

Geoff Little OBE
Chief Executive

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Date 4 September 2018
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TO: All Members of Council

Councillors : N Bayley, J Black, S Briggs, R Caserta, R.Cathcart, P Cropper, T Cummings, M D'Albert, J Daly, I Gartside, J Grimshaw, D Gunther, M Hankey, S Haroon, J Harris, M Hayes, R Hodgkinson, T Holt, K Hussain, M James, D Jones, N Jones, G Keeley, J Kelly, O Kersh, K Leach, A McKay, S Nuttall, E O'Brien, T Pickstone, C Preston, A Quinn, T Rafiq, I Schofield, R Shori, D Silbiger, A Simpson, R Skillen, S Smith, Sarah Southworth, Susan Southworth, T Tariq, K Thomas, J Walker, R Walker, S Walmsley, M Whitby, S Wright and Y Wright

Dear Member/Colleague

Council

You are invited to attend a meeting of the Council which will be held as follows:-

Date:	Wednesday, 12 September 2018
Place:	Council Chamber - 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.

Electronic service of legal documents accepted only at:
E-mail: legal.services@bury.gov.uk
Fax: 0161 253 5119

Town Hall
Knowsley Street
Bury BL9 0SW
www.bury.gov.uk

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 blue ink that reads "G P Little." The signature is written in a cursive style with a period at the end.

Geoff Little
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 (Pages 1 - 8)

Minutes of the last meeting, held on 12 July 2018, are attached.

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

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 RECOMMENDATIONS OF CABINET AND COUNCIL COMMITTEES

6 LEADER' STATEMENT AND CABINET QUESTION TIME (Pages 9 - 28)

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.

7 REVIEW OF COUNCIL CONSTITUTION - OFFICER DELEGATIONS (Pages 29 - 48)

Report from the Monitoring Officer attached.

8 TFGM GOVERNANCE AND APPOINTMENTS UPDATE (Pages 49 - 60)

9 JOINT AUTHORITIES - REPORT BY THE COUNCIL'S REPRESENTATIVE AND QUESTIONS (Pages 61 - 64)

(A) A report from the Council's representative on the work of GM Police and Crime Panel, Councillor Tariq

(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

10 **NOTICES OF MOTION**

The following Notices of Motion have been received:-

(i) School Uniform Costs

The Council Notes:

- 1 Increasing costs, in many schools, of school uniforms, sports kits and other 'voluntary' extra costs, which place an unnecessary extra burden on many families.
- 2 The practice in some schools of single suppliers of key items of uniform and/or sports kit, meaning parents cannot take advantage of lower price uniforms and sports kit items.
- 3 The Report by the Children's Society in 2014 which identified that the total spend in Bury on school 'extras' by parents was £19,545,547.
- 4 The same report concluded that 3 million families in the UK are struggling to pay for school uniforms and school 'extras', an estimated 13,374 in Bury.
- 5 That 30% of children in the UK are living in poverty.

This Council supports the Children's Society in its recommendations:

- 1 That, as a first step, Government, should reissue existing school uniform guidance to all schools to ensure all schools are aware of the guidance and remind them of their responsibilities in relation to the affordability and availability of school uniforms.
- 2 That the government should make the guidance on school uniforms statutory so schools have a legally binding commitment to comply with this and make uniform cost a top priority.
- 3 Finally, that the government should explore capping the cost of school uniforms to ensure that parents are not paying unreasonable costs.

This Council resolves:

- 1 To work with the Bury family of schools to address the issue of school uniform and 'extras' costs to minimise their impact on Bury families, and make sure schools are aware of existing guidance on this issue.
- 2 To consult, during the 2018-19 school year, with Governing Bodies on a new 'Bury Guidance' on school uniform pricing and 'extra costs'
- 3 To publish, in time for the start of the 2019-20 school year, Bury policy guidance on school uniform pricing and extra charges made by schools.
- 4 To publish annually on the Council's website (from the start of the 2019-20 school year), which schools in the borough are meeting the guidance on charging and which are not.

In the names of Councillors M D'Albert; T Pickstone and S Wright

(ii) Academisation

This Council Notes:-

1. Bury schools have demonstrated a good track record of delivering education within the local authority and have not chosen or moved to the Academy model or alternative forms of governance at the rate of other Local Authority areas.
2. An increasingly high volume of schools in Bury previously judged by Ofsted as good or outstanding several years ago under a different inspection framework are now being downgraded in their new inspection. There are a high proportion of such 'legacy' schools, and a number at significant risk of being judged as inadequate.
3. The findings for the SEND inspection in June 2017 have put Bury schools under additional focus from Ofsted
4. Ofsted's annual risk assessment of school performance and standards data and specifically in relation to pupils' achievement, exclusions and attendance, groups of pupils particularly those with SEND, the most able, and disadvantaged groups, places a high number of Bury schools at risk of inspection quicker than might normally be expected.
5. School leaders and governors are now expected to source their own school improvement services and solutions. Schools and council school improvement services are currently under financial pressure due to cuts from central government.
6. Government policy on forced academisation has recently changed – schools that are judged to be requiring improvement by Ofsted will no longer be given an academy order. This will now only apply to schools rated as inadequate.
7. Academisation is an irreversible process. Once a school becomes an Academy, there is currently no mechanism to return the school to local authority control.
8. There is a legal obligation to consult with appropriate stakeholders in the case of voluntary conversions. DfE guidance states *"Your governing body must consult formally about your school's plans to become an academy with anyone who has an interest in your school. This will include staff members and parents, but you should also involve pupils and the wider community."*
9. Bury Council recognises a number of trade unions as representatives of staff in education sector.

This Council Believes:-

1. The Council should focus on strengthening the governance of all schools in Bury.
2. The Council will approach schools before "they fail" to try and determine the best form of governance going forward, through annual risk assessment processes conducted by Council officers.

3. There will be a focus on finding a local solution for schools that need additional support that will take in to account what is best for the young people of Bury.
4. Academisation is one option but not the only option to the many challenges faced by Bury schools leaders. The LA will be proactive in working with governors to explore what the best solutions might be for individual schools, and particularly those 'at risk' where standards have declined or in decline.
5. Any change in the governance of schools needs to be done in full consultation with parents, pupils and staff.
6. To that end, there should be full and meaningful consultation that fully engages parents, staff and their recognised trade unions, pupils, feeder schools, the local authority and other members of the community and allows them the opportunity to hear both sides of the argument and express their views.
7. That other options such as a local federation with other Bury schools should be actively considered by governors before academisation with an external academy chain.
8. Trade unions that are recognised by the local authority as representatives of staff should be involved at every stage of any consultation process.
9. The Council will co-produce with schools a policy that sets out what good consultation should involve when a change of governance is being explored.

This Council Resolves:-

1. To publish a Bury Council Policy for voluntary conversions including but not limited to:-
 - Discussions must take place with both the local authority and union representatives at the earliest possible moment in the governors' considerations.
 - Where a governing body does decide it would like to formally consider alternative governance arrangements, a timetable for consultation and a consultation document with a clear rationale and evidence for how the preferred option will result in school improvement and higher educational attainment should be provided before the consultation can begin.
 - Where the governors have identified that they would like to join an existing academy trust the consultation document should include the criteria and assessment applied by the governing body to measure their preferred academy trust against other academy trusts considered, to ensure a rigorous due diligence exercise is completed. Comparison should be made in similar terms to local

authority control.

- During consultation, Governors should remain impartial when sending written materials to parents or posting information on the school website about an academy conversion; they should ensure the case against academy status should be given equal prominence and the same weight as any arguments in favour.
 - The school should organise stakeholder consultation meetings where speakers both for and against conversion can make their case and where parents, staff and others can ask questions and receive answers and full feedback.
 - The timing of consultation meetings should facilitate attendance by the widest possible number of interested parties. This could also mean taking into account days of religious worship.
 - Parents who do not speak English as a first language should be provided a version of the consultation document in their first language.
 - The school should also consider holding a ballot of key stakeholders before taking any decision on academy conversion.
 - Where the local authority is not satisfied with the consultation, it will organise such a ballot. It will actively consider this option if concerns are raised by recognised trade unions or any notable number of staff or parents.
2. To communicate this Policy to all headteachers, school governors, academy chains that already have a presence in Bury, and any academy chain that expresses an interest in Bury schools.

In the names of Councillors N Bayley, J Black, S Briggs, R Cathcart, A Cummings, J Grimshaw, M Hayes, S Haroon, T Holt, M James, D Jones, J Kelly, K Leach, G McGill, E O'Brien, C Preston, A Quinn, T Rafiq, R Shori, A Simpson, R Skillen, L Smith, S Smith, Sarah Southworth, Susan Southworth, T Tariq, K Thomas, J Walker, S Walmsley and M Whitby.

(iii) Tackling Obesity

In Bury 64.3% of the adult population are living with excess weight. High levels of excess weight are also prevalent amongst the children of Bury with 24% of Bury reception children are overweight or obese and 36.2% of year 6 children. These worrying trends are increasing and the prevalence of overweight children is correlated to areas of higher deprivation

Obesity is a complex issue and requires a multifaceted approach. One element of the approach is working together to limit the over proliferation of hot food takeaways but other action must also be considered.

Between 2010 and 2018 Bury saw a significant increase in the numbers of fast food outlets, rising from 90 to 215 with a greater concentration in more deprived areas.

Whilst acknowledging the work already done by the Public Health Team and Planners within the authority, Bury must consider the development of policies and planning guidance to be included within the Bury Local Plan and Greater Manchester Spatial Framework:

THIS COUNCIL therefore resolves:

1. To include within the emerging Bury Local Plan a 400m restriction zone for new hot food takeaways surrounding secondary schools - limiting children's access to unhealthy food and recommend this measure be included in the GMSF
2. To include within the emerging Bury Local Plan a requirement that applications for new hot food takeaways within wards where more than 15 % of year 6 pupils and 10 % of reception pupils are classed as obese be refused and recommend this measure be included within the GMSF.
3. To include within the emerging Bury Local Plan a duty that Bury planners must prevent the clustering of hot food takeaways in deprived neighbourhoods and recommend such a duty be included in the GMSF.
4. To support the GM Moving Strategy by instructing the Chief Executive to write to all Headteachers and Chair of Governors within the Borough asking all schools that have not signed up already to the Daily Mile to do so by December 31st 2018.
5. To request the appropriate cabinet member and officers work with schools and voluntary organisations to ensure all children within the Borough have access to high class sporting facilities, coaching and equipment to encourage an active lifestyle.
6. To encourage residents no matter their age or background to start walking as part of active lifestyle and as part of this strategy each councillor will publicise and lead at least one Health Walk in their respective wards before the end of the municipal year.
7. To build upon the success of the Bury East Healthy Eating Project and Healthy Voucher Scheme, instructing the Leader to report back to the next Full Meeting of Council with proposals to extend the scheme to other areas within the Borough.

In the names of Councillors R Caserta, P Cropper, J Daly, I Gartside, D Gunther, M Hankey, J Harris, R Hodgkinson, K Hussain, N Jones, G Keeley, O Kersh, S Nuttall, I Schofield, D Silbiger, R Walker, and Y Wright

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

12 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).

13 **DELEGATED DECISIONS OF THE COUNCIL COMMITTEES**

Questions on the delegated decisions made by the Regulatory Committees and Scrutiny Committees contained in the Digest of Decision 2 published since the last ordinary meeting of the Council, providing four clear working days' notices has been given of the question.

14 **URGENT BUSINESS**

Any item, which by reason of special circumstance, the Mayor agrees may be considered as a matter of urgency.

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Minutes of: AN ORDINARY MEETING OF THE COUNCIL

Date of Meeting: 12 July 2018

Present: The Worshipful the Mayor (Councillor J Black), in the Chair; Councillors N Bayley, K S Briggs, R A Caserta, M D'Albert, J Daly, I Gartside, M Hankey, S Haroon, J Harris, M Hayes, R Hodgkinson, T Holt, K Hussain, M A James, D Jones, N Jones, O Kersh, K Leach, , E O'Brien, C Preston, A Quinn, T Rafiq, I Schofield, R Shori, D Silbiger, A Simpson, R Skillen, Sarah Southworth, T Tariq, K Thomas, R E Walker, S Walmsley, M Whitby and S Wright.

Apologies from: Councillors R Cathcart, P Cropper, A J Cummings, J Grimshaw, D L Gunther, G Keeley, J Kelly, A McKay, S Nuttall, T D Pickstone, Susan Southworth, S Smith, J Walker and Y Wright

Public attendance: 7 members of the public attended the meeting

C.75 DECLARATIONS OF INTEREST

1. Councillor D Jones and Councillor S Wright declared personal interests in any matter relating to staffing as their wives are employed in Bury Schools.
2. Councillors Shori declared personal interests in relation to Item 6, Leader's Question Time as his partner works for the NHS.
3. Councillor Leach declared a personal interest in relation to Item 6, Leader's Question Time as an NHS employee and partner of a school teacher.
4. Councillor Thomas declared a personal interest in relation to Item 6, Leader's Question Time, as a school teacher and partner of an NHS employee.
5. Councillor Daly declared a personal interest in respect of question 11 (Item 6, Leader's Question Time) as a Partner in a firm of Solicitor's who own a car parking plot in Bury.
6. Councillor Quinn declared a personal interest in Item 8, Notice of Motion (Tyred Campaign), as his daughter worked on this subject for Theresa Griffin MEP.
7. Councillors Simpson declared a personal interest in Item 6, Leader's Question Time, as an NHS employee.
8. Councillor Daly declared a personal interest in Item 6, Leader's Question Time (relating to Q3 of Cabinet Questions – 3G Football pitches) as his son plays football in a local Bury league.

C.76 MINUTES

RESOLVED:

That the Minutes of the Annual Meeting of Council held on 16 May 2018 be signed by the Mayor as a true and correct record.

C.77 MAYORAL COMMUNICATIONS

The Mayor congratulated Re-Build; the Joshua Wilson Brain Tumour Charity; Annabelles’s Challenge; and the New Springs Community Project who had all be awarded the Queens Award for Voluntary Service.

The Mayor thanked all those who attended the Mayoral Shabbat Service on Saturday 9th June.

The Mayor paid tribute to Interim Chief Executive, Pat Jones Greenhalgh, on her retirement from Bury Council.

C.78 PUBLIC QUESTION TIME

The Mayor reported the receipt of one written questions as follows:-

No.	Issue	Questioner	Answered By
1.	Fly Tipping	Mr J Hill	Councillor Shori

On inviting questions from members of the public present, the following issues were raised:-

No.	Issue	Questioner	Answered By
1.	Loneliness	Mr N Watkins	Councillor Simpson
2.	Fly Tipping (Pimhole Area)	Mr H Reed	Councillor Shori

C.79 RECOMMENDATIONS OF CABINET AND COUNCIL COMMITTEES

Meeting of the Cabinet held on 27 June 2018 – Treasury Management Annual Report 2017/18

It was moved by Councillor O’Brien and seconded by Councillor Shori and it was:-

RESOLVED:

That the Treasury Management Annual Report 2017/18 be approved.

(a) Written question (Notice given)

The Leader of the Council, Councillor Shori, made a statement on the work undertaken by him since the date of the last Council meeting.

The Leader and the relevant Cabinet Members answered questions raised by Councillors on the following issues:

No.	Issue	Questioner	Answered by
1.	Impact of Brexit	Councillor Pickstone	Written response provided
2.	Special Educational Needs Inspection	Councillor D Jones	Councillor Briggs
3.	School Exclusions	Councillor Preston	Councillor Briggs
4.	Council Measures to become Self Funding	Councillor Gartside	Councillor O'Brien
5.	GMSF	Councillor Rafiq	Councillor O'Brien
6.	Homelessness Partnership	Councillor Hayes	Councillor O'Brien
7.	Pothole Repairs	Councillor Silbiger	Councillor Quinn
8.	Homeless Friendly Scheme	Councillor Preston	Councillor Simpson
9.	Budget Position	Councillor Whitby	Councillor O'Brien
10.	A56 Scheme	Councillor S Wright	Councillor Quinn
11.	Air Fares	Councillor R E Walker	Councillor O'Brien
12.	Summerseat Bridge	Councillor Thomas	Councillor Shori
13.	Insurance Mutual	Councillor Bayley	Councillor O'Brien
14.	Flooding in Brandleholme	Councillor Hankey	Councillor Quinn
15.	Adult and Social Care Budget	Councillor Sarah Southworth	Councillor O'Brien
16.	Radcliffe Market	Councillor Caserta	Councillor Shori

Due to the lack of time to answer questions 17 to 31 inclusive, the Leader gave an undertaking that copies of those questions and responses will be circulated to all Councillors. The Leader also gave an undertaking to make these available on the Council Web Site.

(b) Oral questions on Leader’s Speech and the work of the Cabinet since the last Council meeting (without Notice)

1.	Brexit Negotiations	Councillor Quinn	Councillor Shori
2.	Potential School Strike Action	Councillor Caserta	Councillor Shori
3.	3G Football Pitch Locations	Councillor Gartside	Councillor Shori
4.	Freedom of the Borough	Councillor Daly	Councillor Shori
5.	Cabinet Attendance Record	Councillor R E Walker	Councillor Shori
6.	Highway Works in Whitefield	Councillor N Jones	Councillor Shori

C.81 JOINT AUTHORITIES – REPORTS BY THE COUNCIL’S REPRESENTATIVE AND QUESTIONS

(a) Councillor Bayley, the Council’s representative on the Greater Manchester Passenger Transport Authority reported on the work of the Authority to all Members of the Council.

(b) The following questions had been received in accordance with Council Procedure Rule 11.2.

No.	Issue	Questioner	Answered by
1.	Escalator Bury Interchange	Councillor R E Walker	Councillor Bayley (Representative on Transport for Greater Manchester)
2.	Cycle Infrastructure	Councillor Pickstone	Written Response
4.	Plastic Recycling	Councillor S Wright	Councillor Quinn (Representative Greater Manchester Waste Disposal Authority)

C.82 NOTICES OF MOTION

(i) Vehicle Charging

A motion had been received and set out in the Summons in the names of:

Councillors R Caserta, P Cropper, J Daly, I Gartside, D Gunther, M Hankey, J Harris, R Hodgkinson, K Hussain, N Jones, G Keeley, O Kersh, S Nuttall, I Schofield, D Silbiger, R Walker, and Y Wright

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It was moved by Councillor N Jones and seconded by Councillor Kersh that:

Air Pollution is a serious consequence of our ever-busier road network, causing well-documented short and long term health effects on both children and adults alike. There are a number of roads in the borough affected by traffic congestion including the A58 and A56. In 2017, DEFRA specifically named the A56 to be suffering from high levels of air pollution and one of the worst polluted roads in Greater Manchester.

A key route to tackling air pollution is by encouraging the use of low emission vehicles. These include modern petrol and diesel vehicles, hybrid vehicles, and electric vehicles.

To facilitate increased use of electric vehicles in our borough, there must be ample provision from the Council of electric charging points.

This Council notes:

- The good work done in 2013 by TfGM to establish Greater Manchester's first charging points under the Greater Manchester Electric Vehicle (GMEV) scheme.
- The Greater Manchester Climate Change and Low Emissions Implementation Plan 2016-2020 to cut carbon emissions by 48% between 1990 and 2020
- The serious health effects of air pollution to Bury's residents.
- The need to tackle air pollution in Bury and transition to a low carbon economy
- The Council's desire to see increased usage of low emission vehicles.
- The 7 charging points located in the Borough do not match this Council's ambition to see increased uptake of electric vehicles.

This Council resolves to:

- Establish an initiative to identify suitable locations for additional charging points within the borough.
- Write to GM Mayor Andy Burnham to seek subsidisation for the new Bury initiative under TfGM's GMEV scheme.
- Have 20 electric vehicle charging points across the borough, with a minimum of 1 per ward, by the end of calendar year 2018.
- Reconvene in January 2019 to set new installation targets for the calendar year 2019.

On being put, with 34 for voting for, 0 voting against, and with the Mayor abstaining, the Mayor declared the motion carried.

(ii) Clean Air Zones

A motion had been received and set out in the Summons in the names of:

Councillors M D'Albert, T Pickstone and S Wright

It was moved by Councillor S Wright and seconded by Councillor D'Albert that:-

This Council Notes that:

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1. Bury, like many authorities, has area of really poor air quality and that pollutants in the air can exceed safe limit set by both the European Union and World Health Organisation.

2. Air pollution in Bury has a massive impact on the health of our citizens. The young and most vulnerable it can cause permanent lung damage to babies and young children and in older people exacerbates lung and heart diseases. In Bury this equates to approximately 950 years of life lost per annum.

3. That a number of welcome steps and initiatives have already been implemented to improve air quality by the Council and at a Greater Manchester level.

This Council believes that:

1. Everyone in our Borough should be able to breathe clean, unpolluted air.
2. That we should take extra step to protect the health of all residents

This Council therefore Resolves to:

1. Introduce, over the next two years an enforceable 'no-idling' zone outside every school in the Borough, with at least four pilot zones in the next year.
2. Where practical, to extend the number of 'no-idling' zones to cover areas outside children's play areas where parked traffic is an issue.
3. To work with our NHS partners, to look at extending 'no-idling' zones outside Medical Centres, and in hospital 'pick up' areas.

On being put, with 34 for voting for, 0 voting against, and with the Mayor abstaining, the Mayor declared the motion carried.

(iii) Tyred Campaign

A motion had been received and set out in the Summons in the names of:

Councillors N Bayley, J Black, S Briggs, R Cathcart, A Cummings, J Grimshaw, M Hayes, S Haroon, T Holt, M James, D Jones, J Kelly, K Leach, A Mckay, E O'Brien, C Preston, A Quinn, T Rafiq, R Shori, A Simpson, R Skillen, S Smith, Sarah Southworth, Susan Southworth, T Tariq, K Thomas, J Walker, S Walmsley and M Whitby.

It was moved by Councillor Walmsley and seconded by Councillor Whitby that:-

On Monday 10 September 2012 a coach bound for Liverpool carrying 53 people from the Bestival music festival on the Isle of Wight, left the road and crashed into a tree instantly killing Michael Molloy (18), Kerry Ogden (23) and the coach driver, Colin Daulby (63), and left others with life-changing injuries. The inquest into the crash found that the front nearside tyre which was actually older than the coach itself, at 19 years, was responsible for the crash. In 2014, Liverpool City Council unanimously agreed on a motion in support of Michael's mother Frances calling for a change in the law requiring a ban on tyres older than six years on commercial vehicles. Despite the widespread public and political support for this campaign, no change in the law has been made, shamefully leaving others at risk from faulty and dangerous tyres.

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Council notes that Frances Molloy has launched "Tyred" – the official campaign to pressure Government – to change the law to ban the use of tyres older than ten years on commercial vehicles.

Council wholeheartedly supports "Tyred" and instructs the Leader of the Council to write to the Prime Minister and Leader of the Opposition to call together cross-party support for a change in the law.

Council further resolves to support the "Tyred" campaign until such a change in the law is achieved and to draw the attention of the Local Government Association, especially its Environment and Transport Board, to this Council's view that the concerns should be fully addressed.

Finally, Council asks the Chief Executive to write to all schools in the Borough asking them to require coach and bus operators they use for school trips etc to adhere to the provisions set out in the Tyred campaign. Council should also ask officers to look at our own procurement procedures with a view to inserting an appropriate clause in any contracts with commercial operators and to also ensure that this standard applies to our own vehicle fleet.

On being put, with 34 voting for, 0 voting against, and with the Mayor abstaining, the Mayor declared the motion carried.

C.83 SCRUTINY REPORTS AND SPECIFIC ITEMS "CALLED IN" BY SCRUTINY COMMITTEES

There were no Scrutiny Review Reports or specific items "called in" by the Overview and Scrutiny Committee to be considered at this Council meeting.

C.84 QUESTIONS ON THE WORK OF OUTSIDE BODIES OR PARTNERSHIPS

There were no questions received in accordance with Council Procedure Rule 11.2.

C.85 DELEGATED DECISIONS OF COUNCIL COMMITTEES

There were no written questions asked on the delegated decisions of the Committees or Scrutiny Committee contained in the Digest of Decision 1 (2018/19).

THE WORSHIPFUL THE MAYOR

NOTE: The meeting started at 7.00 pm and ended at 9.40pm

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Q.	Party	Question
1.	Labour	Can the Leader update the Council about the launch of Bury's Street Support website, which aims to help reduce homelessness and support local services who deal with it? Cllr McGill
	Cllr O'Brien	<p>As Executive member, for Housing. I am delighted to advise Council on Street Support Network connects people and organisations locally to End Homelessness together.</p> <p>The website is a central online resource on homelessness, making it easier for services and customers to find help in their housing problems. It details support services that are available nearby for support, details how to access them, and where the gaps are.</p> <p>The website is live now, however it needs updating and developing further, which housing partners have committed to do.</p> <p>I am pleased that Bury is featuring on the resource and urge members to have a look and this provides an opportunity for our residents and partners to have access to a useful tool which identifies resources that will help people at vulnerable times in their lives. I believe more work is underway on the tool.</p>
2.	Labour	With more and more residents living in the private rented sector, will the Leader update the Council on what is being done to protect tenants and drive up standards? Cllr Hayes
	Cllr O'Brien	<p>The Government has been increasingly active in the sector in recent years and introduced additional legislation designed to strengthen consumer protection for tenants and tackle rogue landlords. This includes new laws requiring letting agents and managing agents to belong to a redress scheme, providing protection for tenants against retaliatory eviction, increasing civil penalties, extended rent repayment orders and Banning Orders for the most serious criminal landlords. In addition, as of the 1st October 2018 it a mandatory requirement to licence all Housing of Multiple Occupancy with 5 or more tenants regardless of the number of storeys. All these have been implemented to drive up standards within the Private rented sector.</p> <p>The Private Sector Housing Team carry out inspections on privately rented properties to abate disrepair and make the property safe for the tenants. We have a statutory duty under the Housing Act 2004 to serve notice for serious disrepair but in addition to enforcement we act as a negotiator between Landlord and Tenant to bring the property up to a good standard. Our work involves more than just looking at the property, we also address tenant's needs and make appropriate referrals to other services.</p> <p>The Council are a key partner in a multi-agency task group - tackling various issues which often provide a major route for the police to gather intelligence.</p>

		<p>We successfully bid for £80,000 to tackle poor standards within the private rented sector, an area of Bury has been identified (Baguley Crescent) that requires intensive intervention from the Private Sector Housing team, Police, Fire and Immigration enforcement. Other areas will also be targeted in the near future.</p>
3	Conservative	<p>Can the Leader / Relevant Cabinet Member please update Council as to what progress has been made in securing the funding for some new 3G / 4G football pitch facilities within the Borough? Have any particular locations for the facilities been identified? (Cllr. I.Gartside)</p>
A	Cllr Quinn	<p>Bury Council is currently working in partnership with the Lancashire Football Association and Football Foundation on a 3G pitch strategy for the borough. This will be incorporated into a wider Playing Pitch Strategy which is also currently being developed.</p> <p>Bury has been identified by the Lancs FA as a priority area for external funding for 3G pitches, subject to meeting the criteria for investment.</p> <p>As part of the 3G strategy, a feasibility study is now being carried out at a number of locations to determine their suitability for development and we will look to announce these sites when the detail has been worked up and subject to any grant conditions for public announcement.</p>
4	Labour	<p>Can the Leader provide an update on how the Council is working to eradicate fuel poverty in the Borough? Cllr Skillen</p>
	Cllr O'Brien	<p>We have a Fuel Poverty Action Plan this includes four objectives to tackling fuel poverty. These are:</p> <ol style="list-style-type: none"> 1) improving energy efficiency standards in private sector housing 2) enabling people to afford to heat their home 3) improved health and wellbeing and 4) increased comfort and improved, understanding and targeting. <p>Under these objectives we have aims and actions and we also link in with Six Town Housing. The main headline actions that we are currently working on that have the most impact in tackling fuel poverty are:</p> <p>The Local Energy Advice Programme</p>

		<p>We refer residents to this scheme which offers free home energy advice visits. Small scale energy efficiency measures are installed, and checks that the resident is on the cheapest energy tariff so they can switch providers immediately should they wish. Residents are also referred on for other services if required e.g. fire safety visits from the fire service, benefit entitlement checks etc.</p> <p>The Emergency Central Heating Offer</p> <p>Shortly to be relaunched this month this scheme is a FREE emergency boiler repair and replacement scheme for those meeting the eligibility criteria.</p> <p>Warm Homes Fund</p> <p>We are currently identifying suitable homes for potential gas connections and first time central heating installation via this fund which GM was successful in bidding for. Each GM Authority has been allocated a potential of 40 installations.</p> <p>Big Clean Switch</p> <p>Although not targeted towards the fuel poor – this is a GM energy price comparison website that allows residents to switch to a cheaper energy provider but from a renewable clean energy source.</p>
5	Labour	Can the Leader inform the Council about the progress of our Medium Term Financial Strategy? Cllr L Smith
	Cllr O’Brien	<p>The Council’s current Medium Term Financial Strategy is published on the Council Website as the 4 year “Efficiency Plan”.</p> <p>Preparing the plan in this way enabled the Council to secure certainty over its core funding allocations for the period 2016/17 to 2019/20.</p> <p>Forecasts are continually updated to reflect the latest information in respect of inflation, interest rates, pay awards, levies from other bodies, and specific grants.</p> <p>Work is commencing on a new MTFS for the 5 year period beyond 2020.</p> <p>Whilst “internal costs” are known and understood, the process is hampered by the absence of any Government funding information beyond 2020, and heightened economic uncertainty as Brexit</p>

		<p>looms.</p> <p>The MTFS will also be complemented by a Commercial Strategy; this will recognise the increasing need to become self-sufficient and examine ways of generating income and growing the local tax base.</p>
6	Conservative	<p>Could the Leader explain why Bury has the second highest number of empty houses (in percentage terms) within the Greater Manchester area? Cllr. D.Gunther</p>
	Cllr O'Brien	<p>From data sourced from statistical returns to Central Government for Council tax purposes, Bury is actually ranked sixth not second within the GM area for total number of empty homes in its area. When relating this data to empty homes it must be treated with caution as the total number of empty homes for example in Bury is 2484 is inclusive of all empty properties under 6 months and those which are second homes or given an exemption to being empty.</p> <p>The Council tracks the number and distribution of empty residential properties. The Urban Renewal Section have several projects and programmes to tackle empty properties; concentrating resources on those which are empty for over 6 months, and in particular those that are empty for over 2 years; those which are causing the most negative impact and those where action to tackle them will bring about the greatest impact. Over the last few years we have:</p> <ul style="list-style-type: none"> • Used Compulsory Purchased; • Enforced Sale; • Used Demolition Order powers; • Made Voluntary Acquisitions; • Engaged with Owners; <p>In Bury the total number of private sector empty properties that have been empty for 6 months and over has reduced over the last few years, largely as a result of the 150% Council Tax Levy. (I am happy to provide the statistical tables confirming the exact figures across Greater Manchester.)</p> <p><i>Tables provided for info:</i></p>

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7	Labour	Can the Leader update the Council on the progress of the Government's Fair Funding Review? Cllr Rafiq																																																										
	Cllr O'Brien	<p>It has been recognised for many years that the current system of assessing need and funding has never worked in Bury's favour.</p> <p>The evidence speaks for itself – we are funded far less per head than similar authorities nationally and regionally.</p> <p>The Government has itself recognised that the current system of Local Government finance is "Broken".</p>																																																										

		<p>We therefore welcome the Fair Funding review, which in theory should provide a fairer and more transparent means of assessing need and allocating resources.</p> <p>Further consultation is due to take place between now and mid-2019.</p> <p>Indicative numbers for funding allocations to individual councils are to be available by spring-summer 2019, and the review is to be implemented in April 2020.</p> <p>(These dates are based on evidence given by the Minister, Rishi Sunak MP, to the Housing, Communities and Local Government Committee on 24 April 2018)</p> <p>We have certainly engaged throughout the review process, submitting responses, attending stakeholder events etc.</p> <p>My fear is the review does not address the quantum of Local Government funding – it just looks at how an ever reducing “cake” is shared out</p> <p>I would also wish to keep a close eye on the proposed means of implementation – how quickly will “underfunded” Councils be restored to their correct level ?</p>
8	Lib Dem	<p>Could the Leader reaffirm previous commitments, that members of this Council will vote on final proposals of the Greater Manchester Spatial Framework? Cllr Pickstone</p>
	Cllr O’Brien	<p>Much of the work around the consultation, adoption and implementation of GMSF is through the Combined Authority. It is our intention that Members will ultimately have to vote on the implications of the GMSF through the adoption of our Local Plan which sits under the GMSF and will act in accordance with it.</p>
9	Conservative	<p>Within the Borough there have been numerous examples of travellers illegally occupying sites. How robust is the Council’s policy to rapidly evict travellers or anyone else who behaves in such a manner, bearing in mind the litter and other debris often left behind? Cllr J.Harris</p>
	Cllr Quinn	<p>Gypsies and Irish Travellers are recognised as ethnic minority groups who lead a nomadic lifestyle and the Human rights Act requires Local Authorities or the Police involved in evictions to act in a proportionate way.</p> <p>Unauthorised encampments on Bury Council land are dealt with under the Criminal Justice and Public Order Act 1994. Local Authorities are required to follow Government guidance when evicting Gypsies or Travellers and the Council’s procedure for</p>

		<p>evictions follows that advice. Bury Council has an efficient and quick response to unauthorised encampments.</p> <p>The welfare of Gypsies and Travellers must be assessed before the Council can commence any legal process and Environmental enforcement officers and security staff engage early with the group to try to ensure that waste is bagged and the site protected.</p> <p>The time taken to carry out evictions will vary according to the circumstances of those camped, enforcement and legal staff resources and Court availability.</p> <p>After eviction vulnerable sites are secured where possible to prevent further incursions.</p> <p>Gypsies and Travellers who move onto private land can be moved on by the landowner or through their agents and bailiffs.</p> <p>In the last 5 years there have been 120 unauthorised encampments reported to the Council. Of these 51 required enforcement action by the Council and the rest would either be on private land or moved on quickly of their own accord.</p>
10	Labour	What is the Council doing to support debt collection efforts? Cllr Preston
	Cllr O'Brien	<p>The Council has approved the recruitment of additional staff to target recovery of older debts within the Council Tax and Business Rates teams since 2016 the total collected as a result of the teams work is £3.4m. Additional staff are to be recruited to target recovery of outstanding Housing Benefit overpayments and general sundry debts, it is hoped these staff can be in place by January 2019.</p> <p>The Council recognises the difficult position some of its residents find themselves in when being asked to pay for things such as Council Tax. Whilst this money is fundamental to the continuing delivery of vital services it is also essential that these residents are offered as much support as possible. For this reason we have specialist staff within our Customer Support and Collections division who work alongside our collections teams to assist residents with benefits and budgeting advice. We also work closely with the Citizens Advice Bureaux having a full time Case Worker located in our Whittaker Street offices to offer wider support and act as a link to CAB's accredited Money Advice staff.</p>
11	Labour	There was an Ofsted inspection of Childrens social care in July – what were the findings of this inspection? Cllr Cummings
	Cllr Cathcart	This was a Focused Inspection that looked at Front Door

		<p>Safeguarding arrangements. Inspectors visited the Multi-agency Safeguarding Hub (MASH) and Complex safeguarding Team at Bury Police Station, Early Help delivered through the Oasis Team and Social Work practice within the Initial Response Teams. Inspectors commented positively on the work of the MASH as an effective service providing timely responses with robust management oversight. Children requiring assessments are allocated social workers promptly in the Initial Response Teams with social workers knowing their children well which means they can identify strengths and weaknesses so that the right support can be put in place. There were areas for development identified for early help and the Oasis Team which included that they be subject to the same quality assurance and performance arrangements as social work services which were seen as embedded, rigours and detailed.</p>
12	Conservative	<p>Since the roadworks on the M60, degradation of the road surface opposite St Bernadette's has accelerated due to increased heavy traffic. The residents adjacent to this section of road have suffered worsening vibrations in their houses, with one suffering hazardous debris falling from the roof. Will the Leader meet these residents to ensure the issue is resolved satisfactorily? Cllr. O.Kersh</p>
	Cllr Quinn	<p>All current technical literature in the UK regarding road traffic induced vibration, points to their being no link between this kind of vibration and structural damage to properties. The vibrations cannot reach sufficient energies to initiate the onset of cosmetic damage. This is backed up by vibration monitoring undertaken by the Council in 2014 where measured vibrations inside properties did not reach a quarter of the threshold stated in British Standards in respect of that required for the onset of cosmetic damage.</p> <p>The surface of this road is inspected on a monthly basis and any actionable defects found are identified for repair. The most recent highway safety inspection for the length of road in question indicated that there were no actionable defects present and that the highway is fit for purpose.</p>
13	Labour	<p>Reports of domestic violence during this year's World Cup were the highest in Greater Manchester all year. Figures released by Greater Manchester Police show a shocking 212 cases of domestic abuse the day after England's quarter-final win over Sweden. What is being done in Bury to eradicate domestic abuse and help the victims of it? Cllr Grimshaw</p>
	Cllr Tariq	<p>Members will no doubt agree that this figure paints a disturbing picture of the link between football and Domestic Abuse, confirmed by the fact that the second-highest figure was the day after Man Utd lost the FA Cup Final to Chelsea.</p>

		<p>To further compound this picture it is widely-known that Domestic Abuse is significantly under-reported nationally, so a completely clear picture is hard to find.</p> <p>Although in Bury we have the third lowest no. of incidents per head of population in Greater Manchester we have seen a 5% rise in incidents over the last three years. We have put a lot of effort into running awareness-raising campaigns to encourage victims and the families of victims to report such incidents so hopefully that is bearing fruit.</p> <p>Domestic Violence and Abuse covers a whole range of abuse-types which can only be tackled through a robust multi-agency response. For these reasons, Domestic Violence and Abuse remains a key priority for Team Bury. Members will be glad to hear that this year we will be launching a new Community Safety Plan in which tackling Domestic Abuse is a key goal and additionally we will be launching the new Domestic Abuse Strategy which will run from 2018-2021.</p> <p>The following priorities which will form the bedrock of an Action Plan to strive towards the aspiration of eliminating Domestic Abuse in Bury:</p> <ol style="list-style-type: none"> 1. Improve Strategic Co-ordination – which is about engaging key personnel to gain commitment to the Strategy and drive forward Partnership initiatives & commissioning 2. Reduce re-offending – Developing pathways to ensure that Perpetrators understand the impact of their offences and are helped onto a different path and away from offending. 3. Reduce re-victimisation – Supporting victims to Understand and intervene on impact of Domestic Abuse on victims to prevent re-victimisation 4. Remove inequalities and gaps in provision 5. Enhance workforce development - Develop a suite of Quality-assured DVA training with a range of options for all services/sectors 6. Further develop primary prevention approaches - Develop consistent early intervention processes and healthy relationship packages for schools/young people <p>The new Strategy will be launched during White Ribbon Week and I invite all members to join us at the launch event and at the same support this important cause.</p>
14	Labour	What plans does the council have to mark the First World War Centenary later this year? Cllr McGill
	Cllr Tariq	In order to remember the bravery of those who fought, lived and died in the First World War we will continue to honour all those

who served, died and were affected by the war both at home and overseas.

On the centenary of the Armistice we will give thanks for peace and for those who returned, and remember the sacrifice of the 800,000 soldiers who died. This is the best tribute we can make, however it is also important to show our thanks and the thanks of our communities through poignant events, displays and activities, as well as supporting activities that community groups put together to commemorate the ending of World War 1.

The following event details, outline what is currently planned for the on-going celebrations however these will be added to in the coming weeks. All the activities, events that the Council are planning and those that are known to us provided via community groups and mechanisms will be promoted on The Bury Directory; so keep updated and view this often.

Commemorative events confirmed to date include:

100 lamp post poppies will be displayed around the Town Hall and down Silver Street towards the Fusiliers Museum and the cenotaph. The poppies will be displayed from the end of September until the middle of November.

Lamp post poppies will also be offered out to local businesses, community groups and individuals within each of the Townships at the cost of £3 with all monies going to the Royal British Legion. This way it is hoped that we can turn each Township red with poppies.

Now that the schools are back they will be invited to enter a World War 1 poster competition. The competition will be judged by local veterans and the art work displayed in the Town Hall and Fusiliers Museum.

Council and CCG staff will receive in the next few days an email to encourage them to show their thanks by making a poppy. The poppies can be knitted, made out of wood, metal or simply draw on to cardboard, it's the homemade feel; we are after. All poppies will then be displayed at the entrance to the Town Hall and Knowsley Place.

As previously mentioned many Community groups are planning events that we will support and promote on the Bury Directory. This will be updated with new events and displays on a regular basis.

This includes:

- Age UK Bury, hosting a 'naffi café' and have purchased 10 'There but Not There' silhouettes that they will hold an event to unveil**

		<ul style="list-style-type: none"> • Bury Parish Church are holding a number of events and displays • Ambition for Ageing held an event at Clarence Park <p>It is hoped that we can show respect and thanks to all those that the First World War affected by the planned events and of course with the annual armistice parade and service on the 11th November.</p>
15	Conservative	<p>Could the Leader explain why, despite repeated requests that members of Council have not received a reply on the progress being made towards suspending the bus lanes on Bolton Road? Cllr J.Harris</p>
	Cllr Quinn	<p>A transportation study of Bury and Radcliffe commissioned by the Council has recently reported back. The study has identified 207 potential interventions that require further investigation. Of these, 7 interventions relate to buses including a corridor-wide review of bus priority along the A58 to improve reliability and resilience of services. All interventions need to be investigated further but, prior to doing so, the traffic modelling currently being undertaken on the Council’s behalf by Transport for Greater Manchester needs to be completed so that a view can be taken on the future traffic volumes on the A58 in the context of the Greater Manchester Spatial Framework and associated housing pressures in the region. This will then inform the extents of infrastructure upgrades required on the highway network to facilitate such development. The future of the bus lane on the A58 will be considered as part of this process which still has many months to run. Given the complexities of understanding future housing demands, traffic growth, population growth, the role of public transport, air quality, structural changes to the highway network etc. and in order to consider these factors holistically it is not anticipated that the Council will be in a position to fully determine the role of the A58 bus lane inside of the next 18 months.</p>
16	Labour	<p>We all know the importance of children being ready to go to school – is Bury making sufficient progress with this? Cllr D Jones</p>
	Cllr Cathcart	<p>Bury children make a good start in their early development with now 71% of children securing the good level of development (GLD) standard in 2018, now 2nd in GM, as a result of the very careful progress monitoring that takes place in early years settings to secure this. Our PVI and nursery settings provide a good foundation for very young children so they are able to make accelerated progress throughout the Early Years phase of their education.</p>

17	Conservative	In late August a branch fell at the mini-roundabout between Ringley Road and Stand Road and only through luck was nobody hurt or killed. Will the Leader ensure the extreme overhanging of trees along Ringley Road is assessed, with felling or pruning carried out as such work is clearly necessary to prevent further risk to life? Cllr. O.Kersh
	Cllr Quinn	<p>The majority of trees along Ringley road are in private ownership including the tree from where the branch fell and as such it is the resident's responsibility to maintain their trees. The majority of trees in this area also carry Tree Preservation Orders. Trees along the highway will receive periodic checks by the highway inspector as part of their highway inspection programme.</p> <p>Unless the trees in private ownership pose a specific threat to the highway i.e. dead, in-decline or have severe over-hang by way of interfering with public access or traffic movement the council can only advise the private tree owners on having them surveyed/checked every 12/18 months for abnormalities by a competent arboriculturist.</p> <p>There is also a number of Council owned trees growing on the elevated grass verge on Ringley Road which have been recently inspected. 4 of these trees will receive routine pruning in autumn.</p>
18	Lib Dem	On 20 July 2017 this Council unanimously adopted a resolution which committed the Council to undertake "an all-party piece of work, involving Officers and Members, with outside support as appropriate, to ensure that the Council has an appropriate culture of working at senior levels in the Authority, which reflects the highest standards for public office and public service." Could the Leader update members on this piece of work? Cllr Pickstone
	Cllr Kelly	The all-party piece of work on culture within the organisation of the Council has been scoped and a proposal obtained. The Chief Executive has reviewed the proposal and is of view that this work would be most valuable if deployed after a corporate review of the organisation planned for later this year. This will allow the work to be part of a wider improvement plan for the organisation as a whole.
19	Labour	Can the leader tell me how many people with Learning Disabilities have been helped into employment by Bury Employment and Support Team in the last 12 months and how this compares to other boroughs? Cllr

		Preston
	Cllr Shori	<p>The service is well known for outstanding results and professionalism, offering high quality support to those with a learning disability. The relationship with the Learning Disability Social Work team is essential; they play a key role in referrals to the service and enabling their customers to access the employment support offered by BEST, in turn becoming less dependent on social care funding.</p> <p>Social Worker’s identify young people and adults with a learning disability who it is felt have the potential to be supported into employment. Alongside this, they may work on other areas of development for these customers, such as building independence and life skills, which BEST support. Funding is usually secured through a Personal Budget which is regularly reviewed – initially 6-8 weeks and then at least annually to ensure that all learning goals have been met and progression been made.</p> <p>Each customer has a profile to identify strengths and support needs and what is realistically achievable. This is followed by a bespoke individual Development Plan which details specific, measurable, achievable goals which are regularly reviewed. The service is customer led and support packages tailored to individual needs and wants.</p> <p>Services BEST can provide include:-</p> <ul style="list-style-type: none"> • Life skills – baking, cooking, washing etc • Horticulture • Café skills/customer service • Confidence building • Individualised work search, CV preparation, interview skills etc. • Supported work placements <p>Once employed the person with learning disabilities and their employers are offered ‘In Work’ support to ensure the continued success of the placement.</p> <p>Bury is 4th in Greater Manchester in relation to this indicator</p>
20	Labour	Can the leader tell me the impact of reducing the number of delayed transfers of care with people suffering from mental health conditions? Cllr D Jones
	Cllr Tariq	On 13th May Bury was categorized the 2nd worse performing authority in the NW region for the number of “days per 100,000 population” for delayed transfers of care .This was puzzling as the

number of Delayed Transfers of Care across the acute hospitals had been significantly reduced over the previous months and it was only when Adult Social Care worked with the CCG and our performance unit that we discovered it was the mental health figures that were the problem as there were 1209 days delayed reported for this service.

The first reaction was that there was an error in the figures but on investigation this was found not to be the case. Staff of the Irwell Unit at Fairfield Hospital, run by Pennine Care Foundation Trust, had changed the way they reported these figures to bring them in line with the National Guidance on reporting Delayed Transfers of Care, which say that a patient becomes a delayed transfer within 48 hours of being declared 'Medically Optimised' rather than when a package of care or placement is sourced and a discharge date agreed. This of course meant a huge increase in their reported figures but the Local Authority was never informed as there was no escalation process in place.

Once the situation was clarified, the manager of the brokerage team was 'attached' to the Irwell Unit and began to drive down these figures working across health and social care with a particular emphasis on the Community Mental Health Team. The Community Mental Health Team worked on the premise that a patient in hospital was safe and they had concentrated their resources on people with enduring mental ill-health in the community.

Using her knowledge of specialist Providers and improved relationships with our own Housing Department/Six Town Housing, appropriate packages of care or placements for people on the Delayed transfer of care list we sourced and over a period of 3 months the number of days delayed had been reduced from the original 1209 to 5!

Examples of the benefits for those previously delayed are that one woman had been a delayed transfer for 368 days and is now back in her own Six Town Housing flat supported by a member of Community Mental Health Team; a gentleman delayed for over 200 days has secured a placement in a Supported Living Scheme where staff are supporting him towards greater independence and an elderly gentleman with end-stage dementia, also delayed for over 200 days, has been secured a placement in a specialist EMI

		<p>nursing home which can manage his challenging behaviour.</p> <p>This is a remarkable achievement and has shown how working in genuine partnership has produced the results that have meant that people who had been delayed inappropriately in hospital for over a year are now in receipt of the right care, in the right place, supported by the right people, rather than occupying a hospital bed which meant those who did require hospitalisation could not access in-patient services.</p> <p>It has also been confirmed that other authorities are continuing to use the old, incorrect reporting mechanisms so Bury's figures looked even worse when compared with these other authorities. This is now being addressed on a GM basis.</p>
21	Labour	<p>I understand the Bury CSP plan is due to expire this year- are there plans to relaunch it? Cllr David Jones</p>
	Cllr Tariq	<p>As you point out Councillor Jones, the current Community Safety Plan which sets out the approach of the Community Safety Partnership (CSP) for tackling crime and making communities safe is due for a refresh.</p> <p>The CSP have been working on developing a new Plan which will be launched before the end of the year. The new Plan will closely align with the Mayor of Greater Manchester's 'Standing Together' Police & Crime Plan. Each of the priorities we have identified for Bury directly links to one of the three over-arching goals identified in the Standing Together Plan:</p> <ol style="list-style-type: none"> 1. To keep people safe - for those who live, work, socialise and travel in Greater Manchester, as well as protecting those who are vulnerable. 2. To reduce harm and offending – preventing anti-social and criminal behaviour by intervening earlier and rehabilitating offenders. 3. To strengthen communities and places – by helping to build resilient communities and strengthening the delivery of public assets <p>Delivery will be via an Action Plan developed through the Community Safety Partnership which will set out what each of the following Partnership Task and Finish Groups will have to achieve:</p> <ul style="list-style-type: none"> • Reducing Re-offending Group • Organised Crime Group

		<ul style="list-style-type: none"> • DVA Strategic Group • Hate Crime Forum • Joint Engagement Team • Prevent Steering Group <p>The Community Safety Partnership will ultimately co-ordinate delivery, bring partners together and identify resources and skills in order to achieve the best possible outcomes.</p> <p>As Cabinet Member for Communities & Safer Neighbourhoods I have been involved in the development of this Plan and know that it will make a difference to the people of Bury.</p>
22	Lib Dem	<p>A previous resolution of this Council agreed that the Council undertake an audit on the use of single use plastics in the council. Could the Leader update members on the outcome of this audit and what changes have been made and what substitutes for single use plastics have been made?</p> <p>Cllr S Wright</p>
	Cllr Quinn	<p>The original Council motion committed the Council to undertaking an audit, within existing resources, of single use plastics used by the Authority and to seek to replace with sustainable alternatives where possible.</p> <p>The Waste Management service has been tasked with undertaking the audit but due to a staffing reduction within the team the audit has not yet been fully completed.</p> <p>Work done so far includes an audit of waste and recycling bins at 3KP, the Town Hall and Bradley Fold Depot as part of introducing a comprehensive office waste recycling scheme which has revealed that most single-use plastics are either placed in the residual waste bins or mixed recycling (blue) bins.</p> <p>A range items discarded were identified, therefore a questionnaire has been drawn up and is being circulated to all services within the Council, which seeks to identify single use plastics being used across the Authority. It attempts to quantify usage and asks if this could be reduced or even eliminated and if more sustainable alternatives exist.</p>
23	Lib Dem	<p>Could the Leader inform members what the process is, if any, for evicting Asylum Seekers in accommodation contracted from private providers in the Borough? How many such expulsions have been made and what after</p>

		<p>care exists to ensure people are not homeless?</p> <p>Cllr D’Albert</p>												
	Cllr O’Brien	<p>I am pleased to advise Council that the work we have done on supporting asylum seekers and refugees has been recognised nationally. We have been recently nominated for a national award.</p> <p>There are well developed links with Serco who accommodated asylum seekers under a contract with the Home Office. The Regional Strategic Migration Partnership works across the region to manage the process.</p> <p>As this is managed by the private sector, I cannot provide figures on the numbers leaving their accommodation but I can advise that the number of asylum seekers is around 500 at any one time.</p> <p>Our relationship with Serco is very positive and we work with them very closely in terms of supporting those that have leave to remain and may require homeless assistance.</p> <p>We are working across the region on a protocol with Serco to ensure that we support people.</p> <p>I am sure you will agree that we support all residents of the borough at the point they become homeless.</p> <p>Having met asylum seekers both in the UK and abroad I am shocked at the horrific experiences they face and I am proud of the services that we provide to all those that need homeless assistance.</p>												
24	Lib Dem	<p>Could the Leader update members on the number of secondary school children in Bury who are taught in classes of more than 30 children, and how this compares to previous years?</p> <p>Cllr S Wright</p>												
	Cllr Cathcart	<p>Thank you for your question Councillor Wright. Obviously due to the statistical nature of the question, I don’t want to read out a list of comparative figures for all secondary schools over the last 3 years. I am happy to provide the detailed figures to you in table form.</p> <p>Table for info:</p> <table border="1" data-bbox="461 1912 1497 2065"> <thead> <tr> <th></th> <th>2016</th> <th>2017</th> <th>2018</th> <th>2018</th> <th>2018</th> </tr> </thead> <tbody> <tr> <td>School name</td> <td>No. of classes</td> <td>No. of classes</td> <td>No. of classes</td> <td>2018 - size and</td> <td>Total no. of pupils taught in</td> </tr> </tbody> </table>		2016	2017	2018	2018	2018	School name	No. of classes	No. of classes	No. of classes	2018 - size and	Total no. of pupils taught in
	2016	2017	2018	2018	2018									
School name	No. of classes	No. of classes	No. of classes	2018 - size and	Total no. of pupils taught in									

		exceeding 30	exceeding 30	exceeding 30	no. of classes exceeding 30	classes exceeding 30
	Broad Oak Sports College	0	1	0		
	Bury Church of England High School	1	2	5	4 classes of 31 (124), 1 class of 32 (32)	156
	Castlebrook High School	3	2	0		
	Parrenthorn High School	4	6	8	3 x classes of 31 (93), 2 x classes of 32 (64), 3 x classes of 33 (99)	256
	Prestwich Arts College	1	0	1	1 x class of 32 (32)	32
	Philips High School	2	0	2	2 x classes of 31(62)	62
	St Gabriel's RC High School	3	7	5	2 x classes of 31(62), 2 x classes of 32 (64), 1 x class of 33(33)	159
	St Monica's RC High School	6	11	13	10 x classes of 31 (310), 1 x class of 32(32), 2 x classes of 33 (99)	441
	The Derby High School	3	5	7	7 x classes of 32 (224)	224
	The Elton High School	0	8	10	2 x classes of 31 (62), 4 x classes of 32 (128), 2 x	324

		<p>A new lease is to be completed imminently and so the rent is currently the subject of commercial confidentiality.</p> <p>The acquisition cost of this property was £1,010,000</p>
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Agenda Item	
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DECISION OF:	COUNCIL
DATE:	12 SEPTEMBER 2018
SUBJECT:	REVIEW OF THE COUNCIL'S CONSTITUTION OFFICER DELEGATIONS
REPORT FROM:	THE MONITORING OFFICER
CONTACT OFFICER:	JAYNE HAMMOND
TYPE OF DECISION:	COUNCIL
FREEDOM OF INFORMATION/STATUS:	This paper is within the public domain.
SUMMARY:	To enable the Council to adopt a revised scheme of officer delegations that reflects the recent revisions to the responsibilities of the Chief Officers
OPTIONS & RECOMMENDED OPTION	<ol style="list-style-type: none"> 1) That the Officer Delegations set out in Part 3 of the Council's Constitution be amended in line with Appendix A attached to this report and be adopted with immediate effect. 2) That authority be delegated to the Chief Executive and Assistant Director – Legal and Democratic Services to make any future amendments to the scheme that are consequential on the current allocation of service responsibilities being revised, new service responsibilities being introduced, or post titles changing.

IMPLICATIONS:	
Corporate Aims/Policy Framework:	<p>Do the proposals accord with the Policy Framework? Yes</p> <p>The monitoring and amendment of the Constitution is an internal matter and any changes are a Council decision.</p>
Statement by the S151 Officer: Financial Implications and Risk Considerations:	<p>This report clearly sets out roles / delegations of specific officers.</p> <p>This is essential to ensure effective governance.</p> <p>There are no financial implications arising from this report</p>
Statement on impact on resources:	None as a result of this report.
Equality/Diversity implications:	None as a direct result of this report.
Considered by Monitoring Officer:	<p>Yes</p> <p>The Council is required to comply with the Local Government Act 2000 and subordinate legislation in the drawing up and subsequent operation of the Constitution.</p>
Wards Affected:	All
Scrutiny Interest:	

.JH

TRACKING/PROCESS

DIRECTOR:

Chief Executive/ Strategic Leadership Team	Executive Member/Chair	Ward Members	Partners
Scrutiny Committee	Committee	Council	

2.0 ISSUES

2.1 Section 101 of the Local Government Act 1972 allows the adoption of a scheme of officer delegations to ensure that it is clear that identified senior officers have the power to take decisions that are not reserved to elected members.

2.2 The management arrangements have changed within the Council, with the reorganisation of the constituent Departments on an interim basis and with the internal work being undertaken on public sector reforms and growth (both within Bury and across Greater Manchester). The arrangements will continue to change to meet the ongoing public sector reforms and it has become necessary to amend the scheme of officer delegations, to align relevant powers to act, with the appropriate Chief Officers.

2.3 The suggested amendments reflect the current management arrangements for the functions of the Council and it is clearly in the interests of certainty and clarity to update the scheme to reflect the new service area arrangements. Given the pace of change it would also be advisable to have a transitional provision in place and for any re-structuring purposes, for the Chief Executive to have authority to re-allocate delegated powers to other posts.

2.4 This report therefore seeks Council's approval to update the officer delegations to include transitional provisions and delegate authority to the Chief Executive and Assistant Director – Legal and Democratic Services to make any consequential amendments as a result of any further changes to the management arrangements. This delegation is sought in order to make the determination of such matters quicker and more efficient.

2.5 A schedule of the changes proposed to the current Officer Delegations is attached at Appendix A. This replacement text and any consequential amendments are to be inserted into the Council's Constitution.

2.6 The existing Council's Constitution is available on the Council's external website (<https://www.bury.gov.uk/CHttpHandler.ashx?id=19129&p=0>)

Council is requested to approve the recommendations in this report.

List of Background Papers:-

Revised extracts from the Council Constitution

Contact Details:-

Jayne Hammond
j.hammond@bury.gov.uk
0161 253 5002

Amendments to the constitution:

- **Article 11 – Officers**
- **Delegation to Officers**
- **Council Structure**

ARTICLE 11 - OFFICERS

11.01 Management Structure

(a) General

The full Council may engage such staff (referred to as officers) as it considers necessary to carry out its functions.

(b) Chief Officers

The full Council will engage persons for the following posts, who will be designated chief officers:

Post	Functions and Areas of Responsibility
Chief Executive	<ul style="list-style-type: none"> • Overall corporate management and operational responsibility • Overall management responsibility for all officers • Professional advice to all parties in the decision-making process • Record keeping for all the Council's Decisions (together with Monitoring Officer) • Representing the Council on Partnerships and External Bodies • Implementation and initiation of change and 'joined up' service delivery across the Council's services <ul style="list-style-type: none"> ▪ Facilitation and development of multi-disciplinary networks to:- ▪ integrate corporate aims, executive portfolio and service delivery groupings ▪ address Authority-wide best value and

Post	Functions and Areas of Responsibility
	<p>performance arrangement issues</p> <ul style="list-style-type: none"> ▪ facilitate cohesive and integrated approach to service delivery • Policy and improvement – Corporate • Corporate Communication and Press • Arts and museums

<p>Executive Director of Resource and Regulation</p>	<p>Audit & Risk Management Catering and Cleaning Services Corporate HR Services Corporate Procurement Customer Support and Collections Democratic Services Emergency Planning/Response Financial Management ICT & E-Govt Legal Services People Strategy & Organisational Development Registration Services Strategic Finance/Efficiency Trading Standards/Licencing</p>
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<p>Executive Director of Children, Young People and Culture</p>	<p>Adoption Services Business support Children and Young People in Care Children and Young People’s Health Care Children’s Social Care Childcare and Early Years Children’s Centres Early Help Fostering Services Inclusion/Vulnerable Pupils Libraries Schools, Academies and Colleges Special Educational Needs and Disability Strategy, Planning Commissioning Youth & Connexions</p>
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<p>Executive Director of Communities and Wellbeing</p>	<p>Adult Social Care Services Safeguarding Adults Adult Education Adult Health Care "Deprivation of Liberty" Safeguards Business Support & Performance Development Civic Venues Commercial & Environment Health Commissioning / Contracting Communities Substance Misuse Team Parks & Countryside (policy) Public Health Social Inclusion Sport & Leisure</p>
<p>Executive Director - Business, Growth & Infrastructure.</p>	<p>Admin Buildings Architects Enforced Sales Property Asset Management Strategic Planning and Economic Development Markets Planning/Development Management Strategic Housing Urban Renewal</p>
<p>Director of Operations</p>	<p>Parks and Countryside (operational) Grounds Maintenance Engineers – Traffic & Transportation Asset Management, Infrastructure Public Rights of Way Street Works and Highway Maintenance Street Lighting Winter Maintenance Transport and Workshop Waste Management/Street Cleansing Depot/Stores (Bradley Fold)</p>

Details of individual departmental structures are set out in Part 7 of the Constitution.

Post	Designation
Chief Executive	Head of Paid Service
Assistant Director of Legal and Democratic Services	Monitoring Officer
Executive Director of Resources	Chief Finance Officer (Section 151)

Director of Public Health – the Council, acting jointly with the Secretary of State will appoint a Director of Public Health.

Structure - The Head of Paid Service will determine and publicise a description of the overall departmental structure of the Council showing the management structure and deployment of officers. This is set out at Part 7 of this Constitution.

11.02 Functions of the Head of Paid Service

(a) Discharge of Functions by the Council

The Head of Paid Service will report to full Council on the manner in which the discharge of the Council's functions is co-ordinated, the number and grade of officers required for the discharge of functions and the organisation of officers.

(b) Restrictions on Functions

The Head of Paid Service may not be the Monitoring Officer but may hold the post of Chief Finance Officer if a qualified accountant.

11.03 Functions of the Monitoring Officer

(a) Maintaining the Constitution

The Monitoring Officer will maintain an up-to-date version of the Constitution and will ensure that it is widely available for consultation by members, staff and the public.

(b) Ensuring Lawfulness and Fairness of Decision-Making

After consulting with the Head of Paid Service and Chief Finance Officer, the Monitoring Officer will report to the full Council or to the Leader in relation to an Executive function if he or she considers that any proposal, decision or omission would give rise to unlawfulness or if any decision or omission has given

rise to maladministration. Such a report will have the effect of stopping the proposal or decision being implemented until the report has been considered.

(c) Supporting the Standards Committee

The Monitoring Officer will contribute to the promotion and maintenance of high standards of conduct through provision of support to the Standards Committee. The Council has delegated to the Monitoring Officer the following powers to deal with matters of conduct and ethical standards:

- (i) To act as the Council's Proper Officer to receive complaints that Council Members have failed to comply with the Council's Code of Conduct for Members;
- (ii) To determine, after consultation with the Independent Person and in accordance with the Council's arrangements for dealing with complaints, that Council Members have failed to comply with the Council's Code of Conduct for Members whether to reject, informally resolve or investigate a complaint;
- (iii) To seek informal resolution of complaints that Council Members have failed to comply with the Council's Code of Conduct for Members wherever practicable;
- (iv) To refer decisions dealing with a complaint against a Council Member to the Standards Committee in exceptional circumstances;
- (v) To arrange for the appointment of an Investigating Officer to investigate a complaint where the Monitoring Officer (in consultation with an Independent Person) determines that a complaint merits formal investigation;
- (vi) To issue guidance to be followed by an Investigating Officer on the investigation of complaints;
- (vii) To confirm, after consultation with an Independent Person and in accordance with the Council's Arrangements, an Investigating Officer's finding of no failure to comply with the Council's Code of Conduct
- (viii) Where an Investigating Officer's report finds that the Subject Member has failed to comply with the Council's Code of Conduct for Members, to determine, after consultation with the Independent Person and in accordance with the Council's Arrangements, either to seek a local resolution or to send a matter for local hearing.
- (ix) To grant dispensations from section 31(4) of the Localism Act 2011 if, having had regard to all relevant circumstances, the Monitoring Officer:-
 - considers that without the dispensation the number of persons prohibited by section 31(4) of the Localism Act 2011 from participating in any particular business would be so great a proportion of the body transacting the business as to impede the transaction of the business; or
 - considers that without the dispensation each Member of the Council's

Executive would be prohibited by section 31(4) of the Localism Act 2011 from participating in any particular business to be transacted by the Executive; or

- considers that without the dispensation the representation of different political groups on the body transacting any particular business would be so upset as to alter the likely outcome of any vote relating to the business.

(d) Maintaining the Council's Register of Members' Interests.

The Monitoring Officer will establish and maintain the Council's Register of Interests of Members and Co-opted Members as required by section 29(1) of the Localism Act 2011 and ensure that it is available for inspection and published on the Council's website as required by the Act.

(e) Proper Officer for Access to Information

The Monitoring Officer will ensure that executive decisions, together with the reasons for those decisions and relevant officer reports and background papers are made publicly available as soon as possible.

(f) Advising Whether Cabinet Decisions are within the Budget and Policy Framework.

The Monitoring Officer will advise whether decisions of the Cabinet are in accordance with the budget and Policy Framework.

(g) Providing Advice

The Monitoring Officer will provide advice on the scope of powers and authority to take decisions, maladministration, financial impropriety, probity and budget and Policy Framework issues to all Councillors.

(h) Restrictions on Posts

The Monitoring Officer cannot be the Chief Finance Officer or the Head of Paid Service.

11.04 Functions of the Chief Finance Officer

(a) Ensuring Lawfulness and Financial Prudence of Decision-Making

After consulting with the Head of Paid Service and the Monitoring Officer, the Chief Finance Officer will report to the full Council or to the Executive in relation to an executive function and the Council's external auditor if he or she considers that any proposal, decision or course of action will involve incurring unlawful expenditure, or is unlawful and is likely to cause a loss or deficiency or if the Council is about to enter an item of account unlawfully.

(b) Administration of Financial Affairs

The Chief Finance Officer will have responsibility for the administration of the financial affairs of the Council.

(c) Contributing to Corporate Management

The Chief Finance Officer will contribute to the corporate management of the Council, in particular, through the provision of professional financial advice.

(d) Providing Advice

The Chief Finance Officer will provide advice on the scope of powers and authority to take decisions, maladministration, financial impropriety, probity and budget and will support and advise Councillors and officers in their respective roles.

(e) Give Financial Information

The Chief Finance Officer will provide financial information to the media, members of the public and the community.

11.05 Duty to Provide Sufficient Resources to the Monitoring Officer and Chief Finance Officer

The Council will provide the Monitoring Officer and Chief Finance Officer with such officers, accommodation and other resources as are in their opinion sufficient to allow their duties to be performed in accordance with Section 5 of the Local Government and Housing Act 1989 and Section 114 of Local Government Finance Act 1988 respectively.

11.06 Conduct

Officers will comply with the Officers' Code of Conduct and the Protocol on Officer/Member Relations set out in Part 5 of this Constitution

11.07 Employment

The recruitment, selection and dismissal of officers will comply with the Officer Employment Rules set out in Part 4 of this Constitution.

PART 3 - DELEGATIONS TO SPECIFIC OFFICERS

1.0 GENERAL EXCEPTIONS

- 1.1 The following delegations to specific officers provide for the discharge of any functions of the Council or the Cabinet with the exception of:-
- (i) Those council functions reserved to the Council;
 - (ii) Those executive functions reserved to the Cabinet;
 - (iii) Those council functions delegated to any Regulatory Committee or Sub-Committee;
 - (iv) Those matters where an appropriate Member of the Cabinet has directed that the delegated authority to an officer should not be exercised and that the matter should be referred to the Cabinet for consideration; and
 - (v) those matters which the Chief Executive, Directors or Chief Officers consider that the delegated authority should not be exercised and that they should be referred to the Cabinet or appropriate Council Committee for consideration.

2.0 CHIEF EXECUTIVE

- 2.1 The Chief Executive shall be authorised to discharge any council or executive function not otherwise delegated to a Director or Chief Officer, including civic and ceremonial functions of the Council, and to take any action remitted to him/her under corporate policies or this Officer Delegation Scheme.
- 2.2 The Chief Executive shall be authorised to act as the Council's Proper Officer for the purpose of any function not otherwise delegated under these arrangements.

3.0 ASSISTANT DIRECTOR OF LEGAL AND DEMOCRATIC SERVICES

- 3.1 The Director of Legal and Democratic Services shall be authorised to act as Solicitor to the Council and to take any action intended to give effect to a decision of the Council, the Executive, Overview and Scrutiny Committees, Regulatory Committees/Sub-Committees, or an Officer to discharge any function of the Council in relation to:-
- (a) The duties of the Monitoring Officer
 - (b) The making or issuing of orders and notices

- (c) The negotiations prior to commencement, commencement, defence, withdrawal or settlement of legal or other proceedings.
- (d) The authorisation of Council employees to conduct legal matters in court
- (e) The contractual element of procurement
- (f) Electoral matters
- (g) Land charges
- (h) The registration of births, deaths and marriages and associated functions
- (i) The recording of decisions of the Cabinet and all relevant committees
- (j) Taking any action remitted to him/her under corporate policies and procedures.
- (k) Strategic marketing and communications.

4.0 EXECUTIVE DIRECTOR OF RESOURCE AND REGULATION

- 4.1 The Executive Director of Resources and Regulation or as appropriate the Assistant Director shall be authorised to discharge any of the Council's functions in relation to resource matters including:-

Audit & Risk Management

Catering and Cleaning Services

Corporate HR Services

Corporate Procurement

Customer Support and Collections

Democratic Services

Emergency Planning/Response

Financial Management

ICT & E-Govt

Legal Services

People Strategy & Organisational Development

Registration Services

Strategic Finance/Efficiency

Trading Standards/Licencing

Taking any action remitted to him/her under corporate policies and procedures.

4.2 Specific items delegated to the Interim Executive Director Resource and Regulation:

- (i) The duties of the Chief Finance Officer
- (ii) The writing off of debts from £2,001 to £5,000, with the Head of Customer Support and Collections being authorised to write off debts of £2,000 or less
- (iii) Determination of the Council Tax Base

5.0 ASSISTANT DIRECTOR OF HUMAN RESOURCES AND ORGANISATIONAL DEVELOPMENT

5.1 The Assistant Director of Resources and Regulation (Human Resources and Organisational Development) shall be authorised to discharge any functions of the Council in relation to employee relations, employment (HR and OD), health, safety and Resilience matters including:-

- A the determination of strategies, policies, procedures, guidelines falling within the employment function of the Council
- B Human Resources
- C Health and Safety
- D Emergency Planning
- E Organisational Development and Training
- F People Strategy

Taking any action remitted to him/her under corporate policies and procedures

6.0 EXECUTIVE DIRECTOR COMMUNITIES AND WELLBEING

The Executive Director Communities and Wellbeing shall be authorised to discharge any function of the Council:-

Adult Social Care Services
Safeguarding Adults
Adult Education
Adult Health Care
"Deprivation of Liberty" Safeguards
Business Support & Performance Development
Civic Venues
Commercial & Environment Health
Commissioning / Contracting
Communities
Substance Misuse Service
Parks & Countryside
Public Health
Social Inclusion
Sport & Leisure

- (b) Taking any action remitted to him/her under corporate policies and procedures
- (c) Development, implementation and monitoring of all commissioning activity in relation to the above functions

7.0 EXECUTIVE DIRECTOR CHILDREN YOUNG PEOPLE AND CULTURE

The Executive Director of Children Young People and Culture shall be authorised to discharge any of the functions of the Council:-

- Adoption Services
- Business support
- Children and Young People in Care
- Children and Young People's Health Care
- Children's Social Care
- Childcare and Early Years
- Children's Centres
- Early Help
- Fostering Services
- Inclusion/Vulnerable Pupils
- Libraries
- Schools, Academies and Colleges
- Special Educational Needs and Disability
- Strategy, Planning Commissioning
- Youth & Connexions

- b. taking any action remitted to him/her under Corporate policies and procedure

8.0 EXECUTIVE DIRECTOR – BUSINESSES, GROWTH & INFRASTRUCTURE

The Executive Director of Business Growth and Infrastructure, shall be authorised to discharge any of the functions of the Council:-

- Admin Buildings
- Architects
- Property Asset Management
- Enforced Sales
- Strategic Planning and Economic Development
- Markets
- Planning/Development Management
- Strategic Housing
- Urban Renewal

9.0 DIRECTOR OF PUBLIC HEALTH

- a) Principal adviser for elected members and senior officers on public health matters
- b) Delivery of the Council duties as to the improvement of health; reducing health inequalities health protection and healthcare public health including but not limited to:
 - 1) Providing information and advice
 - 2) Providing services or facilities designed to promote healthy living
 - 3) Providing assistance to help individuals minimise any risks to health arising from their accommodation or environment
- c) Provision of expert, objective advice on public health matters to the Council and the Public; to include the Council's public health response as the responsible authority under the Licensing Act 2003
- d) Ensure plans are in place to protect the health of the local population from threats to health and prevent, as far as possible, threats to health arising
- e) Discharge the Council's functions in relation to dental public health
- f) Discharge any functions of the Council in relation to joint working and work with a range of partners to foster improved health and well-being
- g) Commission mandatory public health services on behalf of the Secretary of State and other prevention and health improvement services that meet the needs of the Council's citizens; address the public health outcomes framework and tackle local priorities as set out in the Health and Well Being Strategy
- h) Have professional responsibility and accountability for the Council's Public Health service with regards to effectiveness, availability and value for money
- i) Contribute to and influence the work of partners and in particular NHS Commissioners to ensure a whole system approach across the public sector
- j) Be an active member of the Health and Wellbeing Board, advising and contributing to the Joint Strategic Needs Assessment and Joint Health and Wellbeing Strategy.
- k) Prepare an independent Annual Report on the health of the Council's citizens
- l) Responsibility for any of the Secretary of State's public health protection or health improvement functions that are delegated to the Council, either by arrangement or under regulations
- m) To discharge the Council's function under the Healthy Start and Welfare Food Regulations 2005 (as amended) in relation to Healthy Start vitamins where the Council provides or commissions a maternity or child health clinic
- n) Play a full part in the Council's action to meet the needs of vulnerable children

10.0 DIRECTOR OF OPERATIONS

The Director of Operations shall be authorised to discharge any of the functions of the Council in relation to:-

- Parks and Countryside (operational)
- Grounds Maintenance
- Engineers – Traffic & Transportation
- Asset Management, Infrastructure

Public Rights of Way
Street Works and Highway Maintenance
Street Lighting
Winter Maintenance
Transport and Workshop
Waste Management/Street Cleansing
Depot/Stores (Bradley Fold)

PART 4 - URGENCY PROVISIONS

1.0 EXECUTIVE FUNCTIONS – KEY DECISIONS

- 1.1 The rules for making 'key decisions' on executive functions either as a general exception or as special urgency if the key decision has not been included in the List of Key Decisions are set out in full in Rules 15, 16 and 17 of the Access to Information Procedure Rules in the Council Constitution.
- 1.2 The relevant parts of these Rules which relate to officers making key decisions are set out below.

(i) *Rule 15 – General Exception*

If a matter which is likely to be a key decision has not been included in the List of Key Decisions, then subject to Rule 16 (special urgency) of the Access to Information Procedure Rules set out in (ii) below, the decision may still be taken if:

- (a) The decision must be taken by such a date that it is impracticable to defer the decision until it has been included in the next List of Key Decisions;
- (b) the Head of Paid Service has informed the Chair of *the* relevant Scrutiny Committee, or if there is no such person, each Member of that Panel/Committee, and a nominated opposition or majority group member of the Committee as appropriate and the leader of the second largest opposition group in writing, by notice, of the matter to which the decision is to be made.
- (c) The Head of Paid Service has made copies of that notice available to the public at the offices of the Council; and
- (d) At least five days have elapsed since the Head of Paid Service complied with (b) and (c).

(ii) *Rule 16 – Special Urgency*

If by virtue of the date by which a decision must be taken, Rule 15 cannot be followed, then the decision can only be taken if the decision taker (if an officer then in consultation with the Leader *or* appropriate Cabinet Member) obtains the agreement of the Chair of the relevant Scrutiny Committee that the taking of the decision cannot be reasonably deferred and has consulted a nominated opposition or majority group member of the Committee as

appropriate and the leader of the second largest opposition group. If there is no Chair of the relevant Scrutiny *Committee* or if the Chair of the relevant Scrutiny Committee is unable to act, then the agreement of *the* Chair of the Council (Mayor), or in his/her absence the Vice Chair (Deputy Mayor) will suffice.

In any event the Leader will submit quarterly reports to the Council on the executive decisions taken in the circumstances set out in Rule 16 (special urgency) in the preceding three months. The report will include the number of decisions so taken and a summary of the matters in respect of which those decisions were taken.

2.0 EXECUTIVE FUNCTIONS – NON KEY DECISIONS

In cases of emergency, a Chief Officer, after consultation with the Leader or appropriate Executive Member shall be empowered to make urgent decisions when necessary on executive functions relevant to their service area, provided that the decision is not a key decision and is in accordance with the Budget and Policy Framework. Such urgent decisions shall be processed through the Chief Executive and be reported in accordance with the provisions for Executive Key Decisions.

3.0 COUNCIL FUNCTIONS

In cases of emergency, a Chief Officer after consultation with the Chair of the appropriate Committee or Leader of the Council and with the relevant Opposition Spokesperson and leader of the second largest opposition group, shall be empowered to make urgent decisions when necessary on Council Functions relevant to their service area. Such urgent decisions shall be processed through the Chief Executive and shall be submitted to the appropriate Committee for information.

PART 5 -PROPER OFFICERS

1.0 LEGISLATION

1.1 Legislation requires the Council to appoint specific officers and to identify officers for particular responsibilities.

2.0 PRINCIPAL APPOINTMENTS

2.1 The principal appointments are set out below:-

Statutory Requirements

Officer Appointed

[Section 532 Education Act 1996](#)
Chief Education officer

Assistant Director of
Learning and Culture

Section 18 of the Children Act 2004 requires every top tier local authority to appoint a Director of Children's Services

Executive Director of
Children, Young People and
Culture

[Section 6 Local Authority Social Services Act 1970](#)
Director of Social Services

Executive Director
Communities and Wellbeing

[Section 151 Local Government Act 1972](#)
Responsibility for financial administration

Director of Resource and
Regulation

[Section 4 Local Government and Housing Act 1989](#)
Head of Paid Service

Chief Executive

[Section 5 Local Government and Housing Act 1989](#)
Monitoring Officer

Assistant Director of Legal
and Democratic Services

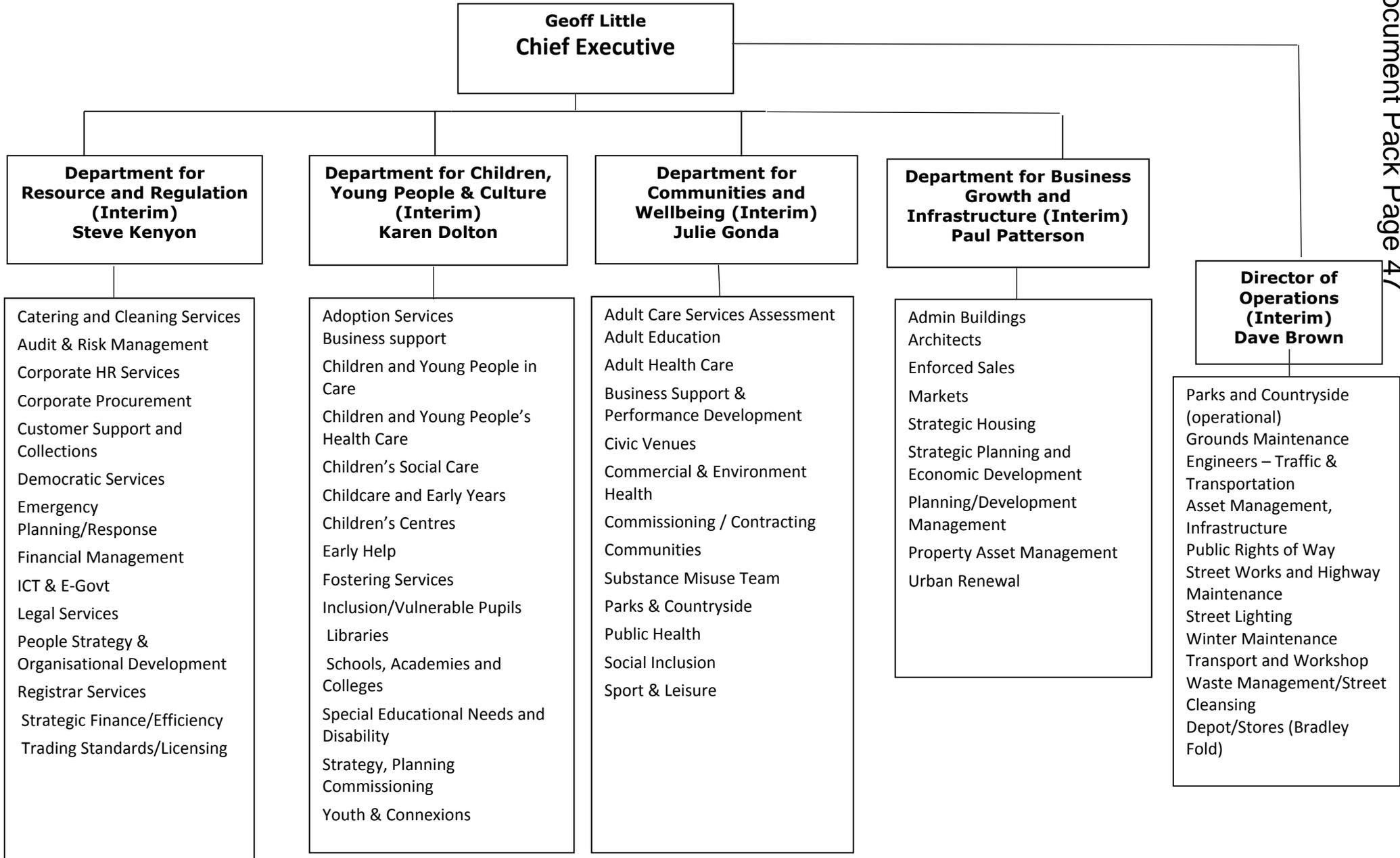
[Section 8 Representation of People Act 1983](#)
Returning Officer

Chief Executive

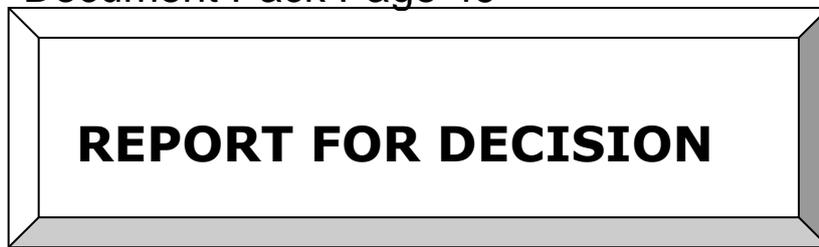
[Director of Public Health](#)

Director of Public Health

BURY COUNCIL ORGANISATIONAL STRUCTURE



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DECISION OF:	COUNCIL
DATE:	12 SEPTEMBER 2018
SUBJECT:	TRANSPORT FOR GREATER MANCHESTER COMMITTEE GOVERNANCE AND APPOINTMENTS UPDATE
REPORT FROM:	THE MONITORING OFFICER
CONTACT OFFICER:	JAYNE HAMMOND
TYPE OF DECISION:	COUNCIL
FREEDOM OF INFORMATION/STATUS:	This paper is within the public domain.
SUMMARY:	The report sets out amendments to the appointments made at the Annual Meeting of the Council held on 16th May 2018 and reports on governance changes to the Transport for Greater Manchester Committee (TfGMC) and further appointments required.
OPTIONS & RECOMMENDED OPTION	<p>(1) That the size of TfGMC as 23 members be approved</p> <p>(2) To note that each Authority is required to appoint 1 member to TfGMC, save for MCC to appoint 2 members and nominate 1 member to be appointed by GMCA to ensure political balance.</p> <p>(3) To note that the remaining 2 appointments are 1 member appointed by GMCA and 1 member appointed by the Mayor</p> <p>(4) That Councillor Shori be appointed to TfGMC</p> <p>(5) That Councillor Bayley be nominated to be appointed to TfGMC by the Combined Authority</p> <p>(6) That the nomination of Councillor Roy Walker to TfGMC by the Greater Manchester Conservatives be noted.</p> <p>(7) Council agree to the amendment of the Operating</p>

	<p>Agreement to reflect these changes (8) To note that the Terms of Reference will be reviewed to ensure that they reflect the Mayor's current transport powers with a further review in 2019/20 to reflect proposed powers. (9) That Council confirms and notes the appointments and amendments to appointments made since the Annual meeting of Council as set out in paragraph 2.2</p>
IMPLICATIONS:	
Corporate Aims/Policy Framework:	Do the proposals accord with the Policy Framework? Yes
Statement by the S151 Officer: Financial Implications and Risk Considerations:	No additional financial implications
Statement on impact on resources:	None as a result of this report.
Equality/Diversity implications:	None as a direct result of this report.
Considered by Monitoring Officer:	<p>Yes</p> <p>Appointments to external and internal bodies are a function of the Council</p>
Wards Affected:	All
Scrutiny Interest:	

TRACKING/PROCESS

DIRECTOR:

Chief Executive/ Strategic Leadership Team	Executive Member/Chair	Ward Members	Partners
Scrutiny Committee	Committee	Council	
		12.09.2018	

1.0 TRANSPORT FOR GREATER MANCHESTER COMMITTEE

1.1 On 29 June 2018, the GMCA considered a report in respect of the future of the Transport for Greater Manchester Committee. A copy of the report is appended and sets out a number of recommendations for the individual Combined Authority Districts namely:

That each GM Local Authority be requested to:

- Agree the size of TfGMC as 23 members -
- Each Local Authority to appoint 1 member to TfGMC (**Transport and Highways Portfolio Lead**), save for Manchester City Council to appoint 2 members (**including Transport and Highways Portfolio Lead**)
- To nominate a further member, to be appointed by GMCA to ensure political balance
- Note that the remaining 2 appointments are 1 member to be appointed by GMCA and 1 member appointed by the Mayor
- Agree to amend the Operating Agreement to reflect these changes
- Note that the Terms of Reference will be reviewed to ensure that they reflect the Mayor’s current transport powers with a further review in 2019/20 to reflect proposed powers.

1.2 Through a series of devolution deals, the Mayor and GMCA now have a broad range of responsibilities, of which transport is just one. At the same time, a new Greater Manchester Strategy is now in place with newly defined priorities recognising the important role of transport in connecting people to jobs and opportunities both at a local and city region level. These changes present an opportunity to reflect on existing transport governance arrangements, the new powers of the Mayor and the GMCA and the joint working with Districts to ensure they are transparent, accountable, modern and efficient.

1.3 It is proposed that TfGMC remains as a joint committee but reduces in size to 23 members. The joint committee route is necessary if transport is to be dealt with in an integrated way with delegated authority from each district to carry out some of its transport functions. The committee also requires members with detailed local knowledge of their area to respond to for example proposed changes in bus services routes.

2.0 ANNUAL APPOINTMENTS UPDATE

2.1 At the Annual Meeting of the Council held on 16 May 2018 the Council resolved, in respect of the various appointments made at that meeting, that the Interim Chief Executive in consultation with the Leaders of the Political Groups be authorised to determine any appointments to bodies which remain unfilled and any changes to appointments or any new appointments to be made during 2018/19.

2.2 Since the Annual Meeting, the following appointments and amendments to appointments have been made:-

Committee/Position	Elected Member
Greater Manchester Reform Committee	Councillor O’Brien
People’s History Museum	Councillor Kelly
Transport for the North Scrutiny Committee	Councillor Skillen

Statutory Functions Committee	Councillor Grimshaw
Planning Control Committee	Councillor McGill
Licensing and Safety Panel X2	Councillor McGill (replacing Councillor J Walker)
Overview and Scrutiny	Councillor L Smith
Health Scrutiny x2	Councillor L Smith (replacing Councillor McKay)
Adoption and Fostering Panel (X2)	
Corporate Parenting Board	Councillor Shori
Bury and District CAB	Councillor Cummings (replacing Councillor McKay)
Deputy Cabinet Member - Regeneration	Councillor Thomas

3.0 Council is requested to approve the recommendations set out in this report.

List of Background Papers:-

Annual Appointments Report 2018/2019

Contact Details:-

Jayne Hammond

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0161 253 5002

Date: 29 June 2018

Subject: GMCA Governance and Constitution

Report of: Liz Treacy, Monitoring Officer

PURPOSE OF REPORT

To report and confirm governance changes.

To report and note the decisions of the Corporate Issues and Reform Overview & Scrutiny Committee made at its meeting on 19 June 2018 and seek approval to an amendment to its call-in arrangements in relation to its budget scrutiny role.

To report the Monitoring Officer's review of Parts 1 to 5 of the GMCA's Constitution and recommend amendments.

Weblink to the Amended Constitution (Item 4A) below:

https://www.greatermanchester-ca.gov.uk/meetings/meeting/514/greater_manchester_combined_authority

RECOMMENDATIONS:

The GMCA is asked to:

1. Transport
 - a. Confirm the size of TFGMC as 23 members
 - b. Agree to amend the Operating Agreement to reflect these changes
 - c. Note that the Terms of Reference of TfGMC will be reviewed to ensure that they reflect the Mayor's current transport powers with a further review in 2019/20 to reflect proposed powers.
 - d. Request Districts to:
 - Agree the size of TfGMC as 23 members
 - Appoint 1 member to TfGMC, save for MCC to appoint 2 members, and nominate 1 member to be appointed by GMCA to ensure political balance.
 - Note that the remaining 2 appointments are 1 member appointed by GMCA and 1 member appointed by the Mayor

- Agree to amend the Operating Agreement to reflect these changes
- Note that the Terms of Reference will be reviewed to ensure that they reflect the Mayor's current transport powers with a further review in 2019/20 to reflect proposed powers.

2. Waste

- a. Confirm the name of the committee as the Waste and Recycling Committee
- b. Confirm that the committee will comprise of 15 members
- c. Confirm the purpose, role and function of the committee as set out in the report
- d. Confirm the delegations the Head of Paid Service as set out in the report

3. Delegations to Resources Committee/ Head of Paid Service

- a. Approve the amendments to the Resources Committee and Head of Paid Service delegations in respect of severance payments as set out in the report.

4. Delegations on Investment Fund decisions

- a. Approve the delegations to the Head of Paid Service in consultation with the relevant Portfolio Holder in respect of Investment Fund decisions set out in the report.

5. Delegations – Land and Property

- a. Approve the delegations to the Head of Paid Service in consultation with the relevant Portfolio Holder in respect of Land and Property matters set out in the report.

6. Corporate Issues and Reform Overview & Scrutiny Committee

- a. Note the decisions of the Corporate Issues and Reform Overview & Scrutiny Committee in relation to the operation of the 'Key Decision' process.
- b. Approve the proposed amendment to the committee's call-in arrangements in relation to its budget scrutiny function.

7. Audit Committee

- a. Approve an amendment to the composition of the Audit Committee to provide for the appointment of two substitute co-opted elected members who may be invited to attend as full members of the Audit Committee when apologies have been received. Substitute members to be appointed from the nominations received from constituent councils following their annual meetings and will be politically inclusive.

8. General

9.

- a. Approve amendments to Parts 1 to 5 of the Constitution to give effect the above decisions, the Mayor's decision in relation to the Fire Committee and the Monitoring Officer's general review of the Constitution. New wording appears in bold in the revised version in the attached link.[\[link\]](#)
- b. Authorise the Monitoring Officer to make any changes of a typographical nature to the Constitution.

CONTACT OFFICERS:

Name: Liz Treacy

Position: Monitoring Officer, GMCA

E-mail: l.treacy@greatermanchester-ca.gov.uk

1. INTRODUCTION

- 1.1 The GMCA considered a report of the Mayor at its meeting on 27 April 2018 on GMCA Governance Review.
- 1.2 The Corporate Issues and Reform Overview & Scrutiny Committee considered a report of the Monitoring Officer at its meeting on 19 June 2018 regarding key decisions and budget scrutiny arrangements.
- 1.3 As a result of the above, and following a year of operation of the new constitution, the Monitoring Officer has reviewed the GMCA's constitution and recommends amendments.

2. TRANSPORT

- 2.1 Members will recall that the GMCA in April considered a report on future governance arrangements including for transport and agreed -
 - To request Districts to consider the functions, size and membership of TfGMC as a joint committee of the Districts, the CA and the Mayor.
 - To agree to determine the re constitution of TfGMC at the June CA AGM.
 - To request Districts to make appointments to the existing TfGMC at their annual meetings for the period May-July 2018, and that those appointments include the Transport Portfolio holder in each district.
- 2.2 The April report also set out the reasons for that proposal. In particular that

Through a series of devolution deals, the Mayor and GMCA now have a broad range of responsibilities, of which transport is just one. At the same time, a new Greater Manchester Strategy is now in place with newly defined priorities recognising the important role of transport in connecting people to jobs and opportunities both at a local and city region level. These changes present an opportunity to reflect on existing transport governance arrangements, the new powers of the Mayor and the GMCA and the joint working with Districts to ensure they are transparent, accountable, modern and efficient.
- 2.3 Districts have now had the opportunity to consider the arrangements for 2018/19 and it is proposed that TfGMC remains as a joint committee but reduces in size to 23 members. The joint committee route is necessary if transport is to be dealt with in an integrated way with delegated authority from each district to carry out some of its transport functions. The committee also requires members with detailed local knowledge of their area to respond to for example proposed changes in bus services routes.
- 2.4 As TfGMC is a joint committee of the districts, the CA and in future the Mayor the proposal is that the 23 members are made up of one each from the districts with 2 from Manchester based on population (and therefore financial contribution to the levy); one from the CA; one appointed by the Mayor, with a

further ten members nominated by the districts and appointed by the CA to reflect political balance across GM. Districts are requested to appoint their Transport and Highways Portfolio Leads to TfGMC as the committee is carrying out delegated functions of all parties.

- 2.5 The Operating Agreement and Terms of Reference of the Committee will be reviewed and reported back to the CA and districts in July. A further review will take place for 2019/20 when the final Mayoral transport powers are agreed by Order.

3. WASTE FUNCTIONS

3.1 Committee – Name, Terms of Reference and Delegations

- 3.2 At the April meeting Members agreed that the Committee would comprise of between 12 and 15 members appointed by the GMCA from the elected members of the Constituent Councils except Wigan.

On the basis of the current political make up of Districts a committee of 15 without Wigan would comprise 11 Labour, 3 Conservative, 1 Liberal Democrat members.

Members are asked to determine the size of Committee as 15.

- 3.3 Members are asked to appoint the Chair of the Committee.

- 3.4 It is proposed that the Committee's purpose is:

- To consider issues relating to the establishment and implementation of waste disposal strategies and policies of the GMCA.
- To oversee issues relating to the efficient and effective management of waste disposal operations including contracts and the behavioural change programme.

- 3.5 In view of its purpose, Members are asked to confirm the Committee's name as the Waste and Recycling Committee.

- 3.6 It is proposed that the Committee has the following role and functions -

- The Committee is authorized by the GMCA to discharge any waste disposal functions, except for:
 - a) setting the waste levy;
 - b) setting the waste capital programme including determining sources of funding;
 - c) approval of additional capital schemes which exceed £0.5m or are to be funded other than through the approved revenue budget (i.e. capital receipts or borrowing);
 - d) approving the Waste and Resources Strategy;

- e) approving the basis of the Levy Allocation Methodology Agreement; and
 - f) approving the award of contracts where the value of the contract exceeds £10m.
- To be consulted by the GMCA prior to the setting of the GMCA's general budget proposals insofar as it relates to the funding of the waste disposal functions.
 - To receive quarterly financial monitoring reports relating to waste disposal during the year.
 - 'Waste disposal functions' are those conferred on the GMCA as a 'Waste Disposal Authority' by, or by virtue of any enactment.
 - The Chair will present matters to be considered by the GMCA on all items covered by the Committee's remit.

3.7 Officer Delegations

It is proposed that the Head of Paid Service is given general delegated power for day to day operation of waste disposal functions. Existing delegated powers to Chief Officers would apply to waste disposal functions.

4. RESOURCES COMMITTEE & OFFICER DELEGATIONS

Severance

4.1 The Resources Committee has delegated power -

- To make decisions in relation to severance packages of less than £95,000.

4.2.1 Chief Officer delegations do not currently make any provision for the agreement of severance packages. Members are requested to delegate authority to the Head of Paid Service in consultation with the Treasurer to agree severance packages to the value of £60,000. The Resources Committee delegation will be amended accordingly i.e. above £60,000 and less than £95,000.

5. CHIEF OFFICER DELEGATIONS IN CONSULTATION WITH PORTFOLIO LEAD

5.1 Investment Fund Delegations

5.2 Investment fund decisions are made by the full GMCA. However, loan approvals are ordinarily sought at an early stage in a project development

process and costs and values may increase during the process resulting in variations to the loan amount. There may also be variations to other terms.

It recommended that authority is delegated to the Head of Paid Service in consultation with the relevant Portfolio Holder to:

- vary loans approved by the GMCA by up to 10% of the loan amount and to vary other loan conditions provided that the loan is to the same borrower on substantially the same terms.

5.3 Land and Property

5.4 The Head of Paid Service has delegated authority to accept any offer or tender and agree and arrange for, the disposal of land or property and other interests in land or property provided the offer or tender does not exceed £500,000 and is the best consideration that can reasonably be obtained.

5.5 Members are requested to delegate authority to Head of Paid Service, in consultation with the relevant Portfolio Holder, to dispose of any interest in land at less than best consideration where the disposal will help the GMCA to secure the promotion or improvement of the economic, social or environmental well-being of the GMCA's area.

6. KEY DECISIONS AND BUDGET SCRUTINY PROCESS

6.1 The Corporate Issues and Reform Overview & Scrutiny Committee made the following decisions at its meeting on 19 June 2018.

The following categories of delegated decisions to officers do not constitute key decisions as in each case they are about the implementation of a previous key decision agreed by the GMCA and/ or the Mayor, which scrutiny has had the opportunity to review:

- (i) any decision to borrow money to meet the short term borrowing requirements of the GMCA, to fund the approved capital programme, to refinance maturing debt or to restructure the long term borrowing of the GMCA in line with the provisions of the Treasury Management Strategy;
- (ii) any decision to invest funds in accordance with the Treasury Management Strategy approved by the GMCA;
- (iii) the acceptance of tenders for contracts wholly or mainly involving capital expenditure where the GMCA's approval to the detailed capital scheme has previously been issued.

The GMCA's financial threshold of £500,000 for key decisions is amended to exclude decisions in the following categories:

- (i) the settlement of any actual or threatened legal proceedings in the interests of the GMCA, subject to the committee receiving a report at its next suitable meeting in the event of such a settlement;

(ii) the payment of 'passported' grants from central government whose grant conditions include express instructions on how and where monies are spent, so that the GMCA or the Mayor are unable to vary any aspect of the payment of that grant.

Note: Currently the Bus Service Operators Grants fall within this category.

The Corporate Issues and Reform Overview & Scrutiny Committee's Call-In Arrangements be amended in relation its Budget Scrutiny function as follows:

Budget Scrutiny

Provided that the views and recommendations (if any) of the Corporate Issues & Reform Overview & Scrutiny Committee on the proposals for the Transport levy, Waste levy and statutory contributions, non-mayoral GMCA Budget, Mayor's draft General Budget and Mayoral combined authority precept have been formally reported to both the Mayor and the GMCA and considered by them, the decisions of the GMCA to set the annual budgets, levies and precept shall not be susceptible to call in.

A report shall be provided to the next meeting of the Corporate Issues & Reform Overview & Scrutiny Committee if its recommendations are not substantially accepted.

- 6.2 Members are asked to note the decisions of the Corporate Issues and Reform Overview & Scrutiny Committee in relation to 'Key Decisions' and approve the proposed amendment to the committee's call-in arrangements in relation to its budget scrutiny function.

7. AUDIT COMMITTEE

- 7.1 The membership section of the Audit Committee's terms of reference has been amended to specify that members and substitute members of the GMCA cannot be members of the Committee (in addition to Assistant Portfolio Holders which is currently mentioned).

- 7.2 Further, to provide for the appointment of two substitute members to the Audit Committee, given the high threshold for quorum and experience of substitutes having worked well with Overview and Scrutiny Committees.

8. RECOMMENDATIONS:

The recommendations are set out at the beginning of this report.

Police and Crime Panel Report

I am happy to report to members that the first item on the agenda of the last meeting was that I was appointed as Chair of the Panel for the next municipal year so I will be able to continue to represent Bury's interests in this role.

We also recently welcomed a number of new members to the Panel and agreed the procedures and code of conduct for the Panel.

The Panel also acknowledged the winding up of the Greater Manchester Fire Committee meant that the Greater Manchester Police and Crime Panel will initially act in an advisory capacity to the Deputy Mayor in respect of fire issues, until conversations between the GMCA and the Home Office had secured legislative change to extend the role and status of this Panel.

Members may have also seen that we are hoping to attract two independent members to sit on the Panel so we have been trying to encourage applications for these posts.

The Deputy Mayor Beverly Hughes provided an update on the Police & Crime Work Plan and I want to make members aware of two specific areas of focus for the year ahead:

That work has begun on developing an over-arching Domestic Abuse Strategy alongside implementation plan

Secondly, that Police, through Programme Challenger will be leading on developing a consistent multi-agency response across GM to organised crime, including modern slavery with a focus on prevention and early intervention through targeting resources. This will be backed up with a Strategy.

Finally we also heard a report which outlined the learning identified from major incidents in Greater Manchester during 2017 and highlighted significant developments in civil resilience and the management of emergencies. Members will be reassured to learn that there was a detailed process for ensuring that this learning is cascaded to future events and there were national debriefs to ensure learning is shared.

I will continue to provide an update on the Panels work later in the year.

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Item 9 – Joint Authority Questions

TfGM

1. Why does the Rosso operated 91 bus go up Bradley Fold Road into Ainsworth but does not stop to pick up passengers living on the aforementioned road? **Cllr. Paul Cropper**

Following previous requests to site a stop on Bradley Fold Road, TfGM consulted on introducing a stop at the top end near Church Street. Unfortunately, this consultation received numerous objections from residents and TfGM did not proceed with the introduction of the stop.

This matter was revisited in 2017; TfGM discussed siting a bus stop on Bradley Fold Road near Hulme Terrace with GMP and Bury Council. There were concerns with site suitability due to the width of the footway and the speed of traffic; even though speed limit is 30mph the perception is that vehicles travel much faster than this.

Earlier this year, GMP reviewed the position again and provided further comments as follows, regarding the possibility of a stop on Bradley Fold Road in the vicinity of Hulme Terrace;

“The primary concern for the consideration of locating a bus stop adjacent to Hulme Terrace was the narrow width of the footway at this location. This width is further compounded during the summer months by the expansion of the hedgerow bordering the fields. It was also noted that a resident at the end of this terrace, has acquired the land next to the footway in order to park their vehicle. From the site visit, I believe it was deemed unsafe to introduce a bus stop here due the road safety concerns of waiting passengers on such a narrow footway and with restricted access to it.”

On 7 September 2018, TfGM contacted Bury MBC and GMP to ask them which sections of Bradley Fold Road would be suitable for hail and ride stopping. A further update can be provided once a response has been received.

2. Why has the size of the drop off / collection point for private cars at Bury's interchange has been reduced, with much of the former area now accommodating buses? **Cllr. Dorothy Gunther**

Private car drop off and collection was never formally in place in the area. However over a period of years, an increasing number of drivers - both private vehicles and taxi drivers - used this area to drop people off and park to pick people up.

Congestion meant that private vehicles were parking at the top of the loop, preventing access to other vehicles and bays which bus operators had paid for. Further issues included there being no formal walking route for pedestrians, vehicles' access and egress to the Metrolink car park, and cyclists attempting to use the cycle hubs.

These issues resulted in the whole area becoming an unacceptably high risk area for accidents, which eventually resulted in a child being knocked over.

It was therefore vital to act and take steps to mitigate against any future accidents and manage the situation around the Interchange more effectively.

The whole area was risk assessed and money was spent on introducing a formalised pickup/drop off area, installation of a safety barrier, improved road markings, crossings and a safe pedestrian walking route. Staff parking was also removed from the area and a formal, designated area for cars now exists, offering a safer solution for all people who need to use the area.