

# Summons to attend meeting of Full Council



**Date:** Tuesday, 11 September 2018

**Time:** 6.00 pm

**Venue:** Council Chamber, City Hall

**To: All Members of Council**

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**Issued by:** Ian Hird, Democratic Services

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**Date:** 31 August 2018



# Agenda

## 1. Welcome and safety information

Please note: if the alarm sounds during the meeting, everyone should please exit the building via the way they came in, via the main entrance lobby area, and then the front ramp. Please then assemble on the paved area between the side entrance of the cathedral and the roundabout at the Deanery Road end of the building.

**(Page 21)**

If the front entrance cannot be used, alternative exits are available via staircases 2 and 3 to the left and right of the Council Chamber. These exit to the rear of the building. The lifts are not to be used. Then please make your way to the assembly point at the front of the building. Please do not return to the building until instructed to do so by the fire warden(s).

## 2. Apologies for absence

## 3. Minutes of previous meeting - 17 July 2018 - to be confirmed as a correct record

**(Pages 22 - 34)**

## 4. Declarations of interest

To note any declarations of interest from the Mayor and councillors. They are asked to indicate the relevant agenda item, the nature of the interest and in particular whether it is a **disclosable pecuniary interest**.

Any declaration of interest made at the meeting which is not on the register of interests should be notified to the Monitoring Officer for inclusion.

## 5. Lord Mayor's business

## 6. Public forum (public petitions, statements and questions)

Please note: Up to 30 minutes is allowed for this item. Public forum items should be e-mailed to [democratic.services@bristol.gov.uk](mailto:democratic.services@bristol.gov.uk)

Public forum items can be about any matter the Council is responsible for



or which directly affects the city.

Please note that the following deadlines apply to this meeting:

a. Public petitions and statements: Petitions and written statements must be received by **12 noon on Monday 10 September 2018** at latest.

One written statement per member of the public is permitted.

b. Public questions: Written public questions must be received by **5.00 pm on Wednesday 5 September 2018** at latest.

A maximum of 2 questions per member of the public is permitted. Questions should be addressed to the Mayor or relevant Cabinet member.

## **7. Petitions notified by councillors**

## **8. Petition debate - Ashton Court miniature railway**

**(Pages 35 - 36)**

## **9. Appointment of Monitoring Officer, Electoral Registration Officer and Returning Officer**

**(Pages 37 - 41)**

## **10. Motions**

### **Note:**

**Under the Council's constitution, 30 minutes are available for the consideration of motions. In practice, this realistically means that there is usually only time for one, or possibly two/three motions to be considered. With the agreement of the Lord Mayor, motion 1 below will be considered at this meeting, and motions 2 and 3 may be considered, subject to time. Details of other motions submitted, (which, due to time constraints, are very unlikely to be considered at this meeting) are also set out for information.**



## **1. CHANGE IN COUNCIL ENFORCEMENT POLICY TOWARDS ILLEGAL ENCAMPMENTS (CONSERVATIVE GROUP GOLDEN MOTION)**

Motion to be moved by: Cllr John Goulandris, Conservative, Stoke Bishop ward

“This Council, together with most Bristolians, has become exasperated by the incursions of illegal traveller encampments on much loved green spaces around our city, including the Downs, Highridge Common and Horfield Common. As a result, hard-working, law-abiding, tax-paying Bristolians and their families were prevented this Summer from unfettered access to these vital public places. At the same time, the costly Council managed traveller transit camps, whose running expenses fall on Bristol council tax payers, were not fully utilised.

The costs of clearing up our green spaces, often after a lengthy illegal occupation, are high and the Council presently makes no effort to recoup these costs from the offending travellers themselves. Likewise, no attempt is made to recoup the legal fees of the court action required by Bristol City Council to evict these groups.

Many local authorities around the country appear to have found an extremely effective enforcement measure. For example, London boroughs have applied to the High Court for interim injunctions, which cover both named individuals and persons unknown from establishing unlawful sites across their whole administrative geographical area.

Council therefore urges the Mayor to investigate this as a matter of urgency with a view to adopting this approach in Bristol.

In addition, as political pressure continues to grow to find a permanent solution to this problem, some 59 Conservative MPs have backed a proposal to make acts of deliberate or intentional trespass onto private or public land a new criminal offence. This move would mirror the position recently adopted by Eire, which has proved very effective in reducing illegal traveller incursions.

Council calls on the Mayor to add his support to this initiative by writing to the Prime Minister, Theresa May and the Secretary of State for Housing, Communities & Local Government, James Brokenshire MP and requesting that sufficient Parliamentary time is made available to enable this long overdue legislative change to take place.”

## **2. SEND**

Motion submitted by: Cllr Tim Kent, Liberal Democrat, Hengrove and Whitchurch Park ward

“Council notes that the Mayor decided to propose cuts of £5m to the Special Educational Needs and Disabilities High Needs Block budget in



January (referenced as a Deficit Recovery Programme) and regret that this extraordinary reduction in funding for children that need additional support was not fully included in the budget papers for February Full Council.

Council notes that a judicial review brought by some parents of SEND children and those children themselves was heard on 24<sup>th</sup> July in the High Court. His Honour Judge Cotter gave his judgement on 3<sup>rd</sup> August. In this judgement he found that Bristol City Council had acted unlawfully in setting its budget and found against the Council on each and every ground brought by the parents and children.

Council notes that the judges found that the council had breached the Children's and Families Act 2014. That no consultation was undertaken, that no Equality Impact Assessment was carried out and that no regard at all was given to children when making this decision.

Council notes with grave concern that at the July Full Council meeting, where a motion on SEND was not allowed on the order paper, answers to questions revealed the council has failed to carry out its statutory responsibilities. Questions to the Mayor revealed that of 136 appeals regarding Education Health Care Plan (as per the Children and Families Act) only 9 were upheld in the councils favour by the 1<sup>st</sup> tier tribunal.

Council notes that in those answers the Mayor admitted that until August 2017 Bristol City Council was failing to use the legal test as specified in the Children's and Families Act 2014. Council notes that between 2016-17 464 children had been refused assessment and at a 49% refusal rate the authority has one of the highest refusal rates to assess in the country. Only 1 in 10 of parents appealed the decision during a period when the council admits it was not using a lawful test.

Council notes with grave concern that the SEND department struggles to meet demands for assessment at the moment and often finds itself legally challenged following incorrect and unlawful decisions around the education of very vulnerable children and young people.

Council notes that a SEND inspection by OFSTED and CQC is due in Bristol soon and of the 61 inspections 27 have failed and have been directed to write written statements of action.

Council notes that the Director for Education, Learning and Skills Improvement has stated that the outcomes for children with SEND in Bristol is poor.

Council believes that every child is entitled to an inclusive education where their needs will be met and they will have full access to the curriculum.



Council believes that currently Bristol is failing in its legal duty towards SEND children and recognises with grave concern that outcomes for children with SEND in Bristol are poor.

Council believes that SEND is underfunded by central government and asks all political groups on the council to lobby their Westminster parties to increase pressure for more funding in this area.

Council is concerned that the capacity of the SEND team is already unable to meet demand within legal deadlines.

Council welcomes the judgement of the High Court in quashing the excessive and unlawful cut to the High Needs Block.

Council welcomes the establishment of a Task and Finish Scrutiny Working Group to look at SEND within the city and ask they work with the Cabinet member to draw up an action plan to improve outcomes.

Council endorses the action of Cabinet Member Anna Keen in signing the recent letter to Government along with 38 other councils calling for more funding for SEND.

Council endorses the British Dyslexia Association definition of Dyslexia and pledges to engage with Dyslexia Awareness week (1<sup>st</sup>-7<sup>th</sup> October) and go green.

Council calls on the Cabinet to report to next Full Council with an action plan to restore funding to the High Needs Block with a new plan for deficit recovery that does not involve reductions to the High Needs Block. Council also calls on the Cabinet to develop an action plan that will greatly improve the outcomes for children with SEND in this city and recommend this be done over the year along with the Scrutiny Task and Finish Group and report back by January to Full Council."

### **3. EXPANSION OF BRISTOL INTERNATIONAL AIRPORT AND CLIMATE CHANGE**

Motion submitted by: Cllr Carla Denyer

#### **"Full Council notes:**

1. The stage 2 consultation by Bristol Airport regarding a new Master Plan and Charter for Future Growth (which could cover the period up to the mid-2040s); and the further consultation which will be launched this winter.
2. That these proposals include a more-than-doubling of passenger numbers from the current figure of 8 million to 12 million in the next few years and then 20 million.



3. That the proposals include an aspiration to be carbon neutral by 2030 (printed next to a photograph of an aircraft engine, implying that emissions from flights would be included).<sup>1</sup>
4. That upon investigation it was found that the Airport currently lacks any plan for how to achieve carbon neutrality, and has no intention to include emissions from flights in its target.<sup>2</sup>
5. That air travel remains the most climate-damaging form of travel, and significant expansion of air travel will therefore have a significant climate impact.
6. That such an increase will lead to an enormous increase in the number of journeys to get to the airport to meet the increased usage – a fact which in itself will lead to significant issues around congestion, pollution and infrastructure.
7. The commitment – in Bristol – to be carbon-neutral by 2050, and the Climate Change Act which requires an 80% cut in emissions across the UK.
8. The Joint Spatial Plan – which includes North Somerset and the geographical area covered by the airport– contains an explicit commitment to making a 50% cut in emissions by 2036.
9. The widespread concern that the expansion of Heathrow Airport which was supported by MPs on 25th June will make it even harder to meet the UK's commitments under the Climate Change act.<sup>3</sup>
10. That airport expansion, whether in Bristol or Heathrow, locks the UK into emissions increases.
11. That 47% of the UK population has flown in the last year, and this figure has been stable over the last 15 years. Most (31%) only make one or two trips per year. This means that 10% of the population makes about 60% of all flights, and these people are mainly from the highest income groups.<sup>4</sup>

**Full Council believes that:**

1. Airport expansion disproportionately benefits high income households while negatively affecting all households through climate change, air pollution and noise pollution.
2. The airport must conform to the commitment contained in the Joint Spatial Plan, and such a commitment must include emissions from the aircraft using it.

**Full Council resolves to call on the Mayor to:**

1. Pass on these views to the airport, North Somerset Council, the West of England Combined Authority, the Joint Committee; and
2. Respond directly to the consultations making the points above."

**Notes:**

1. See page 19 of <https://static1.squarespace.com/static/59b6667ab7411c6d0214b1f3/t/5af5823e03ce6466ca11df4d/1526039116734/Stage+2+booklet+ELECTR>





[ONIC+FINAL.PDF](#)

2. See Appendix (next page) for copy of correspondence between Councillor Carla Denyer and the Bristol Airport Consultation Team.
3. The Committee on Climate Change found that the UK target of reducing emissions by 80 per cent below 1990 levels could be achieved only if emissions from the UK aviation industry do not exceed 37.5 million tons – the level seen in 2005. And yet, a report released by the Department for Transport has already revealed that aviation emissions will hit 43 million tons by 2030 if the Heathrow expansion goes ahead.  
<https://www.independent.co.uk/infact/heathrow-airport-expansion-vote-third-runway-climate-change-chris-grayling-a8415881.html>
4. Calculated by David Banister based on the [National Travel Survey data](#) and the Civil Aviation Authority's [Air Passenger Surveys](#):  
<https://theconversation.com/heathrows-third-runway-is-expensive-polluting-and-unequal-why-the-poor-will-lose-out-98781>

### Appendix - copy of correspondence between Councillor Carla Denyer and the Bristol Airport Consultation Team

Dear Cllr Denyer,

Carbon neutrality is a stretching target but one we believe can be achieved in the timescale we have set out. However, I should stress that emissions from flights are out of scope but will be addressed separately through an international agreement on a new global market-based measure to offset CO2 emissions.

We will be publishing a Sustainable Growth Strategy, encompassing an updated approach to carbon management, alongside our Draft Master Plan this winter. We would welcome your feedback on all aspects of the Sustainable Growth Strategy as part of consultation on the Draft Master Plan.

Thank you for flagging up the glitch with the auto response, which seems to have reverted to a previous version. We have now rectified this error.

Kind regards,

[name redacted]

**From:** Councillor Carla Denyer

**Sent:** 25 June 2018 14:14

**To:** [name and email address redacted]

**Cc:** Bristol Airport's Consultation Team <[Future@bristolairport.com](mailto:Future@bristolairport.com)>

**Subject:** RE: Bristol Airport carbon neutral 2030 plan





Dear [name redacted]

I am surprised that you think you can completely decarbonise in 12 years without yet having a road map for it, while expanding the airport.

Please can you point me at where I can find the existing carbon management plan?

By the way, are you aware of what it says in the autoreply from the [future@bristolairport.com](mailto:future@bristolairport.com) email address? See attached. Even though it is the email address published on the consultation pages for the current consultation, the autoreply tells the recipient that the consultation is closed. I think it needs updating.

Best wishes,

Carla Denyer  
Councillor for Clifton Down  
[cllr.carla.denyer@bristol.gov.uk](mailto:cllr.carla.denyer@bristol.gov.uk)  
07469 413306

*Please click [here](#) for a copy of my privacy notice that sets out how the data you have sent me will be processed and stored.*

**From:** [name and email address redacted]  
**Sent:** 25 June 2018 13:30  
**To:** Councillor Carla Denyer  
**Cc:** Bristol Airport's Consultation Team  
**Subject:** RE: Bristol Airport carbon neutral 2030 plan

Dear Cllr Denyer,

Thank you for taking the time to contact us.

The airport does have a carbon management plan, as required as part of the ACI Carbon Accreditation process which we are actively involved in (we are seeking approval for Stage 2: Reduction certification imminently).

Our ambition to be carbon neutral by 2030 is a medium term goal and as such we will be providing an updated carbon management plan in due course detailing a road map to reach this status by 2030.

I do hope this adequately answers your query and please don't hesitate to contact me if I can be of any further assistance.

Thanks

[name redacted]

**From:** Councillor Carla Denyer [<mailto:Cllr.carla.denyer@bristol.gov.uk>]



**Sent:** 25 June 2018 12:01  
**To:** Bristol Airport's Consultation Team  
**Subject:** Bristol Airport carbon neutral 2030 plan  
**Importance:** High

Dear Bristol Airport consultation team,

I am reading through your consultation and am very interested by your ambition to be carbon neutral by 2030.

Given how soon that is, I assume you have a detailed plan already in place for how to achieve it. However, I have had a look on your website, plus on <http://www.airportcarbonaccreditation.org> and <http://www.airportco2.org>, and cannot find any details. Please could you direct me to where I can find such a plan?

As the consultation closes soon, I would be grateful if you could get back to me in the next day or two.

Many thanks,

Carla Denyer  
Councillor for Clifton Down  
[cllr.carla.denyer@bristol.gov.uk](mailto:cllr.carla.denyer@bristol.gov.uk)  
07469 413306

Please click [here](#) for a copy of my privacy notice that sets out how the data you have sent me will be processed and stored.

**Details of other motions submitted (which, due to time constraints, are very unlikely to be considered at this meeting) are set out below for information:**

#### **4. NO VEHICLE IDLING ZONES**

Motion submitted by: Cllr Mark Wright, Liberal Democrat, Hotwells & Harbourside ward

##### **“This Council Notes:**

1. Bristol, like many authorities, has area of poor air quality and that pollutants in the air can exceed safe limit set by both the *European Union* and *World Health Organisation*.
2. Air pollution in Bristol has a massive impact on the health of our citizens. In the young and most health-vulnerable it can cause permanent lung damage, and in older people it exacerbates lung and heart diseases. In Bristol this equates to approximately 300 extra deaths each year.



3. A very welcome Clean Air Zone is currently in the planning stages as part of the city's Clean Air Action Plan - which will in future alter journey routes and vehicle purchases, but likely won't affect driving style. Implementation of the Clean Air Zone is some years away.

4. The *National Institute for Health and Care Excellence* (NICE) and *Public Health England* (PHE) produced new guidance last year that recommended "no vehicle idling" areas in places where health-vulnerable people collect, such as outside schools, hospitals and care homes, and in areas where exposure to road-traffic-related air pollution is high.

**This Council resolves to support and asks the Mayor to implement:**

1. Introduce, by the end of 2019 an enforceable "no vehicle idling" zone outside every school, and in every park in the city - with at least four pilot zones of each by spring 2019.
2. Where practical, to extend the number of "no vehicle idling" zones to cover areas outside children's play areas where standing traffic is an issue.
3. Work with our NHS partners, to look at extending "no vehicle idling" zones outside medical buildings, in hospital pick-up areas, and outside care homes.
4. Use the experience of the pilot zones to determine whether these measures should be implemented via enforceable enhancements to existing Council policies, or via a new by-law."

*Guidance proposes 'no vehicle idling' zones to tackle air pollution*

<https://www.localgov.co.uk/Guidance-proposes-%E2%80%98no-vehicle-idling%E2%80%99-zones-to-tackle-air-pollution/43337>

*Air pollution: outdoor air quality and health*

<https://www.nice.org.uk/guidance/ng70>

## 5. SUPPORTING LOCAL SHOPS

Motion submitted by: Cllr Graham Morris, Conservative, Stockwood ward

"Council has growing concern over the future vibrancy of many of Bristol's high streets.

Nationally, one study found that we are losing 16 shops per day through closure with an estimated 50,000 jobs lost or expected to go between January and June in this year alone. Some of the latest casualties include such well-known retail chains as Toys-R-Us and Maplin.

This is due to a 'perfect storm' of many contributing factors including (i) spiralling rents; (ii) rising business rates; (iii) increased labour costs; (iv) declining foot-fall; and (v) the choice, convenience and competition provided by the



internet.

With local authorities more dependent than ever before on retention of business rates to balance their budgets, Council believes it is essential that more is done to support struggling small businesses in secondary or satellite retail areas around the city.

To this end, Council calls on the Mayor to allocate resources from his capital budget to actually invest in these precincts to make them more attractive places to visit. As one designer has put it, these destinations need to become 'galleries of experience' to draw people to them.

Consequently, consideration needs to be given to changing the city's parking strategy/priorities, more free short-term parking provided at these locations, and improved CCTV coverage to increase public safety.

Council requests that a report be prepared for Scrutiny which outlines the existing options available for providing temporary business rate relief on particularly hard-pressed retailers. Finally, following the outcome of such a review, the Mayor is asked to lobby Ministers for root-and-branch reform of the Business Rates system (which is based on rateable values and ignores important factors such as profit and turnover), to bring it up to date with current economic conditions and in order to save UK retailing."

## **6. TRIAL OF RECYCLED PLASTICS FOR BRISTOL ROADS**

Motion submitted by: Cllr Claire Hiscott, Conservative, Horfield ward

"Council notes with great interest the innovative road surfacing experiment currently being trialled in London which utilises recycled plastics.

In 2016, Cumbria County Council became the first authority in the country to use this material on its roads. It was found to be an affordable, more environmentally friendly alternative repair resource to address their road repair problems. For their project, resurfacing the A7 in Carlisle, the volume of plastic applied was equivalent to 500,000 plastic bottles and more than 800,000 one-use plastic carrier bags.

Council understands that many benefits are derived from these 'plastic roads' which can be constructed entirely out of recycled plastic or as a composite mix with traditional mineral aggregates and asphalt. For example, as well as obviously reducing resort to landfill, it uses a material which is plentiful, cost effective, easy to apply and proven durability.

With the LGA estimating it will cost around £11.8 billion to bring the nation's roads up to standard, any viable cheap alternative must be



considered by cash-strapped authorities.

Accordingly, in order to better evaluate these claims, Council calls on the Mayor to commission a detailed report on this subject for scrutiny members, with particular attention given to the Enfield project and special consideration given to conducting our own trial(s) here in Bristol.

Any such local study should also seek to identify those component combinations which maximise surface noise reduction.

No doubt, the bad Winter weather took a heavy toll on the city's road network. So, it would seem to be especially timely to try out these plastic formulations as a repair solution at the earliest possible opportunity."

## **7. WIDENING RECOVERY OF POSSESSION OF A DWELLING FOR ANTI-SOCIAL BEHAVIOUR**

Motion submitted by: Cllr Richard Eddy, Conservative, Bishopsworth ward

"Council notes with interest the recent suggestion by the Parliamentary Under-Secretary of State for Crime, Safeguarding & Vulnerability that families of gang members should run the risk of eviction from their rented accommodation.

This followed reports that a trial in north London involving the threat of this power (under the Anti-social Behaviour, Crime & Policing Act 2014) has proven to be a 'particularly effective strategy in changing ...behaviour'.

For decades, there are communities in our city whose lives have been blighted by the blatant criminality and really serious offending of a persistent minority. All too often these individuals seem to act with impunity - beyond the reach of law or civil consequences. This has to stop and new solutions to this problem sought and embraced.

Despite criticism levelled at this sanction, there are practical safeguards in its application. For example, the London scheme is part of an Integrated Gangs Strategy, involving multi-agency intervention, the willingness to engage in the process, a high threshold for repossession and is evidence based.

Accordingly, Council calls on the Mayor to investigate the potential for adopting a similar approach to the worst offenders in our midst – and their kin - who occupy social housing in Bristol. It is Council's belief that this particular jeopardy could have a powerful deterrent effect upon would-be and even hardened criminals."



## 8. BRISTOL SAFER DRUG CONSUMPTION ROOM AND HEROIN ASSISTED TREATMENT

Motion submitted by: Cllr Jude English, Green, Ashley ward

### “Full Council notes that:

1. Drug related deaths in Bristol have significantly increased over the past four years, including a rise in deaths relating to the powerful painkiller fentanyl. Bristol also has the highest crack cocaine use across the country.
2. Sharing needles puts people at risk of catching Blood Borne Viruses, most prominently HIV, hepatitis C (HCV) and hepatitis B (HBV). In Bristol 66.4% of injecting drug users have Hepatitis C - well above the national average.
3. There is a widespread problem in Bristol with discarded needles and street drug use – impacting the public and business community.
4. Street drug use and the resulting impacts have major cost implications for policing, public health, businesses and a range of council services.
5. The government's expert advisory group - the Advisory Council on the Misuse of Drugs (ACMD) - has called for both Safer Drug Consumption Rooms (DCR) and Heroin Assisted Treatment (where heroin is prescribed in a clinic). They note that the evidence demonstrates that these interventions reduce death rates, blood borne disease infections and other health problems, hospital stays, emergency call-outs, discarded drug litter, and street drug use. They also improve engagement and retention in treatment for otherwise difficult to reach vulnerable people, and do not lead to increased use.
6. In its response to the ACMD, the Government recognised there is evidence supporting: “the effectiveness of drug consumption rooms in addressing the problems of public nuisance associated with open drug scenes, and in reducing health risks for drug users.” and that; “It is for local areas in the UK to consider, with those responsible for law enforcement, how best to deliver services to meet their local population needs.”
7. Heroin Assisted Treatment is recommended for people for whom other forms of treatment have not worked, by Public Health England and in the Home Office Modern Crime Reduction Strategy. 44% of acquisitive crime is committed by dependent heroin users, and research from UK trials in Brighton, London and Darlington showed that Heroin Assisted Treatment can reduce acquisitive crime to pay for drug use by two-thirds. It can also cause a substantial fall in overall crime, and lead to a reduction in street dealing, and street sex work. It also reduces the profits organised criminals accrue from the heroin trade.
8. The ACMD and numerous cost-benefit analyses have concluded



that both Safer Drug Consumption Rooms and Heroin Assisted Treatment are cost effective. A business case carried out by the NHS in Glasgow in 2017 concluded a proposed facility there, combining both, would lead to millions of pounds worth of savings.

9. A range of public service budgets stand to benefit from the positive impacts of Safer Drug Consumption Rooms and Heroin Assisted Treatment - including policing, ambulance services, the wider NHS, council waste services etc. Long term funding for the proposed Glasgow facilities will be drawn proportionately from all these areas to ensure that all contribute and benefit fairly.

**Full Council believes that:**

1. Many of the most vulnerable people in Bristol are dying, while measures that have been shown to save both lives and money, and are recommended by the Government's expert advisers, have not been fully considered.
2. The evidence shows that Safer Drug Consumption Rooms and Heroin Assisted Treatment deliver significant health, social and economic benefits, not just to people who use drugs, but to the wider public and businesses. Implementing these measures has also been shown to deliver savings across health, crime and policing, business, parks and street cleaning, and other areas, that are substantially higher than the running costs. Therefore, on social and economic grounds, an assessment should be conducted as to the feasibility of delivering these measures in Bristol.

**Full council resolves to ask the Mayor:**

1. To publicly endorse the work of the Substance Misuse Team in carrying out a feasibility study in house to assess whether Heroin Assisted Treatment and/or a Safer Drug Consumption Room would have net benefits for Bristol as supported by Safer Bristol Executive at their meeting in January.
2. To ensure that this study draws on existing research to assess the likely impacts on: drug related deaths, street drug use, discarded drug litter, anti-social behaviour, health, crime etc. It should also indicate which budgets, both within the council and beyond, would make cost-savings - e.g. policing, emergency services, hospital admissions etc. This is to identify stakeholders who could be asked to contribute financially, to ensure fair, long term funding that benefits all those involved.
3. Most importantly, to commit to fully implementing the findings and recommendations of the feasibility study so that the people of Bristol benefit as soon as possible – especially our most vulnerable citizens."





## 9. CERTAINTY FOR UNIVERSAL CREDIT CLAIMANTS

Motion submitted by: Cllr Eleanor Combley, Green, Bishopston & Ashley  
Down ward

### **“Full Council notes that:**

Households that move onto receiving Universal Credit will have a minimum 6 week delay (though many have reported more) before receiving any income after claiming, meaning that many people are likely to fall into rent arrears, fuel and food poverty.<sup>1</sup>

Some landlords around the country have sent pre-emptive eviction notices to their tenants, telling them that if they fall into rent arrears because of the slowness of the universal credit system, they will be evicted.<sup>2</sup>

This means that tenants who may be moved onto universal credit are living in fear of losing their homes, even though their rent will eventually be paid.

The Full Service for Universal Credit is being introduced for all working age households making a new claim for benefit:

- in Bedminster, Bishopsworth and Temple Street Job Centre Plus areas from June 2018
- in Horfield and Shirehampton Job Centre Plus areas from September 2018
- in Kingswood Jobcentre Plus area from October 2018

### **Full Council believes that:**

No-one should be losing their home through no fault of their own, because of the slowness or inefficiency of state systems.

If landlords are prepared to come out now and say that they won't evict anyone because of rent arrears caused by universal credit, that stress can be removed in an instant.

**Full Council calls on the Mayor** to make a pre-emptive commitment not to evict council tenants who fall into rent arrears when they are moved onto Universal Credit.

**Further we call on all landlords** in Bristol to follow the Council's example and make a similar commitment to their tenants, so that no tenant in Bristol needs to fear eviction because of a move onto Universal Credit.”

### References:

1. <https://www.theguardian.com/society/2017/oct/26/universal-credit->



[six-week-wait-key-obstacle-to-its-success-mps-say](#)

2. <https://www.theguardian.com/society/2017/nov/15/landlord-threatens-mass-evictions-ahead-of-universal-credit-rollout>

## **10. CYCLE LANES**

Motion submitted by: Cllr Charlie Bolton, Green, Southville ward

### **“Full Council notes:**

- The plethora of designs, finishes and colours of the various cycle lanes in the city.
- The confusion this causes, especially in areas where cyclists and pedestrians are in close proximity – the current layout of the city centre being a case in point

### **Full Council believes:**

A solution such as a single recognisable colour for cycle lanes would help make it obvious to all the distinction between areas where it is acceptable to cycle, and areas where it is not – something which would benefit all .

### **Council therefore calls on the Mayor:**

To introduce a single colour scheme for all Bristol’s cycle lanes, or find another mechanism for differentiating between cycle lanes and pedestrian walkways, particularly in shared spaces across our city.”

## **11. SUPPORT FOR THE HUMAN RIGHTS ACT**

Motion submitted by: Cllr Stephen Clarke

### **“Full Council notes:**

- The positive impact that the Human Rights Act has had on the protection of the rights of individuals in the UK.
- The valuable guidance the Act provides for public authorities in ensuring policies are developed in line with international human rights standards.

### **Full Council believes:**

- The UK should be proud of respecting the human rights of its citizens and should not be considering diluting their statutory protections at this time of increased threat to civil liberties.

### **Full Council resolves to call on the Mayor:**



- To lobby the Government to retain the Act, the protections within it, and the UK's international obligations under the European Convention on Human Rights.

To request that the leader of the opposition publically voices support for the retention of the Human Rights Act in future negotiations or statements on Brexit.”

## **12. ACTION ON RESIDENTS PARKING**

Motion submitted by: Cllr Fi Hance, Green, Redland ward

### **“Full Council notes:**

1. That significant parking problems and associated dangers to the community are being experienced in numerous areas across the city, particularly those adjoining existing Resident Parking schemes.
2. Many local people have attended public meetings to voice their concerns and several resident led action groups have been set up to examine problems and potential solutions.
3. No support is available from the Highways department who are fully engaged in reviewing existing RPS schemes and reviewing 20mph for the foreseeable future.

### **Full Council believes that:**

1. When residents ask for help from the council in this way they should be listened to, otherwise they will perceive any attempt at engagement as being meaningless.
2. Officers should be made available for community engagement before the current situation results in a serious accident resulting from poor parking management.
3. Residents cannot be expected to develop positive solutions without the expertise of experienced highways officers.

### **Full Council resolves to call on the Cabinet Member for Transport to:**

1. Acknowledge the dangers that local communities are highlighting to their ward councillors which result from inadequate parking regulation.
2. Allocate resource to communicating and providing appropriate advice to affected communities in the City.
3. Explain to the local residents what is happening.
4. Refer the process for RPS extensions to the appropriate scrutiny function for review.”



### **13. PROMOTING CO-OPERATIVE IDEAS AND PRACTICES FOR THE BENEFIT OF RESIDENTS AND STAFF**

Motion submitted by: Cllr Tom Brook, Bishopsworth and Ashley Down ward

#### **“Full Council notes that:**

Bristol, both within the City Council and in the wider city, is a proud hotbed of co-operative ideas and practices.

More can always be done to promote co-operative thinking within the City Council for the benefit of residents and staff alike.

The Co-operative Councils Innovation Network is a successful, long-running collaboration between local authorities who are committed to finding better ways of working for, and with, local people for the benefit of their local community.

The Mayor’s 2016 Manifesto included a pledge to join the Co-operative Councils Innovation Network

#### **Full Council believes that:**

Bristol City Council should continue to pursue and implement co-operative policies throughout all it does, and should promote co-operative practices to its partner organisations.

Joining the Co-operative Councils Innovation Network, putting co-operative policies into practice, and innovating alongside other like-minded authorities, are all ways that can help Bristol City Council to meet the challenges it faces of budget, social care pressures and other issues.

#### **Full Council resolves:**

That Bristol City Council should join the Co-operative Councils Innovation Network at the earliest opportunity.

To support the Mayor and council administration’s to incorporate more co-operative policies and practices within the council.

Ask the Mayor to, working with other cities such as Newcastle, Plymouth and Greater Manchester, promote co-operative thinking to other like-minded Local Authorities who may benefit from such policies.”



Signed



Quentin Baker  
Proper Officer  
31 August 2018



## **FULL COUNCIL MEETINGS – PUBLIC GALLERY**

**Please note:**

**Under our security arrangements, all members of the public (and bags) will be searched. This applies to all members of the public attending the meeting in the interests of helping to ensure a safe meeting environment for all attending.**

**Visitors' bags are liable to be searched prior to entry, and entry is conditional upon visitors consenting to be searched. Searches are carried out to ensure that no items which may interrupt proceedings are brought into the building. This includes weapons, loud hailer, banners, and placards. Small notices may be acceptable if they are not obstructive or offensive (no more than A4 size).**

**All large bags are to be left at reception.**

**Visitors refusing to allow a search may be refused entry.**

**The public gallery in the Council Chamber is available for members of the public to observe the Full Council meeting.**

**The Lord Mayor has determined:**

- **Attendees should please be quiet and not interrupt proceedings.**
- **All loud hailer, banners, and placards must be left at the main entrance and will not be permitted to be brought into the building.**
- **The Council reserves the right to remove any person who disrupts the proceedings. In appropriate circumstances, the police may be called.**

**Thank you for your co-operation.**

## Bristol City Council Minutes of the Full Council

17 July 2018 at 6.00 pm



### **Present:**

Cleo Lake, Lord Mayor

Marvin Rees, Bristol Mayor

**Councillors:** Peter Abraham, Donald Alexander, Lesley Alexander, Nicola Bowden-Jones, Harriet Bradley, Mark Bradshaw, Mark Brain, Charlie Bolton, Tom Brook, Fabian Breckels, Tony Carey, Craig Cheney, Barry Clark, Jos Clark, Stephen Clarke, Harriet Clough, Eleanor Combley, Asher Craig, Chris Davies, Mike Davies, Carla Denyer, Kye Dudd, Richard Eddy, Jude English, Martin Fodor, Helen Godwin, Paul Goggin, Geoff Gollop, John Goulandris, Fi Hance, Margaret Hickman, Helen Holland, Gary Hopkins, Chris Jackson, Hibaq Jama, Carole Johnson, Steve Jones, Anna Keen, Gill Kirk, Mike Langley, Jeff Lovell, Brenda Massey, Olly Mead, Matt Melias, Anthony Negus, Paula O'Rourke, Steve Pearce, Celia Phipps, Ruth Pickersgill, Kevin Quartley, Liz Radford, Jo Sergeant, Afzal Shah, Paul Smith, Clive Stevens, Mhairi Threlfall, Estella Tincknell, Jon Wellington, Mark Weston, Lucy Whittle, Chris Windows and Mark Wright

**Aldermen/women:** A Massey, J McLaren, B Price

### **1. Welcome and safety information**

The Lord Mayor welcomed all attendees to the meeting, and made a safety announcement in relation to the fire/emergency evacuation procedure.

### **2. Apologies for absence**

Apologies for absence were received from Councillors Beech, Hiscott, Kent, Khan, Morris and Thomas.

### **3. Minutes of previous meeting - 22 May 2018 - to be confirmed as a correct record**

On the motion of the Lord Mayor, seconded by Councillor Eddy, it was

**RESOLVED:**





That the minutes of the meeting of the Full Council meeting held on 22 May 2018 be confirmed as a correct record and signed by the Lord Mayor.

#### **4. Declarations of interest**

None.

#### **5. Lord Mayor's business**

##### **Newly elected Councillor Steve Smith**

On behalf of the Full Council, the Lord Mayor welcomed Councillor Smith to his first Full Council meeting following his recent election as a councillor following the by-election in Westbury-on-Trym and Henleaze ward.

##### **Newly appointed Council officers**

On behalf of the Full Council, the Lord Mayor welcomed to their first Full Council meeting:

- \* Mike Jackson, Executive Director - Resources & Head of Paid Service
- \* Quentin Baker, Interim Director - Legal & Democratic Services

##### **Shahzia Daya – Director - Legal & Democratic Services**

On behalf of the Full Council, the Lord Mayor thanked Shahzia Daya who, after many years of dedicated service, was leaving her role to take up the post of Director of Legal at the West of England Combined Authority. She also expressed best wishes to Shahzia in relation to her new role.

##### **Recent city events**

The Lord Mayor drew attention to and thanked all those involved in organising the following recent events:

- \* St Paul's Carnival
- \* Bristol Pride
- \* Bristol Black Pride inaugural event

The Lord Mayor also advised that during the refreshment break, she had arranged for short films exploring the expression of grief through the power of dance and movement to be shown in the conference hall.

#### **6. Public forum (public petitions, statements and questions)**

##### **Public petitions:**

The Full Council received and noted the following petition:

Petition PP 01 - "Petition – Safety in Redland Road near Colston's primary school Elmgrove annex"



Petition organiser – Catherine Burridge

**Public statements:**

The Full Council received and noted the following statements (which were also referred to the Mayor for his consideration/information):

- PS 01 - Catherine Burridge - Safety in Redland Road near Colston's primary school Elmgrove annex
- PS 02 - Thangam Debbonaire MP - Safety in Redland Road near Colston's primary school Elmgrove annex / Bishopston & St Andrews - parking and highway safety issues
- PS 03 - Viran Patel - Mental health services
- PS 04 - Julie Boston - Local taxation / local democracy
- PS 05 - Oliver Fortune - Libraries - footfall / opening hours
- PS 06 - Graham Donald - Canford Lane crossing
- PS 07 - Eileen Means - Bristol for Europe
- PS 08 - Max Langer - Bristol and Brexit

Statements were presented by individuals present at the meeting.

**Public questions:**

The Full Council noted that the following questions had been submitted:

- PQ 01 - Council debt collection - Question from Paul Wheeler
- PQ 02 - Interim staff pay - Question from Paul Wheeler
- PQ 03 - Residents parking - Question from Dr Matthew Aldridge
- PQ 04 - question withdrawn
- PQ 05 - Central library - Question from Oliver Fortune
- PQ 06 - Community led toilet service - Question from Oliver Fortune
- PQ 07 - Road safety near schools - Question from Catherine Burridge
- PQ 08 - Residents parking scheme in Bishopston and St Andrews - Question from Sara Tullberg
- PQ 09 - Residents parking scheme in Bishopston and St Andrews - Question from Cecilia Farren
- PQ 10 - Corporate Parenting Strategy - Question from Alderman Brian Price.

Within the time available, the Mayor responded verbally to questions PQ 05, PQ 06, PQ 07, PQ 08, PQ 09 and PQ 10, also responding to supplementary questions.

**7. Petitions notified by councillors**

None notified for this meeting.



**ADJOURNMENT** – At this point the Lord Mayor advised that the Full Council meeting would adjourn for a 20 minute refreshment break.

## **8. Mayor of Bristol's annual statement to Full Council and responses from political group leaders**

The Full Council received and noted the annual statement from the Mayor of Bristol, Marvin Rees.

Councillors Hickman, Weston, Combley and Negus then responded to the Mayor's statement on behalf of their respective political groups.

The Mayor then made a final response and summed up.

## **9. Corporate Parenting Strategy**

The Full Council considered a report on the refreshed Corporate Parenting Strategy.

Councillor Godwin, Cabinet member for Children and Young People moved the report and the recommendations contained therein.

At this point in the meeting, some young people in foster care / care leavers addressed the meeting, sharing their experiences with councillors.

Councillor Combley then seconded the report.

Following debate, it was:

### **RESOLVED:**

- 1. That the priorities and actions set out in the Corporate Parenting Strategy 2018 (Appendix A) be approved.**
- 2. That the progress as summarised in the report on the delivery of Bristol's Corporate Parenting Strategy 2015 be noted.**
- 3. The refreshed Bristol Pledge to children in care and care leavers (Appendix B) be noted.**

## **10. Audit Committee annual report 2017-18**

The Full Council considered the annual report of the Audit Committee 2017-18.



Councillor Stevens, Vice-Chair of the Audit Committee moved the report and the recommendation contained therein.

Councillor J Clark, Chair of the Audit Committee in 2017-18 seconded the report.

Following debate, it was:

**RESOLVED:**

**That the 2017-18 annual report of the Audit Committee be accepted and noted, including the committee's concerns that internal control arrangements at the Council are not yet as consistently robust as they should be; it was also noted that the committee will continue to monitor and support the improvement required during 2018-19.**

**11. Proposals for revisions to the terms of reference for the Audit Committee**

The Full Council considered a report proposing revisions to the terms of reference of the Audit Committee.

Councillor Mead, Chair of the Audit Committee moved the report and the recommendations contained therein.

Councillor Stevens, Vice-Chair of the Audit Committee seconded the report.

**RESOLVED:**

- 1. That approval be given to the updated terms of reference of the Audit Committee.**
- 2. That the Monitoring Officer, in consultation with the Chair of the Audit Committee, be authorised to amend the Council's constitution accordingly.**

**12. Designation of Monitoring Officer**

The Full Council considered a report on the designation of the authority's Monitoring Officer.

Councillor Cheney moved the report and the recommendation contained therein.

Councillor Hance seconded the report.

In response to a point of order raised by Cllr Gollop, it was noted that the report contained a typographical error and that paragraph 10 of the report (risk assessment) should be amended as follows:



In paragraph 10, delete the words “Head of Paid Service” and replace with “Monitoring Officer”.

Subject to the above, it was

**RESOLVED:**

**That Quentin Baker be appointed as the Council’s Monitoring Officer until such time as a permanent appointment has been made.**

**13. Motions**

At the start of this item of business, on the motion of the Lord Mayor, it was

**RESOLVED** (30 members voting in favour, 29 against, with no abstentions)

**- That the duration of this meeting be extended to 9.15 p.m.**

**Altered Motion 1 – Mental health**

Councillor Phipps moved the following altered motion:

“Full Council notes:

1. Health and Safety Executive estimates of a £5.2 billion annual loss to the UK’s economy from more than 11 million days off due to stress, depression, and anxiety.
2. Survey statistics published in the local media showing a 70% increase in the number of working days lost to stress at the UH Bristol NHS Trust since 2011, an 80% rise in instances of time off due to stress-related illness at the North Bristol NHS Trust since 2010, and a 210% rise in stress-related absence at the South West Ambulance Service since 2013: comprising a 41% rise over the seven years to 2017, with stress accounting for the greatest number of working days lost due to any type of illness (*The Bristol Cable*).
3. That, with local authority budgets now cut by central Government almost half since 2010, last year stress represented the biggest reason for staff absence at Bristol City Council; we welcome this local authority’s progress in promoting agile and flexible working alongside the free Employee Assistance Programme and counselling service for council staff and their families.
4. The continued underfunding of the NHS, including much-needed mental health services, by the current Government, despite recent un-costed public pronouncements and despite a long overdue pay rise for some staff following years of advocacy from NHS trades unions.
5. The Marmot Review (2010), which recommended policy-makers to focus on the ‘causes of the causes’, and the programme of Thrive Bristol, published in March of this year.
6. Its own current position, ratified in December 2017 – which states that ‘austerity has failed’ and that ‘Bristol needs more money and more powers’ – alongside the Mayor, the Labour



administration, and the majority of the members of this chamber's commitment to fight austerity and protect public services.

7. Labour members' statements and questions at the Health and Wellbeing Board last month highlighting the lack of nurses for children in care; the need for a coordinated position calling for the full funding of the NHS, measures to tackle the recruitment and retention crises, and reinstatement of the NHS bursary for student nurses; and clarity on steps being taken by local NHS bodies and the AWP to monitor and improve staff wellbeing.
8. That almost one hundred students are sadly believed to have taken their own lives in the last year, thought to include at least a dozen students at the University of Bristol and the University of the West of England since October 2016; the efforts, including a recent march, of Bristol students to highlight these tragic deaths and the need for greater service provision; and the recent conference held by the Universities Minister at UWE Bristol.

Full Council believes:

1. That the founding of our NHS, in the face of opposition from the Tories, represents a landmark achievement of the post-war Labour Government.
2. In parity of esteem between physical and mental health services in this country, and an end to the stigma around conditions requiring support through the latter.
3. That austerity and underfunding of public services, including our NHS, remains a political choice of national government, initiated by the 2010 Conservative-Liberal Democrat coalition (whose then-Bristol MPs voted to abolish Bristol's Revenue Support Grant, worth £110 million in 2014/15) and continued by the current Conservative Government.
4. That a national mental health charter for universities which is compulsory, not optional, should be introduced by the Government to build on and quicken steps being taken by universities – who should be working in close partnership with students, the NHS, the National Union of Students, and councils like our own.

Full Council resolves:

1. To back the Mayor of Bristol's commitment to Thrive Bristol, a ten-year mental health and wellbeing programme for all ages comprised of public, third sector, and private partners across the city.
2. To ask the council's senior leadership team, in consultation with the relevant cabinet member and the chair of the Human Resources committee, to review the completeness of the organisation's risk assessments into excessive pressure (stress) in the workplace and take the appropriate action.
3. To encourage all elected members to undergo the training provided around noticing and managing workplace stress and mental health more generally.
4. To recommend that the Member Development Panel consider what additional training and support should be provided or required for councillors in this regard.
5. To reaffirm the need for public services – including the NHS and councils such as our own – to be fully funded by the Government."

Councillor Goggin seconded the altered motion.



Following debate, upon being put to the vote, the altered motion was CARRIED (49 members voting in favour, 13 against, with 2 abstentions) and it was

## **RESOLVED:**

### **Full Council notes:**

1. Health and Safety Executive estimates of a £5.2 billion annual loss to the UK's economy from more than 11 million days off due to stress, depression, and anxiety.
2. Survey statistics published in the local media showing a 70% increase in the number of working days lost to stress at the UH Bristol NHS Trust since 2011, an 80% rise in instances of time off due to stress-related illness at the North Bristol NHS Trust since 2010, and a 210% rise in stress-related absence at the South West Ambulance Service since 2013: comprising a 41% rise over the seven years to 2017, with stress accounting for the greatest number of working days lost due to any type of illness (*The Bristol Cable*).
3. That, with local authority budgets now cut by central Government almost half since 2010, last year stress represented the biggest reason for staff absence at Bristol City Council; we welcome this local authority's progress in promoting agile and flexible working alongside the free Employee Assistance Programme and counselling service for council staff and their families.
4. The continued underfunding of the NHS, including much-needed mental health services, by the current Government, despite recent un-costed public pronouncements and despite a long overdue pay rise for some staff following years of advocacy from NHS trades unions.
5. The Marmot Review (2010), which recommended policy-makers to focus on the 'causes of the causes', and the programme of Thrive Bristol, published in March of this year.
6. Its own current position, ratified in December 2017 – which states that 'austerity has failed' and that 'Bristol needs more money and more powers' – alongside the Mayor, the Labour administration, and the majority of the members of this chamber's commitment to fight austerity and protect public services.
7. Labour members' statements and questions at the Health and Wellbeing Board last month highlighting the lack of nurses for children in care; the need for a coordinated position calling for the full funding of the NHS, measures to tackle the recruitment and retention crises, and reinstatement of the NHS bursary for student nurses; and clarity on steps being taken by local NHS bodies and the AWP to monitor and improve staff wellbeing.
8. That almost one hundred students are sadly believed to have taken their own lives in the last year, thought to include at least a dozen students at the University of Bristol and the University of the West of England since October 2016; the efforts, including a recent march, of Bristol students to highlight these tragic deaths and the need for greater service provision; and the recent conference held by the Universities Minister at UWE Bristol.

### **Full Council believes:**

1. That the founding of our NHS, in the face of opposition from the Tories, represents a landmark achievement of the post-war Labour Government.
2. In parity of esteem between physical and mental health services in this country, and an end to the stigma around conditions requiring support through the latter.





3. That austerity and underfunding of public services, including our NHS, remains a political choice of national government, initiated by the 2010 Conservative-Liberal Democrat coalition (whose then-Bristol MPs voted to abolish Bristol's Revenue Support Grant, worth £110 million in 2014/15) and continued by the current Conservative Government.
4. That a national mental health charter for universities which is compulsory, not optional, should be introduced by the Government to build on and quicken steps being taken by universities – who should be working in close partnership with students, the NHS, the National Union of Students, and councils like our own.

**Full Council resolves:**

1. To back the Mayor of Bristol's commitment to Thrive Bristol, a ten-year mental health and wellbeing programme for all ages comprised of public, third sector, and private partners across the city.
2. To ask the council's senior leadership team, in consultation with the relevant cabinet member and the chair of the Human Resources committee, to review the completeness of the organisation's risk assessments into excessive pressure (stress) in the workplace and take the appropriate action.
3. To encourage all elected members to undergo the training provided around noticing and managing workplace stress and mental health more generally.
4. To recommend that the Member Development Panel consider what additional training and support should be provided or required for councillors in this regard.
5. To reaffirm the need for public services – including the NHS and councils such as our own – to be fully funded by the Government.

**Motion 2 – Exit from the European Union**

Councillor Clough moved the following motion:

**“Full Council believes:**

1. That there is mounting and undisputable evidence of damage that 'Brexit' would cause both to the national economy and to our regional economy.
2. The damage to our international relationships, the reducing influence with other states and the complete loss of say and control over the rules of the European Single Market and Customs Union, the largest market in the world.
3. That the Government has totally mismanaged the Brexit negotiations and has failed to work closely with large cities such as Bristol and listen to our concerns on the direction followed.
4. That businesses within the region, like those elsewhere in the UK, are reconsidering investment plans in new production and new jobs while they await the Brexit deal.
5. That the current rights of EU citizens living in the UK should always be fully protected and not used as a bargaining chip by the UK Government.

**Full Council notes:**



1. The increasing problems that the NHS is having in recruiting nurses and doctors since the decision to leave the European Union was made and that this is having a real impact on the health of local residents.
2. With concern the potential impact of Brexit both on our local economy and on established mutually beneficial partnerships and links with European cities.
3. That the UK economy is now the slowest growing economy in Europe, reducing the prosperity of the UK and Bristol residents.
4. That new investment in the region is being jeopardised and new job opportunities are being lost.
5. That inflation caused by Brexit-related depreciation of the pound is driving up living costs for the poorest residents a further squeezing of living standards.
6. That Brighton Council and Hammersmith and Fulham Council have already passed motions that back a referendum on the final deal and an option to stay within the European Union.

Full Council resolves to:

1. Ask the Mayor and Party Group leaders to write to Bristol's four MPs and Sajid Javid, Secretary of State for Communities and Local Government, expressing this Council's and this city's strong desire for a referendum on the final terms of a Brexit deal, including the option to maintain full EU membership.
2. Ask the Mayor to write to the Prime Minister asking that she meet with him and other core city leaders to discuss city leaders' concerns about Brexit.
3. Ask the Mayor and party group leaders to meet with West of England Mayor and the region's MPs to discuss how best to mitigate the effects already being felt by Brexit and how Bristol and the region can be kept within the Single Market and Customs Union.
4. Ask the Mayor to write to all Leaders of Local Authorities in the UK urging them to also adopt a policy calling for a referendum on the final terms of Brexit including an option to maintain full EU membership."

The motion was seconded by Councillor Fodor.

Councillor Tincknell then moved the following amendment:

'That the motion be amended to read as follows:

"Full Council believes that:

1. There is mounting and undisputable evidence of the damage that Brexit would cause both to the national economy and to our regional economy.
2. The Government has totally mismanaged the Brexit negotiations, and has failed to work closely with large cities such as Bristol and listen to our concerns on the direction followed.
3. Businesses within the region with employees and supply chains across Bristol, including Airbus and major construction companies, like those elsewhere in the UK, are reconsidering their current and future commitments to jobs and investment while they await the Brexit deal, and that this is of particular



concern when major city priorities, including house-building, are being progressed under this administration.

4. The current rights of EU citizens living in the UK and those of UK citizens living in other EU member states should always be fully protected and not used as a bargaining chip and that, more widely, current EU protections should be treated as a floor and not a ceiling.

Full Council notes:

1. The increasing problems that the NHS is having in recruiting nurses and doctors since the decision to leave the European Union was made and the impact on the health of local residents.
2. With concern, the potential impact of Brexit both on our local economy and on established mutually beneficial partnerships and links with European cities.
3. The UK economy is now the slowest growing economy in Europe, further reducing the prosperity of UK and Bristol residents.
4. New investment in the region is being jeopardised and new job opportunities are being lost.
5. Inflation caused by Brexit-related depreciation of the pound is driving up living costs for the poorest residents, leading to a further squeezing of living standards.
6. Brexit is doing damage to our international relationships, and risks the potential complete loss of control over the rules of the European Single Market and Customs Union.
7. While the United Kingdom's membership of international organisations and treaties is the remit of national Government, the focus of local authorities – including Labour-run Bristol – is on providing and protecting local services, as set out in Mayor Marvin Rees' annual statement today.
8. While a majority of the country, including large numbers of Bristolians, voted to leave, overall our city voted by a margin of almost two to one to remain in the European Union.
9. The Core Cities generated an estimated £72 billion of exports in 2016 – of which 48% went to other EU member states; in 2014, two-thirds of Bristol's exports went to the EU.
10. The Mayor of Bristol, alongside representatives of the core cities and EUROCITIES, met with the EU's chief negotiator, Michel Barnier, in February 2018, in sharp contrast to the lack of engagement with cities from the former Brexit Secretary, David Davis.

Full Council resolves to:

1. Ask the Mayor and Party Group Leaders to write to Bristol's four MPs and Dominic Raab, the Secretary of State for Exiting the EU, expressing this Council's concern over the Government's handling of Brexit.
2. Ask the Mayor to write to the Prime Minister and the new Brexit Secretary asking that they meet with him and other core city leaders to discuss city leaders' concerns about Brexit.
3. Ask the Mayor and party group leaders to consider convening a summit with the West of England Metro Mayor and the city-region's MPs to discuss how best to mitigate the effects already being felt in Bristol because of Brexit."'

The amendment was seconded by Councillor Jackson.

Following debate, upon being put to the vote, the amendment was CARRIED (34 members voting in favour, 29 against, with no abstentions).



Upon being put to the vote, the substantive motion as amended (i.e. incorporating the above amendment was CARRIED (47 members voting in favour, 13 against, with 4 abstentions) and it was

#### **RESOLVED:**

##### **Full Council believes that:**

1. There is mounting and undisputable evidence of the damage that Brexit would cause both to the national economy and to our regional economy.
2. The Government has totally mismanaged the Brexit negotiations, and has failed to work closely with large cities such as Bristol and listen to our concerns on the direction followed.
3. Businesses within the region with employees and supply chains across Bristol, including Airbus and major construction companies, like those elsewhere in the UK, are reconsidering their current and future commitments to jobs and investment while they await the Brexit deal, and that this is of particular concern when major city priorities, including house-building, are being progressed under this administration.
4. The current rights of EU citizens living in the UK and those of UK citizens living in other EU member states should always be fully protected and not used as a bargaining chip and that, more widely, current EU protections should be treated as a floor and not a ceiling.

##### **Full Council notes:**

1. The increasing problems that the NHS is having in recruiting nurses and doctors since the decision to leave the European Union was made and the impact on the health of local residents.
2. With concern, the potential impact of Brexit both on our local economy and on established mutually beneficial partnerships and links with European cities.
3. The UK economy is now the slowest growing economy in Europe, further reducing the prosperity of UK and Bristol residents.
4. New investment in the region is being jeopardised and new job opportunities are being lost.
5. Inflation caused by Brexit-related depreciation of the pound is driving up living costs for the poorest residents, leading to a further squeezing of living standards.
6. Brexit is doing damage to our international relationships, and risks the potential complete loss of control over the rules of the European Single Market and Customs Union.
7. While the United Kingdom's membership of international organisations and treaties is the remit of national Government, the focus of local authorities – including Labour-run Bristol – is on providing and protecting local services, as set out in Mayor Marvin Rees' annual statement today.
8. While a majority of the country, including large numbers of Bristolians, voted to leave, overall our city voted by a margin of almost two to one to remain in the European Union.
9. The Core Cities generated an estimated £72 billion of exports in 2016 – of which 48% went to other EU member states; in 2014, two-thirds of Bristol's exports went to the EU.
10. The Mayor of Bristol, alongside representatives of the core cities and EUROcities, met with the EU's chief negotiator, Michel Barnier, in February 2018, in sharp contrast to the lack of engagement with cities from the former Brexit Secretary, David Davis.

##### **Full Council resolves to:**



1. Ask the Mayor and Party Group Leaders to write to Bristol's four MPs and Dominic Raab, the Secretary of State for Exiting the EU, expressing this Council's concern over the Government's handling of Brexit.
2. Ask the Mayor to write to the Prime Minister and the new Brexit Secretary asking that they meet with him and other core city leaders to discuss city leaders' concerns about Brexit.
3. Ask the Mayor and party group leaders to consider convening a summit with the West of England Metro Mayor and the city-region's MPs to discuss how best to mitigate the effects already being felt in Bristol because of Brexit.

Meeting ended at 9.15 pm

**CHAIR** \_\_\_\_\_



## Full Council 11 September 2018



**Report of:** Quentin Baker, Interim Director - Legal & Democratic Services

**Title:** Petition debate – Ashton Court miniature railway

### Recommendation

**That Full Council debates the petition and refers it to the Mayor / relevant Cabinet member for a formal response.**

### Summary

Under the Council's petitions scheme, where a petition has 3,500 or more signatures from people who live, work or study in Bristol, the petition organiser can request a Full Council debate.

The Council has received a petition in relation to the Ashton Court miniature railway.

The petition organisers have requested that Full Council debates the petition.



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## **Details of the petition**

1. The wording of the petition is as follows:

Petition title / subject: Ashton Court miniature railway

Petition wording:

“We, the undersigned, wish the Council to agree an affordable rent with the Bristol Model Engineers so that they may continue to operate their Miniature Railway in Ashton Court for the enjoyment and benefit of all who live in Bristol and surrounding areas.”

2. The petition has been organised by the Bristol Society of Model and Experimental Engineers.
3. The petition has secured 6601 signatures to date, 5131 from Bristol residents.
4. The Full Council is asked to debate the petition.
5. Under the petition scheme, the petition organiser is permitted up to 5 minutes to present and speak to the petition. The petition scheme allows a further period of up to 15 minutes for discussion of the petition by councillors at the Full Council meeting.
6. The Full Council has agreed the following in relation to dealing with petitions with over 3500 signatures: The topic of the debate should be referred to the Mayor/Cabinet, or other relevant body with the petitioner’s views and Full Council’s views.

## **RECOMMENDATION**

**Following the debate, the Full Council is recommended to refer the petition to the Mayor, in order that the Mayor can consider his response, in liaison with the relevant Cabinet member.**





# Full Council

## 11<sup>th</sup> September 2018

**Report of:** Chair of Selection Committee

**Title:** Appointment of Monitoring Officer, Electoral Registration Officer and Returning Officer

**Ward:** Not applicable

**Councillor Presenting Report:** Councillor Craig Cheney (Chair of Selection Committee)

**Contact Telephone Number:** (0117) 92 22000

### Recommendation

1. That Tim O’Gara be appointed to the roles of Monitoring Officer, Electoral Registration Officer and Returning Officer with effect from 1<sup>st</sup> November 2018.

### Summary

The report seeks the agreement of the Full Council to appoint the candidate nominated by the Selection Committee as Director: Legal & Democratic Services on 1<sup>st</sup> August 2018 to the roles of Monitoring Officer, Electoral Registration Officer and Returning Officer

### The significant issues in the report are:

- Tim O’Gara will commence employment on 1<sup>st</sup> November 2018 as Director: Legal and Democratic Services.
- The Council’s Constitution requires that the Full Council approves the appointment to the roles of Monitoring Officer, Electoral Registration Officer and Returning Officer before an offer is made to the nominated candidate.
- These roles are currently an intrinsic part of the role of Director: Legal & Democratic Services.
- There is no separate remuneration for the role of Monitoring Officer and Electoral Registration Officer. Fees for Returning Officer duties are set from time-to-time by the Government (in respect of national elections) and the Council (in respect of local elections).
- The terms and conditions for the role of Director: Legal and Democratic Services are set by the Human Resources Committee.



## Policy

1. The Selection Committee is responsible for recommending to Full Council the appointment to the roles of Monitoring Officer, Electoral Registration Officer and Returning Officer.
2. The pay of all Executive Directors and Directors is set by the Full Council through the Pay Policy Statement.
3. There is no separate remuneration for the role of Monitoring Officer or Electoral Registration Officer. Fees for Returning Officer duties are set from time-to-time by the Government (in respect of national elections) and the Council (in respect of local elections).
4. The terms and conditions of Executive Directors and Directors are set by the Human Resources Committee.
5. The Council is required to appoint a Monitoring Officer by law. The Monitoring Officer has 3 distinct roles:
  - 5.1 To report on matters he/she believes are, or are likely to be illegal or amount to maladministration;
  - 5.2 To be responsible for matters relating to the conduct of Councillors and Officer; and
  - 5.3 To be responsible for the operation of our Constitution.
6. The Returning Officer is the person who has the overall responsibility for the conduct of elections in Bristol. They are appointed under the Representation of the People Act 1983. It is the duty of the RO to organise and conduct elections including:
  - The nomination process for candidates and political parties;
  - Provision, administration, security and notification of polling stations;
  - Appointment of staff such as presiding officers and count staff;
  - Preparation and issue of all ballot papers; issue, receipt and counting of postal ballot papers;
  - Organising and delivering the count and declaration of results;
  - Receipt of all candidates' election expenses returns;
  - Presentation of final account and claiming appropriate funding from central government as prescribed.
  - Retention of election documents.
7. The Returning Officer is an officer of the council but the role of the Returning Officer is a personal responsibility independent and separate from their duties as an employee of the council. The Returning Officer may appoint one or more persons to discharge all or any of his/her functions.
8. In the case of a general election, the Electoral Registration Officer is also the Acting Returning Officer. The Lord Mayor is the Returning Officer at Parliamentary elections as an honorary position.

9. The Electoral Registration Officer is the person with statutory responsibility for the creation, maintenance, security and distribution of the register of electors and the absent voters list. The register of electors is based on an annual canvass and monthly rolling registration of all properties. The Electoral Registration Officer takes responsibility for publishing a revised electoral register and issuing monthly alterations notices.
10. The Electoral Registration Officer is an officer of the council but the role of the Electoral Registration Officer is a personal responsibility, independent and separate from their duties as an employee of the council. These two roles of Returning Officer and Electoral Registration Officer are typically combined and performed by a single person.

### **Consultation**

#### **11. Internal**

The “Executive Objections Procedure” (Annex 1 to the Officer Employment Rules within the Council’s Constitution) has been followed in relation to the appointment of Director: Legal and Democratic Services.

#### **12. External**

Not applicable.

### **Context**

13. The Selection Committee met on 1<sup>st</sup> August 2018 and interviewed shortlisted candidates for the role of Director: Legal and Democratic Services. A rigorous selection process was followed.

### **Recommendation**

14. That Tim O’Gara be appointed to the roles of Monitoring Officer, Electoral Registration Officer and Returning Officer with effect from 1st November 2018.

### **Other Options Considered**

15. None.

### **Risk Assessment**

16. None.

### **Public Sector Equality Duties**

- 17a) Before making a decision, section 149 Equality Act 2010 requires that each decision-maker considers the need to promote equality for persons with the following “protected characteristics”: age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex, sexual orientation. Each decision-maker must, therefore, have due regard to the need to:
  - i) Eliminate discrimination, harassment, victimisation and any other conduct prohibited under the Equality Act 2010.

- ii) Advance equality of opportunity between persons who share a relevant protected characteristic and those who do not share it. This involves having due regard, in particular, to the need to --
    - remove or minimise disadvantage suffered by persons who share a relevant protected characteristic;
    - take steps to meet the needs of persons who share a relevant protected characteristic that are different from the needs of people who do not share it (in relation to disabled people, this includes, in particular, steps to take account of disabled persons' disabilities);
    - encourage persons who share a protected characteristic to participate in public life or in any other activity in which participation by such persons is disproportionately low.
  - iii) Foster good relations between persons who share a relevant protected characteristic and those who do not share it. This involves having due regard, in particular, to the need to –
    - tackle prejudice; and
    - promote understanding.
- 17b) An equality impact assessment has not been undertaken in relation to this proposal because it concerns an individual.

## Legal and Resource Implications

### Legal

*"Section 5 of the Local Government and Housing Act 1989 (as amended) confirms the Council has a duty to appoint a Monitoring Officer.*

*It is also a legal requirement under the Representation of the People Act 1983 that the Council appoint a Returning Officer and an Electoral Registration Officer."*

Advice provided by name Husinara Jones (Solicitor), 24<sup>th</sup> August 2018

### Financial

#### (a) Revenue

*"Provision exists within the Resources Directorate budget for the cost of the Director of Legal and Democratic Services post."*

#### (b) Capital

*"None."*

Advice provided by Chris Holme (Interim Head of Finance), 24<sup>th</sup> August 2018

### Land

Not applicable.

**Personnel**

*“The appointment of the Director: Legal & Democratic Services (including accountabilities as Monitoring Officer and Returning Officer) has been made in accordance with the Council’s Recruitment Policy and Full Council is asked to approve the appointment. The Electoral Registration Officer accountability was not included in the job description when the role was advertised.”*

Advice provided by Mark Williams (Head of Human Resources), 29<sup>th</sup> August 2018

**Appendices:**

None.

**LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985**

**Background Papers:**

None.