

BRIGHTON & HOVE CITY COUNCIL

Date: **22 October 2020**

Time: **4.30pm**

Venue **Virtual Meeting**

Members: **All Councillors:**

You are summoned to join a meeting of the BRIGHTON & HOVE CITY COUNCIL to transact the under-mentioned business.

Contact:

Mark Wall

Head of Democratic Services

01273 291006

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Public Involvement

The City Council actively welcomes members of the public and the press to attend its meetings and holds as many of its meetings as possible in public.

Note: in response to current Government Regulations this meeting is being held as a virtual meeting for councillors and accessible via Teams. Public speaking and engagement opportunities will be made available.

The meeting will also be webcast live to the internet.

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Agendas are available to view five working days prior to the meeting date.

Electronic agendas can also be accessed through our meetings app available through ModernGov: [iOS/Windows/Android](#)

This agenda and all accompanying reports are printed on recycled paper

AGENDA

37 DECLARATIONS OF INTEREST

- (a) Disclosable pecuniary interests;
- (b) Any other interests required to be registered under the local code;
- (c) Any other general interest as a result of which a decision on the matter might reasonably be regarded as affecting you or a partner more than a majority of other people or businesses in the ward/s affected by the decision.

In each case, you need to declare

- (i) the item on the agenda the interest relates to;
- (ii) the nature of the interest; and
- (iii) whether it is a disclosable pecuniary interest or some other interest.

If unsure, Members should seek advice from the Monitoring Officer or Democratic Services Officer preferably before the meeting.

38 MINUTES

9 - 112

To approve as a correct record the minutes of (A) the last Ordinary Council meeting held on the 23 July 2020 and (b) the Special Council meeting held on the 13 August 2020.

Contact Officer: *Mark Wall*

Tel: 01273 291006

39 MAYOR'S COMMUNICATIONS.

To receive communications from the Mayor.

40 TO RECEIVE PETITIONS AND E-PETITIONS.

Petitions will be presented by Members and/or members of the public to the Mayor at the meeting.

41 WRITTEN QUESTIONS FROM MEMBERS OF THE PUBLIC.

A list of public questions received by the due date of 12noon on the 16 October 2020 will be circulated separately as part of an addendum at the meeting.

42 DEPUTATIONS FROM MEMBERS OF THE PUBLIC.

A list of deputations received by the due date of 12noon on the 16 October 2020 will be circulated separately as part of an addendum at the meeting.

43 PETITIONS FOR COUNCIL DEBATE

113 - 120

Petitions to be debated at Council. Reports of the Monitoring Officer.

- (1) **A Basic Income Trial for Brighton and Hove.** Lead petitioner Maggie Gordon-Walker.
- (2) **Open a New Homeless Shelter in Morley Street, Brighton.** Lead petitioner Barry Hughes.
- (3) **Close Brighton and Hove Greyhound Stadium.** Lead petitioner Sarah Whitehead.

Contact Officer: Mark Wall

Tel: 01273 291006

44 CALL OVER FOR REPORTS OF COMMITTEES.

- (a) Call over (items 47 – 50) will be read out at the meeting and Members invited to reserve the items for consideration.
- (b) To receive or approve the reports and agree with their recommendations, with the exception of those which have been reserved for discussion.
- (c) Oral questions from Councillors on the Committee reports, which have not been reserved for discussion.

45 WRITTEN QUESTIONS FROM COUNCILLORS.

121 - 122

A list of the written questions submitted by Members has been included in the agenda papers. This will be repeated along with the written answers received and will be taken as read as part of an addendum circulated separately at the meeting.

Contact Officer: Mark Wall

Tel: 01273 291006

46 ORAL QUESTIONS FROM COUNCILLORS

123 - 124

A list of Councillors who have indicated their desire to ask an oral question at the meeting along with the subject matters has been listed in the agenda papers.

Contact Officer: Mark Wall

Tel: 01273 291006

6.30 - 7.00PM REFRESHMENT BREAK

Note: A refreshment break is scheduled for 6.30pm although this may alter slightly depending on how the meeting is proceeding and the view of the Mayor.

REPORTS FOR DECISION

47 ANTI-SLAVERY PLEDGE 125 - 140

Extract from the proceedings of the Tourism, Equalities, Communities & Culture Committee meeting held on the 24 September 2020, together with a report of the Interim Executive Director for Housing, Neighbourhoods & Communities.

Contact Officer: Tim Read *Tel:* 01273 290393
Ward Affected: All Wards

48 AMENDMENTS TO THE SCHEME OF DELEGATIONS - ENFORCEMENT OF COVID-19 RELATED LEGISLATION 141 - 148

Extract from the proceedings of the Policy & Resources Committee meeting held on the 8 October 2020, together with a report of the Executive Lead Officer for Strategy, Governance & Law.

Contact Officer: Abraham Ghebre-Ghiorghis *Tel:* 01273 291500
Ward Affected: All Wards

49 APPOINTMENT OF AN INDEPENDENT PERSON 149 - 152

Report of the Executive Lead Officer for Strategy, Governance & Law.

Contact Officer: Victoria Simpson *Tel:* 01273 294687
Ward Affected: All Wards

REPORTS REFERRED FOR INFORMATION

50 MADEIRA TERRACE 153 - 172

Extract from the proceedings of the Policy & Resources Committee meeting held on the 8 October 2020, together with a report of the Executive Director for Economy, Environment & Culture.

Contact Officer: Abigail Hone *Tel:* 01273 292163
Ward Affected: East Brighton; Queen's Park

NOTICES OF MOTION

The following Notices of Motion have been submitted by Members for consideration.

51 COUNCIL OWNED LAND ON THE URBAN FRINGE 173 - 174

Proposed by Councillor Nemeth on behalf of the Conservative Group.

52 IMPROVING THE AVAILABILITY OF BEACH HUTS AND CHALETS 175 - 176

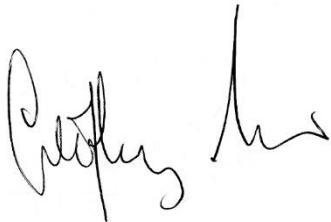
Proposed by Councillor Platts on behalf of the Labour Group.

- 53 20 MINUTE NEIGHBOURHOODS** **177 - 178**
Proposed by Councillor Evans on behalf of the Labour Group.
- 54 SUPPORTING THE ANTI-HARASSMENT CLUB** **179 - 180**
Joint motion proposed by Councillor Powell on behalf of the Green and Labour Groups.
- 55 PLANNING BY COMMITTEE, NOT BY GOVERNMENT** **181 - 182**
Joint motion proposed by Councillor Ebel on behalf of the Green and Labour Groups.
- 56 COVID-19 NATIONAL ACTION FOR LOCAL IMPACT** **183 - 184**
Proposed by Councillor Rainey on behalf of the Green Group.
- 57 PENSION FUND DIVESTMENT** **185 - 186**
Joint motion proposed by Councillor Druitt on behalf of the Green and Labour Groups.
- 58 FIELD OFFICERS** **187 - 188**
Proposed by Councillor Lewry on behalf of the Conservative Group.
- 59 CLOSE OF MEETING**
- The Mayor will move a closure motion under Procedure Rule 17 to terminate the meeting 4 hours after the beginning of the meeting (excluding any breaks/adjournments).
- Note:*
1. *The Mayor will put the motion to the vote and if it is carried will then:-*
 - (a) *Call on the Member who had moved the item under discussion to give their right of reply, before then putting the matter to the vote, taking into account the need to put any amendments that have been moved to the vote first;*
 - (b) *Each remaining item on the agenda that has not been dealt with will then be taken in the order they appear on the agenda and put to the vote without debate.*

The Member responsible for moving each item will be given the opportunity by the Mayor to withdraw the item or to have it voted on. If there are any amendments that have been submitted, these will be taken and voted on first in the order that they were received.
 - (c) *Following completion of the outstanding items, the Mayor will then close the meeting.*

2. *If the motion moved by the Mayor is **not carried** the meeting will continue in the normal way, with each item being moved and debated and voted on.*
3. *Any Member will still have the opportunity to move a closure motion should they so wish. If such a motion is moved and seconded, then the same procedure as outlined above will be followed.*

Once all the remaining items have been dealt with the Mayor will close the meeting.



Chief Executive
Hove Town Hall
Norton Road
Hove
BN3 3BQ

Date of Publication - Wednesday, 14 October 2020

ACCESS NOTICE

In response to the current situation with Covid-19 and the easing of Regulations, this Committee meeting will be held virtually via Skype and web cast simultaneously.

The City Council actively welcomes members of the public and the press to attend its meetings and holds as many of its meetings as possible in public. Provision is also made on the agendas for public questions to committees and details of how questions can be raised can be found on the website and/or on agendas for the meetings.

The closing date for receipt of public questions and deputations for the next meeting is 12 noon on the fourth working day before the meeting.

For those members of the public wishing to actively take part in the meeting a link will be emailed so that they can join the meeting.

Meeting papers can be provided, on request, in large print, in Braille, on audio tape or on disc, or translated into any other language as requested.

WEBCASTING NOTICE

This meeting may be filmed for live or subsequent broadcast via the Council's website. At the start of the meeting the Chair will confirm if all or part of the meeting is being filmed. You should be aware that the Council is a Data Controller under the Data Protection Act 1998. Data collected during this web cast will be retained in accordance with the Council's published policy.

Therefore, by joining the meeting via the link provided you are deemed to be consenting to being filmed and to the possible use of those images and sound recordings for the purpose of web casting and/or Member training. If members of the public do not wish to have their image captured, they should ensure they do not use the skype video facility and provide a static image.

FURTHER INFORMATION

For further details and general enquiries about this meeting contact Mark Wall, (01273 291006, email mark.wall@brighton-hove.gov.uk) or email democratic.services@brighton-hove.gov.uk

BRIGHTON & HOVE CITY COUNCIL**COUNCIL****4.30pm 23 JULY 2020****VIRTUAL MEETING - SKYPE****MINUTES**

Present: Councillors Robins (Chair), Mears (Deputy Chair), Allcock, Appich, Atkinson, Bagaeen, Barnett, Bell, Brennan, Brown, Childs, Clare, Davis, Deane, Druitt, Ebel, Evans, Fishleigh, Fowler, Gibson, Grimshaw, Hamilton, Heley, Henry, Hill, Hills, Hugh-Jones, Janio, Knight, Lewry, Littman, Lloyd, Mac Cafferty, McNair, Miller, Moonan, Nemeth, Nield, O'Quinn, Osborne, Peltzer Dunn, Phillips, Pissaridou, Platts, Powell, Rainey, Shanks, Simson, C Theobald, Wares, West, Wilkinson, Williams and Yates.

PART ONE**12 DECLARATIONS OF INTEREST**

12.1 There were no declarations of interest in matters appearing on the agenda.

13 MINUTES

13.1 The minutes of the last ordinary meeting held on the 30 January 2020 were approved and signed by the Mayor as a correct record of the proceedings;

13.2 The minutes of the Budget Council meeting held on the 27 February 2020 were approved and signed by the Mayor as a correct record of the proceedings;

13.3 The minutes of the Special meeting held on the 23 April 2020 were approved and signed by the Mayor as a correct record of the proceedings; and

13.4 The minutes of the Annual Council meeting held on the 14 May 2020 were approved and signed by the Mayor as a correct record of the proceedings.

14 MAYOR'S COMMUNICATIONS.

14.1 I am pleased to confirm that even though Covid-19 is still preventing actual physical events to take place, organisations are finding alternative ways in which to interact virtually, supporting each other in various ways.

Virtual engagements include:

- Refugee Week SEAS exhibition
- Skills UK student quiz

- Baha'i Holy Day
- Hove Methodist Church engagement via the Chaplaincy the interfaith Contact Group
- Wellbeing and social quiz event for elderly residents

Non-virtual engagements:

- Attended a socially distanced Chattri Memorial engagement to honour the Indian dead who fought during the First World War
- Attending the reopening of a local pub

Photo shoots/PR; In support of

- Sussex University attracting foreign students
- The Mary Clarke statue appeal
- Disability PRIDE
- PRIDE
- Reopening of the Royal Pavilion

14.2 For the future the Raid on Dieppe commemorations are currently going ahead, and I will attend commemorative events to remember the Raid on Dieppe on the 18 and 19 August in France.

14.3 I am making plans with the Mayor's charities for events ahead including film night, a choir evening and an afternoon with Peter James. I'm hoping once these events are advertised that my fellow councillors will be supportive and attend.

14.4 I would also like to put on record my thanks to the staff in the Civic Office for their support and actions to enable the office to continue and me to fulfil my role albeit in a very different way at the moment.

14.5 I am aware of the recent changes to the make-up of the council and am therefore now going to take an urgent report from the Chief Executive.

CHANGES TO PARTY-POLITICAL COMPOSITION OF THE COUNCIL AND CONSTITUTIONAL IMPLICATIONS

14.2 The Leader of the Council moved the report which was supported by Councillors Mac Cafferty and Bell.

14.3 Councillor Allcock also wished to record the Council's thanks to Councillor Platts for her time as Leader of the Council.

14.4 The Mayor then put the recommendations to the vote which were carried as detailed below:

		For	Against	Abstain			For	Against	Abstain
1	Allcock	√			28	Lewry		x	
2	Appich	√			29	Littman	√		

3	Atkinson	√			30	Lloyd	√		
4	Bagaeen		x		31	Mac Cafferty	√		
5	Barnett		x		32	McNair		x	
6	Bell		x		33	Mears		x	
7	Brennan	√			34	Miller		x	
8	Brown		x		35	Moonan	√		
9	Childs	√			36	Nemeth		x	
10	Clare	√			37	Nield	√		
11	Davis	√			38	O'Quinn	√		
12	Deane	√			39	Osborne	√		
13	Druitt	√			40	Peltzer Dunn		x	
14	Ebel	√			41	Phillips	√		
15	Evans	√			42	Pissaridou	√		
16	Fishleigh		x		43	Platts	√		
17	Fowler	√			44	Powell	√		
18	Gibson	√			45	Rainey	√		
19	Grimshaw	√			46	Robins	√		
20	Hamilton	√			47	Shanks	√		
21	Heley	√			48	Simson		x	
22	Henry	√			49	Theobald C		x	
23	Hill	√			50	Wares		x	
24	Hills	√			51	Wilkinson	√		
25	Hugh-Jones	√			52	Williams	√		
26	Janio			x	53	West	√		
27	Knight	√			54	Yates	√		
						Total	39	14	1

14.5 The Mayor confirmed that the recommendations had been carried by 39 votes to 14 with 1 abstention.

14.6 RESOLVED:

- (1) That the appointment of Councillor Mac Cafferty as Leader of the Council and Councillors Clare and Shanks as Deputy Leaders of the Council on a job share basis to replace Councillors Platts and Allcock be agreed;
- (2) That Councillor Platts be appointed as the Leader of the Official Opposition;
- (3) That it be noted that the Leaders/Convenors and Deputy Leaders/Convenors of the different Groups remain unchanged;
- (4) That the appointment of the Chairs, Deputy Chairs and Opposition Spokespersons to the different committees and sub-committees as set out in the Appendix to the report be agreed;
- (5) That it be agreed that the changes set out in paragraphs 2.1 to 2.4 of the report come into force with immediate effect;
- (6) That it be agreed that under Council Procedure Rule 1.7, to suspend Council Procedure Rules for this meeting to the extent necessary to enable today's business to be conducted in accordance with the revised arrangements set out in paragraph 7 of the report.

15 TO RECEIVE PETITIONS AND E-PETITIONS.

- 15.1 The Mayor invited the submission of petitions from councillors and members of the public. He reminded the Council that petitions would be referred to the appropriate decision-making body without debate and the person presenting the petition would be invited to attend the meeting to which the petition was referred.
- 15.2 The Mayor noted that Mr. Skinner was not present and therefore the petition could not be presented.
- 15.3 The Mayor noted that both Ms. Pike and Mr. Telford were unable to join the meeting and therefore suggested that their petitions either be referred direct to the relevant committee or brought back to a future meeting;
- 15.4 Councillor Gibson then presented a petition signed by 24 residents concerning changes to Parking Zone Z.
- 15.5 The Mayor thanked Councillor Gibson and noted that concluded the item.

16 WRITTEN QUESTIONS FROM MEMBERS OF THE PUBLIC.

- 16.1 The Mayor reported that 6 written questions had been received from members of the public and stated that in view of the recent change in Administration they would be deferred to the Special meeting to be held on either the 6 or 14 August 2020.

17 DEPUTATIONS FROM MEMBERS OF THE PUBLIC.

- 17.1 The Mayor reported that two deputations had been received from members of the public and stated that in view of the recent change in Administration they would be deferred to the Special meeting to be held on either the 6 or 14 August 2020.

18 PETITIONS FOR COUNCIL DEBATE

- 18.1 The Mayor reported that 4 petitions had reached the required number of signatures to warrant a debate at the council meeting, however he stated that in view of the recent change in Administration they would be deferred to the Special meeting to be held on either the 6 or 14 August 2020.
- 18.2 The Mayor noted that there was a need for a short adjournment and adjourned the meeting at 17.11pm.
- 18.3 The Mayor reconvened the meeting at 17.13pm and noted that Councillors Appich and Brown had been able to re-join the meeting.

19 CALL OVER FOR REPORTS OF COMMITTEES.**(a) Callover**

- 19.1 The Head of Democratic Services confirmed that no items had been reserved for discussion.

(b) Receipt and/or Approval of Reports

- 19.2 The Head of Democratic Services confirmed that following reports on the agenda with the recommendations therein had been approved and adopted:

Item 22 Adoption of Brighton and Hove Community Infrastructure Levy Charging Schedule

Item 23 Community Safety and Crime Reduction Strategy

Item 24 Approach to Ongoing Personal Protective Equipment Expenditure: Update July 2020.

(c) Oral Questions from Members

- 19.3 The Mayor noted that there were no oral questions.

20 WRITTEN QUESTIONS FROM COUNCILLORS.

- 20.1 The Mayor reminded Council that written questions from Members and the replies from the appropriate Councillor were taken as read by reference to the list included in the addendum which had been circulated prior to the meeting as detailed below:

(1) Councillor Theobald: Patcham Roundabout.

- 20.2 Would you please set out in writing all the responses that your predecessor Councillor Mitchell and you have given to me and to Councillor Wares to our formal questions about this roundabout at Full Council and at the Environment, Transport & Sustainability Committee in the last 5 years and would you also please make available to Councillor Wares and to me the plans and designs that we are told exist together with all the correspondence between the Council and Highways England on this issue over this period of time.

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

- 20.3 As you will be aware the roundabout falls outside of our highway authority boundary and is the responsibility of Highways England which has complicated this project. I can assure you that B&HCC has been pursuing this matter and have recently made significant progress with gaining the necessary approvals from Highways England in order that the work can take place later this year. I am aware that Officers have already sent Cllr Wares detailed plans and briefings of progress and will also ask them to contact you shortly and ensure that you receive all the relevant correspondence you have requested.

(2) Councillor Theobald: Volk's Electric Railway

- 20.4 Volk's Electric Railway Association has drawn the Council's attention to problems inside the workshop. Last winter highlighted the effect that lack of heating and ventilation has on the building and rolling stock. Salt-laden condensation is affecting the electrical system and even more concerning is the potential harm that the priceless Volk's cars are exposed to.

They are literally dripping wet and this will, in the long term, give rise to deterioration in their structural condition. Money spent now on a proper heating and ventilation system will be money well spent as it will enable volunteers in all weathers to carry out the vital restoration and repairs to the cars. Vera has been shortlisted for the Heritage Railway Awards 2020 in recognition of these volunteers. Will the Chair please arrange for the Committee to include in its budget funding to resolve this matter.

Reply from Councillor Appich, Chair of the Tourism, Equalities, Communities & Culture Committee

- 20.5 The support by the volunteers of the Volk's Electric Railway Association (VERA) to help operate the railway is much appreciated.

The issue of condensation and heating in the train sheds was raised with Volk's Railway staff several months ago by volunteers. Since then, council officers have proposed a solution by way of using a forced ventilation unit which would raise the temperature of the air coming into the shed. This system will provide a more comfortable working atmosphere as well as preventing condensation and the build-up of salt laden moisture from settling on the surfaces.

It is proposed to initially fit the pressurised system to the north shed only to establish whether this resolves the issues. This space affords the best environment to work on the train and paint in the winter. The south shed, which is of a different design and features large external roller shutters, is more complex. This will be addressed at a later date following the results of the work to the north shed. This solution was shared with the Chairman of VERA who also agreed this was a practical way forward.

A preliminary survey has been carried out to the north shed and a full specification and design is now required before quotes for the installation can be obtained.

A budget estimate has been calculated and funding from this year's Volk's Railway planned maintenance budget has been allocated for this work.

(3) Councillor Deane

20.6 How many schools in Brighton and Hove teach Braille and British Sign Language?

Reply from Councillor Allcock, Chair of the Children, Young People & Skills Committee

How many schools in Brighton and Hove teach Braille?

20.7 BHISS provides citywide support for all children requiring Braille teaching. The service includes a peripatetic Visual Impairment Team. This is a statutory and core Local Authority Service consisting of a team of specialist SEN teachers and a specialist SEN practitioner who teach Braille to children and young people that have a severe or profound visual impairment the UEB literary code (Unified English Braille), UEB technical Braille for maths, science and music, how to use specialist access technology such as JAWs screen readers and the necessary tactile learning skills to be able to interpret technical diagrams in lessons.

The Council provide a combination of 1:1 QTVI teaching and in class team teaching with the subject specialist teachers. The service provides regular bespoke specialist training for teaching and support staff across all Brighton & Hove educational settings where there is a Brailist attending. The BHISS visual impairment team follow the NATSIP eligibility framework guidelines (National Sensory Impairment Partnership) to provide equitable and transparent provision. For Brighton and Hove Brailists, the visual impairment team provides the RNIB recommended provision of 7 QTVI (Qualified Teacher of the Visually Impaired) hours per week plus one visit a week from a specialist SEN practitioner and one visit a week from a habilitation specialist who teaches mobility skills such as long cane work and orientation and Independent Living Skills (ILS) such as food preparation, pouring a drink, getting dressed etc. Visual impairment is a low incidence, high need disability and the service therefore provides citywide specialist support for all children requiring specialist training and teaching.

How many schools in Brighton and Hove teach British Sign Language?

20.8 BHISS provides British Sign Language (BSL) teaching in all Brighton & Hove City schools.

BHISS includes the Hearing Impairment Team (a statutory and core Local Authority Service) with a specialist SEN practitioner and a specialist SEN Teacher of the Deaf (TOD) that teach BSL. The service provides BSL training for teachers and support staff in all Brighton & Hove Schools where a child using BSL is placed. The service therefore provides citywide support for all children requiring BSL teaching. The Council also have the Support Facility for Hearing Impairment at Bevendean Primary School. The BHISS specialist practitioner and TOD provide BSL teaching for all staff required to undertake training and qualifications in BSL within the unit, and for teachers and support staff in the wider school.

(4) Councillor Deane

- 20.9 How many schools in Brighton and Hove teach Cookery and/or Horticulture as part of the curriculum?

Reply from Councillor Allcock, Chair of the Children, Young People & Skills Committee

- 20.10 We do not hold specific information on cooking or horticulture in schools within the City.

However, what we can say is cookery and food education can be found within the national curriculum, so it would be reasonable to suppose that all children will do some cookery whilst at school. Many schools also run cookery clubs however we have no record of exact numbers.

Horticulture is taught as a specific subject in one school. Many schools have gardens and horticulture can be popular in primary schools particularly with very young children. Some elements of horticulture can be found within the science curriculum.

(5) Councillor Deane

- 20.11 Are there any plans to formally replace the felled Preston Twin or alternatively, plant a new set of Preston Twins for posterity and long-term future?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

- 20.12 There are currently no plans to replace the felled elm. The priority is to protect the remaining twin and planting another elm that is highly susceptible to elm disease next to it will be a possible source of infection in the future.

(6) Councillor Deane

- 20.13 Will the Administration consider planting an arboretum of memorial trees to those who have lost their lives due to Covid, and invite local residents who have lost loved ones to put their name to a tree in their memory?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

- 20.14 The Administration is happy to consider any suggestions for tree planting although to date discussions and the agreed new woodland at Carden Park are mixed woodland rather than an arboretum if a suitable site is put forward for an arboretum this would also be considered. We appreciate the devastating impact Covid has had on many residents across our city, and we welcome any ideas around memorials that we can consider and engage with residents on.

(7) Councillor Ebel: Missed Recycling Collections Sussex Court, Eaton Road:

- 20.15 Residents in my ward have seen a rise in missed recycling collections over the last few months. The residents in Sussex Court, Eaton Road are particularly affected by these missed collections. Their recycling is due to be collected every day according to the council's website but in the last few months many weeks have gone by without a collection. Other bins in the area are being collected more regularly. This points to a problem particularly with collections in Sussex Court. Can the Chair of the ETS committee please commit to looking into the reason for the continuously missed collections and ensure that going forward recycling and rubbish are collected from Sussex Court as specified on the council's website?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

- 20.16 Cityclean has investigated arrangements for Sussex Court and the information provided on the website is incorrect – I am sorry to the residents of Sussex Court for this. This will be updated in due course to reflect the correct collection frequencies. This will not be daily, but something to accurately reflect the number of residents in Sussex Court.

(8) Councillor Ebel: EU Settled Status

- 20.17 Due to the COVID-19 pandemic, EU citizens were not able to access the scanners in the libraries and in Brighton Town Hall. Could you please tell me how many EU citizens in Brighton & Hove are estimated to have not yet applied for the EU Settled Status? When will the scanners be accessible again so that those who have not yet applied for EU Settled Status can apply before the deadline? How does the Council reach out to support EU citizens with their EU Settled Status applications in light of the impact of restrictions arising from the COVID 19 pandemic?

Reply from Councillor Yates, Deputy Chair (Finance) of the Policy & Resources Committee

- 20.18 [EU Settlement Scheme Quarterly Statistics May 2020 Update:](#)
18,690 EU citizens from Brighton & Hove have now applied to the scheme. 3,720 EU citizens applied to the scheme in the 3 months between 1st Jan 2020 and 31st March 2020.

The new quarterly figures put the city closer to the ONS estimate and it is encouraging to see the large number of local applications. In relation to Covid-19, at the beginning of April the Home Office announced that application processes for the EUSS will now

be longer than usual owing to Public Health England guidance, however this is expected to change as capacity returns to pre-Covid levels for processing applications. Some application routes have reopened in line with public health guidance. This includes the [EU Settlement Resolution Centre](#) and the postal route for submitting identity documents for applicants who are unable to use the EU Exit: ID Document Check app to verify their identity. The deadline for applying for EU nationals resident in the UK before the end of the transition period remains 30th June 2021. Those entering the country from 1st January 2021 will be subject to the new points-based immigration system.

A breakdown of the latest figures can be found below, which would leave an estimated figure of 310 EU nationals in the city still needing to apply to the scheme. **The next release of statistics is expected in August 2020.** Figures are rounded to the nearest 10.

Home Office EU Settlement Scheme Quarterly Statistics Brighton & Hove

	28 th Aug 2018 – 30 th Sep 2019 (Released 7 th Nov 2019)	28 th Aug 2018 – 31 st Dec 2019 (Released 6 th Feb 2020)	28 th Aug 2018 – 31 st March 2020 (Released 14 th May 2020)
Applications to the scheme	9750	14970	18690
Granted Settled Status	4860	7550	9430
Granted Pre-Settled Status	3140	5960	7640
Given 'other' immigration outcome	70	120	220
Applications still in process	1680	1340	1410

Nationality

Austria	60	80	100
Belgium	90	120	150
Bulgaria	310	430	520
Croatia	30	30	60
Cyprus	50	100	140
Czech. Rep.	180	330	410
Denmark	60	90	110
Estonia	40	50	80
Finland	80	130	160
France	650	1020	1290
Germany	520	730	890

Greece	460	710	880
Hungary	530	810	980
Iceland	20	30	40
Ireland (Irish nationals not required to apply but can if they wish)	20	30	40
Italy	1720	2680	3280
Latvia	180	270	320
Lichtenstein	0	0	0
Lithuania	310	430	530
Luxembourg	Between 1-9	10	20
Malta	20	30	30
Netherlands	220	300	380
Norway	50	80	110
Poland	1030	1540	1950
Portugal	510	780	930
Romania	600	900	1140
Slovakia	210	320	420
Slovenia	20	30	40
Spain	1190	1980	2480
Sweden	250	370	460
Switzerland	40	90	120
Non - EAA	320	480	650
Age Group			
Under 18	660	1050	1320
18 to 54	8840	13550	16890
65+	240	360	480

EUSS - Local Support

During February/March 2020 the council had been developing plans with Brighton & Hove Citizens Advice Bureau to provide instructional sessions on EUSS applications with the inclusion of Migrant Help advice.

Planning for these sessions was paused due to social distancing measures and capacity needing to be redirected to the Covid-19 response. The council is now restarting discussions with the CAB and Migrant Help around what shape any local support could take over the coming months as public health measures are eased.

The council has used a range of channels to reach EU citizens and publicise the EUSS and Brexit issues generally, including:

- Features and interviews in local online, print and broadcast media – inc ITV Meridian, BBC SE TV, BBC radio Sussex, Heart FM, The Argus, Brighton & Hove

Independent, Gscene, Kemp Town Rag, other community news letters, BHCC residents' newsletter and Homing In

- Digital screens at Jubilee library, Hove Town Hall main reception and Customer Service Centre
- Distribution of information posters and leaflets at Brighton Register Office, BHCC buildings (inc unions' message boards), community centres and some churches throughout the city
- Letters to community groups, Citizens Advice bureau, Migrant Help Centre
- Brighton & Hove Schools' noticeboard
- Internal staff communications through HR, Cityclean and corporate broadcast messages from chief executive

The council has continued to signpost to the EUSS application process during the Covid-19 pandemic on its website and to related local and national advice including the details of advice for local vulnerable EU nationals.

This information has also been targeted through the Covid Vulnerable People Cell and through services working to accommodate rough sleepers during the pandemic.

The council does not directly provide EUSS advice to EU nationals in the city but options are currently being explored to provide immigration advice to rough sleepers through a funding bid to MHCLG.

A refreshed internal/external communications plan is currently being developed to ensure awareness raising of the EUSS continues in the city until the deadline in 2021.

BHCC Workforce: The council have begun recording whether staff are EU nationals through its equalities monitoring which will help to inform corporate communications planning and requirements for EUSS advice and support going forwards.

ID Verification Service

Due to Government guidance released on 16th March related to Covid-19 further drop-in sessions at Brighton Town Hall Register Office were suspended for the foreseeable future. ID verification services have since been suspended across the UK. A substitute service provided through Jubilee Library was investigated as a possible solution until the library too was forced to close.

The reintroduction of this service is now being sought through other appropriate customer focussed council services with relevant fraud awareness training, although delays to this are anticipated depending on current social distancing measures and a backlog of customer requests, particularly for the Register Office. The Brexit Member Working Group will maintain oversight of the introduction of this service and provide a further report to P&R on Brexit preparations in October.

EUSS Advice & Support for Vulnerable EEA migrants

Migrant Help had been delivering drop in sessions and outreach advice in Brighton & Hove for vulnerable EEA migrants who need help to register under the EU Settlement Scheme.

Migrant Help adviser Charlotte Cheeseman continues to provide remote advice and application support across East Sussex & Surrey. The ID postal submissions service was suspended in March but has now been reinstated. This had caused delays to applications.

Charlotte can be contacted directly if you have any questions regarding this service or know of someone who needs support at: charlotte.cheeseman@migranthelpuk.org

The Home Office announced in March that the funding for advice for vulnerable EU nationals would be continued with a new procurement process launched at the end of May. Migrant Help have declined to apply for the continued funding so will cease local support at the end of September 2020.

The council expects a decision to be made on successful applications in the coming months.

I hope this addresses the issues raised in your question

(9) Councillor Ebel: Leisure Centres

- 20.19 Leisure centres play a vital part in keeping residents in our city healthy and fit. Our swimming pools and gyms offer residents an affordable opportunity to participate in many different sports. The closure of one or more of our leisure centres would have a negative impact, especially on those on low income, as private alternatives are often not affordable enough. In a recent BBC article (<https://www.bbc.co.uk/news/uk-politics-53323286>) it was revealed that half of leisure centres could close. Could you please give an update on the situation in Brighton & Hove? What is being done to support our leisure centres through the COVID-19 crisis?

Reply from Councillor Appich, Chair of the Tourism, Equalities, Communities & Culture Committee

- 20.20 We agree that Leisure Centres play a vital role in providing affordable sports facilities for our City's residents. As you have highlighted as with many other areas - the leisure industry has been severely hit by the Covid-19 crisis to create a significant financial pressure.

Throughout the lockdown period BHCC officers have been working closely with Freedom Leisure as the Operator to support with supplier relief and moving forwards discussions are ongoing regarding the reopening of facilities and to reach a financial agreement.

Facilities will need to open on a phased basis taking into account the cost of running the facilities along with all the additional measures that need to be put in place, including social distancing which will impact on capacity and the high levels of cleanliness and hygiene required.

Withdean Sports Complex will be opening first on 27th July and Freedom Leisure are working hard to ensure that when they do open our centres provide a safe environment for customers in line with Government and Industry guidance.

(10) Councillor Ebel

20.21 The Greater Brighton Economic Board recently released their COVID-19 Impact Assessment Report (<https://present.brighton-hove.gov.uk/documents/s155847/GBEB%20Covid%20Report%20HATCH%20005.pdf>) . In this report concerns were raised that the COVID-19 crisis will particularly affect young people (18-24-year-olds). The report states that there has been a dramatic reduction in apprenticeship positions with some apprentices losing their position just months before the completion of their training. What is the administration and the council doing to alleviate this situation? Are there any programs in place that help apprentices to find another company to complete their training, if their original company is closing down? Can the administration look into offering those who have lost their apprenticeship, and who are unable to find another company to finish their apprenticeship to complete their apprenticeship with Brighton & Hove City Council? How many and what type of apprenticeships is Brighton & Hove City Council currently offering (existing and advertised placements)? Is there a plan to increase this number in the future?

Reply from Councillor Allcock, Chair of the Children, Young People & Skills Committee

20.22 The council's recovery programme includes an external focus on education and skills which will include apprenticeships. The city is still in the early stage of recovery and the full impact of Covid is still manifesting. The government recently announced its 'plan for jobs' strategy which includes the Kickstart Scheme. The government are due to publish the detail mid-July and the council and partners will promote and utilise where appropriate the support available. As at May 2020, the youth unemployment rate continues to be lower for Brighton and Hove compared with the rest of the south-east at 6.1% (vs 7.6% for the south-east, with 9% being the national rate).

Support is available now to apprentices who are made redundant. Providers are able to access funding to continue training redundant apprentices in line with the funding rules. Training providers will use their network of employers to seek opportunities for redundant apprentices, however, many employers and providers have not returned to business as usual with staff furloughed staff. It is possible for an apprentice with less than 6 months left of their apprenticeship to take employment with another employer not related to their apprenticeship, and still be in a position to complete their apprenticeship.

In late July the Education Skills Funding Agency will be launching a support service for redundant apprentices that will:

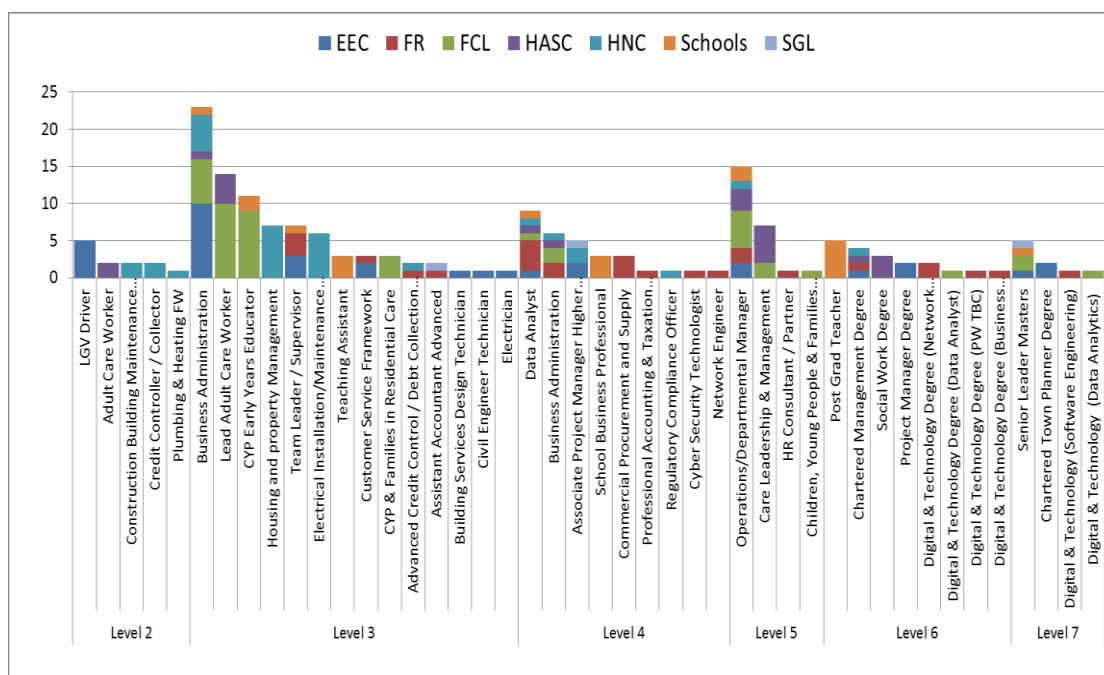
- provide apprentices with advice and guidance on the impact of redundancy
- signpost apprentices to local and national support services
- contain an apprenticeship vacancy sharing service to make redundant apprentices aware of new opportunities

The government has also recently announced an apprenticeship incentive scheme to encourage businesses to offer apprenticeships. The DWP and Youth Employability Service will also continue to signpost young people to apprenticeship opportunities.

The council will seek to respond to the support measures introduced by the government, as well as promote them internally and externally to organisations within the city, to enable displaced apprentices or apprenticeships at risk of redundancy to continue their apprenticeships.

The apprenticeship team continues to promote apprenticeships across the council directorates. The council has 180 apprentices. The council are required to comply with public sector targets in relation to apprenticeship starts, currently set at 2.3% of workforce. For 2019/2020, 82 new and current staff started an apprenticeship. This equated to 1.07% of the workforce an increase from the previous year. 21 apprenticeships are in the pipeline to be recruited. The table below illustrates the number and range of apprenticeship opportunities within the council.

Breakdown of apprenticeship standards and frameworks across the directorates



(11) Councillor Fishleigh

20.23 How much per household does it cost to empty and process the contents of our general waste, recycling and garden waste bins?

Please provide separate per household figures for each of the three services.

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

20.24 It costs £113 per household per year to empty and process the city’s general waste bins.

It costs £33 per household per year to empty and process the city’s recycling bins.

Garden waste is a paid for service. It costs each subscribed household £60 per year. Those who do not have the service do not pay towards it.

(12) Councillor Heley

- 20.25 Since November 2019, Preston Park ward councillors have been asking for the light on the bridge over London Road Station to be fixed. Despite our numerous requests, the repair has still not been made. Why has it taken so long to work with Network Rail to resolve this issue, and when will the light be repaired by?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

- 20.26 This is a very specific issue and one that BHCC street lighting team are not versed in dealing with. We own a very small amount of assets that go over Network rails property and as such we have limited experience with dealing with the situation.

Following the initial faults reported to the authority, BHCC needed to ascertain the ownership of bridge, in order that we could be sure we had relevant permission to carry out alterations, this delay sits with BHCC street lighting team.

Suitable alternative assets needed to be resourced as the lights that have failed are no longer manufactured, this in itself caused further delays.

As BHCC street lighting didn't have a network rail contact, we had to try and ascertain who we needed to contact to work in the vicinity of the railways and what the procedure was. Network Rail were not quick to respond to initial requests.

Colas on behalf of BHCC managed to obtain a contact for Network rails assets protection team (the team responsible for the safety around working in vicinity of railways), they then got sent a number of forms to complete, including risk assessments, method statements and additional safety measures around excessive light over the railways.

Colas completed the forms and sent to Network rail, there was a delay in gathering the information and supplying it to NR, this delay was down to colas and resourcing issues. Colas/BHCC awaiting response from forms to NR, the delay was down to NR.

Colas/BHCC chased NR, to which NR informed BHCC/Colas that the officer dealing with this request was leaving and it would fall to another member of NR staff to process. Colas/BHCC chase again, NR admit to losing the initial paperwork. Colas resubmit the Paperwork and NR respond outlining their process and costs for processing the requests along with the need for BHCC to sign an asset protection agreement in line with NR policy.

In short the process has been hampered all along from all parties involved, however NR have not been quick to respond to BHCC and have been a significant part of the delays due to their complex process, that said BHCC accept there were initial delays in getting the process started due to resource issues and lack of experience with dealing with NR, and that subsequently the term maintenance contractor has experienced delays due to resources which have compounded the issues.

(13) Councillor Hugh-Jones

- 20.27 Given the numerous outstanding leaseholder complaints and disputes with the council concerning overcharging for what they regard as unnecessary and shoddy work while the Mears joint venture was in place, can the administration provide clarification on the point at which, and under what authority, the remit of the joint venture was extended to cover major projects in addition to repairs?

Reply from Councillor Williams, Chair of the Housing Committee

- 20.28 The contract with Mears was a comprehensive term partnering contract that covered responsive repairs, empty property repairs and planned capital works including major refurbishment and improvement projects over a ten-year period. Therefore, it was not extended to cover major projects as the contract already covered that work.

For clarity, the agreement was a Term Partnering Contract and not a joint venture.

The council does have a three stage leasehold disputes process and is working with leaseholders to address their concerns. Following our councillors working group on leaseholders one of the practical measures we introduced to improve engagement was the introduction of a new post of Senior Leasehold Liaison Officer to directly support leaseholders where they have questions or concerns.

New arrangements are now in place for delivering repairs and maintenance through our new in-house service and we are procuring separate planned works contracts and major projects frameworks following extensive engagement with tenants and leaseholders to shape our strategy and these new arrangements.

(14) Councillor Hugh-Jones

- 20.29 I am frequently contacted by residents raising the issue of cars in Preston Park. Drivers park in no parking areas or in bays reserved for blue badge holders. On occasion they travel at speed up and down Lime Tree Walk, "slalom-style" between the speed bumps, despite this being an area frequented by families with small children and pets. The "No Entry" road markings have recently been repainted, yet already I have been contacted by a resident whose dog was almost run over. It seems it is only a matter of time before there is a serious accident. Could the chair please advise
- A) How many penalty charges have been issued in the last year to those parking or driving in Preston Park outside the designated parking areas?
- B) What steps will be taken to adequately restrict vehicular access and enforce parking restrictions (except with respect to blue badge holders), not just in Preston Park but also in our other green spaces so that others are able to use such spaces in safety?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

- 20.30

- A) In the past year we have issued 807 PCNs directly in Preston Park itself.
- B) The Council can and will continue to enforce the park through NSL's Civil Enforcement Officers where Traffic Regulation Orders allow. We would encourage the use of the Rapid Response number where vehicles are observed in contravention of the restrictions in the Park, via our hotline on 03456 035 469 and select option 2. (CityParks can deal with more detailed issues)

(15) Councillor Hugh-Jones

- 20.31 In light of the Black Lives Matter campaign, do you agree that it is time to conduct a review, not just of the city's public monuments, but also of our most high-profile buildings? Do you also agree that the results could form the subject matter of a Brighton Museum exhibition on the contribution of the slave trade to the funding of The Pavilion and Dome, Brighton Town Hall and many of the city's Regency buildings?

Reply from Councillor Appich, Chair of the Tourism, Equalities, Communities & Culture Committee

- 20.32 Following the city pledge to become an Anti-Racist City, as the Council Leader I made the following statement:

"The Black Lives Matter movement has rightly shone a spotlight on colonial statues and street names in the UK and elsewhere in the world.

In Brighton & Hove we're currently reviewing all plaques, monuments, statues and street names on public land to ensure that we're celebrating legacies that reflect our city's values. We will seek to remove any statues or monuments with clear associations with enslavement or plantations"

In response to this, the Communities Equality and Third Sector Team has commenced work on a review of Statues, Plaques and Street names in the city

This will include:

- Work with Black History Project and other BAME groups in the city to establish a review group
- Collate list of statues and plaques and street names for review
- Undertake research of each plaque and statue identified
- Engage with conservation and civic amenities groups and blue plaque panel as required
- Review group to recommend interventions which may include removal/renaming, additional contextual information or no action taken.
- Agree a work programme to carry out physical works and changes and educational or other interventions.
- Confirm budget to carry out works

It is essential that this process is led by BAME led groups in the city, and we are currently in discussion with the Brighton and Hove Black History Group and other key stakeholders to set up the scope, terms of reference and membership of the group.

The current identified scope of the review group is to consider plaques, statues and street names, but this will not be confirmed until the group has met, and should the council wish to incorporate other buildings and educational or learning outcomes into the scope of this group this may be included in the discussion.

(16) Councillor Osborne

- 20.33 Does the council keep stats on the ethnicity of tenants in council properties? If so what is the proportion of BAME households and how does this compare to the average percent of the city?

Reply from Councillor Williams, Chair of the Housing Committee

- 20.34 As at June 2020, from information we hold Black & Minority Ethnic (BAME) tenants make up approximately 10% of the city's council tenants (ethnicity data is not known for around 7% of council tenants.) Around 14% of the council's general needs tenants, and 11% of tenants in seniors housing are from BAME groups.

This compares to the most recent census figures of 19.5% BAME of the overall population of Brighton & Hove.

(17) Councillor Osborne

- 20.35 How many people are employed by the council and what is the breakdown in numbers of employees on various contracts e.g. hours worked- zero hours, part time, full time, flexible, and length of contract- temporary, permanent?

Reply from Councillor Yates, Deputy Chair (Finance) of the Policy & Resources Committee

- 20.36 As at 31st March 2020 a total of 10,185 employees were on the council payroll, including schools' staff. This breaks down as 5072 non school employees, and 5113 school employees and includes those employed on a casual basis.

Hours breakdown

Full time	3557
Part time	5217
Casual	1411
Total	10185

Contract breakdown

Permanent / secondment	6016
Fixed term / Temporary	2758
Casual	1411

Total	10185
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(18) Councillor Osborne

- 20.37 How much money was spent on agency staff during the financial year April 2019/2020 and how much extra is this in comparison to what it would have cost if the job had been carried out by an equivalent council employee? Can you provide a breakdown of agency staff used in each of the different directorates?

Reply from Councillor Yates, Deputy Chair (Finance) of the Policy & Resources Committee

- 20.38 The total spend on agency staff during the financial year April 2019/2020 was £5.7m. This represents a -3.3% reduction on the total spend for the preceding financial year, which was £5.9m.

It is not currently possible to provide a set of meaningful data in relation to a comparison between roles fulfilled by agency employees and the equivalent cost of these being undertaken by a BHCC employees. This data is not currently collected and would require a significant amount of time and resource to assimilate and would be subject to a number of caveats and variables, such that it could not be considered reliable for comparative purposes. This is because BHCC on costs in addition to basic salary will vary for roles at different grades and dependent on pension scheme membership so could only be reported as broad average costings as compared to the overall rate of an agency employee which will also include the agency's commission at differing rates dependent on the category of work being undertaken. In some cases, such as specialist IT&D roles for example, there will not be any direct BHCC equivalent comparator role, or the time required to determine whether a role was comparable and identify it would be considerable.

(19) Councillor Osborne

- 20.39 Does the council use Non-disclosure agreements (NDAs) with staff leaving service? If so, how many of these have been signed in each year since 2014? Can you provide an overall breakdown of which departments/directorates these come from and the total cost of these?

Reply from Councillor Yates, Deputy Chair (Finance) of the Policy & Resources Committee

- 20.40 The principle of not using non-disclosure clauses in settlement agreements was agreed by P&R in December 2019, subject to the agreement of the unions. We anticipate that employees will be supportive as it restricts the use of non-disclosure clauses but gives the employee the choice of keeping the clause if they want to. The proposal is due to be discussed with Union representatives and discussed at the Joint Staff Consultative Forum before coming into effect and we hope to have this in place soon.

In terms of the numbers of settlements agreements that have been entered by the Council, I can provide the following breakdown-

- Brighton & Hove Council staff total number of settlement agreements between 2015 and 2019 is **55** (These figures do not include Brighton & Hove Schools staff)

I do not have a total figure of the cost of these agreements. All settlement agreements for Council staff are required to be considered by the Council's Compensation Panel before they can be approved. The agreements are also monitored by our HR Team in order to provide equality analysis data. All exit packages are broken down in financial bands in the Council's Statement of Accounts which are available online and go back to 2011.

The analysis would suggest that the current numbers of settlement agreements entered in to by the Council is appropriate for an organisation with a staff body of our size. The figures indicate that in relation to gender there are even numbers in terms of the proportion of Council staff who are men and women who have signed settlement agreements over the 4 years (2015-2018). The data that is reviewed by our HR advisory service indicates that there is no disproportionate use of settlement agreements in relation to those with protected characteristics and our Compensation Panel pays special attention to any agreements where protected characteristics are a feature of the agreement. These safeguards we have put in place, in addition to the proposed principle of not using non-disclosure clauses in settlement agreements, are helpful strategies to ensure that settlement agreements are used appropriately, and we have maintained these safeguards in order to ensure this oversight continues. The Council also pays for independent legal advice to be taken by each employee before any settlement agreement is entered into.

(20) Councillor Osborne

- 20.41 How much money has been spent on consultants to develop strategy for the council including think tanks and individuals? Can you provide a list of consultants used and detail what areas they have focused on?

Reply from Councillor Yates, Deputy Chair (Finance) of the Policy & Resources Committee

- 20.42 The appointment of consultancy services are managed within directorates for a wide range of services, including development of strategy, and invoices are passed through a central team. Specific spend on strategy development would require individual analysis of over 200 invoice payments. The officer time to prepare this information is not available in the timescale of the request.

(21) Councillor Osborne

- 20.43 How many children are there in the local authority with education, health and care (EHC) plans?

Reply from Councillor Allcock, Chair of the Children, Young People & Skills Committee

20.44 The number of EHCPs the local authority maintains currently stands at 1799.

(22) Councillor Osborne

20.45 How much debt is held by the council and how does this compare with other councils?

Reply from Councillor Yates, Deputy Chair (Finance) of the Policy & Resources Committee

20.46 At 31 March 2020 the council held debt outstanding of £278 million in relation to short and long term loans.

The Chartered Institute of Public Finance & Accountancy (CIPFA) publishes a 'Financial Resilience Index' which provides a range of 'Indicators of Financial Stress' including indebtedness. The index was last updated for 2018/19 and this showed that out of 57 Unitary Authorities, Brighton & Hove City Council's debt holding was at the average for this group of authorities.

(23) Councillor Osborne

20.47 How many parking spaces are there across the city and how many are owned by the council? Is there any data collected on the occupancy rates of these parking spaces?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

20.48 For the 2018/19 financial year, there were 77,339 on the public highway and within off-street car parks. This does not include figures of non-council owned bays and this figure does not include privately owned Council (such as on Housing Land) spaces.

We do not have any accurate occupancy figures although we have detailed information on income by location.

Parking spaces across the city

	2018/19
On-street parking spaces	37,589
Off-street parking spaces	2,240
Pay-and-display only bays	953
Permit-only bays	22,241
Shared bays (permit and pay-and-display)	12,548
Disabled bays	829
Other bays	939

(24) Councillor Powell: Tackling rogue landlords and empty properties

20.49 According to 'Letting Agent Today', dated 9th January 2020, it was reported that our Labour council had failed to meet the deadline for the funds to enforce rental regulations. The Chair of Housing, Cllr Gill WILLIAMS was quoted as saying that BHCC had set-up "*a new online reporting system for residents to report problems with poor private rented housing.*"

Can the Chair inform us then:

- How this new system works, and how residents access it?
- How the system is being advertised?
- What types of issues are being reported, and if any trends are being tracked?
- Whether renters have reported any energy-efficiency issues that they have raised with landlords, or issues associated with landlords passing on the costs of energy efficiency measures?
- Specifically, what actions are being taken by this council against landlords who are found to be neglecting their properties?
- And specifically, how many cases has the council dealt with since it started?

Additionally, the Chair mentioned within the same article "*we are introducing a new enforcement policy to regulate standards in private rented housing, and to tackle empty homes in B&H*".

Greens and Labour have pledged in the joint Housing programme to tackle empty homes, so could the Chair please tell us:

- How many empty homes (both council and private) the city has, specifically between April 2019 and March 2020?

- How many empty homes has this Labour administration brought back into use since it took the administration in May 2019? And how does this figure compare to the number of empty homes brought back in 2018/19?
- Whether the EPC enforcement post, budgeted for in February, has been filled and, if it has, what enforcement measures have been taken to ensure that landlords comply with their EPC obligations?
- Could the Chair confirm that she will update councillors at the Housing Committee in due course, on how this enforcement policy is working, and how it is being monitored?

Reply from Councillor Williams, Chair of the Housing Committee

20.50 We successfully bid for grant which enabled the development of the online reporting system. However, the later funding bid referred to in the question required a project already in development. In light of this it would have been inappropriate to submit a bid or to submit a bid after the deadline.

How this new system works, and how residents access it?

The system is accessed via the Private Sector Housing Pages of the council's website. It takes people through a series of questions, gathering details on which officers can act, or signposting elsewhere if more appropriate.

How the system is being advertised?

In terms of advertising the system, a press release was sent out at the time; there is also an auto reply email to the Private Sector Housing inbox, and on the answer machine message for our public line. In addition, our Customer Support team signpost to it on the phone if necessary.

What types of issues are being reported, and if any trends are being tracked?

'Develop the enforcement approach to private sector housing to reflect the full range of potential options available to improve management and standards' is a key priority under the Improving private rented housing section of the Housing Committee Work Plan 2019-23. Progress against the Housing Committee Work Plan is subject to regular reporting to Housing Committee with the next report due in September 2020. We are also discussing with members further monitoring measures that may be useful to support provision of additional information on progress against the Work Plan. As well as the numbers of requests for assistance received, which we currently report on to committee members, we can also report on types of issues arising. The most common requests for assistance reported include dampness, disrepair and issues being reported concerning HMOs.

Whether renters have reported any energy-efficiency issues that they have raised with landlords, or issues associated with landlords passing on the costs of energy efficiency measures?

We have not received any reports relating to energy efficiency at this time.

Specifically, what actions are being taken by this council against landlords who are found to be neglecting their properties?

As outlined in our Private Sector Housing Enforcement Policy agreed at Housing Committee in November 2019. In relation to neglect of property - Initially, first contact is to informally require works be carried out to remedy the situation. If this is not successful, we serve a statutory notice, for which we could prosecute for non-compliance. This has not been necessary to date. We are introducing a system of Civil Penalties to consider as an alternative to prosecution.

And specifically, how many cases has the council dealt with since it started?

Please see tables concerning Requests for Assistance received by the Private Sector Housing Team below.

RFAs Raised between 01/04/2019 and 31/03/2020

			*(Enforcement Notices only)
RFAs Raised between 01/04/2019 and 31/03/2020			RFAs with Notices* Issued
RFAs with a related HMO Licence	378	29.39%	1
RFAs without a related HMO Licence	908	70.61%	15
Total RFAs	1,286	100.00%	16

RFAs Raised between 01/04/2020 and 30/06/2020

			*(Enforcement Notices only)
RFAs Raised between 01/04/2020 and 30/06/2020			RFAs with Notices* Issued
RFAs with a related HMO Licence	93	21.63%	
RFAs without a related HMO Licence	337	78.37%	
Total RFAs	430	100.00%	

How many empty homes (both council and private) the city has, specifically between April 2019 and March 2020?

The Enforcement Policy referred to in the question concerned private sector housing not council homes.

It is difficult to provide a figure for the number of private homes in the city that would have become empty between April 2019 and March 2020. This is because some would have been empty for a short period and then re-occupied. The Empty Property Team become involved in bringing long term empty private sector homes back in to use, usually those homes that have stood empty for 12 months or more, unless specifically reported to them, for example due to specific neighbourhood concerns.

As at 1 April 2019, approximately 1,207 homes in the city were recorded as empty for 6 months or more; and at 31 March 2020 the figure was approximately 1,212. There is a myriad of reasons where no targeted or enforcement action is taken, for example where the council is in active dialogue with the owner, a sale or re-let is in progress, or refurbishment or repairs are underway. In addition, the council does not take action on properties awaiting or have recently been granted probate, or where an owner is in care or temporarily elsewhere and likely to return.

In terms of empty council homes, we provide regular detailed performance reports to Housing Committee. Between April 2019 and March 2020, 485 council homes became empty. As at 1 April 2019 there were 75 empty, and as at 31 March 2020 there were 78.

How many empty homes has this Labour administration brought back into use since it took the administration in May 2019? And how does this figure compare to the number of empty homes brought back in 2018/19?

We are unable to separate out figures from May 2019 but can report on the full financial year. From April 2019 to end March 2020, the council brought 150 long term empty private sector homes back in to use. This compares to 162 long term empty private sector homes brought back into use during 2018/19.

Since April this year 21 long term empty private sector homes have been brought back into use, bringing the total since April 2019 to 171.

Whether the EPC enforcement post, budgeted for in February, has been filled and, if it has, what enforcement measures have been taken to ensure that landlords comply with their EPC obligations?

Recruitment to any new posts has been delayed owing to the current Covid-19 emergency.

Due to the Covid emergency we have not been able to go and inspect accommodation except where there are urgent complaints about the condition.

Could the Chair confirm that she will update councillors at the Housing Committee in due course, on how this enforcement policy is working, and how it is being monitored?

As above, *'Develop the enforcement approach to private sector housing to reflect the full range of potential options available to improve management and standards'* is a key priority under the Improving private rented housing section of the Housing Committee Work Plan 2019-23. Progress against the Housing Committee Work Plan is subject to regular reporting to Committee with the next report due in September 2020.

Due to the Covid emergency we have not been able to go and inspect accommodation except where there are urgent complaints about the condition.

(25) Councillor Powell: Learning from the tragedy of Grenfell

20.51 We are 3 years on from Grenfell: the worst preventable tragedy in peacetime.

On 13th June 2020, The Independent stated that *"some 56,000 people were still living in buildings with flammable cladding"*. The Shadow Housing Secretary said that it was a *"national disgrace"* that people were still waking-up all these years on, in *"potential death traps"*. The Labour party went on to say *"if other types of cladding identified as a fire risk are removed at the same rate, it will be almost 40 years before the risk is completed."*

The council website under the heading *"council-owned high-rise-fire safety FAQs"* gives residents a lot of helpful, factual information about what the council has done in response to Grenfell. From this page (which is undated), could the Chair of Housing please answer the following:

- *"Working with the ESFRS, we contacted the owners of private blocks to ensure we have the necessary information to make their blocks safer"*. Can the Chair detail

exactly what meaningful actions this council has taken to ensure that **private blocks** are indeed safe, by providing actual examples?

- In relation to sprinklers being installed as standard in new high rise buildings, this is the reply as listed on the website: *“We will also review our Asset Management Strategy and our new homes design specification to take on board any learning or new regulation”* Can the Chair confirm then, if all **new council properties, and all new housing association properties** are, as of today’s date, having sprinklers fitted as part of the course, or not?
- *“A pilot sprinkler installation at Somerset Point was completed in 2016.”* Essex Place and St James House were noted as completed in 2018. It goes on to say: *“In the longer term we will be reviewing the use of sprinklers, taking into account latest technology and future government guidance.”* Would the Chair therefore confirm if the latest technology and future government guidance has been adhered to, and if all existing council high rise blocks have **retrospectively** been fitted with sprinklers? And if not, when will this be done?
- Can the Chair confirm how quickly the issues raised in the risk reports listed on the website are actioned, as these are not dated?

Lastly, in September 2019, the Pankhurst flats in my ward of Hanover and Elm Grove suffered a terrifying fire. Passers-by were reported in B&H News as saying that *“the fire spread within seconds.”* Could the Chair inform the council when were all Housing Association buildings last fire checked by council officers? And how often are these checked, please?

Reply from Councillor Williams, Chair of the Housing Committee

20.52 The council is committed to providing safe homes and has worked to keep residents well informed around safety and the work that the council is doing in this important area. As part of the council’s Housing Asset Strategy there is a clear focus on ‘Providing Safe Homes’. Regular updates have been provided to residents through Area Panels and to Housing Committee updating on work in this area.

In addition, we have provided a range of information around high rise blocks across the city as requested by central government. In early 2020 the council’s Building Control team carried out an external non-invasive cladding survey of all known blocks of flats thought to be over 18m in height, as part of a data capture exercise for Ministry of Housing Communities & Local Government. The purpose was to identify any blocks that may require cladding to be removed as part of the government’s remediation programme. Approximately 170 blocks were reviewed including, a small number of hotels and student accommodation. None were found to include Aluminium Composite Material (ACM) or High Pressure Laminate (HPL).

Sprinklers are included in the council’s new homes Design Specification and are now fitted as standard in all council new build homes.

Changes to the building regulations in November 2020 will require sprinkler systems for new developments of flats where there is a storey more than 11m above ground level. This will apply to all newly constructed blocks of flats in the public and private sector. Typically blocks of flats with more than 4 storeys will require sprinklers to be fitted post November 2020.

The council has engaged extensively with residents as part of proposals to install sprinkler systems at St James House and Essex Place. Both projects are jointly funded with East Sussex Fire & Rescue Service. The proposal and technical specification have been amended following the last consultation process undertaken with residents at the beginning of the year. The first stage of leaseholder consultation has been completed and the works will shortly go out to tender.

Following the completion of these installations a report will be brought to Housing Committee to consider options for a further roll out of sprinkler systems across the city's housing stock.

Our Fire Risk Assessment process identifies any actions required and sets appropriate target dates. These will depend on the risk identified and can range from immediate actions through to repairs to be completed in 30 days, 3 months or items for review after a year.

Housing Associations are subject to their own regulatory regime as well as requirements that they discharge their statutory duties. Other than responding to information sought by Government around all high-rise blocks across the city outlined above, the council do not have a programme of undertaking fire checks on all Housing Association buildings.

(26) Councillor Powell: Libraries

- 20.53 Bertrams, the (outsourced) supplier to the council of books, labels and catalogues, has gone into administration, as reported in the publication in The Bookseller on 19th June 2020:

<https://www.thebookseller.com/news/employees-be-made-redundant-bertrams-goes-administration-1207533>

Could the Chair of TECC, Cllr Carmen Appich, explain how libraries will be getting new books, including those published these past few months?

And could Cllr Appich also confirm that this actually provides a golden opportunity to discuss with officers, the possibility of now making this a council library-staffed job, as it should always have been?

Reply from Councillor Appich, Chair of the Tourism, Equalities, Communities & Culture Committee

- 20.54 The council procures library stock and bibliographic services through the Jubilee Library PFI contract and this contract is unaffected by Bertrams going into administration. The council's PFI partners are currently seeking alternative suppliers to replace the sub-contract they had with Bertrams. This includes setting up temporary arrangements to procure supplies quickly to mitigate the risk of missing books that have recently been published.

If bibliographic services were bought in-house, considerably higher costs would be incurred to cover the specialist staffing and materials necessary to run them and the costs of books and bibliographic services would no longer be off-set by part of the government PFI grant of £1.5 million.

It is worth noting that the council's library staff already retain the responsibility for book selection and carry out this role in a number of ways. This includes creating purchasing profiles for obvious book-buying such as getting the latest publications from top-selling authors, as well as selecting some of the more esoteric or locally focused stock themselves.

(27) Councillor Druitt

- 20.55 Despite the council's best efforts, the beach remains dangerously overcrowded on sunny days and the resulting amounts of rubbish are shameful. What plans does the council have to ensure that overcrowding on the beach in the summer holidays does not cause a 'second wave' and how does the council plan to facilitate a reduction in litter on the beach from the recent record-breaking haul to zero?

Reply from Councillor Appich, Chair of the Tourism, Equalities, Communities & Culture Committee

- 20.56 Since 4th July the seafront businesses are now able to welcome customers inside their premises and to their outdoor patio areas. Across the country pubs, restaurants and leisure attractions have reopened which now provides more choice and allows the public to stay local if they prefer.

This has taken pressure away from the beach, which for a time during lockdown was one of the few options available for people seeking enjoyment and social activity.

Despite several days of good weather over the last few weeks at no point has the beach become overcrowded to a point where physical distancing is not possible. However, the council Seafront Team is monitoring the situation on a daily basis and is working closely with partners from Sussex Police, SECAMB, HM Coastguard & East Sussex Fire & Rescue Service on safety planning for potentially busy days.

Cityclean has been working with other council services on a coordinated approach and action plan to tackle the waste issues along the seafront, including encouraging businesses and the public to manage their waste more responsibly. The amount of rubbish left behind (11 tonnes in one day) on 25 June 2020, highlights that it not something the council can tackle alone and requires collaboration with others for any measures introduced to prove successful.

The council is focusing on five areas to reduce litter on the beach and work towards a deposit return scheme and alternatives to single use plastics:

1. Environment Enforcement Officers now patrol the seafront area, working in shifts up to 8pm. The officers can offer advice and where appropriate, issue fixed penalty notices of £150. This has already been a positive move with 21 fixed penalty notices issued since they started.

2. A campaign is under development to warn the public on littering offences and inform on how to dispose of waste correctly. Signage is in place in some areas on the seafront and a further review of existing signage take place. Once complete, clear messaging will be placed in identified areas.
3. An additional 70 large bins have been placed along the seafront to cope with hot spot areas and a dedicated vehicle is now servicing the area. The situation is monitored on a regular basis and operations adjusted accordingly.
4. Businesses operating in and around the seafront area are being spoken to, as part of work to explore a deposit return scheme and the possibility of introducing more environmentally friendly containers. Plans include businesses signing up to a pledge, to highlight their support in jointly addressing the litter issues and reducing the harmful impact on the environment, by choosing alternatives to single use plastics.
5. Several volunteer groups, including Surfers Against Sewage, are keen to support the council in keeping the beach clean. A more coordinated approach to volunteers' groups will be established, including the council-led Tidy Up Team, to get involved in litter picking activities. Tool chests will be introduced across the city, including on the seafront, which contain equipment that can be easily accessed by volunteers, to help with clean-up activities and anticipate these to be in place sometime in August 2020.

The council is working hard to tackle the issues on the seafront, with many of us saddened by the way it is being used by some. We will continue to develop actions and put in to place as soon as practicable.

(28) Councillor Drutt

- 20.57 Has the council received a response yet from the Government to the request to use un-claimed funds from the Small Biz grant scheme to enable more local businesses to be supported from the discretionary fund; if so what is the outcome and if not, what can the council do further to support local businesses struggling to stay afloat?

Reply from Councillor Platts, Leader of the Council

- 20.58 On the 9 July 2020 the Leader of the Council Nancy Platts wrote the Rt Hon Robert Jenrick MP, Secretary of State for the Ministry of Housing Communities and Local Government (MHCLG), and the Rt Hon Alok Sharma MP, Secretary of State for Business, Energy & Industrial Strategy (BEIS). The letter confirmed that the council had dispensed all of the allocated discretionary grant funds, amounting to £3.677million to business and sought agreement from government to use unallocated sums from the main business grant fund to enable support to go to those who the council was unable to support.

A response from the Rt Hon Paul Scully MP on behalf of BEIS was received on the 20 July. Unfortunately, the letter reiterated the government's current position regarding the fund and is not proposing any changes to the process to allow for the reallocation of the underspend to the discretionary fund as this time. We have yet to receive a response from the Rt Hon Robert Jenrick to our request.

(29) Councillor Drutt

- 20.59 How many of the council's commercial tenants have requested rent relief (and what is the value of relief requested), and what are the main reasons given for requests? Can the council provide figures for the number of businesses (and the value of rent) that have been granted (i) deferrals, and (ii) write-offs?

Reply from Councillor Yates, Deputy Chair (Finance) of the Policy & Resources Committee**How many of the council's business tenants have requested a rent deferral in light of Covid-19?**

- 20.60 As a direct impact of Covid-19 189 tenants requested a deferment of their March quarter rental payment, either because of forced closure or because of a significant decline in income.

This figure does not include rent arrears that have accrued as a result of Covid-19, where a deferred payment has not been requested.
Nor does it include loss of rent as a result of lease termination due to Covid-19.

How many and for what sums have been granted?

All requests for a rent deferment were granted, equal to £993,684 rent per quarter and £84,241 service charge per quarter. Total £1,077,925 per quarter.

How many of the council's business tenants have requested rent relief (i.e. a rent-free period) in light of Covid-19?

On 30 April P&R Committee granted delegated authority to the Executive Director of Economy, Environment & Culture, in consultation with the Chief Finance Officer, to negotiate and conclude alternative payment arrangements, deferral or reduction, on a case-by-case basis, in relation to its commercial tenants. Working with our managing agents Avison Young, a proforma was prepared for tenants to complete, providing information to support an application for a temporary rent reduction. Criteria for evaluation was also prepared. The proforma was sent to all tenants who had requested a rent deferment for March quarter. 83 tenants have submitted completed proforma's requesting rent reductions equal to £1,025,779 rent loss. This figure does not include loss of rent on Turnover rents.

How many and for what sums have been granted?

None of the requests for rent reductions have yet been granted. All returned proforma's have been evaluated. A briefing note with recommendations and financial implications will be forwarded to Nick Hibberd and Nigel Manvell for their approval in accordance with the 30 April P&R Committee authority.

(30) Councillor Drutt

- 20.61 For the last four weeks residents in Clarence Square have had to put up with noisy air conditioning units running 24/7 from one of the shops; they have complained to

Environmental Health but so far no action has been taken. Can the council explain to residents what they have to do to get action on this matter?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

- 20.62 3 Complaints have been received about noise from the air handling units at 'Yummies' convenience store. Noise nuisance is investigated under the provisions of the Environmental Protection Act 1990. Noise is assessed having regard to the character, duration and frequency of a noise and how it affects a person in their home.

Noise diaries have been sent to all 3 complainants asking them to record how and when they are affected. The case is still under investigation and there is currently insufficient evidence to define the noise a statutory nuisance. If the noise is deemed to be a statutory noise nuisance a noise abatement notice must be served on the business owner. Non compliance with such a notice is a criminal offence. However, sufficient time must be provided to allow for compliance of the notice.

The case officer has contacted the conservation team in the council's planning service to make them aware of the concerns raised in relation to the windows.

(31) Councillor Hills: School Streets

- 20.63 The last Environment, Transport & Sustainability Committee committed to implementing a programme of School Streets to support the safe reopening of all primary and nursery schools in Brighton and Hove. Closing off streets to traffic outside schools encourages active travel to and from school, aids social distancing and protects children, parents and staff from the effects of pollution from exhaust fumes outside schools. It would be great to follow the lead of London boroughs such as Hackney in London, where school streets are being quickly rolled out in almost every primary school prior to schools reopening in September. Could the chair of the committee outline what work is currently being done to facilitate this, and estimate how many of our schools will have School Streets in place when the autumn term starts?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

- 20.64 The key concept on School Streets in the 'Hackney Toolkit' is that no closures will occur outside a school without the support of the head teacher and board of governors as it's important that a partnership approach is adopted to ensure success.

In practice any school road closures will need to be run by school staff and volunteers with guidance from Council Transport Officers. In terms of progress to date, Officers have been talking to the walking and cycling charity Sustrans about ways they can support specific closures and help to train parent volunteers city wide.

So far, a desktop assessment has been used to identify all sites where closures are viable, and further sites where other measures can create more space for social distancing at the school gate.

On July the 8th, the School Streets project team contacted all Infants, Juniors and Primaries (and any nurseries attached to these settings) at potential road closure sites. Independent schools were also approached, though many had already gone on summer holidays.

Sites where other measures are proposed have been contacted this week.

Officers aim to provide weekly updates to all Ward Cllrs about the school sites in their wards and I will ensure you are updated as part of those updates.

(32) Councillor Hills: The SEND Central Hub

- 20.65 Work has been delayed on the planning and consultation of the SEND Central Hub, which includes Homewood College, The Pupil Referral Unit and the Connected Hub premises. Could you tell me when the project will be progressed?

Reply from Councillor Allcock, Chair of the Children, Young People & Skills Committee

- 20.66 This work has been delayed as a direct result of Covid19, however, it will be progressed in September. A specification for the layout of Homewood College has been co-produced with staff across the Central Hub; this includes representation from the PRUs and a member of the Homewood Governing Body. One of the BHCC Architect's is currently using the specification to design the possible internal layouts for both the current Homewood site and the Cedar Centre which is located on Lynchet Close. The cost implications for both sites are being compiled so that a clear 'value for money' comparison can be made across the two sites.

This information will then be presented to staff groups across the Central Hub in September for further discussion and will assist the Homewood College Senior Leadership Team, the Governing Body, the PRU Management Committee and the local authority to make an informed choice on the best location for Homewood College going forward. The BHCC project manager will liaise with the Central Hub to set out a timetable by the 18 September for the remainder of the process, with a date identified for when the final decision is to be made.

It has been decided with the Executive Head Teacher and the Chair of Governors that any accommodation moves for the other sites will be considered further once the permanent location of Homewood College has been decided upon.

(33) Councillor Hills: Voluntary Council Tax Payments

- 20.67 At a previous full council meeting, I brought up the idea of allowing residents to voluntarily increase the amount of council tax they pay to fund specific projects, and this was met with a positive response from the administration. I'd just like to know what progress has been made with regard to rolling this out.

Reply from Councillor Yates, Deputy Chair (Finance) of the Policy & Resources Committee

20.68 I would like to thank Councillor Hills for raising this matter again, which is timely given the potential financial consequences of the pandemic for council services. Officers initially looked at this back in January and identified that, relative to other authorities that had considered a voluntary scheme for high Council Tax band properties, the city has a relatively low number high band H properties. Compared to Westminster, for example, the council has under 200 band H properties compared to Westminster's 15,500 with both authorities having a similar overall number of dwellings. It may therefore be more challenging to make such a scheme work in Brighton and Hove but I am willing to look at widening this out, potentially across all bands, and I have therefore asked officers to bring a report with options to the 8 October Policy & Resources Committee.

(34) Councillor Hills: Access to Madeira Drive

20.69 The lift at Concorde 2 is a much-needed access point to the sea front from Marine Parade, particularly for people with mobility issues or small children. I'd like to ask when will it reopen to the public? While I'm aware its recent closure has been due to the pandemic, the lift has a history of being randomly closed at times when it should be officially in service, which can be very frustrating to users. When the lift does reopen, would it be possible to communicate this to residents on the news section of the council website, and at times when it does go out of service could this be flagged up to residents too via council communications? Also, not all of the sets of steps going down from Marine Parade to Madeira Drive are currently open, and people are not always aware of which are and aren't available to use. Again, could the points at which the steps are useable be made available in an easy-to-find place on the council's website?

Reply from Councillor Appich, Chair of the Tourism, Equalities, Communities & Culture Committee

20.70 The Madeira Lift will not reopen until such time as the need for social distancing is removed. The lift is a confined space and can only be operated by a lift attendant which means that is impossible for the operator to safely distance from passengers. Furthermore, the lift is operated by Concorde 2 on behalf of the council. The venue is currently closed due to Covid-19 restrictions and staff are furloughed.

The staircases which remain open on Madeira Terrace have not altered since the fence was installed in 2015. These staircases along with ramped access are identified on the City Map which is available to download from the Visit Brighton website.

(35) Councillor West: Hove Recycling Centre access

20.71 It has been good to see the re-opening of Recycling Centres, allowing residents to once more dispose responsibly of unwanted items. Social distancing however has required limiting numbers on-site, frequently resulting in vehicle queuing. Queue management changes at Hove have thankfully resolved conflict where drivers were queuing on the Old Shoreham Road and abusing the temporary cycle lane. However, capacity limits mean those who cannot join the queue still find frustration. Even the Mayor, Cllr Robins, has faced this problem, describing getting caught in what may be best described as a game of musical chairs; including u-turns in sideroads and

successive drive bys. None of this can be good for road safety nor congestion, and certainly risks the impatient resorting to fly-tipping.

We foresaw these pressures before re-opening and suggested the need to set up a booking system as other councils have done. Another idea could be to install a webcam with live feed to the council website so residents may check the queue length before setting out.

Other organisations and businesses have been working hard to ensure access to their services is convenient and reliable as we exit lockdown. What is the Labour administration planning to do now to improve the access of residents to these essential environmental services?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

20.72 Hove Household Waste Recycling Site normally has parking bay capacity for 30 cars although some of these bays are very lightly used due to being located away from the popular material streams such as general waste, garden waste and cardboard.

Hove recycling site reopened on Monday 18 May offering 12 bays (40% of normal capacity) to ensure customers and staff complied with the Government's guidance on social distancing. Brighton & Hove City Council and East Sussex County Council ('the Councils') have been working with Veolia to identify extra bays and have increased the number available to 17 which is 57% of normal capacity. This approach fits with current guidance on social distancing at recycling sites which suggests utilising every other parking bay.

The Councils have also worked with Veolia to improve the way vehicles are handled on site in order to speed up throughput and ensure fewer bays are 'empty' of vehicles. This has included extra queuing capacity inside the site.

When the site reopened in May it was handling around 400 cars per day and this has now increased to between 500 and 600 cars per day. Normal throughput at this time of year at Hove is approximately 1000 cars a day.

The Councils continue to work with Veolia to identify where there may be potential to safely increase the number of bays available.

In order to manage queues, some local authorities have introduced booking systems. Our strategy is to increase capacity at the sites in order to accept more residents each day. Whilst a booking system offers residents a guaranteed time slot and helps minimise queue, the number of slots available tends to be quite conservative in order to ensure people who have booked can complete their visit within their allotted time. There are also issues with customers not turning up for their slot, reducing the opportunity for other residents to use the site. Some arrive without a pre-booking which also presents issues and some stay for longer than the allotted time, preventing others from accessing and having a knock-on effect for the remainder of the day. There will also be ongoing administration and subscription costs associated.

Whilst a booking system at Brighton & Hove recycling sites would alleviate the queues outside the site, it would lead to a reduction in the overall number of residents able to access the site each day.

With regards a webcam, CCTV images are bound by data protection regulations as it may be possible to identify someone from information gathered such as facial images or vehicle registration number. Also, it is very likely that by the time the resident reached the recycling centre, the situation would probably have changed since it was viewed on the webcam.

The Councils continue to work with Veolia in order to improve capacity at both sites. The household recycling sites are an extremely popular service for residents and is proven to be an effective way of managing waste with sites able to capture a high number of materials that can go for recycling. It should be noted that the summer is by far the busiest period for the sites, which adds further pressure on the service.

(36) Councillor West: Freight Strategy

- 20.73 In response to the rise in online shopping a lengthening procession of delivery vans and noisy mopeds are filling our streets. A recent survey showed that younger people in particular are placing multiple orders a week creating an average of at least 7 doorstep deliveries a week. It is suggested this is one of the main drivers of increased congestion and poor air quality.

Further to winning £85,000 for 12 e-cargo bikes, what freight strategy is the administration developing to address the changes we are seeing with how people shop? Will this include establishing break-bulk centres to support a significant shift to electric last mile deliveries. Additionally, what support and encouragement will this strategy also give to the use of collection centres and parcel lockers?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

- 20.74 I think we are all aware that our shopping habits are changing, no matter what our age, and that these will have increased during the lockdown period. Managing deliveries of parcels, products and food within the city, whether to our homes, businesses or shops, in a sustainable and safe way is very important. They can present problems in some areas of the city, including larger vehicles sometimes using unsuitable routes to reach or leave destinations.

We therefore need to look at deliveries as part of our wider strategy for managing traffic and movement on our network, including how we achieve the transfer of goods, where necessary. That in itself can have impacts, as it requires space, which we all know is limited in our city. Other ways of receiving or collecting parcels that reduce the need to travel can also help.

The success of the e-cargo bike bid is something we should celebrate and the interest we have had from local businesses to use them has been fantastic. It shows there is an appetite to participate in our efforts to make the city carbon neutral by 2030 and is a sign of things to come.

The council's willingness to explore innovative options for further deliveries and freight movements is further demonstrated through the commitment that has been made to work with the National Infrastructure Commission on a pilot initiative. This will explore how best to support innovation in freight with the objective of reducing the impacts on local congestion.

The ongoing development of our Local Cycling and Walking Infrastructure Plan and a new Local Transport Plan will therefore excellent provide opportunities to consider freight and deliveries in a strategic way.

(37) Councillor West: KPI recycling failure

- 20.75 The appalling news that a staggering 1,089 recycling bin collections have been missed will sadly come as no surprise to anyone living in Brighton and Hove. The sight of an overflowing bin has almost become routine. Worse still, while it's clear that Covid-19 will have had an impact on the City Clean service in recent months, this does not explain away the repeated decline in bin collections across the last few years. The numbers tell a different story: that despite pledges that Labour Councillors would directly 'oversee the service,' the organisation of one of our most basic services, bin collection, continues to fail.

We were told previously that missed collections were the result of the fire at the Waste transfer facility. Then we were told there were a higher number of vehicle breakdowns. At one point, we were told that warm weather overheating trucks was to blame. The problem is, residents have heard it all; and have grown tired of assurances that things will improve. There is clearly something deeply wrong at City Clean and we urge the Labour council to do more to ensure residents actually see the rate of collections improve - not just find themselves the recipients of more empty promises.

City Clean's two-year Modernisation Plan has over-run, with no end in sight to the problems it was promised to fix. In 2015 Labour promised the electorate they'd get the basics right. Five years on can they say when, if ever, they will be making good on that pledge.

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

- 20.76 As Members are aware, the City Environment Modernisation Programme has been established to address several issues within the service.

As has been reported to previous Environment, Transport & Sustainability Committees, at the start of the Modernisation Programme, the scale of the challenge was unknown. As the work has progressed, further issues and improvements have been added to the Programme, increasing the workload for officers and the Administration.

One project underway concerns persistent missed collections and will address the issues raised by Councillor Wares. Officers are investigating the root cause for addresses that are frequently missed and identifying solutions to resolve them. Resolutions include applying for a Traffic Regulation Order for double yellow lines to

improve access to a road, a dropped kerb to enable a communal bin to be moved or changes to parking bays. Some roads will be moved onto the smaller waste collection vehicle where access proves a problem and some roads will be moved to a different collection round. As these changes are implemented, residents experiencing persistent problems will see improvements. Residents will be written to if the activities lead to a change in their collection day.

I am pleased to report that feedback from residents has improved for the most recent quarter i.e. quarter 1 2020/21:

- 63 compliments were received, which represents 50% of the total received for the whole of last year
- The number of complaints between quarter 4 to quarter 1 has reduced by half – 122 to 66; it is also fewer than the number of complaints received for quarter 1 last year

Members will receive an update on the Modernisation Programme at the September Environment, Transport & Sustainability Committee, which includes other projects designed to improve collection performance such as the Keeping the City Clean Review and the Fleet Replacement Programme.

(38) Councillor West: Calling for use of Your Tosser Littering Signs

20.77 Members and residents have been flagging up the surge in littering at the beach and in parks resulting from increased use of Single Use Plastics and surge in al fresco gatherings due to the Covid restrictions. Cllr Pissaridou has described approaches being used to respond to these problems, but these measures just aren't reaching the conscience of many people who need to be made aware of the impact their behaviour is having. Cllr Pissaridou is aware of the cheeky signs in use by York Council. These signs are effective in calling out those who toss away their rubbish. Cllr Pissaridou has so far rejected calls for Brighton & Hove to use these signs, suggesting they won't be effective. Will she now stop rubbishing the idea and commit to getting these signs made up please.

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

20.78 I've seen these signs, and yes, they are cheeky and yes they have gained a lot of media coverage.

However, there is no real evidence to prove they are making a difference in reducing littering or are 'effective in calling out those who toss away their rubbish'.

There is also no evidence to suggest these signs – and using what is essentially a derogatory swear word – reaches the conscience of those people who litter our beaches, parks, open spaces and streets.

Although there has been support in some quarters for using this kind of language, there are also many people who find it offensive and who, quite rightly, oppose the use of these signs in our city.

How does a parent or carer explain the meaning of the word when asked by a child? If truthful, is this really something we should or would want to tell them?

The people who litter know they shouldn't be doing it. They just don't care. Calling them 'tossers' isn't going to make them stop.

We believe our signage – which points out that people will receive an on-the-spot fine of £150 – is far more of a deterrent than calling someone, who probably doesn't care anyway, this kind of word.

The council has its own campaign based around the nudge theory of people loving our city, our beaches, parks, and open spaces and has had very far-reaching coverage and support.

As a clear sign we're getting through to people with our messages, one Tweet about beach litter was seen by more than 100,000 people and 10,000 people reacted to it; and another was roughly half these figures.

These are enormous number by any standards, but even more so for a local authority post.

We're also creating a wide-ranging strategy that will see more litter and recycling education in our schools; closer working with beachfront traders and businesses; carrying our further enforcement; working with volunteers and looking at the current bin allocation and the emptying of them.

To make people put a stop to their littering, we need long-term behaviour change, and this can't be achieved overnight.

But the plans we're putting in place are for the short, medium and long term, and will, we believe, lead to real behaviour change and therefore a cleaner city for everyone.

(39) Councillor Clare

20.79 How many fines for littering have been issued on the seafront between April 1 - June 30, 2020?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

20.80 18 fixed penalty notices were issued between 1 April and 30 June. Patrols along the seafront have been increased and continue each day up to 8pm.

(40) Councillor Clare

20.81 Could you detail the council's policy towards flyposting and its removal – and whether there is an exemption for community groups?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

20.82 Fly-posting, in the main, is illegal. Anyone caught fly-posting will be issued with a Fixed Penalty Notice of £150 under section 43 of the Anti-Social Behaviour Act 2003. The Fixed Penalty Notice can only be issued to the individual committing the act, not the venue or promoter relating to the event.

The council actively removes fly-posting from council owned street furniture, bins, benches, signs etc. and rapidly responds to reported offensive and racist flyposting. The council also seeks to remove fly-posting from closed shops to prevent it encouraging further anti-social behaviour.

The council is not responsible for removing fly-posting from privately owned property.

There are exemptions for local events of a religious, educational, cultural, political, social or recreational character, or any temporary matter in connection with an event or local activity of such a character, which is not being promoted or carried out for commercial purposes.

There are further exemptions as specified in the Town and Country Planning (Control of Advertisements) (England) Regulations 2007.

(41) Councillor Clare

20.83 What was the total number of responses to the recent Youth Service consultation and how does this break down per area?

Reply from Councillor Allcock, Chair of the Children, Young People & Skills Committee

20.84 **283** young people completed the online survey. 235 children and young people (83%) provided a Postal Sector to indicate where they lived. Among these respondent's;

- 49 respondents (17%) lived in the Preston Park and Withdean (BN1 5 and BN1 6) area of the city.
- 25 (9%) lived around Hanover and parts of Queens Parks (BN2 9)
- 21 (7%) in Portslade (BN41)
- 19 (7%) in Moulsecoomb and Bevendean (BN2 4)
- 15 (5%) in South Hangleton and West Blatchington (BN3 7)

Only 5 respondents lived in Woodingdean, Ovendean and Rottingdean (BN2 6, BN2 7 and BN2 8) and 9 respondents lived outside of the city.

Note: The full list by postcode is provided in the appendix.

In addition, **38** young people living across the city with SEND were supported to complete an adapted version of the survey.

A total of **73** young people participated in a one of the 15 young people's focus groups
32 people representing a variety of organisations attended one of the three stakeholder focus groups and 7 individual feedback forms were received

70 parents / carers of children and young people with Special Education Needs and Disabilities (SEND) aged 11-25 completed an online survey

Total of young people that contributed to the Youth Review – **394**

Total of stakeholders that contributed to the Youth Review - **102**

Appendix

Where respondent's live		
Postal sector	Frequency	Percent
BN1 1	4	1.4
BN1 2	1	.4
BN1 3	4	1.4
BN1 4	4	1.4
BN1 5	20	7.1
BN1 6	29	10.2
BN1 7	8	2.8
BN1 8	6	2.1
BN1 9	3	1.1
BN2 0	7	2.5
BN2 1	8	2.8
BN2 3	8	2.8
BN2 4	19	6.7
BN2 5	9	3.2
BN2 6	3	1.1
BN2 7	1	.4
BN2 8	1	.4
BN2 9	25	8.8
BN3 1	2	.7
BN3 2	4	1.4
BN3 3	4	1.4
BN3 4	2	.7
BN3 5	8	2.8
BN3 6	4	1.4
BN3 7	15	5.3
BN3 8	6	2.1
BN41	21	7.4
Outside B&H	9	3.6
Unknown	48	16.6
Total	283	100.0

(42) Councillor Clare

- 20.85 How many fixed term exclusions were issued in local authority schools in Brighton and Hove in the school year 2018-2019 or this school year if the data for the majority of the year is available? Of those fixed term exclusions, how do these break down per ethnicity?

Reply from Councillor Allcock, Chair of the Children, Young People & Skills Committee

- 20.86 The Department for Education publicises national data on exclusions in late July for the preceding year. Data for 2017-18 was published on 25 July 2019. We therefore await the official publication of the 2018-19 data on exclusions.

However, we hold local data that shows there were 1522 fixed term exclusions in 2018-19. Of that total we do not have ethnicity details for 165 instances.

Across the City we have 26.3% of pupils who are BAME. 20.7% of instances of fixed term exclusion fixed term exclusion for BAME pupils. The rate of fixed term exclusion for pupils overall was 5.26%. The rate of fixed term exclusion was below this at 4.15%.

Therefore, in comparison with the total BAME population in the city, a lesser proportion of BAME pupils were excluded in 2018/19 than White British pupils. However, it is important to note that mixed White and Black Caribbean pupils and Black Caribbean pupils had a higher proportion of exclusions than other groups; although the BAME group with the highest proportion of exclusions was Gypsy Roma (but numbers are very small).

A full breakdown of ethnicities can be provided outside of the meeting. This school year has obviously been impacted by the response to Covid-19. We have local data that shows 488 instances of fixed term exclusion were issued.

I would want to assure you that officers regularly share details of the breakdown of exclusions with school representatives in the Behaviour and Attendance Partnership meetings and it forms a focus of the training governors can access on exclusion.

Ethnicity	Number FTE 2018-19	Number FTE Autumn 2019
White British	1088	344
Irish	2	3
Traveller of Irish Heritage	1	0
Gypsy Roma	3	5
Any Other White Background	23	11
White and Black Caribbean	49	12
White and Black African	46	11
White and Asian	33	4
Any Other Mixed Background	35	11
Indian	2	

Bangladeshi	5	4
Pakistani	4	
Any Other Asian Background	2	2
Black Caribbean	3	2
Black African	9	3
Any Other Black Background	3	1
Chinese	1	1
Unclassified	48	13
Total	1357	427

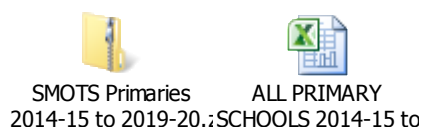
(43) Councillor Clare

20.87 Could you provide the most recent statistics on the number of young people who walk, cycle, use public transport, park and stride and drive to school?

Reply from Councillor Allcock, Chair of the Children, Young People & Skills Committee

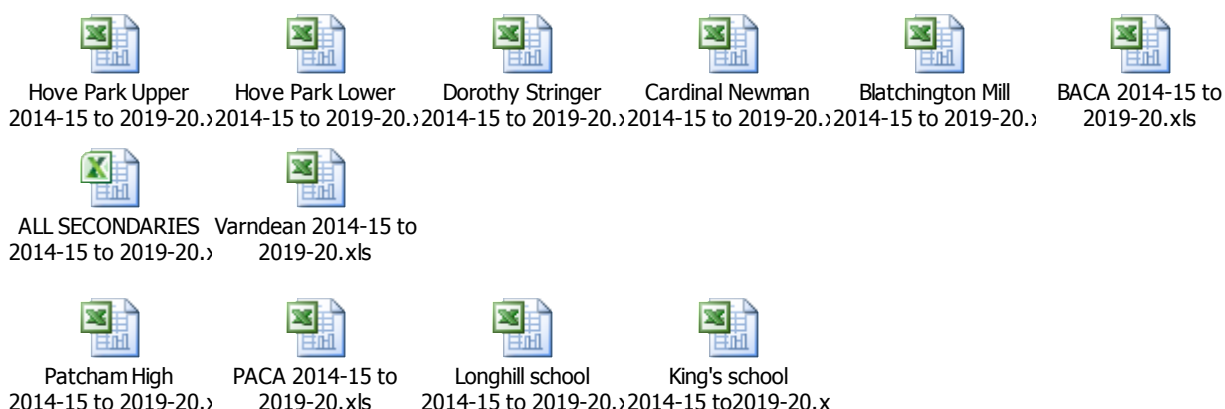
Primary Schools

20.88 Public transport use is 3.9% - much lower than secondary schools, especially for the youngest children. There are 59 separate sites which you can see in the zipped folder.



Secondary Schools

Here are the results for individual maintained Secondary Schools and an overall city-wide summary showing 27% of secondary students using public transport. There are significant variations by school. Faith schools such as Kings (37.2% but no figures for the new site from Sept 19 where public transport use was set to increase) and Cardinal Newman (39.5%) have wider catchments and are more reliant on public transport.



Independent Schools

City wide: Independents 16.3% by public transport, 19.9 by privately funded buses. Large variation between sites - individual results attached.

					
Dharma School 2014-15 to 2019-20.	Deepdene School 2014-15 to 2019-20.	Brighton Waldorf School 2014-15 to 20	Brighton Girls Senior 2014-15 to 2019-20.	Brighton Girls Junior 2014-15 to 2019-20.	Brighton College Senior 2014-15 to 20
					
Brighton College Pre-Prep 2014-15 to	Brighton College Prep 2014-15 to 201	Brighton and Hove Montessori 2014-15 t	Windlesham School 2014-15 to 2019-20.	The Montessori Place 2014-15 to 2019-202	The Drive Prep 2014-15 to 2019-202
					
St. Christopher's School 2014-15 to 20	Roedean School 2014-15 to 2019-20.	Lancing College Prep School 2014-15 to 20	KBIS Theatre School 2014-15 to 2019-20.	ALL INDEPENDENTS 2014-15 to 2019-20.	

(44) Councillor Mac Cafferty: Graffiti Wipes

- 20.89 Graffiti wipes are being decommissioned because of their environmentally damaging contents. When can we know what will replace them or are there other initiatives in train to wipe up tagging, especially on communal bins?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

- 20.90 Graffiti removal wipes have been decommissioned due to their costly and environmentally damaging nature.

Products to paint over graffiti continue to be available via the Tidy Up Team and Community Clean Up Scheme, including paint (most common colours, black, white and magnolia) and equipment to facilitate painting, such as paint brushes, rollers, trays and personal protective equipment.

Cityclean has reviewed the market for an alternative to the wipes. A graffiti removal spray, to be used with reusable rags redistributed from the hospitality industry has been tested and reviewed. Product risk assessments have highlighted the need for certain personal protective equipment, which Cityclean are currently procuring. Once in stock, the wipes, rags and personal protective equipment will be available via the Community Clean Up Scheme.

Also, the empty spray bottles are recyclable, apart from the nozzle, and we will be encouraging residents to reuse these.

The new removal spray is likely to leave smears on communal bins, a problem which was common with wipes. Cityclean's preference is for paint to be used to cover graffiti vandalism on communal bins, which is available from the Community Clean Up Scheme.

(45) Councillor Mac Cafferty: Elm Trees

- 20.91 How many elms have been lost in Brunswick & Adelaide over the past 3, 6 and 12 months?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

- 20.92 This information will be held on our computerised record system unfortunately we cannot access it currently but will get the numbers to Councillors as soon as we can access it.

(46) Councillor Mac Cafferty: Brunswick Lawns

- 20.93 Further to unlawful vehicle incursions on the Lawns will there be an attempt to introduce bunds or posts to prevent further incursions?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

- 20.94 The introduction of either bunds or posts to the seafront lawns will be both expensive and unsightly officers, so officer will consider alternative ways of deterring unauthorised vehicles from going on the lawns. Any proposals from that options development would need to be subject to funding be prioritised by the Council through the budget process.

(47) Councillor Mac Cafferty: BSUH Merger

- 20.95 The proposed merger of BSUH and Western Sussex NHS has come as a shock to most of us and my residents- there appears to have been no consultation with locally elected councillors. Especially in the light of the Covid-19 pandemic we need more health staff and infrastructure not another reorganisation or attempt to stretch already stretched budgets. Can I ask what discussions if any the Chair of the Health and Wellbeing Board has had with local NHS and if the chair will be expressing opposition to such a merger?

Reply from Councillor Moonan, Chair of the Health & Wellbeing Board

- 20.96 There have been no direct discussions with the Council with respect to the proposed merger. The Council received a letter on July 7th confirming that the two boards of Western Sussex Hospitals (WSHT) and Brighton and Sussex University Hospitals (BSUH) have agreed to pursue the creation of a single organisation through merger. The Council will be actively engaging with the NHS Trusts to ensure that the interests of the city are fully considered in these merger arrangements

(48) Councillor Mac Cafferty: GP Access

- 20.97 A year ago, I asked what discussion the city council was having with the Clinical Commissioning Group to help the 1 in 6 people in the city who wait a whole week to see their GP. In light of the Covid-19 crisis that figure will almost certainly get worse. What plans are in place to ensure access to primary care continues?

Reply from Councillor Moonan, Chair of the Health & Wellbeing Board

(49) Councillor Mac Cafferty: Floral Clock

- 20.98 The mechanism is once again broken- this means the clock works for brief periods but subsequently then breaks down. Can a replacement mechanism and parts be found that will work for the long term?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

- 20.99 To date all repairs to the clock have proved to be short term as clocks of this type are very susceptible to vandalism. The gardeners working on the site have suggested replacing the clock with a sundial. Officers will investigate the cost of repairing the clock but unless it has a good chance of lasting this time I have asked them to look into the feasibility of the sun dial suggestion and discuss this with Ward Members.

(50) Councillor Mac Cafferty: EV Charging Areas

- 20.100 Although I welcome electrical vehicle charging points being installed, residents are right to question what their use will be if they are installed next to reserved areas for electrical vehicles. Can I ask the Chair of ETS to explore this with relevant TROs etc?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

- 20.101 Trials of lamp post chargers last year showed that some charge points were well used by resident permit holders without the need for electric recharging only TROs. We will, however, monitor closely for blocked bays. Eighteen lamp post charger bays will be designated for electric vehicle recharging only by August. All new fast and rapid chargers are proposed to be for electric vehicle recharging only.

(51) Councillor Mac Cafferty: Street Closures

- 20.102 As the city tries to recover from a pandemic which attacks the respiratory system, has the Administration considered making the process simpler to organise street closures to enable safe social distancing while communities reclaim their streets from traffic?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

- 20.103 We are receiving a large number of requests for point closures and low traffic neighbourhoods that can be created by installing filtered entry points at key locations throughout an area. To manage this demand we must take a strategic approach to manage traffic in residential areas rather than focussing on individual streets which can simply displace an issue from one street to the next.

The Council is in the process of developing a Local Walking and Cycling Implementation Plan (LCWIP) which will be used to prioritise funding for future years. This work will specifically look for opportunities to introduce ideas like the low traffic

neighbourhood approach in areas across the City and requests can be put forward as part of the engagement process later this year.

In the meantime, the Council is focusing staff resources on the delivery of the agreed Covid-19 Transport Action Plan.

(52) Councillor Nield: Tongdean Lane

20.104 I am very pleased to see the actions currently being taken to make it easier for residents to walk and cycle in Brighton and Hove. However, outside of these specific schemes, walking and cycling remain difficult and often hazardous modes of transport. In Withdean ward a long stretch of Tongdean Lane has no pavement or street lighting and residents must walk in the road. This stretch is clearly marked "Access Only" but is used daily as a cut-through by speeding vehicles. I have witnessed on different occasions a woman pushing a pram, and a woman walking home with her toddler having to contend with car drivers using this road at speed. In addition, residents tell me that the road surface is in dire need of repair, which makes it hazardous to cyclists. While I understand that the current focus for improving cycling and walking provision is on strategic corridors and city centres, could I have some assurance that, particularly as the LCWIP progresses, we will be able to move on to finding solutions to some of our more direly neglected local walking and cycling issues such as that in Tongdean Lane?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

20.105 I am pleased to be able to confirm that there are plans in place to resurface Tongdean Lane, for the section between Dyke Road Avenue and Shepherd's Croft. These works are planned in for this financial year and therefore should be completed by next April.

There are a number of other locations in the city where a lack of footways has also been raised, some of which are on today's agenda.

As you know, the council is currently developing its Local Cycling and Walking Infrastructure Plan, and I can confirm that your comments and request about pedestrian issues in this location have been noted by officers and will be taken into account as part of this ongoing work.

When we investigate providing new footways we do have to consider the overall costs which can include the need to re-construct road surfaces and drainage, and divert or lower underground services if there is space to do so. These works can be major and would need to be considered as part of our overall prioritisation of similar locations, in order to determine their suitability for being progressed within the budget available at the time.

Your concern about driver speeds and the Access Only arrangement have also been noted by officers, although we need to recognise that the enforcement of 'moving traffic' offences like these are the responsibility of the Police, and I would encourage residents to contact their local Community Support Officer about incidences when they happen.

(53) Councillor Wares: City Clean

20.106 The Conservative Group submitted a Freedom of Information request regarding the agreement reached between the Administration and the GMB Union in respect to Cityclean around February this year. This followed a period of industrial unrest when strikes at Cityclean were potentially imminent. Officers have confirmed they do have the information requested but are considering if publishing the information is in the public interest. For over two years the Administration have been trying to modernise Cityclean but in the same period, customer satisfaction has hit all-time lows, missed refuse collections have increased by 600% and missed recycling collections have trebled. At various Committees it has been advised that issues at Cityclean were far greater and more deep rooted than expected even though the council has been run by Labour for the past five years.

With Cityclean in such a dire condition, it is unthinkable that the agreement reached between the Administration and the GMB is anything other than in the public interest when such an agreement quite clearly will impact a basic council service for which council tax is collected.

Would the Leader of the Council therefore confirm, in the public interest and to meet her pledges of openness and transparency, that she will instruct officers to release all information relating to the agreement save of course any information that relates to individuals where GDPR legislation is applicable.

Reply from Councillor Platts, Leader of the Council

20.107 A Freedom of Information request was received in relation to disclosure of this agreement on 15th June. The requestor has been notified that this request is being considered and that a response will be provided no later than 6th August. There are occasions when documents held by the Council are not disclosed under Freedom of Information requests, in accordance with the law and the proper application of exemptions that are set out in the legislation. In particular, information is exempt from disclosure if it would prejudice the effective conduct of public affairs. The Council must carefully balance the public interest in disclosing or not disclosing a particular document. Personal information would also be exempt from disclosure. This is not a member decision. The request will be considered and decided by officers against the proper legal framework and a response provided in accordance with the timescales indicated.

(54) Councillor Bagaeen: BAME Representation

20.108 New data shared in a report by the University of Manchester published on 7 July 2020 shows that only 7% of all UK councillors are from a black, Asian or minority ethnic (BAME) background, which is half the percentage BAME people make up of the country's overall population (14%).

The report, by Professor Maria Sobolewska and Dr Neema Begum from the University of Manchester notes how only 13% of Westminster councillors are from a minority ethnic background, compared with 38% of the population.

The report shows that Brighton and Hove has a disparity of 12 percentage points between representation (0%) (2018) and the BAME percentage of the population (11.9%).

These figures impact resource allocation given that councillors have greater immediate power and control over resources.

In the Operation Black Vote audit of BAME councillors 2018, it found that of the 123 Single Tier authorities in England, one third has either no BAME representation or one BAME councillor. 28 Single Tier councils have no BAME councillor whilst 12 have just one.

This audit was damning of the record of Brighton & Hove noting that the city came in as one of those 28 single tier councils with no BAME councillor representation.

The scale of ethnic under-representation in local government is perpetuating racial inequality and disadvantage. What has the administration done to address this challenge in our city?

Reply from Councillor Platts, Leader of the Council

20.109 Thank you for your question. Although there may be questions about the total accuracy of some of the figures, there is no question that there is a significant under-representation of the BAME population among Councillors nationally as well as in Brighton & Hove City Council. This is regrettable and the administration supports any steps taken to address it.

Before individuals can become Councillors, they have to stand and win elections. The selection of candidates is, of course, the responsibility of the different political parties and not the Council. We do not, as a Council, have the power to make individuals councillors outside the election process. However, within the limitations of the law and the restrictions on party-political activity, local authorities can do a number of things to encourage and facilitate better representation. There was a review undertaken by the Policy & Resources Committee last December and, more recently, in response to the Black lives matter. Some of the initiatives we have introduced or are in the process of introducing include:

- An information session for potential candidates ahead of local elections which is open to any person interesting in standing for elections. This covers an explanation of the rules relating to local authorities, what being a Councillor involves, the election process and the support available. We invite serving Councillors to share their experience so that anyone interested has the opportunity to consider becoming a Councillor. In the future, we plan to hold these sessions long enough before the election and also bring some speakers from BAME background that potential BAME candidates can relate to. It all has to be done on a strictly non-party-political basis.
- The Council agreed to introduce a Standing Invitee to the Policy & Resources Committee to enrich its deliberations by bringing their lived experience. They have to be someone who lives or works in Brighton & Hove area and not active in party politics. This has the support of the Racial Harassment Forum. We are in the process of advertising for the position and hope to get the person in position in time for the October meeting of the committee. They will be provided with the necessary support and guidance. Although not a Councillor, they will be able to contribute to

discussions in the most powerful committee of the council and they will also have opportunities to meet senior politicians and officers.

- As part of the emerging anti-racist strategy, we are proposing to introduce a Civil Leadership Programme. This will give individuals from BAME background the opportunity to shadow or be mentored by a person in a position of leadership in public services and business, including the Council, Police, Universities, the NHS, Magistrates and local businesses. This will be accompanied by academic studies provided by the University of Oxford. It will give the candidates the experience, encouragement and opportunity to put themselves for positions of leadership whether in politics, civic life or business.
- Although your question is primarily about democratic representation, I think it would be helpful to mention, for completeness, some of the work we have been doing within our workforce. Although we have some way to go before we can be satisfied, the percentage of BME staff employed by the Council has been increasing at a steady pace over the last 5 years, increasing from 5.98% at 31 March 2015 to 7.74% at 30 June 2020. Since 31 March 2018, there has been an increase of more than 3% of job applications received from BME individuals. This is likely to be as a result of recruitment initiatives that include targeted advertising on social media, engagement with community groups and co-hosted job application workshops with the National Careers Service. Further work is planned to support the success of BME applicants through the recruitment process and to progress existing and future BME staff into higher-graded positions where there is greater under-representation.

To conclude, I very much agree that we need to address the current underrepresentation of the BAME Community among Councillors and MPs locally and nationally. The Council is determined to play its part in supporting this and has already started taking some initiatives mentioned above. We also have to accept that the primary responsibility sits with political parties who are the ones who select candidates. I therefore hope that all parties will encourage and facilitate the selection of BAME candidates in winnable seats so that we can have a Council and MPs that are more reflective of the community they serve.

(55) Councillor Mears: Homeless Reduction Board

20.110 The council has received significant funding support from the Government to house rough sleepers in the City through to September. According to figures published in the Argus, Brighton & Hove City Council had spent up to £2.4 million by the end of June.

However, despite this support, residents are sadly still seeing many examples of homelessness and begging across the City

Following on from Labours announcement of its strategy for ending homelessness in Brighton & Hove, and the establishment of a:

Homeless Reduction Board serviced by a Homeless Operational Board with The Strategy and Action Plan being referred to the Housing Committee on a six-monthly cycle.

With the homeless and rough sleepers due to leave accommodation by September,

Can the public have confidence that this will not be more than a talking shop and will actually deliver results?

Reply from Councillor Williams, Chair of the Housing Committee

- 20.111 The Homeless Reduction Board governance arrangements will ensure we capture work being done and engage collaboratively to keep a focused and deliverable approach over the lifetime of the strategy.

Whilst we have immediate challenges following Covid 19 in relation to rough sleepers on which we remain in regular discussion with Government, in particular concerning funding, this is only one aspect of the overall strategy which covers a 5-year period and focuses on all aspects of homelessness.

The governance of the strategy will reflect the model used for the Housing Supply Member Board, with the addition of the chair of the Health & Wellbeing board as non-voting member. The supply member board works efficiently and it is envisaged that replicating this model will enable a clear focus to drive towards achieving outcomes. The Strategy and Action Plan shall be referred to the Housing Committee and so members will have oversight to monitor progress against the Action Plan. The composition of the Board includes cross party members in addition to non-voting members from CCG, Probation and prison services, Health, police and the Chair of Health & Wellbeing Board as well as Executive Directors to cover Families, Children & Learning Adult Social care. These are senior representatives who will enable the Board to remain focused and have effective challenge.

(56) Councillor Rainey: Street Trees

- 20.112 The loss of street trees in Brighton and Hove is an ongoing problem and stumps rather than trees feature in many of the city's streets including numerous streets in Queens Park ward. Residents have offered to raise money for replacement trees and to sponsor new trees, and the Woodland Trust has offered donated trees. However, the infrastructure does not seem to be in place for these offers to be taken up. Please can the Chair of ETS explain how provision can be put in place for the stumps of street trees to be replaced by new trees, if money has been raised by residents and/or charities to cover the cost of removing stumps and buying and planting new trees?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

- 20.113 In the past Cityparks has had a few requests each year for donation trees in parks and occasional requests for donations on streets as a response to the increase interest in this and the anticipated increase in donations a full time and a part time post have been agreed to facilitate this. These posts were agreed at budget council but as a result of Covid 19 have not yet been filled and are unlikely to be filled prior to October. Having started the financial year with a plan to expand the ability to facilitate donations the effect of Covid has been to delay recruitment to these posts and severely restricted the amount of administrative support the arboricultural team has had. ETS committee agreed a scheme to replace stumps with trees across the City and provided £200k for this purpose.

I am afraid to say that we now have the added problem of a serious outbreak of elm disease taking arboricultural staff away from planning tree planting. Staff from elsewhere in Cityparks have been tasked with facilitating the Carden Park scheme but this cannot be done for street tree planting and we will not be able to deal with the level of interest until these posts are filled.

(57) Councillor Rainey: Public Playgrounds

20.114 Public playgrounds have been closed for the duration of lockdown and only began to re-open last week. During this time some playgrounds have fallen into disrepair and desperately need to be improved if they are to be enjoyed safely by Brighton and Hove's children. Does the administration have a schedule of improvements planned for the city's playgrounds and if so when will it start to be implemented?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

20.115 The Administration does have a schedule of improvements to playgrounds but implementation has been slowed following the officer leading on this project transferring to another post within the council. Major works are principally funded through planning gain and in the next two years the 15 playgrounds listed below are due for significant improvement

Outside of this plan other improvements are being made with the help of donations from groups and individuals. Work on a new playground at Stanmer Park funded by a member of the public is just about to start and organisations such as Parklife are likely to make improvements in the Saltdean, Rottingdean and Ovingdean areas.

Blakers Park BN1 6FF
Carden Park, BN1 8LE
Chalk Pit (Warrior Close) BN41 2HW
Easthill Park, BN1 8NE
Hollingbury Park BN1 6JL
Mackie Avenue BN1 8TS
Preston Park BN1 6HJ
Queens Park BN2 2GE
St Ann's Well Gardens BN3 1PP
Saltdean Oval BN2 8SJ
Saunders Park BN2 4AE
Turner Park, BN2 0AR
Whitehawk way BN2 5FW
Woodingdean Central Park BN2 6UB
Woollards Field BN1 6JD

(58) Councillor Rainey: Children's Mental Health

20.116 Lockdown has been a challenging time for everybody, but children and young people have been particularly affected. Schools and colleges being closed and lack of opportunities to socialise mean that children and young people are suffering from social isolation and have become increasingly reliant on screen-based activities and social media, leading to an increase in mental health problems. There has been a significant increase in eating disorders in particular among young people during lockdown. What actions are the administration taking to address this increased need for mental health support for children and young people post-lockdown?

Reply from Councillor Allcock, Chair of the Children, Young People & Skills Committee

20.117 As a local authority we are working closely with our colleagues in the CCG and SPFT on a 'Restoration and Recovery' piece of work that focusses on children and young people's mental health and well being post lockdown. The Emotional Mental Health and Wellbeing task and finish group will be meeting fortnightly to review existing priorities within our organisational plans for delivery in 2020/21 and ensuring our existing services can meet these priorities for our children and young people going forward.

As part of this work we will be analysing the available data to inform our planning. Currently we have no specific data around impact of Covid19 on children and young people in Brighton and Hove. Therefore, we are not clear as to whether there is a causal link between children and young people with restrictions on social contact engaging in an increased amount of screen-based activity or social media, which is then leading to an increased mental health problems. However, it is our intention, through the group, to review any available data that could identify the impact of Covid19 on our children and young people's mental health. We will use the national data and local data (where available) and performance of our current service providers to indicate any issues/concerns or areas of impact for consideration/mitigation in terms of COVID impact.

We will also be working with our providers to understand service user experience to ensure we have a good understanding of how lockdown has impacted upon their mental health and access to services.

A recovery and restoration plan that takes into account all of the above will be produced by the task and finish group and will be reported back to the Children and Young People's Recovery and Renewal working group who will monitor progress.

It is also important to note that throughout lockdown Brighton and Hove's Inclusion Support Service have offered support to families, children and young people through a range of different interventions and strategies. They have also linked with youth groups, school nurses and other organisations in order to publicise our offers and offer referral routes.

These offers will be built upon over the summer, with the addition of art-based projects and 'walk and talk' activities. These being aimed at supporting children and young people who are feeling anxious or concerned around returning to school.

We have not yet been approached for support around eating concerns as yet, but the BHISS team are happy to work with the CCG and our colleagues in SPFT to look at how we might support with this moving forward.

(59) Councillor Gibson

20.118 How many properties bought under the home purchase policy in 19/20 were bought with support from the rent reserve and how much of the rent reserve was used up?

Reply from Councillor Williams, Chair of the Housing Committee

20.119 Of the 43 properties the Council completed purchase on during 2019/20, seven of them were purchased using £0.249m (or 12%) of the £2.06m rent reserve.

This leaves a balance of £1.811m to use over the coming financial years.

Use of rent reserve to support home purchases was agreed by Housing Committee in September 2019, and so only applied to purchases made after that date. All purchases still need to represent value for money, so rent reserve is only used up to a certain value.

(60) Councillor Gibson

20.120 For each of the years 17/18, 18/19 and 19/20, what was

- a) Parking enforcement income
- b) On street parking charge income
- c) Off street parking charge income
- d) CPZ Permit income
- e) Parking enforcement costs

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

20.121

On-Street Parking Surplus

Income by source	2017/18	2018/19	2019/20
On-street parking charges	£10,839,586	£11,441,854	£11,558,889
Permit income	£9,252,061	£9,589,716	£10,081,467
Penalty Charge Notices (including bad debt provision)	£3,852,449	£5,832,784	£5,744,489
Other income	£36,338	£95,985	£78,841
Total	£23,980,433	£26,960,340	£27,463,686

Direct cost of civil parking enforcement	2017/18	2018/19	2019/20
Enforcement	£3,620,476	£4,601,931	£4,928,865
Admin, appeals, debt	£3,371,630	£3,238,111	£3,528,637

recovery and maintenance Scheme review / new schemes	£767,569	£1,076,960	£1,239,479
Capital charges	£1,010,833	£1,261,186	£1,265,915
Total	£8,770,508	£10,178,188	£10,962,896

Surplus after direct costs	£15,209,925	£16,782,152	£16,500,790
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(61) Councillor Gibson

20.122 How many new CPZ permits issued in the financial year between 1st April and the 15th of July? And of these how many were issued to households on council tax benefit at the lower rates? (i.e. the number not passing on the full increase agreed at budget council)?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

20.123 Between 01/04/2020 and 15/07/2020 we have issued 11,805 resident permits.

We do not currently have the ability to record those residents paying reduced council tax, this facility to produce this information is being developed to begin operation in late August.

(62) Councillor Gibson

20.124 As of 20th July, how many additional staff have been taken on to administer the concessionary full CPZ charges?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

20.125 This is within Appendix 4 of the Targeted Budget Management (TBM) Report Provisional Outturn 2019/20 to 9 July 2020 Policy & Resources committee. Please see pages 128 to 131 which sets out headline details on the EEC underspend of £1.574 million.

This summarises that within Parking Services this is substantially due to higher than budgeted Penalty Charge Notice income of £1.050m where bus lane enforcement has continued to generate a higher number of PCNs than anticipated; parking suspension income of £0.667m and on-street parking income of £0.204m. A range of other less significant variances contribute to a net underspend of £0.235m.

(63) Councillor Gibson

20.126 The 19/20 budget provisional out turn shows an underspend of £1.574m primarily due to "over achievement on income streams from parking and commercial rents" Can the amount of the parking overachievement be broken down into its separate elements

(i.e. between on street, off street, enforcement and CPZ and can the amount of additional commercial rent income over budget?

Reply from Councillor Wilkinson, Deputy Chair of the Environment, Transport & Sustainability Committee

20.127 This is within Appendix 4 of the Targeted Budget Management (TBM) Report Provisional Outturn 2019/20 to 9 July 2020 Policy & Resources committee. Please see pages 128 to 131 which sets out headline details on the EEC underspend of £1.574 million.

This summarises that within Parking Services this is substantially due to higher than budgeted Penalty Charge Notice income of £1.050m where bus lane enforcement has continued to generate a higher number of PCNs than anticipated; parking suspension income of £0.667m and on-street parking income of £0.204m. A range of other less significant variances contribute to a net underspend of £0.235m.

(64) Councillor Gibson

20.128 As of the 20th of July, what is the total number housed in hotels, student halls and of: Please provide a breakdown of the outcomes (as of the 6th July) for homeless people accommodated in hotels, student accommodation symptomatic and ex symptomatic accommodation who have been housed since 18th March

- a) Verified rough sleepers
- b) Other homeless people housed to avoid rough sleeping

Reply from Councillor Williams, Chair of the Housing Committee

20.129 We are currently finalising and verifying this data.

Information requested for Policy & Resources Committee as of the 6th of July was provided for the meeting of 9 July. Information 'as of 20 July' cannot be provided and verified within the timing allowed for consideration of responses ahead of release for Council on 23 July.

Policy & Resources Committee on 9 July agreed to the setting up of the Homelessness Reduction Board.

The first meeting of this Board is currently scheduled for the 29th July.

We propose to bring a full update on progress on our response to homelessness & rough sleeping under the Covid-19 emergency, including a response to this question, to the first meeting of the Homelessness Reduction Board.

(65) Councillor Gibson

20.130 As of 20th of July, how many Personal Housing Plans had housing options completed since beginning of April for verified rough sleepers and how many are outstanding?

Reply from Councillor Williams, Chair of the Housing Committee

20.131 We are currently finalising and verifying this data.

Information requested for Policy & Resources Committee as of the 6th of July was provided for the meeting of 9 July. Information 'as of 20 July' cannot be provided and verified within the timing allowed for consideration of responses ahead of release for Council on 23 July.

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(66) Councillor Gibson

20.132 As of 20th of July

- a) How many verified rough sleepers and other homeless households have no local connection and can be safely reconnected?
- b) Since 18th of March how many verified Rough sleepers and how many other homeless households or individuals have been safely reconnected?
- c) How many safe reconnections need to take place between 20th July and the 4th of September each week to safely reconnect all those without local connection qualifying for safe reconnection?

Reply from Councillor Williams, Chair of the Housing Committee

20.133 We are currently finalising and verifying this data. Information requested for Policy & Resources Committee as of the 6th of July was provided for the meeting of 9 July. Information 'as of 20 July' cannot be provided and verified within the timing allowed for consideration of responses ahead of release for Council on 23 July.

Policy & Resources Committee on 9 July agreed to the setting up of the Homelessness Reduction Board.

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(67) Councillor Gibson

20.134 As of the 20th of July, how many accommodated in Hotels, student accommodation, symptomatic and ex symptomatic accommodation? And how many are receiving of rent support payments?

Reply from Councillor Williams, Chair of the Housing Committee

20.135 We are currently finalising and verifying this data.

Information requested for Policy & Resources Committee as of the 6th of July was provided for the meeting of 9 July. Information 'as of 20 July' cannot be provided and verified within the timing allowed for consideration of responses ahead of release for Council on 23 July.

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(68) Councillor Gibson

20.136 Please provide an update to the information in the same categories provided to PR (9th July) of the outcomes (as of the 20th July) for homeless people accommodated in hotels, student accommodation symptomatic and ex symptomatic accommodation who have been housed since 18th March?

Reply from Councillor Williams, Chair of the Housing Committee

20.137 We are currently finalising and verifying this data.

Information requested for Policy & Resources Committee as of the 6th of July was provided for the meeting of 9 July. Information 'as of 20 July' cannot be provided and verified within the timing allowed for consideration of responses ahead of release for Council on 23 July.

Policy & Resources Committee on 9 July agreed to the setting up of the Homelessness Reduction Board.

The first meeting of this Board is currently scheduled for the 29th July.

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(69) Councillor Gibson

20.138 Given the answer provided to July's PR showed that the rate that BHCC has rehoused verified rough sleepers has been under 5 a week and safe reconnections have been around 1 a week totalling 6 a week overall since 18th of March and given that on average there are currently around 10 new rough sleepers being accommodated each week, how many verified rough sleepers is it estimated that BHCC would need to provide accommodation for each week up until the end date of the current hotel

contracts (at the beginning of September) to house existing rough sleepers and projected newly discovered?

Reply from Councillor Williams, Chair of the Housing Committee

20.139 We are currently finalising and verifying this data.

Information requested for Policy & Resources Committee as of the 6th of July was provided for the meeting of 9 July. Information 'as of 20 July' cannot be provided and verified within the timing allowed for consideration of responses ahead of release for Council on 23 July.

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(70) Councillor Gibson

20.140 The answer to PR on the 9th of July indicated that up to 6th of July 62 rough sleepers had been housed in supported accommodation and that 16 rough sleepers had been safely reconnected, please can you provide a breakdown showing numbers housed in each of the different supported accommodation facilities and please can you indicate who managed these 16 reconnections and list the different destinations people were reconnected to?

Reply from Councillor Williams, Chair of the Housing Committee

20.141

Please see supported housing breakdown below.

Agency/Service	# of Move-ins
The Circle	5
Community Moves	1
Coracle	3
Lower Rock Garden	2
Glenwood Lodge	7
New Stein Mews	3
George William Mews - Medium	2
George William Mews - Low	1
Phase One	8
St. Pats	19
Equinox Women's Project	1

William Collier House	10
Total	62

Reconnections were managed jointly with St Mungo's and Housing options as part of the single service offer.

Below are the destinations people were reconnected to.

Location	Number of reconnections
Romania	1
Newhaven	1
Kent/Medway	2
Newham	1
Cornwall	1
Bulgaria	1
Eastbourne	2
Bayswater	1
Dorset	1
Wiltshire	1
Littlehampton	1
Birmingham	2
Belfast	1
Total	16

(71) Councillor Gibson

20.142 As of 20th of July how many verified rough sleepers have been housed in phoenix halls and how many have been housed in other emergency accommodation?

Reply from Councillor Williams, Chair of the Housing Committee

20.143 We are currently finalising and verifying this data.

Information requested for Policy & Resources Committee as of the 6th of July was provided for the meeting of 9 July. Information 'as of 20 July' cannot be provided and verified within the timing allowed for consideration of responses ahead of release for Council on 23 July.

Policy & Resources Committee on 9 July agreed to the setting up of the Homelessness Reduction Board.

The first meeting of this Board is currently scheduled for the 29th July.

We propose to bring a full update on progress on our response to homelessness & rough sleeping under the Covid-19 emergency, including a response to this question, to the first meeting of the Homelessness Reduction Board.

21 ORAL QUESTIONS FROM COUNCILLORS

21.1 The Mayor noted that due to the recent changes to the Administration of the Council, Members' oral questions had been deferred until the Special meeting on the 6 or 13 August 2020.

22 ADOPTION OF BRIGHTON & HOVE COMMUNITY INFRASTRUCTURE LEVY CHARGING SCHEDULE**22.1 RESOLVED:**

- (1) That the CIL Charging Schedule be approved for formal adoption; and
- (2) That the constitutional changes required to administer CIL and other developer contributions as set out in section 4 and Appendix 3 of the report be approved.

23 COMMUNITY SAFETY AND CRIME REDUCTION STRATEGY 2020-2023

23.1 **RESOLVED:** That the Community Safety and Crime Reduction Strategy 2020-2023 be adopted.

24 APPROACH TO ONGOING PERSONAL PROTECTIVE EQUIPMENT EXPENDITURE: UPDATE JULY 2020

24.1 **RESOLVED:** That the report be noted.

25 THE FOLLOWING NOTICES OF MOTION HAVE BEEN SUBMITTED BY MEMBERS FOR CONSIDERATION:

25.1 The Mayor noted that due to the recent change in the Administration of the Council, consideration of the Notices of Motion had been deferred to the Special meeting to be held on either the 6 or 13 August.

26 CLOSE OF MEETING

26.1 The Mayor thanked everyone for taking part and formally closed the meeting.

The meeting concluded at 5.57pm

Signed

Chair

Dated this

day of

2020

BRIGHTON & HOVE CITY COUNCIL**SPECIAL COUNCIL****4.30pm 13 AUGUST 2020****VIRTUAL MEETING - SKYPE****MINUTES**

Present: Councillors Robins (Chair), Mears (Deputy Chair), Allcock, Appich, Atkinson, Bagaen, Barnett, Brennan, Childs, Clare, Deane, Druitt, Evans, Fishleigh, Fowler, Gibson, Hamilton, Heley, Hill, Hills, Hugh-Jones, Janio, Knight, Lewry, Littman, Lloyd, Mac Cafferty, McNair, Miller, Moonan, Nemeth, Nield, O'Quinn, Osborne, Peltzer Dunn, Phillips, Pissaridou, Platts, Powell, Shanks, C Theobald, Wares, West, Wilkinson and Williams.

PART ONE**27 DECLARATIONS OF INTEREST**

- 27.1 Councillor Druitt declared a personal but not prejudicial interest in Item 35(5) as he owned a property in the city which was let and had been granted dispensation to speak and vote;
- 27.2 Councillor Gibson declared a personal but not prejudicial interest in Item 35(5) as he was a landlord and he and his partner both campaigned for the Living Rent Campaign. He also declared a personal interest in Item 35(8) as he was a member of the Credit Union and had been granted dispensation to speak and vote;
- 27.3 Councillor Heley declared a personal but not prejudicial interest in Item 35(5) as she was a tenant;
- 27.4 Councillor Mac Cafferty declared a personal but not prejudicial interest in Item 35(8) as he was a member of the Credit Union and had been granted dispensation to speak and vote;
- 27.5 Councillor Osborne declared a personal but not prejudicial interest in Item 35(5) as he was a member of the Rent Union and had been granted dispensation to speak and vote;
- 27.6 Councillor Phillips declared a personal but not prejudicial interest in Item 35(5) as she was a landlord in the city and had been granted dispensation to speak and vote;
- 27.7 Councillor Shanks declared a personal but not prejudicial interest in Item 35(8) as she was a member of the Credit Union and had been granted dispensation to speak and vote;

- 27.8 Councillor Appich declared a personal but not prejudicial interest in Item 35(8) as she was a member of the Credit Union and had been granted dispensation to speak and vote;
- 27.9 Councillor Evans declared a personal but not prejudicial interest in Item 35(8) as she was a member of the Credit Union and had been granted dispensation to speak and vote;
- 27.10 Councillor Hill declared a personal but not prejudicial interest in Item 35(8) as she was a member of the Community Land Trust and the Credit Union and had been granted dispensation to speak and vote;
- 27.11 Councillor Moonan declared a personal but not prejudicial interest in Item 35(5) as she was a tenant and had been granted dispensation to speak and vote;
- 27.12 Councillor O'Quinn declared a personal but not prejudicial interest in Item 35(5) as she was the Chair of the Brighton & Hove Estate Conservation Trust and had been granted dispensation to speak and vote;
- 27.13 Councillor Platts declared a personal and non-prejudicial interest in Item 35(5) as a member of Acorn and Item 35(8) as a member of the Credit Union and had been granted dispensation to speak and vote;
- 27.14 Councillor Robins declared a personal and non-prejudicial interest in Item 35(8) as a member of the Credit Union and had been granted dispensation to speak and vote;
- 27.15 Councillor Wilkinson declared a personal and non-prejudicial interest in Item 35(5) as a tenant and Item 35(8) as a member of the Credit Union and had been granted dispensation to speak and vote;
- 27.16 Councillor Williams declared a personal and non-prejudicial interest in Item 35(5) as a member of Acorn and as a tenant and had been granted dispensation to speak and vote;
- 27.17 Councillor West declared a personal but not prejudicial interest in Item 35(5) as he was a member of the Brighton & Hove Estate Conservation Trust and had been granted dispensation to speak and vote;
- 27.18 Councillor Peltzer Dunn declared a personal and non-prejudicial interest in Item 35(5) as a landlord and had been granted dispensation to speak and vote;
- 27.19 Councillor Brennan declared a personal and non-prejudicial interest in Item 35(5) as a tenant and a member of Acorn and had been granted dispensation to speak and vote;
- 27.20 Councillor Knight declared a personal and non-prejudicial interest in Item 35(5) as a member of Acorn and had been granted dispensation to speak and vote;
- 27.21 Councillor Fishleigh declared a personal and non-prejudicial interest in Item 35(5) as a landlord and had been granted dispensation to speak and vote;

27.22 No other declarations of interests in matters appearing on the agenda were made.

28 MAYOR'S COMMUNICATIONS.

28.1 The Mayor stated that he had no update for today's meeting as such but wanted to note that the Mayor's Office was hoping to hold a couple of events in December at All Saints Church – a film night showing A Miracle on 34th Street and a Choir evening with the Gay Men's Choir. He hoped that if these were finalised councillors would be able to join him at each event.

29 TO RECEIVE PETITIONS AND E-PETITIONS.

29.1 The Mayor invited the submission of petitions from councillors and members of the public. He reminded the Council that petitions would be referred to the appropriate decision-making body without debate and the person presenting the petition would be invited to attend the meeting to which the petition was referred.

29.2 Ms. Holly Pike presented a petition signed by 1,307 residents concerning the introduction of a household food and waste system.

29.3 Mr. Telford presented a petition signed by 364 residents which sought the installation of a sign to be added to the Queen Victoria statue in Hove to explain Britain's role in India.

29.4 The Mayor thanked both Ms. Pike and Mr. Telford for presenting their petitions and noted that they would be referred to the Environment, Transport & Sustainability Committee for consideration.

30 WRITTEN QUESTIONS FROM MEMBERS OF THE PUBLIC.

30.1 The Mayor reported that 5 written questions had been received from members of the public and invited Mr. Shepherd to and address the meeting.

30.2 Mr. Shepherd asked the following question; Covid-19 reduces peak bus capacity by 1173 passengers. Its temporary bus lane extends the A259 Greenways' queue past Roedean Road, causing additional pollution. 100 people forced to switch to cars further extends this queue past Black Rock, obstructing emergency services' eastbound access.

What figures for queues, delays and any increases due to the temporary bus lane and to extra traffic, did officers use planning for this Covid-19 Emergency and determining the bus lane would be beneficial, checking its viability with Emergency Services and what plans are in place to provide extra buses for longer distance commuters to reduce this problem?

30.3 Councillor West replied, as more people can thankfully now go back to work, we are very aware that the city could experience significant congestion and a rise in car journeys unless measures are taken to provide facilities for an increase in alternative sustainable options. Extending the priority on the A259 will ensure that public

transport, especially the bus, will remain an attractive option for people to use. We have wanted to see bus travel return to its pre-pandemic levels at the earliest opportunity, because we know how reliant many people who live, and work here are on it; especially those people without access to a private vehicle. The city's bus companies have been doing all they can to accommodate that in a safe and responsible way from the outset too and I am very glad we are seeing bus journey levels increasing to 50%. I am therefore really pleased to see that the Government has now begun to recognise the benefits of people returning to public transport, if they need to travel.

Priority lanes like these can be used by bus, coach and taxi passengers, and motorcyclists so they can have a wide range of benefits and provide more consistent journey times. That is why this proposal has been included in the Urgency Response Transport Action Plan that was agreed by committee in June. This proposal was also identified in the council's 2018 Bus Network Review, so it is not a new idea. That citywide review was based on supporting traffic data and analysis, and it can be found on our website.

To respond to the Government, we have had to work at an unprecedented pace to identify, design and deliver active and sustainable travel measures for the city. The detailed design of this proposal is currently being progressed and Sussex Police and local bus operators have been involved as part of this process. That dialogue will continue, especially with bus operators about the level of service provision along the route. Should it ever be necessary, the priority lane can also be used by our emergency services when attending an incident.

I appreciate that you have calculated some figures based on your own assumptions of what may happen on the A259 as the city and its residents begin to recover from the pandemic, but as we all know from our own personal experiences and choices, there is a lot of uncertainty at the moment. This influences if, or how, we actually change our travel choices and behaviours. These include whether some people will travel at all, or will they continue to have to, or choose to, work from home for example. If they do travel on our roads, will they avoid the usual, busier times?

The priority lane will enable some of those choices to be made. It will be introduced using an Experimental Traffic Order and this allows the scheme to be introduced quickly and gives members of the public six months to comment and make any representations. If these include objections which cannot be resolved, then the future of the proposed scheme will be discussed and decided by the Environment, Transport & Sustainability Committee at a future date.

- 30.4 Mr. Shepherd asked the following supplementary question; I gratefully support the management of the A 259 and as he well knows I am a great supporter trying to make our sustainable bus services get the best deal for all our people. However, I have to say that I do not feel he has been correctly advised on some matters by the officers so my actual supplementary question is your response does not say how you will help out of town commuters cope with their buses having no spare seats and their roads being over loaded close to grid lock nor did it show that removing vehicle queuing space at Greenways were properly assessed for its safety and grid lock potential. Do you agree that the council's response for this Covid-19 emergency must consider the needs of the

A259 bus commuters and do you further agree that such plans should be prepared for public scrutiny within 4 weeks, that being with a history of misunderstanding about the A 259 and this specific queue.

30.5 Councillor West replied; I will provide you with a proper response but am not adequately able to do so at the moment.

30.6 The Mayor thanked Mr. Shepherd for his questions and invited Mr. Trangmar to address the meeting.

30.7 Mr. Trangmar asked the following question; Last November residents presented a petition to ETS about Bristol Gardens in East Brighton being used as a rat run.

A consultation was promised in the spring. Can you please confirm that this has been rescheduled and will still take place as this road is increasingly dangerous for pedestrians and cyclists now that COVID restrictions are being lifted?

30.8 Councillor West replied, This location was identified in the 2020/21 Interim Local Transport Plan (LTP) programme for improvement this year. Unfortunately, the delivery of the interim LTP programme has been put on hold so that we can focus on the delivery of the COVID19 Transport Action Plan, which is very responsive to the current situation and is very much occupying all transport officers time. An update on the action plan and how this will impact on the Interim LTP programme will be brought to ETS in September.

It is our intention that all identified schemes will be taken forward at some stage but it is not possible to confirm when this will take place until after the prioritisation process is complete, I appreciate that is a technical and complex answer for you but I am sure you appreciate the challenging situation we are in.

30.9 Mr. Trangmar asked the following supplementary question; can you provide an assurance that any proposals will form part of the road traffic Master plan for East Brighton and surrounding areas and this takes into account future developments such as the Black Rock gas site, the Marina residential development and Black Rock swimming site because importantly they all need to be taken into account in any proposals for Bristol Gardens?

30.10 Councillor West replied; I will consult officers and get a written response to you about that.

30.11 The Mayor thanked Mr. Trangmar for his questions and invited Mr. Jones to address the meeting.

30.12 Mr. Jones asked the following question; The community of Roedean, Roedean School and the gateway to the National Park have no footpath or cycle lane connecting to the City. Some walk alongside dangerous and fast-moving traffic on Roedean Road others access the hazardous and overgrown A259 pathway. The elderly, disabled and young people must leave Roedean by car. Last month BHCC turned down 3 needed family homes on Roedean Road on grounds of road safety. (BH2020/00971). A foot and cycle path on Roedean Road are essential to the safe development of this

community. Does the Council agree that this footpath is essential, and will they prioritise it?

- 30.13 Councillor West replied, Pedestrian and cycle safety and enabling access to the national Park are certainly matters that myself and my fellow councillors take very seriously. There are a number of locations around the city where similar circumstances unfortunately exist, and we need to see that there is an improvement. The Council is currently developing its local Cycling and Walking Infrastructure Plan for which there is a huge amount of excitement about the prospect of that and what it will be able to achieve, and I can confirm that your comments and requests about pedestrianisation and cycling issues have been noted by the officers and will be taken into account as part of that ongoing work. When assessing potential footway improvements, factors such as need to re-construct road surfaces and drainage and divert and lower underground services and whether there is generally enough space to do things all need to be taken into account. So, what in some ways can look like a very simple request can in fact be a very major undertaking. All these works have to be considered amongst all the other requests for works to be done so that an overall privatisation can be determined for what can be achieved for what is most needed. With, always, the budget that we have available at the time, so I do hope that when everything is looked at together it will be possible for the council to make improvements as your community is requesting. I am not personally able to make promises at this time it will be something for the committee to discuss the full range of matters that are before us.
- 30.14 Mr. Jones asked the following supplementary question; may I ask about time scales because these things are important and it is important there is an accountability back to the community from just 190 homes we have 236 signatures on the petition, so I most significant bit of town, so may I please ask when we will next hear from Brighton & Hove city council with some outcomes from this question?
- 30.15 Councillor West replied; we are working with officers in developing this plan. There will be a full consultation city wide for all communities to contribute to. I do agree with you, I think that you have a very strong expression of concern from your local community and I am sure that will be taken very seriously when we look at everything together. The Plan will be considered by councillors later in the year but at the moment we are in this rather 'crisis' position and normal schedules have been somewhat put aside so bear with us will happen.
- 30.16 The Mayor thanked Mr. Jones for his questions and invited Mr. Wilson to address the meeting.
- 30.17 Mr. Wilson asked the following question; Thousands of cyclists, pedestrians and dogs travel along the Undercliff between the Marina and Saltdean every day. We are getting to a situation where it is becoming a Health and Safety issue.
- Please would the Council introduce more measures to prevent the minority of cyclists from speeding and spoiling it for the rest of us, and also provide bike racks on the Saltdean Seafront?
- 30.18 Councillor West replied, I do appreciate your concerns about unsafe behaviour displayed by a minority of people and I am very keen that we create a culture of

respect on our roads and within our shared spaces so that all may feel safe and welcome and at their ease when getting around. And when I was in the Mayoral Chair, I actually tried to get a debate going on this very subject I called together a number of stake holders in the city involved in transport to try and get that kind of conversation going. We are aware that there have been concerns about congestion along the under cliff it is not a new phenomenon and have seen both before and during lockdown as more people have been taking exercise and using the route to access work and amenities. Officers across our Transport, Seafront and Communications teams have been working together to implement measures to improve the situation and to promote responsible behaviour by all users.

Works to date have include the installation of 12 additional large 'pedestrian priority' floor stickers along with new temporary barriers to slow cyclists on the approach to the Café at Ovingdean. We will also soon be installing additional 'Cyclists Dismount' signage at this location to further enforce the need for pedestrian priority. Supporting the need for pedestrian needs is especially important and we will continue to monitor the effectiveness of these measures and further action will be taken as appropriate. You have raised the question of whether or not speed limits might be applied and that is certainly something we can also ask the officers to consider as things go forward. I am glad to say also that your request for additional cycle paths has been passed on to the appropriate team and they will assess the situation as required.

- 30.19 Mr. Wilson asked the following supplementary question; I would like the Council policy decision on something that is the fastest growing segment in transport in the UK at the moment. Which is electric bikes and electric scooters. Now, we are all seeing every day more and more electric bikes that are travelling on the under cliff and on pathways. These bikes can go up to a speed of 35 miles per hour, we are seeing more and more of them, it is the fastest selling product in Halfords at the moment, and then we have a huge issue with electric scooters. They are totally illegal on British roads, on pathways, on footpaths at the moment. We need a policy decision for these modes of transport.
- 30.20 Councillor West replied; I know that electric bikes legally are restricted to only adding power to what you are doing to 16 miles per hour you find it quite difficult unless you have a down slope to go much faster because it is a heavy beast. E-scooters there are trials and consultations going on around the country, the Government is looking at various scenarios but there is a general understanding that high speeds on these scooters can present considerable danger to people. I think the jury is out on what we are going to get but as a Council we have to respond to the legislative position. Your points are noted and again it comes back down to asking everyone to be more responsible whether they are on a bike, a scooter or in motor vehicles.
- 30.21 The Mayor thanked Mr. Wilson for his questions and invited Mr. Smith to address the meeting.
- 30.22 The Mayor noted that Mr. Smith was unable to join the meeting and therefore asked Councillor West to ensure a written response was sent to Mr. Smith.
- 30.23 The Mayor thanked noted that concluded the item.

31 DEPUTATIONS FROM MEMBERS OF THE PUBLIC.

- 31.1 The Mayor reported that three deputations had been received from members of the public and that he would invite each spokesperson to introduce their deputation and for the relevant Chair to respond. He noted that 15minutes were set aside for the consideration of deputations.
- 31.2 The Mayor then noted that the spokesperson for the first deputation was unable to join the meeting and in view of the time suggested that it be taken as read and invited Councillor West as Joint Chair of the Environment, Transport & Sustainability Committee to respond.
- 31.3 Councillor West thanked the Mayor and noted that the deputation related to the two petitions that were due to be debated later in the meeting and thanked Ms. Goddard for bringing it to the meeting. It raised the question for the reasoning of the Government for the introduction of the temporary cycle lanes which recognised the need to provide an alternative travel mode to meet safe distancing requirements and to enable people to get to work and around the city. It was going to be important with the return to schools and to enable people to have a choice and choose to cycle rather than drive which improves the environment and health of everyone. He noted that the lanes were temporary, and a report would be coming to the September meeting of the Environment, Transport & Sustainability Committee on the future of the lanes across the city.
- 31.4 The Mayor thanked Councillor West and noted that the deputation would be referred to the Environment, Transport & Sustainability Committee for consideration. The persons forming the deputation would be invited to attend the meeting and would be informed subsequently of any action to be taken or proposed in relation to the matter set out in the deputation.
- 31.5 The Mayor then invited Katherine Sykes as the spokesperson for the second deputation relating to the Deneway to address the council.
- 31.6 Ms. Sykes thanked the Mayor and stated that she was a resident of Westdene, and her children attended Patcham High School. She had become concerned about the Deneway and safety of residents and believed that there was an urgent need to review the road markings for the Deneway which was the only access road for Westdene residents. The difficulty was with the lack of road markings and dangerous parking as a result residents were put in danger and had with the LAT's support previously requested action be taken to update the road markings. Whilst double yellow lines had been put in place along part of the East side, they were insufficient and the dangers to residents, children and cyclists remained with continued dangerous parking and traffic. She urged the council to review the situation and to take appropriate action to improve the safety for everyone in Westdene.
- 31.7 Councillor West thanked the Mayor and Ms. Sykes for bringing the deputation to the council meeting. He noted the challenges faced by residents and visitors and that double yellow lines ha recently been introduced which he believed had improved the situation along the East side. However, he acknowledged that problems persisted particularly along the Western side of the bridge but noted that previous proposals to address the matter had received a number of objections. He stated that the council was

currently looking at a walking and cycling infrastructure plan for the city and hoped that residents would engage in the consultation process and that further improvements could then be made.

- 31.8 The Mayor thanked Ms. Sykes for joining the meeting and speaking on behalf of the deputation. He noted that it would be referred to the Environment, Transport & Sustainability Committee for consideration. The persons forming the deputation would be invited to attend the meeting and would be informed subsequently of any action to be taken or proposed in relation to the matter set out in the deputation.
- 31.9 The Mayor then invited Mr. Archard as the spokesperson for the third deputation relating to re-opening of Madeira Drive to address the council.
- 31.10 Mr. Archard thanked the Mayor and stated that the deputation intended to support the notice of motion that has been brought by Councillor Wares. It represented the views of the local businesses and the Brighton Tourism Alliance all of whom supported the re-opening of the road to enable businesses to operate and attempt to avoid financial ruin as a result of the pandemic and decision to close the road to traffic. It had deterred people from coming to the area as tourists could not drive and there were no public transport links. The traders wanted to work with the Council to improve the area, but they needed support and to be able to operate to ensure the local economy could thrive. He noted that there were problems with access for disabled users and that the lack of parking facilities meant people were not coming to the beach and thereby visiting the local businesses etc. He agreed that there was a need to encourage people to exercise and to provide a safe environment for this but there was also a need to support those businesses that had supported the area for some time and kept the area going all year round. He hoped that the council would reconsider the decision to close the whole of the road.
- 31.11 Councillor West thanked the Mayor and Mr. Archard for bringing the deputation to the meeting. He stated that he appreciated the impact that the pandemic had had on local businesses and was aware of the effect it was having on the local economy as city that relied on visitors etc. He noted the Government's desire for local authorities to take action to open up roads for recreational use and that the pandemic was not over as yet. The Environment, transport & Sustainability Committee had agreed to closure, and this was being kept under review and changes had been made recently to improve access for disabled users. There was a need to balance everyone's needs and he welcomed further discussions with business users and residents to attract footfall to the area and to consider how matters could be taken forward.
- 31.12 The Mayor thanked Mr. Archard for joining the meeting and speaking on behalf of the deputation. He noted that it would be referred to the Environment, Transport & Sustainability Committee for consideration. The persons forming the deputation would be invited to attend the meeting and would be informed subsequently of any action to be taken or proposed in relation to the matter set out in the deputation.
- 31.13 The Mayor noted that concluded the item.

32 PETITIONS FOR COUNCIL DEBATE

32.1 The Mayor stated that where a petition secured 1,250 or more signatures it could be debated at the council meeting. He had been made aware of six such petitions and would take each in turn, although those relating to Madeira Drive and Old Shoreham Road would be taken in one debate as there were petitions in favour and against the proposals.

32.2 The Mayor noted that there were amendments to the cover reports' recommendations for the first petition, the second and third petitions which would be taken as part of the debate on the matter in question.

(1) PRIORITISE & SUPPORT COMMUNITY LED AFFORDABLE HOUSING OVER PRIVATE DEVELOPERS IN THE CITY

32.3 The Mayor then invited Ms. Corina Edwards-Colledge to present the petition concerning the prioritisation of affordable housing in the city.

32.4 Ms. Edwards-Colledge thanked the Mayor and stated that the petition which had been signed by 1,351 people called on the Council to recognise the need to prioritise community-led housing over private developments. She stated that a thriving community-led housing sector would address many of the issues faced by people who wanted to secure an affordable home and would support the key aims of the city plan. She believed it would create supportive and secure communities with housing that met the highest environmental standards and support the growth of local communities. The hope was that the City Council would deliver on providing sites for truly affordable housing, access to funding through the public works loans board and to ensure that land prices are affordable. She hoped that a collaborative relationship with local Housing Groups could be developed so that strategic housing provision could become a reality.

32.5 Councillor Hugh-Jones thanked Ms. Edwards-Colledge for presenting the petition and stated that the Administration fully supported its aims. She noted that the community land trust focussed on building for the community and placed an emphasis on affordability. The key point being that the land was held in trust so that prices remained affordable for future buyers. It did allow for units to be sold to finance other building and developments could be of a mixed tenure although the aim would be that the majority of properties would be for rent. The difficulty for local authorities was managing the right to buy scheme which has its complexities and means the council is having to try to constantly catch-up to maintain its housing stock. There was a clear need to work with community led schemes to maximise housing availability at an affordable cost for those in need. Hence the amendment that she wished to move on behalf of the Green Group.

32.6 Councillor Gibson formally seconded the amendment and reserved his right to speak in the debate.

32.7 Councillor Appich welcomed the petition and stated that the planning policies set out in the City Plan parts 1 and 2 were strongly supportive of community-led housing. She

noted that officers and councillors were working to find ways to support local schemes and enable access to funding streams and hoped that this would be progressed. She also expressed concern on the impact of the proposed changes to the planning process could have on the availability of affordable housing in the city.

- 32.8 Councillor Mears welcomed the petition and the Green Group amendment and stated that housing was an important issue for the city and the availability of suitable housing for everyone needed to be addressed. There was a need for a mixture of provision, and she acknowledged that community-led schemes were an important element in developing communities and ensuring that affordable housing was available in the city.
- 32.9 Councillor Janio questioned the approach and suggested that the provision of housing should be left to the private sector and the free market rather than the council selling assets to a particular group at a discount which would then disadvantage another group. He could not support the petition or the amendment.
- 32.10 Councillor Gibson noted the comments and suggested that the current housing crisis had resulted from the failure of the free market to ensure that there was sufficient availability at an affordable rate. He believed the petition and the support of the council for a community land trust was an opportunity to begin to tackle the crisis and he welcomed the cross-party support for the amendment.
- 32.11 The Mayor thanked Ms. Edwards-Colledge for joining the meeting and presenting the petition and noted that the amendment had been accepted.
- 32.12 The Mayor then put the recommendations as amended to the vote and called on each of the Group Leaders to confirm their position as well as the Groups in turn and each of the Independent Members:

Councillor Mac Cafferty stated that the Green Group were in favour of the recommendations as amended and this was confirmed by the Green Group Members;

Councillor Platts stated that the Labour Group were in favour of the recommendations as amended and this was confirmed by the Labour Group Members;

Councillor Wares stated that the Conservative were in favour of the recommendations as amended and this was confirmed by the Conservative Group Members;

Councillor Brennan confirmed that she was in favour of the recommendations as amended;

Councillor Fishleigh confirmed that she was in favour of the recommendations as amended;

Councillor Janio confirmed that he was against the recommendations as amended;

Councillor Knight confirmed that she was in favour of the recommendations as amended.

- 32.13 The Mayor confirmed that the recommendations as amended had been carried.

32.14 **RESOLVED:**

- (1) That the petition be noted and referred to the Tourism, Equalities, Communities & Culture Committee for consideration;
- (2) That the Council recognise and welcome the role of community-led housing projects in creating neighbourhoods while at the same time addressing the city's housing shortage in a manner that focuses on the quality of the build, affordability, social value, sustainability, conservation and enhancement of the natural environment; and
- (3) That the Council continue to explore borrowing from the PWLB and on-lending to community-led housing projects as a matter of urgency as a way of supporting such community-led efforts.

(2) (i) RE-OPEN MADEIRA DRIVE
(ii) KEEP MADEIRA DRIVE CLOSED

- 32.15 The Mayor then invited Ms. Laura King and Mr. Ollie Wilson to present the petition calling for Madeira Drive to be re-opened. However, due to technical difficulties Ms. King and Mr. Ross were unable to join the meeting and the Mayor therefore called on Mr. Ross to present the petition calling for Madeira Drive to remain closed.
- 32.16 Mr. Ross thanked the Mayor and noted that the petition had secured 2,884 signatures supporting the continued closure of Madeira Drive. He stated that Covid-19 was far from over and the closure of the road had enabled people to take exercise safely and helped to improve the environment. He recognised the need for disabled parking to be available at both ends of the Drive so that people with disabilities could also enjoy the benefit of the road closure. He believed that the closure would not prevent the use of the Drive for specific events in the city such as the Brighton Marathon or the veteran car race. He believed the council had the opportunity to take a bold decision and stop Madeira Drive from being a seafront car park and to look at the long-term future for the area and the city.
- 32.17 The Mayor thanked Mr. Ross and noted that Ms. King was still having technical difficulties and stated that he would adjourn the meeting for ten minutes to enable officers and Ms. King to try to resolve the problem. He then adjourned the meeting at 18.07pm.
- 32.18 The Mayor reconvened the meeting at 18.15pm and invited Ms. King and Mr. Wilson to present their petition.
- 32.19 Ms. King and Mr. Wilson thanked the Mayor and stated that the petition which had been signed by 9,748 people called on the Council to re-open Madeira Drive. They believed that the closure had been a temporary measure and that there was now a need to recognise that lockdown restrictions had been lifted and to give access back to the many motorists who used Madeira Drive as well as enabling local businesses to re-open. The use of Madeira Drive for events such as the London to Brighton car run and

filming of Quadrophenia brought visitors and tourists to the city and benefitted the economy. The continued closure would impact on people and prevent them from being able to gain access to the Pier etc. and be detrimental to the campaign to restore the Terraces. They therefore hoped that the council would see the need to re-open Madeira Drive and acknowledge the support for this request.

- 32.20 The Mayor thanked Ms. King and Mr. Wilson and invited Councillor West as Joint Chair of the Environment, Transport & Sustainability Committee to respond to the petitions.
- 32.21 Councillor West thanked the petitioners for presenting their petitions and acknowledged the strength and diversity of views held in regard to the matter. It does appear that a number of local people clearly support the continued closure of Madeira Drive, whilst others feel there is a need to open it to traffic to enable others to come into the city and enjoy the area. The intention is to review matter at the September Environment, Transport & Sustainability Committee and I note that adjustments have been made to enable parking at the far end. It will not be possible to undertake any further changes as there is a need for consultation and review which will need to be considered by the committee. In regard to the two amendments to be put forward, it will not be possible to support either of these given the required work that needs to be undertaken and time constraints. I will take a personal interest in the situation to ensure that all concerns can be considered, and any minor alterations put in place as necessary.
- 32.22 Councillor Fishleigh moved an amendment as an Independent Member and referred to the Facebook page of the Blue Badge holders, BADGE who felt that their needs were not being addressed by the implementation of such changes in Madeira Drive and across the city. The closure of Madeira Drive meant that toilets were in accessible and permission had to be obtained from marshals. She also stated that a full environmental impact was required and should be completed as part of the report to the committee in September. There was also a need to fully quantify the environmental and traffic impact for the whole area to assist in a rational informed decision for Madeira Drive.
- 32.23 Councillor Janio formally seconded the amendment as an Independent Member and reserved his right to speak.
- 32.24 Councillor Wares moved an amendment on behalf of the Conservative Group and noted that a considered evidenced based decision would be required, and that the amendment sought to support local businesses ahead of the scheduled meeting in September. The council has taken decisions quickly and he believed that a report could be produced ahead of that meeting for an urgent committee as officers would already have been preparing information for the September meeting. It was possible to alter the traffic regulation order and it was possible to consider the petitions and a report on the 21st August if the Administration had the desire to do so.
- 32.25 Councillor Miller formally seconded the amendment and thanked the petitioners for their work. He noted that the closure of Madeira Drive had had some adverse impact for users and local business in Madeira Drive hence the importance to act as quickly as they had in determining the closure. He therefore urged all councillors to support the amendment.

- 32.26 Councillor Wilkinson thanked all the petitioners and commended the work of those involved in bringing them forward. He believed there was a need for the petitions to come to the ETS committee in September along with an officer report so that the committee Members could give full consideration to the issues. He noted that the Government had encouraged local authorities to take action and improve walking and cycling facilities and road layouts and there had already been a significant increase in the people cycling across the city and the country. There was a need to consider the impact of changes in terms of parking income road use, environmental improvements and people's health etc. and as such could not support the amendments that had been moved. He therefore looked forward to the petitions and the report being considered by the committee in due course.
- 32.27 The Mayor congratulated Councillor Wilkinson on his maiden speech on behalf of the council.
- 32.28 Councillor Janio stated that the decision to create temporary cycle lanes was not the answer and referred to the Dutch who he felt were the exemplar in relation to cycling. It has to be a shared experience and should not disadvantage any one group, and yet decisions were being taken without any real evidenced-based facts and such decisions should be stopped.
- 32.29 Councillor Williams stated that there was a need to remember that the swift action that had been taken was in response to the pandemic and it was far from over. She also noted that a consultation exercise was being undertaken and the results should be considered by the committee.
- 32.30 Councillor Mac Cafferty stated that the Green Group would not support the amendments and that having become Leader of the Council only in the last few weeks he had already met with interested parties and would continue to meet with those organisations with an interest in helping to bring the city out of the current economic climate. He was acutely aware of the need to invest in the area and noted that a review of the transport plan was due to come to committee in September. An urgent decision had been taken in relation to the pandemic and there was a need to consult with all users and local businesses involved. There were clear differences of opinion on the use of Madeira Drive and there was now an opportunity to give full consideration to best options for the area and how improvements could be made for everyone's benefit. He hoped that the cross-party working group would continue with its work and that funding streams could be identified to support the necessary improvements and looked forward to progress reports coming to committee in due course.
- 32.31 The Mayor thanked the petitioners for joining the meeting and presenting their petitions and noted that both of the amendments had not been accepted and he would therefore need to put each in turn to the vote.
- 32.32 The Mayor then put the Conservative amendment to the vote and called on each of the Group Leaders to confirm their position as well as the Groups in turn and each of the Independent Members.

Councillor Mac Cafferty stated that the Green Group were against the amendment and this was confirmed by the Green Group Members;

Councillor Platts stated that the Labour Group were against the amendment and this was confirmed by the Labour Group Members;

Councillor Wares stated that the Conservative were in favour of the amendment and this was confirmed by the Conservative Group Members;

Councillor Brennan confirmed that she was voting against the amendment,

Councillor Fishleigh confirmed that she was voting for the amendment;

Councillor Janio confirmed that he was voting for the amendment;

Councillor Knight confirmed that she was voting against the amendment.

32.33 The Mayor confirmed that the amendment had been lost.

32.34 The Mayor then put the Independent amendment to the vote and called on each of the Group Leaders to confirm their position as well as the Groups in turn and each of the Independent Members.

Councillor Mac Cafferty stated that the Green Group were against the amendment and this was confirmed by the Green Group Members;

Councillor Platts stated that the Labour Group were against the amendment and this was confirmed by the Labour Group Members;

Councillor Wares stated that the Conservative were in favour of the amendment and this was confirmed by the Conservative Group Members;

Councillor Brennan confirmed that she was voting against the amendment,

Councillor Fishleigh confirmed that she was voting for the amendment;

Councillor Janio confirmed that he was voting for the amendment;

Councillor Knight confirmed that she was voting against the amendment.

32.35 The Mayor confirmed that the amendment had been lost.

32.36 The Mayor then put the recommendations to the vote and called on each of the Group Leaders to confirm their position as well as the Groups in turn and each of the Independent Members:

Councillor Mac Cafferty stated that the Green Group were in favour of the recommendations and this was confirmed by the Green Group Members;

Councillor Platts stated that the Labour Group were in favour of the recommendations and this was confirmed by the Labour Group Members;

Councillor Wares stated that the Conservative were in favour of the recommendations and this was confirmed by the Conservative Group Members;

Councillor Brennan confirmed that she was voting in favour of the recommendations;

Councillor Fishleigh confirmed that she was voting in favour of the recommendations;

Councillor Janio confirmed that he was voting in favour of the recommendations;

Councillor Knight confirmed that she was voting in favour of the recommendations.

32.37 The Mayor confirmed that the recommendations to note the petitions and refer them to the Environment, Transport & Sustainability Committee had been carried.

32.38 **RESOLVED:** That the petitions be noted and referred to the Environment, Transport & Sustainability Committee for consideration.

**(3) (i) REMOVE OLD SHOREHAM ROAD CYCLE LANE EXTENSION
(ii) MAKE OLD SHOREHAM ROAD CYCLE LANE PERMANENT AND
ESTABLISH A CITY-WIDE CYCLE NETWORK**

32.39 The Mayor then invited Councillor Atkinson to present the petition on behalf of the petitioner, Mr. Challis which called for removal of the temporary cycle lane along Old Shoreham Road.

32.40 Councillor Atkinson thanked the Mayor and stated that the petition requesting the removal of the temporary cycle lane had over 4,400 signatures. The extension to the cycle lane had been made with little planning and no consultation and with little consideration of the impact for local residents and road users. There was a need to base the decision on traffic data and traffic modelling and no such information was available, but it was clear that the closure of one lane had had an impact on traffic flow, tradesmen and local businesses. Whilst there was a need for cycle lanes to encourage people to cycle and to have an alternative option, these needed to be in the right place and should not cause major traffic problems. As such the temporary cycle lane should be removed.

32.41 The Mayor thanked Councillor Atkinson and invited Mr. Williams to present his petition calling for the temporary cycle lane along Old Shoreham Road to be made permanent.

32.42 Mr. Williams thanked the Mayor and stated that 5,135 people had signed the petition and stated that there had not been any consultation to install the dual carriageway and remove part of the local neighbourhood at the time. It was, however, possible to control traffic and tackle health and social inequalities and to make streets safe for all forms of transport. The Government's drive was to encourage more people to cycle and yet many of the roads in the city including those with schools were unsafe for cyclists. There was a clear need to look at the situation and to find ways to improve the cycle network across the city and make cycling a safe alternative to using the car.

32.43 The Mayor thanked Mr. Williams and invited Councillor West as Joint Chair of the Environment, Transport & Sustainability Committee to respond to the petitions.

- 32.44 Councillor West thanked the petitioners for presenting their petitions. Clearly the situation with Covid has raised challenges in dealing with the pandemic and having been specifically asked by Government to take action to improve transport facilities to enable people to return to work and school, we have implemented changes. The council is getting significant funding from the Government for this and changes are temporary at this point and a report will come back to the committee in September. Any proposals to make permanent changes would need to be taken through the appropriate design and consultation process. In regard to the Conservative amendment that is going to be put forward, the request cannot be met and therefore it cannot be supported. There is a need for more facilities across the city such as this and as the opportunity to use them increases with more people returning to work it will be clear that they are necessary and important if the issue of congestion is to be addressed in the city.
- 32.45 Councillor Lewry moved an amendment on behalf of the Conservative Group and stated that the temporary cycle lane was putting people's lives at risk and creating traffic jams which added to pollution levels. He believed there was need to improve traffic flows in the city and to create an interconnected transport policy. He was an avid cyclist but could not support the continuation of the temporary cycle lane and called for the reinstatement of the dual carriageway to prevent lives from being put at risk.
- 32.46 Councillor Barnett formally seconded the amendment and stated the decision to create the temporary cycle lane had been taken without any consultation with residents or ward councillors. The impact on traffic had been disastrous with queues of traffic for miles and had created safety issues for everyone trying to access the recycling centre. She hoped that the situation could be reviewed, and the lane removed so that the road could be returned to how it was and wishes of the local residents acknowledged.
- 32.47 Councillor Wilkinson welcomed both petitions and stated that he felt they should be considered at the next Environment, Transport & Sustainability Committee meeting as that meeting was due to receive a report on the use of cycle lanes etc. He stated that the Labour Group would not be supporting the amendment and that there was a need to take positive action to improve the city's economic and environment recovery and to reduce carbon emissions. The introduction of temporary cycle lanes across the city was one measure to help to address this and to achieve safe and clean transport options for the city.
- 32.48 Councillor Janio stated that once the schools returned the overall situation would become worst with more congestion and an increased risk of accidents unless the cycle lane was removed. He hoped that the right decision would be reached, and the cycle lane taken out as soon as possible.
- 32.49 Councillor Atkinson stated that it was clear that the introduction of the cycle lane had led to an increase in congestion and was not being used by that many cyclists because it was not safe. Having been installed with little consultation, they were in the wrong place and further consideration needed to be given to where in the city these temporary lanes would be effective. He noted that recently Greater Manchester had been forced remove similar temporary lanes that had been created in response the pandemic but without proper consideration of how they would work and their impact on

the area and traffic flow. He had received an overwhelming number of complaints in regard to the Old Shoreham Road cycle lane and hoped that it could be reviewed as soon as possible.

- 32.50 Councillor Lloyd welcomed the petitions and noted that the level of cycling on the temporary cycle lane had increased by 61% which had to contribute to a reduction in air pollution in the area. The decisions to introduce the temporary lanes had been made because of the Government's desire to enable people to travel safely during the pandemic and this had to be accepted. There was a clear need for the cycle lane along the Old Shoreham Road and it was time to start looking at how the council can reduce car use in the city and reduce air pollution levels.
- 32.51 Councillor Fishleigh stated that she would like to see more money spent on maintaining the current cycle lanes and ensuring they were safe to use.
- 32.52 The Mayor thanked the petitioners for joining the meeting and presenting their petitions and noted that the amendment had not been accepted and he would therefore need to put it to the vote.
- 32.53 The Mayor also noted that a request for a recorded vote on both the amendment and the subsequent recommendation had been made and he therefore asked the Head of Democratic Services to undertake a recorded vote on the Conservative amendment.
- 32.54 A recorded vote was then undertaken.

Note: Due to technical difficulties and some Members being unable to register their vote, the Mayor called an adjournment at 19.45pm for fifteen minutes and reconvened the meeting at 20.00pm.

- 32.55 The Mayor reconvened the meeting and noted that those Members who had not been able to confirm their vote had done so either orally or via the instant messaging facility.
- 32.56 The Head of Democratic Services confirmed that the vote had been completed and that the amendment had been lost by 12 votes to 33.

		For	Against	Abstain			For	Against	Abstain
1	Allcock		x		28	Lewry	√		
2	Appich		x		29	Littman		x	
3	Atkinson		x		30	Lloyd		x	
4	Bagaeen	√			31	MacCafferty		x	
5	Barnett	√			32	McNair	√		
6	Bell	Not present			33	Mears	√		
7	Brennan		x		34	Miller	√		
8	Brown	Not present			35	Moonan		x	

9	Childs		x		36	Nemeth	√		
10	Clare		x		37	Nield		x	
11	Davis	Not present			38	O'Quinn		x	
12	Deane		x		39	Osborne		x	
13	Druitt		x		40	Peltzer Dunn	√		
14	Gibson		x		41	Phillips		x	
15	Grimshaw	Not present			42	Pissaridou		x	
16	Ebel	Not present			43	Powell		x	
17	Evans		x		44	Platts		x	
18	Fishleigh	√			45	Rainey	Not present		
19	Fowler		x		46	Robins		x	
20	Hamilton		x		47	Shanks		x	
21	Heley		x		48	Simson	Not present		
22	Henry	Not present			49	Theobald C	√		
23	Hill		x		50	Wares	√		
24	Hills		x		51	Wilkinson		x	
25	Hugh-Jones		x		52	Williams		x	
26	Janio	√			53	West		x	
27	Knight		x		54	Yates	Not present		
						Total	12	33	

32.57 The Mayor noted that the request for a recorded vote on the recommendation to refer the petitions to the Environment, Transport & Sustainability Committee had been withdrawn. He therefore moved to a vote on the recommendation and called on each of the Group Leaders to confirm their position as well as the Groups in turn and each of the Independent Members.

Councillor Mac Cafferty stated that the Green Group were in favour of the recommendation and this was confirmed by the Green Group Members;

Councillor Platts stated that the Labour Group were in favour of the recommendation and this was confirmed by the Labour Group Members;

Councillor Wares stated that the Conservative were in favour of the recommendation and this was confirmed by the Conservative Group Members;

Councillor Brennan confirmed that she was voting for the recommendation,

Councillor Fishleigh confirmed that she was voting for the recommendation;

Councillor Janio confirmed that he was voting for the recommendation;

Councillor Knight confirmed that she was voting for the recommendation.

32.58 The Mayor confirmed that the recommendation to note the petitions and refer them to the Environment, Transport & Sustainability Committee had been carried.

32.59 **RESOLVED:** That the petitions be noted and referred to the Environment, Transport & Sustainability Committee for consideration.

(4) DECLARE BRIGHTON & HOVE TO BE AN ANTI-RACIST CITY

32.60 The Mayor then invited Mo Kanjilal to present the petition concerning the prioritisation of affordable housing in the city.

32.61 Mo Kanjilal thanked the Mayor and stated that the petition which had been signed by 1,949 people called on the Council to declare Brighton and Hove as an Anti-Racist City. She noted that the petition had reached the required 1,250 signatures within two days and had then reached a total of 2,380 which showed the desire to be seen as an anti-racist city. There was a clear need to address the spectre of racism that existed in the city and action needed to be taken so that real change could be made, and this could be demonstrated to the rest of the country. She hoped that such change would be led by the city council and a clear pathway for a truly anti-racist city to be created.

32.62 Councillor Powell thanked Mo for presenting the petition and noted that a report had been considered at the special meeting of the Tourism, Equalities, Communities & Culture Committee on the 29 July outlining the council's commitment to becoming an anti-racist city. The report had been unanimously agreed and set out the work programme to achieve the objective. The Council recognised the need for it as an organisation to change and intended to work with community groups to help to achieve that and to lead the city in becoming an anti-racist city.

32.63 Councillor Appich welcomed the petition and stated that the Labour Group would continue to support the work required to implement change that was required. She noted that the proposed anti-racism strategy had been approved at the Tourism, Equalities, Communities & Culture Committee meeting. She stated that it was a hugely important piece of work that had to be undertaken and welcomed the full support of all the Groups on the council.

32.64 Councillor McNair welcomed the petition but felt that there were questions that needed to be considered in taking matters forward such as how issues would be raised in schools, how would businesses ensure they can employ the best people for the job, and how will a holistic approach be taken to ensure all aspects of diversity are included as anti-racism was not just about colour. He hoped that in looking to the future people would also look to where we have come from.

32.65 Councillor Brennan welcomed the petition and stated that with the recent death of George Lloyd the need for action had been highlighted. In looking across the council chamber she was mindful of the need for the political groups to take action and encourage people from all ethnic groups to get involved and stand as councillors to reflect the community make-up of the city. She was pleased to see the anti-racism strategy had been agreed and looked forward to seeing that taken forward and the council taking action to become an anti-racist authority.

32.66 Councillor Powell noted the comments and thanked councillors for their contributions and noted that there was a lot to do. She believed that a start had been made and by working together change could be achieved.

32.67 The Mayor thanked Mo for joining the meeting and presenting the petition.

32.68 The Mayor then put the recommendation to the vote and called on each of the Group Leaders to confirm their position as well as the Groups in turn and each of the Independent Members:

Councillor Mac Cafferty stated that the Green Group were in favour of the recommendations as amended and this was confirmed by the Green Group Members;

Councillor Platts stated that the Labour Group were in favour of the recommendations as amended and this was confirmed by the Labour Group Members;

Councillor Wares stated that the Conservative were in favour of the recommendations as amended and this was confirmed by the Conservative Group Members;

Councillor Brennan confirmed that she was in favour of the recommendations as amended;

Councillor Fishleigh confirmed that she was in favour of the recommendations as amended;

Councillor Janio confirmed that he was against the recommendations as amended;

Councillor Knight confirmed that she was in favour of the recommendations as amended.

32.69 The Mayor confirmed that the recommendations as amended had been carried.

32.70 **RESOLVED:** That the petition be noted and referred to the Tourism, Equalities, Communities & Culture Committee for consideration.

33 ORAL QUESTIONS FROM COUNCILLORS

33.1 The Mayor noted that 13 oral questions had received and that 30 minutes were set aside for the duration of the item. The Mayor then called on Councillor Appich to put her question to Councillor Powell.

- 33.2 Councillor Appich asked the following question, as you all know, in recent weeks and at this committee earlier today, we have seen local residents demanding re-opening of Madeira drive for car use, with consequential improvements to the councils car parking income compared to current position, what consideration is the administration giving to the suggestion that this additional parking revenue could be used to fund public sector workforce loans to enable the Council to undertake the full Madeira terrace's restoration?
- 33.3 Councillor Powell replied, the cross-party working group now Chaired by Councillor Rainey working with Councillors Miller and Evans have been making good progress in overseeing the appointment of a specialist design team and the development and proposals to lead the first phase of the heritage restoration plans of Madeira Terraces.

A specialist design team of architects plus consultants and structural engineers have been appointed, to lead the first phase of restoration of Madeira Terraces and it has been led by Percell Architects who specialises in heritage design and have worked with Houses of Parliament and Canterbury cathedral. We work with an advisory panel of stakeholders and community groups working alongside the council. The officers have been asked to consider private sector investment options alongside heritage restoration and we will bring a progress update support to the TECH committee in the autumn after discussion with the cross-party working group.

- 33.4 Councillor Appich asked the following supplementary question, is the Administration open to making use of excess parking charge income to fund the restoration?
- 33.5 Councillor Powell replied, I will discuss it with colleagues and officers and see what I can come back with, hopefully with a written response. I hope that is acceptable.
- 33.6 Councillor Wares asked the following question, the Greens alongside the Conservative criticised the Labour administration to get City Clean into a reliable service. With the environment service way behind £3.1 million overspend for lack of management controls and the recent outrageous revelations by the Audit Team about the bad practice and wrongdoing in City Clean. Please could the new co-chair Councillor Heley provide a deadline by when she will get it resolved once and for all and when will she organise the badly needed round restructure.
- 33.7 Councillor Heley replied, as I think you know the Modernisation Programme will have an update to the September Environment, Transport & Sustainability Committee. You will be fully updated then. Yes, we did give the previous administration a hard time and I expect you all will give us a hard time because it is a big problem that needs sorting out. I cannot give you a deadline but, I hope we can work together to find a solution to this. And I will get more details to you from officers.
- 33.8 Councillor Wares asked the following supplementary question, I am grateful for your response and also for your candour so I hope we can keep that up in our dealings. So, when you bring that report in September please could you ask officers not just to tell us how they are getting on but to have a detailed plan for when all this will finish. What is important for us all is to know when this will end because as you know we have been doing this for over 2 years and I think we are all very sick and tired with what has been going on. Lastly because I have been having a problem with the previous

administration, do you feel personally that the deal between the unions and the previous Labour Administration that prevented the threatened strike should be made public?

- 33.9 Councillor Heley replied, thankfully yes. I will speak to officers and see if we can get a proper timeline. I know a large reason why it was delayed was because the pandemic and that is fair enough. But we do need a deadline. I don't want to comment too much on the final question. I think it was a, bit problematic and that is all I will say for now but, we can talk further about this.
- 33.10 Councillor Fishleigh asked the following question, nearly 2,000 new flats will be built at Brighton Marina and the gas works site over the next few years. Approximately 90 per cent of flats already built as phase one on the Marina Tower blocks were bought by investors and the developer of the gas works site has openly said it will market its' flats overseas. What can the council do over the next three years during the construction phase to ensure the new flats are bought by only occupiers who live in Brighton currently?
- 33.11 Councillor Powell replied, the adopted City Plan Part 1 seeks 1,940 new homes to be built within the development area that covers Brighton Marina, gas works and the Black Rock area. Almost 200 homes have already been built as part of the Phase one outer harbour scheme. As the local planning authority, the council has sadly no means to control to whom completed properties are sold. We are unable to control future occupation through donorship either as the council does not own any of the housing sites across the development area. What we are able to have a say in, is occupation of affordable housing units. This will be achieved by securing an appropriate level of affordable housing required by policy in the Adopted Plan and ensure affordable rented properties are allocated to people with a local need and a local connection.
- 33.12 Councillor Fishleigh asked the following supplementary question, there are a few things that the council could do, and I will give you this idea for free. People who already own homes are put off buying new builds because a large deposit is required upfront. Most people won't have this deposit until they sell their home. And they won't want to sell their homes until they have a completion date for a new flat. I think it will be straight forward and low risk for the council if you loaned people the money for these deposits. In the end that a resident decided not to buy a flat in one of these new developments after the deposit has been paid there would be liable for any penalties. You don't have to give a response to that. That is just a kind of common sense thing to me, that I came up with I am sure if there was a bit of creative thinking applied then we could come up with some ways to stop these flats all going to second homers and investors. So, I haven't really got a supplementary apart from please have a think about it I am very happy to discuss my other ideas with you any time?
- 33.13 Councillor Powell replied, thank you, Councillor, that is a very innovative and creative. Let's take that away and see if we can do anything about it but thank you for your suggestion.
- 33.14 Councillor Allcock asked the following question, addressing disadvantage is absolutely a top priority for the Labour group. Even before Covid-19 we lived in a city of 2 halves and the pandemic has shown too clearly how little support some of the people in the

city have to fall back on. The burden of COVID has fallen heaviest on these people least able to withstand it, the elderly, the poor, the sick, the underpaid and people of colour. This is really urgent; many families are on the brink of financial collapse and health and well-being becoming irreparably damaged and will all know this will become an impact on the educational achievement of our young people. Our city was already struggling to close the gap between educational achievement levels in the most prosperous parts of the cities and those areas on the outskirts many which features in top ten most deprived areas in the country and that is one of the reasons why that is in the Corporate Plan. I do not question you or your colleague's commitments to make this a fairer city for everyone I know we share that goal. But my question is this. What is the administration's top five priorities in the fight to eradicate disadvantage and where do you think you may be on this by the end of the year?

- 33.15 Councillor Clare replied, as you have indicated, addressing the disadvantages for children and young people is a priority for us and is one, as you say, that Covid-19 has had an impact on. I think there are ways you can do this within and outside of the classroom, from supporting young people and providing a good standard youth service to programmes like continuing programmes like 'Every Child a Reader'. So, while I can't give you my top priorities right now, I am happy to discuss and to take input all of groups into that. It is an issue we need to resolve and work together in doing.
- 33.16 Councillor Allcock asked the following supplementary question, with this deepening recession that is forecast in the country, what ways could services for disadvantaged people and particularly around children and young people be strengthened and maintained considering the very challenging budgets we've got forecasted. What I am worried about is particularly that budgets are going to be stretched even more than they already are because of austerity and yet there is a deepening need and I am really worried about children and young people losing out particularly in disadvantaged areas through this.
- 33.17 Councillor Clare replied, yes. I would agree and I think that traditionally when budgets are cut not necessarily on a local level but national level it is children and young people and disadvantaged people who often lose out. We have to make sure when reviewing our budget that we include that thought I am happy to keep working and discussing with you to get those priorities down. I think that your group has done good work and hopefully we can continue that now we are in Administration.
- 33.18 Councillor Lewry asked the following question, anti-social behaviour is a major concern to the local residents in my ward of Hangleton & Knowle and this is an issue that was not given enough priority by the previous administration. The council employ a team of Field Officers with the job description of tackling different types of antisocial behaviour across the city but residents in my ward often feel they are not visible enough. Can the administration please advise what percentage of overall officer time is spent in Hangleton & Knowle. What efforts have been made to date by Field Officers to target anti-social behaviour in Hangleton & Knowle and what commitment will the Green Administration make to improve efforts in tackling anti-social behaviour in Hangleton & Knoll?
- 33.19 Councillor Powell replied, I will preface it by saying I can't speak specifically for Hangleton & Knoll, I am sorry and I can get back to you with specifics in a written

statement but, if I may, I will try and answer your question. Just to recap the Field Officer team are a responsive team working 7 days a week 12 until 8. The team of one field office manager and 7 field officers is currently 2 and a half full-time equivalents down, but recruitment is under way to fill these posts as quickly as possible. The work covers a wide range of services including, and not an exhaustive list, Housing Services, Environmental Protection, including noise and Planning Enforcement and, having been a front line worker myself, I have actually said in a tech committee "it is a job I wouldn't want to do because it is so far wide ranging". The remit of the team was identified to undertake the following tasks so the enforcement notices are quick and responsive to customer needs such as serving enforcement notices on behalf of other services, gathering intelligence and evidence for particular services gathering quick and robust evidence including photographs and mapping and statements to inform those services and enable them to deliver a faster more effective and coordinated enforcement action for resolving both environmental and community problems and to work proactively to promote community collaboration. The team have continued to respond to complaints throughout the Covid pandemic, but it is clear they have not been able to undertake the full range of duties due to lockdown and staff having to shield and having staff numbers down, however those duties have now resumed. Officers do tend to work in pairs though lone risk assessments allow officers to work on their own but must be assessed on a case by case basis. Updated reports on the works of the team were presented in July 2019 following the agreement on the NICE Committee in January 2018 for the development on the service. The service is developing all the time. I do think there needs to be some work to look at what they do. I suggest we bring a further report to a future TECH Committee to look at what options could be addressed to deal with the challenges they face as workers and to improve the service.

- 33.20 Councillor Moonan asked the following question, the Green Party have often expressed reservations about the integration of health and social care and called for a level of scrutiny and governance that is not in the powers of local authorities or the local NHS but is in the hands of the national government. What is the new Green administration's position on health and the social care integration and where are the red lines that you will not move beyond in terms of progressing our joint agenda locally?
- 33.21 Councillor Shanks replied, we have managed to work together quite well, the National Health service is a huge beast and when it was set up there were lots of things that were perhaps wrong. Although we all love the National Health Service, and not in the past as much we do at the moment, perhaps but the private provider split that came in with the Langley report has not been a good thing and you know we do want to make sure that the NHS is a public service and at the point of need. I think the Green Party policy nationally is about health and the social care integration there is no question about that and I think anybody looking where we are now actually in a pandemic the NHS we move people out of hospital into care homes and they were paid for so it can be done. It needs the political will to do that. I think the concern has always been with health and social care integration that the very top down and controlling nature of the NHS in terms of lack of democratic control of the NHS is the main problem. If we are going to try and get that, it is going to be difficult and I don't see the current government providing much impetus towards that. Making sure that people don't fall off a cliff when they leave hospital. We can get really good emergency care and of course

hospitals do want to send people out of the hospital because it costs a lot of money to keep them in and we are ready to pick up the tab as a local authority often with elderly people. Yes, we do want to make sure of that integration and we are waiting for a Green paper from the government as we were waiting in previous years for previous governments to sort out. It is a national crisis and it is not getting any better. I think let's see what we can do locally, I certainly want to see the Health & Wellbeing Board have a much more democratic accountability for example

- 33.22 Councillor Moonan asked the following supplementary question, the modernisation of the Health & Wellbeing Board has been a cross-party piece of work that was drawing to a conclusion this summer with recommendations due to come to the Health & Wellbeing Board in September. As the Chair knows the proposals were to make the board more strategic in order to promote health and well-being across the city. More inclusive of NHS providers in the voluntary sector and it was also intended to facilitate greater health and social care integration and joint decision making. Does the chair intend to complete this review or will she be taking any modernisation of the Health & Wellbeing Board in a different direction?
- 33.23 Councillor Shanks replied, yes, we felt that we needed to just make sure that we were all on board wish this but also to consult a bit more widely. So we'll be looking at the current proposals, asking partners and stakeholders. We started an LGA review which got stopped partly because of the pandemic. We didn't want to rush into something that we might afterwards have thought it maybe would have been better to do it like this. We are going to have another look at it and hopefully bring it back very soon and I would like to encourage anybody interested in this topic to talk to us about how we can improve the Board.
- 33.24 Councillor Mears asked the following question, on the 12th June the previous Labour Administration released a statement. Brighton & Hove City Council pledge to be an anti-racist council. On July the 30 Councillor Alex Phillips criticised the Lefts' reference to anti-Semitism in the council becoming an anti-racist council report. Does the Council Leader agree with Councillor Phillips that the lack of reference to anti-Semitism is a problem and if so, what steps will he take to rectify this?
- 33.25 Councillor Mac Cafferty replied, thank you for raising this important issue, racism targeted at Jewish people and Jewish communities in the city will not be tolerated. If you recall 2 years ago the council explicitly demonstrated its commitment to tackling anti-Semitism when we adopted the International Holocaust Alliance definition of anti-Semitism. As you have just stated, at the TECC meeting in July Green councillor colleagues raised the issue of including anti-Semitism in the Anti-racist Strategy and under our pledge to become an anti-racist council and city we are committed to acknowledging and confronting racism in all its forms and all its ways that it is identified and experienced by Black, Asian and ethnic minority communities in Brighton and Hove including our Jewish communities. We've committed to being community-led and therefore with our residents will take the necessary steps to eradicate racism, and to support better people harmed by racism and to improve the outcomes for BAME communities, that was clearly demonstrated in the recent debate at the special TECC Committee on the Anti-racist Strategy.

- 33.26 Councillor Mears asked the following supplementary question, does the Leader of the Council agree by having 3 Labour Councillors accused of anti-Semitism still on the council reflects badly on the Council and us as councillors and sends a negative message to the city that we are not all inclusive regardless of race, creed and religion?
- 33.27 Councillor Mac Cafferty replied, we in our recent statement about political control that we issued just before the change in Administration underlined that anti-Semitism is unacceptable. We call on all political parties to resolve it and given the local impact we did say at that point in time and we speculated that that needed to be the case with Labour as well. We are no fools. Anti-Semitism is a cancer. There may be elements within the Green Party that might express those views and they are repugnant as well. We are deeply disappointed that anti-Semitism continues and as I have previously stipulated, we will be doing everything in our power to stamp it out.
- 33.28 Councillor Nemeth asked the following question, will the Leader of the council join me and Councillor Peltzer Dunn in paying tribute to Andrea Lauro who tragically died on Sunday 2nd August whilst kayaking. He was a delightful character whose zest for life who touched the community in many ways. He leaves behind a loving family and 2 beautiful daughters Courtney and Lucy who miss him dearly.
- 33.29 Councillor Mac Cafferty replied, I would want to pay tribute to Mr. Lauro. I was on the seafront like many people on Sunday 2nd August and I contacted officers around 12 mid-day, like many of us I became really wary of the hovering coastguard helicopter. I was subsequently then briefed hourly by officers about developments until about midnight when the news was not looking good. I have to say it is about the saddest of any news that the Lead councillor can be given when we have lost one of our own citizens. We know that Andrea Lauro, father of 2 who was also a resident of my own ward and lived on Western Road, so there is extra poignancy there as well. Last Tuesday as some of you may have seen I offered the thoughts and sympathy of myself and the entire council to Andrea's family and friends. He leaves a grieving family and friends both in the but beautiful Lake Como region of Italy where he stemmed from and in a city where his flair helping small businesses was championed and our thoughts are with all of them at this incredibly sad time.
- 33.30 Councillor Nemeth asked the following supplementary question, yes thank you Councillor MacCafferty for that I am sure the family will much appreciate what you just said.

In light of two more tragedies taking place off the coast of the city this past week which really hits home how dangerous the sea can be. Will the Leader commit to providing a briefing for Councillors to supplement the existing helpful messages from the Council's Communications Team that can be shared far and wide by Councillors amongst residents and community groups that might deal with detail things like where life guards are based, what equipment is advisable and inadvisable and what best practices must be embraced to reduce the likelihood of further tragedy on our coast?

- 33.31 Councillor Mac Cafferty replied, absolutely, I will first of all say that there will be an all Member briefing provided. I think we have to take seriously any single death in our seas and keeping the public safe is our first duty as elected Councillors and as a council. We have also, as you said had 2 further deaths. They were identified earlier

this afternoon as Harry ... and Matthew Smiley. The perished in the sea as well so in one week our city has lost 3 people through drowning. I want to work in as cross-party fashion as soon as possible to ensure we don't have a repeat of those dreadful tragedies. I have been reacting to the situation with the seriousness you would expect and in the past week an instruction will be written on all sea safety will now be prepared. Ward Councillors of all coastal wards will be offered a face to face briefing early next week and that will enable ward Councillors such as yourself to be involved in sea safety messaging and help us all gain a better understanding of the issues. I have secured the sea safety messaging which includes the danger of inflatables which has been a really prominent thing to be increased by the council Comms team and to work with the very strong messages, that some of you may be aware of, from the RNLI as well. I have asked officers about additional recruitment to employ extra staff with the end of the season approaching, I have asked to consider extending the season where life guards are on the beach because the sheer quantity of 'stay-cations' because of the pandemic. I have also asked officers to look into how we can lobby for further powers to assist with sea safety I also want to take the opportunity to thank the city's beach lifeguards and seafront officers. I have been concerned to hear that there has been some abuse and harassment of some of the lifeguards and I would trust that none of us would want the harassment of some of our own staff in the city.

- 33.32 Councillor Peltzer Dunn asked the following question, my question is in respect of the sea front. The A259 has recently had works done to it which has involved part closure of the A259 with a cycle lane. Does the Chair agree with me that the loss of a substantial number of car parking places on the A259 is causing considerable inconvenience to residents and visitors who wish to use the Hove beaches. Does she agree there could be an adverse effect on traders within the area?
- 33.33 Councillor Powell replied, I think it is really fabulous to see visitors returning to the city following the easing of lockdown restrictions I agree it is really important that we support the recovery of our visitor economy and support local businesses to take advantage of what is left of the summer season. With the good weather and the school holidays we have seen significantly higher numbers of people flocking to the city, we want people to enjoy our sea front but we also want them to do so as safely as possible and this must be our priority. The active travel measures which we are implementing are designed to support this. After all the economy can only recover if we act to prevent further outbreaks and a second wave of Covid-19. I understand there has been concern regarding the temporary removal of parking spaces due to the temporary cycle lane which has been introduced thanks to a Directive and funding from your Conservative Government. Whilst the changes mean a number of parking places along the seafront have been removed to accommodate a temporary cycle lane. As much parking as possible has been retained, around 40 per cent and only one metre of a loading bay has been taken away and in addition no disabled parking has been lost given the speed the Conservative Government has requested us to act here a lot of detail has not been made available to traders and residents but the council communications team are currently working on this and expect this to be published in the coming days. In line with your own government's guidance we have been taking urgent action across the city to support walking and cycling and providing spaces for residents and visitors to physically distance. We have received £660,000 funding from the Department of Transport to implement the changes and we are awaiting the outcome of second bid for a £2.68 million. As before, visitors are encouraged to use

off-street car parks rather than seafront bays also walking and cycling open up opportunities for traders as well as using the city's excellent bus network. We are pleased to hear some of traders are seeing some of these measures you're your Conservative government who asked us to introduce this. Lastly as part of the parks actively will be installing bike lockers and 'wayfinding' signage and promotional material to encourage people to park and cycle or walk and park and this initiative will link with the successful bike share scheme already in operation throughout the city which we are also expanding in response to more people cycling.

33.34 Councillor Peltzer Dunn asked the following supplementary question, I hadn't realised that the Government had specifically requested this lane on the A259 I didn't think it would go into that amount of detail. I think with your responsibilities Madam Chair with total respect of the role you our now playing. If you could just outline what information you would want when it comes to the reconsideration of what happens with the cycle lane, i.e. the effect on tourism. I was intrigued that the users for the Hove central beaches will be encouraged to use off-street car parking.

33.35 Councillor Powell replied, I couldn't quite hear your question; I will get back to you with a more detailed response in writing.

33.36 The Mayor noted that there were 4 remaining questions and that the 30minutes set aside for Members' questions had expired and therefore the questions would be carried over to the next meeting unless otherwise directed by those Members.

33.37 The Mayor then stated that the meeting had been in session for over 4 hours and in accordance with procedural rules he moved a closure motion which was lost by 27 votes to 17.

34 REVIEW OF POLITICAL BALANCE AND COMMITTEE ALLOCATIONS

34.1 The Mayor noted that the next item was a report from the Chief Executive detailing the proposed changes to the allocations for committees to reflect the change in the Administration of the Council. He drew Members' attention to appendix 4 of the report and an officer correction to recommendation 2.2 and the number of councillors appointed to the Community Wealth Building Task & Finish Working Group. The Mayor also noted that there was an amendment to the recommendations from the Conservative Group.

34.2 Councillor Clare moved the recommendations and stated that the Council was being asked to accept the review which confirmed the changes to the make-up of committees to reflect the political balance of the council.

34.3 Councillor Mears moved an amendment on behalf of the Conservative Group which was formally seconded by Councillor Wares.

34.4 The Mayor noted that the amendment had not been accepted and put it to the vote and called on each of the Group Leaders to confirm their position as well as the Groups in turn and each of the Independent Members:

Councillor Mac Cafferty stated that the Green Group were in against the amendment and this was confirmed by the Green Group Members;

Councillor Platts stated that the Labour Group were against the amendment and this was confirmed by the Labour Group Members;

Councillor Wares stated that the Conservative were in favour of the amendment and this was confirmed by the Conservative Group Members;

Councillor Brennan confirmed that she was voting against the amendment.

Councillor Fishleigh confirmed that she wished to abstain from voting on the amendment.

Councillor Knight confirmed that she was voting against the amendment.

34.5 The Mayor confirmed that the amendment had been lost and therefore put the recommendations as detailed in the report together with the officer correction to the vote. He called on each of the Group Leaders to confirm their position as well as the Groups in turn and each of the Independent Members:

Councillor Mac Cafferty stated that the Green Group were in favour of the recommendations as amended and this was confirmed by the Green Group Members;

Councillor Platts stated that the Labour Group were in favour of the recommendation as amended and this was confirmed by the Labour Group Members;

Councillor Wares stated that the Conservative were against the recommendations as amended and this was confirmed by the Conservative Group Members;

Councillor Brennan confirmed that she was voting for the recommendations as amended.

Councillor Fishleigh confirmed that she wished to abstain from voting on the item.

Councillor Knight confirmed that she was voting for the recommendations as the amended.

34.6 The Mayor confirmed that the recommendations as amended by the officer correction had been agreed.

34.7 **RESOLVED:**

- (1) That the Council appoints/re-appoints its committees with the sizes and allocation of seats between political groups as set out in appendix 1 to the report;
- (2) That the allocation of seats as detailed in the report and in appendix 2 to the report be approved;

- (3) That having received nominations to the committees from the 3 political groups, as detailed in appendix 2 to the report, such nominations (including a BME Standing invitee to the Policy & Resources Committee when appointed) be agreed, and the committee places filled accordingly;
- (4) That those Members listed as Chair, Deputy Chair and Opposition Spokesperson of the respective committees, sub- committees, project boards and working groups in appendix 2 be appointed to those positions and the changes referred to in paragraph 3.10 to Council Procedure Rules be agreed;
- (5) That having regard to 2.2. above, it be agreed that for the purpose of enabling meetings of the Personnel Sub-Committee Appeals Panel and Licensing Panels to be convened without disproportionate difficulty, the make-up of such panels need not be politically proportionate, although every effort will be taken to achieve it and the Council further agrees:
 - (i) Although the Panels have the Members referred to in appendix 2 as their standing Members, the Council agrees that, where any of the 3 Members are not available,
 - (a) any Member of the Council who has received appropriate training shall be eligible to sit on the Personnel Appeal Panel; and
 - (b) any Member of the Licensing Committee who has received the appropriate training shall be eligible to sit on the Licensing Panel;
 - (ii) That the Head of Democratic Services be authorised to set up the Panel(s), as and when needed with the permanent Members or, where any of them is not available, by including any other eligible Member of the Council or Committee as appropriate, having regard to the need, where possible, to secure cross party representation;
 - (iii) The above arrangements, and those set out in paragraph 2.5 above, are intended to operate as "alternative arrangements" pursuant to section 17 of the Local Government & Housing Act 1989 and Regulation 20 of the Local Government (Committees and Political Groups) Regulations 1990.
- (6) That Council appoints Members/representatives to various bodies as listed in appendix 3 to the report.

35 THE FOLLOWING NOTICES OF MOTION HAVE BEEN SUBMITTED BY MEMBERS FOR CONSIDERATION:

(1) MADEIRA DRIVE

- 35.1 The Notice of Motion as listed in the agenda was proposed by Councillor Wares on behalf of the Conservative Group and formally seconded by Councillor Miller.
- 35.2 Councillors Wilkinson, Hamilton and Hugh-Jones spoke on the motion and expressed their opposition to the motion.

- 35.3 Councillor Wares noted the comments and stated that he hoped the motion would be supported.
- 35.4 The Mayor then put the motion as listed to the vote:
This Council resolves to :
- (1) Request officers produce a briefing document for consideration by an Urgency Sub-Committee of the Environment, Transport & Sustainability Committee to partially reopen Madeira Drive to traffic under a Temporary Traffic Regulation Order broadly in line with the proposal outlined in the supporting information.
 - (2) Request that the Urgency Sub-Committee referred to in point (1) be convened by the 21st August 2020.
 - (3) Requests the Environment, Transport & Sustainability Committee to ensure that, at such point when legislation no longer supports the closure of Madeira Drive in respect to emergency measures under the Temporary TRO associated with Covid-19, Madeira Drive be fully reopened and restored to its previous use following which the council can engage in full public consultation (including with stakeholders who hold events on Madeira Drive) to determine any future potential changes.
- 35.5 He then called on each of the Group Leaders to confirm their position as well as the Groups in turn and each of the Independent Members:
- Councillor Mac Cafferty stated that the Green Group were against the motion and this was confirmed by the Green Group Members;
- Councillor Platts stated that the Labour Group were against the motion and this was confirmed by the Labour Group Members;
- Councillor Wares stated that the Conservative were in favour of the motion and this was confirmed by the Conservative Group Members;
- Councillor Fishleigh confirmed that she was voting in favour of the motion;
- Councillor Knight confirmed that she was voting against the motion.
- 35.6 The Mayor confirmed that the motion had been lost.
- (2) COMMITTING TO MAKE BRIGHTON & HOVE FREE OF MODERN SLAVERY**
- 35.7 The Notice of Motion as listed in the agenda was proposed by Councillor Appich on behalf of the Labour Group and formally seconded by Councillor O'Quinn.
- 35.8 Councillor Mears moved an amendment on behalf of the Conservative Group which was formally seconded by Councillor Bagaeen.
- 35.9 Councillor Shanks spoke on the motion and expressed the Green Group's support for the motion as amended.

35.10 Councillor Appich noted the comments and confirmed that she was happy to accept the amendment.

35.11 The Mayor noted that the amendment had been accepted and that the Council was happy to move to a vote on the motion as amended, and therefore put the revised motion to the vote:

That this Council opposes modern slavery in all its forms and requests officers to bring a report to the next ordinary meeting of the TECC Committee exploring proposals to commit the Council to doing everything in its power to make our city free of modern slavery, and ways to work with national and local government, law enforcement agencies, business, the community and voluntary sector, faith bodies and our local communities to;

- demonstrate strong leadership for anti-slavery initiatives:
- raise awareness amongst our staff, associates and the people we service on a daily basis
- train our staff to recognise and respond appropriately to potential signs of slavery
- share intelligence and information to help detect slavery and ensure it cannot take root
- support victims and survivors in our communities
- remove slave-based labour from our supply chains
- contribute to building a prosperous and slavery-free economy.

That the report in 2.1 also includes a full detailed update on the work the council has done in respect to the Labour Group NoM (referred to in the supporting information) agreed by this Council in July 2018 by reference to the report that was requested by the Policy, Resources & Growth Committee in October 2018.

35.12 He then called on each of the Group Leaders to confirm their position as well as the Groups in turn and each of the Independent Members:

Councillor Mac Cafferty stated that the Green Group were in favour of the motion as amended and this was confirmed by the Green Group Members;

Councillor Platts stated that the Labour Group were in favour of the motion as amended and this was confirmed by the Labour Group Members;

Councillor Wares stated that the Conservative were in favour of the motion as amended and this was confirmed by the Conservative Group Members;

Councillor Fishleigh confirmed that she was voting in favour of the motion as amended;

Councillor Knight confirmed that she was voting in favour of the motion as amended.

35.13 The Mayor confirmed that the motion had been carried.

(3) BLACK LIVES MATTER / ANTI-RACIST COUNCIL

- 35.14 The Notice of Motion as listed in the agenda was proposed by Councillor Heley on behalf of the Green Group and formally seconded by Councillor Powell.
- 35.15 Councillor Peltzer Dunn moved an amendment on behalf of the Conservative Group which was formally seconded by Councillor Bagaeen.
- 35.16 Councillor Evans moved an amendment on behalf of the Labour Group which was seconded by Councillor Childs.
- 35.17 Councillors Littman and Platts spoke on the motion and the proposed amendments.
- 35.18 Councillor Heley thanked the Members for their comments and stated that she could not accept the Conservative amendment but was happy to accept the Labour amendment.
- 35.19 The Mayor noted that the Conservative amendment had not been accepted and therefore put it to the vote and called on each of the Group Leaders to confirm their position as well as the Groups in turn and each of the Independent Members:
- Councillor Mac Cafferty stated that the Green Group were against the amendment this was confirmed by the Green Group Members;
- Councillor Platts stated that the Labour Group were against the amendment and this was confirmed by the Labour Group Members;
- Councillor Wares stated that the Conservative were in favour of the amendment and this was confirmed by the Conservative Group Members;
- Councillor Fishleigh confirmed that she was voting in favour of the amendment;
- Councillor Knight confirmed that she was voting against the amendment.
- 35.20 The Mayor confirmed that the amendment had been lost.
- 35.21 The Mayor noted that the Labour amendment had been accepted and that the Council was happy to move to a vote on the motion as amended, and therefore put the revised motion to the vote:
- Further to previous council communications, this council formally pledges to be an antiracist council and to advocate values of anti-racism across Brighton and Hove. [1]
- Council therefore resolves to ask the Chief Executive to:
- Work to convene a meeting with political leaders in the city and the Brighton and Hove Black Lives Matter group, to respond to demands
 - Offer support to those taking part in the Black Lives Matter protests through outlining practicable council health and safety assistance available to organisers during the

Covid-19 pandemic; e.g. measures or signage to aid social distancing, access to protective equipment etc.

Council also requests that the Chief Executive writes to the Sussex Police and Crime Commissioner (PCC), expressing this council's desire for the PCC to conduct an investigation into:

- the disproportionate use of stop-and-search powers against BAME communities, and pressing for a review into the response of Sussex PCC to the Stephen Lawrence inquiry and Lammy review; as well as the role of local Community Scrutiny panels; [2]
- how the use of excessive force and the Prevent strategy discriminate against BAME communities in Sussex

Further, that council requests officers bring a report on the above matters to the Tourism Equalities, Communities and Culture committee, in particular detailing:

- information on the BAME pay gap and underrepresentation of BAME employees within the council, [3] which may be shaped by the results of the Global HPO report on Race Equality in Employment; and a timeline for implementation of any recommendations that result from this [4]

35.22 He then called on each of the Group Leaders to confirm their position as well as the Groups in turn and each of the Independent Members:

Councillor Mac Cafferty stated that the Green Group were in favour of the motion as amended and this was confirmed by the Green Group Members;

Councillor Platts stated that the Labour Group were in favour of the motion as amended and this was confirmed by the Labour Group Members;

Councillor Wares stated that the Conservative were in favour of the motion as amended and this was confirmed by the Conservative Group Members;

Councillor Fishleigh confirmed that she was in favour of the motion as amended;

Councillor Knight confirmed that she was in favour of the motion as amended.

35.23 The Mayor confirmed that the motion as amended had been carried.

(4) HISTORIC MOTORING EVENTS ON MADEIRA DRIVE

35.24 The Notice of Motion as listed in the agenda was proposed by Councillor Nemeth on behalf of the Conservative Group and formally seconded by Councillor Miller.

35.25 Councillor Appich moved an amendment on behalf of the Green Group which was formally seconded by Councillor Evans.

35.26 Councillors Theobald and Lloyd spoke on the motion and the amendment and expressed their support.

35.27 Councillor Nemeth thanked everyone for their comments and the support for the aims of the motion and stated that he would accept the amendment.

35.28 The Mayor noted that the amendment had been accepted and that the Council was happy to move to a vote on the motion as amended, and therefore put the revised motion to the vote:

This council resolves to:

- (1) Recognise the huge financial and cultural contribution to the local tourist economy of the many motoring events that take place in the city and on Madeira Drive in particular;
- (2) Recommends to ETS Committee that any post-Covid changes to the layout of Madeira Drive do not prevent historic motoring events from taking place; and
- (3) Recommends to TECC Committee that urgent confirmation is given that historic motoring events will be given permission to take place.

35.29 He then called on each of the Group Leaders to confirm their position as well as the Groups in turn and each of the Independent Members:

Councillor Mac Cafferty stated that the Green Group were against the motion as amended and this was confirmed by the Green Group Members;

Councillor Platts stated that the Labour Group were in favour of the motion as amended and this was confirmed by the Labour Group Members;

Councillor Wares stated that the Conservative were in favour of the motion as amended and this was confirmed by the Conservative Group Members;

Councillor Fishleigh confirmed that she was voting in favour of the motion as amended;

Councillor Knight confirmed that she wished to abstain from voting on the motion as amended.

35.30 The Mayor confirmed that the motion as amended had been carried.

(5) HOUSING & EVICTIONS

35.31 The Notice of Motion as listed in the agenda was proposed by Councillor Platts on behalf of the Labour and Green Groups and formally seconded by Councillor Gibson.

35.32 Councillors Childs and Williams spoke on the motion and outlined their support, whilst Councillors Mears and Barnett outlined their opposition to motion.

35.33 Councillor Childs noted the comments and stated that he believed there was a clear need to support tenants.

35.34 The Mayor then put the motion as listed to the vote:

The Council notes lifting the moratorium on evictions will unleash an avalanche of homelessness, some of those made homeless are likely to end up on the streets replacing rough sleepers housed at the start of the pandemic, setting back goals of ending rough sleeping by 2027.

The Council asks the Chief Executive writes to the Secretary of State for Housing, Communities & Local Government, requesting an urgent response by 31st August:

- the moratorium on evictions be extended beyond September, allowing for consideration of additional reforms to prevent people losing their homes
- the benefit cap be lifted by the same amount that Local Housing Allowances have increased
- the bringing forward of the abolition of s21 evictions
- the following additional reforms be considered by government:
 - a) moving towards a Living rent cap at 33% of household income,
 - b) giving councils powers to set local rent controls,
 - c) capping rents at local housing allowance during the pandemic,
 - d) ending no fault evictions and placing a duty on landlords and councils to work to resolve rent arrears issues, and requiring these efforts be demonstrated to a court before an eviction is granted for rent arrears

The Council further requests that officers;

- continue to work and consult positively with tenant groups and representative organisations and raise awareness of them
- ensure there are no evictions of tenants for arrears arising during and as a consequence of the crisis period 23rd March – 31st October 2020
- finalise the establishment of the Ethical Lettings Agency and Ethical Landlords Charter.

35.33 He then called on each of the Group Leaders to confirm their position as well as the Groups in turn and each of the Independent Members:

Councillor Mac Cafferty stated that the Green Group were in favour of the motion and this was confirmed by the Green Group Members;

Councillor Platts stated that the Labour Group were in favour of the motion and this was confirmed by the Labour Group Members;

Councillor Wares stated that the Conservative were in against the motion and this was confirmed by the Conservative Group Members;

Councillor Fishleigh confirmed that she wished to abstain from voting on the motion;

Councillor Knight confirmed that she was voting for the motion.

35.34 The Mayor confirmed that the motion had been carried.

(6) LITTER REDUCTIONS

- 35.35 The Notice of Motion as listed in the agenda was proposed by Councillor Littman on behalf of the Green Group and stated that he wished to make a textual change by inserting the word 'suitable' after next in the first line of the motion and sought the council's acceptance to the change.
- 35.36 The Mayor noted that Members were happy to accept the textual change.
- 35.37 Councillor Lloyd formally seconded the motion.
- 35.38 Councillor Wares moved an amendment on behalf of the Conservative Group which was formally seconded by Councillor Nemeth.
- 35.39 Councillors Fowler and Theobald spoke on the motion and the amendment and expressed their support.
- 35.40 Councillor Littman thanked the councillors for their comments and confirmed the he was happy to accept the amendment.
- 35.41 The Mayor noted that the amendment had been accepted and that the Council was happy to move to a vote on the motion as amended, and therefore put the revised motion to the vote:

This Council requests that:

1. A report is commissioned for the next suitable meeting of the ET&S Committee, outlining a further strategic response to the problem of littering, including:
 - joint working between the council, supermarkets and hospitality industry that can stem the flow of rubbish at the source
 - the development of a voluntary scheme, whereby businesses can be supported to develop a 'return/refund' system for disposable items, to help minimise littering among customers; and where participation is rewarded e.g. through promotional materials / stickers for businesses who join the scheme;
 - details on how any strategy aligns with the council's unnecessary single-use plastics pledge
 - an update on the council's food waste trial
 - the strategy to deal with seasonal increases in littering especially on the beaches to avoid unnecessary build-up of waste by bins whilst also not impacting on general residential household waste and recycling collection services through-out the city
 - the potential to increase the number of Civil Enforcement Officers employed by the council
 - the potential to increase the number of staff and support equipment (including vehicles) that can be dedicated to litter picking throughout the city on a planned or response basis.
2. That the Chief Executive writes to the Secretary of State for Business, Energy and Industrial Strategy, requesting:

- that the Government urgently provide an update on the status of their 'Litter Strategy', which suggests that a '*Reducing Litter caused by Food on the Go: A Voluntary Code of practice*,' scheme will be rolled out in 2020/21; and asks that schemes of this type be made mandatory;
- the immediate introduction of the proposals in the Government's Litter Strategy, to ensure packaging is more clearly labelled, to allow local councils to identify and record major sources of litter;

3. That the Chief Executive also writes to the Secretary of State for Housing, Communities and Local Government requesting that government introduce an 'Excessive Packaging Levy', to generate funds to help councils deal with the £800m costs of cleaning up litter in the UK annually.

35.42 He then called on each of the Group Leaders to confirm their position as well as the Groups in turn and each of the Independent Members:

Councillor Mac Cafferty stated that the Green Group were in favour of the motion as amended and this was confirmed by the Green Group Members;

Councillor Platts stated that the Labour Group were in favour of the motion as amended and this was confirmed by the Labour Group Members;

Councillor Wares stated that the Conservative were in favour of the motion as amended and this was confirmed by the Conservative Group Members;

Councillor Knight confirmed that she was voting in favour of the motion as amended.

35.43 The Mayor confirmed that the motion had been carried.

(7) LOCAL DECISION MAKING ON HEALTH AND ADULT SOCIAL CARE

35.44 The Notice of Motion as listed in the agenda was proposed by Councillor Nield on behalf of the Green and Labour Groups and formally seconded by Councillor Moonan.

35.45 Councillors Bagaeen and McNair spoke on the motion and confirmed that they would not be supporting it.

35.46 The Mayor then put the following motion to the vote:

This council resolves:

1. To ask the Chief Executive to write to the Secretary of State for Health to detail:
 - the role of local councils in taking leadership during the Covid-19 pandemic, delivering rapid action for residents and enabling new services to commence in response to the crisis: for PPE, prevention, public health messaging and care;
 - to call on Government to adequately support Councils to address the pandemic and recovery locally by undertaking a review of powers available to local authorities to manage local outbreaks of the virus and other public health

emergencies, and to ensure that councils are properly resourced for this work, including guaranteed funding for:

- 1) sourcing PPE
- 2) staff recruitment and management to undertake local track and trace needs
- 3) support for a national carers qualification and pay scales, applicable to all
- 4) support for councils managing local outbreaks, including provision of further business support and assistance to house rough sleepers

2. Further, that such a letter expresses this council's:

- Concerns over the state of Adult Social Care provision and the need for reform of how this is managed locally, echoed by the LGA;
- ongoing concern over the inadequacy of the funding model for social care, and lack of powers available to local councils to manage decision making;
- request for a long-term solution to adult social care, overseen and monitored by Local Authorities and supported through adequate funding and provision of local decision-making powers to help govern budgets and services affecting health and social care locally.

35.47 The Mayor then called on each of the Group Leaders to confirm their position as well as the Groups in turn and each of the Independent Members:

Councillor Mac Cafferty stated that the Green Group were in favour of the motion and this was confirmed by the Green Group Members;

Councillor Platts stated that the Labour Group were in favour of the motion and this was confirmed by the Labour Group Members;

Councillor Wares stated that the Conservative were against the motion and this was confirmed by the Conservative Group Members;

Councillor Knight confirmed that she was voting for the motion.

35.48 The Mayor confirmed the motion had been carried.

(8) SUPPORTING CREDIT UNION WORKPLACE SAVINGS SCHEME

35.49 The Notice of Motion as listed in the agenda was proposed by Councillor O'Quinn on behalf of the Labour and Green Groups and formally seconded by Councillor Clare.

35.50 Councillors Peltzer Dunn, Barnett and Gibson spoke on the motion and confirmed that they would be supporting it.

35.51 The Mayor then put the following motion to the vote:

That this Council supports the credit union workplace savings scheme within the Council and the benefits it brings to staff and the local economy and therefore:

- requests that officers work with the credit union to ensure awareness of the scheme to all staff members including (but not exclusively) staff conferences, internal communication channels, and new staff induction;

- without obligation, request that all councillors consider joining the scheme and start saving through payroll to show their support for the credit union.

35.52 The Mayor then called on each of the Group Leaders to confirm their position as well as the Groups in turn and each of the Independent Members:

Councillor Mac Cafferty stated that the Green Group were in favour of the motion and this was confirmed by the Green Group Members;

Councillor Platts stated that the Labour Group were in favour of the motion and this was confirmed by the Labour Group Members;

Councillor Wares stated that the Conservative were in favour of the motion and this was confirmed by the Conservative Group Members;

Councillor Knight confirmed that she was voting for the motion.

35.53 The Mayor confirmed the motion had been carried.

36 CLOSE OF MEETING

36.1 The Mayor thanked everyone for joining the meeting and their patience and closed the meeting.

The meeting concluded at 11.52pm

Signed

Chair

Dated this

day of

2020

Subject:	A Basic Income Trial for Brighton and Hove - Petition for Debate		
Date of Meeting:	22 October 2020		
Report of:	Executive Lead Officer for Strategy, Governance & Law		
Contact Officer:	Name:	Mark Wall	Tel: 01273 291006
	E-mail:	mark.wall@brighton-hove.gov.uk	
Wards Affected:	All		

FOR GENERAL RELEASE**1. SUMMARY AND POLICY CONTEXT:**

- 1.1 Under the Council's Petition Scheme if a petition contains more than 1,250 signatures and is not petition requesting officer evidence, it will be debated by the Full Council.
- 1.2 The e-petition has resulted in triggering a debate at the council meeting, having exceeded the threshold with a total of 1,898 signatures confirmed at the time of printing the report.

2. RECOMMENDATIONS:

- 2.1 That the petition is noted and referred to the Policy & Resources Committee for consideration.

3. RELEVANT BACKGROUND INFORMATION / CHRONOLOGY OF KEY EVENTS:**3.1 The Petition:
A Basic Income Trial for Brighton and Hove**

We the undersigned petition Brighton & Hove Council to support a basic income trial in the city and to write to the government to request that they look into the feasibility of a pilot in Brighton. We understand that not all councillors may have looked into this subject and so in this petition we are asking that:

- The petition is presented at full council and that councillors have time to debate the issue
- The council considers joining the councils in Sheffield, Liverpool and Hull in backing the idea of a basic income trial in the city and votes whether to support the proposal
- The council writes to the government in support of a basic income trial in Brighton and Hove.

Lead Petitioner – Maggie Gordon-Walker

Additional Information:

There have been a number of local groups in the UK that have formed over the past few years all with the aim of promoting the idea of basic income such as the UBI Labs in the North of England (Sheffield, Leeds, Liverpool, Kirklees etc.). We, Basic Income South East, have recently formed to continue the movement but with a focus on the South East of England, starting with Brighton and Hove.

Proponents of Basic Income argue it is the fairest way of sharing wealth and could guarantee minimum standards of living. They also argue it would dramatically reduce, if not eliminate poverty in the UK, improve the wellbeing of everyone and help the local economy. Every individual would receive regular payments from the government with no strings attached, taking away the conditionality that the current welfare system has. By covering everyone's basic needs, a basic income would enable them to have more stability and security in their lives and thrive rather than just survive. Recently we have seen evidence of the lack of security that many have through the coronavirus outbreak and with an increasingly unstable economic future, we feel it is better to support people with an upfront payment rather than dealing with any problems after they occur.

There have been several trials of basic income that have occurred including recently in Finland but also in Canada during the 1970s and other countries across the world such as Kenya and India. The UK government, however, has yet to support such a scheme in the UK, although the Scottish government have taken it upon themselves to investigate the practicalities of a pilot scheme and have been working on a feasibility study over the last few years. They will publish their results later this year, with the potential of a pilot happening north of the border. In last year's general election, the Green Party included basic income as a core part of their manifesto and were joined by the Labour Party who supported the idea of several trials across the UK. In addition, several local authorities have backed the idea of trials in their area including Sheffield (June 2019), Liverpool (2018) and Hull (Jan 2020).

4. PROCEDURE:

4.1 The petition will be debated at the Council meeting in accordance with the agreed protocol:

- (i) The Lead petitioner will be invited by the Mayor to present the petition and will have up to 3 minutes in which to outline the prayer of the petition and confirm the number of signatures;
- (ii) The Mayor will then open the matter up for debate by councillors for period of 15 minutes and will first call on the relevant Committee Chair to respond to the petition and move a proposed response. The Mayor will then call on those councillors who have indicated a desire to speak in the matter, before calling on the relevant Committee Chair to respond to the debate;
- (iii) An amendment to the recommendation in paragraph 2.1 of the report or to add additional recommendations should be submitted by 10.00am on the day of the meeting; otherwise it will be subject to the Mayor's discretion as

to being appropriate. Any such amendment will need to be formally moved and seconded at the meeting;

- (iv) After the 15 minutes set aside for the debate, the Mayor will then formally put:
 - (a) Any amendments in the order in which they are moved, and
 - (b) The substantive recommendation(s) as amended (if amended).

Subject:	Open a New Homeless Shelter in Morley Street Brighton - Petition for Debate		
Date of Meeting:	22 October 2020		
Report of:	Executive Lead Officer for Strategy, Governance & Law		
Contact Officer:	Name:	Mark Wall	Tel: 01273 291006
	E-mail:	mark.wall@brighton-hove.gov.uk	
Wards Affected:	All		

FOR GENERAL RELEASE**1. SUMMARY AND POLICY CONTEXT:**

- 1.1 Under the Council's Petition Scheme if a petition contains more than 1,250 signatures and is not petition requesting officer evidence, it will be debated by the Full Council.
- 1.2 The e-petition has resulted in triggering a debate at the council meeting, having exceeded the threshold with a total of 4,519 signatures confirmed at the time of printing the report.

2. RECOMMENDATIONS:

- 2.1 That the petition is noted and referred to the Policy & Resources Committee for consideration.

3. RELEVANT BACKGROUND INFORMATION / CHRONOLOGY OF KEY EVENTS:**3.1 The Petition:****Open a New Homeless Shelter in Morley Street, Brighton**

Purchase the unoccupied building known as 'PsychoSocial' 1-2 Morley Street BN2 9RA and open it as a permanent shelter for women and men who are homeless or about to become homeless.

Lead Petitioner – Barry Hughes

Additional Information:

Why is this important?

The building will make a big advance towards ending rough sleeping in Brighton & Hove by 2020 and be self-financing with housing benefits and volunteers.

The building at 1-2 Morley Street, known as 'PsychoSocial', is currently unoccupied, meaning it would be easy for the council to purchase. It is also in a

great location, as it is close to an excellent health centre, thereby lightening the load on A&E at the hospital.

We've had two major successes so far in improving and increasing the amount of night shelters for Brighton's homeless. First of all in 2017, we won a campaign for Brighton and Hove Council to commit to opening night shelters for rough sleepers. Then we won a campaign for Brighton and Hove Council to have shelters open 365 days a year. These achievements only came after thousands of us signed a petition. Brighton Centre should be open this November (2018) but by the middle of winter users will have to relocate to other venues. Now, we need a permanent shelter for Brighton's homeless, and Morley Street is the perfect location.

4. PROCEDURE:

4.1 The petition will be debated at the Council meeting in accordance with the agreed protocol:

- (i) The Lead petitioner will be invited by the Mayor to present the petition and will have up to 3 minutes in which to outline the prayer of the petition and confirm the number of signatures;
- (ii) The Mayor will then open the matter up for debate by councillors for a period of 15 minutes and will first call on the relevant Committee Chair to respond to the petition and move a proposed response. The Mayor will then call on those councillors who have indicated a desire to speak in the matter, before calling on the relevant Committee Chair to respond to the debate;
- (iii) An amendment to the recommendation in paragraph 2.1 of the report or to add additional recommendations should be submitted by 10.00am on the day of the meeting; otherwise it will be subject to the Mayor's discretion as to being appropriate. Any such amendment will need to be formally moved and seconded at the meeting;
- (iv) After the 15 minutes set aside for the debate, the Mayor will then formally put:
 - (a) Any amendments in the order in which they are moved, and
 - (b) The substantive recommendation(s) as amended (if amended).

Subject:	Close Brighton and Hove Greyhound Stadium - Petition for Debate		
Date of Meeting:	22 October 2020		
Report of:	Executive Lead Officer for Strategy, Governance & Law		
Contact Officer:	Name:	Mark Wall	Tel: 01273 291006
	E-mail:	mark.wall@brighton-hove.gov.uk	
Wards Affected:	All		

FOR GENERAL RELEASE**1. SUMMARY AND POLICY CONTEXT:**

- 1.1 Under the Council's Petition Scheme if a petition contains more than 1,250 signatures and is not petition requesting officer evidence, it will be debated by the Full Council.
- 1.2 The e-petition has resulted in triggering a debate at the council meeting, having exceeded the threshold with a total of 6,880 signatures confirmed at the time of printing the report.

2. RECOMMENDATIONS:

- 2.1 That the petition is noted and referred to the owners of the Greyhound Stadium for consideration.

3. RELEVANT BACKGROUND INFORMATION / CHRONOLOGY OF KEY EVENTS:**3.1 The Petition:
Close Brighton and Hove Greyhound Stadium**

We are asking Brighton and Hove City Council to revoke the licence of Coral Greyhound Stadium and put an end to the cruelty of greyhound racing in this constituency. Every week at least two dogs fall, are injured or die at this stadium. 10,000 dogs are removed from the racing circuit every year as more dogs are bred for this industry. The dogs may be exported abroad to countries like China for breeding and racing, killed as surplus to requirements or languish in isolation in kennels for the rest of their lives. All London tracks have closed; let Brighton and Hove be the next. The land in Nevill Road could be used for much needed affordable housing.

If this track is not closed, dogs will continue to be forced to race, exploited and abused. Please help us to end their suffering!

Lead Petitioner – Sarah Whitehead

Additional Information:
None.

- 3.2 The petition's request does not fall directly within the Council's responsibilities and therefore can only be referred to the owners of the greyhound stadium.

4. PROCEDURE:

- 4.1 The petition will be debated at the Council meeting in accordance with the agreed protocol:
- (i) The Lead petitioner will be invited by the Mayor to present the petition and will have up to 3 minutes in which to outline the prayer of the petition and confirm the number of signatures;
 - (ii) The Mayor will then open the matter up for debate by councillors for period of 15 minutes and will first call on the relevant Committee Chair to respond to the petition and move a proposed response. The Mayor will then call on those councillors who have indicated a desire to speak in the matter, before calling on the relevant Committee Chair to respond to the debate;
 - (iii) An amendment to the recommendation in paragraph 2.1 of the report or to add additional recommendations should be submitted by 10.00am on the day of the meeting; otherwise it will be subject to the Mayor's discretion as to being appropriate. Any such amendment will need to be formally moved and seconded at the meeting;
 - (iv) After the 15 minutes set aside for the debate, the Mayor will then formally put:
 - (a) Any amendments in the order in which they are moved, and
 - (b) The substantive recommendation(s) as amended (if amended).

WRITTEN QUESTIONS FROM COUNCILLORS

The following questions have been received from Councillors and will be taken as read along with the written answer which will be included in an addendum that will be circulated at the meeting:

(1) Councillor Platts:

I'm pleased the Administration supported Labour's amendment at the recent Environment, Transport & Sustainability Committee, calling for local residents and stakeholder groups to be consulted and be able to offer input into the process before the implementation of tranche 2 emergency temporary transport changes. We set out a reasonable timeframe for meaningful consultation. Please can I get an update on that consultation?

Reply from Councillor Heley, Chair of the Environment, Transport & Sustainability Committee

(2) Councillor Platts:

Labour were pleased to work cross-party with other political groups in order to set up a range of working groups when in administration. We set up a cross-party Community Wealth Building group, as well as Project Boards covering Black Rock, i360, King Alfred, Madeira Terraces and Waterfront. Lots of these have understandably been hold due to the public health crisis. Please can I get an update on each of these project boards, as well as the Community Wealth Building Working Group

Reply from Councillor Mac Cafferty, Leader of the Council

(3) Councillor Platts:

COVID-19 impacts upon all of us, but the evidence suggests it hits disadvantaged families the hardest. We know there is already an attainment gap for children living in areas of disadvantage and I am concerned the public health crisis will cause this gap to widen further. What is the Administration doing to ensure that existing educational attainment gap is not widened due to COVID-19?

Reply from Councillor Clare, Chair of the Children, Young People & Skills Committee

(4) Councillor Barnett:

I refer to the council land comprising Benfield Valley Golf Course that I understand is currently on a long lease.

Can the Leader of the Council confirm?

- a) The extent of the land that has been leased and its definition
- b) The year the land was leased by the council
- c) The term of the long lease
- d) The amount the land was leased for
- e) How much it would cost for the council to buy back the long lease.

Reply from Councillor Mac Cafferty, Leader of the Council

ORAL QUESTIONS FROM COUNCILLORS

A period of not more than 30 minutes is set aside for oral questions from Members, at the expiry of which, the Mayor will call a halt and proceed to the next item of business of the agenda. Any Member whose question then remains outstanding will be contacted to determine whether they wish to have a written answer provided or for their question to be carried over to the next meeting.

The following Members have indicated that they wish to put questions to the Leader, Chairs of Committees or Members of the Council that have been appointed to an outside body. The Councillor asking the question may then ask one relevant supplementary question which shall be put and answered without discussion:

(1) Councillor Platts

Subject matter: **Bus Services**

Reply from Councillor Heley, Joint Chair of the Environment, Transport & Sustainability Committee

(2) Councillor Nemeth

Subject matter: **Political Leadership of the Council**

Reply from Councillor Mac Cafferty, Leader of the Council

(3) Councillor Yates

Subject matter: **Coombe Road Parking**

Reply from Councillor Heley, Chair of the Environment, Transport & Sustainability Committee

(4) Councillor Mears

Subject matter: **The State of Democracy in Brighton & Hove City Council**

Reply from Councillor Councillor Mac Cafferty, Leader of the Council

(5) Councillor Pissaridou

Subject matter: **Park & Ride**

Reply from Councillor Heley, Chair of the Environment, Transport & Sustainability Committee

(6) Councillor Janio

Subject matter: **Racism in Our Community**

Reply from Councillor Powell / Ebel, Joint Chair of the Tourism, Equalities, Communities & Culture Committee

- (7) **Councillor Williams**
Subject matter: **Housing Dispute**

Reply from Councillor Gibson / Hugh-Jones, Joint Chair of the Housing Committee

- (8) **Councillor Peltzer Dunn**
Subject matter: Car Crime in West Hove

Reply from Councillor Heley, Chair of the Environment, Transport & Sustainability Committee

- (9) **Councillor Childs**
Subject matter: **Planning White Paper**

Reply from Councillor Littman, Chair of the Planning Committee

- (10) **Councillor Theobald**
Subject matter: State of the Pavements

Reply from Councillor Heley, Chair of the Environment, Transport & Sustainability Committee

- (11) **Councillor O'Quinn**
Subject matter: **Drug Dealing**

Reply from Councillor Deane, Chair of the Licensing Committee

- (12) **Councillor Barnett**
Subject matter: **Benfield Valley**

Reply from Councillor Heley, Chair of the Environment, Transport & Sustainability Committee

- (13) **Councillor Wilkinson**
Subject matter: **Graffiti**

Reply from Councillor Heley, Chair of the Environment, Transport & Sustainability Committee

- (14) **Councillor Evans**
Subject matter: **Procurement**

Reply from Councillor Gibson/Druitt, Joint Deputy Chair of the Policy & Resources Committee

- (15) **Councillor Allcock**
Subject matter: **FOIs**

Reply from Councillor Mac Cafferty, Leader of the Council

Council

22 October 2020

Agenda Item 47

Brighton & Hove City Council

Subject: **Anti-Slavery Pledge** – Extract from the proceedings of the Tourism, Equalities, Communities & Culture Committee meeting held on the 24 September 2020

Date of Meeting: **22 September 2020**

Report of: **Executive Lead Officer for Strategy, Governance & Law**

Contact Officer: Name: **Greg Weaver** Tel: **01273 291214**
E-mail: greg.weaver@brighton-hove.gov.uk

Wards Affected: All

FOR GENERAL RELEASE

Action Required of Council: To consider receive the report and the recommendations of the Tourism, Equalities, Communities and Culture Committee.

Recommendations:

- (1) That Brighton & Hove City Council signs up to the Anti-Slavery Pledge and statement of intent as drafted; and
- (2) That an elected Member be appointed to champion the work required under the auspices of the pledge.

BRIGHTON & HOVE CITY COUNCIL

TOURISM, EQUALITIES, COMMUNITIES & CULTURE COMMITTEE

4.00pm 24 SEPTEMBER 2020

VIRTUAL MEETING - SKYPE

MINUTES

Present: Councillor Ebel (Joint Chair), Powell (Joint Chair), Rainey (Deputy Chair), Appich (Opposition Spokesperson), Nemeth (Group Spokesperson), Evans, Mac Cafferty, Mears, O'Quinn and Simson

Other Members present: Anusree Sasidharan, Joanna Martindale, Lola Banjoko and Nick May.

MINUTE EXTRACT

PART ONE

26 ANTI-SLAVERY PLEDGE

- 26.1 The committee considered a report of the Interim Executive Director for Housing, Neighbourhoods & Communities, which sought to provide on an overview of the work being coordinated locally by the Sussex Anti-Slavery Network and a briefing on the draft Brighton & Hove City Council anti-slavery pledge and statement of intent. The report was provided by the Exploitation Coordinator.
- 26.2 The Exploitation Coordinator clarified the aims of the report and noted that the effort to tackle modern slavery and human trafficking culminating in the anti-slavery pledge was commissioned by the Home Office to take effect across the country.
- 26.3 Councillor Simson referred to training for elected Members and enquired how soon these would become available.
- 26.4 The Exploitation Co-ordinator clarified that elected Member training was nearly finalised and that virtual meetings could be set up.
- 26.5 Ms Sasidharan sought clarification as to the methods of communication employed to convey this to the public.
- 26.6 The Exploitation Coordinator stated that the modern slavery and human trafficking info had been adopted by the City's community safety and crime reduction strategy. It was noted that this was overseen every 2 months.

- 26.7 Councillor Appich referred to item 2.2 and sought clarification on the recruitment method and which committee this would be referred to.
- 26.8 The Exploitation Coordinator stated that the recommendation was to go to Full Council.
- 26.9 The Chair noted that the Administration would nominate someone.
- 26.10 Councillor MacCafferty sought confirmation of any work with statutory partners where possible and enquired of any ongoing efforts to engage with other groups that were also affected such as adults.
- 26.11 Nick May, Sussex Police, welcomed the anti-slavery pledge and that BHCC along with Sussex police were utilising modern legislation to combat the exploitation of children and other young people involved in county lines activity among others.
- 26.12 Councillor Powell emphasised the importance of communication of this. It was enquired if there was evidence of this following the vote for Brexit and during Covid.
- 26.13 The Exploitation Coordinator stated that during the Covid lockdown a number of women who were vulnerable had been criminally and sexually exploited throughout the major lockdown. It was further noted that it would be inappropriate to comment on Brexit.
- 26.14 **RESOLVED TO RECOMMEND:**
- (1) That full Council be recommended to agree that Brighton & Hove City Council signs up to the Anti-Slavery Pledge and statement of intent as drafted (appendices one and two refer); and
 - (2) That full Council be recommended to appoint an elected Member to champion the work required under the auspices of the pledge.

Subject:	Anti-slavery pledge		
Date of Meeting:	22 October 2020 24 September 2020 – Tourism, Equalities, Communities & Culture Committee		
Report of:	Interim Executive Director for Housing, Neighbourhoods & Communities		
Contact Officer:	Name:	Tim Read	Tel: 01273 294628
	Email:	Tim.read@brighton-hove.gov.uk	
Ward(s) affected:	All		

FOR GENERAL RELEASE**1. PURPOSE OF REPORT AND POLICY CONTEXT**

- 1.1 The Modern Slavery Act came into effect in 2015. It covers offences of human trafficking, labour exploitation (slavery / forced or compulsory labour), domestic servitude, sexual exploitation and criminal exploitation. Brighton & Hove City Council is a designated First Responder agency and is subject to the Duty to Notify the Home Office – as the Single Competent Authority - of all potential victims of modern slavery and human trafficking in the city.
- 1.2 The Sussex Anti-Slavery Network is a regional network consisting of Sussex Police, the Office of the Sussex Police & Crime Commissioner, all local authorities in Sussex (including districts and boroughs), other law enforcement agencies and the community and voluntary sector. The Home Office is encouraging all local authorities to sign up to the Anti-Slavery Pledge spearheaded by Birmingham City Council in 2019 in advance of Anti-Slavery Day 2020 (18th October). This work is being coordinated locally by the Sussex Anti-Slavery Network. The draft Brighton & Hove City Council anti-slavery pledge and statement of intent seeks to clearly demonstrate the city's legal and moral duties to do all it can to end all forms of modern slavery and human trafficking in Brighton & Hove.

2. RECOMMENDATIONS:

- 2.1 That the Committee recommends to Full Council that Brighton & Hove City Council signs up to the Anti-Slavery Pledge and statement of intent as drafted (appendices one and two refer).
- 2.2 That the Committee recommends to Full Council that it appoints an elected member to champion the work required under the auspices of the pledge.

3. CONTEXT/ BACKGROUND INFORMATION

- 3.1 Brighton & Hove City Council has been a designated First Responder agency since 2015. It is clear that there is some understanding of modern slavery and

- human trafficking across the organisation and council staff have referred some potential victims into the National Referral Mechanism (NRM) for the Single Competent Authority (Home Office) during that time period. It is recognised nationally that the number of NRM referrals made do not fully reflect the true scale of the issues that we have in the country in relation to these crime types.
- 3.2 The city's Community Safety & Crime Reduction Strategy 2020-23 has an exploitation theme for the first time which includes modern slavery and human trafficking out of recognition that this is a priority area of the Community Safety Partnership Board together with the Safeguarding Adults Board and Safeguarding Children Partnership Board.
 - 3.3 The latest Government data tells us that in 2019-20 the total number of UK NRM referrals was 10,627. This has increased from just 711 in 2010 (when this type of recording began). In 2019-20 this was a UK total of 5860 adult referrals and 4545 referrals for children. Brighton & Hove City Council submitted six in total (one adult, five children) which is one less from 2018-19. In comparison, East Sussex County Council submitted two (child) referrals for 2019-20 (none in 2018-19), West Sussex County Council submitted ten (child) referrals for 2019-20 (none in 2018-19) and Sussex Police submitted 39 adult and 61 child referrals for 2019-20 (47 in 2018-19). It is clear there is more work to be done to ensure NRM referrals are being made for all potential victims of modern slavery and human trafficking.
 - 3.4 Brighton & Hove City Council established a Modern Slavery Steering Group in 2019 chaired by the Community Safety Team with representation from key council services including Adult Social Care, Children's Services and Housing Options. The primary function of this group was to develop a modern slavery referral pathway that all council staff can use to refer potential victims of modern slavery into so that they can be interviewed by specially trained staff to determine if they are potential victims and if so to refer them into the NRM. This referral pathway was introduced on 1st April 2020 and since then it has received four notifications from Housing Options related to adults (believed to be labour exploitation) and four notifications from Children's Services related to children (believed to be criminal exploitation – namely 'county lines'). This already exceeds what was submitted by Brighton & Hove City Council in the whole of the previous financial year.
 - 3.5 As a First Responder agency Brighton & Hove City Council has a Duty to Notify the Home Office under Section 52 of the Modern Slavery Act 2015. As a local authority the council is encouraged to publish a supply chain transparency statement under Section 54 of the Modern Slavery Act 2015 which, whilst this is not currently a legal Duty, it is expected to become one in the near future.
 - 3.6 The Sussex Anti-Slavery Network has agreed a set of key performance indicators to enable progress to be tracked and monitored. These indicators include senior buy-in (elected members, senior officers), attendance at the Network, number of specially trained staff, a clear external and internal modern slavery policy, transparency around supply chain, availability of appropriate modern slavery training, monitoring of S.52 Duty to Notify and a strategic working group to oversee this work. At the time of writing both of the county councils in Sussex have committed to signing this pledge in time for Anti-Slavery Day 2020.

- 3.7 The draft pledge and statement of intent are based on the Birmingham City Council documents which are recommended as best practice by the Home Office. The documents contain clear activities to ensure the council is doing all it can to tackle all forms of modern slavery in the city and the actions outlined in the statement of intent inform the council's Modern Slavery Steering Group's action plan. The Steering Group is co-chaired by the Head of Safer Communities and Exploitation Coordinator on behalf of the local authority.
- 3.8 The draft Anti-Slavery Pledge can help to support some of the activity of the Anti-Racism Pledge in terms of focusing on supporting Black, Asian and Minority Ethnic (BAME) businesses through council procurement and encouraging local support; and working with BAME communities and groups to agree our approach to different statues, plaques and street names.
- 3.9 There is limited hard data to demonstrate the impact COVID-19 has had on exploitation within Brighton & Hove although this is currently being developed as a priority area as part of the Exploitation Action Plan as part of the Community Safety & Crime Reduction Strategy. However, Sussex Police undertook a specific police operation named Apollo to gather partnership intelligence across the county to increase understanding of the impact COVID-19 has had on drug supply and demand. This clearly has an impact on potential exploitation in relation to Organised Crime Groups, gangs and criminal networks. Some of the information received from CGL (Change, Grow, Live who are commissioned to deliver the Brighton & Hove Substance Misuse Recovery Service) and St Mungos (who are commissioned to deliver homelessness outreach work) identified that drug supply was interrupted by COVID-19 initially which may lead to an increase in exploitation tactics and potentially serious violence due to debt entrapment.
- 3.10 The Community Safety Team has had increasing engagement with commissioned supported accommodation providers within the city and it appears that there has been an increase in the criminal and sexual exploitation of vulnerable women particularly.
- 3.11 Additionally, there are concerns that refugees, migrants and asylum seekers with no recourse to public funds will be increasingly driven into forms of exploitation (such as nail bars, food delivery, car washes, farming, etc.) because of increasing poverty. This is something that is being closely monitored by the local authority as part of the city's COVID recovery plans.
- 3.12 Further to the Cooperative Party's Notice of Motion to sign up to a Charter Against Modern Slavery (presented to the [Policy, Resource & Growth Committee in October 2018](#)) progress has been made in relation to improving practices of the council's corporate procurement service including identifying a lead officer to develop the organisation's position related to S.54 of Modern Slavery Act 2015 to have clear and transparent supply chains. This is not currently a statutory duty for local authorities however this is expected to change in coming months and therefore this is a key component to the ongoing work of the Modern Slavery Steering Group described previously. A Modern Slavery Coordinator was recruited for a fixed-term contract to ensure compliance with S.52 of Modern Slavery Act 2015 to notify Home Office of all potential victims and this work is

now overseen by the Exploitation Coordinator (a permanent post) to drive this work forward including the delivery of multi-agency training around spotting the signs of modern slavery and trafficking and how to refer using the online portal (National Referral Mechanism). The Anti-Slavery Pledge and associated documents presented to this committee update on the auspices of the previous Notice of Motion and bring it in line with recommended national best practice based on the ongoing developing picture as directed by the Home Office in the past 12 months.

4. ANALYSIS & CONSIDERATION OF ANY ALTERNATIVE OPTIONS

- 4.1 No other alternative option was considered as only close partnership working with strong leadership between the council, other public bodies and the community and voluntary sector can ensure that the city as a whole tackles exploitation in all its forms.

5. COMMUNITY ENGAGEMENT & CONSULTATION

- 5.1 There has been no consultation in the compiling of this report due to the nature of the pledge being for Brighton & Hove City Council only. However, members of the Modern Slavery Steering Group will undertake community engagement as part of their activity to deliver on the actions in the statement of intent as required.

6. CONCLUSION

- 6.1 Brighton & Hove City Council prides itself as a safe and welcoming destination for visitors, residents and businesses as recognised by its City of Sanctuary status. The Anti-Slavery Pledge is a public statement that the council seeks to build on this – together with partner organisations – to eradicate all forms of modern slavery and trafficking in the city.

7. FINANCIAL & OTHER IMPLICATIONS:

Financial Implications:

- 7.1 There are no member expenses attached to the role of modern slavery champion.
- 7.2 There are no specific financial implications arising from the report. Any activity or actions required in supporting the Anti-Slavery Pledge can be delivered from within the Council's existing resources.

Finance Officer Consulted: Michael Bentley

Date: 08/07/20

Legal Implications:

- 7.3 Council Committees do not have delegated powers to sign up to charters, alliances or pledges on behalf of the Council. All such requests must instead be referred to Full Council. Other legal implications are set out in the body of the report.

Equalities Implications:

- 7.4 Modern slavery and human trafficking often target the most vulnerable and isolated in society, so the legally protected characteristics of disability, ethnicity, age, sex/gender are particularly relevant here, as well as other social inclusion issues relating to poverty, debt, and housing and migration status. This focused and partnership-based approach will ensure better co-ordination and sharing of intelligence to enable more effective interventions. Ongoing assessment of who is most vulnerable and most harmed by modern slavery will continue throughout the work.

Sarah Tighe-Ford (Equalities Manager) Date: 26/08/20

Sustainability Implications:

- 7.5 There are no sustainability implications identified at this stage.

Brexit Implications:

- 7.6 There are no Brexit implications identified at this stage.

Crime & Disorder Implications:

- 7.7 The Local Government Association produced guidance about how local authorities are expected to tackle modern slavery in 2019. This guidance states that modern slavery is a serious, complex and often organised crime. Under Section 17 of the Crime and Disorder Act councils have a duty to do all that they reasonably can to prevent crime and disorder in their areas, which will include modern slavery and trafficking. There are a range of crimes where councils may come across victims of modern slavery, including county lines, child sexual exploitation, gangs, violent crime, drugs and begging, amongst others. Many parts of the council have powers of entry and inspection that can be used to disrupt the activities of traffickers and criminal networks including trading standards, environmental health, planning enforcement and housing inspection.

The local authority has a significant role to play in leadership and coordination of the close partnership working with other public bodies and the community and voluntary sector.

Risk and Opportunity Management Implications:

- 7.8 This risk is one that all services should be aware of as part of their usual delivery and planning. The city council's Strategic Risk Register does not include reference to or actions relating to modern slavery and human trafficking and there is no specific risk register on this that the City Council's Risk Management Lead is aware of.

Public Health Implications:

- 7.9 All forms of exploitation described earlier in this report have significant public health implications such as poverty, mental health, substance misuse, sexual abuse, serious violence, criminal exploitation and cuckooing of children and vulnerable adults. The Home Office Serious Violence Strategy considers all of these as symptoms of serious violence and advocates a public health preventative approach to tackling this.

Corporate / Citywide Implications:

- 7.10 Section 52 of the Modern Slavery Act 2015 specifies that a public authority (within the designated list) must refer the details of every person for whom they have reasonable grounds to believe is a victim of a S.1 or S.2 MSA offence. Our combined, effective and meaningful interoperability seeks to ensure that professionals are sighted on all the relevant information and scenarios that might provide those grounds. If a person should have been recognised as a victim and was not referred, then it is possible that the “first responder organisation” can be accused of failing to carry out its legal responsibilities. Our pledge is calculated to be a catalyst to identify more accurate referrals and for the chances of legal action taken to be avoided.
- 7.11 Article 4 of the European Court of Human Rights (S.58 + 63,64) provide a procedural obligation for the state to take operational measures and meaningfully investigate all credible information that suggests a person’s rights are being breached. Our joined-up efforts in respect of recognising, researching, sharing and escalating our response to “credible suspicion” of a A4 violation is crucial for the welfare of any victim, pursuit of offenders and to demonstrate that our efforts are effective, timely and does not rely on victim disclosure. We are supposed to implement sufficiently skilled approach to do the job where victims will not or cannot disclose / testify). Local authority personnel within the combined safeguarding and vulnerability agenda may well be the first, most skilled and best placed to raise credible suspicion and context that leads to investigation. Where this fails, victims may take legal action against the authorities for failing to adequately investigate. The pledge consequently seeks to maximise the chances that credible suspicions are raised sufficiently to enable a sound, joined up and timely tactical approach by the law enforcement community.

SUPPORTING DOCUMENTATION

Appendices:

1. Anti-Slavery Pledge
2. Anti-Slavery Statement of Intent

Background Documents

1. None



Anti-Slavery Pledge

Pledge to become a Slavery Free Community

As leaders in Brighton & Hove we, the undersigned, commit to doing everything in our power to make our city free of modern slavery. We will work proactively with national and local government, law enforcement agencies, business, the community and voluntary sector, faith bodies and our local communities to:

- Demonstrate strong leadership for anti-slavery initiatives;
- Raise awareness amongst our staff, associates and the people we service on a daily basis;
- Train our staff to recognise and respond appropriately to potential signs of slavery;
- Share intelligence and information to help detect slavery and ensure it cannot take root;
- Support victims and survivors in our communities;
- Remove slave-based labour from our supply chains;
- Contribute to building a prosperous and slavery-free economy.

In this way Brighton & Hove stands in support of the United Nations Global Sustainable Goal 8.7 to take immediate and effective measures to eradicate forced labour, end modern slavery and human trafficking and secure the prohibition and elimination of the worst forms of child labour by 2030.

Dated: 24th September 2020

Signed:

Cllr. Phelim Mac Cafferty Leader of Brighton & Hove City Council	
Cllr. Nancy Platts Leader of the Labour Group	
Cllr. Steve Bell Leader of the Conservative Group	
Geoff Raw Chief Executive Officer	



Anti-Slavery Pledge

Declaration of intent to tackle modern slavery and human trafficking by Brighton & Hove City Council

Modern slavery includes human trafficking, domestic servitude, forced labour or criminality and sexual exploitation.

There are more slaves worldwide today than at the height of the Atlantic slave trade in the 18th Century. That includes over 13,000 modern slaves in the UK today - and the number is growing.

Modern slavery is a hidden crime, and it is closer than we think. It is happening in every corner of the country, and that includes here.

Brighton & Hove has a reputation for embracing and thriving on difference and is more recently famed for celebrating the diversity of its residents. As part of the City of Sanctuary national network, Brighton & Hove seeks to celebrate the contribution of those that have come here for safety and to reduce isolation, fear and exclusion. Brighton & Hove cannot deny its past and works hard to be a safe and welcoming city to all who come here.

Building on this, Brighton & Hove City Council is pleased to adopt this declaration of intent which will be the council’s response to the horror of modern-day slavery and human trafficking and serve as the basis of future policies and procedures to tackle it.

1.	Brighton & Hove City Council abhors the vile and brutal crime of modern slavery and human trafficking in which people are treated like commodities and exploited for criminal gain. The council will do everything in its power to work with Sussex Police and other law enforcement agencies to help disrupt and bring to justice perpetrators of such crimes across the city.
2.	Brighton & Hove will adopt a victim-focused approach to modern slavery and human trafficking and endeavour to safeguard such individuals - whether they be children or adults – and provide for their health and wellbeing needs while they are in the care of the council
3.	Brighton & Hove City Council will do all in its power to avoid any element of modern slavery and human trafficking in its procurement process or its



Anti-Slavery Pledge

	procurement supply chain. In accordance with Section 54 of the Modern Slavery Act 2015 Brighton & Hove City Council will produce a Transparency Statement to this effect.
4.	Brighton & Hove City Council is fully aware of its designation as a First Responder Agency under the National Referral Mechanism and its responsibility to identify potential victims and refer cases to the UK Human Trafficking Centre Competent Authority of the National Referral Mechanism.
5.	Brighton & Hove City Council is aware of the need to train its staff to the highest possible level to ensure they are able to rescue and care for victims and refer them into the National Referral Mechanism should the victim consent to do so.
6.	Brighton & Hove City Council is working with the Sussex Anti-Slavery Network to ensure that all local authorities (including districts and boroughs) in this region agree to adopt the National Training Delivery Group training.
7.	Brighton & Hove City Council will train all its staff and elected members to ensure they are educated to the highest possible level in order for them to identify potential victims of modern slavery and human trafficking and how to engage with victims in order to ensure they obtain the best possible care and support for their needs.
8.	Brighton & Hove City Council will publish support guides and the Modern Slavery Helpline number and other helpful information on its corporate website in a variety of languages to help victims, staff and other citizens to report incidents of modern slavery.
9.	Brighton & Hove City Council will discharge its statutory duty to safeguard any children who they believe are a victim of modern slavery or who are being trafficked into, out of, or across the city.
10.	Brighton & Hove City Council will work with other statutory authorities and specifically Barnardo's Panel for the Protection of Trafficked Children (PPTC) to ensure they have in place robust standards to deal with missing child victims of modern slavery and human trafficking.
11.	



Anti-Slavery Pledge

	Brighton & Hove City Council will actively seek to work in partnership with government, Sussex Police, National Health Service, other law enforcement agencies, community and voluntary sector organisations, and any other bodies or organisations working to tackle modern slavery and human trafficking.
12.	Brighton & Hove City Council will work closely with the Anti-Slavery Commissioner to help improve the plights of victims, improve and enhance the support provided by the National Referral Mechanism, and seek to lobby Parliament to help bring changes to improve current legislation and encourage the development of new legislation should that prove necessary.
13.	Brighton & Hove City Council will work with Sussex Police to provide intelligence and to help engage with Sussex Police to disrupt modern slavery and human trafficking activity when and where the council become aware of it.
14.	Brighton & Hove City Council is fully aware that under Section 52 of the Modern Slavery Act 2015, it has a Duty to Notify in relation to anyone who is believed to be a victim – both adults and children – of human trafficking (including internal trafficking within the UK) and is willing and keen to do so.
15.	Brighton & Hove City Council is willing to share appropriate data with all agencies to help tackle this issue. To this end Brighton & Hove City Council will put in place any additional data sharing arrangements or Memorandum of Understanding as required as well as utilising powers under the Crime & Disorder Act 1988.
16.	Brighton & Hove City Council will create a Modern Slavery Steering Group to develop policy and procedures and oversee the Brighton & Hove City Council response to modern slavery and human trafficking at the highest level. This Group will be responsible for ensuring the delivery and implementation of the intentions set out in this document.
17.	Further to the items specified above, Brighton & Hove City Council is more than willing to take whatever further steps it deems fit to help address the whole issue of modern slavery and human trafficking and help protect victims, disrupt criminal activity and work closely with Sussex Police and other agencies to bring to justice perpetrators of this abhorrent crime.



Anti-Slavery Pledge

Dated: 24th September 2020

Signed:

Cllr. Phelim Mac Cafferty Leader of Brighton & Hove City Council	
Cllr. Nancy Platts Leader of the Labour Group	
Cllr. Steve Bell Leader of the Conserative Group	
Geoff Raw Chief Executive Officer	

Council

22 October 2020

Agenda Item 48

Brighton & Hove City Council

Subject:	Amendments to the Scheme of Delegations – Enforcement of Covid-19 Related Legislation - Extract from the proceedings of the Policy & Resources Committee meeting held on the 8 October 2020		
Date of Meeting:	22 October 2020		
Report of:	Executive Lead Officer for Strategy, Governance & Law		
Contact Officer:	Name:	Mark Wall	Tel: 01273 291006
	E-mail:	mark.wall@brighton-hove.gov.uk	
Wards Affected:	All		

FOR GENERAL RELEASE**Action Required of Council:**

To consider the report and the recommendations from the Policy & Resources Committee.

Recommendations:

- (1) That the changes to the scheme of delegation to the Health & Wellbeing Board as set out in paragraph 3.3.5. be approved; and
- (2) That the changes in resolution (1) above, come into effect immediately they are approved by full Council, as appropriate and that the Monitoring Officer be authorised to make necessary and consequential changes to the council's constitution to reflect the changes.

BRIGHTON & HOVE CITY COUNCIL
POLICY & RESOURCES COMMITTEE

4.00pm 8 October 2020

VIRTUAL MEETING - SKYPE

MINUTES

Present: Councillor Mac Cafferty (Chair) Druitt (Joint Deputy Chair), Gibson (Joint Deputy Chair), Platts (Opposition Spokesperson), Bell (Group Spokesperson), Clare, Miller, Moonan, Williams and Yates.

PART ONE

65. AMENDMENT TO THE SCHEME OF DELEGATIONS – ENFORCEMENT OF COVID-19 RELATED LEGISLATION

- 65.1 The Executive Lead Officer for Strategy, Governance & Law introduced the report which sought agreement to amend the scheme of delegations to committees and officers to reflect the new powers under the Coronavirus Act 2020 and secondary legislation.
- 65.2 The Committee welcomed the report and thanked the officers involved in bringing it forward. It was noted that support for local authorities was required and it was hoped that this would be recognised by the government. Members expressed their hope that any enforcement action would only be used as a last resort and that consideration be given to the use of such action not being disproportionate in relation to ethnic minority groups; as well as the need to revise the concordat used to determine whether action should be taken.
- 65.3 The Chair noted the comments and put the recommendations to the vote, which were carried.
- 65.4 **RESOLVED:**
- (3) That the changes to officer delegations and authorisations set out in paragraphs 3.2 to 3.5 inclusive be agreed;
 - (4) That the changes to the scheme of delegation to the Health & Wellbeing Board as set out in paragraph 3.3.5. be approved; and
 - (5) That the changes in resolutions (1) and (2) above, come into effect immediately they are approved by this committee or Full Council, as appropriate and that the Monitoring Officer be authorised to make necessary and consequential changes to the council's constitution to reflect the changes.

Subject:	Amendment to the Scheme of Delegations - Enforcement of Covid-19 Related Legislation		
Date of Meeting:	22 October 2020 8 October 2020 – Policy & Resources Committee		
Report of:	Executive Lead Officer for Strategy, Governance & Law (Monitoring Officer.)		
Contact Officer:	Name:	Abraham Ghebre-Ghiorghis	Tel: 01273 291500
	Email:	Abraham.ghebre-ghiorghis@brighton-hove.gov.uk	
Ward(s) affected:	All		

FOR GENERAL RELEASE**1. PURPOSE OF REPORT AND POLICY CONTEXT**

- 1.1 The purpose of this report is to seek agreement to amend the scheme of delegations to Committees and Officers to reflect the new powers under the Coronavirus Act 2020 and secondary legislation.

2. RECOMMENDATIONS:

- 2.1 That the Committee agrees the changes to officer delegations and authorisations set out in paragraphs 3.2 to 3.5 inclusive.
- 2.2 That the Committee recommends to Full Council the changes to the scheme of delegation to the Health & Wellbeing Board as set out in paragraph 3.3.5.
- 2.3 That the changes in paragraphs 2.1 and 2.2 come into effect immediately they are approved by this committee of Full Council, as appropriate and that the Monitoring Officer be authorised to make necessary and consequential changes to the council's constitution to reflect the changes.

3. CONTEXT/ BACKGROUND INFORMATION

- 3.1 Since the passing of the Coronavirus Act 2020, the government has conferred various enforcement powers on local authorities. As local authorities act through the agency of Officers and Committees, the proper and lawful use of these powers requires that they are reflected in the Council's scheme of delegations to Committees and officers, including the necessary designations for enforcement purposes. The main legislative provisions and proposed changes to the Council's arrangements are set out in the following paragraphs.
- 3.2 ***Designation of Officers for Enforcement Purposes-premises and businesses:***

3.2.1 The *Health Protection (Coronavirus, Restrictions) (England) Regulations 2020* authorised Officers designated by local authorities to undertake the task of enforcement of the restrictions on opening of premises and businesses during the period of Covid-19 emergency. On 31st March 2020, The Policy & Resources (Urgency) Sub-Committee authorised the designation of certain Officers for the purposes of the regulations. The regulations were superseded by the *Health Protection (Coronavirus, Restrictions) (No. 2) (England) Regulations 2020*. To reflect the changes and deal with any future changes, it is recommended that:

(a) For the avoidance of doubt, any designations put in place under the *Health Protection (Coronavirus, Restrictions) (England) Regulations 2020* continue to remain in force under the new or amended regulations notwithstanding any changes; and

(b) That if any new measures are introduced under the *Coronavirus Act 2020* giving officers designated by the Council the power to take enforcement action, the Executive Director for Adult Social Care & Health, after consulting with persons that he considers appropriate, be authorised to designate officers for the purposes of such enforcement.

3.3 ***Power to Issue Direction relating to premises and events***

3.3.1 The *Health Protection (Coronavirus, Restrictions) (England) (No.3) Regulations 2020*, give the Council the power to issue directions relating to premises, events and public outdoor places in Brighton & Hove.

3.3.2 Under the regulations, a local authority may give directions only if it considers that the following conditions are met—

(a) that giving such a direction responds to a serious and imminent threat to public health,

(b) that the direction is necessary for the purpose of preventing, protecting against, controlling or providing a public health response to the incidence or spread of infection by coronavirus in the local authority's area, and

(c) that the prohibitions, requirements or restrictions imposed by the direction are a proportionate means of achieving that purpose.

3.3.3 In deciding whether to exercise the power, the Council has to have regard to any advice given to it by its Director of Public Health.

3.3.4 The measures that can be taken include:

(i) *Directions relating to individual premises* – these could include a direction to close the premises, restricting entry to the premises or securing restrictions relating to the location of persons in the premises.

- (ii) *Directions relating to the holding of events*- these could include a prohibition, imposing requirements or restrictions.
- (iii) *Directions relating to outdoor places*- these include imposing prohibitions, requirements or restrictions.

3.3.5 A person served with a direction may appeal to the magistrates court.

3.3.5 Although the power is given to the local authority, in practice, an officer or a committee will need to decide whether to issue a direction. The current scheme of delegations to the Health & Wellbeing Board and the Executive Director for Adult Social Care and Health given them the power to deal with public health in general. However, given that the unusual nature of powers under the regulations (such as closing premises), it is recommended that they are properly reflected in the scheme of delegations rather than relying on general references to health. More specifically, it is recommended that:

the Health & Wellbeing Board, the Executive Director for Adult Social Care & Health and the Director of Public Health be given concurrent delegated powers to discharge the Council's functions under the Coronavirus Act 2020, including, but not limited to, the issuing of direction under the Health Protection (Coronavirus, Restrictions) (England) (No.3) Regulations 2020."

3.3.6 The powers delegated to the Executive Director and the Director of Public Health will be concurrent and may be exercised jointly or severally. The Council has already adopted an outbreak plan and established a local outbreak board as well as other collaborative and consultative arrangements. The exercise of the above powers will be guided by consultation under these arrangements as necessary. However, these are not decision-making bodies and, so far as legal decision-making power is concerned, that sits with a committee (the Health & Wellbeing Board) or Officers. Without the arrangements described above, there is a risk that as and when formal decisions have to be made, we may not be able to take them or there is a risk of the decision being challenged.

3.3.7 The conferring of these powers on officers does not preclude them putting the matter to the Health & Wellbeing Board for a decision.

3.4 ***Enforcement regarding hospitality undertakings***

3.4.1 The Health Protection (Coronavirus, Restrictions) (Obligations of Hospitality Undertakings) (England) Regulations 2020 require certain undertakings in the hospitality industry to take measures to ensure that their customers follow the rules on social distancing. A person designated by a relevant local authority can issue fixed penalty notices if this is breached. As this is a new measure, it is proposed that:

- the delegations under the provisions relating to the closure of premises and premises (paragraph 2 above) and the designation of officers under those arrangements apply to the enforcement of the Health Protection (Coronavirus, Restrictions) (Obligations of Hospitality Undertakings) (England) Regulations 2020.
- It is further recommended that the Executive Director for Adult Social Care & Health be given concurrent delegated powers to designate individual officers for the purposes of the above regulations relating to hospitality undertakings.

3.5 ***Enforcement regarding contact details***

3.5.1 The Health Protection (Coronavirus, Collection of Contact Details etc and Related Requirements) Regulations 2020 make it a requirement for certain premises to request contact details from individuals on entry and refuse entry to those who won't provide their details. There is also a requirement for relevant persons to have a QR code.

3.5.1 A person designated by a relevant local authority can issue fixed penalty notices if this is breached.

3.5.2 It is proposed that:

- Officers designated under the arrangements described under paragraph 3.2 above be designated officers for the purposes of enforcement of the contact details requirements referred to above.
- It is further recommended that the Executive Director for Adult Social Care & Health be given concurrent delegated power to designate other officers as he considers appropriate.

4 **ANALYSIS & CONSIDERATION OF ANY ALTERNATIVE OPTIONS**

4.1 The Council has the option of proceeding under existing general delegations. But that is risky, especially for legal enforcement purposes and is therefore not recommended.

5 **COMMUNITY ENGAGEMENT & CONSULTATION**

5.1 Given the nature of the issues and the fact that this is dealing with technical arrangements to enable enforcement action to be taken where necessary, no consultation was undertaken

6. CONCLUSION

- 6.1 The proposals set out above with provide the necessary constitutional and legal framework and ensure that any steps the Council takes or directions it issues are done by persons properly authorised.

7. FINANCIAL & OTHER IMPLICATIONS:

Financial Implications:

- 7.1 There are no direct financial implications arising from the recommendations of this report. Any financial consequences from Officers exercising their delegations and authorisations will be reported within Targeted Budget Management reports to this committee.

Finance Officer Consulted: James Hengeveld

Date: 28/09/20

Legal Implications:

- 7.2 Th proposals are within the powers of the Council and the Policy & Resources Committee has the power to amend Officer delegations and authorisations.

Lawyer Consulted:

Abraham Ghebre-Ghiorghis

Date: 28/09/2020

Equalities Implications:

- 7.3 There are no adverse equalities implications arising from this report

Sustainability Implications:

- 7.4 There are no adverse sustainability implications arising from this report

Brexit Implications:

- 7.5 None

SUPPORTING DOCUMENTATION

Appendices:

None

Background Documents

None

Subject:	Appointment of a new Independent Person
Date of Meeting:	22 October 2020
Report of:	Executive Lead Officer for Strategy, Governance & Law
Contact Officer:	Victoria Simpson
Tel:	01273 294687
Email:	Victoria.Simpson@brighton-hove.gov.uk
Wards affected:	All

FOR GENERAL RELEASE**1. PURPOSE OF REPORT AND POLICY CONTEXT**

- 1.1 This report seeks Council's approval for the appointment of an Independent Person, both to a) exercise the standards functions prescribed by the Localism Act 2011 and b) as a co-opted member of the Council's Audit & Standards Committee.

2. RECOMMENDATIONS:

- 2.2 That Council approve the appointment of Mr David Bradly as Independent Person and co-opted member of the Audit & Standards Committee, to take effect on 25th October 2020; and
- 2.3 That Council approves the appointment for a period of 4 years, and further gives the Monitoring Officer delegated authority to implement a 2-year extension thereafter at his discretion, after consulting with the Chair of Audit & Standards Committee.

3. CONTEXT/ BACKGROUND INFORMATION

- 3.1 Section 28(7) of the Localism Act 2011 requires the council to appoint at least one Independent Person whose views are to be sought in relation to Member Code of Conduct issues.
- 3.2 Specifically, the Act requires that the Independent Person – (i) must be consulted, and their views taken into account, before the council makes a decision on any allegation relating to a breach of the Member Code of Conduct it has decided to investigate; (ii) may be consulted by the council in other circumstances related to standards issues, e.g. at the point at which a complaint is received, or more generally regarding ethical issues; and (iii) may be consulted by a Member against whom an allegation of misconduct has been made. The council's Standards arrangements provide for the council's Independent Person to input as consultee at key junctures in the process which governs the consideration and determination of complaints made against elected members.

- 3.3 In addition to fulfilling Standards functions, the Independent Person(s) appointed to this council are co-opted to the Audit & Standards Committee. Although they are non-voting Committee members, they otherwise play a full part assisting the Committee in the discharge of its functions. In addition, the Independent Person may be appointed as Chair of any Standards Panel hearing which is convened to determine a complaint against a member of the council, following a formal investigation. In accordance with this council's arrangements, the Independent Person acts as the Panel's Chair but does not vote.
- 3.4 In March 2019, Helen Aston was appointed as one of the council's two Independent Persons on a four-year term. While Ms Aston remains in post, the second term of the council's other Independent Person, Dr David Horne, will expire at the end of 24 October 2020.
- 3.5 The contribution which Dr Horne has made in the role of Independent Person has been invaluable and is much appreciated.
- 3.6 In order to ensure that the council continues to have available to it two Independent Persons going forward, an external recruitment process was initiated during July and August of this year. This involved publicly advertising the vacancy so as to meet the requirements of the Localism Act 2011 (specifically S28(8)c of the Act), and also to ensure that the opportunity attracted applicants from a range of sectors and backgrounds. Following an evaluation process, a cross-party panel consisting of the Chair and two other members of Audit and Standards Committee conducted interviews, supported by the Monitoring Officer and the Chief Finance Officer.
- 3.7 While the calibre of applications was high, the Panel's decision to select David Bradly as its preferred candidate was unanimous. Mr Bradly has since indicated his willingness to accept the position should the approval of full Council be given today. It is proposed that his 4-year term start on 25th October 2020, the day after Dr David Horne's term expires.
- 3.8 Mr Bradly's skillset and professional experience is considered to be highly relevant to the demands of this key role. Mr Bradly is a barrister in private practice who has a longstanding specialism in regulatory and disciplinary law. He is also a fee paid member of the judiciary and has sat as the Chair in inquiries into professional conduct and performance, as well as contributing as legal advisor to disciplinary tribunals. In his application and at interview, he has highlighted his very considerable experience and expertise at applying codes of conduct and standards of performance to the acts or omissions of a professional person against a framework comprised of statute and procedural rules and guidance. He is accustomed to advising regulators on issues of legal interpretation and is very well-placed to assist the council in discharging its standards functions effectively – including by applying an approach which involves finding practical solutions to complex and potentially controversial problems.
- 3.9 Mr Bradly has lived in the city of Brighton & Hove with his family for the past eighteen years. He has indicated that he sees the role of Independent Person as

an opportunity to contribute to the community in which he resides, this in a way which enables him to fully utilise his professional skills.

4. ANALYSIS & CONSIDERATION OF ANY ALTERNATIVE OPTIONS

- 4.1 The Council is required under the Localism Act to make arrangements for maintaining high standards of conduct among members and to make arrangements for the investigation of complaints and for their determination. The appointment of at least one Independent Person role is a statutory requirement insofar as the standards function is concerned, and it is considered that the need to deal with conflicts as well as the workload merits two appointees. The co-option of the two Independent Persons to the council's Audit and Standards Committee is moreover considered to be a key element in ensuring that effective governance and stewardship arrangements are put in place and maintained. As a result, no alternative proposals are suggested.

5. COMMUNITY ENGAGEMENT & CONSULTATION

- 5.1 No need to consult with the local community has been identified.

6. CONCLUSION

- 6.1 Members are asked to note the contents of this Report, and to agree the recommendation.

7. FINANCIAL & OTHER IMPLICATIONS:

Financial Implications:

- 7.1 There are no additional financial implications arising from the recommendation in this Report. All activity referred to has been, or will be, met from existing budgets.

Finance Officer Consulted: James Hengeveld Date: 02/10/2020

Legal Implications:

- 7.2 These are dealt with in the body of the Report.

Lawyer Consulted: Victoria Simpson Date: 2/10/2020

Equalities Implications:

- 7.3 There are no equalities implications arising from this report.

Sustainability Implications:

- 7.4 There are no sustainability implications arising from this report.

Brexit Implications:

- 7.5 There are no Brexit implications arising from this report.

SUPPORTING DOCUMENTATION

Appendices:

None.

Background Documents

None.

Council

22 October 2020

Agenda Item 50

Brighton & Hove City Council

Subject:	Madeira Terrace - Extract from the proceedings of the Policy & Resources Committee meeting held on the 8 October 2020		
Date of Meeting:	22 October 2020		
Report of:	Executive Lead Officer for Strategy, Governance & Law		
Contact Officer:	Name: Mark Wall	Tel: 01273 291006	
	E-mail: mark.wall@brighton-hove.gov.uk		
Wards Affected:	All		

FOR GENERAL RELEASE**Action Required of Council:**

To receive the report referred from the Policy & Resources Committee for information.

Recommendations:

To note the report.

BRIGHTON & HOVE CITY COUNCIL
POLICY & RESOURCES COMMITTEE

4.00pm 8 October 2020

VIRTUAL MEETING - SKYPE

MINUTES

Present: Councillor Mac Cafferty (Chair) Druitt (Joint Deputy Chair), Gibson (Joint Deputy Chair), Platts (Opposition Spokesperson), Bell (Group Spokesperson), Clare, Miller, Moonan, Williams and Yates.

PART ONE

72. MADEIRA TERRACE

- 72.1 The Executive Director for Economy, Environment & Culture introduced the report which provided an update for Members on the delivery of the first phase of the restoration of Madeira Terrace. He noted that the design team had been working on bringing forward proposals for the first thirty arches and the three crowd-funded arches. There had been extensive community engagement and stakeholder involvement which would continue as the project progressed.
- 72.2 The Committee welcomed the report and thanked the officers and noted the cross-party support for the project. It was felt to be an important step for the council and the future of the arches and the local community as well as the city as a whole.
- 72.3 The Chair noted the comments and put the recommendations to the vote, which were carried.
- 72.4 **RESOLVED:**
- (1) That the work of the Advisory Panel and Project Board and the principle of the RIBA Stage 0-1 conclusions and the option proposed as outlined at paragraphs 3.17 to 3.44 of this report be noted;
 - (2) That delegated authority be granted to the Executive Director Economy, Environment & Culture, in consultation with the cross-party project board, to agree RIBA Stages 2 and 3, up to and including submitting a scheme for planning consent; and
 - (3) That it be noted that a further report would be brought to the committee when the design team were ready to present the final design, associated costs and seek authority to commence procurements for contractors to carry out the works.

Subject:	Madeira Terrace		
Date of Meeting:	8th October 2020		
Report of:	Executive Director for Economy, Environment & Culture		
Contact Officer:	Name:	Abigail Hone	Tel: 01273 292163
	Email:	Abigail.hone@brighton-hove.gov.uk	
Ward(s) affected:	All		

FOR GENERAL RELEASE

1. PURPOSE OF REPORT AND POLICY CONTEXT

- 1.1 This report updates members on delivery of the first phase of the restoration of Madeira Terrace – the MT30 project – so called because restoring 30 of the 151 arches of the Terrace was estimated as a realistic ambition for the first phase of restoration.
- 1.2 The report also responds to a Notice of Motion (NoM) to Full Council on 30th January 2020 requesting exploration of options available to restore Madeira Terrace.

2. RECOMMENDATIONS:

That the Committee:

- 2.1 Note the work of the Advisory Panel and Project Board and the principle of the RIBA Stage 0-1 conclusions and the option proposed as outlined at paragraphs 3.17 to 3.44 of this report
- 2.2 Delegate authority to the Executive Director Economy, Environment & Culture, in consultation with the cross-party project board, to agree RIBA Stages 2 and 3, up to and including submitting a scheme for planning consent.
- 2.3 Note that further report will be brought to this committee when the design team are ready to present the final design, associated costs and seek authority to commence procurements for contractors to carry out the works.

3. CONTEXT/ BACKGROUND INFORMATION

- 3.1 The restoration of Madeira Terrace remains a considerable challenge for Brighton & Hove. There are substantial costs associated with bringing the structure back into public use. Key to the success of the restoration is creating a good balance between community & city aspirations alongside establishing future funding to continue restoring the whole Terrace and subsequently managing and maintaining it.

- 3.2 Since [June 2019 when the Tourism, Development & Culture committee \(now decommissioned\)](#) agreed funding to appoint a design team, there has been considerable progress towards the first phase of restoring Madeira Terrace; a design team are in place and have completed RIBA Stages 0-1, additional funding of £4.300M was allocated to the project from budget council in February 2020, supported by all parties, and a clear brief with an option for the first phase of restoration has been identified and supported by the cross-party Project Board and community-based [Advisory Panel](#).
- 3.3 In reaching the end of RIBA 0-1 stage and the brief for the first phase of restoration, the design team have also created a potential 'road map' for further phases of restoration of the whole Terrace, with an indication of how efforts to raise funds could be targeted.
- 3.4 This section of the report is divided into the following key areas:
- Governance
 - MT30 update & programme
 - Options for funding the restoration of Madeira Terrace

Governance

- 3.5 Agreement was given from [TDC in June 2019](#) to appoint a design team to professionally articulate the work involved to restore a first phase of Madeira Terrace and provide an up to date assessment of the likely costs involved.
- 3.6 A report prepared for [TECC committee on 20th November 2019](#) set out the steps necessary to appoint the design team, the work being done with community stakeholders and asked members to support a request to Policy & Resources Committee for a Project Board to offer agile governance to Madeira Terrace's restoration.
- 3.7 On [5th December 2019, Policy & Resources](#) Committee agreed the request to appoint a cross-party Project Board for the restoration of Madeira Terrace.
- 3.8 In early December 2019 Invitations to Tender were advertised for the appointment of the Architects, to lead the design team and a Project Manager to oversee and co-ordinate their work. These two appointments were made in March 2020.
- 3.9 Over the 2019 Christmas break theft of metal roofing occurred at Madeira Terrace, further exposing an already compromised structure and once again galvanising action from the community and the council to consider how funding could be put in place to support the full restoration of Madeira Terrace.
- 3.10 A [Notice of Motion to Full Council on 30 January 2020](#) was amended, agreed and referred to P&R committee on [13th February 2020](#). At this P&R Committee it was agreed a report on the options available to restore the whole of Madeira Terrace be brought to back to P&R on 30th April 2020.
- 3.11 Subsequent to the decision at P&R on 13th February 2020, [Budget Council on 27th February 2020](#) agreed to make £0.200m a year available to the restoration of Madeira Terrace. The committee stipulated that in 2020/21 £0.100m of this

funding was to be spent on development of a Masterplan for the Eastern Seafront including Madeira Terrace and the remaining £0.100m be used to explore the feasibility of any commercial uses of the Terrace. In 2021/22 the £0.200m was to be used towards borrowing £4.300m from the Public Works Loan Board in support of anticipated capital expenditure required to deliver the first phase of restoration – called the MT30 project. The Brief to appoint a design team stipulated restoration of a minimum 30 of the 151 arches of the Terrace. It was also proposed that an extra £6.700m could be raised by the Council investing £40m in commercial properties in the city.

- 3.12 The first meeting of the cross-party Project Board was due in mid-March 2020 and at the same time a report was being prepared for April 2020 committee to respond to the request of the Notice of Motion. In early March 2020 the UK went into lockdown as a result of the COVID-19 pandemic and both the Board meeting and the PR committee were postponed until further notice.

MT30 Update and programme

- 3.13 When UK lockdown came into place in March 2020, tenders had just been advertised for remaining design team appointments; Landscape Architects, Structural Engineers, Mechanical Engineer and Public Health and Cost Consultants. Tenderer presentations were held online in April 2020 and final award of all contracts were made in May 2020.
- 3.14 At the time of advertising the first tender in Dec 2019, the budget to undertake any works was limited to £2.440m so the design team brief requested consideration of where the first phase of restoration could take place against a backdrop of different expectations from stakeholders and within that budget. It was estimated that restoring 30 of the 151 arches in the Terrace could be a manageable number with the available budget. The three Crowdfunded arches were also intended to be included in the MT30 project, and their delivery prioritised using funds raised in the 2017 Crowdfunding campaign.
- 3.15 The original priorities set out for the design team in the brief accompanying the Tenders advertised were to:
- *restore the structure with its associated heritage, community and ecological value, respecting its historic significance and Grade 2 listing (likely to be raised to Grade 2*)*
 - *innovatively repurpose the Terrace (and Deck) in heritage, social and economic terms with a range of uses that should be complementary to the area and vision for this part of the seafront (see draft City Plan Part 2 (CPP2) Policy SSA5 Madeira Terrace and Madeira Drive). Refer Appendices A1.0. and A2.0.)*
 - *encourage Public Pedestrian movement both from west to east along the Terrace and north to south travelling up and down through the levels of the structure, linking the local neighbourhood with the shore.*
- 3.16 The appointed Design Team for MT30 is as follows:

Architect and Lead Consultant:

Purcell

Business Planners:	Fourth Street
Cost Consultant:	RLF
Landscape Architect:	Landscape Projects
Mechanical, Electrical and Public Health Engineers:	Stantec
Structural Engineers:	HOP

- 3.17 The design team started work on [RIBA Stage 0-1](#) in June 2020. The outputs agreed were a RIBA Stage 0-1 report and a Conservation Management Plan (CMP). These pieces of work ensure the design team are aligned in their thinking and approach to the first phase of restoration, with a clear strategic definition for ensuing design work in RIBA Stage 2 'Concept design'.
- 3.18 The CMP clearly outlines the policies and recommendations to preserve the distinct heritage values of Madeira Terrace and defines the characteristics which create its uniqueness and relevance to the surrounding area of the Eastern Seafront and city. The CMP highlights where new interventions could be targeted in the historic context, and those where significant alteration to the Terrace cannot be tolerated without undue negative impact on the heritage significance. The CMP is a crucial forerunner to all development on the Eastern Seafront as regards the Terrace, its context and setting. It informs this first phase of restoration – the MT30 project - and sets the tone in heritage terms, for future regeneration of the whole Terrace.
- 3.19 Previous efforts to restore Madeira Terrace including all associated design work, costings and community engagement have been critically reviewed and appraised by the design team. An options analysis exercise studied 3 possible options for the location of the arches to be included in the 'MT30' project. Key headlines from considering options were:
- That the MT30 project should set the tone for the restoration and re-purposing of the Terrace as a whole.
 - Each location option has its merits and issues
 - The process the design team have followed has sought to develop a holistic view of the issues and challenges facing the Terrace as whole, an understanding of the whole Terrace helps to develop a more convincing rationale for the first phase of restoration.
 - The RIBA 0-1 report form the basis for a more holistic study to ensure rational and balanced decisions can be made about the future opportunities and constraints facing the Terrace – these are set against current market analysis and understanding of Heritage Significance.
 - The RIBA 0-1 study feeds into early decision making on the location of MT30 and can help set the strategic direction for future phases beyond MT30.
 - Note that this RIBA 0-1 report is made with regard to existing policies and statutory legislation; though in the absence of a Masterplan for the Eastern Seafront.
- 3.20 Three locations for MT30 have been considered:
- Immediately West of Concorde 2, Shelter Hall (41 arches)
 - West End of the Terrace (39 arches)
 - East end of the Terrace, immediately east of Concorde 2 (33 arches)

These allow the Terrace to be considered in distinct Areas, which lend themselves to a potential future phasing plan – consisting of 4 Phases, of unequal numbers of Arches. The suggested Phasing Plan is at Appendix 2, with the design team proposing that the arches west of the Concorde 2 Shelter Hall would be their suggested first phase. As part of the move into RIBA Stage 2, the Executive Director Economy, Environment & Culture would be delegated to make a decision on implementing that phasing plan, in consultation with the cross-party project board.

3.21 The phasing model and plan has made assumptions for each phase of restoration as follows:

- That every Phase should include the refurbishment of at least 1no. existing Staircase.
- The rhythm of the existing stair accesses set the extent of each restoration phase – which correspondingly have unequal numbers of arches.
- Costs for each Phase could be higher or lower accordingly – as some phases have more arches than others.
- There is an opportunity to provide 1no. new lift-access within each Phase of works; and each new lift would be located in the vicinity of the staircase in each of the Phases. The end result would be 4no new accessible lift accesses distributed along the length of the Terrace; plus, the retention and upgrade of the Existing lift. If parity of access to all parts of the Terrace and support for visitor footfall along the whole length is to be a genuine outcome for the future of Terrace, this is the single biggest new intervention that can be made, would provide step-free access at intervals of roughly 165 – 185m along the whole length; alongside re-opening every stair and is comparatively low cost in the overall budget.
- In aiming to tackle the wider works to secure the structure in a logical manner, the benefit of instating new lifts and re-opening stairs without consequent repairs to the fabric of the adjacent structure would not offer as great a cost-benefit as approaching areas of the Terrace in a strategic manner. Thus, the phasing plan is intrinsically linked to the existing stair layouts, and the opportunities to improve vertical access within each subsequent phase.
- That upgrades to the existing external fabric of the Concorde 2 Shelter Hall must be considered in one of the phases of adjacent arches. The roof, and the existing lift form the anchor point of the Terrace, a landmark and orientation point along the Drive, and a critical link between the eastern end of the Terrace Deck, and the West.

3.22 The proposed programme for the first phase of restoration, to be baselined at RIBA Stage 0-1 is at Appendix 1

Options for funding the restoration of Madeira Terrace

3.23 Bringing together funding to restore Madeira Terrace has been a significant challenge since plans to restore the arches started in earnest in 2016.

3.24 At present, £6.740m of capital funding has been secured towards the restoration of Madeira Terrace:

- £0.440m – net funds raised through the Save Madeira Terrace Crowdfunding campaign

- £2.000m – capital allocations from council reserves
 - £4.300m – capital funds leveraged via a joint amendment on 27th February that commits a further £0.200m revenue funding from 2020/21 onwards
- 3.25 An additional £21,000 of funding is understood to have been raised via subsequent Save Madeira Terrace Raffles, although this money is not held by the city council.
- 3.26 In the 2017 Strategic Outline Business Case prepared by Mott Macdonald consideration of how to restore and re-purpose the Terrace resulted in a proposal of populating Madeira Terrace with units or serviceable ‘pods’ from which rental income could be generated. The high-level assumption was that this income could raise revenue to support future phases of restoration and/or support the ongoing costs of management and maintenance of the Terrace, a narrative which can no longer be upheld.
- 3.27 With additional funding approved at budget council in February 2020 [Fourth Street](#) were commissioned to focus on a ‘Business Model and Plan’ for the first phase of restoration (MT30) and Madeira Terrace as a whole. The first stage of Fourth Streets work has been to review the strategic and market context in which Madeira Terrace operates to help guide and define the RIBA Stage 0-1 brief for its restoration. The business model sets out the framework for how the scheme could be funded and maintained and charts the direction and principles which will underpin any business plan.
- 3.28 Fourth Street’s work to date has included a combination of site visits, desk-based research and analysis, and an extensive one-to-one stakeholder consultation exercise with community representatives, councillors and relevant officers at the council. While the focus has been on the MT30 project scope, it has been important to set this in the context of the entire Madeira Terrace, and its setting within Madeira Drive and the eastern seafront.
- 3.29 Fourth Street’s draft report ‘Madeira Terrace: Strategic, Market and Financial Review’ cites the main priorities overlapping multiple strategies and plans for the city and region and relating to Madeira Terrace and the Eastern Seafront as:
- Health & wellbeing (public amenity)
 - Creative Economy
 - East Brighton – sustainable & inclusive growth
 - Access and Transport
 - Major Events
- 3.30 According to Fourth Streets report, Madeira Terrace has a key part to play in the preservation of Madeira Drive as a premier outdoor events space, particularly by reinstating and enhancing the grandstand function of the Terrace including access and egress arrangements north-south, east-west, through the deck and onto Madeira Drive. If the event space at Madeira Drive is to be prioritised in future the use of the Terraces will need to align with this use of the eastern seafront area.
- 3.31 Fourth Street’s work questions the economic and wider area benefit of creating new structures to sit within Madeira Terrace, considering the costs for restoration of the structure first and then the requirement to create useable spaces and

facilities for businesses to operate and function. Fourth Street question whether against the existing rental market for business use along the seafront and any ongoing management and maintenance costs that any surplus could be raised. A key concern is that excessive interference with the original design purpose and function of the Terrace could seriously detract from its value to the Eastern Seafront. Fourth Street also cite how access to the eastern seafront is much needed by people living close by to have open space within comfortable walking distance. They advise that the greatest economic benefits could be realised by enhancing Madeira Terrace as the backdrop to the major event space on Madeira Drive.

- 3.32 Capital funding for projects like Madeira Terrace typically comes from a mix of sources. The most likely potential external sources today are: National Lottery Heritage Fund's 'Grants for Heritage' programme (closed until 2021), Central Government, Local Enterprise Partnership, Trusts and Foundations, and other fundraising including (but not limited to) sponsorship, cost off-setting, philanthropy, crowd-sourced and appeals.
- 3.33 Further revenue or capital funding sources might be identifiable from within BHCC for example by ring-fencing existing council revenue sources or savings on expenditure budgets (e.g. Madeira Terrace maintenance), leveraging capital funds through the Public Works Loan Board (or equivalent), cross-funding from enabling development in the area, capturing future revenue streams such as business rates (i.e. Tax Increment Finance – although unlikely), Section 106 or Community Infrastructure Levy contributions etc. These will be assessed further in due course but fundamentally, for BHCC to commit further resources, the business case will need to focus on one or more of the following:
- a. The value added to events being staged on the Eastern Seafront by either reducing the costs of staging events or adding value to events by opening up new event opportunities.
 - b. The value added to the wider regeneration of the eastern seafront e.g. helping to bring forward stalled or potential schemes in the area.
 - c. The value added to Brighton's residents and social value e.g. benefits arising from improved access to heritage and the related skills and knowledge transfer; improved health and wellbeing through improved access to public space.
 - d. The value added to Brighton's brand through profile raising, extended reach, quality of messaging and communication generally. This in turn could help to stimulate wider social and economic benefits for the city.
- 3.34 Fourth Street suggest one approach to the business model could be based around minimising the cost-in-use of Madeira Terrace and therefore the revenue required to sustain it in the long-term. Other factors for consideration include seeking to maximise the net additional value (financial and non-financial) stimulated in eastern seafront and for the city overall. There is a suggestion that the council could focus the funding strategy on their own resources and investments & continue seeking leverage from external resources. The former may fall short of the scale of funds to complete the entire Madeira Terrace while the latter introduces additional funding risks and longer delivery timescales. A logical conclusion at this stage is that a combination of different funding options in light of the proposed phasing plan is more likely to provide 'optimum' return across the varying stakeholder groups and their collective objectives.

- 3.35 A business model which will deliver the greatest value and return for stakeholders of Madeira Terrace depends on individual objectives and the type of 'return' valued. Some 'values' may not always be quantifiable and require a degree of subjective assessment, such as 'health and wellbeing'.
- 3.36 The underlying assumption from previous Madeira Terrace reports, MT30 design team briefings and feedback from stakeholder consultations that Madeira Terrace can deliver a commercial surplus to either contribute to funding the Madeira Terrace restoration or its longer-term maintenance and renewal is questionable. In the current economic climate, preparing for the first phase of restoration has considerable unknowns which includes any ancillary, lettable spaces; all figures and assumptions need to be treated with caution at this stage.
- 3.37 In RIBA stage 0-1 the cost consultants have provided an indicative estimate of £50k per proposed pod in an arch based on a range from £30-40k to £80-£90k. The broad range estimated by the cost consultant emphasises the level of uncertainty. Their work is informed by the Conservation Management Plan (still in draft) other basic assumptions and advice from Purcell, the architects leading the design team. These estimate figures relate to 'shell and core' only and exclude fit out of the pods internally, professional fees and service connections.
- 3.38 The size of MTs arches vary, ranging from 4.8m wide to a depth of between c.5m and c.7m, depending on the location. Therefore the gross size of a pod might be between c.24-34sq.m. Assuming 90% net:gross areas then, the lettable area would be between c.22-30sqm. BHCC's seafront property portfolio data indicates that rents vary from £6/sqft to £57/sqft giving an average of £19/sqft. Rental costs along the seafront vary and could be higher in more central locations i.e. between the two piers rather than a peripheral location like Madeira Terrace. Rents also vary across the city and from sector to sector.
- 3.39 If a rental charge of £20/sqft was assumed the gross annual rent for a pod would be c.£4,650, however there are no discounts/incentives or void assumptions, nor any marketing, management and finance costs borne by a landlord in this assumed rental charge. If excluded costs of developing the pods (i.e. items which are currently excluded from the £50k) are included the return on investment calculation is low and likely to end up with a very low or even negative residual value. This assessment also omits to consider any heritage, public access and major event implications.
- 3.40 An indicative development appraisal by Fourth Street suggests that to achieve a commercial surplus, using the previously quoted cost estimates, the arches fitted out with facilities would need to achieve rental values considerably in excess of what is currently being achieved in more desirable locations along Brighton's seafront. Either that, or the cost of constructing and implementing any form of 'pod' or construction fitting into the arches would need to be a much lower cost option. Different uses within 'pods' could demand very different design and servicing requirements and therefore significantly alter the initial capital costs. For example, a restaurant and kitchen operating from within a series of pods will require significantly greater extraction and air handling measures than a retail unit or artist studio. The RIBA Stage 0-1 report option proposed could allow the design team to explore such options in greater detail.

- 3.41 Other reasons for developing new uses and activities to function within the bounds of Madeira Terrace have been cited by stakeholders as making a contribution to positive 'placemaking' along the eastern seafront and perhaps to address a deficiency in space provision across the city, such as 'creative workspace', though the key drivers in this case would be for a different objective than commercial return.
- 3.42 Satisfying any commercial and non-commercial objectives through inclusion of pods or other means of enabling new uses and activities to function within Madeira Terrace must be also considered against the potential loss of public access and any impact on Madeira Terrace's heritage as well as events staged on Madeira Drive.
- 3.43 It is important to note that to date proposed new uses and activities within Madeira Terrace have tended to focus on spaces in the arches at ground floor level on Madeira Drive, perhaps due to the shelter afforded by the arches. In RIBA Stage 2 the design team could give consideration to developing some new uses on the terrace, at first floor level. In RIBA Stage 2 the design team will understand what the minimum 'cost-in-use' for Madeira Terrace could be, by having a clearer idea of the required approach to design, conservation and engineering.
- 3.44 The national profile and importance of Madeira Terrace was increased this year following the council's application to Historic England (HE) to review the listed status of Madeira Terrace in early 2019. Re-assessment of the grading was made in September 2019 and in March 2020 Historic England confirmed Madeira Terrace's upgrade to Grade 2*. The upgrade in heritage status means the Terrace will be included in the updated publication of Historic England's Heritage at Risk Register in October 2020. HE states: 'Inclusion of a building [on the HAR] is not a criticism of those responsible for the building. Rather, it is an indication that those who are caring for an important part of the country's heritage are facing significant challenges, which may require more resources than they can find locally. The aim of the Register is to keep attention focused on these buildings, to act as a working tool to help define the scale of the problem, and to prioritise action by Historic England, local authorities, funding bodies and others who can play a part in making these irreplaceable buildings safe and sustainable for future generations'

Private sector investment opportunities

- 3.45 The RIBA Stage 0-1 report prepared by the Design Team suggests the area where the most infill/commercial occupation of the Terrace could be located is at the western end of the Terrace. The possible phases of restoration the design team are suggesting are shown on a plan at Appendix 2.
- 3.46 Any private sector partner would need to be selected through a procurement process and work to deliver a brief agreed by Members. This brief would need to consider the likelihood of planning permission given the heritage significance of the Terrace. Any private sector led design proposals would, as well as complementing the heritage value of the existing terrace, also need to align with the MT30 design solution achieved in the first phase of restoration.

3.47 Furthermore, consideration would also need to be given to the deliverability of any future private sector funded scheme. Given the progress being made it is proposed that the MT30 project be prioritised as part of the phased approach to the regeneration of the Terraces so momentum already gathered is maintained, and that private sector funded options could be considered for the next phases. Any private sector option would need to be based on a brief that could be tested against two main criteria:

- 1) Likelihood of planning consent, bearing in mind the heritage considerations for the location, and
- 2) Deliverability and financial viability of the proposal and ability to be realised with minimal public subsidy.

Any private sector brief would also need to be informed by the ongoing and developing work for a business model for the whole of Madeira Terrace.

Eastern Seafront Masterplan/SPD

3.48 A brief and accompanying documentation making an Invitation to Tender from masterplanning consultants has been prepared for the Eastern Seafront and will be advertised soon. This work will help set the restoration of Madeira Terrace within the context of a wider vision for the city's eastern seafront, helping to shape the use of Madeira Drive, the interface with the Terrace and how this space can be used by all residents in the city. It will also help to shape the context of Madeira Terrace as a linear stadium for an enhanced event space on Madeira Drive, leading towards a new piece of public realm at Black Rock and how these spaces link to the Marina. The Eastern Seafront Masterplan activities will help create conditions that could draw in both public and private sector investment – financial or otherwise.

4. ANALYSIS & CONSIDERATION OF ANY ALTERNATIVE OPTIONS

4.1 The RIBA Stage 0-1 report considered costs for doing nothing and managing the material decline of the Terrace and a light touch safety of the structure, which could preclude access to the deck level, and excluded any Green Wall preservation work, lighting, drainage etc

4.2 Both options do not meet the brief issued, particularly because use of the Terrace to provide backdrop to support events on Madeira Drive is becoming a priority.

5. COMMUNITY ENGAGEMENT & CONSULTATION

5.1 The Advisory Panel was set up in May 2019 and monthly meetings requested by Panel members have been held since September 2019. The council are secretariat for the Panel and since COVID the panel requested the BHCC Project Manage chair the monthly meetings.

5.2 Advisory Panel members represent the following interest category groups:

- Community groups & residents
- Event organisers
- Businesses

- Tourism
- Conservation of the Built and Natural Environment

Panel members have wider networks in their category area where they share information about Madeira Terrace's restoration.

- 5.3 [Web pages](#) for the project are regularly updated and a wide email list notified of updates by VisitBrighton marketing team.
- 5.4 Fourth Street's work included one to one interviews and engagement with the Advisory Panel, Councillors and officers at BHCC to produce their report: 'Madeira Terrace: Strategic, Market & Financial Review' (Draft)

6. CONCLUSION

- 6.1 There has been considerable progress towards the restoration of Madeira Terrace. An exceptional design team have given reasoned consideration to how the Terrace can be restored in its entirety, with a suggested phasing plan which can be adapted to the financial position or circumstances of the project as it progresses. The phasing plan also includes a potential option for a more commercial opportunity, perhaps with private sector involvement at the Western end.
- 6.2 Madeira Terrace is a valued heritage asset giving unique character to the eastern seafront and has potential to increase space for leisure and wellbeing in the east of the city. The first phase of restoration also proposes exploration of how to create flexible, pop up uses of the Terrace, while retaining the function of a public park/space for people.

7. FINANCIAL & OTHER IMPLICATIONS:

Financial Implications:

- 7.1 The report highlights the funding already secured of £6.740m including £4.300m from borrowing funded from a £0.200m budget allocation agreed at budget council to cover financing costs. These resources could fund the first phase of the renovation.
- 7.2 A budget amendment also agreed at Budget council in Feb 2020 was to invest £40m in commercial property to create additional yield to support further borrowing for investment in Madeira Terrace. Since budget council the Treasury have consulted on restrictions to local authority PWLB borrowing. This is in response to the significant increase in Local Authorities using relatively cheap PWLB borrowing rates to finance commercial activities in pursuit of yield. The likely outcome will mean councils will no longer be able to access PWLB debt if their capital plans include any investment purely for commercial gain. The budget amendment agreed at Budget Council to invest in commercial property will be affected by these changes should they be implemented.
- 7.3 This potential restriction could also affect proposals for commercial uses as part of the renovation of Madeira Terrace unless it can be demonstrated that these are ancillary to the core purpose of the capital investment.

- 7.4 Borrowing costs from PWLB are continuing to be at historically low rates. If the current rates continue the council could use the £0.200m approved to cover financing costs to secure funding of £5.700m debt instead of the £4.300m assumed in February 2020, an increase in resources of £1.400m.
- 7.5 If further phases are to be funded from borrowing in part or in full, each £1.000m additional debt (based on a 50-year life of the investment at current interest rates) would create a c£0.035m per annum commitment.

Finance Officer Consulted: James Hengeveld

Date: 10/9/20

Legal Implications:

In accordance with Part 4 of the council's Constitution, Policy & Resources Committee is the appropriate decision-making body in respect of the recommendations set out in paragraph 2 above.

Lawyer Consulted:

Name Wendy McRae-Smith

Date: 25/9/2020

Equalities Implications:

- 7.6 Increasing access overall and parity of access for any mobility impaired user to the eastern seafront is a key priority for the first phase of restoration and proposed in possible further phases.

Sustainability Implications:

- 7.7 A clear brief has been issued to the design team to incorporate Circular Economy principles, in line with the City Council's declaration of Climate Emergency and associated aim to achieve carbon neutral status by 2030.
- 7.8 An estimated budget sum of £0.500M has been allowed in the construction budget to facilitate sustainable measures such as power generation and rainwater harvesting.

Brexit Implications:

- 7.9 None identified.

Crime & Disorder Implications:

- 7.5 The regeneration of the Terraces will ensure the area is better used and mean Madeira Drive is less likely to attract crime and anti-social behaviour.

Risk and Opportunity Management Implications:

- 7.6 A Risk Register is updated regularly with the project's design team, a dashboard report is prepared for BHCC by the Design Team highlighting key risk for the project. The BHCC client project manager prepares a monthly highlight report. Both the Dashboard report and Highlight report outline the key risks associated with the project. High level risks are also managed through CIB/SDB reporting.

Public Health Implications:

- 7.7 In line with the Council's duty to promote the public health and wellbeing of the people in the area, restoring the Terrace increases access to a major public space for recreation and enjoyment.

SUPPORTING DOCUMENTATION

Appendices:

1. Programme baselined in RIBA Stage 0-1
2. The phasing plan suggested by the design team

Background Documents

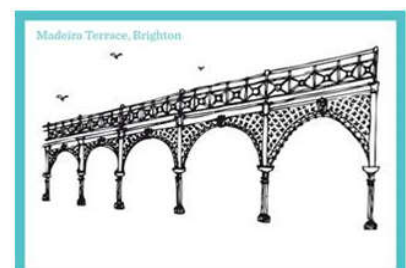
1. RIBA 0-1 report & Appendices
2. Conservation Management Plan (Draft)
3. Madeira Terrace: Strategic, Market & Financial Review' - Fourth Street (Draft)

Madeira Terrace - Pre-Construction Programme Matrix

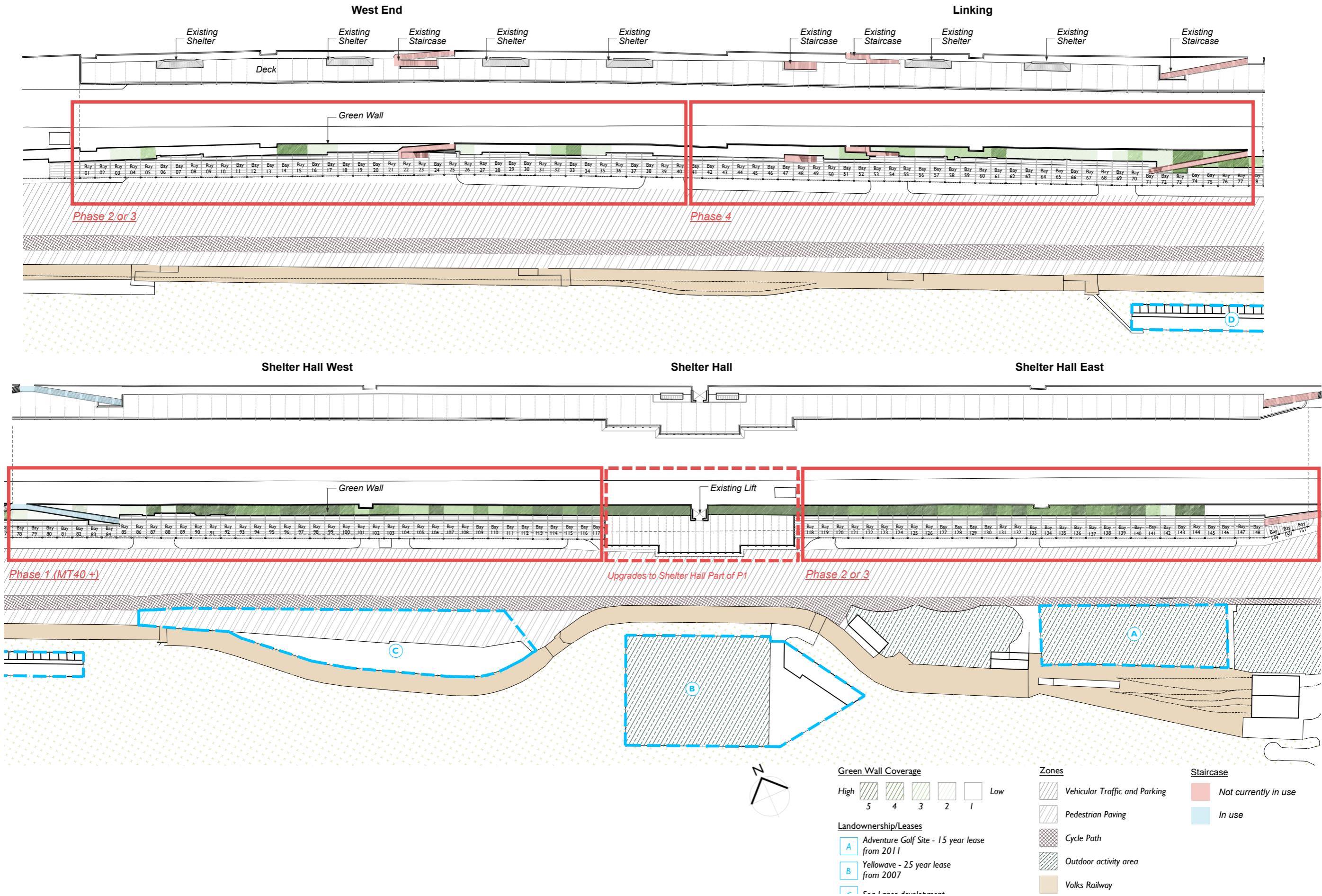
RIBA Stage 0-1 (Strategic Definition and Preparation and Briefing)		
Task	Start	Finish
Appoint Design Team	Apr-20	Jun-20
RIBA 0-1 Report	Jun-20	Sep-20
Approval to Proceed		Sep-20
RIBA Stage 2 (Concept Design)		
Design Period	Oct-20	Jan-21
RIBA 2 Report		Jan-21
Approval to Proceed		Jan-21
RIBA Stage 3 (Spatial Coordination)		
Design Period	Jan-21	Apr-21
RIBA 3 Report		Apr-21
Approval to Proceed		Apr-21
Planning (Milestones)*		
Submission		Apr-21
Approval		Jul-21
RIBA Stage 4 (Technical Design)		
Design Period	Apr-21	Jun-21
RIBA 4 Report		Jun-21
Approval to Proceed		Jul-21
Tender Process*		
Tender Production	Jun-21	Jul-21
Tender Period and Review	Jul-21	Oct-21
Contract Award		Oct-21
RIBA Stage 5 (Construction)		
Mobilisation	Oct-21	Oct-21
Start on Site	Oct-21	TBC

***Notes:**

Design periods include multiple tasks from all disciplines (inclusive of the production of cost plans).
 Planning pre-application advice to be obtained to confirm required periods (major/minor application).
 Programme based on a single stage traditional procurement.
 Programme to be monitored and periods updated following the confirmation of any assumptions made.
 Construction periods to be determined once concept design has been determined.



9.5 POSSIBLE FUTURE PHASING



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NOTICE OF MOTION**CONSERVATIVE GROUP****COUNCIL-OWNED LAND ON THE URBAN FRINGE**

This Council

1. Expresses its preference that the land on the urban fringe of Brighton & Hove which is presently owned by Brighton & Hove City Council (BHCC), or subsequently acquired by BHCC, would not be used or disposed of (including through joint ventures) for housing development.; and
2. That Policy & Resources Committee be requested to call for a report in order to establish such a policy to protect the urban fringe for the benefit of the City's residents.

Proposed by: Cllr Nemeth

Seconded by: Cllr Bagaean

Supporting Information:

The urban fringe is set out in City Plan Part 2.

The sites which are proposed for development are as follows:

Land at Oakdene, Southwick Hill / Land West of Mile Oak Road

Land at Mile Oak Road. Portslade

Land off Overdown Rise, Mile Oak

Benfield Valley

Land at and adjoining Horsdean Recreation Ground, Patcham

Land at Ladies Mile, Carden Avenue

Land to north east of Coldean Lane

Land north of Varley Halls, Coldean Lane

Land at and adjoining Brighton Racecourse (Whitehawk Hill)

Land at South Downs Riding School & Reservoir Site

Land north of Warren Road (Ingleside Stables)

Land at Ovingdean Hall Farm & Land at Bulstrode / Ovingdean Farm

Land adjacent to Ovingdean and Falmer Road, Ovingdean

Land at former nursery, Saltdean

Cluster at Coombe Farm and Saltdean Boarding Kennels, Westfield Avenue North, Saltdean

Land west of Falmer Avenue, Saltdean

NOTICE OF MOTION**LABOUR GROUP****IMPROVING AVAILABILTY OF BEACH HUTS AND CHALETS**

This Council notes that we are currently conducting a consultation on beach chalets and that due to demand, the waiting lists are currently closed; Council also notes that a report is due to go before committee after the current consultation ends in November in order the receive the findings of this consultation;

Council requests that this report:

1. Explores options to finance the building of additional beach chalets or beach huts to rent or to purchase;
2. Identifies locations for more chalets and huts along parts the seafront including less well-visited parts to help regenerate those areas and provide essential footfall for local businesses including east of the Palace Pier;
3. Identifies how beach huts and chalet income east of the Palace Pier could support additional borrowing and regeneration of Madeira Terraces and contribute to the wider area's regeneration and renewal.

Proposed by: Cllr Yates

Seconded by: Cllr Platts

Supporting Information:

NOTICE OF MOTION**LABOUR GROUP****20 MINUTE NEIGHBOURHOODS**

This Council notes our shared targets set out in both the corporate plan and City Plan Party 2 to build community wealth and affordable housing and reach carbon neutrality by 2030, and the importance to these goals of fostering a circular local economy.

Council recognises that both during and after the ongoing COVID crisis there is a pressing need to grow local place-based cohesion and wellbeing, and believes launching a “20 minute neighbourhood” initiative as part of a community wealth building approach to COVID recovery will help meet these aims;

The Council therefore calls for;

- 1) The convening of the Community Wealth Building Working Group at the earliest opportunity and;
- 2) For that Group to be requested to work with officers to produce a report for committee(s) that seeks to identify feasible locations to implement both micro “20 minute neighbourhood” projects (such as community gardens and edible bus stop) and a full-scale pilot scheme for the model;
- 3) That report to include exploration of possible sources of funding to support investment in this full-scale pilot; and
- 4) That officers be requested to seek to identify potential partners for the pilot scheme amongst other local anchor institutions, particularly those involved in the areas of education and health and wellbeing.

Proposed by: Cllr Evans

Seconded by: Cllr Childs

Supporting Information:

The TCPA and Sport England are looking into how the 20-minute neighbourhood concept could be delivered as an effective way of creating healthier more engaged communities. The 20-minute neighbourhood is all about living locally, giving people the ability to meet most of their daily needs within a 10-minute walk from home (10 minutes there and 10 minutes back again), with safe cycling and local transport options. The COVID-19 pandemic lockdown has put a spotlight on the importance of the liveability of our local neighbourhoods, with people spending more time locally, working at home if possible, using public green social space, walking and cycling rather than using cars and connecting with neighbours.

The TCPA and Sport England believe that the idea of 20-minute neighbourhoods provides local authorities with an easily understandable concept that could be taken forward as a founding principle to be embedded within the English planning system.

They are seeking to learn from other places that are already implementing the concept and build a coalition of partners and organisations who are interested in putting the concept into practice. They also intend to publish a practical guidance document for local authorities in early 2021.

NOTICE OF MOTION**GREEN GROUP AND LABOUR GROUP****SUPPORTING THE ANTI-HARRASSMENT CLUB**

That this council recognises the work of the local organisation the Anti-Harassment Club to bring to light more than 120 testimonies of gender-based street harassment in Brighton & Hove since June 2020. We call on all Councillors to express their support for this important local campaign group and its message;

This Notice of Motion therefore:

- Requests that the Chief Executive writes with urgency to Katy Bourne PCC, to request that, in line with a similar pilot undertaken by Nottinghamshire Police in 2016, that she commit to adopting a pilot 'misogyny as a hate crime' policy locally, in order to enable our city to:
 - collect the data necessary to understand and evaluate the prevalence and nature of public sexual harassment in our community;
 - utilise such data to understand the impact of this on our local community and how this can be addressed;
 - to establish work with partners to establish support for victims of public sexual harassment

And further requests that:

- the Chief Executive writes to the government to request that misogyny is made a hate crime in England and Wales as part of an overhaul of legislation, as recently recommended by the Law Commission.

Proposed by: Cllr Powell

Seconded by: Cllr Grimshaw

Supporting information:

The Anti-Harassment Club is an activist organisation based in the city. It is dedicated to combating, eradicating, and raising awareness of sexual and gender-based harassment in public spaces, thereby making the city's streets safer for everybody. In August 2020 the Argus reported that: *"Girls who are 12 years old onwards have had people approaching them taking pictures, up-skirting and committing sex acts at them on the beach."*

Following the pilot 'misogyny hate crime policy' in Nottinghamshire, research undertaken by the University of Nottingham and Nottingham Trent University has recommended national roll-out, a request also supported by the Nottinghamshire Police and Crime Commissioner <https://www.bbc.co.uk/news/uk-england-nottinghamshire-44740362>

The Law Commission's consultation launched 23rd September 2020 has recommended that misogyny is added to the understanding of 'hate crime' in England and Wales: <https://www.lawcom.gov.uk/project/hate-crime/>

The next reading for misogyny as a hate crime is a Private Members' Bill in the House of Commons on 13th November 2020: <https://services.parliament.uk/bills/2019-21/hatecrimemisogyny.html>

NOTICE OF MOTION**GREEN GROUP AND LABOUR GROUP****PLANNING BY COMMUNITIES, NOT BY GOVERNMENT**

That this council supports the call of the Local Government Association to 'Keep Planning Local,' and calls on the Chief Executive to write to Robert Jenrick, MP, urging the Government to address flaws in the Government's Planning White Paper and provide support for Local Planning Authorities, as follows:

- 1) to consider reform to the Land Compensation Act, (as referenced in the 2018 Letwin Review of Build Outs) in order to prevent 'land banking' and ensure affordable housing provision [1]
- 2) to provide additional funding to local planning authorities, to address the impact of long-term austerity cuts on local planning teams [2] and equip them with the resources needed to support local communities
- 3) to increase, not restrict the ability of Local Planning Authorities and residents to influence local plans and planning applications, by abandoning current proposals to shorten the consultation process in favour of proposals that would enhance consultation and local control; [3] and
- 4) to remove the imposition of further 'housing targets,' and 'zonal' plans that risk the status of green spaces in the city.

Proposed by: Cllr Ebel

Seconded by: Cllr Childs

The government is currently consulting on the largest overhaul of the planning system in over 70 years. Central to this will be changes to the formula that determines local housing need, or housing algorithm, which was introduced in 2014. Our council has prepared a response. Under the new housing algorithm, areas with the sharpest house price rises since the 2009 recession would get the highest number of new homes, likely to deliver bigger profits for developers at the expense of building homes in areas where people can afford to live. <https://www.cpre.org.uk/news/major-planning-reforms-criticism/>

[1] The LGA has found that '*councils are not the block to the Government's Housing target,*' – 9/10 planning applications are approved by councils, and more than a million homes in England have been granted planning permission, yet not been built by developers. There are concerns this is related to 'Land banking,' where speculation over land values can delay development [<https://blog.shelter.org.uk/2016/12/land-banking-whats-the-story-part-1/>]

[2] A joint research report between the Federation of Master Builders and Local Government Information Unit has found that almost 90% of local authorities are unable to meet government housing targets due to a lack of planning resources and continued cuts

[3] In addition to the Housing Targets already set by Government Planning rules, and the 'presumption in favour of development,' that hinders local democratic control of planning, new proposals suggest an 'algorithm' to calculate housing need. LGA analysis suggests this could increase Brighton and Hove's target for new homes by 287% and threaten green space.

NOTICE OF MOTION**GREEN GROUP****COVID-19: NATIONAL ACTION FOR LOCAL IMPACT****Test and trace**

This council calls on the Chief Executive, in liaison with the Director of Public Health, to write to the Secretary of State for Health calling for:

- urgent action to address the failings in the national test and trace system and its subsequent impacts on our city, [1] by providing necessary funding and resources to support the expertise and local knowledge of public health teams, and to develop stronger partnerships that can deliver contact tracing at a local level where needed;
- a robust system of engagement with councils on any restrictions, to ensure local leaders and communities are able to shape and respond to any local lockdown measures; [2]

Impact of lockdown

This Notice of Motion also requests that the Chief Executive also writes to relevant government ministers to request:

- that the impacts of lockdown [3] on quality of life and mental health are the subject of a public report, with findings acknowledged and communicated, helping those affected to understand how lockdown affects both mental and physical health, with due consideration given to the additional support and resources public services will require to continue to manage long-term effects;
- in view of the impact on livelihoods, loss of furlough and rising redundancies, to use the forthcoming spending review to outline a genuine 'Green New Deal,'[4] to help create long-term, well paid jobs and skills to combat both the economic impact of Covid-19 and climate crisis across the UK and in our city

Proposed by: Cllr Rainey

Seconded by: Cllr Mac Cafferty

[1] Figures show national contact tracing reached only 64.3% of cases in the week ending 23 September while local teams reached 97.6% of the cases they handled. Private labs given responsibility for processing test swabs were unable to meet demand, leading Government to 'prioritise,' causing a huge backlog and delay in data with local residents given no test option close to home. Further, a data error led to 16,000 cases of Covid-19 going unrecorded and untraced.

[2] The Association of Directors of Public Health has urged Government to urgently collaborate with local areas to improve the effectiveness of the test and trace system. Promises by Test and Trace boss Dido Harding to redeploy 12,000 contact tracers to local areas have also failed to materialise. Council leaders have spoken of little notice given or collaboration over imposed lockdown:
<https://bit.ly/36Oa9tl>

[3] Lockdown impacts include Increase of 50% of calls to domestic abuse helplines, Increase in isolation and associated mental health problems such as depression and anxiety, increased pressure on care-givers, increased reliance on screen based activities and social media, anxiety about job and financial security, and there are concerns regarding an increase in suicide rates:
<https://www.ncbi.nlm.nih.gov/pmc/articles/PMC7177120/>

[4] <https://www.greennewdealuk.org/>

NOTICE OF MOTION**GREEN GROUP AND LABOUR & COOPERATIVE GROUP****PENSION FUND DIVESTMENT**

That council agrees to request that officers contact the East Sussex Pensions Committee in order to:

- 1) Congratulate the East Sussex Pensions Committee (ESPC) on the moves it is making to reduce the exposure of the Pensions Fund from 4% to 2%;
- 2) Highlight the overcapacity and fragility of the fossil fuel system, and the prospect of big near-term losses for investors like the East Sussex Pensions Committee, as a result of analysis which shows that demand for fossil fuels has likely already peaked; [1] and further, wishes to stress to the ESPC that rapid and unprecedented action is going to be necessary in order to keep global warming to 'well below 2°C' and that such action is incompatible with continued investment in giant oil and gas companies like Shell and BP;

Council therefore also requests, through contact with the East Sussex Pensions Committee:

- 3) That the ESPC commit now to a complete phase-out of the Fund's investments in fossil fuels, in line with the declarations made by both Brighton and Hove City Council and East Sussex County Council of a 'climate emergency,' and associated climate change mitigation targets.

Proposed by: Cllr Druitt

Seconded by: Cllr Yates

Supporting information

[1] Analysis by energy consultancy groups and think tanks has shown that it is likely that fossil fuel demand has peaked, posing a significant risk to dependent financial markets. Carbon Tracker said financial markets faced a "systemic risk" from a reduction in value to the fossil fuel industry's \$25tn (£19tn) worth of assets, due to demand peaking. <https://www.bcg.com/publications/2020/have-we-passed-peak-demand-for-fossil-fuels>

NOTICE OF MOTION
CONSERVATIVE GROUP
FIELD OFFICERS

This Council

1. Notes that at the last council meeting on 13 August 2020 the Administration advised that 2.5 of the City's 7 FTE field officer positions were left unfilled.
2. Notes that on 22 September the council advised 3.0 FTE 2.5 of the City's 7 FTE Field Officer positions were unfilled.
3. Notes that that the residents of the City pay for Field Officers through council tax and the HRA budget contributions.
4. Calls on the Policy & Resources Committee to request a report that investigates why the positions were unfilled over the summer.
5. Asks that officers include in this urgent report a strategy to ensure that the council is effectively using all the tools at its disposal to tackle anti-social behaviour and is not leaving precious resources unused.

Proposed by: Cllr Lewry

Seconded by: Cllr Simson

Supporting information:

