

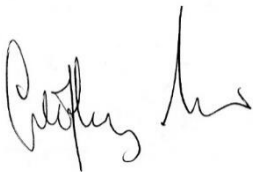
Council

- Date:** 7 April 2022
- Time:** 6.30pm approx. (to follow an hour after the conclusion of the Public & Member Engagement Meeting)
- Venue:** Hove Town Hall - Council Chamber
- Members:** **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, Hills, Hugh-Jones, Janio, John, Knight, Lewry, Littman, Lloyd, Meadows, Mac Cafferty, McNair, Moonan, Nemeth, Nield, O'Quinn, Osborne, Peltzer Dunn, Phillips, Pissaridou, Platts, Powell, Rainey, Shanks, Simson, C Theobald, West, Wilkinson, Williams and Yates.
- Contact:** **Lisa Johnson**
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Chief Executive
Hove Town Hall
Norton Road
Hove BN3 3BQ

Date of Publication - Wednesday, 30 March 2022

AGENDA

Part One

Page

87 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.

88 MINUTES

7 - 48

To approve as a correct record the minutes of (a) the last Council meeting held on the 3 February 2022 and (b) the Budget Council meeting held on the 24 February 2022.

Contact Officer: Mark Wall
Ward Affected: All Wards

Tel: 01273 291006

89 MAYOR'S COMMUNICATIONS.

To receive communications from the Mayor.

PETITIONS FOR DEBATE

Petitions to be debated at Council. Reports of the Executive Director for Governance, People & Resources.

90 SAVE OUR STARLINGS

49 - 50

Lead petitioner Steve Geliot.

Contact Officer: Lisa Johnson
Ward Affected: All Wards

Tel: 01273 291228

91 PERMANENT WELL-PLANNED AND HIGH-QUALITY CYCLE LANES FOR THE OLD SHOREHAM ROAD

51 - 52

Lead petitioner Pascale Palazzo-Coetzer

Contact Officer: Lisa Johnson
Ward Affected: All Wards

Tel: 01273 291228

92 REMOVE THE OLD SHOREHAM ROAD FROM THE LOCAL CYCLING PLAN AND DO NOT BUILD ANY CYCLING INFRASTRUCTURE ALONG THIS ROUTE. 53 - 56

Lead petitioner Jeremy Horne

Contact Officer: Lisa Johnson

Tel: 01273 291228

Ward Affected: All Wards

93 CALL OVER FOR REPORTS OF COMMITTEES.

(a) Call over (items 95 - 97) 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.

94 WRITTEN QUESTIONS FROM COUNCILLORS. 57 - 68

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: Lisa Johnson

Tel: 01273 291228

Ward Affected: All Wards

REPORTS FOR DECISION

95 PAY POLICY STATEMENT 2022/23 69 - 84

Extract from the proceedings of the Policy & Resources Committee meeting held on the 24 March 2022, together with a report of the Executive Director for Governance, People & Resources.

Contact Officer: Wendy Jepson

Ward Affected: All Wards

96 HOMELESSNESS AND ROUGH SLEEPING - UPDATE 85 - 124

Extract from the proceedings of the Housing Committee meeting held on the 16 March 2022, together with a report of the Executive Director for Housing, Neighbourhoods & Communities.

Contact Officer: Sylvia Peckham

Tel: 01273 293318

Ward Affected: All Wards

97 ARRANGEMENTS FOR COUNCIL AND COMMITTEE MEETINGS 125 - 136

Report of the Executive Director for Governance, People & Resources.

Contact Officer: Abraham Ghebre-Ghiorghis

Tel: 01273 291500

Ward Affected: All Wards

NOTICES OF MOTION

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

98 SOLIDARITY WITH REFUGEES 137 - 138

Proposed by Councillors Powell, Appich and Bell on behalf of the Green, Labour and Conservative Groups.

99 MAKE YOUR MARK 139 - 140

Proposed by Councillor Clare on behalf of the Green Group.

100 FAST FOOD AND ENERGY DRINK ADVERTISING 141 - 142

Proposed by Councillor Evans on behalf of the Labour Group.

101 DEMENTIA FRIENDLY COMMUNITY 143 - 144

Proposed by Councillor Moonan on behalf of the Labour Group.

102 CONSERVATIVE GROUP NOM

TBC

103 CONSERVATIVE GROUP NOM

TBC

104 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.

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.

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.

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Therefore, by entering the meeting room and using the seats in the chamber 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 sit in the public gallery area.

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The Public Gallery is situated on the first floor of the Town Hall and is limited in size but does have 2 spaces designated for wheelchair users. The lift cannot be used in an emergency. Evac Chairs are available for self-transfer, and you are requested to inform Reception prior to going up to the Public Gallery. For your own safety please do not go beyond the Ground Floor if you are unable to use the stairs.

Please inform staff on Reception of this affects you so that you can be directed to the Council Chamber where you can watch the meeting or if you need to take part in the proceedings e.g. because you have submitted a public question.

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- You should proceed calmly; do not run and do not use the lifts;
- Do not stop to collect personal belongings;
- Once you are outside, please do not wait immediately next to the building, but move some distance away and await further instructions; and
- Do not re-enter the building until told that it is safe to do so

Further information

For further details and general enquiries about this meeting contact Lisa Johnson, (01273 291228, email lisa.johnson@brighton-hove.gov.uk) or email democratic.services@brighton-hove.gov.uk

Brighton & Hove City Council

Council

Agenda Item 88(a)

BRIGHTON & HOVE CITY COUNCIL

COUNCIL

6.30pm 3 FEBRUARY 2022

HOVE TOWN HALL - COUNCIL CHAMBER

MINUTES

Present: Councillors Robins (Chair), Mears (Deputy Chair), Allcock, Appich, Atkinson, Bagaeen, Barnett, Brown, Childs, Clare, Davis, Deane, Druitt, Evans, Fishleigh, Gibson, Grimshaw, Henry, Hills, Hugh-Jones, Lloyd, Meadows, Mac Cafferty, McNair, Miller, Nemeth, Peltzer Dunn, Powell, Shanks, Simson, C Theobald, West, Wilkinson and Williams.

PART ONE

60 DECLARATIONS OF INTEREST

60.1 The following councillors declared a personal interest in Item 75, a notice of motion concerning pension investments in fossil fuels as they held local government pensions and confirmed that they had been granted dispensation to speak and vote on the matter by the monitoring officer:

Councillors Allcock, Barnett, Brown, Deane, Gibson, Grimshaw, Mears, Peltzer Dunn, Powell, Simson, Shanks, Theobald, West and Williams.

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

61 MINUTES

61.1 The minutes of the last ordinary meeting held on the 21 October were approved as a correct record of the proceedings.

62 MAYOR'S COMMUNICATIONS.

62.1 The mayor gave the following communications:

I wanted to let Members know that I will be leading a Q & A session with the best-selling author Peter James to raise money for my charities. The event will take place

on the 5 April in the Council Chamber at Brighton Town Hall. For further information contact the Mayor's Office.

Secondly, I am very pleased to announce that following a full day's review by South-East Employers in conjunction with the LGA on the 18 January, the Council has been awarded Charter Plus status for Member Development. The council has held the Member Development Charter since 2004, and this is reviewed every 3 years, so to achieve Charter Plus is a significant achievement and means the council joins only a few other authorities with this standard.

Congratulations should go to the officers involved in Democratic Services and the Members of the Supporting Members Development Working Group.

Finally, I will be taking regular short breaks during the meeting in order to give everyone in the chamber an opportunity to get some fresh air and remove their masks.

63 TO RECEIVE NOMINATIONS FOR THE DEPUTY MAYOR-ELECT FOR THE 2022/23 MUNICIPAL YEAR

- 63.1 The mayor sought nominations for the Deputy Mayor-elect for the municipal year 2022/23; and called on Councillor Mac Cafferty.
- 63.2 Councillor Mac Cafferty nominated Councillor Lizzie Deane to be the Deputy Mayor-elect for 2022/23.
- 63.3 Councillor Shanks formally seconded the nomination; which was supported by Councillors Appich and Simson.
- 63.4 The mayor noted that there were no other nominations and therefore put the motion that Councillor Deane be the Deputy Mayor-elect for 2022/23 to the vote which was carried unanimously.
- 63.5 **RESOLVED:** That Councillor Deane be designated Deputy Mayor-Elect for the 2022/23 municipal year.

64 CALL OVER FOR REPORTS OF COMMITTEES.

(a) Callover

- 64.1 The following items on the agenda were reserved for discussion:

Item 69 - White Ribbon Accreditation
Item 70 - Review of the Council's Constitution
Item 71 - Arrangements for Council and Committee meetings

(b) Receipt and/or Approval of Reports

- 64.2 The Head of Democratic Services confirmed that Items 69, 70 and 71 had been reserved for discussion; and that the following reports on the agenda with the recommendations therein had been approved and adopted:

- Item 66 - Council Tax Reduction Review 2022-23
- Item 67 - Gambling Policy 2022-24 (As revised)
- Item 68 - Libraires Strategy 2022-25
- Item 72 - Budget Protocol
- Item 73 - Re-procurement and Appointment of External Auditors
- Item 74 - Annual Review of Standards Related Matters, Including Member Complaints

(c) Oral Questions from Members

64.3 The mayor noted that there were no oral questions relating the items not called.

65 WRITTEN QUESTIONS FROM COUNCILLORS.

65.1 The mayor noted that the written questions and responses from councillors as detailed in the addendum papers were taken as read and noted without discussion.

66 COUNCIL TAX REDUCTION REVIEW 2022-23

66.1 RESOLVED:

- (1) That the introduction of a revised Council Tax Reduction Scheme based on earnings brackets for working age Universal Credit claimants be agreed;
- (2) That Council Tax Reduction claimants who are not recipients of Universal Credit should remain on the existing Council Tax Reduction scheme; and
- (3) That the fund for Discretionary Council Tax Reduction be set to £200,000 in 2022/23.

67 GAMBLING POLICY 2022-24 (AS REVISED)

67.1 **RESOLVED:** That the final version of the Statement of Gambling Policy 2022-24 as detailed in appendix 1 to the report be agreed for adoption.

68 LIBRARIES STRATEGY 2022-25

68.1 RESOLVED:

- (1) That the Libraries Strategy 2022-25 as set out at Appendix 1 be approved;
- (2) That the importance of public libraries to our city and the contribution they make to education, tackling loneliness and isolation and community cohesion be noted; and
- (3) That a commitment to lifting barriers to access wherever possible, especially to those of low or no income be agreed.

69 WHITE RIBBON UK ACCREDITATION

- 69.1 Councillor Powell introduced the report which provided an update on White Ribbon UK and the actions required for the council to achieve White Ribbon Accreditation. She noted that there had been cross-party support at the Tourism, Equalities, Communities & Culture Committee meeting and hoped that full council support would be given to this justifiable campaign.
- 69.2 Councillors Grimshaw and Simson spoke in support of the report and the recommendations.
- 69.3 **RESOLVED:** That an application by officers for White Ribbon Accreditation be agreed.

70 REVIEW OF THE COUNCIL'S CONSTITUTION

- 70.1 Councillor Clare introduced the report and wished to thank the Members of the Constitution Review Working Group and officers that supported it for their continued work in developing the constitution so that it was fit for purpose.
- 70.2 Councillors Meadows, O'Quinn, Fishleigh, Allcock, Appich, Atkinson and Bagaeen spoke on the matter.
- 70.3 The mayor then put the recommendations to the vote which were carried by 23 votes to 12.
- 70.4 **RESOLVED:**
- (1) That the proposal to make changes to the Council's Procedure Rules in Part 3.2 of the Council's Constitution indicated in paragraphs 4.1, 4.2, 4.4, 4.5 and Appendix 1 to the report, but not the changes indicated in paragraph 4.3 which Policy & Resources Committee recommends are not adopted be approved;
 - (2) That the proposal outlined in para 4.8 to transfer responsibility to manage authorised and unauthorised encampments (including all activities incidental to the Council's functions of Gypsies, Roma and Travellers and Van dwellers) to the Housing Committee from the Environment, Transport & Sustainability Committee be agreed;
 - (3) That it be noted that the disability representative agreed by the Policy & Resources Committee at its meeting on 2 May 2021, would attend Environment, Transport & Sustainability Committee and has the status of a standing invitee, the appointment of which is a matter for Policy & Resources Committee;
 - (4) That both the proposal to make changes to Part 8.5 and the amendments to the rules on future changes to that Part outlined in para 4.21 of the report be approved;
 - (5) That the proposed changes referred to in paras 2.1 (Appendix 1) of the report be approved;

- (6) That the Chief Executive and Monitoring Officer be authorised to take all steps necessary or incidental for the implementation of the changes agreed by the Policy & Resources Committee and by Full Council and authorises the Monitoring Officer to amend and re-publish the Council's constitutional documents to incorporate the changes.
- (7) That the proposed changes come into force immediately following their approval by Policy & Resources Committee or adoption by Full Council, as appropriate.

71 ARRANGEMENTS FOR COUNCIL AND MEETINGS

- 71.1 Prior to speaking to the report, Councillor Shanks noted that there was an amendment from the Conservative Group and asked for clarification as to whether it could be accepted, as she felt it was a negating amendment.
- 71.2 The mayor called on the Monitoring Officer to respond to the query.
- 71.3 The Monitoring Officer stated that the original amendment proposed had been ruled out as a negating amendment but that at the Whips meeting it had been agreed a revised amendment could be submitted. He believed the revised amendment as detailed in the addendum papers was sufficiently in accordance with council procedural rules for it to be accepted as it proposed an alternative outcome.
- 71.4 Councillor Shanks introduced the report and noted that the proposals had been discussed with the Leaders and Whips and would only be in operation for a short time before having to be reviewed. However, it was felt that they would enable the next cycle of meetings to be held effectively and provide a way forward to enable meetings to take place safely.
- 71.5 Councillor Barnett moved an amendment on behalf of the Conservative Group which was formally seconded by Councillor Simson. Councillor Barnett stated that given the current guidelines it was felt that a return to full meetings with everyone present in the chamber should be undertaken as soon as possible.
- 71.6 Councillor Allcock stated that there was a need to recognise that everyone faced challenging times and that some people were more vulnerable than others. He believed the proposals were appropriate for the current time and should be supported.
- 71.7 Councillor Shanks noted the comments and stated that councillors had to attend a number of meetings outside of the council meetings and therefore the proposals were appropriate for the current situation. She also noted that the previous virtual meetings had worked well and enabled all councillors to participate but the necessary legislation had not been implemented for these to continue. She also confirmed that she could not support the amendment.
- 71.8 The mayor noted that an amendment to the recommendations had been moved and put it to the vote which was lost by 11 votes to 24.

71.9 The mayor then put the recommendations as listed in the extract from the proceedings of the Policy & Resources Committee meeting held on the 27 January, as detailed in the addendum papers to the vote which was carried by 24 votes to 11.

71.10 **RESOLVED:**

- (1) That the proposals set out in the report regarding arrangements for Council and committee meetings (except paragraph 3.11 dealing with attendance numbers) be approved; and
- (2) That option A (14) regarding number of attendees at full Council meetings as set out in paragraph 3.12 of the report be approved.

Note: For reference the revised paragraph 3 is detailed below:

3. Context and background information

3.12 Attendance- numbers

3.12.1 For the budget Council meeting on 24 February, we are anticipating a full attendance of all 54 Councillors. For other full Council meetings, Members are recommended to consider reduced attendance. Reduced attendance can only be implemented by voluntary agreement. If there is no agreement, each Member and each group will have to decide for themselves. Given the restriction on available seating and lack of suitable alternative venues, Members are recommended to adopt options A or B from the following options:

A. Minimum attendance to meet the requirement for a quorum

The quorum for full Council meetings is 14. If the 14 seats were allocated proportionately to the Groups and the Independents, the party split would be:

Greens:	5
Labour:	4
Conservative:	3
Independents:	2

B. Reduction to accommodate 40 Members in the main Chamber- This would mean about 40 Members attending in the main chamber with no members in the public gallery. If this were agreed, the party split would be:

Greens:	15
Labour:	11
Conservative:	10
Independents:	4

C. Reduction to 46 with 6 Members sitting in the public gallery-We have had an update from security that, if Members are to be seated in the public gallery alongside members of the public, they would have concern. There are also complications on the selection of members and suitability of the seating area. Relocating the seating for the press may release 2 seats on

the ground floor, but it would still be not very convenient. If this option were adopted, the proportional party split would be:

Greens	17
Labour:	13,
Conservatives:	11
Independents	5.

D. Full Attendance

It would be possible to provide seating for all members with the minimum social distancing and screening provided. But this is an option that is not recommended.

3.14 POLICY COMMITTEE MEETINGS

- 3.14.1 There are a number of committee meetings taking place over the following months and it is proposed that Committee Chairs, following consultation with opposition spokespersons and Officers are encouraged and authorized to adopt the following proposals.
- 3.14.2 **Reduce items coming the *Policy Committee*:** reports coming to committee should be essential business and, unless there is good reason, reports for information or noting should generally be avoided or dealt with in public engagement meetings, if this can be agreed with opposition spokespersons at pre-meets.
- 3.14.3 **Engagement sessions:** If none of the reports coming before the committee require an actual decision, Members should consider, instead, holding a virtual engagement session. Where this is agreed, it is important to note that the meeting will not have the status of a committee meeting and it should not be described as such. It will be an engagement session with members of the committee attending virtually.
- 3.14.4 **A mixed arrangement:** Members could agree to take the public engagement items that do not require a decision (public and member questions) and items for information only in an engagement session before the main meeting limiting the in-person attendance to matters that require decisions or are required by law to be considered by the Committee.
- 3.14.5 **Limiting speakers:** it is proposed that on matters debated at the main meeting, groups are encouraged to limit their number of speakers.
- 3.14.6 **Decision-making process for the above:** It is proposed that the above arrangements, if applied, are agreed by the Chair following consultation with opposition spokespersons and advice from officers. Where the Chair so decides, it may involve moving the whole meeting to an engagement session or transferring some items of business to the engagement session to be dealt with virtually.
- 3.14.7 It should be noted that any matter that requires a decision or is required by law to be considered by full Council or a Committee cannot be dealt with at the

engagement session and has to be discussed at the in person meeting of Council or Committee.

3.15 **Enhanced Officer Delegations**

3.15.1 Given the increased risk and the need to minimise the length of meetings, it is proposed to introduce an enhanced officer delegations scheme. The delegated powers will be in addition to existing normal and urgency powers and are exercisable after consulting the Chair and Opposition spokespersons in each committee. This requires P&R approval and a separate report on the matter is on the agenda. In summary, the proposals are as follows:

- (1) Subject to first consulting with relevant Group Spokespersons, Executive Directors or Members of ELT with delegated powers shall have enhanced delegated authority to make decisions on all matters related to their area of responsibility. This is in line with government advice and reflects the need to reduce the duration of meetings.
- (2) To facilitate consultation with members of all groups, such consultation may take place during committee pre-meetings, or separately if necessary.

3.16: **Duration and status of protocol**

3.16.1 The above proposals, once agreed, will form the binding protocol for Council and Committee meetings. The Council's Standing Orders shall be applied subject to the above modifications to the extent that is necessary. Without prejudice to the powers of the Mayor or relevant Chair to make a ruling at the meeting, the Chief Executive, after consulting the Monitoring Officer, shall be authorised to rule on the interpretation and application of the rules where there is ambiguity or disagreement. The ruling of the Chief Executive shall be final.

3.16.2 The Council Procedure Rules shall be applied subject to the modification to reflect the above arrangements.

3.16.3 These arrangements shall remain in force until annual Council but may be modified at any time before then, especially if there is change in the levels of risk posed by the Covid-19 pandemic.

71.11 The mayor then called a short adjournment from 7.26pm to 7.40pm.

72 **BUDGET PROTOCOL**

72.1 **RESOLVED:** That the protocol outlined in appendix 1 to the report be approved for setting the council's budget and council tax including proceedings at the February Policy & Resources Committee and Budget Council meetings.

73 **RE -PROCUREMENT AND APPOINTMENT OF EXTERNAL AUDITORS**

73.1 **RESOLVED:**

- (1) That the council's opt-in to the national scheme and its adoption of PSAA as the appointing person for the council for the appointment of auditors for the period 2023/24 to 2027/28 be approved; and
- (2) That the Chief Finance Officer be granted delegated authority to take all steps necessary or incidental to give effect to the decision in (1) above.

74 ANNUAL REVIEW OF STANDARDS-RELATED MATTERS, INCLUDING MEMBER COMPLAINTS

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

75 FOSSIL FUEL NON-PROLIFERATION TREATY

75.1 The Notice of Motion as listed in the agenda was proposed by Councillor Clare on behalf of the Green Group and formally seconded by Councillor Hugh-Jones.

75.2 Councillor Miller spoke against the motion and Councillor Appich spoke in favour of the motion.

75.3 Councillor Hugh-Jones noted the comments and sought the council's support for the motion.

75.4 The mayor then put the following motion to the vote:

This Council notes:

- Cities across the world have shown their commitment to tackling the climate crisis by endorsing the call for a Fossil Fuel Non-Proliferation Treaty
- BHCC's pensions are held by the East Sussex Pension Fund, which still invests in fossil fuels
- Preventing climate chaos requires the bulk of fossil fuels be left in the ground, leaving fossil fuel companies with stranded assets, meaning current shares are likely to be overvalued.

This council resolves:

- (1) That the Chief Executive write to the East Sussex Pensions Committee expressing our request for a two-year timeline to divest from fossil fuels; highlighting that continuing to invest in stranded assets risks a failure of their fiduciary duty to pension scheme members,
- (2) That Policy & Resources Committee be requested to commission a report:
 - outlining options for removing BHCC pensions from the East Sussex scheme, and reinvesting them elsewhere; should ESPF fail to act swiftly to protect pensioners' investments
 - detailing how council can continue to support in principle the development of renewable technologies to phase out fossil fuels,
- (3) To endorse the call for Fossil Fuel Non-Proliferation Treaty to:
 - End new expansion of fossil fuel production
 - Phase out existing fossil fuel production

- Invest in a transformational plan to ensure 100% access to renewable energy globally.

75.5 The mayor confirmed that the motion had been carried by 23 votes with none against, and 12 abstentions.

76 COUNCIL SERVICE DELIVERY

76.1 The Notice of Motion as listed in the agenda was proposed by Councillor Wilkinson on behalf of the Labour Group and formally seconded by Councillor Appich.

76.2 Councillor Brown moved an amendment on behalf of the Conservative Group which was formally seconded by Councillor Simson.

76.3 Councillor Clare moved an amendment on behalf of the Green Group which was formally seconded by Councillor Druitt.

76.4 Councillor Wilkinson confirmed that he was willing to accept the Green amendment but not the Conservative amendment.

76.5 The mayor noted that the Green amendment had been accepted and put the Conservative amendment to the vote which was lost by 11 votes to 23.

76.6 The mayor then put the following motion as amended to the vote:

This Council:

1. Notes the high volume of complaints that Councillors receive from residents concerned about performance of some council services from missed refuse, recycling and garden waste collections; to overgrown weeds; to graffiti and litter on our streets, beaches and in our parks; to mismanagement of parking permits; and the general maintenance, upkeep and cleanliness of our city;
2. Notes that the Council's own 2020-21 year-end Corporate KPI results reflect the pandemic, as well as demonstrating complaints from residents, and show the Council is performing below-target on the delivery of some essential services, and that some of these issues are systemic and long-running; and also reflect the impact of cuts to public services made by government;
3. Recognises the challenges the pandemic has presented, and thanks and acknowledges the hard work council staff have undertaken over the past year, particularly as less than 10% were furloughed;
4. Recognises also, however, that despite ongoing pandemic-related challenges, residents are right to expect improvements to the delivery of council services.

This Council resolves to ask the Policy & Resources Recovery Sub-Committee to request:

1. A new report to every meeting of the sub-committee outlining the council's steps to recovery in the following service areas:
 - waste and refuse collection,

- parking permits
 - street cleanliness
- with the opportunity to ask questions of responsible senior officers and receive feedback on any recommendations and progress;

2. A report to an upcoming meeting of the Policy & Resources Recovery Sub-Committee outlining the council's roadmap to developing digital service delivery with inclusion at its heart.

76.7 The mayor confirmed that the motion had been carried unanimously.

77 STOP PEOPLE BEING PRICED OUT OF OUR CITY: BAN THE SALE OF NEW HOMES AS SECOND HOMES

77.1 The Notice of Motion as listed in the agenda was proposed by Councillor Williams on behalf of the Labour Group and formally seconded by Councillor Childs.

77.2 Councillor Gibson spoke in favour of the motion and Councillor Mears spoke against the motion.

77.3 Councillor Williams noted the comments and sought the council's support for the motion.

77.4 The mayor then put the following motion to the vote:

In order to stem the rise of second home ownership which is having a severely detrimental effect on housing supply and affordability, this Council:

1. Supports the implementation of a principal residency policy whereby new open-market housing planning permission will only be granted where there is a condition restricting occupancy as a Principal Residence – the purpose being to reduce the levels of second homes and enable increased primary residence and year-round community benefits;
2. Requests the Housing and Tourism, Equalities, Communities & Culture committees to call for a report to be submitted to meetings of each of the committees within the next six months to outline all possible policy steps that could be considered in order to implement this policy and model the impact of such an approach on both affordability and availability in the next five years;
3. Requests that this report will highlight:
 - The planning policy changes required;
 - Examples of Planning Authorities where such outcomes have been successfully achieved;
 - Any evidence gaps or reports required to meet standards of evidence;
 - A timetable for implementation for this Authority and potential mitigations required – such as a balancing policy for the development of holiday lettings.

77.5 The mayor confirmed that the motion had been carried by 23 votes for and 11 against.

78 VICTORIA FOUNTAIN INVESTIGATION

- 78.1 The Notice of Motion as listed in the agenda was proposed by Councillor Mears on behalf of the Conservative Group and formally seconded by Councillor Theobald.
- 78.2 Councillor Evans moved an amendment on behalf of the Labour Group which was formally seconded by Councillor Grimshaw.
- 78.3 Councillor Mac Cafferty spoke in favour of the amendment.
- 78.4 Councillor Mears noted the comments and confirmed that she did not accept the amendment.
- 78.5 The mayor then put the amendment to the vote which was carried by 23 votes to 11.
- 78.6 The mayor then put the following motion as amended to the vote:

This Council requests the Environment, Transport & Sustainability Committee:

1. To commission an urgent investigation into the appearance of a sink hole after the removal of the Christmas market and funfair, and whether existing known damage to the Victoria Fountain has been worsened by the funfair, or may be worsened by heavy equipment due to be placed there during planned work on Valley Gardens 3; and
2. To agree to the public release of all findings so that residents can be assured that the city's historic sites and important heritage assets will be treated with the respect they deserve.

- 78.7 The mayor confirmed that the motion had been carried unanimously.

79 WESTDENE PARK & RIDE

- 79.1 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 Bagaean.
- 79.2 Councillor Wilkinson moved an amendment on behalf of the Labour Group which was formally seconded by Councillor Appich.
- 79.3 Councillor Davis spoke in favour of the amendment.
- 79.4 Councillor Nemeth confirmed that he would not accept the Labour amendment.
- 79.5 The mayor then put the amendment to the vote which was carried by 21 votes to 11 with 1 abstention.
- 79.6 The mayor then put the following motion as amended to the vote:

This Council:

1. Notes that Environment, Transport & Sustainability Committee voted on 21st July 2021 for an urgent report for the next meeting of that committee on Administration proposals for a park and ride scheme on Mill Road in Westdene;
2. Further notes that no report was forthcoming at meetings of Environment, Transport & Sustainability Committee on 21st September 2021, 16th November 2021 or 18th January 2022;
3. Notes that the Labour Group identified funds in last year's underspend to invest in a park and ride scheme;
4. Urgently calls on the Administration to deliver a report to the next meeting of the Environment, Transport & Sustainability Committee with an update on current progress.

79.7 The mayor confirmed that the motion had been carried unanimously.

80 CLOSE OF MEETING

80.1 The mayor thanked everyone for attending and closed the meeting.

The meeting concluded at 8.53pm

Signed

Chair

Dated this

day of

2022

Brighton & Hove City Council

Council

Agenda Item 88(b)

BRIGHTON & HOVE CITY COUNCIL

BUDGET COUNCIL

4.30pm 24 FEBRUARY 2022

THE BRIGHTON CENTRE

MINUTES

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

PART ONE

81 DECLARATIONS OF INTEREST

- 81.1 Councillor Brown declared a personal and prejudicial interest as she held a pension with East Sussex County Council. She confirmed that she had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.2 Councillor Peltzer Dunn declared a personal and prejudicial interest as he was in receipt of an East Sussex Pension and owned a beach hut. He confirmed that he had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.3 Councillor Theobald declared a personal and prejudicial interest as she held a pension with East Sussex County Council. She confirmed that she had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.4 Councillor Simson declared a personal and prejudicial interest as she held a pension with East Sussex County Council. She confirmed that she had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.5 Councillor Nemeth declared a personal and prejudicial interest as he was involved with the Beach Hut Association and an officer of Hove Lagoon Association. He confirmed that he had been granted dispensation to speak and vote on the budget by the Monitoring Officer;

- 81.6 Councillor Meadows declared a personal and prejudicial interest as she held a pension with East Sussex County Council. She confirmed that she had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.7 Councillor Barnett declared a personal and prejudicial interest as she held a pension with East Sussex County Council. She confirmed that she had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.8 Councillor Atkinson declared a personal and prejudicial interest as he and his wife both worked for the Sussex Partnership NHS Trust and the council had a number of jointly funded services with the Trust. He confirmed that he had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.9 Councillor Mears declared a personal and prejudicial interest as she was in receipt of an East Sussex pension and also as the mayor-elect and the civic office was affected by an amendment should it be carried. She confirmed that she had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.10 Councillor Shanks declared a personal and prejudicial interest as she was a Trustee of Brighton Youth Centre which would benefit from capital funding. She confirmed that she had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.11 Councillor Mac Cafferty declared a personal and prejudicial interest as he was a member of the East Sussex Credit Union and on the Board of the Brighton Dome & Festival and Royal Pavilion Museum Trust. He confirmed that he had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.12 Councillor Clare declared a personal and prejudicial interest as she held bonds in the Big Lemon Bus company. She confirmed that she had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.13 Councillor Druitt declared a personal and prejudicial interest as he was the General Manager of Brighton & Hove Community Transport and Director of the Big Lemon. He confirmed that he had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.14 Councillor Gibson declared a personal and prejudicial interest as he held an East Sussex pension and was a member of the East Sussex Credit Union. He confirmed that he had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.15 Councillor Hugh-Jones declared a personal and prejudicial interest in the items listed as she held some Bonds in the Big Lemon Bus Company. She confirmed that she had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.16 Councillor Deane declared a personal and prejudicial interest as she was the deputy mayor-elect and the civic office was affected by an amendment should it be carried. She confirmed that she had been granted dispensation to speak and vote on the budget by the Monitoring Officer;

- 81.17 Councillor Phillips declared a personal and prejudicial interest as she was married to Councillor DrUITT and therefore benefitted from the interests he had declared. She confirmed that she had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.18 Councillor West declared a personal and non-prejudicial interest as he was a member of the Brighton & Hove Estate Conservation Trust and the wood recycling organisation. He confirmed that he had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.19 Councillor Powell declared a personal and prejudicial interest declared a personal interest as she was employed by Sussex Police and had a pension with East Sussex. She confirmed that she had been granted dispensation to speak and vote on the budget by the Monitoring Officer.
- 81.20 Councillor Janio declared a personal and prejudicial interest declared a personal interest as his partner held a trader's permit. He confirmed that he had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.21 Councillor Appich declared a personal and non-prejudicial interest as her partner was the treasurer for Friends of St Anne's Well Park. She was also a member of the GMB and the East Sussex Credit Union. She confirmed that she had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.22 Councillor Yates declared a personal and prejudicial interest as he was employed by the University Hospital NHS Trust and his partner was employed by Sanctuary Housing Association. He confirmed that he had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.23 Councillor Allcock declared a personal interest as he held an East Sussex pension and partner had an allotment. He confirmed that he had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.24 Councillor Pissaridou declared a personal and non-prejudicial interest as she had an East Sussex pension and a member of the GMB. She confirmed that she had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.25 Councillor Childs declared a personal and prejudicial interest as he was a NEU Senior Regional Officer and confirmed that he had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.26 Councillor Fowler declared a personal and prejudicial interest as her partner was employed at City Clean. She confirmed that she had been granted dispensation to speak and vote on the budget by the Monitoring Officer;
- 81.27 Councillor Bell declared a personal and prejudicial interest as was a Trustee of the Royal Pavilion Trust. He confirmed that he had been granted dispensation to speak and vote on the budget by the Monitoring Officer;

81.28 Councillor Robins declared a personal and prejudicial interest as was a Trustee of the Royal Pavilion Trust. He confirmed that he had been granted dispensation to speak and vote on the budget by the Monitoring Officer;

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

82 MAYOR'S COMMUNICATIONS.

82.1 The mayor gave the following communications:

I have only one communication:

As Members may be aware, this will sadly be Mark Wall's last Council meeting as he will be leaving the Council at the end of March. He began working with the old Brighton Borough in 1986, more than 35 years ago. He rose through the ranks to his current position as Head of Democratic Services. He has served under administrations of all political colours with integrity, impartiality and absolute dedication. He has been the face of public service at its best. Mark has been the keystone that holds the democratic decision-making machinery together in Brighton & Hove and our democracy has been much richer for his work.

The active political culture and vibrant public engagement in our city means it is always challenging for whoever is the Head of Democratic Services. But Mark has done it with flair and absolute professionalism. At a personal level, he has supported me as Mayor both for Council meetings and in running the Mayor's Office. He was instrumental in getting the Council the Member Development Charter and in December the Member Development Charter Plus award.

There will be an opportunity to say goodbye to Mark at the end of March, but for now, I just want to thank him for all his years of dedicated service to the Council and wish him all the best for the future.

82.2 I am hopeful that we can reach a decision today. I will be taking regular short breaks during the meeting to give everyone in the chamber an opportunity to get some fresh air and remove their masks.

I also wanted to reiterate that everyone needs to be mindful of each other so that we have a respectful debate and would like to draw Members' attention to the updated procedural note that will be followed and has been circulated to help with the flow of the meeting.

83 GENERAL FUND REVENUE BUDGET, CAPITAL & TREASURY MANAGEMENT STRATEGY 2022/23

83.1 The mayor noted that the principal budget items listed as Items 83 and 85 would be debated together, along with Item 84 Supplementary Financial Information, once the proposed budget and various amendments had been moved and seconded.

83.2 He therefore invited Councillor Gibson to propose the budget for 2022//23.

- 83.3 Councillor Gibson thanked the mayor and formally moved the budget proposals on behalf of the Administration, together with the one Green Group amendment and the joint Green and Labour amendment.
- 83.4 Councillor Mac Cafferty spoke on the budget position and formally seconded the proposals together with the Green Group amendment and the joint Green and Labour amendment.
- 83.5 Councillor Appich spoke on the budget and formally moved the Labour Group's amendments No's 1 – 4, together with the joint Green and Labour amendment .
- 83.6 Councillor Allcock spoke on the budget and formally seconded the Labour Group's amendments together with the joint Green and Labour amendment.
- 83.7 Councillor McNair spoke on the budget and formally moved the Conservative Group's amendments No's 1 – 6.
- 83.8 Councillor Bell spoke on the budget and formally seconded the Conservative Group's amendments.
- 83.9 The mayor then opened the matter up to a general debate and the following Members of the Council spoke on the various amendments that had been put forward as well as the general prevailing budget proposals and budget position.
- Councillors Heley, Williams, Barnett, Janio, Powell, Wilkinson, Brown, Knight and Hugh-Jones.
- 83.10 The mayor noted that the meeting had been in session for just over two hours and declared that he would adjourn for a refreshment break from 6.32 to 7.03pm.
- 83.11 The mayor reconvened the meeting at 7.03pm and continued with the debate, during which the following Members spoke on various amendments that had been put forward as well as the general prevailing budget proposals and position.
- Councillors O'Quinn, Lewry, Davis, Moonan, Meadows, Hills, Childs, Mears, Shanks, O'Quinn (with the mayor's agreement on behalf of Cllr Hamilton), Nemeth, Ebel, Platts, Peltzer Dunn, Phillips, Yates, Simson, Osborne, Grimshaw, Theobald, Lloyd, Fowler, Druitt, Evans and Deane.
- 83.12 The mayor noted that all Members wishing to speak during the debate had done so and called on Councillor Clare to respond to the debate and the amendments on behalf of the Administration.
- 83.13 Councillor Clare thanked the mayor and stated that it had been a good and useful debate overall. She felt that although a number of the amendments could not be accepted, there were a lot of good suggestions that could be taken into consideration and possibly incorporated into future decisions. She therefore hoped that the budget proposals together with the amendments that could be accepted would be approved and recommended it to Council.

83.14 The mayor stated that in view of the fact that the amendments related to the General Fund, he intended to put each one to the vote. However, he would call on the Chief Finance Officer to confirm the budgetary position should any amendment be carried and have an impact on the overall budget as necessary. He would then put the substantive recommendations to the vote as outlined in the procedural rules and also noted that the outcome of the voting would be recorded in full.

83.15 The mayor then put the Green Group amendment to the vote.

Green Group Amendment

		For	Against	Abstain			For	Against	Abstain
1	Allcock	√			28	Lewry	√		
2	Appich	√			29	Littman	Not present		
3	Atkinson	√			30	Lloyd	√		
4	Bagaeen	Not present			31	Mac Cafferty	√		
5	Barnett	√			32	McNair	√		
6	Bell	√			33	Meadows	√		
7	Brennan	Not present				Mears	√		
8	Brown	√			35	Miller	Not present		
9	Childs	√			36	Moonan	√		
10	Clare	√			37	Nemeth	√		
11	Davis	√			38	Nield	Not present		
12	Deane	√			39	O'Quinn	√		
13	Druitt	√			40	Osborne	√		
14	Ebel	√			41	Peltzer Dunn	√		
15	Evans	√			42	Phillips	Not present		
16	Fishleigh	Not present			43	Pissaridou	√		
17	Fowler	√			44	Platts	√		
18	Gibson	√			45	Powell	√		
19	Grimshaw	√			46	Rainey	Not present		
20	Hamilton	Not present			47	Robins	√		
21	Heley	√			48	Shanks	√		
22	Henry	Not present			49	Simson	√		
	Hills	√				Theobald C	√		

24	Hugh-Jones	√			51	Wilkinson	√		
25	Janio		x		52	Williams	√		
26	John	Not present			53	West	√		
27	Knight	√			54	Yates	√		
						Total	42	1	0

83.16 The mayor confirmed that the amendment had been carried by 42 votes to 1 with 0 abstentions.

83.17 The mayor then put the joint Green and Labour amendment to the vote.

Joint Green and Labour Amendment

		For	Against	Abstain			For	Against	Abstain
1	Allcock	√			28	Lewry		x	
2	Appich	√			29	Littman	Not present		
3	Atkinson	√			30	Lloyd	√		
4	Bagaeen	Not present			31	Mac Cafferty	√		
5	Barnett		x		32	McNair		x	
6	Bell		x		33	Meadows		x	
7	Brennan	Not present				Mears		x	
8	Brown		x		35	Miller	Not present		
9	Childs	√			36	Moonan	√		
10	Clare	√			37	Nemeth		x	
11	Davis	√			38	Nield	Not present		
12	Deane	√			39	O'Quinn	√		
13	Druitt	√			40	Osborne	√		
14	Ebel	√			41	Peltzer Dunn		x	
15	Evans	√			42	Phillips	Not present		
16	Fishleigh	Not present			43	Pissaridou	√		
17	Fowler	√			44	Platts	√		
18	Gibson	√			45	Powell	√		

19	Grimshaw	√			46	Rainey	Not present		
20	Hamilton	Not present			47	Robins	√		
21	Heley	√			48	Shanks	√		
22	Henry	Not present			49	Simson		x	
	Hills	√				Theobald C		x	
24	Hugh-Jones	√			51	Wilkinson	√		
25	Janio	√			52	Williams	√		
26	John	Not present			53	West	√		
27	Knight	√			54	Yates	√		
						Total	32	11	0

83.18 The mayor confirmed that the amendment had been carried by 32 votes to 11 against with 0 abstentions.

83.19 The mayor then put the Labour Group amendment No.1 to the vote.

Labour Group Amendment No.1

		For	Against	Abstain			For	Against	Abstain
1	Allcock	√			28	Lewry		x	
2	Appich	√			29	Littman	Not present		
3	Atkinson			Ab	30	Lloyd	√		
4	Bagaeen	Not present			31	Mac Cafferty	√		
5	Barnett		x		32	McNair		x	
6	Bell		x		33	Meadows		x	
7	Brennan	Not present				Mears		x	
8	Brown		x		35	Miller	Not present		
9	Childs	√			36	Moonan	√		
10	Clare	√			37	Nemeth		x	
11	Davis	√			38	Nield	Not present		
12	Deane	√			39	O'Quinn	√		
13	Druitt	√			40	Osborne	√		
14	Ebel	√			41	Peltzer Dunn		x	

15	Evans	√			42	Phillips	Not present		
16	Fishleigh	Not present			43	Pissaridou	√		
17	Fowler	√			44	Platts	√		
18	Gibson	√			45	Powell	√		
19	Grimshaw	√			46	Rainey	Not present		
20	Hamilton	Not present			47	Robins	√		
21	Heley	√			48	Shanks	√		
22	Henry	Not present			49	Simson		x	
	Hills	√				Theobald C		x	
24	Hugh-Jones	√			51	Wilkinson	√		
25	Janio		x		52	Williams	√		
26	John	Not present			53	West	√		
27	Knight	√			54	Yates	√		
						Total	30	12	1

83.20 The mayor confirmed that the amendment had been carried by 30 votes to 12 against with 1 abstention.

83.21 The mayor then put the Labour Group amendment No.2 to the vote.

Labour Group Amendment No.2

		For	Against	Abstain			For	Against	Abstain
1	Allcock	√			28	Lewry		x	
2	Appich	√			29	Littman	Not present		
3	Atkinson	√			30	Lloyd	√		
4	Bagaeen	Not present			31	Mac Cafferty	√		
5	Barnett		x		32	McNair		x	
6	Bell		x		33	Meadows		x	
7	Brennan	Not present				Mears		x	
8	Brown		x		35	Miller	Not present		
9	Childs	√			36	Moonan	√		

10	Clare	√			37	Nemeth		x	
11	Davis	√			38	Nield	Not present		
12	Deane	√			39	O'Quinn	√		
13	Druitt	√			40	Osborne	√		
14	Ebel	√			41	Peltzer Dunn		x	
15	Evans	√			42	Phillips	Not present		
16	Fishleigh	Not present			43	Pissaridou	√		
17	Fowler	√			44	Platts	√		
18	Gibson	√			45	Powell	√		
19	Grimshaw	√			46	Rainey	Not present		
20	Hamilton	Not present			47	Robins	√		
21	Heley	√			48	Shanks	√		
22	Henry	Not present			49	Simson		x	
	Hills	√				Theobald C		x	
24	Hugh-Jones	√			51	Wilkinson	√		
25	Janio		x		52	Williams	√		
26	John	Not present			53	West	√		
27	Knight	√			54	Yates	√		
						Total	31	12	0

83.22 The mayor confirmed that the amendment had been carried by 31 votes to 12 against with 0 abstentions.

83.23 The mayor then put the Labour Group amendment No.3 to the vote.

Labour Group Amendment No.3

		For	Against	Abstain			For	Against	Abstain
1	Allcock	√			28	Lewry		x	
2	Appich	√			29	Littman	Not present		
3	Atkinson	√			30	Lloyd	√		
4	Bagaeen	Not present			31	Mac Cafferty	√		

5	Barnett		x		32	McNair		x	
6	Bell		x		33	Meadows		x	
7	Brennan	Not present				Mears		x	
8	Brown		x		35	Miller	Not present		
9	Childs	√			36	Moonan	√		
10	Clare	√			37	Nemeth		x	
11	Davis	√			38	Nield	Not present		
12	Deane	√			39	O'Quinn	√		
13	Druitt	√			40	Osborne	√		
14	Ebel	√			41	Peltzer Dunn		x	
15	Evans	√			42	Phillips	Not present		
16	Fishleigh	Not present			43	Pissaridou	√		
17	Fowler	√			44	Platts	√		
18	Gibson	√			45	Powell	√		
19	Grimshaw	√			46	Rainey	Not present		
20	Hamilton	Not present			47	Robins	√		
21	Heley	√			48	Shanks	√		
22	Henry	Not present			49	Simson		x	
	Hills	√				Theobald C		x	
24	Hugh-Jones	√			51	Wilkinson	√		
25	Janio		x		52	Williams	√		
26	John	Not present			53	West	√		
27	Knight	√			54	Yates	√		
						Total	31	12	0

83.24 The mayor confirmed that the amendment had been carried by 31 votes to 12 against with 0 abstentions.

83.25 The mayor then put the Labour Group amendment No.4 to the vote.

Labour Group Amendment No.4

		For	Against	Abstain			For	Against	Abstain
1	Allcock	√			28	Lewry		x	
2	Appich	√			29	Littman	Not present		
3	Atkinson	√			30	Lloyd	√		
4	Bagaeen	Not present			31	Mac Cafferty	√		
5	Barnett		x		32	McNair		x	
6	Bell		x		33	Meadows		x	
7	Brennan	Not present				Mears		x	
8	Brown		x		35	Miller	Not present		
9	Childs	√			36	Moonan	√		
10	Clare	√			37	Nemeth		x	
11	Davis	√			38	Nield	Not present		
12	Deane	√			39	O'Quinn	√		
13	Druitt	√			40	Osborne	√		
14	Ebel	√			41	Peltzer Dunn		x	
15	Evans	√			42	Phillips	Not present		
16	Fishleigh	Not present			43	Pissaridou	√		
17	Fowler	√			44	Platts	√		
18	Gibson	√			45	Powell	√		
19	Grimshaw	√			46	Rainey	Not present		
20	Hamilton	Not present			47	Robins	√		
21	Heley	√			48	Shanks	√		
22	Henry	Not present			49	Simson		x	
	Hills	√				Theobald C		x	
24	Hugh-Jones	√			51	Wilkinson	√		
25	Janio		x		52	Williams	√		
26	John	Not present			53	West	√		
27	Knight	√			54	Yates	√		
						Total	31	12	0

83.26 The mayor confirmed that the amendment had been carried by 31 votes to 12 against with 0 abstentions.

83.27 The mayor then put the Conservative Group amendment No.1 to the vote.

Conservative Group Amendment No.1

		For	Against	Abstain			For	Against	Abstain
1	Allcock		x		28	Lewry	√		
2	Appich		x		29	Littman	Not present		
3	Atkinson		x		30	Lloyd		x	
4	Bagaeen	Not present			31	Mac Cafferty		x	
5	Barnett	√			32	McNair	√		
6	Bell	√			33	Meadows	√		
7	Brennan	Not present				Mears	√		
8	Brown	√			35	Miller	Not present		
9	Childs		x		36	Moonan		x	
10	Clare		x		37	Nemeth	√		
11	Davis		x		38	Nield	Not present		
12	Deane		x		39	O'Quinn		x	
13	Druitt		x		40	Osborne		x	
14	Ebel		x		41	Peltzer Dunn	√		
15	Evans		x		42	Phillips	Not present		
16	Fishleigh	Not present			43	Pissaridou		x	
17	Fowler		x		44	Platts		x	
18	Gibson		x		45	Powell		x	
19	Grimshaw		x		46	Rainey	Not present		
20	Hamilton	Not present			47	Robins		x	
21	Heley		x		48	Shanks		x	
22	Henry	Not present			49	Simson	√		
	Hills		x		√	Theobald C	√		
24	Hugh-Jones		x		51	Wilkinson		x	
25	Janio	√			52	Williams		x	

26	John	Not present			53	West		x	
27	Knight		x		54	Yates		x	
						Total	12	31	0

83.28 The mayor confirmed that the amendment had been lost by 12 votes to 31 against with 0 abstentions.

83.29 The mayor then put the Conservative Group amendment No.2 to the vote.

Conservative Group Amendment No.2

		For	Against	Abstain			For	Against	Abstain
1	Allcock		x		28	Lewry	√		
2	Appich		x		29	Littman	Not present		
3	Atkinson	√			30	Lloyd		x	
4	Bagaeen	Not present			31	Mac Cafferty		x	
5	Barnett	√	x		32	McNair	√		
6	Bell	√	x		33	Meadows	√		
7	Brennan	Not present				Mears	√		
8	Brown	√			35	Miller	Not present		
9	Childs		x		36	Moonan		x	
10	Clare		x		37	Nemeth	√		
11	Davis		x		38	Nield	Not present		
12	Deane		x		39	O'Quinn		x	
13	Druitt		x		40	Osborne		x	
14	Ebel		x		41	Peltzer Dunn	√		
15	Evans		x		42	Phillips	Not present		
16	Fishleigh	Not present			43	Pissaridou		x	
17	Fowler		x		44	Platts		x	
18	Gibson		x		45	Powell		x	
19	Grimshaw		x		46	Rainey	Not present		
20	Hamilton	Not present			47	Robins		x	
21	Heley		x		48	Shanks		x	

22	Henry	Not present			49	Simson	√		
	Hills		x		√	Theobald C	√		
24	Hugh-Jones		x		51	Wilkinson		x	
25	Janio	√			52	Williams		x	
26	John	Not present			53	West		x	
27	Knight		x		54	Yates		x	
						Total	13	30	0

83.30 The mayor confirmed that the amendment had been lost by 13 votes to 30 against with 0 abstentions.

83.31 The mayor then put the Conservative Group amendment No.3 to the vote.

Conservative Group Amendment No.3

		For	Against	Abstain			For	Against	Abstain
1	Allcock		x		28	Lewry	√		
2	Appich		x		29	Littman	Not present		
3	Atkinson		x		30	Lloyd		x	
4	Bagaeen	Not present			31	Mac Cafferty		x	
5	Barnett	√	x		32	McNair	√		
6	Bell	√	x		33	Meadows	√		
7	Brennan	Not present				Mears	√		
8	Brown	√			35	Miller	Not present		
9	Childs		x		36	Moonan		x	
10	Clare		x		37	Nemeth	√		
11	Davis		x		38	Nield	Not present		
12	Deane		x		39	O'Quinn		x	
13	Druitt		x		40	Osborne		x	
14	Ebel		x		41	Peltzer Dunn	√		
15	Evans		x		42	Phillips	Not present		
16	Fishleigh	Not present			43	Pissaridou		x	
17	Fowler		x		44	Platts		x	

18	Gibson		x		45	Powell		x	
19	Grimshaw		x		46	Rainey	Not present		
20	Hamilton	Not present			47	Robins		x	
21	Heley		x		48	Shanks		x	
22	Henry	Not present			49	Simson	√		
	Hills		x		√	Theobald C	√		
24	Hugh-Jones		x		51	Wilkinson		x	
25	Janio	√			52	Williams		x	
26	John	Not present			53	West		x	
27	Knight		x		54	Yates		x	
						Total	12	31	0

83.32 The mayor confirmed that the amendment had been lost by 12 votes to 31 against with 0 abstentions.

83.33 The mayor then put the Conservative Group amendment No.4 to the vote.

Conservative Group Amendment No.4

		For	Against	Abstain			For	Against	Abstain
1	Allcock		x		28	Lewry	√		
2	Appich		x		29	Littman	Not present		
3	Atkinson		x		30	Lloyd		x	
4	Bagaeen	Not present			31	Mac Cafferty		x	
5	Barnett	√	x		32	McNair	√		
6	Bell	√	x		33	Meadows	√		
7	Brennan	Not present				Mears	√		
8	Brown	√			35	Miller	Not present		
9	Childs		x		36	Moonan		x	
10	Clare		x		37	Nemeth	√		
11	Davis		x		38	Nield	Not present		
12	Deane		x		39	O'Quinn		x	
13	Druitt		x		40	Osborne		x	

14	Ebel		x		41	Peltzer Dunn	√		
15	Evans		x		42	Phillips	Not present		
16	Fishleigh	Not present			43	Pissaridou		x	
17	Fowler		x		44	Platts		x	
18	Gibson		x		45	Powell		x	
19	Grimshaw		x		46	Rainey	Not present		
20	Hamilton	Not present			47	Robins		x	
21	Heley		x		48	Shanks		x	
22	Henry	Not present			49	Simson	√		
	Hills		x		√	Theobald C	√		
24	Hugh-Jones		x		51	Wilkinson		x	
25	Janio	√			52	Williams		x	
26	John	Not present			53	West		x	
27	Knight		x		54	Yates		x	
						Total	12	31	0

83.34 The mayor confirmed that the amendment had been lost by 12 votes to 31 against with 0 abstentions.

83.35 The mayor then put the Conservative Group amendment No.5 to the vote.

Conservative Group Amendment No.5

		For	Against	Abstain			For	Against	Abstain
1	Allcock		x		28	Lewry	√		
2	Appich		x		29	Littman	Not present		
3	Atkinson		x		30	Lloyd		x	
4	Bagaeen	Not present			31	Mac Cafferty		x	
5	Barnett	√	x		32	McNair	√		
6	Bell	√	x		33	Meadows	√		
7	Brennan	Not present				Mears	√		
8	Brown	√			35	Miller	Not present		
9	Childs		x		36	Moonan		x	

10	Clare		x		37	Nemeth	√		
11	Davis		x		38	Nield	Not present		
12	Deane		x		39	O'Quinn		x	
13	Druitt		x		40	Osborne		x	
14	Ebel		x		41	Peltzer Dunn	√		
15	Evans		x		42	Phillips	Not present		
16	Fishleigh	Not present			43	Pissaridou		x	
17	Fowler		x		44	Platts		x	
18	Gibson		x		45	Powell		x	
19	Grimshaw		x		46	Rainey	Not present		
20	Hamilton	Not present			47	Robins		x	
21	Heley		x		48	Shanks		x	
22	Henry	Not present			49	Simson	√		
	Hills		x		√	Theobald C	√		
24	Hugh-Jones		x		51	Wilkinson		x	
25	Janio		x		52	Williams		x	
26	John	Not present			53	West		x	
27	Knight		x		54	Yates		x	
						Total	11	32	0

83.36 The mayor confirmed that the amendment had been lost by 11 votes to 32 with 0 abstentions.

83.37 The mayor then put the Conservative Group amendment No.6 to the vote.

Conservative Group Amendment No.6

		For	Against	Abstain			For	Against	Abstain
1	Allcock		x		28	Lewry	√		
2	Appich		x		29	Littman	Not present		
3	Atkinson		x		30	Lloyd		x	
4	Bagaeen	Not present			31	Mac Cafferty		x	
5	Barnett	√	x		32	McNair	√		

6	Bell	√	x		33	Meadows	√		
7	Brennan	Not present				Mears	√		
8	Brown	√			35	Miller	Not present		
9	Childs		x		36	Moonan		x	
10	Clare		x		37	Nemeth	√		
11	Davis		x		38	Nield	Not present		
12	Deane		x		39	O'Quinn		x	
13	Druitt		x		40	Osborne		x	
14	Ebel		x		41	Peltzer Dunn	√		
15	Evans		x		42	Phillips	Not present		
16	Fishleigh	Not present			43	Pissaridou		x	
17	Fowler		x		44	Platts		x	
18	Gibson		x		45	Powell		x	
19	Grimshaw		x		46	Rainey	Not present		
20	Hamilton	Not present			47	Robins		x	
21	Heley		x		48	Shanks		x	
22	Henry	Not present			49	Simson	√		
	Hills		x		√	Theobald C	√		
24	Hugh-Jones		x		51	Wilkinson		x	
25	Janio		x		52	Williams		x	
26	John	Not present			53	West		x	
27	Knight		x		54	Yates		x	
						Total	11	32	0

83.38 The mayor confirmed that the amendment had been lost by 11 votes to 32 against with 0 abstentions.

83.39 Councillor Mac Cafferty noted the outcome of the voting and proposed that an adjournment take place to enable the Group Leaders to discuss the potential of a composite amendment being drawn up based on the amendments that had been carried.

83.40 The mayor noted the request for an adjournment and stated that he would adjourn the meeting to enable discussions to take place. The meeting was then adjourned at 21.20pm.

83.41 The mayor reconvened the meeting at 21.45pm and noted that a further amendment was to be moved which required the suspension of Standing Orders.

83.42 Councillor Mac Cafferty moved that the suspension of standing orders be agreed to enable a new joint Green and Conservative amendment to be taken.

83.43 Councillors Appich and Bell formally seconded the motion.

83.44 The mayor noted that the motion had been moved and put the suspension of standing orders to enable the consideration of a composite amendment to be taken to the vote.

Suspension of Standing Orders

		For	Against	Abstain			For	Against	Abstain
1	Allcock	√			28	Lewry	√		
2	Appich	√			29	Littman	Not present		
3	Atkinson	√			30	Lloyd	√		
4	Bagaeen	Not present			31	Mac Cafferty	√		
5	Barnett	√			32	McNair	√		
6	Bell	√			33	Meadows	√		
7	Brennan	Not present				Mears	√		
8	Brown	√			35	Miller	Not present		
9	Childs	√			36	Moonan	√		
10	Clare	√			37	Nemeth	√		
11	Davis	√			38	Nield	Not present		
12	Deane	√			39	O'Quinn	√		
13	Druitt	√			40	Osborne	√		
14	Ebel	√			41	Peltzer Dunn	√		
15	Evans	√			42	Phillips	Not present		
16	Fishleigh	Not present			43	Pissaridou	√		
17	Fowler	√			44	Platts	√		
18	Gibson	√			45	Powell	√		
19	Grimshaw	√			46	Rainey	Not present		
20	Hamilton	Not present			47	Robins	√		
21	Heley	√			48	Shanks	√		

22	Henry	Not present			49	Simson	√		
	Hills	√				Theobald C	√		
24	Hugh-Jones	√			51	Wilkinson	√		
25	Janio	√			52	Williams	√		
26	John	Not present			53	West	√		
27	Knight	√			54	Yates	√		
						Total	43	0	0

83.45 The mayor confirmed that motion had been carried unanimously and invited Councillors Mac Cafferty and Appich to propose the joint amendment.

83.46 Councillors Gibson and Allcock formally seconded the joint amendment.

83.47 The mayor then put the joint amendment to the vote.

Joint Labour and Green amendment

		For	Against	Abstain			For	Against	Abstain
1	Allcock	√			28	Lewry		x	
2	Appich	√			29	Littman	Not present		
3	Atkinson	√			30	Lloyd	√		
4	Bagaeen	Not present			31	Mac Cafferty	√		
5	Barnett		x		32	McNair		x	
6	Bell		x		33	Meadows		x	
7	Brennan	Not present				Mears		x	
8	Brown		x		35	Miller	Not present		
9	Childs	√			36	Moonan	√		
10	Clare	√			37	Nemeth		x	
11	Davis	√			38	Nield	Not present		
12	Deane	√			39	O'Quinn	√		
13	Druitt	√			40	Osborne	√		
14	Ebel	√			41	Peltzer Dunn		x	
15	Evans	√			42	Phillips	Not present		
16	Fishleigh	Not present			43	Pissaridou	√		

17	Fowler	√			44	Platts	√		
18	Gibson	√			45	Powell	√		
19	Grimshaw	√			46	Rainey	Not present		
20	Hamilton	Not present			47	Robins	√		
21	Heley	√			48	Shanks	√		
22	Henry	Not present			49	Simson		x	
	Hills	√				Theobald C		x	
24	Hugh-Jones	√			51	Wilkinson	√		
25	Janio		x		52	Williams	√		
26	John	Not present			53	West	√		
27	Knight	√			54	Yates	√		
						Total	32	11	0

83.48 The mayor confirmed that the amendment had been carried by 32 to 11 against with 0 abstentions.

83.49 The mayor then put the General Fund Budget Revenue Budget, Capital & Treasury Management Strategy and Council Tax of 2.99% for 2022/23 together with the Supplementary Financial information and revised council tax resolution to the vote.

Budget vote

		For	Against	Abstain			For	Against	Abstain
1	Allcock	√			28	Lewry		x	
2	Appich	√			29	Littman	Not present		
3	Atkinson	√			30	Lloyd	√		
4	Bagaen	Not present			31	Mac Cafferty	√		
5	Barnett		x		32	McNair		x	
6	Bell		x		33	Meadows		x	
7	Brennan	Not present				Mears		x	
8	Brown		x		35	Miller	Not present		
9	Childs	√			36	Moonan	√		
10	Clare	√			37	Nemeth		x	
11	Davis	√			38	Nield	Not present		

12	Deane	√			39	O'Quinn	√		
13	Druitt	√			40	Osborne	√		
14	Ebel	√			41	Peltzer Dunn		x	
15	Evans	√			42	Phillips	Not present		
16	Fishleigh	Not present			43	Pissaridou	√		
17	Fowler	√			44	Platts	√		
18	Gibson	√			45	Powell	√		
19	Grimshaw	√			46	Rainey	Not present		
20	Hamilton	Not present			47	Robins	√		
21	Heley	√			48	Shanks	√		
22	Henry	Not present			49	Simson		x	
	Hills	√				Theobald C		x	
24	Hugh-Jones	√			51	Wilkinson	√		
25	Janio		x		52	Williams	√		
26	John	Not present			53	West	√		
27	Knight	√			54	Yates	√		
						Total	31	12	0

The mayor confirmed that the budget resolution had been carried by 31 votes to 12 with 0 abstentions.

Formal Council Tax Resolution

83.50 RESOLVED:

- (1) That It be noted that at on 27 January 2022 the Council calculated the Council Tax Base 2022/23;
 - (a) for the whole Council area as 91,204.0 (Item T in the formula in Section 31B of the Local Government Finance Act 1992, as amended (the "Act")); and
 - (b) for dwellings in those parts of its area to which special items relate: -
 - Rottingdean Parish – 1,600.7
 - Hanover Crescent Enclosure – 41.2
 - Marine Square Enclosure – 69.9

Royal Crescent Enclosure – 29.7

- (2) Calculate that the Council Tax requirement for the Council's own purposes for 2022/23 (excluding Parish precepts) is £163,652,00;
- (3) That the following amounts be calculated for the year 2022/23 in accordance with Sections 31 to 36 of the Act:
- (a) £800,037,768 being the aggregate amounts which the Council estimates for the items set out in Section 31A(2) of the Act taking into account all precepts issued to it by Parish Councils;
 - (b) £636,333,496 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(3) of the Act;
 - (c) £163,704,272 being the amount by which the aggregate at 3(a) above exceeds the aggregate at 3(b) above, calculated by the Council in accordance with Section 31A(4) of the Act as its Council Tax requirement for the year. (Item R in the formula in Section 31B of the Act);
 - (d) £1,794.92 being the amount at 3(c) above (Item R), all divided by Item T (1(a) above), calculated by the Council, in accordance with Section 31B of the Act, as the basic amount of its Council Tax for the year (including Parish precepts);
 - (e) £80,861 being the aggregate amount of all special items referred to Section 34(1) of the Act;
 - (f) £1,794.03 being the amount at 3(d) above less the result given by dividing the amount at 3(e) above by Item T (1(a) above), calculated by the Council, in accordance with Section 34(2) of the Act, as the basic amount of its Council Tax for the year for dwellings in those parts of its area to which no special items relates;
 - (g)
 - £1,826.69 Rottingdean Parish
 - £2,007.70 Hanover Crescent
 - £1,961.50 Marine Square
 - £2,006.08 Royal Crescent

being the amounts given by adding to the amount at 3(f) above, the amounts of the special item or items relating to dwellings in those parts of the Council's area mentioned above divided in each case by the relevant amount at 1(b) above, calculated by the Council, in accordance with Section 34(3) of the Act, as the basic amounts of its council tax for the year for the dwellings in those parts of its area to which one or more special items relate.

Valuation Band:	A*	A	B	C	D	E	F	G	H
Parts of the Council's area	£	£	£	£	£	£	£	£	£
Rottingdean Parish	1,014.83	1,217.79	1,420.76	1,623.72	1,826.69	2,232.62	2,638.55	3,044.48	3,653.38
Hanover Crescent	1,115.39	1,338.47	1,561.54	1,784.62	2,007.70	2,453.86	2,900.01	3,346.17	4,015.40
Marine Square	1,089.72	1,307.67	1,525.61	1,743.56	1,961.50	2,397.39	2,833.28	3,269.17	3,923.00
Royal Crescent	1,147.82	1,377.39	1,606.95	1,836.52	2,066.08	2,525.21	2,984.34	3,443.47	4,132.16
All other parts of the the councils	996.68	1,196.02	1,395.36	1,594.69	1,794.03	2,192.70	2,591.38	2,990.05	3,588.06

* Entitled to disabled relief

- (4) That it be noted that the Police and Crime Commissioner and the Fire Authority have issued precepts to the Council, in accordance with Section 40 of the Local Government Act 1992, for each category of dwellings in the Council's area as indicated in the table below:

Band:	A*	A	B	C	D	E	F	G	H
Sussex Police & Crime Commissioner	124.95	149.94	174.93	199.92	224.91	274.89	324.87	374.85	449.82

* Entitled to disabled relief

Band:	A*	A	B	C	D	E	F	G	H
East Sussex Fire Aut	55.21	66.25	77.29	88.33	99.37	121.45	143.53	165.62	198.74

* Entitled to disabled relief

- (5) That the Council, in accordance with Sections 30 and 36 of the Local Government Finance Act 1992, hereby sets the aggregate amounts shown in the tables below as the amounts of Council Tax for 2022/23 for each part of its area and for each of the categories of dwellings;

Valuation Band:	A*	A	B	C	D	E	F	G	H
Parts of the Council's area	£	£	£	£	£	£	£	£	£
Rottingdean Parish	1,194.99	1,433.98	1,672.98	1,911.97	2,150.97	2,628.96	3,106.95	3,584.95	4,301.94
Hanover Crescent	1,295.55	1,554.66	1,813.76	2,072.87	2,331.98	2,850.20	3,368.41	3,886.64	4,663.96
Marine Square	1,269.88	1,523.86	1,777.83	2,031.81	2,285.78	2,793.73	3,301.68	3,809.64	4,571.56
Royal Crescent	1,327.98	1,593.58	1,859.17	2,124.77	2,390.36	2,921.55	3,452.74	3,983.94	4,780.72
All other parts of the councils	1,176.84	1,412.21	1,647.58	1,882.94	2,118.31	2,589.04	3,059.78	3,530.52	4,236.62

* Entitled to disabled relief

- (6) That in accordance with Section 52ZB of the Local Government Finance Act 1992 the Council determines its relevant basic amount of council tax for the financial year 2022/23 is not excessive.

84 SUPPLEMENTARY FINANCIAL INFORMATION FOR BUDGET COUNCIL

Note:

- 84.1 The item was taken into consideration as part of the overall budget debate and included in the votes on the amendments to the General Fund Revenue Budget and Council Tax for 2022/23 and Supplementary Financial Information recommendation 2.1 and the final vote on the overall General Fund Revenue Budget and Council Tax for 2022/23 as detailed under Item 83 above.

85 HOUSING REVENUE ACCOUNT BUDGET AND CAPITAL INVESTMENT PROGRAMME 2022/23 AND MEDIUM-TERM FINANCIAL STRATEGY

- 85.1 The mayor noted that the Housing Revenue Account Budget and Capital Investment Programme 2022/23 and Medium-Term Financial Strategy had been taken into consideration as part of the overall budget debate as detailed under Item 83 above.
- 85.2 The mayor then put the recommendations as detailed in the report to the vote.

Housing Revenue Account Budget and Capital Investment Programme 2022/23 and Medium-Term Financial Strategy

		For	Against	Abstain			For	Against	Abstain
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1	Allcock	√			28	Lewry		x	
2	Appich	√			29	Littman	Not present		
3	Atkinson	√			30	Lloyd	√		
4	Bagaeen	Not present			31	Mac Cafferty	√		
5	Barnett		x		32	McNair		x	
6	Bell		x		33	Meadows		x	
7	Brennan	Not present				Mears		x	
8	Brown		x		35	Miller	Not present		
9	Childs	√			36	Moonan	√		
10	Clare	√			37	Nemeth		x	
11	Davis	√			38	Nield	Not present		
12	Deane	√			39	O'Quinn	√		
13	Druitt	√			40	Osborne	√		
14	Ebel	√			41	Peltzer Dunn		x	
15	Evans	√			42	Phillips	Not present		
16	Fishleigh	Not present			43	Pissaridou	√		
17	Fowler	√			44	Platts	√		
18	Gibson	√			45	Powell	√		
19	Grimshaw	√			46	Rainey	Not present		
20	Hamilton	Not present			47	Robins	√		
21	Heley	√			48	Shanks	√		
22	Henry	Not present			49	Simson		x	
	Hills	√				Theobald C		x	
24	Hugh-Jones	√			51	Wilkinson	√		
25	Janio		x		52	Williams	√		
26	John	Not present			53	West	√		
27	Knight	√			54	Yates	√		
						Total	31	12	0

85.3 The mayor confirmed that the recommendations had been carried unanimously.

85.4 **RESOLVED:**

- (1) That the updated HRA revenue budget for 2022/23 as shown in Appendix 1 to the report be approved; and
- (2) That the Capital Programme Budget of £85.007m for 2022/23 be approved and that the 3-year programme as set out in Appendix 3 to the report be noted.

86 CLOSE OF MEETING

86.1 The mayor thanked everyone for attending and enabling the meeting to run smoothly and formally closed the meeting.

The meeting concluded at 9.58pm

Signed

Chair

Dated this

day of

2022

Brighton & Hove City Council

Council

Agenda Item 90

Subject: Save Our Starlings. Petition for Debate

Date of meeting: 7 April 2022

Report of: Executive Director for Governance, People & Resources

Contact Officer: Name: Lisa Johnson
Tel: 01273 291228
Email: lisa.johnson@brighton-hove.gov.uk

Ward(s) affected: All

1. Purpose of the report 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 106,975 signatures confirmed at the time of printing the report.

2. Recommendations

- 2.1 That the petition is noted and referred to the Environment, Transport & Sustainability Committee meeting for consideration.

3. Context and background information

3.1 The Petition:

BRIGHTON is famous for its iconic murmuration of starlings over the pier each winter, and people travel from far and wide to enjoy this wonderful natural spectacle. But tragically, our starlings are vanishing before our eyes, and Brighton's murmuration could be lost altogether as soon as 2026. Why?

Since the 1940s we have been waging a terrible war against nature. Unsustainable and intensive agriculture is killing our insects. Starlings eat insects (mainly). No insects = no birds.

Together, we, the people of Brighton and Hove, own a large section of the South Downs called The City Downland Estate.

We therefore kindly call on our council, elected members and officers, to immediately implement an outright ban on chemical fertilisers, herbicides, pesticides, fungicides and worming treatments across our entire City Downland Estate. We also call on our council to make concerted efforts to

reduce sensory pollution (noise and light), which also badly impacts on wildlife, through education and advocacy in the first instance.

Now it is time to make peace with nature and save our starlings.

Lead petitioner – Steve Geliot

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).

Brighton & Hove City Council

Council

Agenda Item 91

Subject: Permanent Well-Planned and High-Quality Cycle Lanes for Old Shoreham Road. Petition for Debate

Date of meeting: 7 April 2022

Report of: Executive Director for Governance, People & Resources

Contact Officer: Name: Lisa Johnson
Tel: 01273 291228
Email: lisa.johnson@brighton-hove.gov.uk

Ward(s) affected: All

1. Purpose of the report 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 1,619 signatures confirmed at the time of printing the report.

2. Recommendations

- 2.1 That the petition is noted and referred to the Environment, Transport & Sustainability Committee meeting for consideration.

3. Context and background information

3.1 The Petition:

We the undersigned petition Brighton & Hove Council to install well-planned and high-quality permanent cycle lanes on the Old Shoreham Road so that we and thousands of other residents have the option of getting around by bike. We're a group of parents and children who used the Old Shoreham Road to get to school, work and leisure activities. We want our children to be able to cycle to school as it's good for their physical and mental health, it gives them independence, saves time and money and keeps down emissions. We'd also like delivery riders and commuters to get around without risking their lives. This can only happen if the roads are safe. New government policy says 'cyclists must be physically separated from high volume motor traffic,' which means protected lanes on roads like the Old Shoreham Road. We want a fast and direct route, as the policy describes.

Lead petitioner – Pascale Palazzo-Coetzer

Additional information

Temporary cycle lanes allowed us and our children to travel safely for a while, but now they've been removed, we have to drive, take the bus or brave terrifying traffic by bike. Our children have less freedom, and we have fewer transport options.

Forty percent of households in the city don't have a car, and that number is even lower for young people. We all need safe, cheap, efficient transport. We'd like our local politicians to take everyone's well-being seriously, no matter how they get around. We need them to make cycling possible by making it safe.

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).

Brighton & Hove City Council

Council

Agenda Item 92

Subject: Remove the Old Shoreham Road from the local cycling plan and do not build any cycling infrastructure along this route. Petition for Debate

Date of meeting: 7 April 2022

Report of: Executive Director for Governance, People & Resources

Contact Officer: Name: Lisa Johnson
Tel: 01273 291228
Email: lisa.johnson@brighton-hove.gov.uk

Ward(s) affected: All

1. Purpose of the report 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 1,625 signatures confirmed at the time of printing the report.

2. Recommendations

- 2.1 That the petition is noted and referred to the Environment, Transport & Sustainability Committee meeting for consideration.

3. Context and background information

3.1 The Petition:

We the undersigned petition Brighton & Hove Council to Remove the Old Shoreham Road from the local cycling plan with immediate effect - and agree not to plan any cycling infrastructure along the route. The 16-month failure of the experimental, underused temporary cycle lane should be enough data for everyone to say that this doesn't and will never work.

Lead petitioner – Jeremy Horne

Additional information

Brighton and Hove city council have recently completed a consultation on their Local Cycling and Walking Infrastructure Plan, which includes priority cycle routes across the city – one of which is along the Old Shoreham Road. As everyone in the city will know, a temporary cycle lane was installed along the Old Shoreham Road in May 2020 between The Drive and Hangleton Road, as an experimental traffic order due to the Covid-19 pandemic.

The cycle lane failed.

The data from the consultation in early 2021 was damning and thus, 15 months later, in August 2021, following an urgent meeting of the Environment, Transport and Sustainability committee, it was agreed that the temporary cycle lane would be removed. This work was completed just over a month later. To cite some of the consultation data:

- In a manual survey conducted in June 2021, the council saw a 23% decrease in cycling – not just in comparison to before installation – but in comparison to a five-year-old figure from 2016 – yet they had the audacity to blame this on “poor weather conditions”
- 91% of all consultation comments regarding the cycle lane were negative
- The consultation cites that the cycle lane did not cause congestion; yet provides no evidence to support this claim – indeed, despite several requests, the council have never supplied this evidence either
- Conversely to the above, there is substantial video evidence of increased congestion and longer traffic queues during the period the cycle lane was in place – and videos of zero congestion post removal

Indeed, following the removal, a group of local parents have set up a “bike train” along the Old Shoreham Road to get the “thousands” of children that used the cycle lane to school. A grand total of a five children (maximum) have been counted on the opening runs - and additionally, the organisers only run the “train” once a week due to lack of demand, thus proving (as we all knew), that Children never used it in their droves (as many activists would have liked us to believe) and that there are better ways of setting up cycling infrastructure for those that do want it, rather than implementing permanent lane closures. Moreover, the behaviour of activists continues to damage our city, with many of them failing to accept the removal of the cycle lane or indeed it’s failure. This is ruining our city by exacerbating an already tense relationship (or “war”) between cyclists and motorists. People need to move on, accept that the experimental cycle lane was a failure and look at better options for active travel.

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).

Brighton & Hove City Council

Council

Agenda Item 92

Subject: Written questions from councillors.

Date of meeting: 7 April 2022

Report of: Executive Director for Governance, People & Resources

Contact Officer: Name: Lisa Johnson
Tel: 01273 291228
Email: lisa.johnson@brighton-hove.gov.uk

Ward(s) affected: All

For general release

The following questions have been received from Councillors and will be taken as read along with the written answer detailed below:

(1) Councillor Appich

At Policy and Resources committee on 10 February 2022 we discussed and agreed cross-party that vulnerable people in our council housing should get more support and that properties should be let at least in a liveable state, with particular reference to providing floor coverings.

What progress has been made with this - as charities are still getting applications for carpets from new tenants in our council housing?

Reply from Councillor Gibson / Hugh-Jones, Joint Chair of the Housing Committee

(2) Councillor Grimshaw

Access Point

What is the response time for residents contacting Access Point by email as advised when calling by phone? Does Access Point have significant delays when responding to emails and how long in general is the wait for a referral?

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

(3) Councillor Grimshaw

Dyslexia

Do Brighton & Hove City Council residents have access to a diagnostic service which assesses dyslexia? If so, what is the waiting time and how is this service accessible?

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

(4) Councillor Allcock

Transport Performance Measures

What are the range of performance measures regularly employed by the Council's Transport Team and how are they applied when initiating transport related projects?

Reply from Councillor Davis / Heley, Joint Chair of the Environment, Transport & Sustainability Committee

(5) Councillor Williams

Play Bus:

A number of years ago a Play Bus run by Brighton & Hove Council's Play Service operated to bring free open access play sessions into the heart of local communities.

The Play Bus visited locations across Brighton & Hove including Whitehawk and Hangleton and was extremely popular, providing essential opportunities for young children to play, interact and develop early learning skills.

Why was this vital and valued service stopped and can we bring it back?

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

(6) Councillor Moonan

CQC Inspection:

What preparation is HASC undertaking for the new CQC Inspection and how confident are they that we will achieve a 'good' rating?

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

(7) Councillor Moonan

Craven Vale:

What steps are being taken to achieve maximum bed occupancy at Craven Vale and how are we going to recruit sufficient staff to run this service?

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

(8) Councillor Moonan

Health and Wellbeing Strategy:

How has the pandemic affected the implementation of the Brighton & Hove Health and Wellbeing Strategy 2019-2030, and are we still on track to achieve its targets?

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

(9) Councillor Hamilton

Play Areas

The play areas in Portslade parks are being improved and residents welcome this. However, there are concerns that the needs of children with disabilities are not being met. I understand that this being discussed at a series of meetings. Please can you give me an update on what progress is being made in this matter?

Reply from Councillor Davis / Heley, Joint Chair of the Environment, Transport & Sustainability Committee

(10) Councillor Hamilton

Housing Site Delays

There are two potential housing sites in my ward, namely the Portslade Old People's Day Club and Portslade Village Centre. There appears to be no progress on these proposals. Please can you tell me what is causing the delay?

Reply from Councillor Gibson / Hugh-Jones, Joint Chair of the Housing Committee

(11) Councillor Evans

Housing Options Phone Lines:

What are the opening times for residents to get a response when calling Housing Options, as I have been made aware from a resident that when they called on two consecutive days in a row that by 2.30pm the answering message said the line was closed?

Reply from Councillor Gibson / Hugh-Jones, Joint Chair of the Housing Committee

(12) Councillor Simson

Funding received for Community Safety

Please can you outline and provide a breakdown of the funding awarded to Brighton and Hove City Council for Community Safety from the Sussex Police and Crime Commissioner for 2022-23.

Reply from Councillor Osborne / Powell, Joint Chair of the Tourism, Equalities, Communities & Culture Committee

(13) Councillor Mears

Funds received for Changing Places Toilets

On 24 March 2022 the Government announced that Brighton & Hove City Council has been awarded £330,000 from the Government's Changing Places Fund, to fund eight proposed changing places toilets.

Can the Chair provide details of the eight changing places facilities which will be set up with the funding received?

Reply from Councillor Osborne / Powell, Joint Chair of the Tourism, Equalities, Communities & Culture Committee

(14) Councillor Bell

Industrial Relations

Residents have continued to raise complaints about elements of City Clean's performance since the industrial dispute last year.

Can the Leader of the Council advise:

- a) What is cost to the taxpayer of the final settlement that was paid out to end the industrial dispute?
- b) What tangible benefits have been introduced to the service since the dispute was resolved?

Reply from Councillor Mac Cafferty, Leader of the Council

(15) Councillor Peltzer Dunn

Residents are deeply concerned that the Council has not adequately prepared to mark the historic Platinum Jubilee in Brighton and Hove and may have failed to apply in time for several opportunities and funding streams available to mark the event.

It is important that we mark this historic occasion and make sure it is memorable for residents of the city, not only to boost civic pride but also to provide a boost for the economy as we come out of Covid. We are a city with a Royal history and a Royal Palace at Brighton Pavilion. The Queen has visited our city many times over the years – including to confer City status on Brighton and Hove - and deserves our great respect and admiration.

Time is now running short before the four-day Queen's Jubilee Bank Holiday weekend and the Council needs to provide more detail and more focus on what it has arranged and how we will be participating.

It is noted that other local authority areas are being much more proactive, for example, South Gloucestershire Council are making it easier for local residents wanting to celebrate the Platinum Jubilee by waiving fees for people wanting to arrange street parties or events in public open spaces.

It would be a huge shame if Brighton and Hove City Council has forgotten to apply to participate in the Civic Honours competition, which our city with its wonderful heritage and royal history would have been ideally suited towards participating in. There are also many [funding streams](#) available to local groups for the Platinum Jubilee to hold events but local groups report that these have not been properly promoted.

Can the Leader of the Council confirm:

Will he join other councils in waiving fees for Platinum Jubilee events?

- a) Did the Council apply to participate in the Civic Honours competition? It was noted that in an answer to my previous written question of 15 July 2021 (Question 29, Civic Honours Competition), the Leader of the Council stated that he was considering whether the city would participate in the Platinum Jubilee Civic Honours Competition and that there were three areas of this programme that the city was eligible to apply for, including:
- i. Investment;
 - ii. The granting of existing cities with Lord Mayoralty;
 - iii. Tree Planting initiatives.

Can the Leader of the Council please provide an update on whether the Administration decided to proceed with participation in the above categories of the Civic honours competition as this has still not been answered?

- b) Can he provide a programme of its official events for the Platinum Jubilee Year so that we can communicate this information with our constituents?

Can he confirm that the Council will use its communications channels to promote the Jubilee and the events the City will be holding, which is still not clear to residents and local community groups?

Reply from Councillor Mac Cafferty, Leader of the Council

(16) Councillor McNair

Twittens Accessibility issues

The gates in the twitten from Barrhill Avenue to Vale Avenue park do not allow wheelchair access, making access to this park very difficult for disabled visitors.

- a) Will these gates be improved?
- b) How many gates across the city do not allow wheelchair users access? Will they all be widened to allow wheelchair access?

Reply from Councillor Osborne / Powell, Joint Chair of the Tourism, Equalities, Communities & Culture Committee

(17) Councillor Brown

Hove Park shared path

The pathway cutting through the middle of Hove Park from the Droveaway is a shared path and needs to be signed as such. It is a cycle route but also an important pathway in a busy park environment used by families, people jogging and walking dogs.

Recently there have been a number of collisions involving cyclists and members of the public and dogs with cyclists going too fast after descending down the very steep hill at the Droveaway.

The signage is virtually non-existent and needs to be improved. Residents would like to see it signed and made explicit that this is a shared space with cyclists encouraged to slow down.

Residents would like to see the Council put in place signage at the entrance points and on the surface of the pathway itself to indicate this is a shared space and to encourage caution for the safety of all park users.

Will the Chair commit to review the current system and install some more appropriate signage to make it clear to cyclists that they need to slow down and to all users that it is a shared path?

Reply from Councillor Davis / Heley, Joint Chair of the Environment, Transport & Sustainability Committee

(18) Councillor Bagaeen

Vandalised defibrillator at Hove Park

The defibrillator at Hove Park has been vandalised twice in recent years and the box is currently sitting empty, filled up with bottles and rubbish.

It's a great shame for all residents and visitors to Hove Park that this piece of equipment has been vandalised twice and is now no longer available.

It's also a shame for the local Rotary Club who paid for the original and for the cafe which offered to host it.

With so many people using the park particularly during the last two years with the pandemic, and all the new tennis facilities, all weather football pitches and fitness centre, the park really needs to have a defibrillator. It is a really vital piece of equipment as it could save someone's life.

As it has been vandalised in that position twice, it needs to be in a more secure place that is also accessible and known to the public.

The Manager of the Hove Park Café, Carla Lampreda, believes that due to the recurrent anti-social behaviour at night by the Hove Park Café, a replacement defibrillator should be located elsewhere in a more secure location.

- a) Will the Council commit to work on providing a replacement defibrillator for Hove Park as soon as possible at a new site within the park, in consultation with the Rotary Club?
- b) Will the Council consider installing CCTV cameras at Hove Park to tackle persistent antisocial behaviour at night next to the Hove Park Café?

Reply from Councillor Osborne / Powell, Joint Chair of the Tourism, Equalities, Communities & Culture Committee

(19) Councillor Meadows

Litter on the A27

A wall of litter lining Brighton's arterial A27 road has left the road verge in its worst ever condition and the Council must do more to clean it up.

The litter, which has been building up for months if not years at many points, is made up of bottles, takeaway food; containers; and also plastics associated with construction materials.

There are concerns not only about the visual appearance of this arterial road which passes through the Brighton and Hove unitary authority area, but also of pollution and the impact on wildlife through this section of the South Downs.

It is the Council's responsibility to organise litter clean-ups along the A27 and to request permission to do this from National Highways for access etc. but this has not been done now for some time and the litter has built up to an unacceptable level.

We need to see the Council put in place an overarching plan to deal with this issue and ensure that the litter is regularly removed. This must include more regular clean-ups but also communication with the construction industry to encourage netting and signage as well.

Until the Council treats this as a priority, litter is going to continue to build up and we are concerned that it will put people off coming to Brighton.

Will the council commit to:

- a) Coordinating and organising more regular clean-ups so as not to allow rubbish to build up for years;
- b) Communicating with the construction industry to encourage netting of the back of trucks to stop plastics flying out;
- c) Installing CCTV cameras at hotspots as a deterrent and to issue penalty fines;
- d) Installing signage to discourage littering and show penalties, to give more of a sign that the City cares about littering and its impact.

Furthermore, can the Council:

- e) Outline its schedule of works for clearing litter from the A27 during the following municipal years:
 - i. 2020-1
 - ii. 2021-2
- f) Outline its proposed schedule of works for clearing litter from the A27 for the following future municipal years:
 - i 2022-3

Reply from Councillor Davis / Heley, Joint Chair of the Environment, Transport & Sustainability Committee

(20) Councillor Theobald

Patcham Roundabout project delays

I have been advised that the latest reason for the delay in the Patcham Roundabout landscaping project is that the Council was unable to submit a planning application as it was unable to find someone within the council to support providing scaled drawings, so this application was withdrawn. Residents are now deeply frustrated with the Council and its ongoing delays in upgrading Patcham Roundabout. The funding has been there for many years but the Council seems unable to arrange these basic works.

Can the Chair:

- a) Outline the status of the works to landscape Patcham Roundabout.
- b) Advise whether the scaled drawings required to submit a planning application have now been undertaken.

- c) Assure local councillors that a new target date for this planning application to go in has been set and that the Council will expedite this as a priority and advise Councillors what this date is?

Reply from Councillor Osborne / Powell, Joint Chair of the Tourism, Equalities, Communities & Culture Committee

(21) Councillor Barnett

Knoll Park skate park proposal

Knoll Park, which includes the Knoll Recreation Ground, is the main green space for Knoll estate in Hove. It is well-used but is currently tired and in need of investment, with not enough facilities for young people.

Residents and community groups such as the Hangleton & Knoll Project would like to see the Council look providing new facilities for young people, such as a skate park.

At the moment, young people walk straight in and straight out of Knoll Park because there is little to do. Residents would like to see teenagers having something to do instead of hanging round in groups, strolling round the estate.

A skate park facility would give them an interest and somewhere positive to go – to take their skateboards, bikes and go to the park.

Such a facility would tie in with the Hangleton & Knoll Project which do some great local outreach work. The Hangleton & Knoll Project runs a café in Knoll Park, which they open up during the summer months, and a new skate park element would provide activities for young people could dovetail with their local work.

Will the Chair:

- a) Advise whether the Council has any current plans to upgrade Knoll Park and if so, outline these plans.
- b) Investigate and consider, in consultation with the Hangleton & Knoll project, a new skate park facility at Knoll Park to give younger people in the area a facility to use.

Reply from Councillor Davis / Heley, Joint Chair of the Environment, Transport & Sustainability Committee

(22) Councillor Lewry

Safer Streets Fund Round 4

On 18 March 2022 the Government announced the fourth round of the Safer Streets Fund. Under the programme, Brighton & Hove City Council could benefit from a share of £150 million of new funding made available through the Conservative Government's Safer Streets Fund. All local authorities are encouraged to apply.

This additional funding from the fourth round of the Safer Streets Fund will go towards measures proven to tackle neighbourhood crime, violence against women and girls, and anti-social behaviour. This will help to prevent potential

perpetrators committing crimes in the first place, improving the safety of our streets and helping our communities to flourish as we build back safer. The Safer Streets Programme provides funding to areas most affected by crime and anti-social behaviour and will allow local authorities, civil society organisations and police and crime commissioners to bid for up to £500k per year for each project. The latest round of the fund targets neighbourhood crime, violence against women and girls and – for the first time – anti-social behaviour.

All local authorities to encourage to apply for the fourth round of funding that will have a transformative effect on the safety of people in their local communities.

Projects from previous rounds of funding have made a huge impact on local communities across the country. Funding has been used to improve the security for thousands of homes that were vulnerable to burglary with alleyway gates installed to prevent an easy escape for offenders. Other projects across the country have focused on setting up neighbourhood watch groups, increased CCTV and introducing wardens to undertake community engagement and train members of the public in crime prevention – demonstrating levelling up in action.

Under the last Labour administration, Brighton and Hove City Council declined an opportunity to apply for funds in Round 1 of the Safer Streets Fund. This oversight led to our funding being lost and allocated elsewhere. The oversight occurred during the 2019/20 municipal year. Brighton and Hove City Council was contacted by the Office of the Police and Crime Commissioner and offered an opportunity to participate in a joint Sussex bid for Round 1 of the Government's Safer Streets Fund. Brighton and Hove had been identified by the Office of the PCC as statistically the area most in need of crime prevention infrastructure. Despite this ranking and offer, Brighton and Hove City Council did not choose to participate in the joint bid. As a result our City missed out on funding, which went to Eastbourne and Hastings Councils which did progress applications and were awarded £893,366.

The Council is getting a reputation in the public eye as being soft on crime and antisocial behaviour and not treating it as a priority. There is no doubt that residents want to see this Council focus much more on safety in the public domain in this city.

It is the responsibility of the Council to provide basic infrastructure such as street lighting and CCTV in Brighton & Hove to make the public domain as safe as possible, but the Council has fallen so far behind compared to other local councils.

Central Brighton recently ranked 8th highest for reported crime of 33,000 areas across the England and Wales according to a national analysis of crime reports, with Pavilion Gardens and surrounds recording seven incidents of rape in three years. There have also been 100 incidents of drink spiking across the wider county over a 10-month period, many in Brighton and Hove.

Can the Chair:

- a) Provide an assurance that Brighton and Hove City Council will prioritise submitting a full application to Round 4 of the Safer Street Fund?
- b) Advise whether the Council currently has a standing list of priority areas which needs Safer Streets Funding which it can call upon when funding opportunities arise? If so, can the Chair provide a copy of this list?

Reply from Councillor Osborne / Powell, Joint Chair of the Tourism, Equalities, Communities & Culture Committee

(23) Councillor Peltzer Dunn

A259 cycle lane decision

Now that the Administration has voted to reduce the westbound A259 down to a single lane road, will the Chair:

- a) Undertake to publish detailed air quality readings taken at least one point in the vicinity of The Hove Lagoon and the Wharf Road junction prior to the implementation of the scheme in order that readings taken subsequent to the completion of the scheme can provide a sound base for judging the environmental impact of the scheme?
- b) Advise the Council if any traffic levels have been taken in any of the roads running south to north from the A259 to New Church Road?
- c) If so will he publish the same and if not will he give the reasons for why no such information was deemed appropriate prior to the decision to proceed bearing in mind the potential environmental effect on residential areas within the area?

Reply from Councillor Davis / Heley, Joint Chair of the Environment, Transport & Sustainability Committee

(24) Councillor Nemeth

Welcome Back Fund

Five streets in Brighton & Hove – Boundary Road, Portland Road, George Street, London Road and St James’s Street – were selected as recipients of approximately £300,000 funding through the Welcome Back Fund.

Please provide a breakdown of (i) expenditure to date and (ii) proposed expenditure for (a) Boundary Road, (b) Portland Road, (c) George Street, (d) London Road and (e) St James’s Street.

Reply from Councillor Mac Cafferty, Leader of the Council

(25) Councillor Mears

Unanswered Question

Please can I have an answer to my question asked at the Policy & Resources committee 2 December 2021 and followed up on 27 January 2022.

Reply from Councillor Mac Cafferty, Leader of the Council

(26) Councillor Childs

Free bus travel for young people

What would the cost to the council be to provide free bus travel to children and young people under 18 and in full time education who live in the city?

Reply from Councillor Davis / Heley, Joint Chair of the Environment, Transport & Sustainability Committee

(27) Councillor Childs

Ukrainian refugees

How many Ukrainian families will the Council agree to house and host, and will they commit to a minimum number?

Reply from Councillor Gibson / Hugh-Jones, Joint Chair of the Housing Committee

(28) Councillor Childs

Wheelie bins

Will the council commit to consult with residents in future before introducing wheelie bins or changing receptacle types?

Reply from Councillor Davis / Heley, Joint Chair of the Environment, Transport & Sustainability Committee

(29) Councillor Childs

Urban fringe

Can the Council please summarise any legal reasons that would prevent or impede the transfer of council owned urban fringe land to charities or community interest companies for use and public accessible land?

Reply from Councillor Mac Cafferty, Leader of the Council

(30) Councillor Childs

Free swimming

The council provides free swimming to children and young people after school hours during the week, but pools are often closed to the public as a consequence of private swimming lessons. What measures will the council take to ensure that genuine access is provided for free swimming, and will they commit to ensure that private lessons do not prevent access to general swims after 3pm on weekdays?

Reply from Councillor Davis / Heley, Joint Chair of the Environment, Transport & Sustainability Committee

(31) Councillor Wilkinson

Disability Access:

The recent news that a planned lift for people with disabilities has been delayed on a development in Hove and in violation of a planning condition has raised the issue of access for disabled people in our city. The Equality Act 2010 states that treating someone with a protected characteristic – in this instance disabled people who can't use stairs – less favourably than others, is direct discrimination. Can the Chair of the Health & Wellbeing board inform if the City Council has a Disability Access Officer and if not, does she agree that such a role would benefit the health and wellbeing of our disabled community and improve awareness of their needs when moving around the city?

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

Brighton & Hove City Council

Council

Agenda Item 95

Subject: **Pay Policy Statement 2022/23**
Extract from the proceedings of the Policy & Resources
Committee meeting held on the 24 March 2022

Date of meeting: **7 April 2022**

Report of: **Executive Director for Governance, People & Resources**

Contact Officer: **Name: Lisa Johnson**
Email: lisa.johnson@brighton-hove.gov.uk

Ward(s) affected: **All**

For general release

Action Required of Council:

To receive the report from the Policy & Resources Committee for consideration and the recommendations for approval.

Recommendation: That the adoption of the Pay Policy Statement for 2022/23 attached at Appendix 1 to the report be approved.

Brighton & Hove City Council

Policy & Resources Committee

4.00pm 24 March 2022

Hove Town Hall - Council Chamber

Minutes

Present: Councillor Mac Cafferty (Chair) Druitt (Joint Deputy Chair), Gibson (Joint Deputy Chair), Allcock (Joint Opposition Spokesperson), Appich (Joint Opposition Spokesperson), Bell (Group Spokesperson), Clare, Evans, McNair and Moonan

Also present: Dr Anusree Biswas Sasidharan, Standing Invitee

Part One

120 PAY POLICY STATEMENT 2022/23

120.1 This item was agreed without discussion.

120.2 **RESOLVED:** That the Council be recommended to approve the adoption of the pay policy statement for 2022/23 attached at Appendix 1 to the report.

The meeting concluded at 7.20pm

Subject:	Pay Policy Statement 2022/23		
Date of Meeting:	7 April 2022 24 March 2022 – Policy & Resources Committee		
Report of:	Executive Director, Governance, People & Resources		
Contact Officer:	Name:	Wendy Jepson	Tel: 01273 295088
	Email:	wendy.jepson@brighton-hove.gov.uk	
Ward(s) affected:	All		

FOR GENERAL RELEASE**1. PURPOSE OF REPORT AND POLICY CONTEXT**

- 1.1 The Localism Act 2011 requires local authorities to produce a pay policy statement to be approved by Council annually before the start of the financial year to which it relates. The aim is to increase accountability, transparency, and fairness in the setting of local pay.
- 1.2 The pay policy statement:
- sets out the council's policies on a range of issues relating to the pay of its workforce, particularly its senior and lowest paid staff;
 - summarises the parameters within which staff are paid;
 - describes the parameters being governed by a local pay framework set with reference to national terms and conditions, and nationally agreed pay awards.
- 1.3 The provisions in the Act do not seek to determine what decisions on pay should be taken, or what policies should be in place, but they do require councils to be open about their policies and how decisions are made.
- 1.4 This report asks the Policy & Resources Committee to recommend to Council the attached pay policy statement for adoption from 1st April 2022.
- 1.5 This report and the revised pay policy statement do not relate to ongoing work to review the Council's pay structure and associated issues which is in discussion with the Council's recognised Trade Unions.

2. RECOMMENDATIONS:

- 2.1 That the Policy & Resources Committee recommends to Council the adoption of the pay policy statement for 2022/23 attached at Appendix 1.

3. CONTEXT/ BACKGROUND INFORMATION**The Pay Policy Statement**

- 3.1 The Localism Act 2011 requires local authorities to produce and formally approve an annual pay policy statement prior to the year to which it relates. The statement for 2022/23 is attached at Appendix 1. The council may amend its statement by resolution of Council if required during the year.
- 3.2 Schools' staff fall outside the scope of this legislation. Individual governing bodies are responsible for setting and updating their own Schools' Pay Policy each year.
- 3.3 The guiding principles for the council's pay policy are set out in the 'Aim' section of the statement. The council has adopted national terms and conditions, and these provide scope for local determination on grading structures and pay lines, as well as the ability to negotiate on working pattern allowances. Local authorities have the ability to determine their pay lines and grading structures and payments over and above basic pay.
- 3.4 Chief Officers, for the purpose of this legislation, are those who report to the Chief Executive and those who report to posts reporting to the Chief Executive i.e. deputy chief officers (aside from support roles).
- 3.5 The statement must provide a definition of lowest-paid employees adopted by the council for the purposes of the statement and include the council's policies relating to the remuneration of chief officers, payments to chief officers on leaving, and the publication of information on the remuneration of chief officers. The pay policy statement provides links to our existing policies on redundancy, retirement, and other compensation payments. These policies set out who is responsible for decisions on such payments.
- 3.6 The council's pay policy statement provides that decisions in relation to permanent recruitment to posts which attract a total remuneration package above the £100,000 threshold will be referred to the Appointments & Remuneration Panel for consideration and recommendation to the Chief Executive. In this way, it is ensured that adequate systems are in place to ensure value for money. The same provision is made regarding severance packages above £100,000, with the Chief Executive having authority to agree a severance package above £100,000 where the severance package has been recommended by the Appointments & Remuneration Panel. In accordance with Statutory Guidance, this figure does not include amounts that may be payable by virtue of any enactment e.g. redundancy retirements where payment is in line with legal requirements and normal council policy.
- 3.7 All other severance packages are scrutinised by an officer Compensation Panel comprising the Head of Human Resources, the Monitoring Officer and the s151 Officer (or their deputy). The Compensation Panel makes recommendations to the relevant Executive Director responsible for the severance package. The council's external auditors are also consulted about the value for money of any potential offers to Chief Officers. Compensation packages in excess of £100,000 which relate to the Chief Executive will be referred to the Policy & Resources Committee for approval.
- 3.8 There have been no further updates from the Government following the revocation in February 2021 of the Restriction of Public Sector Exit Payment Regulations

2020. HM Treasury have indicated that they will bring forward proposals to tackle unjustified exit payments and it is anticipated that the cap or similar will be re-introduced in some form. The Council will monitor the situation and review its policies once full details and implications are known.

- 3.9 The Localism Act 2011 does not require specific numerical data on pay and reward to be published as part of a council's pay policy statement. However, statutory guidance made under section 40 of the 2011 Act suggests that consideration be given to how the pay policy statement fits with data on pay and reward that councils are already required to publish on their websites, under the [Local Government Transparency Code](#) and by the [Accounts and Audit Regulations 2015](#). The data published is in an accessible format according to the guidance contained in the aforementioned publications.
- 3.10 The council publishes pay data annually in accordance with the Local Government Transparency Code. The majority of this information is published as soon as possible after the start of the financial year. However, information required in line with the Accounts and Audit Regulations 2015 is published in May each year in an unaudited format, and then the fully audited accounts are published in July each year.
- 3.11 The Localism Act 2011 requires authorities to explain what they think the relationship should be between the remuneration of its chief officers and its employees who are not chief officers. The pay multiple is calculated using the median pay of all employees within the scope of the Pay Policy Statement as a multiple of the Chief Executive's salary. This method is in line with the Hutton report on Fair Pay, which is referred to in the 'Openness and Accountability in Local Pay' guidance. For the financial year 2020/21, the pay multiple was 5.3 to 1. This is recalculated after the end of the financial year and published on the council's website as part of our pay data. The pay multiple is calculated using the definition contained in the Local Government Transparency Code, i.e. the ratio between the highest paid employee (usually the Chief Executive, as is the case with Brighton & Hove) and the median salary across the workforce (excluding school staff).
- 3.12 The pay multiple for 2021/22 is yet to be calculated. This will take into account the pay award for 2021/22 which was not yet agreed at the time this Policy was prepared, and any other changes the Council makes with regard to the forthcoming discussions about the lowest pay scale.

The pay policy statement, when published on our website, will contain hyperlinks to related information. This will include reference to the separate pay policy for directly employed teachers at the council.

- 3.13 Additional proposals to require high public sector earners to repay exit payments if they return to the sector have previously been consulted on but there has been no further indication of when or if they might be implemented. The Council will monitor the situation and review its arrangements once full details and implications are known.
- 3.14 The Real Living Wage for council employees will increase to £9.90 per hour with effect from 1st April 2022: an increase of 4.21%.

- 3.15 The pay policy does not yet cover the Gender Pay Gap reporting for the period of March 2021, this will be added once the report has been prepared. However, the information published on 6 May 2021 for the March 2020 reporting period is shown below. Driven by The Equality Act 2010 (Specific Duties and Public Authorities) Regulations 2017 reporting period for March 2020 shows that on average female employees earn 6.1% more than male employees, and that using the median as a measure, female employees earn 2.5% more than male employees.

4. ANALYSIS & CONSIDERATION OF ANY ALTERNATIVE OPTIONS

- 4.1 Section 39(1) of the Localism Act 2011 requires the Council to approve its Pay Policy Statement, while section 39(5) requires that it publish its Pay Policy Statement as soon as reasonably practicable after approval. This report and the Pay Policy Statement are considered to achieve the appropriate levels of transparency and to comply with relevant guidance.

5. COMMUNITY ENGAGEMENT & CONSULTATION

- 5.1 The purpose of this pay policy statement is to provide transparency regarding how local decisions on pay are made. There will be no separate consultation, however trade unions have been made aware of the contents.

6. CONCLUSION

- 6.1 It is a requirement of the Localism Act 2011 that Members are consulted prior to the publication of the Pay Policy Statement. It is therefore recommended that Policy & Resources Committee approve this report and recommend that full Council formally approve the Pay Policy Statement 2022/23.

7. FINANCIAL & OTHER IMPLICATIONS:

Financial Implications:

- 7.1 The annual pay policy statement supports good governance and allows benchmarking comparisons with other local authorities to assess Value for Money.
- 7.2 The pay assumptions included within the budget for 2021/22 have been updated to reflect the final offer from the employers' side of 1.75%, together with the Real Living Wage 2021/22 uplift. Similarly, the employers' side final offer for the Chief Officers (JNC) pay award of 1.5% has been incorporated. These offers have been rejected by the Trades Unions and are subject to further negotiation.
- 7.3 The council's budget for 2022/23 includes provision for the Real Living Wage uplift to £9.90 per hour from 1st April 2022. In total, the 2022/23 budget includes provision of over £7.5m for changes to pay including:
- An assumption of a 2% NJC pay award in 2022/23 based on the government's long-term projections for the UK GDP deflator;
 - An increased Market Supplement for Children's Social Workers;
 - Provision for City parks and City Clean pay and grading increases following a re-evaluation of roles and duties;

- Provision for revision to the council's minimum pay and grading, and;
- Provision for the cost of resolving last year's industrial dispute.

Finance Officer Consulted: Nigel Manvell

Date: 16/02/2022

Legal Implications:

- 7.4 This Pay Policy Statement complies with the requirements of s38 of the Localism Act 2011 and statutory guidance issued pursuant to it.
- 7.5 It is a requirement of section 39(1) of the Localism Act 2011 that the Pay Policy Statement be approved by full Council.

Lawyer Consulted: Elizabeth Culbert

Date: 14.02.22

Equalities Implications:

- 7.6 The publication of a pay policy statement increases transparency over pay and promotes fairness.

Sustainability Implications:

- 7.7 None.

Any Other Significant Implications:

- 7.8 The pay policy statement provides local taxpayers with information on how the council makes local decisions on pay and thus provides greater openness and transparency to assist the public to assess value for money.

SUPPORTING DOCUMENTATION

Appendices:

1. Appendix 1: Pay Policy Statement 2022/23

Documents in Members' Rooms

None

Background Documents

None

Brighton & Hove City Council Pay Policy Statement

1 Aim

Brighton & Hove City Council wants to ensure that the City and its residents receive high quality services and excellent value for money. In the context of the significant budget challenges that the council faces, pay levels need to be set at a level that will enable the council to attract and retain high calibre individuals while remaining prudent in its use of public funds.

To achieve this, the council requires a workforce that is conscientious, professional, and reliable at all levels and which has the relevant up-to-date skills and knowledge to deliver high quality services to the residents of and visitors to Brighton and Hove.

The council depends on a high calibre senior management team able to provide leadership and to work in close partnership with other private, public and voluntary agencies across the City. The senior team need to work with partners to assess and understand the level of need across the City and to commission and deliver services. At the same time, they need to be able to lead change programmes and reduce costs to deliver better outcomes for customers. An innovative, skilled and experienced workforce is vital to the delivery of our vision and this is at the heart of our pay policy. This principle applies from the lowest to the highest paid employee.

Whilst recognising the market rates for pay and seeking to attract the best talent, the council seeks to ensure that pay policies are based on fairness and equality and allow the workforce to live healthy and happy lives. The council has introduced the 'Real Living Wage' and is working to address low pay and ensure that the pay gap between the highest and the lowest paid is appropriate and justified. The pay multiple between the Chief Executive and the median earnings of the rest of the workforce will be published annually on the council's website.

2 Scope

This document complies with the council's statutory responsibility to produce a pay policy statement annually pursuant to s38(1) of the Localism Act 2011. This policy statement requires approval by full Council. The council wishes to ensure that local taxpayers are able to take an informed view on all aspects of the council's remuneration arrangements and the pay policy statement will be published on the council's website.

The statement applies to all employees of the council and 'casual workers', except for those staff based in schools and apprentices throughout the council.

3 Definitions

For the purposes of the pay policy statement the following definitions will apply:

- Brighton & Hove City Council defines its lowest paid employees as those who are paid on the lowest spinal column point of its [grading structure](#). This is the real 'Living Wage' and is applied to casual workers as well as employees. A full-time post is based on a 37-hour week. Under the terms of the revised national pay spine, (which came into effect in April 2019) the real 'Living Wage' will equate to the bottom Spinal Column point of the new national pay spine.
- Chief Officers, for the purpose of this legislation, are those who report to the Chief Executive and those who report to posts reporting to the Chief Executive i.e. deputy chief officers (aside from support roles).

Senior Structure

For the purposes of this pay policy statement the Executive Leadership Team comprises the following posts:

- Chief Executive;
- Executive Director Families, Children & Learning (incorporating Director of Children's Services (DCS) role);
- Executive Director Health and Adult Social Care (incorporating Director of Adult Social Services (DASS) role);
- Executive Director of Economy, Environment and Culture;
- Executive Director, Governance, People & Resources; and
- Executive Director of Housing, Neighbourhoods and Communities.

The Executive Leadership Team also includes the Chief Finance Officer and Director of Human Resources & Organisational Development who report to the Executive Director, Governance, People & Resources.

The Extended Executive Leadership Team comprises members of the Executive Leadership Team and Assistant Directors ([Link to structure chart](#)). [The Leadership Network for the council comprises the Chief Executive, Executive Directors, Assistant Directors and those that report to them and are on a senior management grade \(M7 and above\).](#)

National Pay and Conditions

There are a number of national agreements produced through collective bargaining arrangements for different groups of local government staff. The main negotiating bodies relevant to our workforce and their scope are listed below. Brighton & Hove City Council operates these national conditions as amended by local agreements.

The National Joint Council (NJC) for Local Government Services negotiates collective agreements on pay and conditions for local authority employees who are not covered by other specialist negotiating bodies (e.g. teachers).

The Joint Negotiating Committee for Chief Officers of Local Authorities (JNC) covers the pay and conditions for Chief Officers as well as other members of ELT and Assistant Directors.

The Soulbury Committee negotiates the pay and conditions for advisory staff in local education authorities (LEAs), such as: educational improvement professionals (previously advisers and inspectors) and educational psychologists.

The Joint Negotiating Committee for Youth and Community Workers covers the pay and conditions of youth and community workers.

4 Governance

The Policy & Resources Committee is responsible for setting policy on pay and conditions of employment within Brighton & Hove City Council. The council has adopted the National Joint Council terms and conditions for local authority staff as amended locally. Chief Officers, including the Chief Executive, are mainly employed on nationally negotiated JNC terms and conditions but their pay is determined locally. A minority of Chief Officers are employed on NJC terms and conditions, but similarly their pay is determined locally.

The relevant sub-committee, committee or the Chief Executive approves the appointment of staff in accordance with the Officer Employment Procedure Rules. The council has adequate systems in place through the Appointment & Remuneration Panel to ensure value for money.

The Appointments and Remuneration Panel may also be consulted for its views in connection with the statement of pay policy as defined in the council's Constitution. The policy in respect of the remuneration of interims and consultants is set out under paragraph 20 below.

5 Grading Structure

The council uses a recognised, analytical job evaluation scheme to ensure that there is an objective process for determining the relative size of jobs and thus allocating jobs to the appropriate grade. This is used for all posts, apart from those of the Chief Executive and Executive Directors and staff employed on Soulbury and Youth Worker conditions of service. The current pay and grading structure was implemented during 2010.

6 Progression

All posts, apart from that of the Chief Executive are employed on grades containing spinal column points. All employees (other than the Chief Executive) progress through their grade each year (subject to satisfactory performance), rising by one incremental point, until they reach the maximum point of the grade. Pay awards for NJC and JNC staff are negotiated nationally. [NJC and JNC grades](#). Where a member of staff is the subject of formal disciplinary and capability processes, increments may be withheld.

Employees may be accelerated up the pay grade by a maximum of two spinal column points to recognise exceptional performance. Link to [Additional Payments Policy](#).

7 Remuneration on Appointment

Staff are usually appointed on the minimum spinal column point of the grade. However, where there are difficulties recruiting to a post or where an individual can demonstrate

significant valuable previous experience, appointment may be agreed at a higher spinal column point within the grade.

The Chief Executive is required to consult the council's Appointments & Remuneration Panel on the appropriate starting salary for any new permanent Executive Leadership Team appointments or any other proposal to offer a permanent appointment with a salary package of £100,000 or more.

8 Chief Executive

The Chief Executive's salary is set to ensure that it is competitive when compared to roles of similar size and complexity elsewhere and with regard to the challenges, additional hours and working arrangements required to achieve the requirements of the role. The salary is on a single fixed salary point. Nationally negotiated cost of living awards are applied.

The Chief Executive is entitled to receive a fee as set by the Ministry of Justice for acting as the local returning officer for elections. ([Link to actual earnings and earnings forecast for 2021/22](#))

Full Council is required to approve the appointment of the Chief Executive following the recommendation of such an appointment by the Appointment & Remuneration Panel.

9 Executive Leadership Team

The pay and grading of the Executive Leadership Team is determined by the requirements of the role and by reference to the labour market for roles of a similar size and complexity. Executive Directors progress to the next point of their grade scale subject to satisfactory performance in the role as determined by the Chief Executive Officer. Once at the top of the scale they continue to receive the JNC nationally negotiated cost of living awards. ([Link to actual earnings and earnings forecast for 2021/22](#))

10 Assistant Directors

The pay structure for posts at this level ensures the council is able to attract and retain staff with the suitable skills and experience to deliver the council's many services. Nationally negotiated cost of living awards are applied.

11 Additional Payments

In order to ensure sufficient flexibility to reward staff who are undertaking additional responsibilities, the council's policy on [Additional Payments](#) provides for Acting Up payments or a one-off Honorarium Payment to be made in specific circumstances.

12 Market Supplements

The Council may pay a market supplement, in accordance with the council's market supplement policy, where there are proven shortages of individuals with particular skills and experience.

13 Travel and Expenses

The Council is committed to becoming a carbon neutral city and promoting healthy and sustainable travel. This means that when employees are required to travel, they should be aware of choosing the most cost-effective, efficient and sustainable ways of travelling, both to and from work and within the working day.

Staff should first ensure that travel is necessary and that the intended outcome could not be achieved by other means, such as email or telephone or video-conferencing. Where travel is necessary, staff should make optimum use of diary planning to minimise the number of business travel journeys made and should explore walking, cycling, public transport options before using a car.

Where authorised to do so, employees are entitled to be reimbursed for mileage they incur whilst discharging their official duties. This does not include mileage to or from home to their normal place of work. The rate of [reimbursement](#) will depend on the engine size of their car, while other rates are applicable where motorbikes and bicycles are used for this purpose. Employees who have to use public transport to travel for their role are entitled to reclaim the costs of the transport under the council's expenses policies.

14 Working Pattern Allowances

The council introduced its current allowance scheme for those employed on NJC terms and conditions on the 01 October 2013; these allowances reward employees who work outside the council's standard working week, which is Monday to Friday between 6am to 8pm each day. Working outside of these standard times will attract an enhancement to the hourly rate. Details can be found in the Employee Rights & Responsibilities document.

15 Annual Leave

Annual leave entitlements vary according to the terms and conditions of employment. [Annual leave entitlements](#) are published on the Council's website.

16 Pension Scheme

Membership of the Local Government Pension Scheme is subject to the rules of the scheme and contribution rates are set by legislation ([Link to rates on ESCC Website](#)). Where individuals are already in receipt of a local government pension, they are subject to the rules on abatement of pension within the scheme.

17 Redundancy, Retirement and other Compensation Payments

The council's approach to dismissals on the grounds of redundancy or efficiency of the service and in the case of early retirement can be found in the following policies on our website: [Redundancy, Retirement and other Compensation Payments policy statement](#) and [Retirement at Brighton & Hove](#).

It is the council's policy that employees who accept a financial package on voluntary termination of their employment with the council are not re-employed or engaged as a self-employed contractor or through an agency for a minimum period of two years; details of this policy can be found in the [Re-Employment of Employees policy](#)

In exceptional circumstances, the council will agree to settle a claim or potential dispute upon the termination of employment by way of a compensation payment. In this situation, an officer panel comprised of the Director of Human Resources & Organisational Development (or their delegate), the Monitoring Officer (or their deputy) and the S151 Chief Finance Officer (or their deputy) will review a business case prepared by the relevant Chief Officer. While the officer panel will scrutinise the business case and may endorse it, make recommendations regarding it or advise against it, responsibility for the final decision remains with the relevant Chief Officer.

In the case of Chief Officers, other than those who are members of the Executive Leadership Team, and in any case where the proposed total payment is £100,000 or more, the Chief Executive may approve the severance package where the package has been recommended by the Appointments & Remuneration Panel. The council's External Auditor is also consulted about any potential offers to Chief Officers. Compensation packages in excess of £100,000 which relate to the Chief Executive will be referred to Policy & Resources Committee.

18 Pay Protection

In cases where an employee is redeployed into a lower graded role due to their original role being made redundant, the annual protection payment will be the difference between the employee's normal contractual pay in the former post and the normal contractual pay of the new post in year 1; and in year 2 it will be 75% of this value. After which the employee will be paid at the top of the grade for the role they've been redeployed into.

An employee will have the amount of their protection re-calculated should their pay details change at any point during the protection period so that their amount of pay does not exceed the pay they received in the role they were made redundant from.

19 Job Evaluation

The council grades all NJC and JNC roles using a job evaluation scheme to ensure roles of equal value are paid equitably. The council's allowance scheme sets out circumstances where individuals are entitled to payments beyond their basic grade.

20 Remuneration of Staff – Contract for Services

Individuals employed on a contract for services will be paid at a rate consistent with the pay of directly employed staff performing a comparable role and will consider where relevant, a premium to take into account any relevant market factors. It is the council's policy to minimise the use of consultants wherever possible and the approval of the Chief Executive is required prior to any commitment to expenditure on consultants in excess of £10,000.

21 Remuneration of Staff – Publication of Information

The council publishes details of staff earnings in accordance with legal requirements on transparency. Further information is contained in the [Statement of accounts](#) in accordance with the Audit of Accounts legislation.

22 Gender Pay Gap Report

The Equality Act 2010 (Specific Duties and Public Authorities) Regulations 2017 requires all local authorities with more than 250 employees to publish gender pay gap data based on a 'snapshot' date of 31 March of the previous year to the year in which the data is published.

The gender pay gap is defined as the average pay gap between male and female staff in hourly pay. The council is required to publish the mean and median differences between male and female employees and the proportions of each gender in each pay quartile.

Further requirements stipulate the need to publish information related to bonuses received by each gender, however the council does not pay bonuses, and as such the council does not report under these headings.

The ethnicity pay gap report was published for the first time in 2021 on a voluntary basis.

For further information please see the most recent. [Gender Pay Gap Report](#)

Brighton & Hove City Council

Council

Agenda Item 96

Subject: **Homelessness and Rough Sleeping update**
Extract from the Proceedings of the Housing Committee meeting held on the 16 March 2022

Date of meeting: 7 April 2022

Report of: **Executive Director of Housing, Neighbourhoods and Communities**

Contact Officer: **Name: Shaun Hughes**
Tel: 01273 290569
Email: shaun.hughes@brighton-hove.gov.uk

Ward(s) affected: All

For general release

Action Required of the Council:

To receive the report from the Housing Committee for consideration and the recommendations for approval.

Recommendations:

That the Emergency Accommodation Charter as outlined in paragraph 3.12 of the report and included in Appendix 4, as an aspirational document and a standard against which the Council and its partners judge our policies, practices and outcomes be adopted.

Brighton & Hove City Council

Housing Committee

4.00pm 16 March 2022

Hove Town Hall, Council Chamber

Minutes

Present: Councillor Gibson (Joint Chair), Hugh-Jones (Joint Chair), Williams (Opposition Spokesperson), Barnett, Fowler, Meadows, Osborne, Platts and Phillips.

Apologies: Councillors Hills, Mears

Part One

68 HOMELESSNESS AND ROUGH SLEEPING - UPDATE

68.1 The Head of Temporary & Supported Accommodation introduced the report to the committee and gave two presentations.

Answers to Committee Member Questions

68.2 Councillor Hugh-Jones was informed that a number of other authorities are responding to re-connections and there does not appear to be a pattern as different authorities are involved at different times. It was noted that the percentage of special needs accommodation had increased over the last two years.

68.3 Councillor Platts was informed that when the Severe Weather Emergency Protocols (SWEP) is triggered the Street Services team go out and let rough sleepers know SWEP is open. It was noted that during COVID sleepers could just turn up, however, this has reverted to being sent by services. The standards of emergency accommodation were a challenge during COVID restrictions. The standards are set into contracts and the number has expanded significantly. The re-procurement of emergency accommodation will be started by the council soon. It was noted that the Street Services team generally know where rough sleepers are in the city.

68.4 Councillor Williams was informed that the emergency accommodation standards are set in all new contracts and the accommodation is inspected. It was noted that some persons have no recourse to public funds, and there is no homogenous group. The council has different powers available to support these persons in this complex area. The Councillor will receive a written response on this matter.

68.5 Councillor Gibson noted that the Emergency Accommodation Charter was not adopted, but the council are trying to align with the charter.

- 68.6 Councillor Meadows was informed that the Homeless Reduction Board (HRB) oversees the homeless strategy and reports to the Housing committee. The Councillor noted that no minutes from HRB had been seen by the committee who are the decision makers.
- 68.7 Councillor Gibson noted the HRB elements in the report which reflects the work done by the HRB. It was agreed the HRB minutes would come to the committee.
- 68.8 Councillor Williams noted that the HRB were not a decision-making body and were only advisory and they would welcome the minutes at committee.
- 68.9 Councillor Meadows was informed by the Principal Accountant that the report was for noting and therefore required no financial implications information, which is all within budget. It was noted that all grants were given before the last Housing committee. The Head of Temporary & Supported Accommodation informed the Councillor that the two hotels used for emergency accommodation were within the city. It was noted that allocations of social housing were not given straight from the street, as rough sleepers were given temporary accommodation first.
- 68.10 Councillor Platts was informed by Councillor Gibson that the emergency accommodation in Kendal Court, Newhaven, had been frozen and the investigation was ongoing. The Head of Temporary & Supported Accommodation informed the Councillor that it was possible that a person could lose the right to council housing if they turned down offers of accommodation. However, there is no enforcement and people are offered private rented accommodation, which some prefer. Customers bid on properties and only those at the end of bidding cycle who have not given good reasons for turning down properties are given the option of the private rented sector.
- 68.11 Councillor Osborne was informed that the SWEP was open at all times during COVID restrictions and operating under triggers now. The SWEP is located in one place. Once the winter provision has ended the council are looking to prevent 'second night out'. It was noted that many are re-connected, and the emergency accommodation protocol is currently in place. It was noted that those evicted under Section 21 would not always go direct to private sector. Three months support is given by the council to landlords and tenants.
- 68.12 Councillor Gibson noted that the council wanted to reduce evictions and that the in-house team were not evicting residents.
- 68.13 Councillor Meadows was informed that the Emergency Accommodation Charter was an aspirational document. The Councillor stated they would not support the recommendations.
- 68.14 Councillor Williams noted the Emergency Accommodation Charter was presented to the committee some time ago and then COVID arrived. The Councillor supported the charter.

68.15 Councillor Meadows expressed concerns that the policy of not entering street tents, where attacks or drug overdoses could not be seen, was not good for people's health. The Councillor considered an aspirational document still needs to be measured.

68.16 Councillor Gibson considered that not all documents could be measured, and the charter was a positive document.

68.17 Councillor Osborne noted that a tent officer had a welfare approach to the street community and the Homeless Bill of Rights does not encourage issues.

68.18 A vote was taken, and by 7 to 2, the committee agreed the recommendations.

68.19 **RESOLVED:**

- (1) That the update on Rough Sleeper & Single Homeless Services be noted;
- (2) That the update on the Homelessness Transformation Programme be noted;
- (3) That the contents of the Homes England Compliance Audit Report on the Next Steps Accommodation Programme be noted;
- (4) That the update requested following the Notice of Motion agreed at January Housing Committee on the action proposed to ensure homeless people and rough sleepers placed in emergency accommodation by Brighton & Hove City Council have proper support to ensure their safety and wellbeing be noted;
- (5) That the Emergency Accommodation Charter as an aspirational document and a standard against which the Council and its partners judge our policies and practices and outcomes be agreed;
- (6) That it be noted that the measurable and feasible aspects of the Charter have been embedded in our revised Emergency Accommodation specification; and
- (7) That the Charter be subject to review periodically and upon renewal of the associated contracts be agreed. Where the Charter is not embedded in the contract, this will also be kept under review with JustLife and Fulfilling lives.

68.20 **RESOLVED TO RECOMMEND:** That the Emergency Accommodation Charter as outlined in paragraph 3.12 of the report and included in Appendix 4, as an aspirational document and a standard against which the Council and its partners judge our policies, practices and outcomes be adopted.

Brighton & Hove City Council

Council

Agenda Item 96

Subject: Homelessness and Rough Sleeping update

Date of meeting: 7th April 2022
16th March 2022 – Housing Committee

Report of: Executive Director of Housing, Neighbourhoods and Communities

Contact Officer: Sylvia Peckham
Tel: 01273 293318
Email: sylvia.peckham@brighton-hove.gov.uk

Ward(s) affected: All

1. PURPOSE OF REPORT AND POLICY CONTEXT

- 1.1 Housing Committee (17th June 2020) agreed to adopt the Homelessness & Rough Sleeper Strategy 2020 – 2025 and to the formation of a member led Homelessness Reduction Board (HRB). The purpose of the HRB includes to promote homelessness reduction and prevention, to monitor and ensure delivery of strategic priorities contained in the Homelessness and Rough Sleeper Strategy and to report back to Housing Committee.
- 1.2 This paper reports back to Housing Committee on the latest updates received by HRB on the council's Homeless Transformation Programme and the work of our Rough Sleeper & Single Homeless Services. These two update presentations provided to the HRB on 22 January 2022 are contained in the Appendices to this report and outline progress on transforming the Homelessness service and provide an update on the Rough Sleeper and Single Homeless service.
- 1.3 Details of significant progress in reducing placements in Emergency Accommodation (EA), overall numbers in EA and out of borough placements are outlined in the report. Current forecasts are that two hotels will be required until June 2022 and that these costs can be met within the proposed 22/23 budget for this service.
- 1.4 The report includes an update on progress on our Rough Sleeper and Single Homeless services and our continued work with Government on securing further funding and support for verified rough sleepers in the city going forwards. The report requests committee note the contents of the Homes England Compliance Audit Report on the Rough Sleeper Accommodation Programme (RSAP).
- 1.5 In addition, the report confirms that the Emergency Accommodation Charter developed by Justlife and Fulfilling lives, has been reflected and embedded within the new specification for emergency accommodation where it is measurable and practical in contract terms. This specification will shortly be tendered. Those items in the Emergency Accommodation Charter that are

not measurable and therefore difficult to incorporate and monitor within a contract, have been noted for the upcoming tender.

- 1.6 At January 2022 Housing Committee a Notion of Motion as amended requested a report “on the action proposed to ensure homeless people and rough sleepers placed in emergency accommodation by Brighton & Hove City Council have proper support to ensure their safety and wellbeing”. The response to this is contained in the body of this report.

2. RECOMMENDATIONS:

Housing Committee:

- 2.1 Note the update on Rough Sleeper & Single Homeless Services.
- 2.2 Note the update on the Homelessness Transformation Programme.
- 2.3 Note the contents of the Homes England Compliance Audit Report on the Next Steps Accommodation Programme
- 2.4 Note the update requested following the Notice of Motion agreed at January Housing Committee on the action proposed to ensure homeless people and rough sleepers placed in emergency accommodation by Brighton & Hove City Council have proper support to ensure their safety and wellbeing.
- 2.5 Agree the Emergency Accommodation Charter as an aspirational document and a standard against which the Council and its partners judge our policies and practices and outcomes.
- 2.6 Note that the measurable and feasible aspects of the Charter have been embedded in our revised Emergency Accommodation specification.
- 2.7 Agree that the charter be subject to review periodically and upon renewal of the associated contracts. Where the Charter is not embedded in the contract, this will also be kept under review with JustLife and Fulfilling lives.

That Housing Committee recommends to Full Council:

- 2.8 To adopt the Emergency Accommodation Charter as outlined in paragraph 3.12 and included in Appendix 4, as an aspirational document and a standard against which the Council and its partners judge our policies, practices and outcomes.

CONTEXT/ BACKGROUND INFORMATION

Homeless Transformation Programme

- 3.0 To support the corporate priority of reducing homelessness and rough sleeping, and to embed the transfer of the rough sleeper and single homeless service into Housing, a Homelessness Transformation programme is underway to focus on the aims of:
 - reducing use of emergency & temporary accommodation
 - improving the customer experience.
 - prevention of homelessness.

- support and new pathways.
- improved data and systems to support service development.

This is further outlined in the Transformation presentation in Appendix 1.

3.1 Significant progress has been made, in particular with our overall Emergency Accommodation (EA) reduction plan:

- Reducing placements in EA – 160 -per calendar month as of July 2021 month to 42 placements per month as of January 2022.
- Reducing numbers in EA – 817 as of 4th May 2021 (highest point) to 653 as of 3 March 2022.
- Reducing numbers placed out of borough (in Lewes DC & Eastbourne BC) – 314 as of 26th February (highest point) to 142 as of 4 March 2022.

The council has for many years had to use some emergency short term accommodation outside the city due to the capacity of the market within the city. However, as previously reported, following the outbreak of the pandemic and the increasing need for emergency accommodation, we have worked hard to identify additional accommodation within the city. We have now managed to reduce numbers to pre-pandemic levels of placements outside of the city as we reduce our overall need for Temporary and Emergency accommodation with our refocus on prevention.

The remaining number of people that need to be moved on from those accommodated under pandemic provisions, as of 27th February 2022 is 50 which is a significant achievement. This reduction is contained within the overall reduction of homeless households in emergency accommodation as set out in the Transformation presentation contained in Appendix 1. It is important to note that the Council has been successful in enabling just under 800 of the additional households accommodated during the covid pandemic to move on during the period of the pandemic.

However, while the focus has been on moving those accommodated during the pandemic, and more latterly on reducing down the use of emergency accommodation, there still remains a need for 47 units of additional emergency accommodation in two hotels until June 2022 when we project those figures will be reduced sufficiently to end the need for this accommodation. This can be managed within current budget.

Rough Sleeper & Single Homeless Services update.

3.2 As we prepared for Winter provision and Severe Weather Emergency Protocol (SWEP) for the Winter of 2021-22, the levels of the Omicron variant of the Coronavirus were rising. In response to this and in partnership with the Department of Levelling Up, Housing and Communities (DLUHC) provided additional funding to enable provision of 45 units of accommodation under the “Protect and Vaccinate” programme, to enable rough sleepers to have accommodation and be encouraged to be vaccinated. The funding for Protect and Vaccinate ends on 31st March 2022, and we are currently planning the move on of current occupants to align with the ending of that funding programme. Provision for clients with No Recourse to Public Funds who remain accommodated is outlined below.

3.3 This winter provision was additional to our current No Second Night Out and Off the Street offer of 79 bedspaces for rough sleepers to move from the

street. This increased the total provision to 124 units commissioned for rough sleepers and single homeless people to enable them to move off the street during the winter.

A total of 891 bed spaces are currently provided in the city for single homeless people and rough sleepers. Provision comprises:

- 79 spaces at hubs and assessment accommodation throughout the year (these include Off Street Offer and No Second Night Out)
- 45 spaces available to vulnerable rough sleepers, including those with No Recourse to Public Funds, until 31 March 2022 under 'Protect and Vaccinate'
- 25 Beds within EA for restricted eligibility/NRPF under winter provision which covers until 31 March 2022.
- 469 units of supported accommodation for adults (ranging from low through to high complex needs and includes 30 units in female-only accommodation)
- 145 units of supported accommodation for young single people and young parents
- 122 units of mental health supported accommodation
- 6 hospital step-down beds for homeless clients being discharged from hospital
- The Severe Weather Provision shelter is open to all when temperature drops to 'feels like' 0 degrees or in response to an Amber Weather Warning
- We are in the process of increasing Housing First stock to 90 units of housing led support for entrenched rough sleepers

- 3.4 The numbers of people sleeping out is reducing. Following the last official count of rough sleepers which took place in November 2021, the number of people found to be rough sleeping in Brighton & Hove had reduced significantly in comparison with figures prior to the Covid 19 pandemic.

In 2019 there were 88 people sleeping rough compared to 37 in the official count in November 2021. This is a reduction of over 50% which is a significant achievement and has put us in a good position to end the need to rough sleep, in line with the council and government priorities.

In 2020, due to the lockdown, it was not possible to undertake a full count and instead a smaller count was taken, and an estimate made of the full number which was estimated at 27. We are pleased that we could conduct a full count in November 2021 to have more accurate data.

An intelligence count was conducted in January 2022 which is a combination of a partial count supplemented by intelligence from the Street Services Outreach Team. This counted 9 people bedded down which indicates a downward trend.

During the initial and early stages of the outbreak of the pandemic the government guidance was for local authorities to make accommodation available for all people who would otherwise be rough sleeping and also for those living in shared dormitory style accommodation so as to contain the spread of infection, on public health advice. This ceased as restrictions relaxed but in December 2021 with the upsurge of the Omicron variant and

following government advice, accommodation was provided under a Protect and Vaccinate programme which has been very successful in Brighton and Hove. This will cease at the end of March 2022.

In line with the national government's stated aim to end rough sleeping by the end of this parliament and the Council's priorities, the approach going forwards is focused on prevention of homelessness where possible, and to adequately support and intervene where it is not possible; with a view to moving on when stable as people recover.

- 3.5 In addition to HRA budget funding for 18 units, under the Rough Sleepers Accommodation Programme (RSAP) 21-22 funding previously reported to Housing Committee, enabled the purchase of an additional 12 new homes to be used for Housing Led Support for rough sleepers with complex needs to bring the total to 30, (20 in 2021/22 and 10 in 2022/23) as at 15th February 2022, a total of 25 offers have been made to purchase accommodation, of which 14 are now completed with 9 of those ready to let.
- 3.6 The RSAP also awarded funding towards purchasing a further 30 properties under 10-year leases for Rapid Rehousing scheme aimed at lower need rough sleepers. As of 15th February 2022, we have completed on 8 properties and are on track to deliver the remainder by early April 2022.
- 3.7 In order to maximise available capacity in the accommodation commissioned to move rough sleepers off the street, the council is working with NSNO and Off the Street Offer providers to achieve swift move on for clients of these services into more settled accommodation. These move on pathways encompass support and funding to: -
- assistance to move from supported accommodation into private rented accommodation thereby freeing up supported accommodation for those who need to move in.
 - Increase in Housing First under NSAP by 30 units to create a total of 60.
 - A further 30 units of Housing Led support will be delivered across 21/22 and 22/23(18 funded via Housing Revenue Budget and 12 via RSAP)
 - 30 units acquired under 10-year leases for a Rapid Rehousing Scheme for rough sleepers who have a lower support need.
 - 40 bedspaces in HMOs have been delivered with support for low to medium level of needs.
 - In addition, there are moves to social housing which stalled during the pandemic as previously reported to Housing Committee is now increasing at a steady rate.
- 3.8 However, there remain significant challenges that we are focusing on. We are working with our advisors at DLUHC to revise our Action Plan aligned with the Homelessness and Rough Sleeper Strategy, to build on the work undertaken during the covid pandemic and develop the broad partnerships with public health; the voluntary and faith sector to find tailored solutions to anyone who has, is, or will, sleep rough. To assist with planning provision DLUHC have confirmed the next round of Rough Sleeper Initiative Funding (RSI) will be for 3 years instead of one year. This will cover the period from April 2022 to March 2025.

3.9 There are a number of strands of funding provided by DLUHC in 2021-22. The funding comprises:

- Homelessness Prevention Grant,
- RSI grant
- Ex Offender PRS access grant.
- Protect and Vaccinate funding of £451,313 which comprised £399,616 for accommodation and £51,697 for health to undertake vaccinations
- Winter pressure funding to provide accommodation for rough sleepers over the winter of £86,000

This funding expires 31st March 2022.

In addition, there was funding under NSAP (2020/21) and RSAP (2021/22 and overflow into 2023/24) which provided capital funding to enable property purchases, with Revenue attached to deliver support for 3 years.

Funding for 2022-23

- Homeless Prevention Grant confirmed at the same rate as for 21/22
- RSI grant which will be part of a three-year settlement 2022 -2025, bid underway with outcome anticipated in summer 2022.
- AEFO (Accommodation for Ex-Offenders) is available to bid for a 6-month extension in 2022
- RSAP is available to bid for to cover 2022/23 and 2023/24.

With this funding and over the three years of RSI (22-25) funding, the Government wish to see a clear transition to a strong prevention focus and pro-active interventions rather than reactive approaches. Focus will be on transitioning provision to deliver:

1. Prevention: understanding the issues that lead to rough sleeping and providing timely support for those at risk.
2. Intervention: helping those already sleeping rough with swift support tailored to their individual circumstances.
3. Recovery: supporting people in finding a new home and rebuilding their lives.
4. A focus on systems and performance monitoring on outcomes which will inform future funding.

This aligns with our overall Homelessness and Rough Sleeper Strategy and mirrors the council's priority to reduce homelessness and rough sleeping. The outcome of the bid will not be known until the summer 2022 and will be reported to the Homeless Reduction Board who also oversee progress towards the outcomes in the strategy.

Homes England Audit

3.10 Homes England have an annual Compliance Audit programme which provides assurance that organisations receiving grant have met all of Homes England's requirements and funding conditions and have properly exercised their responsibilities as set out in its Capital Funding Guide. Standardised checks are made by provider appointed independent auditors on an agreed sample of schemes which have received Homes England funding under current and earlier affordable housing programmes.

The council was selected in Summer 2021 for an audit on the Next Steps Accommodation Programme. This applied to the purchase and repair scheme, where the council brought 30 properties. Independent auditors Grant Thornton was appointed to carry out the audit with the outcomes verified by Homes England. In January 2022 the council was notified by Homes England that the audit had received a green rating with no breaches identified.

We must ensure that the contents of the report are acknowledged by our board (or in our case Housing committee). A copy of the report is contained in Appendix three.

Notice of Motion

- 3.11 A Notion of Motion as amended was agreed Housing Committee in January 2022 which requested a report “on the action proposed to ensure homeless people and rough sleepers placed in emergency accommodation by Brighton & Hove City Council have proper support to ensure their safety and wellbeing”.

Support has been provided to people placed into emergency accommodation as follows:

- Welfare officers – Core funding was agreed previously at Policy and Resources to fund a team of Welfare officers to support residents and reduce evictions from emergency accommodation. This team has been expanded during the pandemic and now comprises 8 officers who check on all people placed into emergency accommodation at the point of placement and at regular intervals thereafter, including being on site weekly at accommodation out of the city.
- Southdown is funded from the RSI grant to provide outreach support to residents in emergency accommodation. There is also specific funding for outreach support to people placed in Lewes and Eastbourne areas.
- As part of an integrated approach to health and homelessness, Department of Health and Social Care (DHSC) have been funding 3 posts to focus on supporting homeless people in emergency accommodation and preventing a return to rough sleeping. These consist of:
 - An Out of Area Health engagement worker- supporting rough sleepers placed in out of area emergency accommodation to maintain their links with health & wellbeing services and prevent a return to rough sleeping
 - An A&E preventing admissions worker based in A&E at the Royal Sussex County Hospital. As part of their triage/assessment process, they are working to prevent potential accommodation loss due to hospitalisation/treatment services; and making referrals or securing short term accommodation placements, preventing further homelessness and rough sleeping. In the last quarter effective engagement by the A&E worker prevented four people from returning to rough sleeping and secured accommodation of a further 20 preventing homelessness and diverting them away from statutory homeless services.

- Building on this model, a MH Engagement worker started in post in January 2022, working in A&E at Millview Mental Health Hospital. The worker is triaging clients working to sustain accommodation and making referrals for placements. Expected outcomes are in line with those of the other two workers to proactively prevent people from returning to rough sleeping locally.

As part of the bid for future RSI 22-25 funding, consideration has been given to how support is best delivered going forward. A focus is to rationalise support provision to ensure it is joined up and to tackle any gaps. In addition, with the refocus on prevention and up-coming re-procurement of supported accommodation in 2023/24, a key aim is to reduce the need for emergency accommodation, and where it is needed, to shorten the period of residency before moving on to more suitable supported accommodation. Recommissioning of our supported accommodation contracts will also focus on aligning outcomes to strategic objectives, in particular enabling move on from supported housing to more settled accommodation sourced by commissioned partners.

Emergency Accommodation Charter

- 3.12 Housing Committee on 16th September 2020 received a Deputation on Emergency Accommodation concerning a proposed 'Brighton & Hove Emergency Accommodation Charter'. Committee were advised that the Charter had been developed 'to ensure a reasonable standard of accommodation is provided to homeless households who have to spend time in emergency accommodation'. The Charter set out 'expectations, aspirations and commitments' to achieve this and sought 'for this Charter to be embedded into provider contracts'. The Deputation was presented by representatives from Fulfilling Lives South East Partnership and Justlife.

The response to the Deputation from the Chair was that 'To adopt the charter would involve a decision of the full council upon the recommendation of housing committee. Before Housing committee decides on recommending the charter, Legal & Finance advice will be needed'. 'I therefore propose that one or two meetings are organised between representatives of the Temporary Accommodation Action Group, council officers, a joint chair of housing and legal advisers to firm up agreed wording that can be recommended to a future housing committee. This was agreed'.

In developing the specifications for emergency accommodation in preparation for the impending re-procurement, the Emergency Accommodation Charter has been considered and incorporated where possible. The response to the Deputation to Sept 2020 Housing Committee is reflected in the Recommendations in this Report.

- 3.13 **No Recourse to Public Funds / Restricted Eligibility.**

There are 29 individuals in emergency or off the street type accommodation as of 1st March 2022 who have No Recourse to Public Funds (NRPF) or restricted Eligibility and require a different approach as the Local Authority has very limited powers to make provision for this group. The majority, (19) are EEA nationals who can be supported to apply for settled status. We are in discussions with Faith in Action to explore the potential to provide

accommodation solutions that the community could deliver for 10 non EEA nationals.

Reconnection of people who have no local connection to Brighton and Hove

- 3.14 Reconnection of people who have no local connection to Brighton and Hove has been challenging during the pandemic. However, as restrictions have relaxed, we have been able to take a more robust approach and ensure the reconnections are of a good quality to reduce the chances of people returning to the city. To improve performance on local connection, we have established a cross agency team, which includes Housing colleagues co-located at First Base Day Centre, No Second Night Out (NSNO) and Off the Street Offer. There are potentially between 25 -35% of people within the assessment hubs who could be reconnected depending on establishing robust evidence to support a referral. We have expanded resources to enable reconnection following successful award under RSI4 and a budget to assist with expenses to enable reconnection.
- 3.15 The above measures together with the Homelessness Transformation programme will enable more focused and joined up working to improve outcomes aligned to prevention, support and move on of homeless households. Progress will continue to be reported to the Homeless Reduction Board and will be reflected in the regular performance reports brought to Housing Committee.

4 ANALYSIS & CONSIDERATION OF ANY ALTERNATIVE OPTIONS

We are working closely with advisors at DLUHC to transform services and achieve grant funding to assist.

5 COMMUNITY ENGAGEMENT & CONSULTATION

- 5.1 None at this time but we will be seeking feedback from customer, partners and providers in spring 2022 as part of a review of the service going forwards.

6. CONCLUSION

- 6.1 As we move out of the Winter and restrictions brought in under the pandemic are removed, we are continuing to focus on moving on the remaining people who were accommodated.
- 6.2 Services are being transformed to focus on reducing homelessness and rough sleeping by increasing prevention, support and review the pathways out of homelessness. This transformation also includes reducing overall numbers in emergency accommodation.
- 6.3 While focusing resources on those in clients accommodated under pandemic provisions, we retained high numbers of households to whom we owe a statutory duty in emergency accommodation. We therefore seek to extended some of the hotels while we continue to recover and transform the service to refocus on prevention and enabling move on options following resolving the covid groups. These additional hotels will be decanted and handed back over the coming months.

- 6.4 There are challenges ahead that we will continue to monitor and reflect upon through updates to the HRB and work with Government.

7. FINANCIAL & OTHER IMPLICATIONS:

Financial Implications:

- 7.1 Most of the recommendation in this report are for noting and the financial information is contained within the body of the report.
- 7.2 Paragraph 3.1 mentions the need for two emergency hotels, procured during the pandemic to continue up until June 2022. Current forecasts are that these costs can be met within the proposed 2022/23 budget for this service of £0.160m.

Finance Officer Consulted: Monica Brooks

Date:07/03/22

Legal Implications:

- 7.2 With regards to the Charter, we note that this phrased as adopting a standard to which the Council aspire. There are a number of matters in the Charter which it will be hard to measure (this could lead to unverifiable outcomes). It is noted that as far as practical many of the requirements have been incorporated within the contract – these are where there are measurable outcomes with regards to contract management. There are minor issue relating to these as compliance becomes a contractual matter, not entirely without risk, but the contract itself will contain mechanism for dispute resolution. Where there are inclusions that cannot be readily measured, but against which complaints can be raised, it is important that there is sufficient flexibility to be able to address the intention of the charter, but not set in such away, that the Council is exposed to legal challenge, for matters that are beyond their control and that there is no objective standard to apply.
- 7.4 There also need to be some flexibility in interpretation, where there is the potential for conflict between different aims and objectives. For instance, protecting residents, while also placing a minimal period before being evicted. There may well be circumstances, that a risk is so significant that it needs to be acted on promptly, by way or an eviction, so as to protect a victim. No policy should be so rigid so as to ‘tie the hands’ of a public body. There must always be exceptional circumstances where there can be a departure from, as in this case the aspirational standard. As a standard that the Council is seeking to achieve there is the flexibility inherent as it is what is being sought to be achieved rather than a rigid absolute requirement.
- 7.5 So far as recommendations 2.1 – 2.3 these are simply for note and raise no legal implications.

Lawyer Consulted: Simon Court

Date: 08/03/22

Equalities Implications:

- 7.3 An equalities impact assessment has been carried out

SUPPORTING DOCUMENTATION

Appendices:

Appendix 1. Transformation Presentation

Appendix 2. Rough Sleeper Services Update

Appendix 3. Homes England have an annual Compliance Audit

Appendix 4. Emergency Accommodation Charter

Homelessness Transformation

Hamid Khan – Homelessness
Transformation Lead



Brighton & Hove
City Council

Rationale for Change

- Aligns to Corporate Plan
- Reduce Homelessness and Rough Sleeping
- A Modernising Council
- The Customer Promise
- Build on improvement work that commenced pre-pandemic.
- To create a new Operating Model for the Homelessness Service based on local experience

The Role

- To support the Homelessness Service
- Improve the whole customer journey, including outcomes and pathways for all customers.
- Improve quality of casework focusing on systems and develop performance
- Investment in staff and training/collaborative
- Align with transfer of Rough Sleeper & Single Homeless services into Housing

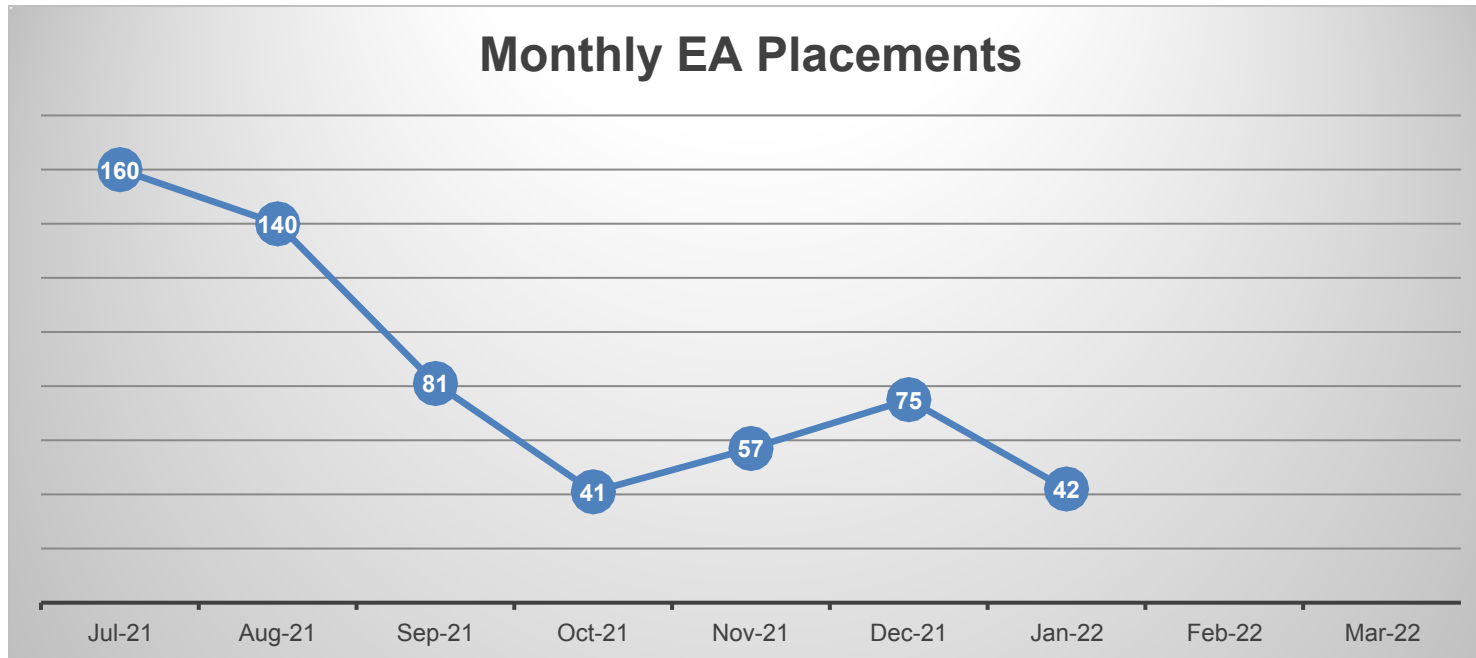
Key Workstreams

- Promote a culture focused on high quality casework and advice, and with a 'one service approach'
- Improve the customer journey with more effective outcomes for customers, better information, communication, and signposting
- Homeless Prevention to be the main offer to customers, including support and new pathways
- Reduce homelessness including placements into Emergency Accommodation
- Investment in systems training, legal training for staff and staff development. PIE training and other training in consultation with all staff
- Business Process Redesign to create an efficient service, with the emphasis on early intervention and prevention with local knowledge/collaboration
- TA Improvement Review
- Promote better alignment with Rough Sleeper & Single Homeless Services to better achieve outcomes across a range of accommodation for single people.

Emergency Accommodation Update

- EA Reduction Plan as part of Transformation
- Reducing EA placements
- Increasing 'move on'
- Aligns with budget pressures

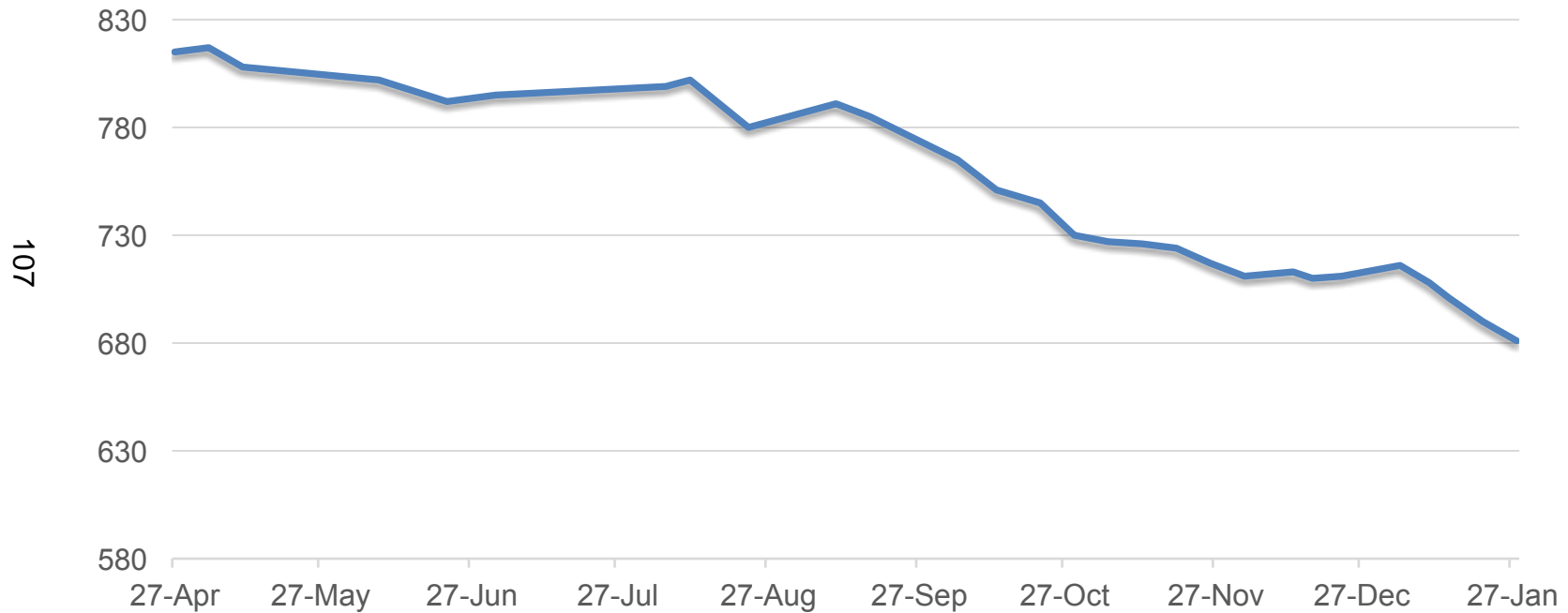
How are we Doing? Placements in EA



73% reduction in EA placements

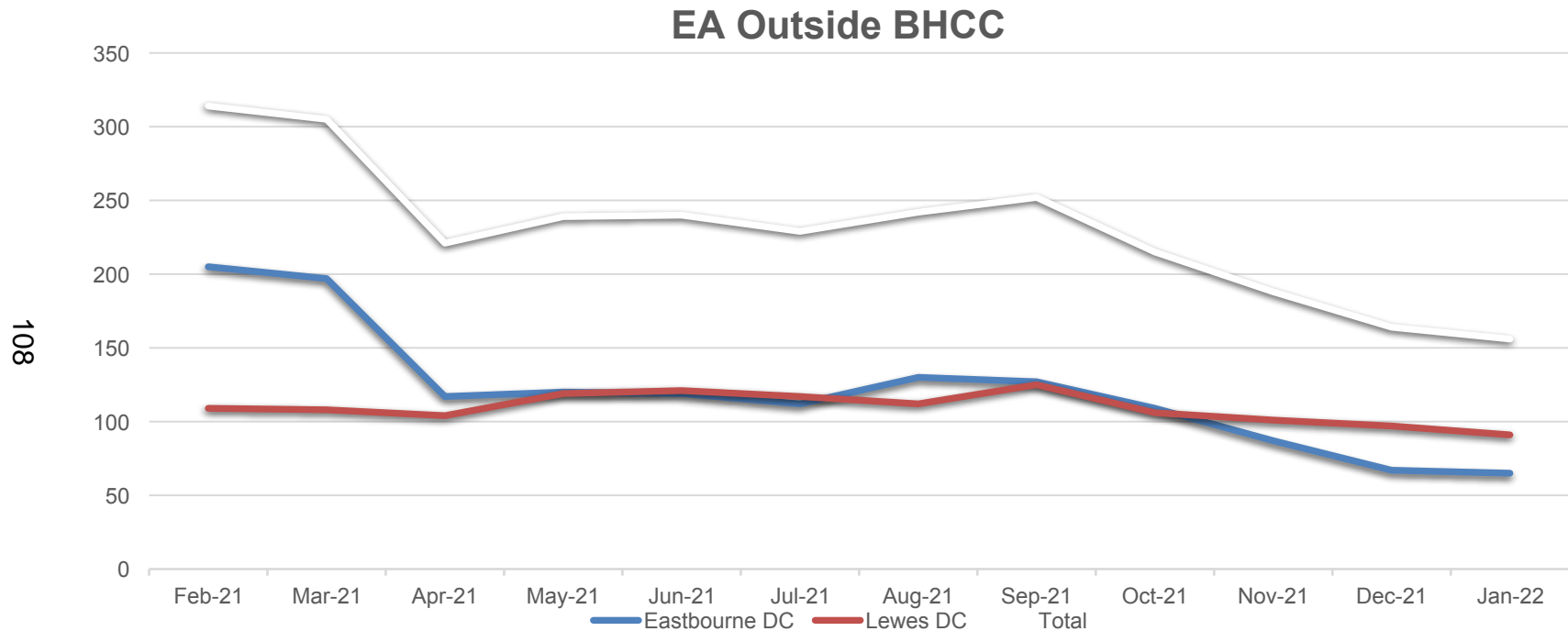
Overall Reduction in EA

Total Numbers in EA



16% Decrease

EA Placements Outside BHCC



Overall Reduction 50%
Eastbourne Reduced by 68%
Lewes Reduced by 16%

Rough Sleeper and Single Homeless Services

Commissioning Team moved back to Housing in March 2021

Focus has been on -

- Mobilising and overseeing new contracts/services funded through RSI initiatives to reduce rough sleeping
- Developing/improving relationships and referral pathways between service providers and statutory homeless services
- Managing the services pressures and impact of Everyone In/Covid
- Re-setting the focus with providers on Prevention, Reconnection and Move On
- Ensuring a culture of performance management, recording and reporting, accountability
- Evaluation and analysis of services within the Pathway to inform the upcoming commissioning cycle
- Setting up Winter Surge/ SWEP provision/Protect & Vaccinate



Key Challenges

- Levels of Rough sleeping within the city
- Analysing the key triggers for rough sleeping in the city to improve prevention/early intervention
- Flow in and out of the Pathway services- Improving performance on Reconnections and Move On
- Access to Supported accommodation – demand for higher needs supported accommodation
- Access to PRS/affordable accommodation in the city
- Preventing housing loss – abandonments, evictions
- Options/Pathways for limited eligibility/NRPF Clients



Reconnection

- Reconnections Workers now in post at OSO, NSNO, FBDC and the Street Outreach Service
- Co-located Homeless Prevention Officers and Navigators
- Reconnections Group meets fortnightly
- Consistency/improved reporting and recording
- Bespoke training programme to upskill staff
- Weekly monitoring of cases within services by the Commissioning Team
- Improving outcomes for reconnection and reducing average number of days in NSNO/OSO
- Key challenges- Length of time reconnection cases can take where there is a statutory duty (LA response times)
- Non UK reconnections



Move On

- Transition and resettlement offer for move on into the PRS
- Direct Lets into PRS including assisting offenders into PRS
- Rapid Rehousing – 30 units of RSAP accommodation with Floating Support by March 2022
- Housing First
- Move on HMO accommodation

Key challenges:

- Demand for Higher needs supported accommodation
Current waiting lists: Adult Services 56; Young People 89;
- Impact this has on the rough sleeper pathway – silting up services
- Access to the PRS/affordable housing in the city
- Managing expectations of suitable housing offers
- Options for restricted eligibility/NRPF clients

Winter Provision

- SWEP provision
- Providing 68 additional units of accommodation for rough sleepers under Winter provision/Protect and Vaccinate upto end of March 2022 (including some couples accommodation and NRPF clients)
- Protect & Vaccinate Accommodation is for verified rough sleepers to encourage the uptake of vaccinations and reduce the spread of the Omicron variant
- Targeted work with the most clinically extremely vulnerable
- Additional resources to provide support to enable this cohort to move away from the streets
- Working with health partners to deliver an outreach vaccination programme across our homeless services including our EA provision in Newhaven and Eastbourne



Compliance Audit Report – 2021/22

00ML – Brighton and Hove City Council

Final Grade	Green - Meets requirements
Independent Auditor Organisation	Grant Thornton UK LLP
Independent Auditor Name	Darren Wells

Report Objectives and Purpose

Compliance Audits check Provider compliance with Homes England's policies, procedures and funding conditions. Standardised checks are made by Independent Auditors on an agreed sample of Homes England schemes funded under affordable housing programmes. Any findings, which may be a result of checks not being applicable to the scheme or an indication of procedural deficiency, are reported by the Independent Auditor to both the Provider and Homes England concurrently. The Homes England Lead Auditor reviews the findings and records those determined to be 'breaches' in this report. Breaches are used as the basis for recommendations and final grades for Providers. Grades of green, amber or red are awarded; definitions are provided on page 2 of this document.

Further information is available at: <https://www.gov.uk/guidance/compliance-audit>.

Provider's Acknowledgement of Report

The contents of this report should be acknowledged by your Board's Chair or equivalent. Confirmation of this acknowledgement should be recorded in the IMS Compliance Audit System by your Compliance Audit Lead on behalf of your Board's Chair or equivalent. Online acknowledgement should be completed within three calendar months of the report email notification being sent.

Confidentiality

The information contained within this report has been compiled purely to assist Homes England in its statutory duty relating to the payment of grant to the Provider. Homes England accepts no liability for the accuracy or completeness of any information contained within this report. This report is confidential between Homes England and the Provider and no third party can place any reliance upon it.



Compliance Audit Grade Definitions

Green Grade	No high or medium severity breaches identified, although there may be low breaches identified. The Homes England audit report will show that the provider has a satisfactory overall performance but may identify areas where minor improvements are required.
Amber Grade	One or more medium severity breaches identified. The Homes England audit report will show that the provider has failed to meet some requirements but has not misapplied public money. The provider will be expected to correct identified problem(s) in future schemes and current developments.
Red Grade	One or more high level severity breaches identified, the Homes England audit report will show that the provider has failed to meet some requirements and there has been a risk of misapplication of public funds.

Compliance Audit Grade and Judgement

Final Grade	Green - Meets requirements
Judgement Summary	On review of the evidence provided, the outcome of the audit has shown the provider has complied with all the programme requirements and guidance. A GREEN grade has been assigned and no breaches were identified.

Scheme/Completions details

Scheme ID/ Completion ID	Address/Site ID	Scheme type
1020064	58 Harmsworth Crescent Harmsworth Crescent, BN3 8BW	Next Steps Accommodation - Capital



Audit Results

Number of Schemes/Completions Audited	1
Number of Breaches Assigned	0
Number of High Severity Breaches	0
Number of Medium Severity Breaches	0
Number of Low Severity Breaches	0

Brighton & Hove Emergency Accommodation Charter

Introduction

This charter has been developed to ensure a reasonable standard of accommodation is provided to homeless households who have to spend time in emergency accommodation. This document sets out expectations, aspirations and commitments to achieve this and has been developed in collaboration with a number of organisations. We want to see the Charter adopted by Brighton & Hove City Council and emergency accommodation providers who house Brighton and Hove residents experiencing homelessness, and for this Charter to be embedded into provider contracts.

Context: Emergency accommodation is accommodation used by Brighton & Hove City Council to house people who they have a legal duty to house, or while they investigate that legal duty, under the Housing or Care Acts. It is part of the broader temporary accommodation used in the city but is predominantly large units of between 12 and 60 rooms, many with shared kitchen and bathroom facilities.

We recognise that providing accommodation to homeless people can present significant challenges given the vulnerability often experienced and the disruption to their lives that homelessness brings. We are keen therefore to ensure that the accommodation and support provided in Brighton & Hove to homeless households meet reasonable standards to ensure the best outcomes for people.

It is recognised that a significant proportion of people placed in emergency accommodation will have multiple and complex needs and as a result will require additional support. Multiple and complex needs is defined by the Public Health Joint Strategic Needs Assessment steering group ('JSNA') as people aged 16+ experiencing combinations of housing issues/homelessness, substance misuse, offending, mental health and domestic abuse issues, with an overarching focus on complex trauma and inequalities.

This document builds on the Charter developed by the Eastbourne Citizens Advice Bureau and the East Sussex Temporary Accommodation Action Group.

Vision

We want emergency accommodation placements to be seen as an opportunity to support somebody away from homelessness and towards long-term accommodation, and access to the support they identify and need. The Local Authority should work in collaboration with the support services and emergency accommodation providers to keep peoples stay in emergency accommodation to a minimum, ensuring they are as safe and healthy as possible.

Support for this Charter

Fulfilling Lives and Justlife have developed this Charter following their work with hundreds of people placed in emergency accommodation over the past 7 years. We hope the Local Authority, accommodation providers and other third sector organisations will support this Charter.



Brighton & Hove Emergency Accommodation Charter

Summary

This Charter calls for a formal commitment from the Local Authority to provide information and support where needed to everyone placed in emergency accommodation, and be proactive in their approach to working with people placed to move onto long term accommodation. This includes;

- Clear information provided by the Local Authority on the accommodation they are being placed in; rights; expectations and responsibilities of the local authority, the resident and the accommodation provider, including the 'Emergency Accommodation: Useful Stuff to Know' leaflet.
- Clear information on who to contact should they have concerns about the emergency accommodation placement and how they can make a complaint if they need to.
- With the consent of the resident, the Local Authority will provide information about the person's needs and any associated risks, including contact details for any support services involved, to safeguard the resident and other residents in the best way possible.

This Charter also calls for a formal commitment from the Local Authority that the emergency accommodation providers will maintain an approach, behaviour and commitment to ensure the conditions of their properties are at a reasonable standard consistently and that residents have the best chance possible to move on from homelessness. The Charter should be followed by providers and agreed in their contracts. This includes:

- Behaving in a manner towards residents that promote respect and empathy.
- Not engage in any abuse, bullying or any form of harassment of residents.
- Health and safety standards being adhered to.
- Engage with regular contract monitoring led by the local authority.
- Training their staff with a focus on safeguarding, Multiple Complex Needs awareness and trauma informed care (TIC) and Psychologically Informed Environments (PIE) approaches.
- Collaboration with the local authority and third sector support providers via attendance at a local Temporary Accommodation Action Group (TAAG).

Staff recruitment, support and conduct

Emergency accommodation staff are expected to treat everyone staying with them as residents. They will not engage in any abuse, bullying or any form of harassment. They should do their best to ensure their staff and other residents are also safe and free from any form of abuse. Where there are incidents where residents whose behaviour causes significant disruption or concern the emergency accommodation provider should instigate a discussion with the Local Authority housing team for advice on how best to respond.

All residents should be received in the same way as if they were themselves paying all the costs of the accommodation and services directly themselves. Providers should promote respect and actively seek to cultivate working environments that encourage empathy and understanding of the multiple factors that may have led people to be placed in emergency accommodation.

Brighton & Hove Emergency Accommodation Charter

Emergency accommodation providers staff members will be recruited, trained and supervised in an appropriate manner based on the needs of those people placed in their accommodation. This will include;

- Having a [basic DBS check](#).
- Having training including safeguarding adults and children, Multiple Complex Needs awareness and working within trauma informed care (TIC) and Psychologically Informed Environments (PIE) approaches.

Reasonable standard of emergency accommodation

Health and Safety

Providers of temporary accommodation have legal responsibilities for Health and Safety and will keep written records of their risk assessments and all safety checks and actions undertaken.

Safeguarding Children and Adults

Providers of emergency accommodation will have up to date policies and procedures for safeguarding children and adults. This will include will appropriate training (completed every 2 years) for all staff (caretakers and office-based staff) in understanding safeguarding and the appropriate action to take when safeguarding concerns arise. Staff will be appropriately supervised on an ongoing basis.

Evictions

Evictions should only take place following consultation between the emergency accommodation provider and the Local Authority and there should be a clear written process for evictions and appeals. Where support workers are identified, they too should be notified, before the eviction notice is served, of any evictions to help support the household during this time. Occupants will be given sufficient notice of eviction which will be at least 48 hours.

Information & Safe spaces for support

Residents will be provided information on the standards they can expect and equally, it will be clear what is expected of residents regarding payment, standards of behaviour and proactive cooperation in efforts to maintain the placement.

Where the premises allow, the temporary accommodation provider will allocate a private room to be used as a safe space for support services to be delivered such as advice or counselling services.

Services supporting people should be actively supported to access the building when they need to.

Information about key services and about local opportunities should be made available to residents in the form of leaflets provided by support services/Local Authority and on a notice board in every property.

Disrepair

Emergency accommodation will be maintained in a good state of repair, free of mould and damp, and accessible to all guests where reasonably practical. Any maintenance issues reported by

Brighton & Hove Emergency Accommodation Charter

residents should be dealt with as quickly as possible and an order placed for repair within 2 working days with an emergency response within 24 hours.

Service Charge

Service charges should be ideally removed from temporary accommodation. If it is needed, then it should be at a fixed rate across all properties of no more than £12.50 per room per week. What is included in this service charge should be made transparent and should be the same for all residents no matter what address or provider they have. This should include all heating and electricity costs, and meters should not be used.

Furniture & Bedding

All temporary accommodation units will include enough beds for the household placed there, somewhere to store possessions and clothing, and a chair as a minimum. Clean bedding should be in the room for people when they arrive at the accommodation, this includes duvet, pillow, bedding covers and bed sheet. No charge or deposit should be incurred by the resident.

Temperature

Temperatures will be comfortable to protect health. 18C/64F is the World Health Organisation's recommended room temperature for healthy people; 20C/68F for older people or very young children; 16C/60.8F for those with allergies or respiratory problems. No rooms should have metered electricity so residents can maintain these temperatures and not be left without heating due to restricted funds. All measures will be taken to insulate the rooms effectively.

Security

Guests should feel safe and secure in their accommodation. Any suspected crime should be recorded and reported immediately to the police.

Rooms and storage areas will be lockable to protect the household's privacy and property.

All incidents, accidents and near misses should be recorded by the emergency accommodation provider and reported back to the Local Authority.

Efforts should be made to minimise noise and disturbances, especially at night, and this should be managed by trained security staff.

Cooking facilities

Shared or individual cooking facilities will be made available, including fridges. If shared, there will be a fully functioning, clean kitchen where residents can store their food securely.

Bathrooms

Bathrooms (where shared with other residents) will be kept clean and will be fully accessible. All bathrooms (shared and private) should have safety rails fitted as standard for those with mobility issues.

Brighton & Hove Emergency Accommodation Charter

Cleaning

Cleaning equipment will be made available to residents to borrow and will be properly maintained to allow people to clean their rooms (including access to vacuum cleaners).

Infestation

Every effort should be made to prevent infestations and to deal with any infestations as quickly as possible through contact with the local authority.

Collaboration

Providers will inform staff of support services, if the resident consents, when there are potential issues such as arrears, complaints or anti-social behaviour. This way the support service can work with the resident to avoid any further action needing to be taken.

Providers of emergency accommodation will attend the quarterly Temporary Accommodation Action Group (TAAG) and proactively collaborate with services and groups represented.

Monitoring and evaluation of emergency accommodation

The Local Authority will work with providers to inspect properties on a regular basis, help and support will be given to achieve compliance, but the Council may decide to cease using a provider if the standards are not met within a reasonable period of time. This will be at the Local Authorities discretion.

Residents will be asked for regular feedback on the accommodation.

A person with lived experience of emergency accommodation and a representative with learned experience from a voluntary sector group on behalf on the Temporary Accommodation Action Group (TAAG) should take part in inspections, contract meetings and gathering feedback from residents. This should all be reported back to the TAAG.

Charter agreed by Brighton & Hove City Council

Signed by:

Role:

On behalf of:

Date:

Brighton & Hove Emergency Accommodation Charter

Charter agreed by emergency accommodation providers

Signed by:

Role:

On behalf of:

Date:

Signed by:

Role:

On behalf of:

Date:

Signed by:

Role:

On behalf of:

Date:

The following support services and third sector organisations also agree with this Charter and commit to working alongside our colleagues at the council and the accommodation providers to support them to provide safe and suitable accommodation.

Brighton & Hove City Council

Council

Agenda Item 97

Subject: Arrangements for Council and Committee Meetings

Date of meeting: 7 April 2022

Report of: Executive Director for Governance, People & Resources

Contact Officer: Name: Abraham Ghebre-Ghiorghis

Tel: 01273 29

Email: abraham.ghebre-ghiorghis@brighton-hove.gov.uk

Ward(s) affected: All

For general release

1. Purpose of the report and policy context

1.1 This report proposes arrangements for holding Council and Committee meetings during the pandemic to minimise the risk to the public, Members and Officers.

1.2 At its meeting on 3rd February 2022, full Council agreed arrangements for holding Council and Committee meetings during the pandemic. The arrangements were intended to remain in force until after annual Council subject to any review at the Council meeting on 7th April.

1.3 Given the uncertainty, this report proposes that the current arrangements are extended until the meeting of full Council on 21st July 2022 with some modifications

2. Recommendations

2.1 That the arrangements set out in the draft protocol attached in the Appendix be agreed and come into effect immediately after annual Council on 26th May 2022.

2.2 That the said arrangements come cease to have effect immediately after the full Council meeting on 21st July unless full Council agrees different arrangements before that day.

2.3 That the Chief Executive be granted delegated powers to modify the requirement regarding the wearing of masks and need for a lateral flow test ahead of Council or committee meetings if, following consultation with Group Leaders, he considers it appropriate.

3. Context and background information

- 3.1 The Council, at its meeting on 3rd February, adopted arrangements for Council and Committee meetings to reflect the risk from the Covid 19 pandemic. This was intended to last until annual Council subject to a review at full Council on 7th April.
- 3.2 The Officer working group with representatives from Public Health, Health and Safety, Premises, Legal Services and Democratic Services reviewed the situation in the light of the legal requirements, guidance from government and local circumstances. Given the uncertainty regarding the pandemic, it would be premature to lift all the precautions currently in place. There have also been signs of fluctuation in the level of infections which add to uncertainty.
- 3.3 Despite the relaxation of the rules under Coronavirus legislation, the Council still has a duty under the Health & Safety at Work Act 1974 as well as the common law of negligence to ensure the health and safety of the public, including Members and Officers.
- 3.4 Taking the above into account, the Council is recommended to adopt the protocol set out in the Appendix to this report. The protocol operates by way of a variation to the Council Procedure Rules to the extent that it is necessary to enable Council and Committee meetings to be conducted in line with the protocol.
- 3.5 The proposed arrangements are essentially the same as existing ones, including:
- the proposed advisory restriction in numbers for full Council to 14 (the minimum for a quorum);
 - the requirement to wear masks for all Council and Committee meetings;
 - the need to undertake lateral flow test before meetings. Members can use their own LFT devices or collect them from Democratic Services. Officers have a supply that is sufficient to cover the period up to annual Council in July;
 - Keeping the current virtual Public and Member engagement sessions with a one-hour gap before the main in person meeting of the Council;
 - Advisory guidance regarding oral questions, petitions for debate, notices of motion and reports for information.

4. Analysis and consideration of alternative options

- 4.1 The Council has the option of continuing without the special arrangements proposed in this report. But given the level of risk and uncertainty this is not recommended.

5. Public and Community Engagement

- 5.1 The proposals in this report relate mainly to internal council processes. The virtual public engagement sessions and the facility for up to 6 members of the public to attend the in-person meetings means that there will be no adverse impact so far as the public are concerned.

6. Conclusion

- 6.1. For the reasons set out in the report, the proposed measures would be a proportionate way of reducing the risk of infection and protecting the health and safety of Members, staff and the public.

7. Financial implications

- 7.1 There are no material financial implication arising from this report. It is expected that costs arising from the arrangements for the meetings, given that council buildings will be used, will be covered by existing resources.

Finance officer consulted: Peter Francis Date consulted 14/01/22 9.

8. Legal implications

- 8.1 The proposals in the report comply with the requirements of the Local Government Act 1972 and the Council's obligation under the Health & Safety at Work Act 1974.

Lawyer consulted: Abraham Ghebre-Ghiorghis Date consulted (28.03.2022

9. Equalities implications

- 9.1 There are no adverse equalities implications arising from this report. The ability of the public to present questions, petitions or deputations are preserved. Where any reasonable adjustments are necessary to enable an individual to take part or follow the proceedings, that will be accommodated.

10. Sustainability implications

- 10.1 Enabling matters to be dealt with in the virtual engagement sessions will have a beneficial impact by reducing the need to travel.

11. Public health implications

- 11.1 The proposals will have a positive impact by reducing the likelihood of the spread of infection.

Supporting and Background documents

Appendices

Appendix 1: Draft protocol

PROPOSED REPORT TO COUNCIL- PROTOCOL FOR COUNCIL AND COMMITTEE MEETINGS

1. Purpose of the report and policy context

1.1 At its meeting on 3rd February 2022, full Council agreed arrangements for holding Council and Committee meetings during the pandemic. The arrangements were intended to remain in force until after annual Council subject to any review at the Council meeting on 7th April.

1.2. Given the uncertainty , this report proposes that the current arrangements are extended until This report proposes the extension of the arrangements until the meeting of full Council on 21st July 2022 with some modifications.

2. Recommendation

2.1 That the arrangements set out in the draft protocol attached in the Appendix below be agreed and come into effect immediately after annual Council on 26th and come to an end immediately after the full Council meeting on 21st July unless full Council agrees different arrangements before that day.

2.1 That the Chief Executive be granted delegated powers to modify the requirement regarding the wearing of masks and need for a lateral flow test ahead of Council or committee meetings.

3. Context and background information

3.1 The Council, at its meeting on 3rd February, adopted arrangements for Council and Committee meetings to reflect the risk from the Covid 19 pandemic. This was intended to last until annual Council subject to a review at full Council on 7th April.

3.1 The Officer working group with representatives from Public Health, Health and Safety, Premises, Legal Services and Democratic Services reviewed the situation in the light of the legal requirements, guidance from government and local circumstances. Given the uncertainty regarding the pandemic, it would be premature to lift all the precautions currently in place. There have been signs of occasional increase in the level of infections which add to uncertainty. Despite the relaxation of the rules under Coronavirus legislation, the Council still has a duty under the Health & Safety at Work Act 1974 as well as the common law of negligence to ensure the health and safety of the public, including Members and Officers.

3.2 Taking the above into account, the Council is recommended to adopt the protocol set out in the Appendix.

8. Financial implications 8.1 There are no material financial implication arising from this report. It is expected that costs arising from the arrangements for the meetings, given that council buildings will be used, will be covered by existing resources. Finance officer consulted: Peter Francis Date consulted 14/01/22 9. Legal

implications 9.1 The proposals in the report comply with the requirements of the Local Government Act 1972 and the Council's obligation under the Health & Safety at Work Act 1974. Lawyer consulted: Abraham Ghebre-Ghiorghis Date consulted 12/01.2022 10. Equalities implications 10.1 There are no adverse equalities implications arising from this report. The ability of the public to present questions, petitions or deputations are preserved. Where any reasonable adjustments are necessary to enable an individual to take part or follow the proceedings, that will be accommodated. 11. Sustainability implications 11.1 Enabling matters to be dealt with in the virtual engagement sessions will have a beneficial impact by reducing the need to travel. 12. Public health implications 12.1 The proposals will have a positive impact by reducing the likelihood of the spread of infection. Supporting and Background document

Appendix

PROTOCOL FOR COUNCIL AND COMMITTEE MEETINGS

1. Effect and Duration of the protocol

1.1 This protocol shall come into force immediately after it is approved and, subject to any prior review, cease to have effect following the meeting of full Council on 21st July.

1.2 The Council Procedure Rules shall be applied subject to the requirements in this protocol. Where there is an inconsistency between existing Council Procedure Rules and this protocol, the protocol shall take precedence and the procedure shall be interpreted as modified by the protocol during the time the protocol is in force.

2. Venue for meetings

1.2 Meetings full Council and Committees and Sub-Committees shall take place at Hove Town Hall. This shall not apply to Annual Council or meetings of the Licensing Panels or Personnel Appeals Panels where different arrangements may be made.

1.3 The Chief Executive shall continue to have the power under Council Procedure Rules to determine that a meeting takes place at a different venue where HTH is not available or he is of the view that an alternative venue would be more appropriate taking all the circumstances into account.

1.3 Annual Council meeting on May 26th meeting shall take place at Brighton Town Hall.

3. Public and Member Engagement Sessions

3.1 Public and Member engagement sessions will continue to take in place for some items. The session will take place, as now, virtually and Members will not be required to attend in person unless they wish to do so.

3.2 The items of business to be dealt with in the Public and Member engagement sessions shall be:

- Presentation of petitions (this will not include petitions for debate which will be dealt with in the Council meeting.)
- Deputations
- Public Questions
- Members' Oral questions

3.5 People who present petitions, deputations or questions and Members who ask Oral Questions will be able to do so virtually. In exceptional circumstances, such as

when a member of the public has some special need, a facility will be made available for them to present their questions, petitions etc. in person via a link at Hove Town Hall which will be relayed via Teams, but the Member answering the question or responding to the petition/deputation will not be required to attend in person.

3.6 The Public and Member Engagement Sessions are not part of a formal council meeting and the meeting shall not have the status of a local authority or committee meeting for the purposes of the Local Government Act 1972.

3.7 Public and Member engagement session shall start at 4:30 PM. The main Council meeting (with attendance in person) shall start at 6:30 or after a gap of 1 hour following the Public Engagement Session, whichever is the later.

3.8 The public engagement sessions will be chaired by the Mayor.

4. Petitions for Debate

4.1 Petitions for debate will be dealt with in the main “in person” meeting of Council in the usual way and not in the public engagement session.

5. Oral Questions from Members

5.1 In line with the recommendations of the Constitutional Working Group and Group Whips, Members are encouraged and expected to follow the following good practice:

- Members ask their questions briefly (not read out a speech) and that questions are such that they should be on general policy, not requiring specialist knowledge, technical information or require briefings from officers
- Members answering questions should provide brief answers and not read out text unless absolutely essential.
- As a general guide, questions should not take more than a minute to ask and answers should not take longer than 3 minutes.

6. Committee reports to Council

6.1 It is expected that Committee reports which are for noting or where there is broad consensus are not called. Group Leaders and/or Whips should agree the items to be debated in advance so as to reduce the number of items debated and minimize the length of the meeting.

6.2 Where items are called, the number of speakers should generally be limited to 1 speaker from each group, with the Chair introducing the item and responding to the debate before the vote. The Mayor will have the discretion to invite Independent Members to speak but not necessarily on every item.

7. Notices of Motion

7.1 It is expected that as many of the Notices of Motion as possible are “passported” to the relevant committee to leave, as an indicative target, one Notice of Motion per group to be debated at full Council. The number of speakers is proposed to be restricted to 1 per group.

7.2 The Committee to whom a NOM is referred will have the authority to make a decision on the matter if it is not by law, or under the Council's constitution, reserved to full Council or another committee. The member who tabled the motion (the mover) and the seconder will be invited to the relevant committee to present the motion.

7.3 When a Notice of Motion is passported to a Committee, without prejudice to the rights of the mover and seconder to attend to present the petition, it shall be deemed to have been moved and seconded and there shall be no requirement for a member of that Committee to move or second the motion.

8. Attendance

8.1 By law, any Member of the Council is entitled to attend a meeting of full Council and the following recommendation is advisory

8.2 Having regard to the continued risk from the pandemic and the restriction on available seating at Hove Town Hall, as well as lack of suitable alternative venues as a reasonable cost, Members are recommended to reduce attendance at full Council to the minimum necessary to meet the quorum, which is 14. If split proportionately between the different Groups, the numbers would be:

Greens: 5

Labour: 4

Conservative: 3

Independents: 2

8.3 Groups are encouraged to co-operate with each other and either implement the above split or agree a modified allocation depending on the agenda.

8.4 Attendance at annual Council is expected to be full attendance (54 Councillors.) Given the special nature of the occasion and the relatively short duration of the meeting, this is considered to be appropriate. Arrangements will be made with the incoming Mayor regarding attendance by guests but is expected to be limited to family members with other guests joining remotely.

8.5 Up to 6 seats will be made available for all full Council meetings subject to prior booking.

9. Wearing of Masks

9.1 In line with recommendations of the officer working Group, all Members, Officers and members of the public attending Council meetings shall be required to wear masks throughout the meeting unless they are exempt. Exemption applies if the person is not able to wear a mask for health or some other good reason. Members who consider themselves to be exempt should notify a member of Democratic Services. There will be a supply of suitable masks available from Democratic Services for Members who need them

10. Lateral Flow Tests

10.1 All Member and Officers attending Council or committee meetings should undertake a lateral flow test no more than 24 hours before the meeting and notify Democratic Services that they have taken the test. Members may order their own test devices or collect them from Democratic Services.

11. COMMITTEE MEETINGS

11.1 There will be no restriction in the number of members attending at Committees and sub-committee meetings. Space will be made available for upto 6 members of the public to attend in the public gallery subject to prior booking.

11.2 Chairs of committees, in consultation with opposition spokespersons and Officers, are encouraged and authorized to adopt the following approach.

- **Reports coming to committee** should be essential business and, unless there is good reason, reports for information or noting should generally be avoided.
- **Public Engagement Sessions:** if none of the reports coming before the committee require an actual decision, Members should consider, instead, holding a virtual engagement session. Where this is agreed, it is important to note that the meeting will not have the status of a committee meeting and it should not be described as such. It will be an engagement session with members of the committee attending virtually.
- **Mixed Arrangements:** Members could agree to take the public engagement items that do not require a decision (public and member questions) and items for information only in an engagement session before the main meeting limiting the in-person attendance to matters that require decisions or are required by law to be considered by the Committee. This would mirror the arrangements for Council
- **Items for Decision:** Any matters requiring an actual decision by full Council or a Committee cannot be dealt with at the engagement session and has to be discussed at the in person meeting of Council or Committee.

12. Enhanced Officer Delegations

12.1 Chief Officers and Members of ELT shall have enhanced delegated powers to exercise all functions relating to the services for which they are responsible in addition to existing normal and urgency powers providing that such delegation to an officer is not prohibited by law. However, the exercise of such powers shall be conditional on prior consultation with relevant Chair and Opposition spokespersons in each committee.

12.2 To facilitate consultation with members of all groups, such consultation may take place during committee pre-meetings, or separately.

13. General

13. The parts of the protocol contained in paragraphs 5 (oral questions), 6 (Committee reports to Council, 7 (notices of motion) 8 (attendance at Council) shall be advisory. The proposals under paragraph 9 regarding committees shall be applied at the discretion of the Chair subject to consultation with opposition spokespersons. The rest of the protocol shall be legally binding and Council Procedure Rules shall be applied as modified by the protocol.

14. Interpretation

14.1 Without prejudice to the powers of the Mayor or relevant Chair to make a ruling at the meeting, the Chief Executive, after consulting the Monitoring Officer, shall be authorised to rule on the interpretation and application of the rules where there is ambiguity or disagreement.

14.2 The ruling of the Chief Executive shall be final.

Brighton & Hove City Council

Council

Agenda Item 98

Subject: Solidarity with Refugees

Date of meeting: 7 April 2022

Proposer: Councillors Powell, Appich, Bell
Seconder: Councillors Osborne, Allcock, Simson

Ward(s) affected: All

JOINT NOTICE OF MOTION FROM THE GREEN, LABOUR AND CONSERVATIVE GROUPS

This Council:

- Publicly restates its ongoing commitment to support refugees and asylum seekers and notes the council's recent re-accreditation as a City of Sanctuary,
- Expresses solidarity with the people of Ukraine, and others fleeing displacement from conflict, oppression, and climate change,
- Notes the war in Ukraine is an act of aggression by political leaders, not by residents with Russian heritage living and working in this area, and reaffirms our city's values that hate towards any of our diverse communities will not be tolerated,
- Agrees that Brighton & Hove City Council adds its name to the 'Declaration of Solidarity' established by the Council of European Municipalities and Regions (CEMR); that currently brings together over 700 regional authorities in the UK & Europe, in support of the work of local and regional government in Ukraine.

Resolves to request that:

- TECC committee receives regular reports, so residents and councillors remain informed of ongoing work to support all refugees, as well as any capacity and resource needs affecting the local authority,
- Updates include public information on how community groups and individuals can assist, with reference to the new 'Homes for Ukraine' scheme set up by government.

Supporting Information:

We note the continued devastating impact of conflict, oppressive and racist regimes, climate change and famine, that is forcing many, including young children and families to leave their homes, often undertaking perilous journeys at great risk to seek safety and sanctuary.

We also note the context of the unacceptable invasion of Ukraine, that United Nations analysts predict will lead to one of the largest refugee crises in Europe since the second world war, having already displaced millions of people and expected to displace millions more. Council of European Municipalities and Regions:

<https://www.ccre.org/en/actualites/view/4276>

Brighton & Hove City Council

Council

Agenda Item 99

Subject: Make Your Mark

Date of meeting: 7 April 2022

Proposer: Councillor Clare

Seconder: Councillor Shanks

Ward(s) affected: All

NOTICE OF MOTION FROM THE GREEN GROUP

This Council resolves to:

- Note the results of the UK Youth Parliament's 'Make Your Mark' ballot, which highlights in particular young people's concerns about health and wellbeing, jobs, money, homes and opportunities, education and learning and the environment as high priority concerns
- Congratulate Brighton & Hove Youth Council school staff and organisations who support young people on increasing engagement this year and raising the concerns and voices of young people across our city
- Request a report to Children, Young People & Skills Committee in November, once a full breakdown of local results are known which:
- Details action being taken on the local priority issues highlighted by young people and further steps that directorates across the council are taking on them
- Highlights discussions held at the 'Youth Manifesto' event at Brighton Youth Centre at the end of March
- Gives an update on the work to enhance youth voice at the council

Supporting Information:

<https://www.byc.org.uk/uk/uk-youth-parliament/make-your-mark>

Brighton & Hove City Council

Council

Agenda Item 98

Subject: Fast Food and Energy Drink Advertising

Date of meeting: 7 April 2022

Proposer: Councillor Evans
Seconder: Councillor Moonan

Ward(s) affected: All

NOTICE OF MOTION

FROM THE LABOUR GROUP

This Council notes that:

- Fast food contains high level of fats, salt and sugar and many drinks often contain high levels of caffeine and sugar
- Excessive consumption contributes to obesity, tooth decay, diabetes, gastro-intestinal problems, sleep deprivation and hyperactivity, and many cancers are also linked to diet
- 14,000 children in Brighton & Hove are overweight or obese
- Advertising for these products is often aimed squarely at children
- The Mayor of London banned all fast-food advertising across London's transport network
- Sustain and Foodwatch published a report 'Taking Down Junk Food Adverts' which recommends that local authorities regulate such advertising in publicly controlled spaces, and that the Advertising Standards Authority should be able to regulate advertising outside nurseries, children's centres, parks, family attractions and leisure centres;

Therefore, this Council resolves to:

- Ask the Chief Executive to write to the Chief Executive of Brighton & Hove Buses and Southern Rail asking for a ban on the advertising of fast food and energy drinks to be imposed across the Brighton & Hove transport network
- Ensure that fast food or energy drinks are not advertised on any hoarding or within any building owned by this Council including large advertisements on bus stops
- Requests that the Environment, Transport & Sustainability committee calls for an audit of what food and drink products are sold in premises we own
- Ask the Chief Executive to write to the relevant minister requesting the recommendations of the 'Taking Down Junk Food Adverts' report be adopted as government policy as soon as possible; copying in our local members of Parliament to seek their support.

Supporting Information:

https://www.sustainweb.org/publications/taking_down_junk_food_ads/

Brighton & Hove City Council

Council

Agenda Item 101

Subject: Dementia Friendly Community

Date of meeting: 7 April 2022

Proposer: Councillor Moonan

Seconder: Councillor Fowler

Ward(s) affected: All

NOTICE OF MOTION FROM THE LABOUR GROUP

This Council notes:

- There are over 1800 people diagnosed with dementia living in Brighton & Hove, which will rise very significantly
- Diagnostic rates for dementia have dropped in the city
- Parliamentary report on dementia 2021¹ concluded the “care system is a bureaucratic maze that patient and carers are expected to navigate at their most vulnerable” and “much progress is still needed” in dementia care.
- The Government has committed to produce a stand-alone dementia strategy this year.

This Council commends the work being done locally to support those with dementia including but not limited to:

- Identifying funding to appoint a 2-year Dementia Friendly Public Health Specialist
- Committing to the Alzheimer’s Society Dementia Friendly Communities initiative
- Launching Dementia Friendly training sessions across the council and with partners
- Working with transport providers on dementia awareness

Council also believes we can do more, therefore requests a report be taken to the relevant committee outlining current progress and further steps that can be taken, including but not limited to:

- 1) Continued funding for the Public Health Dementia Friendly project beyond 2 years
- 2) Prioritising work with the NHS to improve diagnostic rates
- 3) Extending the dementia friendly awareness sessions by making them mandatory for customer-facing roles
- 4) Dementia Friendly environmental checks being carried out in all public buildings and open spaces
- 5) Further involvement of local dementia groups
- 6) Appointment of Dementia Champions from each directorate senior team and among councillors.

Supporting Information:

[Supporting those with dementia and their carers \(parliament.uk\)](https://www.parliament.uk/resources/reports/supporting-those-with-dementia-and-their-carers)

<https://www.local.gov.uk/sites/default/files/documents/dementia-friendly-communi-8f1.pdf>

<https://www.alzheimers.org.uk/get-involved/our-campaigns>

<https://impact-initiatives.org.uk/2020/11/27/people-affected-by-dementia-in-brighton-hove-offered-new-support/#:~:text=There%20are%20over%201800%20people,people%20unknowingly%20living%20with%20dementia>