

Overview & Scrutiny Management Board 12 July 2021 Public Forum



Statements and Petitions

Ref	Name	Subject
S1	David Redgewell	Transport
S2	Dr Suzanne Audrey	Clean Air Zone
S3	Councillors Mark Weston and Geoff Gollop	City Leap
S4	Katrina Billings	Clean Air Zone
S5	Christina Biggs	Clean Air Zone
S6	Peter Finch	Hartcliffe Community Park Farm
Q1	Joanna Booth	City Leap

Public Forum Statement

Statement 1: David Redgewell Bristol disability equality forum; South west transport network; Lucy Travis and Peter Travis, Somerset Catch the Bus Campaign

Statement of Tendered bus services from September 2021

The service 17 operator from Keynsham Ashton way to Willsbridge, Longwell Green, Hanham, Kingswood, Hillfields, Staple Hill, Fishponds, Eastville Park, Mullar Road and Southmead hospital bus station.

It appears that this bus route has been cut into 2 bus routes without any passengers and local councillor consultation.

Route 16 will operate from Keynsham to Kingswood town centre and 17 from Kingswood town centre Southmead hospital bus station.

Passengers use this as a through service to Southmead hospital; Including staff Doctors and nurses.

It would appear that no consultation took place with staff at Southmead hospital or the North Bristol NHS trust.

Baroness Vere of Norbiton the bus minister made it clear that hospital routes are very important and under covid 19 bus operators grant hospitals service should be maintained. As should local rail services to hospitals.

As a result of no community consultation with passengers or any of the reported to public transport forum or survey on buses or online as per the arrangements when the councils awarded bus contracts.

Route 17 was a Banes South Gloucestershire council and City and county of Bristol contract .

And a report went to each councils scrutiny commission and cabinet meeting.

As a result of lack of passengers consultation councillors including Andra Reid have a petition on South Gloucestershire county council website to go to South Gloucestershire Council cabinet meetings, of course the West of England mayoral combined authority is the Transport authority.

We hope these issues can be addressed.

But as bus back better the National bus strategy in an bus improvements plan.

The secretary of state for transport Grant Shapps MP has made it clear he expects local transport authorities, in this case the West of England combined authority and North Somerset council carry out community and passengers consultation and seek value for taxpayers money in tendering public bus services as support services or economically necessary services.

I hope the City mayor and Bristol will look at the way the West of England combined authority and the mayor carried out public consultation with stakeholders including local councils and the value for public money on bus services provision in west of England combined authority and North Somerset council in the advance quality partnership as part of city region bus service improvement plan.

The plan has to be fully consulted on by October 2021 with passengers groups and we need a public transport forum on zoom and this issue to be addressed the Bristol One city Transport board.

The bus improvements plan has to start in April 2022.

We are also concerned about 2 other services due to be cut; the 37 from Bath Spa bus and coach station to Lawrence Hill station, St George Park, Hanham, Bitton, Kelson Weston, RuH and Bath Spa bus and coach station. There will be no service on this route once the school service ends.

WECA mayoral transport authority and the metro mayor need to tender this service. It used to be hourly.

Also service 672 through Bedminster and Bishopsworth upland to have just 4 bus service a day due to North Somerset council not funding this service.

This service is used for shopping in Bedminster.

It's very important to maintain and improve the Bus network into Bristol from Somerset Banes and North Somerset to reduce people driving into Bristol in the private car with very poor air quality in the city centre. Any new bus interchanges should include public toilets and cafes and good waiting areas. We would like to see better audit of the use of public money of the transport function with the combined authority.

I would suggest elected councillors look at the Audit and scrutiny of public transport functions in WECA mayoral transport authority.

The most important issue under bus back better is to carry out public consultation with bus passengers and key stakeholders in the city region and work across the city region to make that main commuter bus service are funded across the Boundary in Bristol such as the 376 from Street Glastonbury Wells bus station Chewton Mendip Farrington Gurney Clutton Pensford Whitchurch Hengrove Bristol Temple Meads station and Bristol bus and coach station.

178 bus service from Radstock, Midsomer Norton, Paulton, Markbury Keynsham Brislington, Bristol Temple Meads and Bristol bus and coach - this service requires an Evening and Sunday services.

Other service from Somerset and Devon is the Falcon coach service from Plymouth Newton Abbot Exeter Cullompton, Wellington Taunton Bridgwater Brent Knoll Churchill Bristol Airport and Bristol Bond street coach terminal.

Run by stagecoach south west - 62 service from Dursley bus station via Cam Berkeley Sharpness and Thornbury run by Hct group.

The T7 from Chepstow bus station to Cribb causeway bus station Clifton Down station and Bristol bus station stop outside. Operated by Newport transport for trans cymru transport for Wales

All the service plus bus service from North Somerset Towns of Weston super mare x1 x2 to Bristol bus and coach station, X5 x4 x6 from Clevedon via Portishead to Bristol bus and coach station, X5 Portishead to Bristol bus and coach station reduce car commuting to Bristol city centre and improve clean air.

We welcome the closure of Bristol Bridge to the private car and the bus gate for buses Coaches and Taxis and improvements in walking and cycling and pedestrianising of the old city. Plus improvements to the service on bus service no 2 from Southmead to Henleaze, Clifton Down station, Bristol city centre, Bristol Temple Meads station Totterdown, Knowle, Hengrove and Stockwood.

We must make progress on the clean air zone in Bristol city centre as people are getting ill and dying of poor air quality. And keep to Target of cleaning up the air by 2023.

We would also like to see a policy on the proposed new roundabouts and junctions on the Bristol Ring road include bus priority measures bus lane walking and cycling. Bus back better also the Bus service improvement plan also from the West of England combined authority and North Somerset council bus network but as well as serving Hospital Education schools college and university travel to Employment sites need to link in local Railway stations; Such as Bristol Temple Meads which is under going major rebuilding this summer of the Easter Entrance and works to East junction; Which we see this summer Bristol Lawrence Hill station and Bedminster station used as main line station as Bristol Temple meads station and East junction being rebuilt.

Other station need interchange are Bristol Parkway station, Clifton down station, Avonmouth, Filton, Keynsham, Bath spa, Weston super mare, Yatton for clevedon, Yate; in the west Midlands mayoral combined authority and Greater Manchester combined authority run by mayor Burnham on public transport subsidies and Transport projects. On course there was an election for the new mayor at west of England combined authority. But Democratic accountability and public consultation is a duty of a public Local combined mayoral Transport authority and North Somerset council must carry out public consultation on Bus back better and the Bus improvements plan.

We also have the difficulty with bus drivers maintaining services due to isolating with covid 19 .

Statement 2: Dr Suzanne Audrey

Clean Air Zone

I have been repeatedly disappointed to see that the information and modelling provided in relation to the case for Bristol's Clean Air Zone does not include public health information specific to Bristol. I fail to see how the need for, and benefits of, the Clean Air Zone can be properly assessed without this information. The history of Bristol's Clean Air Zone suggests reluctance on the part of the mayor and his team, couched in terms of concerns for members of low-income groups with non-compliant vehicles. But the health impacts of poor air quality on members of low-income groups are not mentioned.

Below I have listed information from 'Personalising the Health Impacts of Air Pollution – Summary for Decision Makers, Kings College London, November 2019'. This detailed academic work includes the negative impacts of air pollution in Bristol on: out of hospital cardiac arrests, stroke, asthma admissions in children and adults, reduced lung growth and lung function, lung cancer, asthma symptoms in children, term low birth rate, respiratory admissions all ages, cardiovascular admissions all ages, coronary heart disease incidence all ages, bronchitic symptoms (asthmatic children), acute bronchitis in children, COPD admissions all ages, and pneumonia admissions in children.

Is it possible to ensure that such public health information is provided with other documents relating to Bristol's air quality and the clean air zone?

These health issues are occurring now. Each delay in cleaning up our air adds to the number of people affected. And so, I hope members of OSMB share my concerns that the recent Bristol City Council press release appeared to celebrate a further delay in implementing the Clean Air Zone, with no reference to the on-going health implications for citizens.

Bristol from Personalising the Health Impacts of Air Pollution – Summary for Decision Makers, Kings College London, November 2019. <http://erg.ic.ac.uk/Research/docs/Personalised-health-impacts-Summary%20for%20Decision%20Makers.pdf>

Out-of-hospital cardiac arrests (pp79-80)

The risk of out of hospital cardiac arrest in Bristol is 2.2% higher on high air pollution days than lower air pollution days (short-term).

Each year on average, higher air pollution days in Bristol are responsible for 4 more cardiac arrests outside hospital than lower air pollution days (short-term).

Stroke (p83)

The risk of emergency hospitalisations for stroke in Bristol is 2.8% higher on high air pollution days than on lower air pollution days (short-term).

Living near a busy road in Bristol increases your risk of hospitalisation for stroke by 2.8% (short-term).

On high air pollution days in Bristol, there are on average 9 more hospital admissions for stroke each year than on lower air pollution days (short-term).

Lowering air pollution by 35.9% on high air pollution days in Bristol could save 9 hospital admissions for stroke each year (short-term/alternative).

Each year on average, higher air pollution days in Bristol can send up to 14 more people to hospital for stroke than lower air pollution days (short-term).

Asthma admissions in children (p88)

In Bristol, your child is 4.4% more likely to be hospitalised for asthma on days with high NO₂ pollution compared to days with lower air pollution (short-term).

In Bristol, an extra 5 children are hospitalised with asthma on days where air pollution is high compared to days where air pollution is low on average each year (short-term).

Asthma admissions in adults (p91)

In Bristol, adults are 1.5% more likely to be hospitalised for asthma on days with high NO₂ pollution compared to days with lower air pollution (short-term).

In Bristol, an extra 4 adults are taken to hospital with asthma on days of high air pollution compared to days with lower air pollution (short-term).

Reduced lung growth and low lung function (p94-5)

Roadside air pollution in Bristol stunts lung growth in children by 5.3% (long-term).

Cutting air pollution in Bristol by one fifth would increase children's lung capacity by around 2.3% (long-term).

Living near busy roads in Bristol may contribute to an 3.0% greater chance of reduced lung function in children (long-term).

Cutting air pollution in Bristol by one fifth may contribute to a 1.2% greater chance of better lung function in children (long-term).

Cutting air pollution in Bristol by one fifth would result in 199 fewer children with low lung function each year (long-term).

Lung cancer (p99)

Cutting air pollution in Bristol by one fifth would decrease lung cancer cases by around 5.9% (long-term).

Cutting air pollution in Bristol by one fifth would result in 18 fewer lung cancer cases each year (long-term).

Asthma symptoms in children (p101)

In Bristol, children with asthma are 0.2% more likely to experience asthma symptoms on high air pollution days than on lower pollution days (short-term).

On high air pollution days, 12 more children with asthma in Bristol experience asthma symptoms than on lower pollution days (short-term).

Term low birth weight (p103)

Living near busy roads in Bristol may contribute to a 0.2% greater risk of babies being born underweight (long-term).

Cutting air pollution in Bristol by one fifth would decrease the risk of babies being born underweight by around 0.1% (long-term).

Respiratory admissions all ages (p106-7)

The risk of emergency hospitalisations for respiratory disease in Bristol is 1.4% higher on high air pollution days than on lower air pollution days (short-term).

On high air pollution days in Bristol, there are on average 43 more hospital admissions for respiratory disease each year than on lower air pollution days (short-term).

Lowering air pollution by 27.7% on high air pollution days in Bristol could save 43 hospital admissions for respiratory disease each year (short-term/alternative).

Each year on average, higher air pollution days in Bristol can send up to 68 more people to hospital for respiratory disease than lower air pollution days (short-term).

Cardiovascular admissions all ages (p110)

The risk of emergency hospitalisations for cardiovascular disease in Bristol is 0.5% higher on high air pollution days than on lower air pollution days (short-term).

On high air pollution days in Bristol, there are on average 10 more hospital admissions for cardiovascular disease each year than on lower air pollution days (short-term).

Lowering air pollution by 45.5% on high air pollution days in Bristol could save 10 hospital admissions for cardiovascular disease each year (short-term/alternative).

Each year on average, higher air pollution days in Bristol can send up to 19 more people to hospital for cardiovascular disease than lower air pollution days (short-term).

Coronary Heart Disease (CHD) Incidence (all ages) (p114)

Living near busy roads in Bristol may contribute to an 8.0% greater chance of coronary heart disease (long-term).

Cutting air pollution in Bristol by one fifth would decrease the risk of coronary heart disease by around 3.1% (long-term).

Cutting air pollution in Bristol by one fifth would result in 62 fewer cases of coronary heart disease each year (long-term).

Bronchitic symptoms (asthmatic children) (pp116-7)

Air pollution may contribute to asthmatic children that live near busy roads in Bristol may experiencing a 4.5% greater chance of developing bronchitic symptoms (long-term).

Cutting air pollution in Bristol by one fifth would decrease the risk of bronchitic symptoms in asthmatic children each year by around 1.9% (long-term).

Cutting air pollution in Bristol by one fifth would result in 94 fewer asthmatic children with bronchitic symptoms each year (long-term).

Acute bronchitis in children (p120)

Living near busy roads in Bristol may contribute to a 0.8% greater risk of a chest infection (acute bronchitis) in children (long-term).

Cutting air pollution in Bristol by one fifth would decrease the risk of a chest infection (acute bronchitis) in children by around 0.3% (long-term).

Cutting air pollution in Bristol by one fifth would result in 114 fewer children with a chest infection (acute bronchitis) each year (long-term).

COPD admissions (all ages) (pp122-3)

The risk of emergency hospitalisations for COPD in Bristol is 2.0% higher on high air pollution days than on lower air pollution days (short-term).

On high air pollution days in Bristol, there are on average 20 more hospital admissions for COPD each year than on lower air pollution days (short-term).

Lowering air pollution by 27.7% on high air pollution days in Bristol could save 20 hospital admissions for COPD each year (short-term/alternative).

Each year on average, higher air pollution days in Bristol can send up to 30 more people to hospital for COPD than lower air pollution days (short-term).

Pneumonia admissions in children (p126)

The risk of emergency hospitalisations for pneumonia in children in Bristol is 2.2% higher on high air pollution days than on lower air pollution days (short-term).

On high air pollution days in Bristol, there are on average 1 more hospital admission for pneumonia in children each year than on lower air pollution days (short-term).

Lowering air pollution by 27.7% on high air pollution days in Bristol could save 1 hospital admission for pneumonia in children each year (short-term/alternative).

Each year on average, higher air pollution days in Bristol can send up to 1 more people to hospital for pneumonia in children than lower air pollution days (short-term).

Statement 3: Councillors Weston and Gollop

PUBLIC FORUM STATEMENT, COUNCILLOR MARK WESTON – including contribution from
COUNCILLOR GEOFF GOLLOP

OVERVIEW & SCRUTINY MANAGEMENT BOARD meeting to be held on Monday, 12th July 2021
ITEM 15 CITY LEAP (EXEMPT)

I am submitting this statement on behalf of my colleague Councillor Geoff Gollop who is unable to attend this meeting. However, for my part, I want to state that I am disappointed that all this item is being treated as exempt when it could and should have had an element of public discussion. I trust that this statement can be taken in open session as it deals with matters that are clearly of - and in - the public interest.

Cllr Gollop wishes the following pertinent observations on this matter to be conveyed to this meeting. “The Mayor’s response to my questions at last week’s Members’ Forum on timelines for City Leap was most helpful because it put into the public domain information about the control of City Leap which had not clearly been recorded elsewhere. I attach the reply given at the end of this statement. OSM has previously raised queries about the governance of City Leap and was assured that Scrutiny would be consulted before the invitation to tender was issued. That does not now appear to be happening. With so many new members on OSM, I would not want the importance of this to be overlooked.

The involvement in decision making has always been identified as difficult. The Joint venture partner is intended to bring up a £1 billion of investment to decarbonisation, so inevitably they will have a major say in direction of the company, but Members were concerned that the Council must have some input on issues that could affect reputation and ethical issues as well as having some oversight of commercial and environmental decisions. For example, whilst the Mayor has asserted that a ‘robust decision-making process has been followed’ with regard to the structure of his new partnership, I am not entirely convinced that this completely accords with the external auditor’s suggested **Recommendation 9: The Council should develop a mechanism to enable the Audit Committee to be sighted on potential exempt issues within their role and responsibilities and legal duties.** Without wishing to belabour this point, all we have been told is that the Council’s 50% ownership will be held directly. We do not know who the designated “shareholder” will be, how they will be advised, and how that advice will be documented. We don’t know how many directors there will be, and how many of those will be City Council appointed, or whether they will be officers or councillors. Most importantly for us, we don’t know how any of this will be capable of detailed examination, enquiry or exposition before management decisions are taken.

It is of course possible that all aspects of continued governance of the project are being covered today. In which case I do not see why it must be in closed session. I understand that the projects and decisions around them will be confidential and would not want to jeopardise their financial viability. But that makes the establishment of clear procedures for Member involvement in the making and scrutinising of decisions even more essential now.

If project governance is not the subject of today’s discussion, I urge the meeting to identify this as a priority issue for the OSM work programme. Furthermore, I would suggest that the Chair and OSM leads should clarify with senior officers how the administration, control and direction of City Leap can be clarified and recorded in a much more transparent manner.”

Questions to the Mayor at Members' Forum, Tuesday, 6th July together with written responses

The importance of achieving carbon neutrality is widely accepted as is the target date of 2030. You have made clear that you see City Leap as critical to delivering those goals.

Q1. Can the Mayor outline for me the chronology for tendering, selecting, scrutinising, and appointing the preferred partner?

Q2. I believe the Mayor has decided not to own the Council shareholding in City Leap through Bristol Holding but for the Council to own it directly. Can you provide the timeline for that decision, reflecting compliance with Grant Thornton recommendations on Governance and decision making?

REPLY:

Q1: The chronology for the City Leap procurement is as follows: Activity	Date
Notice published in the Official Journal of the European Union inviting interested parties to express an interest in bidding for City Leap	07/08/2020
Selection Questionnaire (initial selection stage questionnaire) issued to potential bidders	07/08/2020
Potential bidders submitted responses to Selection Questionnaire	25/09/2020
Potential bidders informed whether selected to go forward to the next stage	23/10/2020
Invitation to Participate issued to selected bidders inviting them to participate in meetings with the Council	25/11/2020
Period during which meetings with selected bidders held	01/12/2020 – 22/07/2021
Invitation to Tender issued to selected bidders	16/08/2021
Date by which selected bidders must submit their tenders	(Anticipated) 12/11/2021
Period during which tenders will be evaluated	(Anticipated) 15/11/2021 – 07/01/2022
Preferred bidder selection approved by Cabinet	(Anticipated) 15/02/2022
Date on which contracts will be entered into with the preferred bidder	(Anticipated) 31/05/2022

The City Leap team attended OSMB on the follow dates:

08/07/2020

30/11/2020

05/03/2021

(and an exempt session is scheduled for 12/07/2021)

The future dates are yet to be determined, but it anticipated these will be September 2021 and February 2022.

Question 2:

Following the recommencement of the City Leap procurement, there was a review of the proposed internal holding structure for City Leap JVCo. After discussion at Cabinet Member Briefings and City Leap Project Board meetings in relation to the City Leap procurement, a paper setting out various options for holding the shares in JVCo was put to Shareholder Group for consideration on 26 January and it was concluded at that meeting that the Council should be the direct shareholder of City Leap JVCo.

This was not a key decision and nor was it a reserved matter decision, but a robust decision-making process was followed which aligned with the best practice identified in the Grant Thornton recommendations. For example, the views of the Shareholder Group were captured in the minutes of that meeting, professional advice was sought and taken into account and, since that decision was taken, detailed mapping of the appropriate client function has begun.

Statement 4: Katrina Billings

Please find below my Statement challenging the delay to Clean Air Zone implementation into “spring 2022” announced by the city council on Friday 2nd July 2021:

**Recommendation - to honour the proposed implementation date of October 2021
Overview and Scrutiny Management Committee (OSM)
Monday 12 July 2021 at 5pm at City Hall**

After attending the Full Council Meeting on July 6th in order to present my question, I was left with the impression of a city council floundering to come up with reasonable reasons for what has been a long line of delays and procrastination leading back to 2016.

While the mayor is adamant that compliance will be achieved at the same time despite the delay, I am extremely concerned that more delays will only have a negative impact on the health of the most vulnerable in the city.

I must urge the committee to identify the latest pollution statistics and emergency asthma admissions in the wards that will be the most affected by this delay. These wards will likely be in the areas of most deprivation in our city - which flies in the face of the mayor's apparent regard for a fair and just approach to tackling air pollution.

I understand from my colleague Christina Biggs that the city council has repeatedly failed to inform her of the calculated NOx for the proposed CAZ compared with “do nothing” and or the delay in implementation. This figure is critical and it is one that the city council must be aware of - why are they not prepared to release this information?

I am extremely concerned that given the track record, there will be further watering down (boundary changes) of the proposed CAZ and the impact of this decision on the total NOx value.

Finally despite the mayor's insistence at the Full council meeting this week any delay now will change the month in which compliance is reached - even if it is technically in the same year.

Katrina Billings
Bristol Clean Air Alliance

Statement 5: Christine Biggs

Bristol Clean Air Alliance

Statement challenging delay to Clean Air Zone implementation into “spring 2022”;

Recommendation to honour the proposed implementation date of October 2021

Overview and Scrutiny Management Committee (OSM)

Monday 12 July 2021 at 5pm at City Hall

1. Narrative: a long-drawn-out and increasingly watered-down process

The Clean Air Directive

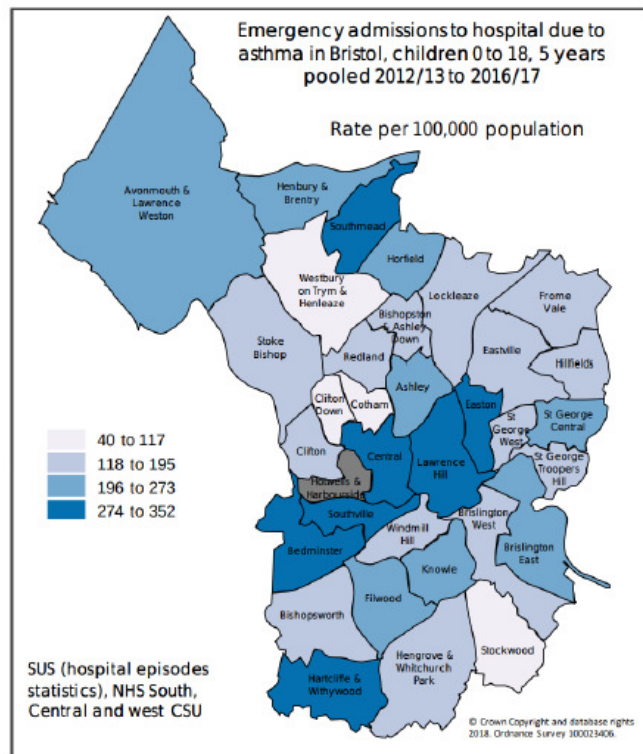
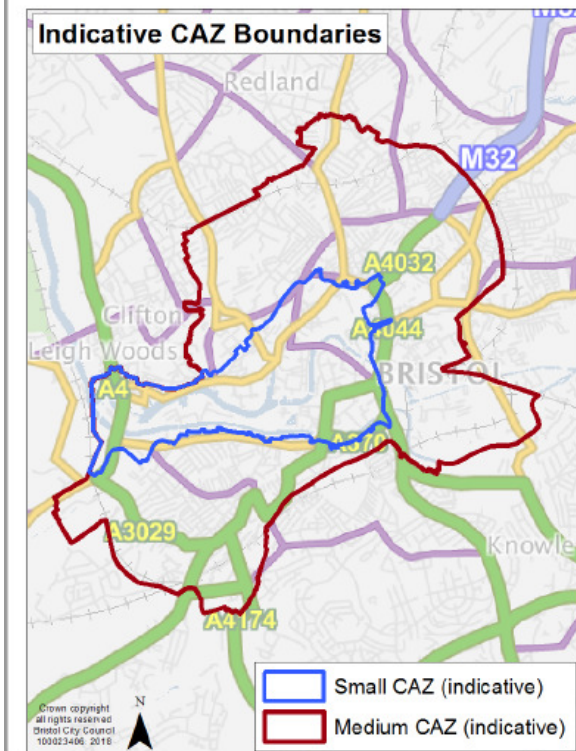
It is now four years since Client Earth took the UK Government to court for the third time for breaching EU Nitrogen Dioxide standards (currently 40 microgrammes per cubic metre) in most of its main cities. The government responded by issuing clean air directives to these cities, instructing them to reach compliance with this 40ug/m3 nitrogen dioxide legal standard “in the shortest possible time”. There was no parallel instruction to reduce particulates at this time as the EU legal limit is 25 microgrammes per cubic metre for fine particulates and 40 ug/m3 for coarse particulates and this limit was generally not breached in the cities.

Campaigning: a series of defeats

Bristol Clean Air Alliance was formed around the time that the Green Party launched their Let Bristol Breathe campaign and the Bristol Friends of the Earth called on Bristol City Council to adopt a Large Clean Air Zone. This was rejected by BCC in the spring of 2018 on the grounds that it would take too long to implement. Subsequently, Bristol Clean Air Alliance launched a postcard campaign (see below) in 2018 which asked the Mayor of Bristol to adopt a Medium Clean Air Zone

Dear Marvin,

Please clean up Bristol's dangerous air pollution in the fairest, fastest and most comprehensive way. Both nitrogen dioxide from diesel vehicles and particles from wood burning are known to hasten death from respiratory illnesses, reduce lung capacity in children and to exacerbate asthma. All road traffic, whether from petrol or diesel cars, contributes to poor air quality and climate change. I pledge to examine my own travel patterns and act to reduce my pollution production now. Please implement a Medium Clean Air Zone!



The Small Area Diesel Ban hybrid option would have reduced pollution by 12% overall

After extensive stakeholder engagement and a public consultation in the summer of 2019, Bristol City Council proposed in November 2019 a Small Area ban on just private diesel cars (as 40% of diesel is due to private diesel cars) coupled with a Medium Area Class C Clean Air Zone, where private diesel cars in the Medium zone would not be charged, but commercial vans and lorries would have been. This “hybrid option” would have achieved a 12% reduction in the total NO_x for Greater Bristol, and therefore was calculated to reduce NO₂-related illnesses (arguably only 132 of the much-quoted 300 deaths, the remainder due to the particulate pollution) by that proportion – saving 16 premature deaths per year.

Currently proposed Clean Air Zone: unknown efficacy

When Bristol City Council therefore responded to the public reaction by in February 2021 proposing a Small Area Clean Air Zone for all vehicles which included Cumberland Basin and stated that this would achieve legal compliance in 2023, the most rapid of all the other proposals, it was welcomed by the Bristol Clean Air Alliance, but there was no response to our requests for the same NO_x calculation. It is therefore unproven that this new proposal reduces the total health burden over the whole of Bristol at all, and there was no evidence given of the very likely effect of cars simply driving round the small zone and simply spreading the same total pollution (or perhaps even more pollution than before) wider.

Why even a zero-sum Clean Air Zone might still be worth it

However, it can still be argued that reducing pollution levels in the centre of Bristol at the expense of increasing pollution levels wider afield at least reduces the already disproportionate health burden for the disadvantaged residents of the centre of Bristol and moves some of that burden to more affluent areas. That and the side-effect of a clean air zone on reducing some of the traffic congestion in the centre and improving the experience of shoppers in Broadmead relative to competing out-of-town shopping centres, made the installation of this much reduced CAZ seem to still – marginally – be worthwhile, and the promise of an October 2021 implementation seemed to signal some kind of positive conclusion for this four-year saga.

Why are we particularly angry about this latest delay?

It was therefore with considerable alarm that BCAA learned in June 2021 of the proposed delay to this CAZ beyond the October 2021 promised date. We were aware of the concerns of the business community and also North Somerset Council with respect to the inclusion of the Cumberland Basin in the CAZ, but had already explained in our February 2021 statement to Council that the inclusion of the Cumberland Basin was key to ensuring that enough of the business fleet actually changed their polluting diesels (older than Euro 6, only 25% of the total diesel fleet) to cleaner vehicles. If this fleet change does not occur, the worst situation of all could occur – a fleet remaining largely intact but driving round the small zone to increase the total pollution, and business vehicles paying to pollute on the occasional journey into the CAZ – thus both impacting on their economic situation and still polluting the centre.

2. Legal points obscuring the public health reality

Why are we not reassured by the year of compliance (2023) being unchanged?

Although Bristol City Council state that compliance will still be reached in 2023 even with a six-month delay in implementation to “spring 2022”, it should be explained that the legal framework of the government directive only applies to the calendar year, so a six-month delay could technically be in the same calendar year even though it pushes the month of compliance from (say) March to September, or more cynically December. Again, although the month in which legal compliance of air quality is reached does not legally need to be publicised, it will still be a reality to the many residents of the polluted areas of Bristol who already suffer twice the pollution of Greater Bristol as a whole and have six times the incidence of emergency asthma admissions – see diagram. In six months there will be 150 more premature deaths and many more emergency admissions for asthma.

Health impact – the 300 deaths metric explained

The much-cited 300 deaths per year is a calculation of premature death attributable to air pollution and is based on a formula relating the average exposure in microgrammes per cubic metre of not just NO₂ (which has a Greater Bristol average of 20ug/m³, 40 ug/m³ being the legal limit) but also fine particulates, PM_{2.5} in the air (a Greater Bristol average of 10ug/m³, with a legal limit of 25ug/m³). Particulates are known to have double the health impact of nitrogen dioxide for the same microgrammes per cubic metre, despite not being covered by the current Clean Air government directive. This formula, developed by COMEAP (Committee on the Medical Effects of Air Pollution) which is based on world-wide studies which for this level of NO₂ and particulates leads to an estimate of 8.5% of all annual deaths, or for Greater Bristol, 300 deaths per year, being premature and attributable to air pollution, for the whole range of pollution-related illnesses including asthma. This figure of 8.5% can also be applied to other measures of ill-health such as hospital admissions, life expectancy and cost to the NHS, as illustrated in a report by Kings College London. It should also be noted that simply achieving legal compliance of 40ug/m³ in the centre of Bristol leaves the barely-legal areas with twice the Greater Bristol average pollution, so that 17% of total deaths (compared with 8.5% as for Bristol as a whole) are attributable to air pollution in the barely-legally-compliant areas. This is why campaigners have been calling for stricter measures than those barely achieving compliance.

3 Two different types of pollution of which one is being ignored by the government

Nitrogen dioxide and particulates have an equal health impact on Bristol

Particulates have not been as well mapped as nitrogen dioxide as they are not included in the Clean Air directive, but recent Saaf Hava data collection sponsored by the Council of Mosques show the finer particulates PM_{2.5} with a near-illegal daily average of 20 ug/m³ in the central low-lying areas of Bristol. However in areas such as Bond Street, the base of the M32, the nitrogen dioxide levels average 60 ug/m³, so even though particulates according to the HAZ ratio are twice as harmful, the NO₂ levels inside the proposed Clean Air Zone are more than twice the density of fine particulates and therefore equally significant to health. It has moreover been argued that Covid-19 can be transmitted on particulates in the air.

Please ban woodsmoke as well

The recent finding that 38% of particulates are from wood-smoke compared with only 11% from diesel cars underlines the issue of particulates as a wrongly-neglected issue. It is therefore very welcome that Bristol City Council are at last launching a public engagement campaign to reduce woodsmoke, but it would be better still to impose lower legal limits for particulates than the present EU standard (currently 25 ug/m³) and enforce the existing limits on woodsmoke burning or better still impose an outright ban on the whole of Greater Bristol, not just in the centre.

.. but don't lose the focus on nitrogen dioxide

As well as the asthma map which is shown here specifically for Bristol, there are many other pollution-related illnesses affected by nitrogen dioxide such as cardiac arrest, low lung capacity and low birth-weight in babies as well as a hallucinatory effect on young people; the Kings College report very helpfully illustrates what this means for a wide range of illnesses known to be exacerbated by poor air quality. This is why the Bristol Clean Air Alliance continue to support the Clean Air Zone despite its diminishing effectiveness.

4. Are economic considerations now overriding health?

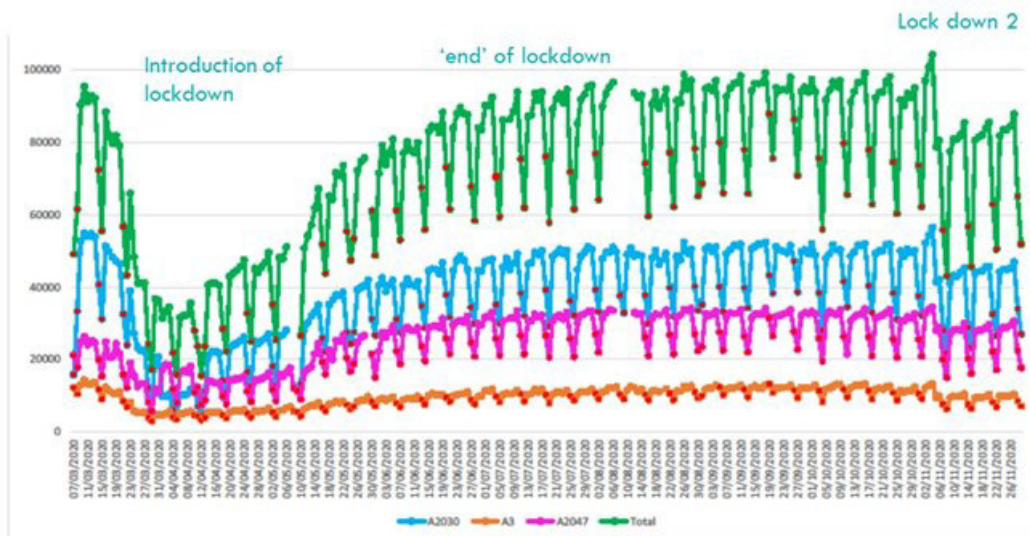
Current considerations on economic versus health impact

It is understandable that small businesses are apprehensive about the economic effect of the CAZ and we therefore applaud the provision of financial help. However, we fear that if the car lobby succeeds in further delaying the CAZ implementation date from October 2021 to an indefinite one in 2022, it is very likely that the purpose of this delay is to further water down the CAZ boundaries or seek more and more exemptions. The effect on the total pollution of the present CAZ proposal has still not been published and any more concessions could well see the total pollution for Greater Bristol rise. At that point the Council will need to ask how they can still regard the CAZ as a public health intervention and a moral responsibility. The Bristol Clean Air Alliance therefore urges the Council to stand firm on the current proposals and not to give away any more time, concessions or boundary changes. As stated before, the inclusion of Cumberland Basin in the CAZ is not financial (as the funding has already been promised) but is calculated to drive fleet change in the businesses to the west of Bristol that can arguably more well afford it.

Covid-19 has only made the traffic pollution worse

Covid-19 may have put a temporary lull on air-flight, but traffic levels in Bristol even during Covid-19 bounced back to at least 100% of those pre-Covid. Businesses have been aware of the CAZ plans for several years now, and a further delay is unfair on conscientious drivers who have already taken action to change their vehicle, and makes it more likely that more concessions will be extracted. The Clean Air Directive instructed cities to achieve compliance "as soon as possible" and this is clearly no longer the case.

Traffic Levels



5. Conclusion

BCAA therefore urges BCC to implement the CAZ in October 2021 as promised. It has been four years now – 1200 premature deaths and counting, asthma rife in city centre schools and youth groups (see report from the Full Circle youth club in St Paul's), a huge proportion of these in the deprived areas of central Bristol. BCC has implemented the Bristol Bridge at an admirably fast timescale – it is now time to put in place this marginally effective but fully government funded Clean Air Zone intervention and to move on to declare a woodsmoke ban and progress the welcome pedestrianisation of shopping streets, continue to invest in better public and active transport, and turn Bristol into a city of the future not of the past.

Christina Biggs

Steering group member, Bristol Clean Air Alliance

11/07/2021

References

Committee on the Medical Effects of Air Pollution (COMEAP) reports:

<https://www.gov.uk/government/collections/comeap-reports>

Kings College report <https://www.kcl.ac.uk/news/lifetime-exposure-to-air-pollution-could-shorten-childrens-lives>

Childhood asthma reaches 47% in St Paul's:

<https://pressreleases.responsesource.com/news/99156/as-childhood-asthma-in-st-paul-s-reaches-save-the/>

Transmission and exacerbation of Covid-19 by particulates in the air:

<https://www.ncbi.nlm.nih.gov/pmc/articles/PMC7345938/>

Statement 6: Peter Finch

Dear Chairman, Members of Meeting.

Purpose

The purpose of this document is to form the basis of a discussion of actions to be taken to resolve and rectify the issues below by BCC. This must be carried out during the meeting prior to any Judicial Review or subsequent publication. The business case forming the basis of much of my report will be omitted from any publication in the public domain for obvious legal reasons. The full names of most of the BCC members has been partially redacted, at this stage, and have been referred to by initials only.

Experience

My name is Peter R Finch and am a Business/Management Consultant of some 43 years' experience in all forms of business, both Private and Public sector, Consultancy at Government Level etc. In addition I have been involved in EU and UK Inclusion Legislation Review and as mentor to families of children with learning difficulties and management of education provision since the Green Paper in 1991.

In 2012, my son Robert Finch started to volunteer at Hartcliffe Community Park Farm as an Aviary man. In 2013, Robert completed his six year professional qualification at Sparsholt Agricultural Collage in professional Animal Management. Robert, after passing his certification, with honours started to volunteer, full time at HCPF including assisting in the training of two people with learning difficulties at the farm working with small animals. My Wife, June Finch, started as an assistant to Robert, as a farm hand, Grant acquisition and communications, TV, Radio and News Paper. I worked as a director, involved in business development, communications with media and BCC together with assisting in the running of the farm.

Please see **SUMMARY** ,at the end of this document, for observations and conclusions on the legal aspect of this issue.

Background:

Hartcliffe Community Park Farm has been running since the start of the 1980s. Most of the core volunteers have been running the farm as a registered charity with complete board of directors.

The farm has been providing a service to the community, financed by a very small level of assistance from BCC and whatever donations are made by the local public. Hartcliffe is one of the poorest areas in England. A high level of unemployment and subsequent low fiscal source for the local public and an inherent level of deprivation demand a source of relaxation, involvement and education found in HCPF. Children attracted to violence and vandalism are attracted away from such activities by involvement in the farm and its animals.

It was evident that HCPF was a vital part of the surrounding area, offering an agricultural foundation for local schools etc. The farm held activity days for locals and people from further afield, animal experience for children of all ages who could experience farm activities and safe contact with animals.

After production of the HCPF Business Case, members of the farm set to work eagerly embodying improvements, repairs, improved animal display structure and improved the customer experience level and safety.

After various radio interviews, offers of assistance were received such as security companies to install new CCTV systems etc.

Jane Couch, The well-known female boxing champion paid for and helped to build a road through the farm, expanding usable land and pasture and reducing water-logging. The company she used, plus materials, was estimated at approximately £13,000. Volunteers from HCPF also worked until at least 10:00 PM to complete. When finished, at least twice the usable paddock areas were available. There positivity for the future rose exponentially withing HCPF, Locals and the public at large, over doubling attendance numbers and applicants for facilities provision, such as a café, rest area etc.

It appeared than little of these activities were acknowledged by BCC.

Business Case:

I completed a standard Business Case to satisfy both HCPF development and the complex information requested by HCPF. After embodying changes requested by many BCC reviewers, Version 1.0 was released, signed by all reviewers with acceptance authority and sent to JB (BCC) and a number of other BCC Managers. Nothing yet has been received in review. As a point of note; To provide the requested information format would require an enormous and erroneous amount of work.

Message to HCPF Board relating to progress of acceptance – 29/06/2015

Hi ###,

Legal Duties have removed me from much of the activities I would have been doing in pursuance of our finances and the Business Plan acceptance. I have made many visits to Brunel House and dozens of phone calls and emails. It will be about another week and a half before I have sufficient concurrent time to sort this out.

As Chairman I would request that you involve yourself in this issue, at least until I can be released from my legal duties.

The whole process has stalled. **JP(BCC)** is waiting for me to produce a document showing where they can find all the various items they need to assess. It's going to be at least the end of the week before I can complete this. They have requested yet another meeting with our board to discuss, again, this issue. Its action we need, it's not rocket science but I believe BCC are looking at each other waiting for the first person to blink or sign the acceptance of the Business Plan. I honestly don't believe they have the understanding of standard due processes or the willingness to make an individual decision.

I also believe that, should you be unsuccessful, most of the contents of this letter need to be presented (by me if possible) to the head of finance, whoever is in charge of BCC corporate quality control, the mayor and if still not successful, the public. This treatment has to change.

1. I still have to provide a list of where the council can find the items listed in their pre-visible checklist.
2. I asked BCC when and to whom a list of items we need to produce were sent. No one I have spoken to have replied.
3. BCC appear to be using part of a 'Visible' system used by some councils in London.
4. The designers produced a compliance network sheet, listing a number of pieces of evidence required to prove an adequate level of business control. No one in HCPF has ever seen such a sheet before and BCC appear to having difficulty understanding it themselves.
5. At the end of last year **JB(BCC)** asked me 'Where is the pre-visible checklist?' I presumed it was a description of the assets on the farm so that he could read this

before visibly inspecting the farm before agreeing to a lease. I thought no more about it as I would produce it prior to a visit.

6. I presented the Business Plan before last Christmas for review. After Christmas **JB(BCC)** and I had a meeting where he presented me with a number of changes some valid, some not and some advisory. He commented on the format which followed the layout and inclusions listed on the template he had provided me with. I explained that my document followed his layout which was, to a greater extent, a bog-standard document.
7. The document I produced was a standard Business Plan, similar to those written by myself for over 25 years for dozens of clients successfully. Some of the comments I received from **JB(BCC)** remarked on it being too wordy. I re-wrote it, toned it down, re-produced it in words of mainly one syllable and re-presented it in a controlled manner.
8. One of the remarks received was that the bog-standard ISO design Risk Log needed a column for Residual Risks after Mitigation. I stated that this was over the top. I stated that this document was a company document belonging to HCPF and therefore, followed our own guidelines which has already been modified to satisfy **BCC**. I stated that the Log contained all the normal categorised risks, cause, effect, Severity, Probability and category, together with a very detailed Mitigation column.
9. Questions were raised unofficially including “Will the other members of the Farm back me up with this document?” I informed him that we had already reviewed the document and everyone was singing from the same hymn sheet.
10. **JB(BCC)** stated that the document should satisfy the asset transfer and that I should release it after authorisation.
11. I produced three fully published bound copies after incorporating even more of his suggestions and we signed an approvals sheet which was signed by everyone (but our Chair Person). A quorum was achieved and sufficient authorisation given.
12. I personally delivered one copy to **JB(BCC)** at Brunel House, one to **JP(BCC)** and retained one copy. In addition I sent soft copy to the same people and one extra to **JH(BCC)**.
13. After 3 weeks I heard nothing. I contacted **JB(BCC)** and he informed me that it was now in the review process before their acceptance meeting.

14. **JB(BCC)** stated that they were very short staffed and I stated that BCC's failure to agree the document and to carry out the Asset Transfer was now putting our Farm at serious risk.
15. **JB(BCC)** stated that they had taken on someone to fill in with the review process (**CS(BCC)**) I believe. I arranged a meeting with **CS(BCC)** and spent over 2 hours in his office demonstrating the document, fully explaining each section and answering his questions. At the end of the meeting I asked "Is there anything I have left out?" he answered that he would have liked to have seen the satisfaction survey sheets. We later sent one to him via Email together with an explanation of use. I asked again "Is there anything else which would stand in the way of accepting the document?" He said that other people had to review it but was unaware of any further problems.
16. I called **JB(BCC)** again who said he hadn't received the published copy. I stated that it was extremely difficult to review an 80 page document with many addenda needing to be repeatedly accessed on a screen. I produced another bound document and sent it to him at his new address.
17. A few weeks later I called again and he was on leave. I was directed to **JP(BCC)**. I asked her what the problem was. I repeated that it was a standard document with nothing difficult in it and that I had fully presented it to both **JB(BCC)** and **CS(BCC)**. She said there were a number of items which were missing from the document. I asked her what these were. Most of them were in fact in the document but were worded slightly different to her compliance matrix. She still seemed a little negative about the issue and asked about many items that wouldn't normally be included in a Business Plan. I explained this but there seemed to be a level of confusion. I asked her "WHAT DID YOU WANT THEN?" She produced a huge compliance matrix sheet. On this sheet listed a number of business performance criteria to be demonstrated and agreed. Also a column containing possible documents where this could be found.
18. I asked **JP(BCC)** for a copy of this and she Emailed it to me. On studying the document, I noticed that every aspect of a company such as HCPF and beyond was listed including things like what procedure is used and documented if there is a disagreement during board meetings, have we got a procedure for electing board members, do we have our Articles of Incorporation and dozens and dozens of other things. I would expect this sort of process to be adopted when dealing, as I have, in bids for complex national projects valued in excess of £7 Billion pounds. Not a hard-up City Farm, suffering from years of under-investment by BCC.

19. I believe the following to be true:

- a. **JH(BCC)**'s process for Commissioning is ridiculously enormous, top-heavy and almost impossible to implement. The length of time it has been in implementation and is still in implementation and has caused many charitable organisations and groups such as ours extreme hardship. The processes output bears little relationship to the actual needs of organisations producing a service and as such, result in hardship to the service users/public.
- b. I believe the Commissioning Process to be totally inappropriate for the task in hand and is reflected thus by the number of applications suffering a similar level of return irrespective of their need.
- c. On searching BCC's archives, it would appear that the various applicants, if successful, rarely receive more than from 66% to 75% of the money they request. This is indicated by the rumour that "You won't get anything if you ask for more than £20k" we then receive 75% of that (£15k). Many other applicants receive similar amounts.
- d. I believe the "Pre-visible Checklist" to be totally inappropriate for applicants already known to not only BCC but the actual individuals carrying out the review and acceptance process.
- e. I believe **BCC** to be negligent in providing applicant organisations with sufficient guidelines in order to complete a successful application. The council appears to believe that the applicant can guess their processes and when he provides what would normally be sufficient documented process, BCC appears to be in corporate puzzlement in a direction to proceed or how to overcome a suspected breach of due process.
- f. I cannot, for the life of me, understand a process that asks 'can we produce a copy of our articles of incorporation' when they already have proof dating back to the beginning of the 80s'. Why do they need a list of directors when it is public knowledge and they personally know each member. At least 5% of the items in the matrix are designed to be used in new applications where the applicant has not yet passed through any process of performance checks.
- g. Simpler organisations applying for grants etc. Are easy to measure with tiny two page Business Plans and not a complex 42 Acre working farm with hundreds of facets, the fact that no one in BCC has, apparently, noticed this, nor apparently have the desire to raise their head above the parapet and question policy.
- h. By the time, if the process IS completed, the asset transfer is carried out it will be over 18 months since the Business case SHOULD have been produced and one year since the first version was sent to BCC for review. We are just about surviving off a pittance while other establishments with less service provision are given over 400% more.

- i. I can only presume that the reason behind the totally inadequate financial provision given is due to either:
 - i. A hidden addenda to utilise the farm's 42 acres for some other clandestine purpose.
 - ii. **BCC's** failure to provide a 'level ground' in their application process relying on bad history, rumour and personal dislike within certain parts of their organisation.
 - iii. A comfortable feeling that no matter what the size of crumbs are scattered on the Farm, we will continue to exist off nearly nothing.
 - iv. A lack of interest in recognising the part HCPF has to play in the Hartcliffe community or the aspirations of the public.
20. It appeared at the start of the application that **BCC** were not completely enamoured by the professionalism and profile of HCPF. We now have a properly structured management system, fully identified and published Roles and Responsibilities, a Development Process and Plan, Accurate financial forecast and many other processes required in today's assessed organisations. Our processes are agreed by all and have been properly published in a controlled manner. The Farm still needs to go through a number of other process changes such as a documented marketing plan etc. But the changes made are enormous and have been reflected in improvements on the farm and a great increase in visitors. Demonstrating the changes are like 'swimming in treacle'.
21. Any non-acceptance of HCPF must be a greater reflection of **BCC's** somewhat misguided approaches and megalithic process. That and a lack of 'Brave Decision'.

Peter R Finch
Principle Consultant CSO/COO

SUMMARY

Court Case:

- a. Given the lockdown laws, Court attendance was difficult. I believe a video conference was discussed, which never came about due to communications equipment availability.
- b. The decision of the court was, I, believe, unsound. Eviction was decided without the board's right of answer to the allegations. The court suggested HCPF obtain a solicitor. HCPF's solicitor quotes a charge of £12,000 to defend/appeal the case, a sum of money totally beyond HCPF's ability to source. I believe that **BCC's** Solicitor may have realised this in order to win the case without appropriate defence. It is possible that action may be unlawful.

- c. The court issued the order to evict on evidence from **BCC** which was based on subjective complaints from persons with objectives beyond the needs of HCPF or the local public.
- d. **BCC** then continued to publish libellous remarks relating to the management of HCPF and its members of the board, sullyng the reputations of all concerned to the local public of Hartcliffe and other City Farms, Removing many historic customers and causing subsequent financial loss. **Note: In my opinion, the council, behaved in a cavalier, unprofessional and cruel manner. It may be thought possible that by starving HCPF, the funds for a resultant Tort have been avoided.**
- e. Throughout my time, working with **BCC** I have seen a number of people approachable and positive in processing my published documents. But, I have spent weeks attending **BCC** trying to demonstrate HCPF's process, standard documentation, every aspect of the farm's development and aspirations only to be met by an erection of 'Brick Walls' erected, to the embarrassment of a number of key **BCC** staff, by a growing number of **BCC** personnel with little or no understanding of agriculture, business, standard process or the requirements of the public.
- f. I have discussed this issued with The Deputy Mayor (Asher Craig) who, appears vehemently anti HCPF. We went though the steps made to come to her decision but although assuring me that she has run many companies and carried out Due Diligence, she appeared unable to list the various assessment processes she had fulfilled, I asked if she had carried out a risk assessment of a cost benefit analysis but she appeared not to understand. I am not at all impressed.
- g. It would appear that a number of people, both public and council seem to think that farms contain smelly, unwashed animals and would prefer a 42 acre children's touchy-feely- group of pets. Many of the council appear to be approaching the possibility of selling off this land to make money in speculation. It would appear that these items are chaired among political groupings.
- h. The positive development of HCPF has been unreasonably negated by **BCC's** unwillingness to take HCPF seriously and by providing a ridiculously inappropriate level of finance, Very short leases or no lease at all. The latest offer demanding removal of all animals and other politically based arguments to remove the farm and associated facilities for the benefit of Hartcliffe. Still HCPF continues to struggle on, hamstrung by a number of people in **BCC**. The farm is now closed.

Please contact me for more information/evidence at the following location.

Peter R Finch

Questions 1 and 2 – including Answers

Joanna Booth

Q1. The cabinet member for energy works for the National Grid. One of the advisors for City Leap is Western Power Distribution who have recently been bought by the National Grid. Emails between the cabinet member for Energy and National Grid show her to have actioned requests from them immediately on receiving them. This type of behaviour should be examined and questioned. https://www.whatdotheyknow.com/request/emails_between_cabinet_member_fo#incoming-1816486

Can OSMB look into whether the cabinet member will be excusing themselves from this discussion and decision therefore since it involves a company their employers own?

A1- The Cabinet Member for Environment, Ecology, Energy and Waste took up this portfolio in May 2021 and, as a result, had not been involved in previous discussions or decision making related to City Leap – this was covered by her predecessor, the former Cabinet Member for Energy and Transport.

Western Power Distribution (WPD) are listed as a “City Partner” and not are an advisor to City Leap. The term City Partner refers to organisations that can be contacted by City Leap Bidders to help them to gain a better understanding of the city, its energy system and the opportunities for energy investment. The rationale for including WPD in this is that the DNO is responsible for the distribution of electricity within the region and will be a key player in the move to Bristol’s future smart energy system.

WPD will not be advising the council on the selection of its Preferred Bidder (the winning bid) nor take part in the Council’s decision-making about the outcome of the procurement. Any relevant conflicts of interest will be declared by the Cabinet Member where appropriate.

Q2. In a growth and regeneration scrutiny meeting about City Leap [February 2021], Stephen Peacock said that the contracts could not be seen publicly before being signed because it would hurt the deal the council are trying to sort out.

He also said at OSMB in November 2020, “A way to get £1b in investment is to make it attractive to heavyweight companies” effectively this means giving them an opportunity to make money [1:06:00]. <https://t.co/6NX317sclB?amp=1>

Meanwhile, in towns like Cranbrook who have similar district heating programs proposed for City Leap, and with similar partners such as E.ON, there are many problems -- the charges are inescapable and excessive; the heating itself is unstable and in cold weather will rely on fossil fuels <https://www.devonlive.com/news/devon-news/cranbrook-heating-woes-could-sorted-5140684> -

Can the council let the public know how much of this is being discussed with the future partners and put into the contracts to protect residents, please?

A2

Protecting and safeguarding the interests of residents and council tenants is paramount for the council. The council is intent on including appropriate fair pricing and continuity of service provisions into City Leap contracts until such time as heat networks become subject to regulation, which Government is anticipated to introduce in the relatively near future.