

Contact Officer: Andrea Woodside

COUNCIL

KIRKLEES COUNCIL

**At the Meeting of the Council of the Borough of Kirklees held at
Main Hall - Town Hall, Huddersfield on Wednesday 17 November 2021**

PRESENT

The Mayor (Councillor Nigel Patrick) in the Chair

COUNCILLORS

Councillor Masood Ahmed	Councillor Karen Allison
Councillor Bill Armer	Councillor Timothy Bamford
Councillor Donna Bellamy	Councillor Martyn Bolt
Councillor Cahal Burke	Councillor Aafaq Butt
Councillor Andrew Cooper	Councillor Nosheen Dad
Councillor Paola Antonia Davies	Councillor Paul Davies
Councillor Donald Firth	Councillor Eric Firth
Councillor Charles Greaves	Councillor Adam Gregg
Councillor David Hall	Councillor Steve Hall
Councillor Lisa Holmes	Councillor Erin Hill
Councillor James Homewood	Councillor Mumtaz Hussain
Councillor Yusra Hussain	Councillor Robert Iredale
Councillor Manisha Roma Kaushik	Councillor Viv Kendrick
Councillor Musarrat Khan	Councillor John Lawson
Councillor Vivien Lees-Hamilton	Councillor Susan Lee-Richards
Councillor Fazila Loonat	Councillor Gwen Lowe
Councillor Aleks Lukic	Councillor Terry Lyons
Councillor Andrew Marchington	Councillor Naheed Mather
Councillor Peter McBride	Councillor Bernard McGuin
Councillor Matthew McLoughlin	Councillor Alison Munro
Councillor Darren O'Donovan	Councillor Shabir Pandor
Councillor Carole Pattison	Councillor Mussarat Pervaiz
Councillor Amanda Pinnock	Councillor Andrew Pinnock
Councillor Jackie Ramsay	Councillor Elizabeth Reynolds
Councillor Cathy Scott	Councillor Joshua Sheard
Councillor Will Simpson	Councillor Elizabeth Smaje
Councillor Anthony Smith	Councillor Richard Smith
Councillor Mohan Sokhal	Councillor Melanie Stephen
Councillor John Taylor	Councillor Mark Thompson
Councillor Sheikh Ullah	Councillor Harpreet Uppal
Councillor Lesley Warner	Councillor Paul White
Councillor Habiban Zaman	

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70 **Announcements by the Mayor and Chief Executive**

The Mayor conveyed thanks to all Councillors who had laid wreaths on behalf of the Mayor on at Remembrance Sunday events.

The Chief Executive provided an update on security in response to heightened levels of concerns, and Councillors were encouraged to attend a training session on 29 November regarding personal safety issues.

71 **Apologies for absence**

Apologies for absence were received from Councillors Akhtar, K Pinnock, Sarwar, K Taylor and Watson.

72 **Minutes of Previous Meeting**

RESOLVED – That the Minutes of the Meeting of Council held on 13 October 2021 be approved as a correct record.

73 **Declaration of Interests**

Councillor Butt declared an 'other' interest in Agenda Item 18 – Motion as to Smokefree Fund 2030 on the grounds that he is employed by a pharmaceutical company.

At the conclusion of this item, it was moved by Councillor D Hall, and seconded by Councillor J Taylor, that under the provision of Council Procedure Rule 15 (3), Agenda Item 13 be brought forward for consideration at the conclusion of Agenda Item 7. Whereupon, it was moved by Councillor Bolt and seconded by Councillor Cooper, that a recorded vote be taken.

A recorded vote was therefore taken in accordance with Council Procedure Rule 24(3) upon the motion proposed by Councillor D Hall;

For: Councillors Allison, Armer, Bamford, Bellamy, Bolt, Burke, Cooper, P A Davies, D Firth, D Hall, Gregg, Greaves, Holmes, Iredale, Lawson, Lee-Richards, Lukic, Lyons, Marchington, McGuin, Munro, Patrick, A Pinnock, Sheard, Smaje, A Smith, R Smith, Stephen, J Taylor, Thompson (30 votes)

Against: Councillors Ahmed, Butt, Dad, P Davies, E Firth, S Hall, Hill, Homewood, M Hussain, Y Hussain, Kaushik, Kendrick, Khan, Loonat, Lowe, Mather, McBride, McLoughlin, O'Donovan, Pandor, Pattison, Pervaiz, A U Pinnock, Ramsay, Reynolds, Scott, Simpson, Sokhal, Ullah, Uppal, White and Zaman (32 votes)

Abstained: Councillor Warner

The Motion was not therefore carried.

74 **Petitions (From Members of the Council)**

Council received the following petitions in accordance with Council Procedure Rule 9;

Councillor Burke submitted a petition requesting road resurfacing at Yew Tree Road, Lindley.

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Councillor E Firth submitted a petition requesting traffic calming measures at Princess Lane, Dewsbury.

The Mayor advised that, in accordance with Council Procedure Rule 9(3), the petitions be referred to the appropriate Service Director for investigation.

75 **Deputations & Petitions (From Members of the Public)**

Council received deputations from;

- (i) Keith Mallinson with regards to traffic congestion surrounding Bywell Road, Dewsbury. A petition requesting the provision of a traffic light system at the junction of Bywell Road and Leeds Road (A653) as also submitted.

A response was provided by the Cabinet Member for Environment (Councillor Mather).

- (ii) Aziz Daji with regards to the need for highway repairs at Warwick Road, Batley, requesting (i) the implementation of action points arising from an earlier site visit to assess the highways concerns, and (ii) a review of the Council's complaints process.

A response was provided by the Cabinet Member for Environment (Councillor Mather).

In accordance with Council Procedure Rule 9(3) the Mayor directed that the subject matter of the submitted petition (at (i) above) be referred to the appropriate Service Director for investigation.

76 **Public Question Time**

Council received the following questions;

- (i) Question from David Heathcote

'Who was consulted on the active travel route that will convert Occupation Road in Lindley to a one-way system and what other options were considered?'

A response was provided by the Cabinet Member for Regeneration (Councillor McBride).

- (ii) Question from Steve Slator

'In regards to the A629 Halifax Road Phase 5 Scheme, given that the primary relevant supporting document, the Air Quality Assessment, does not support the Council's bold claims on air quality, what evidence is the Council relying on?'

A response was provided by the Cabinet Member for Culture and Greener Kirklees (Councillor Simpson).

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(iii) Question from Steve Slator

'In regards to the A629 Phase 5 Scheme, and the claim by Cllr McBride that the impact of the scheme is enormous, in the absence of supporting evidence in the carbon impact assessment, what evidence is the Council relying on for its claims of overall carbon savings?'

A response was provided by the Cabinet Member for Culture and Greener Kirklees (Councillor Simpson).

(iv) Question from Hasan Badat

'How has the Council addressed, and how is the Council addressing, the issues of institutional racism?'

A response was provided by the Leader of the Council.

(v) Question from Greg Christofi

'With regards to the loading/unloading area restrictions on Victoria Street, Holmfirth, what is the Council going to do about the impact that this is having on local businesses?'

A response was provided by the Cabinet Member for Regeneration (Councillor McBride).

(vi) Question from Kiran Kaur

'In regards to the removal of the loading facilities at Victoria Street, Holmfirth, and the dangers now arising from this, how will the risks be mitigated?'

A response was provided by the Cabinet Member for Regeneration (Councillor McBride).

(vii) Question from Aziz Daji

'What action are you going to take on the twenty action points referred to in my earlier deputation?'

A response was provided by the Leader of the Council.

77

West Yorkshire Combined Authority - Minutes

The Minutes of the Meeting of West Yorkshire Combined Authority, held on 9 September 2021, were received and noted.

78 Youth Justice Plan (Reference from Cabinet)

It was moved by Councillor Kendrick, seconded by Councillor Pandor and

RESOLVED –

- 1) That the recommendation of Cabinet to approve the Youth Justice Plan 2021-2025 be agreed.
- 2) That authority be delegated to the Service Director (Family Support and Child Protection) to make any minor amendments to the plan within the 2021-2025 period of the plan.

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

Council received a presentation from David Shepherd, Strategic Director – Growth and Regeneration, with regards to the Council's withdrawal of its objection to the Trans-pennine Route Upgrade Transport and Works Act Order.

Council noted and discussed the presentation, following which it was agreed that the report be noted and that the matter be referred to the Economy and Neighbourhoods Scrutiny Panel for inclusion within the work programme.

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

Council received the following written questions in accordance with Council Procedure Rule 12;

Question by Councillor Warner to the Cabinet Member for Culture and Greener Kirklees (Councillor Simpson)

"Our Prime Minister has stated that the world is at 1 minute to midnight, yet the final agreed statement from COP26 shows that the world is not on target to reduce emissions sufficiently to avoid potential global climate disasters.

Does the Cabinet now agree that as governments can no longer be relied upon to find solutions to the Climate Emergency, the time has come for the Council to stand up and take a major lead on Climate Change rather than tinkering at the edges?

If so, could they suggest bold innovative moves that could set an example to the rest of the country and give hope to our young people that a safer future is possible?"

The Cabinet Member replied thereto.

Question by Councillor Munro to the Cabinet Member for Environment (Councillor Mather)

"Please can you tell me why the Council will not provide a litter bin in Lepton at Green Balk Lane by the church?"

The Cabinet Member replied thereto.

Question by Councillor Munro to the Cabinet Member for Learning, Aspiration and Communities (Councillor Pattison)

"We heard last week that the expansion works at King James's School are behind schedule due to delays in supply of building materials. Please can you tell me when you now anticipate the works to be completed?"

The Cabinet Member replied thereto.

Question by Councillor Munro to the Cabinet Member for Culture and Greener Kirklees (Councillor Simpson)

"I was notified recently that £153m of funding has been made available through the cultural investment fund for museums and galleries. Please can you tell me if the Council has applied for a share of this funding to upgrade Tolson Museum buildings and its facilities?"

The Cabinet Member replied thereto.

Question by Councillor Cooper to the Leader of the Council (Councillor Pandor)

"How many applications for awards has the Council made over the last 2 years? How many have resulted in shortlisting? How many have been winners?"

The Leader of the Council replied thereto.

Question by Councillor Lawson to the Cabinet Member for Regeneration (Councillor McBride)

"During the process of completing the Local Plan what comments or advice were given by National Highways about the future management of the motorway junction and surrounding network at Chain Bar Cleckheaton?"

The Cabinet Member replied thereto.

Question by Councillor Lawson to the Cabinet Member for Children's Services (Councillor Kendrick)

"Following the BBC News article on 12th November on 'hidden' young carers missing out on support, how confident are you that we are reaching and assessing as many as we can?"

The Cabinet Member replied thereto.

81 Minutes of Cabinet

The Minutes of the Meetings of Cabinet held on 21 September, 5 October and 12 October 2021 were received for information.

82 Holding the Executive to Account

At the commencement of this item it was moved by Councillor Lukic, and seconded by Councillor R Smith, that Council Procedure Rules 5(2)(n) and 13(2)(ii) be

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suspended to enable Council to progress direct to Part B due to time constraints. The Motion, upon being put to the vote, was carried.)

Cabinet received the following oral questions;

Question from Councillor Bolt;

“With respect to involvement in planning, did Councillor McBride think that that extended to the Leader of the Council and then Deputy Leader of the Council when he said in an email trail to people of Cleckheaton that the Leader and (former) Deputy Leader, Councillor McBride, asked for publicity for a sensitive planning issue to be withheld until after the elections. Is that interfering with the planning process?”

A response was provided by the Leader of the Council.

Question from Councillor Sheard;

“I went around Oakwell Hall this morning speaking to the team that work there and run the park. The one thing that came up was about the environment and how the park was going to become environmentally friendly. I'd like to ask Cabinet how they plan to support Oakwell Hall and the team there because they've stated that due to a lack of funding they are unable to put the environmental plan into action. Can the Cabinet commit to allocating sufficient funding to the park and will they give sufficient support to help the team?”

A response was provided by the Cabinet Member for Culture and Greener Kirklees (Councillor Simpson).

Question from Councillor Marchington;

“The agenda for yesterday's Cabinet meeting was over 8cm, that was made available to us eight days ago and its exceptionally difficult to read and digest all of the information we might want to do. There's a particular interest for those of us in South Kirklees about the Huddersfield Gateway. In light of other comments we've had about the move towards the Committee system, about making information available to all of us as soon as possible. It is exceptionally difficult for us to read the papers and we've had a number of call ins in the past and requests for the information to be made available to enable us to comment on and affect and shape the decision making of this Council. The request is, as Leader of the Council, can you ensure that relevant members of this Council and ideally all members of this Council, get access to the same information that Cabinet Members are privy to and that Members of this Council be briefed in the same way that Cabinet Members are to enable us to either scrutinise or comment on key decisions of this Council? I reference back to Cabinet yesterday, a big chunk of that was the Cooper Bridge call-in, widely recognised cross party as being an excellent piece of scrutiny, but it would have been much better if the scrutiny could have taken place before the decision had to be referred back to Cabinet and it would have been a better use of time if that input could have been made beforehand. Can we have relevant information at the same time as Cabinet Members get it?”

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A response was provided by the Leader of the Council.

83 Minutes of Other Committees

Item not considered due to time constraints.

84 Oral Questions to Committee/Sub Committee/Panel Chairs and Nominated Spokespersons of Joint Committees/External Bodies

Item not considered due to time constraints.

85 Motion submitted in accordance with Council Procedure Rule 14 as to Principal Area Boundary Review of Kirklees Council

Item not considered due to time constraints.

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

Item not considered due to time constraints.

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

Item not considered due to time constraints.

88 Motion submitted in accordance with Council Procedure Rule 14 as to Increasing the Warm Home Discount Scheme

Item not considered due to time constraints.