

Public Document Pack



**Service Director – Legal, Governance and
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Wednesday 10 March 2021

Notice of Meeting

Dear Member

Overview and Scrutiny Management Committee

The **Overview and Scrutiny Management Committee** will hold a **Virtual Meeting - online** at **2.00 pm** on **Thursday 18 March 2021**.

This meeting will be live webcast. To access the webcast please go to the Council's website at the time of the meeting and follow the instructions on the page.

The items which will be discussed are described in the agenda and there are reports attached which give more details.

A handwritten signature in black ink, appearing to read 'Julie Muscroft', on a light-colored background.

Julie Muscroft

Service Director – Legal, Governance and Commissioning

Kirklees Council advocates openness and transparency as part of its democratic processes. Anyone wishing to record (film or audio) the public parts of the meeting should inform the Chair/Clerk of their intentions prior to the meeting.

The Overview and Scrutiny Management Committee members are:-

Member

Councillor Elizabeth Smaje (Chair)

Councillor Andrew Cooper

Councillor Harpreet Uppal

Councillor Habiban Zaman

Councillor Andrew Marchington

Agenda

Reports or Explanatory Notes Attached

Pages

1: Membership of Committee

To receive apologies for absence of Members who are unable to attend the meeting.

2: Minutes of Previous Meeting

1 - 6

To approve the Minutes of the meeting of the Committee held on 11th February 2021.

3: Interests

7 - 8

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

4: Admission of the Public

Most debates take place in public. This only changes when there is a need to consider certain issues, for instance, commercially sensitive information or details concerning an individual. You will be told at this point whether there are any items on the Agenda which are to be discussed in private.

5: Deputations/Petitions

The Committee will receive any petitions and hear any deputations from members of the public. A deputation is where up to five people can make a submission on a particular issue on which the Council has powers or duties.

A member of the public can also hand in a petition at the meeting but that petition should relate to something on which the body has powers and responsibilities.

In accordance with Council Procedure Rule 10 (2), members of the public should provide at least 24 hours' notice of presenting a deputation.

6: Public Question Time

The meeting will hear any questions from the general public.

Due to current covid-19 restrictions, members of the public may submit written questions to the Committee. Questions should be emailed to executive.governance@kirklees.gov.uk no later than 10.00 a.m. on 17th March 2021.

In accordance with Council Procedure Rules:-

- 51(10) - each person may submit a maximum of 4 written questions.
 - 11(5) - the period allowed for the asking and answering of public questions will not exceed 15 minutes
-

7: Local Flood Risk Management - Annual Review

9 - 20

The Committee will be asked to consider the annual report in respect of progress against the Action Plan of the Kirklees Local Flood Risk Management Strategy. The report also informs Members of the proposed revision of the local strategy to ensure that it is consistent with the new national strategy, published in August 2020.

Contact:
Rashid Mahmood,
Flood Manager, Planning and Development

8: Place Based Working Group - Progress

A verbal update will be given in respect of the progress made by the Place Based Working Group since the last update to the Committee in August 2020.

Contact:
Sheila Dykes,
Principal Governance and Democratic Engagement Officer

9: Establishment of Ad Hoc Scrutiny Panel - Residential Housing Stock Health and Safety Compliance 21 - 24

The Committee will be asked to consider a proposal to establish an Ad Hoc Scrutiny Panel to look at Residential Housing Stock Health and Safety Compliance.

Contact:
Sheila Dykes,
Principal Governance and Democratic Engagement Officer

10: Work Programme 2020/21 25 - 26

To give consideration to the Committee's Work Programme.

Date of next meeting: 15th April 2021

Contact:
Sheila Dykes,
Principal Governance and Democratic Engagement Officer

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Contact Officer: Sheila Dykes

KIRKLEES COUNCIL

OVERVIEW AND SCRUTINY MANAGEMENT COMMITTEE

Thursday 11th February 2021

Present: Councillor Elizabeth Smaje (Chair)
Councillor Andrew Cooper
Councillor Andrew Marchington
Councillor Harpreet Uppal
Councillor Habiban Zaman

Observers: Councillor Paul Davies

110 Membership of Committee

All Members of the Committee were in attendance.

111 Minutes of Previous Meeting

That the Minutes of the meeting held on 3rd December 2020 be agreed as a correct record.

The Chair provided updates to Members, as follows:

- In respect of the Domestic Abuse Strategy; the information requested in respect of repeat calls had been circulated to Members of the Committee. It had confirmed that the police data indicated that repeat victim and repeat suspect rates in Kirklees remained stable and at similar levels to the same time last year and had been relatively stable for the last 3-4 years. (Minute 97, 29th October 2020).
- In relation to the Council's response to Covid-19; as requested, consideration had been given to using the opportunity provided by the implementation of mass community testing to disseminate information in relation to support services and this was being done through written material as well as staff conversations and discussions with those accessing testing. This primarily related to immediate COVID related support but would be varied as a route to providing other key information and receiving feedback. With regards to vaccination sites, work was underway with NHS colleagues to look at how to make the most of this opportunity. However at the present time the key information people needed to take away was that they must still follow the public health guidance despite having their vaccinations. (Minute 106).
- The development of the Kirklees Climate Commission continued to follow the process set out to the 3rd December meeting;
 - The first Advisory Panel meeting had taken place on 29th January 2021, chaired by Professor Andy Gouldson (University of Leeds and Chair, Leeds Climate Commission) and with the Council represented by Councillor Davies (the Portfolio Holder) and Colin Parr (Strategic Director, Environment and Climate Change).
 - The second meeting was arranged for 26th February.

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- It was anticipated that there would be one or two further meetings to agree the Terms of Reference and the process for appointing full Commission Members along with initial work priorities.
- After an appointment process it was expected that the full Commission would launch in May 2021 (Minute 107).
- The Economy and Neighbourhoods Scrutiny Panel had considered the Additional Restrictions Grant Scheme at its meeting on 21st January 2021 and made a number of recommendations in relation to the need for a focus on those in the self-employed creative sector, engagement with businesses and effective communication with applicants (Minute 109).

112 **Interests**

No interests were declared.

113 **Admission of the Public**

All items were considered in public session.

114 **Deputations/Petitions**

No deputations or petitions were received.

115 **Public Question Time**

No public questions were received.

116 **Culture, Heritage and Tourism Strategies**

Adele Poppleton, Head of Culture and Tourism, and Deborah Marsland, Museums and Galleries Manager, were in attendance to present a report in respect of the development of three inter-related strategies; a Cultural Strategy, a Heritage Strategy and a Tourism Strategy. Councillor Paul Davies, the Portfolio Holder for Culture and Greener Kirklees was also in attendance.

Representations and submissions were read out on behalf of the Friends of Spen Beck and Mann Dam; the Red House Heritage Group; and Environment Kirklees and the Three Valleys Nature Park. These had also been circulated to the Members of the Panel prior to the meeting.

Adele welcomed the submissions and explained that the strategies were at an early stage of development. She informed Members that work was already being undertaken with the Red House Heritage Group and she would put the Friends of Spen Beck and Mann Dam in touch with the relevant officers, in the Parks and Streetscene department, in respect of woodland planting. She also undertook to respond and engage directly with these groups in respect of the issues they raised and to ensure that they were involved in the development of the strategies.

The presentation included:

- An overview of the proposals to develop three separate, but interlinked, strategies, connected by the wish to explore, tell and promote the district's stories. The focus would be on people and stories, not just buildings and physical assets.
- Definitions of 'culture' 'heritage' and 'tourism'.

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- The range of benefits that could be achieved through investment in culture, heritage and tourism.
- The inherent nature of creativity and the contribution that creative activity and engagement could make to people's wellbeing.
- The need for the strategies.
- The plan for recovery from the significant impact of the pandemic on this sector, both locally and at a West Yorkshire level.
- The key underlying approaches, principles and themes for the Heritage Strategy; which was the most advanced in terms of its development.
- The key themes and aims for the Cultural Strategy.
- The key themes for the Tourism Strategy and the links being made to the 'Yorkshire' brand, in partnership with 'Welcome to Yorkshire'.
- The timescales for the development of the three strategies.

Questions and comments were invited from Committee Members and the following key issues were covered during discussion:

- The integration of past heritage with links to the present and future was important. In respect of textiles, this could be seen in the development of cutting-edge textile design and technology in Kirklees. The heritage of the district in terms of engineering excellence should also be included.
- The involvement of communities was important. Strong communication and ensuring understanding of what culture meant and the range of benefits it could bring would be key and may prove to be a challenge.
- An events calendar to bring together information on all the activities and dates for all interests and groups would be helpful, providing clarity on what was being offered and when.
- Linkages with walking and cycling routes to local places and businesses, such as cafes, pubs, microbreweries and signs to direct people to places of interest would be beneficial. This would also assist local people to explore and understand their area.
- The impact of culture and heritage on good mental health and wellbeing was recognised and there was an important link to be made with the move towards social prescribing.
- It was vital that the capacity to deliver the ambitions of these strategies was considered. Good communication and publicity would also be important.
- The focus on stories of peoples' lives, not just buildings and structures, was welcomed as was the celebrating radicals and rebels theme. Migration was also an important element of the district's history.
- There were a number of nice places within the urban areas which would benefit from some improvement; parts of the canal path being a good example.
- A significant amount of this work had been done before and it was questioned what was new with the proposed approach and strategies. Initiatives had been delivered in the past and had made an impact with communities but had not been sustained. This could cause potential difficulties in re-engagement of community groups. It was essential that there was a sufficient level of resources and to ensure sustainability.

Overview and Scrutiny Management Committee - 11 February 2021

- It was considered that the first Woven Festival had been too centred on certain areas and had not encompassed the vast and rich range of experience and heritage across many of the other areas in Kirklees.

Councillor Davies said that the proposals were exciting and the Authority would seek to engage and work with communities and focus on people; it was crucial that this was inclusive. There was a wish to use the work undertaken in the past in a positive way, as a basis to build on and enhance.

In responding to the issues raised Adele explained that:

- A calendar of events did already exist but an integral part of the strategy would be to improve communication and marketing of the offer.
- Linking walking and cycling routes with places of interest and local services was a good idea. It was noted that signage did not necessarily have to be a physical feature and could be provided through digital means.
- Capacity was a key consideration in this work. The strategies aimed to encourage partnership working and collaboration to help find innovative ways to increase the capacity and resources to facilitate delivery. They would also provide a clear statement for investors and to access funding streams.
- Diversity and inclusion would be a key strand throughout the strategies and there would be a need to engage with the community to build upon the existing collections of stories and objects/artefacts to illustrate those stories.
- The period of austerity in public spending and the necessary prioritisation of limited resources had meant that this sector had suffered cuts in funding. However, a period of growth was now in evidence and the work undertaken, and the lessons learned, in the past would be used and evolved for the future.
- The first Woven Festival had been developed within a short timescale; and the need ensure a wider reach would be addressed on the next occasion.

Further comments were made as follows:

- Ward Councillors should be engaged and consulted; they were in the position to be able to provide information about local history, community groups and grassroots organisations in their areas.
- It was considered that these strategies would form part of the recovery from the pandemic and should be seen in that context.
- The close links with health had not been fully reflected in the report.
- There was a need for the Council's Heritage Champion to have a higher profile.
- It was important that the experiences of the present were captured to provide an historic record for the future.
- Investment in the quality of footpaths/ canal towpaths would be welcomed; such measures would link in with a number of other strategies, such as those associated with green travel and health.
- There was a need to ensure that young people and local people could access and felt a connection with the tourism and culture offer and could benefit from what was available.

Adele acknowledged that work was needed to identify the barriers that prevented people from accessing local culture and what could be done to break them down.

RESOLVED –

- (1) That the Head of Culture and Tourism and the Museums and Galleries Manager be thanked for their interesting and informative presentation.
- (2) That the draft documents for each strategy be submitted to the Committee for further consideration, in due course.
- (3) That the Head of Culture and Tourism be asked to respond to, and engage with, the groups that made submissions to the Committee.
- (4) That officers be requested to consider the points and suggestions raised by the Committee and that they be used to inform the development of the Culture, Heritage and Tourism Strategies.

117 Work Programme 2020/21

It was reported that the Peer Review Update report had been deferred until Autumn, in light of the necessary re-prioritisation of activities and resources associated with the pandemic response. The Committee would maintain an oversight of the approach to working with the voluntary and community sectors in the interim.

The Work Programme for 2020/21 was noted.

118 Any Other Business

The Chair reported on the following urgent decisions:

- A report in relation to the establishment of a Community Champions Grant Scheme had been submitted to Cabinet on 15th December 2020. It had been agreed that the item would be exempt from call-in due to the very short timeframe for implementation, which was also impacted by the Christmas period. A request had been made that an update be provided to the Health and Adult Social Care Scrutiny Panel at its next meeting.
- An urgent officer delegated decision had been made by Rachel Spencer-Henshall, as Director of Public Health, on 16th December 2020 to allow Kirklees to enter into a collaborative agreement with the Department of Health and Social Care to deliver Covid-19 community testing. It had been agreed that the item would be exempt from call-in, due to the emergency situation and the need to enter into the agreement before delivery of the programme (beginning the following day). A request was made that an update be provided to the Health and Adult Social Care Scrutiny Panel.

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KIRKLEES COUNCIL			
COUNCIL/CABINET/COMMITTEE MEETINGS ETC			
DECLARATION OF INTERESTS			
Overview & Scrutiny Management Committee			
Name of Councillor			
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
- (b) either -

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

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.

Name of meeting: Overview and Scrutiny Management

Date: 18 March 2021

Title of report: Kirklees Local Flood Risk Management - Annual Review

Purpose of report: To consider annual progress against the action plan of the Kirklees Local Flood Risk Management Strategy (the Strategy),

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?	N/A
Key Decision - Is it in the <u>Council's Forward Plan (key decisions and private reports)</u> ?	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	David Shepherd
Is it also signed off by the Service Director for Finance?	N/A
Is it also signed off by the Service Director for Legal Governance and Commissioning?	N/A
Cabinet member portfolio	Cllr McBride

Electoral wards affected: All

Ward councillors consulted: No consultations have been carried out

Public or private: Public

Has GDPR been considered? Yes

1. Summary

- The Council, as Lead Local Flood Authority, has a legal duty under the Flood and Water Management Act 2010 to produce, implement and monitor a Local Flood Risk Management Strategy (Local Strategy).
- £340K of Community and Business DEFRA Grant Support was provided to flood victims in 2020 following Storm Ciara/Dennis in February 2020.
- A West Yorkshire Innovative Resilience Fund bid was submitted in January 2021 for £9.8million. A successful bid will provide the necessary funding to scale up the Community and Voluntary Sector and Natural Flood Management works in Kirklees.
- Property Flood Resilience DEFRA Grant was launched in January 2021 to hopefully make 170 properties flooded due to Storm Ciara/Dennis better protected.
- Member's views on the **Progress and Implementation Plan (2020/21)** in delivery the Local Strategy will be helpful in directing resources towards the most appropriate priorities.
- Members view on the revision of the existing Local Strategy.

2. Information required to take a decision

The Local Strategy was refreshed in 2019 to provide an up to date evidence base to support the measures identified in the action plan. Actions completed since the 2013 Strategy, now embedded in routine processes, have been removed from the current Strategy, which now focuses on delivering 11 revised actions. The rationale behind this and details of progress against the action plan are outlined in a "**Progress and Implementation Plan (2020/21)**" included in Appendix A, which summarises the work carried out in support of the Action Plan.

The Local Strategy summarises the duties, responsibilities and actions that the Council will embrace to manage local sources of flood risk. The emphasis in the early years of the Strategy was to establish data collection systems and to carry out flood risk assessments of the highest risk areas in the district. With this work complete, or well under way.

The Flood and Water Management Act 2010 (FWMA) places a statutory duty on the Environment Agency to develop a National Flood and Coastal Erosion Risk Management Strategy for England (National Strategy). This strategy describes what needs to be done by all risk management authorities (RMAs) involved in flood and coastal erosion risk management for the benefit of people and places.

A revised National Strategy was published in July 2020 and was formally adopted by government in September 2020. Risk Management Authorities which include Kirklees must take the Strategy into account in their activities.

The themes within the National Strategy that we would consider to align within a new Local Strategy include:

- Emphasis on nature based solutions
- A greater focus on creating resilient communities
- Adaptive pathways – being agile to new climate hazards
- A build-back better approach
- Extend the support to local communities
- Align incident response and recovery strategy

The FWMA requires the Council's Local Strategy must be consistent with the National Strategy. It is recommended that the Local Strategy be revised to ensure it remains consistent with the National Strategy. As part of this we would consult all risk management authorities that that maybe affected by the strategy, Members and the public. We would hope to start the process in new financial year and aim to have a new strategy adopted by 2021/22.

3. Implications for the Council

- **Working with People**

A key part of the Strategy is and will continue to with communicates and include educating local residents. Many of the actions in the current Strategy, under the umbrella of “Community Engagement”, involve information exchange with residents, businesses and ward councillors, explanation of responsibilities and encouragement of self-help to enable house-holders and business to understand, and manage, the flood risk they face.

- **Working with Partners**

The Council will continue to work proactively with other Risk Management Authorities, including the Environment Agency and Yorkshire Water, to share information and good practice with neighbouring authorities, develop joint initiatives and provide clarity to communities on the responsibilities for the management of flood risk.

- **Place Based Working**

The Strategy will recognise the diversity of the district and the actions identified in the Strategy pay regard to the needs of each community. The assessment tool which has been developed to prioritise the areas at higher levels of flood risk recognises local infrastructure and prioritises investment in deprived communities. The community engagement programme has been designed as a bespoke process, tailored to the requirements of a variety of communities.

Public engagement in drafting a new strategy will ensure business, community and voluntary sector can make representations and feed into shaping it.

- **Climate Change and Air Quality**

The Strategy, by definition, will deliver a local approach to managing the impacts of climate change in relation to flooding. Flood mitigation improvement schemes, funded by national flood grant, include allowances for increased rainfall from the impact of future climate change.

The Strategy will make further emphasis on the need for Natural Flood Management techniques that can store and slow water running off land in response to a rainfall to help reduce flood levels downstream. This can include tree planning. This will help to contribute to the vision set out in the Kirklees Climate Emergency

Recommendations made through the planning process for drainage provision on new development sites also “future-proof” against climate change impacts.

- **Improving outcomes for children**

No impact.

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

N/A

Do you need an Integrated Impact Assessment (IIA)?

N/A

4. Consultees and their opinions

No specific consultation has been carried out on this annual report. Extensive public, member and general stakeholder consultation was carried out for the original 2013 Strategy. Proportionate levels of consultation are carried out when implementing actions in the Strategy.

5. Next steps and timelines

To continue to progress the measures in the action plan and to consider the views expressed by Overview and Scrutiny Committee.

6. Officer recommendations and reasons

Members are asked to note the progress in 2020/21 and planned actions for 2021/22 in the current Kirklees Local Flood Risk Management Strategy.

To support the review of the National Strategy and support any revisions to the existing Local Strategy in 2021/22 with a new Local Flood Risk Management Strategy implemented in 2022.

7. Cabinet Portfolio Holder's recommendations

This has been supported by the Portfolio Holder.

8. Contact officer

Rashid Mahmood, Flood Manager, Planning and Development

Email: rashid.mahmood@kirklees.gov.uk

Tel: 01484 221000

9. Background Papers and History of Decisions

Original Strategy <http://www.kirklees.gov.uk/beta/flooding-and-drainage/pdf/FloodRiskStrategy.pdf>

10. Service Director responsible

Joanne Bartholomew, Service Director for Growth and Housing

Email: Joanne.Bartholomew@kirklees.gov.uk

Tel: 01484 221000

Appendix A

Progress and Implementation Plan 2020/21 – 21/22

The “Annual Progress and Implementation Plan”

Progress against the 32 actions in the 2013 Strategy have previously been reported annually through the Councils Overview and Scrutiny process using a “traffic light system”. A substantial amount of work has been carried out over the last few years which has improved both the Councils evidence base and the local infrastructure to help manage local flood risk. Much of this work has not been reported through the annual review and it is appropriate now to highlight progress made with such initiatives. The approach, since 2019, has been to move away from rigid reporting against the action plan to summarising the work carried out in the previous year, with reference to the action plan. The annual reporting mechanism is now through this ‘**Annual Progress and Implementation Plan**’. The plan provides more specific details on

- The current understanding of the location and extent of local flood risk
- progress against the Local Strategy objectives
- a record of works and studies carried out in the previous year, which are relevant to the Local Strategy objectives
- Working with Planning colleagues to influence planning decisions to take account of flood risk
- priorities for the forthcoming year

The Plan gives a clearer appreciation of what the council needs to do, how it intends to do it and what it has actually done.

1. Last Analysis of the Location and Size of Flood Risk in Kirklees (on a ward basis)

Note: Numerous datasets are available which provide information on flood risk and are based on high-level assumptions which may under or over-estimate flood risk in some locations. However, the table gives an overview of our current assessment of the numbers of properties at risk from rainfall events that have a 1% chance of occurring in any given year (1% AEP). **The 1% AEP flood is the level of risk that the Government currently judges to be an “acceptable” level of risk.**

The actual risk to individual properties can only be determined through detailed local flood studies. A significant number of additional properties are also at risk from flooding from blocked or collapsed underground drainage systems, particularly in urban areas.

Although many properties will be at risk from both river and surface water flooding, it is possible that flooding from each source could happen during different rainfall events. The “Total” numbers at the right hand side of the table provide an indication of the maximum number of properties at risk but, inevitably, includes some double-counting of properties.

Ward	Fluvial (river) risk		Surface Water risk		Total at risk from both Sources	
	Homes	Businesses	Homes	Businesses	Homes	Businesses
Almondbury	130	6	251	13	381	19
Ashbrow	72	11	198	38	270	49
Batley East	9	54	237	94	246	148
Batley West	0	6	198	49	198	55
Birstall and Birkenshaw	31	2	242	47	273	49
Cleckheaton	236	30	249	73	485	103
Colne Valley	88	28	462	84	550	112
Crosland Moor and Netherton	1	4	229	39	230	43
Dalton	651	172	347	81	998	253
Denby Dale	6	11	197	36	203	47
Dewsbury East	3	73	242	129	245	202
Dewsbury South	2	7	181	34	183	41
Dewsbury West	69	77	343	33	412	110
Golcar	16	27	336	68	352	95
Greenhead	22	9	425	58	447	67
Heckmondwike	52	18	279	35	331	53
Holme Valley North	130	61	341	55	471	116
Holme Valley South	42	38	304	73	346	111
Kirkburton	30	11	192	30	232	41
Lindley	0	0	197	10	197	10
Liversedge and Gomersal	122	26	251	28	373	54
Mirfield	58	38	407	24	465	62
Newsome	164	91	193	115	357	206
Totals	1934	800	6301	1246	8235	2046

2. Progress against the Actions Delivering the Objectives in the 2019 Strategy

Note: The outstanding measures from the 2013 Strategy form the basis of the action plan in the updated 2019 Strategy and are outlined below:

Ref.	Measure	How will we measure success?	Timescale for the Action	Actions from February 2020	Planned Actions up to March 2022
1.1	Assessment of High Flood Risk Locations	<ul style="list-style-type: none"> Complete the assessment of the highest risk locations Have a clear understanding of the type and size of flood risk at each location 	Ongoing	<ul style="list-style-type: none"> A district-wide study of surface water flood risk locations has completed. Flood studies for Cluster 4 (Linthwaite, Cowersley, Crosland) complete. Flood Study for Cluster 5 (Lindley, Birkby, Fartown) is complete. North Mirfield (surface water) Flood Study complete 	<ul style="list-style-type: none"> Recommended works from all area assessments to be collated into work packages that can be put forward for EA funding Review district-wide SW study and develop a programme of schemes to address issues Commence priority cluster areas 6 (Kirkheaton, Upper and Lower Hopton and Gomersal) and 7 Thornhill Lees, Thornhill, Overthorpe and Highburton
1.2	Improve Skills and Knowledge of FRM Officers	<ul style="list-style-type: none"> Develop a multi-skilled team Encourage knowledge transfer from technical consultants 	Ongoing	<ul style="list-style-type: none"> New Principal Project Officer appointed with significant experience New Senior Engineer appointed to support development/delivery New Apprentice has joined the team Further training was provided to all staff 	<ul style="list-style-type: none"> Continue with staff training and development Encourage flexibility in the team to undertake new roles
2.1	Publish and distribute information explaining responsibilities, local flood risk, property protection/ resilience etc.	<ul style="list-style-type: none"> Identify programme of community engagement Produce information templates Complete programme of community engagement 	Ongoing (2018-23)	<ul style="list-style-type: none"> Community/ member engagement programme has now completed 10 of 23 wards. This included distribution of Member booklets and leaflets for residents. Kirklees Twitter Account was used during severe rain events WY Bid of £9.8m has been submitted to support community workshops/training 	<ul style="list-style-type: none"> Continue to deliver programme, refining the process following member/public feedback 4 wards to target for 2021. Enhance flood risk management website to be established. Extend engagement to selected businesses at highest risk of flooding, if resources allow
2.2	Involve local communities in local initiatives and schemes	<ul style="list-style-type: none"> Develop an engagement programme which encourages 	See above	<ul style="list-style-type: none"> £340K of financial support was given to Residents/Businesses to flood victims of Storm Ciara/Dennis 	<ul style="list-style-type: none"> Continue to engage with local members/residents and businesses

		information exchange (assets and flood incidents) with residents		<ul style="list-style-type: none"> • Property Flood Resilience Grant launched in January 2021. • Site meetings have been taking place with businesses and residential communities in conjunction with the Environment Agency • Verbal contact with key businesses of concerns to offer support 	
3.1	Identify highest risk open and culverted watercourses, highway drains and other drainage/flood features	<ul style="list-style-type: none"> • Develop a prioritisation process to rank watercourses and other drainage systems/assets • Develop a program of condition surveys on high priority assets • Compile a list of highest risk council-maintained drainage systems 	March 2020	<ul style="list-style-type: none"> • Grant funded culvert improvement project into year 5 of 6 • Investigation and Surveys being carried out throughout the district to enhance asset and flood risk knowledge • A Debris Screen Asset Performance Study is on the programme. • A list of high risk highway culverts is being established • Kirklees have commenced a new initiative for a modern Asset Management System for flood and drainage asset data. 	<ul style="list-style-type: none"> • Establish and populate a highway drainage asset spreadsheet which records and ranks the highest risk assets, directing improvement budgets to the areas of highest need. • Develop an assessment process which highlights surface water drainage systems which are under capacity • Confirm funding and commence the Debris Screen Asset Performance Study • Outsource the design work for the high risk highway culvert programme for design and costings. Review funding sources and establish a delivery programme.
3.2	Develop an affordable cyclical and reactive maintenance regime based on risk	<ul style="list-style-type: none"> • Document the inspection/ maintenance regime for trash grilles • Document the cleansing process for road gullies including performance management • Document an affordable inspection/ maintenance process for significant highway culverts 	March 2020	<ul style="list-style-type: none"> • A new 2 weekly inspection /cleansing regime has been introduced for debris screens for areas that can cause internal flooding • List of Priority Gullies reported to have caused flooding have been established; • Gully cleansing telemetry software has been handed to Highways Service to continue with the performance assessment 	<ul style="list-style-type: none"> • Gully telemetry data to be analysed to redesign cleansing rounds to meet need • Establish a periodic low-cost inspection regime for higher priority culverts
4.1	Identify highest risk private flood defence and drainage assets	<ul style="list-style-type: none"> • Document a process to record and risk-assess significant private drainage assets • Compile a list of highest risk privately-maintained drainage systems 	Oct 2020	<ul style="list-style-type: none"> • Some assets have been recorded • Difficult to resource a planned programme of inspections 	<ul style="list-style-type: none"> • Establish a process to record private drainage assets, when resources allow
4.2	Develop technical advice for owners to guide them in	<ul style="list-style-type: none"> • Develop standard maintenance recommendations and a template for the plan 	Oct 2019	<ul style="list-style-type: none"> • Maintenance advice developed 	<ul style="list-style-type: none"> • Advice to be embedded within community engagement programme

	preparing local maintenance plans	<ul style="list-style-type: none"> • Distribute maintenance plans to asset owners identified in Item 2.1 			
5.1	Develop proposals to engage with landowners to embrace land management techniques and initiatives which help to reduce the rate of surface water run-off	<ul style="list-style-type: none"> • Support council and regional initiatives to implement NFM measures • Identify local landowners in higher priority areas and offer encouragement/advice and support to help them to reduce surface water run-off. 	Ongoing	<ul style="list-style-type: none"> • Working closely with community led groups in the Holme and Colne valleys to support with council resources wherever possible. • WY IRF Bid of £9.8m has been submitted to support NFM projects in Kirklees • Future Landscapes Strategy has been prepared and consulted on. Feedback and comments being reviewed. 	<ul style="list-style-type: none"> • Develop longer term plans to engage with smaller landowners to share advice on implementing low-cost, high-impact NFM measures • The regional Aire and Calder NFM project will deliver a method to identify the key landowners where NFM interventions will have the greatest impact
6.1	Develop and deliver a pragmatic programme of schemes and initiatives which are likely to be funded through the National Programme or Local Levy	<ul style="list-style-type: none"> • Formulate the outputs of the studies carried out in Item 1.1 into an affordable long-term works programme • Deliver the programme, optimising the use of council budgets to attract external funding 	March 2020	<ul style="list-style-type: none"> • List of priority schemes has been established in the EA programme with a value of £30 million. 	<ul style="list-style-type: none"> • Develop the identified works in the programme into business cases that can be submitted through the grant funding process.
7.1	Embed the LFRMS into response and recovery plans and use developing knowledge on flood risk to “tune” emergency procedures	<ul style="list-style-type: none"> • Update the Pre-Flood Operational Flood Plan to reflect highest risk locations requiring most support 	Oct 2019	<ul style="list-style-type: none"> • The Pre-Flood Operational plan review has begun. • Existing River Monitoring Stations in Kirklees that can show forecasts to be made public • EA alert and flood levels and impact to be shared with Kirklees. 	<ul style="list-style-type: none"> • Use the information from Area flood risk studies and local knowledge to update the priority locations identified in the Plan

3. Summary of Flood Management Initiatives carried out in 2020/21 to support the Strategy

Many of the actions outlined in the 2013 Strategy involved establishing new council procedures to investigate flood events, introduce more robust data collection processes and to establish the LLFA as the main point of contact for the management of local flood risk.

A number of other actions in the 2013 Strategy involved improving the council's understanding of the location and size of local flood risk and developing a programme of mitigation measures to manage the risk. Some progress has been made on these actions through a variety of studies and works which have provided information and drainage infrastructure improvements. Some projects have been opportunistic, resolving immediate issues and others have formed part of a broader programme to better understand local flood risk. The latter is part of an iterative process to, ultimately, provide interventions at a local level in an informed and prioritised way.

The initiatives carried out in the last year are detailed below:

Initiative	Date Completed	Purpose	Cost (£,000's)	Funded by (Council or External)	Benefits
Property Clusters#4	2020	To aggregate small clusters of issues into single projects	20	Local Levy	Detailed assessment of risk
Property Clusters#5	2020	To aggregate small clusters of issues into single projects	20	Local Levy	Detailed assessment of risk
North Mirfield Viability Study	2020	To identify higher risk locations and mitigation options	25	Local Levy	Detailed assessment of risk
Kirklees Surface Water Study	2020	To identify higher risk locations and mitigation options	42	Council	Detailed assessment of risk
Community/Business Support Grant	2020	Provide much needed relief to residents/businesses following Storm Ciara/Dennis	340	Grant	To assist with recovery.
WY Innovative Resilience Fund Bid	2021	Seek funding to deliver an innovative list of flood management projects	9800	Grant	Provide funding to undertake nature based solutions, community and voluntary initiatives and develop integrated water management solutions in flood risk areas.
Culverts Project	Ongoing	Surveys and repairs to various culverts	1500	Flood Grant/ Council	Original culvert capacity reinstated
Gully Cleansing telemetry	Ongoing	To record gully cleansing operation – gully visits and gully condition	30	Council	Electronically recorded data can be used to better understand gully condition, gully outputs and gully round efficiency. Several cycles of data will be needed before gully rounds can be made more efficient.
Property Cluster#6	Ongoing	To aggregate small clusters of issues into single projects	20	Local Levy	Outline assessment of risk
Property Cluster#7	Ongoing	To aggregate small clusters of issues into single projects	20	Local Levy	Outline assessment of risk

PFR Grant Scheme	Ongoing	To provide £5K to make homes/communities more resilient	1,000	Grant	Allow homes to be more resistant and recover quicker following a flood event.

A number of studies have been completed to understand the surface water flood risk (cause of the flooding in the areas) with outline recommendations being made. A programme of mitigation measures can now be developed to address the locations at highest risk with greatest impact. These will require further detail assessments and grant funding for these will be sought but often do not generate all the funding required.

In broad terms, the risk of flooding is such that major flood defence schemes to reduce the risk to property are likely to be unaffordable. Whilst a substantial number of residential properties in the district are at risk from river flooding, and a significant amount of historic industrial buildings lie adjacent to the river, the funding formula for the national Flood Grant in Aid programme is such that it won't generate significant amounts of grant funding to make such schemes affordable.

Funding opportunities are regularly considered and developed where resources permit as alternative funding means to bridge funding gaps or to act as standalone initiatives. A West Yorkshire wide Innovative Resilience Fund bid was made for £9.8 million to look at proving innovative ways to make resilient places. The bid focussed on a few key areas within Kirklees these included Nature Based Solutions, Community and Voluntary Sector Action and Integrated Water Management Systems.

Natural Flood Management is key part of the solution to flood risk management and compliments wider Council and partner organisations priorities. Hence, the approach being taken is done on a catchment wide basis using a multi-agency approach to gain multiple benefits such as flood risk mitigation, supporting biodiversity, carbon sequestration, impact on Climate Change. The key partners include Environment Agency, White Rose Forest (covering West Yorkshire and North Yorkshire) and Our Future Landscapes Partnership (covering the Holme and Colne catchments).

Improved management of the Councils own drainage systems (culverted watercourses and highway drainage) has continued to make optimum use of limited budgets. As part this priority gullies list has been established that records indicate have historically resulted in property flooding and in high risk areas.

4. Priorities for 2021/22

Much of the groundwork to establish information, assessment and performance management processes has been completed and future work will concentrate on making best use of our greater knowledge base. Local priorities have moved towards establishing programmes of capacity improvement and targeted maintenance of drainage assets, developing the role of Statutory Consultee to Planning and maximising external funding to support the Council's limited budgets. National priorities and policies for flood risk management are developing with an emphasis on managing flooding at source (natural flood management), ensuring that new developments minimise flood risk and that current climate change predictions are factored into hydraulic assessments.

The main priorities for 2021/22 are therefore:

- Review the Council's Flood Risk Management Strategy following the release of the National Strategy and Policy
- Review the Pre-Flood Operational Plan and Sandbag Policy
- Increase our efforts in S19 Investigations subject to resources
- Complete the high-level area flood risk assessment programme to help understand the location and size of flood risk in our highest risk areas
- Investigate the potential for drainage capacity improvement to address surface water flood risk, optimising the effectiveness of the Council's own operational activities in both improvement and maintenance programmes
- Continue with our engagement/information-sharing programme with local ward members and at-risk communities
- Establish a new geotechnical consultancy framework for technical advice on geotechnical engineering matters
- Continue planning compliance efforts on recent development sites in flood risk areas.
- Support regional initiatives around developing discussions with major landowners on land management practices which minimise surface water run-off

Name of meeting: Overview and Scrutiny Management Committee

Date: 18 March 2021

Title of report: Request to establish Ad Hoc Scrutiny Panel

To consider a request to establish an Ad Hoc Scrutiny Panel to look at Residential Housing Stock – Health and Safety Compliance.

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 Plan (key decisions and private reports)</u>?	Not applicable
The Decision - Is it eligible for call in by Scrutiny?	Not applicable
Date signed off by <u>Strategic Director</u> & name	David Shepherd
Is it also signed off by the Service Director for Finance?	Not applicable
Is it also signed off by the Service Director for Legal Governance and Commissioning?	Samantha Lawton, Head of Governance
Cabinet member portfolio	Housing and Democracy/Regeneration

Electoral wards affected: All

Ward councillors consulted: Not applicable.

Public or private: Public Report

Has GDPR been considered? Yes. The report does not include any personal data that identifies a living individual.

1. Summary

- 1.1 A report was submitted to Cabinet on 16th February 2021 which requested approval to commence consultation with the tenants of the high-rise residential blocks at Berry Brow, Buxton House and Harold Wilson Court. The consultation related to works to address fire safety issues which had been identified through the rigorous programme of Type 1 Fire Risk Assessments and a number of Type 4 FRA surveys to high rise blocks, undertaken alongside the ongoing weekly and monthly fire safety checks.
- 1.2 The Chair of Scrutiny and the Chair of the Economy and Neighbourhoods Scrutiny Panel were briefed by the Strategic Director – Growth and Regeneration and the Service Director for Homes and Neighbourhoods in relation to this specific issue, but also in relation to the wider implications of the Social Housing White Paper: The Charter for Social Housing Residents, the Fire Safety Bill 2019-21 and the Draft Building Safety Bill.
- 1.3 Further to this briefing it was agreed that scrutiny of the Authority's health and safety compliance for its residential housing stock should take place. A recommendation is therefore put to the Overview and Scrutiny Management Committee that an Ad Hoc Panel be established, at the earliest opportunity, in order to scrutinise the relevant issues.

2. Information required to take a decision

- 2.1 The Overview and Scrutiny Management Committee is asked to consider establishing an Ad Hoc Scrutiny Panel to scrutinise health and safety compliance for the Authority's residential housing stock.
- 2.2 The draft terms of reference are as set out below:

The Ad Hoc Scrutiny Panel will consider the Council's policies, procedures and arrangements for managing the health and safety of its tenants and its residential property portfolio, with a particular focus on high rise and multiple occupancy blocks.

The Panel will give consideration to:

- How the health and safety regime adopted by the Authority supports compliance with regulatory standards and puts appropriate risk mitigation strategies in place to ensure the health and safety of tenants.
- The six compliance areas: Fire; Gas; Electrical; Asbestos; Legionella; and LOLER (lifts) and the steps being taken to keep tenants safe.
- The impacts of the Social Housing White Paper, Draft Building Safety Bill and Fire Safety Bill 2019-21 for tenants.
- Progress in relation to the Ad Hoc Scrutiny Panel in respect of the Future Arrangements for the Council's Residential Housing Stock's recommendation that an Assurance Board be established focussing on housing compliance.
- Feedback from the Regulator and how that is being progressed.
- Governance and ensuring that a sustainable and adaptable system is in place to ensure that safety is embedded for the future.
- Engagement with, and provision of information for, tenants on health, safety and compliance issues.

- 2.3 The Committee will need to consider the composition of the Ad Hoc Panel, including political ratios and the inclusion of voluntary scrutiny co-optees. In line with the Council's political balance the current ratio for panels is 3:1:1. However previous practice in Kirklees has been to provide an opportunity for all main political groups to have representation on an Ad Hoc Scrutiny Panel. Article 6 of the Council's Articles of the Constitution states that the Overview and Scrutiny Management Committee may, subject to compliance with legal procedures, decide that the normal political balance requirements shall not apply. In that case the Management Committee may determine an alternative distribution of membership between political groups.
- 2.4 It is also suggested that, in this case, an independent specialist advisor be appointed to advise the Panel.

3 Implications for the Council

There are no specific implications for the Council at this point.

4 Consultees and their opinions

No consultation was appropriate in respect of the contents of this report.

5 Next steps and timelines

- 5.1 Subject to approval to establish an ad hoc panel, officers will contact Group Business Managers and agree a schedule of meetings for the work to begin as soon as possible.
- 5.2 Regular progress reports will be provided to the Overview and Scrutiny Management Committee.
- 5.3 Following consideration of all the evidence presented, the Ad Hoc Panel will produce a findings report, including recommendations, which will be considered by the Overview and Scrutiny Management Committee prior to submission to Cabinet.

6. Officer recommendations and reasons

- 6.1 That an Ad Hoc Scrutiny Panel be established with the Terms of Reference as set out in Paragraph 2.2 of this report.
- 6.2 The Committee is asked to confirm the ratio and membership details for the Panel and give consideration to the timelines for the work.

7. Cabinet Portfolio Holder's recommendations

Not applicable.

8. Contact officer

Sheila Dykes, Principal Governance and Engagement Officer
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9. Service Director responsible

Julie Muscroft, Service Director, Legal, Governance and Commissioning
Naz Parkar, Service Director, Homes and Neighbourhoods

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OVERVIEW AND SCRUTINY MANAGEMENT COMMITTEE – AGENDA PLAN 2020/2021

Date of Meeting	Item / Lead Officer	Comments
9 June 2020	<ul style="list-style-type: none"> • Council Priorities and the Covid-19 Response – Cllr Pandor / Jacqui Gedman • Devolution – Jacqui Gedman / Julie Muscroft • Appointment / Allocation of Co-optees 2020/21 • Re-establishment of Ad Hoc Scrutiny Panel 	
Informal Meeting 10 July 2020	<ul style="list-style-type: none"> • Devolution mid-point consultation update – Julie Muscroft / Nick Howe • Work Programme 	
20 August 2020	<ul style="list-style-type: none"> • Our Council Plan – Rachel Spencer-Henshall / Kate McNicholas 	
Informal Meeting 29 September 2020	<ul style="list-style-type: none"> • Scrutiny Ad Hoc Panel reports <ul style="list-style-type: none"> – EHE – Future Arrangements for the Council’s Residential Housing Stock 	
29 October 2020 1400	<ul style="list-style-type: none"> • Devolution (representative from WYCA to attend) <ul style="list-style-type: none"> – Process in relation to and content of the Order – How scrutiny will work on a regional basis going forward • Crime and Disorder including: <ul style="list-style-type: none"> – Domestic Abuse (update on the main strategy, responses to Covid-19 and Forward plan) – Refreshed Strategic Intelligence Assessment (SIA) – Refreshed Communities Partnership Plan – Alexia Gray, Jo Richmond, Jill Greenfield, Lee Hamilton 	All councillors invited to attend

Date of Meeting	Item / Lead Officer	Comments
3 December 2020 1400	<ul style="list-style-type: none"> • Update on Climate Commission - Colin Parr / John Atkinson • Update on the Council's Covid response and winter preparedness (Rachel Spencer-Henshall) 	
11 February 2021 1400	<ul style="list-style-type: none"> • Heritage/Cultural/Tourism Strategies - Adele Poppleton 	
18 March 2021 1400	<ul style="list-style-type: none"> • Place Based Working Group - Update • Annual Review – Local Flood Risk Management – Rashid Mahmood • Establishment of Ad Hoc Scrutiny Panel – Residential Housing Stock – Health and Safety Compliance – Sheila Dykes 	
15 April 2021 1400	<ul style="list-style-type: none"> • Place Based Working Group - Final Report • Climate Commission/ Zero Carbon Road Map – Update - provisional 	