

Kirklees Council



Main Hall - Town Hall, Huddersfield

Tuesday 9 November 2021

Dear Member

The Council will meet on Wednesday 17 November 2021 at 5.30 pm in the Main Hall - Town Hall, Huddersfield.

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 - 6

To agree and authorise the Mayor to sign the Minutes of Council held on 13 October 2021.

4: Declaration of Interests

7 - 8

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

5: Petitions (From Members of the Council)

To receive any Petitions from Members of the Council in accordance with Council Procedure Rule 9.

6: Deputations & Petitions (From Members of the Public)

Council will receive any petitions and hear any deputations from members of the public in accordance with Council Procedure Rules 9 and 10.

A deputation is where up to five people can attend the meeting and make a presentation on a particular issue of concern. A member of the public can also hand in a petition at the meeting, relevant to the powers and responsibilities of Council.

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

7: Public Question Time

The Committee will hear any questions from the general public in accordance with Council Procedure Rule 11.

8: West Yorkshire Combined Authority - Minutes

9 - 16

To receive the Minutes of the Meeting of West Yorkshire Combined Authority held on 9 September 2021.

9: Youth Justice Plan (Reference from Cabinet) 17 - 70

To consider the approval of the Youth Justice Plan 2021 – 2025.

Contact: Ian Mottershaw, Head of Service – Contextual Safeguarding and Youth Engagement

10: Network Rail - Trans-Pennine Route Upgrade Transport and Works Act Order submission Update: Council Withdrawal of Objection 71 - 78

To receive the report.

Contact: Richard Hollinson, Head of Major Projects

11: Written Questions to the Leader, Cabinet Members, Chairs of Committees and Nominated Spokespersons

To receive written questions to the Leader, Cabinet Members, Chairs of Committees and Nominated Spokespersons in accordance with Council Procedure Rule 12.

A schedule of written questions will be tabled at the meeting.

12: Minutes of Cabinet 79 - 94

To receive for information; the Minutes of Cabinet held on 21 September, 5 October and 12 October 2021.

13: Holding the Executive to Account

(a) To receive Portfolio Updates from the Cabinet Members for (i) Culture and Greener Kirklees (Councillor Simpson) and (ii) Children's Services (Councillor Kendrick)

(b) To receive oral questions/comments to Cabinet Members on their portfolios and relevant Cabinet Minutes :

- (i) The Leader of the Council (Councillor Pandor)
- (ii) The Deputy Leader of the Council / Housing and Democracy Portfolio (Councillor Scott)
- (iii) Children's Portfolio (Councillor Kendrick)
- (iv) Corporate Portfolio (Councillor P Davies)

- (v) Culture and Greener Kirklees Portfolio (Councillor Simpson)
 - (vi) Environment Portfolio (Councillor Mather)
 - (vii) Health and Social Care Portfolio (Councillor Khan)
 - (viii) Learning, Aspiration and Communities Portfolio (Councillor Pattison)
 - (ix) Regeneration Portfolio (Councillor McBride)
 - (x) Town Centres (Councillor E Firth)
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14: Minutes of Other Committees

95 - 116

- (i) Corporate Governance and Audit Committee
 - (ii) Overview and Scrutiny Management Committee
 - (iii) Standards Committee
 - (iv) Strategic Planning Committee
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15: Oral Questions to Committee/Sub Committee/Panel Chairs and Nominated Spokespersons of Joint Committees/External Bodies

To receive oral questions in accordance with Council Procedure Rule

13 (4):

- (a) Appeals Panel (Councillor Ramsay)
- (b) Corporate Governance and Audit Committee (Councillor Y Hussain)
- (c) Corporate Parenting Board (Councillor Reynolds)
- (d) Health and Wellbeing Board (Councillor Kendrick)
- (e) Licensing and Safety Committee – including Licensing Panel and Regulatory Panel (Councillor A U Pinnock)
- (f) Overview and Scrutiny Management Committee (Councillor Smaje)
- (g) Personnel Committee (Councillor Pandor)
- (h) Planning Sub Committee - Heavy Woollen Area (Councillor M Hussain)
- (i) Planning Sub Committee – Huddersfield Area (Councillor Lyons)
- (j) Scrutiny Panel – Children’s (Councillor Marchington)
- (k) Scrutiny Panel – Corporate (Councillor Cooper)
- (l) Scrutiny Panel – Economy and Neighbourhoods (Councillor Uppal)
- (m) Scrutiny Panel – Health and Adult Social Care (Councillor Zaman)
- (n) Standards Committee (Councillor Hill)
- (o) Strategic Planning Committee (Councillor S Hall)
- (p) Kirklees Active Leisure (Councillor Sokhal)
- (q) 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)
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16: Motion submitted in accordance with Council Procedure Rule 14 as to Principal Area Boundary Review of Kirklees Council

To consider the following Motion in the names of Councillors Greaves, Lyons, White, Allison, Cooper and Lee-Richards;

“The Local Government Boundary Commission for England (LGBCE) undertakes periodic electoral governance reviews of Kirklees Council which consider how many wards are required and what their boundaries should be, how many councillors are needed to support the arrangements and how frequently elections should be held. It is noted that discussions are currently being undertaken to set a commencement date for this electoral review.

In addition to an electoral review, this Council wants to undertake a Principal Area Boundary Review (PABR) to specifically consider splitting Kirklees Council and creating a new Council for North Kirklees / central West Yorkshire, which may also incorporate settlements from neighbouring authorities.

This Council directs cabinet to make this intention clear in discussions with the Local Government Boundary Commission for England and to request a PABR to be undertaken alongside or in advance of the Electoral review, to consult neighbouring authorities as to their views on the creation of a new council and to update Council on progress by the 16th March 2022.”

17: Motion submitted in accordance with Council Procedure Rule 14 as to Community Governance Review of Town, Parish and Community Councils within the Borough of Kirklees

To consider the following Motion in the names of Councillors Greaves, Lyons, White, Allison, Cooper and Lee-Richards;

“The last full review of the governance arrangements for Town, Parish and Community Councils within the Borough of Kirklees was

undertaken in 2009, with a commitment for an updated review to be undertaken by 2019.

The recommendations of the Kirklees Democracy Commission, the changes to UK politics, the move towards community and place-led working and the desire for Neighbourhood plans all point to a desire for greater involvement in local decision-making.

A Kirklees-wide CGR can help to establish residents' views on how they want to be represented, whether they wish to create new local councils or to alter the existing ones, as well as to commence the statutory process for making these changes.

This Council directs Cabinet to undertake a Community Governance Review at its earliest opportunity, to make this intention clear in discussions with the Local Government Boundary Commission for England, and to update Council on progress by the 16th March 2022."

18: Motion submitted in accordance with Council Procedure Rule 14 as to Support for Smokefree Fund 2030

To consider the following Motion in the names of Councillors Khan, Pandor, Scott, Greaves, White and Lyons;

This Council notes that:

- On 9th June 2021, All-Party Parliamentary Group (APPG) on Smoking and Health launched its report and recommendations for the forthcoming Tobacco Control Plan to secure the Government's ambition of a Smokefree country by 2030. On 10th June there was a Westminster Hall debate on APPG recommendations. The recommendations included a "Smokefree Fund" secured through a polluter pays amendment to the Health and Social Care Bill.
- The next Tobacco Control Plan for England is expected before the end of 2021
- The Government's ambition is that by 2030 less than 1 in 20 people in England will smoke
- It is recognised that achieving a smokefree 2030 will be 'extremely challenging', particularly in areas of deprivation and among people living with mental health conditions and will require 'bold action to both discourage young people from starting in the first place, and to support smokers to quit'. In the two years since the ambition was stated, an estimated 200,000 children under the age of 16 have started smoking, two thirds of who will without action, become regular smokers.

- Fluctuations in desire to quit and success at quitting, have taught us that sustained declines in smoking prevalence are only achieved when action is systematic, co-ordinated and properly resourced.
- The Chief Medical Officer, Professor Chris Whitty, pointed out recently, this is an industry that kills people for profit, and more people are likely to have died last year and this year from smoking than COVID-19.
- Smoking not only kills people prematurely, but it also drives them into poverty and reduces healthy life expectancy, with smokers needing help with everyday tasks 7 years earlier than those who've never smoked. But this burden is not equal. Smoking is concentrated among disadvantaged groups locking in poverty and poor health across the generations.
- In 2019 the smoking rate in Kirklees is 14.3%, which is above the national average of 13.9%. The highest rates of smoking in Kirklees are in the wards with the highest levels of deprivation. Dewsbury West, (17.1%) Dewsbury East (15.8%) and Batley West (15.8%) and Batley East (15.9%).
- The total additional spending on social care in Kirklees as a result of smoking for adults aged 50 and over in 2021 was approximately: £9,162,617. Please see the Action on Smoking (ASH) Social Care cost calculator available at <https://ash.org.uk/information-and-resources/reports-submissions/reports/costtosocialcare/>
- Kirklees Council Public Health supports the work of Breathe2025, Yorkshire and Humber's tobacco control collaboration through the tobacco community of improvement in partnership with PHE and other LA's. Through working together, we are better at achieving our aims of a smokefree generation.

This Council resolves:

- To commit to registering support as a council to the ASH Smokefree Roadmap to achieving a smokefree society by 2030, already supported by over 74 organisations, including; Sheffield City Council, Gateshead Council, Newcastle City Council, North Tyneside Council, South Tyneside Council, West Yorkshire and Harrogate ICS, Greater Manchester Combined Authority, Cancer Research UK, Royal College of General Practitioners, Faculty of Public Health, Association of Directors of Public Health, Royal College of Physicians, The Health Foundation, Royal Society for Public Health, NCSCCT (National Centre for Smoking Cessation and Training)

Full List and pledge at
<https://smokefreeaction.org.uk/smokefree2030/>

- To write to all local MPs to ask them to sign up to the pledge publicly and work with the council on achieving its aims.
 - To ask the Cabinet to review the Tobacco Control Plan for England (expected to be released in October 2021) and agree a position on behalf of the Council.
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19: Motion submitted in accordance with Council Procedure Rule 14 as to Increasing the Warm Home Discount Scheme

To consider the following Motion in the names of Councillors Munro and Iredale;

This Council notes:

- 1) The Warm Home Discount Scheme, which is a Government-led initiative providing eligible households with a £140 discount on their electricity bill between September and March each year. This is a one-off discount which is administered by energy suppliers;
- 2) The £140 discount has remained fixed for over 9 years;
- 3) There have been huge rises in energy prices in recent years, with the costs of energy increasing by 40% in the last year alone. Additionally, Ofgem has recently set an unprecedented price cap hike. According to the End Fuel Poverty Coalition, Ofgem's price cap hike could propel a further 1.2 million people in to fuel poverty (rising from 4.1 million to 5.3 million);
- 4) The publication of the Government's Energy White Paper (December 2020). Earlier this year, the Government also consulted on proposals to reform the Warm Home Discount Scheme in England and Wales until 2026. The Government has pledged to increase the size of individual rebates from £140 to £150 and expand the scheme so that an additional 780,000 households receive rebates off their energy bills each winter.

This Council believes:

- 1) That the Warm Home Discount is vital in helping to tackle fuel poverty. The rebate helps households that struggle to keep warm pay for their energy;

- 2) That it's essential for households to be able to heat their homes to a safe level. Too many households are forced to make decisions about whether to heat or to eat;
- 3) The Government's proposed changes to increase the Warm Home Discount Scheme by only £10 is insufficient given that energy prices have risen higher in recent years and are likely to continue to increase. The Warm Home Discount Scheme has not kept up with the times and unless the rebate is increased further, many families will suffer and will struggle to keep warm. The Warm Home Discount Scheme should also be better designed, so that more eligible households are aware about the discount and there are more channels to apply for it.

This Council resolves:

That the Leader of the Council writes to the Minister of State at the Department for Business, Energy & Industrial Strategy, the Rt Hon Greg Hands MP, to urgently review and update the Warm Home Discount Scheme, to ensure the scheme is fit-for-purpose and that the rebate better reflects the rapid rises in energy costs, while also reviewing and updating the scheme so that it is better designed, to help ensure more households are aware about it.

By Order of the Council

A handwritten signature in dark ink, appearing to read 'J. Geelman', written in a cursive style.

Chief Executive