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Monday 19 February 2024

Notice of Meeting

Dear Member

Overview and Scrutiny Management Committee

The Overview and Scrutiny Management Committee will meet in the Council Chamber - Town Hall, Huddersfield at 2.00 pm on Tuesday 27 February 2024.

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

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

Julie Muscroft

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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 Bill Armer Councillor Andrew Cooper Councillor Shabir Pandor

Agenda Reports or Explanatory Notes Attached

Pages 1: **Membership of Committee** To receive apologies for absence from those Members who are unable to attend the meeting. 2: 1 - 8 **Minutes of Previous Meeting** To approve the minutes of the meeting of the Committee held on 9th January 2024. 9 - 103: **Declaration of Interests** Members will be asked to say if there are any items on the Agenda in which they have any disclosable pecuniary interests or any other interests, which may prevent them from participating in any discussion of the items or participating in any vote upon the items. 4: Admission of the Public Most agenda items take place in public. This only changes where there is a need to consider exempt information, as contained at Schedule 12A of the Local Government Act 1972. You will be informed at this point which items are to be recommended for exclusion and to be resolved by the Committee. 5: **Deputations/Petitions** The Committee will receive any petitions and/or deputations from members of the public. A deputation is where up to five people can

attend the meeting and make a presentation on some particular issue of concern. A member of the public can also submit a petition at the meeting relating to a matter on which the body has powers

and responsibilities.

In accordance with Council Procedure Rule 10, Members of the Public must submit a deputation in writing, at least three clear working days in advance of the meeting and shall subsequently be notified if the deputation shall be heard. A maximum of four deputations shall be heard at any one meeting.

6: Public Question Time

To receive any public questions.

In accordance with Council Procedure Rule 11, the period for the asking and answering of public questions shall not exceed 15 minutes.

Any questions must be submitted in writing at least three clear working days in advance of the meeting.

7: Financial Management - Quarter 3 Financial Monitoring and Annual Budget

The Service Director, Finance will give a presentation in respect of the Corporate Financial Monitoring Report – Quarter 3 and the Annual Budget Report 2024-25.

Contact: Isabel Brittain, Service Director, Finance

8: Annual Review - Local Flood Risk Management

11 - 50

A report will be presented which provides an annual review of activity in respect of local flood risk management.

Contact:

Paul Farndale, Acting Team Leader, Flood Management and Drainage

9: Technology Strategy - Update

The Committee will receive a presentation to provide an update on the Technology Strategy.

Contact: Terence Hudson, Head of Technology

10: Lead Members' Updates

51 - 56

The Lead Members for the Growth & Regeneration and the Environment & Climate Change Panels will update the Committee on the work being undertaken by their panels.

Contact: Sheila Dykes - Principal Governance Officer

11: Work Programme 2023-24

57 - 66

The latest version of the Committee's Work Programme for 2023-24 will be submitted for consideration.

Contact: Sheila Dykes - Principal Governance Officer



Contact Officer: Sheila Dykes

KIRKLEES COUNCIL

OVERVIEW AND SCRUTINY MANAGEMENT COMMITTEE

Tuesday 9th January 2024

Present: Councillor Elizabeth Smaje (Chair)

Councillor Bill Armer Councillor Andrew Cooper Councillor Jo Lawson Councillor Shabir Pandor

59 Membership of Committee

All Members of the Committee were in attendance.

60 Minutes of Previous Meeting Resolved –

That the minutes of the meeting of the Committee held on 5th December 2023 be approved as a correct record.

The Chair updated the Committee, in respect of the Kirklees Active Leisure offer for 2024/2025:

The recommendations and comments made by the Committee had been presented to Cabinet on 12th December 2023.

Cabinet had agreed to:

- (i) Approve the leisure offer for 2024/25,
- (ii) Authorise officers to:
 - continue discussions regarding the future use of Deighton Sports Arena, in order to enable options to maintain community access to the facility.
 - develop a future plan for physical activity across Dewsbury, to contain a range of long-term options,
 - undertake an assessment of the cost and feasibility of creating access to the dry-side facilities at Dewsbury Sports Centre.
 - continue to work with Kirklees Stadium Development Ltd (KSDL) to try and attract another operator for the Stadium Health and Fitness Club.
- (iii) Approve Phase 2 of the Leisure Centre Transformation Programme
- (iv) A further report being considered in 2024 regarding the property implications of the proposed changes to the leisure offer provision and its impact on individual sites.

61 Declaration of Interests

No interests were declared.

62 Admission of the Public

All items were considered in public session.

63 Deputations/Petitions

No deputations or petitions were received.

64 Public Question Time

No public questions were received.

65 Financial Management - Housing Revenue Account

Councillor Crook, Cabinet Member for Housing and Highways, set out the context to the Housing Revenue Account (HRA). The key priorities were outlined as follows;

- to improve service standards and aim for a minimum Energy Performance Certificate (EPC) grading of 'C' for all stock;
- to continue to invest in housing stock, to provide safe, efficient, dry, and secure homes that tenants could afford to live in and live well;
- to take any available opportunity to increase the housing stock, to help meet the high and increasing demand that the Council faced.

Councillor Turner, Cabinet Member for Finance and Regeneration was also present for this item.

Naz Parker, Service Director from Homes and Neighbourhoods, provided an overview as set out below:

- The HRA was a separate income and expenditure account for the Council's social housing stock.
- Income was primarily made up of rent and service charges.
- The expenditure was mainly capital, which covered maintaining and repairing council stock, and management costs.
- HRA income was separate from the Council's General Fund and the account was self-financing; it was ringfenced to expenditure that would benefit tenants.
- There were a number of new regulatory provisions, arising from the Building Safety Act 2022 and the Social Housing Act 2023, which would come into force in April 2024. Whilst the robust approach to building safety was welcomed this had put additional pressure on the HRA.

Jacqui Fieldhouse, Head of Finance - Homes and Neighbourhoods, gave a presentation which provided an update on the Month 6 position. The following points were highlighted:

- the Government formula restricted any annual increase in rent to CPI (Consumer Price Index) +1%.
- £5.5 million from the Reserve Fund would be used to address additional budget requirements for investment into building safety works.
- The overspend on the repairs and maintenance budget was associated primarily with priority work to address damp and mould.
- A summary and explanation of the current position on reserves.
- A breakdown and explanation of the variances under each service area/budget heading.

Questions and comments were invited from Committee Members, with the following issues being covered:

- Although it was acknowledged that use of Energy Performance Certificates to measure improvement in energy performance was not perfect, it did provide a relative measure. The commitment to improve the thermal performance of the stock was positive and the achievement of a grade of C was a minimum expectation.
- A rent increase of CPI +1 % was the maximum permitted and this had been implemented this year in order to fulfil the commitment to improve the standard of living for tenants. The Council's rents remained one of the lowest in the region despite the increase.
- The aim was to provide social housing to a high standard at low rent.
- No additional funding was anticipated from the Government associated with the recently announced obligation to undertake repairs within 24 hours. This requirement had been anticipated and the Service's single point of contact had been set up to ensure that prioritisation of the vulnerable was undertaken.
- Housing management staffing had started to stabilise further to re-organisation
 of the relevant teams. The importance of the retention of local intelligence and
 knowledge was recognised, and the induction process took into account the
 need to ensure experience in a particular area.
- The figure of 15% of the total budget for reserves was relatively high in terms of social housing providers and was considered to be a prudent level to maintain in the case of Kirklees.
- It was acknowledged that the HRA was under significant pressure due to the investment needs. The HRA contributed significantly to the Council's General Fund costs where this was legitimate and of benefit to its tenants.
- The Income and Money Advice Team signposted to other agencies and provided assistance to tenants where possible.

Resolved -

That the Service Director and the Head of Finance, Homes and Neighbourhoods be thanked for attending the meeting and providing an update in respect of the Housing Revenue Account.

66 Procurement

A report giving an update in respect of procurement was considered by the Committee.

Councillor Davies, the Cabinet Member for Corporate, provided an introduction, explaining that:

- There were huge pressures in terms of costs, relating to both large and small contracts.
- The Procurement Team played a vital role in ensuring the achievement of best value for money, maximising social value and securing quality contactors.
- The team was working to deliver the refreshed strategy and this report focused on supplier engagement, contract management, strengthening government procedures, the forthcoming procurement legislation, and procurement planning and best practice.

Jane Lockwood, Head of Procurement, explained that. in November 2022, Cabinet had approved the new Procurement Strategy for Kirklees, which focused on five strategic themes;

- Delivering Social Value.
- Promoting Inclusive Procurement.
- Continuing to Develop the Category-Led Approach
- Striving for Innovation and Improvement in all Areas.
- Good Governance.

Since that point the team had focused upon delivery of the new strategy, alongside normal business activity, the detail of which was set out in the report. There was a detailed action plan (which had previously been shared with the Corporate Scrutiny Panel). There had also been a focus on activity in anticipation of new procurement legislation.

Questions and comments were invited from Committee Members, with the following issues being covered:

- Timescales for the process, from business case through to delivery, were dependent on the size and complexity of the contract in question. Indicative timescales for a standard procurement had been shared with services. New processes had also been introduced to assist managers in planning and governance, improving visibility and obtaining sign-off at appropriate points.
- In terms of demonstrating outcomes in respect of delivery of the five strategic themes, data would be gathered, for example in relation to the numbers of SMEs (Small to Medium Enterprises) or the social value delivered through an individual procurement.
- Although one of the stated aims of the Health Care Services Provider Selection Regime was to reduce bureaucracy a whole range of checks and balances/ scrutiny and challenge would still be in place. This legislation would not have a significant impact on the Council due to the limited number of services that fell within this remit.
- Significant work had been undertaken in respect of social value and inclusivity.
 An award had been won by the team in 2023 for its approach to social value.
 Feedback had also been received which indicated that Kirklees' record in respect of how much was being delivered was strong in comparison to others.
 Local spend was monitored and the level had been maintained or improved year-on-year. Work was also being pursued in respect of the development of an inclusive economy, community wealth- building and a resilient approach for communities.
- Collaboration, such as with other local authorities, was explored and pursued where appropriate.
- It was noted that the market, at the current point in time, was very challenging.
- In terms of preparation for implementation of the new legislation and introduction of new Key Performance Indicators (KPIs), it was explained that contracts that were currently being let would be governed by existing legislation.
- One of the key areas of focus within the new legislation was transparency. The authority had already introduced improvements and was continuing to work on ensuring transparency.

- A considerable amount of activity had also been undertaken/was continuing in respect of contract management; including the establishment of a Contract Assurance and Resilience Board; participation in the Commercial Continuous Assessment Framework, which had helped to provide a good baseline to assist in identifying areas for improvement; and the sharing of information and good practice with other Local Authorities and providers. It was considered that the authority was in a strong position.
- At the present time the completion of the foundation contract management training by managers was a recommendation rather than a requirement.
 Feedback would be sought to ascertain its benefits and used to guide the approach for the future. This was just part of an approach to establish the right kind of culture and strengthen contract management within the organisation.

Resolved -

That another report be presented to the Committee, further to the implementation of the Procurement Act 2023, to provide an update in respect of how the work is progressing and an assessment of its impact.

67 People Strategy

A report was submitted to the Committee which provided an update on the Council's People Strategy and invited feedback from Committee members.

Councillor Davies, the relevant Cabinet Member, provided an introduction. Rachel Spencer-Henshall, Strategic Director for Corporate Strategy, Commissioning and Public Health was also present.

The Head of People Services, Shauna Coyle, presented the report highlighting the following points:

- The People Strategy was now well established within the Council.
- Delivery of the strategy was currently within Phase 2 and this was planned to continue until 31st March 2025.
- The structure of Phase 3 was under consideration and consultation was being undertaken with stakeholders.
- The four desired outcomes, as set out below, would remain the same for Phase 3 of the programme;
 - Highly Skilled, Flexible and Engaged People;
 - Effective and Compassionate Leadership;
 - An Inclusive Employer of Choice;
 - Healthy and Well People.
- The projects undertaken within Phase 2 had included, digital upskilling of the
 workforce, performance management and appraisal, stress prevention and
 management, improving data for decision-making, and a focus on improving
 policies and the employee handbook. Highlights of the work delivered under each
 of the four outcomes were given, including:
 - Investment in 135 apprenticeships, which included 55 new employees and 80 upskilled/existing employees.
 - The soft launch of a new performance management and appraisal framework focussed on four key areas: Wellbeing, Reflections, Contributions and Development.

- Project Search and the positive impact on the employees and the wider organisation.
- The growing strength of the employee networks and their contribution to the work of the Council.
- Achieving the Society of Occupational Medicine Outstanding Occupational Health Initiative Award for the work undertaken in developing a pathway for staff with neurodiversity.
- o The benefits of the work carried out in relation to stress prevention.
- Scoping work was underway in respect of Phase 3 of the programme and an outline of the initial views on what this might include.

Questions and comments were invited from Committee Members, with the following issues being covered:

- The framework in place to encourage and facilitate effective appraisals was welcomed.
- The levels of sickness absence were collated on a monthly basis and the Committee regularly received a summary of this, alongside a number of other demand and capacity indicators. The numbers citing stress as a reason for absence was monitored within those figures.
- It was acknowledged that it might be easier for appraisals to be undertaken for office-based staff but work was undertaken with other services to ensure that opportunities to have those conversations were available. The new model assisted with this.
- The current position in terms of the recruitment freeze had encouraged the succession planning approach.
- It would be helpful to have route maps to illustrate the benefits and encourage succession planning.
- Where trends and patterns were identified in particular service areas the Occupational Health Team could assist in providing an independent interface between staff and management and through offering advice and support.
- Agency staff were utilised for a range of reasons; and this was usually the
 correct approach from the standpoint of affordability. Examples might be where
 certain skills could not be supplied in the required timescale, to meet a shortterm demand or for a particular time-limited project or funding stream. The use of
 agency staff was reviewed on a regular basis.
- In response to a query about the adoption of the four-day working week by another local authority, it was explained that, from the perspective of the organisation's people, it was believed that an effective and attractive flexible working policy was already in place, and this was a good method of serving the diverse needs of the range of staff.
- Proposals for different working patterns would never be discounted without consideration but the authority would have to have due regard to the continued need for flexibility and that workloads were manageable within any new structure.

- It was important that people remained connected to the organisation and colleagues and did not feel isolated if working from home. Teams were encouraged to hold in-person meetings and there were a number of suitable spaces within accommodation across the district. There was a need for managers to be vigilant to members of staff who may be struggling. Relevant support was available for management with regular briefings and sharing of best practice. There was also a need to ensure that people did stop working at the right point when working from home.
- In terms of the visibility of Cabinet around the strategy and decision-making in relation to staff; it was acknowledged that this was very important at all levels across the organisation. It was essential that the Cabinet's objectives and what it was seeking to achieve were clearly explained and appreciation of staff was communicated. Cabinet members needed to be open to discussion both with staff and trades unions. This was a good point and would be taken back for consideration.

Resolved -

That the points raised by the Committee be taken into account in the future delivery of the People Strategy.

68 Lead Members' Updates

The Lead Members for the Children's and Health & Adult Social Care Scrutiny Panels provided an update for the Committee on the work being undertaken by their Panels.

69 Work Programme 2023-24

The latest version of the Committee's Work Programme for 2023/24 was considered.



KIRKLEES COUNCIL	COUNCIL/CABINET/COMMITTEE MEETINGS ETC DECLARATION OF INTERESTS Overview & Scrutiny Management Committee		st (eg a Does the nature of the Brief description of your interest require you to interest withdraw from the meeting while the item in which you have an interest is under consideration? [Y/N]		
KIRKLEE	COUNCIL/CABINET/COI DECLARATION Overview & Scrutin	Name of Councillor	Item in which you have an Type of interest disclosable pecuniary interest or an "Other 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.

(a) that body (to your knowledge) has a place of business or land in the area of your council or authority; and Any beneficial interest which you, or your spouse or your civil partner has in securities of a body where -

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.



REPORT TITLE:

Meeting:	Overview & Scrutiny Management Committee
Date:	27 th February 2024
Cabinet Member (if applicable)	Cllr Graham Turner
Key Decision Eligible for Call In	No. This is an annual review.

Purpose of Report : To provide an annual review of Flood Risk Management Activities.

Recommendations

• Not applicable. This is an annual review of activities of the Flood Risk Management Department.

Reasons for Recommendations

• Not applicable.

Resource Implications: The potential enactment of Schedule 3 of the Floods and Water Management Act 2010 for 2024/25 will have significant resource implications. DEFRA (the Department for Environment, Food and Rural Affairs) have given no indication of a fixed time frame to date and is yet to perform a national consultation exercise. This is detailed in Section 2 and Appendix C.

Date signed off by <u>Strategic Director</u> & name	David Shepherd 1 st February 2024
Is it also signed off by the Service Director for Finance?	Isabel Brittain (Phil Deighton) 31 st January 2024
Is it also signed off by the Service Director for Legal Governance and Commissioning?	Julie Muscroft (Karl Larrard) 31 st January 2024

Electoral wards affected: All wards affected.

Ward councillors consulted: No consultation undertaken.

Public or private: Public

Has GDPR been considered? YES

1. Executive Summary

Strategies, Plans and Statutory Obligations

Local Flood Risk Management Strategy: Completed subject to ratification at Cabinet on 20th February 2024 and the Overview and Scrutiny Management Committee will be updated on this as appropriate.

Suds (Sustainable Drainage Systems) Approval Body: The enactment of Schedule 3 of Floods and Water Management Act 2010 in England is still proposed by central government with no fixed timetable. A consultation stage yet to be commenced. The Council continues to monitor the situation.

Severe Weather Plan: A revision of the Severe Weather Plan has been completed incorporating amended pre-operational flood plans for the district.

2023 Work Programmes Progress in addition to statutory duties include:-

- Commencing pre-deployment trials for Floodsax for Liversedge and Middlemost Ponds resident's flood groups.
- Culvert programme extension completed. (900 properties better protected)
- Debris Screen Study cost estimate appraisal completed, leading to Grant in Aid (GIA) funding bid 2024 for improving screens to current standards.
- Kirklees Council's plans to enhance community resilience by tackling mental health issues caused by flooding has been approved by West Yorkshire FLIP (Flood Innovation Programme) partners to progress to grant application stage.
- Site trials of watercourse level sensors at Crimble Clough, Slaithwaite, continue to give the Flood Risk Management team increased intelligence on catchment responses to rainfall and if early warnings of debris screens are feasible.
- Working with Wakefield and Leeds City Councils, Kirklees has been involved with
 the Discovery Phase of a scheme funded by the Department of Levelling up,
 Housing and Community (DLUHC) and supported by the West Yorkshire FLIP to
 examine the use of new remote sensing technology to provide an advanced flood
 warning system. If the Business Case resulting from this phase is accepted by
 DLUHC, it is anticipated that further funding will become available for an Alpha
 Stage to try out the new system in selected locations within the 3 councils.
- Partnership working with Network Rail and Environment Agency to develop a scheme to reduce likelihood of flooding by upgrading a major debris screen at Howley Beck, Batley.
- High level flood alleviation studies commenced for several cross-district locations (clusters) aimed at slowing the flow and attenuation in high-risk areas. Expect feasibility reports early to mid-2024. Our ambition to look at £2m bid, better protecting 200 properties.

- High level studies examining opportunities for natural flood management (NFM)
 locations across the district with the aim of slowing flows in upland catchments to
 reduce the flood risk to downstream communities This complements partnership
 working with National Trust/Yorkshire Water/ River Trusts/Woodland Trusts/etc. A
 Draft report anticipated January 2024 to be followed by a Stakeholder Workshop
 in February 2024 to finalise the study findings.
- A business case has been submitted to the West Yorkshire Combined Authority (WYCA) for a flood alleviation scheme at Albert Street/Queens Mill Road comprising measures of lower the consequences of flooding by allowing flood waters to recede more rapidly (flood routing), complementing a proposed additional flood storage study by the Environment Agency whereby the likelihood of flooding is reduced. Decision imminent.

2. Information required to take a decision

Kirklees Local Flood Risk Management Strategies

The current **Local Flood Risk Management Strategy** was ratified in 2012 with an update in 2019. The details of progress against the action plan identified for the Overview & Scrutiny Management Committee in 2023 is included in Appendix A.

Commenced in 2022 and progressed in 2023, a new Local Flood Risk Management Strategy will be considered at Cabinet on 20th February 2024 and the Committee will be updated on this as appropriate.

The strategy itself was presented to Overview & Scrutiny Management Committee separately on 5th December 2023. It has been agreed with the Chair not to include a repeat of the synopsis or the body of report in this briefing. Measures and actions proposed in the updated Strategy are produced in Appendix B.

Prior to the new local strategy being adopted, the existing measures and actions against the 2019 revision have continued. It is felt these measures largely align with the themes of the National Strategy with acknowledgement of increased emphasis on preparation for the use on innovative technologies, natural flood management opportunities, community resilience, and partnership working, going forward.

SUDS Approval Body (SAB)

As reported in 2023 for the Overview & Scrutiny Management Committee, Schedule 3 of the Floods and Water Management Act 2010 provides a framework for the approval and adoption of sustainable drainage systems, including soakaways, grassed swales and detention basins, that will rest with Local Authorities. When compared with traditional techniques to hold back water, SUDS can also offer amenity and biodiversity values, and improvement in the quality of water discharging from the site.

High level design will no longer be considered in the planning process but will run alongside it and be managed by the SAB who will consult relevant bodies.

In addition, the Council will be expected to scrutinise detailed design with the aim of forming legal agreements to adopt and maintain (taking over responsibility) the new infrastructure.

There have been delays in providing detailed guidance to Local Authorities from DEFRA for the dates and methods of implementation of Schedule 3. Kirklees Flood Management Department as a member of ASA Policy Unit (Association of SUDS Authorities), has collaborated in producing Leadership Teams within Councils across the UK, information on resource implications (Appendix C). This has been included on the Council's corporate risk register.

Strategic Flood Risk Assessment (SFRA) leading to Local Plan 2

2024/25 will see the flood risk management department concentrate its resources more toward the concept of Place Making. This will culminate in a significant body of work providing consultations to the planning department on individual applications for land allocation in the proposed local plan.

Prior to this exercise, Flood Risk Management and Planning Policy departments will work with the Environment Agency in procuring the services of consultants to produce an updated Strategic Flood Risk Assessment (SFRA). This is a bridging document produced to inform the local plan.

Risk is a measure of the likelihood combined with the severity of potential consequences of flooding. The potential consequences are dictated by decisions in the allocating of land for specific uses.

Kirklees Council will consider whether it can first, avoid risk through allocating enough land for development in the areas of least probability of flooding, and if not, second, can we adequately mitigate the risk of flooding within the guidelines of the National Planning Policy Framework (NPPF)?

In short, selecting the best of the rest for recommendations in the local plan which is subject to public consultation.

The SFRA brings together the latest river (fluvial) and surface water (pluvial) models to inform the Local Plan of areas of greater risk, and looks to future proof decisions made by incorporating the estimated effects of climate change in increasing flood risk.

For river flood risk, the supporting document sets out areas 'where water has go, or be stored' using set parameters that examine the likelihood of flooding through its definition of 'functional floodplain'.

The functional floodplain is limited to essential infrastructure or water compatible development only. This therefore acts as strict flood avoidance tool and sets a marker not only for housing and commercial allocations within the local plan, but also for planning applications (windfall sites) submitted in the years to come.

The public consultation feedback on Kirklees's proposed Local Flood Risk Management Strategy was clear. Stakeholders wanted as strong a stance as possible on land allocations in relation to flood risk avoidance.

In production of an updated SFRA we will therefore seek to have a stricter definition of functional floodplain than was promoted in the 2016 version which was in accordance national standards defined in NPPF at that time.

Additionally, the SFRA will advise on how to avoid inappropriate and unsustainable development outside the functional floodplain (as defined by NPPF) using the sequential test process.

The sequential test process is a comparative tool that aims to steer commercial and housing allocations to areas of least risk. Sites that fail this test when compared to others will not be allocated in the proposed local plan.

Where sufficient land is unavailable to allocate in the lowest risk zone, certain sites may pass a sequential test but then be subject to an exceptions test.

The exceptions test is not an avoidance tool as it accepts some risk. It is defined as a risk mitigation tool which will be subject to debate through public consultation. Such allocations will be expected to lower risk to acceptable standards as defined in NPPF.

We recognise of course that there are several additional factors at play when developing the local plan. Debates over allocating land for development in areas of low flood risk may receive scrutiny for other reasons, e.g. green belt land. Such factors may carry more weight than flood risk when difficult decisions are made.

The SFRA will also inform policy development and related guidance documents. This will include examining the impacts of development on existing flood risk through management of surface water flood risk on site, the use of Sustainable Drainage Systems, and the potential for additional measures including the use of Natural Flood Management.

We envisage additional advice for opportunities to link sustainable drainage to biodiversity net gain and amenity aspects of development.

Yorkshire Water has received an initial invitation to examine how Kirklees can help its risk management partner through the SFRA, in reducing contamination spills in severe weather from combined sewer overflows, thus helping prevent pollution via flood risk mitigation measures.

Emergency Planning.

Last year has seen the production of a revised **Severe Weather Plan incorporating Pre-Operational Flood Plans**. The Flood Management department provides intelligence on high risk areas and informs operational requirements within the plan in collaboration with our Highways Colleagues and the Emergency Planning Department.

The review of the effectiveness of previous versions of plans and their execution has seen development in the following areas:-

- Advanced deployment of sandbags in key locations
- Training of volunteer staff from multiple departments as 'spotters'.

- Revised observation locations for spotters in line with flood risk intelligence and risk assessment.
- Revised Trash Screen priority list using principles of asset management.

The use of spotters evolves from public feedback on Council presence during previous extreme storms, notably boxing day 2015, where events proved more severe than forecasts predicted. Their role has evolved subsequently after debriefs and reviews of operational performance of the Council, in discussion with the Environment Agency and emergency services.

The role extends beyond being a Kirklees presence on the ground within our communities to answer questions and provide feedback to a central command from residents. They provide live information by checking river levels and other areas where flooding is predicted, and feedback intelligence used to direct our resources efficiently.

There will be a presentation to committee on Flood Events - Emergency Planning and our Communities to support this report. Slides from the presentation have been included in Appendix D.

Community Flood Resistance and Resilience Work

A summary of flood management initiatives carried out in 2023/24 to support the strategy is included in Appendix A, including a synopsis of purpose and potential benefits.

Examples of work direct with the community includes the sandbag pre-deployment trial with the Middlemost Ponds and Liversedge Community Group. In these two cases the stock is always available.

Although there is no legal obligation for Councils to provide sandbags (or gel bag alternatives), Kirklees Council has elected to continue to offer assistance subject to resources being available, and prioritised based on vulnerability for any resident caught unawares as flooding has never occurred previously. Unfortunately, this is not often practicable in a reaction to district wide event.

Where residents know that they are at risk, they are encouraged to purchase their own stock ready for instant deployment. This is encouraged in official recommendation to government in the Pitt Report 2008 for communities to become self-reliant and more resilient.

Kirklees Council has elected to continue to assist specific communities of known risk. This is either done by a sandbag drop off when flood warnings are received or a predeployment trial in the case of Liversedge, where a central stock is provided and permanently stored for the community in a container located in the grounds of a local church.

Kirklees Flood Management have agreed to work with Liversedge ward Councillors going forward to promote better resistance and resilient opportunities due to the limitations of sandbags as a flood prevention method. An improved form of community resilience lies in the promotion of property flood resilience that can slow the entry of water into a property, and work in conjunction with submersible pumps for the duration of the flood.

Schemes have been available in Kirklees where national grants have been offered subject to the severity of flooding in a region.

In the case of Middlemost Ponds, an engineered scheme is being promoted in consultation with the Environment Agency and residents and the original developer of the estate, whereby alterations in local land levels could encourage an overland flow route away from vulnerable properties. This would negate the need for sandbags.

Hurst Lane in Mirfield has now been removed from our Severe Weather Plans list of pre deployment of sandbags upon receiving flood warnings. In this instance the community has benefitted from the installation of a flood gate to the walled courtyard of the vulnerable properties. The gate was secured using from grant funding from central government and provides more certainty of protection than sandbags can offer. The closing the gate acts as instant and easy action for residents to better defend their properties.

Kirklees Council, with the support of West Yorkshire Flip, is applying for funding to tackle the impact of flooding of homes on the mental health of residents. This aspect of community well being has been neglected in the past and is seen as pioneering work in the support of community resilience (ability to recover).

A presentation on the proposals will be given to Committee to support this presentation. The presentation slides have been included in Appendix E.

Working on surface water flood risk at the boundaries with other West Yorkshire districts

In response to queries raised by the Overview Scrutiny and Management Committee 20th December 2023 on the Kirklees Local Flood Risk Management Strategy, the Flood Management Department has raised the issue with our West Yorkshire colleagues.

Opportunities for working with other Councils are already present through collaboration via West Yorkshire FLIP and the discussion of business case development for Grant in Aid and Local Levy flooding bids at Yorkshire Regional Flood and Coastal Committee meeting.

However, to specifically target potential border issues for surface water and ensure they are captured, it has been discussed and agreed to place this item on the agenda for meetings of senior West Yorkshire Flood Risk practitioners, where general issues and best practice are discussed and shared. Agreed actions resulting from discussions will then be followed up and development as appropriate.

3. Implications for the Council

3.1 Working with People

The strategy has and will have an increasing focus on community resilience to mitigate the consequences of flooding reflects national strategy. Consequences and the management of that aspect of risk should not only concentrate on property, but individual and community

safety and well-being. We continue to focus on community engagement both strategic level with public consultation and workshops on our strategy, and at community level, aiming at encouraging better preparedness before a storm event, better property level protection during, and improved recovery outcomes after flood events.

3.2 Working with Partners

The Council will continue to work pro-actively with other risk management authorities, including the Environment Agency and Yorkshire Water, to share information, develop joint initiatives and provide clarity on the responsibilities of management of flood risk.

Our partnership networks include large landowners such as The National Trust and several 'special interest groups' with shared or complementary goals such as the Woodland Trust and Moors for the Future.

Best practice is sought through regular meetings with other West Yorkshire Councils and National associations such as ASA.

3.3 Place Based Working

Our work continues the diversity of the district and actions identified in the strategy pay regard to the needs of each community. Our new Local Strategy will aim to priorities areas of high-level flood risk but also recognise areas of social deprivation.

Our focus will be to work with local Councillors to better understand the issues that exist in our communities. Flood Community groups have been established and we continue to liaise with them on a strategic and local level. Such groups and individuals are crucial to gain information and knowledge and therefore better understanding of specific risk, seeking to use these relationships lead to effective solutions.

3.4 Climate Change and Air Quality

We will deliver a catchment approach to managing the impacts of climate change in relation to flooding. Grant funded flood mitigation schemes include allowance for increased rainfall associated with climate change. An increasing emphasis on Natural Flood Management schemes, including ponds, detention basins, leaky dams, tree planting and use of water retaining plants ensure benefits of biodiversity and carbon sequestration in addition to flood risk management.

We continue in our role as statutory consultee to the Local Planning Authority for surface water flood risk. Conditions are set for approved applications that slow the flow from new development and temporarily store volumes of rainfall on site. Designs for attenuation include provision for increased rainfall in the future.

The implementation of Schedule 3 of the Floods and Water Management Act 2010 (Suds Approval Board) places the Council as the lead authority in ensuring sustainable drainage systems are prioritised, including their adoption and maintenance, a key step in tackling climate change with benefits in reducing carbon footprint.

3.5 Improving outcomes for children

Not applicable.

3.6 Financial Implications

The Local Flood Risk Management Strategy has been financed within Flood Management Revenue budgets for 2023/24. Local Authorities are obliged to produce such a document under the Floods and Water Management Act 2010 to reflect changes at national level with the aims and policies of the National Flood and Coastal Erosion Risk Management Strategy.

To bring together aims and aspirations of other Risk Management Authorities and stakeholders, including local communities and individuals, targeted and public consultations have been integrated into this document.

The strategy produces measures and actions to reduce flood risk in the district; to property; businesses; and infrastructure, with the benefit of reducing the financial impact of storm events, both in terms of the likelihood of a flood occurring, and the severity of the outcomes.

The average private insurance payout for a flooded property according to the Association of British Insurers is over £33,000, and can run into millions for businesses in terms of stock damage, physical damage and operational recovery.

The production of a new Strategic Flood Risk Assessment (SFRA) is a mandatory requirement of National Planning Policy Framework. A typical cost of a level one SFRA is around £40,000. However, a significant part of the cost is based on hydraulic modelling requirements. It is our proposal to combine a stricter definition of functional floodplain using models above the minimum stated requirement, that are largely available already. In addition, surface water modelling has already been produced for the LFRMS. The benefits of the SFRA in informing the local plan is to steer development away from the higher risk flood areas where reasonably practicable. In doing so the number of properties listed at risk from flooding as quoted in the LMRMS, will have limited or no increases through the use of this funded intelligence. Thus, concentrating on the principle of establishing safer communities.

3.7 Legal Implications

No legal implications. Kirklees Flood Management continues to carry out its statutory duties.

3.8 Other (eg Risk, Integrated Impact Assessment or Human Resources)

An Integrated Impact Assessment (IIA) has been completed (awaiting ratification). It is being presented to cabinet on 20th February 2024 in accordance with council procedures.

4. Consultation

The flood risk management service will continue to consult members, local communities including flood groups, and our partners when developing flood mitigation projects.

The development of our new local strategy consulted Councillors, Parish Councillors, Flood Groups and residents and business owners, through direct contact, posters, letter drops, web and social media advertising. Documents were developed into accessible formats and an online survey (with support) was developed for opinions to be shared.

5. Engagement

Flood Risk Management will continue to engage our local communities when developing flood mitigation projects as a service provision.

Working alongside the Environment Agency continues to be crucial in the bidding for and progressing grant funded schemes. The EA will play a partnership role as a risk management authority and critical friend in developing a new Strategic Flood Risk Assessment for Kirklees, which acts as a bridging document to inform the development of the Local Plan, its allocations, and policies.

We continue to engage with Highways and Emergency Planning for severe weather management.

6. Options

6.1 Options considered.

To progress the measures in the action plan through 2024/25 (Appendix), subject to Cabinet Approval of the Local Flood Risk Management Strategy, hearing 20th February 2024, and to consider the views expressed by Overview and Scrutiny Committee.

6.2 Reasons for recommended option

The paper is a presentation for the Overview and Scrutiny Management Committee's annual review of Flood Management activities against measures in the current 2012 strategy (updated 2019).

7. Next steps and timelines

The proposed new Local Flood Risk Management Strategy is due to be presented to Cabinet on 20th February 2024 and the Overview and Scrutiny Management Committee will be updated on this as appropriate.

Similar actions for statutory functions against the 2012 (updated 2019) plan will continue where appropriate. Additional actions for 2024/24 will reflect the change in emphasis partnership working, natural flood management, innovation in flood risk management.

8. Contact officer

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9. Background Papers and History of Decisions

Overview and Scrutiny Management Committee 5th December 2023 Report

10. Appendices

- Appendix A: Progress and Implementation Plan 2023/4
- Appendix B: Proposed Action Plan 2024/5
- Appendix C: ASA Guide to implementation of Schedule 3
- **Appendix D:** Presentations Slides (Emergency Planning Working with our communities.
- Appendix E: Presentation Slides: (Mental Health and Well Being)

11. Service Director responsible

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Appendix A

Progress and Implementation Plan 2023/4

The "Annual Progress and Implementation Plan"

Progress against the 32 actions in the 2012 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 2012 (revised) 2019 objectives.
- Action areas proposed against the new draft Local Strategy 2024 to be examined at cabinet 20th February 2024
- 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.

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. Progress against the Actions Delivering the Objectives

Note: The outstanding measures from the 2012 Strategy form the basis of the action plan in the updated 2019 Strategy and are outlined below:

Ref.	Measure	How will we measure	Timescale	Actions in 2023
		success?	for the	
			Action	
1.1	Assessment of High Flood Risk Locations	Complete the assessment of the highest risk locations Have a clear understanding of the type and size of flood risk at each location	Ongoing	Cluster studies of high risk locations completed, with Clayton West/Scissett to come, leading to further feasibility studies for attenuation of water.
1.2	Improve Skills and Knowledge of FRM Officers	Develop a multi-skilled team Encourage knowledge transfer from technical consultants	Ongoing	CCTV Crawler Unt and Push Road training completed. SUDS training courses. Planning Technician training ongoing. Various seminars attended, including partnership funding, SUDS and NFM.
2.1	Publish and distribute information explaining responsibilities, local flood risk, property protection/ resilience etc.	Identify programme of community engagement Produce information templates Complete programme of community engagement	Ongoing (2018-23)	Land drainage consent can be applied for online.
2.2	Involve local communities in local initiatives and schemes	Develop an engagement programme which encourages information exchange (assets and flood incidents) with residents	See above	Discovery phase of DLUHC funded early flood warning using remote sensors on watercourse completed. (Kirklees/Wakefield/Leeds/ICASP Partnership). Community Flood Groups consulted on Local Flood Risk Management Strategy workshop. Pre-deployment trials of Floodsax with Middlemost Pond and Liversedge flood groups commenced.
3.1	Identify highest risk open and culverted watercourses, highway drains and other drainage/flood features	Develop a prioritisation process to rank watercourses and other drainage systems/assets	March 2020	Year 2 study of debris screens commenced. 17 screens identified for improvement to current standard. Topographical surveys

		 Develop a program of condition surveys on high priority assets Compile a list of highest risk council- maintained drainage systems 		commissioned to inform detailed design. Outline design possibilities for flood mitigation of high risk highways and public open space completed.
3.2	Develop an affordable cyclical and reactive maintenance regime based on risk	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	Debris screens analysed as part of an asset management improvement programme to optimise maintenance cycle completed.
4.1	Identify highest risk private flood defence and drainage assets	Document a process to record and risk-assess significant private drainage assets Compile a list of highest risk privately maintained drainage systems	Oct 2020	Assets continue to be recorded as a routine part of the inspection process. Significant assets declared on webpages as required under Flood and Water Management Act 2010.
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	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	NFM opportunity mapping study across multiple land ownership completed and issued for consultation to stakeholder (Yorkshire Water, National Trust etc.)
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	 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	Continue working with Environment Agency in managing business cases for funding in a 6 year cycle. Southview Road, East Bierley – surface water improvement scheme completed 2023. Albert Street/Queens Mill Road Flood Alleviation Scheme business case completed to obtain WYCA funding. Decision expected Feb 2024

2. Summary of Flood Management Initiatives carried out in 2023/24 to support the Strategy

A number of other actions in the 2012 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. 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 in the table below.

Initiative	Date	Purpose	Budget	Funded by	Benefits
	Completed		(£,000's)	(Council or External)	
South View Road – SW improvements	2023	Improve the existing drainage capacity	£58	GiA	To help better protection properties from flooding.
Sandbag Pre-Deployment Trial	2024 (Ongoing)	To support flood risk communities in advance of severe weather	£15	Council	To better protect high-risk communities from property flooding
Multiple Flood Studies – Clusters 3/4/5, Marsden, Milnsbridge Golcar, North Mirfield Canker	Ongoing	To further develop in more detail flood alleviation options.	£52	Local Levy	To help better protection properties from flooding.
Debris Screen Study	Ongoing	To improve asset condition of high-risk debris screens	£550	Local Levy	Improving the asset condition will prevent blockages/collapses which ensure neighbouring properties don't' flood.
WY FLIP - Water Level Monitoring trial in ordinary watercourses	Ongoing	To identify higher risk locations and mitigation options	N/A	Council	Support severe weather incident management and a risk-based approach to asset management
WY FLIP Programme – Mental Health	Ongoing	Develop a project that aims to tackle the issue of elevated rates of mental health illnesses in high-risk locations.	£400	Local Levy	To provide a Mental Health care support check in service for flood victims Improve overall resilience to flooding. Improve physical and mental wellbeing
Gully Cleansing telemetry	Ongoing	To record gully cleansing operation – gully visits and gully condition	N/A	Council	Electronically recorded data can be used to better understand gully condition, gang outputs and gully round efficiency.
Middlemost Pond Study	Ongoing	To develop a feasible flood alleviation scheme at Middlemost Pond	£32	Local Levy	Better protect the local community from flooding
Albert Road	Ongoing	To construct a flood alleviation scheme ion partnership with the Environment Agency and Highway Department.	£500	WYCA	To better protect businesses and key road network from flooding
Environment Agency Future Programme	Ongoing	An ongoing programme of proposed works that require feasibility and competitive bid writing to secure.	£6000	GIA + Local Levy	To secure a consistent funding stream to better protected properties in the medium to long term.

Several high level studies are ongoing 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 detailed assessments to scope a project from which grant funding will be sought, through outline and detailed business cases, but often do not generate all the funding required.

In broad terms, experience shows that 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 defence 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. WY FLIP is a **collaborative programme** which aims to enable local authorities, academia, industry and the third sector to increase the **resilience of the region to flooding** and the impacts of climate change. The focus of the Programme will be to collaboratively develop innovative funding bids to attract significant funding to West Yorkshire over the next 6 years, bringing resource to the region as a national flagship for collaborative working, innovation and resilience. It has secured £160K springboard funding to establish and develop the Programme, more information can be found here. One of the WYFLIP projects being by Kirklees Council is the Mental Health support that can be established, working with partners that currently operate in this area, with a focus on our flood communities. Proposals have been agreed with WY FLIP partners in 2023 to be put forward as a business case for further funding.

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, River Trusts, 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 a priority gullies list has been established which records indicate have historically resulted in property flooding. These gullies will be prioritised in our flood risk response activities.

3. Priorities for 2023/24

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. Remain abreast of emerging new climate science to ensure the Council is in the best position to response. It is important to not only respond to flood mitigation using engineering defences but seek out sustainable options such as opportunities to slow the flow. 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. Enhancing community resilience is a key part of the solution to the managing local flood risk so building volunteering capacity in our flood communities is key.

The main priorities for 2024/25 are therefore:

- Adopt a new Local Flood Risk Management Strategy
- Continue our efforts in S19 and flood investigations to enhance our flood risk and asset knowledge.
- Continue the high-level area flood risk assessment programme to help understand the location and size of flood risk in our highest risk areas.
- Continue with our engagement/information-sharing programme with local ward members and at-risk communities.
- Continue planning compliance on recent development sites in flood risk areas.
- Publish a revised Strategic Flood Risk Assessment to inform Local Plan 2.
- Work with communities to building resilience by establishing local flood groups.
- Map out NFM opportunities in Kirklees with partner organisation.
- Look at innovative technologies to aid in the monitoring of flood risk.

Strategic Theme	Ref	LFRMS Strategic Measure	Promoted Actions 2024/5
PLACE	1	Engage early with spatial planners and growth strategies to ensure new development and plans make best use of land in making space for surface water, fluvial water, sustainable drainage systems and promote the use of adaptive pathways to adapt to climate hazards. Share our understanding of flooding in the area to avoid inappropriate development.	 Provide preapplication responses to planning consultations. Lead on the production of a new Strategic Flood Risk Assessment to inform the Local Plan and its policies.
PLACE	2	Work with the Local Planning Authority, Highway Authority, Environment Agency and water companies to ensure the planning process and development design account fully for land drainage and surface water managements issues. Ensure our practices secure sound management and maintenance regimes that are proportionate and appropriate to the flood risk in the area.	 Work with planning and legal services to create management companies to secure separate maintenance plans for SUDS and Watercourses through section 106 T&C planning Act 1990. Secure safe flood routing via conditions on major applications using highway network and open space as conduits. Partner with section 38 (road adoptions) as an enforcement tool.
PLACE	3	As a Lead Local Flood Authority engage with others to advise on climate change allowances for sources of flooding from surface water, groundwater and ordinary watercourses. To share and inform others of current guidance, research and best practice on sustainability and water management to inform decision making.	 Provide consultation advice for planning and preplanning applications reflecting the latest forecasts for location of the property and volume of attenuation required. Ensure information documents on our website are up to date. Partner other Local Authorities and the Environment Agency through ASA workshops and West Yorkshire land drainage meetings.
PLACE	4	Enhance our early engagement with developments and commit to targeted periodic inspections of new development to ensure compliance/enforcement with drainage planning conditions and Land Drainage Act legislation. Seek 106 contributions where appropriate and promote environmental net gain.	 Provide audit to key sites to ensure construction phase drainage plans are implemented on site. (2024) Audit commercial sites on an annual basis (select 10) for the fitting of private flow control devices. (2024)
PLACE	5	Improve our asset data on drainage assets within the district including highway gullies, culverts, carrier drains, debris screens and others to build our evidence base. Where considered significant make this publicly available.	 Record additions of nodes and linear drainage features and produce a performance indicator to check monthly. Review Asset Data on trash screens especially ownership and maintenance requirements – produce clear access to information via Kompass. Presentations on importance of asset Recordings (Highways).

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PROTECT	6	Identify and develop flood risk improvement schemes for Kirklees to reduce the risk of surface water flooding and flooding from ordinary watercourses to better protect properties and the highway network in high-risk areas. Be open to new financing models. Promote a range of resilience actions and climate change scenarios.	 Submit and develop a further studies based on NFM opportunities mapping study to acquire grant funding (2024-5) Application for funding through an EA initiative for 3 new opportunities for funding for NFM. (2024-5) From Debris Screen Assessments, aim to replace/upgrade Council Assets to current standards. (2024-5) Provide training on grant funding applications and incorporate the use of Grant Finder to access different funding pots and partnership funding (2024-5)
PROTECT	7	Improve the awareness, understanding and delivery of Property Flood Resilience measures to manage local flood risk within our communities. Encourage homeowners and business owners to undertake Property Flood Surveys and seek grant funding to support resilience measure installations to support a build back better approach.	 Work with West Yorkshire Partners on 'information sources promoting Build Back Better' in terms of property flood resilience (2024/5) Review 2022 grant take up of surveys and Property Flood Resilience (PFR) in all areas of the district (2024/5) Sandbag review for key areas with the aim of promoting better resilience options.
PROTECT	8	Work with our partners, learned institutions, communities to develop integrated solutions and maintenance programmes to deliver multiple benefits to reduce flood risk and look to improve economic, social and environmental benefits. Be innovative in our approach.	 WYFLIP – Progress funding bid for Mental Health Resilience to tackle consequences of flooding for victims. (2024-6) WYFLIP – Progress opportunities for funding bids for the use of cameras/telemetry to replace site inspections visits with instant remote observation. (2024-6) Review Calder View, Mirfield, with Kirklees Highways and Gleeson Homes in terms of the estate road design and opportunities for the use of automatic flood warning signs.
PROTECT	9	Engage with catchment partnerships and landowners to embrace land management techniques and natural flood management to help to manage surface water runoff. Seek out opportunities to use Working with Natural Processes in managing flood risk to promote multiple benefits such as environmental net gain.	 Submit and develop a further studies based on NFM opportunities mapping study to acquire grant funding (2024-5) Combined the opportunities identified from studies with National Trust and Yorkshire Water schemes, working in harmony with White Rose Forest and Moors for the Future for a comprehensive district wide NFM funding pipeline. Form a working group with internal partners, such as landscape architects, ecology, arboriculturists, climate change officers and planners to examine opportunities for SUDS and NFM to combine with biodiversity net gain targets.
PROTECT	10	Support the severe weather incident management function the Council undertakes through technological advancements to ensure it is an intelligence led approach.	 Trash Screen Asset Management Review to optimize maintenance schedules (ongoing) DLUHC funding with Wakefield and Leeds to look at level detection on watercourses and trash screen remote observation. Use of extended Spotters list for information gathering covering wider areas (2024) Review of Spotter Locations and Health and Safety Assessment to facilitate the above (2024)

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PROTECT	11	Maintain assets based on a risk-based approach to ensure high flood risk assets are prioritised and allowances made for climate change projections are considered. Try new technological approaches. Assess which Council assets require capacity improvements as a last resort.	 Trash Screen Asset Management Review to optimize maintenance schedules – 2024 Review priority gulley list – 2024 Exploring the use of LoRaWAN for monitoring flood risk remotely Review of culvert capacity beyond above screens subsequent to upgrading of trash screens. 2026 onward. Modelling assessments on ordinary watercourses for capacity and attenuation incorporated into NFM Studies 2026- onward.
RESPONSE	12	Provide intelligence to ensure policy frameworks and emergency plans are robust. Work with other services to establish the basis of the Council's response to severe rainfall events in supporting communities.	 Review of Spotter Locations with a risk assessment for safety. Provide training for new volunteers (2023-4) Review Gulley Blitz areas (annual) Review Sandbag pre-deployment agreements after each event with a view to improving resilience(ongoing) Continue to work with Emergency Planning and Highways as a subgroup for severe weather management (ongoing) Work with Emergency Planning to Review Post Flood Plans (2024-5) Provide 365 days a year standby cover for severe weather management (ongoing)
RESPONSE	13	Work with the local communities and landowners to increase their awareness and preparedness for flooding in Kirklees to improve flood resilience in homes, businesses and communities through education campaigns with our partners. Enhance our online content to deliver a one-stop shop.	 Work with Emergency Planning for a web page review – Web Page Review, taking best practice from around the UK (annual) Formalise flood groups where appropriate and encourage households located close to trash screens as observers for flood management (2024-26) Liaise with West Yorkshire Council partners regarding promoting and working with communities to improve resilience by 'building back better' via an awareness campaign on web pages and social media (2024-25) Work with WYCA on specifically looking at business resilience grant opportunities – target Mirfield and Albert Street 2024-26
RESPONSE	14	Encourage flood community action groups to be set up in key areas of flood risk and through this work, in conjunction with partners, provide a higher standard of community led resilience by developing a network of community resilience leads.	 Formalise flood groups, where appropriate, look to involve households close to trash screens as observers for Flood Management 2024-2026. Work with Environment Agency to complement their flood warden work in the district, promoting individual and community flood plans 2024-6

RESPONSE	15	Ensure flood risk management actions reach out and remain inclusive in our approach within our diverse communities and areas of deprivation.	 Although flood studies concentrate on areas of risk, flood management will ensure diversity is always considered in terms of location and make up of population. This can be tested through looking at integrated impact assessments as part of the brief. Opportunities for flood alleviation schemes in deprived areas will be promoted due to the incentivised cost benefit analysis weighting for Grant in Aid Funding.
RESPONSE	16	Establish and maintain a Communication Plan in line with national and other Council services to provide coordinated and timely information to communities at flood risk.	Severe weather plan and communications – provide intelligence alongside Highways and Emergency Planning partners for communications on Kirklees Website and Social Media (ongoing).
RECOVERY	17	Provide follow up recovery support and advice to residents, business owners and communities that have been affected by flooding on funding, wellbeing support and signpost to affordable flood insurance to help them recover quicker.	 Work with Emergency Planning to formalise post flood action plan 2024-25 Ensure Web site has latest information regarding Flood Re from Association of British Insurers. Work with communications on promoting this on social media and targeted letter drops. (see above) WYFLIP – Progress funding bid for Mental Health Resilience to tackle consequences of flooding for victims. (2024-6) Work with ward members to promote better resistance and resilience techniques using property level protection grants where available as an improvement to sandbag usage.
RECOVERY		Investigate flood incidents of all sources and establish flood outlines with our partners to validate existing flood models to help inform future grant fundings and flood risk management projects.	 Continue to follow up incidents with investigations and record flood incidents and findings (cause and effect) – ongoing. This incorporates published Section 19 investigations for significant flooding where the cause is not immediately obvious, leading to requests for relevant flood risk management authorities to take this further. (ongoing) Continue to offer support to our partners at the Environment Agency post fluvial flood events, establishing wrack marks and sharing knowledge from the community as to the extent of flooding. (ongoing). Carry out social media and traditional media searches for reports of flooding to properties not reported to the Council. media. (ongoing) Record on site reporting of flood extent information gathered from community spotters. (ongoing) Support and encourage the wider use of PDA's for Kirklees Staff to provide photographic validation of flood extents. 2024-2025

RECOVERY	19	Work with Partners and health bodies to ensure mental health impacts from flooding are factored into long term recovery planning.	WYFLIP – Progress funding bid for Mental Health Resilience to tackle consequences of flooding for victims utilising experience and knowledge of mental health experts. (2024-6) Work with Emergency Planning to formalise post flood action plan 2024-25
RECOVERY	20	Support Review Briefings and feedback learning from communities to inform our plans and policies to ensure a more efficient and effective response in the future.	 Continue to support Emergency Planning in flood event debrief with various internal Kirklees partners including Highways and communication departments to see what was successful and what could be improved Ongoing. Investigate the effectiveness of the use of sandbags/gelbags as a first line of defence with community flood groups. Ongoing. Take opportunities to promote property flood protection/resilience on the back of major flood eventsongoing. Review severe weather action plan after each event with Emergency Planning ongoing.



Guide to implementation of Schedule 3

What is Schedule 3 and what does it mean for my local authority?

Schedule 3 originates from the Flood & Water Management Act 2010. Schedule 3 was not enacted with the rest of the Act. Instead, the National Planning Policy Framework (NPPF) was updated in addition to making LLFAs statutory consultees to planning, to require the use of SuDS, seeking to implement the intentions of Schedule 3 using the current planning system. The <u>Jenkins review</u> (2020) concluded this approach was not working. DEFRA undertook a <u>review into the implementation of Schedule 3</u>, published in January 2023, concluding that Schedule 3 should be implemented as written, with unitary or county councils as approving bodies. This conclusion was accepted by ministers with government now considering how to implement, alongside final scope, threshold and process, ahead of public consultation later this year (expected November) and implementation in 2024.

Schedule 3 provides a framework for the approval and adoption of drainage systems, an approving body (SAB), and national standards on the design, construction, operation, and maintenance of SuDS. Also, it makes the right to connect surface water runoff to public sewers conditional upon the drainage system being approved before any construction work can start.

DEFRA has acknowledged implementation of Schedule 3 will require professionals with the skills and knowledge to design, construct, assess and maintain SuDS. This would also extend to administrative and back-office functions. The review recommends that actions are developed to ensure there is sufficient access to the right skills and capabilities to deliver and maintain SuDS.

Construction work that meets the SAB threshold cannot begin until SAB approval is received. This is separate to planning permission. The SAB threshold and any staged rollout is likely to form part of the public consultation.

Schedule 3 implementation would lead to local authorities having new duties. The net additional cost of all new burdens placed on local authorities by central government must be assessed and funded. These costs will fall under the New Burdens Doctrine and a new burdens funding assessment will be required.

New workload:

- Back office review of roles and structure (management of the activities)
- Customer enquiries
- Receiving, validating, and taking payments for SAB pre-applications and full applications
- Discussions with applicants
- Site visit for initial assessment
- Technical evaluation of all new surface water drainage systems in accordance with national and local standards
- Managing the application process from validation to adoption
- Liaising with consultees (consideration and determination), both internal and external
- Ensuring a consistent response to both the SAB and Planning Application, for the same development proposal
- Calculating and processing non-performance bonds and commuted sums (arrangements TBC)
- Writing letters of refusal with reasons, letters of approval with conditions and letters requesting additional information
- Preparation for, and representation at appeals, hearings and inquiries
- Inspecting on site, all new surface water drainage during construction and discharging SAB approval conditions
- Enforcement issues (stop notices / legals / records) note, LPA enforcement costs are not funded through application fees, with the cost borne by central budgets
- Statutory undertakers remedial work
- Negotiating and securing legal agreements (easements, transfer of land, maintenance, access etc)

- Recording assets on systems / designating assets
- Adopting, maintaining & inspecting all new "SAB adoptable" drainage systems, inc. managing S106 contributions (in accordance with Flood & Water Management Act 2010, Section 17.

Whilst costs to set up the SAB will come from New Burdens funding. Running costs are envisaged to be covered from the applications and approval processes.

The three main costs and funding are around:

a) The costs to set up the SAB:

The net additional cost of all new burdens placed on local authorities by central government must be assessed and funded.

b) The running costs of the SAB:

As part of the application process, the developer will pay an application fee, which will provide a means of funding the SAB's operational costs. This is expected to result in a net-zero cost for the local authority. A DEFRA-led review of the SAB arrangements enacted in Wales reported SABs rely heavily on charges for technical assessment of pre-applications (including provision of advice and negotiation etc.) but are generally running at a loss.

c) The operation and maintenance costs of SAB adopted SuDS:

This may form part of the consultation. Various views on where this funding should come from including the following suggestions by DEFRA:

- Developers to provide means of funding, e.g. commuted sum
- There is a charge for surface water drainage as part of water bills. This amount for each house on a new development that drains rainwater to a SuDS could be transferred by the water company to the SAB
- Or, the household could get rebate on their water bill and instead pay a service charge of the same amount of the rebate to the SAB.

What can we expect?

DEFRA are currently undertaking multiple pieces of work prior to a public consultation. Current discussions on National Standards have looked to align with the changes proposed in the <u>review of the non-statutory technical standards</u> alongside a seventh standard to cover fees, adoption and maintenance. This is part of ongoing discussions and is expected to form part of the public consultation.

Schedule 3 was implemented in Wales in 2019. Wales have recently published their lessons learnt and DEFRA are keen to incorporate this learning into the implementation of Schedule 3 in England. We can learn a lot from Wales and we would encourage all Councils to take the time to familiarise themselves with the Welsh statutory guidance and statutory standards documents along with some of the local processes which can be found on each local authorities website.

What can we do now?

Internal briefings

Ensure that senior leadership and councillors are briefed on what Schedule 3 is and what the impacts are likely to be. Some of these will be consistent across all Councils, whilst some may have more specific concerns. It is encouraged to include Schedule 3 implementation on local Business Risk Registers

Think about your local standards

Whilst National Standards will be set, there may still be a requirement for local standards in some areas. It may therefore be prudent to delay any planned updates to local guidance until we have further clarity on Schedule 3. Alternatively, you may wish to discuss this with neighbouring LLFAs to collaborate on any future local standards to develop regional standards, as is the case for some LLFAs already.

2

Investigate local adoption processes

Talk to your Highway Authority and Water and Sewerage Company (WaSC). Both of these organisations already have adoption processes (from validation through to adoption and maintenance) and skilled staff. Now is the perfect time to understand how they work, the systems they use (case & asset management) and the skills their staff need. There could be opportunities for secondments, internal training or resource sharing.

Encourage team members to attend relevant CPD sessions and undertake further training

This could include free CPD sessions looking at new products/materials/software, specialist training from organisations such as CIRIA and CIWEM, or informal training internally/with partners looking at biodiversity, landscape etc.

Explore options for a paid advice service

Welsh SABs have experienced a very high uptake for pre-application/paid advice. This is an additional source of income for SABs which is reported to help reduce the workload of applications once they are made as officers are aware of sites and any issues have already been identified and hopefully resolved. Does your service already offer a paid advice service? If not, could this be easily implemented? What would it look like? Do your local planning authorities currently offer a paid advice service? If you already offer paid advice, could this service be easily adapted for the SAB role?

Engage with local with Developers & Consultants

The SAB journey will have lots of hurdles for local authorities, but it's important to remember it will be a big change for other stakeholders too. Are you talking to your local Developers & Consultants about these changes? What more could you do to improve working relationships and keep them updated on the changes at a national and local level? Mailing lists, developers forums and regular 'catch-ups' are options currently being used by some LLFAs.

Build links with Local Planning Authorities, Highways, Internal Drainage Boards, Open Space

Whilst the SAB role will be a standalone function, it's important to build relationships with other stakeholders where possible. These stakeholders may have valuable expertise/advice they can offer to help with establishing and running the SAB process, along with resources to help with the longer-term inspection and maintenance of adopted SuDS.

Construction training and experience of being on live construction sites

Most LLFAs do not currently inspect SuDS during construction. Working with partners (including housing developers) will help to identify knowledge gaps and opportunities for further informal training and identify where more formal training is required. It will also help staff to become more familiar with working on live construction sites, which only comes with experience.

Think about the number of staff you will need and where these people will come from

There's no obvious answer as to how many new staff each SAB will require and this will no doubt vary between authorities. Some LLFAs have estimated the need to expand staff numbers (which includes specialists in other teams, such as ecology & landscape) by a factor of between 2-4, however this estimate can only be refined further once we have a better idea of what the national standards and thresholds look like, and this will of course need to be calculated within future budgets. CIWEM has undertaken a review of local authority capacity to deliver current and future surface water flood risk management function: 'Surface water management – A review of the opportunities & challenges'.

It would be a worthwhile exercise to view your LPA Monitoring Report and national statistics, alongside any internal statistics, to see the number of major sites you're currently being consulted on. This number, multiplied by the application fee (once decided) could be a quick way to estimate annual income at an early stage and as such the number of people that could be employed. It could also help to identify any shortfall in funding/staff which can be flagged with DEFRA, or help to influence the fees charged for pre- applications and paid advice.

Commuted sums for SUDS

Work with other departments to understand how commuted sums may be calculated for SUDS assets, in line with the ADEPT (formerly County Surveyors Society) guidance document 'Commuted Sums for Maintaining Infrastructure Assets', with an accompanying design standards document to support this. Some authorities may already have relevant examples where the Highways authority adopt SUDS under Sections 38 and/or 278 of the Highways Act 1980.

Update your local webpage

Updating your local webpage so it's ready to host SAB information and updates to the development community could be a quick win and is <u>something Warwickshire have done already</u>.





Flood Events – Emergency Planning Working with Our Communities

Martin Jordan

Kirklees Council Emergency Planning Team

Kirklees Council Severe Weather Plan

- Activation
- A range of weather types and impacts, inc. rain and flooding
- Action cards
- Formal command structure and WhatsApp Group
- Training, exercising and debriefing activations
- Other Emergency Plans
- The Plan provides a framework for the response, but equally as important is good quality communication between everyone with a response role.





During a Flood – Communities

- Work collaboratively with multiple Council teams and partner organisations
- Share information with members of the public via appropriate communication channels (e.g. @KirkleesWinter and community resilience literature)
- Intelligence led response





During a Flood – Flood Spotters

- In Oct 2023, Emergency Planning and Flood Management jointly trained 44 staff from Communities, and KHN to work as Flood Spotters.
- Role:
- Observe river levels, drainage assets and impacts at mapped locations.
- Be a visible presence on site to answer questions from the public and gather information on community needs.
- Provide information to the command structure and operational response teams to ensure the response is intelligence led. This ensures the best possible deployment of Council and partner resources, and a proportionate response to impacts.
- Also, if appropriate, we can obtain intelligence from 130 'Emergency
 Volunteers' who will observe and report on flooding and impacts in the short
 term, close to where they live.





Storm Babet



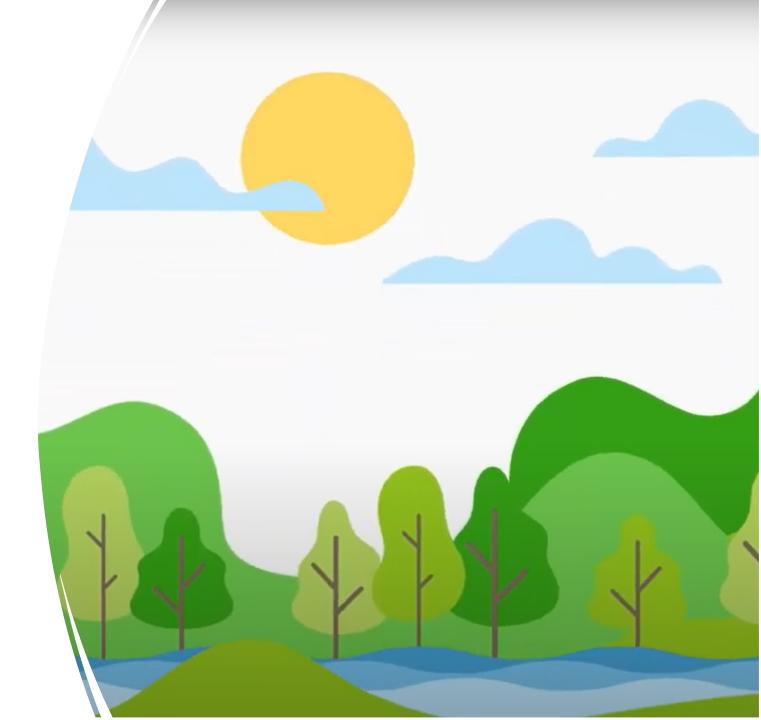


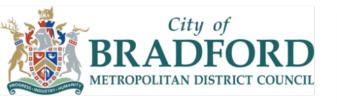




Mental Health and Wellbeing Project

In Partnership with West Yorkshire FLIP and ICASP













The West Yorkshire Flood Innovation Project – WY FLIP

All 5 Local authorities have come together to seek new innovative ways to secure investment into flood resilience

The authorities share in the support of ICASP a support service that links to universities

They also provide support to each other and encourage cross district partnership

Each Authority has its own theme



Community and Voluntary Theme

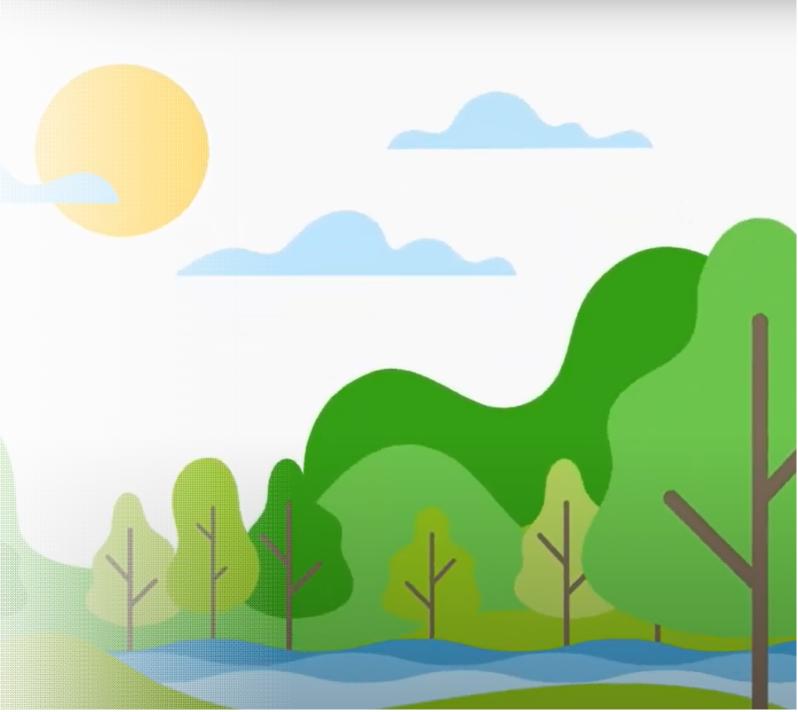
'Helping the community and voluntary sector to be better prepared and recover more quickly'





Why is the project needed?

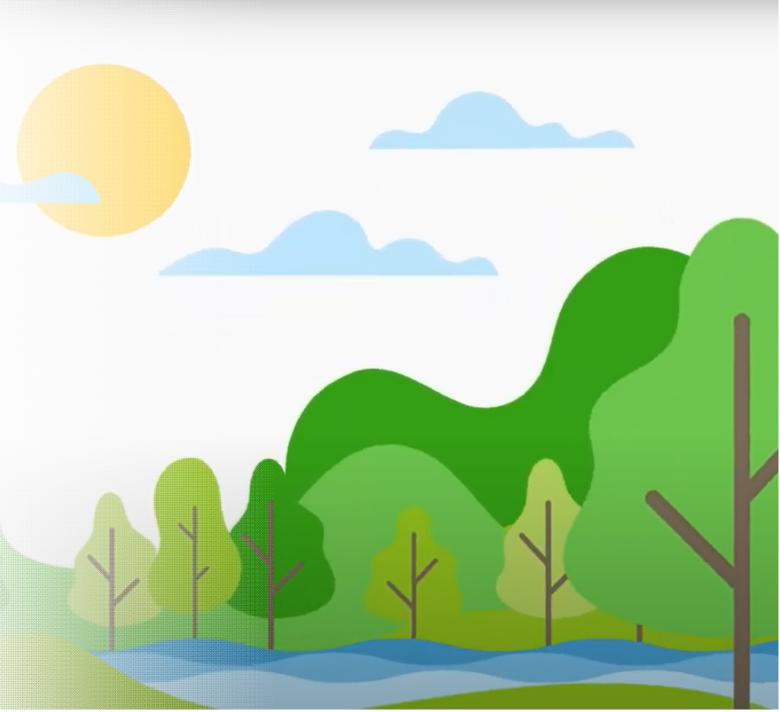
- People whose homes had been flooded were up to 6 times more likely to have probable PTSD, depression and/or anxiety than people who had not been flooded.
- This study found that people who had experienced flooding were more likely to have symptoms of post-traumatic stress disorder (PTSD), depression and anxiety between 6 months to 3 years following the event.
- The study also found elevated symptoms of mental health disorders in those who lived in the vicinity of flooded homes or in a community affected by a flood event



Project Aims

The purpose of this project is to raise mental health awareness amongst flood communities and address mental health issues by

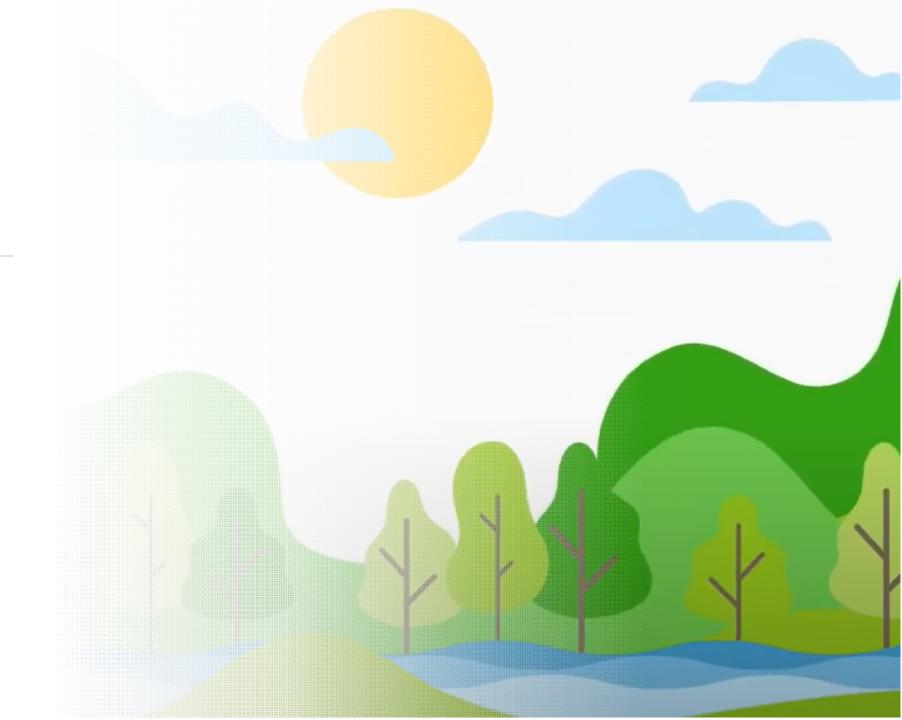
- providing prevention measures
- educational support
- check in services
- psychosocial first aid support



Project Aims

- Psychological First Aid Training to a selection of front-line staff. These staff members will be able to help residents on a day-to-day basis and will also be able to link members of the community to the project.
- Check in Service This is often a first point of contact with the Mental Health Charity. Residents can either be referred or self-referred to this service.
- Regular Community Events Events will be organised in high-risk communities. The events can be tailored
 to meet the needs of the community and will have a flood resilience focus at its core.
- Larger Nature Based Events + NFM Each year there will be a smaller number of large events that will focus on being out in nature and if possible, linking in with NFM projects.
- School Focused Events Specific events will be aimed at families in school holidays.
- Ward Information Packs Ward specific parks will be made in partnership with the FM Team + MHC. These parks will include a wide range of information, ranging from information about local events, how to get out in nature, walks ect, and flood focused information.
- Research and Improvement As this is a unique project aimed at a growing issue, the project will invite
 research into its findings.

Thank You!



Kirklees Council

Scrutiny Lead Member Report

Lead Member: Cllr Shabir Pandor (Appointed at council 15.11.23)

Panel: Growth and Regeneration Scrutiny Panel

Period of Update: From: 20 November 2023 To: 15 January 2024

Panel Highlights

(Include examples of pre decision work, scrutiny getting out and about, etc)

Lead Member Briefing November - January

David Shepherd, Strategic Director Growth and Regeneration Cllr Elizabeth Smaje, Chair of Overview and Scrutiny Management Committee Cllr Moses Crook, Cabinet Member for Housing and Highways Edward Highfield, Service Director for Skills and Regeneration

Panel meeting 20 November 2023

At the meeting the Panel considered 'Interim Housing Position Statement for Boosting Supply', Cultural Heart Gateways 3-4 and an informal discussion on Corporate Risk. Councillor Graham Turner, Cabinet Member for Finance and Regeneration, advised the Panel that the report on the interim housing position statement outlined the aim to boost housing supply, in light of the fact that there is no longer a five year housing land supply, which needed to be addressed.

Panel meeting 15 January 2024

The Panel considered the Transport Strategy and Transport Programme. Cllr Crook Cabinet member for Transport and Highways, explained that the strategy was still in development which would allow the panel an opportunity to comment on the transport vision and the development of the Kirklees Transport Strategy.

Outcomes:

In response to the information on the Interim Housing Position Statement for Boosting Supply, the Panel asked that a specific item be brought to a future meeting which would report on the individual council sites and how they are progressing.

In response to the Transport Strategy, the Panel had an opportunity to comment on the strategy while it is still in development. The Panel raised a number of issues which it hoped the strategy would address. These included the lack of reliable public transport, including bus and rail, the lack of electric charging points, the reduced need for reliance on the private car and the council's ambition to achieving net zero by 2038.

Monitoring Work

(If monitoring previous recommendations please identify what difference Scrutiny has made)

The recommendations from the ad hoc scrutiny panel into Building Safety & Compliance Combined Action Plan will be monitored by the Panel and an update is scheduled for March 2024.

Looking Ahead

(What are the next issues the Panel plans to look at?)

The Panel will next meet on the 26 February 2024, and the items on the agenda will

include an update on small centres (Marsden) and the Local Plan.

Lead Member comment:

The Panel has already began working through what is a very busy work programme. I look forward to continuing to work with Panel members, to scrutinise, influence and add value to key issues against the backdrop of the significant challenge the Council is facing.

Kirklees Council

Scrutiny Lead Member Report

Lead Member: Councillor Jo Lawson

Panel: Environment and Climate Change Scrutiny Panel

Period of Update: From November 2023 to January 2024

Overview of Panel Activity and Meetings

Lead member Briefings:

- 14th November 2023 The Chair, the Cabinet Member for Environment and the Service Director for Highways and Streetscene met with regards to the forward plan and the Panel's forward programme of work
- 12th December 2023 The Chair, the Service Director for Highways and Streetscene, the Head of Highways and the Head of Operations met with regards to the items on the agenda for the meeting of the Panel held 10th January 2024.
- 13th December 2023 The Chair and David Shepherd, Strategic Director for Growth and Regeneration, met with regards to the forward plan and the Panel's forward programme of work.

Meeting of the Panel held 6th December 2023:

 Call in of Cabinet Decision in relation to the Revision of Car Parking Tariffs/Charges.

Meeting of the Panel held 10th January 2024:

- Kirklees Highways Safety Update
- 2 Year Highways Capital Plan Update

Key Highlights and Outcomes

<u>Call in of Cabinet Decision in relation to the Revision of Car Parking Tariffs/Charges.</u>

At the meeting held on 6th December 2023 the Scrutiny Panel considered the grounds of a call-in request, in respect of the final decision taken by Cabinet on 14 November 2023 to relating to the Revision of Car Parking Tariffs/Charges.

The two decision making areas which were the focus of the call-in review meeting were;

- Clarity Issues related to clarity of aims and desired outcomes, including clarity of cost or revenue implications of the decision.
- Options: No details of the reasons for the decision or the alternative options

considered were presented as part of the Cabinet report.

At the review meeting the Scrutiny Panel considered verbal submissions from councillors who were signatories to the call in and views from ward councillors affected by the decision. The Panel also considered the response of the Cabinet Member and senior officers of from Highways and Streetscene.

Outcomes: that the decision taken in relation to car parking charges be freed for implementation.

In respect of the decision the Panel, wish to make the following comments as learning points:

- (1) That within all future Cabinet reports the reasons for the decision, the financial implications and options considered should be included.
- (2) The Panel were satisfied with the level of financial detail provided at today's meeting, and request that this be included in the future report to the meeting of the Cabinet Committee (Local Issues).
- (3) The Panel acknowledged the value and importance of pre-decision scrutiny process which may have mitigated the call-in. Whilst acknowledging the urgency of the decision every effort should be made in future to factor in pre-decision scrutiny.

Kirklees Highways Safety Update

At the meeting held on 10th January 2024 the Panel considered the Kirklees Highways Safety Update report which set out the work delivered within the financial year (2023/24).

The Panel were informed that the Council had a statutory duty under the 1988 Road Traffic Act Section 39 to promote road safety through education, training, engineering, and publicity. These responsibilities were administrated by the Highway Safety Team and included Casualty Reduction, Community Traffic Measures and Road Safety.

The key ambitions of the work of the Highways team were establishing patterns of behaviour for the next generation, supporting the councils shared ambitions to the climate change agenda, supporting active travel and making a meaningful contribution to keeping communities safe and healthy.

Key highlights of work undertaken noted by the Cabinet Member for Housing and Highways included an extensive education programme to support the safety of young people and to support the Councils shared 2038 climate change targets. This included delivery of; training programmes to 4847 school children, 6456 'Bikeability' training sessions and the 'Theatre in Education Programme' which had been delivered to 1360 secondary school children. Alongside the comprehensive training programme, was the promotion of the mode shift programme and once schools had signed up there had been demonstrable reduction in car use by 6.3%.

Outcomes:

In the discussion that followed, the Panel explored several issues including the scope of the school streets trial, the collision data, the reduction in casualty figures and the possible link to preventative measures, the plans to expand the Modeshift programme and the future promotion of Vision 0. The Panel further noted the following key points made recommendations as follows:

- 1. Driver behaviour was a key influential and unavoidable factor resulting in collisions and it was recommended that the collision data be filtered to differentiate between avoidable and unavoidable cases, highlighting where targeted action could be taken.
- 2. There was a need to understand more about the difference between the nature of collisions in urban and rural areas, and it was recommended that the collision data be filtered to demonstrate this.
- There were concerns that multiple minor incidents in one location were not recorded in the data and it was recommended that ways to record multiple minor incidents be investigated.
- 4. It was highlighted that it was important to showcase examples of success in relation to interventions made in high-risk areas to demonstrate which schemes were effective, it was recommended that officers undertake work to highlight successful outcomes.

2 Year Highways Capital Plan Update

At the meeting held on 10th January 2024, the Panel considered a report setting out the progress of the 2 Year Highways Capital Plan 2023/24 and 2024/25.

The Cabinet Portfolio Holder for Housing and Highways explained that the programme was essential as well-maintained highways were safer and led to a reduction in carbon emissions. It was through this programme of work, that Kirklees kept the road network running smoothly despite challenges such as the impact of climate change, increased traffic and funding issues. The City Region Sustainable Transport Settlement (CRSTS) which funded a large portion of the programme stipulated the promotion of active travel, public transport, and modal shift which in turn supported the Councils 2038 climate change ambitions. Highlights of the work undertaken included the street lighting programme - leading to a significant reduction in electric use over time, the LBUR programme, and the continuing maintenance of the PROW network.

Outcomes:

In the discussion to follow, the Panel explored several issues including the; inspection frequency of roads, the governance arrangements, how changes to national policy and climate change targets might impact local schemes, the process for removing hazards on the highways, the approach to bringing street lights in line with current standards and highways drainage. The Panel also particularly welcomed the commitment to good governance, and the emphasis of net zero and climate change objectives in the report.

The Panel further noted the following key points made recommendations as follows:

1. Gratitude was expressed to the Highways team for the work undertaken over

- the Christmas period during the inclement weather, and it was agreed that thanks be given to officers.
- 2. In relation to Speed Indicator Devices (SIDS), it was clarified that there could be room for minor alternations to the location of a SID and if residents or ward councillors had suggestions or questions, they should contact the service by email. In response to a request from a Panel member with regards to updates of future moves and planned locations it was agreed that the specific area be investigated.
- 3. In relation to the potential impact changes to national policy and climate change targets may have on local schemes, it was agreed for a discussion to be held with officers in the Councils Transportation team and for an update to be provided to the Panel thereafter.
- 4. In relation to Highways drainage, the importance of minimising flooding from blocked drains to mitigate the risk of further damage to the highways was noted. It was advised that due to the budget, a reactive approach to blocked drains was currently taken but a review of funding was to be undertaken with the ambition to re-introduce a limited amount of cyclic cleaning. It was also highlighted that the Council could only clear gullies on the public highway and that clearing blockages in private carrier drains relied on working closely with Yorkshire Water and Private Landowners. It was further agreed that the specific location where there were issues with blocked drains raised by the Co-optee be visited and investigated.
- 5. It was requested that further opportunities for pre-decision scrutiny in respect of the Capital Plan be considered.

General Comments from the Chair

The Environment and Climate Change Scrutiny panel has had a very full work schedule to date but each report presented has had a very robust scrutiny by the panel with recommendations often put forward. I would like to thank the panel and officers for their help and support during my time as Chair.

Looking Ahead

At upcoming meetings of the Panel in 2023/24, the following items are to be considered:

- Environment Sustainability Strategy
- Parks and Greenspace Vision
- Events (Woven/Pride/Year of Music)

OVERVIEW AND SCRUTINY MANAGEMENT COMMITTEE – WORK PROGRAMME 2023/24

MEMBERS: Councillors; Elizabeth Smaje (Chair), Bill Armer, Andrew Cooper and Shabir Pandor

SUPPORT: Sheila Dykes, Principal Governance and Democratic Engagement Officer

FULL PANEL DISCUSSION				
THEME / ISSUE	APPROACH / AREAS OF FOCUS	OUTCOMES / ACTIONS		
1. Leader's Priorities 2023/24	The Leader will set out her portfolio priorities for 2023/24 and later in the municipal year will give an update	1 August 2023 Deferred until 24 th October 24 th October 2023 The Leader attended to set out her four core priorities and answered questions from Members. It was agreed that she be invited to return, at an appropriate time, to give an update on progress. It was also noted that the Environment and Climate Change Scrutiny Panel would be looking at climate change and suggested that the points raised on this issue be taken forward by the Lead Member as appropriate.		
2. Corporate and Finance & Regeneration Portfolio Holders' Priorities 2023/24	The Portfolio Holders will set out their priorities for 2023/24 and later in the municipal year will give an update. Regular meetings take place between the Portfolio Holders and the Chair of Scrutiny to identify any issues where scrutiny may be able to add value.	1 August 2023 Priorities for the Corporate Portfolio were presented, questions answered and comments made. The Portfolio Holders attend meetings of the Committee when items within their remit are discussed.		

3. Council Financial Management

- Quarterly Financial Management Reports.
- Financial management areas of interest to scrutiny:
 - Energy Budgets (August)
 - MTFP Update (September)
 - Cost of Living Programme Update (October)
 - TBC

Regular meetings take place between the Service Director – Finance and the Chair of Scrutiny to provide an overview and identify any issues where scrutiny is considered important.

20th June 2023

Regular updates requested in line with financial reporting timescales, with additional updates in-between the quarterly reporting cycle to allow for scrutiny of any particular areas of financial concern.

1st August 2023

Presentation in respect of a review of the Council's arrangements and budgets for energy. Questions answered and comments made.

5th September 2023

Position statement as at Quarter 2, it was requested that further information including the achievability of savings and detail of the re-profiling of the Capital Plan be provided to Members of the Committee.

24th October 2023

The presentation provided an update on the work being undertaken as part of the Council's Cost of Living Programme, with questions and comments being invited from Members. It was recommended that the resulting comments be taken on board in future work on this issue.

5th December 2023

The Service Director, Finance provided an update on the current position, with reference to the Quarter 2 2023-24 Corporate Financial Monitoring Report, and responded to Members' questions and comments.

9th January 2024

The Committee received a presentation on the latest position in respect of the Housing Revenue Account. The Portfolio Holder, and the Service Director and Finance Director, Homes and Neighbourhoods responded to Members' questions and comments.

4. Performance Management	Scrutiny of the latest performance management reports.	5 th September 2023
_		Recommended that the issue of transparency of performance
		management information be taken into account in the
		consideration of the future approach.
5. IT	Potential for digitisation	27 th February 2024
	Replacement of telephony system	
	• Security	
5. Communications	Pre-decision scrutiny of Communications Strategy	5th December 2023
		The Communications Strategy Update 2024 was presented. The
		Committee requested that their comments be taken into account in taking the strategy forward. These included:
		Consideration of promotion and support for the work
		undertaken in particular places and wards.
		The importance of the continuation of the use of more
		traditional methods of communication, so that those who did
		not use social media were not excluded.
		 Consideration be given to strengthening communication in respect of providing updates further to a decision.
		The explanation for the retention of the mission, from the
		previous version, being reflected within the strategy document
7. Inclusion and Diversity	Monitoring work, including:	
·	Inclusion and Diversity Strategy	
	Pre-decision scrutiny of the revised strategy	
	Inclusion and Diversity Annual Report	
S. Council Plan	Pre-decision scrutiny in respect of the development, and	20 th June 2023 – informal
	content, of the latest version of the Council Plan	Comments to be taken on board in the development of the plan.
		9 th January 2024 – informal
ס		Comments and recommendations taken forward and reported to
Ø		Cabinet (13 th February 2024) and Council (6 th March 2024)

9. Kirklees Communities Partnership Plan (Crime and Disorder) and Domestic Abuse Strategy	 Annual scrutiny of the Kirklees Communities Partnership Plan in accordance with statutory requirement under Section 19 of the Police and Justice Act 2006. (Community Safety Partnerships have a duty to develop a strategic plan to address multi-agency issues affecting quality of life for residents including crime and anti-social behaviour.) (2022 – 2027 Plan endorsed by Cabinet 21.9.33 and adopted by Council 12.10.22) Kirklees Domestic Abuse Strategy – annual review. (Current strategy 2022 to 2027 – adopted by Cabinet 17.1.23) 	1 st August 2023 Update provided re issues raised at the meeting on 6-2-23
10. Corporate Safeguarding Policy	 Implementation of Policy (adopted by Cabinet 8th March 2022, Council 13th July 2022) Further to the rollout of the refreshed policy; how it has worked in practice, the outputs, and feedback on training (OSMC 15-2-22) 	
11. Local Flood Risk Management	 Annual Review of the Council's Flood Risk Management Plan, including progress against the Action Plan. Pre-decision scrutiny of revised Local Flood Risk Management Strategy (OSMC 7-3-23) 	5 th December 2023 The Council's new Local Flood Risk Management Strategy was brought to the Committee, for pre-decision scrutiny, prior to its submission to the Cabinet for approval in early 2024. The Committee made a number of comments and recommended that reference within the strategy to the work and engagement undertaken with and alongside other local authorities in respect of surface water should be strengthened.
12. Kirklees Active Leisure	Scrutiny of the review taking a strategic approach to the future leisure centre offer provided by KAL, the not-for-profit charity that manages ten leisure facilities throughout Kirklees, and associated consultation	1 st August 2023 It was recommended that: (1) The views of the Committee be sought during the review consultation period and that the results of the analysis of the different models of operation be provided to Members of the Committee when available.
Page 60	1	4

(2) The importance of the links with health and wellbeing be acknowledged.

5th December 2023

The Committee received an update in respect of the consultation on the future offer in respect of the Leisure Centres and considered the report that was to be submitted to Cabinet on 12th December. A number of recommendations were put forward to the Cabinet, including:

(i) the importance of:

- Ensuring sustainability for the future and building headroom into the budget to respond to future challenges, such as a rise in energy costs.
- The development of a forward plan for future capital investment across all sites.
- Systems to ensure oversight by the Council and early identification of any future funding issues.
- Developing and building upon the relationships and partnerships that have been established with community groups and other stakeholders in order to; maximise the possibilities for external funding opportunities and fundraising, and explore all options in respect of the future model, including pricing structure.
- Effective communication with residents about the benefits of retaining the current partnership model and to ensure understanding of the issues and the implications of the proposals.
- Establishing a timetable for the establishment of the future model.
- The recognition that the facilities contribute to the health and wellbeing of the residents of Kirklees and have a positive impact in terms of social connectivity.

		Continued
		 The Committee also: Acknowledged the significant response to the consultation and the work undertaken to analyse the responses
		 Welcomed the proposed review to identify any lessons learned for future Council consultations.
		 Recognised the benefits of fundraising by community groups being directed towards supporting capital projects.
		Noted:
		 That a future plan for physical activity across Dewsbury is to be developed and the feasibility of keeping dry-side facilities at Dewsbury Sports Centre will be explored, whilst balancing the sustainability of the whole of the model. It is recommended that timescales for this work should be put in place. That Deighton Sports Arena will remain open, and continue to be operated by KAL, in the short term so that options to maintain community access to the facility can be explored. That the position in respect of the revised treatment of VAT for leisure centres is to be explored. The re-modelling of finances undertaken by KAL to increase income. 9th January 2024 Update provided in respect of Cabinet decision (12th December)
		2023)
13. Procurement	Challenges and future plans	9 th January 2024
		A detailed report which provided an update on procurement was considered. The Portfolio Holder and the Head of Procurement
		responded to members' questions and comments.
		It was requested that an update be presented to the Committee, further to the implementation of the Procurement Act 2023.
Page		

14. Asset Management	Pre-decision scrutiny of Asset Management Strategy, including proposals for engagement	24 th October 2023 The Committee received a report which provided a summary of the approach to property asset management, and the use of good practice in developing and bringing forward the Council's Corporate Property Strategy It was resolved that the strategy be brought back to the Committee for further consideration at an appropriate point.
15. People Strategy/People Management	Impact for/on transformation	9 th January 2024 The Committee received a report which provided an update on the implementation of the People Strategy including the work undertaken to date and the plans for the next phase. Feedback was sought from Members and it was noted that the points raised would be taken into account in the future delivery of the strategy.
16. Overview of Scrutiny Work Programmes	Maintain an overview of the Work Programmes of the four Panels: Children's Environment and Climate Growth and Regeneration Health and Adult Social Care and receive regular updates from Lead Members	1st August 2023 Panel Work Programmes for 2023/24 endorsed. Lead Member Updates: Children and Health & Adult Social Care - 5th September 2023 Growth & Regeneration and Environment & Climate Change - 5th December 2023 Children and Health & Adult Social Care - 9th January 2024
17. Social Isolation/Loneliness D	Scrutiny work in relation to social isolation and loneliness, with specific reference to the impacts of the Covid-19 pandemic: • Focus on evidence relating to young people. • Production of final report	
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18. West Yorkshire Joint Services – Activity in Kirklees	Director to attend to give members a briefing on the work being undertaken by WYJS with a focus on work in Kirklees by WYJSC	24 th October 2023 The Director of West Yorkshire Joint Services (WYJS) attended the meeting and gave a presentation about the work of the organisation, with a particular focus on work within Kirklees. A briefing note had been included with the agenda for the meeting which explained that WYJS delivered a number of shared services, including a number of statutory services, on behalf of the five West Yorkshire Councils. The Director was thanked for the presentation and it was requested that copies of the 'Little Book of Big Scams' be shared with the Committee. 5th December 2023 Update given with a response to the questions put to the Director at the meeting on 24 th October.
19. Mental Health Services for Older People – JOHSC Establishment		5 th September 2023 Agreed that the nominations for Kirklees representation on the Joint Health Overview and Scrutiny Committee, with Calderdale and Wakefield Councils, should be sought from the main political groups (Labour, Conservative, Liberal Democrat, Green) on the basis of 1:1:1.
	LEAD MEMBER BRIEFING ISSUES	
THE ACT TO COLUMN	ADDDOAGU / ADDAG OF FOOLIG	LEAD OFFICED (NOTES
THEME/ISSUE	APPROACH / AREAS OF FOCUS	LEAD OFFICER/NOTES
1. Rick	Risk reports circulated to Members of OSMC for	Briefings held with the Council's Head of Risk on regular basis in
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2 Parfamora Para tita	Devfermence reports circulated to Members of OCMO	
2. Performance Reporting	Performance reports circulated to Members of OSMC for consideration prior to each meeting	
3. Budget Engagement		LM Briefing 15-11-23
4. Innovative Working in Kirklees		LM briefing tba
5. Corporate Landlord Function	Challenges and future plans	LM Bfg 31-8-23
6. Challenges to Delivery		LM briefing tba
7. Grant Funding Distribution to Anchor Organisations	Update on contract, including locality plans to be shared	
8. Regional Working	 Including: The mechanics of how Kirklees is working with the WYMCA and the relationship between the two. Funding streams and Kirklees approach How funding bids are considered The project plan Meetings with Kirklees Members of WYMCA Scrutiny Committees Funding and Kirklees' approach 	
9. Primary Care Networks and Local Health Improvement	Approach to engagement and communication with Ward Councillors on arrangements that span more than one ward such as PCNs and schools as community hubs.	Information awaited re future PCN landscape (role of wider teams involved with primary care and development of place-based approach to health outcomes, CG&AC)
10. Armed Forces Covenant ບູ	Monitor the Council's work in relation to the Armed Forces Covenant.	20 th June 2023 Committee noted the update on the work of the Kirklees Armed Forces Board, including the ongoing work with partner and voluntary organisations including the budget position, welcomed
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		the work with housing services to help Armed Forces Personnel navigate the housing processe welcomed and recommended that: - A survey be developed to hear the voice and understand the need of Armed Services personnel locally - Discussions be undertaken with health organisations to allow the Council to understand how they are working with the Covenant. - Statistical information relating to the take up of e-learning training be provided in future updates to the Committee.
11. Data and Insight Strategy	Update	
12. Libraries Service	Update	LM Briefing 25-9-23
		LM Bfg 1-2-24