

**Geoff Little**  
**Chief Executive**

*Our Ref* LW  
*Your Ref* OSC/LW  
*Date* 2 July 2019  
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Legal & Democratic Services  
Division

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Assistant Director of Legal &  
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**TO: All Members of Council**

**Councillors :** J Black, S Briggs, R Caserta, R.Cathcart, P Cropper, C Cummins, T Cummings, J Daly, I Gartside, R Gold, J Grimshaw, D Gunther, S Haroon, J Harris, M Hayes, T Holt, S Hurst, K Hussain, D Jones, N Jones, G Keeley, O Kersh, K Leach, McGill, A McKay, J Mason, C Morris, B Mortenson, S Nuttall, E O'Brien, T Pickstone, M Powell, A Quinn, T Rafiq, I Schofield, R Shori, D Silbiger, A Simpson, Smith, S Smith, Sarah Southworth, Susan Southworth, T Tariq, C Tegolo, K Thomas, R Walker, S Walmsley, C Walsh, 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:-

<b>Date:</b>	Wednesday, 10 July 2019
<b>Place:</b>	Council Chamber - Town Hall
<b>Time:</b>	7.00 pm
<b>Briefing Facilities:</b>	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.
<b>Notes:</b>	

**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](http://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, appearing to read "G P 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 - 6)

To approve as a correct record the Minutes of the Annual Meeting of the Council held on 15 May 2019. (Copy 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** (Pages 7 - 8)

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** (Pages 9 - 20)

<b>Committee/ Date</b>	<b>Subject</b>	<b>Recommendation</b>
Cabinet 25 June 2019	Treasury Management Annual Report 2018-19 (Report attached)	That, in accordance with CIPFA's Code of Practice on Treasury Management, the report be noted.

### **6 LEADER' STATEMENT AND CABINET QUESTION TIME** (Pages 21 - 40)

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 INTEGRATING HEALTH AND CARE - BURY ONE COMMISSIONING ORGANISATION** (Pages 41 - 52)

Report attached

8 **REVIEW OF THE AGMA CONSTITUTION** (Pages 53 - 96)

A report is attached.

9 **JOINT AUTHORITIES - REPORT BY THE COUNCIL'S REPRESENTATIVE AND QUESTIONS** (Pages 97 - 104)

(A) A report from the Council's representative on the work of Transport for Greater Manchester.

(B) Questions (if any) on the work of the Joint Authorities to be asked by Members of the Council for which the necessary notice has been given in accordance with Council Procedure Rule 11.2

10 **NOTICES OF MOTION**

**(i) Education Standards in Bury:**

**This Council notes:**

The hard work and dedication of school leaders, governors, teachers, support staff and all professionals working within the education sector in the Metropolitan Borough of Bury.

That many schools within Bury are delivering good educational provision to our children and teachers are working tirelessly to achieve this.

However, Council is alarmed by the declining educational and behavioural standards at a number of schools within the Borough. In 2007 Bury's schools were ranked 45<sup>th</sup> out of 148 Local Authorities in the 5ACEM indicator and 3<sup>rd</sup> in Greater Manchester, however in 2017 Ofsted ranked Bury 141<sup>st</sup> out of a 162 Local Authorities and 21<sup>st</sup> out of 23 in the North West. In 2017 21.6 % pupils attended an RI / Inadequate school and the situation is getting worst.

A recent OFSTED Inspection of a High School within the Borough found it was "failing to give it's pupils an acceptable standard of education." Council is concerned that such comments highlight a wider problem with educational standards, especially within our High Schools. Furthermore it is inexcusable that a recent OFSTED report found that children with special educational needs and disabilities were being let down by Bury Council.

Council believes that the ruling Labour Group, in power since 2010 have let down children and families within our Borough by allowing such a deterioration in educational standards. It is inexcusable that we do not have a full-time Assistant Director of Education in place with a plan to drive up standards and the lack of leadership from Bury MBC over many years on this issue is shameful. How can it be the case that other comparable Local Authorities, whose schools have been funded in the same manner as Bury have seen educational standards rise whilst they

have plummeted in many schools within our Borough.

**Council therefore instructs:**

1. The Interim Assistant Director of Education to provide a written report to all councillors by Friday 9<sup>th</sup> August 2019 to confirm what immediate steps must be taken to improve educational standards within the Borough.
2. The Interim Assistant Director of Education to provide a written report to all councillors by Friday 9<sup>th</sup> August 2019 identifying which individual schools within the Borough are failing to provide an acceptable standard of education to their pupils and highlighting what emergency steps must be taken by Bury MBC to address these problems.
3. The Chief Executive to provide a written report to all councillors by Friday 9<sup>th</sup> August 2019 amending the Budget passed by Council in February to ensure that funding be made available immediately to invest in educational support services. If money can be found to employ highly remunerated directors it can be found to support services to the most vulnerable in our Borough. That within this report the Interim Assistant Director of Education highlight the amount of money needed to assist schools in improving their educational provision.
4. That a cross-party committee of councillors be appointed to assume responsibility for overseeing the transformation of educational standards within the Borough. That this committee meet every 2 weeks and be briefed on each occasion by the Interim Assistant Director of Education as to the progress of Bury MBC's plan to drive up educational standards within many of our schools. That Council give this Committee the authority to direct the Assistant Director of Education together with others to take what steps they feel necessary to improve the educational provision at failing schools within the Borough.
5. The Interim Assistant Director of Education to appear before each sitting of the Scrutiny Committee for this municipal year to brief members on the steps being taken by Bury Council to drive up educational standards.

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

**(ii) Climate Emergency**

Bury Council welcomes the Labour-led national and Greater Manchester declarations of a Climate Emergency. This Council notes the many positive examples of progress made within in our borough, but given the scale of the challenge believes more needs to be done.

The Intergovernmental Panel on Climate Change made clear in its October 2018 Special Report that action from all parts of society is necessary, and that local governments have a responsibility to lead the way.

Unless action is taken at every level of government to do much more to drive cuts in emissions, the battle to tackle climate change will be lost. It is positive that Government has committed the UK to become carbon neutral by 2050, but this pledge will be worthless without legislation

and the necessary finance to deliver real change. Over 600 cities in thirteen countries have already responded by declaring a Climate Emergency, and are taking action to address this emergency. These declarations are strong symbolic statements, but actions need to follow with the pace and scale of change accelerated in order to make the difference that is required.

**This Council notes that:**

- (i) All levels of government have a duty to bring in measures to limit the negative impacts of climate breakdown. Towns and cities cannot wait for national governments to change, they need to act now;
- (ii). City-regions like Greater Manchester are uniquely placed to bring in actions to reduce carbon emissions, as they are in many ways easier to de-carbonise than rural areas;
- (iii). The consequences of the global temperature rising above 1.5°C are so severe that preventing this from happening must be our number one priority for the years ahead;
- (iv). That many residents, including young people, are extremely concerned about climate change;
- (v). Bold local action on climate change will deliver many economic and social benefits – in terms of new green jobs, economic savings and market/commercial opportunities. It will also lead to improved health and well-being for Bury residents, for example via reducing fuel poverty and energy bills, encouraging healthy active travel and improving green spaces and access to nature.

**This Council resolves:**

1. To declare a Climate Emergency and aspire for Bury to be Carbon Neutral by 2038;
2. To create a cross party, stakeholder panel to develop a Climate Emergency Strategic Plan and associated Delivery Plan. The membership of this stakeholder panel should include **[but is not limited to pending further discussion]** all public sector partners, community representation and the business community; This Strategic Plan would promote both big and small changes. It would have a particular focus on reducing carbon emissions, promoting the development of renewable energy initiatives and seeking to make Bury a leader in eco – business. The ambition should be that plans to tackle climate change should be mainstreamed into the borough's plans for economic growth and those to improve population health;
3. The Stakeholder Panel should report back to Council within the next six months setting out the immediate steps the Council will take to address the Climate Change emergency, and the longer term actions that will

be necessary;

4. The Council acknowledges that the public services in Bury alone cannot deliver the change that is needed and that leadership across our communities is required. On that basis, the Council will look to create Environmental Forums in each of the borough's six townships to help develop a community response to the Climate Emergency;
5. The Council will actively lobby the Government to provide the additional powers and resources needed to meet the 2038 target.

**In the names of Councillors J Black, S Briggs, R Cathcart, A Cummings, C Cummins, R Gold, J Grimshaw, M Hayes, S Haroon, T Holt, D Jones, K Leach, G McGill, C Morris, B Mortenson, E O'Brien, A Quinn, T Rafiq, R Shori, A Simpson, L Smith, S Smith, Sarah Southworth, Susan Southworth, T Tariq, K Thomas, S Walmsley, C Walsh and M Whitby.**

### **(iii) Fixing Fashion**

#### **This Council notes:**

- 1 That recent surveys have estimated that UK residents binned clothes worth £12.5 billion in a year with 300,000 tonnes of textiles ending up in landfill.
- 2 The annual footprint of a household's newly bought clothing, along with the washing and cleaning of its clothes, is estimated to be equivalent to the carbon emissions from driving an average modern car for 6,000 miles.
- 3 The practice of some retail companies, which encourages 'disposable' fashion, and encourages a garment sector which in some cases uses extreme low pay and poor employee conditions.
- 4 The rejection by the UK Government, of the recommendations set out in the House of Commons Environmental Audit Committee report: Fixing Fashion Report: Clothing Consumption and Sustainability (February 2019).

This Council supports the recommendations set out in the Fixing Fashion report, specifically:

- 1 A new Extended Producer Responsibility (EPR) scheme to reduce textile waste with a one penny charge per garment on producers, to be spent improving clothing recycling.
- 2 A Ban on incinerating or landfilling unsold stock that can be reused or recycled.
- 3 Mandatory environmental targets for fashion retailers with a turnover above £36 million.

- 4 That the fashion industry must come together to set out their blueprint for a net zero emissions world, reducing their carbon consumption back to 1990 levels.
- 6 For the Government to use the tax system to shift the balance of incentives in favour of reuse, repair and recycling to support responsible fashion companies.
- 7 A more proactive approach to enforcement of the National Minimum Wage with greater resourcing for HMRC's National Minimum Wage team to increase inspection and detection work.
- 8 That the Government should publish a publicly accessible list of retailers required to release a modern slavery statement. This should be supported by an appropriate penalty for those companies who fail to report and comply with the Modern Slavery Act.

**In Bury, this Council resolves to:**

- 1 Work with our partners in the Greater Manchester Waste Disposal Authority to enhance recycling facilities for textiles.
- 2 Include education about clothing reuse and recycling in the waste collection information we send to residents, publish online and through other media.
- 3 Investigate options for how Bury can become the first authority in the county to completely ban reusable clothing from its residual doorstep waste collection, with a report to Cabinet before the end of the 2019-20 municipal year.
- 4 Write to Bury's members of Parliament and the European Parliament informing them of this Council's views on this issue.

**In the names of: Councillors M Powell, T Pickstone, C Tegolo and S 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 1 (2019) published

since the last meeting of the Council, providing four clear working days' notices has been given of the question.