January/February 2021. This is essential to enable a mayoral election to take place in May 2021 and further to enable the first gainshare payment to be received during this financial year.
- 2.3 As part of the parliamentary process and potentially in parallel with the 'consent stage' set out in paragraph 2.2 above, the draft Order will also be considered by Parliament's Joint Committee on Statutory Instruments (JCSI). Their role is to focus on the technical quality of the draft Order as opposed to the policy content and amendments at this point would be those required to ensure that the Order is well drafted. In order to recognise that there may be further technical amendments to the draft Order following the consent of each Constituent Council and the Combined Authority, it is proposed that at that point, Members will be asked to give delegated authority to the Managing Director of the Combined Authority, in consultation with the Chief Executive and Leader of each Constituent Council and the Chair of the Combined Authority to consent to the 'final form' of the Order. Councils will also need to authorise their Chief Executives and Leaders for this purpose.
- 2.4 <u>Appendix 3</u> to this report sets out a revised timeline for implementing the deal. It should be noted that the timetable has been revised slightly since it was last considered by Constituent Councils and the Combined Authority at their respective meetings during May.
- 2.5 In response to points raised about how Councils will work with the mayoral authority and future reporting procedures, in line with the other authorities Cabinet was asked to invite Corporate Governance and Audit Committee to consider the governance arrangements in place, including those which enable the council to hold the mayoral authority to account. In particular:
 - To consider whether agreement should be sought from the Combined Authority and Mayor, when they enter office, for an annual report to be provided to Full Council for debate.
 - To consider whether arrangements should be made to invite the Mayor to Full Council to answer elected members' questions at least once a year.
- 2.6 It is noted that it may be necessary to amend the council procedure rules, as set out in the constitution, to give effect to the recommendations of Corporate Governance and Audit Committee in this regard. Therefore, any recommendations would be considered by Corporate Governance & Audit Committee prior to seeking Council's approval to the amendment.

3. Implications for the Council

3.1 Working with People

The premise of the "minded-to" Deal is on bringing funding and functions to a more local level. In due course, it is anticipated that the establishment of the Mayoral Combined Authority will have staffing implications in terms of additional resources to deliver the ambition of the Deal and these will be considered at the appropriate point to ensure operational effectiveness and efficiency of the Combined Authority.

3.2 Working with Partners

The "minded-to" Deal will encourage collaboration on systems, structures and procedures to support the area to make decisions, set strategy and manage delivery across a range of partners in West Yorkshire. Inclusive Growth is a key priority for West Yorkshire Combined Authority and the LEP. Although there are no immediate implications on Inclusive Growth arising as a direct result of the report.

3.3 Place Based Working

The "minded-to" Deal will put in place appropriate governance structures that reflect the needs and opportunities across the West Yorkshire area and the places within it.

3.4 Climate Change

As part of the "minded-to" Deal text, the Government welcomed West Yorkshire's commitment to becoming a net zero carbon economy by 2038, with significant progress by 2030. There are, however, no immediate implications on Clean Growth arising as a direct result of the report.

3.5 Improving outcomes for children

The "minded-to" Deal includes measures around funding and functions focused on skills and education, including careers advice, apprenticeships and Further Education.

3.6 Other (e.g. Legal/Financial or Human Resources)

• Refer to the Cabinet report attached at *Appendix 1*.

4. Consultees and their opinions

- 4.1 As part of the statutory process, as set out above, public consultation has been undertaken. The summary of the results must be submitted to the Secretary of State to consider before an Order creating the West Yorkshire Mayoral Combined Authority can be made.
- 4.2 The Leader of the Council supports the recommendations.
- 4.3 The consultation was discussed by Overview & Scrutiny Management Committee formally 9th June and informally 10th July.

5. Officer recommendations and reasons

- 5.1 Council are asked to consider, comment and endorse the decision of Cabinet from 1st September.
- 5.2 To note the updated timetable set out in <u>Appendix 3</u> to this report and the next steps which are subject to the consent being given by the Constituent Councils and West

Yorkshire Combined Authority, to the draft Order in November 2020 so that a Mayoral Combined Authority model and associated changes may be adopted and implemented by May 2021, as set out in the "Minded -to" Deal.

6. Cabinet Portfolio Holder's recommendations

- 6.1 The Leader of the Council supports the recommendations from <u>Appendix 1</u> which will support his vision to secure additional investment and opportunities for Kirklees and to take decisions affecting our communities within the region.
- 6.2 The Leader thanks all Kirklees councillors from across different parties in working together with us on this to deliver such a ground-breaking deal for West Yorkshire.

7. Appendices

<u>Appendix 1</u> – 'Devolution Deal for West Yorkshire – Consultation Outcomes' Cabinet Report 1st September 2020

<u>Appendix 2</u> – Summary of Consultation Responses

Appendix 3 – Timetable for implementation

8. Contact officer

Julie Muscroft – Service Director, Legal Governance and Commissioning – julie.muscroft@kirklees.gov.uk – 01484 221000

Nick Howe – Partnerships and Corporate Planning – nick.howe@kirklees.gov.uk – 01484 221000

Karl Larrad – Legal Governance and Commissioning – karl.larrad@kirklees.gov.uk - 01484221000

9. Background Papers and History of Decisions

The 'minded to' Devolution Deal is referenced as a background document within this report.

West Yorkshire Devolution Deal – Review of Governance Arrangements: Cabinet 24th March 2020

https://democracy.kirklees.gov.uk/documents/s35794/West%20Yorkshire%20Devolution%20Deal.pdf

Devolution Deal for West Yorkshire – Review, Scheme and Consultation: Cabinet May 21st 2020

https://democracy.kirklees.gov.uk/documents/g5962/Agenda%20frontsheet%2021st-May-2020%2015.00%20Cabinet.pdf?T=0

10. Service Director responsible

Jacqui Gedman – Chief Executive – jacqui.gedman@kirklees.gov.uk – 01484 221000





Name of meeting: Cabinet

Date: 1st September 2020

Title of report: Devolution Deal for West Yorkshire - Consultation Outcomes

Purpose of report:

To seek Member agreement to submit the Summary of Consultation Responses to the Secretary of State by 11th September, and to jointly delegate authority to the Managing Director of the Combined Authority, in consultation with the Leader and Chief Executive of each Constituent Council and the Chair of the Combined Authority, to finalise and submit the relevant documentation subject to any technical issues which may arise.

Key Decision - Is it likely to result in spending or saving £250k or more, or to have a significant effect on two or more electoral wards?	Yes Likely to result in expenditure and savings of greater than £250,000 and affects more than 1 ward
Key Decision - Is it in the Council's Forward Plan (key decisions and private reports)?	Key Decision – Yes Private Report/Private Appendix – No
The Decision - Is it eligible for call in by Scrutiny?	No The Chair of Overview & Scrutiny Management Committee has agreed that this be exempt from call-in on the grounds of urgency, for the reasons set out in paragraph 3.6 of this report.
Date signed off by Strategic Director & name Is it also signed off by the Service Director for Finance IT and Transactional Services?	Jacqui Gedman 19/08/20 James Anderson 19/08/20
Is it also signed off by the Service Director for Legal Governance and Commissioning Support?	Julie Muscroft 19/08/20
Cabinet member portfolio	Cllr Pandor, Leader of the Council

Electoral wards affected: ALL

Ward councillors consulted: YES

Public or private: Public

Has GDPR been considered: YES

1. Summary

- 1.1. The West Yorkshire "minded-to" Devolution Deal was announced as part of the Budget on 11 March 2020. Subject to statutory processes, this will lead ultimately to the adoption of a mayoral combined authority model with additional functions, and will require an Order of the Secretary of State.
- 1.2. At their meetings in May, the Combined Authority and each Constituent Council:
 - Endorsed the conclusions of the Governance Review.
 - Considered and endorsed the Scheme for the establishment of the Mayoral Combined Authority.
 - Agreed that a public consultation exercise should be undertaken on the proposals contained in the Scheme.
- 1.3. Following these approvals this report seeks to:
 - Consider the outcome of the public consultation on the Scheme, which has been undertaken jointly by the Combined Authority with the Constituent Councils.
 - Resolve to submit the summary of responses to the Secretary of State.
- 1.4. Subject to authorisation of Combined Authority and each Constituent Council, it is proposed that the report detailing the summary of the consultation responses attached as *Appendix 1* is submitted to the Secretary of State.

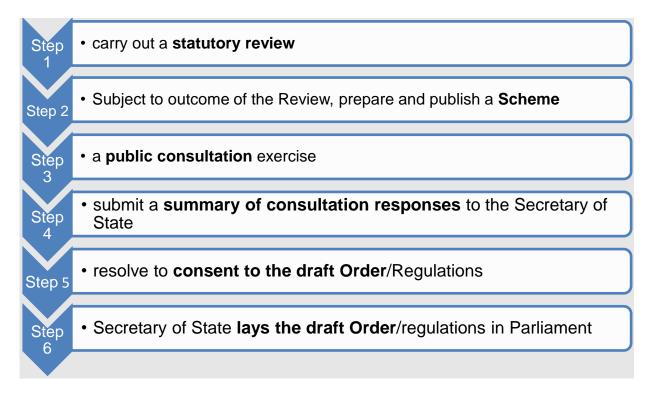
2. Information required to take a decision

- 2.1 As previously reported, the "minded-to" Deal will devolve a range of powers and responsibilities to West Yorkshire Combined Authority (WYCA), supporting the region to drive economic growth and prosperity within its communities and across the north. In addition, it will unlock significant long-term funding and give the region greater freedom to decide how best to meet local needs and create new opportunity for the people who live and work here.
- 2.2 The initial gainshare funding for the financial year 2020/2021 will be available prior to the first Mayoral election, but subject to: the establishing legislation being in place; and a revised WYCA Assurance Framework (used to appraise projects and schemes) being approved.

Process for enacting the deal

- 2.3 The Local Democracy, Economic Development and Construction Act 2009 sets out statutory processes to be followed before any Order is made. Each aspect has a specific statutory procedure to be followed. In addition, the consent of each Constituent Council and the Combined Authority is required to any Regulations giving the Combined Authority powers to borrow for non-transport functions, however these are to be progressed separately and at a later date to the making of the Order as they will encompass a number of other combined authorities
- 2.4 It was previously agreed that the process set out in the flow chart below be followed. This process addresses all statutory procedural requirements, facilitates an understanding of the overall impact of the changes, and maximises engagement with stakeholders including the public.

2.5 Flow chart of proposed process:



2.6 Stages 1-3 are now complete. The following sections of the report provides a summary of the consultation process and responses. Full documents are available in the appendices to this paper.

Consultation

- 2.7 Following the approval of the draft Scheme by Constituent Councils and the Combined Authority, the Scheme was finalised and published. A public consultation open to members of the public, businesses and other stakeholders was then undertaken. The consultation exercise was co-ordinated by the Combined Authority.
- 2.8 The Combined Authority hosted a web page of the proposed devolution deal on its Your Voice consultation and engagement website. It included:
 - The devolution Scheme.
 - A summary of the proposed deal.
 - A West Yorkshire Authorities 'Governance Review' document, which was undertaken in accordance with Section 111 of the Local Democracy Economic Development and Construction Act 2009; and
 - An initial <u>Equality Impact Assessment</u>, which covered the implementation of the mayoral order overall and the functions that will be conferred to the Mayoral Combined Authority as a result.

The website included a number of other pages, including associated background information and a detailed FAQ section. Questions asked by members of the public during the consultation were also published along with responses.

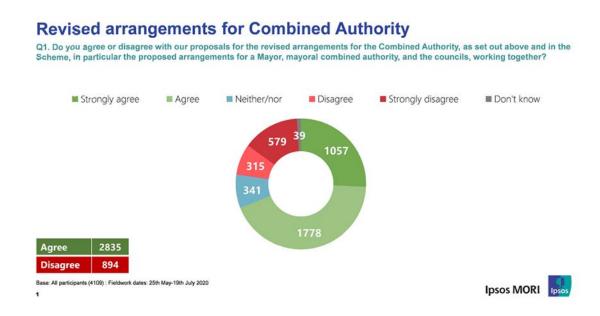
2.9 The consultation opened on Monday 25 May 2020 and closed at 00.01 on Monday 20 July 2020. There were a number of formal channels through which individuals and stakeholder organisations could give their views on the proposals:
Page 127

- Online through the Your Voice platform, which could be accessed through the Combined Authority's devolution web pages.
- Hard copy response form, which was available to print out from the website and on request. Materials were also available in another format, such as large print, braille, or another language on request.
- A written letter, sent via the Freepost address listed on the paper response form.
- By email, via a dedicated consultation email address; or
- Via informal channels such as Freephone number.
- 2.10 Due to the social distancing guidelines that were in place when the consultation commenced face-to-face consultation channels were not available. In order to enhance the accessibility of the consultation for groups and individuals who may not be able to access digital channels, a specialist consultant Ipsos Mori were procured. They have undertaken a direct postal mailshot to 2,000 households across West Yorkshire that have been identified as "digitally disadvantaged". They have also prepared the analysis of the response to the consultation which forms <u>Appendix 1</u> of this report.
- 2.11 A comprehensive communications plan was implemented by the Combined Authority, working in partnership with each council, to promote the consultation exercise. This has included:
 - Clear simple messages about the benefits of devolution that flow through all communications, focusing on "More decisions made locally; more investment for the things that matter to you; more opportunities for our region"
 - Development of a toolkit containing communications messages, content, graphics and other material that partner councils and other stakeholders can use to promote the consultation to their members
 - Print and digital media advertising in all local newspapers across West Yorkshire and on business websites targeting a SME audience. This has created an estimated 1.79 million opportunities for people to see information about the consultation and consider participating.
 - Direct email communications with a wide range of stakeholders including businesses representative organisations, education institutions, third sector groups, and all councillors and MPs across West Yorkshire – encouraging them to respond to the consultation and share information with their networks.
 - Media activity including a joint article in the Yorkshire Post by the five West Yorkshire Leaders, an appearance on Look North by the Chair of the Combined Authority, and media interviews generated by local authority communications teams.
 - Social media both paid and organic driven by the Combined Authority and local authority communications teams.
- 2.12 In addition, local authority communications teams have promoted the consultation via their local community networks and partnerships. In Kirklees we issued a press release to launch the consultation, posted articles on Kirklees Together and the Council's website, created a web page linked to the consultation, sent messages within briefings to councillors and MPs to encourage them to tell communities about the consultation and used social media extensively to target specific groups and inform people that the consultation was taking place.

2.13 The initial strategy was to encourage as many people as possible across West Yorkshire to take part in the consultation. A target of 1,000 responses to the open consultation was set, on the basis of responses to other English regional devolution consultations elsewhere (the Sheffield City Region consultation received 664 responses and the West Midlands around 1,300 responses).

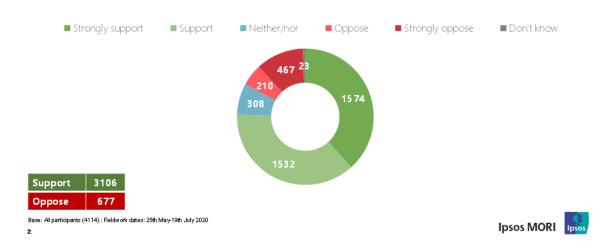
Consultation Results

- 2.14 In total 4413 people responded to the consultation, 4317 through the channels detailed above at 2.9 and 96 responded to the mailout to a representative sample of digitally disconnected communities.
- 2.15 Across all questions asked and all key themes within the consultation, there is overall support for the proposals set out in the Scheme, with the positive responses outweighing the negative.
- 2.16 An overview of the consultation results is set out below, with the full detail contained in the report at <u>Appendix 1</u>. Please note the diagrams below do not include the responses from the digitally disconnected communities. Due to the different methodologies used these results have been reported separately. However, the results of the representative sample of digitally disconnected communities survey broadly follow those of the main survey.
- 2.17 The majority of responses are positive for each of the six questions in the survey, as set out in the diagrams below:



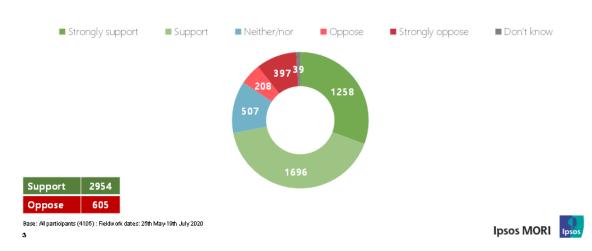
Confer transport functions to West Yorkshire Mayor and mayoral combined authority

Q2. Do you support or oppose this proposal to confer transport functions and new transport related functions to a West Yorkshire Mayor and mayoral combined authority



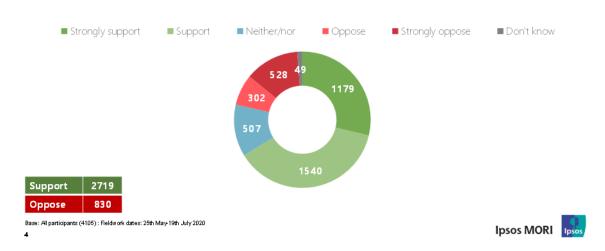
Confer skills and employment functions to West Yorkshire mayoral combined authority

Q3. Do you support or oppose this proposal to confer skills and employment functions to a West Yorkshire mayoral combined authority?



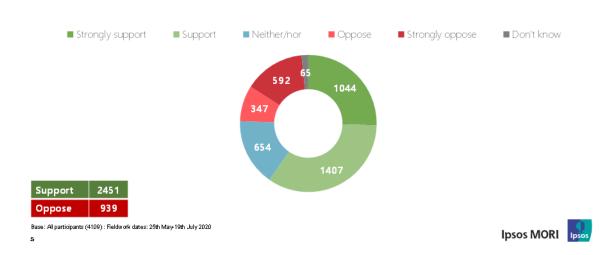
Confer housing and planning functions to West Yorkshire Mayor and mayoral combined authority

Q4. Do you support or oppose this proposal to confer housing and planning functions to a West Yorkshire Mayor and mayoral combined authority?



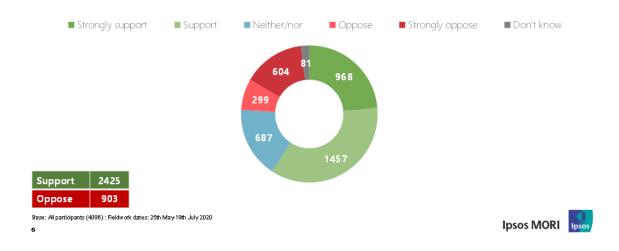
Confer Police and Crime Commissioner functions to West Yorkshire Mayor

Q5. Do you support or oppose this proposal to confer Police and Crime Commissioner functions to a West Yorkshire Mayor?



Confer additional finance functions on West Yorkshire Mayor and mayoral combined authority

Q6. Do you support or oppose this proposal to confer additional finance functions on a West Yorkshire Mayor and mayoral combined authority?



- 2.18 These positive responses have demonstrated strong support for:
 - The opportunities devolution will bring to the region, including a stronger voice for the region.
 - The devolution of money and power from central government.
 - Greater local autonomy, coordination, decision making and control over finances.
 - The proposals regarding employment and skills.
 - The cohesion and co-ordination the transfer of the PCC functions offers.
 - The housing and planning proposals, and how they will improve the supply and quality of housing.
 - The transport proposals and the opportunity to improve public transport and increased connectivity.
- 2.19 There were some areas of disagreement raised by the minority of respondents, who did not support the proposals. These are set out below along with a clear response to each of them. None of the areas raised represent any fundamental issue of concern in terms of moving forward to the next stage of the process. The areas raised are:
 - a perception by some that the governance proposals would lead to greater bureaucracy and cost. It is believed that to some extent, this may be based on the view that there will be another layer of local government, which is not the case.
 - the role of the elected Mayor, with some adding that they did not want a Mayor. This was considered in the Governance Review, which concluded that the benefits of the "minded to" deal are dependent on moving to a Mayoral Combined Authority. The governance proposals contained with the Scheme have been designed to ensure that there are appropriate checks and balances on the powers of the elected Mayor. It will be important to clearly communicate these proposals to the public and other stakeholders.
 - objection to the proposal relating to the mayoral precept with some not wishing to see any tax rises as a result of the proposals. No decisions have been taken yet regarding 132

- whether or not the precept function will be used. Again, it will be important to clearly communicate any proposals relating to a precept to the public.
- a concern by some that policing needs political independence and as such the PCC functions should not transfer to the Mayor. Maintaining the current PCC model was also considered as part of the Governance Review. Which concluded that the transfer of the PCC functions offered improved functional effectiveness by strengthening links.
- Some suggested that devolution should be Yorkshire wide, rather than just West Yorkshire. Options relating to geography were fully considered in the Governance Review, which concluded that in order to achieve the policy aims and objectives and the benefits of the "minded to" devolution deal it was appropriate to create a Mayoral Combined Authority for West Yorkshire. This will enable West Yorkshire to pursue its economic policy agenda at greater pace, while continuing to collaborate with the wider Leeds City Region, Yorkshire and the North in pursuit of shared economic objectives.
- 2.20 Further detail of the comments and suggestions provided by individuals and stakeholders are detailed in the report at <u>Appendix 1</u>. Consideration has been given to the comments and suggestions made. Although many will be helpful to the implementation and delivery of the 'minded to' devolution deal, at this time it is not proposed that anything raised requires representations to be made for significant changes to the proposals. The Combined Authority will reflect on all views expressed in this consultation and will continue to communicate with residents and partners on the development and implementation of devolution. As an early action, it plans to respond to these comments through 'you said, we did' communications.
- 2.21 Ipsos Mori have provided independent analysis of the consultation responses. The full report they produced is included as *Appendix 1* to this report.
- 2.22 To ensure independence of process, The Consultation Institute were also procured to provide independent quality assurance and recommendations on the process adopted. The outcome of their final report was that the consultation is deemed as good practice.
- 2.23 The following stakeholder responses were received:
 - City of York Council
 - Environment Agency and Natural England (joint response)
 - First
 - Leeds City Council (scrutiny board)
 - Northern (OLR)
 - North Yorkshire County Council
 - The Office of the Police and Crime Commissioner
 - Transdev
 - TUC Yorkshire and the Humber
 - TUC Yorkshire and the Humber Creative and Leisure Industries Committee
 - University of Bradford
 - University of Leeds
 - West and North Yorkshire Chamber, Mid Yorks Chamber, CBI and FSB (joint response)
 - West Yorkshire Police Chief Constable
 - Yorkshire Universities
- 2.24 The Police and Crime Commissioner and West Yorkshire Police Chief Constable, although overall supportive of a Mayoral Model, raised queries about the proposed PCC Page 133

governance model. Home Office officials have since confirmed that the only viable governance model for a 2021 transfer is the Mayoral Combined Authority model. A letter jointly signed by the PCC and the five West Yorkshire Leaders has been sent to the Policing Minister setting out that there are no insurmountable barriers to a 2021 transition based on the Mayoral Combined Authority Model. Transition planning for the transfer of the PCC functions to the Mayor in 2021 therefore continues on this basis.

Next Steps

- 2.25 With regard to next steps, it is proposed that the summary of the consultation responses, attached at <u>Appendix 1</u>, be submitted to the Secretary of State. It is not proposed that any representations are to be made for significant changes to the proposals. However, to ensure that the submission incorporates any issues which may be raised by any Constituent Council or the Combined Authority further to their consideration of this report, it is proposed that each Constituent Council and the Combined Authority jointly delegate authority to the Managing Director of the Combined Authority in consultation with Leaders, Chief Executives and the Chair of the Combined Authority to finalise the documents prior to submission by 11 September 2020.
- 2.26 Following this, the Secretary of State will need to decide whether to make the Order and as part of this process must consider whether the Order is likely to improve the exercise of the statutory functions in West Yorkshire. The Secretary of State must also have regard to the need to reflect the identities and interests of local communities, and secure effective and convenient local government. Subject to the Secretary of State being so satisfied, details of the Scheme will then be embodied in a draft statutory Order to establish a mayoral combined authority. At this point the formal consent to the making of the Order will be required from each of the Constituent Councils and the Combined Authority. It is intended that these consents will be sought in November to enable sufficient parliamentary time for the Order to be made in January/February 2021. This is essential to enable a mayoral election to take place in May 2021 and further to enable the first gainshare payment to be received during this financial year.
- 2.27 As part of the parliamentary process and potentially in parallel with the 'consent stage' set out in paragraph 2.26 above, the draft Order will also be considered by Parliament's Joint Committee on Statutory Instruments (JCSI). Their role is to focus on the technical quality of the draft Order as opposed to the policy content and amendments at this point would be those required to ensure that the Order is well drafted. In order to recognise that there may be further technical amendments to the draft Order following the consent of each Constituent Council and the Combined Authority, it is proposed that at that point, Members will be asked to give delegated authority to the Managing Director of the Combined Authority, in consultation with the Chief Executive and Leader of each Constituent Council and the Chair of the Combined Authority to consent to the 'final form' of the Order. Councils will also need to authorise their Chief Executives and Leaders for this purpose.
- 2.28 <u>Appendix 2</u> to this report sets out a revised timeline for implementing the deal. It should be noted that the timetable has been revised slightly since it was last considered by Constituent Councils and the Combined Authority at their respective meetings during May.
- 2.29 In response to points raised about how we work with the mayoral authority and future reporting procedures, Cabinet is asked to invite Corporate Governance and Audit Committee to consider the governance arrangements in place, including those which enable the council to hold the mayoral authority to account. In particular:

- To consider whether agreement should be sought from the Combined Authority and Mayor, when they enter office, for an annual report to be provided to Full Council for debate.
- To consider whether arrangements should be made to invite the Mayor to Full Council to answer elected members' questions at least once a year.
- 2.30 It is noted that it may be necessary to amend the council procedure rules, as set out in the constitution, to give effect to the recommendations of Corporate Governance and Audit Committee in this regard. Therefore, any recommendations would be considered by Corporate Governance & Audit Committee prior to seeking Council's approval to the amendment.

Wider Devolution Considerations

Police and Crime Commissioner Functions

2.31 The original "Minded to" agree deal in March 2020 contemplated a transfer of PCC functions to a Mayoral Combined Authority in 2024. Following Covid 19 and the postponement of the PCC election in 2020 it was proposed that the transfer take place sooner if possible to allow one election in May 2021. To support understanding of the degree of work required to meet a potential transfer date of May 2021, an external due diligence exercise has been commissioned by the Combined Authority through a competitive tender process. The scope of this critical exercise includes an understanding of the scale of the transfer, the mechanisms necessary to transfer PCC functions, as well as the instruments and resourcing required to enable this. The final report will comprise a comprehensive risk assessment of the transfer and a critical path if a May 2021 transfer is to be achieved. Consultants have been appointed to carry out this work, and a final report is anticipated in early September 2020. If any issues arise from this due diligence work that require further action, this will be progressed with a view to resolution prior to the 'consent stage' for Constituent Councils and the Combined Authority which is due to take place in November.

3. Implications for the Council

3.1 Working with People

The premise of the "minded-to" Deal is on bringing funding and functions to a more local level. In due course, it is anticipated that the establishment of the Mayoral Combined Authority will have staffing implications in terms of additional resources to deliver the ambition of the Deal and these will be considered at the appropriate point to ensure operational effectiveness and efficiency of the Combined Authority.

3.2 Working with Partners

The "minded-to" Deal will encourage collaboration on systems, structures and procedures to support the area to make decisions, set strategy and manage delivery across a range of partners in West Yorkshire. Inclusive Growth is a key priority for West Yorkshire Combined Authority and the LEP. Although there are no immediate implications on Inclusive Growth arising as a direct result of the report.

3.3 Place Based Working

The "minded-to" Deal will put in place appropriate governance structures that reflect the needs and opportunities across the West Yorkshire area and the places within it.

3.4 Climate Change

As part of the "minded-to" Deal text, the Government welcomed West Yorkshire's commitment to becoming a net zero carbon economy by 2038, with significant progress by 2030. There are however, no immediate implications on Clean Growth arising as a direct result of the report.

3.5 Improving outcomes for children

The "minded-to" Deal includes measures around funding and functions focused on skills and education, including careers advice, apprenticeships and Further Education.

3.6 Other (e.g. Legal/Financial or Human Resources)

- It is proposed that this decision is exempt from call-in on the grounds of urgency as any delay caused by the call-in process would prejudice the Combined Authority's and Constituent Councils' interests as delaying the submission to the Secretary of State, which would have a significant detrimental impact on the proposed timeline set out in Appendix 2.
- Statutory processes need to be followed, before any Order or regulations may be made to implement the "minded-to" Deal.
- S101(5) Local Government Act 1972 provides that two or more local authorities (defined to include a Combined Authority) may discharge any of their functions jointly and may arrange for the discharge of those functions by an officer of one of the authorities.
- The 'minded to' Devolution Deal includes a number of flagship funding arrangements including £38m for 30 years into the West Yorkshire Investment Fund, £317m from the Transforming Cities Fund and control over the £63m annual Adult Education budget. The implications of these and the other funding provisions contained within the 'minded to' Deal will be subject to future reports.
- Equalities Impact Assessments have been undertaken for both the consultation
 process and the overall implementation of the deal. These assessments have taken
 account of the obligations under section 149 of the Equality Act 2010 (i.e. the public
 sector equality duty). It is not expected that the proposals described in this report will
 have any adverse impacts on people with protected characteristics. The Combined
 Authority will ensure that the equality impact assessments are reviewed throughout the
 devolution implementation process.

4. Consultees and their opinions

- 4.1 As part of the statutory process, as set out above, public consultation has been undertaken. The summary of the results must be submitted to the Secretary of State before an Order creating the West Yorkshire Mayoral Combined Authority can be made.
- 4.2 The Leader of the Council supports the recommendations.
- 4.3 The consultation was discussed by Overview & Scrutiny Management Committee formally 9th June and informally 10th July.
- 4.4 This report will be referred to Council 9 September to consider, provide any comments and endorse.

5. Officer recommendations and reasons

5.1. To consider and comment on the content of this report, along with the Summary of Consultation Responses attached as *Appendix 1* to this report.

- 5.2. To agree to submit the Summary of Consultation Responses set out in <u>Appendix 1</u> to the Secretary of State by 11 September, and to jointly delegate authority to the Managing Director of the Combined Authority, in consultation with the Leader and Chief Executive of each Constituent Council and the Chair of the Combined Authority, to finalise and submit documents subject to any technical issues which may arise. Accordingly, to authorise Kirklees Council's Chief Executive and Leader to act as the consultees on behalf of the Council for these purposes.
- 5.3. To note the updated timetable set out in <u>Appendix 2</u> to this report and the next steps which are subject to the consent being given by the Constituent Councils and Combined Authority, to the draft Order in November 2020 so that a mayoral combined authority model and associated changes may be adopted and implemented by May 2021, as set out in the Deal.
- 5.4. To resolve that this decision is exempt from call-in on the grounds of urgency, for the reasons set out in paragraph 3.6 of this report.
- 5.5. To invite Corporate Governance and Audit Committee to consider the proposed governance arrangements, as set out at paragraph 2.29 regarding the council's reporting arrangements on devolution.

6. Cabinet Portfolio Holder's recommendations

- 6.1 The Leader of the Council supports the recommendations at Paragraph 5 above which will support his vision to secure additional investment and opportunities for Kirklees and to take decisions affecting our communities within the region.
- 6.2 The Leader thanks all Kirklees councillors from across different parties in working together with us on this to deliver such a ground-breaking deal for West Yorkshire.

7. Appendices

<u>Appendix 1</u> – Summary of Consultation Responses Appendix 2 – Timetable for implementation

8. Contact officer

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Karl Larrad – Legal Governance and Commissioning – karl.larrad@kirklees.gov.uk - 01484221000

9. Background Papers and History of Decisions

The 'minded to' Devolution Deal is referenced as a background document within this report.

West Yorkshire Devolution Deal – Review of Governance Arrangements: Cabinet 24th March 2020

 $\frac{https://democracy.kirklees.gov.uk/documents/s35794/West\%20Yorkshire\%20Devolution}{\%20Deal.pdf}$

Devolution Deal for West Yorkshire – Review, Scheme and Consultation: Cabinet May 21st 2020

Page 137

 $\frac{https://democracy.kirklees.gov.uk/documents/g5962/Agenda\%20frontsheet\%2021st-May-2020\%2015.00\%20Cabinet.pdf?T=0$

10.

Service Director responsible

Jacqui Gedman – Chief Executive –

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August 2020

West Yorkshire Combined Authority

Analysis of Devolution Deal Consultation

Summary Report

Table of Contents

	Introduction & methodology			
•	1.1	Context	5	
	1.2	Purpose of the report	5	
	1.3	Methodology	6	
	1.4	Response rates	6	
	1.5	Receipt and handling of responses	7	
	1.6	Analysis and coding of responses	7	
	1.7	Interpreting the findings	8	
	1.8	Comments about the consultation	9	
	1.9	The representative survey	9	
	1.10	Report structure	9	
2	Exec	cutive summary	11	
;	2.1	The open consultation	11	
:	2.2	Representative survey of digitally disconnected communities	12	
:	2.3	Governance	12	
;	2.4	Transport	14	
;	2.5	Skills and employment	16	
;	2.6	Housing and planning	18	
;	2.7	Police and crime	20	
:	2.8	Finance	21	
3	Governance			
,	3.1 Background			
,	3.2 Summary of closed question responses			
,	3.3 S	ummary of stakeholder responses	25	
;	3.4 S	ummary of non-stakeholder responses	28	
;	3.5 Representative survey summary of responses			
4	Tran	sport	31	
•	4.1 B	ackground	31	
•	4.2 Summary of closed question responses			
•	4.3 Summary of stakeholder responses32			
4	4.4 S	ummary of non-stakeholder responses	33	
4	4.5	Representative survey summary of responses	36	
5	Skills	s and employment	38	
ļ	5.1 B	ackground	38	
!	5.2 S	ummary of closed question responses	38	
ļ	5.3 S	ummary of stakeholder responses	39	
	5.4 S	ummary of non-stakeholder responses	40	
	5.5 R	epresentative survey summary of responses	42	
6	Hous	sing and planning	44	
(6.1 B	ackground	44	

	6.2 Summary of closed question responses	44
	6.3 Summary of stakeholder responses	45
	6.4 Summary of non-stakeholder responses	46
	6.5 Representative survey summary of responses	49
7	Police and crime	50
	7.1 Background	50
	7.2 Summary of closed question responses	50
	7.3 Summary of stakeholder responses	51
	7.4 Summary of non-stakeholder responses	52
	7.5 Representative survey summary of responses	55
8	Finance	56
	8.1 Background	56
	8.2 Summary of closed question responses	56
	8.3 Summary of stakeholder responses	57
	8.4 Summary of non-stakeholder responses	58
	8.5 Representative survey summary of responses	61
Α	ppendix A: Response form	63
Α	ppendix B: Participant profile	79
	Figure B2: Breakdown of participants by sexual orientation	79
	Figure B3: Breakdown of participants by age	80
	Figure B4: Breakdown of participants by health problem or disability	80
	Figure B5: Breakdown of participants by work status	81
	Figure B6: Breakdown of participants by household tenure	81
	Figure B7: Breakdown of participants by ethnicity	82
	Figure B8: Breakdown of participants by religion	82
	Figure B9: Breakdown of participants by marital status	83
	Figure B10: Breakdown of participants by district	83
A	ppendix C: Late responses	84
Α	ppendix D: Technical note on coding	86
A	ppendix E: Summary of other comments	89
Α	ppendix F: Stakeholder list	90
Α	ppendix G: Methodology summary of 'digitally disengaged' representative survey	91
Α	ppendix H: Ipsos MORI's standards and accreditations	94
Δ	nnendiy I: Full Codeframe	95

1 Introduction & methodology

1.1 Context

On 11 March 2020, a "minded-to" devolution deal was agreed between the Government and local authority leaders of West Yorkshire (comprising Bradford, Calderdale, Kirklees, Leeds and Wakefield councils) and West Yorkshire Combined Authority (the Combined Authority).

The deal proposes the devolution of a range of powers and responsibilities to the Combined Authority, supporting the region to drive economic growth and prosperity within its communities and across the North of England. It will build upon the area's history of collaboration to maximise this investment and increase its contribution to national economies. Through partnership, West Yorkshire is determined to unleash its full economic potential and in doing so raise living standards for its communities and make a full contribution to the UK economy. The local authorities of the West Yorkshire Combined Authority and Government have agreed an initial devolution deal which will provide powers and funding to enable the region to make progress as a significant step forward towards achieving that ambition.

West Yorkshire is strongest when it works together to deliver for all its communities and has a track record of effective partnership working, having secured the area's City Deal in 2012 and a £1bn Growth Deal in July 2014. With a population of over 2.3 million people and a GVA of over £55bn p.a., West Yorkshire offers enormous potential. Sizeable parts of West Yorkshire enjoy a great quality of life, good wages, and lower living and housing costs, and for many the region is a great place to live, work, visit and invest. But substantial long-term investment and greater powers are needed, to tackle the challenges facing the region, and to harness its huge economic opportunity for the benefit of people in the region and for the whole UK.

The West Yorkshire deal will unlock significant long-term funding and give the region greater freedom to decide how best to meet local needs and create new opportunity for the people who live and work there. This agreement is the first step in a process of further devolution. The Government will continue to work with West Yorkshire on important areas of public service reform and infrastructure investment, to support inclusive economic growth in towns, cities and rural areas whilst tackling the climate emergency.

As a Mayoral Combined Authority, West Yorkshire will have an important role and voice across the Northern Powerhouse, and will be a key partner of central government to drive regional growth and productivity, joining the existing Mayoral Combined Authorities and engaging with Government as a Mayoral Combined Authority from the date of this deal – 11 March 2020.

The "minded-to" devolution deal is subject to statutory processes including public consultation on the proposals contained in the scheme, and on 25 May 2020 the Combined Authority launched an open public consultation on the detail of the devolution scheme.

1.2 Purpose of the report

This report presents a summary of the main responses to the public consultation, and will be a part of the submission to the Secretary of State for Housing, Communities and Local Government, summarising consultation responses. The report covers the responses to any closed questions (i.e. those with an answer scale), split out by stakeholder individuals and organisations and non-stakeholder. It also includes an analysis of the most common themes mentioned in response to the open questions, based on thematic coding undertaken by Ipsos MORI (an explanation of which can be found in Appendix D) and again split out by stakeholder and non-stakeholder responses.

A full analysis of all themes can be found in Appendix I.

1.3 Methodology

The Combined Authority hosted a web page of the proposed devolution deal on its Your Voice consultation and engagement website. It was also linked on West Yorkshire councils' websites. It included:

- A document entitled 'Scheme setting out proposals for changes to the governance and functions
 of the West Yorkshire Combined Authority';
- A summary of the proposed deal;
- A West Yorkshire Authorities 'Governance Review' document, which was undertaken in accordance with Section 111 of the Local Democracy Economic Development and Construction Act 2009; and
- An initial Equality Impact Assessment, which covered the implementation of the mayoral order overall and the functions that will be conferred to the Mayoral Combined Authority as a result.

The website included a number of other pages, including associated background information and a detailed FAQ section.

The consultation opened on Monday 25 May 2020 and closed at 00.01 on Monday 20 July 2020. There were a number of formal channels through which individuals and stakeholder organisations could give their views on the proposals:

- Online response platform, which could be accessed through the Combined Authority's devolution web pages;
- Hard copy response form, which was available to print out from the website and on request;
- A written letter, sent via the Freepost address listed on the paper response form;
- By email, via a dedicated consultation email address; or
- Via informal channels such as Freephone and the YourVoice platform.

A hard copy of response forms and supplementary information was sent to a stratified sample of households deemed to be 'digitally disconnected'. More detail on this formal channel is in Appendix G of this report.

1.4 Response rates

Overall, the online consultation form was completed 4,114 times, along with nine paper response forms, 189 e-mail responses, and five written letters (whitemail).

The table below shows how the response rates are broken down by public and stakeholder audiences – stakeholders have been identified by the Combined Authority, some of which are statutory stakeholders i.e. organisations or bodies defined by statute:

	Non-stakeholder responses (e.g. public/organisations)	Stakeholder responses	TOTAL
Online response forms	4,110	4	4,114
Paper response forms	9	0	9
Email	179	10	189
Whitemail	4	1	5
TOTAL	4,302	15	4,317

For a full breakdown of those who responded to the consultation please see Appendix B and Appendix F (stakeholders).

1.5 Receipt and handling of responses

Online consultation responses were received by the Combined Authority. They were transferred directly to Ipsos MORI via a secure transfer portal. All original electronic responses were securely filed, catalogued and given a serial number for future reference, in line with requirements of the Data Protection Act (2018), and General Data Protection Regulations (GDPR).

E-mail responses were received directly by Ipsos MORI, whilst other responses (for example to the Combined Authority email address) were also passed on if they represented a bonafide response to the consultation. The handling of consultation responses was subject to a rigorous process of checking, logging and confirmation to ensure a full audit trail.

The Combined Authority also worked with the Consultation Institute to provide independent quality assurance of the consultation.

1.6 Analysis and coding of responses

For those who provided comments via email or letter (and not as per the questionnaire format), each of their comments were attributed to the relevant questions in the response form. This means for example, that if a member of the public submitted a response via email and made comments about the devolution of transport powers to the Mayoral Combined Authority (relating to Question 2 of the response form), such comments were analysed alongside responses submitted to Question 2 of the official response form. This approach ensures that responses via all channels were analysed using the same framework.

The purpose of having closed questions was to enable measurement of support/agreement for the devolution of powers relating to a particular policy area within the proposal, whilst the open ended follow up questions then allowed participants to further expand upon their opinion or provide reasoning.

Coding of open question and free text responses

The process of analysing the content of each response to the open ended follow up questions was based on a system where unique summary 'codes' are applied to specific words or phrases contained in the text of the response. These codes include a sentiment, in this case whether a comment was positive/supportive or negative/unsupportive. A number of responses also made suggestions, and these have prefixed as such in the codeframe. The application of these summary codes and sub-codes to the content of the responses allows systematic analysis of the data.

Ipsos MORI developed an initial coding framework (i.e. a list of codes to be applied) based on the text of the first responses received. This initial set of codes was created by drawing out the common themes and points raised. The initial coding framework was then updated throughout the analysis process to ensure that any newly-emerging themes were captured. Developing the coding framework in this way ensured that it would provide an accurate representation of what participants said.

Ipsos MORI used a web-based system called *Ascribe* to manage the coding of all the text in the responses. Ascribe is a system which has been used on numerous large-scale consultation projects. Responses were uploaded into the Ascribe system, where members of the Ipsos MORI coding team then worked systematically through the comments and applied a code to each relevant part(s) of them.

The Ascribe system allowed for detailed monitoring of coding progress and the organic development of the coding framework (i.e. the addition of new codes to new comments). A team of coders worked to review all of the responses as they were uploaded to the Ascribe system. All coders received a thorough briefing about the objectives of the consultation before they could undertake analysis of responses. It was also necessary for coders to have read the consultation document before undertaking their analysis of responses.

To ensure that no detail was lost, coders were briefed to raise codes that reflected what was being said in responses. These were then collapsed into a smaller number of key themes at the analysis stage to help with reporting. During the initial stages of the coding process, weekly meetings were held with the coding team to ensure a consistent approach in raising new codes and to ensure that all additional codes were appropriately and consistently assigned.¹

1.7 Interpreting the findings

While a consultation exercise is a valuable way to gather opinions about a wide-ranging topic, there are a number of factors that should be kept in mind when interpreting the responses:

• While the consultation was open to everyone, the participants were self-selecting. In consultations there can be a tendency for responses to come from those more likely to consider themselves affected and therefore more motivated to express their views. In previous consultations we have also found that responses tend to be polarised between those who think the proposals will benefit them or their area, and conversely those who think they will have a negative effect. Consultations do not tend to fully capture the views of the 'silent majority', who may be less opinionated about the proposals under consideration;

Page 146

¹ For further detail on the coding, see Appendix D: Technical note on coding

• Therefore, it must be understood that the consultation findings, as reflected through this report, can only be used to record the various opinions of the members of the stakeholder and non-stakeholder participants who have chosen to respond to the proposals contained within the Scheme and Governance Review documents. Due to the self-selecting nature of the method, findings should not be aggregated up to be representative of the population of West Yorkshire. As such any figures presented are done so as numbers and not as percentages.

1.8 Comments about the consultation

In addition to responses submitted in answer to the questions themselves, some responses were received commenting on the process of the consultation, including the supporting documents and supplementary information.

In total, 96 participants submitted comments regarding the consultation itself. The majority of these expressed negative issues with the consultation, with most common comments including the complexity of the information presented and/or the response form itself, the belief that the consultation is merely a 'box ticking exercise' and a potential lack of awareness of the consultation.

Of those who responded positively, comments were generally thankful for the public to be given an opportunity to have their say on a process which will affect them.

1.9 The representative survey

The Combined Authority acknowledge that this consultation happened at a challenging time during the coronavirus pandemic. The primary response channel for the open consultation was via an online survey, and therefore there is a possibility that this could have precluded participation by areas of West Yorkshire which are likely to have reduced access to the internet and/or limited connectivity.

A total of 96 completed surveys were received from the mailout. A full breakdown on the methodology of the representative survey can be found in Appendix G.

1.10 Report structure

This report has been divided into eight chapters:

- This first chapter covers the background and objectives of the consultation, including how the
 consultation was carried out, the number of participants, including stakeholders, who responded
 via available channels, and how the responses were analysed and reported on. It also provides
 background to the representative survey of digitally disconnected communities;
- Chapters two to seven include a summary of comments received on the devolution of powers across policy areas: Governance, Transport, Skills and Employment, Housing and Planning, Police and Crime and Finance
- Each of these chapters follows the same structure:
 - Firstly, it summarises responses to the closed question with a graph to illustrate the balance of opinion across all responses, followed by a summary of responses from nonstakeholder participants and stakeholder participants;
 - This is followed by thematic analysis of open-ended responses from non-stakeholder responses, which includes members of the public and organisations;

- o Stakeholder responses are then analysed; and
- Finally, results of the digitally disconnected representative survey are presented for each policy questions.
- The appendices include a copy of the response form, the participant profile, a list of organisations that responded to the consultation, late responses received, technical details on the coding process and the Ipsos MORI Standards and Accreditations.

2 Executive summary

On 11 March 2020, a "minded-to" devolution deal was agreed between the Government and local authority leaders of West Yorkshire (comprising Bradford, Calderdale, Kirklees, Leeds and Wakefield councils) and West Yorkshire Combined Authority (the Combined Authority). The deal proposes to devolve a range of powers and responsibilities to the Combined Authority, including some around governance, transport, skills and employment, housing and planning, police and crime and finance.

2.1 The open consultation

The "minded-to" devolution deal is subject to statutory processes including public consultation on the proposals contained in the scheme, and on 25 May 2020 the Combined Authority launched an open public consultation on the detail of the devolution scheme. The consultation closed at midnight on Sunday 19 July 2020.

There were a number of formal channels through which individuals and stakeholder organisations could give their views on the proposals:

- Online response platform, YourVoice, which could be accessed through the Combined Authority's devolution web pages;
- Hard copy response form, which was available to print out from the website and on request;
- A written letter, sent via the Freepost address listed on the paper response form;
- By email, via a dedicated consultation email address; or
- Via informal channels such as Freephone and the Q&A section of the YourVoice platform.

Overall, the online consultation form was completed 4,114 times, along with nine paper response forms, 189 e-mail responses, and five written letters (whitemail). The table below shows how the response rates are broken down by public and stakeholder audiences – stakeholders have been identified by the Combined Authority, some of which are statutory stakeholders i.e. organisations or bodies defined by statute:

	Non-stakeholder responses (e.g. public/organisations)	Stakeholder responses	TOTAL
Online response forms	4,110	4	4,114
Paper response forms	9	0	9
Email	179	10	189
Whitemail	4	1	5
TOTAL	4,302	15	4,317

2.2 Representative survey of digitally disconnected communities

The Combined Authority acknowledge that this consultation happened at a challenging time during the coronavirus pandemic. The primary response channel for the open consultation was via an online survey, and therefore there is a possibility that this could have precluded participation by areas of West Yorkshire which are likely to have reduced access to the internet and/or limited connectivity.

A total of 2,000 hard copy response forms were sent to a stratified sample of digitally disconnected households. A total of 96 responses were received to the survey, the results of which supplement the open consultation responses.

2.3 Governance

Stakeholder responses

Of the four responses from stakeholders to the closed question on the response form, all were in agreement with the proposals for revised arrangements for the Combined Authority. One stakeholder stated that they 'strongly agree' whilst the other three stated that they 'agreed'.

Fourteen stakeholders provided a detailed response to the open ended question on governance. **Transdev** wanted to see the Bus Alliance expanded, **Northern (OLR)** felt that the region needs the renewed strength and focus that an elected mayor could bring and **The City of York Council** was pleased that close collaboration was recognised.

The University of Bradford recognised a political benefit of establishing a regional mayoralty and given that a Mayoral Combined Authority is the only mechanism in which these powers can be transferred, they supported it. Yorkshire Universities also welcomed the devolution deal because it would provide West Yorkshire with the resource and flexibility to address socio-economic opportunities that have been amplified by the COVID-19 pandemic. The University of Leeds strongly supported the Combined Authority, which would give the region powers and funding from central government and provide momentum to the regional economy.

The Office of the Police and Crime Commissioner commented that the governance model is important to maintain the operational independence of policing, but emphasised that the governance model outlined impacts on the ease and efficiency of the PCC transfer timeline. West Yorkshire Police supported the delivery of the Police and Crime plan in the proposed model as it presents an opportunity for policing to become embedded in the wider public service landscape. However, they added that there is no specific mention of policing, crime or community safety in the challenges laid out in the consultation document nor in the ambitions of the deal itself.

A joint response from West and North Yorkshire Chamber, Mid Yorkshire Chamber, the Federation of Small Businesses and the Confederation of British Industry emphasised the importance of the Mayor providing strong political leadership and the role that they can play and that they must work closely with other metro mayors to ensure local collaboration takes place. First felt that West Yorkshire is strongest when working together, citing their involvement in the Bus Alliance partnership which they want to be continued. TUC Yorkshire and The Humber outlined their concerns regarding the proposed structure of the Mayoral Combined Authority, commenting that they fear the structure of an 11 seat body composed of elected members, plus a seat for the Leeds City Region Enterprise Partnership (LEP), would fail to deliver growth for working people in the region. TUC Yorkshire and The Humber Creative & Leisure Industries Committee expressed reservations about having an elected mayor.

Page 150

Finally, **Leeds Council (Scrutiny board)** wanted a firmer commitment by the Combined Authority to ensure that overview and scrutiny arrangements will be resourced and supported by experience and skilled staff whilst **North Yorkshire County Council** noted the benefits of working closely on strategic matters that have cross boundary implications and recognised the benefits that devolution can offer

Non-stakeholder responses

Of the 4,105 non-stakeholders who responded to the closed question on the response form, 2,831 agreed with proposed revised governance arrangements with 1,056 saying they strongly agree and 1,775 saying they agree. Comments received in support of the revised governance arrangements for the Combined Authority felt such proposals would:

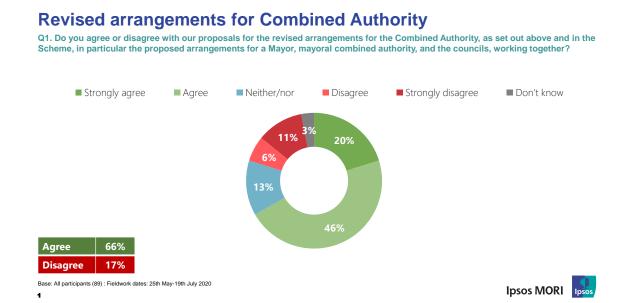
- Provide local autonomy, power and control over decision making (570) and provide local autonomy (and devolve power from) central Government / Westminster (323);
- Create a unique opportunity for further cohesion / joined up thinking and working (308) and that
 local problems could be solved by those locally who are most likely to have the greatest
 experience, knowledge and understanding of them (275). There was also support for the
 proposal from non-stakeholders who stated that it was long overdue and needed to happen as
 soon as possible (200);
- Provide local control of budgetary spending (173) and capital investment / resources (152), and that it has a proven track record of working well elsewhere (123).

There were 894 non-stakeholders who disagreed with the proposed governance arrangements, of which 579 strongly disagreed while 315 just disagreed. Comments received in disagreement with the revised governance arrangements for the Combined Authority felt such proposals would:

- Add unnecessary tiers of local government and additional bureaucracy (346) and that it would be a waste of public funds that could be better spent elsewhere (309);
- Be a waste of time because they have failed elsewhere (134);
- Place too much responsibility into the Mayor's hands (118),

The most frequently cited suggestion on the proposals relating to the revised governance arrangements for the Combined Authority was that it should include all of Yorkshire, be 'One Yorkshire' (168).

Responses to the representative survey of digitally disconnected residents



2.4 Transport

Stakeholder responses

Of the four responses from stakeholders to the closed question on the response form, all supported the proposals to devolve significant responsibilities and functions regarding transport to the Mayor and Mayoral Combined Authority. One stakeholder stated that they strongly support the proposals whilst the other three stated that they were in general support.

There were nine stakeholders who provided an open response on their views towards the transport functions proposals. **The University of Bradford** were in support of the proposals and highlighted the importance of good transport links and integration for the students and staff who travel to their campuses on a daily basis, whilst **The University of Leeds** echoed this view and also highlighted how investment and planning in the transport system will be beneficial in the long run across the region.

North Yorkshire County Council highlighted the benefit of working closely with West Yorkshire Combined Authority on strategic transport initiatives, in particular those which help commuters travelling to and from Leeds from neighbouring North Yorkshire areas (such as Harrogate, Selby and Craven). **The Environment Agency** welcomed the devolution deal's commitment to low-carbon transport options in the region, such as moving towards more active travel, as well as the importance of making the road network more resilient to climate change

Northern Trains were supportive of the transport proposals in the region, but also emphasised that cross-boundary travel should be given equal consideration and **Transdev** was also welcoming of regional leadership for transport, but were also critical of the bus franchising powers that would become available. **First** echoed Transdev's views on bus franchising and advocated a partnership approach for bus travel.

TUC Yorkshire and The Humber felt that the devolution deal was an opportunity to improve the region's public transport system for workers and tackle climate change, yet was concerned and argued that the scheme heavily focussed towards road use. It called for an immediate initiation of the bus franchising process. **TUC Yorkshire and The Humber's Creative & Leisure Industries Committee** also emphasised the importance of an integrated public transport system and the significance of franchising.

Non stakeholder responses

Of the 4,110 non-stakeholders who responded to the closed question on the response form, most (3,102) were supportive of the proposals to devolve transport related responsibilities, with 1,573 stating they strongly support it and 1,529 expressing their general support. Comments received in support of the proposals relating to transport included:

- Such proposals were long overdue and should be implemented as soon as possible (438);
- The need to improve the connectivity and integration of services within the region (332), which
 would be facilitated by the decentralisation of powers which would allow for local autonomy and
 decision making in relation to transport services (279). There were also 154 participants who
 supported the proposals and advocated local autonomy, explaining that local areas understand
 their own transport needs better than anyone else;
- Improvement to public transport across the region (243), encouraging more joined up thinking and working across the region (263), the potential for the proposals to increase funding and investment for transport services (119) and the focus on meeting the climate change challenge. Some felt that elements of the transport proposals would be essential to generating economic growth within the region and helping local businesses thrive (67), while other participants were supportive due to the plans to implement integrated smart ticketing and universal fares (65).

There were 677 non-stakeholders who were opposed to the transport function proposals – 467 participants were strongly opposed while 210 were generally opposed. Comments received in disagreement to the transport proposals included:

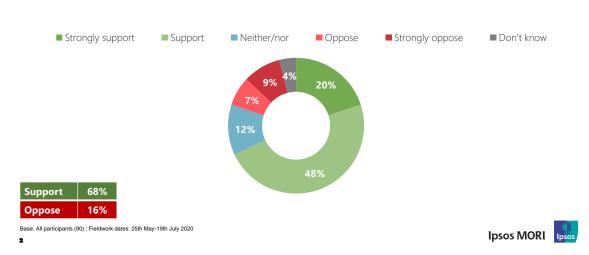
- The proposals were unnecessary (92), whilst others opposed it on the grounds that it would be a waste of public funds and the money could be better spent elsewhere (69);
- Concern as to unnecessary, additional layers of bureaucracy and red tape (61), whilst others
 opposed it because they felt that the proposals were a waste of time and would not work due to
 having a bad track record elsewhere (50). A number of participants also expressed the view that
 there would likely be unfair representation, with big cities such as Leeds being prioritised at the
 expense of other areas (38).

The most frequently mentioned suggestions on the transport proposals included the need to ensure environment and climate change targets are central to the formulation of any devolved transport strategy (111) and the need to focus on cycling infrastructure (88) linked to reduce car dependency across the region (63).

Responses to the representative survey of digitally disconnected residents

Confer transport functions to West Yorkshire Mayor and mayoral combined authority

Q2. Do you support or oppose this proposal to confer transport functions and new transport related functions to a West Yorkshire Mayor and mayoral combined authority



2.5 Skills and employment

Stakeholder responses

Of the three stakeholders responded to this question on the response form, one expressed strong support for the proposal relating to skills and education, while two expressed general support.

Eight stakeholders provided an open response on their views towards the proposals relating to skills and education. **The University of Bradford** supported the proposal but were keen to see education and training span those with higher level skills, those who contribute to organisational development, research and innovation, and low-mid level skills. **The University of Leeds and Yorkshire Universities** both felt the proposals were a significant development because they would enable the region to make decisions based on collaboration, an understanding of local needs and what is required to respond to current challenges of supporting people back to work.

A joint response to this question from **West and North Yorkshire Chamber, Mid Yorkshire Chamber, the Federation of Small Businesses and the Confederation of British Industry** stated that they wanted further clarity on how the West Yorkshire Combined Authority would actively and formally set up mechanisms to engage businesses. **TUC Yorkshire and Humber** focussed on the need to embed strategic skills partnerships with employer support and union-employer engagement.

The Environment Agency, Natural England and Forestry Commission welcomed the comments within the deal relating to a skills system that meets the needs of local people and local employers.

The Creative & Leisure Industries Committee within the TUC Yorkshire and Humber did not commit to supporting the proposal as they felt that it lacked details as to how a devolved function would bring benefits compared with the existing arrangements of the local authorities being in charge of the AEB and that Trade Unions were not represented.

Non-stakeholder responses

The majority of non-stakeholders supported the proposal relating to skills and employment (2,951) with 1,257 saying they strongly supported it and 1,694 saying they generally supported it. Comments received in support of the proposals relating to transport included:

- The establishment of local autonomy which would enable decisions to be based upon knowledge and understanding of local needs (186). A further 166 non-stakeholders were supportive of local power in order to have greater control over local decisions;
- There was support for the deal providing education, training and skills tailored to the needs of local people (175) as well as providing opportunities specifically for young people in the region (168);
- Other participants welcomed the general support which this element of the Scheme would deliver (170), and more specifically support in education, training and employment skills (155) and in adult education (120). Non-stakeholders felt the proposal would support growth in the region and deliver benefits for local businesses (121) and reduce unemployment in the region (86).

There were 605 participants who opposed the skills and employment proposal with 397 stating they were strongly opposed and 208 were opposed. Comments received in disagreement to the proposals included:

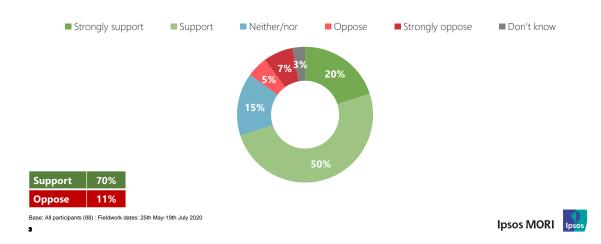
• The changes were deemed to be unnecessary (82), whilst 52 felt that the money could be better spent elsewhere. A further 47 participants were in opposition to the additional bureaucracy, whilst another 39 felt that control in this policy area should remain at a national level.

The most frequently made suggestions in relation to skills and employment included the need to guarantee inclusivity (47) and that adult education would be available to everyone (36).

Responses to the representative survey of digitally disconnected residents



Q3. Do you support or oppose this proposal to confer skills and employment functions to a West Yorkshire mayoral combined authority?



2.6 Housing and planning

Stakeholder responses

Of the three stakeholders who provided a response to the closed question in the response form, two were supportive of the proposal to devolve housing and planning functions to a West Yorkshire Mayor and Mayoral Combined Authority. One stakeholder said they neither supported nor opposed the proposal.

There were nine stakeholders who provided an open response on their views towards the housing and planning proposals. **TUC Yorkshire and The Humber** were particularly concerned that the proposed decision-making structures around housing and planning did not include a trade union voice. **TUC Yorkshire and The Humber's Creative & Leisure Industries Committee** felt it could not support the housing proposals as a number of issues were not addressed, including the lack of reference to housing tenure for public sector rented accommodation or the need to maximise energy efficiency in new and refurbished buildings.

North Yorkshire County Council stated that the devolution deal would benefit from further collaboration with them, specifically in relation to strategic spatial planning. The Environment Agency highlighted future flooding and water resources risks as a result of climate change and offered to work with West Yorkshire Combined Authority to help manage these aspects of planning policy. West and North Yorkshire Chamber, Mid Yorkshire Chamber, the Federation of Small Businesses and the Confederation of British Industry felt that the deal needed to do more to recognise the importance of, and make provisions for, long-term planning and policy consistency through the development of an evidenced based strategy for the region.

Transdev argued the need to strengthen the role of public transport in serving new housing developments. It stated it would support a proposal which would link decision making bodies; whilst **Northern Trains** echoed Transdev's response highlighting the importance of linking housing to transport, and vice-versa.

The University of Leeds supported the conferment of housing and planning functions to a West Yorkshire Mayor and the Mayoral Combined Authority and **The University of Bradford** felt that the housing and planning proposals were outside of their remit and left no further comments.

Non-stakeholder responses

Of the 4,102 non-stakeholder who responded to the question, the majority (2,717) were supportive of the proposals to devolve housing and planning responsibilities. There were 1,179 non-stakeholder participants who expressed strong support for the proposals and 1,538 who were in general support

Comments received in support of the proposals relating to housing and planning included:

- Support for decentralisation, which would lead to local control and decision making (149), whilst a
 further 131 back local autonomy as they felt local people would understand local housing
 priorities better (131);
- An improvement in the overall supply and quality of housing in the area (127), while a further 51 participants were particularly supportive of more affordable housing becoming available. Others who were supportive felt the proposals were long overdue and should be implemented as soon as possible to maximise the benefits (110);

 Some participants who supported the proposals made specific reference to the development of brownfields in their comments and were keen to see this become reality (84), while others supported the proposals as the developments outlined they would take into consideration and not disrupt any countryside or green spaces (37).

There were 830 non-stakeholders who opposed the housing and planning proposals, of which 528 were in strong opposition and 302 who were generally opposed. General comments from these participants included:

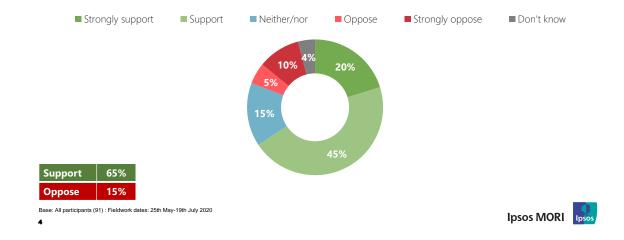
- Concern as to compulsory purchases when it comes to land acquisition (73) and this contributing to overdevelopment in already overpopulated areas (50);
- The environment was also a concern with opposition by 70 participants to developments on greenbelt land, across woodland or in the countryside. There were also 47 participants who were opposed to the amount of power and responsibility the Mayor would have and deemed the role to be too large;
- The proposals were perceived to be unnecessary (44) while others were opposed as they felt that the proposals would add further unnecessary tiers of bureaucracy and additional red tape (43), whilst others (41) felt that devolution would lead to power being removed from their local councils and/or communities.

The most frequently cited suggestions included the need to provide affordable housing (125) and the protection of the countryside and greenspace in housing policies (121).

Responses to the representative survey of digitally disconnected residents



Q4. Do you support or oppose this proposal to confer housing and planning functions to a West Yorkshire Mayor and mayoral combined authority?



2.7 Police and crime

Stakeholder responses

Four stakeholders provided a view on the proposals to devolve police and crime commissioner functions to a West Yorkshire Mayor by responding to the closed question in the response form. One stakeholder was supportive of the proposals while the remaining three were neutral and did not offer support or opposition.

Six stakeholders provided an open response on their opinions towards the proposals. **The University of Leeds** identified the potential for greater collaboration, specifically concerning the sharing of information across the region, via the N8 Research Partnership.

The Office of the Police and Crime Commissioner for West Yorkshire was supportive of the transfer of functions to a West Yorkshire Mayor and emphasised its overriding priority for communities to be safe and feel safe. West Yorkshire Police felt that there could be a dilution of focus on policing given the Mayor's (and Deputy Mayor's) competing responsibilities, including transport, adult education, housing, planning and economic regeneration. As a result it supported the inclusion of a Deputy Mayor for Policing who can give policing and crime the specific focus and support it needs.

Leeds City Council's Scrutiny Board reiterated a need to develop clear principles in terms of scrutiny engagement and lines of accountability, which the Combined Authority should lead on to ensure collective agreement across all the districts is achieved.

Non-stakeholder responses

Of the 4,105 who responded to the closed question, a total of 2,450 were supportive of the police and crime proposals, with 1,044 saying they strongly supported the proposals and 1,406 saying they generally supported it. Comments received in support of the proposals included:

- Strong support for the potential of the proposals to encourage joined up thinking, working and coordination, which could lead to a cohesive delivery of front line police services (174);
- Support for decentralisation and the resulting support it would provide for the police and address
 the causes of crime and aid prevention at a local level (88). The importance of understanding
 local issues and local knowledge when it comes to crime was also seen as a significant strength
 of the proposals (75);
- The increased local accountability of the role, and the resulting transparency of running the police force, was another main reason for support (78). This sentiment was also expressed via criticism of the current Police and Crime Commissioner, and some supporting the proposal cited a lack of confidence in the current role/incumbent (76). The latter opinion is mainly due to a perceived lack of visibility and effectiveness, whilst the relatively low voter turnout at the last election potentially undermines the political mandate of the role. There was also a belief that the Mayor would provide the political accountability which was necessary (34).

When responding to the closed questions, there were 939 non-stakeholders who were opposed the police and crime proposals – 592 were strongly opposed and 347 who generally opposed them. Comments received in disagreement to the proposals included:

 The need for the police to retain its independence and be free from political interference and bias (162), with a further 89 thinking that such a role should be the responsibility of the police itself.
 There were also 130 participants who deemed the changes to be unnecessary, whilst a further 113 were critical of the cost and felt the money would be better spent elsewhere;

Page 158

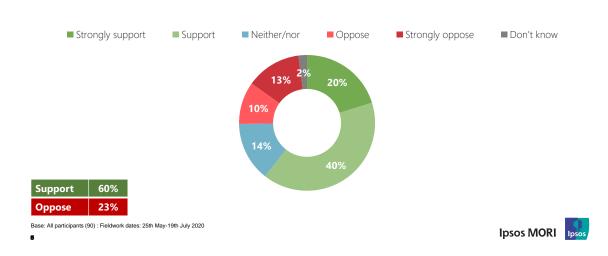
- There was uncertainty of the potential benefits and advantages of the proposals (103) whilst the
 appointment, rather than election, of a Deputy Mayor was a principle opposed to by 100
 participants;
- There was also concern that the role and associated responsibility would be too much responsibility, too large and ultimately concentrate the power into the hands of one individual (67) whilst others simply did not think that the Police and Crime Commissioner function should sit with the Mayor (62).

The most frequently made suggestions included the need to ensure police numbers are increased (111) and the need to engage and consult with local communities (53).

Responses to the representative survey of digitally disconnected residents

Confer Police and Crime Commissioner functions to West Yorkshire Mayor

Q5. Do you support or oppose this proposal to confer Police and Crime Commissioner functions to a West Yorkshire Mayor?



2.8 Finance

Stakeholder responses

Of the four stakeholders who responded to the closed question on the response form three were supportive while one stakeholder had no view either way. Of those who were in support of the proposal, one stakeholder expressed strong support while the remaining two were in general support.

Eight stakeholders provided an open response on their opinions towards the proposals. **The University of Bradford** recognised that some financial flexibility, subject to democratic consent and oversight, would enable prioritisation of local needs. **Yorkshire Universities** highlighted the size of the investment funding compared to other city regions, which signifies significant ambition on the part of West Yorkshire. **The University of Leeds** supported the availability of focused, coordinated finances, in particular a single pot to invest in economic growth. It urged the continuation of partnership working;

West Yorkshire Police welcomed that any receipts arising from property, rights and liabilities are to be paid into the Police Fund but expressed concern about conflicting interests if decisions on borrowing, buying and disposal of police assets and contract agreements were influenced by the Combined Authority, which would lessen the accountability of the Chief Constable.

TUC Yorkshire and the Humber welcomed the significant opportunity to support progressive procurement and commissioning via the new Mayoral budget, and felt that the Mayor would have a prominent role to play in driving up pay, terms and conditions across a localised economy. **TUC Yorkshire and The Humber Creative & Leisure Industries Committee** saw the ability to raise finance and spend money to benefit the people of West Yorkshire as an advantage of having an elected Mayor.

Leeds City Council's Scrutiny Board welcomed the role of the Combined Authority's Overview and Scrutiny Committee in being transparent and accountable when it comes to robust treasury management. **The Environment Agency and Natural England** emphasised the need to increase the value of natural capital assets in West Yorkshire an essential part of the economic and green recovery.

Non-stakeholder responses

Of the 4,092 non-stakeholders who responded to the question, 2,422 were in support of the finance proposals, with 967 expressing strong support and a further 1,455 in general support. Comments received in support of the proposals included:

- The local autonomy and local control of budget expenditure (253) and the prospect of funding being spent by those with a local knowledge and understanding of local priorities (121). A further 119 specifically referenced the importance of local decision making when it comes to finance;
- Support for the proposed amount of additional investment (referencing £1.8bn) which would be devolved from Central Government (100) and for the proposal that the Mayor would have the necessary powers to set the rate of Council Tax and the Mayoral precept (71) (with those considering that powers without funding would be a pointless step);
- Further supportive comments for the finance proposal were grounded in wider reasons for supporting the wider devolution deal. For example, the proposals would result in greater transparency and accountability of local politicians (44), that such changes are long overdue and should be carried out as soon as possible (61) and will provide advantages and benefits for the region (40).

When responding to the closed question, there were 903 non-stakeholder who were opposed to the finance proposals, of which 604 were strongly opposed and 299 who were opposed. Comments received in disagreement to the proposals included:

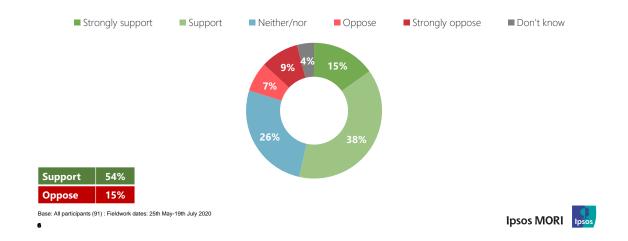
- Opposition to increases in Council Tax and the Council Tax precept specifically related to additional Mayoral functions and the policing and crime functions (306) with a further 134 participants who felt that the costs would be unnecessary and could be better spent elsewhere, along with concerns about the cost of additional bureaucracy (104);
- More specific comments in opposition related to the Business Rate Supplement (62);
- The ability of local politicians to manage such devolved powers and responsibilities, with 69
 participants having little confidence in West Yorkshire local authorities and politicians due to
 perceived historic mismanagement of public funds and concern that the powers and areas of
 responsibility would be too much for one person (i.e. a Mayor) to manage effectively (42).

The most frequently made suggestions included the need for strict transparency and accountability is put in place, alongside an effective means of scrutinising the Combined Authority spending (35), the need to consult with and involve local people (26) and the need to ensure that the Council Tax/ Council Tax Precept should be fair and proportionate (23).

Responses to the representative survey of digitally disconnected residents



Q6. Do you support or oppose this proposal to confer additional finance functions on a West Yorkshire Mayor and mayoral combined authority?



3 Governance

3.1 Background

Before answering this question, participants were provided with the following information regarding the proposed governance structures and ways of working as detailed in Section 2 of the Scheme.

Governance

Below is a summary of how we propose the new mayoral combined authority will work in terms of governance, scrutiny and auditing arrangements. For the full details, please refer to section 2 the scheme which is published on our website.

To implement the West Yorkshire devolution deal we are proposing the following:

- The first Mayor for West Yorkshire will be elected in May 2021 by registered voters in the five West Yorkshire council areas: Bradford, Calderdale, Kirklees, Leeds and Wakefield.
- The initial term of the Mayor will be for three years, to 2024. After then, each mayoral term will
 last for four years to align with other mayoral combined authority elections in England.
- The mayoral combined authority will have a total of 11 members, comprising:
 - eight voting members from the constituent councils, which are expected to include the five leaders of each council (Bradford, Calderdale, Kirklees, Leeds and Wakefield).
 Three additional members will be chosen in collective agreement to reflect as far as practical the political make-up of the constituent councils
 - o the Mayor
 - plus, two non-voting additional members: an elected member from City of York Council;
 and a member nominated by the Leeds City Region Enterprise Partnership (LEP)
- Police and Crime Commissioner functions will be passed to the mayor who will be able to appoint a Deputy Mayor for Policing and Crime and delegate some functions to that person.
- The Mayor will also have functions relating to transport, housing and planning and finance
- The mayoral combined authority will have responsibility for transport-related functions, adult
 education and skills functions, housing functions, economic development, and finance functions
 in addition to those exercised by the Mayor.
- The mayoral combined authority will be required to make arrangements for the overview and scrutiny of mayoral and non-mayoral functions, as well as retaining statutory arrangements in relation to audit. The Mayor's Police and Crime Commissioner functions will be scrutinised by a Police and Crime Panel.

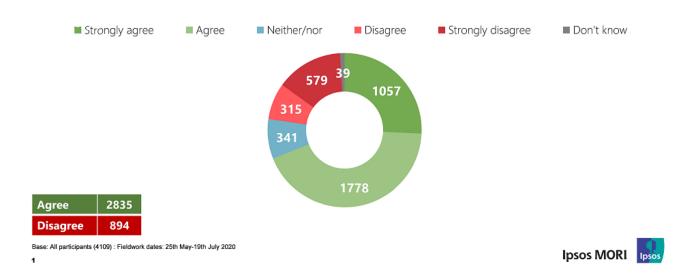
3.2 Summary of closed question responses

Participants were asked to what extent they agreed or disagreed with the proposed revised governance arrangements for the Combined Authority, as set out in the Scheme. Of the 4,109 who responded to this question, the majority (2,835) agreed with the proposed governance arrangements while 894 disagreed.

Figure 3.1: Summary of open consultation

Revised arrangements for Combined Authority

Q1. Do you agree or disagree with our proposals for the revised arrangements for the Combined Authority, as set out above and in the Scheme, in particular the proposed arrangements for a Mayor, mayoral combined authority, and the councils, working together?



Of the 4,105 non-stakeholders who responded to the question, 2,831 agreed with proposed revised governance arrangements with 1,056 saying they strongly agree and 1,775 saying they agree.

There were 894 non-stakeholders who disagreed with the proposed governance arrangements, of which 579 strongly disagreed while 315 just disagreed.

There were 341 non-stakeholders who did not have an opinion either way while 39 stated they don't know.

Of the four responses from stakeholders to this question, all were in agreement with the proposals for revised arrangements for the Combined Authority. One stakeholder stated that they 'strongly agree' whilst the other three stated that they 'agreed'.

3.3 Summary of stakeholder responses

Fourteen stakeholders provided additional information elaborating further on their opinions towards the proposals:

- Transdev referenced the Bus Alliance between West Yorkshire Combined Authority and bus operators, believing that there is scope for this to be expanded and developed with further commitments on both sides;
- Northern (OLR) felt that the region needs the renewed strength and focus that an elected mayor could bring;
- The City of York Council supported the devolution deal and acknowledged its role in it, recognising the collaboration:

"York has had a long and fruitful partnership with West Yorkshire and I look forward to this continuing into the future. I am particularly pleased that the devolution deal acknowledges the role of City of York Council as a non-constituent member of the Combined Authority.

It is also pleasing that the deal recognises the importance of wider collaboration across the whole of Yorkshire and the significance of the Yorkshire Leader's Board."

City of York Council

- The University of Bradford recognised a political benefit of establishing a regional mayoralty and given that a Mayoral Combined Authority is the only mechanism in which these powers can be transferred, they supported it. They identified the relationship between adult education and skills and economic development would benefit from closer examination and potentially the formal integration of governance and policy. They suggest a smaller scale but integrated office within the Mayoral Combined Authority, to advance the opportunity for West Yorkshire residents to improve productivity and enjoy better lives through diverse ideas;
- Yorkshire Universities welcomed the devolution deal because it would provide West Yorkshire with the resource and flexibility to address socio-economic opportunities that have been amplified by the COVID-19 pandemic. They added that finding a balance between devolution from government to West Yorkshire and convening partners to work on shared priorities would be pivotal to the success of the deal. They emphasised that relationships between business operators, supply and labour markets help to strengthen connections in the region and across the North of England, and feel that these relationship will be vital.

"Through a process of genuine devolution, underpinned by a renewed partnership between the government and West Yorkshire, with local partners also working collaboratively in pursuit of common goals, there is a much better chance of building a more prosperous, resilient and healthier economy and society in the region."

Yorkshire Universities

- The University of Leeds strongly supported the Combined Authority, which would give the region powers and funding from central government and provide momentum to the regional economy.
 They welcomed a collaborative approach, wanting to ensure that the benefits of their involvement are felt across West Yorkshire;
- The Office of the Police and Crime Commissioner commented that the governance model is important to maintain the operational independence of policing, but emphasised that the governance model outlined impacts on the ease and efficiency of the PCC transfer timeline. A model that replicates an accountable individual within a separate entity such as the Mayor's office means that they could continue in a similar fashion to how they currently operate, providing positive impacts on the community and minimising disruption to West Yorkshire policing. They supported devolution for West Yorkshire, and feel that the mayoral system being promoted provides for overdue additional resources, but emphasised that direct accountability should be maintained:

- West Yorkshire Police supported the delivery of the Police and Crime plan in the proposed model as it presents an opportunity for policing to become embedded in the wider public service landscape. However, they added that there is no specific mention of policing, crime or community safety in the challenges laid out in the consultation document nor in the ambitions of the deal itself. They did not think it was clear from the proposed devolution deal what the future responsibilities would be for regional and national requirements and collaboration;
- West and North Yorkshire Chamber, Mid Yorkshire Chamber, the Federation of Small Businesses and the Confederation of British Industry emphasised the importance of the Mayor providing strong political leadership and the role that they can play. They felt that the Mayor must work with and be supported by local leaders, and that they can play a role in representing the West Yorkshire Combined Authority area to government (by having engagement with the Prime Minister and Chancellor). They also added that the West Yorkshire Mayor must work closely with other metro mayors to ensure local collaboration takes place, citing business best practice/public procurement and climate change as examples;
- First felt that West Yorkshire is strongest when working together, citing their involvement in the Bus Alliance partnership which they want to be continued;
- TUC Yorkshire and The Humber outlined their concerns regarding the proposed structure of the Mayoral Combined Authority, commenting that they fear the structure of an 11 seat body composed of elected members, plus a seat for the Leeds City Region Enterprise Partnership (LEP), would fail to deliver growth for working people in the region. They expressed concerns that trade unions would not be offered similar consultancy levels to the business community or LEP and that an economic strategy informed by both businesses and unions would have wide-ranging benefits. They make several requests of the incoming mayor, local authority leaders and LEP, including:

"We therefore call on the incoming mayor propose, and local authority leaders and the LEP to support:

- The appointment of a trade union representative to the Leeds LEP, based on a recommendation from the TUC;
- The appointment of a trade union observer to the Mayoral Combined Authority, with a standing invitation to speak at Mayoral Combined Authority meetings, based on a recommendation from the TUC:
- The appointment of a trade union representative to all existing Combined Authority committees where a business representative already exists, based on a recommendation from the TUC;
- The appointment of a trade union representative to any new committees or subcommittees of the Mayoral Combined Authority, or any bodies created on the mayor's prerogative, to ensure the voice of working people is heard throughout the policy making process; and
- The appointment of a trade union liaison to the mayor's office, an informal and nonremunerated role to act as a sounding board through all steps of the policy process."

TUC Yorkshire and The Humber

- Leeds Council (Scrutiny board) felt that the principles of involvement, transparency and
 accountability remain central to new government systems, including the role of scrutiny. They
 wanted a firmer commitment by the Combined Authority to ensure that overview and scrutiny
 arrangements will be resourced and supported by experience and skilled staff;
- North Yorkshire County Council noted the benefits of working closely on strategic matters that have cross boundary implications and recognised the benefits that devolution can offer;
- TUC Yorkshire and The Humber Creative & Leisure Industries Committee expressed reservations about having an elected mayor.

"There has been opposition to the creation of Elected Mayors over several years. It is galling that this government and its predecessors having slashed local government funding as part of their austerity policies are now offering some additional West Yorkshire-wide funding but insisting that we have to accept the imposition of an Elected Mayor in order to get that funding. However there is some merit in obtaining this funding even if we have to bear having an elected mayor through gritted teeth to get it. So agreement to these proposals is offered with these serious reservations."

TUC Yorkshire and The Humber Creative & Leisure Industries Committee

3.4 Summary of non-stakeholder responses

There were 2,994 non-stakeholder participants who provided a response on the proposed revised governance arrangements, of which, 1,794 participants left comments in agreement with the proposals while 1,253 left comments in disagreement.

Of the 1,794 participants who provided a response in agreement with the revised governance arrangements for the Combined Authority, 570 commented that it would provide local autonomy, power and control over decision making. A further 323 felt it would provide local autonomy (and devolve power from) central Government / Westminster.

"I think although there have been reservations in the past it was always widely accepted that we needed a deal and to be able to access the funding and autonomy for our region to determine I's[sic] own future to suit the requirements of the local people."

Non-stakeholder

A total of 308 participants stated that it would create a unique opportunity for further cohesion / joined up thinking and working, and 275 felt it would mean that local problems could be solved by those locally who are most likely to have the greatest experience, knowledge and understanding of them. There was support for the proposal from non-stakeholders who stated that it was long overdue and needed to happen as soon as possible (200), and that it would provide advantages and benefits for the area / West Yorkshire.

"As usual we are playing catch up with Manchester, Birmingham and Liverpool. The sooner we get on with this the better"

Non-stakeholder

Non-stakeholders also stated that it would provide local control of budgetary spending (173) and capital investment / resources (152), and that it has a proven track record of working well elsewhere (123).

Page 166

There was also support for the proposal that it would provide a 'voice for the area' (121), would be balanced and provide fair representation (94) and would enable a faster and more efficient response to local issues (78).

"The system works well in Greater Manchester and Liverpool. It feels like Andy Burnham and Steve Rotherham are making strong cases for the North, but we need somebody similar in West Yorkshire to represent our opinions. This is an opportunity that we can't miss"

Non-stakeholder

A total of 1253 participants left comments in disagreement with the revised governance arrangements for the Combined Authority. The most commonly cited reason was that it would add unnecessary tiers of local government and additional bureaucracy (346) and that it would be a waste of public funds that could be better spent elsewhere (309).

"Isn't this just more layers of bureaucracy? It provides opportunities for politicians we don't need and also, doesn't it detach responsibility from Westminster while making accountability difficult to navigate locally and only reliable at elections that have limited choice"

Non-stakeholder

Some non-stakeholders disagreed because they do not want a Mayor (140), or because they felt it was a waste of time and has failed elsewhere (134). Others felt that the Mayor would have too much responsibility (118), that it would not be democratic, and the public would not have a say (97), with some believing that the entire scheme is unnecessary (94). Non-stakeholders also referenced a lack of confidence in local authorities (91), that a Mayor isn't required (85), and that big cities such as Leeds would be priorities and other areas ignored (83).

"I do not agree with having a directly elected Mayor as, from experience elsewhere, they are given disproportionate power and are easily 'corrupted' into pursuing their own per projects and policies"

Non-stakeholder

A further 349 participants gave conditional agreement to the proposals, which means they were minded to agree as long as certain things were put into place or guaranteed. The most commonly mentioned themes included there being accountability and scrutiny (62) and that their support depended on the appointment of a Mayor (45).

When responding to the consultation, **participants make suggestions** which could complement the proposals they are responding to, or draw in additional points which they wish to make. The most frequently cited suggestions on the proposals relating to the revised governance arrangements for the Combined Authority included:

- That it should include all of Yorkshire, be 'One Yorkshire' (168);
- The Mayoral Combined Authority should consult and listen to local people and communities (80);
- It should be democratic with new members elected (75);

- It should extent to other local issues, such as environment and climate change targets (68);
- It should provide accountability and be subject to strict scrutiny (61);
- It should extent to other local issues, such as public health and social care (58);
- The Mayoral Combined Authority should be independent, with no political ties (57).

3.5 Representative survey summary of responses

Of the 89 representative survey participants who responded to this question, two thirds (66%) agreed with the proposed governance arrangements, with one in five (20%) saying they strongly agreed and 46% saying they agreed. Less than one in five (17%) disagreed with the proposals, of which one in ten (11%) said they strongly disagreed and 6% disagreed.

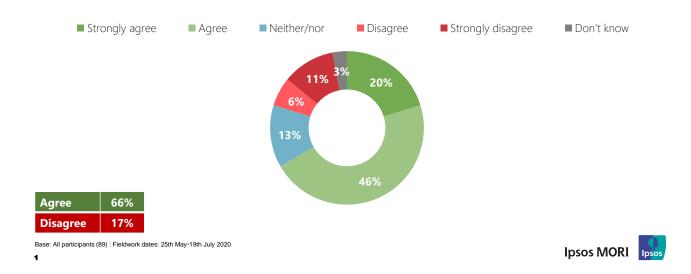
Over one in ten (13%) did not have an opinion either way on the proposals while 3% said they don't know.

There was little to no variance in the proportion of opinion when comparing the open consultation to representative sample survey.

Figure 3.2: Summary of representative survey of digitally disconnected communities

Revised arrangements for Combined Authority

Q1. Do you agree or disagree with our proposals for the revised arrangements for the Combined Authority, as set out above and in the Scheme, in particular the proposed arrangements for a Mayor, mayoral combined authority, and the councils, working together?



4 Transport

4.1 Background

Before answering this question, participants were provided with the following information regarding the proposed devolution of powers related to transport.

Transport

The West Yorkshire devolution deal will give the Mayor and mayoral combined authority responsibilities for significant investment in transport infrastructure and services, including public transport. This will help create an effective and efficient West Yorkshire transport system for the long term, and give greater certainty over future funding for transport improvements.

Below is a summary of how it is proposed that this will work. You can find full details by reading the section 3.3 of the scheme.

It is proposed that this will be done by:

Conferring functions on the Mayor to:

- produce a Local Transport Plan and related transport strategies
- have access to franchising powers for bus services that would enable the Mayor to decide
 what bus services are provided (routes, timetables and fares). It is expected that this would
 have many benefits including smart, simple, integrated ticketing across West Yorkshire.
 Please note that there would be a separate process and consultation if the Mayor decided to
 consider franchising.
- request the provision of electric vehicle charging points in order to promote lower carbon transport options

Conferring functions on the mayoral combined authority to:

- set up a Key Route Network across West Yorkshire on behalf of the Mayor. This would enable a consistent approach to the management of that network, building on the existing Key Route Network of local roads
- minimise disruption on the Key Route Network with a permit scheme to help plan and manage utility and highway works
- enter into agreements with local highway authorities for construction, improvement and maintenance. The expectation is that all operational responsibility for highways will remain with local councils, so the use of these functions will need to be agreed with constituent authorities
- make grants to bus operators

These functions will unlock transport funds and funding flexibilities that will build on successful funding bids in the region, including the recently announced £317m Transforming Cities Fund allocation for Leeds City Region.

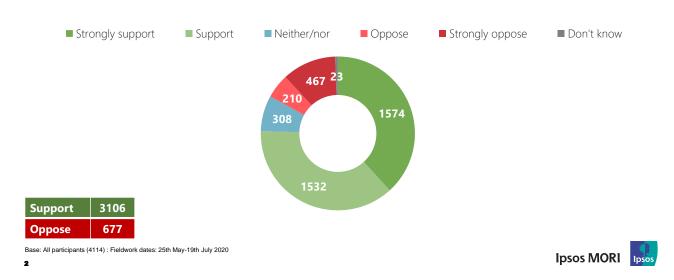
4.2 Summary of closed question responses

Participants were asked whether they support or oppose the proposals to devolve significant responsibilities and functions regarding transport to the West Yorkshire Mayor and Mayoral Combined Authority, as set out in the Scheme. Of the 4,114 who responded to the question, the vast majority (3,106) supported the proposals to devolve transport related responsibilities, while 677 participants were in opposition. A further 308 had no opinion either way while 23 were unsure.

Figure 4.1: Summary of open consultation

Confer transport functions to West Yorkshire Mayor and mayoral combined authority

Q2. Do you support or oppose this proposal to confer transport functions and new transport related functions to a West Yorkshire Mayor and mayoral combined authority



Of the 4,110 non-stakeholders who responded to this question, most (3,102) were supportive of the proposals to devolve transport related responsibilities, with 1,573 stating they strongly support it and 1,529 expressing their general support.

There were 677 non-stakeholders who were opposed to the transport function proposals – 467 participants were strongly opposed while 210 were generally opposed.

There were 308 non-stakeholders who had no opinion either way and 23 were unsure.

Of the four responses from stakeholders to this question, all supported the proposals to devolve significant responsibilities and functions regarding transport to the Mayor and Mayoral Combined Authority. One stakeholder stated that they strongly support the proposals whilst the other three stated that they were in general support.

4.3 Summary of stakeholder responses

There were nine stakeholders who provided an open response on their views towards the transport functions proposals:

- The University of Bradford were in support of the proposals and highlighted the importance of good transport links and integration for the students and staff who travel to their campuses on a daily basis. It also called on the new West Yorkshire Mayor to promote the Next Stop Bradford campaign as part of the Local Transport Plan;
- The University of Leeds echoed the University of Bradford's response and also highlighted how investment and planning in the transport system will be beneficial in the long run across the region. It went on to highlight the need for a review of the future of transport in the region postpandemic. It also mentioned its Institute for Transport Studies (ITS) and welcomed the opportunity to further collaborate with West Yorkshire Combined Authority on all elements of the transport proposals;

- North Yorkshire County Council highlighted the benefit of working closely with West Yorkshire
 Combined Authority on strategic transport initiatives, in particular those which help commuters
 travelling to and from Leeds from neighbouring North Yorkshire areas (such as Harrogate, Selby
 and Craven). It also emphasised the importance of building on the continued cooperation and
 funding for the delivery of the North Yorkshire elements, identified by Government in the
 successful Leeds City Region Transforming Cities Fund bid;
- The Environment Agency welcomed the devolution deal's commitment to low-carbon transport
 options in the region, such as moving towards more active travel. It also highlighted the
 importance of making the road network more resilient to climate change, including the
 implementation of sustainable drainage systems.

"We welcome the commitment to low-carbon transport options identified in the Devolution Deal...The move towards sustainable transport modes, including your ambitions around cycling and walking presents opportunities for integrated outcomes around climate change resilience and habitat improvements on the route networks."

The Environment Agency

- Northern Trains were supportive of the transport proposals in the region, but also emphasised that cross-boundary travel should be given equal consideration;
- Transdev were welcoming of regional leadership for transport, but were also critical of the
 franchising powers that would become available. It argued that improvements for buses could be
 made without the additional time and cost required for any scheme development. Despite this,
 Transdev expressed willingness to engage in partnership or franchising schemes if developed;
- First echoed Transdev's views on franchising and advocated a partnership approach for bus
 travel. It was particularly supportive of the deal's aim to improve management of service
 disruption and invest in further urban traffic control, but critical of transferring bus functions and
 funding streams to the Mayor, as it could see no clear benefit. It also highlighted the importance
 of infrastructure in the region and asked that sufficient road space is afforded to buses, not only
 cycle and pedestrian pathways;
- TUC Yorkshire and The Humber felt that the devolution deal was an opportunity to improve the
 region's public transport system for workers and tackle climate change because of this, it felt
 concerned and argued that the scheme heavily focussed towards road use. It called for the
 incoming West Yorkshire Mayor to prioritise the maximisation of transport investment and take
 immediate action to initiate the bus franchising process;
- TUC Yorkshire and The Humber's Creative & Leisure Industries Committee also emphasised the importance of an integrated public transport system and the significance of franchising, if it could facilitate this.

4.4 Summary of non-stakeholder responses

There were 2,477 participants who provided an open response on the transport proposals. Overall, 1,557 made supportive comments whilst 626 made comments in opposition to the proposals.

Of the 1,557 participants who made supportive comments regarding the devolution of transport related responsibilities, 438 commented that the proposals relating to transport were long overdue and should be implemented as soon as possible.

"Improving the transport infrastructure and improving public transport is a long overdue objective of many of the councils in West Yorkshire."

Non-stakeholder

One of the most common reasons for support was the potential for the proposals to improve the connectivity and integration of services within the region (332). The decentralisation of powers which would allow for local autonomy and decision making in relation to transport services was also important for many (279). There were also 154 participants who supported the proposals and advocated local autonomy, explaining that local areas understand their own transport needs better than anyone else.

"Transport within and across West Yorkshire is in a dismal state and needs serious investment, as well as oversight from people who know the area and the needs of the people living here."

Non-stakeholder

"We know better what we need here rather than the government in Westminster..."

Non-stakeholder

There were 243 participants who felt that the transport proposals would generally improve public transport across the region, whilst an additional 216 participants left supportive comments towards the proposals but provided no further explanation as to why in their response.

"There is the potential for a lot of improvement, especially in public transport."

Non-stakeholder

There was also support for the proposals to potentially enable more joined up thinking and working across the region, which would ultimately lead to improved transport services (263). The potential for the proposals to increase funding and investment for transport services was also seen as very important (119).

"We need a real focus on improving public transport. It would be great if there were combined powers to look at linking up bus and train services."

Non-stakeholder

Another reason for support was that the proposals considered the environment and meeting challenging climate change targets when detailing transport improvements (90). Some felt that elements of the transport proposals would be essential to generating economic growth within the region and helping local businesses thrive (67), while other participants were supportive due to the plans to implement integrated smart ticketing and universal fares (65).

"Simpler, more efficient and more standard methods of travelling in the county will increase the area's economy dramatically."

Non-stakeholder

"Integrated ticketing would save both in convenience and money for the passengers. Plus it would give the opportunity for a coordinated approach to funding bids and developing the infrastructure."

Non-stakeholder

Some participants supported the proposals and cited transport improvements specifically for Leeds (59), while others were supportive due to the benefits the proposals would provide for West Yorkshire as a whole (49).

"The transport system in Leeds is and has been appalling for years now - no decisions appear to have the interest of the public at their heart."

Non-stakeholder

"It should enable the transport system throughout West Yorkshire operate more efficient to benefit local people."

Non-stakeholder

Finally, 47 participants were in support of the proposals and cited they would reduce dependency on car travel and benefit the environment, while a further 45 participants felt that the proposals would work well because they have a proven track record elsewhere.

"We have seen how Manchester, Sheffield and other metropolitan areas have benefitted from a combined transport strategy. West Yorkshire must have the same arrangements."

Non-stakeholder

There were 626 participants who made statements opposing the proposed devolution of transport powers. The most commonly cited reason was that the changes were deemed as unnecessary (72), whereas others opposed it on the grounds that it would be a waste of public funds and the money could be better spent elsewhere (69).

"What's wrong with the current setup? This may lead to nepotism with change."

Non-stakeholder

"Again the principle is good in theory, but I would be concerned that time and money would be unnecessarily spent trying to fix something which may not be broken."

Non-stakeholder

Some participants who opposed the proposals felt the changes would result in an unnecessary additional layer of bureaucracy and red tape (61), whilst others opposed it because they felt that the proposals were a waste of time and would not work due to having a bad track record elsewhere (50). A number of participants also expressed the view that there would likely be unfair representation, with big cities such as Leeds being prioritised at the expense of other areas (38).

"Unnecessary and costly extra level bureaucracy that simply allows the responsibility of future funding cuts to be blamed on the regions rather than central government."

Non-stakeholder

"Too short-sighted. The whole of the north of England, potentially North Wales and the East Mids need to be connected. Whenever these proposals are released, they always appear to be Leeds centric."

Non-stakeholder

A further 146 participants gave conditional support to the transport proposals, meaning they would be supportive if certain criteria were met. There were 23 participants who were conditionally supportive of the proposals so long as they were implemented and worked, whilst others stated they would be supportive if public transport in the area would actually see improvement (14) and providing devolution would deliver on accountability and transparency (11).

"If this means that changes will actually be made and the companies that are failing to carry out a sufficient service will be held accountable then I fully support this."

Non-stakeholder

Participants were also able to **make suggestions** in their response to improve the transport proposals. The most frequently mentioned suggestions on the transport proposals included:

- Consideration being given to the environment and climate change targets in the formulation of any devolved transport strategy (111);
- An increased importance placed on cycling infrastructure (88);
- The implementation of a network similar to other major cities, such as the Transport for London system (70);
- The public transport network as a whole should be integrated (69); and
- Encouragement for people to reduce car dependency (63).

4.5 Representative survey summary of responses

Of the 90 representative survey participants who responded to this question, over two-thirds (68%) were supportive of the transport function proposals - 20% had strongly support towards the proposal while around half (48%) were generally supportive. Less than one in five (16%) opposed the proposals, of which 9% said they strongly oppose while 7% said they oppose.

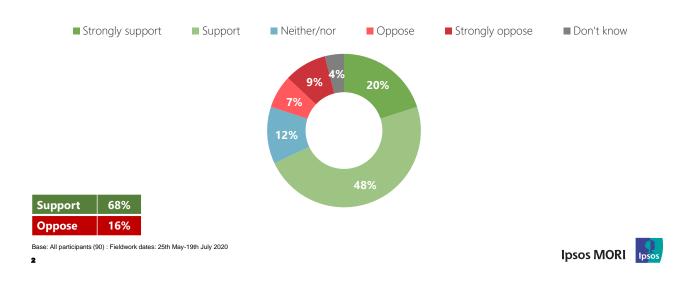
Over one in ten (12%) had no opinion either way on the transport function proposal. Only 4% said they don't know.

There was little to no variance in the proportion of opinions when comparing the open consultation to representative sample survey.

Figure 4.2: Summary of representative survey of digitally disconnected communities

Confer transport functions to West Yorkshire Mayor and mayoral combined authority

Q2. Do you support or oppose this proposal to confer transport functions and new transport related functions to a West Yorkshire Mayor and mayoral combined authority



5 Skills and employment

5.1 Background

Before answering this question, participants were provided with the following information regarding the proposed devolution of powers related to skills and employment.

Skills and employment

The deal will give the mayoral combined authority powers to help people and businesses in West Yorkshire get the skills and support necessary to reach their ambitions, as well as support the region's economy. This will be achieved through control of the government's Adult Education Budget, currently £63 million per year.

Below is a summary of how this will work. For full details please refer to section 3.4 of the scheme, available at https://www.yourvoice.westyorks-ca.gov.uk/wydevolution

It is proposed that this will work by conferring functions on the mayoral combined authority to:

- provide adult education and training and control the Adult Education Budget (AEB) from the academic year 2021/2022, subject to meeting readiness conditions.
- promote the effective participation in education and training of young people aged 16 and 17.
- make available to young people and relevant young adults appropriate support services to encourage, enable and help them participate in education and training.
- ensure that adult education and training in West Yorkshire promotes high standards, fair access to opportunity for education and training, and fulfils individuals' learning potential.
- require relevant institutions in the further education sector to provide appropriate education to specified individuals aged between 16 and 18 years.

Devolved control of the Adult Education Budget will give us greater influence over the adult skills and training to better meet the needs of individuals, businesses and the economy. It will also help deliver inclusive growth in the region by allowing as many people as possible to contribute to our region's prosperity.

Please note: At the same time as this devolution consultation a separate consultation will be held on the Adult Education Budget Strategy – it is a public consultation, but we are particularly keen to hear from education and training providers and other interested stakeholders. If you are interested in knowing more about this consultation, please visit our website.

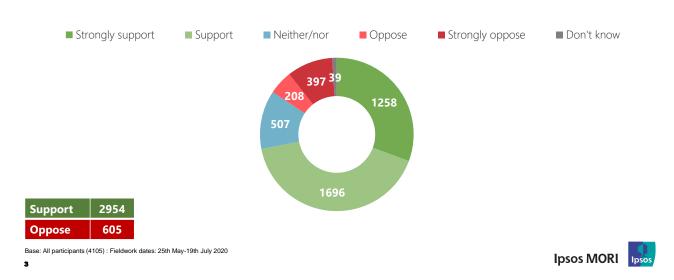
5.2 Summary of closed question responses

Participants were asked if they were supportive or opposed to the devolution of skills and employment responsibilities to a West Yorkshire Mayoral Combined Authority. Of the 4,105 that responded, 2,954 expressed their support for the proposals, while 605 provided responses in opposition.

Figure 5.1: Summary of open consultation

Confer skills and employment functions to West Yorkshire mayoral combined authority

Q3. Do you support or oppose this proposal to confer skills and employment functions to a West Yorkshire mayoral combined authority?



A total of 4,102 non-stakeholders provided a response to the proposals relating to devolving skills and education functions. The majority of non-stakeholders supported the proposal (2,951) with 1,257 saying they strongly supported it and 1,694 saying they generally supported it.

There were 605 participants who opposed the skills and employment proposal with 397 stating they were strongly opposed and 208 were opposed.

There were 507 non-stakeholders who had no view either way on the proposals and a further 39 who said they don't know.

Of the three stakeholders responded to this question, one expressed strong support for the proposal relating to skills and education, while two expressed general support.

5.3 Summary of stakeholder responses

Eight stakeholders provided a more detailed response to this question summarising their opinions towards the proposals:

- The University of Bradford welcomed the principle of devolution, supported the proposal but were keen to see education and training span those with higher level skills, those who contribute to organisational development, research and innovation, and low-mid level skills. A regional approach that integrates skills and innovation would be required;
- The University of Leeds and Yorkshire Universities both felt the proposals were a significant
 development because they would enable the region to make decisions based on collaboration,
 an understanding of local needs and what is required to respond to current challenges of
 supporting people back to work, whether this was through training or re-training;

A joint response to this question from West and North Yorkshire Chamber, Mid Yorkshire
Chamber, the Federation of Small Businesses and the Confederation of British Industry stated
that they wanted further clarity on how the West Yorkshire Combined Authority would actively
and formally set up mechanisms to engage businesses. They felt effective engagement needed
to be long-term, representative and based on trust for the proposal to be a success.

"Ongoing collaboration will be key to ensuring businesses in the region can continue to successfully operate across all parts of the country. This is particularly important as devolution develops and new powers may create further divergence across regions"

Confederation of British Industry, the Federation of Small Businesses, the West and North Yorkshire Chambers of Commerce, and the Mid Yorkshire Chamber of Commerce

- TUC Yorkshire and Humber felt that the devolution of the skills and employment function needed to embed strategic skills partnerships with employer support and union-employer engagement. They specified a number of key features delivery of a kickstart programme, commitment to a new right to retrain everybody education and training guarantee for school leavers, development of a redundancy programme, working with the unions to build a skills delivery system and establish a regional skills council;
- The Environment Agency, Natural England and Forestry Commission welcomed the comments
 within the deal relating to a skills system that meets the needs of local people and local
 employers. They identified the emerging green economy as a key priority for the region and that
 roles in the environmental sector would be required to meet the region's ambitions for becoming
 net zero carbon by 2038; and
- The Creative & Leisure Industries Committee within the TUC Yorkshire and Humber did not
 commit to supporting the proposal as they felt that it lacked details as to how a devolved function
 would bring benefits compared with the existing arrangements of the local authorities being in
 charge of the AEB and that Trade Unions were not represented.

5.4 Summary of non-stakeholder responses

A total of 1,877 participants provided a response to the proposals relating to devolving skills and education functions. The majority of participants provided a response in support of the proposals (1,144) compared to those who provided a comment in opposition (459).

Of the 1,144 non-stakeholders who made supportive comments regarding the devolution of skills and employment responsibilities as set out in the deal, 186 commented that the deal would provide local autonomy, thus enabling decisions to be based upon knowledge and understanding of local needs. A further 166 non-stakeholders were supportive of local power in order to have greater control over local decisions.

"Our population in West Yorkshire is different to London or the South East so a West Yorkshire authority can tailor training and education better to our specific needs"

Non-stakeholder

Others stated that the deal would provide education, training and skills tailored to the needs of local people (175) as well as providing opportunities specifically for young people in the region (168).

"Local authorities are best placed to understand the skills requirements for their economies. Working with businesses and education providers, joint strategies can be formed and implemented which will support the economy and ensure that residents are amongst the primary beneficiaries"

Non-stakeholder

Other participants welcomed the general support which this element of the Scheme would deliver (170), and more specifically support in education, training and employment skills (155) and in adult education (120). Non-stakeholders felt the proposal would support growth in the region and deliver benefits for local businesses (121) and reduce unemployment in the region (86).

"Unemployment among young people below 25 is a major problem and every effort to tackle this should take priority, hopefully these proposals will alleviate this"

Non-stakeholder

There was support for the proposal from non-stakeholders who stated that it was long overdue and needed to happen as soon as possible (100), that it would encourage joined up thinking, collaboration and cohesion (97), provide increased resources (70), greater autonomy (70) and control over how the local budget was spent (51).

"Adult education has been neglected for too long and needs a fresh local approach"

Non-stakeholder

"There are also the needs of life-long learning that will become even more important in future"

Non-stakeholder

A total of 459 participants left comments in opposition to the proposal regarding skills and employment. Of these, 82 participants felt it to be unnecessary, whilst 52 felt that the money could be better spent elsewhere. A further 47 participants were in opposition to the additional bureaucracy, whilst another 39 felt that control in this policy area should remain at a national level.

"Another unnecessary layer of administration that simply adds more managers, more well-paid local government officers, more expenses and more bureaucracy to an existing well-functioning system"

Non-stakeholder

"You don't need a mayoral team to implement this, just common sense at a national level"

Non-stakeholder

A total of 123 non-stakeholders gave conditional support to the proposals, which means they were supportive as long as specific things were taken into account or guaranteed. These included - education and training needing to be relevant and contribute towards employment (17), that it was inclusive (11), the budget allocation was proportional, fair and transparent, reflecting the variations in need across the region (13) and that the new Mayoral Combined Authority had the skills to fulfil the role (11).

"I would hope that finance will be targeted entirely on the needs of the region with little wastage. Carefully designed and streamlined administration"

Non-stakeholder

Participants were also able to make **suggestions** in their response. The most frequently mentioned suggestions included:

- Inclusivity (47) and ensuring that adult education would be available to everyone (36);
- That the proposal would provide training and opportunities for upskilling and retraining in the future (32), supporting the principle of life-long learning (24) as well as incorporating opportunities for apprenticeships (28);

"I would like to see apprenticeship schemes throughout businesses being promoted and more widely available for school leavers"

Non-stakeholder

• It needed to include consultation with local businesses (31) and education establishments (22) and that the education and training provided should be designed to meet local needs (33).

"The opportunity for the Authority to work with local business and investing agencies to focus the resources of local colleges, universities and related organisations to directly provide the skill sets, education and other needs of industry and commerce would bring real benefits"

Non-stakeholder

5.5 Representative survey summary of responses

There were 88 participants who responded to this question from the representative survey, of which seven in ten (70%) were supportive of the skills and employment proposals – one in five (20%) declared strong support towards the proposal whilst half (50%) showed general support. Just over one in ten (11%) opposed the proposal – 7% strongly opposed while a further 5% were opposed.

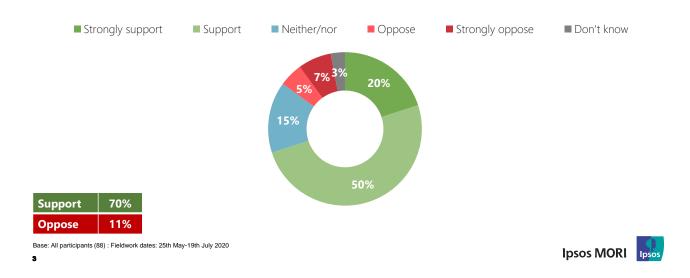
A small proportion (15%) had no opinion either way on the proposals while 3% said they don't know.

There was little to no variance in the proportion of opinions when comparing the open consultation to representative sample survey.

Figure 5.2: Summary of representative survey of digitally disconnected communities

Confer skills and employment functions to West Yorkshire mayoral combined authority

Q3. Do you support or oppose this proposal to confer skills and employment functions to a West Yorkshire mayoral combined authority?



6 Housing and planning

6.1 Background

Before answering this question, participants were provided with the following information regarding the proposed devolution of powers related to housing and planning.

Housing and planning

The deal will give the Mayor and mayoral combined authority functions to look at planning across the West Yorkshire area to improve coordination of decisions, ensure that decisions are not affected by council boundaries and address cross-boundary issues.

The proposal is that this will be done by conferring functions to the Mayor and mayoral combined authority to exercise functions alongside the five West Yorkshire councils or Homes England, as appropriate.

Below is a summary of how this will work. For full details please refer to section 3.5 of the scheme.

It is proposed that this will work by:

Conferring functions and funding to the Mayor that include:

- · compulsory purchase powers
- powers to produce a spatial development strategy for West Yorkshire
- powers to designate an area of land as a mayoral development area and set up a mayoral development corporation to focus on that area's community regeneration and sustainability

Conferring functions to the mayoral combined authority to:

- improve the supply and quality of housing
- secure regeneration or development of land or infrastructure
- support in other ways the creation, regeneration and development of communities
- contribute to achieving sustainable development and good design

The mayoral combined authority will provide a pipeline plan of housing sites in West Yorkshire to bring more land into development for the delivery of housing on brownfield sites. Regeneration powers will allow compulsory purchase and land acquisition and disposal to support infrastructure and community development and wellbeing.

This includes providing coordination to infrastructure planning such as broadband and utilities management, plus energy and risk planning, which includes flood risk management.

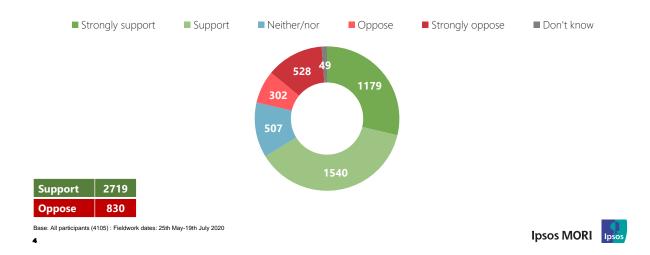
6.2 Summary of closed question responses

Participants were asked whether they support or oppose the proposals to devolve housing and planning function to a West Yorkshire Mayor and Mayoral Combined Authority, as set out in the Scheme. Of the 4,105 who responded to the question, the majority (2,719) were supportive of the proposals to devolve housing and planning responsibilities while 830 were in opposition. A further 507 had no views either way while 49 said they don't know.

Fig 6.1: Summary of open consultation

Confer housing and planning functions to West Yorkshire Mayor and mayoral combined authority

Q4. Do you support or oppose this proposal to confer housing and planning functions to a West Yorkshire Mayor and mayoral combined authority?



Of the 4,102 non-stakeholder who responded to the question, the majority (2,717) were supportive of the proposals to devolve housing and planning responsibilities. There were 1,179 who expressed strong support for the proposals and 1,538 who were in general support.

There were 830 non-stakeholders who opposed the housing and planning proposals, of which 528 were in strong opposition and 302 who were generally opposed.

A number of non-stakeholders had no opinion either way on the proposals (506), while few (49) said they don't know when responding.

Of the three stakeholders who provided a response to the question, two were supportive of the proposal to devolve housing and planning functions to a West Yorkshire Mayor and Mayoral Combined Authority. One stakeholder said they neither supported nor opposed the proposal.

6.3 Summary of stakeholder responses

There were nine stakeholders who provided an open response on their views towards the housing and planning proposals.

TUC Yorkshire and The Humber were particularly concerned that the proposed decision-making
structures around housing and planning did not include a trade union voice, as they felt that trade
unions would make a significant contribution to the policy making framework. To support the
housing and planning agenda, the TUC called for: procurement and commissioning conditions
attached to all mayoral projects, the Mayoral Combined Authority to frame the spatial recognition
strategy as an opportunity for good jobs and low carbon development, and a no engagement
policy with construction firms who do not recognise or permit trade union access;

- TUC Yorkshire and The Humber's Creative & Leisure Industries Committee felt it could not support the housing proposals as a number of issues were not addressed. It was disappointed that no reference was made to housing tenure for public sector rented accommodation or the need to maximise energy efficiency in new and refurbished buildings. Further comments were made regarding future regeneration in West Yorkshire and what could be done to prevent adverse effects on deprived communities. The Committee also referred to its manifesto and requested that the incoming Mayor and Combined Authority must maintain and regularly update a comprehensive arts, heritage and culture strategy for West Yorkshire;
- North Yorkshire County Council stated that the devolution deal would benefit from further
 collaboration with them, specifically in relation to strategic spatial planning and developing
 initiatives that require regional alignment, as well as flood risk management schemes where
 upland natural management can help to deliver mitigation for downstream urban areas;
- The Environment Agency highlighted future flooding and water resources risks as a result of
 climate change and offered to work with West Yorkshire Combined Authority to help manage
 these aspects of planning policy. It also strongly encouraged a future spatial development
 strategy to focus on climate resilience, connected habitats, biodiversity net gain targets, and
 reducing water pollution. The Environment Agency also highlighted the opportunity for noise
 mitigation in future house delivery options;
- West and North Yorkshire Chamber, Mid Yorkshire Chamber, the Federation of Small
 Businesses and the Confederation of British Industry felt that the deal needed to do more to
 recognise the importance of, and make provisions for, long-term planning and policy consistency
 through the development of an evidenced based strategy for the region. It went on to say that the
 economic and spatial strategy would be key to attracting private investment and development to
 the region;
- Transdev argued the need to strengthen the role of public transport in serving new housing developments. It stated it would support a proposal which would link decision making bodies;
- Northern Trains echoed Transdev's response highlighting the importance of linking housing to transport, and vice-versa.
- The University of Leeds supported the conferment of housing and planning functions to a West Yorkshire Mayor and the Mayoral Combined Authority. It highlighted that collaboration with the future Mayor and Mayoral Combined Authority is crucial for the development of the University; and
- The University of Bradford felt that the housing and planning proposals were outside of their remit and left no further comments.

6.4 Summary of non-stakeholder responses

A total of 2,164 participants provided a response to the proposals relating to housing and planning. More participants provided a response in support of the proposals (1,004) compared to those who provided a response in opposition (691).

Of the 1,004 participants who made supportive comments about the housing and planning proposals, 155 were in support of the proposals but left no further detail in their comment as to why.

There was strong support for the deal's potential to enable joined up thinking and better co-ordination across the region when it comes to planning and housing (178)

"Again probably a good idea due to the close proximity of all the local authorities."

Non-stakeholder

There were 149 participants who advocated decentralisation and cited local control and decision making as a key reason for their support. Participants also backed local autonomy as they felt local people would understand local housing priorities better (131), a further 57 participants also supported local autonomy and specifically referenced the benefit of powers being devolved from central Government.

"A Combined Authority will be better placed to make such decisions based on local knowledge of possible sites and the demand for specific types of housing."

Non-stakeholder

There were 127 participants who felt that the proposals would ultimately lead to an improvement on the overall supply and quality of housing in the area, while a further 51 participants were particularly supportive of more affordable housing becoming available. Others who were supportive felt the proposals were long overdue and should be implemented as soon as possible to maximise the benefits (110).

"This is a big issue. There are far too many people living in poor quality accommodation."

Non-stakeholder

"Action needs to be taken at a local level for affordable housing and social housing."

Non-stakeholder

Some participants who supported the proposals made specific reference to the development of brownfields in their comments and were keen to see this become reality (84), while others supported the proposals as the developments outlined they would take into consideration and not disrupt any countryside or green spaces (37).

"Housing is key to future prosperity, reclaiming brownfield sites will release new building land for affordable homes."

Non-stakeholder

Finally, some participants were particularly supportive of the Spatial Development Strategy as it would provide the local area with a strategy and long term plan going forward (45).

"I believe that a spatial strategy for West Yorkshire as a whole will be of great benefit to the region as opposed to this being led by individual local authorities."

Non-stakeholder

Of those who made opposing comments to proposed devolution of housing and planning powers, the most commonly cited reason was regarding land acquisition concerns around compulsory purchases being made (73), with a further 50 participants expressing concern about overdevelopment in already overpopulated areas.

"I don't agree with compulsory purchase in any form or for any reason. If land belongs to a person, it is up to them if they sell it or not."

Non-stakeholder

The environment was also a concern with opposition by 70 participants to developments on greenbelt land, across woodland or in the countryside. There were also 47 participants who were opposed to the amount of power and responsibility the Mayor would have and deemed the role to be too large.

"I am concerned that green belt land is being built on and developers and sometimes councils find ways to do this when regeneration of city sites is not being done. We can't keep building on fields as we will end up with none left!"

Non-stakeholder

"Not sure about this one as it seems the Mayor and his office will have a lot of powers and the ability to overthrow decisions also worried about impartiality."

Non-stakeholder

A number of participants were opposed to the devolution of powers in this area altogether and felt the proposals were unnecessary (44), while others were opposed as they felt that the proposals would add further unnecessary tiers of bureaucracy and additional red tape (43).

"Unnecessary and costly extra level of bureaucracy. The individual councils are already more than capable of managing this #pointless."

Non-stakeholder

Finally, there was opposition from 41 participants who felt that devolution would lead to power being removed from their local councils and/or communities, while a further 35 participants opposed on the grounds of unfair representation and felt that local decisions affecting their local area would be made elsewhere.

"These are very local issues and people do not want housing or planning forced in their area by "Big Brother"."

Non-stakeholder

There were 239 participants who made supportive comments of the proposal, under certain environmental conditions in particular, such as provided the countryside, greenbelt land and woodland were protected from development (44) and the prioritisation of brownfield sites for development (20). A further 19 participants expressed the need for developments to be affordable.

Participants also had the opportunity to **make suggestions** in their response, which would complement the housing proposals. The most frequently cited suggestions included:

Page 186

- The provision of affordable housing (125);
- The protection of the countryside and greenspace in housing policies (121);
- The development of brownfield sites (85);
- Consideration being given to the environmental impacts of housing policies (79); and
- Housing developments prioritising existing properties and derelict buildings before starting new builds (77).

6.5 Representative survey summary of responses

Of the 91 representative survey participants who responded to this question, just under two thirds (65%) were supportive of the housing and planning proposals, of which 20% said they strongly support them and a further 45% who were in support.

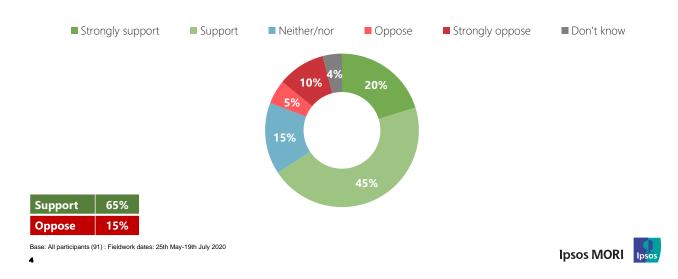
Few (15%) opposed the proposals while a similar proportion said they neither supported nor opposed it. Of those in opposition, one in ten (10%) were strongly opposed with 5% opposed. Just 4% said they don't know when answering the question.

There was little to no variance in the proportion of opinions when comparing the open consultation to representative sample survey.

Figure 6.2: Summary of representative survey of digitally disconnected communities

Confer housing and planning functions to West Yorkshire Mayor and mayoral combined authority

Q4. Do you support or oppose this proposal to confer housing and planning functions to a West Yorkshire Mayor and mayoral combined authority?



7 Police and crime

7.1 Background

Before answering this question, participants were provided with the following information regarding the proposed devolution of powers related to police and crime.

Police and crime

The 'minded to' devolution deal announced in March 2020 included the transfer of Police and Crime Commissioner functions and powers to the Mayor in 2024.

Currently we are exploring the potential to transfer the functions of the Police and Crime Commissioner to the Mayor ahead of the 2024 timeline, possibly as early as 2021. This will deliver better outcomes for the public by improving working across public services, for example between social inclusion and community safety and cohesion. Joining police and crime functions with oversight of other public services in the mayoral combined authority would also promote further collaboration within the region. A mayor exercising police and crime functions will continue to provide a single, directly accountable individual who is responsible for securing an efficient and effective police force in West Yorkshire, in the same way the Police and Crime Commissioner does currently.

Below is a summary of the proposed Police and Crime Commissioner functions that would transfer to the Mayor. Full details are available in section 3.6 of the scheme.

The Mayor's Police and Crime Commissioner functions would include:

- issuing a police and crime plan
- setting the police budget including council tax requirements
- undertaking Chief Constable dismissals, suspensions, and appointments

The Mayor will appoint a Deputy Mayor for Policing and Crime (who is not directly elected), to whom they may delegate functions like:

- determining police and crime objectives
- attending meetings of a Police and Crime Panel
- preparing an annual report

These functions will be transferred from the existing West Yorkshire Police and Crime Commissioner to the Mayor. A Police and Crime Panel will scrutinise the actions and decisions of the Mayor /Deputy Mayor for Policing and Crime and enable the public to hold them to account.

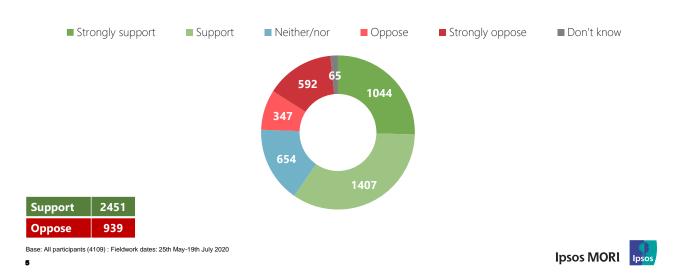
7.2 Summary of closed question responses

Participants were asked if they support or oppose the devolution of Police and Crime Commissioner functions to a West Yorkshire Mayor. Of the 4,109 that responded, 2,451 were supportive of the proposals while 939 were opposed.

Fig 7.1: Summary of open consultation

Confer Police and Crime Commissioner functions to West Yorkshire Mayor

Q5. Do you support or oppose this proposal to confer Police and Crime Commissioner functions to a West Yorkshire Mayor?



Of the 4,105 non-stakeholder who responded to the question, 2,450 were supportive of the police and crime proposals, with 1,044 saying they strongly supported the proposals and 1,406 saying they generally supported it.

There were 939 non-stakeholders who were opposed the police and crime proposals – 592 were strongly opposed and 347 who generally opposed them.

There were 651 non-stakeholders who said they neither support nor oppose the proposals while 65 said they don't know.

Four stakeholders provided a view on the proposals to devolve police and crime commissioner functions to a West Yorkshire Mayor. One stakeholder was supportive of the proposals while the remaining three were neutral and did not offer support or opposition.

7.3 Summary of stakeholder responses

Six stakeholders provided additional information elaborating further on their opinions towards the proposals:

- The University of Leeds identified the potential for greater collaboration, specifically concerning
 the sharing of information across the region. The N8 Research Partnership is well placed to
 enhance collaboration to improve frontline police activities and make them more efficient and
 effective;
- The Office of the Police and Crime Commissioner for West Yorkshire emphasised its overriding priority for communities to be safe and feel safe, in particular during these difficult and uncertain times. It sought reassurance that any new governance model will deliver on this principle and that the significant body of work that needs to be undertaken in a potential transfer of functions in such a short space of time does not cause any detriment to West Yorkshire communities. It was, on balance, supportive of the proposal to transfer the functions to a West Yorkshire Mayor;

Page 189

- West Yorkshire Police felt that there could be a dilution of focus on policing given the Mayor's (and Deputy Mayor's) competing responsibilities, including transport, adult education, housing, planning and economic regeneration. As a result it supported the inclusion of a Deputy Mayor for Policing who can give policing and crime the specific focus and support it needs. However, it identified that not all PCC functions can be covered by the Deputy Mayor, and expressed concern at paragraph 3.6.4.3, which allows for any other person (potentially a Combined Authority officer) to exercise PCC functions. Further concern was expressed about the accountability structure under the proposals, which could lead to conflicting directions and approaches on decision making;
- Leeds City Council's Scrutiny Board reiterated a need to develop clear principles in terms of scrutiny engagement and lines of accountability, which the Combined Authority should lead on to ensure collective agreement across all the districts is achieved; and
- Other stakeholder participants commented that they did not have sufficient informed knowledge in this area to provide a response.

7.4 Summary of non-stakeholder responses

A total of 2,057 participants provided a response to the proposals relating to the powers of policing and crime. There were slightly more participants who provided a response in opposition to the proposals (924) compared to those who provided a response in support (874).

Of the 874 participants who made supportive comments about the proposals relating to the powers of policing and crime, 206 participants left no further explanation. This means that they used the open space text box to note their support without providing any further detail to explain why they held this view.

There was strong support for the potential of the proposals to encourage joined up thinking, working and co-ordination, which could lead to a cohesive delivery of front line police services (174).

"I support the proposal because I think that it brings in to play the possibility of linking the Police Service, of which overall we can be proud, more solidly to the communities it serves"

Non-stakeholder

Common expressions of support were made for the decentralisation which would occur, resulting in local autonomy when it comes to police and crime, specifically the principle of local control and decision making (99), in particular that it would provide support for the police and address the causes of crime and aid prevention at a local level (88). The importance of understanding local issues and local knowledge when it comes to crime was also seen as a significant strength of the proposals (75).

"Policing should be local and not central. You get more effective decisions on the allocation of resources if these are made locally"

Non-stakeholder

"Public confidence, through transparency and accountability, is key"

Non-stakeholder

Page 190

The increased local accountability of the role, and the resulting transparency of running the police force, was another main reason for support (78). Some supported the proposals citing a lack of confidence in the current Police and Crime Commissioner role (76). The latter opinion is mainly due to a perceived lack of visibility and effectiveness, whilst the relatively low voter turnout at the last election potentially undermines the political mandate of the role. There was also a belief that the Mayor would provide the political accountability which was necessary (34).

"This is a fabulous idea. The PCC role doesn't inspire the public very much and I think the duties would fit nicely into the mayoral roles"

Non-stakeholder

"I feel strongly that the police must be accountable, transparent and more inclusive/diverse so if a Mayor can achieve this better than the present system then I would be in favour"

Non-stakeholder

Finally, some supported the proposals because it was a long overdue and necessary change (49) which would also result in a reduction in the tiers of local government and remove any duplication (43).

"Police and Crime Commissioners are often called obsolete and turn out to their elections prove this. Hopefully a transfer of power to a singular source will stream line the process and make them ultimately more effective"

Non-stakeholder

Of those who made opposing comments to the proposals relating to the powers of policing and crime, the most commonly cited reason was the need for the police to retain its independence and be free from political interference and bias (162), with a further 89 thinking that such a role should be the responsibility of the police itself.

"The police should not be politicised or subject to political interference"

Non-stakeholder

"I don't think that a new Deputy Mayor of Policing and Crime and panel is necessary for this purpose. It could be achieved by other means. I worry that the position will be politicised and too much focus will be brought away from officers on the ground which have a bigger influence on community cohesion"

Non-stakeholder

There were 130 participants who deemed the changes to be unnecessary, whilst a further 113 were critical of the cost and felt the money would be better spent elsewhere. Additional concerns were expressed about additional red tape and bureaucracy (97).

"If, as you state, the new mayor will be, "responsible for securing an efficient and effective police force in West Yorkshire, in the same way the Police and Crime commissioner does currently.", then why is there any need to change? It seems to me that some people make a career out of changing things for the sake of changing them, and at our expense. If it ain't bust, don't fix it. this is a complete waste of money"

Non-stakeholder

There was uncertainty of the potential benefits and advantages of the proposals (103) whilst the appointment, rather than election, of a Deputy Mayor was a principle opposed to by 100 participants.

"Sorry but a non-elected Deputy Mayor for Policing opens this position up to nepotism and political change possibly every 4 years"

Non-stakeholder

There was also concern that the role and associated responsibility would be too much responsibility, too large and ultimately concentrate the power into the hands of one individual (67) whilst others simply did not think that the Police and Crime Commissioner function should sit with the Mayor (62).

"I think it's simply putting too much on the Mayor's plate. It may be subsumed by too many other things despite the benefits of sectoral co-operation"

Non-stakeholder

Finally, a number of participants just felt the role should be abolished completely and not sit anywhere (60), with the perception that the role does not improve policing in West Yorkshire (47) and should be the responsibility of the Chief Constable.

"Having worked for the police (not in West Yorkshire) I am not convinced in the utility of a Police and Crime Commissioner and would prefer to see the institution abolished"

Non-stakeholder

A further 146 participants gave conditional support to the proposals, which means they were minded to be in support as long as certain things were put into place or guaranteed. The most commonly mentioned themes included upholding the principles of accountability and transparency (22), the competency of the Mayor to do the job (17) and provided the police themselves increase in physical presence and visibility (13).

When responding to the consultation, **participants make suggestions** which could complement the proposals they are responding to, or draw in additional points which they wish to make. The most frequently cited suggestions on the proposals relating to the powers of policing and crime were as follows:

- There should be an increase in police numbers and the visibility of them on the streets (111);
- Local people and communities should be consulted with, involved and listened to on this matter (53);
- Accountability, transparency and scrutiny should be guaranteed (43);

Page 192

- Funding and resources for the Police should be increased (34); and
- The Deputy Mayor should be democratically elected (27).

7.5 Representative survey summary of responses

Of the 90 representative survey participants who responded, three in five (60%) were supportive of the police and crime proposals – one in five (20%) said they strongly support the proposals while a further two in five (40%) said they support them. Just under a quarter (23%) opposed the proposals, of which 13% strongly opposed and 10% opposed.

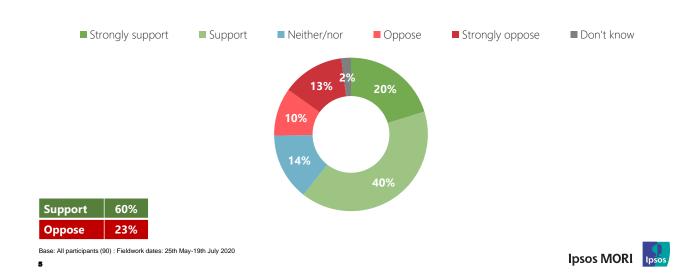
Few (14%) had no opinion other way and just 2% said they don't know.

There was little to no variance in the proportion of opinions when comparing the open consultation to representative sample survey.

Figure 7.2: Summary of representative survey of digitally disconnected communities

Confer Police and Crime Commissioner functions to West Yorkshire Mayor

Q5. Do you support or oppose this proposal to confer Police and Crime Commissioner functions to a West Yorkshire Mayor?



8 Finance

8.1 Background

Before answering this question, participants were provided with the following information regarding the proposed devolution of powers related to finance.

Finance

The 'minded to' devolution deal announced in March 2020 proposes that the mayoral combined authority will receive control and influence over at least £1.8bn of funding from central Government in Westminster to spend on local priorities.

The Mayor would be required to prepare a draft annual budget for their areas of responsibility based on the powers devolved to them as part of this deal. The Mayor's budget is subject to the approval of the Combined Authority.

Below is a summary of the new financial responsibilities that the Mayor and mayoral combined authority would have. For full details please refer to section 4 of the scheme.

It is proposed that this would work by:

Conferring functions and funding to the Mayor that include:

- the power to issue a Council Tax Precept in relation to the exercise of Mayoral functions and also provide for a precept for policing and crime functions.
- the power to charge a business rate supplement (subject to a ballot of local businesses)

Conferring functions to the mayoral combined authority to:

- extend the Combined Authority's existing borrowing powers (which are currently for transport functions) to other priority infrastructure projects, including but not limited to: highways, housing, investment and economic regeneration
- be able to seek consent to raise a Strategic Infrastructure Tariff to enable it to raise funding for strategic infrastructure.

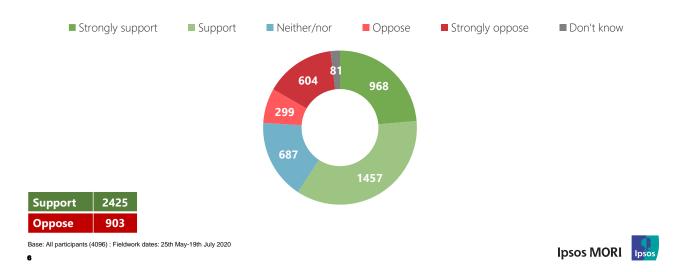
8.2 Summary of closed question responses

Participants were asked whether they support or oppose the proposals to devolve additional finance functions to a West Yorkshire Mayor and Mayoral Combined Authority, as set out in the Scheme. Of the 4,096 who gave an opinion, most (2,425) were supportive of the finance proposals while 903 were opposed.

Fig 8.1: Summary of open consultation

Confer additional finance functions on West Yorkshire Mayor and mayoral combined authority

Q6. Do you support or oppose this proposal to confer additional finance functions on a West Yorkshire Mayor and mayoral combined authority?



Of the 4,092 non-stakeholders who responded to the question, 2,422 were in support of the finance proposals, with 967 expressing strong support and a further 1,455 in general support.

There were 903 non-stakeholder who were opposed to the finance proposals, of which 604 were strongly opposed and 299 who were opposed.

There were 686 non-stakeholders who said they neither support nor oppose the proposals while 81 stated they don't know.

Of the four stakeholders who provided a view on the proposals to devolve additional finance functions to a West Yorkshire Mayor, three were supportive while one stakeholder had no view either way. Of those who were in support of the proposal, one stakeholder expressed strong support while the remaining two were in general support.

8.3 Summary of stakeholder responses

Eight stakeholders provided additional information elaborating further on their opinions towards the proposals:

- The University of Bradford recognised that some financial flexibility, subject to democratic
 consent and oversight, would enable prioritisation of local needs and delivery of local solutions
 and thought that the proposal balances flexibility and consent appropriately;
- Yorkshire Universities highlighted the size of the investment funding compared to other city regions, which signifies significant ambition on the part of West Yorkshire. Such investment is also expected to leverage additional private finance in the long-term and tools such as external borrowing powers, strategic infrastructure tariffs and levies are important mechanisms to complement this. Yorkshire Universities also encouraged a focus on attracting new investment to help West Yorkshire achieve its stated goal of being carbon net-zero by 2038;

- The University of Leeds supported the availability of focused, coordinated finances, in particular a single pot to invest in economic growth. It urged the continuation of partnership working;
- West Yorkshire Police welcomed that any receipts arising from property, rights and liabilities are
 to be paid into the Police Fund (para 3.6.5.1) and that policing assets will be ring-fenced (section
 3.6.9). However, it expressed concern about conflicting interests if decisions on borrowing,
 buying and disposal of police assets and contract agreements were influenced by the Combined
 Authority, which would lessen the accountability of the Chief Constable. It felt such decisions
 would be better resting with a Mayor;
- TUC Yorkshire and the Humber welcomed the significant opportunity to support progressive procurement and commissioning via the new Mayoral budget, and felt that the Mayor would have a prominent role to play in driving up pay, terms and conditions across a localised economy. It also felt the proposal provides significant opportunities to embed high quality employment practices, secure jobs, deeper union access, and significant growth in a low carbon economy. It specifically requested that the Mayor considers the findings of its recent report 'A Better Recovery for Yorkshire' and set business procurement and commissioning conditions for all mayoral projects which require employers to sign up to a fair work charter, pay decent wages, permit union access, and commit to greening their business processes;
- Leeds City Council's Scrutiny Board welcomed the role of the Combined Authority's Overview and Scrutiny Committee in being transparent and accountable when it comes to robust treasury management. It saw this as critical given the proposals to extend the Combined Authority's existing borrowing powers (for transport functions) to other priority infrastructure projects;
- The Environment Agency and Natural England emphasised the need to increase the value of natural capital assets in West Yorkshire an essential part of the economic and green recovery. Investment in natural capital is therefore essential. It cited the Natural Capital Committee, which advised that carefully planned and targeted investments in natural capital such as woodland planting, peatland restoration and wetland creation can deliver significant economic growth, and generate potential returns of up to nine times the costs. It also highlighted Leeds City Region LEP's study on natural capital, which should be reviewed given the evidence on the value of the natural environment, including the benefits of flood resilience, health and wellbeing and habitat improvements;
- TUC Yorkshire and The Humber Creative & Leisure Industries Committee saw the ability to raise finance and spend money to benefit the people of West Yorkshire as 'the only advantage to having an elected Mayor in West Yorkshire' given the austerity cuts to local government funding since at least 2010.

8.4 Summary of non-stakeholder responses

A total of 1,831 participants provided a response to the proposals relating to the devolution of powers related to finance. There were about the same number of participants who provided a response in support of the proposals (786) compared to those who provided a response in opposition (780).

Of the 786 participants who made supportive comments in relation to the proposed devolution of finance and budgeting powers as set out in the deal, 121 just reiterated their support without leaving further reasons for this support. The most frequently cited reason in support of the transfer of these financial responsibilities was that it would provide local autonomy and local control of budget expenditure (253). A further 121 participants supported funding being spent by those with a local knowledge and understanding of local priorities, whilst a further 119 specifically referenced the importance of local decision making. Another 96 re-iterated support for the devolution of power from Westminster to the Combined Authority, which will provide greater local autonomy.

"I'm all for budget decisions about west Yorkshire being made in West Yorkshire not Westminster"

Non-stakeholder

"This is clear: better local decisions on spending priorities are clearly massive improvements on the current arrangement of being seemingly constantly overlooked by our London-centric central government"

Non-stakeholder

Others were supportive of the proposed amount of additional investment (referencing £1.8bn) which would be devolved from Central Government (100)

"It will enable the Mayor to access £1.8 billion of funding from central Government and also enable an accountable method to access necessary funds locally"

Non-stakeholder

There was also support for the proposal that the Mayor would have the necessary powers to set the rate of Council Tax and the Mayoral precept (71), with those considering that powers without funding would be a pointless step.

"Giving the Mayor the authority to add a precept to CT bills and the possibility of raising an NNDR levy will provide a suitable vehicle to raise funding locally and justify the value for money aspect that these changes will require"

Non-stakeholder

"I welcome the ability to raise a council tax precept and strategic infrastructure tariff and extent the Combined Authority's borrowing powers, as the funding to be transferred to West Yorkshire is sadly inadequate"

Non-stakeholder

Further supportive comments for the finance proposal were grounded in wider reasons for supporting the wider devolution deal. For example, the proposals would result in greater transparency and accountability of local politicians (44), that such changes are long overdue and should be carried out as soon as possible (61) and will provide advantages and benefits for the region (40). Furthermore, there was explicit support for extending the existing borrowing powers for priority infrastructure investments (30), with a further 19 specifically referencing the importance of the Strategic Infrastructure Tariff.

Page 197

"I support extend authority's existing borrowing powers (which are currently for transport functions) to other priority infrastructure projects including but not limited to highways, housing, investment and economic regeneration. I think this proposal will benefit communities"

Non-stakeholder

"West Yorkshire needs a range of infrastructure developments locally determined. This model provides for access to necessary capital as well as other funding that is not tied to dependence on central government"

Non-stakeholder

Of the 780 participants who provided comments against the proposed devolution of finance and budgeting powers as set out in the deal, the most common theme was an opposition to increases in Council Tax and the Council Tax precept specifically related to additional Mayoral functions and the policing and crime functions (306).

"If the proposed Council Tax Precept is in addition to the council tax and the Town Council Tax then I oppose Strongly to yet another back door tax, when will it stop we are already taxed to the hilt"

Non-stakeholder

"The precept should not be in addition to what residents are already paying. This scheme should be self funding, not requiring additional input from residents in the area"

Non-stakeholder

There were 134 participants who felt that the costs would be unnecessary and could be better spent elsewhere, along with concerns about the cost of additional bureaucracy (104). More specific comments in opposition related to the Business Rate Supplement (62).

"Another tier of bureaucracy / cost. The Mayoral Combined Authority will seek to justify yet another increase in council tax to fund this when the majority of the public think we pay too much now for the services that we are not getting or have been vastly reduced"

Non-stakeholder

"In the current climate additional business rate supplements is unacceptable. The focus needs to be on supporting businesses"

Non-stakeholder

There was also concern expressed as to the ability of local politicians to manage such devolved powers and responsibilities, with 69 participants having little confidence in West Yorkshire local authorities and politicians due to perceived historic mismanagement of public funds.

"Historically local authority haven't been terribly efficient at spending funds....they're not really accountable to their "customers" (local electors) as the majority of voters don't have a particularly strong grasp of financial matters".

Non-stakeholder

There was also concern that the powers and areas of responsibility would be too much for one person (i.e. a Mayor) to manage effectively (42)

"I do not believe, regardless of political persuasion that an elected Mayor should have the power or indeed the authority to spend funds as he/she may see fit"

Non-stakeholder

A further 279 participants gave conditional support to the proposals, which means they were minded to be in support as long as certain things were put into place or guaranteed. These ranged from assurances on accountability and transparency (45), to ensuring devolution delivers fair representation (20), to making sure Council Tax and Council Tax precepts would not increase (30) as well as cost effective spending (18) and proportional budget allocations (15).

When responding to the consultation, **participants make suggestions** which could complement the proposals they are responding to, or draw in additional points which they wish to make. The most frequently cited suggestions on the proposals relating to the devolution of finance and budgeting powers were as follows:

- Strict transparency and accountability is put in place, alongside an effective means of scrutinising the Combined Authority spending (35);
- Local people and communities should be consulted with, involved and listened to on this matter (26);
- Council Tax/ the Council Tax Precept should be fair and proportionate (23);
- Devolution should provide economies of scale and prove it provides value for money spent (20);
- Funding should be provided by central Government / Westminster (as opposed to raised locally via taxes/precept) (15);
- Devolution needs to consider the impact on the vulnerable / poor / deprived (11);
- Environment / climate change targets should be a key consideration in any deal (10);
- Funding should be raised via a local income tax (rather than Council Tax/precept) (10).

8.5 Representative survey summary of responses

Of the 91 representative survey participants who responded, over half (54%) were supportive of the finance proposals with 15% saying they strongly support them and 38% saying they were in general support. Few (15%) were opposed to the proposals (9% strongly opposed, 7% opposed).

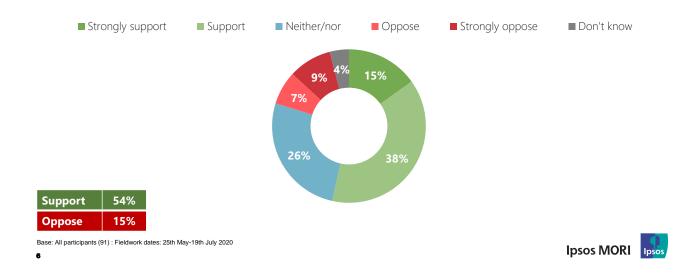
Over one quarter (26%) said they neither support nor oppose the proposal while 4% said they don't know.

There was little to no variance in the proportion of opinions when comparing the open consultation to representative sample survey.

Figure 8.2: Summary of representative survey of digitally disconnected communities

Confer additional finance functions on West Yorkshire Mayor and mayoral combined authority

Q6. Do you support or oppose this proposal to confer additional finance functions on a West Yorkshire Mayor and mayoral combined authority?



Appendix A: Response form



West Yorkshire Devolution Have your say

The consultation will run from 25th May 2020 to midnight on 19th July 2020

Background

On 11 March 2020, a 'minded to' <u>devolution deal</u> was agreed between HM Government in Westminster and the Leaders of the councils of West Yorkshire. Implementation of this deal is being done jointly between City of **Bradford** Metropolitan District Council, Borough Council of **Calderdale**, Council of the Borough of **Kirklees**, **Leeds** City Council and Council of the City of **Wakefield**, the West Yorkshire Combined Authority, and the Leeds City Region Enterprise Partnership (LEP).

Devolution is the transferring of money and functions from central Government, to enable decisions that are a priority for West Yorkshire to be made locally. These decisions can be made by a mayoral combined authority and Mayor, who is elected to serve local people, communities and businesses. In addition, there are functions held by both the mayoral combined authority and the councils of West Yorkshire.

The deal will provide a range of devolved functions and control and influence over at least £1.8bn of funding, most of which is new money to the area, to invest in our people, towns, cities and rural areas in infrastructure, skills, business, housing and regeneration, cultural and heritage assets.

Where the Mayor or the mayoral combined authority is given a function or power, this is called "conferring". You will see this word appear several times in this document.

Why are we proposing these changes?

Each council in West Yorkshire and the Combined Authority has carefully considered the 'minded to' devolution deal. In addition, a governance review was undertaken to look at the options, which concluded that establishing a mayoral combined authority model of governance for West Yorkshire would have a positive impact on the interests and identities of local communities.

The review also proposed that a scheme is published. The scheme is a document that sets out proposed changes to the role and functions of the Combined Authority. The scheme forms the basis for an order establishing the Combined Authority as a mayoral combined authority and is a key part of the process required by law to make changes to current arrangements. The scheme forms the basis of this consultation.

The full governance review and scheme are available at www.westyorks-ca.gov.uk/devolution. You may find it useful to read these documents, and the deal document itself, before responding to this consultation.

Where the Mayor or the mayoral combined authority is given a function or power, this is called "conferring". You will see this word appear several times in this document.

What we are consulting about?

Subject to the West Yorkshire devolution deal being implemented, work has begun to set out how it would support the economic and infrastructure development of the region in areas including transport, education and skills, planning and housing, and functions currently carried out by the Police and Crime Commissioner for West Yorkshire.

It is proposed that the five West Yorkshire councils will work with the Mayor to exercise these new functions through the mayoral combined authority.

Page No. **163**

It is proposed that the mayoral combined authority will continue to be called the West Yorkshire Combined Authority. The West Yorkshire Combined Authority will retain its current functions, and these will be complemented by the devolution deal.

Further information about what is included in the deal is available at www.westyorksca.gov.uk/devolution. We have also developed some frequently asked questions, which you may find useful to read.

Public consultation

We have set out the detail of how we propose that devolution will work in West Yorkshire and we want to know what you think. Our consultation is open from 25 May 2020 to midnight on 19 July 2020.

You can have your say by:

- Completing our online survey at www.yourvoice.westyorks-ca.gov.uk/wydevolution
- Completing this hard copy consultation document
- Emailing us at wyconsultation@ipsos-mori.com
- Writing to us using the freepost address (you don't need a stamp) Freepost WY Devolution Consultation
- Sharing your views by Twitter to @WestYorkshireCA using #WestYorksDevolution

You can ask us a question using the Question and Answer (Q&A) tool on our Your Voice consultation website if you have a question that isn't covered by the Frequently Asked Questions (FAQs) that appear on the website, or if you would like us to clarify any technical terms that appear in this survey. You can also contact us with queries using any of the contact details listed above.

We will be updating our FAQs throughout the consultation with any common questions received.

Accessibility and contact information

If you are unable to take part in one of the ways we have suggested, please call 0800 141 3657 or email wyconsultation@ipsos-mori.com and we will discuss the best way for you to participate. This may include making materials available in another format, such as large print, braille, or another language.

Next steps and decision making after the consultation has concluded

Following the close of the consultation on 19 July 2020, Ipsos MORI will independently compile a report on all the responses received. The report will be considered by City of Bradford Metropolitan District Council, Borough Council of Calderdale, Council of the Borough of Kirklees, Leeds City Council, Council of the City of Wakefield and the West Yorkshire Combined Authority. The Secretary of State will be sent a summary of the consultation responses and will take account of the views of the public when deciding to lay an order before parliament later in the year to make changes to the Combined Authority's current arrangements and functions.

Page No.

DI FACE TICK ONE DOY ON!! V	
PLEASE TICK ONE BOX ONLY	
I am a member of the public, giving my views as a	n individual
I am responding on behalf of, or as a representative	re of, a business or organisation
Please provide the first half of your postcode: (e.g. LS1) PLEASE WRITE IN	
This is a public consultation, and therefore anyone of into account.	can have their say and all valid responses will be taken

Section 1: Governance

Below is a summary of how we propose the new mayoral combined authority will work in terms of governance, scrutiny and auditing arrangements. For the full details, please refer to section 2 the scheme which is published on our website at https://www.yourvoice.westyorks-ca.gov.uk/wydevolution

To implement the West Yorkshire devolution deal we are proposing the following:

- The first Mayor for West Yorkshire will be elected in May 2021 by registered voters in the five West Yorkshire council areas: Bradford, Calderdale, Kirklees, Leeds and Wakefield.
- The initial term of the Mayor will be for three years, to 2024. After then, each mayoral term will last for four years to align with other mayoral combined authority elections in England.
- The mayoral combined authority will have a total of 11 members, comprising:
 - eight voting members from the constituent councils, which are expected to include the five leaders of each council (Bradford, Calderdale, Kirklees, Leeds and Wakefield).
 Three additional members will be chosen in collective agreement to reflect as far as practical the political make-up of the constituent councils
 - o the Mayor
 - o plus, two non-voting additional members: an elected member from City of York Council; and a member nominated by the Leeds City Region Enterprise Partnership (LEP)
- Police and Crime Commissioner functions will be passed to the mayor who will be able to appoint a Deputy Mayor for Policing and Crime and delegate some functions to that person.
- The Mayor will also have functions relating to transport, housing and planning and finance
- The mayoral combined authority will have responsibility for transport-related functions, adult
 education and skills functions, housing functions, economic development, and finance
 functions in addition to those exercised by the Mayor.
- The mayoral combined authority will be required to make arrangements for the overview and scrutiny of mayoral and non-mayoral functions, as well as retaining statutory arrangements in relation to audit. The Mayor's Police and Crime Commissioner functions will be scrutinised by a Police and Crime Panel.

Page No. 3

Question 1

Page No.

Do you agree or disagree with our proposals for the revised arrangements for the Combined Authority, as set out above and in the Scheme, in particular the proposed arrangements for a Mayor, mayoral combined authority, and the councils, working together?

PLEASE TICK ONE BOX ONLY							
Strongly agree	Agree	Neither agree nor disagree	Disagree	Strongly disagree	Don't know		
Why do you say this?							
PLEASE WRITE IN BEL	ow						
Soction 2. Tro	nonort						
Section 2: Tra	•						
The West Yorkshire devolution deal will give the Mayor and mayoral combined authority responsibilities for significant investment in transport infrastructure and services, including public transport. This will help create an effective and efficient West Yorkshire transport system for the long term, and give greater certainty over future funding for transport improvements.							
Below is a summary of section 3.3 of the sch							
It is proposed that this	s will be dor	ne by:					
Conferring functions of	on the Mayo	or to:					
 produce a Local Transport Plan and related transport strategies have access to franchising powers for bus services that would enable the Mayor to decide what bus services are provided (routes, timetables and fares). It is expected that this would have many benefits including smart, simple, integrated ticketing across West Yorkshire. Please note that there would be a separate process and consultation if the Mayor decided to consider franchising. request the provision of electric vehicle charging points in order to promote lower carbon transport options 							

Conferring functions on the mayoral combined authority to:

- set up a Key Route Network across West Yorkshire on behalf of the Mayor. This would enable a consistent approach to the management of that network, building on the existing Key Route Network of local roads
- minimise disruption on the Key Route Network with a permit scheme to help plan and manage utility and highway works
- enter into agreements with local highway authorities for construction, improvement and maintenance. The expectation is that all operational responsibility for highways will remain with local councils, so the use of these functions will need to be agreed with constituent authorities
- make grants to bus operators

These functions will unlock transport funds and funding flexibilities that will build on successful funding bids in the region, including the recently announced £317m Transforming Cities Fund allocation for Leeds City Region.

Question 2

PLEASE TICK ONE BOX ONLY

Do you support or oppose this proposal to confer transport functions and new transport related functions to a West Yorkshire Mayor and mayoral combined authority?

Strongly support	Support	Neither support nor oppose	Oppose	Strongly oppose	Don't know
Why do you say this?					
PLEASE WRITE IN B	ELOW				

Section 3: Skills and employment

The deal will give the mayoral combined authority powers to help people and businesses in West Yorkshire get the skills and support necessary to reach their ambitions, as well as support the region's economy. This will be achieved through control of the government's Adult Education Budget, currently £63 million per year.

Page No.	5
Page No.	5

Below is a summary of how this will work. For full details please refer to section 3.4 of the scheme, available at https://www.yourvoice.westyorks-ca.gov.uk/wydevolution

It is proposed that this will work by conferring functions on the mayoral combined authority to:

- provide adult education and training and control the Adult Education Budget (AEB) from the academic year 2021/2022, subject to meeting readiness conditions.
- promote the effective participation in education and training of young people aged 16 and 17.
- make available to young people and relevant young adults appropriate support services to encourage, enable and help them participate in education and training.
- ensure that adult education and training in West Yorkshire promotes high standards, fair access to opportunity for education and training, and fulfils individuals' learning potential.
- require relevant institutions in the further education sector to provide appropriate education to specified individuals aged between 16 and 18 years.

Devolved control of the Adult Education Budget will give us greater influence over the adult skills and training to better meet the needs of individuals, businesses and the economy. It will also help deliver inclusive growth in the region by allowing as many people as possible to contribute to our region's prosperity.

Please note: At the same time as this devolution consultation a separate consultation will be held on the Adult Education Budget Strategy – it is a public consultation, but we are particularly keen to hear from education and training providers and other interested stakeholders. If you are interested in knowing more about this consultation, please visit our website: yourvoice.westyorks-ca.gov.uk/aeb or contact us by one of the methods listed at the start of this consultation document.

Question 3

Do you support or oppose this proposal to confer skills and employment functions to a West Yorkshire mayoral combined authority?

Strongly support Support oppose Oppose Oppose Strongly oppose know Why do you say this? PLEASE WRITE IN BELOW

Page No. 6

Section 4: Housing and planning

The deal will give the Mayor and mayoral combined authority functions to look at planning across the West Yorkshire area to improve coordination of decisions, ensure that decisions are not affected by council boundaries and address cross-boundary issues.

The proposal is that this will be done by conferring functions to the Mayor and mayoral combined authority to exercise functions alongside the five West Yorkshire councils or Homes England, as appropriate.

Below is a summary of how this will work. For full details please refer to section 3.5 of the scheme available at https://www.yourvoice.westyorks-ca.gov.uk/wydevolution

It is proposed that this will work by:

Conferring functions and funding to the Mayor that include:

- compulsory purchase powers
- powers to produce a spatial development strategy for West Yorkshire
- powers to designate an area of land as a mayoral development area and set up a mayoral development corporation to focus on that area's community regeneration and sustainability

Conferring functions to the mayoral combined authority to:

- improve the supply and quality of housing
- secure regeneration or development of land or infrastructure
- support in other ways the creation, regeneration and development of communities
- contribute to achieving sustainable development and good design

The mayoral combined authority will provide a pipeline plan of housing sites in West Yorkshire to bring more land into development for the delivery of housing on brownfield sites. Regeneration powers will allow compulsory purchase and land acquisition and disposal to support infrastructure and community development and wellbeing.

This includes providing coordination to infrastructure planning such as broadband and utilities management, plus energy and risk planning, which includes flood risk management.

Page No. 7

Question 4

Do you support or oppose this proposal to confer housing and planning functions to a West Yorkshire Ma	ayor a	nd
mayoral combined authority?		

PLEASE TICK ONE BOX ONLY						
Strongly support	Support	Neither support nor oppose	Oppose	Strongly oppose	Don't know	
Why do you say this?						
PLEASE WRITE IN BI	ELOW					

Section 5: Police and Crime

The 'minded to' devolution deal announced in March 2020 included the transfer of Police and Crime Commissioner functions and powers to the Mayor in 2024.

Currently we are exploring the potential to transfer the functions of the Police and Crime Commissioner to the Mayor ahead of the 2024 timeline, possibly as early as 2021. This will deliver better outcomes for the public by improving working across public services, for example between social inclusion and community safety and cohesion. Joining police and crime functions with oversight of other public services in the mayoral combined authority would also promote further collaboration within the region. A mayor exercising police and crime functions will continue to provide a single, directly accountable individual who is responsible for securing an efficient and effective police force in West Yorkshire, in the same way the Police and Crime Commissioner does currently.

Below is a summary of the proposed Police and Crime Commissioner functions that would transfer to the Mayor. Full details are available in section 3.6 of the scheme available at https://www.yourvoice.westyorks-ca.gov.uk/wydevolution

The Mayor's Police and Crime Commissioner functions would include:

- issuing a police and crime plan
- setting the police budget including council tax requirements
- undertaking Chief Constable dismissals, suspensions, and appointments

Page No.	8
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The Mayor will appoint a Deputy Mayor for Policing and Crime (who is not directly elected), to whom they may delegate functions like:

- determining police and crime objectives
- attending meetings of a Police and Crime Panel
- preparing an annual report

These functions will be transferred from the existing West Yorkshire Police and Crime Commissioner to the Mayor. A Police and Crime Panel will scrutinise the actions and decisions of the Mayor /Deputy Mayor for Policing and Crime and enable the public to hold them to account.

Question 5

Do you support or oppose this proposal to confer Police and Crime Commissioner functions to a West Yorkshire Mayor?

PLEASE TICK ONE	BOX ONLY				
Strongly support	Support	Neither support nor oppose	Oppose	Strongly oppose	Don't know
Why do you say this	?				
PLEASE WRITE IN	BELOW				

Section 6: Finance

The 'minded to' devolution deal announced in March 2020 proposes that the mayoral combined authority will receive control and influence over at least £1.8bn of funding from central Government in Westminster to spend on local priorities.

The Mayor would be required to prepare a draft annual budget for their areas of responsibility based on the powers devolved to them as part of this deal. The Mayor's budget is subject to the approval of the Combined Authority.

Below is a summary of the new financial responsibilities that the Mayor and mayoral combined authority would have. For full details please refer to section 4 of the scheme, which is available at https://www.yourvoice.westyorks-ca.gov.uk/wydevolution

Page No. 9

It is proposed that this would work by:

Conferring functions and funding to the Mayor that include:

- the power to issue a Council Tax Precept in relation to the exercise of Mayoral functions and also provide for a precept for policing and crime functions.
- the power to charge a business rate supplement (subject to a ballot of local businesses)

Conferring functions to the mayoral combined authority to:

- extend the Combined Authority's existing borrowing powers (which are currently for transport functions) to other priority infrastructure projects, including but not limited to: highways, housing, investment and economic regeneration
- be able to seek consent to raise a Strategic Infrastructure Tariff to enable it to raise funding for strategic infrastructure.

Question 6

DI EASE TICK ONE BOY ONLY

Do you support or oppose this proposal to confer additional finance functions on a West Yorkshire Mayor and mayoral combined authority?

FLLASL HOR ONL	DOX CIVET				
Strongly support	Support	Neither support nor oppose	Oppose	Strongly oppose	Don't know
Why do you say this?)				
PLEASE WRITE IN I	BELOW				

Section 7: Final comments

The devolution deal sets out a significant shift of functions, funding, and responsibility from central government to West Yorkshire, in areas like transport, skills, and economic development. The scheme https://www.yourvoice.westyorks-ca.gov.uk/wydevolution proposes the full details of how the new functions and changed arrangements will be carried out by the West Yorkshire Mayor and mayoral combined authority.

Page No. | 10

Question 7

Are there any comments you would like to make that you do not reel you have addressed in your response?
PLEASE WRITE IN BELOW

Page No. 11

About you

So that we can ensure we capture a diverse range of views through this consultation, it would be really helpful if you could provide some information about yourself.

The personal information you provide will only be used in the manner described in the privacy policy which can be found at [https://www.yourvoice.westyorks-ca.gov.uk/wydevolution]. In addition to the information provided in the privacy policy, any information submitted via this document will also be processed, analysed and reported by Ipsos MORI on behalf of the West Yorkshire Combined Authority. Please tick here to confirm you have read and understood this:

this:

I have read and understood the privacy policy

If you told us you are responding to the consultation with views that represent a group or organisation please complete questions 8 and 9.

If you told us you are responding as an individual, please skip ahead to question 10.

Responding on behalf of a group or organisation

Q8. Please select the sector that best describes your group or organisation:

PLE	ASE TICK ONE BOX ONLY
	Local government
	Voluntary and community sector
	Elected representative
	Civil service or government
	Charity
	Academic
	Action group
	Transport
	Business (please answer Q8b)
	Something else
	Prefer not to say
	If 'something else' PLEASE WRITE IN:

Page No. 12

	ASE TICK ONE BOX ONLY	ie sector that b	best describes your business
	Manufacturing		
	Food and drink manufacturing		
	Creative and digital		
	Health and life sciences		
	Low carbon and environmental		
	Financial and professional services		
	Something else		
	Prefer not to say		
	If 'something else' PLEASE WRITE IN:		
Q9.	Please tell us about the group, organisation,	, or business y	you represent:
Nam	ne of organisation:		
You	position in the organisation:		
Re	sponding as an individua	ıl	
	. How do you describe your gender identity? ASE TICK ONE BOX ONLY	?	
	Female		Other
	Male		Prefer not to say
Pref	er to describe as PLEASE WRITE IN :		
Q11	. Please write in your age PLEASE WRITE I	IN AS A WHO	OLE NUMBER e.g. 43
	. Are your day-to-day activities limited becau at least 12 months?	use of a health	th problem or disability which has lasted, or is expected to
PLE	ASE TICK ONE BOX ONLY		
	Yes, limited a lot		No
	Yes, limited a little		Prefer not to say

Page No. 13

Q13	. Which of the following activities best describes what you are doing at present?
PLE	ASE TICK ONE BOX ONLY
	Employee in full-time job (30 hours plus per week)
	Employee in part-time job (under 30 hours per week)
	Self-employed full or part-time
	Working but currently furloughed
	On a government supported training programme (e.g. modern apprenticeship/training for work)
	Full-time education at school, college or university
	Unemployed and available for work
	Permanently sick/disabled
	Wholly retired from work
	Looking after the home
	Doing something else
	Prefer not to say
	If 'something else' PLEASE WRITE IN:
014	In which of these ways does your household occupy your current accommodation?
	ASE TICK ONE BOX ONLY
	Owned outright
	Buying on mortgage
	Rent from council
	Rent from Housing Association/Trust
	Rent from private landlord
	Other
	Prefer not to say

Page No. 14

Q15. What is vo	our ethnic group	identity?
------------------------	------------------	-----------

PLEASE TICK ONE BOX ONLY				
Whit	hite/White British Asian/Asian British			
	English/Welsh/Scottish/Northern Irish/British		Indian	
	Irish		Pakistani	
	Gypsy or Irish traveller		Bangladeshi	
	Eastern European		Chinese	
	Any other White background		Kashmiri	
			Any other Asian background	
Blac	k/African/Caribbean/Black British			
	African	Mixe	d/multiple ethnic groups	
	Caribbean		White and Black Caribbean	
	Any other Black/African/Caribbean background		White and Black African	
			White and Asian	
			Any other Mixed/multiple ethnic background	
Othe	er ethnic group			
	Arab			
	Other ethnic group		Prefer not to say	
Q16.	What is your religion?			
PLE	ASE TICK ONE BOX ONLY			
	None			
	Christian (all denominations)			
	Muslim			
	Sikh			
	Jewish			
	Hindu			
	Any other religion			
	Prefer not to say			
Q17.	Which of the following best describes your sexual orien	ntation	?	
PLE.	ASE TICK ONE BOX ONLY			
	Heterosexual or straight			
	Gay or lesbian			
	Bisexual			
	Prefer not to say			
Prefe	Prefer to describe as PLEASE WRITE IN:			
Pag	Page No. 15 West Yorkshire Devolution Consultation			

Q18.	What is your marital or civil partnership status?
PLE	ASE TICK ONE BOX ONLY
	Single (never married)
	Married or civil partnership
	Widowed
	Divorced
	Separated
	Another status
	Prefer not to say

END OF QUESTIONS

Thank you for completing the consultation document. Your feedback is important to us

Please return your completed consultation to us in an envelope (no stamp required), to our freepost address by 19 July 2020.

Freepost WY Devolution Consultation

Page No. 16

Appendix B: Participant profile

Figure B1: Breakdown of participants by gender identity

Gender identity

Q10. How do you describe your gender identity?

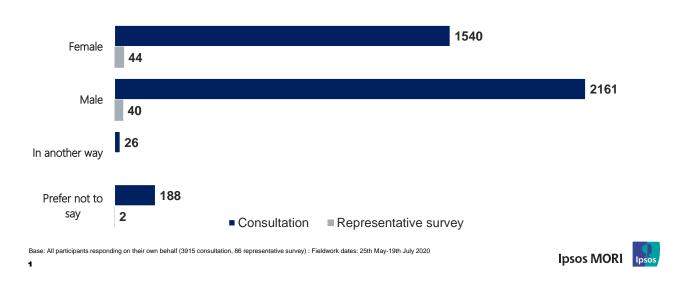


Figure B2: Breakdown of participants by sexual orientation

Sexual orientation

Q17. Which of the following best describes your sexual orientation?

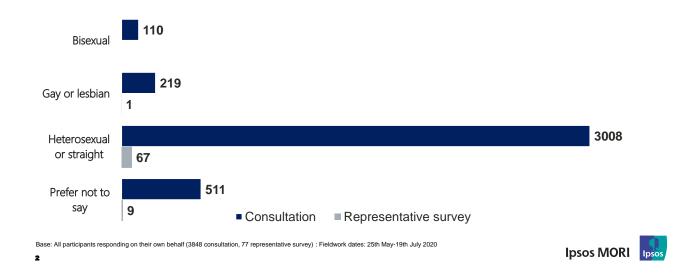


Figure B3: Breakdown of participants by age



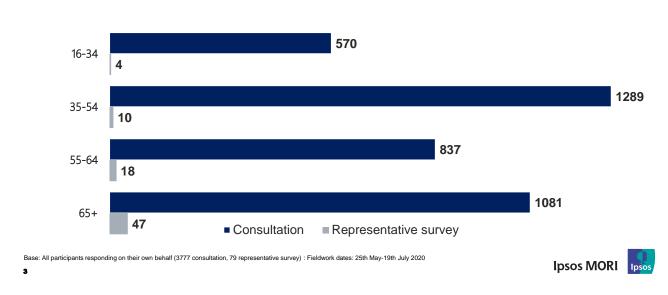


Figure B4: Breakdown of participants by health problem or disability

Health problem or disability

Q12. Are your day-to-day activities limited because of a health problem or disability which has lasted, or is expected to last, at least 12 months?

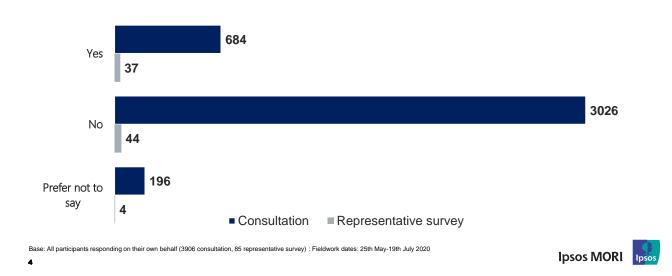


Figure B5: Breakdown of participants by work status

Work status

Q13. Which of the following activities best describes what you are doing at present?

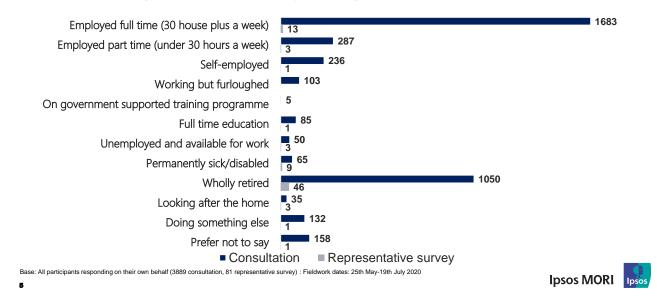
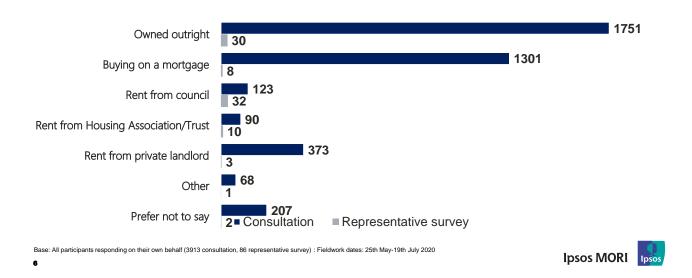


Figure B6: Breakdown of participants by household tenure

Household tenure

Q14. In which of these ways does your household occupy your current accommodation?



Page 219

Figure B7: Breakdown of participants by ethnicity

Ethnicity

Q15. What is your ethnic group identity?

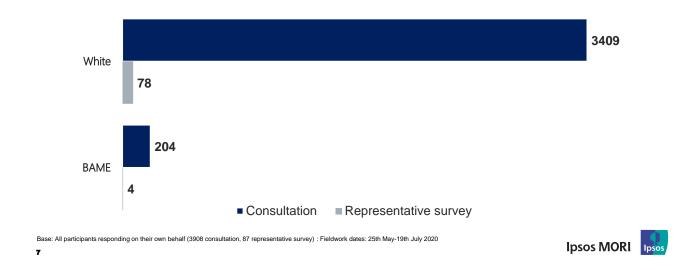


Figure B8: Breakdown of participants by religion

Religion

Q16. What is your religion?

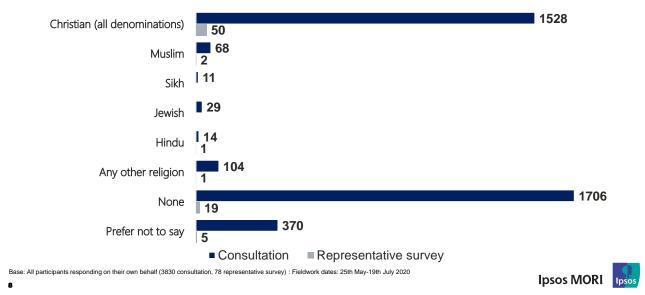


Figure B9: Breakdown of participants by marital status

Marital status

Q18. What is your marital or civil partnership status?

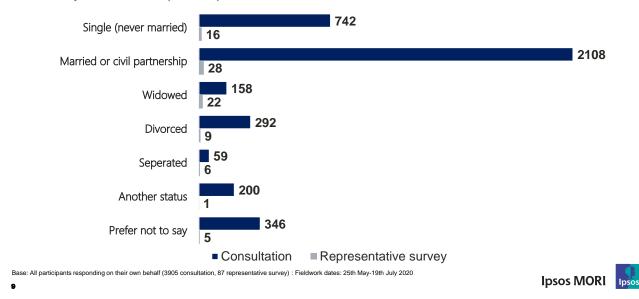
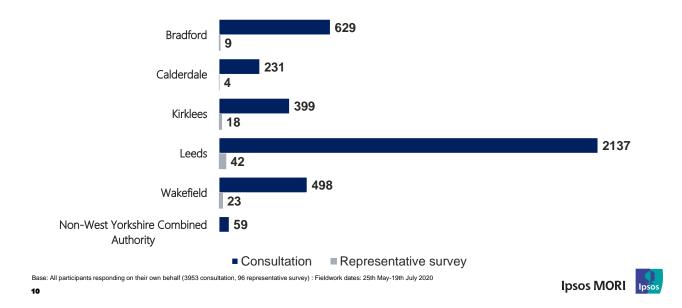


Figure B10: Breakdown of participants by district

District



Appendix C: Late responses

The following responses were all submitted via email and received after the consultation had closed, as such, they have been analysed separately from the main stakeholder responses and classified as late responses.

Mayor Dan Jarvis MBE MP

Mayor Dan Jarvis MBE MP expressed strong support for the in principle West Yorkshire Devolution Deal, explaining that decisions have made in Westminster too far removed from the communities impacted. He went to say that the deal would have numerous benefits for the people living in the region, and the deal would represent a landmark shift in power.

"Bringing with its significant additional resources for the Combined Authority for skills, transport, flooding, housing and regeneration, it (the deal) will represent a landmark shift in power to your region. Generating substantial benefits for people, businesses and communities across West Yorkshire".

He was positive about the additional resources secured through the deal to support the work of the Yorkshire Leader Board, labelling this as an important step forward in fostering collaboration across the region.

Overall, Mayor Dan Jarvis MBE MP stated that the deal will be of the upmost importance to deliver positive results for the region.

"Looking forward, it will be more important than ever that, as Chairs of our respective Combined Authorities, we continue to work together on our shared priorities, delivering results for the whole region."

Pennine Kids Company

Pennine Kids Company welcomed the devolution deal, labelling it as a step forward to taking local decision-making away from central government and putting it in the hands of local people. It went on to say that it is important the deal finds ways to better engage with local citizens with decision-making and local democracy, particularly among young people.

"...it's important that the Devolution Deal puts 'heart' into everything we do as a regional economy...It's important that we find more and better ways to engage local citizens with decision-making and local democracy. Devolution needs to encourage more citizens to exercise their right to vote, including in parish council elections which typically only see a 30% average turnout. Some parish councils in rural areas are often fiefdoms of decision-making rather than representative of our democracy. Local democracy is key."

In the devolution deal, the organisation urged the city region to reconsider local youth enterprise zones to have business support schools and young people. This was to ensure young people have the necessary resources and skills going forward.

"We don't want to see the usual big businesses creaming off top pupils and leaving the rest to find their own way. If local businesses truly understand the need to future-proof their workforce, they will stand up and support business skills in schools... With more businesses working in different places it's not always possible to know what exciting opportunities are out there. By the time pupils are considering apprenticeships or university (if they are considering either option at all) it's far too late."

Finally, it expressed concern over party-politics having a negative effect on local decision-making, so it urged the deal to put down clear markers on how different groups should communicate with each other to ensure that future discussion and debate can lead to real change.

Michael Meadowcroft (Member of Parliament, Leeds West, 1983-87)

Michael Meadowcroft felt that there were numerous issues with an elected authority for West Yorkshire:

- "[1] It is not large enough to be a region, but it is too big to be a local authority;
- [2] It is heavily urban, and the danger is that the rural areas of Yorkshire making up 20% of the whole county will be neglected;
- [3] It still requires appointed boards, such as the "Northern Transport Acceleration Council" recently set up by Transport Secretary, Grant Schapps, because a West Yorkshire authority does not have the necessary capacity;
- [4] It does not have the capacity to take over the Yorkshire Water Authority, the airports, further education or devolved health authorities:
- [5] Surveys show that Yorkshire citizens have a greater affinity with their county than residents in any other county."

He went on to say that the devolution deal goes against the view of the majority of local authorities who favoured the 'One Yorkshire' deal, going on to cite Dan Jarvis defining Sheffield City Region as an interim measure towards 'One Yorkshire'. He expressed suspicion of the government being weary to accept a devolved authority deal similar to the population of Scotland and enough economic power to challenge Westminster and Whitehall.

"It goes against the considered and well-researched view of 18 of the 22 local authorities in favour of "One Yorkshire" devolution with a single regional authority for the whole county. It took those authorities a considerable amount of negotiation to put together such a large coalition and it is rather ironic that a professed government aim of devolving a large measure of authority to the regions should impose a solution in Yorkshire that is opposed to the politicians' wishes in that county."

Michael Meadowcroft closed by stating that directly elected mayors confuses the roles of political leadership, setup conflict with elected members of constituent councils, and are difficult to remove when the circumstances demand it.

Appendix D: Technical note on coding

Receipt and handling of responses

The handling of responses was subject to a rigorous process of checking, logging and confirmation in order to support a full audit trail. All original electronic and hard copy responses remain securely filed within Ipsos MORI, catalogued and serial numbered for future reference.

Development of initial code frame

Coding is the process by which free-text comments, answers and responses are matched against standard codes from a coding frame Ipsos MORI compiled to allow systematic statistical and tabular analysis. The codes within the coding frame represent an amalgam of responses raised by those registering their view and are comprehensive in representing the range of opinions and themes given.

The Ipsos MORI coding team drew up an initial code frame for each open-ended free-text question using the first thirty to forty response form responses. An initial set of codes was created by drawing out the common themes and points raised across all response channels by refinement. Each code thus represents a discrete view raised. The draft coding frame was then reviewed before the coding process continued. The code frame was continually updated throughout the analysis period to ensure that newly emerging themes within each refinement were captured.

Coding using the Ascribe package

Ipsos MORI used the web-based Ascribe coding system to code all open-ended free-text responses found within completed response forms and from the free-form responses (i.e. those that were letters and emails etc.). Ascribe is a proven system which has been used on numerous large-scale projects. Responses were uploaded into the Ascribe system, where the coding team worked systematically through the verbatim comments and applied a code to each relevant part(s) of the verbatim comment.

The Ascribe software has the following key features:

- Accurate monitoring of coding progress across the whole process, from scanned image to the coding of responses.
- An "organic" coding frame that can be continually updated and refreshed; not restricting coding and analysis to initial response issues or "themes" which may change as the consultation progresses.
- Resource management features, allowing comparison across coders and question/issue areas. This is of particular importance in maintaining high quality coding across the whole coding team and allows early identification of areas where additional training may be required.
- A full audit trail from verbatim response, to codes applied to that response.

Coders were provided with an electronic file of responses to code within Ascribe. Their screen was divided, with the left side showing the response along with the unique identifier, while the right side of the screen showed the full code frame. The coder attached the relevant code or codes to these as appropriate and, where necessary, alerted the supervisor if they believed an additional code might be required.

If there was other information that the coder wished to add they could do so in the "notes" box on the screen. If a response was difficult to decipher, the coder would get a second opinion from their supervisor or a member of the project management team. As a last resort, any comment that was illegible was coded as such and reviewed by the Coding Manager.

Briefing the coding team and quality checking

A small, core team of coders worked on the project, all of whom were fully briefed and were conversant with the Ascribe package. This team also worked closely with the project management team during the set-up and early stages of code frame development.

The core coding team took a supervisory role throughout and undertook the quality checking of all coding. Using a reliable core team in this way minimises coding variability and thus retains data quality.

To ensure consistent and informed coding of the verbatim comments, all coders were fully briefed prior to working on this project. The Coding Manager undertook full briefings and training with each coding team member. All coding was carefully monitored to ensure data consistency and to ensure that all coders were sufficiently competent to work on the project.

The coder briefing included background information and presentations covering the questions, the consultation process and the issues involved, and discussion of the initial coding frames. The briefing was carried out by Ipsos MORI's executive team.

All those attending the briefings were instructed to read, in advance, the consultation document and go through the response form. Examples of a dummy coding exercise relating to this consultation were carefully selected and used to provide a cross-section of comments across a wide range of issues that may emerge.

Coders worked in close teams, with a more senior coder working alongside the more junior members, which allowed open discussion to decide how to code any particular open-ended freetext comment. In this way, the coding management team could quickly identify if further training was required or raise any issues with the project management team.

The Ascribe package also afforded an effective project management tool, with the coding manager reviewing the work of each individual coder, having discussions with them where there was variance between the codes entered and those expected by the coding manager.

To check and ensure consistency of coding, at least 10% of coded responses were validated by the coding supervisor team and the executive team, who checked that the correct codes had been applied and made changes where necessary.

Updating the code frame

An important feature of the Ascribe system is the ability to extend the code frame "organically" direct from actual verbatim responses throughout the coding period.

The coding teams raised any new codes during the coding process when it was felt that new issues were being registered. In order to ensure that no detail was lost, coders were briefed to raise codes that reflected the exact sentiment of a response, and these were then collapsed into a smaller number of key themes at the analysis stage. During the initial stages of the coding process, meetings were held between the coding team and Ipsos MORI executive team to ensure that a consistent approach was taken to raising new codes and that all extra codes were appropriate and correctly assigned. In particular, the coding frame sought to capture precise nuances of participants' comments in such a way as to be comprehensive.

A second key benefit of the Ascribe system is that it provides the functionality of combining codes, revising old codes and amending existing ones as appropriate. Thus, the coding frame grew organically throughout the coding process to ensure it captured all of the important "themes".

Appendix E: Summary of other comments

A total of 1,152 participants submitted comments within their responses which did not fit within the devolution principle or policy areas which were the subject of tis consultation. Despite this, it is important to acknowledge and consider any additional points which participants raised. These include:

- 519 participants asked for follow up information and/or requested a follow up to all or part
 of their response. Some of these requests were rhetorical, but it will be for the Combined
 Authority to decide how best to respond;
- 308 participants responded with the verbatim 'nothing to add' in the open text response boxes. Some of these participants had answered the closed questions but then did not proceed to providing a more detailed response;
- 258 participants felt that they were unable to provide a response to the proposal(s)
 contained within the Scheme. This might have been because they felt it was too early to
 provide a conclusive opinion or they felt they did not have sufficient information on which to
 provide an informed opinion. Linked to this, a further 70 participants stated that they did not
 feel qualified to comment on such proposals;
- 34 participants felt that the deal would proceed regardless of them submitting comments via a consultation.

Appendix F: Stakeholder list

Stakeholders who responded to the consultation	
Transdev	West and North Yorkshire Chamber, Mid Yorkshire Chamber, the Federation of Small Businesses and Confederation of British Industry (Joint response)
Northern (OLR)	First
City of York Council	Leeds Council (Scrutiny board)
University of Bradford	North Yorkshire County Council
Yorkshire Universities	Environment agency and Natural England (joint response)
University of Leeds	TUC Yorkshire and The Humber
The Office of the Police and Crime Commissioner	TUC Yorkshire and The Humber Creative & Leisure Industries Committee
WY Police	

Appendix G: Methodology summary of 'digitally disengaged' representative survey

The response form and associated documentation was posted out to 2,000 households which are known to be 'digitally disengaged'. To achieve this, a randomised sample of addresses was selected from the overall number of estimated digitally disengaged households across West Yorkshire. This sample was designed to be deliberately representative of the distribution of these households as shown in the table below, which shows the number of mailshots sent to households in each district area.

		Digitally Disengaged Population (n)	Proportion of W Yorks Population (%)	Mailshot distribution n = 2000
	Bradford	37,645	15	310
	Calderdale	16,081	7	132
District	Kirklees	37,907	16	312
	Leeds	90,691	37	747
	Wakefield	60,641	25	499
Wes	t Yorkshire Total	242,965	100	2,000

Method of identifying digitally disconnected households

The areas of digital disconnectivity were identified using a geodemographic segmentation tool (ACORN). This tool segments postcodes into six categories, 18 groups and 62 types. By analysing significant social factors and population behaviour, it provides precise information and an in-depth understanding of the different types of people. ACORN draws on a wide range of data sources, both commercial and public sector Open Data and administrative data. These include the Land Registry, commercial sources of information on age of residents, ethnicity profiles, benefits data, population density, and data on social housing and other rental property, in addition to the traditional inputs of the Census of Population and large-volume lifestyle surveys.

The table below shows the variables used to identify the digitally disconnected households in West Yorkshire.

Theme	Subject	Variable
Digital: Internet	Internet Access: Frequency	Never used the internet
Digital: Internet	Internet Access: Usage in the last week	Not at all
Digital: Attitudes	Digital Attitudes	'Computers confuse me, I'll never get used to them'
Digital: Internet	Regularly Research Online	None (of an extensive list of options) in the last 12 months

From the above themes, a number of ACORN types were identified which most closely correlate with the above themes.

ACORN Type	Description
30	Older people, neat and tidy neighbourhoods
31	Elderly singles in purpose-built accommodation
41	Labouring semi-rural estates
44	Post-war estates, limited means
45	Pensioners in social housing, semis and terraces
46	Elderly people in social rented flats
47	Low income older people in smaller semis
48	Pensioners and singles in social rented flats
58	Singles and young families, some receiving benefits
59	Deprived areas and high-rise flats

Matching with the Internet User Classification

The ESRC Consumer Data Research Centre (CDRC) has developed a Classification of Internet Use – how people living in different parts of the country interact with the internet. The classification uses data from the British Population Survey (BPS), which provides information on the behavioural characteristics of the population regarding various aspects of internet use. These are linked with demographic data from the Census and supplemented with data from online retailers and infrastructure data from Ofcom on download speed. Every neighbourhood in England has been classified into 10 groups, which are shown overleaf.

e-Cultural Creators	High levels of Internet engagement, particularly regarding social networks, communication, streaming and gaming, but relatively low levels of online shopping, besides groceries.
e-Professionals	High levels of Internet engagement, and comprises fairly young populations of urban professionals, typically aged between 25 and 34. They are experienced users and engage with the Internet daily and in a variety of settings.
e-Veterans	Affluent families, usually located within low-density suburbs, with populations of mainly middle-aged and highly qualified professionals. Higher levels of engagement for information seeking, online services and shopping, less for social networks or gaming.
Youthful Urban Fringe	Reside at the edge of city centres and deprived inner city areas, ethnically diverse, young, large student and informal household populations, access via mobile devices. High levels of Internet engagement are average overall, with high levels of social media usage
e-Rational Utilitarians	Comprising mainly rural/semi-rural areas with higher than average retired populations, constrained by poor infrastructure. Users undertake online shopping, the Internet is used as a utility rather than a conduit for entertainment.
e-Mainstream	Exhibit typical Internet user characteristics in heterogeneous neighbourhoods at the periphery of urban areas or in transitional neighbourhoods.
Passive and Uncommitted Users	Limited or no interaction with the Internet. They tend to reside outside city centres and close to the suburbs or semi-rural areas. Higher levels of employment in semi-skilled and blue-collar occupations.
Digital Seniors	Typically White British, retired and relatively affluent. Average use of the Internet, typically using a personal computer at home. Despite being infrequent users, they are adept enough to use the Internet for Information seeking, financial services and online shopping.
Settled offline Communities	Elderly, White British, in semi-rural areas. They undertake only limited engagement with the Internet, they may have only rare access or indeed no access to it at all.
e-Withdrawn	Least engaged with the Internet. Deprived neighbourhoods of urban regions. Highest rate of unemployment and social housing among all Lowest rates of engagement in terms of information seeking and financial services, as well as the lowest rate in terms of online access via a mobile device.

To identify areas that are digitally disengaged, the locations (postcodes) of the selected ACORN types were filtered to only include areas classified as 'e-withdrawn' or 'passive and uncommitted users' in the internet user classification. Address data was obtained via PMSA, for which the Combined Authority has a licence. This was used to identify a random sample of addresses, proportionally distributed as shown above. Targeted surveys were then distributed to these addresses.

Response rate

	Number received
Bradford	9
Calderdale	4
Kirklees	18
Leeds	42
Wakefield	23

Appendix H: Ipsos MORI's standards and accreditations

Ipsos MORI's standards and accreditations provide our clients with the peace of mind that they can always depend on us to deliver reliable, sustainable findings. Our focus on quality and continuous improvement means we have embedded a 'right first time' approach throughout our organisation.





ISO 20252

This is the international market research specific standard that supersedes BS 7911/MRQSA and incorporates IQCS (Interviewer Quality Control Scheme). It covers the five stages of a Market Research project. Ipsos MORI was the first company in the world to gain this accreditation.





ISO 27001

This is the international standard for information security designed to ensure the selection of adequate and proportionate security controls. Ipsos MORI was the first research company in the UK to be awarded this in August 2008.





ISO 9001

This is the international general company standard with a focus on continual improvement through quality management systems. In 1994, we became one of the early adopters of the ISO 9001 business standard.



Market Research Society (MRS) Company Partnership

By being an MRS Company Partner, Ipsos MORI endorses and supports the core MRS brand values of professionalism, research excellence and business effectiveness, and commits to comply with the MRS Code of Conduct throughout the organisation.

Data Protection Act 2018

Ipsos MORI is required to comply with the Data Protection Act 2018. It covers the processing of personal data and the protection of privacy.

Appendix I: Full Codeframe

Codebook	Total
Q1 - GOVERNANCE	3066
Q1 - AGREEMENT	1838
1001. Governance & Devolution - agree	491
1002. Governance & Devolution - agree - is in line with other Mayoral Combined Authorities / elsewhere	66
1003. Governance & Devolution - agree - is long overdue / necessary / needed / should happen as soon as possible	203
1004. Governance & Devolution - agree - lack of confidence in central Government / Westminster	25
1005. Governance & Devolution - agree - lack of confidence in WYCA / local authorities / local politicians	22
1006. Governance & Devolution - agree - lack of confidence in WYCA / local authorities / local politicians - City of Bradford Metropolitan District Council	5
3619. Governance & Devolution - agree - lack of confidence in WYCA / local authorities / local politicians - corruption / mismanagement of public funds - Leeds City Council	1
1007. Governance & Devolution - agree - lack of confidence in WYCA / local authorities / local politicians - Council of the Borough of Kirklees	1
3177. Governance & Devolution - agree - lack of confidence in WYCA / local authorities / local politicians - Council of the City of Wakefield	1
1008. Governance & Devolution - agree - lack of confidence in WYCA / local authorities / local politicians - Leeds City Council	7
1009. Governance & Devolution - agree - Mayor	94
1010. Governance & Devolution - agree - Mayor - 4 year term	3
1011. Governance & Devolution - agree - Mayor - Deputy Mayor - will share workload / burden / responsibility	1
1012. Governance & Devolution - agree - Mayor - will have the necessary powers - to act in the best interests of the area / region / West Yorkshire	29
1013. Governance & Devolution - agree - Mayor - will provide accountability / transparency / strict scrutiny / governance	30
1015. Governance & Devolution - agree - Mayor - will provide leadership / focus	58
3193. Governance & Devolution - agree - new British Library - Leeds	11
3497. Governance & Devolution - agree - the Green Infrastructure Standards	1
1016. Governance & Devolution - agree - will be balanced / impartial / fair representation	94
1017. Governance & Devolution - agree - will be balanced / impartial / fair representation - proportional budget allocation - marginalised groups / BAME / LGBTQ+ etc	2
1018. Governance & Devolution - agree - will be considerate to the environment / climate change targets	14

3381. Governance & Devolution - disagree - concerns that proposals lack consideration for the environment / climate change targets - 2030 zero carbon target	2
3631. Governance & Devolution - disagree - concerns that proposals lack consideration for the environment / climate change targets - protection of the countryside / open / green spaces / green belt / trees / woodlands - biodiversity / wildlife & habitats	1
1085. Governance & Devolution - disagree - concerns that proposals lack consideration for the local infrastructure / capacity to cope	3
1086. Governance & Devolution - disagree - control should remain at national level / with central Government / Westminster	29
1087. Governance & Devolution - disagree - devolution has already been voted against by residents / constituents	38
1088. Governance & Devolution - disagree - devolution should not be necessary for local authorities to work together	22
1089. Governance & Devolution - disagree - devolution will be poorly structured / poor structure / model	8
1090. Governance & Devolution - disagree - devolution will create conflicts of interest	3
1091. Governance & Devolution - disagree - devolution will create division / isolation / fragmentation	40
1847. Governance & Devolution - disagree - devolution will deliver job losses / redundancies - local authorities	2
1092. Governance & Devolution - disagree - devolution will deliver too much power to too few people	34
1093. Governance & Devolution - disagree - devolution will lead to a lack of cohesion / joined up thinking / working	18
3086. Governance & Devolution - disagree - devolution will not be democratic - low election turnout	10
1094. Governance & Devolution - disagree - devolution will not be democratic - puts unelected people in key roles / public have no say	97
3187. Governance & Devolution - disagree - devolution will not be democratic - puts unelected people in key roles / public have no say - 3 extravoting members	3
1095. Governance & Devolution - disagree - devolution will not provide accountability / transparency / strict scrutiny / governance	64
3275. Governance & Devolution - disagree - devolution will not provide advantages / benefits - for Leeds	1
1096. Governance & Devolution - disagree - devolution will not provide advantages / benefits - for local people / local communities	20
3137. Governance & Devolution - disagree - devolution will not provide advantages / benefits - for the area / region / West Yorkshire	5
1097. Governance & Devolution - disagree - devolution will not provide increased funding / investments / resources / £1.8bn funding from central Government will not be sufficient	37
1098. Governance & Devolution - disagree - devolution will remove power from local councils / communities	49
1099. Governance & Devolution - disagree - devolution will result in loss of unique local identity	5
3621. Governance & Devolution - disagree - devolution will result in loss of unique local identity - Ferrybridge	1
3593. Governance & Devolution - disagree - devolution will result in loss of unique local identity - Ilkley	1
1100. Governance & Devolution - disagree - devolution will result in spending on vanity projects / white elephants	14
1101. Governance & Devolution - disagree - lack of confidence in central Government / Westminster	39

1102. Governance & Devolution - disagree - lack of confidence in central Government / Westminster - will pass risk / blame on to local areas / layor	45
1103. Governance & Devolution - disagree - lack of confidence in MCA / local authorities / local politicians	92
1104. Governance & Devolution - disagree - lack of confidence in MCA / local authorities / local politicians - City of Bradford Metropolitan District Council	
1105. Governance & Devolution - disagree - lack of confidence in MCA / local authorities / local politicians - corruption / mismanagement of ublic funds	65
2973. Governance & Devolution - disagree - lack of confidence in MCA / local authorities / local politicians - corruption / mismanagement of ublic funds - Leeds City Council	8
3445. Governance & Devolution - disagree - lack of confidence in MCA / local authorities / local politicians - failure to consult / involve / listen polical businesses / private sector	1
1106. Governance & Devolution - disagree - lack of confidence in MCA / local authorities / local politicians - failure to consult / involve / listen polical people / local communities	17
3016. Governance & Devolution - disagree - lack of confidence in MCA / local authorities / local politicians - failure to consult / involve / listen polical people / local communities - Borough Council of Calderdale	1
1107. Governance & Devolution - disagree - lack of confidence in MCA / local authorities / local politicians - failure to consult / involve / listen polical people / local communities - Council of the Borough of Kirklees	3
3314. Governance & Devolution - disagree - lack of confidence in MCA / local authorities / local politicians - failure to consult / involve / listen po-trade unions	1
3629. Governance & Devolution - disagree - lack of confidence in MCA / local authorities / local politicians - failure to hold central Government of account	1
1108. Governance & Devolution - disagree - lack of confidence in MCA / local authorities / local politicians - Labour / left wing councils	33
1109. Governance & Devolution - disagree - lack of confidence in MCA / local authorities / local politicians - lack of competency / required xpertise to do the job	29
1110. Governance & Devolution - disagree - lack of confidence in MCA / local authorities / local politicians - lack of competency / required xpertise to do the job - Borough Council of Calderdale	2
1111. Governance & Devolution - disagree - lack of confidence in MCA / local authorities / local politicians - lack of competency / required xpertise to do the job - City of Bradford Metropolitan District Council	10
1112. Governance & Devolution - disagree - lack of confidence in MCA / local authorities / local politicians - lack of competency / required xpertise to do the job - Conservative councils	5

2922. Governance & Devolution - disagree - Mayor - has already been voted against by residents / constituents - no mandate	10
1128. Governance & Devolution - disagree - Mayor - is not necessary / needed / required	85
1130. Governance & Devolution - disagree - Mayor - will have too little power / responsibility / the role is too limited	23
1131. Governance & Devolution - disagree - Mayor - will have too much power / responsibility / the role is too large	118
1132. Governance & Devolution - disagree - Mayor - will lack accountability / transparency / strict scrutiny / governance	31
1133. Governance & Devolution - disagree - Mayor - will lack local knowledge / understanding of local needs	22
1129. Governance & Devolution - disagree - Mayor / Deputy Mayor - will have political ties / private agendas / vested interests	38
3189. Governance & Devolution - disagree - new British Library - Leeds	5
1134. Governance & Devolution - disagree - uncertainty about the advantages / benefits - for local businesses / the economy / generate growth	13
1135. Governance & Devolution - disagree - uncertainty about the advantages / benefits - for the area / region / West Yorkshire	72
1136. Governance & Devolution - disagree - uncertainty about the advantages / benefits - for the taxpayer	13
1137. Governance & Devolution - disagree - uncertainty about the level of funding / future Government funding	55
3533. Governance & Devolution - disagree - uncertainty about the level of funding / future Government funding - for innovation	1
3274. Governance & Devolution - disagree - uncertainty about timescales for decisions / delivery	1
1138. Governance & Devolution - disagree - unfair representation	55
1139. Governance & Devolution - disagree - unfair representation - big cities will dominate	20
1140. Governance & Devolution - disagree - unfair representation - big cities will dominate - Bradford will be prioritised / other areas ignored	12
1141. Governance & Devolution - disagree - unfair representation - big cities will dominate - Leeds will be prioritised / other areas ignored	85
3138. Governance & Devolution - disagree - unfair representation - big cities will dominate - vulnerable / poor / deprived areas will be neglected	4
1142. Governance & Devolution - disagree - unfair representation - big cities will dominate - Wakefield will be prioritised / other areas ignored	2
1143. Governance & Devolution - disagree - unfair representation - local decisions affecting me / my city / my council will be made elsewhere / by members from outside West Yorkshire	30
3239. Governance & Devolution - disagree - unfair representation - should not only / overly represent - marginalised groups / BAME / LGBTQ+ etc	1
3241. Governance & Devolution - disagree - unfair representation - should not only / overly represent - the vulnerable / poor / deprived	1

1268. Governance & Devolution - suggestion - devolution should - develop a Circular Economy	1
3208. Governance & Devolution - suggestion - devolution should - consider civil rights / justice / fair treatment - marginalised groups / BAME / GBTQ+ etc	3
1174. Governance & Devolution - suggestion - devolution should - be subject to a referendum / put to a peoples vote	21
1034. Governance & Devolution - suggestion - devolution should - be explained with greater clarity / raising public awareness	20
1173. Governance & Devolution - suggestion - devolution should - be delayed due to the uncertainties created by Covid-19 / Coronavirus crisis	14
1172. Governance & Devolution - suggestion - devolution should - be delayed due to the uncertainties created by Brexit	3
2964. Governance & Devolution - suggestion - devolution should - be delayed	4
Q1 - SUGGESTIONS	1006
2912. Governance & Devolution - disagree - will not reduce the North / South divide	5
1171. Governance & Devolution - disagree - waste of time / will not work / is flawed / has failed elsewhere / bad track record	134
1170. Governance & Devolution - disagree - waste of money / public funds / unnecessary costs / money could be better spent elsewhere - post Covid-19 / Coronavirus crisis	17
1169. Governance & Devolution - disagree - waste of money / public funds / unnecessary costs / money could be better spent elsewhere	314
1168. Governance & Devolution - disagree - unnecessary tiers of Government / additional red tape / bureaucracy	350
1167. Governance & Devolution - disagree - unnecessary / not needed / not required - 3 extra voting members	3
1166. Governance & Devolution - disagree - unnecessary / not needed / not required	95
3140. Governance & Devolution - disagree - unfair representation - will not fairly represent young people	1
1165. Governance & Devolution - disagree - unfair representation - will not fairly represent York / York City Council being a non-voting member	7
3286. Governance & Devolution - disagree - unfair representation - will not fairly represent Worth Valley	1
1164. Governance & Devolution - disagree - unfair representation - will not fairly represent Wharfedale	
1163. Governance & Devolution - disagree - unfair representation - will not fairly represent Wakefield	11
3202. Governance & Devolution - disagree - unfair representation - will not fairly represent Spen Valley	1
1162. Governance & Devolution - disagree - unfair representation - will not fairly represent smaller / rural communities / remote areas will be gnored	38
1161. Governance & Devolution - disagree - unfair representation - will not fairly represent Leeds - will hold Leeds back	4
1160. Governance & Devolution - disagree - unfair representation - will not fairly represent Knottingley	3
1159. Governance & Devolution - disagree - unfair representation - will not fairly represent Kirklees	7

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1179. Governance & Devolution - suggestion - devolution should - extend to other local issues - education

1177. Governance & Devolution - suggestion - devolution should - extend to other local issues

1176. Governance & Devolution - suggestion - devolution should - devolve power similar to the Scottish / Welsh Assemblies

3091. Governance & Devolution - suggestion - devolution should - extend to other local issues - community work / projects / recognition of

1180. Governance & Devolution - suggestion - devolution should - extend to other local issues - Emergency Services / Fire / Rescue /

3215. Governance & Devolution - suggestion - devolution should - extend to include all local government services

community work

Ambulance Services

3077. Governance & Devolution - suggestion - the new MCA - should be structured differently - restore the role of county councils	2
2911. Governance & Devolution - suggestion - the new MCA - should be structured differently - should be based on / similar to London / ondon Assembly / Citizens Assembly	16
3625. Governance & Devolution - suggestion - the new MCA - should be structured differently - should be based on / similar to Manchester	1
3073. Governance & Devolution - suggestion - the new MCA - should be structured differently - should be based on / similar to North East LEP	1
1278. Governance & Devolution - suggestion - the new MCA - should be structured differently - with 10 voting members / 2 from each council	2
3150. Governance & Devolution - suggestion - the new MCA - should be structured differently - with 10 voting members / 4 balancing members	2
1279. Governance & Devolution - suggestion - the new MCA - should be structured differently - with 5 voting members / 1 from each council	2
1280. Governance & Devolution - suggestion - the new MCA - should be structured differently - with a 4th additional member	1
1281. Governance & Devolution - suggestion - the new MCA - should be structured differently - with a cabinet system	4
3605. Governance & Devolution - suggestion - the new MCA - should be structured differently - with a Climate Emergency Commissioner / Deputy	1
3253. Governance & Devolution - suggestion - the new MCA - should be structured differently - with a council elected through STV	1
3421. Governance & Devolution - suggestion - the new MCA - should be structured differently - with a non-voting member representing environmental partners	2
1283. Governance & Devolution - suggestion - the new MCA - should be structured differently - with a non-voting member representing Leeds Climate Commission	1
1284. Governance & Devolution - suggestion - the new MCA - should be structured differently - with a non-voting member representing the ocal charitable / voluntary / not for profit sector	2
1285. Governance & Devolution - suggestion - the new MCA - should be structured differently - with a non-voting member representing the public transport providers	1
3318. Governance & Devolution - suggestion - the new MCA - should be structured differently - with a non-voting member representing the ocial economy	2
1286. Governance & Devolution - suggestion - the new MCA - should be structured differently - with a senior local health representative	1
1287. Governance & Devolution - suggestion - the new MCA - should be structured differently - with a single regional council	1
3380. Governance & Devolution - suggestion - the new MCA - should be structured differently - with a Social Partnership model	1

pronavirus crisis	
1375. Transport - support - will provide advantages / benefits - for local people / local communities	25
1502. Transport - support - will provide advantages / benefits - for public health	2
1376. Transport - support - will provide advantages / benefits - for the area / region / West Yorkshire	50
1377. Transport - support - will provide advantages / benefits - for the area / region / West Yorkshire - Leeds	3
1378. Transport - support - will provide cheaper / more affordable fares / ticket prices	21
1379. Transport - support - will provide cheaper / more affordable fares / ticket prices - to / from Calderdale	2
1380. Transport - support - will provide cheaper / more affordable fares / ticket prices - to / from Kirklees	1
1432. Transport - support - will provide cheaper / more affordable fares / ticket prices - to / from smaller / rural communities / remote areas	1
1381. Transport - support - will provide cohesion / co-ordination / joined up thinking / working	267
1382. Transport - support - will provide economies of scale / cost effective spending / value for money spent	27
1383. Transport - support - will provide local autonomy - devolve power from central Government / Westminster	95
1384. Transport - support - will provide local autonomy - lack of confidence in WYCA / local authorities / local politicians	5
1385. Transport - support - will provide local autonomy - local control of spending our local budget	35
1386. Transport - support - will provide local autonomy - local knowledge understanding local needs	15
1387. Transport - support - will provide local autonomy - local power / control / decision making	28
1388. Transport - support - will provide local autonomy - responsive to local issues / changes will be dealt with quicker	40
1389. Transport - support - will provide support for transport system planners / operators	2
3373. Transport - support - will provide sustainability / sustainable transport	2
1658. Transport - support - will reduce crime / criminal behaviour / anti social behaviour	1
1391. Transport - support - will reduce the North / South divide	12
1392. Transport - support - will reduce unnecessary tiers of Government / duplication / be more efficient / streamlined	39
1393. Transport - support - will work well / works elsewhere / proven track record	46
Q2 - CONDITIONAL SUPPORT	15
1394. Transport - conditional support	24
1395. Transport - conditional support - depends on - Mayor - competency / required expertise to do the job	9
1396. Transport - conditional support - depends on the structure - the appointment of the Mayor	4
1397. Transport - conditional support - provided big cities do not dominate - smaller / rural communities / remote areas are not ignored	5

2512 Transport, suggestion, evaling / such path pathwark / infrastructure, part Covid 10 / Caranavirus arisis	4
3512. Transport - suggestion - cycling / cycle path network / infrastructure - post Covid-19 / Coronavirus crisis	1
Q2 - SUGGESTIONS - LIGHT RAIL / TRAM SERVICES	113
1636. Transport - suggestion - light rail / metro / tram services	57
3432. Transport - suggestion - light rail / metro / tram services - elevated rail	1
1637. Transport - suggestion - light rail / metro / tram services - for Bradford	7
3348. Transport - suggestion - light rail / metro / tram services - for Calderdale	2
1638. Transport - suggestion - light rail / metro / tram services - for Halifax	1
1639. Transport - suggestion - light rail / metro / tram services - for Leeds	57
3250. Transport - suggestion - light rail / metro / tram services - for Leeds - East Leeds	2
3251. Transport - suggestion - light rail / metro / tram services - for Leeds - North Leeds	1
2107. Transport - suggestion - light rail / metro / tram services - for Morley	1
3281. Transport - suggestion - light rail / metro / tram services - for the Spen Valley	1
1640. Transport - suggestion - light rail / metro / tram services - for Wakiefield	1
1641. Transport - suggestion - light rail / metro / tram services - to / from Leeds Bradford Airport	5
1642. Transport - suggestion - light rail / metro / tram services - to / from local hospitals	1
1643. Transport - suggestion - light rail / metro / tram services - underground rail service	11
Q2 - SUGGESTIONS - PEDESTRIAN / WALKING ACCESS	76
1644. Transport - suggestion - pedestrian access / pavements / walking / footpath network	48
1645. Transport - suggestion - pedestrian access / pavements / walking / footpath network - ban car parking on pavements	4
1646. Transport - suggestion - pedestrian access / pavements / walking / footpath network - ban cycling on pavements	1
1647. Transport - suggestion - pedestrian access / pavements / walking / footpath network - ban electric scooters on pavements	2
3052. Transport - suggestion - pedestrian access / pavements / walking / footpath network - bridleways / bridleway network	2
3069. Transport - suggestion - pedestrian access / pavements / walking / footpath network - bridleways / bridleway network - improved / going maintenance	2
1648. Transport - suggestion - pedestrian access / pavements / walking / footpath network - consideration for the disabled / mobility paired people	3
1649. Transport - suggestion - pedestrian access / pavements / walking / footpath network - encourage walking / reduce dependency on cars pads / fossil fuels	9
2440 Toward a continuous destriction and destriction and destriction destriction and destricti	3
3110. Transport - suggestion - pedestrian access / pavements / walking / footpath network - improved safety	

3388. Transport - suggestion - rail services - to / from Selby	1
1697. Transport - suggestion - rail services - to / from Skipton	1
3023. Transport - suggestion - rail services - to / from the East	1
3022. Transport - suggestion - rail services - to / from the North	1
3633. Transport - suggestion - rail services - to / from the rest of the country	1
3024. Transport - suggestion - rail services - to / from the South	1
3025. Transport - suggestion - rail services - to / from the West	1
1698. Transport - suggestion - rail services - to / from Wakefield	2
1699. Transport - suggestion - rail services - to / from Wetherby	3
1700. Transport - suggestion - rail services - TransPennine Services	14
2860. Transport - suggestion - rail services - transporting freight by rail	3
1701. Transport - suggestion - rail services - utilise unused rail land	4
Q2 - SUGGESTIONS - ROADS / ROAD NETWORK	186
1702. Transport - suggestion - roads / road network	11
1703. Transport - suggestion - roads / road network - a single highways authority	4
3123. Transport - suggestion - roads / road network - abolish smart motorways	1
1704. Transport - suggestion - roads / road network - car parking ban near schools	1
1705. Transport - suggestion - roads / road network - car parking facilities improved	6
1706. Transport - suggestion - roads / road network - car parking facilities improved - park and ride / shuttle services	5
1707. Transport - suggestion - roads / road network - car parking facilities increased	2
1708. Transport - suggestion - roads / road network - car parking facilities to be subsidised / free	2
3026. Transport - suggestion - roads / road network - car parking facilities to be subsidised / free - for electric vehicles	1
1709. Transport - suggestion - roads / road network - car parking facilities to be subsidised / free - for key workers / NHS staff	2
1710. Transport - suggestion - roads / road network - congestion charges	3
3176. Transport - suggestion - roads / road network - consideration for the disabled / mobility impaired people	1
1711. Transport - suggestion - roads / road network - electric vehicle charging infrastructure	34
3347. Transport - suggestion - roads / road network - electric vehicle charging infrastructure - electricity supplied from renewable sources	1
1712. Transport - suggestion - roads / road network - emissions charges	1
1713. Transport - suggestion - roads / road network - encourage car-sharing schemes	1
2926. Transport - suggestion - roads / road network - encourage use of electric / hybrid vehicles / cars	3

2

3201. Skills & Employment - suggestion - provide more support for disabled / mobility impaired people

3266. Skills & Employment - suggestion - provide more support for elderly people / senior citizens

2338. Housing & Planning - suggestion - housing - should provide support for tenants	1
2339. Housing & Planning - suggestion - housing - should provide support for vulnerable / poor / deprived people	22
2340. Housing & Planning - suggestion - housing - should provide support for young people / students	22
2341. Housing & Planning - suggestion - housing - should provide supporting infrastructure	35
3550. Housing & Planning - suggestion - housing - should provide supporting infrastructure - paid for by developers / construction companies	1
3169. Housing & Planning - suggestion - housing - should provide supporting infrastructure - to improve quality of life	2
Q4 - SUGGESTIONS - HOUSING POLICY	634
1240. Housing & Planning - suggestion - housing policy - fewer HMOs / houses in multiple occupation	1
2343. Housing & Planning - suggestion - housing policy - fewer student accommodations	5
2342. Housing & Planning - suggestion - housing policy - provide a local plan / strategy - aligned with / integrated into the national plan / strategy	6
2344. Housing & Planning - suggestion - housing policy - redevelop / regenerate town / city centre	14
3237. Housing & Planning - suggestion - housing policy - redevelop / regenerate town / city centres - Bradford	4
3198. Housing & Planning - suggestion - housing policy - redevelop / regenerate town / city centres - Kirklees	1
2882. Housing & Planning - suggestion - housing policy - should be based on / similar to the other successful housing policies elsewhere	3
2345. Housing & Planning - suggestion - housing policy - should be performance managed for accountability / transparency / strict scrutiny / governance	21
2346. Housing & Planning - suggestion - housing policy - should consider Active Travel	3
2347. Housing & Planning - suggestion - housing policy - should consider community regeneration	17
2348. Housing & Planning - suggestion - housing policy - should consider house prices / property values	3
2349. Housing & Planning - suggestion - housing policy - should consider housing design	13
2350. Housing & Planning - suggestion - housing policy - should consider impact to the environment / climate change targets	83
3378. Housing & Planning - suggestion - housing policy - should consider impact to the environment / climate change targets - 2030 zero arbon target	7
2351. Housing & Planning - suggestion - housing policy - should consider impact to the local infrastructure / capacity to cope	45
2352. Housing & Planning - suggestion - housing policy - should consider impact to the local people / local communities	19
2353. Housing & Planning - suggestion - housing policy - should consider impact to the local transport infrastructure / roads / links / onnectivity etc.	76
2354. Housing & Planning - suggestion - housing policy - should consider implementing a countryside tax / land tax	2

3139. Housing & Planning - suggestion - compulsory purchase / land acquisition / disposal - should be subject to approval / consent from a higher authority	3
2876. Housing & Planning - suggestion - consideration should be given to town centres - centres of recreation / leisure facilities / entertainment	6
2878. Housing & Planning - suggestion - consideration should be given to town centres - reduced emphasis on retail outlets	1
2403. Housing & Planning - suggestion - decisions should be made by - a committee	1
3526. Housing & Planning - suggestion - decisions should be made by - housing organisations	1
2404. Housing & Planning - suggestion - decisions should be made by - public consultation	7
2405. Housing & Planning - suggestion - development should not avoid countryside / open / green spaces / green belt / trees / woodlands	1
2406. Housing & Planning - suggestion - devolution should - provide balanced / impartial / fair representation - proportional budget allocation	3
2874. Housing & Planning - suggestion - devolve power to / keep power / funding with local council / local authorities	80
3059. Housing & Planning - suggestion - devolve power to / keep power / funding with local council / local authorities - power to suspend the Right to Buy scheme	2
3235. Housing & Planning - suggestion - flood plains / flood risk management / drainage	6
3525. Housing & Planning - suggestion - flood plains / flood risk management / drainage - should be overseen by the Environment Agency	1
3594. Housing & Planning - suggestion - incorporate green / blue infrastructure	2
3107. Housing & Planning - suggestion - Mayor - should have the necessary powers - over housing numbers	2
2408. Housing & Planning - suggestion - Mayor - should have the necessary powers - to act in the best interests of the area / region / West Yorkshire	10
2409. Housing & Planning - suggestion - Mayor - should have the necessary powers - to impose an infrastructure tax on businesses	1
2410. Housing & Planning - suggestion - Mayor - should work with the MCA / not override / veto democratic decisions	6
3632. Housing & Planning - suggestion - Mayor / MCA - should consult / involve / listen to - housing associations / housing provider groups	1
3045. Housing & Planning - suggestion - Mayor / MCA - should have the competency / required expertise to do the job	2
3333. Housing & Planning - suggestion - mayoral development area / mayoral development corporation - should balance with existing community-led planning and regeneration priorities	1
3319. Housing & Planning - suggestion - mayoral development area / mayoral development corporation - should be subject to approval / consent from a higher authority	1

3

2464. Police & Crime - conditional support - Mayor - Deputy Mayor - depends on - competency / required expertise to do the job

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About Ipsos MORI Public Affairs

Ipsos MORI Public Affairs works closely with national governments, local public services and the not-for-profit sector. Its c.200 research staff focus on public service and policy issues. Each has expertise in a particular part of the public sector, ensuring we have a detailed understanding of specific sectors and policy challenges. Combined with our methods and communications expertise, this helps ensure that our research makes a difference for decision makers and communities.







APPENDIX 2 - Devolution Implementation Timetable

Step	Action/Decision	When – proposed timescales	Who
1	Carry out statutory Review	April - May 2020	Each Constituent Council and the Combined Authority jointly
	Consider Review outcome and resolve: that an Order would be likely to improve statutory functions agree Scheme for publication agree to consult public on the Scheme	W/c 18 May 2020	Each Constituent Council, and the Combined Authority
	Publish Scheme	25 May 2020	Constituent Councils and the Combined Authority jointly
3	Consultation	25 May 2020 - 19 July 2020	Constituent Councils and the Combined Authority jointly
	Consider outcome of consultation and resolve to submit a summary of responses to the Secretary of State	1-8 September 2020	Each Constituent Council and the Combined Authority
	Secretary of State approves proposals set out in Scheme and decides to lay draft Order/Regulations	October 2020	Secretary of State
	Consent to draft Order	w/c 9 November 2020	Each Constituent Council and the Combined Authority
	Draft order scrutinised by the JCSI legal advisers	November 2020	Joint Committee on Statutory Instruments
	Final consent to the order sought	w/c 23 November	Constituent Councils and the Combined Authority by delegation
6	Order laid	December 2020	Secretary of State
	Order made and final deal published	January/February 2021	Secretary of State
-	Notice of Mayoral Election	March 2021	Mayoral Combined Authority
-	Election of Mayor	May 2021	-



Agenda Item 9:

Contact Officer: Andrea Woodside

KIRKLEES COUNCIL

CABINET

Tuesday 25th February 2020

Present: Councillor Shabir Pandor (Chair)

Councillor Viv Kendrick
Councillor Musarrat Khan
Councillor Naheed Mather
Councillor Peter McBride
Councillor Carole Pattison
Councillor Cathy Scott
Councillor Graham Turner
Councillor Rob Walker

Observers:

Councillor Martyn Bolt Councillor Andrew Cooper Councillor Alison Munro Councillor John Taylor Councillor Elizabeth Smaje

129 Membership of Cabinet

All Members of Cabinet were present.

130 Minutes of Previous Meetings

RESOLVED - That the minutes of the meetings of Cabinet held on 20 and 28 January 2020 be approved as a correct record.

131 Interests

No interests were declared.

132 Admission of the Public

It was noted that Agenda Items 20 and 21 would be considered in private session (Minute No.s 148 and 149 refer).

133 Deputations/Petitions

No deputations or petitions were received.

134 Public Question Time

No questions were asked.

135 Member Question Time

Cabinet received questions from;

- (a) Councillor Bolt in regards to (i) revising the flood risk strategy due to recent severe weather conditions, and further considerations in regard to flood mitigation and prevention measures (ii) a request to ban planning permissions on floodplains and (iii) the Cabinet's commitment to the climate emergency, including measures to provide to dwellings of high environmental standards and reducing fuel costs.
- (b) Councillor Cooper (i) as to whether the Cabinet would request Government to enable a review the content of the Local Plan and Local Planning Policy Framework due to the recent incidents of flooding and (ii) support being provided to homeowners in terms of flood protection measures.
- (c) Councillor Munro in regards to (i) the robustness of tools for assessing flood risk areas and the impact of new homes upon existing homes within flood risk assessments and (ii) the potential for a meeting to take place with Officers and residents affected by flooding in the Fenay Bridge area.

Responses were provided by the Leader of the Council.

136 Collections Development Policy Review

(Under the provision of Council Procedure Rule 36(1) Cabinet received a representation from Councillor J Taylor).

Cabinet gave consideration to a report which sought approval for the review and renewal of the Museums and Galleries Collections Development Policy (also known as the Acquisition and Disposal Policy). The report advised that the policy enabled the Council to fulfil its responsibility to ensure that museum collections would exist for future generations and that they are managed appropriately and with adequate resources. The policy also described the current collections, comprising of approx 500k objects, and identified what would be collected in the future.

Cabinet noted that the policy, which was appended to the considered report, was usually reviewed every five years to meet the Museums Accreditation Standard, and set out the Council's commitment to operate within legal and ethical constraints in accordance with established museum industry standards.

RESOLVED - That the Collections Development Policy, as appended to the considered report, be approved.

137 Determination of school admission arrangements for 2021/22

Cabinet gave consideration to a report which sought to determine admission arrangements for all Kirklees Community and Voluntary Controlled Schools for 2021/2022. The admission arrangements for Kirklees Community and Voluntary Controlled Schools, and the Kirklees Co-Ordinated Admission Schemes for 2020/2022, including in-year admissions, were set out as an appendix to the considered report, along with details of Published Admission Numbers (PAN) which included an increased PAN at both Lowerhouses CE (VC) Junior Infant and Early Years School and Hade Edge Junior and Infant School at the request of their

Governing Bodies. Cabinet noted that there had been no significant changes to the admission arrangements for community and voluntary controlled schools, except changes to the priority admission areas for schools affected by the change in age range at Almondbury Community School.

RESOLVED - That approval be given to (i) the Kirklees co-ordinated admission schemes for 2021/2022, including in-year admissions, as set out at Appendix 2 to the considered report (ii) the admission arrangements for Kirklees community and voluntary controlled schools as detailed in Appendix 1 to the considered report and (iii) the Published Admission Numbers as set out in Appendix 1D to the considered report, including changes to Hade Edge Junior and Infant School and Lowerhouses CE (VC) Junior Infant and Early Years School.

138 Small Affordable Housing Sites Programme (SAHS) – Consideration of an objection received to the Section 123 Notice on the proposed disposal of land at Kitson Hill Crescent, Mirfield

(Under the provision of Council Procedure Rule 36(1) Cabinet received a representation from Councillor Bolt).

Cabinet gave consideration to a report which set out details of an objection that had been received following a statutory consultation process which had been carried out under Section 123 (2A) of the 1972 Local Government Act in regards to the disposal of land at Kitson Hill, Mirfield. Cabinet noted that the site was a Council owned site which was to be disposed of to registered housing providers as part of the Small Affordable Housing Sites Programme, as approved by Cabinet in August 2018.

Cabinet were provided with a copy of the received objection and were advised that, as it related to the effect upon a neighbouring property rather than the loss of open space to the community, it should be dismissed.

The report advised that planning permission for six bungalows on the site had been granted on 9 January 2020.

RESOLVED -

- That the objection to the Section 123 open space consultation be dismissed on the grounds that it relates primarily to planning issues and the effect of the scheme on a neighbouring property, rather than the loss of open space to the community.
- That approval be given to the disposal of land at Kitson Hill Crescent, Mirfield.
- 3) That authority be delegated to the Strategic Director (Economy and Infrastructure) to negotiate and agree terms and complete the sale of land at Kitson Hill Crescent, Mirfield.
- 4) That a detailed update on the Small Affordable Housing Sites Programme be submitted to a future meeting of Cabinet, including the outcome of the Section 123 consultation process for other sites within the programme.

139 Annual RIPA Update

Cabinet received a report which provided an annual update with regards to the Council's use of the Regulation of Investigatory Powers Act 2000 (RIPA). The report advised that, arising from the recommendations of the Office of Surveillance Commissioners, a training session had been delivered to relevant staff by independent training company, ACT Now. It was noted that no RIPA authorisations had been granted within the last 12 month period.

Cabinet were also advised that raising awareness of RIPA would be continued, particularly with regards to the use of social media to obtain intelligence, and that a Social Media Policy for RIPA was to be drafted.

RESOLVED -

- 1) That the Annual RIPA update be noted.
- 2) That authority be delegated to the Senior Responsible Officer to finalise the RIPA Social Media Policy.

140 Early Education and Childcare SEND Inclusion Funding Policy

Cabinet gave consideration to a report which sought approval of the Special Education Needs and Disabilities (SEND) Inclusion Funding Policy. Cabinet were advised that, as a consequence of an earlier scoping exercise, and subsequent funding decisions made in relation to increasing capacity within the Early Years Special Educational Needs Team, the policy relating to early years SEND funding for inclusion needed to be considered and had been produced in accordance with statutory guidance. It was noted that the meeting of Cabinet on 23 January 2018 had made a decision to invest in early years specialist outreach support as part of the early help offer and that work would commence to determine the investment strategy for capacity building in the Access Fund. Pursuant to this, the Council had continued to have an enhanced non-statutory offer (SENDIF+) for parents and carers who are working.

Cabinet were advised that the policy, which set out the parameters regarding access to SENDIF and SENDIF+, and provided clarity to early years providers and parents/carers.

RESOLVED - That approval be given to the Special Educational Needs and Disability Inclusion Fund Policy.

141 Kirklees Youth Alliance Holiday Programme

(Under the provision of Council Procedure Rule 36(1) Cabinet received a representation from Councillor Bolt).

Cabinet received a report which provided detail of the 2019 Kirklees Youth Alliance Healthy Holiday Programme, which was a co-ordinated school holiday activity programme aimed at engaging children in informal learning during the six week holiday period, including enrichment programmes, physical activities and healthy food. Cabinet were informed that there had been over 11,000 attendances at the sessions and that the programme had been funded by the Council at a cost of £225k, being targeted at communities with higher levels of deprivation and designed

to support good outcomes for children. The report sought approval for recurring funding for the programme at the same level for future years and advised that, if approved, work would be undertaken to develop a holiday programme from April 2020 onwards.

RESOLVED -

- 1) That the impact of the 2019 Kirklees Youth Alliance Healthy Holidays Programme be noted.
- 2) That support be given to the continuation of work with Kirklees Youth Alliance and the development of the programme in order to achieve positive outcomes for children, particularly those living within the most deprived communities.
- 3) That approval be given to the offer of a grant to Kirklees Youth Alliance in order to enable the scheme to be operated, in accordance with a process to be agreed with the Service Director (Resources, Improvement and Partnerships) under Financial Procedure Rule 20.8a.

142 Kirklees Flood Recovery Support Scheme

Cabinet gave consideration to a report which sought approval to create a local Flood Recovery Support Scheme for businesses and households' following the extreme incidents of flooding which occurred and severely affected several communities, including occurrences of internal residential flooding. The report proposed a package of financial and other measures to support households, businesses and charitable organisations in meeting immediate costs associated with the clearing up of premises, and for the provision of a free bulky waste collection for residents affected by flooding. Cabinet noted the package of support measures that had been developed in line with the Government's Flood Recovery Framework and endorsed the proposed flood recovery grant scheme which was intended to support immediate recovery and clean up costs through the provision of fixed grants to enable eligible households (£750) and business/community organisations (£3000).

RESOLVED -

- That approval be given to the implementation of the proposed package of financial support measures for households, businesses and charities that are severely affected by flooding, as outlined in section 2 of the considered report.
- 2) That authority for implementation and monitoring of the Flood Recovery Grant scheme be delegated to the Strategic Director Economy and Infrastructure and the Service Director (Finance).
- 3) That authority be delegated to the Service Director (Finance) to award Council Tax Reductions under s13A(1)(c) of the Local Government Finance Act 1992 in any case where properties have experienced internal flooding, as defined in section 2 of the report, and that such reductions be limited to a maximum of three months.
- 4) That authority be delegated to the Service Director (Finance) to award Business Rate Discounts under s47 of the Local Government Finance Act

1988, as amended by the Localism Act 2011, in any case where properties have experienced internal flooding as defined in section 2 of the report, and that such reductions be limited to a maximum of three months or until the business is able to resume trading from the premises if longer.

- 5) That authority be delegated to the Strategic Director (Economy and Infrastructure) and the Service Director (Finance) in consultation with the Leader of the Council for the monitoring of the programme and development of further financial and other measures to support recovery from severe weather events
- 6) That authority be delegated to the Service Director (Finance) to negotiate with the Ministry for Housing, Communities and Local Government in relation to the recovery of any eligible costs arising from the implementation of the Flood Recovery Grant scheme, Council Tax and Business Rate Discounts; and the reimbursement of the Council's uninsurable costs under the Bellwin Scheme.

143 Huddersfield Blueprint - Next Steps

Cabinet received a report which sought approval of the Huddersfield Blueprint and to proceed with the statutory planning process to convert the Blueprint to a Supplementary Planning Document (SPD), which would provide greater support in the delivery of the Huddersfield Town Centre Regeneration Programme. It set out areas of change to the original blueprint arising from the consultation processes carried out during 2019 and also provided the timetable to convert the blueprint to an SPD.

The report advised that, subject to approval, a four week consultation process would commence on 2 March and that the responses would be analysed prior to a decision on the Huddersfield Town Centre blueprint SPD being taken in May/June 2020. The proposed amendments to the blueprint were set out at Appendix 1 to the considered report.

RESOLVED -

- 1) That approval be given to the Huddersfield Blueprint and that it be endorsed as a Council document.
- 2) That approval be given to proceed with the statutory planning process to convert the Blueprint to a Supplementary Planning Document, with consultation commencing 2 March 2020.
- 3) That authority be delegated to the Strategic Director (Economy and Infrastructure) to make any further additional modifications that relate exclusively to factual updates, grammatical and formatting corrections, in the process of publishing the Huddersfield Town Centre Blueprint SPD.

144 Corporate Finance Report Quarter 3

Cabinet gave consideration to the Corporate Financial Monitoring Report, Quarter 3, 2019/2020, which provided financial monitoring information for General Fund Revenue, the Housing Revenue Account and Capital Plan.

The report advised that strong progress at Quarter 3 in terms of delivering overall spending plans within available resources and that the Q2 overspend of £0.9m had been reduced to a forecast £0.5m overspend and that it was expected that overall spending plans would be within budget by year end. The forecast revenue outturn at Quarter 3 was summarised at Appendix 1 of the considered report, and a summary of all key variances were set out at Appendix 4. The report provided an overview of information in regards to (i) General Fund Reserves (ii) the Collection Fund (iii) the North and West Yorkshire Business Rates Pool (iv) the Housing Revenue Account and (v) capital.

RESOLVED -

- 1) That the roll forward of £11.2m High Needs overspend through the Dedicated Schools Grant mechanism be noted.
- 2) That the 2019/2020 forecast revenue overspend of £0.5m as at Quarter 3, net of (1) above, be noted.
- 3) That it be noted that Strategic Directors will work to identify opportunities for spending plans to be collectively brought back in line with the Council's overall budget by year end.
- 4) That the forecast year end position on corporate reserves and balances be noted.
- 5) That the forecast position on the Collection Fund as at quarter 3 be noted.
- 6) That the Quarter 3 forecast Housing Revenue Account surplus and forecast year-end reserves position be noted.
- 7) That the Quarter 3 forecast capital monitoring position for 2019/2020 be noted.
- 8) That approval be given to the re-profiling across years of the capital plan, as outlined at para. 1.10.2 of the considered report.
- 9) That the increased capital expenditure budget for the works at Cliffe House, as outlined at para 1.10.9 of the considered report.

145 The Arcade, Market Place Dewsbury

(Under the provision of Council Procedure Rule 36(1) Cabinet received a representation from Councillor J Taylor).

Cabinet gave consideration to a report which sought authority for the purchase of The Arcade, Market Place, Dewsbury. The report advised that The Arcade, which was a Grade 2 listed Victorian Arcade in the centre of Dewsbury, had been closed and vacant since 2016 and presented a poor visual appearance in the town centre due to general deterioration.

Cabinet were informed that the re-opening the Arcade was part of the Council's scheme to regenerate the town centre and that a programme of repairs needed to be undertaken in order to ensure that the condition of the building does not

deteriorate further. The report advised that Officers had recently agreed terms to acquire the property from its owners and that approval was therefore now sought for both its purchase and for funding to carry out repair works to the building, while entering into discussions with third parties with a view to reopening the Arcade with a mix of uses.

(Cabinet gave consideration to the exempt information at Agenda Item 20 (Minute No. 148 refers) prior to the determination of this Agenda Item).

RESOLVED -

- 1) That approval be given to the acquisition of the Arcade by the Council on the terms as outlined in Part B of the considered report.
- 2) That, pursuant to (1) above, approval be given to the subsequent grant by the Council of a lease of the Arcade to a third party to manage and operate the Arcade, and that the Council enter into any supporting or ancillary agreement to that lease with the third party.
- 3) That authority be delegated to the Strategic Director (Economy and Infrastructure) in consultation with the Cabinet Member (Regeneration Portfolio).
- 4) That approval be given to the funds required to purchase the building and carry out works to the building, as set out in Appendix 6 (exempt) of the considered report.

146 Dewsbury Riverside Development Strategy

(Under the provision of Council Procedure Rule 36(1) Cabinet received a representation from Councillor J Taylor).

Cabinet received a report which set out the progress of the Dewsbury Riverside Scheme since its approval on 19 March 2019, and now sought approval of (i) detailed proposals for the development of land in the Council's ownership within the Central Gateway and (ii) the acquisition of additional land to support the overall delivery strategy to meet Local Plan targets.

The report set out information regarding infrastructure requirements in respect of Lees Hall Road junction (Eastern Gateway), Forge Lane junction (Central Gateway) and Ravensthorpe Road junction (Western Gateway), and information regarding the proposed delivery framework. It was noted that the overall approach to accelerating the delivery of the Dewsbury Riverside site may involve the Council acquiring other land interests, which were detailed within the exempt appendix to the report.

(Cabinet gave consideration to the exempt information at Agenda Item 21 (Minute No. 149 refers) prior to the determination of this Agenda Item).

RESOLVED -

 That the approach as outlined within the report be endorsed in order to bring Council owned land within the Central Gateway of the Dewsbury Riverside site forward as the first phases of development.

- 2) That approval be given for the Council to acquire 11.5 hectares of land currently owned by Leeds Diocese, subject to the parameters as set out at the (exempt) appendix to the report.
- 3) That approval be given for the Council to acquire land interests within the Dewsbury Riverside within the cap, subject to the parameters as set out at the (exempt) appendix to the report.
- 4) That approval be given to capital expenditure of up to £1,050,000 in the 2020/2021 and 2021/2022 financial years in order to (i) facilitate the relocation of the Council owned Ravenshall allotments (ii) procure the preparation of a detailed and costed delivery plan for the development of Council owned land within the Dewsbury Riverside site and (iii) prepare detailed designs and invite tenders for the construction of the Forge Lane junction, spine road and associated drainage.

147 Exclusion of the Public

RESOLVED - That under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting during the consideration of the following items of business, on the grounds that they involve the likely disclosure of exempt information, as defined in Part 1 of Schedule 12A of the Act.

148 The Arcade - Market Place

(Exempt information within Part 1 of Schedule 12A of the Local Government Act 1972, as amended by the Local Government (Access to Information)(Variation) Order 2006, namely Information relating to the financial or business affairs of any particular person (including the authority holding that information).

Cabinet gave consideration to the exempt information prior to the determination of Agenda Item 17 (Minute No. 145 refers).

149 Dewsbury Riverside Development Strategy

(Exempt information relating to Part 1 of Schedule 12A of the Local Government Act 1972, namely that the report contains information relating to the financial and business affairs of the Council and third parties. It is considered that disclosure of the information would adversely affect negotiations with third party landowners and therefore the public interest in maintaining the exemption, which would protect the rights of an individual or the Council, outweighs the public interest in disclosing the information and providing greater openness in the Council's decision making.)

Cabinet gave consideration to the exempt information prior to the determination of Agenda Item 18 (Minute No. 146 refers).



Contact Officer: Andrea Woodside

KIRKLEES COUNCIL

CABINET

Friday 1st May 2020

Present: Councillor Shabir Pandor (Chair)

Councillor Viv Kendrick
Councillor Musarrat Khan
Councillor Naheed Mather
Councillor Carole Pattison
Councillor Cathy Scott
Councillor Graham Turner
Councillor Rob Walker

Apologies: Councillor Peter McBride

150 Membership of Cabinet

Apologies for absence were received on behalf of Councillor McBride.

151 Minutes of Previous Meetings

RESOLVED - That the Minutes of the meetings held on 14 January and 25 February 2020 be approved as a correct record.

152 Interests

No interests were declared.

153 Admission of the Public

All agenda items were considered in public session.

154 Written Questions

Cabinet received the following written questions from Members of the Council;

Question from Councillor Lukic to the Cabinet Member for Greener Kirklees (Councillor Mather)

Sands Lane, Sands Road and Hollinroyd Road in Dewsbury have long been fly tipping hotspots, and the problem is particularly acute at the moment.

Will Cabinet introduce covert camera surveillance here and at other hotspots to help catch more perpetrators?

The Cabinet Member replied thereto.

Question from Councillor Lukic to the Cabinet Member for Regeneration (Councillor McBride)

Would you please provide an update on the review of car parking charges in Dewsbury?

The Cabinet Member for Resources (Councillor Turner) replied on behalf of Councillor McBride.

Question from Councillor Lukic to the Leader of the Council (Councillor Pandor)

Under the devolution deal you have agreed, the Mayor of West Yorkshire is due to take over the responsibilities of the Police and Crime Commissioner.

As the PCC election due this year is not taking place, do you agree that the post should now be retired in 2021 when the first Mayor is elected?

The Leader of the Council replied thereto.

Question from Councillor Greaves to the Cabinet Member for Resources (Councillor Turner)

In regards to small business grants, by when will the outstanding claims be processed and paid out?

Will the businesses who have not yet submitted a claim be proactively contacted?

The Cabinet Member replied thereto.

Question from Councillor Greaves to the Cabinet Member for Greener Kirklees (Councillor Mather)

When will the Household Waste sites reopen and how will access and use be controlled?

The Cabinet Member replied thereto.

Question from Councillor Greaves to the Cabinet Member for Resources (Councillor Turner)

In respect of the impact of Covid 19, when will updated revenue and capital budget plans be released?

The Cabinet Member replied thereto.

Question from Councillor Lawson to the Cabinet Member for Greener Kirklees (Councillor Mather)

Can you put any figures to the amount of fly tipping clearances since 23rd March, the scale of any increase and the amounts of identifiable domestic versus business waste? Related to this, are there any figures on calls to the Council complaining about waste fires in domestic settings?

The Cabinet Member replied thereto.

Question from Councillor Lawson to the Cabinet Member for Greener Kirklees (Councillor Mather)

The rise in domestic waste will have increased, what financial impact has that had on the refuse collection service?

The Cabinet Member replied thereto.

Question from Councillor Lawson to the Cabinet Member for Culture and Environment (Councillor Walker)

How many reports of closed Rights of Way has the Council received and how many of these have been opened through enforcement action?

The Cabinet Member replied thereto.

Question from Councillor Lawson to the Cabinet Member for Health and Social care (Councillor Khan)

Do Council home care staff who deal with the most vulnerable residents have sufficient PPE to do their job safely and have they had appropriate training?

The Cabinet Member replied thereto.

Question from Councillor Lawson to the Cabinet Member for Resources (Councillor Turner)

Will money received so far from central government cover our expected extra Covid-19 spending?

The Cabinet Member replied thereto.

Question from Councillor Lawson to the Cabinet Members for Children's Services (Councillor Kendrick) and Health and Social Care (Councillor Khan)

Can you highlight what is being done to ensure vulnerable adults and children continue to get the protection they need during Lockdown?

The Cabinet Members replied thereto.

Cabinet received the following written questions from Members of the Public;

Question from Christine Hyde to the Leader of the Council (Councillor Pandor)

Are you including the costs of community Covid19 contact tracing and isolation in your estimates of the financial impact of Covid 19 on the Council?

The Leader of the Council replied thereto.

Question from Christine Hyde to the Leader of the Council (Councillor Pandor)

Are you setting up a community contact tracing and isolation strategy, pilot, or initiative in Kirklees? If not, why not? Will Kirklees Public Health be in the driving seat. If not, why not?

The Leader of the Council replied thereto.

Question from Christine Hyde to the Leader of the Council (Councillor Pandor)

What are the current covid19 death figures for Kirklees, including people who have died in care homes and at home?

The Leader of the Council replied thereto.

Question from Christine Hyde to the Leader of the Council (Councillor Pandor)

As you will know, West Yorkshire and Harrogate Integrated Care System has announced a fund to support community level interventions that reduce gaps in health outcomes for population groups in West Yorkshire and Harrogate. The focus is on groups who are most vulnerable to the direct health implications of COVID-19 and the indirect social implications of the control measures such as isolation and shielding.

Does the Cabinet support this fund? If so, please will you explain how this grant, which will apparently fund voluntary and community organisations' efforts at social prescribing for those most negatively affected by Covid 19, is in any way going to tackle these upstream causes of health inequalities?

The Leader of the Council replied thereto.

Question from Christine Hyde to the Leader of the Council (Councillor Pandor)

Is the Health and Social Care Scrutiny Committee going to do a Health Inequalities Assessment of the Coronavirus Act 2020? Or is the Cabinet itself doing this?

The Leader of the Council replied thereto.

155 Decisions taken during the COVID-19 Pandemic to date

Cabinet received a report which set out details of decisions which had been taken by the Chief Executive under delegated emergency powers from 16 March 2020, to date, due to the Covid-19 pandemic. The report also set out an outline of new Cabinet responsibilities targeted at dealing with the immediate consequences of the pandemic, namely protecting lives, livelihoods, and the most vulnerable members of the community; thereby laying the foundation for the recovery of Kirklees in the long term.

The report advised that, as a result of the pandemic, it had not been possible to comply with the requirements of the Local Government Act 1972 enabling decisions to be taken in the physical presence of members at meetings. Consequently, a number of decisions had been taken during this period, having regard to the powers within the constitution, including the emergency powers of the Chief Executive, and delegation to other senior officers.

Cabinet noted that decisions on the following matters had been made by the Chief Executive, in consultation with the Leader of the Council, and had been published online; (i) to commence the Governance Review for the West Yorkshire Devolution Deal (ii) proposals relating to non-domestic rates, which were required to enable the Council to operate new schemes to assist businesses (iii) a change to the Council's housing allocation scheme to suspend the full implementation of the enhanced lettable standard and the Home Starter Fund Pilot to increase options and availability of appropriate accommodation for homelessness to increase temporary capacity during the pandemic and in order to comply with requirements from Government (iv) the removal of the 80% limit on entitlements in the Council Tax Reduction Scheme and to allocate 100%, and to implement the Government's Council Tax Hardship Scheme at £150 in line with the Government's Council Tax Hardship Fund guidance (v) agreeing the Highway Capital Programme to enable aspects of highways work to commence quickly and (vi) an amendment of payments to school travel operators during the pandemic.

The report advised that, at the next meeting of Cabinet, a further report would be submitted which would detail the emerging impact of Covid-19 upon overall Council finances, and set out early proposals through the 2019/2020 final accounts process to support the Council's overall financial resilience.

RESOLVED -

1) That the decisions taken by the Chief Executive under Emergency Powers for the period from 16 March 2020 to date, as set out within the considered report and appendices relating to (i) West Yorkshire Devolution Deal – Review of Governance Arrangements (ii) Business Rates Discounts – additional retail reliefs 2020/2021 (iii) Housing Services Accommodation Update (iv) Covid-19 Government Hardship Fund 2020/2021 (v) Highways detailed Capital Plan 2020/2021 and 2021/22 and (vi) Payment of Operators – School Transport, be noted and endorsed.

- 2) That, pursuant to (1) above, other actions taken during this period, as set out in the schedule at Appendix 1 of the report, be noted and endorsed.
- 3) That detail regarding any other actions taken by Officers, in order to ensure that steps are in place to manage decisions moving forward, be noted.
- 4) That it be noted that further remote meetings of Cabinet, and other meetings, will be scheduled.
- 5) That the revision of Cabinet Portfolios in order to reflect emergency Cabinet Member responsibilities in supporting citizens, partners and businesses during this period, be noted as follows;
 - Councillor Pandor: leading the immediate response to the pandemic/leading recovery strategy/public health
 - Councillor McBride: immediate support to business/planning the post-pandemic inclusive economy
 - Councillor Kendrick: statutory responsibility for children's social care/safeguarding our most vulnerable children throughout the pandemic
 - Councillor Khan: statutory responsibility for vulnerable adults/responsibility for vulnerable adult social care/safeguarding our most vulnerable adults throughout the pandemic
 - Councillor Pattison : working with schools to maintain services/planning for return to school
 - Councillor Turner: financial oversight / resources
 - Councillor Mather: council staff, including staff wellbeing
 - Councillor Scott: engaging and supporting voluntary sector capacity for immediate responses to the pandemic / strengthening place-based working for the future / north Kirklees
 - Councillor Walker: engaging and supporting voluntary sector capacity for immediate responses to the pandemic / strengthening place-based working for the future / south Kirklees

Contact Officer: Andrea Woodside

KIRKLEES COUNCIL

CABINET

Thursday 21st May 2020

Present: Councillor Shabir Pandor (Chair)

Councillor Viv Kendrick
Councillor Musarrat Khan
Councillor Naheed Mather
Councillor Peter McBride
Councillor Carole Pattison
Councillor Cathy Scott
Councillor Graham Turner
Councillor Rob Walker

Observers: Councillor Cooper

Councillor D Hall Councillor Lukic

Councillor Marchington Councillor J Taylor

156 Membership of Cabinet

All Cabinet Members were present.

157 Interests

No interests were declared.

158 Admission of the Public

It was noted that exempt information was provided at Agenda Item 12 (Minute No.167 refers).

159 Questions by Elected Members (Oral Questions)

Cabinet received the following questions from Members of the Council;

Question from Councillor Cooper:

"Given Yorkshire has one of the highest 'R numbers' in England will Kirklees be following Government advice to reopen primary schools on 1st June?"

A response was provided by the Cabinet Member for Learning, Aspiration and Communities (Councillor Pattison)

Question from Councillor Cooper

"What tangible, practical measures will the Council be able to take swiftly to help cyclists during and after the lockdown?"

A response was provided by the Cabinet Member for Greener Kirklees (Councillor Mather)

Question from Councillor Cooper

"Why was tackling Climate Change not recognised as a significant challenge in the Government Review document produced by West Yorkshire Combined Authority in preparation for the potential West Yorkshire Mayoral Combined Authority?"

A response was provided by the Leader of the Council.

Question from Councillor Cooper

"Is it right that a West Yorkshire Mayor can appoint an unelected Deputy Mayor from the same party, potentially on a salary of around £50k a year just as the Labour Police and Crime Commissioner has?"

A response was provided by the Leader of the Council.

Question from Councillor Cooper

"Given the investment company that owns Leeds Bradford Airport has called for a half million tonnes increase in its carbon emissions/year to 2050 will you drop your support for airport expansion because of your stated support for the climate emergency?"

A response was provided by the Leader of the Council.

Question from Councillor D Hall

"Although we've said that the issue of widening the access to schools is a complex one, the Government line is that schools need to plan for widening access at some point which at the earliest will be 1 June, would you agree that given the amount of money and time that the Government spends commissioning advice from some of the most eminent and well placed medical people, clinicians and scientists to give us the advice that we need, shouldn't we listen to them rather than the Leader of the local Green Group?"

A response was provided by the Cabinet Member for Learning, Aspiration and Communities (Councillor Pattison)

Question from Councillor Lukic

"Will the Cabinet rule out fining parents if they don't feel that it's safe to send their children to school in June?"

A response was provided by the Cabinet Member for Learning, Aspiration and Communities (Councillor Pattison)

Question from Councillor Marchington

"With regards to the communication that the Cabinet Member is having with Head Teachers, and no schools being obliged to be open if they haven't got the capacity to hold children, are any Head Teachers raising issues about capacity in Kirklees Schools?"

A response was provided by the Cabinet Member for Learning, Aspiration and Communities (Councillor Pattison)

Question from Councillor Marchington

"Do you feel that if we get feedback from a significant number of schools saying that this isn't going to work, that we could feed that back to central government?"

A response was provided by the Cabinet Member for Learning, Aspiration and Communities (Councillor Pattison)

Question from Councillor Marchington

"With regard to discharge to care homes, what steps are being taken in Kirklees, in particular in regards to elderly residents that have been in hospital with covid whereby discharge back to their care home might not be appropriate? Are we looking at alternative provision and where would be the best place for that person?"

A response was provided by the Cabinet Member for Health and Social Care (Councillor Khan)

Question from Councillor Marchington

"We appreciate the hard work that refuse collectors have been putting in, and the reopening of household waste sites. With regards to bins not being emptied due to a change in collection patterns, how is this being monitored to ensure that bins are being collected and how are any missed collections being dealt with?"

A response was provided by the Cabinet Member for Culture and Environment (Councillor Walker)

Question from Councillor Marchington

"As lockdown is eased, how can we make sure that people who are homeless but in secure accommodation at the moment are going to be to remain in secure accommodation?"

A response was provided by the Cabinet Member for Housing and Democracy (Councillor Scott)

Question from Councillor Marchington

"Changes in travel at the moment mean that people are cycling and walking more, and working from home. We need to start planning now for how we can accommodate cycling and walking to and from places, particularly to and from work, after lockdown. How much planning can we be doing now to make sure that is in place?"

A response was provided by the Cabinet Member for Greener Kirklees (Councillor Mather)

Question from Councillor J Taylor

"Putting the Council at the heart of what we do is what the Council is all about. Could you let me know how you intend to let Councillors fully engage in the running of the Council as January was the last opportunity we had to fully engage?"

A response was provided by the Leader of the Council

Question from Councillor J Taylor

"There has been some controversy about the number of planning decisions that have been brought forward before the virtual planning committee has been up and running and I've been pleased with the way that the Council has responded to that in that where a ward member has had concerns regarding the emergency powers being used, there being agreement to put the matter to a virtual meeting, that will be running from the beginning of June. However, it has been brought to my attention by a ward colleague that they had asked for a matter to be referred to committee and that had been agreed and was due to go in April, but the decision has now been taken by officers using delegated powers, despite the Councillor's request. Can this be looked at, there should have been some dialogue if we were going to issue the decision?"

A response was provided by the Cabinet Member for Regeneration (Councillor McBride)

Question from Councillor J Taylor

"One of the issues that we are starting to hear is the potential impact upon the housing market as a result of the pandemic. I read about a possible fall in house prices and potential disruption to the housing market. Is any work being done to look

at the impact of this, both upon people who may find themselves in financial difficulties and may be coming to us for housing solutions? Also, more broadly, in terms of the local plan and our ambitions regarding housing growth, and the financial impact if we do see slower housing growth?"

A response was provided by the Cabinet Member for Housing and Democracy (Councillor Scott)

Question from Councillor J Taylor

"Current negotiations on the trade deal with the EU don't appear to be a meeting of minds, although that could be the negotiating stance on both sides. How confident is the Council that it still has insight of the potential impacts of no deal, or whatever deal may arrive, and is work continuing on this despite the pandemic?"

A response was provided by the Leader of the Council

Question from Councillor J Taylor

With regards to the Dewsbury Town Fund, I know that conversations have been ongoing with the Government regarding town fund bids. Are we any clearer as to what we may need to do in regards to revising our proposals, both in terms of the specific bid itself which had incredibly tight timescales, but also, are we doing some reflection on what this pandemic may do to our broader vision?"

A response was provided by the Cabinet Member for Regeneration (Councillor McBride)

Question from Councillor J Taylor

"I'm aware that certain types of waste isn't being accepted at the tips and also that residents are unhappy about restrictions on the use of trailers and vans. Are we any clearer as to when we will get back to operating, with social distancing management, to accepting the same range of materials that we were accepting prior to the pandemic?"

A response was provided by the Cabinet Member for Culture and Environment (Councillor Walker)

160 Questions by Members of the Public (Written Questions)

Cabinet received the following questions from Members of the Public:

Question from Andrew Leader

"The Council has a legal duty to keep public rights of way open for public use and powers to enforce this if necessary. Government advice in Rights of Way Circular (1/09) states that councils should act quickly to investigate reports of obstruction. There are over 50 path obstructions in the Holme Valley reported over a year or more ago which the council has not yet acted on.

Can the Cabinet Member responsible outline what the Council's policy/procedure is for removing such obstructions, what timescales the council works to and if members of the public should be kept informed of progress?"

A response was provided by the Cabinet Member for Culture and Environment (Councillor Walker)

Question from Gideon Richards

"The Council stated there would be sums allocated in the budget for a Kirklees Climate Commission.

Given this was not visible as a budget item and the stresses that the COVID-19 has placed on the council, please could you confirm how much was allocated and is this still available, for what and in which periods do you expect it to be released?"

A response was provided by the Cabinet Member for Resources (Councillor Turner)

Question from Gideon Richards

"Does the Council have a Green Recovery Programme developed or being developed for easing of lockdown and what does it include?"

A response was provided by the Cabinet Member for Greener Kirklees (Councillor Mather)

Question from Gideon Richards

"What measures are the Council taking to capitalise on the historic low emissions level as we come out of lockdown? If these include walking and cycling, when will these schemes be unveiled to the public and will it include a town bike cycle scheme? Do I need to get my bike out after shielding?"

A response was provided by the Cabinet Member for Greener Kirklees (Councillor Mather)

Question from Gideon Richards

"The Huddersfield Blueprint consultation was finalised just before the lockdown and the devastation of the Pandemic. Given it is heavily based on a culture and events offering, will there be a review of the Blueprint for robustness against second wave or another Pandemic impacting the town?"

A response was provided by the Cabinet Member for Greener Kirklees (Councillor Mather)

161 Ad Hoc Scrutiny Report - Future arrangements for the Council's Residential Housing Stock

(Under the provision of Council Procedure Rule 36(1) Cabinet received a representation from Councillor Marchington).

Cabinet received a report which presented the findings of the Ad Hoc Scrutiny Panel – Future Arrangements for the Council's residential housing stock. It was noted that the Panel had met between December 2019 and February 2020, and the findings report arising from the investigation, including its recommendations, was presented by the Chair of Overview and Scrutiny Management Committee, Councillor Smaje.

Cabinet were advised that, in light of the findings of the Hackitt Review and changing risk and regulatory landscape, the Panel gave consideration to the best options for the Council in its capacity as landlord, in order to achieve the right balance between risk to the Council and outcomes for local residents.

RESOLVED - That (i) the recommendations of the Ad Hoc Scrutiny Panel (Future Arrangements for the Council's Residential Housing Stock) and (ii) the responses as set out within the Action Plan at Appendix 3 of the report, be received and noted.

162 COVID-19 - Impact upon Council finances

(Under the provision of Council Procedure Rule 36(1) Cabinet received representations from Councillors Marchington and J Taylor).

Cabinet received a report which set out an update on the impact of Covid 19 upon the Council's finances, broader local government sectoral impact, national government financial support to date, and emerging actions that had been taken or would be required.

The report advised that the Government had allocated £3.2bn covid funding to date to the local government sector nationally, and that Kirklees would receive £24.3m. Cabinet noted that all local authorities were now submitting monthly financial returns to help the government assess both emerging monthly impacts and full year forecasts. It was advised that the impact of funding allocations to date would adjust the cost impact upon the Council to between £9.4m and £40.4m. The report indicated that the Council was taking early measures to release further revenue resources to financial resilience reserves in light of the predicted global economic recession and longer term impact upon the Council's Medium Term Financial Strategy, which would be the subject of a separate report to Cabinet setting out in more detail specific measures being taken as part of the closure of accounts process for 2019/2020.

RESOLVED - That the report be received and noted.

Devolution Deal for West Yorkshire - Review, Scheme and Consultation (Under the provision of Council Procedure Rule 36(1) Cabinet received representations from Councillors D Hall and Marchington).

Cabinet received a report which sought endorsement of the Governance Review and approval that a public consultation exercise be undertaken on the draft scheme by Constituent Councils and the Combined Authority. The report acknowledged that the West Yorkshire 'minded to' Devolution Deal was announced as part of the budget on 11 March 2020, and that, subject to consultation and statutory process, this would ultimately lead to the adoption of a Mayoral Combined Authority model with additional functions, and would require an Order from the Secretary of State.

Cabinet noted that, subsequent to the budget announcement, the Combined Authority and each Constituent Council had (i) endorsed the 'minded to' Deal agreed (ii) agreed to be party to a Review of the Combined Authority's constitutional arrangements and of the functions carried out by the Combined Authority over the Combined Authority's area (as set out at para.2 of the considered report) and pursuant to S111 of the Local Democracy, Economic Development and Construction Act 2009 (iii) authorised the Combined Authority's Managing Director. in consultation with the Chief Executive of each Constituent Council, to carry out the Review on behalf of the each Constituent Council and the Combined Authority (iv) authorised the Combined Authority's Managing Director, in consultation with the Chief Executive of each Constituent Council, and on behalf of each Constituent Council and the Combined Authority to prepare a draft Scheme for consideration by the Constituent Councils and the Combined Authority, subject to the outcome of the Review. Subsequent to these approvals, Cabinet were asked to give consideration to (i) the outcome of the statutory Review, which had been undertaken jointly by the Constituent Councils and the Combined Authority (ii) whether an Order of the Secretary of State would likely improve statutory functions and (iii) the draft Scheme.

The report advised that, subject to the authorisation, of the Combined Authority and each Constituent Council, it was proposed that a consultation and engagement exercise with partners and stakeholders was undertaken on the draft Scheme, and that a report detailing the outcome of the consultation would be considered in August 2020, prior to the submission of the responses to the Secretary of State.

The considered report and appendices set out information on (i) the process for enacting the deal (ii) the Governance Review (iii) preparing a draft scheme and (iv) the consultation process.

RESOLVED -

- 1) That the Governance Review at Appendix 1 of the considered report be noted, and that its conclusions be endorsed, including that an Order under S104 and S105 in relation to the changes to the constitutional arrangements considered in the Review, and the delegation of additional functions to the Combined Authority, would be likely to improve the exercise of statutory functions in relation to the Combined Authority's area.
- 2) That the draft scheme for the establishment of the Mayoral Combined Authority, as attached at Appendix 2 of the considered report, be noted.

- 3) That a public consultation exercise be undertaken on the proposals contained within the Scheme, as attached at Appendix 3 of the considered report.
- 4) That it be agreed that (i) engagement with the Combined Authority with other constituent Councils should progress as set out within the report, pursuant to (1) to (3) above and (ii) the Managing Director of the Combined Authority shall, in consultation with the Chief Executive and Leader of this Council, be authorised to take any steps to finalise the Scheme and progress the public consultation exercise.
- 5) That the updated timetable and next steps, as set out at Appendix 4 of the considered report (subject to approval by the Constituent Councils and Combined Authority) be noted, including the submission of a summary of the consultation responses to the Secretary of State in August/September 2020 and subsequently consent to any draft Order in September 2020 so that a mayoral combined authority model and associated changes may be adopted and implemented by May 2021, as set out in the Deal.
- 6) That this decision shall be exempt from call-in on the grounds of urgency, as detailed at para 3.6 of the considered report, with the agreement of the Chair of Overview and Scrutiny Management Committee.
- 164 2020/2021 Road Surfacing Programme Large Schemes over £250k (Under the provision of Council Procedure Rule 36(1) Cabinet received a representation from Councillor J Taylor).

Cabinet gave consideration to a report which sought approval of a programme of road surfacing schemes for 2020/2021. Cabinet were advised of the following road resurfacing works which were proposed within the Highways Capital Plan; A62 Leeds Road, B6432 Firth Street, A62 Castlegate, Mill Street East, Highlands Avenue/Highcroft Crescent and A6024 Woodhead Road, Holme Moss and the report provided an overview of the works in respect of each. It was noted that the schemes would be discussed with utility providers and that delays and disruption would be minimised where possible.

RESOLVED - That approval be given to the large scheme road surfacing programme.

165 The Huddersfield Blueprint – Land Assembly

(Under the provision of Council Procedure Rule 36(1) Cabinet received a representation from Councillor D Hall).

Cabinet received a report which requested that consideration be given to the options available to the Council for the acquisition of property to help deliver regeneration in one of six key areas in the Huddersfield Blueprint. Cabinet were advised that the property acquisition, which was detailed within the exempt appendix to the report would help meet the blueprint objectives and deliver regeneration in one of its six key areas (Station Gateway, St Peter's, Kingsgate and King Street, the Civic Quarter and the Piazza/Queensgate).

(Cabinet gave consideration to the exempt information at Agenda Item 12 (Minute No. 167 refers) prior to the determination of this item).

RESOLVED -

- 1) That approval be given to the acquisition of the property as illustrated within the exempt location plan and site plan red line boundary, for up to a purchase price as detailed within exempt Appendix A (para. 3.6.3).
- 2) That approval be given to the required capital finding for the property acquisition and the planning consultancy from the Strategic Acquisition Fund in the Council's approved Capital Plan for 2020/21, if external funding is either delayed or not forthcoming.
- 3) That authority be delegated to the Strategic Director (Economy and Infrastructure) and Service Director (Legal, Governance and Commissioning) to negotiate and agree terms for the acquisition of the property as identified within the exempt appendix subject to contract, clean and marketable title free from any encumbrances, structural/condition surveys of the property, and vacant possession.
- 4) That authority be delegated to the Service Director (Legal, Governance and Commissioning) to enter into and execute any agreements or instruments relating to the acquisition of the property identified in the exempt appendix.
- 5) That authority be delegated to the Service Director (Economy and Skills) to undertake the strategic and operational management of the property following acquisition, alongside the Service Director (Legal, Governance and Commissioning)
- 6) That authority be delegated to the Service Director (Economy and Skills) to apply for planning permission and any other statutory consents that may be required to develop that property in line with the feasibility report within the exempt appendix.

166 Exclusion of the Public

RESOLVED – That under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting during the consideration of the following item of business, on the grounds that it involves the likely disclosure of exempt information, as defined in Part 1 of Schedule 12A of the Act.

167 The Huddersfield Blueprint - Land Assembly

(Exempt information relating to Part 1 of Schedule 12A of the Local Government Act 1972, namely that the report contains information relating to the financial or business affairs of any particular person (including the authority holding that information). The public interest in maintaining the exemption outweighs the public interest in disclosing the information and providing greater openness and transparency in the Council's decision making).

Cabinet gave consideration to the exempt information prior to the determination of Agenda Item 10 (Minute No. 165 refers).

Contact Officer: Andrea Woodside

KIRKLEES COUNCIL

CABINET

Tuesday 26th May 2020

Present: Councillor Shabir Pandor (Chair)

Councillor Viv Kendrick
Councillor Musarrat Khan
Councillor Naheed Mather
Councillor Peter McBride
Councillor Carole Pattison
Councillor Cathy Scott
Councillor Graham Turner
Councillor Rob Walker

Observers: Councillor Andrew Cooper

Councillor David Hall Councillor Aleks Lukic Councillor John Lawson Councillor John Taylor

168 Membership of Cabinet

All Cabinet Members were present.

169 Admission of the Public

It was noted that exempt information was provided at Agenda Item 14 (Minute No. 181 refers)

170 Interests

No interests were declared.

171 Questions by Elected Members (Oral Questions)

Cabinet received the following questions from Members of the Council;

Question from Councillor Cooper

"Is it correct to say that many pupils returning to primary school will receive only two days education per week?"

A response was provided by the Cabinet Member for Learning, Aspiration and Communities (Councillor Pattison).

Question from Councillor Cooper

"I appreciate the concerns we have for children. I have had teachers' contacting me who are very concerned about returning to school, who are not sure that they have proper PPE for when they may require it, who are not certain about the procedures that they have and are quite anxious themselves. I wonder why some local authorities are giving direction, but Kirklees isn't?"

A response was provided by the Cabinet Member for Learning, Aspiration and Communities (Councillor Pattison).

Question from Councillor D Hall

"What steps are Cabinet taking to anticipate a probably rise in unemployment due to the ongoing crisis?"

A response was provided by the Leader of the Council.

Question from Councillor D Hall

"In the press last week the GMB raised an issue concerning taxi firms and their contract with the Council, and it has been alleged that some are not passing money onto drivers in regards to school transport. Have we any evidence in Kirklees that this is actually happening and if so what do we think might be the scale of the problem?"

A response was provided by the Cabinet Member for Learning, Aspiration and Communities (Councillor Pattison).

Question from Councillor Lawson

"With the Government giving the go-ahead to open markets from 1 June, what steps are being taken in Kirklees to re-open our markets and does this include the farmers markets, such as the one in Cleckheaton?"

A response was provided by the Cabinet Member for Culture and Environment (Councillor Walker).

Question from Councillor Lawson

"In the event of a second wave of covid-19, how will the Council build on the financial assistance that it has already given to care homes, and roughly how much has been given to those care homes?"

A response was provided by the Cabinet Member for Health and Social Care (Councillor Khan).

Question from Councillor Lawson

"Can we have a quick update on how bins are operating as there seems to still be a few systematic errors of repeated misses of bin collections?"

A response was provided by the Cabinet Member for Culture and Environment (Councillor Walker).

Question from Councillor Lawson

"With the acquisition of the George Hotel and the plans to put a museum in there, what are the plans for the rest of the building? Who else are we talking to to get the rest of the building occupied?"

A response was provided by the Cabinet Member for Regeneration (Councillor McBride).

Question from Councillor Lawson

"There seems to be a bit of confusion recently, what would Cabinet's advice be to residents considering a long car journey?"

A response was provided by the Leader of the Council.

Question from Councillor J Taylor

"I'm picking up concerns about the number of University students who may possibly defer this year. We've seen Cambridge already saying that they are going to put a lot of courses and lectures online, and so students may think this is a good time to take a gap year. If they already have places guaranteed for next year, that will put greater pressure on students that would be coming through the system next year. There is also the issue of whether we will have the same number of foreign students, as there is a large co-hort of foreign students at Huddersfield University. Have we done any work yet, or had any conversations, about the impact on finances, upon both the University, the town and the Council? If we have less students, what impact will that have upon the local economy, and upon student accommodation that is not occupied?"

A response was provided by the Leader of the Council.

Question from Councillor J Taylor (on behalf of Councillor Bolt)

"Last week Kirklees hosted a virtual meeting of over 200 education professionals. If this is the case, why can't the access be provided for the 69 members representing our communities, or for members of the public to directly ask questions? The technology is clearly there but we are not able to engage."

A response was provided by the Leader of the Council.

Question from Councillor J Taylor (on behalf of Councillor Bolt)

"Having been made aware of the dangers to users of the Batley Greenway, where children on tandems and tagalongs are left in the road while the adult has to dismount to walk around barriers, why nothing has to been done to remove these barriers which Kirklees were told by Cycling England in 2007 should not be used on sustainable travel rates?"

A response was provided by the Leader of the Council.

Question from Councillor J Taylor (on behalf of Councillor Bolt)

"Residents have reported high volume fly tipping on Paul Lane, Dalton, blocking half of this essential access route for homes and businesses. How long will it take to clear and do you still think there are no issues with fly tipping?"

A response was provided by the Cabinet Member for Greener Kirklees (Councillor Mather).

Question from Councillor J Taylor (on behalf of Councillor Bolt)

"The creation of a Calder Valley Greenway included using a former rail line from Paul Lane to Bog Green Lane in the Dalton ward. The planning drawings show a 2m wide equestrian surface along side the tarmac. This was never constructed. Given the Kirklees stance on enforcing planning with others shouldn't it ensure that its Services abide by planning approvals, especially as Kirklees seeks to promote active travel?"

A response was provided by the Cabinet Member for Greener Kirklees (Councillor Mather).

Question from Councillor J Taylor (on behalf of Councillor Bolt)

"Councillor Mather was asked last week for details of projects and consultation in light of the £2bn government funding pot made available for active travel. She had no details last week, meanwhile other local authorities pushed forward and seized their share of the money in West Yorkshire. Can we put forward suggestions such as (i) improving safety on Bog Green Lane, Dalton (ii) linking Mirfield to Dewsbury South by upgrading the bridleways and the side paths and (iii) connecting the Calder Valley Greenway out to Waterloo in Dalton by upgrading the towpath and footpath around Syngenta? Could she look at providing a safe multi user path for walkers, cyclists and horse riders avoiding the canal towpath between Bradley and Brighouse?"

A response was provided by the Cabinet Member for Greener Kirklees (Councillor Mather).

Question from Councillor J Taylor (on behalf of Councillor Bolt)

"Having highlighted the danger on roads in Kirklees, would the Cabinet Member and the Chief Executive join me, at a social distance, on a cycle ride so that they are personally aware of what many residents have to endure daily?"

A response was provided by the Cabinet Member for Greener Kirklees (Councillor Mather).

Question from Councillor Lukic

"What measures will the Council be taking to keep the high street safe when nonessential shops reopen on 15 June?"

A response was provided by the Leader of the Council.

Question from Councillor Lukic

"To help local businesses recover and to help maintain distancing on public transport, will the current suspension or car parking charges be continuing and until what date?"

A response was provided by the Cabinet Member for Regeneration (Councillor McBride).

Question from Councillor Lukic

"Do we know when libraries and customer service centres will re-open?"

172 Questions by Members of the Public (Written Questions)

Cabinet received the following questions from Members of the Public:

Question from Gideon Richards

"It is coming up to the renewal period for the Parking Permits. At the budget approval meeting by the Council, there was to be a change of rules to allow Electric Vehicles to park in all Kirklees Council car parks for free, and also to park on-street for free as well. Can you confirm how this is to be implemented and when it will come into force?"

A response was provided by the Cabinet Member for Greener Kirklees (Councillor Mather).

Question by Gideon Richards

"Supplementary to my previous question, can you confirm what the Parking Permit arrangements will be for getting the extended parking, or will this be automatically built into the permit?"

A response was provided by the Cabinet Member for Greener Kirklees (Councillor Mather).

Question by Gideon Richards

"Can you confirm that all significant housing planning developments (over say 25 houses) going through planning, or have just been recently approved, will consider transport accessibility if another Pandemic were to hit the public transport system and what steps would need to be included in order to ensure that they do not impact on the Kirklees area Net-Zero GHG targets?"

A response was provided by the Cabinet Member for Regeneration (Councillor McBride).

Question by Gideon Richards

"Following the court judgement on Heathrow with regards to having developments that do not impact Climate Change commitments, what metrics are the Council using to measure and avoid being legally challenged for decisions that could impact our Net-Zero 2038 target?"

A response was provided by the Cabinet Member for Greener Kirklees (Councillor Mather).

Question by Christine Hyde

"At the Cabinet Meeting on 1 May, you said that you will be including the cost for the community Covid 19 contact tracing and isolation in our estimates while the pandemic is ongoing. We hear Directors of Public Health are responsible for Contact tracing and quarantine with regard to Care Homes.

Will both North and South Kirklees homes be selected in the same time frame or will one area begin and a rolling programme across the areas ensue? Have the Department of Public Health had time to train and vet new employees or volunteers to help with this work. Are people being employed by the LA or are volunteers being used? What level of DBS check is being used?"

A response was provided by the Leader of the Council.

Question by Christine Hyde

"At the Cabinet Meeting on 1 May, you said that when we come out of this we will need to make sure that the people who are already in poverty, and/or are now in an even worse situation, should be helped in the best way we can.

Nevertheless, we think it would be good to scrutinise the Integrated Care System's response to Covid 19 and build in measures to tackle the next stages of the response, to make sure that the disproportionate damage Covid19 is doing to both poor and Black Asian and Minority Ethnic communities is ended now. Not wait until "we come out of this".

Please will you consider setting up 'virtual' Health Scrutiny meetings and press the Joint West Yorkshire and Harrogate health and Care Partnership to do the same?"

A response was provided by the Leader of the Council.

Question by Christine Hyde

"Only when local contact tracing, and quarantine measures are set up can we be confident that schools do not pose a threat to the community by spreading the virus, both among the children and staff. Studies have been done in France and one which looked at a 5 week period in a school found that of the numbers in the school infected, 60% were lunchtime and other support staff.

The children in school at present are a specialised cohort in small groups. Their parents are among those at greater risk of catching the virus. The NEU and other Unions do not think their tests for a safe return to full time education have been met and private paid for schools are not reopening.

Please will you make sure all measures are put in place to safeguard the children who are already there, and all their staff before opening schools?"

A response was provided by the Cabinet Member for Learning, Aspiration and Communities (Councillor Pattison).

Question from Christine Hyde

"In terms of the Coronavirus Act 2020, it is likely that there will be a fallout such as a predictable increase in domestic violence, and also of unintended consequences. Does the Cabinet intend to do a Health Inequalities Assessment of the legislation?"

A response was provided by the Leader of the Council.

173 Small Affordable Housing Sites Programme Update

Cabinet gave consideration to a report which provided an update on the small affordable housing sites programme and sought approval to vary the terms of the previous Cabinet authority of 29 August 2018 to enable the disposal of three sites at (i) Kitson Hill Crescent (ii) Fox Royd Drive, Mirfield and (iii) Sixth Avenue, Hightown, Liversedge, at less than market value. The report advised that the amount of any discount would be based on viability approvals for the development of the sites, which were for 100% affordable housing.

Cabinet noted that, subject to approval, the disposal of the sites to the Johnnie Johnson Housing Trust (JJHT) would be progressed under delegated authority, and it was expected that new bungalows would be available for letting in spring 2021.

RESOLVED -

- That the programme update, as outlined in the considered report, and the proposed investment of the Preferred Partner and Homes England in enabling the acquisition and development of the first tranche of three sites at Kitson Hill Crescent and Fox Royd Drive, Mirfield and Sixth Avenue, Hightown, Liversedge, be noted.
- 2) That approval be given to the disposal of land at Kitson Hill Crescent and Fox Royd Drive, Mirfield and Sixth Avenue, Hightown, Liversedge.
- 3) That authority be delegated to the Strategic Director (Economy and Infrastructure) to negotiate and agree terms and dispose of Kitson Hill

- Crescent, Fox Royd Drive, Mirfield and Sixth Avenue, Hightown, Liversedge, as detailed in the considered report.
- 4) That authority be delegated to the Service Director (Legal, Governance and Commissioning) to enter into such agreements on negotiated and agreed terms for disposal.
- 174 Huddersfield Southern Corridors Scheme Approval and Land Acquisition (Under the provisions of Council Procedure Rule 36(1) Cabinet received a representation from Councillor Lawson).

Cabinet gave consideration to a report which sought approval for the Huddersfield Southern Corridors Scheme, to acquire necessary third-party land and to progress construction, subject to approval of the full business case, funding confirmation and obtaining the necessary planning and consents.

The report set out the objectives of the Huddersfield Southern Corridors project, which was funded via the West Yorkshire plus Transport Fund, from the Phase 1 Corridor Improvement Programme, and consisted of improvements to Queensgate, Folly Hall, Longroyd Lane and Lockwood Bar.

Cabinet noted that the Huddersfield Southern Corridors Scheme had been submitted to West Yorkshire Combined Authority during 2018 and that outline business case approval had been secured, releasing £2.534m to progress the project to full business case which included £1.6m for land assembly. The report set out details of the individual scheme proposals, which were illustrated within the appendix to the report.

RESOLVED -

- 1) That approval be given to the Huddersfield Southern Corridors Scheme.
- 2) That authority be delegated to the Strategic Director (Economy and Infrastructure) to negotiate and agree the acquisition of the long leasehold interest in 181-187 Lockwood Road for £550,000.
- 3) That authority be delegated to the Strategic Director (Economy and Infrastructure) to progress the Huddersfield Southern Corridors to construction, including; (i) acquiring all necessary third-party land (ii) obtaining approval of the full business case from West Yorkshire Combined Authority that funding is approved (iii) obtaining the required planning permissions and listed building consents and (iv) securing the necessary Traffic Regulation Orders and Stopping Up Orders.

175 2020/21 Council Capital Plan - Proposed allocation of 2020/21 Capital Funding from the Directorate for Children's Achieve & Aspire baseline section of the Capital Plan

(Under the provisions of Council Procedure Rule 36(1) Cabinet received a representation from Councillor Lawson).

Cabinet gave consideration to a report which identified projects, to be funded from the Achieve and Aspire Capital Maintenance baseline section of the capital plan, as approved by Council on 12 February 2020. The report advised that the funding was

to be used to address urgent condition related needs in maintained schools and Cabinet were asked to approve the Capital Maintenance Programme, along with specified projects, so that they could be delivered in 2020/2021.

Cabinet noted the detail of the business case, as attached at Appendix A to the considered report, which outlined the rationale for the schools' condition works programme, and the list of proposed school works during 2020/2021, which was attached at Appendix B.

The report advised of proposals for the £3.4m 2020/2021 budget to be allocated to (i) urgent condition need based projects and health and safety works (ii) essential fire safety works (iii) capital plan preparation, advance surveys, feasibility studies, advance design and condition surveys in relation to the delivery of the projects and a risk pot for emergency additions to the capital plan in year/balance for high tenders and asbestos removal.

RESOLVED -

- 1) That approval be given to the business case at Appendix A of the considered report, which outlines the rationale for the schools' condition works programme, the availability of funding, the selection process and the main categories of work, thereby enabling the projects concerned to be designed, procured and implemented.
- 2) That approval be given to the detailed list of proposed works in schools for 2020/2021, as set out as Appendix B of the considered report.
- 3) That approval be given to the delegation of powers (as set out in paras 2.11 to 2.13 of the considered report) to the Service Director (Economy and Skills) to manage the implementation of the identified works within the respective agreed total programme budget.
- 176 Huddersfield Town Centre Blueprint Supplementary Planning Document (Under the provisions of Council Procedure Rule 36(1) Cabinet received representations from Councillors Lawson and J Taylor).

Cabinet received a report which sought approval for the adoption of the Huddersfield Town Centre Blueprint Supplementary Planning Document (SPD). The report advised that the benefit of converting the Huddersfield Blueprint to an SPD was that as a planning tool it would add greater support to the delivery of the Huddersfield Town Centre Regeneration Programme, including potential funding applications for the delivery of key sites and transport schemes identified in the Huddersfield Blueprint.

Cabinet were advised that the Blueprint had already been used to share ambitions with partners and funders in order to secure delivery of key projects, and that the SPD could be used to support any Compulsory Purchase Orders in Huddersfield Town Centre which the Council may undertake in the future.

RESOLVED -

- That approval be given to the adoption of the Huddersfield Town Centre Blueprint Supplemental Planning Document, as set out at Appendix 2 of the considered report.
- 2) That Cabinet recognise the importance of the Penistone line to Kirklees, in terms of the connectivity that it provides to the Sheffield City Region, and that the importance of this infrastructure and the benefits that it provides for accessibility and the economy should be recognised within the Masterplan.
- 3) That Officers be authorised to carry out the necessary formal procedures for the adoption of the Huddersfield Town Centre Blueprint Supplemental Planning Document.
- 4) That authority be delegated to the Strategic Director (Economy and Infrastructure) to make any further non-material additional modifications to the Huddersfield Town Centre Blueprint Supplemental Planning Document that arise as part of the adoption process.

177 COVID-19 Local Authority Discretionary Grants Fund (Urgent item)

(This report was considered as a late urgent item. Cabinet were advised that the Chair of Overview and Scrutiny Management Committee had agreed to (i) the addition of the item for consideration, having not been listed on the Forward Plan and (ii) that the right to Call-In be waived due to the need to make the fund available as soon as possible).

(Under the provision of Council Procedure Rule 36 (1) Cabinet received a representation from Councillor J Taylor).

Cabinet gave consideration to a report which sought approval for the Council to establish a Local Authority Discretionary Grants Fund for Kirklees. The report advised that the grant scheme would provide support for certain types of small and micro businesses that had been affected by Covid-19, but that were ineligible for the Government's Small Business Grant Fund and Retail Hospitality and Leisure Grant Fund, and that the Fund had been launched by the Government to help address gaps in the existing support programme. Cabinet were advised that £5.244m had been allocated for businesses in Kirklees, which represented 5% of the funding allocated to the Council in early April in order to support the Government's Small Business Grant Fund and Retail Hospitality and Leisure Grant Fund.

The report advised that, subject to approval, the Local Authority Discretionary Grants Fund would be launched as soon as practicable and that the Council would work with key local partners to publicise the scheme and target eligible applicants, and that detailed scheme guidance would be published on the website.

RESOLVED -

1) That the content of the report be noted and that approval be given to the establishment of the Local Authority Discretionary Grant Fund for Kirklees, including the eligibility criteria for applicants and the grant amounts to be awarded, as detailed in Section 2 of the report.

- 2) That authority be delegated for the implementation and monitoring of the Local Authority Discretionary Grant Fund Scheme to the Strategic Director (Economy and Infrastructure) and the Service Director (Finance) including the authority to make minor changes to the scheme to ensure equity and achievement of the objectives.
- 3) That authority be delegated to the Strategic Director (Economy and Infrastructure) and the Service Director (Finance) in consultation with the Cabinet Portfolio Holder (Corporate) to vary the eligibility criteria for the Local Authority Discretionary Grant Fund Scheme in the event that there are residual funds available following a reasonable period for applications, and in accordance with extant Government guidance.

178 Support to Adult Care Providers (Urgent item)

(This report was considered as a late urgent item. Cabinet were advised that the Chair of Overview and Scrutiny Management Committee had agreed to (i) the addition of the item for consideration, having not been listed on the Forward Plan and (ii) that the right to Call-In be waived due to the need to make support available as soon as possible).

Cabinet received a report which sought approval for further financial support measures for the local adult social care sector. The report advised that the Government had recently announced the Adult Social Care Infection Control Fund, totalling £600m nationally, which was the first funding to Councils specifically for adult social care. Cabinet noted that the overall objective of the fund was to support adult social care providers to reduce the rate of Covid-19 transmission in care homes and between one care home and another, and to support other workforce actions necessary to deliver infection control.

The report advised that the funding would be paid as a Section 31 grant, ring-fenced exclusively for actions which support care homes and domiciliary care providers to tackle the risk of Covid-19 infections, and it set out the proposed approach to distributing the Adult Health Social Care Fund and the broader pressures faced by the care home sector including additional support options.

RESOLVED -

- 1) That in relation to the Adult Social Care Infection Control Fund, the proposed allocation of 75% be agreed along with the proposed delegation to the Strategic Director (Health and Adult Social Care) in consultation with the Cabinet Member (Adults and Health) in relation to the remaining 25% of the Adult Social Care Infection Control Fund.
- That the likely need for additional financial support to care homes beyond that being provided through the Adult Social Care Infection Control Fund be noted.
- 3) That, given the rapid changes to the care home sector, delegation on the detail of any additional financial support in relation to Covid19 be allocated to the Strategic Director (Health and Adult Social Care) in consultation with the Section151 Officer and Cabinet Members for Adults, Health and Corporate Resources.

4) That a further report be submitted to Cabinet setting out the issues facing the adult social care provider sector and the support provided to date including decisions taken under delegated powers.

179 Disposal of Land at Kenmore Drive, Cleckheaton

(Cabinet gave consideration to the exempt information at Agenda Item 14 (Minute No. 181 refers) prior to the determination of this Agenda Item).

(Under the provisions of Council Procedure Rule 36(1) Cabinet received a representation from Councillor Lawson).

Cabinet received a report which requested that consideration be given to objections that had been received as a result of advertising the Council's intention to dispose of open space on a Council owned site at Kenmore Drive, Cleckheaton. The submitted objection was appended as exempt information.

The report presented Cabinet with information on (i) the outcome of the delegated selection of a delivery partner for Kenmore Drive (ii) site proposals and (iii) the disposal of land at Kenmore Drive at 'less than best consideration' to the selected registered provider – Housing 21, for an extra care scheme, subject to Housing 21 securing a Homes England Grant. Cabinet were asked to approve the allocation of Section 106 affordable housing contributions as a grant to Housing 21 towards the provision of affordable homes on site.

Cabinet were advised that the site would contribute to the delivery of the Council's housing strategy, specifically in relation to providing a range of products to support housing growth and a long term supply of affordable housing, and meeting the housing needs of the most vulnerable groups. The report indicated that the objection received raised concerns regarding the impact of development upon the stability of a retaining wall, and that such concerns would be dealt with at the planning application stage of the development.

RESOLVED -

- 1) That, having given consideration to the objections received, approval be given to the disposal of open space on the basis that the objections received in relation to any proposed development in the site can be considered as part of the planning process and that he land can be better utilised for the provision of an extra care facility.
- 2) That approval be given to the disposal of the land at 'less than best consideration' to a specialist extra care provider, Housing 21, and grant S106 affordable housing contributions as set out in this report to ensure that the scheme is viable.
- 3) That authority be delegated to the Strategic Director (Economy and Infrastructure) to (i) negotiate and agree the terms of disposal with Housing 21 and (ii) determine the appropriate level of discount following comprehensive assessment of Housing 21's development appraisal.
- 4) That authority be delegated to the Service Director (Legal, Governance and Commissioning) to enter into and execute any agreement and other ancillary

documents necessary to dispose of the land to Housing 21 for use as extra care housing.

180 Exclusion of the Public

RESOLVED – That under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting during the consideration of the following item of business, on the grounds that it involves the likely disclosure of exempt information, as defined in Part 1 of Schedule 12A of the Act.

181 Disposal of Land at Kenmore Drive, Cleckheaton

(Exempt information within Part 1 of Schedule 12A of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006, namely Information relating to the identity of an individual. The public interest in maintaining the exemption outweighs the public interest in disclosing the information and providing greater openness in the Council's decision making).

Cabinet gave consideration to the exempt information prior to the determination of Agenda Item 12 (Minute No. 179 refers).



Contact Officer: Andrea Woodside

KIRKLEES COUNCIL

CABINET

Tuesday 2nd June 2020

Present: Councillor Shabir Pandor (Chair)

Councillor Musarrat Khan
Councillor Naheed Mather
Councillor Peter McBride
Councillor Carole Pattison
Councillor Cathy Scott
Councillor Graham Turner
Councillor Rob Walker

Observers: Councillor Martyn Bolt

Councillor Andrew Cooper Councillor Aleks Lukic Councillor Alison Munro Councillor Richard Smith Councillor Mohan Sokhal Councillor John Taylor Councillor Michael Watson

Apologies: Councillor Viv Kendrick

182 Membership of Cabinet

Apologies for absence were received on behalf of Councillor Kendrick.

183 Minutes of previous meeting - 1 May 2020

RESOLVED – That the Minutes of the Meeting held on 1 May 2020 be approved as a correct record.

184 Interests

Councillors Mather and Pattison advised that, in their capacity as Board Members for Kirklees Neighbourhood Housing, they had been granted dispensations on Agenda Item 7, and were permitted to speak but not vote on the item.

185 Admission of the Public

It was noted that all agenda items would be considered in public session.

186 Questions by Elected Members (Oral questions)

Cabinet received the following questions from Members of the Council;

Question from Councillor Bolt

"Crown Green Bowling in Kirklees and Mirfield is a very popular sport. When will the bowling greens be open?"

A response was provided by the Leader of the Council.

Question from Councillor Bolt

"When will the full details be disclosed about the recent purchases by Cabinet – the cost, building condition and remediation costs, and crucially, the business case for these premises to repay the borrowing – places like the George Hotel, the Arcade in Dewsbury etc. and have you worked out how much per household this borrowing is costing Kirklees residents?"

A response was provided by the Cabinet Member for Regeneration (Councillor McBride).

Question from Councillor Lukic

"Why haven't parking charge suspension notices been displayed in Dewsbury Town Centre over the last few weeks and had this now been rectified?"

A response was provided by the Leader of the Council.

Question from Councillor Lukic

"Last week I asked if there was a date for the reintroduction of parking charges yet, can I ask if there is yet a date?"

A response was provided by the Leader of the Council.

Question from Councillor Munro

"When will the two Planning Sub Committees be reinstated online?"

A response was provided by the Leader of the Council.

Question from Councillor Munro

"How many Primary Schools have actually opened across Kirklees?"

A response was provided by the Cabinet Member for Learning, Aspiration and Communities (Councillor Pattison).

Question from Councillor R Smith

"Given that so many children are some way off returning to school, what is the Council doing to support the schools in respect of home working?"

A response was provided by the Cabinet Member for Learning, Aspiration and Communities (Councillor Pattison).

Question from Councillor J Taylor

"With regards to the Outbreak Boards which are being set up to assist with management locally of Covid 19 as test, trace and isolate starts to get into gear. Are you able to share any detail as to the make-up of these boards and who would be members of that board?"

A response was provided by the Leader of the Council.

Question from Councillor J Taylor (on behalf of Councillor Patrick)

"Senior Officers tell me that the dispute in the refuse collection service was resolved last autumn. If that is the case, can the Cabinet Member tell me why the service does not improve in Holme Valley South and why both green and grey bins continue to be missed on a regular basis, including whole streets? A resident recently contacted me to say that their bin had not been emptied since January. This is not good enough. When can residents expect to receive the service they pay for?

When bins are missed residents phone Kirklees Council. Residents tell me that the staff that answer the phones are not very helpful and that the bin is seldom ever collected following a complaint. The common observation by residents who phone in to complain is that they are told that the bin is recorded as having been collected. Why are bins recorded as collected when they are missed? What are we doing to improve the telephone complaints process?"

A response was provided by the Cabinet Member for Culture and Environment (Councillor Walker).

Question from Councillor Cooper

"Over the years I have asked a number of times if access to Castle Hill can be regulated at night. One suggestion I have made in the past is a retractable bollard. Is there going to be some action on this as we have been waiting a long time and there are a lot of ongoing issues?"

A response was provided by the Cabinet Member for Culture and Environment (Councillor Walker).

Question from Councillor Munro

"In relation to bin collections, we appreciate the work that bin collections are doing but our concern is whether messages are getting through when bin collections are missed because people are being told that their bins have been emptied when they haven't, so I just wanted to raise that as a concern."

A response was provided by the Cabinet Member for Culture and Environment (Councillor Walker).

Question from Councillor Bolt

"You said earlier that resumption of Planning Committees was a planning function, whereas it's an administrative function. So, can you tell us when the Planning Committees will resume please?"

A response was provided by the Leader of the Council.

Question from Councillor Watson

"I've had concerns raised by a number of residents of Denby Dale as to the service being provided at our refuse site at Bromley Farm, which I can best express those concerns by quoting directly from one email which says as follows; 'It seems to me that whilst everyone else in the country is trusted to understand the concept of social distancing, at our recycling centres there is an implicit assumption that the public are unable to understand the concept. Currently only two cars are allowed on the site at any one time whereas the site could probably take 6 or more. The reason for the restriction is clearly to protect the public as the employees manning the site are in deck chairs sunbathing. Does the Council not think that if 6 cars were on the site the public would be able to do the social distancing it is required to do everywhere else in the UK?'

What work has been undertaken since the sites reopened to evaluate operating methods and consider whether they are operating in the most efficient manner possible whilst at the same time being able to maintain social distancing and how does the Cabinet assess and bench mark whether council tax payers of Kirklees are being provided the best service possible in terms of refuse sites at the moment?"

187 Questions by Members of the Public (Written Questions)

Cabinet received the following question from members of the Public;

Question from Andrew Leader

"Further to my question on 21 May regarding Rights of Way obstructions, could you please clarify a couple of points? (i) Firstly, my question referred to reported problems which are over a year old. So from 2017/2018 you cite Covid 19 as a reason for slowing down progress. Could you explain how the current Covid 19 crisis of 2020 has had an effect on the Council's lack of action on straight forward footpath obstructions reported to it in 2017 and 2018? (ii) I also asked 'Can the

Cabinet Member responsible outline what the Council's policy/procedure is for removing such obstructions and what timescales the Council works to?"

A response was provided by the Cabinet Member for Culture and Environment (Councillor Walker).

Options on the future model for the management and maintenance of Kirklees Council Housing

(Under the provisions of Council Procedure Rule 36(1) Cabinet received a representation from Councillor J Taylor. Councillor Taylor declared an interest in this item in his capacity as a Member of Kirklees Neighbourhood Housing Board).

Cabinet gave consideration to a report which provided options for the future management and maintenance of Kirklees Council Housing. It advised that the Council owned c.a 22,000 homes which were currently managed by Kirklees Neighbourhood Housing (KNH) as its Arm's Length Management Organisation (ALMO). The report provided information on the current context in relation to the social housing management and maintenance sector across the country and set out information which compared and contrasted the models under consideration as options for the future maintenance and management of council housing in Kirklees. The report emphasised the importance of how housing tenants, as citizens, were central to the shaping of places and services. It also set out the need for clarity in regards to decision making and accountability in terms of the management of strategic and operational risk.

The report advised that, arising from a recommendation of the LGA Corporate Peer Review in 2019, which recommended that the Council prioritises a decision on the long term future of the ALMO arrangement, the Council had initiated a reconsideration of a the independent review previously carried out in 2018 which had looked at an options appraisal of the various models for managing and maintaining the Council's housing stock. An Ad Hoc Scrutiny Panel had been established to consider the future options for the management of the Council's housing stock and Cabinet noted the outcome report which had been submitted to the meeting of Cabinet on 21 May 2020.

Cabinet noted the detail of the options as set out within the report; (i) to transfer the stock to a registered provider (ii) to retain the ALMO model and manage the stock through KNH and (iii) to directly manage the stock and integrate with other services (in-house). The report set out the rationale for the recommendation to approve, in principle, changing to an in-house delivery model in order to provide the greatest opportunity for control, influence and strategic alignment with place based working whilst also offering a greater degree of assurance and enabling the Council to promote and deliver its ambition for the regeneration of its own housing stock in the context of the broader housing market.

RESOLVED -

1) That the outcome of the options assessment for the management and maintenance of housing stock be noted.

- 2) That approval be given in principle to changing the model to an inhousedelivery of council housing management and maintenance services by transferring activity undertaken by Kirklees Neighbourhood Housing back to the Council, and adopting an approach of combining the benefits of the ALMO model with those of in-house delivery.
- 3) That approval be given to the proposal to engage with tenants on the preferred model, using a range of approaches, including the place standard tool and that authority be delegated to the Strategic Director Adults and Health to finalise and implement the approach.
- 4) That, pursuant to (3) above, engagement with tenants and Kirklees Neighbourhood Housing staff be undertaken over the summer period.
- 5) That, following the engagement exercise, a report be submitted to Cabinet in September/October 2020 in order to inform the final decision on the future housing management and maintenance of council housing in Kirklees, including recommendations on matters that would require to be progressed to run Council housing services in-house on or before 31 March 2021, should that decision be confirmed.

189 Viability Guidance Note

(Under the provisions of Council Procedure Rule 36(1), Cabinet received representations from Councillors Bolt and J Taylor)

Cabinet gave consideration to a report which sought approval to publish a viability guidance note, which was intended to provide clarity to the process of commissioning or undertaking viability assessments in relation to planning applications for new housing development, with particular regard to the provision of affordable housing or other planning applications where compliance with planning policy was subject to a consideration of viability.

The guidance note, which was appended to the considered report, provided advice as to the level of information that the Council would require in order to commence discussions around development viability and how it would be evaluated.

Cabinet were advised that, subject to approval, the guidance note would be published on the Council website, in order to provide clarity to the viability process and ensure that opportunities to secure infrastructure as a result of development is reasonable, openly and fairly secured.

RESOLVED - That approval be given to the publication of the Viability Guidance Note.

190 Financial Outturn 2019-20 - Early Closedown Review

(Under the provisions of Council Procedure Rule 36(1) Cabinet received representations from Councillors Munro and J Taylor).

Cabinet received a report which set out proposals to review earmarked reserves as part of the current 2019-2020 final accounts process. The report advised that

consideration had been given to early measures to release further revenue resources to earmarked general fund reserves in light of the heightened corporate risk assessment from the financial impact of Covid-19, through both 2020-2021 and the longer term structural impact on the Council's Medium Term Financial Strategy.

Cabinet noted the detail of the proposals which were to; (i) increase existing financial resilience reserves by up to £6.5m through a year-end review of capitalization opportunities and funding sources, within allowable accounting rules and existing Council polices, where appropriate and (ii) to set aside a specific reserve to support the costs of the Council's Covid-19 response in 2020-2021. The report advised that contributions to this reserve would be met from the transfer of un-ringfenced government grant to support Covid-19 costs of £12.2m, which was received on 27 March 2020, and that the amount transferred would be adjusted for any Covid-19 related expenditure incurred in the period up to 31 March 2020, which would be identified as part of the final accounts process.

It was noted that the finalised 2019-2020 revenue and capital outturn position and detailed report would be presented to Cabinet and Council at a later date and would incorporate the proposals as detailed within the report.

RESOLVED -

- 1) That approval be given to the COVID-19 Grant Reserve.
- 2) That the capitalisation measures to release £6.5m revenue resources as part of the early closedown review 2019/2020 be noted.
- 3) That approval be given to the subsequent transfer of the £6.5m released revenue resources to earmarked financial resilience reserves.

191 Kirklees Council Pet Policy

(Under the provisions of Council Procedure Rule 36(1) Cabinet received representations from Councillors Bolt and R Smith).

Cabinet gave consideration to a report which outlined a proposal for the introduction of a new pet policy, which had been formulated in order to enable effective management of pet associated issues, and provide clear guidance on pet ownership for both officers and tenants.

Cabinet were advised that the policy would replace an existing Kirklees Neighbourhood Housing 'Good Pet Keeping Guide' and would provide for a more consistent approach to enable responsible pet ownership in Kirklees Council owned properties. The report advised that the guide had been developed in 2012 and was no longer deemed to be robust enough, and so the new policy was required in order to support effective tenancy management and enforcement action, when needed, in both Kirklees Neighbourhood Housing and Pinnacle Group managed properties.

Cabinet noted that the key aims of the Pet Policy which were to ensure that (i) pets were kept in line with the terms of the policy and the tenancy agreement (ii) suitable property types were identified in relation to keeping cats and dogs (iii) tenants had clarity in relation to their roles and responsibilities in relation to keeping

pets (iv) complaints about nuisance pets could be dealt with swiftly and effectively and in accordance with all associated policies and good practice guidance and (v) all tenants were treated in a fair and equitable way.

RESOLVED –

- 1) That approval be given to the Pet Policy for Kirklees Council properties, to be implemented by Kirklees Neighbourhood Housing and Pinnacle Group.
- 2) That an amendment be made to the policy in order to require a pet owner to demonstrate that any dogs and cats have been microchipped, and that appropriate fencing be provided.
- 3) That the Cabinet Portfolio Holder be advised of any further suggested amendments to the policy.
- 192 Kirklees Music Ambition including Year of Music 2023 and Music Investment (Under the provisions of Council Procedure Rule 36(1) Cabinet received representations from Councillors Bolt, Lukic, J Taylor and Munro).

Cabinet received a report which sought approval for on-going investment into key music festivals and the Kirklees concert season, and endorsement of the approach and ambition for the Year of Music. The report advised that the Council had committed to the delivery of a Year of Music in 2023 to complement the Leeds Year of Culture, and was asked to approve the approach to the Year of Music, which it was anticipated would be funded through existing budget streams.

Cabinet noted that the Council currently invests in three key festivals (Cleckheaton Folk Festival, Huddersfield Contemporary Music Festival and Marsden Jazz Festival) to deliver a diverse music festival offer and contribute to the Council's shared outcomes. It was also noted that the Council was currently in a partnership to deliver the Kirklees Concert Season with Opera North, which was in its 17th Year.

The report provided detail with regards to (i) investment in music festivals (ii) investment in the Kirklees concert season (iii) the approach to the Year of Music 2023 and (iv) the application to UNESCO Creative City Status 2021. Cabinet were asked to approve investment into music with the focus being upon its longest continually running festivals and the partnership with Opera North to deliver the Kirklees Concert Season for three years, with an option to extend until 2024, therefore extending beyond the 2023 Year of Music and ensuring a legacy. It was noted that a further report would be submitted to a future meeting setting out further detail in regards to the programme for the Year of Music 2023.

RESOLVED -

1) That approval be given in principle to a three year investment in the Cleckheaton Folk Festival (£5k), Huddersfield Contemporary Music Festival (£30k), Marsden Jazz Festival (£5k) and Opera North (£60k), at a total cost of £100k each year for 3 years, with the possible extension of a further two years, subject to annual confirmation through the budget process and review

- of agreement objectives and meeting the targets as set out at paras. 2.1.8-2.1.9.
- 2) That approval be given to the approach to the Year of Music 2023 in principle, including the UNESCO bid, and that further details on the programme and funding strategy be submitted at a later date.
- 3) That Officers be asked to further explore the availability of assets within the area with regards to the Council's ability to host large scale events.
- 2020/21 2021/22 Corporate Landlord and Strategic Asset Utilisation Capital Plans Proposed allocation of 2020/21 2021/22 Capital Funding (Under the provisions of Council Procedure Rule 36(1) Cabinet received a representation from Councillor J Taylor.)

Cabinet received a report which set out identified projects or themes, to be funded in financial years 2020-2021 and 2021-2022 from (a) Corporate Landlord Asset Investment Programme (b) Corporate Landlord Compliance Programme (c) Corporate Landlord Sustainability Programme (d) Strategic Asset Utilisation Programme and (e) a number of accommodation related schemes identified as strategic priorities, as contained in the five year capital plan approved by Council on 12 February 2020.

Cabinet were asked to give approval to the baseline programme, and the projects as set out at Appendix A of the considered report, and were advised that, subject to approval, Officers would ensure that the programmes were updated and that the specified projects would be developed, designed, procured and implemented.

RESOLVED –

- 1) That the programme of works for 2020/2021-2020/2022, as set out at Appendix A of the report, be approved.
- 2) That approval be given to the delegation of power to Officers (paras.2.18 to 2.20 refer) to (i) add new urgent projects to the programmes detailed in this report without prior Cabinet approval providing that total cost of the programmes remains within the approved capital allocations set by Council (ii) transfer resources between the Corporate Landlord / Asset Strategy funding streams / programmes without restrictions to enable efficient delivery of projects and (iii) slip, delete or reallocate budget between projects during the course of the two financial years providing that the total cost of the programmes remains within the approved capital allocations set by the Council to enable the effective management of the programmes concerned over the two year period.
- That officers be authorised to design, tender and implement the delivery of projects and work streams as identified in Appendix A.



KIRKLEES COUNCIL

CABINET

Tuesday 16th June 2020

Present: Councillor Shabir Pandor (Chair)

Councillor Viv Kendrick
Councillor Musarrat Khan
Councillor Naheed Mather
Councillor Peter McBride
Councillor Carole Pattison
Councillor Graham Turner
Councillor Rob Walker

Observers: Councillor Masood Ahmed

Councillor Martyn Bolt
Councillor Andrew Cooper
Councillor Aleks Lukic
Councillor Bernard McGuin
Councillor Alison Munro
Councillor Anthony Smith
Councillor John Taylor
Councillor Michael Watson

Apologies: Councillor Cathy Scott

194 Membership of Cabinet

Apologies for absence were received on behalf of Councillor Scott.

195 Minutes of Cabinet - 21 May 2020

RESOLVED – That the Minutes of the Meeting held on 21 May 2020 be approved as a correct record.

196 Interests

No interests were declared.

197 Admission of the Public

It was noted that exempt information had been submitted in respect of the late/urgent item at Agenda Item 9, and was appended at Agenda item 11 (Minute 204 refers).

198 Deputations/Petitions

No deputations or petitions were received.

199 Questions by Members of the Public (Written Questions)

No questions were received.

200 Questions by Elected Members (Oral Questions)

Cabinet received the following questions from Members of the Council;

Question from Councillor Cooper:

"Was a business plan produced by the Council for the George Hotel before you decided to purchase it?"

A response was provided by the Leader of the Council.

Question from Councillor Bolt:

"Could you tell me if the commitment that you've just expressed about the George Hotel extends to restoring other iconic town centre buildings?"

A response was provided by the Leader of the Council.

Question from Councillor J Taylor:

"I'm sure that you welcome the gradual reopening of the town centre and the reopening of the shops as of yesterday. Amongst the shops that have reopened are bookshops. Do you agree with me that it's rather disappointing that Kirklees Council hasn't managed to find a way to reopen its libraries to allow people to borrow books, yet they can actually go into book shops to buy books?"

A response was provided by the Cabinet Member for Corporate Services (Councillor Turner)

Question from Councillor McGuin:

"I've had a number of representations from disabled people and business owners complaining about the access to the town centre for their cars and for deliveries. Why did you do no consultation with these people to see what you could do before you went ahead and closed some of the streets off?"

A response was provided the Cabinet Member for Regeneration (Councillor McBride)

Question from Councillor Lukic:

"The Council recently completed the purchase of The Arcade in Dewsbury so as far as I'm aware there's no reason why the amount paid can't be disclosed in the interests of transparency. Can this amount be given?"

A response was provided the Cabinet Member for Regeneration (Councillor McBride)

Question from Councillor A Smith:

"I think it's obvious that many care homes are facing severe pressures and it's anticipated that many of them may actually be forced to close due to the consequences of Covid 19. Are the Council aware of any care homes in Kirklees that are in this position?"

A response was provided by the Cabinet Member for Health and social Care (Councillor Khan).

Question from Councillor Munro:

"What level of risk of flooding has to be reached before the Council puts a stop to building more new houses in an area that had a serious impact by increasing the level of risk of flash floods in the immediate vicinity and downstream?"

A response was provided the Cabinet Member for Regeneration (Councillor McBride)

Question from Councillor Cooper:

"I've been around Huddersfield Town Centre today and there are direction indicators on the pavements but they are not being observed, so could we have direction markers for pedestrians to help us with social distancing on lampposts down New Street and other streets. When could these be introduced?"

A response was provided the Cabinet Member for Regeneration (Councillor McBride)

Question from Councillor Bolt:

"Having had it confirmed at a scrutiny meeting that Planning Services, before and after the decision making process, are the responsibility of the Cabinet member, could we see more responsibility for the lack of enforcement, the failure to collect developer contributions, and the delay in delivering contributions from the Cabinet – can we see some accountability?"

A response was provided the Cabinet Member for Regeneration (Councillor McBride)

Question from Councillor J Taylor

"One of the concerns I have about the impacts of Covid 19 will be the financial resilience of a lot of the small groups that we have across the Council area, and by small groups I mean from uniform groups who have been unable to collect subs because they have not been meeting, through to sports clubs that may have cafes and bars. Have we started to put in place any plans or thoughts around how we could as a Council support them through what is a difficult period. We hear a lot of talk about business and charities, these are what make our communities what they are and interesting, good places to live."

A response was provided by the Cabinet Member for Culture and Environment (Councillor Walker)

Question from Councillor Watson:

"For a number of weeks now there have been some caravans living at the recreation park in Skelmanthorpe and we've been getting regular updates from Officers which seem to show that the Council is doing everything it can to look after these people, but the situation is causing concerns amongst some if the people I have spoken to in the area in that they feel that the Council is essentially pandering to what are law breakers. Does the Council consider that it is acceptable for people to be living in caravans on play areas and if not when are we likely to see some action to address this?"

A response was provided by the Cabinet Member for Corporate Services (Councillor Turner)

Question from Councillor McGuin:

"When King James's expands its capacity, will pedestrian access be improved as many pupils will be coming on foot from the Almondbury area down to King James's and a lot of residents in the area are particularly concerned about traffic and the narrowness of the pavements. Would the Council commit to doing something about that?"

A response was provided by the Cabinet Member for Culture and Environment (Councillor Walker)

Question from Councillor A Smith

"I ask on behalf of a resident about the restrictions on Firth Street which are currently restricted to cyclists only. She asks, can the Council suggest an alternative route for vehicles approaching Firth Street from Colne Road who are travelling to Almondbury or Newsome in order to avoid being caught up in queuing traffic at Kings Bridge Road?"

A response was provided by the Cabinet Member for Culture and Environment (Councillor Walker)

Question from Councillor Munro:

"Can the Council confirm whether they have purchased the former County Court building on Queen Street in the town centre?"

A response was provided the Cabinet Member for Regeneration (Councillor McBride)

Question from Councillor J Taylor:

"With regards to the Dewsbury Town Centre Fund, there where some further announcements this week by the Government about any changes to the criteria for the fund and I was wondering if there was a comment from the Council whether we've looked at that? This is in light of Covid 19 and whether that will change our proposals in terms of our bid for town funding."

A response was provided the Cabinet Member for Regeneration (Councillor McBride)

Question from Councillor Munro

"How many more accidents and how many more people have to be injured at the road junctions along Penistone Road in Fenay Bridge before the Council will install filter lights or traffic lights at the dangerous junctions?"

A response was provided by the Cabinet Member for Culture and Environment (Councillor Walker)

201 2020/21 to 2024/25 Council Capital Plan – Proposed Allocation of Capital Funding from the Directorate for Children's Achieve & Aspire Strategic Priorities and Basic Need Baseline Funding Sections of the Capital Plan (Under the provision of Council Procedure Rule 36(1) Cabinet received representations from Councillors Ahmed, McGuin and Munro).

Cabinet gave consideration to a report which identified potential projects to be funded from the 2020/2021 to 2024/2025 Achieve and Aspire Strategic Priorities and Basic Need funding sections of the Capital Plan. The report provided information relating to specific individual school related capital projects identified to be funded from the Directorate for Children's Services Achieve and Aspire Section of the Council's Five Year Capital Plan, as approved by Council on 12 February 2020.

Cabinet were asked to consider and approve the projects as detailed within the report, along with the capital allocation, in regards to (i) Brambles Primary Academy – Temporary Modular Accommodation for September 2020 Intake (ii) King James's Development to Increase Capacity (iii) Almondbury Community School – Primary Provision in the Greenside Building (iv) Netherhall Learning Campus High School (v) SEND Schools – Potential Sites Masterplan (vi) Proposal for Post 16 Provision at Ravenshall Special School (vii) Scissett Middle School .

RESOLVED -

- 1) That approval be given to the capital allocation of £402k for the provision of modular accommodation for Brambles Primary Academy to ensure that there is sufficient space for September 2020 intake.
- 2) That approval be given to the capital allocation of £5.25m for the implementation of new build and remodelling works at King James's School to enable the provision of 150 additional secondary school places.

- 3) That approval be given to the capital allocation of £275k for the implementation of a package of works required to ensure that the Greenside Building at Almondbury Community School (Primary) is fit for purpose for a 210 place primary school.
- 4) That approval be given to the capital allocations of £200k for the implementation of a package of works to enable the existing accommodation at Netherhall Learning Campus High School to be adapted to accommodate increased pupil numbers and implement a PAN increase of 15 places.
- 5) That approval be given to capital allocations of £151k for the conversion of the former Thornhill Lees Library and Information Centre to a post 16 centre for Ravenshall Special School.
- 6) That the progress and expenditure incurred to date on the development of an SEN Masterplan to deliver additional specialist SEND places across the system in Kirklees be noted and that approval be given to the expenditure of £150k of further development funds to enable the masterplan to move into a phase 2 study.
- 7) That approval be given to the proposed use of Section 106 funds to implement a package of works at Scissett Middle School at a cost of £210k to enable its PAN to increase from 195 to 200.

202 The George Hotel, Huddersfield (Urgent Item)

(The report was considered as a late urgent item. Cabinet were advised that the Chair of Overview and Scrutiny Management Committee had agreed to (i) the addition of the item for consideration, having not been listed on the forward plan and (ii) that the right to Call-In be waived).

(Under the provision of Council Procedure Rule 36 (1) Cabinet received representations from Councillors Cooper and A Smith).

Cabinet gave consideration to a report which sought approval for funding to carry out remedial works to the building, and to enter into discussions with third parties with a view to them re-opening the building for uses that would be appropriate to the town centre location, including negotiations with Rugby League Cares to establish a national museum for rugby league in the George Hotel by 2023. It was also proposed that some early improvements be undertaken to improve the appearance of the hotel and its frontage onto the square.

The report advised that the Council had been shortlisted as one of the two potential locations for the national museum, but had been asked by the Rugby League Cares charity to demonstrate a clear intention to purchase the hotel. The report highlighted the benefits that the opportunity of being the home of the national museum for rugby league would bring to the town, including economic benefits through tourism and the wider benefits of promoting Huddersfield positively and to a global audience. It was noted that the report was brought to this meeting of Cabinet in order to enable a decision to be taken urgently.

(Cabinet gave consideration to the exempt information at Agenda Item 11 (Minute No. 204 refers) prior to the determination of this agenda item.)

RESOLVED -

- That approval be given to the acquisition of the George Hotel by the Council, on the terms as set out within the exempt appendix to this report, in order to progress the delivery of a key project within the Huddersfield Blueprint.
- 2) That authority be delegated to the Strategic Director (Economy and Infrastructure) in consultation with the Cabinet Member (Economy Portfolio) to negotiate and agree the terms of any lease of the hotel, or part thereof, that is to be granted to a third party, and the terms of any supporting or ancillary management agreement or operating that may be entered into with the third party in order to enable the effective delivery of the George Hotel project.
- 3) That approval be given to the funds required to purchase the building, as set out within the exempt appendix to this report.
- 4) That approval be given to the funds required to carry out remedial works to the building, as set out within the exempt appendix to this report.

203 Exclusion of the Public

RESOLVED – That under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting during the consideration of the following item of business, on the grounds that it involves the likely disclosure of exempt information, as defined in Part 1 of Schedule 12A of the Act.

204 The George Hotel, Huddersfield

(Exempt information relating to Part 1 of Schedule 12A of the Local Government Act 1972, namely that the report contains information relating to the financial or business affairs of any particular person (including the authority holding that information). The public interest in maintaining the exemption outweighs the public interest in disclosing the information and providing greater openness and transparency in the Council's decision making).

Cabinet gave consideration to the exempt information prior to the determination of Agenda Item 9 (Minute No. 202 refers).



KIRKLEES COUNCIL

CABINET

Monday 29th June 2020

Present: Councillor Shabir Pandor (Chair)

Councillor Viv Kendrick
Councillor Naheed Mather
Councillor Peter McBride
Councillor Carole Pattison
Councillor Cathy Scott
Councillor Graham Turner
Councillor Rob Walker

Observers: Councillor Bill Armer

Councillor Martyn Bolt Councillor David Hall Councillor Aleks Lukic

Councillor Andrew Marchington
Councillor Bernard McGuin
Councillor Alison Munro
Councillor Richard Smith
Councillor Mohan Sokhal
Councillor John Taylor
Councillor Mark Thompson
Councillor Lesley Warner
Councillor Michael Watson

Apologies: Councillor Musarrat Khan

205 Membership of Cabinet

Apologies for absence were received on behalf of Councillor Khan.

206 Interests

No interests were declared.

207 Admission of the Public

It was noted that exempt information was submitted in respect of Agenda Item 9, and was appended at Agenda Item 11 (Minute No. 215 refers).

208 Deputations/Petitions

No deputations or petitions were received.

209 Questions by Members of the Public (Written Questions)

Cabinet received the following questions from Members of the Public;

Question from James Taylor

"How many brown garden bins are there in Mirfield, and since collections started at the end of February for this year, what percentage of those garden bins have been collected on their scheduled collection date?"

A response was provided by the Cabinet member for Culture and Environment (Councillor Walker)

Question from James Taylor

"Out of 10 collections for my brown bin so far this year, it has only been emptied on the scheduled day five times.

What does Cabinet think about this level of service, for which I'm paying a premium?"

A response was provided by the Cabinet member for Culture and Environment (Councillor Walker)

Question from James Taylor

"On Gardeners World they are always talking about how you can get cheap compost from some Local Authorities as some Local Authorities that collect garden waste then turn it into compost and sell it back to residents, not only helping the environment but also helping out residents who are keen gardeners.

Once my brown bin has been emptied what actually happens to all the garden waste collected throughout the borough?"

A response was provided by the Cabinet member for Culture and Environment (Councillor Walker)

Question from James Taylor

"Cabinet can't have failed to notice many residents commenting on social media including newspaper websites questioning how much KMC has paid to buy The George Hotel.

Will Cabinet be transparent and disclose to council tax payers the full purchase price of The George Hotel, or will it be a case in a few weeks' time, of reading in the paper a quote from an Kirklees officer stating "it's not in the public interest to know."?

A response was provided by the Cabinet Member for Regeneration (Councillor McBride)

210 Questions by Elected Members (Oral Questions)

Cabinet received the following questions from Members of the Council;

Question from Councillor J Taylor:

"Please can you confirm who took the decision in light of the Covid pandemic to not take any action to evict illegal occupations of council land? Why was there a u-turn on this policy a week on Friday?"

A response was provided by the Cabinet Member for Regeneration (Councillor McBride).

Question from Councillor R Smith:

"I just want you to confirm please that, as soon as this possession order is granted by the County Court in Huddersfield, that you enforce this immediately?"

A response was provided by the Cabinet Member for Corporate Services (Councillor Turner).

Question from Councillor Watson:

"Following on from the same issue, why has it taken so long for us to get to the position of serving the papers when it seems to have been a very effective way of dealing with this matter?"

A response was provided by the Cabinet Member for Corporate Services (Councillor Turner).

Question from Councillor McGuin:

"With regards to Penistone Road and Station Road junction, after 4 accidents within 16 days in June and after being highlighted last year as a dangerous junction by Councillors, will Cabinet support measures to the junction safer?"

A response was provided by the Cabinet Member for Culture and Environment (Councillor Walker).

Question from Councillor Munro:

"I've made demands for lights at this junction and a reduction of the speed limit along Penistone Road, but all I am getting back from highways is that they are insisting on us implementing a small scale scheme and this will not address the increase in the volume of traffic, it will not address queuing traffic at the junction and it will not address vehicles speeding on Penistone Road and it will not provide a safe space for cyclists.

Councillor Walker has referred to the fact that we are having a meeting on Friday but do you know if they are considering a substantial scheme? Will they please put lights in at this junction and reduce the speed limit along Penistone Road?"

A response was provided by the Cabinet Member for Culture and Environment (Councillor Walker).

Question from Councillor Armer:

"In non-Covid times, what plan does the Council have for dealing expeditiously with trespassers bringing vehicles onto Kirklees land?"

A response was provided by the Leader of the Council.

Question from Councillor Bolt:

"You said earlier on that the law is the law and the policy is the policy, so bearing in mind the Criminal Justice and Order Act 1994, which gives specific remits for Councils to do in case of illegal encampments, why aren't you following the law? Section 77 of that Act refers to specific powers of the councils."

A response was provided by the Leader of the Council.

Question from Councillor Warner:

"Regarding the proposed action that the Council is planning to take regarding Black Lives Matter, I know you've had some discussion on this but with the summer holidays coming up and the potential for some innovative creative projects that could be embraced, I wondered where we are with thinking and planning? I'd quite like to be involved as I'm sure others would."

A response was provided by the Leader of the Council.

Question from Councillor Marchington:

"I've had questions raised by residents with disabilities about accessing the town centres – what consultations were done with residents with disabilities before stopping residents being able to park in parts of central Huddersfield where they used to be able to do so?"

A response was provided by the Cabinet Member for Culture and Environment (Councillor Walker).

211 Kirklees Council's Vision for Adult Social Care 2020-2024

(Under the provision of Council Procedure Rule 36(1), Cabinet received a representation from Councillor J Taylor.)

Cabinet gave consideration to a report which sought approval of the Council vision for Adult Social Care 2020-2024. The five year vision document, which was appended to the considered report, had been produced following a request in 2018 to refresh the current vision, which had been published in 2016. It was noted that a series of engagement sessions had taken place with stakeholders, including service

users, carers, user groups and partnership boards, in order to inform and shape the refreshed vision document.

Cabinet noted that the renewed vision set out challenges and ambitions that could only be achieved by working together with people and partners by requiring input from wider services across the Council, from partners and from the voluntary sector.

RESOLVED - That the Vision for Adult Social Care 2020-2024 be endorsed.

212 Re-opening Town Centres (Active Travel and Cultural Interventions)
(Under the provisions of Council Procedure Rule 36(1), Cabinet received representations from Councillors Bolt, D Hall, Lukic and J Taylor.)

Cabinet received a report which set out detail of immediate, short term, active travel and cultural interventions, aimed at supporting the re-opening of Dewsbury and Huddersfield Town Centres, and schools. The report advised that the aim of the interventions was to ensure that people could still socially distance and move about safely and that practical measures including signage and pavement stickers were being applied. Details were also provided as to a series of cultural interventions which would help make the town centre environments more welcoming to businesses and residents as the town centres re-open. It was noted that the schemes, which were set out within the Appendix to the considered report, were at various stages of delivery.

RESOLVED -

representation from Councillor Bolt).

- 1) That the approach set out within the report regarding the implementation of active travel measures, the temporary re-allocation of road space and the installation of cultural interventions in Huddersfield and Dewsbury in order to (i) help assist the economic recovery of these towns (ii) make them attractive places to visit (iii) promote public health (iv) help address the climate emergency and (v) ensure that residents can access these areas safely, be endorsed.
- 2) That the proposed list of cultural interventions, as set out in the Appendix to the report, be approved with an initial budget of £200,000.

213 Adult Social Care Capital Investment Programme - Knowl Park House/Centre of Excellence, Mirfield and The Homestead, Almondbury (Under the provision of Council Procedure Rule 36(1) Cabinet received a

Cabinet gave consideration to a report which sought approval to proceed with Lead Consultant Archirects, following a successful tender exercise for the dementia day care capital programme at Knowl Park House, Mirfield and The Homestead, Almondbury. The report advised that the current facilities were former 1960s residential units which were unsuitable for the delivery of modern day dementia services and needed to be replaced with buildings of modern, appropriate construction and flexible design in order for the best quality care to be provided in appropriate environments.

Cabinet were advised that the schemes would require the demolition of the existing buildings and that the estimated completion of the site at Knowl Park House was autumn 2022, and The Homestead shortly after. It was noted that the capital planning process would require a further detailed report to be submitted to Cabinet to confirm the design and estimated detailed cost of the schemes and seek approval to the release of appropriate capital funding and permission to tender. The draft commissioning document was attached at as an exempt appendix to the report.

(Cabinet gave consideration to the exempt information at Agenda Item 11 (Minute No.215 refers) prior to the determination of this item.)

RESOLVED -

- 1) That approval be given to the appointment of Lead Consultant Architects following a tendering exercise for the scheme.
- 2) That approval be given to the production of biodiversity reports for the Knowl Park House site.

214 Exclusion of the Public

RESOLVED – That under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting during the consideration of the following item of business, on the grounds that it involves the likely disclosure of exempt information, as defined in Part 1 of Schedule 12A of the Act.

215 Adult Social Care Capital Investment Programme - Knowl Park House/Centre of Excellence, Mirfield and The Homestead, Almondbury

(Exempt information within Part 1 of Schedule 12A of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006, namely information relating to the financial or business affairs of any particular person (including the authority holding that information).

Cabinet gave consideration to the exempt information prior to the determination of Agenda Item 9 (Minute No. 213 refers).

KIRKLEES COUNCIL

CABINET

Monday 13th July 2020

Present: Councillor Shabir Pandor (Chair)

Councillor Viv Kendrick
Councillor Musarrat Khan
Councillor Naheed Mather
Councillor Peter McBride
Councillor Carole Pattison
Councillor Cathy Scott
Councillor Graham Turner
Councillor Rob Walker

Observers: Councillor Andrew Cooper

Councillor John Lawson Councillor Alison Munro Councillor Anthony Smith Councillor Lesley Warner

216 Membership of Cabinet

All Members of Cabinet were present.

217 Minutes of Previous Meeting - 26 May 2020

RESOLVED – That the Minutes of the Meeting held on 26 May 2020 be approved as a correct record.

218 Interests

No interests were declared.

219 Admission of the Public

It was noted that Agenda Item 14 would be considered in exempt session (Minute No. 229 refers).

220 Deputations/Petitions

No deputations or petitions were received.

221 Questions by Members of the Public (Written Questions)

Cabinet received the following questions from Members of the Public:

Question from Richard Stow

"In regards to Agenda Item 12 - The proposal states at para 3.1 ... "Community Forestry is the process of widening and deepening our communities' involvement

with and connection to the planning, planting and management of trees and woodlands"

This has not been my experience of seeking to engage with WRF and thus, I expect the community at large have had no contact at all, apart from specific organisations YWT, RHC, CVTS and a few business sponsors of tree planting.

I look forward to WRF having a much more engaging and inclusive relationship with the whole community going forward, especially disadvantaged and marginalised communities. I know there have been small engagements in planting schemes, which need to be much greater, and longer term, e.g Mersey Forest support 10 community forest management groups, there being no WRF equivalent. This has been raised before.

I waited a year for a response to proposals to Northern Forest, still unresolved, and no response from WRF. Mersey Forest and HEYWoods were the most responsive.

As a community forestry campaigner and innovator I am constantly surprised that too late, I hear of projects, such as Castle Hill Wildwood, but never ahead of the game. Again if this is my experience, I doubt current community engagement.

There must be a host of possible related developments ongoing that are not community engaged, even to the likes of me. Leeds Road nursery? Is there a plan related to this proposal? Are we invited to be involved? What else?"

A response was provided by the Cabinet Member for Greener Kirklees (Councillor Mather).

Question from Richard Stow

"I note reference in the current Government Tree Strategy consultation, ahead of the Environment Act 2020, to eliminating plastics from tree planting. Brilliant. Noting conventional forestry insistent on tree planting guards, virtually always plastic, routinely littering the landscape and only partially recovered, rarely recycled, so plastic waste.

Currently Northern Forest is committed to 50 million plastic tree guards over 25 years. As the proposed national leader in delivering reforestation, WRF and partners need to seriously and urgently ramp up procurement of non-plastic tree guards, now, before the upcoming planting season, as an absolute priority.

If there is a shortage of such non plastic tree guards, or a need for sustainable product development, then this should be initiated with immediate effect. Is there a product? A new local sustainable product springboard.

The WRF report reference to sustainability, actually seems to be addressing financial sustainability, thus giving a poor impression of environmental credibility - 2.47 The sustainability of the WRF's element of the "Trees for Climate" programme will be determined by the success of the full 5 year capital programme being signed

off by the Treasury as part of the wider Nature For Climate fund announced in the March budget."

A response was provided by the Cabinet Member for Greener Kirklees (Councillor Mather).

Question from Richard Stow

"The report only shows interest in project management. I have for several years sought to engage with Northern Forest and WRF, in this aspect noting that the delivery of planting by NF and WRF far exceeds the scope for volunteer planting, I have identified a likely need for at least 200 forestry workers, maybe double, plus support services and admin, ongoing for a newly emerging regional forest economy. I haven't seen this recognised anywhere else. 10% volunteer 90% forest contractor.

Our detailed business case was presented in - Response to: Council Owned Tree and Woodland Management Policy and; White Rose Forest, 11.2 Northern Forest Community Forestry Scope. Kirklees Council Scrutiny Meeting - 12 December 2019

With the likelihood of high unemployment post Covid, and existing local unresolved long term deprivation areas, the programme needs to address the opportunity to develop the whole forest and timber sector economy, including new sustainability opportunities, such as plastic free tree guards, and much more. There is huge scope for sustainable innovation, with innovator access to resources, probably more beneficial than actual financial support. We can discuss? A role for WYCA.

All of this is very timely opportunity, for social enterprise forestry and sustainable economic regeneration, central to Green Economic recovery. As I have drawn attention before, possibly the immediate opportunity, is to develop social enterprise contract forestry, out of the South Yorkshire Forest, which manages maybe 500ha of forested former mine land, managed by TCV and Doncaster Council, building on the experience and significant resource, adding further timber value if there is scope, and capacity building towards NF delivery.

The opportunity in South Yorkshire, is to address the continuing need for economic regeneration of mining communities with social enterprise contract forestry industries, as also across the whole NF, in former mining areas, from Lancashire to the Selby Coalfield, then from a base, serving neighbouring economic development needs, with urban forestry development, serving towns and inner cities. I have tried to engage variously on this, but it needs the support and influence of Kirklees and/or NF/WRF. Unfortunately, my experience is that influence is everything – not what you know but who you know.

Thus the report reference at para 2.37 to forestry skills pool, is very limited in its scope and only about management. There will be a need for 200+ forestry workers."

A response was provided by the Cabinet Member for Greener Kirklees (Councillor Mather).

Question from Richard Stow

"As a long experienced, both practical, and business innovator, environmental scientist, engineer, I have to say that the UK and regionally we underachieve massively on our human resources, by not enabling innovation. My experience is that influence is everything – not what you know but who you know.

The Northern Forest and Trees for Climate are a brilliant springboard opportunity for sustainable innovation, feeding the emerging green recovery. The opportunity is to enable access to resources and opportunity to pilot and showcase. Even more useful than cash. Innovation opportunity delivering reforestation projects.

The opportunity needs to be very openly accessible, and modestly supported with facilities and a good showcase social hub. As an example, the Huddersfield Piazza arts projects and Climate Hub in March 2020, were good examples of how this could materialise, but longer term, maybe in an urban woodland/park setting/Leeds Rd nursery?

Kirklees Council Climate Emergency Working Party Final Report September 2019, We reported to Council thus:

We propose Kirklees Council enable and stimulate a regional lead in developing the forest and timber sector that will emerge with the Northern Forest. Sustainable forestry, forestry and timber technology innovation, saw milling, novel forest products, furniture, joinery, wood fibre technology, bioplastics and wood derived bio chemicals. Etc.

We propose establishing an Open access Eco Innovation Hub, based at a redundant site, self help, business support, social, cafe, workshops, Innovation Showcase. Broadly to encourage social enterprise, eco innovation, a space linked to Community Forestry, as a self help resource centre."

A response was provided by the Cabinet Member for Greener Kirklees (Councillor Mather).

Question from Heather Peacock

"In January I saw an article on Examiner live. It was about areas of green and woodland earmarked for business and industry. These sights are Lindley moor east, Cleckheaton, Leeds Road, Mirfield and also a site at Colne Bridge Road.

This interested me as it's an air quality management area. It has elevated levels of Nitrogen Dioxide. This is dangerous for residents and people in the area. In this area the ancient woodland at Cooper Bridge and the Upper quarry nature reserve is threatened with destruction. So this land advertised for industrial development is important as it's mainly woodland.

This little green area is so important to the area to help reduce the terrible air pollution nearby. I see green areas being sold off for industry. I realise jobs in our area are crucial. I see so many industrial units by me in Milnsbridge up for rent.

I ask has enough been done to source industrial areas that are already established rather that encouraging destruction of our green areas?"

A response was provided by the Cabinet Member for Regeneration (Councillor McBride).

222 Questions by Elected Members (Oral Questions)

Question from Councillor Cooper

"How do we keep MPs in Kirklees informed of the action that we are taking to tackle the Covid 19 crisis?"

A response was provided by the Leader of the Council.

Question from Councillor Lawson

"What plans are there to bring the Planning Sub Committees back into operation?"

A response was provided by the Cabinet Member for Regeneration (Councillor McBride).

Question from Councillor Munro

"How many shops and businesses have remained permanently closed in Huddersfield Town Centre following the easing of lockdown restrictions?"

A response was provided by the Cabinet Member for Regeneration (Councillor McBride).

Question from Councillor Warner

"In regards to Agenda Item 11, the proposal that is coming from our area regarding the pilot funding for mental health provision is for a counsellor to work with students over the summer holidays for a three month period. Please can Cabinet look favourably upon this proposal?"

A response was provided by the Cabinet Member for Housing and Democracy (Councillor Scott).

223 Kirklees Children and Young People's Partnership Plan

Cabinet received a report which provided an update on the relaunched Children and Young People's Partnership and sought endorsement of the Children and Young People's Plan. The report advised that the plan set out the partnership's agreed priorities which enabled the Council and its partners to focus upon achieving a shared ambition, and provided a framework for partners to collaborate, share expertise, and work across the system to bring about positive changes that improve children's outcomes.

Cabinet noted that the Children and Young People's Partnership had been relaunched in 2019, replacing a formal Committee, and providing a model which aspired to bring together collective insight, expertise and resources to achieve the best start in life for young people and focus upon priority areas of work by providing strategic leadership.

The report advised that, whilst there was no longer a statutory requirement for a Children and Young People's Plan to be produced, there was consensus amongst the partnership that such a plan would provide clarity and focus and a plan had therefore been developed which set out nine agreed priorities and would help close gaps in children's inequalities and life chances.

RESOLVED - That the Children and Young People's Plan be endorsed and submitted to Council with a recommendation of approval.

224 Small Affordable Housing Sites Programme update - Disposal of Land at Nabcroft Lane, Huddersfield

Cabinet gave consideration to a report which (i) provided a further update on the Small Affordable Housing Sites Programme and (ii) sought approval to dispose of a site at Nabcroft Lane, Huddersfield, varying the terms of the previous Cabinet authority granted on 9 August 2018, to enable the disposal of the site at less than market value.

The report advised that, on 26 May 2020, Cabinet delegated authority for the disposal of three sites at Mirfield and Hightown to Johnnie Johnson Housing Trust at less than market value following the grant of permission for 20 affordable bungalows and that these were scheduled to be the first units to be constructed in the programme.

Cabinet were also advised that Unity Housing, which was part of the Council's preferred partner Accent Development Consortium, had applied for planning permission for 19 affordable homes at Nabcroft Lane and that site evaluations had identified cost and development challenges due to (i) physical challenges of the sites including site levels and (ii) increased costs due to additional drainage requirements and attenuation required. Due to these circumstances, Cabinet were asked to consider the options of either withdrawing the site from the programme and seeking disposal on the open market, or disposing of the sites at less than market value. The latter option was recommended within the report due to the benefits that would be delivered, which were set out in para 2.11 of the considered report.

The report advised that, subject to approval, the disposal of the site at Nabcroft Lane in two parcels would be progressed, and that it was expected that site work could commence in October 2020 in order to enable the drawdown of Homes England funding.

RESOLVED -

 That the programme update, as set out in the report, and the proposed investment of the Preferred Partner and Homes England in enabling the acquisition and development of the second phase site at Nabcroft Lane, Huddersfield, be noted.

- 2) That approval be given to the disposal of land at Nabcroft Lane, Huddersfield, as detailed within the considered report.
- 3) That authority be delegated to the Strategic Director (Economy and Infrastructure) to negotiate and agree terms and dispose of land at Nabcroft Lane.
- 4) That authority be delegated to the Service Director (Legal, Governance and Commissioning) to enter such agreements on negotiated and agreed terms for disposal.
- 5) That it be noted that these resolutions will enable the delivery of the second phase of the SAHS programme as previously authorised, and contribute to the delivery of the Council's housing strategy, and Housing Growth Plan.

225 Kirklees Local Economic Recovery Plan

(Under the provision of Council Procedure Rule 36(1) Cabinet received a representation from Councillor Lawson).

Cabinet received a report which set out the Kirklees Economic Recovery Plan, in response to the economic impacts of the Covid-19 pandemic. The report advised that the plan had been developed in parallel with, and would inform the development of, the West Yorkshire Recovery Plan, and detailed how the Council and its key public, private and voluntary sector partners could support the economic recovery.

Cabinet were advised that the primary purpose of the document was to set out how the Council and stakeholders, could directly support the recovery and how these anchor institutions, including Kirklees College and the University of Huddersfield, have a vital role to play in leading recovery efforts through investment, procurement and recruitment decisions, and use of key property and other assets. The report indicated that the plan, which covered the 2020-2023 period, had a strong focus upon supporting people, including vulnerable residents, amongst other priorities relating to job creation, economic recovery, tackling the digital divide and developing the role of the voluntary and community sector. The plan, which was attached at Appendix 1 of the considered report set out detail of the proposed initiatives.

It was noted that, subject to approval, the plan would be issued for a six week period of public consultation, following which appropriate amendments would be made.

RESOLVED -

- That the content of the report and draft Economic Recovery Plan be noted and that approval be given to the draft plan for the purposes of public consultation.
- 2) That authority be delegated to the Strategic Director (Economy and Infrastructure) to implement the consultation programme and finalise the Economic Recovery Plan in consultation with the Cabinet Member for Regeneration.
- 3) That authority be delegated to the Strategic Director (Economy and Infrastructure) and the Service Director (Finance), in consultation with the Cabinet Member for Regeneration and the Cabinet Member for Corporate and Asset Strategy, to establish the Economic Recovery Fund and pursue external funding to support delivery of the plan.

- 4) That authority be delegated to the Strategic Director (Economy and Infrastructure), in consultation with the Cabinet Member for Regeneration, to establish appropriate monitoring and evaluation arrangements for the Economic Recovery Plan and to prepare regular reports to the relevant Scrutiny Committee.
- 5) That authority be delegated to the Strategic Director (Economy and Infrastructure) in consultation with the Cabinet Member for Regeneration, for the delivery of the key projects as outlined in the Economic Recovery Plan, where this authority is not already in place, and to commence any related procurement exercises.
- 226 Colne Valley Place Partnership Mental Health Initiatives Summer 2020 (Under the provision of Council Procedure Rule 36(1) Cabinet received a representation from Councillor A Smith).

Cabinet gave consideration to a report which requested that funding of £27,600 be allocated from the Place Partnership Mental Health themed budget to fund support and help for families living in the Colne Valley Place Partnership area, over the summer 2020 period.

The report advised that the proposal comprised of two elements; (i) Timestep Community Dance Exercise and Wellbeing Provision - £8,400 and (ii) The Ladder Group – Counselling provision based at United Church Healing Ministries - £19,200.

Cabinet were advised that, subject to approval, school hub co-ordinators would work with mental health and well-being leads at schools within the place partnership area in order to identify the children and young people who would benefit from it, and that a subsequent evaluation exercise would inform the development of medium to long term proposals to build mental health and well-being capacity within the area, working alongside local services, partners and communities.

RESOLVED - That approval be given to the following funding from the Place Partnership Mental Health Theme allocation for children and young people in the Colne Valley Place Partnership during summer 2020; (i) £8,400 for the provision of Timestep Community Dance Provision (Luke's Lads/Butterflies) and (ii) £19,200 for the provision of The Ladder Group counselling provision based at United Church Healing Ministries, Milnsbridge, amounting to a total of £27,600.

White Rose Forest Plan and the Trees for Climate Programme

Cabinet gave consideration to a report which sought confirmation that the Council would take the role as the accountable body for the White Rose Forest and would take on a leadership role across the geography of the White Rose Forest joint venture to deliver the White Rose Forest Plan as a way of tackling the climate emergency and supporting a 'green' economic recovery.

Cabinet noted that the White Rose Forest Plan would (i) set broad targets for increasing tree and woodland cover up to 2050 in the Leeds city region and (ii) provide a delivery pathway for landowners and White Rose Forest partners to design, deliver and maintain new community woodland, using a variety of funding streams. The report advised that, once the plan has been agreed by the Leeds City

Region, local authorities and partners, a new governance structure to deliver it would require a revised Joint Venture Agreement and that the Council would need to oversee this process. It was noted that funding was currently being sought to cover the costs of the revising the Agreement.

The report advised that the Government had announced a £640m Nature for Climate Programme to create 30,000 hectares of new woodland by 2025 and that work was underway to develop a community forest led strand of this fund, creating 6000 hectares of new woodland in England's community forest areas, including 1500 hectares in the White Rose Forest. Cabinet noted that, should the community forest strand be successful, DEFRA had invited Cheshire West and Chester Council to make an application to be the accountable body for the Trees for Climate programme, who would then contract Kirklees Council to deliver the programme in line with the White Rose Forest plan across the geography of the joint venture.

(Cabinet gave consideration to the exempt information at Agenda Item 14 (Minute No. 229 refers) prior to the determination of this Agenda Item).

RESOLVED -

- 1) That authority be granted to Kirklees Council as the accountable body for the White Rose Forest, for the four key decisions in respect to the 'Trees for Climate' grant and revising the joint venture agreement, namely;
- (i) an authority for the Council to enter into grant agreements to receive both revenue and capital funding from Cheshire West and Chester (as the accountable body for 'Trees for Climate' programme) re White Rose Forest Project both in Kirklees Council's capacity as the accountable body for the White Rose Forest and also as a grant recipient
- (ii) an authority for the Council to enter into grant agreements, in its capacity as accountable body, with the other parties to the White Rose Forest (from time to time) re both revenue and capital funding
- (iii) an authority for the Council to enter into grant agreements, in its capacity as accountable body, with third party landowners who are not party to the White Rose Forest joint venture agreement
- (iv) an authority for the Council to vary the existing joint venture project agreement/enter a new joint venture project agreement for the White Rose Forest Project upon completion of the White Rose Forest Plan expected December 2020.
- 2) That authority be granted for the Council to take a leadership role across the geography of the White Rose Forest joint venture to deliver the White Rose Forest Plan as a way of tackling the emergency climate and support a 'green' economic recovery.

228 Exclusion of the Public

RESOLVED – That under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting during the consideration of the following item of business, on the grounds that it involves the likely disclosure of exempt information, as defined in Part 1 of Schedule 12A of the Act.

White Rose Forest Plan and the Trees for Climate Programme

(Exempt information relating to Part 1 of Schedule 12A of the Local Government Act 1972, namely that the report contains information relating to the financial or business affairs of any particular person (including the authority holding that information). The public interest in maintaining the exemption outweighs the public interest in disclosing the information and providing greater openness in the Council's decision making).

Cabinet gave consideration to the exempt information prior to the determination of Agenda Item 12 (Minute No. 227 refers).

Contact Officer: Andrea Woodside

KIRKLEES COUNCIL

CABINET

Tuesday 28th July 2020

Councillor Shabir Pandor (Chair)

Councillor Viv Kendrick
Councillor Musarrat Khan
Councillor Naheed Mather
Councillor Peter McBride
Councillor Carole Pattison
Councillor Cathy Scott
Councillor Graham Turner
Councillor Rob Walker

Observers: Councillor Martyn Bolt

Councillor Andrew Cooper Councillor Aleks Lukic

Councillor Andrew Marchington

Councillor Anthony Smith Councillor Mohan Sokhal

230 Membership of Cabinet

All Members of the Cabinet were present.

231 Interests

No interests were declared.

232 Admission of the Public

It was noted that Agenda Item 12 would be considered in exempt session (Minute No. 241 refers).

233 Deputations/Petitions

No deputations or petitions were received.

234 Questions by Members of the Public (Written Questions)

Cabinet received the following questions from Members of the Public:

Question from James Taylor

"Can the Leader provide details of Council investment and expenditure on community buildings by ward?"

A response was provided by the Cabinet Member for Corporate Services (Councillor Turner)

Question from James Taylor

"Mirfield has a proud record of supporting environmental projects and as the Leader should hopefully know Mirfield has been chosen to represent Yorkshire in the Britain in Bloom competition.

What support and investment is coming to Mirfield from Kirklees' plans to plant more trees on council owned land and will Kirklees continue to provide the annual Christmas Tree to Mirfield?"

A response was provided by the Cabinet member for Culture and Environment (Councillor Walker)

Question from James Taylor

"Mirfield along with other areas of Kirklees has had a recent illegal encampment on one of our recreation grounds. Travellers gained access as the padlock was cut off.

Will the Leader undertake a review of all Council owned sites in Mirfield and across the borough for their security? For example, on Thursday evening I watched online Mirfield ward crime and community safety webinar and asked a question about whether it would be possible for the Council to consider swapping the padlock system for a keypad entry and the Kirklees officer attending the virtual meeting said a keypad entry system could be done."

A response was provided by the Cabinet Member for Corporate Services (Councillor Turner)

Question from James Taylor

"Can the Leader update the people of Mirfield on the future of Mirfield library and in particular the use of Eastthorpe Lodge as its location?"

A response was provided by the Cabinet Member for Corporate Services (Councillor Turner)

235 Questions by Elected Members (Oral Questions)

Question from Councillor Bolt

"At the Cabinet meeting on 29 June you gave a full response to a question when you said that you would not willingly or unwillingly discriminate against groups of people, you were sick and tired of people picking on travellers, and travellers should be treated in the same way as any other group. Bearing in mind those sentiments, how does that square with your Council using its threats of legal action against travellers carrying out legitimate business? Members of the Showman's Guild of Great Britain who set up a site with the landowner's permission in Popley Fields, White Lee, have done nothing wrong. Kirklees have not clarified to these businesses their specific concerns or quoted regulations on how many people they

should have at their open air event in much greater space than any others. Quoting the reasons from Kirklees, the decision was taken on public health grounds that Kirklees is considered by the Government as an area of concern and that the communities surrounding the site are experiencing high levels of infection. That site is in two wards – Liversedge and Gomersal and Birstall and Birkenshaw. The ward members I have spoken to are unaware of high levels of infection in their ward. The other side of the road (A62) is in the Heckmondwike ward and I'll leave Cllr Kendrick to say if she's aware of any high levels of infection in that area. So, how do these sentiments square that you are stopping legitimate businesses but you are allowing others to operate in manners that are far more dangerous and crucially, your Council and your staff have not said to these people how many people they can get at their event? As the legislation says, they should work with them to resolve problems, not threaten legal action."

A response was provided by the Leader of the Council.

Question from Councillor Lukic

"I'd like to ask Councillor McBride, when can we expect further details on the outstanding review of parking charges and should we extend the current suspension of parking charges past the end of August until this review is ready to be considered and enacted?"

A response was provided by the Cabinet Member for Regeneration (Councillor McBride).

Question from Councillor J Taylor

"At the last meeting of the Public Emergency Advisory Group we talked about libraries and community buildings, and that some buildings may be more problematic to reopen than others and that we needed to take a risk based approach. I was fully supportive of that proposal. We were advised that we would hold place based meetings with ward members to discuss the community buildings in their places, so that we could look at circumstances. Those meetings haven't happened and so why haven't we had those meetings yet and what is being done about it?"

A response was provided by the Leader of the Council.

Question from Councillor A Smith

"Could you confirm that there will be no change to the current structure of the Planning Committees and let us perhaps know when the Planning Committees are likely to be meeting again, and given the Government's guidance on encouraging people to return to work, would the Council consider holding the meetings in the Council Chambers with member of the public in attendance with appropriate social distancing measures?"

A response was provided by the Leader of the Council.

Question from Councillor Marchington

"Could Cabinet tell us what impact they think the Government's suggestion to remove Permitted Development Rights will have upon development in Kirklees?"

A response was provided by the Cabinet Member for Regeneration (Councillor McBride).

Question from Councillor A Smith

"In respect of Kirklees Active Leisure, does the Cabinet agree that the current KAL structure has served the Council, the community, and KAL well, and is still fit for purpose? And could you confirm how much additional funding is required to support KAL in dealing with the shortfall in income caused by the Covid pandemic, and where these funds are coming from?"

A response was provided by the Cabinet Member for Corporate Services (Councillor Turner).

Question from Councillor Bolt

"You were recently quoted calling upon Parliament to relocate to Kirklees. What do you think are the selling points that you could say to Parliament as to why they should relocate to Kirklees?"

A response was provided by the Leader of the Council.

236 Council Owned Tree and Woodland Management Policy; Tree Works on Council Owned Trees Guidance Document; Tree Risk Management Framework

(Under the provision of Council Procedure Rule 36(1) Cabinet received representations from Councillors Bolt and J Taylor).

Cabinet received a report which sought approval for (i) the new 'Council Owned Tree and Woodland Management Policy' and (ii) the implementation of procedures outlined in the 'Tree Works on Council Owned Trees: Guidance Document' and the 'Tree Risk Management Framework.'

The report advised that the aim of the 'Council Owned Tree and Woodland Management Policy' was to set out how the Council would effectively manage and enhance the trees and woodlands for which it was responsible ensuring that they (i) positively contribute to the area and the achievement of the Council's corporate priorities, helping to create an attractive, healthy environment which maximise the quality of life of residents (ii) maximise benefits to the wider environment, including contributing towards the Council's response to the climate emergency (iii) meet legal obligations and (iv) minimise conflict with the public and other landowners.

It was noted that the accompanying documents 'Tree Works on Council Owned Trees Guidance' and 'Tree Risk Management Framework' provided detail on how

specific tree related issues would be dealt with and how the Council would effectively manage tree related risk.

RESOLVED - That the (i) Council Owned Tree and Woodland Management Policy and (ii) Tree Works on Council Owned Trees: Guidance Document and the Tree Risk Management Framework be approved.

237 Major Transport - Major Scheme Approvals and Update (Under the provision of Council Procedure Rule 36(1) Cabinet received a representation from Councillor Bolt).

Cabinet received a report which sought authority to carry out the following major infrastructure schemes; (i) A62 Leeds Road Smart Corridor (ii) Huddersfield Better Connected Stations and (iii) Cross Church Street. The report provided updates in respect of the progress of each scheme and proposed implementation dates.

Cabinet noted that (i) the A62 Smart Corridor Scheme would deliver improvements to address a long standing area of congestion, improve traffic flow and incorporate multi-functional green infrastructure improvements into the scheme design (ii) the Huddersfield Better Connected Stations Scheme would provide a safe, direct and attractive link between Huddersfield Bus and Rail Station to improve connectivity for public transport users and help incentivise the use of public transport and (iii) the Cross Church Street Scheme would create a new pedestrian and cycle zone to create a safer, more pleasant environment for users of the town centre.

RESOLVED -

1) That in regards to A62 Leeds Road Smart Corridor – Huddersfield (Corridor Improvement Package) Phase 1; (i) approval be given to the Council applying for planning permission for the A62 Smart Corridor Scheme (ii) the Council be authorised to accept and enter into any agreement with the West Yorkshire Combined Authority for the funding of the A62 Smart Corridor Scheme (iii) approval be given to the acquisition, from the owner of the Great Northern Retail Park, of the parcels of land that are required in order to be able to deliver the A62 Smart Corridor Scheme and the disposal of the parcels of land to the owner of the Great Northern Retail Park in exchange (iv) approval be given to carrying out and implementing the A62 Smart Corridor Scheme subject to the Council's application to the Local Planning Authority for planning permission being granted, the Council's application to the West Yorkshire Combined Authority for funding of £7.352m for the Scheme being successful and the necessary land being acquired from the owner of the Great Northern Retail Park (v) authority be delegated to the Strategic Director (Economy and Infrastructure) to negotiate and agree the terms of any agreements that may be necessary to carry out the A62 Smart Corridor Scheme, including the terms of the funding agreement as detailed in para 6.2 and the land acquisition and disposal as detailed at para 6.3 and (vi) authority be delegated to the Service Director (Legal, Governance and Commissioning) to enter into any transfer of land in relation to the exchange with the owner of Great Northern Retail Park, grant agreement with the West Yorkshire Combined Authority for the funding of the A62 Smart Corridor

- Scheme and any other relevant agreements and documents to which the Council is party.
- 2) That in regards to Huddersfield Better Connected Stations; (i) Council be authorised to accept and enter into any agreement with the West Yorkshire Combined Authority for the funding of the Huddersfield Better Connected Stations Scheme (ii) approval be given to the inclusion of the Huddersfield Better Connected Stations with a budget provision of £1.885m into the Kirklees Capital Plan (iii) approval be given to the carrying out and implementation of the Huddersfield Better Connected Stations Scheme (iv) authority be delegated to the Strategic Director (Economy and Infrastructure) to negotiate and agree the terms of any agreements that may be necessary to carry out the Huddersfield Better Connected Stations Scheme, including the funding agreement with the West Yorkshire Combined Authority (para 6.7 refers) and (v) authority be delegated to the Service Director (Legal, Governance and Commissioning) to enter into the grant agreement with the West Yorkshire Combined Authority for the funding of the Huddersfield Better Connected Stations Scheme, and any other relevant agreements and documents to which the Council is party.
- 3) That in regards to the Cross Church Street Scheme; (i) the Council be authorised to accept and enter into any agreement with the West Yorkshire Combined Authority for the funding of the Cross Church Street Scheme (ii) approval be given to the Council carrying out and implementing the Cross Church Street Scheme as long as the Council's application to the West Yorkshire Combined Authority for £1,290,925 funding is successful (iii) authority be delegated to the Strategic Director (Economy and Infrastructure) to negotiate and agree the terms of any agreements that may be necessary to carry out the Cross Church Street Scheme including the funding agreement with the West Yorkshire Combined Authority (para. 6.11 refers) and (iv) authority be delegated to the Service Director (Legal, Governance and Commissioning) to enter into the grant agreement with the West Yorkshire Combined Authority for the funding of the Cross Church Scheme and any other relevant agreements and documents to which the Council is party.
- Council Financial Outturn & Rollover Report 2019-20 incorporating General Fund Revenue, Housing Revenue account, Capital and Treasury Management Cabinet received a report which set out information on the Council's 2019 financial outturn position for General Fund Revenue, Housing Fund Revenue and Capital Plan, including proposals for revenue and capital rollover from 2019-2021, and an annual review of Council Treasury management activity.

The report advised that the Council's revised General Fund controllable (net) revenue budget for 2019-2020 was £287.1m and that the budget included adjusted (net) revenue savings in-year of £7.7m as reported at Quarter 3, reflecting the reversal of existing savings targets as part of the Council approved 2020-2023 budget.

Cabinet were advised that the revised budget was net of a number of planned transfers to reserves during the year, with the most significant being £3.8m from the

revenue grants reserve, £1.4m from the strategic investment reserve and £1.3m from the waste management reserve.

The report indicated that the Council spend was £287.1m in 2019-2020 which reflected an overall break-even financial performance against budget, with a marginal overspend of £27k (0.01%) against the revised budget, including (i) £6.5m savings achievement against the £7.7m revised target, equating to 84% and (ii) £1.2m net underspends elsewhere.

The report provided a summary of information relating to Children and Families, Adults and Health, Economy and infrastructure Service budgets, along with detail regarding central budgets, general fund reserves, collection fund, housing revenue account, capital and prudential indicators.

It was noted that the report would be submitted to the meeting of Council on 9 September 2020.

RESOLVED -

- 1) That in regards to the General Fund, (i) the revenue outurn position for 2019-2020 be noted (ii) the year end position on corporate reserves and balances be noted (iii) it be noted that regular monitoring and review of corporate reserves in 2020-2021 will be reported to Cabinet as part of the quarterly financial monitoring cycle and (iv) the use of the Council's flexible receipts strategy for the year end capitalisation of £2.4m transformation related costs in 2019-2020.
- 2) That the year-end position on the Collection Fund be noted.
- 3) That the Housing Revenue Account outturn and reserves position 2019-2020 be noted.
- 4) That in regards to Capital, (i) the capital outturn position for 2019-2020 be noted (ii) the £17.8m capital rollover from 2019-2020 to 2020-2021 be approved (iii) the revised capital plan for the period 2020-2025 after taking into account rollover, the re-phasing of schemes and changes to grant assumptions be approved (iv) the detailed two year highways capital plan 2020-2021 and 2021-2022 which incorporates the large scheme road resurfacing programme be approved and (v) authority be delegated to the Strategic Director (Children's Services) in consultation with the Cabinet Member (Children's Services) and the Head of Corporate Landlord and the Head of Legal Services, to negotiate and to procure identified properties to meet service needs within the £2m programme total (para. 1.10.20 refers).
- 5) That the review of Treasury Management activity for 2019-2020 be noted.

239 Kirklees Active Leisure Covid-19 Funding Support

(Under the provision of Council Procedure Rule 36(1) Cabinet received a representation from Councillor J Taylor).

Cabinet gave consideration to a report which set out details of the irrecoverable losses directly attributed to Covid-19 lockdown and anticipated phased re-opening faced by Kirklees Active Leisure, and proposals that they be underwritten from the Covid-19 funding received from the Government in order to allow KAL to be able to

re-open facilities in-line with guidance, and protect both jobs and the services offered to residents of Kirklees.

The report advised that current projections indicated that the Council may need to underwrite irrecoverable losses of up to £4m, on the assumption of no redundancies, no extension of the current furlough scheme beyond October 2020, and a partial and gradual resumption of some leisure activity from August with presumed social distancing guidelines.

Cabinet noted that the role of KAL in helping to address existing health and activity inequalities was currently under review as it had been recognised that it could play a greater role as a health and wellbeing provider. The report advised that there was an expectation for KAL to be transformed and work differently with a greater focus upon engaging and supporting target groups and improving their health outcomes. It was noted that there was also an expectation for KAL to embrace a systems working approach with a range of partners so that resources could be maximised.

(Cabinet gave consideration to the exempt information at Agenda Item 12 (Minute No. 241 refers) prior to the determination of this Agenda Item).

RESOLVED -

- That the Council commit to underwrite irrecoverable KAL income loss as a direct result consequence of Covid-19 to current financial year end 31 March 2021 of up to £4m in order to help KAL through the financial challenges caused by Covid-19.
- 2) That, as part of the forthcoming Medium Term Financial Strategy review, Officers will review the Council commissioning brief with KAL in line with emerging priority outcomes, including consideration of attendant resourcing implications, and will submit further proposals to a future meeting of Cabinet.

240 Exclusion of the Public

RESOLVED – That under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting during the consideration of the following item of business, on the grounds that it involves the likely disclosure of exempt information, as defined in Part 1 of Schedule 12A of the Act.

241 Kirklees Active Leisure Covid-19 Funding Support

(Exempt information relating to Part 1 of Schedule 12A of the Local Government Act 1972, namely that the report contains information relating to the financial or business affairs of any particular person (including the authority holding that information). The public interest in maintaining the exemption outweighs the public interest in disclosing the information and providing greater openness in the Council's decision making).

Cabinet gave consideration to the exempt information prior to the determination of Agenda Item 10 (Minute No. 239 refers).

Contact Officer: Leigh Webb

KIRKLEES COUNCIL

CORPORATE GOVERNANCE AND AUDIT COMMITTEE

Friday 6 March 2020

Present: Councillor Will Simpson (Chair)

Councillor Paola Antonia Davies Councillor Susan Lee -Richards

Councillor Kath Pinnock Councillor Steve Hall

Councillor E Smaje - Chair Overview and Scrutiny

Management Committee (Ex-officio)

Apologies: Councillor John Taylor

1 Membership of the Committee

Apologies for absence were received on behalf of Councillor John Taylor

2 Minutes of Previous Meeting

That the Minutes of the meeting held on 24 January 2020 be approved as a correct record.

3 Interests

No interests were declared.

4 Admission of the Public

It was noted that all items would be considered in public

5 Deputations/Petitions

No deputations or petitions were received.

6 Public Question Time

No questions were asked.

7 Members Allowances Independent Review Panel (MAIRP) 2020/21

The Committee gave consideration to a report which set out the recommendations of the Members Allowances Independent Review Panel for the 2020/2021 municipal year.

The report advised that the Panel had met on 10 January 2020 and had agreed the following recommendations:

- (i) The current Basic Allowance be increased in line with the amount awarded to Kirklees Council officers (% yet to be agreed as national negotiations are ongoing) with effect from 1 April 2020.
- (ii) All Special Responsibility Allowances (SRAs) be increased in line with the amount awarded to Kirklees Council officers (% yet to be agreed as national negotiations are ongoing) with effect from 1 April 2020.
- (iii) Should the amount awarded to Kirklees Council officers not be agreed by 1 April 2020, any increase should be backdated to this date.

The draft Members' Allowances Scheme for 2020/21 which takes account of the recommendations set out above, was appended to the report.

The Committee gave consideration to the recommendations of the Panel and agreed that they be endorsed and submitted to Council with a recommendation of approval.

RESOLVED -

- 1) That the recommendations of the Members Allowances Independent Review Panel (Appendix A) be received and noted.
- 2) That the report be submitted to the meeting of Council on 18 March 2020 with a recommendation that the Members Allowances Scheme 2020/2021 (Appendix B) be approved and adopted with effect from 1 April 2020.
- Annual Governance Statement 2018/19 Quarter 3 Action Plan Update
 The Committee received a report outlining progress in respect of significant
 governance issues in the Action Plan which had been devised in response to the
 2018/19 Annual Governance Statement signed off by the Chief Executive and
 Leader of the Council. The Statement is a statutory requirement and accompanies
 the Statement of Accounts in order to provide assurance about the governance and
 internal control environment in which they have been compiled and to which they
 relate.

With regard to 2018/19, it was reported that the Statement contained 17 Issues reflecting a focus on self-awareness prior to the Corporate Peer Review Challenge last year. Significant progress was reported in the following areas:

- Risk Management,
- Financial Planning & Budgeting,
- Procurement Rule Compliance
- Challenge in Governance Arrangements
- Local Government Ethical Standards
- SAP Access

It was explained that a number of issues were not scheduled to be completed before the end of March and a final assessment of the extent of progress with each issue will be made at year end at which time reflection will determine whether or not to carry forward the Issues into the 2019/20 Statement if they remain "Significant". During discussion of this item, Committee Members highlighted the large number of governance issues within the action plan and suggested a reduction to focus on key issues. With regard to the waste strategy an undertaking was given to provide more detail on the issue within the next submitted report.

RESOLVED- That this Committee notes the progress at Quarter 3.

9 External Audit Update

The Committee considered the audit findings report from external auditor, Grant Thornton, providing observations arising from the audit. The report concluded that it was anticipated that an unqualified audit opinion would be issued subject to the completion of the following outstanding tasks: completion of quality review procedures; review of final set of financial statements; and the receipt of the management letter of representation.

With regard to value for money, the report concluded that Grant Thornton were satisfied that the Council had proper arrangements for securing economy, efficiency and effectiveness in its use of resources.

It was reported that audit fees for 2018-19, which are subject to approval by Public Sector Audit Appointments Ltd, amounted to £137,721.

Further to Minute 10 of the last meeting of this Committee, it was reported that a meeting had been arranged for 2 April to enable Paul Dossett, National Partner at Grant Thornton, to address Committee Members in relation to the delay in signing off the Council's Statement of Accounts.

RESOLVED - That the update be noted.

10 Annual Review of Code of Corporate Governance

The Committee received a report on the review of undertaken by the Monitoring Officer on the Code of Corporate Governance. The Kirklees Code was last reviewed in 2017 following the publication of fresh guidance from CIPFA and SOLACE in 2016. It was reported that these guidelines are still current and as a result of this there have been no major revisions to the Kirklees Code.

A revised code was submitted to the Committee which highlighted some formatting changes and the inclusion of reference to Kirklees strategic objectives.

During consideration of this item, further revisions were suggested.

RESOLVED - That the revised Code of Corporate Governance, as set out in the report, be adopted subject to the inclusion of the following amendments:

Removal of the word 'also' in para 3; reference to and a link to the 'Corporate Plan'

Addition of the word 'above' before the word outcomes to clarify that it refers to the outcomes previously mentioned.



Contact Officer: Helen Kilroy

KIRKLEES COUNCIL

CORPORATE PARENTING BOARD

Monday 10th February 2020

Present: Councillor Viv Kendrick (Chair)

Councillor Karen Allison Councillor John Lawson

Councillor Andrew Marchington

Councillor Richard Smith

Gill Addy Julie Bragg Tom Brailsford Steve Comb Stewart Horn

Colleen Kenworthy Barry Lockwood Melanie Tiernan Janet Tolley

In attendance: Susanne Whiteley, One Adoption West Yorkshire

Apologies: Councillor Fazila Loonat

Sara Miles

1 Membership of the Board/Apologies

The Chair welcomed everyone to the meeting and apologies had been received from Cllr Fazila Loonat and Sara Miles.

2 Minutes of previous meeting

RESOLVED -

- 1. The minutes of the last meeting held on the 24th October 2019 were agreed.
- 2. That the Board receive a future update on whether a foster carer allowance calculator had been added to the website as previously agreed at the Board.
- The Board agreed to add Anna Gledhill, Social Work Practice Lead to the Membership, who would represent Children's Rights, Compliments and Complaints Unit and the Legal Project Officers.
- 4. The Board agreed that Julie Bragg, Head of Service for Corporate Parenting (Children in Care and Care Leavers) would represent the Assessment Intervention and Front Door Teams at the Board meetings.
- 5. The Board agreed that the Terms of Reference Membership would be updated as agreed in (3) and (4) above.

3 Interests

No interests were declared.

Corporate Parenting Board - 10 February 2020

4 Admission of the Public

It was agreed that all agenda items would be held in public session.

5 Deputations/Petitions

No deputations or petitions.

6 Public Question Time

No questions from the public were received.

- 7 Role of Corporate Parent (Strategic Director for Economy and Infrastructure)
 This item was deferred.
- 8 Role of Corporate Parent (Strategic Director for Adults and Health)
 This item was deferred.

9 One Adoption Agency 6 monthly Report (April to Sept)

The Board considered a 6 monthly report from One Adoption West Yorkshire covering the period April to September 2019 presented by Suzanne Whiteley, One Adoption West Yorkshire.

Suzanne Whiteley highlighted the following key points:-

- An interim Service Delivery Manager joined the agency on the 1st August to cover long term sick and was transferred from Barnardo's;
- The Department for Education had extended the funding for One Adoption Centre of Excellence Project until 31st March 2020 and training of staff across the region would continue into May;
- In May 2020 Coram Baaf will award One Adoption the quality mark for Early Permanence Placements, which would assist One Adoption in attracting adopters and was a partnership approach with the West Yorkshire Local Authorities:
- The pilot project of using the virtual reality headsets had been extremely positive over the last 18 months with an increase in adopters understanding more about the felt impact of trauma, increased empathy and understanding the need for a therapeutic parenting approach;
- A review of the One Adoption website was currently underway to add online forms within the secure area which could be accessed by adoptive parents;
- One Adoption had continued to make significant use of the Adoption Support Fund over the last 6 months and the DFE had agreed further funding for 12 months;
- 14 children had been matched with prospective adopters which was a decrease against the half yearly numbers from 2018/19;
- One Adoption had agreed to work with the University of East Anglia in implementing a research and evidence based approach to managing transitions from foster care to adoption;
- Dip sampling case file audits had been undertaken with three local authorities (Leeds, Wakefield and Kirklees) in the last four months to look at family finding activity for those children waiting for adoption (Leeds, Wakefield and Kirklees).

The Board noted that the interim evaluation report (Appendix 1) and the appendices the Voice and Influence of Adopters, Children & Young People report Card April

2019 to September 2019 (Appendix 2) were not attached to the report. The Board agreed that the appendices would be circulated to all members of the Board for information.

In response to a question from the Board regarding the drop in numbers of children adopted in 2019/20, Suzanne Whiteley advised that there had been increases and decreases of the number of adopters at different quarters during 2019.

In response to a question from the Board relating to the approval process for prospective adopters, Suzanne Whiteley advised that the recruitment and assessment process was not timely across West Yorkshire. The Board was informed that adopters could elect to take a break in the process which slowed things down. Suzanne Whiteley further explained that checks and references could also take a while to be come back.

Suzanne Whiteley advised that a piece of work was being undertaken to identify the number of adoption disruptions across the Region. The Board was informed that the statistic for the number of disruptions was incorrect and further investigated and a detailed report would be produced in due course. Suzanne Whiteley explained that there had been a national increase 2 to 3 years ago on the number of disruptions. The Board agreed to consider the report on disruptions when it was available, which would look at the cases in detail and would be set out in themes, for example around sibling groups and children placed at distance.

In response to a question from the Board regarding how thoroughly cases were reviewed when disruption occurred and how accurate the matching process was, Suzanne Whiteley advised that when disruption occurred either an internal review of the case was undertaken or an external independent reviewer would look at the case to ascertain what factors led to the disruption. The Board was informed that disruption could often be caused by a series of events, was not predictable and usually not one single factor had caused the disruption.

RESOLVED -

- 1. The Board noted the 6 monthly report from One Adoption West Yorkshire covering the period April to September 2019 and thanked Suzanne Whiteley for her contributions.
- 2. That Appendix 1 and 2 be circulated to the Board.
- 3. That the Board consider a report from One Adoption West Yorkshire on the analysis of disruption cases.

10 Ofsted and Improvement Board update

The Board considered a verbal update on key issues from Ofsted and the Improvement Board from Steve Comb, Head of Corporate Parenting (Sufficiency).

Steve Comb advised the Board that Woodlands, Copthorne House and Healds Road Children's Homes had received 'good' Ofsted rating following recent unannounced inspections. The Board was informed that Elm Grove was inspected last week and Orchard View was still to be inspected, date unknown but expected to be within this financial year.

RESOLVED -

 The Board noted the verbal update on Ofsted and thanked Steve Comb for his contributions.

11 Children in Care Services Performance Highlights

The Board considered the latest reports giving key highlights on Performance Monitoring data for the Children's Service for Children in Care, Fostering and Children's Homes up to the 31st December 2019.

The Board was informed that it was often embarrassing for some children to discuss their personal health issues in a Review meeting that could be attended by a number of different professionals and a decision would be taken where appropriate to discuss certain sensitive issues outside of the Review meetings. Gill Addy and Sanna Mahmood further explained that some children did not like to discuss their weight and BMI and that children might not understand the meaning of some of the medical terms referred to during the discussions.

Colleen Kenworthy from the Kirklees Fostering Network advised the Board that foster carers needed more help and support to understand the different ways of helping to control eating for children in their care. The Board noted that there were U tube videos on healthy eating that foster carers could encourage children to watch to raise awareness. Colleen Kenworthy advised that if a KAL Passport was available for all children in care and care leavers this would encourage more involvement in physical exercise.

RESOLVED -

 The Board noted the Children's Performance Highlight Report (December 2019) and thanked Steve Comb, Julie Bragg, Janet Tolley and Gill Addy for their contributions.

12 Overview of number of children in Care

The Board considered an overview of the number and age of children in care presented by Julie Bragg, Head of Corporate Parenting for Children in Care and Care Leavers.

Julie Bragg advised the Board that the largest age group for boys was 11-15 years with 113 children and the largest age group for girls was 11-15 years with 95 children. The Board was informed that officers were currently looking at reuniting 8 of these children with their parents, but that this process could take between 6 to 12 months.

In response to a question from the Board regarding support from the Multi-Systemic Team who worked with children before they came into care, Julie Bragg advised the Board that the Multi-Systemic Team was being increased. The Board noted that this could have an impact on the numbers of 11-15 year olds coming into care.

RESOLVED -

1. The Board noted the report on Number and age of Children in Care and thanked Julie Bragg for her contributions.

13 Siblings in Care

The Board considered a report outlining the success of placing sibling groups in care placements within Kirklees presented by Julie Bragg, Head of Corporate Parenting (Children in Care and Care Leavers).

Julie Bragg highlighted the following key points:-

- 58 groups of siblings were currently in care and 38 of those children were placed together;
- Where possible siblings were placed together but there were sometimes reasons
 when this was not appropriate, for example, children might not get on or the
 carer may not be able to cope with the number of children;

Sanna Mahmood advised the Board that some children had fed back at the Children in Care meetings that it was sometimes better to be separated from their siblings, but that it was important to maintain contact.

Steve Comb advised the Board that some carers would agree to take on 2 out of 4 children for example, but may not be able to take more children as it was not practically possible due to the size of their house.

RESOLVED -

 The Board noted the report on Siblings in Care and thanked Julie Bragg for her contributions.

14 Update on Voice of the Child Development Plan

This item was deferred.

15 Updates from Board Members on interaction with Services

The Board considered verbal updates from Board Members on progress and key issues following interaction with Services and partners to challenge the role of the Corporate Parent.

Councillor Richard Smith advised the Board that he had recently visited the Youth Offending Team (YOT) to learn more about the youth justice system and the support provided to young offenders by YOT. The Board was informed that the Police were working with these children and the work going on was really making a difference to helping the young people. The Board noted that for a young person the stigma of a criminal conviction could make it very hard to get employment, but the Youth Offending Team helped them go get on the education and career ladder.

In response to a discussion regarding preventative work being undertaken with young people, Julie Bragg advised the Board that the Service was looking at a Youth Model involving agencies across the borough exploring youth zones, youth offer and preventative work. The Board was informed that the Multi-Systemic Team undertook a lot of preventative work with young people and agreed to consider a future report giving more information on the role of this team.

Cllr Allison advised the Board that she had been in contact with Kirklees Neighbourhood Housing to discuss housing for young people and had gone through an A to Z of what it was like for a young person when signing up for a Council

tenancy. Cllr Allison further explained that an explanation had been provided on the help that was given to care leavers, which included a contact person for them to talk to about any problems with their tenancy.

Cllr Kendrick advised the Board that she had attended a Tackling Poverty Group where KNH had developed a pilot project to help vulnerable young people to get a tenancy. Cllr Allison agreed to speak to KNH to ascertain how this pilot was developing and would report back to the Board.

The Chair of the Board, Cllr Kendrick, gave a summary of events, visits and meetings she had recently attended, as follows:-

- Connected Persons Halloween Party
- Foster Carers thank you evening
- Residential Children's Homes in Kirklees
- Youth Commissioners of Kirklees regarding the Democracy Commission and looking for Cabinet Member Champion;
- Yorkshire and Humber Lead Members meeting the main agenda item was regarding the Mental Health of young people and children in care.

Julie Bragg advised the Board that she had attended the Care Leavers Christmas Party and Christmas Dinner on the 25th December 2019 where voluntary organisations, volunteers, charities and local businesses had come together to serve a Christmas dinner to 25 young people in care and the event had been very successful. Julie Bragg went on to explain that transport had been provided to get the young people to the event and gifts had been donated. The Board was informed that

the young people had fed back that they had really enjoyed the event.

Sanna Mahmood advised the Board that in October 2020 the Children in Care Council would be organising a black tie dinner and auction to raise funds for care leavers.

RESOLVED -

- 1. The Board noted the updates from Board Members on interaction with services.
- 2. The Board agreed to consider a future report on the role of the Multi-Systemic Team in the support provided and work undertaken with young people to prevent them getting involved in crime.
- The Board agreed to consider a future update on the Tackling Poverty Pilot Project being run by KNH to help vulnerable young people to get a council tenancy.

16 Corporate Parenting Board Agenda Plan 2019/20

The Panel considered the agenda plan for 2019/20 municipal year and agreed that the Strategic Directors who had been unable to attend today's meeting, would be invited to attend a future meeting to talk about their role as a corporate parent.

RESOLVED -

- 1. That the 2019/20 Agenda Plan for the Corporate Parenting Board be noted and updated as agreed.
- 2. That the Governance Officer be authorised to liaise with officers on agreed actions.

17 Dates of Future Meetings

RESOLVED -

- 1. The Board noted the dates of the remaining meetings in the 2019/20 municipal year on the 9th April 2020 at 10 am.
- 2. The Board noted the provisional meeting dates of the Board during the 2020/21 municipal year (to be confirmed following Council AGM on 20th May 2020):-
 - 1st July 2020, 10am
 - 2nd Sept 2020, 10am
 - 4th Nov 2020, 10am
 - 13th Jan 21, 10am
 - 3rd Feb 21, 10am
 - 10th March 21, 10am



Contact Officer: Helen Kilroy

KIRKLEES COUNCIL

CORPORATE PARENTING BOARD

Wednesday 4th March 2020

Present: Councillor Viv Kendrick (Chair)

Councillor Karen Allison Councillor Fazila Loonat Councillor John Lawson

Steve Comb Stewart Horn Colleen Kenworthy Barry Lockwood Sanna Mahmood

Sara Miles Janet Tolley

Christine Carmichael

In attendance: Andy Quinlan, Service Manager (Fostering)

Deborah Lucas, Head of People's Services Siraj Mayet, HR Partner (Apprenticeships)

Apologies: Councillor Andrew Marchington

Councillor Richard Smith

Julie Bragg Tom Brailsford

1 Membership of the Board/Apologies

The Chair welcomed everyone to the meeting and apologies had been received from Cllr Richard Smith, Cllr Andrew Marchington, Anna Gledhill and Julie Bragg.

2 Interests

No interests were declared.

3 Admission of the Public

It was agreed that all agenda items would be held in public session.

4 Deputations/Petitions

No deputations or petitions were received.

5 Public Question Time

No questions from the public were received.

6 Saturday Job Scheme Pilot for Care Leavers

The Board considered a report providing an update on a new Council initiative to support Care Leavers to enhance their employment prospects, presented by

Deborah Lucas, Head of People's Services, and Siraj Mayet, HR Partner (Apprenticeships).

Siraj Mayet highlighted the following key points:-

- Engagement work was ongoing with care leavers;
- The scheme was set up to raise aspirations in terms of future employment and opening up future horizons for care leavers;
- Traineeships working with Kirklees College;
- Ring fenced apprenticeships with employers were available for care leavers and these would be advertised just to Kirklees Care Leavers;
- 7 Saturday jobs were currently in place which was paid work for 1 day per week and young people were expected to complete timesheets and induction periods to mirror employment as much as possible;
- Workshops were for employers on how to support the care leavers in their employment;
- Care leavers were referred for employment by Social Workers;
- Ongoing evaluation of pilot scheme was being carried out which should be complete in September 2020.

Colleen Kenworthy from the Kirklees Fostering Network (KFN) advised the Board that she looked after 2 children leaving care and they had not heard about the Saturday Job Scheme. The Board was informed that the KFN ran a Teenager Support Group and would welcome some engagement from Siraj Mayet into this group to inform the young people of the Saturday Job Scheme.

The Board agreed that the Saturday Job Scheme needed to be promoted to a wider group, which would include the KFN and foster carers. Janet Tolley advised that a representative of the Virtual School could work with Siraj Mayet to promote and share details about the Saturday Job Scheme to young people in care.

Sanna Mahmood informed the Board of funding which was available from the Huddersfield Town Foundation to cover employability and help care leavers find employment or volunteering opportunities. The Board agreed Siraj Mayet should make contact with Sanna Mahmood to make a link with this initiative.

The Board agreed that a co-ordinated approach was required to link all the key services and agencies together on the Saturday Job Schemes and to promote the scheme as widely as possible to key groups. The Board agreed to consider a future report with an action plan. The Board noted that a link should be made to the Saturday Job scheme with Kirklees Active Leisure. The Board was informed that KAL currently sent job vacancies via email to the Kirklees Fostering Network.

RESOLVED -

- 1. The Board noted the report on the Saturday Job Scheme for Care Leavers and thanked Deborah Lucas and Siraj Mayet for their contributions.
- 2. That the communications and engagement on the Saturday Job Scheme be extended to the Kirklees Fostering Network and foster carers as well as via Social Workers.
- 3. That links be made with the Virtual School and funding for the Huddersfield Town Foundation on the Saturday Job Scheme.

4. That Deborah Lucas and Siraj Mayet meet with Julie Bragg to discuss a coordinated approach to link all the key services and agencies together on the Saturday Job Scheme and to ensure that the scheme was promoted as widely as possible and that an action plan be brought back to the Board for consideration – date to be determined.

7 Ofsted and Improvement Board update

The Board considered a verbal update on key issues from Ofsted presented by Steve Comb, Head of Corporate Parenting (Sufficiency).

Steve Comb advised that Ofsted reports for the Kirklees Children's Homes had now been published and all had received a good rating. The Board agreed that this was very positive feedback.

Cllr Kendrick, Chair of the Board, agreed to raise the issue of number of social work changes for children in care at the next Improvement Board meeting.

RESOLVED -

- 1. The Board noted the verbal update on Ofsted and thanked Steve Comb for his contributions.
- 2. That the Chair of the Board raise the issue of number of social worker changes for children in care at the next Improvement Board meeting.
- 3. The Board agreed to consider a future report on Social Worker stability and the reasons for changes and moves.

8 Children's Performance Highlight Reports

The Board considered the latest reports giving key highlights on Performance Monitoring data for the Children's Service for Children in Care, Fostering and Children's Homes up to the end of January 2020 presented by Steve Comb, Head of Corporate Parenting (Sufficiency), Janet Tolley, Virtual Head Teacher and Gill Addy, Designated Nurse for Looked after Children and Care Leavers.

Children in Care

Steve Comb, Janet Tolley and Gill Addy highlighted the following key points:-

- The total number of children in care had increased from 659 in December 2019 to 672 in January 2020;
- Innovative solutions had been implemented for placement stability and support of placements by the Placement Support Team;
- Feedback was awaited from Public Health on the Oral Health Strategy and Action Plan 2019-24 to raise the profile of looked after children and care leavers, as a cohort which should automatically have access to dental registration;
- There had been a slight increase with regards to the number of children in care
 who had received a statutory visit in line with practice standards and work was
 ongoing with Independent Reviewing Officers to ascertain why this had occurred;
- Independent Reviewing Officers would continue to liaise closely with Social Workers to ensure that they informed children of their right to an Independent Advocate at the earliest opportunity and children were enabled to participate in their review to ensure that their voice was heard;

- There had been a decrease in the number of young people in suitable accommodation which was linked to young people being taken into custody, rather than a lack of suitable accommodation being available in the borough;
- A new drop in centre called No 12 had been established in the North of the district which had improved the Service's outreach to young people.

The Board agreed that Janet Tolley, Virtual Head Teacher and Gill Addy, Designated Nurse, would contact Claire Morgan, Service Manager for Disabled Children's Regulated Services, with a view to attending the regular meetings held with Managers of Kirklees Children's Homes.

Colleen Kenworthy from the Kirklees Fostering Network advised that children in care needed more help and support in dealing with their own feelings, as for some children this was their only way of expressing their emotions. The Board was informed that Kirklees had set up a short term pilot scheme, which was targeting eight 5 to 10 year olds to talk about their feelings and emotions. The pilot scheme was aimed at children who had not been taught how to manage their feelings by their parents. Sanna Mahmood updated the Board on the Samantha Sykes Foundation which offered therapy for young people in the Yorkshire region. The therapy was specifically for those children in the care of the Local Authority and at an increased risk of harm, for example from child sexual exploitation. The Board agreed that the Kirklees Fostering Network would meet with Steve Comb to discuss whether the pilot scheme helping children deal with their emotions and feelings could be extended to older children in care and that a link should also be made to the Samantha Sykes Foundation.

The Board agreed that Stewart Horn, Head of Joint Commissioning, and Steve Comb would co-ordinate a response to the actions agreed by the Board and link all key services and partners together.

The Board agreed that the Health and Wellbeing Board should raise the profile of the Oral Health Strategy and Action Plan for 2019-24 in relation to children in care and care leavers. Gill Addy agreed to contact Cllr Kendrick with the necessary information. The Kirklees Fostering Network and Gill Addy agreed to meet to consider holding monthly clinics to undertake health assessments for looked after children.

The Board agreed that a future standard item should be added to the Board's agenda to discuss Mental Health and Emotional Support to children and young people in care.

The Board raised concerns regarding the drop in the number of Independent Return Interviews for looked after children offered within 72 hours of the child being located and requested more information be brought to a future meeting to provide an explanation.

The Board raised concerns regarding the slight decrease in the number of children in care who had received a statutory visit in line with practice standards. The Board was informed that officers were working with Independent Reviewing Officers to establish why this might have occurred.

In response to a question from the Board relating to how many children were waiting to be matched to Independent Visitors, Sara Miles informed the Board that there currently was not sufficient capacity to manage and coordinate the scheme and as a result a business case had been submitted to request additional help with the coordination of the Independent Visitors Scheme and that a decision was expected in April. The Board noted that if additional capacity was secured more could be done on the promotion of the scheme and to recruit a greater number of Independent Visitors.

Sara Miles advised the Board that further work was being undertaken nationally with West Yorkshire Police on the number children in care who go missing to rewrite local missing procedures to ensure that the Council was capturing the right young people in the missing data.

The Board noted that there had been a decline in the number of people placed in suitable accommodation which was linked to the number of young people taken into custody and agreed to consider a future report providing an update. Colleen Kenworthy advised that children in care aged 18 were often emotionally under this age group and should not be pushed into semi independent accommodation if they were not ready and should be supported to stay put with foster carers where possible. Andy Quinlan advised the Board that there were currently 28 carers who offered staying put.

In response to a question regarding the opening times of the new drop in centre No 12, Sanna Mahmood advised that the centre was still only open 3 days a week. The Board expressed concerns that if the centre opening hours were not extended it would not be used as much by young people. Steve Comb agreed to check if the No 12 drop in facility had been promoted to foster carers and young people in care and suggested that an open day could be arranged where they could be invited to visit the drop in facility.

Fostering and Residential Homes

In response to a question from the Board relating to whether the Kirklees Fostering Network could be involved in the assessment of potential foster carers, Andy Quinlan advised that the Fostering Team were looking into arranging for established foster carers to buddy up with potential carers to give them extra support. The Board was advised that current foster carers would be invited to talk at recruitment events and share their experiences.

Barry Lockwood from the Kirklees Fostering Network (KFN) advised that the KFN were not involved in the de-registration of foster carers and that they could often help to stop carers leaving. Andy Quinlan advised that the Fostering Team would consider further the involvement of the KFN in the de-registration of foster carers.

In response to a question from the Board relating to what was being learned through exit interviews when foster carers left, Steve Comb advised that a number of foster carers had resigned as they had gone to permanence. Steve Comb further

explained that some carers did not fully realise the role of being a foster carer and what it actually involved.

RESOLVED -

- 1. The Board noted the Children's Performance Highlight Report (January 2020) and thanked Steve Comb, Janet Tolley and Gill Addy for their contributions.
- 2. The Board agreed that the Virtual Head Teacher and Designated Nurse would contact the Service Manager for Disabled Children's Regulated Services with a view to attending the regular meetings held with Managers of Kirklees Children's Homes.
- 3. The Board agreed that the Kirklees Fostering Network would meet with Steve Comb to discuss whether the pilot scheme set up to help children to deal with their emotions and feelings could be extended to older children in care and that a link should also be made to the Samantha Sykes Foundation.
- 4. The Board agreed that Stewart Horn, Head of Joint Commissioning, and Steve Comb would co-ordinate a response on (3) above and link all the key services and partners together.
- 5. The Board agreed that the Health and Wellbeing Board should raise the profile of the Oral Health Strategy and Action Plan for 2019-24 in relation to children in care and care leavers. Gill Addy, Designated Nurse, agreed to contact Cllr Kendrick with the necessary information.
- The Kirklees Fostering Network and Gill Addy agreed to meet to consider holding monthly clinics to undertake health assessments for looked after children.
- 7. The Board agreed that a future standard item should be added to the Board's agenda to discuss Mental Health and Emotional Support to children and young people in care.
- 8. The Board agreed to consider an update on the reasons for the drop in the number of Independent Return Interviews for looked after children offered within 72 hours of the child being located.
- 9. The Board agreed to consider a future report on the work ongoing in relation to the number of children in care who go missing.
- 10. The Board agreed to consider a future report explaining the decline in the number of care leavers placed in suitable accommodation, which was linked to the number of young people taken into custody.
- 11. The Board agreed that Steve Comb would make enquiries as to whether the No 12 drop in facility had been promoted to foster carers and young people in care and that investigations should take place in respect of arranging an open day where all foster carers and young people would be invited to visit the facility.
- 12. That the Service Manager for Fostering consider further involving the KFN in the de-registration of foster carers.

9 Overview of number of children in Care

The Board considered an overview of the number and age of children in care presented by Steve Comb, Head of Corporate Parenting for Sufficiency.

In response to a question from the Board regarding the reason why the numbers of children in care were close to the national average, Steve Comb advised the Board that the statistical neighbours were set by the Department for Education and were based on social and economic factors.

RESOLVED -

The Board noted the report on Number and age of Children in Care and thanked Steve Comb for his contributions.

10 Staying Put Fostering for Children in Care

The Board considered a report regarding the Kirklees Council Staying Put Scheme for young people in care, presented by Andy Quinlan, Service Manager (Fostering).

Andy Quinlan advised the Board that the staying put scheme allowed children in care to stay with their foster carers beyond the age of 18. The Board was informed that it is was the decision of the foster carer to continue to foster the young person or the young person might request to leave.

Andy Quinlan explained that once young people in care reached the age of 18 there were considered an adult and if they could stay with their foster carer they would often feel happier, well cared for and could plan for their future opportunities and next steps in life.

Colleen Kenworthy advised the Board that when a young person turned 18, the foster carer still had to undertake all the foster caring roles and responsibilities and that it was important to support foster carers who wanted to allow young people to stay put. The Board raised concerns that some foster carers could be put into financial difficulties if they allowed the young person in their care to stay put and could also be traumatic for the young person if they had to move out if they wanted to stay. The Board acknowledged that the emotional impact and wellbeing of the young person could be detrimental in this situation.

In response to a question from the Board relating to what financial support was available in Kirklees for foster carers who wanted to operate the staying put scheme and what schemes were being operated elsewhere, Andy Quinlan advised that where children were still in education Kirklees had continued to pay the foster care allowance until the young person had completed their education. The Board was informed that Kirklees was currently in line with other Local Authorities in terms of the financial offer for foster carers.

The Board agreed to consider the Staying Put report at the next meeting due to lack of time.

RESOLVED -

- 1. The Board noted the report on the Kirklees Council Staying Put Scheme for young people in care and thanked Andy Quinlan for his contributions.
- 2. That the report on Staying Put be considered at the next meeting of the Board.

11 Supported Lodgings Scheme

The Board considered a report regarding the Supported Lodgings Scheme, presented by Andy Quinlan, Service Manager (Fostering).

This item was deferred due to lack of time.

RESOLVED -

That the report on Supported Lodgings Scheme be considered at the next meeting of the Board.

12 School Moves Summary report Autumn Term 2019-20

The Board considered a report on the number and nature of school moves for children in care during the Autumn term 2019-20, presented by Janet Tolley, Virtual Head Teacher.

Janet Tolley advised the Board that statutory guidance advised that key stage 4 children in care should not be moved schools wherever possible.

Janet Tolley highlighted the following key points:-

- From the 1st September 2019 to 20th December 2019 there had been 33 school moves during the academic year;
- 13 of these moves were as a result of moving towards a permanence;
- 10 of the moves were as a result of placement moves where the young person could no longer attend their previous school or setting because it was too far away;
- 10 of the moves were positive moves as a result of identification of an appropriate setting to meet the young person's needs.

Janet Tolley advised the Board on strategies being implemented to continue to make improvements for young people in care:-

- The Service was working together to enable children in care to remain in their school wherever possible;
- Where a school move was necessary officers would work together to ensure a smooth transition, in 82% of all cases a move was completed within the statutory 20 days, and often with no break in provision;
- Where there was a placement breakdown officers would workclo sely together to prioritise educational provision as a key part of the process.

Janet Tolley advised the Board that when a young person had an Education Health and Care Plan (EHCP) there were statutory timescales the would override the Council's processes and procedures in terms of timescales. The Board was informed that EHCP Plans took along time to put together.

The Board was informed that if a young person was placed out of area, it could take along time to work with the Local Authority to manage their moves and placements. Janet Tolley informed the Board that education was much more of a key priority than it used to be in terms of placement moves.

The Board raised concerns regarding children in care who were moved schools due to the fact that the school was too far away from the child's placement.

RESOLVED -

The Board noted the update on the School Moves Summary report Autumn Term 2019-20 and thanked Janet Tolley for her contributions.

13 Updates from Board Members on interaction with Services

This item was deferred due to lack of time.

14 Corporate Parenting Board Agenda Plan 2019/20

This item was deferred due to lack of time.

15 Dates of Future Meetings

RESOLVED -

- 1. The Board noted the date of the remaining meeting in the 2019/20 municipal year on the 9th April 2020 at 10 am.
- 2. The Board noted the provisional meeting dates of the Board during the 2020/21 municipal year (to be confirmed following Council AGM on 20th May 2020):-
 - 1st July 2020 , 10am
 - 2nd Sept 2020, 10am
 - 4th Nov 2020, 10am
 - 13th Jan 21, 10am
 - 3rd Feb 21, 10am
 - 10th March 21, 10am



Contact Officer: Jenny Bryce-Chan

KIRKLEES COUNCIL

HEALTH AND WELLBEING BOARD

Thursday 4th June 2020

Present: Councillor Viv Kendrick (Chair)

Councillor Musarrat Khan Councillor Kath Pinnock Councillor Mark Thompson Rachel Spencer-Henshall

Richard Parry Dr Steve Ollerton Dr Khalid Naeem Helen Hunter Karen Jackson

In attendance: Emily Parry-Harries, Consultant in Public Health, Head of

Public Health Policy, Kirklees Council

Neil Coulter, NHS England

Jane Close, Locala

Ian Holmes, Director, West Yorkshire & Harrogate Health

and Care Partnership

Cllr Habiban Zaman, Lead Member for the Health and

Adults Social Care Scrutiny Panel

Ian Currell, Greater Huddersfield and North Kirklees

CCGs

Anna Basford, Calderdale and Huddersfield NHS

Foundation Trust

Tim Breedon, Deputy Chief Executive South West Yorkshire Partnership NHS Foundation Trust

Val Johnson, Third Sector Leaders

Matt England, Associate Director of Planning and Partnerships Mid Yorkshire Hospitals NHS Trust

Diana McKercher, Chair Locala

Phil Longworth, Senior Manager, Integrated Support,

Kirklees Council

Apologies: Councillor Carole Pattison

Mel Meggs Carol McKenna Jacqui Gedman Kathryn Giles

Health and Wellbeing Board - 4 June 2020

44 Membership of the Board/Apologies

Apologies were received from the following Board members:- Cllr Carole Pattison, Carol McKenna and Mel Megs.

Ian Currell attended as sub for Carol McKenna.

45 Minutes of previous meeting

That the minutes of the meeting held on the 30 January 2020 be approved as a correct record.

46 Interests

No interests were declared.

47 Admission of the Public

All items considered in public session.

48 Deputations/Petitions

No deputations or petitions were received.

49 Questions by members of the public (Written Questions)

The Board received the following question from Cllr Zaman:

"What is the current process for testing of hospital patients for Covid 19 and what can the two acute trusts, CHFT and Mid Yorkshire do more to inform and reassure members of the public about testing for Covid 19 prior to discharge."

50 Implications of Covid-19 for Kirklees

The Health and Wellbeing Board received a presentation on the implications of Covid-19 in Kirklees from local partners who have been at the forefront of the local response to the Covid-19 Pandemic. Each of the key organisations with a major role to play in delivering the Board's aims and ambitions presented to the Board, a high-level summary of the following:

- how their organisation had responded so far and the current challenges
- what they had learnt and their plans for the future

RESOLVED:

That the Board recognises:

- a) the excellent work done by staff across a wide range of organisations to manage Covid-19 and its impact in Kirklees
- b) that the vision, outcomes and principles set out in the Kirklees Health and Wellbeing Strategy and the Health and Wellbeing Plan are still valid, and that

Health and Wellbeing Board - 4 June 2020

- these key strategic documents provide a useful framework for reviewing organisational and partnership responses to the Covid-19 Pandemic
- c) the Kirklees Integrated Commissioning/Provider Board review the Health and Wellbeing Plan and present an updated version to a future Health and Wellbeing Board meeting for approval



Contact Officer: Carol Tague

KIRKLEES COUNCIL

OVERVIEW AND SCRUTINY MANAGEMENT COMMITTEE

Monday 9th March 2020

Present: Councillor Elizabeth Smaje (Chair)

Councillor Andrew Cooper Councillor Harpreet Uppal Councillor Andrew Marchington Councillor Habiban Zaman

Observers: Councillor Martin Bolt

58 Membership of Committee

All members of the Committee were present.

59 Minutes of Previous Meeting

The minutes of the Committee meeting held on 13 January 2020 were agreed as a correct record.

60 Interests

No interests were declared

61 Admission of the Public

All items were considered in public session.

62 Deputations/Petitions

No deputations or petitions were received.

63 Public Question Time

There were no public questions received.

64 Leader of the Council - Update on Priorities 2019/20

Councillor Shabir Pandor, Leader of the Council attended the committee meeting to provide an update on his portfolio priorities for the 2019/20 municipal year. The following highlights were noted:-

- The Budget had been approved in February 2020 and included measures to fulfil priorities and continue investment in the Council moving forward. There were 3 key areas, namely regeneration, including place based working, climate change and Children's Services.
- The Committee were advised that the Council remained one of worst funded local authorities nationally. A comprehensive spending review was ongoing and Council Leaders across the country were working on a cross party basis, to get the best deal for local government.

- Place based and partnership working with local communities to deliver the priorities of residents was a key priority.
- With regards to towns and villages, it was noted that the Dewsbury Blueprint and Huddersfield Masterplan had been launched. An additional £78m had been identified to continue the investment in towns and villages across the district.
- In terms of infrastructure, plans were in place with the West Yorkshire Combined Authority and the Trans-Pennine upgrade would see a £1bn investment in Kirklees.
- An example of capital plan development was Spen Valley Leisure Centre where work had commenced on a scheme totalling £30m
- With regards to housing delivery, a big build event had been launched in September 2019 to build 10,000 new homes by 2023. This was going to plan and over 100 organisations had been engaged to assist.
- Cllr Pandor advised that climate emergency was a global issue and he had recently attended a Climate Emergency conference and outlined the work of Kirklees Council. The Budget in February 2020, had seen investment, including £1m to install 5 new rapid charging points and up to 80 new fast charge points in public car parks. A further £1m had been allocated to add 50 extra electric vehicles to the Council's own fleet and £750k would be invested over the next 12 months in trees and woodland.
- In relation to Children's Services, it was noted that following the Ofsted report of 2019, the Council was now out of special measures and no longer considered inadequate. Cllr Pandor indicated that every child deserved an outstanding council and there were elements in the budget to ensure that the improvement journey continued.
- With regards to flooding, Cllr Pandor referred to the excellent work carried out by staff, the police and fire services and the voluntary sector. It was noted that 69 domestic properties and 40 businesses had been affected. A fund had been developed where up to £750 was available to meet cleaning costs and council tax reductions for up to 3 months for households affected by flooding, and £3k and business rate relief for business affected. It was acknowledged that this was not enough and the Council would continue to work with other partners as well as the Government to address the issues faced.
- Proposals in relation to devolution were moving at pace and positive meetings had been held with the Treasury and Local Government minister. It was hoped that there would be an announcement as part of the budget on 11 March 2020. The Committee were advised that any deal would have to come back to Council for ratification.

The Committee asked a number of questions and Councillor Pandor's responses are summarised below:-

- With regards to the implications of the recent Heathrow Airport judgement, it was noted that investment needed to be properly thought through and an impact assessment carried out to determine potential climate impact.
- The Council had 30 hybrid pool cars and it was planned to introduce 20 electric vehicles and 24 small electric vehicles.
- A demonstrator project was in development regarding a scheme for passive houses.
- With regards to devolution, it was important to get the best governance structure in place and draw the money down. The deal would see a levelling up of funding and Kirklees stood to gain.

The deal would include transport infrastructure and connectivity and interconnectivity between towns. In terms of skills, intelligence suggested that there was a mismatch between current provision and what businesses required. This would form part on an ongoing dialogue.

Discussions were ongoing as to the governance structure and it was important to ensure that this was democratic in terms of accountability.

- In relation to Children's Services and factors outside of the Council's control, it was noted that Ofsted had highlighted the relationship with partners and schools. In terms of getting the best outcome for children, it was important to take a holistic view with partners working together. This had been reflected in the budget, with investment into specialist social workers and formalised training. It was also noted that the Cabinet Member for Children had held a number of meetings with the Regional Schools' Commissioner.
- With regards to Corona Virus, it was noted that all members of staff had been given clear guidelines in terms of dealing with individual cases. A question in relation to the monitoring of sickness absence was acknowledged.
- There would be investment in all towns and villages and the Batley Action Plan was in the process of being developed.
- The contract for Pioneer House had gone into liquidation, but assurances had been received that business would continue as usual. It was noted that the Chief Executive had written to Dewsbury's elected members to make them aware of the situation. The Council's plan to deliver on Pioneer House would continue.
- Gangs and knife crime had featured in the budget and money was been reinvested to tie in resources more effectively. £600k had been allocated to Youth Services to carry out outreach work.

In terms of greener spaces it was noted that money had been invested to address 'grot spots' and making the environment greener and this would be devolved at a local level. Cllr Pandor noted the suggestion of illuminated signage in relation to fines, highlighted by a member of the Committee.

Councillor Bolt attended the meeting as an observer and asked a number of questions, the responses to which are summarised below:-

- The communication regarding Pioneer House would be circulated to all Councillors.
- The Committee would be provided with clarification as to the quasi-judicial status of Planning Committees.

Resolved:-

- 1. The Committee thanked Cllr Pandor, Leader of the Council for attending the meeting and noted the update provided in relation to the priorities he had identified for the 2019/20 municipal year;
- 2. The communication regarding Pioneer House to be circulated to all Councillors; and
- 3. The Committee to be provided with clarification as to the quasi-judicial status of Planning Committees.

65 Update on the Climate Emergency Working Party

The Committee received a report which provided an update on progress in developing and implementing the Council's Climate Change and Air Quality programme.

Councillor Naheed Mather, Cabinet Member, Greener Kirklees, John Atkinson, Project Manager (Climate Emergency) Martin Wood (Operational Manager, Public Protection, Air Quality) Rob Dalby (Greenspace Operational Manager), Wendy Blakeley (Head of Public Protection), Alex Carey (Communications) Will Acornley (Head of Operational Services) and Mathias Franklin (Head of Planning and Development) were in attendance for the item.

In introducing the item, Cllr Mather outlined the importance of this work and the additional funding that had been allocated across the council services. The Committee were advised that for the year 2020/21, Kirklees Council had the largest budget in this respect.

Councillor Mather stated that it was important that everyone felt part of the conversation and to ensure that the most vulnerable residents weren't left behind.

One of the Committee members sought clarification as to Cllr Mather's earlier point as to Kirklees having the largest budget. In response, the Committee were advised that there had been a national review of how much councils were spending on

climate change and in this current year, Kirklees Council's budget was one of the largest. The Committee requested further information in this respect.

The Committee received a presentation which provided an update on the Council's Climate Emergency and Air Quality programme since the November 2019 reports and provided detail on the progress of the Phase 1 programme, the proposed next steps for Phase 2 and how this fit into the established regional working structures.

The key areas of the Committee's discussion and responses to questions are summarised below:

- The Council was working with the National Trust on the work to boost the woodland and green infrastructure via the White Rose Forest.
- The Committee were advised that lessons had been learned in relation to air quality management zones (AQMA) although it was recognised that individual areas had different pollutants, topography and layouts. An example of lessons learned was cited as one of the original air quality management zones in Bradley, which was a traffic management solution using advanced technology on the traffic lights to move vehicles through the junction more effectively. One of this year's costed budget proposals was to expand and develop this trial and roll out into other areas.
- As part of the heat network, work had been ongoing with the Future Highways Research Group and SSE to see if the Council could become a pathfinder. This would mean that while trenching was being done for the heat network, private wiring from the Council's own power network could be added which would also link into the delivery of 5G and the LED street lighting network, as well as on street charging. This would ensure that disruption in digging up roads would be minimised.
- The heat network would be done in Phase 1 and once the core was established, it would be possible to develop add-ons. It was noted that the heat network would provide heat and power and would include electricity where possible in the town centre.
- A Committee Member commented that whilst there was good work outlined in Phase 1, there was not a lot in relation to carbon saving. Therefore more work would be required in Phase 2 if targets were to be achieved.
- It was intended to plant circa 75k trees, form a social enterprise and use local endemic tree stock to develop a nursery and grow stock to order. It was hoped to enter into partnership with a local wildlife charity which would assist with engagement and education and stock could be sold if there was additional capacity. The Committee were advised that if established, the nursery would be certifiable by the Woodland Trust.
- With regards to resources, the Committee noted that this was a cross service piece of work. There had been positive outcomes within the budget and new delegations had been set up. Developments included a cross service project

team, as well as a dedicated team within the Environment and Infrastructure Directorate to push forward progress. The scoping of Phase 2 would determine how best to deploy resources across the Council.

- Councillor Mather advised that 62 hectares of greening was going on Leeds Road. It was also noted that the Council were keen to follow good practice and consider future-proofing and passive housing might not be the best option for Kirklees.
- In relation to the correlation between climate emergency and planning policy and guidance, it was noted that sustainable development was a cornerstone of planning policy. The Local Plan contained a number of policies which specifically addressed matters such as tree planting and retention, air quality and promoting renewable forms of energy generation and non-private car based travel.

Whilst it was acknowledged that communication might be an issue, the narrative between planning policy and climate emergency were intertwined. The current planning policy was up to date, with a new evidence base and advice from Public Health and Public Protection. Opportunities for improving air quality through new development were being taken and planning conditions attached, eg electric charging scheme on all new developments.

The Committee were advised that the Local Plan would not have been found sound if it had not responded to the basic principles of sustainable development. In terms of policy formation, the Council had an up to date Local Plan and was developing as a series of planning policy guidance booklets. The Committee were advised that there was already a bespoke air quality document in place, which was the cornerstone to advising on sensitive uses near air quality issues.

The Committee noted 2 regional working projects. One was the North and West Yorkshire Emission Reduction Pathways which would look at what West Yorkshire would need to do between now and the 2038 target to achieve emission reductions across different sectors. Kirklees had a seat on the Steering Group, and the work would be helpful in forming the type of intervention needed in transportation and the built environment.

The second project was a West Yorkshire Combined Authority project looking at developing a methodology that was consistent across the City region for carbon impact assessment methodologies associated with projects, which would be extremely useful for larger infrastructure schemes.

With regards to the Youth Summit, an officer group had been set up to look at the best way of establishing a youth summit and the related programme of engagement for young people. One of the first actions was to look at what was currently already happening across the district and how the Council could work with them.

In terms of delivery of the summit, the Committee were advised that this was still being developed but it was envisaged that young people would have a key role.

Cllr Mather confirmed that the Youth Council were involved and that young people would be at the heart of the day. The Committee asked that there be greater involvement of young people from the outset of discussions.

Councillor Bolt was in attendance as an observer and asked a number of questions, the responses to which are summarised below:-

- Bus passes had been removed some time ago as it was felt that these had been paid for but weren't being used. The Council was looking at more innovate schemes to get young people out of private cars and onto public transport.
- Discussions had taken place with the Stadium as to how they could be involved in climate change initiatives and they were keen to get on board.
- In terms of trees, moss trees and moss walls, Cllr Mather advised that she was keen to look at what others were doing in this respect and this was being considered alongside the Council's own work.
- E-bikes were being looked at and workforce incentive schemes were being considered. Moving forward, it was important to ensure that electric charging points also had the capacity to charge e-bikes.
- Whilst there were no taxis situated at the Old Gate Site, awareness of the electric charging points at this location would be raised through communication.

Resolved:-

The Committee:-

- 1. Thanked Cllr Mather and the officers present for attending the meeting;
- 2. Requested further information as to the national review of councils' spending on climate change;
- 3. Acknowledged the work outlined in Phase 1 but asked that more focus be given to carbon saving in Phase 2;
- 4. Recommended that young people be involved in Youth Summit discussions at an early stage;
- 5. Advised that there should be further reference to the built environment and existing and housing and new housing within the Plan;
- 6. Requested that local elected members be informed of and involved in work with school initiatives;
- 7. Emphasised the importance of accurate communication messages;
- 8. Recommended that there be more communication of planning guidance; and

9. That consideration be given to the inclusion of a cycling policy, in relation to climate emergency, as part of the Action Plan.

66 Annual Review of Flood Risk Management Action Plan

The Committee received a report which outlined annual progress against the action plan of the Kirklees Local Flood Risk Management Strategy (the Strategy), approved by Cabinet on 15 January 2013 and updated in November 2016 and February 2019.

Rashid Mahmood, Flood Manager, Planning and Development and Mathias Franklin (Head of Planning and Development) were in attendance for the item.

The key areas of the Committee's discussion and responses to questions are summarised below:

- A Committee Member referred to the important role of drainage clearance in minimising the risk of flood and local community solutions such as flood walls. Whilst the Committee were advised that that sandbags would not have been effective against the type of flooding recently experienced, a request was made for a distributed supply of sandbags at a community level.
- It was acknowledged that community engagement was crucial and it was important to educate residents about risk and how they could best manage that in order to make communities more resilient. It was hoped to develop a flood warden initiative which would also assist in flood warning intelligence across the district.

The Committee highlighted the need for effective communications and referred to the recent instances where residents had struggled to get through to the Council via the telephone.

- The telemetry referred to was a form of technology which provided a remove picture as to whether a gulley had silted up. This would indicate which gulleys required a higher frequency of maintenance and the Direct Operations Team could be allocated accordingly. It was hoped to extend this in order to collect further knowledge and maximise efficiency maintenance.
- There had been a number of studies within the Kirklees district and a consultant's study in relation to surface water flood risk within the entire Kirklees district was expected in April 2020.
- In response to concerns raised as to the information provided to Planning Committees by the Environment Agency in order to assess the impact of housing in a particular area, it was noted that the Environment Agency provided the strategic flood risk maps which identified the highest levels of risk. This was a crucial piece of data in informing where land was allocated for housing and employment.

It was agreed that technical issues in relation to assessing planning applications and flood risk would be picked up with Planning Committees in their annual and refresher training.

- In terms of main river, which was the responsibility of the Environment Agency, the lead local flood authority would advise on planning applications. The general principal was that development should not add to flood risk on site, add to flood risk elsewhere and should wherever possible and practical reduce flood risk. The Committee were advised that most fields were unmanaged and an uncontrolled environment and development could introduce a managed storage system for water. New design could improve drainage from an unmanaged field, being mindful of the challenge to get the water from the site to an appropriate water course.
- The vast majority of new housing was going on sites that both the lead local flood authority, the water agency and the Environment Agency had assessed as the most suitable locations for development across the borough.
- It was acknowledged that there would be an element of disruption during the construction phase, but there were planning conditions and requirements on developers to limit impact. Temporary drainage arrangements should be in place and these should be living documents which could be altered in reaction to extreme events.
- The Planning Service went out to manage major sites and were working closely with colleagues across the technical parts of the Council. Where developers were causing real issue, work would take place with them and action would be taken to bring back into compliance where required.
- In response to a question as to how the telemetry was being used to solve issues, it was noted that this technology was a new Council initiative. Data was being received and it was expected that 12 months of input would be required to fully appreciate the information. It was hoped that the data would inform which gulleys needed more attention.
- The Council worked constantly with the Environment Agency. Further to the recent storm events in February, a database was collected which looked at every property that had been internally flooded and the causes, which could change the view of areas of flooding within Kirklees. Moving forward, this would be captured into wards so that advice could be provided to elected members.
- The Committee were advised that planning sites had been through a sustainability assessment. The majority of the sites in the Local Plan were in areas of lowest flood risk. However, this did not mean that there weren't some sites where there were elements of flood zones 2 and 3. The Planning Service would always steer new development away from any flood zone 3 area, as this was the highest risk. If a site was an allocated site for housing, then that was an appropriate location for housing in principle, subject to the other material considerations being right.

- The Local Plan was up to date and the Council was in good place to ensure that development was on sites identified as suitable for housing. The Committee were advised that this did not mean that all housing would go on allocations, as there was a windfall element of requirement of circa 400 per year of the 1700 target, but the principles of the Local Plan would be applied.
- Flood risk assessments were required with detailed planning applications and a Plan led approach to housing in Kirklees was being promoted. As previously noted, there was close working with the Environment Agency, who had been data gathering following recent storm events. Modelling was consistently reviewed to ensure that it was fit for purpose and measured against what had actually happened and strategic flood risk maps were periodically reviewed in light of new data.

Councillor Bolt was in attendance as an observer and asked a number of questions, the responses to which are summarised below:-

- The results of a study of surface water risk for Kirklees was expected shortly.
- It was often the case that if a property was not internally flooded then it would not meet the required eligibility criteria for funding, which was a constant challenge.
 It was believed that central government were looking at the criteria, so that businesses could benefit from funding relating to flood incidents.
- Engagement would continue with those communities affected by incidents.
- With regards to developers' responsibility, it was noted that where developers were applying for planning permission, it was expected that they would provide the right level of information. Planning Service officers would apply their professional judgement, provide challenge and scrutiny and bring forward to elected Members, with a recommendation and explanation as to how that had been arrived at. The Committee were advised that officers did challenge back and improved schemes as they came through.
- With regards to developers' responsibilities, it was acknowledged that some developers could be more collaborative, but equally the Council was in a Plan led situation and it was reiterated that some development could improve drainage of unregulated sites.
- In terms of the site referred to by Cllr Bolt, it was acknowledged that this was a challenging site and there was a known element of flood risk at the access points. It was noted that the majority of the site, where the housing was to be located, could be designed to be out of flood zones.
- It was acknowledged that some parts of the Borough had challenging typography and water networks and this had to be responded to with clever and innovative design, as there was still a requirement to provide good quality housing and jobs.

 In conclusion, the Committee were advised that the Planning Service was keen to ensure developers built in accordance with their planning permission and where they didn't, action would be taken to regularise that.

Resolved:-

The Committee recommended that:-

- 1. Areas be designated for the provision of sandbags in areas of high flood risk, so that they could be accessed quickly when required;
- 2. The flood wardens scheme be put in place as quickly as possible;
- 3. Councillors be kept informed of surface water reduction measures and engaged as to the typography of areas within their wards;
- 4. It was important to work and engage with communities across Kirklees who were at most risk and there should be better communication in relation to resilience in an emergency;
- 5. Planning enforcement should be applied where there was a known flood risk to ensure that risk was mitigated;
- 6. The Action Plan should include more information in relation to risk mitigation and appraisal of such measures in areas of high flood risk.

67 Date of Next Meeting / Agenda Plan

It was noted that the next scheduled meeting would be held on 6 April 2020 at 1400.



Contact Officer: Carol Tague

KIRKLEES COUNCIL

OVERVIEW AND SCRUTINY MANAGEMENT COMMITTEE

Tuesday 9th June 2020

Present: Councillor Elizabeth Smaje (Chair)

Councillor Andrew Cooper Councillor Harpreet Uppal Councillor Andrew Marchington Councillor Habiban Zaman

Observers: Councillor Eric Firth

Councillor Charles Greaves Councillor Bernard McGuin

68 Membership of Committee

All members of the Committee were present.

69 Minutes of Previous Meeting

The minutes of the Committee meeting held on 9 March 2020 were agreed as a correct record.

The following matters arising were reported.

- Leader of the Council Update on Priorities 2019/20 (Page 4) it was clarified that planning was an administrative decision making process not a quasi-judicial process.
- Update on the Climate Emergency Working Party (Page 7, Rec 2) the review referred to was an information collection exercise by the Society of Municipal Treasurers in February, so was a snapshot of the situation at the time and limited to those LAs who responded.

All other recommendations had been noted and would be considered as the programme is developed.

Annual Review of Flood Risk Management Action Plan (Page 11) - Covid–19 restrictions had hindered engagement activities to develop new initiatives like the Flood Warden and Sandbag initiative. If restrictions continued then the Service would look to explore community engagement using online tools such as Skype. However, the risk of digital exclusion would need to be considered.

70 Interests

Cllr Andrew Marchington declared an interest in relation to Item 9, in that he was a member of the KNH Board but had a dispensation to engage in matters of Council business.

71 Admission of the Public

All items were considered in public session.

72 Deputations/Petitions

No deputations or petitions were received.

73 Public Question Time

There were no public questions received.

74 Request to Re-establish an Ad-Hoc Scrutiny Panel

The Committee considered a request to re-establish the Ad Hoc Scrutiny Panel - Future arrangements for the Council's Residential Housing Stock

RESOLVED:

- That the Ad Hoc Scrutiny Panel Future arrangements for the Council's Residential Housing Stock be re-established and the Chair of the Economy and Neighbourhoods Scrutiny Panel be invited to attend any future meetings of the Ad Hoc Panel; and
- 2. The terms of reference outlined be agreed.

75 Allocation of Scrutiny Co-optees for the 2020/21 municipal year

The Committee received a report which sought approval for the proposed allocation of Scrutiny Co-optees for the 2020/21 municipal year.

RESOLVED:

That the allocation of co-optees, as set out in Section 2 of the report, be approved.

76 Devolution

The Committee received an update from Julie Muscroft, Service Director – Legal, Governance and Commissioning on the Devolution consultation process. Councillor Shabir Pandor, Leader of the Council and Jacqui Gedman, Chief Executive were also in attendance for this item.

The following key points were noted:-

- The consultation was being run by the West Yorkshire Combined Authority (WYCA). WYCA had produced the supporting plan, materials and activity log of when specific actions would take place.
- Kirklees Council had a devolution link on the website to the WYCA site with access to the survey.
- The survey started on 26 May 2020 and after 1 week, 43% of the overall target of a 1,000 responses had been received, with circa 600 responses to date. The response rate from Wakefield had been especially strong and Kirklees had asked WYCA to work with the communication teams in each of the districts to look at what had worked particularly well, to ensure that this could be replicated

- across all authorities. Circa 9% of responses received in the first week were from Kirklees.
- IPSOS Mori were due to carry out a mid-point review and once completed there would be an opportunity to start in depth discussions on specific themes and issues.
- The consultation would finish on 19 July 2020 and the subsequent analysis would be concluded on 23 August 2020. A first report and analysis would be published circa 24 August 2020, with consideration of the final draft report by partner councils in early September. This would then go to Executive and Council meetings with the subsequent submission of the report and the outcomes from it, sent to the Secretary of State. It was expected that the draft order and final consent would be received by the end of October / beginning of November, with a view to that going back to Cabinet and Council for a final decision.
- WYCA had held a scrutiny session on 22 May 2020 and a further session was scheduled for 10 July 2020.
- There were separate pieces of work ongoing which would be reported back in relation to precept powers and funding, alongside other issues such as how concurrent powers would work, the role of the proposed deputy mayor, increased emphasis on tackling the climate emergency and the Police and Crime Panel.

The Committee asked a number of questions and a summary of responses is noted below:-

- Political balance would be derived from how the electorate of West Yorkshire had voted as an entirety. Councillor Pandor outlined that Kirklees would continue to argue for as wide a representation as possible and wished to reassure the Committee that there would be more involvement from councillors across the region, adding that the key rationale was the unlocking of millions of pounds of investment.
- It was noted that the Governance Review indicated that there could be 2 Deputy Mayors, including one for policing and crime and there was no reference to this in the consultation questionnaire. In response, Councillor Pandor advised that the Police and Crime Commissioner currently received payment of in excess of £80,000 and that role would cease. The second Deputy Mayor would be a Council leader so there would be no remuneration for that. The Deputy Mayor salary would be in the region of £40-50k and there would be a further saving when the PCCs office moved into the Combined Authority.

The Chief Executive stated that she would pick up the difference between the governance review and questionnaire as a process issue.

A concern was raised as to the consultation process and if the feedback received would have any influence on decision making. It was noted that the feedback would be considered as part of the report to Cabinet and Council and if there was a substantial groundswell which suggested a change was required, this would need to be picked up as part of that report and fedback into conversations with the Secretary of State.

The Service Director stated that she would seek clarification as to whether the mid-point review would be made publicly available. A concern was raised that publication part way through could have the potential to skew results.

The Chief Executive added that this was not an open consultation, as in seeking views. The Leaders had indicated through the negotiations at a national level that they were minded to accept the deal which would lead to an elected mayor and the consultation was on the governance arrangements around that. If the feedback indicated that there was an overwhelming view to the contrary, then those views would be shared with national government.

- With regards to feedback, it was acknowledged that it was important to have as wide a representation as possible. If the mid-point analysis indicated gaps in response, efforts would be put in to ensure a representative sample. The communication teams across West Yorkshire were working in collaboration to ensure the most meaningful consultation possible.
- A member of the Committee expressed further concerns as to the lack of public consultation, adding that communication and engagement had been lacking at all stages of the deal making process and asked how the Council was going to engage given the short timescales.

In response, the Chief Executive advised that work was moving at pace and she was confident that mechanisms were in place to address areas of low response.

 In response to concerns raised as to accessibility, the Committee were advised that a 2 pronged approach was being taken with WYCA leading at a regional level and local authorities reaching out a local level.

The Chair highlighted that unlike the other councils involved, the Kirklees Council website did not have an area on the home page regarding devolution. The Chief Executive responded that this would be addressed as a matter of urgency.

RESOLVED: That the Committee:

- 1. Noted the information presented;
- 2. Requested an update on response rates at the mid-point review stage;
- 3. Recommended that accessibility, including website access, be reviewed; and
- 4. Asked that consideration be given as to how best to involve community networks in the consultation.

77 Council Priorities and the Covid-19 Response

The Committee received a verbal update from Councillor Shabir Pandor, Leader of the Council in relation to the Council's priorities and the Covid-19 response. Jacqui Gedman, Chief Executive was also in attendance for this item.

Key points of note included:-

Overview and Scrutiny Management Committee - 9 June 2020

- The scale of the challenges faced were acknowledged and the work of staff, local councillors, partnerships and the voluntary community sector in responding to the national crisis at a local level was highlighted.
- It was anticipated that the recession would be the hardest in living memory and it was critical for partnership working to continue.
- In terms of financial resources, the LGA were developing a business case to ensure that local government could continue to move forward. Ambitions in relation to mental health, domestic violence, children's services, adults social care and economic recovery would need government commitment and resources.
- The easing of lockdown and the dangers of complacency and a second spike were highlighted.
- Government had recognised that local government was at the vanguard of change and a Local Outbreak Control Board was being developed. However, the right data and clarification of powers was required, as were the resources to drive that agenda forward.
- Cabinet portfolios has been revised to oversee the immediate Covid-19 response and recovery strategy and an overview of this work was given.
- The Chief Executive added that this was a time were the Council had pushed boundaries beyond what was thought possible and it was important to build on the positive work as part of the recovery.

The Committee asked a number of questions and a summary of responses is noted below:-

- With regards to primary schools, it was noted that it was important to work with schools, parents and pupils, to provide reassurance and to listen to professional and government advice and focus was on what was best for the child.
- In terms of economic recovery, work was ongoing at a West Yorkshire level and strands included businesses and how to support them; employment and skills; environment and how to capture the environmental benefits that arisen during the Covid crisis and continue with the carbon challenge; local area investment; and infrastructure, including re-evaluation through learning.

It was also noted that work was taking place at local level to review town masterplanning to ensure that the plans remained the best way forward.

- Inequality was a key priority and it was important to review the impact of the Covid-19 experience. Analysis of the recently published Public Health study was being undertaken. Whilst there had previously been a strong focus on inclusivity and diversity, the Council was keen be bold and brave in this area and look at the impact of people's real lived experiences.
- With regards to vulnerable children and safeguarding, a member of the Committee advised that they had attended the Children's Improvement Board and was impressed by the work that had taken place to ensure that the most vulnerable children were kept protected. The Kirklees' Children's Safeguarding Board had met throughout lockdown and anecdotal feedback reflected that

Overview and Scrutiny Management Committee - 9 June 2020

school staff had been out in the communities to check that those children potentially at risk, were well and looked after. The Leader welcomed this feedback and added that it was always important to receive robust feedback and challenge.

In terms of the longer term impact on educational outcomes, it was noted that the Children's Scrutiny Panel were keen to be look at the potential impact of missed school days and which communities might be most affected. It was requested that Cabinet Members include Scrutiny Lead Members on areas of work, so that Panels could determine how best to scrutinise the effectiveness of this work moving forward. The Leader acknowledged that it was important for Cabinet to link in with scrutiny and agreed that Cabinet Members should ensure that scrutiny lead members were briefed.

The Chief Executive advised that robust measures had been put in place to ensure that as many children as possible were in view and paid tribute to the children's social workers and the Kirklees' school system who had worked collaboratively with the Council and gone above and beyond to support vulnerable children.

- With regards to the need for resilience, councillor engagement was taking place to ensure that issues at a local level were being captured. It was noted that a number of local firms had responded to the PPE challenge and had reconfigured their business around that. Local supply chains were being developed and the Kirklees' pound considered wherever possible.
- It was noted that a number of business had not been able to access government grants due to the stringent criteria stipulated. Analysis was being carried out to identify such businesses in order to see if a more flexible approach could be developed at a local level.
- The Council had worked closely with taxi drivers throughout the pandemic to ensure that they were abreast of and complying with guidelines. A number of drivers were involved in the home to school transport response and some had supported the voluntary capacity, which was welcomed. A piece of work was ongoing to look at whether there was more that could be done, particularly given the fact that taxis would play an important part in the public transport system moving forward. Consideration was also being given as to how best to share Public Health messages arising from the recent study with the community.
- The Committee were advised that the Leader had been in touch with local BAME community networks throughout the crisis. It was noted that a letter was being sent out to all faith organisations and community leaders across Kirklees regarding a forthcoming webinar event, which would be attended by both the Leader, and Cabinet Member for Leaning, Aspiration and Communities. It was agreed that details would be shared with all councillors via the weekly councillor communications bulletin.
- Concerns had been received from teachers with a BAME background. It was noted that union advice had been that if an employee did not go into work then

Overview and Scrutiny Management Committee - 9 June 2020

they may be in breach of their contract. However, if an employee went into work and identified areas of concern, then they were reasonably in a position to say that they would not go into work as they felt their health was being comprised and report this to their union.

- Whilst there had not been a massive crisis in care homes locally, there was not enough testing across the sector and PPE had been an issue throughout. The Leader added that it was important that the adult social care sector was treated on a par with the NHS.
- It was noted that when other buildings were opened, people would have concerns similar to those raised by schools and it was questioned as to how the Council could support those facilities to ensure that people are safe and feel safe.

The Committee were advised that the government had issued guidance to enable local authorities to develop Local Outbreak Control Boards, but it was awaiting funding and clarification as to how current powers could be used.

- In concluding the discussion, the Chair reported that it had been agreed for the following items to be exempt from call-in due to their urgency:
 - Devolution Deal for West Yorkshire Review, Scheme and Consultation (21 May 2020)
 - Support to Adult Care Providers (26 May 2020)
 - COVID-19 Local Authority Discretionary Grants Fund (26 May 2020)

RESOLVED: That the Committee:

- 1. Wished to place on record their thanks to staff for their hard work throughout the pandemic:
- 2. Noted the information presented and thanked the Leader and Chief Executive for their contribution to the meeting;
- 3. Agreed that items in relation to (i) climate change; (ii) inequality; and (iii) resilience for business would be considered by the relevant scrutiny panels;
- 4. That discussion would take place as to scrutiny of the Recovery strategy and the different strands therein;
- 5. Requested that Cabinet Members ensure that Scrutiny Lead Members received briefings on relevant areas of work.

78 Work Programme

The Committee considered its forward agenda plan and future meeting arrangements.

RESOLVED: That

- 1. The schedule of virtual meeting dates outlined be agreed; and
- 2. Items in relation to (i) Cohesion; (ii) Climate Change; (iii) Domestic Violence Strategy Update; and (iv) Place Partnerships working and the response to Covid-19, be added to the relevant Scrutiny Panel work programmes.



KIRKLEES COUNCIL

STRATEGIC PLANNING COMMITTEE

Thursday 27th February 2020

Present: Councillor Steve Hall (Chair)

Councillor Donna Bellamy Councillor Carole Pattison Councillor Andrew Pinnock Councillor Mohan Sokhal

Apologies: Councillor Donald Firth

1 Membership of the Committee

Apologies were received from Councillor Donald Firth.

2 Minutes of the Previous Meeting

That the minutes of the meeting of the Committee held on 23 January 2020 be approved as a correct record.

3 Interests and Lobbying

No interests were declared.

4 Admission of the Public

It was noted that exempt information had been submitted in respect of agenda item 13.

5 Public Question Time

No questions were received.

6 Deputations/Petitions

No deputations or petitions were received.

7 Site Visit - Application No: 2019/93708

Site visit undertaken.

8 Site Visit - Application No: 2019/93444

Site visit undertaken.

9 Site Visit - Application No: 2019/93661

Site visit undertaken.

10 Local Planning Authority Appeals

That the report be noted.

Strategic Planning Committee - 27 February 2020

11 Planning Application - Application No: 2019/93661

The Committee gave consideration to Planning Application 2019/93661 relating to the erection of 10 bungalows at land off Sixth Avenue, Hightown, Liversedge.

Under the provisions of Council Procedure Rule 37, the Committee received representations from John Barrowclough and Harry Jervis (objectors) and Gemma Bottomley (on behalf of the applicant).

RESOLVED -

That authority be delegated to the Head of Planning and Development to approve the application and to issue the decision notice, in order to:

- (i) complete the list of conditions, including those contained within the submitted report as follows:
 - 1. Development to commence within 3 years.
 - 2. Build in accordance with approved plans.
 - 3. Samples of materials.
 - 4. Boundary treatments.
 - 5. Drainage (details as confirmed in planning update).
 - 6. Landscape scheme to be submitted.
 - 7. Decontamination and remediation.
 - 8. Electric charging points.
 - 9. Highway conditions;
 - Surface parking.
 - Maintain visibility splays
 - Construction management plan
 - Bin store location details.
 - 10. Biodiversity enhancement opportunities.
 - 11. Obscure glazing and no additional opening in side elevation of plot 7.
 - 12. Removal of permitted development rights for extensions.
- (ii) secure a Section 111 Agreement to cover the following matters:
 - 1. Public open space provision, including off site commuted sum (£8,734)
 - 2. 100% affordable housing social rent.

A recorded vote was taken in accordance with Council Procedure Rule 42(5) as follows;

For: Councillors S Hall, C Pattison, A Pinnock and M Sokhal (4 votes)

Against: (0 votes)

Abstain: Councillor D Bellamy

Strategic Planning Committee - 27 February 2020

12 Planning Application - Application No: 2019/93708

The Committee gave consideration to Planning Application 2019/93708 relating to the variation of Conditions 5 (highways) and 7 (visibility splays) on Planning Permission 2015/90430 - Outline application for erection of residential development comprising (Use Class C3) and incorporating associated new access (to Crossley Lane and Cold Royd Lane) and associated works on land to the North and South of Crossley Lane, Dalton, Huddersfield.

RESOLVED -

That authority be delegated to the Head of Planning and Development to approve the application and to issue the decision notice, in order to complete the list of conditions and secure a variation to the Section 106 Agreement, as detailed within the planning update.

In the circumstances where the variation to the Section 106 Agreement has not been signed within 3 months of the date of the Committee's resolution then the Head of Planning and Development shall consider whether permission should be refused on the grounds that the proposals would be unacceptable in the absence of the benefits that would be secured and, if so, the Head of Planning and Development be authorised to determine the application and impose appropriate reasons for refusal under delegated powers.

A recorded vote was taken in accordance with Council Procedure Rule 42(5) as follows;

For: Councillors D Bellamy, S Hall, C Pattison, A Pinnock and M Sokhal (5 votes)

Against: (0 votes)

13 Position Statement - Application No: 2019/93444

The Committee was given a position statement in respect of an application (2019/93444) for the partial demolition of an existing building, alterations to convert retained building to 20 apartments and erection of 20 dwellings (within a Conservation Area) on land at former Batley and District Cottage Hospital, Transvaal Terrace, Carlinghow Hill, Batley.

Jay Everett, the agent, responded to questions from Members.

The Committee noted the contents of the report and made comments on the proposals.

14 Pre-application Enquiry - Application No. 2019/20478

The Committee considered a report in relation to a pre-application enquiry (2019/20478) in respect of a scheme for the erection of 64 dwellings on the site of the former Midlothian Garage, New Mill Road, Holmfirth.

The applicant addressed the Committee and, along with the manufacturer of the dwellings and the consultant engineer, answered Members' questions.

Strategic Planning Committee - 27 February 2020

The Committee noted the contents of the report and made comments on the proposed development.

15 Exclusion of the Public

Determined.

16 Planning Application - Application No: 2019/93444

The Committee received exempt information in respect of Application 2019/93444.

Contact Officer: Richard Dunne or Andrea Woodside

KIRKLEES COUNCIL

STRATEGIC PLANNING COMMITTEE

Wednesday 3rd June 2020

Present: Councillor Steve Hall (Chair)

Councillor Donna Bellamy Councillor Donald Firth Councillor Carole Pattison Councillor Andrew Pinnock Councillor Cathy Scott Councillor Mohan Sokhal

1 Membership of the Committee

All members of the committee were present.

2 Minutes of the Previous Meeting

The minutes of the meeting held on 27 February 2020 were approved as a correct record.

3 Interests and Lobbying

Councillor Scott declared that she would not participate in the discussions or voting on application 2019/93423.

4 Admission of the Public

All items on the agenda were taken in public session.

5 Questions by Members of the Public (written questions)

No written questions were received.

6 Deputations/Petitions

No deputations or petitions were received.

7 Planning Application - Application No: 2019/92221

The Committee gave consideration to Planning Application 2019/9221 Outline application for demolition of existing buildings and erection of Class A1 retail unit, access, car parking, servicing, landscaping and associated works (all matters reserved other than access) Kenmore Caravans Ltd, 119, Huddersfield Road, Mirfield.

Under the provisions of Council Procedure Rule 37, the Committee received representations from Jonathan Rainey (objector) and Keith Nutter (applicant).

Under the provisions of Council Procedure Rule 36 (3), the Committee received a representation from Councillor Martyn Bolt (ward member).

RESOLVED -

That consideration of the application be deferred to allow an opportunity for officers to review the following: the impact of the volumes of traffic on the proposed junction; the pedestrian crossing options; and the evidence and accuracy of the retail assessment to include details of any further evidence that has emerged since the assessment was done.

A recorded vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

1. A vote to approve officers recommendation.

For: Councillors: Pattison and Sokhal (2 votes)

Against: Councillors: Bellamy, D Firth, A Pinnock, Scott and S Hall (5 votes)

2. A vote to defer the application.

For: Councillors: Bellamy, D Firth, Scott and S Hall (4 votes)

Against: Councillors: Pattison, A Pinnock and Sokhal (3 votes)

8 Planning Application - Application No: 2019/94152

The Committee gave consideration to Planning Application 2019/94152 Amended Description - Reserved matters application pursuant to application no 2018/90802 for development of 16,723 sq metres employment floor space together with associated internal roads, parking and landscaping in relation to the reserved matters of layout, scale, appearance and landscaping. Together with the discharge of conditions 3, 6, 13, 14, 15, 16, 19, 20, 21, 22, 23, 24, 25, 26, 28, 29, 32, 33 and 34 in so far as they relate to Phase 2 Land at, Slipper Lane, Mirfield.

Under the provisions of Council Procedure Rule 37 the Committee received a representation from Matthew Sheppard (on behalf of the applicant).

Under the provisions of Council Procedure Rule 36 (3) the Committee received a representation from Councillor Martyn Bolt (ward member).

RESOLVED -

Delegate approval of this reserved matters application and the issuing of the decision notice to the Head of Planning and Development in order to complete the list of conditions including those within the considered report and the update list including:

- 1. Samples of materials of buildings to be submitted.
- 2. Details of Boundary treatments fencing as part of landscaping.
- 3. Internal parking/ servicing provided and maintained.
- 4. No external storage in parking/service areas.

5. Prior to the occupation of each unit, a detailed parking/ servicing layout for that unit shall be submitted for the approval of the local planning authority. The approved layout shall be implemented prior to the occupation of that unit, and subsequently maintained for the lifetime of the development.

A recorded vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

For: Councillors: Pattison, Scott, Sokhal and S Hall (4 votes)

Against: Councillors: Bellamy and D Firth (2 votes)

Abstained: Councillor A Pinnock

9 Planning Application - Application No: 2019/93423

The Committee gave consideration to Planning Application 2019/93423 Erection of 15 dwellings and 6 apartments with associated works land east of, Long Lane, Earlsheaton, Dewsbury.

RESOLVED -

That consideration of the application be deferred in line with the request from the applicant as outlined in the update report.

A recorded vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

For: Councillors: Bellamy, D Firth, Pattison, A Pinnock, Sokhal and S Hall (6 votes)

Against: (0 votes).

10 Decisions of Planning Applications taken under the Chief Executive Emergency Powers

The report was noted.



Contact Officer: Richard Dunne or Andrea Woodside

KIRKLEES COUNCIL

STRATEGIC PLANNING COMMITTEE

Wednesday 24th June 2020

Present: Councillor Steve Hall (Chair)

Councillor Donna Bellamy Councillor Donald Firth Councillor Carole Pattison Councillor Andrew Pinnock Councillor Mohan Sokhal Councillor Will Simpson

Observers: Councillor Martyn Bolt

Councillor Liz Smaje

Apologies: Councillor Cathy Scott

1 Membership of the Committee

Councillor Will Simpson substituted for Councillor Cathy Scott.

2 Minutes of the Previous Meeting

The minutes of the meeting held on 3 June 2020 were approved as a correct record.

3 Interests and Lobbying

Cllr Carole Pattison declared an 'other interest' in application 2019/91569 on the grounds that a close relative lived in close proximity to the site of the proposed development.

4 Admission of the Public

All items on the agenda were taken in public session.

5 Questions by Members of the Public (written questions)

The Committee received the following questions from members of the Public.

1. If the Planning Department proposes to dispose of a land asset which has significant financial value as part of a planning application, who is responsible for ensuring the maximum amount is received to benefit the public purse?

The Head of Planning and Development responded on behalf of the Committee to the question.

2. If a senior Planning Officer instructs a member of their staff to provide information to a member of the public in advance of a Planning Meeting and they fail to provide the information, do the Planning Officers and/or Committee

acknowledge that the public have been disadvantaged and is this a breach of duty?

The Head of Planning and Development responded on behalf of the Committee to the question.

3. Can you tell me if details of consultations appear in a committee report, but not on the website page for the application, whether the report should be withdrawn, and the matter deferred?

The Head of Planning and Development responded on behalf of the Committee to the question.

4. Can you tell me if a professional report, commissioned by a group of residents, and sent to the council by the professional, should be given full and professional answers in response and the report brought to the committee's attention?

The Head of Planning and Development responded on behalf of the Committee to the question.

6 Deputations/Petitions

No deputations or petitions were received.

7 Planning Application - application no: 2019/92378

The Committee gave consideration to Planning Application 2019/92378 Outline application for erection of residential development at land east of 28 Northorpe Lane and associated off site layby works opposite the site entrance east of, 28, Northorpe Lane, Mirfield.

Under the provisions of Council Procedure Rule 37, the Committee received representations from Stephen Ashen, Richard Gawthorpe, Janet Gawthorpe, Cheryl Tyler, Lucy Ashen, Stuart Parker, Jackie Ashen, Sarah Hirst (objectors) and Hamish Gledhill (on behalf of the applicant).

Under the provisions of Council Procedure Rule 36 (3), the Committee received a representation from Councillor Martyn Bolt (ward member).

RESOLVED -

Delegate approval of the application and the issuing of the decision notice to the Head of Planning and Development to:

- i. Complete the list of conditions including those contained within the considered report and the planning update including:
 - 1. Approval of Reserved Matters details of Appearance, Landscaping, Layout and Scale to be sought before development commences.
- 2. Plans and particulars relating to Reserved Matters details of Appearance, Landscaping, Layout and Scale to be submitted and approved in writing.
- 3. Application for Reserved Matters to be submitted within 3 years.

- 4. Time limit for commencing development.
- 5. Development to be carried out in accordance with approved plans and specifications.
- 6. Programme of archaeological recording to be submitted by a qualified and experienced archaeological consultant or organisation, in accordance with a written scheme of investigation.
- 7. Coal Mining Legacy the undertaking of an appropriate scheme of intrusive site investigations; submission of a report of findings arising from the intrusive site investigations; submission of a scheme of remedial works for approval and implementation of those remedial works.
- 8. Submission of a Construction Environmental Management Plan which shall include details of actions that will be taken to minimise adverse impacts on occupiers of nearby properties.
- 9. Provision of Electric Vehicle Charging Points.
- 10. Submission of a Phase 1 Preliminary Risk Assessment Report.
- 11. Submission of a Phase 2 Intrusive Site Investigation Report.
- 12. Submission of a Remediation Strategy.
- 13. Implementation of a Remediation Strategy.
- 14. Submission of a Validation Report.
- 15. Submission of a Noise report specifying measures to be taken to protect the future occupants of the development from noise from Humac Associates Supplies Ltd, Stoney Lane and Northorpe Working Mens Club, Eastfield Road. 16. Submission of an Ecological Impact Assessment.
- 17. Development to incorporate measures to minimise the risk of crime and meet the specific needs of the site and development.
- 18. Details of access and internal road layout (to an adoptable standard) to be submitted to and approved in writing.
- 19. Detailed plans and sections of layby to be submitted to and approved in writing by the LPA.
- 20. The proposed development will not commence until the layby which is adjacent to Northorpe Hall is completed.
- 21. Details of junction new estate road to be approved in writing and development shall not be occupied until these works complete.
- 22. Within first 3 months of any part of development being brought into use, a travel plan shall be submitted and approved in writing by Local Planning Authority.
- 23. Details of a pedestrian link between the application site and any future footpath/cycle path shall be incorporated into future layout of the housing development under 'layout'.

NOTE: This approval does not relate to the layout of the proposed development. Concerns have been raised in relation to this – see visual amenity section of the report.

NOTE: Guidance on crime prevention measures – boundary treatments and front boundaries of dwellings, rear gardens and access footpaths.

NOTE: All contamination reports shall be prepared in accordance with Model Procedures for the Management of Land Contamination – Contaminated Land report 11 (CLR11), National Planning Policy Framework (NPPF) and the Council's Advice for Development documents or any subsequent revisions of those documents.

NOTE: Guidance relating to the details to be included as part of the Construction Environmental Management Plan.

- ii. Secure a S106 agreement to cover the following matters:
 - 1. Affordable housing contribution;
 - 2. Education contribution;
 - 3. Public open space contribution;
 - 4. Contribution towards metro card provision and the provision of a bus shelter with real time information display and Travel Plan monitoring fee; and
 - 5. Drainage maintenance and management scheme.

A recorded vote was taken in accordance with Council Procedure Rule 42(5) as follows:

For: Councillors: Pattison, A Pinnock, Simpson, Sokhal and S Hall (5 votes).

Against: Councillors: Bellamy and D Firth (2 votes).

8 Planning Application - Application no: 2019/91569

The sub committee gave consideration to Planning Application 2019/91569 Erection of 31 dwellings Land southeast of Abbey Road North, Shepley, Huddersfield.

RESOLVED -

Delegate approval of the application and the issuing of the decision notice to the Head of Planning and Development in order to:

- i. Complete the list of conditions including those contained within the considered report including:
 - 1. Three years to commence development.
 - 2. Development to be carried out in accordance with the approved plans and documents.
 - 3. Submission of a Construction (Environmental) Management Plan (including temporary surface water drainage arrangements).
 - 4. Provision of visibility splays.
 - 5. Submission of details relating to internal adoptable roads.
 - 6. Submission of details of surfacing and drainage of parking spaces.
 - 7. Submission of details of highways structures.
 - 8. Cycle parking provision prior to occupation.
 - 9. Provision of electric vehicle charging points (one charging point per dwelling with dedicated parking).
 - 10. Submission of details of waste storage and collection.
 - 11. Submission of details of any retaining walls.
 - 12. Submission of an Arboricultural Method Statement and Tree Protection Plan.
 - 13. Submission of soakaway test results a detailed drainage design for surface water and land drainage, and a detailed exceedance flow routing plan.

- 14. No piped discharge of surface water from the development prior to the completion of surface water drainage works.
- 15. Submission of an intrusive site investigation report (phase II report).
- 16. Submission of a remediation strategy.
- 17. Submission of a validation report.
- 18. Submission of details of sound insulation measures.
- 19. Submission of details of crime prevention measures.
- 20. External materials (details and samples to be submitted).
- 21. Submission of details of boundary treatments.
- 22. Submission of details of external lighting.
- 23. Submission of a full landscaping scheme and Landscape and Ecological Management Plan.
- 24. Submission of details of biodiversity enhancement and net gain.
- 25. Restriction on removal of trees and hedgerows during nesting season.
- 26. Removal of permitted development rights for extensions and outbuildings.
- ii. Secure a Section 106 agreement to cover the following matters:
 - 1) Affordable housing Six affordable housing units (1-bedroom starter homes) to be provided in perpetuity.
 - 2) Education £31,027 contribution, and an additional contribution payable in the event that development comes forward at the adjacent land (within allocated site HS203) and the cumulative impacts of the developments require mitigation. 3) Sustainable transport Measures to encourage the use of sustainable modes of transport, including a £38,515.50 financial contribution, and a contribution towards Travel Plan monitoring payable in the event that development comes forward at the adjacent land (within allocated site HS203) such that a Travel Plan is required.
 - 4) Open space £48,392 contribution towards off-site provision, and an additional contribution payable in the event that development comes forward at the adjacent land (within allocated site HS203) and the cumulative impacts of the developments require mitigation.
 - 5) Biodiversity Contribution (amount to be confirmed) towards off-site measures to achieve biodiversity net gain.
 - 6) Management The establishment of a management company for the management and maintenance of any land not within private curtilages or adopted by other parties, and of infrastructure (including surface water drainage until formally adopted by the statutory undertaker).
 - 7) Adjacent land Agreement to allow vehicular connection to the adjacent land (within allocated site HS203) without unreasonable hindrance. Developer to retain ownership of part of the open space and part of the front garden of unit 7, and to allow provision of a vehicular connection through to land to the north as and when that land is developed. Following provision of this vehicle connection, developer to close vehicular access point between units 1 and 31 and make good.
 - 8) Masterplanning All affordable housing units to be provided, and no more than 85% of the private sale units to be sold, until full planning permission is secured for development of the majority of allocated site HS203 in accordance with a masterplan that includes provision for an internal vehicular connection to the current application site.

iii. In the circumstances where the Section 106 agreement has not been completed within three months of the date of the Committee's resolution then the Head of Planning and Development shall consider whether permission should be refused on the grounds that the proposals are unacceptable in the absence of the mitigation and benefits that would have been secured; if so, the Head of Planning and Development is authorised to determine the application and impose appropriate reasons for refusal under Delegated Powers.

A recorded vote was taken in accordance with Council Procedure Rule 42(5) as follows:

For: Councillors A Pinnock, Simpson, Sokhal and S Hall (4 votes)

Against: Councillor D Firth (I vote)

Abstained: Councillor Bellamy

9 Planning Application - Application no: 2019/93616

The Committee gave consideration to Planning Application 2019/93616 Erection of 46 dwellings Land south of Soureby Cross Way, East Bierley.

Under the provisions of Council Procedure Rule 37 the Committee received representations from David Storrie, on behalf of the East Bierley Community Sports Association and Ian Watson on behalf of the Bierley Village Preservation Society.

Under the provisions of Council Procedure Rule 36 (3) the Committee received a representation from Councillor Liz Smaje (ward member).

RESOLVED -

That consideration of the application be deferred for the following reasons:

- 1. To undertake a further investigation into the feasibility of developing an access point via the strip of unregistered land located from the southwest of the site off Hunsworth Lane:
- 2. To request that further work is undertaken to explore the support that can be provided to East Bierley Community Sports Association to facilitate their plans to improve the sporting facilities.

A recorded vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

For: Councillors Bellamy, D Firth, Pattison, A Pinnock, Simpson, Sokhal and S Hall (7 votes).

Against: (0 votes).

10 Planning Application - Application No: 2019/90467

The Committee gave consideration to Planning Application 2019/90467 Conversion of former college buildings into 33 apartments including demolition of link canopy, partial demolition of link building, erection of additional storey to link building, and

internal and external alterations (Listed Building within a Conservation Area). Highfields Centre, New North Road, Huddersfield.

Under the provisions of Council Procedure Rule 37, the Committee received a representation from Andrew Mear (applicant).

RESOLVED -

That consideration of the application be deferred to allow the applicant an opportunity to provide further details on the financial viability of the development based on a rental model rather than sales.

A recorded vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

For: Councillors Bellamy, D Firth, Pattison, A Pinnock, Simpson, Sokhal and S Hall (7 votes)

Against: (0 votes).

11 Planning Application - Application no: 2019/91728

The Committee gave consideration to Planning Application 2019/91728 Erection of industrial development and formation of new site access from Huddersfield Road and on site parking Spinksmire Mill, Huddersfield Road, Meltham, Holmfirth.

Under the provisions of Council Procedure Rule 37 the Committee received a representation from Alastair Flatman (on behalf of the applicant).

RESOLVED -

Delegate approval of the application and the issuing of the decision notice to the Head of Planning and Development in order to:

- i. Complete the list of conditions including those contained within the considered report including:
- 1. Standard 3 years for implementation.
- 2. Development to be carried out in accordance with approved plans.
- 3. The approval of facing and roofing materials.
- 4. Areas to be used by vehicles to be satisfactorily surfaced and drained.
- 5. Visibility splays along the site frontage to be cleared of obstructions.
- 6. The submission and agreement of waste storage and collection areas within the site.
- 7. The re-location of the bus stop adjacent to the proposed site access.
- 8. The re-location of the lighting column in the vicinity of the proposed site access.
- 9. The submission and agreement of a full Travel Plan.
- 10. A suite of conditions to deal with any on site contamination.
- 11. The submission and approval of an Arboricultural Method Statement and Tree Protection Plan.

- 12. The submission and approval of a Construction Environmental Management Plan.
- 13. The submission of a sound insulation scheme which indicates the measures to protect the closest residential properties.
- 14. The submission of a full Air Quality Impact Assessment.
- 15. The installation of suitable electrical vehicle charging points within the development.
- 16. Finished floor levels of the building and the soffit level of the bridge over Meltham Dike to be no lower than those specified by the Environment Agency.
- 17 The site to be developed by a separate system of drainage for foul and surface water.
- 18. Detailed drainage design. No piped discharge of surface water until suitable outfall works have been completed.
- 19. Details of future maintenance and management of the surface water drainage system.
- 20. Surface water run-off from hardstanding areas to be passed through oil/petrol interceptors.
- 21. Foul water from kitchens and food preparation areas to pass through suitable fat/grease traps.
- 22. Approval of a flood evacuation emergency plan.
- 23. Approval of temporary drainage scheme for construction phase.
- 24. The submission and approval of landscaping proposals for the site.
- 25. A condition requiring an archaeological survey to be carried out prior to development commencing at the site.
- 26. Construction Environment Management Plan for biodiversity.
- 27. Scheme for biodiversity enhancement measures.
- ii. Secure a Section 106 agreement to cover the following matters:
 - 1. A financial contribution of £15,000 towards the cost of relocating the bus shelter in the vicinity of the junction with the proposed access road.
 - 2. A financial contribution of £10,000 towards travel plan monitoring.
 - 3. A financial contribution of £15,000 towards the provision of a cycle link to the Meltham Greenway.
- iii. In circumstances where the Section 106 agreement has not been completed within 3 months of the date of the Committee's resolution the Head of Planning and Development shall consider whether permission should be refused on the grounds that the proposals are unacceptable in the absence of the benefits that would have been secured; if so, the Head of Planning and Development is authorised to determine the application and impose appropriate reasons for refusal under delegated powers.

A recorded vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

For: Councillors Bellamy, D Firth, Pattison, A Pinnock, Simpson, Sokhal and S Hall (7 votes)

Against: (0 votes).

12 Planning Application - Application No: 2019/91121

The Committee gave consideration to Planning Application 2019/91121 Conversion and alterations to existing building to create 27 apartments (Formerly 33 apartments) (Listed Building) 23B, Bradford Road, Dewsbury.

Under the provisions of Council Procedure Rule 37, the Committee received a representation from Mark Ellis (on behalf of the applicant).

RESOLVED -

Delegate approval of the application (full) and listed building consent under application reference: 2019/91120, the issuing of the decision notice to the Head of Planning and Development in order to:

i. Complete the list of conditions including those contained within the considered report including:

Planning Application.

- 1. Three years to commence development.
- 2. Development to be carried out in accordance with the approved plans and documents.
- 3. Sample materials to be provided.
- 4. Measures to manage parking on Bradford Road between the viaduct to the south of the site and Carlton Road to the north and all associated works, together with appropriate Safety Audits.
- 5. Provision of cycle storage facilities prior to occupation.
- 6. Submission of a Travel Plan.
- 7. Submission of a Construction Management Plan.
- 8. Details of the management and maintenance of communal refuse storage areas by a designated private management company.
- 9. Provision of a flood warning system, arrangements for emergency access to the site and egress from the site to a place of safety.
- 10. Details of the management and maintenance schedule for the surface water drainage system.
- 11. Submission of a Noise Mitigation Strategy that has regard to the Listed Buildings and provides a suitable ventilation scheme.
- 12. Control of noise from any fixed mechanical services and external plant and equipment.
- 13. Submission of Land Contamination Remediation Strategy if any contamination is encountered that has not been previously identified.
- 14. Method statement for the creation of a swift colony.
- 15. Comprehensive and detailed hard and soft landscape scheme, including maintenance and management measures.

Listed Building Consent.

- 1. Three years to commence development.
- 2. Development to be carried out in accordance with the approved plans and documents.

- 3. Full Schedule of Works, identifying all of the works inside and outside the buildings.
- 4. Details of the extent and specification (including samples, where necessary) of masonry repair and cleaning.
- 5. Replacement of doors and door frames to the front elevation shall be confined to those doors and door frames demonstrated to the Local Planning Authority to be incapable of repair.
- 6. Taking-in doors to the south courtyard elevation of no.25 Bradford Road shall be confined to those doors demonstrated to the Local Planning Authority to be incapable of repair.
- 7. replacement of windows to the front elevation shall be confined to those frames demonstrated to the Local Planning Authority to be incapable of repair.
- 8. Existing window frames shall not be removed from the buildings until design and joinery details of the replacement frames (at 1/5 scale).
- 9. letter box embossed 'SAMPLES' on the left hand front door of no.23 Bradford Road shall be retained in situ.
- 10. Details of the relocation for the winch built into the third floor structure of no.25 Bradford Road.
- 11. Rainwater gutters, downpipes and external plumbing shall be of cast iron or cast aluminium construction and painted black.
- 12. Details of the conservation rooflights.
- 13. Drawings and specifications for the replacement lime render.
- 14. Level 3 archaeological building record.
- 15. Chimney stacks and pots shall be retained in situ.
- 16. A schedule showing the retention of internal features to the former office spaces.
- 17. Details of all external soil and vent pipes, extractor vents, heater flues, meter boxes, burglar alarms, external lights.
- ii. Secure a S106 agreement to cover the following matters:
 - 1. Public open space provisions including off site commuted sum (£30,779) and future maintenance and management responsibilities of open space within the site.
 - 2. Sustainable Travel Fund (£16,516.50).
 - 3. 15 affordable dwelling units ('Rent to Buy Initiative' operated by the Owner).
 - 4. (£19,769) towards Education requirements arising from the development 5. (£10,000) towards Travel Plan Monitoring Fee, consisting of five payments of £2,000.
- iii. In the circumstances where the S106 agreement has not been completed within 3 months of the date of the Committee's resolution then the Head of Planning and Development shall consider whether permission should be refused on the grounds that the proposals are unacceptable in the absence of the benefits that would have been secured; if so, the Head of Planning and Development is authorised to determine the application and impose appropriate reasons for refusal under Delegated Powers.

A recorded vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

For: Councillors Pattison, A Pinnock, Simpson, Sokhal and S Hall (5 votes)

Against: Councillors Bellamy and D Firth (2 votes)

13 Planning Application - Application no: 2019/94145

The Committee gave consideration to Planning Application 2019/94145 Partial demolition and adaptation of units 01 and 03, erection of 10 industrial units for B1c, B2 and B8 uses, formation of car park for 46 no. vehicles and alterations to access Units 01 and 03, Meltham Mills Industrial Estate, Knowle Lane, Meltham, Holmfirth.

Under the provisions of Council Procedure Rule 37 the Committee received a representation from Nick Willock (on behalf of the applicant).

RESOLVED -

Delegate approval of the application and the issuing of the decision notice to the Head of Planning and Development in order to complete the list of conditions including those contained within the considered report including:

- 1. Time limit for commencement (3 years).
- 2. Works to be done in accordance with approved plans.
- 3. Sightlines onto Knowle Lane to be cleared and retained.
- 4. New access lined and signed for highway safety.
- 5. Hard surfaced areas to be surfaced and drained.
- 6. No demolition / clearance during bird breeding season (unless surveyed).
- 7. Works and enhancement to be done in accordance with findings of the Ecological Reports.
- 8. Lighting Strategy to be provided and recommendations implemented, to prevent harmful light pollution upon neighbouring habitats.
- 9. Contaminated land condition set, to include site investigation, remediation and validation as required (Pre-commencement).
- 10. EV charging points to be provided within the new car park (10% of spaces, unless suitable high speed alternative proposed).
- 11. Drainage Strategy to be submitted for approval by the LPA and implemented (Pre-commencement).
- 12. Temporary drainage provision strategy to be (Pre-commencement).
- 13. Cycle storage details to be provided, approved and implemented.
- 14. Limit the hours for deliveries and dispatches.

A recorded vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

For: Councillors Bellamy, D Firth, Pattison, A Pinnock, Simpson, Sokhal and S Hall (7 votes)

Against: (0 votes).



Contact Officer: Richard Dunne or Andrea Woodside

KIRKLEES COUNCIL

STRATEGIC PLANNING COMMITTEE

Wednesday 15th July 2020

Present: Councillor Steve Hall (Chair)

Councillor Donna Bellamy Councillor Donald Firth Councillor Carole Pattison Councillor Andrew Pinnock Councillor Cathy Scott Councillor Mohan Sokhal

Observers: Councillor Paul Davies

Councillor Nigel Patrick

1 Membership of the Committee

All members of the committee were present.

2 Minutes of the Previous Meeting

The minutes of the meeting held on 24 June 2020 were approved as a correct record.

3 Interests and Lobbying

Councillor A Pinnock declared that he had been lobbied on applications 2019/94094, 2019/94096 and 2020/90302.

4 Admission of the Public

All items on the agenda were taken in public session.

5 Questions by Members of the Public (written questions)

The Committee received the following question.

Agenda item 14 has been brought to the committee as the applicant is a member of staff who works for the investment and regeneration service and that this is in accordance with part 3.7 of the constitution.

Would this mean that all officers and senior officers of the council require to have their planning applications heard by planning committee?

The Senior Legal Officer for Kirklees Council responded on behalf of the Committee to the question.

6 Deputations/Petitions

No deputations or petitions were received.

7 Planning Application - Application no: 2019/94094

The Committee gave consideration to Planning Application 2019/94094 Erection of 2 temporary storage containers and erection of greenhouse and pergola Devour at Woodlands Mill, Luke Lane, Thongsbridge, Holmfirth.

Under the provisions of Council Procedure Rule 37, the Committee received representations from Nick Willock (Agent) and Olivia Robinson (Applicant).

Under the provisions of Council Procedure Rule 36 (3), the Committee received representations from Councillors Nigel Patrick and Paul Davies (ward members).

RESOLVED -

Delegate approval of the application and the issuing of the decision notice to the Head of Planning and Development in order to complete the list of conditions including those contained within the considered report including:

- 1. Development within 3 years.
- 2. Development to be in accordance with the plans.
- 3. Storage container limited permission for 2 years.
- 4. Hours of use for customers and patrons
 - 0900 to 2230 Any Day of the week
- 5. Limitation on music levels.
- 6. In accordance with flood risk assessment.

A recorded vote was taken in accordance with Council Procedure Rule 42(5) as follows:

For: Councillors Bellamy, D Firth, Pattison, A Pinnock, Scott, Sokhal and S Hall (7 votes)

Against: (0 votes).

8 Planning Application - Application no: 2019/94096

The Committee gave consideration to Planning Application 2019/94096 Erection of extension to former mill building Devour at Woodlands Mill, Luke Lane, Thongsbridge, Holmfirth.

Under the provisions of Council Procedure Rule 37, the Committee received representations from Nick Willock (Agent) and Olivia Robinson (Applicant).

Under the provisions of Council Procedure Rule 36 (3), the Committee received representations from Councillors Nigel Patrick and Paul Davies (ward members).

RESOLVED -

1. Delegate approval of the application and the issuing of the decision notice to the Head of Planning and Development in order to complete the list of conditions including those contained within the considered report including:

- i. Development within 3 years.
- ii. Development in accordance with the plans.
- iii. Construction materials.
- iv. In accordance with flood risk assessment.
- v. Construction management plan.
- vi. Submission of details of any extract ventilation.
- vii. Submission of details of any external plant.
- 2. Hours of operation to be in line with the existing planning permission.

A recorded vote was taken in accordance with Council Procedure Rule 42(5) as follows:

For: Councillors Bellamy, D Firth, Pattison, A Pinnock, Scott, Sokhal and S Hall (7 votes)

Against: (0 votes).

9 Planning Application - Application no: 2020/90302

The Committee gave consideration to Planning Application 2020/90302 Variation of conditions 2 (plans) and 15 (opening hours) on previous permission 2018/90876 for the variation of conditions 2 (plans) and 15 (opening hours) on previous permission 2017/91888 for change of use, alterations and extensions to former mill buildings to form mixed use development comprising of food manufacturing, cookery school, cafe, shop, restaurant, cooking demonstration/tasting areas and management offices/suite. Outdoor seating areas, service yard, parking and associated landscaping works Woodlands Mill, Luke Lane, Thongsbridge, Holmfirth.

Under the provisions of Council Procedure Rule 37, the Committee received representations from Nick Willock (Agent) and Olivia Robinson (Applicant).

Under the provisions of Council Procedure Rule 36 (3), the Committee received representations from Councillors Nigel Patrick and Paul Davies (ward members).

RESOLVED -

- 1. Delegate approval of the application and the issuing of the decision notice to the Head of Planning and Development in order to complete the list of conditions including those contained within the considered report including:
 - i. Development to be in accordance with the approved plans.
 - ii. Submission of details to protect the public right of way (PROW) before works commence on the southern building.
 - iii. Protection of PROW before works commence on the southern building.
 - iv. Submission of a construction management plan before works commence on the southern building.
 - v. Development to follow approved Ecological Design Strategy.
 - vi. Development to follow approved invasive species plan.
- vii. Development to follow approved Landscape and Ecological Management Plan.

- viii. Obscure window in southern building.
- ix. Provision of electric charging points.
- x. Restriction on retail floor space.
- xi. No buildings within 3 metres of the water main.
- xii. Phase II report for southern building.
- xiii. Remediation for southern building.
- xiv. Accord with remediation of southern building.
- xv. Validation report for southern building.
- xvi. Restriction on A3 floorspace.
- 2. Hours of operation to be in line with the existing planning permission.

A recorded vote was taken in accordance with Council Procedure Rule 42(5) as follows:

1. A vote to approve the officer recommendation subject to a 12-month temporary permission for the hours of operation.

For: Councillors Pattison, A Pinnock and Sokhal and (3 votes)

Against: Councillors Bellamy, D Firth, Scott and S Hall (4 votes)

2. A vote to approve the officer recommendation subject to maintaining the hours of operation in line with the existing planning permission.

For: Councillors Bellamy, D Firth, Pattison, A Pinnock, Scott and S Hall (6 votes)

Against: (0 votes)

Abstained: Councillor Sokhal

10 Planning Application - Application no: 2020/90026

The Committee gave consideration to Planning Application 2020/90026 Variation of conditions 5 (opening hours) and 6 (noise management plan) on previous application 2016/94001 for erection of extension to and rebuilding of fire damaged winery building Holmfirth Vineyard Ltd, Woodhouse Farm, Woodhouse Lane, Holmbridge, Holmfirth.

Under the provisions of Council Procedure Rule 37, the Committee received representations from Christine Smith, Brian Duckett, Stuart Vendy, Ben Cooper, Susan Jones (objectors), Judith Ford, Lindsey Broughton and Tom Whitehouse (in support), Ian and Rebecca Sheveling (applicants) and David Storrie (agent).

Under the provisions of Council Procedure Rule 36 (3) the committee received representations from Councillors Nigel Patrick and Paul Davies (ward members).

RESOLVED -

That Kirklees Council Planning Services inform the Planning Inspectorate that the Committee would have refused the application for an extension to the hours of

operation for the following reasons outlined in the considered report and the planning update.

The extension to the hours of operation of the premises to midnight on Thursday, Friday, Saturday, Sunday and Bank Holiday Monday would result in an unacceptable reduction in the quality of life and well-being of neighbouring residential occupants due to noise and activities that would be generated from the premises and outdoor areas over this extended period of time. The harmful impact on the residential amenity of neighbouring occupiers would be contrary to the aims of Policies LP24 and LP52 of the Kirklees Local Plan as well as Chapter 12 and 15 of the National Planning Policy Framework.

A recorded vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

For: Councillors Bellamy, D Firth, Scott, Sokhal and S Hall (5 votes).

Against: Councillors Pattison and A Pinnock (2 votes).

11 Planning Application - Application no: 2020/90588

The Committee gave consideration to Planning Application 2020/90588 Erection of two storey rear extension 11, Woodside Lodge, Kirkburton, Huddersfield.

Under the provisions of Council Procedure Rule 42 (5) the Committee received representations from Sue Heppenstall and Nick Willock (objectors) and Malcolm Sizer (on behalf of the applicant).

Under the provisions of Council Procedure Rule 36 (3) the Committee received a representation from Council Bill Armer (ward member).

RESOLVED -

Delegate approval of the application and the issuing of the decision notice to the Head of Planning and Development in order to complete the list of conditions including those contained within the considered report including:

- 1. Standard timeframe for implementation (3 years).
- 2. Development in accordance with plans.
- 3 Materials to match and thereafter be retained.
- 4. Obscure glazing to en-suite window.
- 5. New part of window serving 'bedroom 2' to be non-opening and obscurely glazed.
- 6. 'Guest bedroom' opening obscurely glazed and non-opening.
- 7. Remove permitted development rights for new openings at ground floor facing no. 9

A recorded vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

For: Councillors Pattison, A Pinnock, Scott, Sokhal and S Hall (5 votes).

Against: Councillors Bellamy and D Firth (2 votes).

12 Planning Application - Application no: 2019/93826

The Committee gave consideration to Planning Application 2019/93826 Outline application for the erection of three dwellings adj, Penlee, Holme Lane, New Mill, Holmfirth.

Under the provisions of Council Procedure Rule 36 (3) the Committee received a representation from Councillor Nigel Patrick (ward member).

RESOLVED -

Contrary to the officer recommendation that the application be refused.

The Committee considered that the site was an open field which provided a positive contribution to the character and distinctiveness of the area by reinforcing the semi-rural nature of the wider area and contributing towards providing a green gap between existing areas of built development.

In addition, the proposed development would result in the loss of an open area that would harm the value of the areas visual amenity and would be to the detriment of the area's local character and distinctness.

A recorded vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

For: Councillors Bellamy, D Firth, A Pinnock, Scott, and S Hall (5 votes).

Against: (0 votes).

13 Planning Application - Application No: 2019/93311

The Committee gave consideration to Planning Application 2019/93311 Erection of first floor extension Park Pre-School, 125, High Street, Westtown, Dewsbury.

RESOLVED -

Delegate approval of the application to the Head of Planning and Development in order to complete the list of conditions including those contained within the considered report including:

- 1. Timeframe of 3 years for implementing the development.
- 2. Development to be in accordance with the submitted plans.
- 3. External walls be faced with regular coursed natural stone.
- 4. Hours of use condition.

A recorded vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

For: Councillors Bellamy, D Firth, A Pinnock, Scott and S Hall (5 votes)

Against: (0 votes).

14 Planning Application - Application no: 2020/90584

The Committee gave consideration to Planning Application 2020/90584 Erection of extensions, rear dormers and external alterations 56, St Paul's Road, Mirfield.

RESOLVED -

Delegate approval of the application to the Head of Planning and Development in order to complete the list of conditions including those contained within the considered report including:

- 1. Timeframe of 3 years for implementing the development.
- 2. Development to be in accordance with the submitted plans.
- 3. No openings in the South West and North East (side) elevations of the rear extension.
- 4. External walls of the application property shall be faced in cream coloured render.
- 5. Two off street parking spaces be provided in accordance with the approved block plan before the extensions are occupied

A recorded vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

For: Councillors Bellamy, D Firth, A Pinnock, Scott and S Hall (5 votes)

Against: (0 votes)



Contact Officer: Richard Dunne or Andrea Woodside

KIRKLEES COUNCIL

STRATEGIC PLANNING COMMITTEE

Wednesday 29th July 2020

Present: Councillor Steve Hall (Chair)

Councillor Donna Bellamy Councillor Donald Firth Councillor Carole Pattison Councillor Andrew Pinnock Councillor Cathy Scott Councillor Mohan Sokhal

Observers: Councillor Habiban Zaman

1 Membership of the Committee

All members of the committee were present.

2 Interests and Lobbying

Cllrs Bellamy, D Firth, Pattison, A Pinnock, Scott, Sokhal and S Hall declared that they had been lobbied on item 6 (Definitive Map and Statement of Public Rights of Way. Re-assessment of legal status of Huddersfield 231, Nether Moor Farm, South Crosland).

Cllrs Sokhal, A Pinnock, Bellamy, Scott and S Hall declared that they had been lobbied on application 2019/93246.

3 Admission of the Public

All items on the agenda were taken in public session.

4 Public Question Time

No questions were asked.

5 Deputations/Petitions

No deputations or petitions were received.

Definitive Map and Statement of Public Rights of Way. Re-assessment of legal status of Huddersfield 231, Nether Moor Farm, South Crosland.

The Committee considered a report that re-considered the evidence following the quashing of Kirklees Council (Huddersfield Public Bridleway 231- Sandy Lane to Nether Moor Road, South Crosland) Public Path Modification Order 2018.

The report outlined the context and background to the matter, information required to take a decision, next steps and officer recommendations and reasons.

Under the provisions of Council Procedure Rule 37, the Committee received representations from Rebecca Johnson, Michael France, Andy Leader, Sharon Gunson, Margaret Dale, Robert Singleton, Helen Stewart, Alex Davidson, Sue Chadwick, Paul Chadwick, Janet McCrorie, Andrea Whitham, Deborah Lau, Sue Wormald, Lorna Atkinson, Beverley Corrigan, Mary Wilkinson, Cathy Kaminski, Chris Street, Diane Redmond, Helen Smith, Jane Whittell, Darren Smith and Cosima Towneley (in support of the officer recommendation) and Andy Dunlop (who objected to the recommendation).

RESOLVED -

- 1. That the Service Director, Legal, Governance and Commissioning be authorised to make and seek confirmation of a Definitive Map Modification Order to downgrade the recorded status 13 of Huddersfield 231 from Byway Open to All Traffic to public bridleway under sections 53(2)(b) and 53(3)(c)(ii) of the Wildlife and Countryside Act 1981 and;
- 2. That any Order vary the particulars shown in the Statement accompanying the Definitive Map to record limitations including a gate and stile at point B on the plan at item 2 in appendix A to the considered report, and two removable bars, poles or rails at points D and E.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

For: Councillors Bellamy, D Firth, Pattison, A Pinnock, Scott, Sokhal and S Hall (7 votes).

Against: (0 votes).

7 Planning Application - Application no: 2019/94051

The Committee gave consideration to Planning Application 2019/94051 Outline application of up to 39 dwellings and associated works Land off Burn Road, Huddersfield.

RESOLVED -

Delegate approval of the application and the issuing of the decision notice to the Head of Planning and Development in order to:

- 1. Complete the list of conditions including those contained within the considered report including:
- 1. Standard outline condition 1 (submission of reserved matters).
- 2. Standard outline condition 2 (implementation of reserved matters).
- 3. Standard outline condition 3 (reserved matters submission time limit).
- 4. Standard outline condition 4 (reserved matters implementation time limit).
- 5. Contaminated land investigation and appropriate remediation pre-commencement conditions.
- 6. Full drainage scheme to be provided prior to commencement.

- 7. Overland flow routing plan to be provided prior to commencement.
- 8. Temporary surface water drainage plan to be provided prior to commencement.
- 9. Noise mitigation.
- 10. Construction environmental management plan.
- 11.EV Charging Points.
- 12.Layout to include Arboricultural Impact and Methodology assessments.
- 13. Affordable housing contribution.
- 14. Education contribution.
- 15. Public open space and local area of play contribution.
- 16.Metro contribution.
- 17. Ecological Impact Assessment, to include 10% net gain.
- 18. Done in accordance with FRA.
- 19.PROW works to be detailed at Reserved Matters stage.
- 20.Internal adoptable roads details to be provided prior to development commencing.
- 21. Construction management plan to be provided prior to determination. 22. Private parking areas to be provided.
- 23. Travel Plan to be provided.
- 24. Structural details provided for retaining walls adjacent to the highway/
- 2. Secure a S106 agreement to cover the following matters:
 - i. Financial contribution towards off-site improvement works along the Halifax Road
 - ii. Management and maintenance of surface water features, prior to adoption.
- 3. Pursuant to point (2) above, in the circumstances where the S106 agreement has not been completed within 3 months of the date of the Committee's resolution then the Head of Planning and Development shall consider whether permission should be refused on the grounds that the proposals are unacceptable in the absence of the benefits that would have been secured; if so, the Head of Planning and Development is authorised to determine the application and impose appropriate reasons for refusal under Delegated Powers.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

For: Councillors Pattison, Scott, Sokhal and S Hall (4 votes)

Against: Councillors Bellamy, D Firth and A Pinnock (3 votes)

8 Planning Application - Application no: 2020/90348

The Committee gave consideration to Planning Application 2020/90348 Erection of warehouse unit (B8) and alterations to Chapel Street land at, Chapel Street, Taylor Hill, Huddersfield.

Under the provisions of Council Procedure Rule 37, the Committee received a representation from Jeremy Child (agent).

RESOLVED -

Delegate approval of the application and the issuing of the decision notice to the Head of Planning and Development in order to:

- 1. Complete the list of conditions including those contained within the considered report including:
 - 1. Three-year time limit.
 - 2. To be undertaken in accordance with the plans.
 - 3. Contaminated land condition set, requiring investigation and appropriate remediation (pre-commencement).
 - 4. Landscaping strategy and management plan.
 - 5. Material samples to be provided.
 - 6. Goods vehicle movements and forklift trucks hours controlled.
 - 7. Waste storage area details provided, implemented and retained.
 - 8. Updated Landscape and Ecological Management Plan to be provided, prior to development commencing, for ecology, visual amenity and residential amenity.
 - 9. Works to be done in accordance with Bat Survey and Great Crested Newt Method Statement recommendations.
 - 10. Lighting strategy, for amenity and ecology.
 - 11. Remove PD rights for change of use to B1.
 - 12. Parking spaces to be provided.
 - 13. EV Charging Point
- 2. Secure a S106 agreement to cover the following matters:
 - Secure the management and maintenance arrangement covenant for the access
- 3. Pursuant to point (2) above, in the circumstances where the S106 agreement has not been completed within 3 months of the date of the Committee's resolution then the Head of Planning and Development shall consider whether permission should be refused on the grounds that the proposals are unacceptable in the absence of the benefits that would have been secured; if so, the Head of Planning and Development is authorised to determine the application and impose appropriate reasons for refusal under Delegated Powers.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

For: Councillors Bellamy, D Firth, Pattison, A Pinnock, Scott, Sokhal and S Hall (7 votes)

Against: (0 votes)

9 Planning Application - Application no: 2019/93246

The Committee gave consideration to Planning Application 2019/93246 Installation of 2 fibre cabins, twelve air conditioning units, two generators and perimeter fence Land to the south of Jack Lane, Dewsbury.

Under the provisions of Council Procedure Rule 37 the Committee received representations from Nick Willock (on behalf of objectors), Lauren Knox (agent) and Stephen Moore (on behalf of the applicant).

Under the provisions of Council Procedure Rule 36 (3) the Committee received a representation from Cllr Habiban Zaman (local ward member).

RESOLVED -

That consideration of the application be deferred to allow further discussions to take place between the applicant, the mosque and officers regarding the loss of the parking provision.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

For: Councillors Bellamy, D Firth, Pattison, A Pinnock, Scott, Sokhal and S Hall (7 votes).

Against: (0 votes).

10 Planning Application - Application no: 2019/93237

The Committee gave consideration to Planning Application 2019/93237 Erection of stable block Springfield Farm, 15, Moorside, Cleckheaton.

RESOLVED -

Delegate approval of the application and the issuing of the decision notice to the Head of Planning and Development to complete the list of conditions including those contained within the considered report including:

- 1. Standard 3-year timeframe for commencement of development.
- 2. Development to be completed in accordance with the submitted plans and specifications.
- 3. The use of the stables restricted to the private use of the residents of Springfield Farm, 15 Moorside only.
- 4. The submission of a waste management scheme.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

For: Councillors Bellamy, D Firth, Pattison, Sokhal and S Hall (5 votes).

Against: Councillors A Pinnock and Scott (2 votes).

11 Planning Application - Application no: 2020/90020

The Sub Committee gave consideration to Planning Application 2020/90020 Erection of two storey side extension and external alterations 9, Kirkstone Drive, Gomersal, Cleckheaton.

Under the provisions of Council Procedure Rule 36 (3) the Committee received a representation from Cllr Michelle Grainger-Mead (Local ward member).

RESOLVED -

Delegate approval of the application and the issuing of the decision notice to the Head of Planning and Development in order to complete the list of conditions including those contained within the considered report including;

- 1. Standard timeframe for implementation of development (3 years).
- 2. Development in accordance with the submitted plans.
- 3. External walls to be finished in stone to the front, render to the side and brick to the rear. Render to be of a similar colour to that on the host property and applied before the extension is first brought into use.
- 4. Roofing materials to match existing.
- 5. No new openings in the side elevation of the extension.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

1. A vote to refuse the application.

For: Councillors Bellamy, D Firth and A Pinnock (3 votes).

Against: Councillors Pattison, Scott, Sokhal and S Hall (4 votes)

2. A vote to approve the application

For: Councillors Pattison, Scott, Sokhal and S Hall (4 votes)

Against: Councillors Bellamy, D Firth and A Pinnock (3 votes).

12 Planning Application - Application no: 2020/91191

The Sub Committee gave consideration to Planning Application 2020/91191 Installation of incline platform lift and associated works 65, Banks Road, Linthwaite, Huddersfield.

RESOLVED -

Delegate approval of the application and the issuing of the decision notice to the Head of Planning and Development in order to complete the list of conditions including those contained within the considered report including:

- 1. Time limit for commencement (3 years).
- 2. Works to be done in accordance with approved plans.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

For: Councillors Bellamy, D Firth, Pattison, A Pinnock, Scott, Sokhal and S Hall (7 votes)

Against: (0 votes)

13 Planning Application - Application no: 2018/92309

The Committee gave consideration to Planning Application 2018/92309 Reserved Matters application (pursuant to outline application 2016/93411) for residential development of 41 dwellings Land to rear of 125 Helme Lane, Meltham, Holmfirth.

Under the provisions of Council Procedure Rule 37, the Committee received representations from Graeme Haigh (agent), Alistair Flatman (on behalf of the applicant) and Richard Conroy (applicant).

Under the provisions of Council Procedure Rule 36 (3) the committee received a representation from Cllr Terry Lyons (Local ward member).

RESOLVED -

Delegate approval of the application and the issuing of the decision notice to the Head of Planning and Development in order to:

- Complete the list of conditions including those contained within the considered report including:
- 1. Development to be carried out in accordance with the approved plans and specifications.
- 2. Submission of a Construction Management Plan.
- 3. Submission of details relating to internal adoptable roads.
- 4. Cycle parking provision to be provided within the site.
- 5. Provision of visitor parking spaces.
- 6. Specification of Electric Vehicle charging points.
- 7. Details of surfacing and drainage of parking areas.
- 8. Provision of waste storage and collection.
- 9. Implementation of Arboricultural Method Statement.
- 10. Details of additional tree works.
- 11. Submission of Flood Risk and Drainage details.
- 12. Crime prevention measures.
- 13. Boundary treatments.
- 14. External lighting.
- 15. Full Landscaping scheme.
- 16. Biodiversity enhancement, net gain and Ecological Design Strategy / Landscape and Ecological Management Plan.
- 17. Removal of permitted development rights.

- 2. Secure a Section 106 agreement to cover the following matters:
 - i. Affordable housing six affordable housing units (four social rent, two discount market sale) to be provided in perpetuity.
 - ii. Open space £62,742 contribution towards off-site provision.
 - iii. Education £30,712 contribution.
- iv. Sustainable transport Measures to encourage the use of sustainable modes of transport, including a £40,000 contribution towards Meltham Greenway.
- v. Management The establishment of a management company for the management and maintenance of any land not within private curtilages or adopted by other parties, and of infrastructure (including surface water drainage until formally adopted by the statutory undertaker).
- vi. Viability Financial viability review mechanism to capture surplus in light of improved sales values.
- 3. Pursuant to point (2) above, in the circumstances where the Section 106 agreement has not been completed within three months of the date of the Committee's resolution then the Head of Planning and Development shall consider whether permission should be refused on the grounds that the proposals are unacceptable in the absence of the mitigation and benefits that would have been secured; if so, the Head of Planning and Development is authorised to determine the application and impose appropriate reasons for refusal under Delegated Powers.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows:

For: Councillors Bellamy, D Firth, Pattison, A Pinnock, Scott, Sokhal and S Hall (7 votes)

Against: (0 votes).