

# Agenda

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## Council

Date: **Monday 1 October 2018**

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Time: **5.00 pm**

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Place: **Council Chamber, Town Hall**

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For any further information please contact:

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If you intend to record the meeting, it would be helpful if you speak to the Committee Services Officer before the start of the meeting.

This meeting will also be available via a webcast. The webcast will be available to view on the City Council's website after the meeting.

# Council

## Membership

**Lord Mayor**      **Councillor Colin Cook**

**Deputy Lord Mayor**      **Councillor Sajjad Malik**

**Sheriff**      **Councillor Craig Simmons**

<b>Members</b>	<b>Councillor Jamila Begum Azad</b>	<b>Councillor Richard Howlett</b>
	<b>Councillor Shaista Aziz</b>	<b>Councillor Rae Humberstone</b>
	<b>Councillor Nadine Bely-Summers</b>	<b>Councillor Dan Iley-Williamson</b>
	<b>Councillor Susan Brown</b>	<b>Councillor Martyn Rush</b>
	<b>Councillor Nigel Chapman</b>	<b>Councillor Pat Kennedy</b>
	<b>Councillor Lubna Arshad</b>	<b>Councillor Tom Landell Mills</b>
	<b>Councillor Mohammed Altaf-Khan</b>	<b>Councillor Ben Lloyd-Shogbesan</b>
	<b>Councillor Mary Clarkson</b>	<b>Councillor Mark Lygo</b>
	<b>Councillor Tiago Corais</b>	<b>Councillor Dr Joe McManners</b>
	<b>Councillor Steven Curran</b>	<b>Councillor Chewe Munkonge</b>
	<b>Councillor Hosnieh Djafari-Marbini</b>	<b>Councillor Susanna Pressel</b>
	<b>Councillor Alex Donnelly</b>	<b>Councillor Mike Rowley</b>
	<b>Councillor James Fry</b>	<b>Councillor Christine Simm</b>
	<b>Councillor Andrew Gant</b>	<b>Councillor Linda Smith</b>
	<b>Councillor Stef Garden</b>	<b>Councillor Roz Smith</b>
	<b>Councillor Stephen Goddard</b>	<b>Councillor John Tanner</b>
	<b>Councillor Michael Gotch</b>	<b>Councillor Richard Tarver</b>
	<b>Councillor Angie Goff</b>	<b>Councillor Sian Taylor</b>
	<b>Councillor Mick Haines</b>	<b>Councillor Marie Tidball</b>
	<b>Councillor Paul Harris</b>	<b>Councillor Ed Turner</b>
	<b>Councillor Tom Hayes</b>	<b>Councillor Louise Upton</b>
	<b>Councillor David Henwood</b>	<b>Councillor Dick Wolff</b>
	<b>Councillor Alex Hollingsworth</b>	

The quorum for this meeting is 12 members

### **Copies of this agenda**

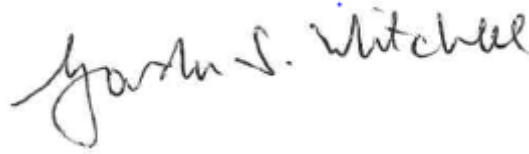
Reference copies are available to consult in the Town Hall Reception. Agendas are published 6 working days before the meeting and the draft minutes a few days after.

All agendas, reports and minutes are available online and can be:

- viewed on our website – [mycouncil.oxford.gov.uk](http://mycouncil.oxford.gov.uk)
- downloaded from our website
- viewed using the computers in the Customer Services, St Aldate's, or
- subscribed to electronically by registering online at [mycouncil.oxford.gov.uk](http://mycouncil.oxford.gov.uk)

## Summons

A meeting of the City Council will be held in the Council Chamber, Town Hall, on Monday 1 October 2018 at 5.00 pm to transact the business set out below.



Proper Officer

## AGENDA

	Pages
<b>PART 1 - PUBLIC BUSINESS</b>	
<b>1 Apologies for absence</b>	
<b>2 Declarations of interest</b>	
<b>3 Minutes</b>	17 - 32
Minutes of the ordinary meeting of Council held on 23 July 2018. Council is asked to approve the minutes as a correct record.	
<i>Note: Questions on Notice, public addresses and the responses to these are included in the full minutes pack of the previous meeting, from page 17 onwards, and <a href="#">available from the links here</a></i>	
<b>4 Appointment to Committees</b>	
The Head of Law and Governance has not been notified of any proposed changes of membership to Committees. Any proposed changes will be circulated with the briefing note.	
<b>Appointment of Parish Council co-optee to the Standards Committee</b>	
The Standards Committee recommends that Council appoints Dorian Hancock, Littlemore Parish Councillor, as the co-opted non-voting member of the Standards Committee representing the four Parish Councils in Oxford until May 2020.	
<b>5 Announcements</b>	
Announcements by:	
1. The Lord Mayor	
2. The Sheriff	

3. The Leader of the Council (who may with the permission of the Lord Mayor invite other councillors to make announcements)
4. The Chief Executive, Chief Finance Officer, Monitoring Officer

## 6 **Public addresses and questions that relate to matters for decision at this meeting**

Public addresses and questions to the Leader or other Board member received in accordance with Council Procedure Rules relating to matters for decision in Part 1 of this agenda.

**The request to speak accompanied by the full text of the address or question must be received by the Head of Law and Governance by 5.00 pm on Tuesday 25 September 2018.**

The briefing note will contain the text of addresses and questions submitted by the deadline, and written responses where available.

A total of 45 minutes is available for both public speaking items. Responses are included in this time. Up to five minutes is available for each public address and up to three minutes for each question.

## **CITY EXECUTIVE BOARD RECOMMENDATIONS**

### 7 **Quarterly Integrated Report, Finance & Performance Q1**

33 - 42

The Head of Financial Services and the Head of Business Improvement submitted a report to the [City Executive Board on 18 September 2018](#) to update Members on Finance, Risk and Performance as at 30th June 2018.

The report and relevant appendices are attached. The appendices are available as part of the [agenda](#) for the City Executive Board meeting.

The City Executive Board agreed all recommendations in the report and resolved to **recommend** to Council that it establish budgetary provision as below (and set out in paras 10 -12 of the report)

Councillor Turner, Board Member for Finance & Asset Management, will present the report.

**Recommendation:** the City Executive Board recommends that Council resolves to:

1. **approve** the increase of the HRA capital budget for Social Rented Housing Acquisitions by £0.444 million to a total of £1.479 million. This will be fully funded by Retained Right to Buy capital receipts;
2. **approve** the additional capital budget for the Replacement of the Housing Computer System of £0.450 million.

## COMMITTEE RECOMMENDATIONS

### 8 **Dispensations - Localism Act 2011**

43 - 46

The Head of Law and Governance submitted a report to the [Standards Committee meeting on 11 September](#) recommending that Full Council approve a number of general dispensations under the Localism Act 2011; such dispensations to remain in force for a period of four years; in the interest of good governance and the effective conduct of public affairs.

The Standards Committee agreed the recommendations in the report and extended the general dispensation for members in receipt of housing benefit to include Universal Credit.

Councillor Aziz, Chair of the Standards Committee, or the Monitoring Officer will present the report.

**Recommendation:** the Standards Committee recommends Full Council to:

1. approve, under Section 33 of the Localism Act 2011, the general dispensations, listed at paragraph 4 of this report **and including a dispensation for recipients of Universal Credit**, for all elected and co-opted Members of Oxford City Council;
2. agree that those general dispensations should remain in force for a period of four years; and
3. agree that the granting of individual dispensations under Section 33 of the Localism Act 2011 be delegated to the Monitoring Officer.

### 9 **Statement of Gambling Licensing Policy effective from 31 Jan 2019**

47 - 96

The Head of Community Services submitted a report and accompanying appendices to the [Licensing and Gambling Acts Committee on 19 September 2018](#) setting out the revised Statement of Gambling Licensing Policy to take effect from 31 January 2019.

The report and relevant appendices and the draft minutes of the meeting are attached.

The Licensing and Gambling Acts Committee agreed all recommendations in the report and resolved to **recommend** to Council adopt the final draft of the policy presented here.

Councillor Cook, the Chair of the Licensing and Gambling Acts Committee, will present the report and the policy.

**Recommendation:** the Licensing and Gambling Acts Committee recommends that Council resolves to:

adopt the Statement of Gambling Licensing Policy attached to the report on this agenda with effect from 31 January 2019.

## OFFICER REPORTS

### 10 Barton Park planning permission 13/01383/OUT

97 - 100

The Head of Planning, Sustainable Development and Regulatory Services has submitted a report recommending that Council makes a modification order to amend the time period to submit reserved matters applications on planning permission 13/01383/OUT.

Councillor Hollingsworth, Board Member for Planning and Transport, will present the report.

**Recommendation:** That Council resolves to:

1. make a modification order under section 97 of the Town and Country Planning Act 1990 in respect of planning permission 13/01383/OUT to enable further applications for reserved matters to be submitted for approval in respect of the development at Barton Park;
2. delegate to the Development Management Services Manager (soon to be the Acting Head of Planning Services), the taking of any associated action following the making of the modification order.

## QUESTIONS

### 11 City Executive Board Minutes

This item has a time limit of 15 minutes.

Councillors may ask the Board Members questions about matters in these minutes:

#### 11a Minutes of meeting Tuesday 14 August 2018 of City Executive Board

101 - 106

#### 11b Minutes of meeting Tuesday 18 September 2018 of City Executive Board

107 - 114

## 12 Questions on Notice from Members of Council

Questions on notice from councillors received in accordance with Council Procedure Rules.

Questions on notice may be asked of the Lord Mayor, a Member of the City Executive Board or a Chair of a Committee. One supplementary question may be asked at the meeting.

The full text of questions must be received by the Head of Law and Governance by no later than 1.00pm on Monday 24 September 2018.

The briefing note will contain all questions submitted by the deadline, and written responses where available.

## PART 2 - PUBLIC INVOLVEMENT AND SCRUTINY

### 13 Public addresses and questions that do not relate to matters for decision at this Council meeting

Public addresses and questions to the Leader or other Board member received in accordance with Council Procedure Rules and not related to matters for decision in Part 1 of this agenda.

**The request to speak accompanied by the full text of the address or question must be received by the Head of Law and Governance by 5.00 pm on Tuesday 25 September 2018.**

The briefing note will contain the text of addresses and questions submitted by the deadline, and written responses where available.

A total of 45 minutes is available for both public speaking items. Responses are included in this time. Up to five minutes is available for each public address and up to three minutes for each question.

### 14 Outside organisation/Committee Chair reports and questions

1. On behalf of Councillor Brown the Economic Development Manager has submitted a report on the work of the Oxfordshire Local Enterprise Partnership.

**Council is invited to comment on and note the submitted report.**

2. Each ordinary meeting of Council shall normally receive a written report concerning the work of one of the partnerships on which the Council is represented.

115 - 120

The programme of reporting at future meetings will be:

26 November	Oxford Strategic Partnership Oxfordshire Health Improvement Board
28 January	Oxfordshire Growth Board Annual Report on Oxfordshire Partnerships
29 April	Oxfordshire Children's Trust Board

3. As set out in procedure rule 11.15, Members who are Council representatives on external bodies or Chairs of Council Committees who consider that a significant decision or event has taken place, may give notice to the Head of Law and Governance by 1.00 pm on Thursday 27 September that they will present a written or oral report on the event or the significant decision and how it may influence future events. Written reports will be circulated with the briefing note.

## **15 Scrutiny Committee update report**

121 - 130

The Chair of the Scrutiny Committee has submitted a report which updates Council on the activities of scrutiny and other non-executive Councillors and the implementation of recommendations since the last meeting of Council.

Council is invited to comment on and note the report.

## **PART 3 - MOTIONS REPRESENTING THE CITY**

### **16 Motions on notice**

This item has a time limit of 60 minutes.

The full text of motions received by the Head of Law and Governance in accordance with Council Procedure Rules by the deadline of 1.00pm on Wednesday 19 September 2018 is below.

Motions will be taken in turn from the Green, Labour, and Liberal Democrat groups and an independent member in that order.

Substantive amendments to these motions must be sent by councillors to the Head of Law and Governance by no later than 10.00am on Friday 28 September so that they may be circulated with the briefing note.

Minor technical or limited wording amendments may be submitted during the meeting but must be written down and circulated.



**Council is asked to consider the following motions:**

- a. Freedom of the City for Benny Wenda (proposed by Councillor Simmons, seconded by Councillor Howlett)
- b. Opposition to Investment in Fracking (proposed by Councillor Tanner)
- c. Improve Legal Aid (proposed by Councillor Harris, seconded by Councillor Roz Smith)
- d. Call for resignation (proposed by Councillor Haines)
- e. Brexit and the Sustainable Communities Act (proposed by Councillor Simmons)
- f. Oxford Weighting (proposed by Councillor Bely-Summers)
- g. Building a statutory youth service (proposed by Councillor Simm)

**16a Freedom of the City for Benny Wenda**

Proposed by Councillor Simmons, seconded by Councillor Howlett

Green and Labour Member motion

**Council resolves:**

**That the Honorary Freedom of the City be conferred on Benny Wenda at a special meeting to be held at a later date, in accordance with Section 249 of the Local Government Act 1972.**

**16b Opposition to Investment in Fracking**

Proposed by Councillor Tanner

Labour member motion

Oxford City Council reaffirms its opposition to investment in fossil fuels. We deeply regret the investment by the Oxfordshire County Council pension fund in companies which are promoting and engaging in fracking in the United Kingdom and overseas.

Campaigners calculate that out of a total pension fund of £2 billion (£2,174,177,881), £84 million (£83,645,909) or 3.85% is invested in companies which practice fracking. The pension fund has indirect fracking investments in Shell of £24,560,465 and direct investments in BHP Billiton — £4,936,494, EOG Resources — £3,908,397, Marathon Oil — £2,819,711 and Pioneer Natural Resources — £2,650,534.

Oxford City Council is part of the Oxfordshire Council pension fund through which it provides pensions for our staff.

Oxford City Council believes that:

- Investment in fracking is damaging to the environment
- Investment in fracking is not a sound investment for the future
- Fracking goes against the City Council's commitment to help combat climate change.

**Oxford City Council resolves to call on the Oxfordshire County Council pension fund to disinvest in fracking in particular and fossil fuels in general and to invest instead in renewable energy, and asks the Chief Executive to inform the pension fund managers of this resolution.**

### **16c Improve Legal Aid**

Proposed by Councillor Harris, seconded by Councillor Roz Smith

#### Liberal Democrat member motion

Council notes that:

1. Legal Aid was created as part of the post-war welfare state of which Liberals such as Keynes and Beveridge were key architects;
2. Legal Aid, providing legal advice and legal representation, is a vital ingredient of a democratic society without which access to justice would depend on wealth;
3. Legal Aid, already grossly under-funded, is being subjected by the Government to unprecedented further cuts, which will result in a £600 million reduction by 2019/2020, a 40% real terms cut since 1997;
4. As a result many of the poor and vulnerable are being denied access to justice; and
5. The faith of the public in the legal system is being undermined by under-staffing and chaos in our courts.

Council therefore calls on the Government to:

1. Recognize the concerns of the legal profession at all levels about this issue;
2. Consider how the reduction in legal aid provision is affecting the Government's ability to comply with its international human rights obligations, and to ensure that effective remedies are provided under British legislation.
3. Undertake an urgent independent review of the cumulative effect of legal aid reductions on the provision of access to legal advice and assistance,

taking evidence from professionals, from agencies which assist litigants such as Citizens Advice Bureaux and Law Centres, and from people who are themselves affected by the lack of legal aid support, to include recommendations to ensure adequate legal aid provision;

4. Abandon the cuts planned for 2019/2020.

**Council accordingly resolves to ask the Leader of the Council:**

1. **to ask the Oxford MPs Layla Moran and Anneliese Dodds to write to the Prime Minister to communicate the resolution of the Council as expressed above;**
2. **to ask Oxfordshire County Council to join us in this request to the Prime Minister.**

**16d Call for resignation**

Proposed by Councillor Haines

Independent Member motion

Council calls for Councillor Ben Lloyd-Shogbesan to resign and step down immediately as an Oxford City Councillor following his reposting of articles on Facebook, especially the claim that Cancer is not a disease but a business.

**16e Brexit and the Sustainable Communities Act**

Proposed by Councillor Simmons

Green member motion

This Council notes the recent use of Section 5A(b) of the Sustainable Communities Act 2007 by Plymouth City Council to demand that the Government releases “all government departmental information and analysis pertaining to the impacts upon Plymouth’s communities and businesses of the UK’s withdrawal from the European Union, including any information deemed by the government to be confidential”. Like Oxford, where a report commissioned by Finance Panel has identified the risks to our City posed by Brexit, Plymouth City Council had also identified a number of risks to the economic and social wellbeing of its communities as a result of the European Union (Withdrawal) Act 2018.

**Council agrees to similarly invoke the Sustainable Communities Act by writing to the Secretary of State for Housing, Communities and Local Government, so that it can obtain the accurate and up-to-date information it**

**needs to best engage with businesses, institutions and communities and inform its own actions with respect to protecting Oxford, the Council and Council services from the effects of the Government's approach to Brexit.**

*Background Information: Letter from Plymouth City Council to the Secretary of State for Housing, Communities and Local Government*

<http://democracy.plymouth.gov.uk/documents/s90646/2018%2008%2028%20Correspondence%20re%20Sustainable%20Communities%20Act%202007%202.pdf>

## **16f Oxford Weighting**

Proposed by Councillor Bely-Summers

Labour member motion

Oxford is the most expensive city to live in the UK. A band 2 porter working for the NHS Hospital trusts and renting a single bedroom flat in Oxford can expect to pay 85% of their wages on rent.

For staff in higher bands the situation is little better. As a result the NHS in Oxfordshire has twice the national vacancy rate. Patient care is undermined; vital cancer operations are being delayed. Staff are having to work extra shifts due to high living costs and high number of vacancies.

With a much higher proportion of BAME staff among the lower bandings these issues are disproportionately affecting them.

Local MPs support the Oxford Weighting for NHS staff to help address the recruitment and retention crisis. NHS employers would like to see additional funds to help them recruit the workforce needed to provide care for the local population.

### **Oxford City Council resolves**

1. to Campaign publicly for Oxford Weighting for NHS staff and against in work poverty with officer resources allowing data collection around this vital issue to contribute to the development of a comprehensive workforce strategy and tackle inequalities;
2. to use its influence via Oxfordshire Joint Health Overview & Scrutiny Committee and the Oxfordshire Health & Wellbeing Board to call for higher wages for all;
3. to give a clear message to our NHS partners that the health of our Oxford residents is vitally important at a time when health inequalities are increasing especially in the most deprived areas of Oxford.

## 16g Building a statutory youth service

Proposed by Councillor Simm

### Labour member motion

Oxford City Council notes:

- That excellent work being carried out, on a limited budget, by the City Council's Youth Ambition service in Oxford, especially in areas of high deprivation.
- That the Conservative Government has failed young people by overseeing unprecedented and cruel cuts to youth services across Oxford City. Overall spending on youth services in England has fallen by £737m (62%) since 2010.
- Youth work as a profession has been eroded and undermined through funding cuts and market reforms. This has resulted in a reduction in the number of JNC programmes, the number of providers employing JNC qualified workers and the number of students enrolling in undergraduate programmes.
- Between 2012 and 2016, 600 youth centres closed down and 3,500 youth workers lost their jobs.
- Cuts to youth services have devastated the lives of young people by damaging community cohesion, making it harder to stay in formal education, and having a negative impact on their health and wellbeing.
- 83% of youth workers say the cuts have had an effect on crime and anti-social behaviour.
- Youth work is a distinct educational process offering young people safe spaces to explore their identity, experience decision-making, increase their confidence, develop inter-personal skills and think through the consequences of their actions. This leads to better informed choices, changes in activity and improved outcomes for young people.

Oxford City Council believes:

- Youth services should be made statutory, recognising the important role universal youth work plays in supporting young people to realise their potential.
- Oxfordshire County Council should set up a local youth services partnership with young people, parents, professionals and councillors, to ensure that provision is tailored to the needs of each community.
- It should be the responsibility of the Secretary of State to promote and secure youth services in each local authority across the country.

- There should be a mandated national body with dedicated ring fenced funding to oversee youth service provision across England.

**Oxford City Council resolves to ask Oxford's MPs to support and campaign for statutory youth services.**

## **17 Matters exempt from publication and exclusion of the public**

If Council wishes to exclude the press and the public from the meeting during consideration of any aspects of the preceding agenda items it will be necessary for Council to pass a resolution in accordance with the provisions of Section 100A(4) of the Local Government Act 1972 specifying the grounds on which their presence could involve the likely disclosure of exempt information as described in specific paragraphs of Part 1 of Schedule 12A of the Act if and so long as, in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

(The Access to Information Procedure Rules – Section 15 of the Council's Constitution – sets out the conditions under which the public can be excluded from meetings of the Council)

### **UPDATES AND ADDITIONAL INFORMATION TO SUPPLEMENT THIS AGENDA ARE PUBLISHED IN THE COUNCIL BRIEFING NOTE.**

Additional information, councillors' questions, public addresses and amendments to motions are published in a supplementary briefing note. The agenda and briefing note should be read together.

The Briefing Note is published as a supplement to the agenda. It is available on the Friday before the meeting and can be accessed along with the agenda on the council's website.

## **Councillors declaring interests**

### **General duty**

You must declare any disclosable pecuniary interests when the meeting reaches the item on the agenda headed “Declarations of Interest” or as soon as it becomes apparent to you.

### **What is a disclosable pecuniary interest?**

Disclosable pecuniary interests relate to your\* employment; sponsorship (ie payment for expenses incurred by you in carrying out your duties as a councillor or towards your election expenses); contracts; land in the Council’s area; licenses for land in the Council’s area; corporate tenancies; and securities. These declarations must be recorded in each councillor’s Register of Interests which is publicly available on the Council’s website.

### **Declaring an interest**

Where any matter disclosed in your Register of Interests is being considered at a meeting, you must declare that you have an interest. You should also disclose the nature as well as the existence of the interest.

If you have a disclosable pecuniary interest, after having declared it at the meeting you must not participate in discussion or voting on the item and must withdraw from the meeting whilst the matter is discussed.

### **Members’ Code of Conduct and public perception**

Even if you do not have a disclosable pecuniary interest in a matter, the Members’ Code of Conduct says that a member “must serve only the public interest and must never improperly confer an advantage or disadvantage on any person including yourself” and that “you must not place yourself in situations where your honesty and integrity may be questioned”. What this means is that the matter of interests must be viewed within the context of the Code as a whole and regard should continue to be paid to the perception of the public.

\*Disclosable pecuniary interests that must be declared are not only those of the member her or himself but also those member’s spouse, civil partner or person they are living with as husband or wife or as if they were civil partners.