

Geoff Little
Chief Executive

Our Ref LW
Your Ref OSC/LW
Date 2 July 2019
Contact Leigh Webb
Direct Line 0161 253 5399
E-mail l.m.webb@bury.gov.uk
Web Site www.bury.gov.uk

Legal & Democratic Services
Division

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

TO: All Members of Council

Councillors : 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:-

Date:	Wednesday, 10 July 2019
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, 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)

Committee/ Date	Subject	Recommendation
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 45th out of 148 Local Authorities in the 5ACEM indicator and 3rd in Greater Manchester, however in 2017 Ofsted ranked Bury 141st out of a 162 Local Authorities and 21st 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 9th 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 9th 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 9th 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.

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Minutes of: THE ANNUAL COUNCIL MEETING OF THE METROPOLITAN BOROUGH OF BURY**Date of Meeting:** 15 May 2019

Present: The Worshipful the Mayor (J Black in the Chair);
Councillors S Briggs, R A Caserta, R Cathcart, , P Cropper,
C Cummins, A J Cummings, J Daly, I B Gartside, R Gold,
J Grimshaw, D L Gunther, S Haroon, J Harris, M Hayes,
T Holt, S Hurst, K Hussain, D Jones, N Jones, G Keeley,
O Kersh, K Leach, J Mason, G McGill, A McKay, C Morris,
B Mortenson, S Nuttall , E O'Brien, T D Pickstone, M
Powell, T Rafiq, I Schofield, D Silbiger, R Shori, A
Simpson, L Smith, S Smith, Sarah Southworth, Susan
Southworth, T Tariq, C Tegolo, K Thomas, R E Walker, C
Walsh and M Whitby, S Wright and Y Wright

Also in attendance:**Apologies for** Councillors A Quinn, S Walmsley

Public attendance: 12 members of the public attended Part 1 of the meeting.
160 members of the public attended Part 2 of the meeting

PART 1 OF THE MEETING**C.01 ELECTION OF THE CHAIR****RESOLVED:**

That the election of Chair be adjourned to Part 2 of the Proceedings.

C.02 DECLARATIONS OF INTEREST

Councillor Simpson declared a personal interest in any items related to health as she is an employee within the NHS.

Councillor S Wright declared a personal interest in any items related to staffing as his wife is employed at a Primary School in the Borough.

C.03 MINUTES**RESOLVED:**

That the minutes of the meeting of the Council held on 10 April 2019 be approved as a correct record and signed by the Mayor.

Council, 15 May 2019

C.04 MAYORAL COMMUNICATIONS

The Mayor paid tribute to those Councillors not returning to the Chamber following the recent elections and welcomed new Members to their first Council meeting.

C.05 ELECTION OF COUNCILLORS 2019

The Mayor reported the election of the following Councillors in the seventeen wards of the Borough:

Ward	Councillor Elected
Ramsbottom	C Cummins
North Manor	K Hussain
Tottington	Y Wright
Elton	C Morris
Moorside	Sarah Southworth
East	G McGill
Church	J Harris
Redvales	C Walsh
Unsworth	J Grimshaw
Radcliffe East	J Mason
Radcliffe North	S Hurst
Radcliffe West	B Mortenson
Pilkington Park	R Caserta
Besses	A Simpson
Holyrood	C Tegolo
St Mary's	R Gold
Sedgley	M Powell

C.06 STATE OF THE BOROUGH DEBATE

Councillor Shori, Leader of the Council, made a statement on the State of the Borough describing the main achievements of the Council during 2018/2019.

C.07 GM TRANSPORT COMMITTEE – ROLES AND RESPONSIBILITIES

A report was submitted outlining the GM transport governance arrangements.

It was moved by Councillor Shori and seconded by Councillor Simpson and it was:-

RESOLVED:

Council, 15 May 2019

1. To approve the establishment of the new GM Transport Committee as a joint committee of the 10 districts, GMCA and Mayor.
2. To approve the Terms of Reference and Operating Agreement for the Committee as set out in Schedule 1 of the report.
3. To delegate the functions as set out in the Terms of Reference to the Transport Committee.
4. To appoint Councillor Shori to the Transport Committee for 2019 – 2020.

C.08 ANNUAL APPOINTMENTS 2019/20

The Leader moved, and Councillor Simpson seconded, that the report on the Annual Appointments for the 2019/20 Municipal Year be approved and adopted, and it was:

RESOLVED:

1. That the Strong Leader arrangements adopted by the Council in 2011/12, with a Cabinet of between two and ten Members be confirmed for 2019/2020.
2. That the appointment of the Political Groups' Leaders and Deputy Leaders as set out in Appendix A to this report be received.
3. That the appointment of the Cabinet, Deputy Cabinet Members and Shadow Cabinet for the 2019/2020 Municipal Year, as set out in Appendix B to this report be noted.
4. That the appointment of the Regulatory Committees, Overview and Scrutiny Committees and other bodies covered by the Political Balance Rules, including the appointment of Chairs, where stated, for the 2019/2020 Municipal Year, as set out in Appendix C to this report, be approved.
5. That the appointments of the other bodies not covered by or exempted from the Political Balance Rules, including the appointment of Chairs, where stated, for the 2019/2020 Municipal Year, as set out in Appendix D to the report, be approved.
6. That the appointments to Combined Authority and Greater Manchester Joint Authorities for the 2019/2020 Municipal Year as set out in Appendix E to the report, be approved.
7. That the appointments to the various other internal bodies, including the appointment of Chairs, where stated, for the 2019/2020 Municipal Year, as set out in Appendix F to the report, be approved.
8. That the appointments to the outside bodies for the 2019/2020 Municipal Year, as set out in Appendix G to the report, be approved.
9. That the Members Allowance Scheme for 2019/20 as set out in Appendix H be noted.

Council, 15 May 2019

10. That the Chief Executive, in consultation with the Leaders of the political groups on the Council, be authorised to determine any appointments to bodies which remain to be filled and any changes in appointments or any new appointments to be made during the 2019/2020 Municipal Year.
11. That the Monitoring Officer be authorised to make appropriate consequential changes to the Council's Constitution in order to reflect the allocation of portfolio responsibilities.

C.09 OVERVIEW AND SCRUTINY ANNUAL REPORT 2018/2019

Councillor Stella Smith moved, and Councillor Shori seconded, and it was:

RESOLVED:

That the Overview and Scrutiny Annual Report for 2018/2019 be approved.

PART 2 OF THE MEETING

C.11 ELECTION OF THE MAYOR 2019/20

Councillor Roy Walker moved that Councillor Trevor Holt be elected to the office of Mayor of the Metropolitan Borough of Bury for the Municipal Year 2019/2020, with Mrs Evelyn Holt as Mayoress.

Councillor Stella Smith seconded the nomination.

The Worshipful the Mayor, after calling for and not receiving any other nominations, declared the nomination carried and it was:-

RESOLVED:

That Councillor Trevor Holt be duly elected Mayor of the Metropolitan Borough of Bury for the Municipal Year 2019/2020, with Mrs Evelyn Holt as Mayoress.

The newly-elected Mayor then occupied the Chair, made and signed the Declaration required by the Local Government Act 1972 and thanked the Council for the honour conferred on her in electing her Mayor of the Metropolitan Borough of Bury.

C.12 VOTE OF THANKS TO THE RETIRING MAYOR AND CONSORT

It was moved by Councillor Shori, seconded by Councillor O'Brien and it was:

RESOLVED:

That this Council hereby expresses its thanks to Councillor Black and Mr Mark Sankey for the diligent manner in which they have undertaken the duties of Mayor and Consort of the Metropolitan Borough of Bury during the Municipal Year now ending and places on record its appreciation of their devotion and performance of the important duties attaching to their offices and that medallions be presented to them as tokens of appreciation of their services as Mayor and Consort.

C.13 APPOINTMENT OF DEPUTY MAYOR 2019/20

Council, 15 May 2019

It was moved by Councillor Tariq and seconded by Councillor S Wright and it was:-

RESOLVED:

That Councillor Shaheena Haroon be appointed as Deputy Mayor of the Metropolitan Borough of Bury for the Municipal Year 2019/2020, with Mr Raja Haroon Khan as her Consort.

C.13 VOTE OF THANKS TO OUTGOING DEPUTY MAYOR AND OUTGOING DEPUTY MAYORESSES

It was proposed by Councillor Daly and seconded by Councillor Simpson and it was:-

RESOLVED:

That this Council hereby expresses its thanks to Councillor Dorothy Gunther and Mr Michael Gunther, for the diligent manner in which they have undertaken the duties of Deputy Mayor and Deputy Consort of the Metropolitan Borough of Bury during the Municipal Year now ending and places on record its appreciation of their devotion and performance of the important duties attaching to their offices.

THE WORSHIPFUL THE MAYOR

(NOTES: Part 1 of the meeting started at 2.00 pm and ended at 3.05 pm
Part 2 of the meeting started at 4.00 pm and ended at 4.55pm)

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Public Questions (with notice)

1. Having recently visited Close Park and feeling saddened at the deterioration of the park I decided to do some further investigation. My investigations showed that according to a report submitted to the Planning Control Committee dated 19th February 2019 in the 2017/2018 financial year Section 106 payments totalling nearly £37,000 had been spent on Close Park which I found surprising considering the appearance of the park. I emailed a request to the Senior Planning Officer in the Planning Policy and Projects Department who had submitted the report for a breakdown of the work done. After receiving a vague summary of the work done with no costings I asked them to email me an itemised breakdown with costs. This request was then transferred to an individual in the Department of Communities & Wellbeing who also provided a response that failed to further elaborate on the costs. Following a second email I received the following response in relation to the costs:

“As for the costs we don’t have those records, I have tried to pull something together but to no avail sorry, any costs I could pull together would be guesstimates and that would not do, I can only apologise on this matter”

Having worked in industry I know that failure to account for such large amounts of spending would be likely to lead to disciplinary action and possible dismissal. Do the councillors think that it is acceptable for any department to be unable to account for such large sums of public money? Also, what are they going to do to determine where this money was spent and what measures do they suggest taking to ensure that this situation does not happen again? Carol Birchmore

I acknowledge that Close Park is not currently in good condition. However, this is largely due to the amount of preliminary work the Environment Agency has carried out prior to installing the flood defences. The trees that have been felled will be replaced at a ratio of 5:1, and planted throughout Radcliffe as well as Close Park, giving better tree coverage for the area.

The S106 funding sourced in 2016 has all been spent in Close Park. This has included tree works, vegetation clearance, planting and work towards the Green Flag Standard. The majority of this has been carried out by our Grounds Maintenance Service as additions to the routine maintenance they carry out. Further works are planned, such as bin replacement and furniture painting. This will be carried out once the Environment Agency have completed their flood defence work, which should be complete early in 2020.

I apologise that the previous answer lacked detail. A breakdown of how this money has been spent will be provided in the next few days.

2. Would it be possible for you to explain in further detail why you have not included an allowance for large site windfalls in Bury's local plan and the GMSF? We have recently seen big windfall examples with the old Tetrosyl site, East Lancs papermill and Andrews textile site.

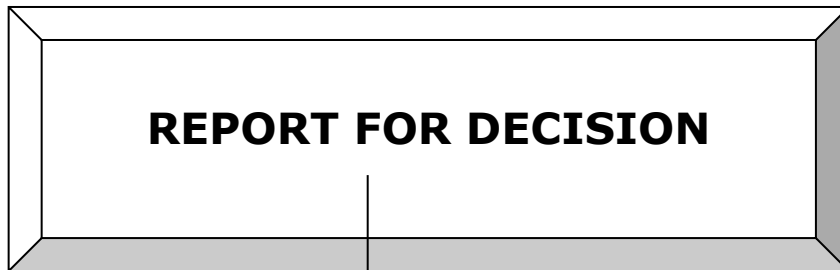
In particular what other large windfall sites have you identified for reuse as housing and why are they not being included in the housing numbers for both the local plan and the GMSF? **Stephen Cluer**

In order to include a windfall allowance for large windfall sites, there needs to be compelling evidence that large sites will continue to come forward over the plan period.

This is difficult to evidence as Strategic Housing Land Availability Assessments already provide detailed assessments of large sites and whether they are likely to come forward for housing over the plan period. It is this document that identified the supply of sites that are deemed suitable and available for redevelopment for residential purposes – and in fact – this information is being used for the GMSF and Local Plan. It includes the Tetrosyl and East Lanc's Paper Mill and it will be updated to include the Andrews Textile site.

Whilst it is accepted that some unidentified large sites are likely to come forward over the plan period – perhaps due to similar circumstances that we have recently seen with the closure of Andrew Textiles factory - the challenge comes in providing defensible evidence that there is a ready supply of sites that will become available for redevelopment.

The particular issue that we have in Bury, is that most of the old industrial sites have already closed and have already either been developed or are earmarked for housing in the Housing Land Assessment. However, I can assure you, that any unidentified sites that do come forward will be accounted for.



Agenda Item	
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MEETING: **CABINET
COUNCIL
OVERVIEW & SCRUTINY COMMITTEE**

DATE: **26 JUNE 2019
10 JULY 2019
16 JULY 2019**

SUBJECT: **TREASURY MANAGEMENT ANNUAL REPORT
2018/19**

REPORT FROM: **CABINET MEMBER FOR FINANCE AND HOUSING**

CONTACT OFFICER: **MIKE WOODHEAD, CHIEF FINANCE OFFICER**

TYPE OF DECISION: **CABINET (KEY DECISION)**

**FREEDOM OF
INFORMATION/STATUS:** This paper is within the public domain

SUMMARY:**PURPOSE/SUMMARY:**

The Council undertakes Treasury Management Activities in accordance with the Chartered Institute of Public Finance and Accountancy (CIPFA) Code of Practice on Treasury Management, which requires that the Council receives an annual strategy report by 31 March for the year ahead and an annual review report of the previous year by 30 September. This report is the review of Treasury Management activities during 2018/19.

**OPTIONS &
RECOMMENDED OPTION**

It is recommended that, in accordance with CIPFA's Code of Practice on Treasury Management, the report be noted.

IMPLICATIONS:**Corporate Aims/Policy
Framework:**

Do the proposals accord with the Policy Framework? Yes

**Financial Implications and Risk
Considerations:**

As set out in the report and the comment of the Interim Executive Director of Resources and Regulation below.

**Statement by ASSISTANT
DIRECTOR (FINANCE):**

This report provides information on the Council's debt, borrowing, and investment activity for the financial year ending on 31st March 2019 in conformity with the CIPFA Code of Practice for Treasury Management. The successful management of the Council's borrowing and investments is central to the Council's financial strategy, both in the short term and in ensuring a balanced debt profile over the next 25 to 60 years.

The overall strategy for 2019/20 was to finance capital expenditure by running down cash/investment balances and using shorter term borrowing rather than more expensive long term loans. The taking out of longer term loans (1 to 10 years) to finance capital spending would only then be considered if required by the Council's underlying cash flow needs.

Debt decreased slightly during the year, £202,584 million at 31st March 2019 compared to £194,510 million at 31st March 2018. The average borrowing rate dropped slightly from 3.96% to 3.95%. Investments at 31 March 2019 stood at £14,760 million, compared to £21,250 million the previous year, the decrease being due to the use of cash/investment balances to repay maturing debt. The average rate of return on investments was 0.66% in 2018/19 compared to 0.24% in 2017/18.

Equality/Diversity implications:

No - (see paragraph 8.1, page 9)

Considered by Monitoring Officer:

Yes. The presentation of an annual report on Treasury Management by 30th September of the following financial year is a requirement of the Council's Financial Regulations 5.7, as part of the Council's Financial Procedure Rules and Budget and Policy framework, relating to Risk Management and Control of Resources: Treasury Management.

Are there any legal implications?

No

Staffing/ICT/Property:

There are no direct staffing, ICT or property implications arising from this report.

Wards Affected:

All

Scrutiny Interest:

Overview & Scrutiny Committee

TRACKING/PROCESS**Chief Finance Officer: MIKE WOODHEAD**

Chief Executive/ Strategic Leadership Team	Cabinet	Ward Members	Partners
10/6/19	26/6/19		
Overview & Scrutiny Committee		Committee	Council
16/7/19			10/7/19

1.0 INTRODUCTION

- 1.1 The Council is required by regulations issued under the Local Government Act 2003 to produce an annual treasury management review of activities and the actual prudential and treasury indicators for 2017/18. This report meets the requirements of both the CIPFA Code of Practice on Treasury Management, (the Code), and the CIPFA Prudential Code for Capital Finance in Local Authorities, (the Prudential Code).

During 2018/19 the minimum reporting requirements were that the full Council should receive the following reports:

- an annual treasury strategy in advance of the year (Council 21/02/2018)
- a mid-year (minimum) treasury update report (Council 28/11/2018)
- an annual review following the end of the year describing the activity compared to the strategy (this report)

- 1.2 The regulatory environment places responsibility on members for the review and scrutiny of treasury management policy and activities. This report is, therefore, important in that respect, as it provides details of the outturn position for treasury activities and highlights compliance with the Council's policies previously approved by members.
- 1.3 This Council confirms that it has complied with the requirement under the Code to give scrutiny to all of the above treasury management reports by the Overview & Scrutiny Committee, before they were reported to the full council.

2.0 THE COUNCIL'S CAPITAL EXPENDITURE AND FINANCING

- 2.1 The Council undertakes capital expenditure on long-term assets. These activities may either be:
- Financed immediately through the application of capital or revenue resources (capital receipts, capital grants, revenue contributions etc.), which has no resultant impact on the Council's borrowing need: or
 - If insufficient financing is available, or a decision is taken not to apply resources, the capital expenditure will give rise to a borrowing need.
- 2.2 The actual capital expenditure forms one of the required prudential indicators. The table below shows the actual capital expenditure and how this was financed.

	2017/18 Actual £'000	2018/19 Estimate £'000	2018/19 Actual £'000
Capital expenditure	27,471	24,518	35,348
Financed in Year	-26,113	-23,690	-32,397
Unfinanced Capital Expenditure	1,358	828	2,951

3.0 THE COUNCIL'S OVERALL BORROWING NEED

- 3.1 The Council's underlying need to borrow to finance capital expenditure is termed the Capital Financing Requirement (CFR).
- 3.2 **Gross borrowing and the CFR** – in order to ensure that borrowing levels are prudent over the medium term and only for a capital purpose, the Council should ensure that its gross external borrowing does not, except in the short term, exceed the total of the capital financing requirement in the preceding year (2017/18), plus the estimates of any additional capital financing requirement for the current (2018/19) and next two financial years. This essentially means that the council is not borrowing to support revenue expenditure. This indicator allowed the Council some flexibility to borrow in advance of its immediate capital needs in 2018/19. The Council has complied with this prudential indicator.

Capital Financing Requirement	2017/18 Actual £'000	2018/19 Estimate £'000	2018/19 Actual £'000
CFR – non HRA	128,293	124,704	131,244
CFR – HRA existing	40,531	40,531	40,531
Housing Reform Settlement	78,253	78,253	78,253
Total CFR	247,077	243,489	250,028

- 3.3 **The authorised limit** – this is the “affordable borrowing limit” required by S3 of the Local Government Act 2003. Once this has been set, the council does not have the power to borrow above this level. The table below demonstrates that during 2018/19 the Council has maintained gross borrowing within its authorised limit.
- 3.4 **The operational boundary** – is the expected borrowing position of the council during the year. Periods where the actual position is either below or over the boundary are acceptable subject to the authorised limit not being breached.
- 3.4 **Actual financing costs as a proportion of net revenue stream** – this indicator identifies the trend in the cost of capital, (borrowing and other long term obligation costs net of investment income), against the net revenue stream.

	2018/19 £'000
Authorised limit	300,000
Maximum gross borrowing position	202,584
Operational Boundary	265,000
Average gross borrowing position	187,648
Financing costs as a proportion of net revenue stream:-	
Non - HRA	2.82%
HRA	14.74%

4.0 THE COUNCIL'S OVERALL TREASURY POSITION AS AT 31 MARCH 2019

- 4.1 At the beginning and the end of 2018/19 the Council's treasury (excluding borrowing by PFI and finance leases) position was as follows:

	Balance at 31/03/18			Balance at 31/03/19		
	General Fund £'000	HRA £'000	Total £'000	General Fund £'000	HRA £'000	Total £'000
Total Debt	75,726	118,784	194,510	83,800	118,784	202,584
CFR	128,293	118,784	247,077	131,244	118,784	250,028
Over / (under) borrowing	(52,567)	0	(52,567)	(47,444)	0	(47,444)
Total Investments			21,250			14,760
Net Debt			173,260			187,824

	Balance at 31/03/18		Balance at 31/03/19	
	Average Rate / Return	Average Life of Debt (years)	Average Rate / Return	Average Life of Debt (years)
Debt	3.96%	26	3.95%	28
Investments	0.24%		0.66%	

- 4.2 The maturity structure of the debt portfolio was as follows:

Maturity structure of fixed rate borrowing during 2018/19	2017/18 Actual £'000	2017/18 Actual %	2018/19 Actual £'000	2018/19 Actual %
Under 12 months	4,712	2.39%	19,034	9.32%
12 months and within 24 months	16,503	8.36%	1,000	0.49%
24 months and within 5 years	16,000	8.11%	8,000	3.92%
5 years and within 10 years	3,550	1.80%	550	0.27%
10 years and within 15 years	26,000	13.17%	26,000	12.73%
15 years and over	130,624	66.18%	149,626	73.27%
Total Debt	197,389	1.00	204,209	1.00

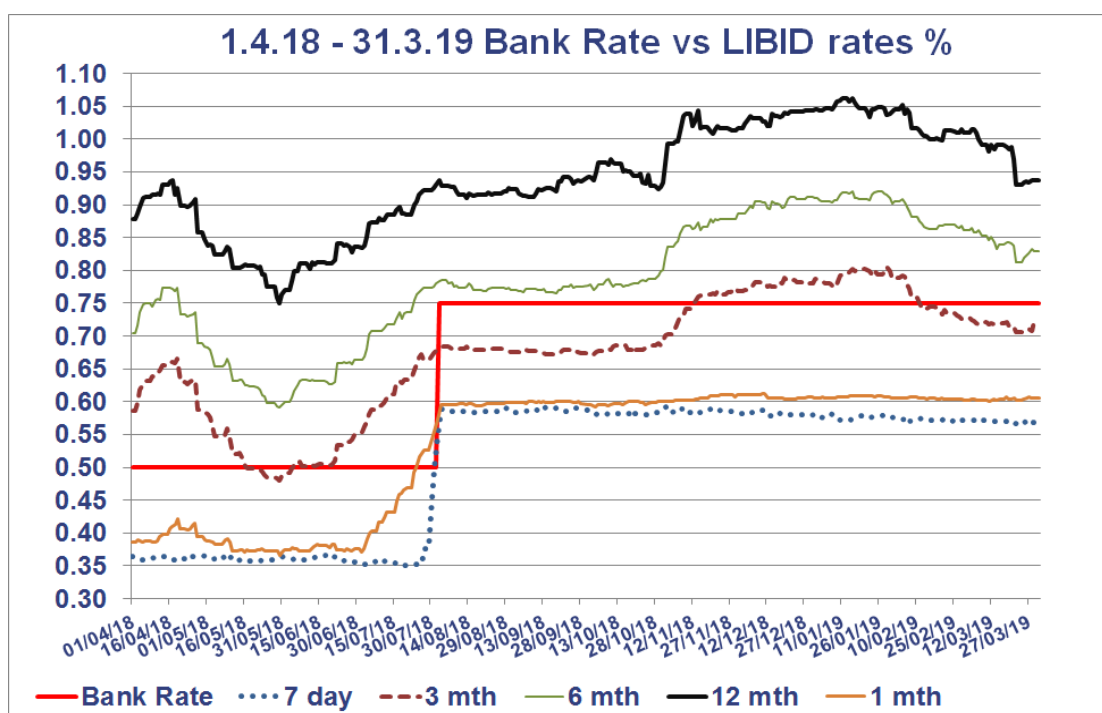
- 4.3 All investments within the investment portfolio have a maturity date within 1 year.

5.0 THE STRATEGY FOR 2018/19

5.1 Investment strategy and control of interest rate risk

5.1.1 Investment returns remained low during 2018/19. The expectation for interest rates within the Treasury Management Strategy for 2018/19 was that Bank Rate would rise from 0.50% to 0.75%. At the start of 2018/19, and after UK GDP growth had proved weak in the first few months of 2018, the expectation for the timing of this increase was pushed back from May to August 2018. Investment interest rates were therefore on a gently rising trend in the first half of the year after April, in anticipation that the MPC would raise Bank Rate in August. This happened at the MPC meeting on 2 August 2018. It was not expected that the MPC would raise Bank Rate again during 2018/19 in view of the fact that the UK was entering into a time of major uncertainty with Brexit due in March 2019.

5.1.2 Investment rates were little changed during August to October but rose sharply after the MPC meeting of 1st November 2018, anticipated building inflationary pressures, particularly from rising wages. However, weak GDP growth data after December, plus increasing concerns generated by Brexit, resulted in investment rates falling back again.

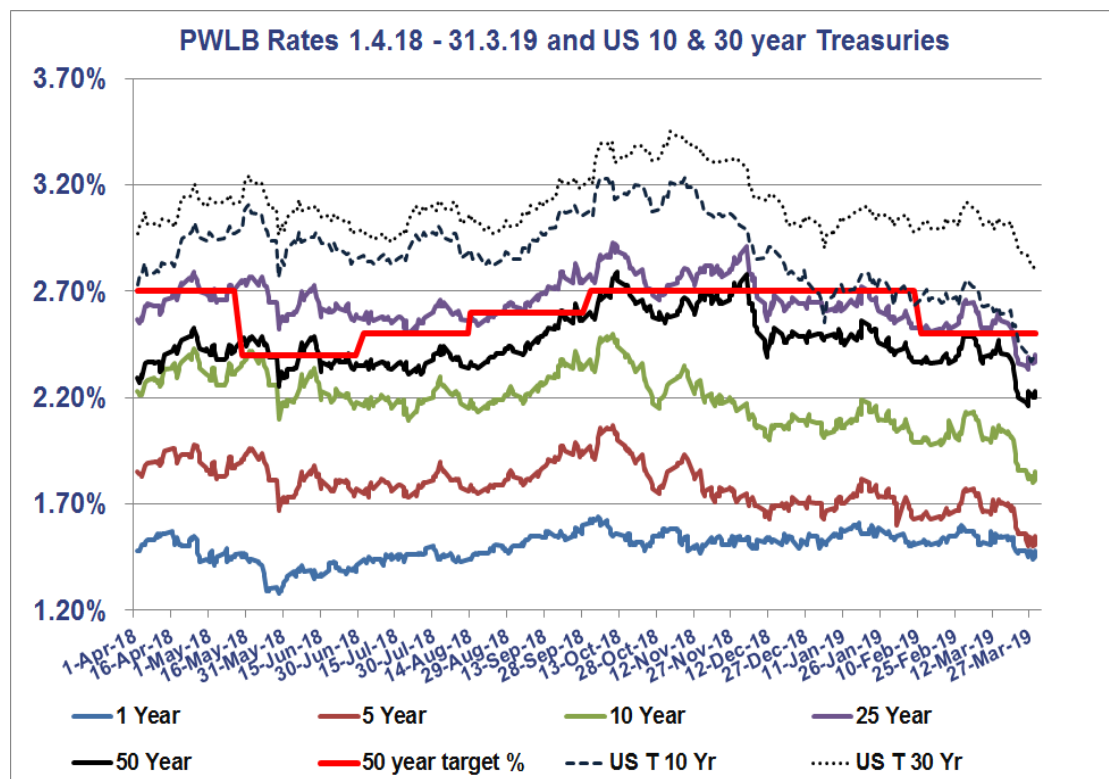


5.1.3 Continued uncertainty in the aftermath of the 2008 financial crisis has promoted a cautious approach whereby investments would continue to be dominated by low counterparty risk considerations, resulting in relatively low returns compared to borrowing rates.

5.2 Borrowing strategy and control of interest rate risk

- 5.2.1 During 2018/19 the Council maintained an under-borrowed position. This meant that the capital borrowing need, the capital Financing Requirement (CFR), was not fully funded with loan debt, as cash supporting the Council's reserves, balances and cash flow was used as an interim measure. This strategy was prudent as investment returns were low and minimizing counterparty risk on placing investments also needed to be considered.
- 5.2.2 A cost of carry remained during the year on any new long-term borrowing that was not immediately used to finance capital expenditure, as it would have caused a temporary increase in cash balances; this would have incurred a revenue cost – the difference between (higher) borrowing costs and (lower) investment returns.
- 5.2.3 The policy of avoiding new borrowing by running down spare cash balances, has served well over the last few years. However, this was kept under review to avoid incurring higher borrowing costs in the future when this authority may not be able to avoid new borrowing to finance capital expenditure and/or the refinancing of maturing debt.
- 5.2.4 Against this background and the risks within the economic forecast, caution was adopted with the treasury operations. The Assistant Director (Finance) therefore monitored interest rates in financial markets and adopted a pragmatic strategy based upon the following principals to manage interest rate risks:
- If it had been felt that there was a significant risk of a sharp FALL in long and short term rates, (e.g. due to a marked increase in risks around relapse into recession or of risks of deflation), then long term borrowings would have been postponed, and potential rescheduling from fixed rate funding into short term borrowing would have been considered.
 - If it had been felt that there was a significant risk of a much sharper RISE in long and short term rates than initially expected, perhaps arising from an acceleration in the start date and in the rate of increase in central rates in the USE and UK, an increase in world economic activity or a sudden increase in inflation risks, then the portfolio position would have been re-appraised. Most likely, fixed rate funding would have been drawn whilst interest rates were lower than they were projected to be in the next few year.
- 5.2.5 Interest rate forecasts expected only gradual rises in medium and longer term fixed borrowing rates during 2018/19 and the two subsequent financial years. Variable, or short-term rates, were expected to be the cheaper form of borrowing over the period.

Link Asset Services Interest Rate View 12.2.18													
	Mar-18	Jun-18	Sep-18	Dec-18	Mar-19	Jun-19	Sep-19	Dec-19	Mar-20	Jun-20	Sep-20	Dec-20	Mar-21
Bank Rate	0.50%	0.75%	0.75%	1.00%	1.00%	1.00%	1.00%	1.25%	1.25%	1.25%	1.50%	1.50%	1.50%
5yr PWLB Rate	1.90%	2.00%	2.10%	2.10%	2.20%	2.30%	2.30%	2.40%	2.40%	2.50%	2.50%	2.60%	2.60%
10yr PWLB Rate	2.50%	2.50%	2.60%	2.70%	2.70%	2.80%	2.80%	2.90%	3.00%	3.00%	3.10%	3.10%	3.20%
25yr PWLB Rate	2.80%	2.90%	3.00%	3.10%	3.20%	3.20%	3.30%	3.30%	3.40%	3.50%	3.50%	3.60%	3.60%
50yr PWLB Rate	2.60%	2.70%	2.80%	2.90%	3.00%	3.00%	3.10%	3.10%	3.20%	3.30%	3.30%	3.40%	3.40%



5.2.6 Since PWLB rates peaked during October 2018, most PWLB rates have been on a general downward trend, though longer term rates did spike upwards again during December, and, (apart from the 1 year rate), reached lows for the year at the end of March. There was a significant level of correlation between movements in US Treasury yields and UK gilt yields – which determine PWLB rates. The Fed in America increased the Fed Rate four times in 2018, making nine increases in all in this cycle, to reach 2.25% - 2.50% in December. However, it had been giving forward guidance that rates could go up to nearly 3.50%. These rates increases and guidance caused Treasury yields to also move up. However financial markets considered by December 2018, that the Fed had gone too far, and discounted its expectations of further increases. Since then, the Fed had gone too far, and discounted its expectations of further increases. Since then, the Fed has also come round to the view that there are probably going to be no more increases in this cycle. The issue now is how many cuts in the Fed Rate there will be and how soon, in order to support economic growth in the US. Weak growth now also looks to be the outlook for china and the EU so this will mean that world growth as a whole will be weak. Treasury yields have therefore fallen sharply during 2019 and gilt yields / PWLB rates have also fallen.

6.0 BORROWING OUTTURN FOR 2018/19

- 6.1 An analysis of movements at nominal values on loans during the year is shown below:

	Balance at 31/03/18 £000's	Loans raised £000's	Loans repaid £000's	Balance at 31/03/19 £000's
PWLB	131,453	7,800	0	139,253
Market	60,500	0	(16,500)	44,000
Temporary Loans	2,000	11,100	(5,600)	7,500
Other loans	3	0	0	3
Bury MBC Debt	193,956	18,900	(22,100)	190,756
Airport PWLB Debt	554	11,278	(4)	11,828
Total Debt	194,510	30,178	(22,104)	202,584

- 6.2 Loans were raised to fund the net unfinanced capital expenditure and naturally maturing debt.
- 6.3 The Council has not borrowed more than, or in advance of its needs, purely in order to profit from the investment of the extra sums borrowed.
- 6.4 No debt rescheduling was undertaken during the year as the average 1% differential between PWLB new borrowing rates and premature repayment rates made rescheduling unviable.
- 6.5 The active monitoring of the debt portfolio, the full year effect of previous rescheduling of loans, and the taking of new loans at historically low rates, have decreased the average Interest rate on the debt held over time:

Year	2014/15	2015/16	2016/17	2017/18	2018/19
Average Interest Rate on Debt	3.96%	3.95%	3.96%	3.96%	3.95%

7.0 INVESTMENT OUTTURN FOR 2018/19

- 7.1 The Council's investment policy is governed by MHCLG guidance, which was been implemented in the annual investment strategy approved by the Council on 21 February 2018. This policy set out the approach for choosing investment counterparties, and is based on credit ratings provided by the three main credit rating agencies, supplemented by additional market data (such as rating outlooks, credit default swaps, bank share prices etc.).
- 7.2 The Council manages its investments in-house (with advice from Link Asset Services) with the overall objective to balance risk with return and the overriding consideration being given to the security of the available funds.

- 7.3 The investment activity during the year conformed to the approved strategy, and the Council had no liquidity difficulties.
- 7.4 Detailed below is the result of the investment strategy undertaken by the Council.

	Average Investment	Rate of Return	Benchmark Return *
Internally Managed	£15,236,681	0.66%	0.57%

* the benchmark return is the average 7-day London Interbank Bid (LIBID) rate sourced from Link Asset Services

- 7.5 Investments at 31 March 2019 stood at £14,760m (£21,250m at 31 March 2018).

	Investment at 31/03/18 £000's	Amount Invested in year £000's	Investments realised in year £000's	Balance at 31/03/19 £000's
Fixed Rate Investments				
GMCA	0	5,000	0	5,000
Total - Fixed rate	0	5,000	0	5,000
Notice Accounts				
Barclays Bank - 32 day Notice account	3,000	0	(2,000)	1,000
Barclays Bank - 95 day Notice account	5,500	0	(5,250)	250
Santander - 92 day Notice account	0	5,100	(4,000)	1,100
Total - Notice accounts	8,500	5,100	(11,250)	2,350
Call Accounts				
Barclays Bank - Flexible Interest Bearing Current Account	200	170,235	(163,375)	7,060
Bank of Scotland - Call Account	12,550	145,250	(157,450)	350
Total Investments	21,250	325,585	(332,075)	14,760

- 7.5 The table below gives details of the fixed rate investments made during the year.

	Rate	Amount £000's	Start Date	End Date
GMCA	65.00%	5,000	21/03/2019	18/04/2019
Total		5,000		

8.0 COMPLIANCE WITH TREASURY LIMITS

- 8.1 During the financial year the Council operated within the treasury limits and Prudential Indicators set out the Council's Treasury Policy Statement and annual Treasury Management Strategy Statement.

9.0 EQUALITY AND DIVERSITY

9.1 There are no specific equality and diversity implications.

10.0 FUTURE ACTIONS

10.1 Treasury Management Updates and Prudential Indicators for 2019/20 will be presented on a quarterly basis to the Cabinet and the Overview & Scrutiny Committee.

11.0 CONCLUSION

11.1 It is recommended that Members note the treasury management activity that has taken place during the financial year 2018/19.

Councillor Eamon O'Brien
Cabinet Member for Finance and Housing

Background documents:

Unaudited Final Accounts Bury MBC 2018/19

CIPFA Treasury Management Code of Practice in the Public Services

CIPFA The Prudential Code for Capital Finance in Local Authorities

Treasury Management Report 2018-19

Financial markets and economic briefing papers

For further information on the details of this report and copies of the detailed variation sheets, please contact:

Mr M. Woodhead, Chief Finance Officer

Tel. 0161 253 7864, E-mail: mike.woodhead@nhs.net

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Q.	Party	Question
1.	Conservative	<p>Would the Leader confirm the number of commercial tenants who have contractually committed to taking up units on the Chamberhall site? How many business / commercial units will be built and how many new jobs does the Council believe will be created by the site, furthermore would the Leader confirm whether any taxpayer money has been committed to the project? Cllr. Jackie Harris</p>
	Cllr Shori	<p>Thank you Councillor Harris. I will answer the questions you raise on Chamberhall individually:</p> <p><u>The number of commercial tenants who have contractually committed to take up units on the Chamberhall site?</u></p> <p>The agents acting for St. Modwen report that they have agreed terms and instructed solicitors in respect of four units.</p> <p><u>How many business / commercial units will be built?</u></p> <p>Phase 1 of the development is currently under construction and will provide 14 industrial/warehouse units with individual units ranging in size from 232 square metres to 2,250 square metres. Phase 1 will provide a total of approximately 12,075 square metres of space.</p> <p>The number and type of units to be constructed in Phase 2, which is the final phase of the development has not yet been determined however outline planning permission has been obtained for development. I am able to provide details in a written response setting out the type and size of units that would be permitted under this outline planning permission subject to detailed individual planning applications.</p> <p>Use Class A1 (Shops): 500 square metres maximum</p> <p>Use Class A3 – A5 (Restaurants and Cafes, Drinking Establishments, Hot food takeaways): 1,350 square metres maximum</p> <p>B1a (Offices): 4,646 square metres minimum</p> <p>B1/B2/B8 (Offices, General Industrial, Storage or Distribution): 6,500 square metres maximum</p> <p>C1 (Hotel): 120 bed maximum</p> <p>D1/D2 (Creche/Gym): 1,858 square metres maximum</p> <p><u>How many new jobs does the Council believe will be created by the site?</u></p>

		<p>St.Modwen report that they expect the business park to create up to 400 jobs.</p> <p><u>Has any taxpayer money has been committed to the project?</u></p> <p>St. Modwen are funding the development of Chamberhall Business Park.</p>
2.	Labour	<p>Can the Leader give council an update on the R&R flood defence scheme? Cllr Cathcart</p>
	Cllr Shori	<p>Work on the Radcliffe and Redvales Flood Defence Scheme has continued to make progress since planning permission for Phase 1 (Close Park, Dumers Land and Morris Street) was secured in March 2019. The Full Business Case was signed off by the EA Chair, Emma Howard Boyd and this means the scheme has its final approval required to complete the works.</p> <p>Phase 1 construction works are now underway and were officially opened by the Leader of the Council, with Cllrs Quinn and Cathcart on Thursday 5th July. Environment Agency staff will be available to speak to about progress at regular drop-ins to be held at Close Park. Members of the public can also feedback on any positive or negative aspects of the on-going works via the usual routes on the Council's website, contact details available on site for the contractor (BAM Nuttall), or via the <u>BAM Nuttall Observations App</u> which is available via the Play Store on mobile phones</p> <p>The design of Phase 2 (Hardy's Gate, York Street, Redvales) is continuing and will be completed during summer 2019. The planning application for Phase 2 will be submitted by the Environment Agency in September or October 2019 with construction scheduled to start early in 2020. The deadline for completion of the defences (excluding landscaping and environmental works) is still March 2021.</p>
3	Labour	<p>Following national legislation what are the new safeguarding arrangements, and how does the work of the children's safeguarding board fit into this. Cllr Susan Southworth</p>
	Cllr Tariq	<p>The Children and Social Work Act 2017 provided for the disestablishment of Local Children's Safeguarding Boards to be replaced by Local Safeguarding Partnerships led by the three statutory Bodies of the Local Authority, CCG and Police.</p> <p>In Bury the three statutory partners have agreed to combine the Children's Safeguarding Board with the Adults Safeguarding Board to create Bury Integrated Safeguarding Partnership which will be</p>

		<p>all age. The new Partnership will have its first meeting at the end of September and the new arrangements have been published on relevant websites.</p> <p>The three Statutory Partners have agreed to keep the current Independent Chair of the Adult and Children Safeguarding Board to Chair the new Partnership, respective Business Groups and provide independent scrutiny.</p> <p>Work has also begun on a Greater Manchester footprint to look at how specific areas of work can be aggregated and responded to at this level building on the work around complex safeguarding.</p>
4	Conservative	<p>Would the Leader confirm the Council's senior management structure, how many Executive and Assistant Directors the Authority now has and how many of the current post holders have been recruited in the last 18 months and at what cost to the Bury taxpayer? Cllr. Nick Jones</p>
	Cllr Black	<p>The Council currently employs 5 Executive Directors and 14 Assistant Directors, of which three are fixed term posts. Chief officer costs represent 2% of the non-schools workforce. Benchmarking indicates that this volume of executive capacity is proportionate to the size of our organisation and strategic challenges we face, with figures across Greater Manchester typically 2-3%. Having lost 600 staff and made £18m in revenue budget savings the nature of the challenges facing the Council has changed with new areas of expertise being required. This has now been rectified with the growth of 5 posts (included within the figure above) within the last 18 months. It should be noted that during this period there have also been efficiencies secured from sharing costs with the CCG of a Joint Chief Finance Officer and the Chief Executive of the Council being the Chief Accountable Officer of the CCG.</p>
5	Labour	<p>Can the Leader outline the level of cuts the Council and CCG face this year? Cllr McGill</p>
	Cllr O'Brien	<p>Bury MBC and Bury CCG entered 2019/20 with a requirement to bridge a £25m financial gap (split 50:50).</p> <p>Both organisations have a statutory duty to balance the books. Integration of the Council and the CCG will strengthen our hand, allowing us to work together more effectively to meet our financial challenges. We are focussed on transforming the way we work for the people of Bury; moving from a reactive, crisis response system firmly rooted in organisational silos to a proactive, preventative, place-based approach. This must result in better outcomes at better costs for the people of Bury.</p>

		<p>In September 2018, the Chief Executive of the Council was appointed to the role of Accountable Officer for the CCG. We already have a Joint Executive Team and, over the next 6 months, will be moving towards a single Executive structure and a Joint Commissioning Board. We have recently appointed a Joint Chief Finance Officer and are going through a process of pooling/aligning the finances of both organisations and agreeing a joint Medium Term Financial Strategy. A refreshed Bury Locality Plan will be produced in summer 2019.</p>
6	Labour	What was the outcome of the recent Send inspection? Cllr Whitby
	Cllr Tariq	<p>In 2017, the SEND Inspection found that the Local Area (Council & Health) had 8 areas of weakness.</p> <p>During their revisit in May 2019, Inspectors confirmed that the Local Area had made sufficient progress in 5 out of the 8 areas.</p> <p>An action plan has been developed to drive further improvements at pace, for example:</p> <p>Inspectors found that while health practitioners demonstrated a better awareness of EHC plans, the quality of health outcomes in those sampled was poor. An immediate audit of all EHC Plans is being carried out.</p> <p>Inspectors found that insufficient progress had been made of the sharing of information between health services. From 1 July 2019 there has been a change to a commissioned service from CQC Outstanding Community Provider and improved IT infrastructure options are currently being scoped</p> <p>Inspectors found that whilst high level strategies exist they are not underpinned by robust actions and Joint Commissioning arrangements are immature. A new co-located joint commissioning team and new provider, in the Northern Care Alliance, will drive through the recommendations</p>
7	Conservative	If the GMSF is passed as per the current draft with substantial green belt loss would the Leader confirm the estimated number of trees the Borough would lose? Cllr. Paul Cropper
	Cllr O'Brien	<p>Unfortunately it is not possible to estimate the number of trees that would be potentially lost as the GMSF is a high level plan that does not go into that level of detail.</p> <p>However, it should be noted that the areas proposed for development within the GMSF do not have extensive tree cover in any event – and where there are significant pockets of tree cover , these tend to be on the periphery of the sites. Many of these are</p>

		<p>protected under Tree Preservation Orders or form part of other land designations that seek to resist development such as Sites of Biological Importance, Protected Recreation and Green Infrastructure.</p> <p>Any sites that are taken forward in the GMSF will need to retain any significant existing areas of woodland and the sites will also offer an opportunity for additional tree cover within the Borough.</p> <p>This is because there is a policy within the draft GMSF that requires the replacement of each tree lost with two new trees. It also commits to planting a tree for every resident in Greater Manchester, thereby supporting the initiative from City of Trees. Alongside this, the Borough will also have a considerable role to play in the Woodland Trust's project to create a 'Northern Forest' from Liverpool to Hull which seeks to plant 50 million trees over the next 25 years.</p> <p>Therefore, as the GMSF moves forward we will be seeking to increase the number of trees in the Borough – not reduce them.</p>
8	Lib Dem	<p>Could the Leader inform members how many of Bury's school age (primary and secondary) children, who are on school rolls, are not actually attending school or not attending school on a full-time basis?</p> <p>Councillor Pickstone</p>
	Cllr Tariq	<p>Children notified as being on part-time provision – 15 pupils</p> <p>Children not attending due to health needs (non EHCP) – 14 pupils</p> <p>Children on On-Line provision (non EHCP) who are unable to attend due to their behaviour – 5</p>
9	Labour	<p>Can the Leader give the Council an update on the playing pitch strategy</p> <p>Cllr Mortenson</p>
	Cllr Quinn	<p>Bury Council's updated Playing Pitch Strategy is now complete and will be published on the Councils Website. The strategy provides guidance and support in order to understand and assess the need for outdoor sports facilities. It provides a framework for the maintenance and improvement of existing provision and covers a wide range of outdoor sports.</p> <p>The vision is that Bury Council and its partners will work to provide first class quality sports pitches facilities that will contribute to making Bury a great place to live, work and visit while supporting the health and wellbeing of our residents</p> <p>An example within the strategy and a key priority is the creation of and increased use of 3G pitches. At Goshen Playing Field the Football Foundation have just awarded a Grant of £524k towards a £704k full size floodlit 3G pitch that already has planning permission. The Councils contribution of £180k is part of the</p>

		£430k announced at Council in February 2019. The proposal is that this facility will be self-managed in partnership with Bury FC Community Trust. Planning permission has also been approved for a second 3G pitch at Elton High School that is part of an ongoing grant application.
10	Labour	In Can the Leader please give an update with regards to the Borough's strategic planning on Community Safety? Cllr Whitby
	Cllr Gold	<p>The development of a Community Safety Plan is a statutory responsibility of the Local Authority in conjunction with the Partners that form the Community Safety Partnership (CSP), Chaired by Chief Superintendent Stuart Ellison.</p> <p>The Partnership used police data and information gleaned from the GM consultation when developing the GM Mayor's "Standing Together" Police & Crime Plan to formulate Bury's local Community Safety Plan and then held a public consultation on a proposed draft version. From this a final plan was agreed, including at Full Council last November, with 5 key priorities, which are:</p> <ul style="list-style-type: none"> ▪ Protect & Support Vulnerable People ▪ Putting victims first ▪ Reduce re-offending ▪ Build stable, cohesive communities ▪ Develop a partnership approach to community safety <p>Since then work has been underway on the development of an Action Plan to deliver on the priorities identified. Six thematic groups that look at specific issues such as Domestic Abuse, Hate Crime or Prevent have also been tasked on ensuring that the strategic plans then translate to meaningful changes on the ground.</p> <p>This summer will see promotion of the Plan, particularly via social media using a video from the Chair and Portfolio holder that will provide the context to the plan and how it's delivered.</p>
11	Conservative	Senior management recruitment is a costly process for the Bury taxpayer and with that in mind would the Leader agree with me there are grave concerns as to why two Assistant Directors of Education have left the Borough after short periods of employment and are these examples of the Council's recruitment process being flawed? Cllr. D.Gunther
	Cllr Tariq	Senior recruitment is a demanding process which is given

		<p>considerable care and attention in view of the strategic importance to the organisation.</p> <p>The process normally involves a range of technical and stakeholder assessments, conducted on a cross-party basis, to challenge candidates across all aspects of the person specification. It is disappointing when, after such processes, appointments are not successful. The Council has a high bar for appointments, however, and will only appoint those whose performance meets the exacting assessment standard.</p> <p>Difficulties in filling this particular role are associated more with the fact that the market for such roles in Local Government is very tight with less of a career path and competition from Multi Academy Trusts. This is likely to be a bigger problem than our recruitment process.</p>
12	Labour	<p>Will the Leader reassure members about the standard of care in Bury Care Homes following the recent front page story in the Bury Times about a reported rise in abuse Cllr Cummins</p>
	Cllr Shori	<p>Yes</p> <p>The Care Act introduced a new focus on Safeguarding Adults and as such encouraged all health and care services, employees and members of public to report any and all of their concerns, these are called notifications and this is the number that was reported in the media.</p> <p>This change in law has seen the number of notifications rise across the whole of the country which shows the policy of encouraging reports is working.</p> <p>Bury's rise in notifications is in line with the rest of the country and the North West of England.</p> <p>This does not mean that number of incidents of abuse is increasing, just the number of times someone is concerned and reports it is.</p> <p>Neither should it be interpreted as suspected incidents of physical abuse are increasing. Notifications are mostly made for acts of omission, where some has forgotten to do something or where a mistake has been made. Reporting these is a good thing as lessons can be learnt and things changed to avoid it happening again.</p> <p>In Bury the number of investigations that were required following a notification actually dropped in Care Homes in 2018 which indicates an improving picture.</p>

		<p>Bury's Care homes continue to be amongst the best in North West of England with over 80% of our care homes beds rated Good. This is the sixth highest in the North West of England.</p> <p>Bury has an integrated quality assurance framework in place in relation to all of its health and care providers which means that the quality and safeguarding teams from Bury Council and Bury CCG regularly visit the care homes in Bury to gain quality and safeguarding assurance and to offer professional challenge if that is needed.</p> <p>The Council and its NHS partners continue to work with our care homes to ensure they deliver the highest standards of care and where concerns are raised we investigate quickly and take swift action to improve standards</p>
13	Labour	How are we involving our schools in raising the aspiration and ambition of all our young people in bury? Cllr Stella Smith
	Cllr Tariq	<p>We are involving our schools extensively in raising the aspiration of all our young people.</p> <p>The vision to be one of the best nationally sits happily with our Bury Education Improvement Toolkit.</p> <p>The partnership and collaboration strategy has a clear set of priorities which in turn flow from our progressive needs audit.</p> <p>There are formal structures in place to support and to audit the progress of this work; These include The Education Strategic Board, the Education improvement board, and the designated School Clusters.</p> <p>We are at present negotiating the annual work programmes for each of these.</p> <p>In parallel there is the Continuing Professional Programme for service development. And there is a systematic programme of support, challenge and intervention for schools.</p> <p>Work is in hand to launch an innovative Associate head scheme to enable leading heads, supported by their governors to work with the DCS to drive change across priority areas.</p> <p>Finally there is current discussion on the idea of a cross-party committee to receive and audit progress in the work. It would be valuable for officers and headteachers to support this with appropriate progress reports.</p>
14	Conservative	<p>In 2015 when planning permission was granted for development on Spen Moor local residents were told traffic accessing and leaving the site would not increase congestion on Bolton Road, however this has proven not to be the case. Does the Leader believe Bolton Road and the local highway network will be able to cope with the thousands of extra vehicles using these roads if 3,500 new homes are built around Elton Reservoir as proposed in the GMSF? Cllr. J.Harris</p>

	Cllr O'Brien	<p>You will be aware that the GMSF is accompanied by a number of other documents, including the Greater Manchester Transport Strategy and its Delivery Plan.</p> <p>With particular reference to the proposed development on the Elton Reservoir site, the proposed transport interventions include:</p> <ul style="list-style-type: none"> - A new link road improving connectivity and traffic movement on the existing road network – connecting Bury and Bolton Road with Bury Road in Radcliffe. This will help to alleviate existing pressures along Bolton Road and at Bury Bridge; - This will require new junctions immediately around the site to help with the flow of traffic to and from the site - and also improvements to existing junctions beyond the site to help address different traffic movements as a result of the link road. - However, it is important that the proposals also provide the opportunities for residents to move around the Borough by means other than the private car. That is why a new metro link stop is central to the proposals – providing much improved public transport accessibility to a range of designations for new and existing residents in that part of the Borough. - Likewise, the site will provide significant opportunities for new pedestrian and cycles routes, encouraging healthier lifestyles.
15	Labour	<p>Can the Leader give council an update on the Bury environmental schools conference? Cllr Gold</p>
	Cllr Quinn	<p>Bury Council are making arrangements to hold a Bury Environmental Schools Conference later on this year.</p> <p>Andy Burnham (Mayor of Greater Manchester) has recently agreed to attend as a Key Note Speaker (pending his availability).</p> <p>As Cabinet Member for Environment I intend to play a key part in the conference as well as being the opening speaker for the conference.</p> <p>A meeting with myself and other senior officers is being set up to discuss in more detail the arrangements, speakers and potential workshops for the conference.</p>
16	Lib Dem	<p>Could the Leader inform members how much money Bury has as received from the £56.5 million fund to help local authorities deal with Brexit. What has it been spent on? Councillor Tegolo</p>

	Cllr O'Brien	To date Bury Council has received £209,968 to prepare for Brexit. Work is taking place with colleagues in Greater Manchester to better develop our understanding of the impact of the EU on the Bury economy. This will allow the funding to be deployed as effectively as possible to enable residents to take advantage of any new opportunities, whilst understanding the support on offer (or may additionally be needed) in conjunction with the Voluntary, Community and Faith Alliance, regarding advice and information on access to services and provisions depending on the exact nature of exit from the European Union. The Council and CCG website contains the latest advice and information from government departments and this information is shared with Borough wide partners – this includes consumer rights, visiting Europe, studying in Europe, preparing business and information for EU citizens on protection of rights to continue to live in the UK. On this latter point discussion is taking place with the Combined Authority over the potential for a joint piece of work to support residents to complete necessary processes without undue delays with learning for elsewhere such as to mitigate lengthy passport renewals and access to document scanning facilities. This will inform the potential to pool resources or whether specific support is arranged within this Borough.
17	Conservative	Would the Leader confirm the percentage of Bury total Council tax revenue that remained uncollected for the last financial year. Cllr D.Gunther
	Cllr O'Brien	Bury has a strong track record on collecting Council Tax In year. For the year ended 31st March 2019 the percentage of Council Tax uncollected was 3.51% Collection compares well against other local councils with Bury recording the third lowest percentage of uncollected revenue highest percentage in Greater Manchester (average of which is 4.87%) and above the national average from Metropolitan Boroughs of 4.7%
18	Labour	Can the Leader of the Council provide an update on the impact of the "A Bed Every Night" initiative in Bury? Cllr Hayes
	Cllr O'Brien	A Bed Every Night Phase 1 ran from the 1st November 2018 until the 31st March 2019 when funding ended. The actual impact in Bury has been a very positive one and we have helped over 135 individual rough sleepers with a total 315 referrals into this provision. We have moved on 29 rough sleepers into sustainable and permanent housing solutions with support and sign posting to relevant services and all rough sleepers that access this service received support, help and advice. This provision has provided support and help to the single homeless people in Bury that would

		<p>normally not be classed as a priority need and receive support under the Homeless legislation and our statutory function.</p> <p>Bury recognised early into the A Bed Every Night provision that this was an ideal opportunity to work closer with Bury's rough sleepers and that we should not just be providing a bed but taking the opportunity to support these complex individuals into better lifestyles and housing.</p> <p>Therefore our Rough Sleeper outreach service provider has linked in positively with the A Bed Every Night provision and provider and has worked closely with the rough sleepers to ensure we help provide positive outcomes.</p> <p>A Bed Every Night Phase 2 has recently been announced by GMCA for the next 12 months and will recommence soon in Bury. The service provider for A Bed Every Night phase 2 has been commissioned and they are ready to start as soon as the detail has been agreed with GMCA.</p>
19	Labour	<p>Armed Forces week was celebrated across the country, please can you tell us how the Armed Forces and Veterans community was celebrated in Bury and what ongoing plans do Bury Council have to continue the celebration and support to the Armed Forces, Veterans and their families in co-production? Cllr Rafiq</p>
	Cllr Gold	<p>Armed Forces Week is a chance to show our support and to celebrate the men and women who make up our Armed Forces Community, from currently serving troops, to service families, Veterans as well as reservists and cadets.</p> <p>Celebrating our Armed Forces during this special week provides a much valued morale boost and a way of the nation to say thank you for all they do.</p> <p>This year Bury Council marked Armed Forces week with the traditional raising of the Armed Forces flags and afternoon tea for over 30 of the Borough's Veterans with the Mayor. I and Councillor Briggs attended the afternoon tea event in our capacity as Portfolio holder and Deputy Portfolio Holder for Communities and Safer Neighbourhoods. To spend time with Veterans and hear their stories was both fascinating and very humbling. The Veterans themselves had an extremely enjoyable afternoon and were extremely pleased to be honoured by the Mayor in this way. Additionally I attended the flag raising service at Heathlands for Jewish ex-servicemen and women, and accompanied Councillor Briggs at the flag raising ceremony at Bury Police Station.</p>

		A piece of work is being undertaken by officers to look at what services Bury Council and its partners currently offer to our Armed Forces community and also to identify what gaps there are in service provision. This piece of work will be shared with the President of the Borough of Bury Veterans Association, the CCG, GM, Police and other partners that signed up to the Covenant to assess how any gaps can be removed and how Bury can offer its Armed Forces community the services required.
20	Conservative	How many new homes do Bury Council intend building over the next 12 months? Cllr J.Daly
	Cllr O'Brien	<p>Bury Council have now had the opportunity to look at their pipeline programme of sites for residential purposes. The first phase of the pipeline will produce 90 new homes for rent and sale across 4 sites within the Borough. We have secured, through of JV North procurement the services of both architects and cost consultants to assist Bury in delivering this exciting phase of our growth plans. We anticipate to have all sites submitted for planning approval this year which would enable us to work with Homes England to secure additional grant subsidy. Subject to planning approval we are aiming to be on site early 2020.</p> <p>We will be working concurrently on the second larger phase of development which should bring forward new homes later in 2020 and beyond. We will however, be seeking opportunities with developers of site with planning permission that could see number in the first phase increase modestly beyond what we have predicted.</p> <p>In addition we continue to work to bring forward unto 400 homes on the ELPM site phased over the next few years.</p>
21	Labour	Can the Leader give an update on EV charging points in Bury? Cllr Rafiq
	Cllr Quinn	<p>Our aim is to provide a network of fast electric vehicle chargepoints throughout our borough so that all our residents have easy access to a local chargepoint.</p> <p>To develop this project a number of council owned off- street locations have been identified as potential sites for fast chargers. We have tried to find locations which cover all the wards and provide a useful charging resource for those without off street parking. This initial search for sites has shown that it won't be possible to find off street council owned location in every ward and therefore in some case we have looked for additional sites close to ward boundaries so that adjacent wards can share facilities.</p>

		<p>A first batch of 11 sites was submitted to the current chargepoint provider for the Greater Manchester Electric Vehicle (GMEV) charging network earlier this year in order to get estimates of costs and a quotation was received last week. We are still working to find suitable locations in the remaining 3 wards which do not have points</p> <p>During the development of this project from mid-2018 we have been aware that Transport for Greater Manchester (TfGM) are in the process of renewing the contract for the operation, development and investment into the GMEV network.</p> <p>TfGM have advised that we wait for the new contractor to be appointed so that they can look at our proposals and provide their own quotation. We feel it is best to follow this advice and engage with the new provider who will be developing a new modern, consistent network throughout Greater Manchester. This approach may also deliver lower cost installation as we may be able to lever in private investment alongside the possibility of government grant funding.</p> <p>The proposal is therefore to provide our list of sites to the new GMEV provider following award of the contract in early August.</p> <p>In addition to the above, TfGM have been awarded £3 million by DEFRA and DfT's Joint Air Quality Unit which will be used to deliver at least 24 dual headed rapid electric vehicle charge points throughout Greater Manchester. These rapid chargers are capable of charging a car in 20-30 minutes which is much quicker than regular fast chargers which are generally provided in public car parks. We have provided TfGM with list of potential locations and these are currently being considered for costs and feasibility. Once the new GMEV contractor is appointed we will be provided with a final list of proposed GM locations.</p>
22	<p>Labour</p> <p>Cllr Black</p>	<p>Will the Leader join me in sadness at the news of the closure of Grace's Place Children's Hospice. Cllr Grimshaw</p> <p>YES</p> <p>I am aware that the Chief Executive emailed Andrew Cheeseman 3rd July 2019 (Finance Manager – Strategic Finance, NHS England & NHS Improvement), requesting clarity on the current position as there has been a previous commitment from NHS England (released in December 2018), which initially looked promising, for increased investment into children's hospices based on local CCG match funding.</p>

		<p>Recently it was expected that this may now be included within a wider commitment to paediatric palliative care overall, providing a lack of clarity to what potentially may be ring-fenced for children hospices, and whether the existing core grant previously available to hospices' will be available in the future. The delay in guidance on funding of children's hospices is not helping the situation for all children's hospices, particularly the match funding debate.</p> <p>The funding was recently debated in Parliament as part of the children's palliative care All Party Parliamentary Group which has resulted in an announcement last week from the charity 'Together for Short Lives' which states: 'NHS England protects £25million for children's hospices following Together for Short Lives' campaign'. The Chief Executive has sought clarity on funding as yet we have not seen anything official from NHSE.</p>
23	Conservative	<p>Could the Leader confirm the annual budget for school improvement services within the Borough for the current financial year? Cllr R.Caserta</p>
	Cllr Tariq	<p>The gross budget for School Improvement Service for 2019/20, including the de-delegated budget from schools for Schools Causing Concern, and utilising the DfE School Improvement Monitoring and Brokering Grant is: £464,200</p>
24	Lib Dem	<p>Both recent national studies and feedback from residents show clearly the there is a traffic congestion issue in Prestwich, not limited to the A56 but on many other routes with people trying to find a way to avoid congestion. Will the Leader agree to a study of traffic congestion in Prestwich to help find solutions to this issue? Councillor Powell</p>
	Cllr Quinn	<p>Data held by Transport for Greater Manchester suggests that there has been a lot of street works activity by utility companies on the A56 in the last 12-18 months and that this may have resulted in disruption to the route. Indeed, Highway England undertook several months of parapet works on Junction 17 of the M60. It is not expected that the A56 will appear in any future national rankings as it is far from one of the worst routes in the region.</p> <p>As part of the design of the Prestwich High Street scheme, extensive computer modelling was undertaken to understand the predicted traffic flows and the corresponding journey times between Hilton Lane and M60 Junction 17. Recent monitoring has allowed an analysis of actual journey times to see how they compared against the predicted journey times. Other than the northbound evening peak (which is only around 55 seconds longer), there are no statistical significant changes to journey</p>

		<p>times. Consequently, the Council is content that the scheme has been able to deliver on its aims and ambitions without impacting on traffic flows and any congestion issues are not as a result of this scheme.</p> <p>Being a principal road and a gateway to the motorway network, traffic flows will always be significant on the A56 in Prestwich. To undertake an area-wide study to capture a multitude of side-roads and alternate routes (in addition to the A56 itself) in order to identify causes of congestion is a piece of work which would be in the region of £10-20k to complete for which no identified funding currently exists.</p> <p>Given a suitable funding allocation, Transport for Greater Manchester could be commissioned by the Council's Engineering Services to undertake such a study and report back to elected members with the findings.</p>
25	Labour	What progress have we made around our early help offer? Cllr Cummins
	Cllr Tariq	<ul style="list-style-type: none"> • The Section 188 consultation to restructure Children's Services early help workforce from a range of teams in to 3 Early Help locality teams has now ended and analysis of consultation responses is taking place, with a transition plan to move from current structures and working practices to transformed early help by the end of July. • Audit of skills and training needs of staff being undertaken. • Once the teams are established we will progress with discussions which are taking place about partner agency staff as part of, or aligned to, the teams. • Eyes Wide Open' training material being developed as part of our Early Help toolkit that will support the principle that every contact counts for effective early help and which includes Children's Trust lunchtime learning • The Story So Far, a new single multi-agency early help assessment is being piloted. This has a strong focus on the voice of the child/young person/family and building resilience within the family • There is work to develop a single pathway from the point of concern for a family to ensure a timely early help response. This work is due to be complete by the end of July. • A project group has been established and is working with Stockport Council, to develop our Bury 'Team Around the School' approach to identify and support early help needs in school with effect from September 2019. Also looking at how this approach will work with pre-school and post-school provision. • Butterstile Primary School is a good example of 'trauma informed' school approach where a graduated early help response identifies and supports children in school and

		involving additional agencies where necessary. We are working with Butterstile to extend this approach into other schools. We held a workshop with schools on this on 21 June and have another workshop planned for 12 July.
26	Labour	I would ask the Leader to seek a response from the TFGM re the distribution of the Integrated Transport Block funding for highway maintenance that would allow Bury to carry out essential works on speed reduction measures. Cllr Cathcart
	Cllr Shori	Department for Transport capital maintenance grants are paid to the GMCA and handed on to each of the districts. However, the integrated transport grant, which totals around £16M per year, is retained by GMCA to fund transport initiatives. The GMCA makes funding available for specific transport initiatives, such as the Mayor's Challenge Fund, which totals £160M and is used for walking and cycling improvements. Currently, there are no external funding opportunities available for traffic calming, other than planning contributions from new development. There are already plans to advise the Chief Executives Investment Group in respect of issues being experienced by the ten GM local authorities in relation to their ability to fund programmes of capital minor works, local safety schemes and highway capital maintenance and how this is tied in with Integrated Transport Block. Officers will update the appropriate Portfolio Holder on any details of progress as and when it is received.
27	Lib Dem	Could the Leader inform members what progress has been made on the decision of this Council to implement no-idling zones outside all of Bury's schools? Councillor Powell
	Cllr Quinn	As the law stands, the whole of Bury is already an anti-idling zone inasmuch as leaving an engine idling unnecessarily is an offence under section 42 of the Road Traffic Act and can result in a fixed penalty notice. Notwithstanding this, all schools were approached in May to canvas their interest in taking part in clean air initiatives. 5 schools responded, and the Director of Operations wrote to these on 14th June asking if they were interested in taking part in piloting enhanced no-idling zones. No responses have been received to date and this will be followed up. It should be noted that the proposed Greater Manchester Clean Air Zone (CAZ) will cover all 10 GM local authorities and positively influence the health of a population of nearly three million people across 500 square miles, it being the largest Clean Air Zone outside London.
28	Labour	What challenges do we face as a borough in terms of school

		readiness? Cllr McGill
	Cllr Tariq	<p>In terms of challenges we face as a borough regarding school readiness, I would say it could be summarised in the following three points:</p> <ul style="list-style-type: none"> • the ability to be able to track and intervene early enough at child level • the lack of a system to support this being facilitated centrally • the relationship between private/vol and maintained nursery provision
29	Lib Dem	Can the Leader inform members how many fines for littering and dog fouling have been made per township in the current and previous two financial years? Councillor S Wright
	Cllr Quinn	<p>In the last two financial years we have not issued any Dog Fouling fixed penalties.</p> <p>We have issued 19 Litter fixed penalties for litter and small scale fly tipping in the same period.</p> <p>Bury – 8 Radcliffe – 6 Whitefield – 3 Prestwich – 2</p> <p>No dog fouling fixed penalties have been issued yet in this financial year. We have issued one litter fixed penalty notice in this financial year.</p> <p>Bury Council do not have patrolling street wardens. The fixed penalties have been issued by Environmental Health and Waste Management enforcement officers acting on complaints and using collected evidence.</p>
30	Labour	Given the ongoing issues for resident's parking in the lower Walmersley area, could the relevant cabinet member advise us when the Council will begin consultation with residents on a permit parking scheme? Cllr Walmsley
	Cllr Quinn	A new policy on residents parking schemes has been developed and is currently seeking approvals through the proper governance channels. All new schemes will, therefore, need to be assessed through the new policy. Currently, the formal consultation for a residents parking scheme in Radcliffe is due to commence and (if receiving enough support) the activities required to transition to full implementation will take around 9 months to complete. It will be at this point that it is planned to pick up and progress the lower Walmersley area residents parking scheme proposal.
31	Lib Dem	Could the Leader inform members how many households have had recycling bins removed in the current financial year and previous two years? Councillor Tegolo
	Cllr Quinn	The following numbers of bins (of all colours) have been asked to

		<p>be picked up or removed by residents via the Contact Centre:</p> <p>2017/18 706 bins 2018/19 584 bins 2019/20 176 bins</p> <p>The majority of these bins are 'abandoned' in back street environments and are often contaminated recycling bins, which cannot be emptied on a recycling round.</p> <p>Generally speaking an Officer would not remove recycling bins from a household for persistent misuse and contamination other than in the case of capacity, where someone might genuinely have difficulty determining what waste should go in each bin and who inadvertently are incapable of recycling properly.</p>
32	Lib Dem	<p>Could the Leader inform members how many tonnes and what percentage of Bury's 'blue bin' and 'green bin' waste streams were rejected due to contamination the current financial year and previous two years?</p> <p>Councillor S Wright</p>
		<p>All co-mingled recycling (glass, can and plastic bottles) collected across GM (with the exception of Wigan Council) is delivered to a single sorting facility or MRF (Materials Recycling Facility) at Longley Lane, Sharston in South Manchester. Co-mingled recycling in Bury is collected in the blue bin.</p> <p>The average MRF reject rate (for the whole of GM) for the above time period is 18.45%. Rejects consist of items incorrectly placed in the co-mingled recycling by residents that cannot be recycled and they are incinerated with associated energy recovery.</p> <p>In the previous two years the following tonnages of rejects from Bury have been incinerated:</p> <p>2018/19 1733 tonnes 2017/18 1560 tonnes</p> <p>Reject rates for the paper and card recycling stream i.e. the green bin in Bury are minimal by comparison and as such no contamination figures are provided by the GMCA.</p>
33	Lib Dem	<p>Could the Leader inform members what the Council's approach is to waste collection of dead pets, particularly dead cats (ie cats found dead in the street). What measures are in place to attempt to contact owners through cat's microchips? Councillor Pickstone</p>
	Cllr Quinn	<p>When a dead pet (usually a cat) is picked up from the highway by the Street Cleansing service it is brought back to Bradley Fold Depot to be scanned. The exception is those animals that are so mutilated as being incapable of being scanned.</p> <p>If the scan detects a microchip it will identify its number. An</p>

		<p>Officer then contacts an organisation called 'Petlog' who will confirm the contact details of the animal's owner. The same Officer will then contact the owner explaining the situation to them and giving them two options.</p> <p>They can leave the animal with Street Cleansing to dispose of, explaining to the owner precisely what this means, i.e. it is delivered to SUEZ at Fernhill Transfer Loading Station for placement in a freezer from which it is collected by another company who remove the animal for cremation. Alternatively, the service will deliver the animal back to its owner if requested.</p> <p>If no chip is detected in the animal then it is kept for a maximum of 24 hours on the vehicle before being delivered to SUEZ and placed in the freezer.</p> <p>Once an animal is placed in the freezer it cannot be retrieved by the owner because it is then classed as hazardous waste, only to be removed for disposal via incineration.</p>

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REPORT FOR DECISION



DECISION OF:	Council
DATE:	10 July 2019
SUBJECT:	Integrating Health and Care - Bury One Commissioning Organisation
REPORT FROM:	Deputy Leader and Cabinet Member for Health and Wellbeing – Councillor A Simpson
CONTACT OFFICER:	Geoff Little, Chief Executive Jayne Hammond, Assistant Director - Legal & Democratic Services
TYPE OF DECISION:	Council
FREEDOM OF INFORMATION/STATUS:	This paper is within the public domain.
SUMMARY:	This report sets out the strategic approach and required steps to progress the strategic integrated commissioning function with an expanded pooled and aligned budget; and the establishment of a Strategic Commissioning Board, comprising Cabinet Members and Members of NHS Bury Clinical Commissioning Group Governing Body.
RECOMMENDED OPTIONS	<p>That the Council as a core statutory partner with NHS Bury Clinical Commissioning Board, is requested to:</p> <ol style="list-style-type: none"> 1) Agree the proposed strategic approach and framework described in this report; 2) Agree that a Strategic Commissioning Board will be established as a Joint Committee with delegated functions, to operate from 1 October 2019 3) Authorise the Council Solicitor to make the necessary amendments to the Constitution to enable implementation of the arrangements (these can be reported to Council at its meeting on 11 September 2019)
IMPLICATIONS:	
Corporate Aims/Policy Framework:	<p>Do the proposals accord with the Policy Framework? The proposals will require</p>

	amendments to the Constitution.
Statement by the S151 Officer: Financial Implications and Risk Considerations:	The proposed new arrangements will see an extended pooled budget and other aligned budgets across the Council and Clinical Commissioning Group which will enable reduced costs for integrated commissioning. This will contribute to a 20% saving which is required of all Clinical Commissioning Groups.
Health and Safety	The proposals will be implemented in line with Health & Safety guidance
Equality/Diversity implications:	There are no impacts on equality issues as a result of the recommendations.
Considered by Monitoring Officer:	<p>Yes JH</p> <p>The NHS Act 2006 says that Councils and NHS bodies such as Clinical Commissioning Groups can enter into partnership arrangements to provide more streamlined care services and to pool resources. Powers in the NHS Bodies and Local Authorities Partnership Arrangements Regulations 2000 (2000 Regulations) give rise to legislative flexibilities. These are that the partners may enter into any partnership arrangements and establish a "pooled budget" in relation to the exercise of NHS functions and Council health related functions; if the partnership arrangements are likely to lead to an improvement in the way in which those functions are exercised. Where the partners have decided to enter into partnership arrangements for the exercise of NHS functions and the Council's health related functions, they must enter into an agreement in writing. The regulations also provide that the partners may establish a joint committee to take responsibility for the management of the partnership arrangements and to receive reports and information on the operation of the arrangements. The Regulations therefore define the nature of the partnership arrangements, the joint committee and establishment of the "section 75" pooled fund or budget (made up of contributions from the partners out of which payments may be made towards expenditure incurred in the exercise of their functions).</p> <p>In terms of approval to the arrangements, the Council's health related functions will be executive functions which the Cabinet will be delegating within the scope of the statutory powers to a joint committee established</p>

	under the 2000 Regulations. The joint committee will be approved constitutionally by Council (and Cabinet will approve the delegation of executive functions to it).
Wards Affected:	All
Scrutiny Interest:	

TRACKING/PROCESS**DIRECTOR: Geoff Little**

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

1.0 Context and Background

- 1.1. As part of the Bury Locality Plan for Health and Social Care Transformation 2017 -2021 there is a commitment to form a "Bury One Commissioning Organisation."

Key elements of this are:

- 1) Bringing together the health and social care commissioning functions of the Council and Clinical Commissioning Group (CCG) into one commissioning organisation
- 2) Having a "pooled" and aligned budget arrangements for health and social care
- 3) A single health and social care commissioning strategy
- 4) A shared approach to maximising social value
- 5) Strategically commissioning for outcomes against a wide ranging and dynamic local evidence base
- 6) Recognising the role of the new Local Care Organisation as a single provider accountable for delivering all age services at neighbourhood level

- 1.2. As part of the wider Public Service Reform agenda and the devolution arrangements within Greater Manchester there is also a move to integrate public services more widely, joining up not only health and social care services but health services with the full range of Council functions; and together with wider public service and community partners.

- 1.3. By joining up CCG functions with "everything the Council does" the Council and CCG will be able to set joined up objectives to improve further the health and wellbeing of the people of Bury and bring to bear the full powers, influence, resources and capability of the CCG and Council; working together to achieve those objectives.

- 1.4. Many of the localities in Greater Manchester have made significant progress in integrating health and social care commissioning, and with the wider integration agenda. Our proposals for Bury have learned from their experiences; whilst adapting them to be right for Bury.
- 1.5. By creating the Bury One Commissioning Organisation the CCG and Council will be able to work together better to:
 - Improve health and wellbeing outcomes for and with the people of Bury, and reduce inequalities
 - Provide a single and consistent commissioning voice to providers, including the Locality Care Organisation
 - Enable commissioning staff to work together to commission more joined up services which are more cost effective and possibly less costly
 - Make a real shift towards enabling and supporting people to stay well and independent in their own communities
- 1.6. Key to this joining up of CCG and Council functions is how leaders in the Council and in the CCG respectively will work together to make joined up decisions and oversee performance and success.
- 1.7. Cabinet received a report on 16 October 2018 on progress with the implementation of the Locality Plan including establishing the Bury One Commissioning Organisation as Bury's single commissioning function. A Partnership Board comprising clinicians, lay members of the the CCG Governing Body and members of the Council's Cabinet have been meeting to develop the arrangements.
- 1.8. A single Strategic Commissioning Board will be the foundation of these arrangements, with equality of representation from Members of the Council and the CCG Governing Body. This report sets out the framework for this and requests formal approval to the establishment of the Board as a Joint Committee, as part of the Council's constitutional arrangements. Cabinet approval will be required to delegate executive functions to the joint committee and a more detailed report will be presented to the Cabinet on 4 September 2019. Reports have been submitted to the CCG Governing Body to obtain approval and the arrangements will be submitted to NHS England on 16 August. The approval should be within 6 weeks to enable an implementation date for 1 October 2019.

2.0 Strategic Commissioning Function

- 2.1 Significant work has taken place to develop the strategic intent, structures and processes required to move to an integrated commissioning system.
- 2.2. The Chief Executive of the Council was appointed as Accountable Officer of the CCG in 2018. This joint role is accountable for the pooled commissioning programmes and provides leadership for the strategic commissioning function. The roles of Joint Financial Officer, and joint Director of Communications and Engagement, working across the Council and CCG, have also been established. This builds on the strong history of partnership working between the Council and the NHS by bringing together two leadership teams together using their skills working as part of a wider place based system. All of these joint posts have enabled savings to be made.

- 2.3. Co-location of CCG and Council teams began in 2018. The CCG's senior management team have moved into the Town Hall and are co-located alongside the Council's management team. Commissioners have worked with health and social care partners and a Shadow Partnership Board has been operating since 2018 bringing together health and social care leaders to explore the process of jointly exploring objectives, strategies and new ways of working.
- 2.4. The development of a strategic commissioning function, the "Bury One Commissioning Organisation" comprises development of two distinct but connected elements:
- i) **Governance** – key to the success of a strategic functions will be a strategic commissioning board, bringing together the leadership of the CCG and the Council across the two organisations and across a full range of functions, providing governance of health and social care commissioning specifically and promoting integration and alignment with wider Council activities by inclusion of all Council executive functions and CCG health and social care functions within the remit of the "Strategic Commissioning Board."

Section 75 of the National Health Service Act 2006 ("Section 75") is the main legal mechanism provided by legislation to structure integration between the Council and the CCG, as a health body, if the arrangements are likely to lead to an improvement in the way in which prescribed functions are exercised.

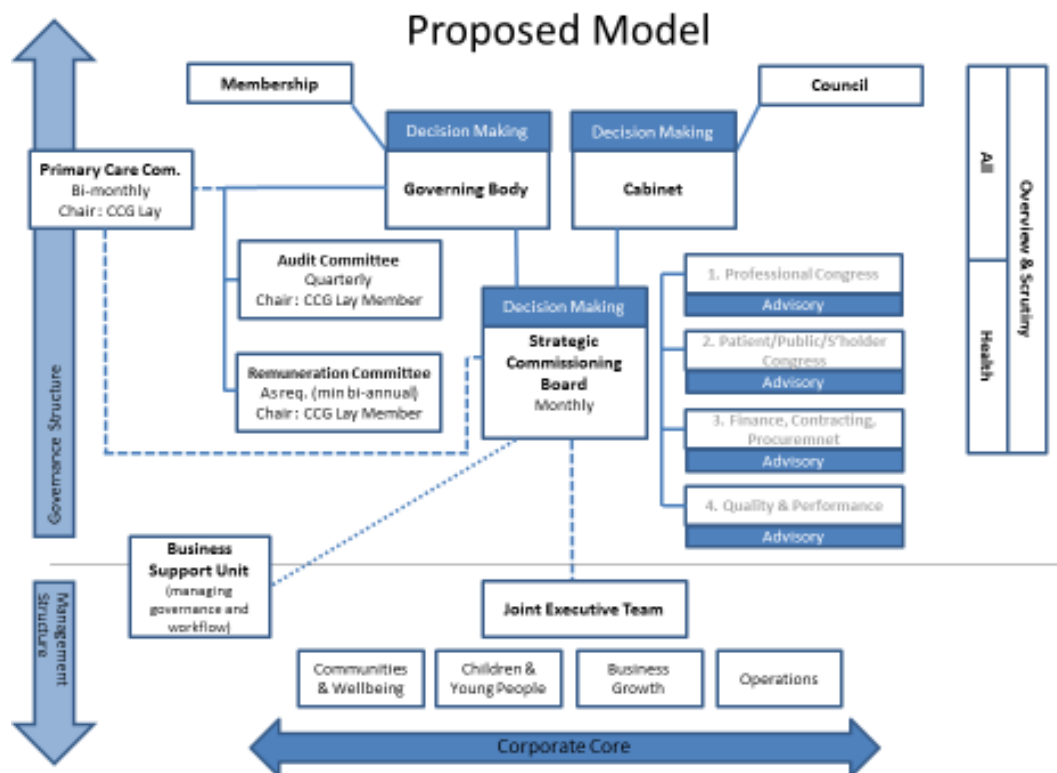
 - ii) **Operations** – a single commissioning function comprising integrated health and social care commissioning teams, supporting the Board's decision making and enacting its commissioning decisions; working with the Council and CCG Joint Executive Team and with communities, the Local Care Organisation and wider public service partners.
- 2.5. Key Principles proposed for the Bury One Commissioning Organisation are that strong and effective political and clinical leadership must be maintained and that it progresses a "place based" approach, focusing on outcomes, engaging communities and using community assets.

3.0. Pooled and Aligned Budgets

- 3.1. Section 75 enables the Council and the CCG to enter into partnership arrangements and to pool resources (known as "pooled budgets"). To ensure that we are able to expand the pooled budget and therefore move to further integrated working, a revised partnership agreement/financial framework to enable pooling of budgets and to support closer working will be put in place. The areas prioritised will be aligned with the Locality Plan. (A "pooled budget" agreement already exists for the Better Care Fund).
- 3.2. In the spirit of further collaboration and ensuring better value for money and improved outcomes, integrated working for both pooled and non-pooled areas will be adopted, the latter will be developed by aligning budgets. Work is ongoing to expand the Section 75 arrangements and the real challenge is to bring together the financial systems and processes.

4.0 Governance Arrangements

- 4.1. Given the scale of health and social care integration over the last three years, the partnership has developed interim governance arrangements to enable oversight and accountability for the Locality Plan objectives. It is now proposed that a Strategic Commissioning Board (the Board) is integrated into the existing Council governance structure as the diagram demonstrates:



- 4.2. This will not replace either of the existing statutory bodies, instead it will be a Joint Committee of the two statutory organisations established under Regulation 10(2) of the NHS Bodies and Local Authorities Partnership Arrangements Regulations 2000. Provision will also be made to ensure the duties and responsibilities of the statutory roles of Director of Children’s Services, Director of Adult Social Care Services, Director of Public Health, Section 151 officer and Monitoring Officer are reflected in the decision making arrangements.
- 4.3. The Board would have wide ranging responsibility for all matters relating to health, social care and the Council’s “health related” functions, which can be delegated to it (subject to reserved matters). The Council’s health related functions are set out in Schedule 1 attached to this report and reserved matters in Schedule 2.
- 4.4. It is also proposed that there will be alignment of wider Council, CCG and public services by inclusion so far as legally possible within the role of the Board, , so that members of the Clinical Commissioning Group Governing Body and Councillors can contribute to and make decisions to benefit the population of Bury. In respect of this and the aligned funds, the Board will be an advisory

group making recommendations for decision to the Cabinet or CCG Governing Body.

4.5. In practice it is therefore proposed that:

- Council decisions previously taken individually by Cabinet will in the future largely be taken jointly with CCG colleagues at the Strategic Commissioning Board. Where it is not possible to delegate such decisions to the Strategic Commissioning Board the Board will enable collaborative joint discussions to take place with the aim of developing mutually supported and integrated policy for subsequent Cabinet decisions.
- CCG decisions previously taken individually by the CCG Governing Body will in the future largely be taken jointly with Council colleagues at the Strategic Commissioning Board. Where it is not possible to delegate such decisions to the Strategic Commissioning Board, the Board will enable collaborative joint discussions to take place with aim of developing mutually supported and integrated policy for subsequent Governing Body decision.

4.6. Proposed terms of reference have been drafted for the Board, which would be approved at the first meeting and detailed work will be carried out on committee processes to ensure clear decision making is in place by September 2019.

4.7. It is proposed that the Board's membership will be as follows:

- i. CCG Governing Body Members – 9 members to include 7 voting members, of which the majority will be clinicians and 2 non voting;
- ii. Councillors – Cabinet Members of the Council to include no more than 7 voting Cabinet Members, plus two opposition party representatives in attendance (non voting).
- iii. The Joint Chief Executive/Accountable Officer, the Joint Chief Finance Officer and the Director of Strategic Commissioning as voting members.

4.8. The Board will be quorate with three members of the Cabinet present which must include the Leader or Deputy Leader, three members of the CCG Governing Body, which must include at least two practising clinicians and at least one Joint Officer. The Board will be jointly chaired by the Leader of the Council and the Chair of the CCG with chairing responsibilities rotated between meetings. In the absence of the Leader, the Deputy Leader will Chair the meeting. In the absence of the CCG Chair, the CCG Chair will nominate a deputy drawn from the CCG members of the Strategic Commissioning Board.

4.9. The Board will aim to achieve consensus for all decisions and securing the support of both partners will be critical to the success of most of the decisions made. In exceptional circumstances where consensus cannot be reached and should a vote be required, it will be by a simple majority of voting members present. If the vote is tied it is proposed that the presiding Chair will have a casting vote to be exercised in a way that is respectful of the partnership arrangements.

4.10. The Board will be directly supported by four key advisory committees (titles are indicative only):

- 1) Professional Congress – advice from a clinical and professional perspective
- 2) Patient/Public/Stakeholder Congress – advice from a citizen and user perspective
- 3) Finance/Contracting and Procurement Committee – detailed scrutiny of finances and commissioning contracts and to provide assurance (allowing the Board to maintain its strategic focus)
- 4) Quality and Performance Committee – detailed scrutiny of compliance and performance and to provide assurance

5.0 Recommendations

Council is requested to agree the recommended options as follows:

- 1) Agree the strategic approach and framework described in this report;
- 2) Agree that a Strategic Commissioning Board will be established as a Joint Committee with delegated executive functions, to operate from 1 October 2019
- 3) Authorise the Council Solicitor to make the necessary amendments to the Constitution to enable implementation of the arrangements (subject to approvals from Cabinet, the CCG Governing Body and NHS England).

For further information on the contents of this report, please contact:

Geoff Little, Chief Executive
Tel: 0161 253 5102
e-mail g.little@bury.

SCHEDULE 1

COUNCIL HEALTH-RELATED FUNCTIONS

The health-related functions are generally : social services and community care, residential care services for people with learning difficulties, public health, youth services, responsibilities under the Children Act 1989, functions under the Education Acts, Deprivation of liberty functions, sport and leisure, housing, mental health, provision of healthy start vitamins, functions relating to waste collection, highways and passenger transport functions.

More specifically set out in the NHS Bodies and Local Authorities Partnership Arrangements Regulations 2000 (as amended) as:

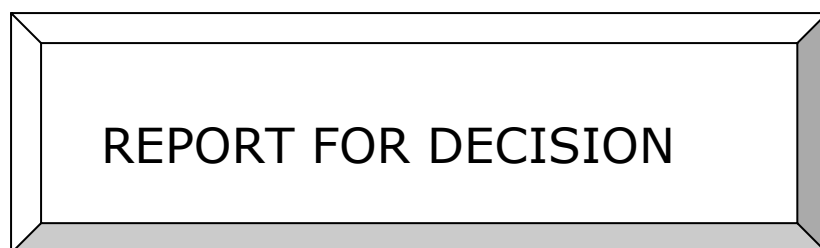
- 1 Adult social care functions specified in Schedule 1 to the Local Authorities Social Services Act 1970 **except** for functions under:
 - 1.1.1 (Subject to sub-paragraph (k)), section 14 of the Care Act 2014 (power to charge), section 17 of that Act (assessment of financial resources), section 69 of that Act (recovery of charges, interest etc.) or regulations under section 2(3) of that Act (charging for preventing needs);
 - 1.1.2 Section 6 of the Local Authorities Social Services Act 1970;
 - 1.1.3 Section 3 of the Adoption and Children Act 2002;
 - 1.1.4 Sections 114 and 115 of the Mental Health Act 1989;
 - 1.1.5 Parts VII to IX and section 86 of the Children's Act 1989;
- 2 the function of providing Healthy start vitamins under regulation 8A of the Healthy Start Scheme and Welfare Foods (Amendment) Regulations 2005;
- 3 The functions under section 7 of the Disabled Person (Services, Consultation and Representation) Act 1986;
- 4 The functions of providing, or securing the provision of recreational facilities under section 19 of the Local Government (Miscellaneous Provisions) Act 1976;
- 5 The functions of Local Authorities under the Education Acts as defined in section 578 of the Education Act 1996;
- 6 The functions of local housing authorities under Part I of the Housing Grants, Construction and Regeneration Act 1996 and under parts VI and VII of the Housing Act 1996;

- 7 the functions of local authorities under section 126 of the Housing Grants, Construction and Regeneration Act 1996;
- 8 the functions of waste collection or waste disposal under the Environmental Protection Act 1990;
- 9 the functions of providing environmental health services under sections 180 and 181 of the Local Government Act 1972
- 10 the functions of local highway authorities under the Highways Act 1980 and section 39 of the Road Traffic Act 1988;
- 11 the functions under section 63 (passenger transport) and section 93 (travel concession schemes) of the Transport Act 1985;
- 12 where partners enter into arrangements under regulation 7.1 or 8.1 in respect of meeting needs for care and support under section 18 or 19 of the Care Act 2014 (duty and power to meet needs for care and support) the function of making a charge for meeting those needs under section 14 of the Act or of carrying out a financial assessment in relation to the making of the charge under section 17 of that Act;
- 13 where partners enter into arrangements under regulation 7.1 or 8.1 in respect of providing or arranging for the provision of services, facilities or resources, or taking other steps under section 2(1) of the Care Act 2014 , the function of making a charge for that provision, arrangement or taking of steps under regulations under section 2(3) of that Act; and
- 14 The functions of local authorities under or by virtue of sections 2B or 6C(1) of, or Schedule 1 to, the National Health Service Act 2006.

Schedule 2– Reserved Matters

1. A Reserved Decision shall include any decision that due to a requirement of Law must be made by another body or Officer or their delegate
2. For the avoidance of doubt and without limitation to the generality of the provision such Reserved Decisions include decisions that as a requirement of Law must be made by the Council's:
 - a. Executive Director of Children and Young People as Director of Children's Services
 - b. Director of Public Health
 - c. Director of Adult Social Services
 - d. Chief Finance Officer (section 151 officer)
 - e. Monitoring Officer
3. A Reserved Decision shall include any decisions indicated in any Terms of Reference as to be made by another body or individual Officer.
4. A Reserved Decision shall include decisions related to :
 - a. Individual child care and placement decisions, including initial placements, variations to care packages; and review and termination of care packages
 - b. Status of children
 - c. Provision of support for Children and Families pursuant to the Children Act 1989
 - d. Secure accommodation for children
 - e. the sufficiency, qualifications and caseloads of the Council's social care workforce
 - f. preparation for Ofsted visits and consequential inspection and actions

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Agenda Item	
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DECISION OF:	COUNCIL
DATE:	10 JULY 2019
SUBJECT:	REVIEW OF AGMA CONSTITUTION
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 Constitution of the AGMA (Association of Greater Manchester Authorities) has been revised to reflect the changes in the governance of and coordination of work in Greater Manchester and to recognise the role and statutory purposes of the GMCA (Greater Manchester Combined Authority). The Council is recommended to endorse this revised Constitution, a copy of which is attached, so as to allow this document to be adopted in common across Greater Manchester
OPTIONS & RECOMMENDED OPTION	That the revised Constitution be adopted.
IMPLICATIONS:	
Corporate Aims/Policy Framework:	Do the proposals accord with the Policy Framework? Yes

Statement by the S151 Officer: Financial Implications and Risk Considerations:	There are no financial implications arising from this report
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:	Yes
Wards Affected:	All
Scrutiny Interest:	

.JH

TRACKING/PROCESS**DIRECTOR: CHIEF EXECUTIVE**

Chief Executive/ Strategic Leadership Team	Executive Member/Chair	Ward Members	Partners
			GMCA 29.06.2019
Scrutiny Committee	Committee	Council	
		10.07.2019	

1. INTRODUCTION

- 1.1. The GMCA Monitoring Officer has reviewed the AGMA Constitution and the proposed changes to the Constitution to the GMCA/AGMA were approved by GMCA on 29 June 2019.
- 1.2. A revised version of the AGMA Constitution accompanies this report. New wording appears in tracked changes in the revised version.
- 1.3. The main revisions are as a result of the change in GM Transport governance arrangements.

Following the making of the Transport Order, there has been agreement to establish a new GM Transport Committee as a joint committee of the 10 districts, the GMCA and the Mayor and to enter into a new Operating Agreement.

- 1.4. In addition, the range of functions carried out by AGMA has significantly reduced due to the increase in the functions of the GMCA since 2017 by way of new statutory Orders. Work in relation to a number of functions is now undertaken within the GMCA and where relevant commended to the Greater Manchester constituent councils by the GMCA.

2. RECOMMENDATIONS

- 2.1. Recommendations are set out at the beginning of this report.

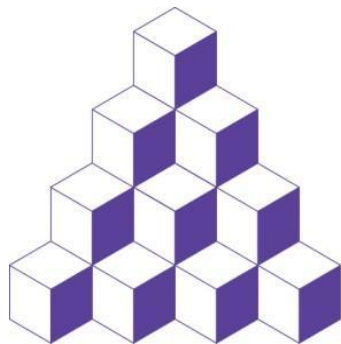
List of Background Papers:-

Revised AGMA Constitution

Contact Details:-

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

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AGMA
ASSOCIATION OF
GREATER MANCHESTER
AUTHORITIES

THE ASSOCIATION OF GREATER MANCHESTER AUTHORITIES

CONSTITUTION

AS AGREED AT A MEETING OF THE ASSOCIATION ~~IN~~
~~TRAFFORD ON 27 NOVEMBER 2015~~

Operating agreement and Constitution (Joint Arrangements) Committee

This agreement is made on ~~November 27th 2015~~ between:

The Parties in this Agreement, and who have executed this Agreement.

WHEREAS:

- (1) Each of the Parties is a local authority within the meaning of the Local Government Acts 1972 and 2000 for the purposes of their administrative areas, or is a combined authority within the meaning of the Local Democracy, Economic Development and Construction Act 2009.
- (2) The Executive and full Council of each of the Parties (or in the case of a combined authority a meeting of that combined authority) has determined by resolution to establish (or to subsequently join) this joint committee for the purposes of exercising agreed functions over their 'combined administrative area'.
- (3) The joint committee was established as the (Joint Arrangements) Committee and is called the AGMA Executive Board, AGMA being the acronym for the Association of Greater Manchester Authorities.
- (4) The Greater Manchester Combined Authority ("the GMCA") was established on 1 April 2011 with a remit covering transport, economic development and regeneration functions, and it was subsequently agreed that the GMCA may join the AGMA Executive Board as a Full Member (it having previously been an Associate Member of AGMA).

THIS AGREEMENT witnesses as follows:

1. Key principles

- 1.1. The Parties are committed to joint working in relation to the functions covered by this Agreement.
- 1.2. The Parties have established a joint committee which provides streamlined decision making; excellent co-ordination of services across the combined administrative area; mutual co-operation; partnering arrangements, and added value in the provision of shared services.

- 1.3. The Parties are committed to open and transparent working and proper scrutiny and challenge of the work of the joint committee.
- 1.4. Any new Parties to this agreement after the agreement becomes effective will have all the same rights and responsibilities under this agreement.
- 1.5. The Parties are committed to ensure that any decisions, proposals, actions whether agreed or considered will be subject to an obligation upon the Leader of each of the Parties to report it to their own authorities.
- 1.6. The collective name of the parties who are signatories to this operating agreement shall be the Association of Greater Manchester Authorities.

2. Definitions

‘AGMA Executive Board’ (hereinafter called ‘the Board’) means the Joint Committee established under this Agreement.

‘functions’ means those functions of the Parties delegated from time to time to the joint committee to discharge and set out in Schedule 1.

‘the combined administrative area’ means the local government areas of the Parties combined.

‘the Parties’ means the signatories to this agreement for the time being.

‘voting members’ means the appointed elected member(s) of each of the Participating Parties in the decision.

‘Sub-committees’ will only comprise elected members with decision making powers.

‘Commissions’ may comprise of elected and non elected members whose decisions are subject to ratification by the Board.

‘elected member’ includes, in addition to elected councillors, an Elected Mayor ~~and, in the case of the GMCA, also an Interim Mayor.~~

‘Commission Work Programme’ means an annual Work Programme required to be agreed by the Board under section ~~8~~7.4 of this constitution. One will be required for each Commission set up under section ~~8~~7 of this constitution. It will set out the main areas of work, objectives and targets for each Commission for the forthcoming year plus any financial requirements in terms of contributions from the Parties, to be determined under clause ~~16~~15.2 of this constitution. Commissions may, at their discretion or if required by the Board, seek to formally amend or revise their Work Programme during each year.

‘Lead Authority’ means the authority appointed by the Parties under this agreement to lead on a specified matter or function.

‘Participating Parties’ means those parties which have delegated to the Board the functions set out in Schedule 1

‘GMCA’ means the Greater Manchester Combined Authority.

‘Leader’ includes an Elected Mayor ~~and, in the case of the GMCA, also an Interim Mayor.~~

‘Chief Executive’ means the Head of Paid Service of an authority.

3. Objectives

3.1. The objectives of the Board are to:

- (i) improve outcomes in the economic, social and environmental conditions across the combined administrative area.
- (ii) Streamline decision making where joint arrangements already exist.
- (iii) Develop and agree current and new areas of joint working.
- (iv) Develop joint working arrangements with the GMCA.

4. Powers and functions

4.1. The Board is established under section 9EB of the Local Government Act 2000 and Parts 2 and 4 of the Local Authorities (Arrangements for the Discharge of Functions) (England) Regulations 2012, and section 101(5) of the Local Government Act 1972 enabling the Parties to perform the functions in the manner set out in this agreement.

4.2. The Board has the power to take decisions on behalf of the Parties in relation to those functions set out in Schedule 1. The role of the Board is restricted to those matters described in Schedules 1 and 2. The Board may only exercise those functions delegated to it by the parties and the Board reserves the right to refuse the delegation. The delegation of functions to the Board may be amended or withdrawn by resolution of any of the Parties. Where any such resolution affects any financial liabilities and/or commitments of the Board twelve months notice must be given in writing not later than 31 March in any year to withdraw with effect from 1 April in the following year from any of the functions of the Board.

5. Terms of reference

5.1. The terms of reference of the Board will be as set out in Schedule 2.

6. Membership and voting rights

6.1. The Board comprises the Leader of each of the Parties to this agreement. Each of the Parties will appoint for each Municipal Year ~~two-one~~ additional members of their Executive (or in the case of the GMCA ~~two-one~~ additional members of that authority) one of whom may substitute for the Leader as necessary. The Parties will inform the Secretary to the Board in writing of these annual appointments. An individual may not at any given time sit on the Board as a representative of more than one Party. Where, as a consequence of overlapping authority memberships, one Party's additional member currently sits on the Board on behalf of a second Party, that additional member may only act as a substitute for the Leader of the first Party if during the time they do so they are also substituted for in respect of their role representing the second Party.

6.2. The term of office of each member of the Board shall be for as long as the member is the Leader of the appointing authority or a member of that authority's Executive (or in the case of the GMCA a member of that authority) in relation to substitute members.

6.3. Non-voting advisers may attend the Board from any or all of the Parties or from other organisations as the Board may agree. These advisers may participate in the debate but may not vote.

6.4. The following can be "Associate Members":-

~~— The Greater Manchester Fire and Rescue Authority.~~
~~The Greater Manchester Police and Crime Commissioner~~
~~— The Greater Manchester Waste Disposal Authority.~~
The ~~Transport for~~ Greater Manchester Transport Committee.
The Greater Manchester Local Enterprise Partnership

Together with any local authority or any joint committee of local authorities outside Greater Manchester subject to the agreement of the Board. These Associate Members may participate in the debate but may not vote.

~~7.... [DN: Functions of the Board in respect of the Business Leadership Council have transferred to the GMCA]~~

7. Sub-committees/Commissions/advisory groups

7.1. The Board may establish sub-committees, commissions and or advisory groups as it may determine.

7.2. When establishing a sub-committee, commissions and or advisory groups the Board will agree the:

- (i) terms of reference for the sub-committee, commission and or advisory groups.

- (ii) size and membership of the sub-committees, commissions, and or advisory groups including co-optees.
- (iii) the period where appropriate for which the sub-committee or commission will remain constituted.
- (iv) chair of the sub-committee or commission or will delegate the appointment to the sub-committee or commission.

7.3. Within the arrangements to be agreed at 87.2 above the Board will ensure that there is political and geographical proportionality across sub committees, commissions and advisory groups and that, as far as is possible, this will also apply within individual sub-committees, commission and advisory groups.

7.4. Any Commission created under clause 8-7 of this constitution shall be required to produce, on at least an annual basis, a Commission Work Programme for approval by the Board. This Work Programme will need to include any specific budget requirements. The Board will indicate, when confirming each Commission Work Programme, for which elements they are prepared to waive the process described in clauses 87.6 and 87.7 below. If agreement on issues where the Board are prepared to waive the process set out in 87.6 and 87.7 cannot be reached without a vote a 2/3 majority of the Participating Parties will be needed as set out in clause 1211.3 of this agreement.

7.5. The Board shall appoint a Lead Officer in relation to each Commission with delegated authority to take all necessary actions and decisions, in consultation with the relevant Commission, to implement the Work Programme of that Commission which has been approved by the Board.

7.6. Following each meeting of any Commission established under clause 87.1 above it will be a requirement of the Chair of the Commission, within two working days of the Commission meeting to provide the AGMA Secretary with a record of proceedings ~~within two working days of each meeting~~. The AGMA Secretary will then e-mail a record of proceedings of the meeting to all members of the Board within two working days of receipt.

7.7. Following the issuing of any record of proceedings from a Commission meeting, any Party may, within 5 working days, refer any item considered at that meeting to the Board for reconsideration, except where it has previously been agreed that this process can be waived as set out in clause 87.4 above. The Party must set out the reasons for referral in a Notice signed by the Chief Executive of the Board member or named substitute appointed under clause 6.1. The notice must be served in accordance with clause 24-23 of this constitution.

7.8. Any proposed decision on any such issue referred to the Board under clause 87.7 above must be considered at the next meeting of the Board and shall not take effect until after the Board has considered the matter.

7.9. In relation to any Commission set up under clause 87.1 above, notice of meetings and access to agendas and reports will be in accordance with The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 or Part VA and Schedule 12A of the Local Government Act 1972 as appropriate.

8. Delegation to sub-committees and officers

8.1. The Board will establish a scheme of delegation and will review the scheme annually.

9. Meetings and procedure

9.1. A Chair and up to 3 Vice Chairs (“the four offices”) will be appointed by the Board from amongst its membership.

9.2. The Chair of the Board will be appointed from the largest political group represented on the Board. Where two or more political groups have an equal number of seats on the Board, the group which holds the larger number of seats on district councils within the combined administrative area will be regarded as being the largest political group.

9.3. Subject to (b) below 3 Vice Chairs of the Board will be appointed by the Board from its number under the following principles:

- (a) If more than one political group is represented on the Board then all the four offices will not be occupied by members from the same group
- (b) If less than three political groups are represented on the Board, then the Board may choose not to make an appointment to one of the three Vice Chair positions
- (c) If at least three political groups are represented on the Board, the three largest political groups will be entitled to at least one of the four offices
- (d) For the purposes of (c) above, where two or more political groups have an equal number of seats on the Board, the group which holds the larger number of seats on district councils within the combined administrative area will be regarded as being the largest political group

9.4. If the Chair is present at a meeting of the Board he/she will preside. If the Chair is not present, if there is a Vice Chair from the same political group as the Chair he/she will preside; if neither the Chair nor that Vice Chair is present one of the other Vice Chairs will preside. In the

absence of the Chair and all the Vice Chairs, the meeting will elect a Chair for that meeting from those present.

9.5. The Chair and Vice Chairs (sitting as a sub-committee) may have decision making powers delegated to them. Such powers will require to be delegated by the full Board.

9.6. The quorum of the Board will be two thirds of participating Parties for any particular function listed in Schedule 1 that is under discussion

9.7. The Board will conduct its business in accordance with this operating agreement and Schedule 3 to this agreement.

10. Agenda setting and access to meetings and information

10.1. The agenda for the Board shall be agreed by the Chair of the Board.

10.2. Notice of meetings and access to agendas and reports will be in accordance with The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 or Part VA and Schedule 12A of the Local Government Act 1972 as appropriate and the Board Rules of Procedure as set out in schedule 3.

11. Decision making

11.1. The principle of decision making by the Board shall be that, wherever possible decisions of the Board will be made by agreement, without the need for a vote. Where this is not possible a vote may be taken where the Chair considers it to be necessary or where any Voting Member requests that a vote be taken. The vote will be by way of a show of hands and the vote of each member recorded in the Minutes.

11.2. In the event of a vote, only the appointed member(s) of each of the Parties present at the meeting shall be entitled to vote (including the Chair). In the event of a tied vote the Chair has no second or casting vote. Any motion or proposal which results in a tied vote will be deemed not to have been agreed.

11.3. The following areas have been identified as matters of strategic importance, where – as a matter of last resort if agreement cannot be reached without a vote – a 2/3 majority of the Participating Parties will be needed:-

1. adoption of sub regional strategic policies and plans.

2. responses to Government consultations.
 3. decisions with financial consequences/costs to the member authorities (e.g. AGMA Units contributions, budgets - if any – delegated to individual Commissions, etc).
 4. decisions/recommendations on levies/precepts of joint authorities.
 5. endorsement of strategic plans produced by the new Commissions.
 6. Associate Membership under Clause 6.4.
 7. Proposed amendments to this Agreement
- 11.4. For the following areas a simple majority need only apply
1. appointments to external bodies.
 2. appointments to the new Commissions when established.
 3. election to any of the four offices set out in section 10.1 above.
- 11.5. For issues not covered in Clauses ~~1211~~.3 or ~~1211~~.4 where agreement cannot be reached without a vote the presumption will be that a two thirds majority of the Parties will be needed.
- 11.6. Where the effect of a particular proposition, if adopted by the Board, would give rise to contractual or financial implications for any of the Parties, then a vote must be taken and the vote(s) of the appointed member(s) of the effected Party (ies) on of the proposition shall be recorded.

12. Forward Plan

- 12.1. The Board will produce a register of forthcoming key decisions (“forward plan”) in accordance with the requirements of The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

13. Scrutiny

- 13.1. Scrutiny arrangements will be in accordance with the statutory provisions referred to in Schedule 4. Operating Agreement between the Parties and the GMCA dated 1st April 2011 which is set out in Schedule 4.

14. Lead authorities and allocation of roles

14.1. In order to achieve the objectives of the Board, the Parties may appoint one or more Lead Authority/ies for any of the functions under this Agreement. All governance arrangements will be in accordance with the CIPFA/SOLACE guidance for the time being and using the Lead Authorities standing orders and financial regulations.

14.2. Staff from the Lead Authority or any other Authority are commissioned to provide services, advice and support to the Board and will continue to be employees of the relevant Lead Authority or said other Authority.

14.3. Responsibility for the following support functions to the Board will be allocated to one or more of the Parties as Lead Authority as agreed by the Board from time to time:

- (i) the provision of legal advice and services.
- (ii) the provision of financial advice and services.
- (iii) secretariat support and services.
- (iv) communications support and services.

14.4. In order to provide accountability for these support functions, the Board shall appoint: -

- (a) The GMCA Head of Paid Service as A Secretary
- (b) The GMCA Treasurer as A Treasurer
- (c) Such other officer(s) as may be deemed appropriate.

These appointments may be terminated and/or new appointments made at any Meeting of the Board.

14.5. The cost of the services and advice set out in this section and additional services agreed will be apportioned and paid for in accordance with paragraph ~~46~~15.

15. Budgetary arrangements/ delegated funds

15.1. The Board shall prepare a budget to cover all its expenses which will be submitted to and agreed by the Board before submission of the levy to each of the Parties by the last day of February in each year.

15.2. Each party to this levy agreement shall agree to pay a contribution to fund the budget as unanimously agreed by the Parties or, in default of agreement, proportionate to its resident population at the relevant date as estimated by the Registrar General.

- 15.3. For the purposes of Clause ~~46~~15.2 the relevant date is 30th June in the financial year which commenced two years previously.

16. Amendments to this operating agreement

- 16.1. This Agreement may be amended following a resolution of two thirds of the Board and also approved by two thirds of the Parties.
- 16.2. The operation of the agreement will also be subject to annual review.

17. New membership and cessation of membership

- 17.1. New Parties may join the Board provided that the Executive and full council of the joining Party (ies) and of all the Parties to the agreement for the time being so resolve.
- 17.2. Any of the Parties may cease to be a party to this Agreement following notice of cessation subsequent to a decision by the relevant Party/ies. A minimum of twelve months notice is required for any Party to leave the Board and in any event, any notice of cessation can only be effective at the end of a financial year.
- 17.3. Termination of this agreement must be by agreement of all but one of the Parties who are signatories to the agreement when any such termination is proposed.

18. Dispute resolution

- 18.1. Any dispute between the Parties arising out of this Agreement which cannot be settled by the Chief Executives of the Parties shall be referred to a single arbitrator to be agreed between the Parties, or, where no agreement can be reached, and having regard to the nature of the dispute, by an arbitrator nominated by the Chair of the Local Government Association and will be carried out in accordance with the provisions of the Arbitration Act 1996 as amended or modified and in force for the time being.

19. Mutual indemnification

- 19.1. Each of the Parties is responsible for its own personnel and property and any consequential losses arising out of this agreement, and for the personnel and property and consequential losses of each of the other Parties of any decision taken by a party to this agreement under clauses 4.2 and ~~17~~14.2.
- 19.2. Each of the Parties shall ensure that they have a sufficient policy of insurance for any work that they undertake on behalf of the Board and for a period of six years after termination of this Agreement.

20. Intellectual Property

20.1. The Board will not acquire any right, title or interest in or to the intellectual property rights of the Parties unless agreement to do so is given by the party or parties with the right.

20.2. Any issues, challenges or claims in relation to any intellectual property rights shall be advised to each of the Parties immediately, and any intellectual property right claim shall be managed by the Parties as agreed.

21. Data Protection, Freedom of Information, information sharing & confidentiality

21.1. Subject to the specific requirements of this clause, each of the Parties shall comply with its legal requirements under data protection legislation, freedom of information and associated legislation, and the law relating to confidentiality.

21.2. An authority will be appointed as Lead Authority for the purposes of ensuring compliance with any legal requirements relating to these issues should they arise directly in relation to the Board (as compared to information held by the Parties to this Agreement).

21.3. The Board will abide by any Information Sharing Protocol in relation to information shared between the Parties, any third parties and the Board.

22. Severability

22.1. If any term, condition or provision contained in this agreement shall be held to be invalid, unlawful or unenforceable to any extent, such term, condition or provision shall not affect the validity, legality or enforceability of the remaining parts of this agreement.

23. Notice

23.1. Any notice, demand or other communication required to be served under this Agreement shall be sufficiently served if delivered personally to or sent by pre-paid first class recorded delivery post or email ~~or facsimile transmission~~ to the address of the

Association of Greater Manchester Authorities
c/o Governance & Scrutiny Team
GMCA
Churchgate House
56 Oxford Street
Manchester
M1 6EU
GMIST
PO Box 532

Manchester City Council
Town Hall
Manchester
M60 2LA
Fax: 0161 236 6459
E-mail: info@agma.gov.uk

If so sent any such notice, demand or other communication shall, subject to proof to the contrary, be deemed to have been received by the addressee the time of personal delivery or on the second working day after the date of posting or unsuccessful transmission as the case may be.

24. Counterparts

- 24.1. This agreement may be executed in any number of counterparts, all of which when taken together shall constitute one and the same instrument.

25. Exercise of statutory authority

- 25.1. Without prejudice to this agreement, nothing in this agreement shall be construed as a fetter or restriction on the exercise by any of the parties of their statutory functions.

26. Appointment to External Bodies

- 26.1. Not less than two months before the Annual Meeting of the Board it shall be the responsibility of the Secretary to advise Parties of those positions on other bodies to which the Board need to make nominations for the forthcoming year.
- 26.2. It shall be the responsibility of Chief Executives of each of the Parties to advise the Secretary, in writing and not less than 15 days before the Annual Meeting of the Board, of any nominations which that Party wishes to make to those positions that have been identified by the Secretary under Clause ~~27~~26.1 of this agreement.
- 26.3. Nothing in Clause ~~27~~26.2 should be taken as assuming that any positions held by any person at the time that the Secretary issues information under Clause ~~27~~26.1 of this constitution are automatically re-nominated for consideration at the Annual General Meeting. For any such position it will be the responsibility of Chief Executives of any Party to confirm to the Secretary, in writing and not less than 15 days before the Annual Meeting of the Board, where any existing representatives are to be re-nominated.
- 26.4. It shall be the responsibility of the Secretary to advise Parties of all nominations received for representation on outside bodies. This

advice must be issued in writing to Parties not less than 14 days before the Annual Meeting of the Board.

SCHEDULE ONE

A. General functions

1. To promote and improve the economic, social and environmental well-being of Greater Manchester, and to assist the GMCA in the production of an integrated strategy for Greater Manchester to set out the key economic, social and environmental objectives for the combined administrative area.
2. Where the Parties have decided it is appropriate to operate at the level of the combined administrative area,
 - (a) development and adoption of sub regional strategic policies and plans
 - (b) responses to regional, national and international consultations
3. To hold to account bodies which impact upon the social, economic and environmental well being of Greater Manchester; ~~including any Joint Authorities operating within the combined administrative area.~~
4. Undertake and publish research to support any function exercised by this agreement.

B. Financial Functions

5. Agree any financial matters related to the exercise of any of the functions set out in this schedule.
- ~~6. Monitoring of the budgets and expenditure of all authorities or bodies having power to issue a precept or levy on the Parties and effecting appropriate consultation with them and taking appropriate action.~~
- ~~7.6. Receive on an annual basis a report on the management and performance of the Greater Manchester Superannuation Scheme and the Pension Fund.~~

C Planning & Housing

- ~~8.7. Developing and coordinating the operation of a Greater Manchester Spatial Strategy as a framework for underpinning and linking partners Local Development Frameworks and Core Spatial Strategies.~~
- ~~9.8. To coordinate and manage joint Local Development Framework activity across the combined administrative area on behalf of the 10 local planning authorities, in circumstances where this is agreed as appropriate.~~
- ~~10 To develop and coordinate the operation of a Greater Manchester Housing strategy.~~
- ~~10. To determine the future allocation of any pooled public sector housing resources across the combined administrative area and provide a sub-regional context for managing the scale, distribution and mix of new housing development.~~

D Environment

- ~~12 — Preparation and co-ordination of delivery of strategic plans and projects, design of infrastructure for the combined administrative area for the purpose of protecting and improving environmental quality, and liaison and advice with the Board and other work areas to ensure alignment of Plans and projects with environmental objectives.~~
- ~~13 — Establish, and where appropriate, provide a governance pathway for agencies, groups and organisations whose remit is to drive forward environmental priorities.~~
- ~~14 — Establishment and Management of effective strategy, plans and infrastructure to co-ordinate and deliver an effective response to Climate Change, including the establishment of a Climate Change Agency for the combined administrative area.~~
- ~~15 — Together with the Greater Manchester Waste Disposal Authority (WDA), and Wigan Metropolitan Borough Council in its role as a WDA, to develop a comprehensive city regional sustainable waste management approach that encompasses commercial, industrial and construction and demolition waste streams, delivers synergies and economies of scale, and promotes sustainable production and consumption.~~

~~E — Health~~

- ~~16 — To develop a shared health vision for Greater Manchester.~~
- ~~17 — To provide leadership and challenge for the development and delivery of high level health indicators within the context of a shared vision.~~
- ~~18 — To coordinate the necessary response within Greater Manchester to the Audit Commission Review of health Inequalities within Greater Manchester and any such subsequent reviews.~~
- ~~19 — To oversee, when appropriate, any interface between health and social care functions where this is appropriate at a Greater Manchester level.~~

~~F — Public Protection~~

- ~~20 — To, oversee where appropriate, measures to protect the community from terrorism, disasters and organised crime.~~
- ~~21 — To collaborate in measures to ensure reduction in crime and disorder and to improve community safety.~~
- ~~22 — To co-ordinate measures to improve service delivery in the field of public protection to ensure services that best meet the needs of the community and raise public confidence.~~

~~G — Improvement and Efficiency~~

- ~~23 — To establish a Manchester City Region Improvement and Efficiency Strategy.~~
- ~~24 — To provide effective overarching governance arrangements to deliver the Strategy, Identify innovative ways of working to deliver the Strategy, maximise skills,~~

~~knowledge and expertise within the City Region to deliver the strategy and seek and secure available funding.~~

H . Other Miscellaneous Functions

~~11.9.~~ 11.9. To act as: -

i.) the joint committee for trading standards and related functions for the purposes of paragraph 15 of Schedule 8 to the Local Government Act 1985;

~~ii.) a joint committee in respect of the grants and schemes pursuant to Section 48 of that Act (subject to the provisions of that section and taking account of the fact that the GMCA is not a constituent council for the purposes of a Section 48 scheme);~~

~~iii.) a joint committee in respect of schemes and relevant activities under Section 88 of that Act;~~

~~iv.)~~ ii.) a joint committee in respect of the Greater Manchester County Record Office;

~~v.)~~ iii.) a joint committee for such other purpose or purposes as all the Parties concerned may at any time agree.

SCHEDULE TWO

TERMS OF REFERENCE

The terms of reference for the Board are to:-

- (a) conduct its business and direct its affairs in accordance with any policies and guidelines which may from time to time be jointly agreed by the parties to this agreement and as set out in this agreement;
- (b) receive and, if approved, adopt recommendations from ~~the Business Leadership Council, or~~ any Sub Committee or Commission set up by virtue of this agreement with or without amendment, addition or deletion;
- (c) work together in order to achieve the promotion or improvement of the economic, physical and social well being of the Manchester City Region, its people and businesses, through measures and joint actions which member authorities may determine from time to time;
- (d) work with other appropriate agencies and bodies beyond Greater Manchester in order to achieve the above objective;
- (e) operate within the regional context of N W England and whatever regional structures and arrangements are in place;
- (f) provide a forum for the discussion of matters of common concern and interest;
- (g) provide a means of co-ordination and decision-making in respect of joint action and working including the monitoring of joint professional teams and units;
- (h) exercise statutory functions which the parties to this agreement are required or empowered to refer or delegate to joint committees;
- (i) to consult and liaise with other bodies or organisations of a public or quasi-public nature exercising functions or carrying out activities which are of importance to Greater Manchester;
- (j) to provide a forum for consulting with other bodies on issues of common interest;
- (k) ~~to keep under review expenditure incurred and services provided by Joint Authorities and~~ to keep under review and control expenditure incurred and services provided by the parties to this agreement ~~s~~ and other bodies, teams or units under arrangements or statutory provisions whereby costs are recoverable from or chargeable to some or all of the parties to this agreement, whether by levy or otherwise;
- (l) to watch over, protect and promote the interest, rights, powers, functions and duties of the parties to this agreement and local government generally in Greater Manchester; and

~~to provide a means for the formulation and expression of joint views of the parties to this agreement to the Local Government Association, central government and other~~

~~bodies and organisations in respect of legislation, proposed legislation and other matters of concern, interest or relevance to Greater Manchester;~~

~~to provide a means of contact and liaison with institutions of the European Communities and to advance the interests of Greater Manchester in Europe and elsewhere in the world; and~~

(m) approve an annual statement of accounts of the Board made up to the 31st March in each year for submission to its Annual General Meeting.

SCHEDULE 3

Rules of Procedure

1. Annual General Meeting.

There will be an Annual General Meeting of the Board in the June of each year.

The AGM will annually elect –

The Chair
Vice Chairs

See Paragraphs ~~10-7~~ of the Operating Agreement.

2. Duration of Appointments.

See Paragraph 6 of the Operating Agreement.

3. Servicing.

See paragraph ~~15~~14.3 of the Operating agreement.

4. Meeting Agendas.

- (i.) The Chair of the Board will decide upon the agenda for the meetings of the Board. He/she may put on the agenda of any meeting any matter which he/she wishes
- (ii.) Any member of the Board may require the Secretary to make sure that an item is placed on the agenda of the next available meeting of the Board for consideration.
- (iii.) The Secretary will make sure that an item is placed on the agenda of the next available meeting of the Board where any Commission or the Business Leadership Council have resolved that an item be considered by the Board.
- (iv.) Any Party to this agreement may ask the Chair of the Board to put an item on the agenda of a meeting of the Board for consideration. If the item is in line with the Terms of Reference (Schedule 2) then this request must be agreed by the Chair and the item considered at the next available meeting of the Board. The notice of the meeting will give the name of the Party which asked for the item to be considered.
- (v.) The Secretary or Honorary Treasurer may include an item for consideration on the agenda of a meeting of the Board.

- (vi.) Any item proposed to be included on the agenda for any Board meeting in accordance with 4(i)-(v) above which is not submitted before 5 clear days of the meeting shall not be included on the agenda for that meeting unless it is agreed by the Chair. In this case the amended agenda for the meeting will state the reason for the late acceptance of any such item.

See also Paragraphs 7, 8, and 9 ~~and 10~~ of the Operating Agreement.

5. Substitutes.

See Paragraph 6 of the Operating Agreement.

6. Sub-Committees.

See Paragraphs ~~8 & 9~~ 7 & 8 of the Operating Agreement.

7. Voting.

See Paragraph ~~12~~ 11 of the Operating Agreement.

8. Quorum.

See Paragraph ~~10~~ 9 of the operating Agreement.

9. Rules of Debate.

- (i) A motion or amendment shall not be discussed unless it has been proposed and seconded.
- (ii) A Member shall address the Chair and direct any speech to the question under discussion. If two or more Members indicate they wish to speak the Chair shall call on one to speak first.
- (iii) An amendment shall be
 - (a) to leave out words
 - (b) to leave out words and insert or add others
 - (c) to insert or add wordsbut any such amendment must not have the effect of introducing a new proposal into or of negating the original motion.
- (iv) A Member shall not speak for longer than 5 minutes on any matter without the consent of the Board.
- (v) No Member shall address the Board more than once on any issue unless this be by invitation of the Chair, but the mover of an original motion may reply, in which reply no new matter shall be introduced, but the reply shall be confined strictly to answering the previous observations.

- (vi) A Member may claim to speak on a point of order or in personal explanation and shall be entitled to be heard forthwith. A point of order shall relate only to an alleged breach of a specified statutory provision or this constitution or any of its Schedules and the way in which the Member raising it considers that it has been broken. A personal explanation shall be confined to some material part of a former speech by him in the current debate which may appear to have been misunderstood. The ruling of the Chair on a point of order or on the admissibility of a personal explanation shall not be open to discussion
- (vii) If an amendment is rejected other amendments may be moved on the original motion. If an amendment is carried, the motion as amended shall take the place of the original motion and shall become the motion upon which any other amendment may be moved.
- (viii) A further amendment shall not be moved until the Board has disposed of every amendment previously moved, provided that the Chair shall have discretion to allow debate to take place on two or more amendments.
- (ix) A Member at the conclusion of a speech of another representative may move without comment
 - (a) that the question be now put
 - (b) that the debate be now adjourned
 - (c) that the Board proceed to the next business
 - (d) that the Board do now adjournIf such a motion is seconded, the Chair, shall, subject to the mover's right to reply, put the motion to the vote, and if it is carried -
in case (a) - the motion then before the meeting shall, subject to the right of reply, be put to the vote; or
in case (b) - the debate on the motion then before the Board shall stand adjourned until the next ordinary meeting of the Board; or
in case (c) - the motion then before the Board shall be regarded as lost and the Board shall proceed to the next item on the Agenda, if any; or
in case (d) - the meeting shall stand adjourned.
- (ix) If the Chair is of the opinion that the matter before the Board has been sufficiently discussed he may put the motion that the question now be put
- (x) The Chair shall decide all questions of order and any ruling by the Chair upon such questions and the interpretations of these Standing Orders, and upon matters arising in debate shall be final and shall not be open to discussion.

10. Admission of Public.

All meetings of the Board shall be open to the Public (including the Press) except to the extent that they are excluded whether during the whole or part of the proceedings either:-

- (i) In accordance with Section 100A(2) of the Local Government Act 1972 or Regulation 4(2)(a) of the The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012; or
- (ii) By resolution passed to exclude the public on the grounds that it is likely, in view of the nature of the proceedings, that if members of the public were present there would be disclosure to them of exempt information as defined in Section 100I of the Local Government Act 1972 (and Regulation 2 of The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012). Any such Resolution shall identify the proceedings or the part of the proceedings to which it applies and state the description, in terms of Schedule 12A to the Local Government Act 1972 of the exempt information giving rise to the exclusion of the public.

11. Public Rights of Appeal

- i) This Rule applies where a member of the public has requested the Secretary that a report to be considered at a meeting of the Board or any public meeting of a Committee or Commission operating under this constitution which contains exempt information should be discussed in the public part of the agenda or that s/he should have access to inspect the report or any background document
- ii) If the Secretary (after consulting the Chief Officer responsible for the report) agrees to the request, the report (and any requested background document) will be made available to the member of the public and on the GMCA/AGMA website.
- iii) If the Secretary (after consulting the Chief Officer responsible for the report) refuses the request, s/he must give the member of the public reasons for the decision, together with details of the appeals procedure.
- iv) The process for appealing against the Secretary's decision is as follows:
 - (a) the appellant must write to the Secretary at least 24 hours before the meeting in question and any request after this time will be invalid.
 - (b) The appeal will be dealt with in private as the first item on the agenda
 - (c) The Secretary or the relevant Chief Officer will give the reasons for their decisions (without the appellant being present) and will answer questions from members
 - (d) The appellant will then be called into the meeting and the Chair will summarise the reasons given for the refusal

- (e) The appellant will be given an opportunity to address the meeting give and to justify their request and members will be able to ask questions of the appellant (but having regard to the confidentiality of the item)
- (f) The appellant will then withdraw and the meeting will consider and determine the appeal

12. Disorderly Conduct.

- (i) If the Chair is of the opinion that a Member has misconducted, or is misconducting him or herself by persistently disregarding the ruling of the Chair or by behaving irregularly, improperly or offensively or by wilfully obstructing the business of the Board the Chair may notify the meeting of that opinion and may take any of the following actions either separately or in sequence:
 - (a) the Chair may direct the Member to refrain from speaking during all or part of the remainder of the meeting
 - (b) the Chair may direct the Member to withdraw from all or part of the remainder of the meeting
 - (c) the Chair may order the Member to be removed from the Meeting
 - (d) the Chair may adjourn the meeting for such period as shall seem expedient to him
- (ii) In the event of general disturbance which in the opinion of the Chair renders the due and orderly dispatch of business impossible, the Chair, in addition to any other power invested in the Chair, may without question, adjourn the meeting of the Board for such periods as in the Chair's discretion shall be considered expedient.

13. Urgent Business.

Any member of the Board may, with the agreement of the Chair, raise an item of urgent business during the course of any meeting of the Board.

See also section 4 (vi) of this Schedule

14. Declaration of Interests.

- (i.) Any elected member of the Board or any Commission or Sub Committee established under this operating agreement must disclose any personal interests in any business conducted by any meeting held under this operating agreement in accordance with the Member's Code of Conduct.

- (ii.) Any other person who is a member of any Commission or Sub Committee established under this operating agreement must disclose any personal interests in any business conducted by any meeting held under this operating agreement. Such a declaration must occur at the start of the relevant item of business or as soon the interest becomes apparent. Upon declaration of any such personal interest it shall be for the other members of the meeting to determine what action should be taken as a result of the disclosure of any personal interest.

15. Access to Documents.

(i) Notices Of Meeting

At least five clear days notice of any meeting of the Board will be given by posting details of the meeting at the address specified in Paragraph 2423.1 of this operating agreement

(ii) Access To Agenda And Reports Before The Meeting

Copies of the agenda and reports of the Board, if available, will be available for inspection at the address specified in Paragraph 2423.1 of this operating agreement at least five clear days before the meeting. If an item is added to the agenda later, the revised agenda and any such item will be open to inspection at the time the item is added to the agenda.

(iii) Supply of Copies

Copies of:

- any agenda and reports which are open to public inspection;
- any further statements or particulars necessary to indicate the nature of the items in the agenda;

shall be available from the address specified in Paragraph 24.1 of this operating agreement to any person on payment of a charge for postage and any other costs.

(iv) Access To Minutes Etc After The Meeting

Copies of the following will be made available for six years after a meeting:

- the minutes of the meeting, records of decisions taken, together with reasons, for all meetings of the Board, excluding any part of the minutes of proceedings when the meeting was not open to the public or which disclose exempt or confidential information;
- a summary of any proceedings not open to the public where the minutes open to inspection would not provide a reasonably fair and coherent record;
- the agenda for the meeting; and
- reports relating to items when the meeting was open to the public.

(v). Background Papers

The author of the report will set out in every report a list of those documents (called background papers) relating to the subject matter of the report which in his/her opinion:

- disclose any facts or matters on which the report or an important part of the report is based; and
- which have been relied on to a material extent in preparing the report

(vi) Public inspection of background papers

Background papers listed in any report shall be made available by the authority which employs the author of any such report. One copy of each will be made available for public inspection for four years after the date of the meeting.

~~15a — Public Rights of Appeal~~

~~This Rule applies where a member of the public has requested the Secretary that a report to be considered at a meeting of the Board or any public meeting of a Committee or Commission operating under this constitution which contains exempt information should be discussed in the public part of the agenda or that s/he should have access to inspect the report or any background document~~

~~If the Secretary (after consulting the Chief Officer responsible for the report) agrees to the request, the report (and any requested background document) will be made available to the member of the public and on the GMCA website.~~

~~If the Secretary (after consulting the Chief Officer responsible for the report) refuses the request, s/he must give the member of the public reasons for the decision, together with details of the appeals procedure.~~

~~The process for appealing against the Secretary's decision is as follows:~~

- ~~(a) — the appellant must write to the Secretary at least 24 hours before the meeting in question and any request after this time will be invalid.~~
- ~~(b) — The appeal will be dealt with in private as the first item on the agenda~~
- ~~(c) — The Secretary or the relevant Chief Officer will give the reasons for their decisions (without the appellant being present) and will answer questions from members~~
- ~~(d) — The appellant will then be called into the meeting and the Chair will summarise the reasons given for the refusal~~
- ~~(e) — The appellant will be given an opportunity to address the meeting give and to justify their request and members will be able to ask questions of the appellant (but having regard to the confidentiality of the item)~~

~~(f) — The appellant will then withdraw and the meeting will consider and determine the appeal~~

16. Suspension of Rules of Procedure

Any of the preceding Rules of Procedure Orders may be suspended at any meeting so far as regards any business on the Agenda for such a meeting, providing that the majority of the members present and voting so decide.

SCHEDULE 4

Scrutiny Arrangements

~~[The former content of Schedule 4 was replaced by the new scrutiny arrangements contained in Schedule 3 of the Operating Agreement between the Parties brought into effect on 1st April 2011 and amended June 2012 as set out below (note that the references therein to “this Constitution” are to the GMCA Constitution).]~~

The former content of Schedule has been superseded by the statutory scrutiny arrangements established under Combined Authorities (Overview and Scrutiny Committees, Access to Information and Audit Committees) Order 2017 and the Local Authority (Public Health, Health and Wellbeing Boards and Health Scrutiny) Regulations 2013.

~~Extract from GMCA Operating Agreement Schedule 3~~

~~Scrutiny Arrangements for GMCA, TfGMC and TfGM~~

~~1. Introduction~~

~~1.1 Schedule 3 to the Operating Agreement dated 1st April 2011 and made between (1) the GMCA and (2) the Constituent Councils contains a protocol that provides a framework for carrying out joint scrutiny work of –~~

~~(a) The AGMA Executive Board;~~

~~– (b) The GMCA;~~

~~(c) TfGMC; and~~

~~(d) TfGM~~

~~1.2 The key provisions of this Scrutiny Protocol in relation to the GMCA, TfGMC and TfGM are set out for information below.~~

~~1.3 The Scrutiny Protocol will be reviewed annually to ensure that it remains relevant.~~

~~1.4 References in these Arrangements to major and strategic decisions of the TfGMC taken in accordance with the delegations set out in Part 3 Section B II of this Constitution include major and strategic decisions taken by sub-committees of TfGMC in accordance with such delegations.~~

~~2. Objectives of scrutiny of the GMCA, TfGMC and TfGM~~

~~2.1 These arrangements have been established to act as a focus for the scrutiny and challenge of the GMCA, the TfGMC and the TfGM, and for investigating matters of strategic importance to residents within the combined administrative area covered by the Constituent Councils.~~

~~2.2 The role of these arrangements will include:-~~

~~(a) monitoring:-~~

~~(i) the decisions of the GMCA; and~~

~~(ii) — major and strategic decisions of the TfGMC which are taken by the TfGMC in accordance with the delegations set out in Part 3 Section B II of this Constitution;~~

~~and to make recommendations for improvement and/or change;~~

~~(b) — investigating matters of strategic importance to residents of the Constituent Councils and reporting with recommendations to the GMCA or the TfGMC as appropriate;~~

~~(c) — reviewing the performance of the GMCA against objectives within the Greater Manchester Strategy;~~

~~(d) — facilitating the exchange of information about the work of the GMCA and the TfGMC and to share information and outcomes from reviews;~~

~~(e) — The role of these arrangements in relation to the TfGM will include:~~

~~(i) — monitoring the TfGM's delivery of transport services against the Local Transport Plan and to make recommendations for improvement and/or changes;~~

~~(ii) — obtaining explanations from the TfGM regarding its delivery of transport services.~~

~~(f) — The terms of reference for these scrutiny arrangements and the work programme in relation to scrutiny of the GMCA and the TfGMC will be subject to an annual review.~~

~~3. — Operation of Scrutiny Arrangements for GMCA, TfGMC and TfGM~~

~~3.1 — A pool of elected members (the "Scrutiny Pool") will be established which will comprise of 3 councillors from each of the Constituent Councils. Appointees to the Scrutiny Pool must not be members of the Executive Board, the GMCA (including substitute members) or the TfGMC. Both sexes must be represented within the 3 elected members from each of the Constituent Councils.~~

~~3.2 — Appointments to the Scrutiny Pool by the Constituent Councils will be made in accordance with the principles of political balance set out in Section 15(5) of the LGHA 1989.~~

~~3.3 — Any elected member appointed to the Scrutiny Pool under these scrutiny arrangements who is also appointed to any Committee or Sub Committee of the GMCA cannot participate in the operation of the scrutiny arrangements on any issues which were taken at any meeting of the GMCA or any Committee or Sub Committee of the GMCA at which they were present.~~

~~3.4 — The term of office for members of the Scrutiny Pool will be one year from the date of the annual council meeting of the Constituent Council that appoints them to the Scrutiny Pool unless:-~~

~~(a) — they cease to be an elected member of the Constituent Council that appointed them;~~

~~(b) — they wish to no longer participate in these arrangements; or~~

~~(c) — the Secretary to AGMA is advised by any of the Constituent Councils that it wishes to change one or more of its appointees to the Scrutiny Pool in accordance with paragraphs 3.1-3.3 of this Clause 3.~~

~~3.5 — Non-voting members may be co-opted to participate in these arrangements from all or any of the associated authorities or from other organisations as the Scrutiny Pool members may decide.~~

~~4. — Meetings of Scrutiny Pool Members~~

~~4.1 — The members appointed to the Scrutiny Pool under Clause 3 above will hold at least one joint annual meeting and may convene additional joint meetings in accordance with these arrangements.~~

~~4.2 — At the annual joint meeting the Scrutiny Pool members will:~~

~~_____~~

~~(a) — elect a Chair and Vice Chair. The Chair and Vice Chair must come from different political groups.~~

~~(b) — determine the areas of review and scrutiny that they wish to pursue during the ensuing 12 months.~~

~~(c) — agree to establish Scrutiny Panels from amongst their number in order to carry out agreed areas of review and scrutiny.~~

~~4.3 — The quorum for this annual meeting and any other joint meetings held under this Clause 4 will be 10, and must include representatives of at least 7 of the Constituent Councils.~~

~~4.4 — The principle of decision making at any such joint meeting shall be that, wherever possible decisions will be made by agreement, without the need for a vote. If a vote is necessary it will be a simple majority of those present and the Chair will not have a casting vote.~~

~~4.5 — The venue for each annual meeting and any other joint meetings held under this Clause 4 will be decided by the Chair and notified to Constituent Councils for inclusion on their Council web sites.~~

~~4.6 — Notice of the annual meeting and any other joint meetings held under this Clause 4 will be sent to each Scrutiny Panel member in accordance with the requirements of the Local Government Act 1972.~~

~~4.7 — The Chair will approve the agenda for each annual meeting and any other joint meetings held under this Clause 4; however, any member of the Scrutiny Panel will be entitled to require an item to be placed on the agenda for the meeting.~~

~~4.8 — Subject to paragraphs 4.1-4.7 of this Clause 4, meetings will proceed in accordance with the Rules of Procedure set out at Schedule 3 to the AGMA Operating Agreement.~~

~~5. — Call in of decisions~~

~~5.1 — Call in of decisions of GMCA and TfGMC~~

~~(a) — Members of the Scrutiny Pool appointed under this — Protocol will have the power to call in:-~~

~~(i) — any decision of the GMCA;~~

~~(ii) — any major or strategic decision of the TfGMC which is taken by the TfGMC in accordance with the delegations set out in Part 3 Section B II of this Constitution.~~

~~5.2 — Publication of Notice of Decisions~~

~~— (a) — When:-~~

~~(i) — a decision is made by the GMCA; — or~~

~~(ii) — a major or strategic decision is made by the TfGMC in accordance with the delegations set out in Part 3, Section B II of this Constitution;~~

~~the decision shall be published, including where possible by electronic means, and shall be available from the normally within 2 days of being made. It shall be the responsibility of the Secretary to send electronic copies of the records of all such decisions to all members of the Scrutiny Pool within the same timescale.~~

~~(b) — The notices referred to at subparagraph 5.2(a) above will bear the date on which they are published and will specify that the decision will come into force, and may then be implemented, as from 4.00 pm on the fifth day after the day on which the decision was published, unless 5 members of the Scrutiny Pool object to it and call it in.~~

~~5.3 — Call-in of decisions of the GMCA, and the TfGMC~~

~~(a) — During the “Call-in” period specified at subparagraph 5.2(b) above the Secretary shall:-~~

~~(i) — call in a decision of the GMCA for scrutiny by a joint meeting of Scrutiny Pool members if so requested by any five members from the Scrutiny Pool, and shall then notify members of the GMCA of the call-in. The Secretary shall call a joint meeting of Scrutiny Pool members on such date as he/she may determine, where possible after consultation with the Chair of the Scrutiny Pool, and in any case within 2 weeks of the decision to call in;~~

~~(ii) — call in a major or strategic decision made by the TfGMC in accordance with the delegations set out in Part 3, Section B II of this Constitution for scrutiny by a joint meeting of Scrutiny Pool members if so requested by any five members from the Scrutiny Pool, and shall then notify members of the TfGMC of the call-in. The Secretary shall call a joint meeting of Scrutiny Pool members on such date as he/she may determine, where possible after consultation with the Chair of the Scrutiny Pool, and in any case within 2 weeks of the decision to call in.~~

~~(b) — If, having considered:-~~

~~(i) — a decision made by the GMCA; or~~

~~(ii) — a major or strategic decision made by the TfGMC in accordance with the delegations set out in Part 3, Section B II of this Constitution~~

~~the joint meeting of Scrutiny Pool members is still concerned about it, then it may refer it back to the GMCA or the TfGMC (as appropriate) for reconsideration, setting out in writing~~

~~the nature of its concerns. If a decision is referred by a joint meeting of Scrutiny Pool members to the GMCA or the TfGMC (as appropriate), then the GMCA or the TfGMC (as appropriate) will reconsider the decision before adopting a final decision.~~

~~——(c)—— If, following an objection to:-~~

~~(i)—— a decision of the GMCA; or~~

~~(ii)—— a major or strategic decision made by the TfGMC in accordance with the delegations set out in Part 3, Section B II of this Constitution;~~

~~the joint meeting of Scrutiny Pool members does not refer it back to the GMCA or the TfGMC (as appropriate) for reconsideration, the decision shall take effect on the date of the joint meeting of Scrutiny Pool members.~~

~~——(d)—— The call-in procedure set out above, shall not apply where:-~~

~~(i)—— the decision being taken by the GMCA; or~~

~~(ii)—— the major or strategic decision made by the TfGMC in accordance with the delegations set out in Part 3, Section B II of this Constitution ;~~

~~is urgent.~~

~~(e)—— For the purposes of subparagraph 5.4(d) above a decision will be urgent if any delay likely to be caused by the call-in process would seriously prejudice the interests of the GMCA, the Constituent Councils, or the residents and/or businesses of Greater Manchester. The record of the decision and the notice by which it is made public shall state whether in the opinion of the decision making body, (having considered the advice of the Head of Paid Service and/or the Monitoring Officer and/or the Treasurer) the decision is an urgent one, and therefore not subject to call-in. The GMCA or the TfGMC (as appropriate) must agree both that the decision proposed is reasonable in all the circumstances and to it being treated as a matter of urgency.~~

~~(f) The call-in procedure set out above shall not apply where, in relation to—~~

~~(i)—— a decision taken or matter to be considered by the GMCA or the Executive Board, or~~

~~(ii) a major or strategic decision taken or to be considered by TfGMC, or~~

~~(iii) a decision or matter that has already been reviewed by the Scrutiny Pool members under either the call-in procedure or pre-policy scrutiny.~~

~~6. Key principles for the operation of the scrutiny arrangements~~

~~6.1 The Constituent Councils will work together to maximise the exchange of information and views, to minimize bureaucracy and make best use of the time of members and officers of other bodies or agencies.~~

~~6.2 Members of the Scrutiny Pool will, when considering reviews, determine whether the issue is more appropriately dealt with by one of the Constituent Councils or elsewhere and will not duplicate the work of existing bodies or agencies.~~

~~6.3 Subject to prior consultation, the Constituent Councils will respond positively to requests for information, or for the attendance of a member or officer at any meetings set up under these arrangements.~~

~~6.4 While it is ultimately for each Constituent Council to decide who it considers the most appropriate person(s) to speak on its behalf at any meetings set up under these arrangements consideration will be given to meeting specific requests.~~

~~6.5 Dates and times for officer and member attendance at any meetings set up under these arrangements should be by agreement.~~

~~6.6 Members appointed under these arrangements may request the attendance of officers employed by the Constituent Councils to answer questions and give evidence at any meetings set up under these arrangements. All such requests must be made via the Chief Executive of the relevant Constituent Council. If any request is declined by the Chief Executive, he/she must state the reasons for so doing.~~

~~6.7 When considering any matter in respect of which a Scrutiny Panel member appointed under these arrangements is subject to a party whip the member must declare the existence~~

~~of the whip and the nature of it before the commencement of any deliberations on the matter. The declaration, and the detail of the whipping arrangements, shall be recorded in the minutes of the meeting.~~

~~7. Scrutiny Panels~~

~~7.1 The annual meeting of members of the Scrutiny Pool will establish Scrutiny Panels to undertake agreed scrutiny reviews. Membership of the Scrutiny Panels will be determined at the annual meeting and the principle of political balance from across Scrutiny Pool members must be applied when membership is agreed.~~

~~7.2 Scrutiny Panels established by this Clause 7 shall include representatives from at least 7 of the Constituent Councils. Each Scrutiny Panel shall appoint a Chair and Vice Chair from amongst its members. Unless unanimously agreed by all members appointed to any Scrutiny Panel, the Chair and Vice Chair of each Scrutiny Panel must come from different political groups.~~

~~7.3 Scrutiny Panels established under this Protocol must be appointed to carry out specific scrutiny tasks and be time limited. Their continuation will be subject to confirmation at each annual meeting of the Scrutiny Pool members. Any Scrutiny Panel continuing for more than two years must be subject to confirmation by the Executive Board and/or the GMCA as appropriate.~~

~~7.4 The Executive Board and/or the GMCA may also, if they choose, request that a Scrutiny Panel drawn from amongst members appointed under Clause 3 of this Protocol be appointed to examine a specific issue in more detail and report back its findings to the Executive Board and/or the GMCA as appropriate.~~

~~8. Reviews and recommendations~~

~~8.1 The process of joint scrutiny will be an open and transparent process designed to engage the Constituent Councils, their residents and other stakeholders.~~

~~8.2 — Meetings will be held in public unless the meeting decides to convene in private in order to discuss confidential or exempt information, in accordance with the relevant provisions of the LGA 1972 or LGA 2000.~~

~~8.3 — The terms of reference, timescale and outline of any review will be agreed by Scrutiny Pool members appointed at their annual meeting.~~

~~8.4 — Different approaches to scrutiny reviews may be taken in each case but members will seek to act in an inclusive manner and will take evidence from a wide range of opinion. The Scrutiny Pool will make specific efforts to engage with hard to reach groups.~~

~~8.5 — The primary objective of any Scrutiny Panel established under these arrangements will be to reach consensus on its recommendations, but where a minimum number of 2 members express an alternative to the majority view, they will be permitted to produce a minority report.~~

~~8.6 — Voting if needed will be by a show of hands and a simple majority will be required to approve any recommendation.~~

~~9. — Budget and Administration~~

~~9.1 — The annual meeting of Scrutiny Pool members will prepare a budget to cover the costs of operating these arrangements in the forthcoming year and will submit this to the Executive Board and to the GMCA for agreement.~~

~~9.2 — Contributions to the costs of the joint scrutiny arrangements shall be determined by apportioning the costs in such proportions as the Constituent Councils unanimously agree or, in default of such agreement, in proportion to the total resident population at the Relevant Date of the area of each Constituent Council as estimated by the Registrar General.~~

~~9.3 — The budget will be required to meet all officer support to the joint scrutiny arrangements, including research support.~~

~~9.4 — The decisions and recommendations of any Scrutiny Panels set up under these arrangements will be communicated to the Executive Board and/or the GMCA and/or the~~

~~TfGMC and/or the TfGM as appropriate, other Scrutiny Pool members and Constituent Councils as soon as possible after resolution by those appointed to any such Scrutiny Panel.~~

~~10. Support and advice to scrutiny arrangements~~

~~10.1 Members appointed to any Scrutiny Panel under these arrangements may ask individuals or groups to assist it on a review by review basis and may ask independent professionals for advice during the course of reviews. Such individuals or groups will not be able to vote.~~

~~10.2 Members appointed to any Scrutiny Panel under these arrangements may invite any other person to attend their meetings to answer questions or give evidence; however attendance by such persons cannot be mandatory.~~

~~11. Linking Sub-Regional Scrutiny with Local Scrutiny~~

~~11.1 The Scrutiny Officer of each Constituent Council will ensure that the work programmes and minutes relating to the work carried out by the Scrutiny Pool in scrutinising the Executive Board, GMCA, TfGMC and TfGM are circulated appropriately within their own Constituent Council's scrutiny arrangements.~~

~~11.2 The Secretary shall within 2 weeks of every meeting of a Scrutiny Panel produce an e-briefing or all members of the Constituent Councils that provides a user friendly summary of the issues discussed at the Scrutiny Panel, together with links to any relevant reports and presentations. The Secretary shall quarterly produce an e-briefing for all members of the Constituent Councils that provides an updated work programme relating to the work to be carried out by the Scrutiny Panels in scrutinising the Executive Board, GMCA, TfGMC and TfGM.~~

~~11.3 Each Constituent Council will nominate one of the 3 members of that Constituent Council who have been appointed to the Scrutiny Pool in accordance with paragraph 3.1 of this Protocol to act as that Constituent Council's "AGMA Scrutiny Link". The AGMA Scrutiny Link will be responsible for reporting back to their own Constituent Council on the scrutiny work carried out by the Scrutiny Pool in relation to the Executive Board, GMCA, TfGMC and TfGM. The AGMA Scrutiny Link will also be responsible for reporting to the Scrutiny Pool any issues identified locally by their own Constituent Council which may warrant scrutiny at a sub-regional level. The nomination of an AGMA Scrutiny Link and the way in which this role will be performed will be determined by each Constituent Council.~~

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Transport for
Greater Manchester

Briefing

Title **Transport for Greater Manchester**

Date **Friday 05 July 2019**

Contact **Ben Blackburn, Public Affairs Manager**
Ben.blackburn@tfgm.com

1 Background

- 1.1 Transport for Greater Manchester (TfGM) is the public body responsible for co-ordinating transport services across Greater Manchester. It was formed in 1969 as the SELNEC Passenger Transport Executive before becoming the Greater Manchester Passenger Transport Executive (GMPTE) in 1974. In 2011, and following a reform of local government which granted more devolved powers, it became Transport for Greater Manchester.
- 1.2 TfGM is responsible for delivering the transport policies set by the Greater Manchester Mayor, the Greater Manchester Transport Committee (GMTC), the Greater Manchester Combined Authority (GMCA) and the 10 Councils. Decisions made by GMCA and GMTC are implemented by TfGM to improve transport services and facilities in Greater Manchester.

2 What TfGM does

- 2.1 TfGM delivers the transport policies set by the Greater Manchester Mayor and the Greater Manchester Combined Authority. It is responsible for investing public money into improving transport services and facilities, to support the regional economy.
- Coordinates and delivers Greater Manchester's Local Transport Plan on behalf of the GMCA and the 10 local authorities;
 - Works closely with bus, tram and train operators to help improve the full journey experience on behalf of Greater Manchester residents;

- Owns Metrolink – the UK’s largest light rail network which now sees more than 44 million passenger journeys a year – and holds operator KeolisAmey Metrolink (KAM) to account as well as planning for its future, including the new Trafford Park line;
- Promotes and invests in walking and cycling as safe, healthy and sustainable ways to travel and oversee the delivery of the Mayor’s Challenge Fund;
- Pays for bus services at times and in areas where no commercial bus services are provided;
- Keeps traffic flowing on some of Greater Manchester’s busiest roads by managing a 650km ‘Key Route Network’;
- Owns Greater Manchester’s bus stations, stops and shelters and invests in new, modern transport interchanges;
- Subsidises more affordable fares to help older people, job seekers, children and disabled people get around;
- Develops easier, smarter ways to travel and plan journeys by using data and technology;
- Plays a leading role in coordinating Greater Manchester’s plans to reduce transport-related air pollution; and works with local authorities to deliver capital schemes including the Greater Manchester Growth deal, the Cycle City Ambition Grant and the Mayor’s Challenge Fund.

3 The year ahead 19/20

- 3.1 **Contactless:** TfGM will be introducing contactless payment and a daily cap on fares on Metrolink on 15 July 2019, allowing passengers to quickly and easily pay for their journeys with their bank card, or other payment enabled device such as phones and watches,
- 3.2 **Our Pass:** Announced in spring 2019 and launched on 01 July, Our Pass will give 16 to 18-year-olds free bus travel across the city-region, as well as complementary opportunities to enable young people to access education, explore the city-region and encourage them to become regular users of Greater Manchester's bus network.
- 3.3 **Wayfinding:** Over summer 2019 TfGM will be helping people find their way around Manchester city centre with 29 new wayfinding signs

between Piccadilly and Victoria stations. They will provide a clear route between the stations as well as highlighting important shopping and cultural destinations.

- 3.4 **City Centre Transport Strategy:** TfGM are developing the City Centre Transport Strategy with Manchester and Salford City Councils. It will provide a 20 year framework for the investment and management of the cities' streets and transport networks.
- 3.5 A formal consultation will be held towards the end of summer 2019, which will gather feedback on the draft strategy and potential projects. It is then anticipated that the full strategy will be published next year.
- 3.6 **Trafford Park Line:** The latest addition to the Metrolink network is due to open in spring 2020. When it is complete it will add 5.5km and six stops to the system and connect Metrolink to the intu Trafford Centre and Trafford Park, Europe's largest industrial park. This will mean more people will be able to use the tram to get around Greater Manchester, which means less pollution and less congestion.
- 3.7 **Delivery of new trams:** From spring 2020 the first new trams will begin running on the network, providing more capacity and enabling even more people to use Metrolink to get around the city-region. The other trams will be delivered on a monthly basis, through to summer 2021, ultimately providing 15% more capacity on the network.
- 3.8 **Local full fibre network:** Greater Manchester will be procuring full fibre coverage for public sector organisations across the city-region, including TfGM. This will include assets like traffic signals, pedestrian crossings, message signs and CCTV. Full fibre connection will enable dynamic management of the network and faster response times to incidents and traffic management, as well as opening opportunities for future innovation.
- 3.9 **Buses:** The Bus Services Act (2017) gave Mayoral authorities like Greater Manchester powers to reform their bus markets. On behalf of the GMCA, TfGM has been preparing an assessment of a proposed franchising scheme, and has considered other options, such as partnerships.
- 3.10 The assessment has been completed and was passed to the GMCA. The GMCA (as per The Act) voted to proceed to the next step and has instructed that an independent auditor be appointed to prepare a report on the assessment. When the report is complete, the GMCA would then review the assessment and the audit and decide whether to undertake a public consultation. Once the public consultation is complete the GMCA

would then publish a report with its responses to the consultation. The Mayor, acting on behalf of the GMCA, would then decide whether to implement the proposed franchising scheme.

Joint Authority Questions and Responses:

Greater Manchester Police and Crime Panel

Councillor S Wright

1. Could the Council's member of the Greater Manchester Police and Crime Panel inform members what proportion of the Greater Manchester Police budget is spent on local community police teams?

Cllr Gold to respond....

The proportion of Greater Manchester Police budget that is spent on Neighbourhood Policing and Community Liaison is 11%.

Members will also be aware that in March the local approach to community policing changed with the introduction of a new Neighbourhood model. The model reverts back to a previous incarnation with 3 dedicated Inspectors taking responsibility for North, Central and South regions of the borough. This change combined with new shift patterns resulted in more Officers on the beat at any one time.

The new Policing precept announced for 2019/20 also resulted in 3 additional Police Officers for Bury who have now started and will further bolster the Officer numbers available.

Greater Manchester Police and Crime Panel

Councillor S Wright

2. Could the Council's member of the Greater Manchester Police and Crime Panel inform members how many incidents have occurred which have required police attendance on the Metrolink in the current financial year and previous two financial years?

Cllr Gold to respond....

Unfortunately, limitations of how the data is recorded means that we can't provide a figure for 2017/18. The following data is a combination of Police data, Metrolink data and Transport for Greater Manchester Data.

In 2018/19 – There were 3481 incidents

Between April 2019 and 30th Jun 2019 there were 946 incidents, which is approximately 8% higher than the same point last year.

Members may be aware that security on the Metrolink is overseen by the Travelsafe Partnership which is jointly led by TfGM and Greater Manchester Police (GMP) with support from:

- **Metrolink;**
- **Stagecoach;**
- **First Manchester;**
- **GoAhead NW; and**
- **British Transport Police.**

Travelsafe has been in place since 2015 and commenced as a 3 year pilot. At the end of the pilot the Partnership went through a period of review and a complete change in leadership and moved away from the traditional 'boots on the ground' approach to more intelligence-driven tactics and prevention.

There is a TravelSafe Partnership Strategy in place for 2019-21 the following aims:

- **Improve the perception of safety & security across public transport, offering reassurance to passengers;**
- **Manage instances of Crime and Anti-Social Behaviour (ASB) occurring on the transport network; and**
- **Discourage fare evasion.**

Also, Members will be glad to hear that the Travelsafe Partnership have funded 50 PCSOs to help manage security on the network and a further 8 Officer employed by the Network. There is also a proposal to move to 50 Police Officers with a broader Transport remit sometime in the future.

The additional investment combined with the intelligence-led planning will start to see more targeted work, bringing the number of recorded incidents down.

Greater Manchester Waste Disposal Authority

Councillor Pickstone

3. Could the Council's spokesperson on the GMWDA inform members what the estimated volume and percentage of plastics are that are disposed of through the residual waste stream?

Councillor Quinn to respond....

Using data from the recent waste composition study, it is estimated that c. 58,841 tonnes of plastic (dense plastic and plastic film) is in the kerbside collected residual waste stream in Greater Manchester.

Greater Manchester Waste Disposal Authority

Councillor S Wright

4. Could the Council's spokesperson on the GMWDA inform members how much public money was spent releasing the Authority from the previous waste disposal contract with Viridor Laing?

Councillor Quinn to respond....

Greater Manchester Waste Disposal Authority's £500m buy-out was funded by around £300m in borrowing from the region's combined authority - via Oldham council, Manchester council and the region's pension fund - along with £120m government borrowing. The remainder comes from up-front cash already held by GMWDA.

Transport for Greater Manchester Committee

Councillor Pickstone

5. Could the Council's spokesperson on the TfGMC inform members what the total revenue is from Metrolink tickets in the previous five years?

Councillor Shori to respond..

Thank you Councillor Pickstone, the revenue figures for Metrolink tickets over the last five years are as follows:

Year	Revenue
14-15	£47.369m
15-16	£53.035m
16-17	£59.419m
17-18	£64.695m
18-19	£72.198m
Total:	296.716m

6. In light of the recent announcement by Mayor Andy Burnham on the proposed changes to transport across Greater Manchester, could the leader confirm how this will be funded? **Cllr Walmsley**

Councillor Shori to respond....

The Transport Investment Programme which formed part of the GM Mayor's announcement is known as "Our Network". It covers bus,

Metrolink, cycling & walking, rail, integration & accessibility and represents what has been agreed by the 10 Authorities as set out in the draft 2020-2025 Delivery Plan which is, in turn, informed by the Greater Manchester 2040 Transport Strategy.

The Draft Delivery Plan indicates clearly where existing available funding is committed (Map 1) and where additional funding will be required (Maps 2 & 3). GMCA are currently preparing a submission to the forthcoming Spending Review in order to support a future pipeline.