

Mike Kelly FCIOB MCIM
Chief Executive

Our Ref LW
Your Ref OSC/LW
Date 2 September 2014
Contact Chris Shillitto
Direct Line 0161 253 5041
E-mail c.shillitto@bury.gov.uk
Web Site www.bury.gov.uk

Legal & Democratic Services
Division

Jayne Hammond LLB (Hons) Solicitor
Assistant Director of Legal &
Democratic Services

TO: All Members of Council

Councillors : Adams, D Bailey, M Bailey, N Bayley, I Bevan, J Black, S Briggs, P Bury, G Campbell, S Carter, R Caserta, D Cassidy, M C Connolly, A Cummings, J Daly, E Fitzgerald, L Fitzwalter, J Frith, I Gartside, J Grimshaw, D Gunther, S Haroon, P Heneghan, R Hodgkinson, T Holt, K Hussain, T Isherwood, M James, D Jones, Kerrison, J Lewis, Mallon, A Matthews, S Nuttall, O'Brien, N Parnell, T Pickstone, A Quinn, K Rothwell, R Shori, A Simpson, J Smith, S Smith, S Southworth, T Tariq, R Walker, S Walmsley, J Walton, Whitby, M Wiseman (Chair) and Y Wright

Dear Member/Colleague

Council

You are invited to attend a meeting of the Overview and Scrutiny Committee which will be held as follows:-

Date:	Wednesday, 10 September 2014
Place:	Bury Town Hall
Time:	7.00 pm
Briefing Facilities:	If Opposition Members and Co-opted Members require briefing on any particular item on the Agenda, the appropriate Director/Senior Officer originating the related report should be contacted.
Notes:	

AGENDA

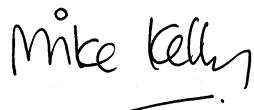
The Agenda for the meeting is attached.

Reports are enclosed only for those attending the meeting and for those without access to the Council's Intranet or Website.

The Agenda and Reports are available on the Council's Intranet for Councillors and Officers and also on the Council's Website at www.bury.gov.uk – click on **Agendas, Minutes and Forward Plan**.

Copies of printed reports can also be obtained on request by contacting the Democratic Services Officer named above.

Yours sincerely

A handwritten signature in black ink that reads "Mike Kelly". The signature is written in a cursive style with a horizontal line underneath the name.

Chief Executive

AGENDA

1 DECLARATIONS OF INTEREST

Members of the Council are requested to declare any interests which they have in any items or issues before the Council for determination.

2 MINUTES OF THE COUNCIL (Pages 1 - 8)

To approve as a correct record the Minutes of the meeting of the Council held on 9 July 2014.

3 MAYORAL COMMUNICATIONS AND ANNOUNCEMENTS

To receive communications from the Mayor and any announcements by the Leader of the Council or the Chief Executive on matters of interest to the Council.

4 PUBLIC QUESTION TIME (Pages 9 - 12)

To answer questions from members of the public, notice of which has been given, on any matter relevant to the Council or its services to the community. Up to 30 minutes will be set aside for this purpose. If time permits, further questions will be invited from members of the public present.

5 PETITION

A petition has been received which was started on line using the change.org website on 10 July 2014. The following wording appeared on the petition:

"Say no to 3 weekly bin emptying. To have our grey bins emptied every 3 weeks is a disgrace. It will lead to an increase in vermin and consequently disease. The good people of Bury Borough should have their bins emptied as usual, as many residents already struggle with the way it is. To change it to 3 weeks is a selfish decision as there are surely other ways to make cutbacks.

Along with the obvious hygiene and sanitation issues, we feel the decision has not recognised those who struggle to move their bins when full. This is only going to get harder on the lesser able people as the bins get heavier. The mess on the streets will increase; the number of rats and other vermin on the streets will increase; and fly and fly lava will become inevitable."

As the petition contains in excess of 2,500 signatures from people who live, work or study in Bury, the petition organisers are entitled to have the petition debated at Council.

Under the petitions procedure, the petition organiser will be given 5 minutes to present the petition and then discussion amongst members takes place for a

maximum of 15 minutes

6 **RECOMMENDATIONS OF CABINET AND COUNCIL COMMITTEES** (Pages 13 - 30)

<i>COMMITTEE/DATE</i>	<i>SUBJECT</i>	<i>RECOMMENDATION</i>
1. Cabinet – 16 July 2014	Risk Management Annual Report 2013/14	1. That the progress made through 2013/2014 and actions taken during the current financial year be noted. 2. That support for the Council approach to Risk Management be affirmed.
2. Democratic Arrangements Forum – 26 August 2014	Notices of Motion – Consideration prior to inclusion on Council Summons	1. That Council Procedure Rule 12 headed "Scope", be amended by the addition of: "(2) The Mayor, or in his/her absence the Deputy Mayor, on the advice of the Solicitor, may exclude from the agenda any notice of motion which may be found to be illegal, irregular or improper. In the event of non-acceptance, the Council Solicitor shall inform the Member giving notice and the Member shall be entitled to submit a revised Notice of Motion prior to the issuance of Council Summons." 2. That in order to provide sufficient time for Notices of Motion to be properly considered and assessed, Council Procedure Rule 12 "Notice," be amended by the deletion of "at least eight clear working days" and the substitution of "at least ten clear working days"

<p>3. Democratic Arrangements Forum – 26 August 2014</p>	<p>Questions to the Leader</p>	<p>1. That questions continue to be asked through political group rotation but the sequence be dictated by political proportionality (resulting currently in 3 Labour questions to one Conservative question);</p> <p>2. That Council Procedure Rule 11.1 (b) be amended by the deletion of "There will be a 30 minute time limit on this part of the Council proceedings," and the substitution "There will be a 40 minute time limit on this part of the Council proceedings;"</p> <p>3. That these arrangements be reviewed after a couple of Council meetings to assess the impact on the efficient management of Council business;</p> <p>4. That further discussion take place regarding written questions submitted by independent members or single members.</p>
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7 **LEADER'S STATEMENT AND CABINET QUESTION TIME** (Pages 31 - 54)

To receive a Statement from the Leader of the Council on the work of the Cabinet and to answer written questions from Members of the Council to the Leader and Cabinet Members on any matter in relation to which the Council has powers or duties which affect the Borough, provided the necessary written notice has been given.

Verbal questions on the work of the Cabinet since the last Council meeting will be allowed subject to a limit of one question per Councillor.

8 **JOINT AUTHORITIES - REPORT BY THE COUNCIL'S REPRESENTATIVE AND QUESTIONS** (Pages 55 - 60)

- (A) A report by the Council's Representative on the work of the Greater Manchester Waste Disposal Authority, Councillor Cummings.
- (B) Questions (if any) on the work of the Joint Authorities to be asked by Members of the Council for which the necessary notice has been given in accordance with Council Procedure Rule 11.2.

The following Notice of Motions have been received:-

1. NHS and Social Care Funding

"Given recent instances where Bury CCG has confirmed that it is underfunded by approximately £20m per annum and the recent front page article in the Bury Times (21 August 2014) that Adult Care in Bury is in crisis due to chronic underfunding from central Government, this Council calls on the Tory-led Government to:-

1. Immediately review and increase funding streams to the NHS and Social Care in Bury to meet demand pressures due to an ageing society.
2. Increase funding available for Public Health in a bid to focus on early intervention & prevention strategies that will prevent people needing help in the first instance and save money in the long term, which is both ethically and economically sound.

This Council also acknowledges that attempts by the Government to plug funding gaps in social and primary care via mechanisms such as the Better Care Fund are wholly inadequate and are akin to replacing a bucket full of resource with a thimble full."

In the names of Councillors P Adams, D Bailey, M Bailey, N Bayley, J Black, S Briggs, P Bury, G Campbell, S Carter, D M Cassidy, M Connolly, A J Cummings, E FitzGerald L Fitzwalter, J Frith, J Grimshaw, S Haroon, P Heneghan, T Holt, A Isherwood, M A James, D Jones, S Kerrison, J S Lewis, A K Matthews, J Mallon, E O'Brien, N A Parnell, A Quinn, K Rothwell, R Shori, A Simpson, S Smith, J Smith, S Southworth, T Tariq, S Walmsley and M Whitby.

2. Service Delivery Options

"This Council recognises that in order to put our nation's finances back on a stable footing, all Councils are looking at alternative service delivery options in order to make savings.

In relation to outsourcing or privatising services, this Council notes the recent documents in which this Labour Council is considering privatising Adult and Children's care services.

Now that this Labour Council is looking at privatisation, this Council requests that Labour cabinet members and senior officers look at other opportunities to make savings and report back to the next Council meeting.

These opportunities (in or out of partnership) may include outsourcing and reviewing existing contracts in areas such as back office, legal, and security services.

This Council also resolves to continue to sell services such as payroll, that we can offer at the lowest cost base, in order to generate addition income to the revenue budget."

In the names of Councillors I Bevan, R Caserta, J Daly, I Gartside, D Gunther, R Hodgkinson, K Hussain, S Nuttall, R Walker, J Walton and Y Wright

10 SCRUTINY REVIEW REPORTS AND SPECIFIC ITEMS "CALLED IN" BY SCRUTINY COMMITTEES

11 QUESTIONS ON THE WORK OF OUTSIDE BODIES OR PARTNERSHIPS

Questions on the work of outside bodies or partnerships on which the Council is represented to be asked by Members of the Council (if any).

12 DELEGATED DECISIONS OF THE COUNCIL COMMITTEES

Questions on the delegated decisions made by the Regulatory Committees and Scrutiny Committees contained in the Digest of Decisions 1 (2014/15) published since the last ordinary meeting of the Council, providing four clear working days' notice has been given of the question.

Members are asked to bring to the meeting their copy of Digest 1 (2014/15).