



**AGENDA
for
MEETING OF
THE COUNCIL**

to be held on

Wednesday, 2nd December 2020

Enquiries to: Member Services
Member Services Direct Dial: 024 7637 6204
Direct Email: member.services@nuneatonandbedworth.gov.uk

For Public Questions:
member.services@nuneatonandbedworth.gov.uk
Copy to: brent.davis@nuneatonandbedworth.gov.uk
For Member Questions:
brent.davis@nuneatonandbedworth.gov.uk
julie.jackson@nuneatonandbedworth.gov.uk
Copy to: member.services@nuneatonandbedworth.gov.uk

Date: 24th November 2020

Our Ref: VM

To: All Members of the Borough Council

A MEETING OF THE COUNCIL will be held on **Wednesday, 2nd December, 2020 at 6.00 p.m.**

All members of the Council are summoned to attend to determine the business as set out below.

Due to Government guidance on social-distancing and the Covid-19 virus this meeting will be held **VIRTUALLY AND LIVE STREAMED**.
Public and press can follow the decision making online at
www.nuneatonandbedworth.gov.uk/virtual-meeting.

Please note that meetings will be recorded for future broadcast.

AGENDA

1. **MEETING PROTOCOL**
To advise the meeting participants of the procedure that will be followed by the Members of the committee.
2. **APOLOGIES** - to receive apologies for absence from the meeting.
3. **MINUTES** - to confirm the minutes of the meeting held on 16th September (**Page 7**) and 5th October, 2020 (**Page 21**)
4. **DECLARATIONS OF INTEREST** - To receive declarations of disclosable pecuniary interests and other interests in matters under consideration pursuant to Council procedure Rule 4A.2(iii).

Declaring interests at meetings

If there is any item of business to be discussed at the meeting in which you have a disclosable pecuniary interest or non-pecuniary interest (Other Interests), you must declare the interest appropriately at the start of the meeting or as soon as you become aware that you have an interest.

Arrangements have been made for interests that are declared regularly by members to be appended to the agenda (**Page 34**). Any interest noted in the Schedule at the back of the agenda papers will be deemed to have been declared and will be minuted as such by the Committee Services Officer. As a general rule, there will, therefore, be no need for those Members to declare those interests as set out in the schedule.

There are, however, TWO EXCEPTIONS to the general rule:

1. When the interest amounts to a Disclosable Pecuniary Interest that is engaged in connection with any item on the agenda and the member feels that the interest is such that they must leave the room. Prior to leaving the room, the member must inform the meeting that they are doing so, to ensure that it is recorded in the minutes.

2. Where a dispensation has been granted to vote and/or speak on an item where there is a Disclosable Pecuniary Interest, but it is not referred to in the Schedule (where for example, the dispensation was granted by the Monitoring Officer immediately prior to the meeting). The existence and nature of the dispensation needs to be recorded in the minutes and will, therefore, have to be disclosed at an appropriate time to the meeting.

Note: Following the adoption of the new Code of Conduct, Members are reminded that they should declare the existence and nature of their personal interests at the commencement of the relevant item (or as soon as the interest becomes apparent). If that interest is a Disclosable Pecuniary or a Deemed Disclosable Pecuniary Interest, the Member must withdraw from the room.

Where a Member has a Disclosable Pecuniary Interest but has received a dispensation from Audit and Standards Committee, that Member may vote and/or speak on the matter (as the case may be) and must disclose the existence of the dispensation and any restrictions placed on it at the time the interest is declared.

Where a Member has a Deemed Disclosable Interest as defined in the Code of Conduct, the Member may address the meeting as a member of the public as set out in the Code.

Note: Council Procedure Rules require Members with Disclosable Pecuniary Interests to withdraw from the meeting unless a dispensation allows them to remain to vote and/or speak on the business giving rise to the interest.

Where a Member has a Deemed Disclosable Interest, the Council’s Code of Conduct permits public speaking on the item, after which the Member is required by Council Procedure Rules to withdraw from the meeting.

5. ANNOUNCEMENTS - to receive announcements from the Mayor, Leader, Members of the Cabinet or the Executive Director.
6. PUBLIC PARTICIPATION - (maximum 20 minutes). Public participation will be by written submissions or orally through invitation to the meeting either via the internet, or by telephone, utilising MS Teams. Public participation will be arranged by Committee Services.

Members of the public wishing to ask a question or a statement must submit this electronically by emailing brent.davis@nuneatonandbedworth.gov.uk and a copy to member.services@nuneatonandbedworth.gov.uk by no later than 12 noon on the working day before the date of the meeting. All written and oral questions/statements should take no longer than 3 minutes to present. If you are submitting a statement to be read out this will be by an officer of the Council. **Council Procedure Rule 9 is attached (Page 1)** This is not subject to debate.

7. SPECIAL URGENCY DECISIONS - (Access to Information Procedure Rule)

Due to the COVID-19 virus it has been necessary to use special urgency decisions and the Executive Director’s emergency powers to ensure that the business of the Council could continue and support provided to the community. The following special urgency delegated authority decisions have been taken:

DO18/2020 (BD)	24 th September 2020	Revised Cabinet and Committee Membership 2020/2021
DO20/2020 (BD)	1 st October 2020	Revised Virtual Meeting Protocol
DO21/2020 (BD)	2 nd October 2020	Change to the Approval of Absence Pursuant to Section 85 of the Local Government Act 1972
DO22/2020 (BD)	5 th October 2020	Additional Revisions to Cabinet and Committee Membership 2020/2021
DO24/2020 (SH)	12 th October 2020	COVID-19 Test and Trace Support Payments – Scheme Policies

8. CABINET – report by Leader of the Council (**Page 40**)
Members may ask questions on the report and receive answers from the Leader or other Cabinet members, and this is not subject to debate.
9. RECOMMENDATIONS FROM CABINET OR OTHER COMMITTEES
 - a) Report Of The Climate Change Emergency Working Party

Cabinet at its meeting held on 9th September 2020 considered the above item **(copy of report attached page 43)** and **recommended to Council that:**

- 1) the Action Plan drawn up by the Climate Change Working Group and attached as Appendix A of the report be recommended for approval at Full Council
 - 2) an Elected Member be nominated to attend the Warwickshire wide Climate Change Group supported by an appropriate officer:
- b) Member Allowances – Appointment Of The Independent Remuneration Panel
At the Audit and Standards Committee held on Tuesday 3rd November 2020, the above report was considered and **it be recommended to Council that** the changes to the constitution be amended accordingly. A copy of the report is attached **(Page 58)**
- c) Question Submitted by Councillor Evans To Audit & Standards Committee
At the Audit and Standards Committee held on Tuesday 3rd November 2020, Councillor Evans submitted a question to the Chair of Audit and Standards for a response at the meeting, the Chair subsequently referred the question to Council for debate. A copy of the question is shown below:
"Could the Chair please outline how Article 4.19.3, within the Councils Constitution, promotes democratic engagement and participation within the Borough?"

This refers to "Councillor not to be heard further" in the constitution.
- d) Treasury Management – Mid Year Review – 2020/21
Cabinet at its meeting held on Wednesday 11th November 2020 considered the above report **(copy attached page 60)** and **recommended to Council that the report be noted per the requirements of the CIPFA Code.**
- e) Licensing Act 2003 – Statement of Licencing Policy 2021

A report is to be considered by the Licensing Committee on the 25th November seeking to recommend to Council the adoption of the Council's Statement of Licensing Policy. The report is attached to the agenda at **page 78**. An addendum setting out the decision of the Licensing Committee will be circulated to all members before the meeting. The proposed Recommendation is:

IT BE RECOMMENDED TO COUNCIL THAT:
The Statement of Licensing Policy be adopted.

10. QUESTIONS BY MEMBERS - (Council Procedure Rule 10). A copy of Procedure Rule 10 is attached. **(Page 80)** and this is not subject to debate.

NOTE: Points of Order and Personal Explanation can only be raised in accordance with Council Procedure Rules which are set out below:-

Point of order

A Member may raise a point of order at any time. The Mayor will hear them at the end of the speech of the Member speaking at the time the point is raised. A point of order may only relate to an alleged breach of these Council Rules of Procedure or the law. The Member must indicate the rule of law and the way in which he/she considers it has been broken. The Mayor shall consider the Point of Order and, if necessary, take advice on the matter from the Monitoring Officer and, shall then rule on the Point of Order raised. There shall be no discussion or challenge to the advice given or the Mayor's decision in the meeting. If a Member persistently seeks to raise a Point of Order but is unable to identify the procedure rule or legal principle infringed then, after having been warned by the Mayor, any further abuse of this procedure rule shall not be tolerated and the Mayor shall move that the Member not be heard further pursuant to Procedure Rule 4.19.13. The ruling of the Mayor on the matter will be final.

Personal explanation

A Member may make a point of personal explanation at any time. The Mayor will hear them at the end of the speech of the Member speaking at the time the point is raised. A personal explanation may only relate to some material part of an earlier speech by the Member which may appear to have been misunderstood in the present debate. The ruling of the Mayor on the admissibility of a personal explanation will be final.

NUNEATON AND BEDWORTH BOROUGH COUNCIL

COUNCIL

16th September 2020

The meeting of the Nuneaton and Bedworth Borough Council was held on Wednesday, 16th September 2020. Due to government guidance during the COVID-19 pandemic this meeting was held virtually at various remote locations and live streamed.

Present

The Mayor (Councillor J. Tandy)
The Deputy Mayor (Councillor W.J. Hancox)

Councillors J.B Beaumont, K. Brindley-Edwards, D. Brown, S. Croft, G. Daffern, S. Doughty, P.M. Elliott, K. Evans, D. Gissane J. Glass, C. Golby, S. Gran, J. Gutteridge, L. Hocking, J.A. Jackson, K.A. Kondakor, A. Llewellyn-Nash, I.K. Lloyd, B. Longden, B. Pandher, N.J.P. Phillips, G.D. Pomfrett, M. Rudkin, A. Sargeant, J. Sargeant, J. Sheppard, T. Sheppard, R. Smith, R. Tromans, H. Walmsley, C. Watkins and K.D. Wilson.

CL11 **Minutes**

RESOLVED that the minutes of the meeting held on 15th July 2020, were approved and signed by the Mayor.

CL12 **Declarations of Interests**

RESOLVED that the Declarations of Interests for this meeting are as set out in the schedule attached to these minutes.

CL13 **Announcements**

The Leader of the Council, Councillor Julie Jackson, announced that as from 16th September 2020, Councillor Neil Phillips would be resigning from his position as Cabinet member of Planning, Development and Health. Councillor Julie Jackson would be covering his portfolio until a new Cabinet member is selected.

CL14 **Business deferred from Council – 17th February 2020**

a) **Review of Polling Districts and Polling Places**

A report from the Returning Officer was submitted at the 17th February 2020 Full Council meeting to review comments received arising from the Polling Station Review. The recommendations put forward in the report were as part of the Electoral Commission's best guidance practice that a survey be undertaken on the 7th May 2020, polling day, to obtain customer feedback on potential improvements, location/site highlighted in the consultation. However due to the COVID-19 pandemic the election has been postponed till May 2021.

RESOLVED that the review of the Polling Districts and Polling Places report be brought back to Council for consideration at the September 2021 Full Council meeting when the survey data has been collected and analysed.

b) Questions from Members

A question remained from the meeting held on 17th February 2020 from Councillor K. Evans to the Leader of the Council who in the interim sent a written reply. A copy of the question and answer are noted below:

"Nuneaton & Bedworth Borough Council as a district Council in Warwickshire has the statutory right to sit and vote on the Warwickshire Police & Crime Panel; however, since the start of the municipal year the Borough has not had representation on the Panel for over half of the meetings. The Panel has a crucial role in scrutinising the work of the Police & Crime Commissioner and policing in Warwickshire. Can the Leader of the Council please inform me why our representative has only attended two meetings since May, why a substitute has not been sent in his place, and will she consider appointing another Councillor amongst us this evening who will actually turn up?"

The Leader of the Council, Councillor Julie Jackson replied as follows:

"Thank you for your question.

All Councillors do their utmost to attend meetings but on occasion we do sometimes get ill at short notice. I confirm that I will not be replacing Councillor Watkins on the Warwickshire Police and Crime Panel."

CL15 Public Participation

Question/Statement 1

Mr Karl Mayer (Woodland Action Group) submitted the following statement:

At last weeks cabinet meeting on the 9th September the portfolio holder for planning councillor Neil Phillips spoke of the need for NBBC to put the community infrastructure levy or CIL has it's known to be put out for public consultation, could the action group remind councillor Phillips that this has already been done when this council put the local plan out for public consultation in what we believe was 2015. The public consultation in 2015 included NBBC putting on a series of exhibitions at Goodyear's End school and the civic hall in Bedworth explaining the various implications of what the local plan would deliver, part of which was the councils CIL promises to charge developers £50 per square metre on sites above 298 dwellings. Another public consultation on something the public has already been consulted on is another waste of money and proof that councillor Phillips is not up for the job. It really is time for councillor Phillips to resign his post of

portfolio holder for planning and let someone more capable take over, given at the last full council he voted for something he has openly admitted in public was dangerous, his excuse for doing so was that he was voting for the whole sites concept plans on block although i think it was councillor Walmsley had suggested a vote on sites individually. The action group suggests to councillor Phillips that he concentrates if carrying on as the portfolio holder for planning with the review of housing targets before this councils dwindling 5 year land supply falls short of the laws 5 year land supply and brings back major problems we the residents were promised would go away with a local plan to Councillor Hancox's planning committee.

Councillor J. Jackson, Leader of the Council responded as follows:

The Cabinet meeting on 9 September it was agreed to a period of public consultation on a potential Community Infrastructure Levy. It is important that the Council obtain the view of the public and other interested stakeholders in the preparation of planning policy documents. With respect to the Community Infrastructure Levy, consultation has previously been undertaken. However this consultation is dated and it is necessary for the Authority to undertake further consultation. This is required because the proposals contained in this consultation are different from the previous version. It is therefore appropriate to obtain feedback on the revised proposals. In addition should the Council decide move towards adopting a Community Infrastructure Levy it will need to be independently examined by the Planning Inspectorate. To do so the Council's evidence and consultation needs to be up to date.

Question/Statement 2

Mr Lubs Cvetovic submitted the following statement:

In this years NBBC budget a sum of £5,000 was allocated to celebrate the 75th Anniversary of VE Day across the Borough. As this event did not go ahead due to Covid 19 restriction I would like to know what plans the Council has for this money and if the Council would consider allowing local veterans charities to access these fund?

Councillor J. Jackson, Leader of the Council, responded as follows:

'It is very unfortunate that the Council was not able to go ahead with it's plans for the VE Day celebrations due to the COVID-19 restrictions in place at the time. The pandemic is forecast to cost the Council in the region of £3.5m this year and so at this stage the £5k saving will need to go towards balancing the budget this year in such exceptional circumstances. However, we will ensure the budget is available next year so that the Council can support events to support VE Day in 2021.'

Question/Statement 3

Mrs Michele Kondakor submitted the following question to the Leader of the Council:

At last weeks Cabinet, two of the items on the agenda were the general fund revenue account and the report of the Climate Change Emergency Working Party. One of the obvious things that was missing from both items was mention of the Mayor's car. Given that during the civic year 2019-2020, the cost of the Mayor's car and driver was close to £21,000, including invoices for ludicrously short journeys and hours paying the driver to wait around, for example a trip to Coton Road costing the Borough £142, with the driver being on duty for 7 hours. Why is this not even being discussed as it would help balance the budget as well as helping to tackle the climate emergency we are facing?

Councillor J. Jackson, Leader of the Council responded as follows:

Thank you for your question. I can confirm that I had already asked officers to review the arrangements with the Mayor's car, in light of the restrictions on social gatherings. No decision has yet been taken. As you can imagine, the impact of the pandemic on Council suppliers has been significant and so the options are being weighed up very carefully, with an eye to the future. I'm afraid I can't share too much information at this stage, until a final decision is made on the matter. However, the Council's declaration of a climate emergency will form part of those deliberations.

Question/Statement 4

Mr Jeff Langbridge submitted the following question to the Portfolio Holder of Planning, Development and Health:

At last month's planning committee the members voted for the officers recommendations for refusal of 9 dwellings at 99 Woodlands road Bedworth, the reasons for refusal were that WCC highways objected as did this councils own planning policy team.

Question.

Could councillor Neil Phillips give the worried residents a guarantee that if the applicant appeals to the inspectorate that this council will use a planning barrister like they did at the local plan examination to defend the planning committees correct decision?

Councillor J. Jackson, Leader of the Council, responded as follows:

Planning application 036687 for 9 dwellings and associated infrastructure was determined by Planning Committee on the 25 August 2020. The recommendation was for refusal for the reasons set out within the officer report. Planning Committee refused permission and the applicant can decide to appeal. The reason for refusal relates to highways and it is relevant that in this case Warwickshire County Council failed to respond to an updated request for information. However the Council did receive three previous objections from highways which informed the recommendation.

The failure to respond to the additional request for information puts the decision making authority in a difficult position and in this instance the planning authority has had to make a decision without the benefit of updated technical comments. To date we have not received an appeal. Should the council receive one we will defend the position. However it is relevant to consider that the appeal may not take the form of an inquiry, it could be via written representations or a hearing. We would request the County Council highways to provide information and if a hearing or inquiry were to take place we would expect them to attend. Should highways comments mean that the reason for refusal no longer stands then we would have to reconsider our position, which may mean we present an update report to Planning Committee with an alternative recommendation. If the appeal goes to an inquiry, the Council will be legally represented.

CL16 **Special Urgency Decisions**

The Chair reported that the Executive Director – Operations and Executive Director - Resources had exercised their delegated authority, pursuant to Regulation 13 of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 & the Openness of Local Government Bodies Regulations 2014, due to urgency, between 21st July 2020 and 29th July 2020 in order to continue the business of the Council and provide financial support to the community during the COVID-19 virus pandemic.

RESOLVED that the Special Urgency Decisions taken under delegated officer authority by the Executive Director – Operations, and Executive Director – Resources on 21st July 2020 and 29th July 2020, as detailed in the agenda, be noted.

CL17 **Cabinet**

The Leader of the Council submitted her report on behalf of Cabinet. The report highlighted matters considered at the Cabinet meetings held on the 22nd July and 9th September 2020 and also details of reports from the West Midlands Combined Authority Board, which had a direct impact on NBBC, namely the Board meeting of 24th July, 2020.

Several questions were raised to which the Leader of the Council, or the appropriate Portfolio Holder, gave a response.

RESOLVED that the report be noted.

CL18 **Devolution White Paper And Review Of Local Government In Warwickshire**

The Executive Directors – Resources and Operations submitted a report to Cabinet on the 9th September, 2020 to provide an update on the latest developments on the devolution agenda. Cabinet at the meeting proposed a motion to Council which is included in the addendum to the agenda.

Councillor K. Wilson moved an amendment to the motion put forward by Cabinet:

KEEP:

“Council notes that Warwickshire County Council Cabinet has voted to submit plans to government for a single Warwickshire Unitary Authority.”

DELETE REST OF MOTION AND INSERT:

“The Council resolves that in the next phase of work to shape a future model for local government in Warwickshire, conversations should take place at all levels, including with residents, based on the following principles:

- (a) Double devolution – moving influence and power closer to communities, levelling up health and wellbeing and tackling inequalities;**
- (b) Ensuring that Climate Change and adaptation are built into a new model of local government;**
- (c) Achieving better value for our taxpayers;**
- (d) Simplified governance with clear, accountable leadership;**
- (e) Co-design of the model is undertaken; and**
- (f) A balance of local focus with a strategic approach when needed.**

In addition, this Council regrets the decision of the Leader of Nuneaton and Bedworth Borough Council to approach the Leader of Coventry City Council to discuss merging the Borough into Coventry without consulting members and local residents, and despite any evidence base.”

Councillor C. Golby seconded the amendment

Councillor I. Lloyd moved in accordance with Council procedural rules section 4.13.11 that the amendment be moved to the vote. Councillor G. Pomfrett seconded the motion.

A vote was taken on the procedural motion to move to the vote.

Councillor K. Evans, H. Walmsley and K. Wilson wished to place their vote against the procedural motion to be recorded in the minutes.

Upon using the Mayor’s Casting vote the motion to move to the vote was carried.

A recorded vote on the amendment put forward by Councillor K. Wilson was taken as follows:

For: Councillors K. Brindley-Edwards, D. Brown, S. Croft, K. Evans, D. Gissane, C. Golby, S. Gran, J. Gutteridge, B. Pandher, A. Sargeant, J. Sargeant, R. Smith, R. Tromans, H. Walmsley, and K. Wilson

Against: Councillors J. Beaumont, S. Doughty, G. Daffern, P. Elliott, J. Glass, L. Hocking, W. Hancox, J. Jackson, I. Lloyd, N. Phillips, G. Pomfrett, M. Rudkin, J. Sheppard, T. Sheppard, J. Tandy, and C. Watkins

Abstentions: Councillor K. Kondakor

The amendment was lost.

Councillor J. Beaumont moved the procedural motion in accordance with Council procedural rules section 4.13.11 that the substantive motion be moved to the vote. Councillor G. Pomfrett seconded the motion.

Councillor K. Kondakor moved the following amendment to the added to substantive motion

‘Any reform must be put to the public via either some form of referendum or citizens assembly.’

Councillor K. Wilson seconded the amendment

Councillor P. Elliott moved the procedural motion to move to the vote. Councillor J. Beaumont seconded the motion.

A vote was taken on the amendment proposed by Councillor Kondakor

The vote was carried. The amendment was moved to be added as part of the substantive motion.

Councillor K. Kondakor moved in accordance with Part 4A.12 of the constitution to suspend standing orders to 9.30pm. Councillor G. Pomfrett seconded the motion

A vote was taken and the suspension of standing orders to 9.30pm was carried.

Councillor J. Tandy moved in accordance with the constitution part 4.19.3 that Councillor K. Evans be not heard further in the meeting. Councillor J. Jackson seconded the motion.

A recorded vote was taken:

FOR: Councillors J. Beaumont, S. Doughty, G. Daffern, P. Elliott, J. Glass, L. Hocking, W. Hancox, J. Jackson, I. Lloyd, N. Phillips, G. Pomfrett, M. Rudkin, J. Sheppard, T. Sheppard, J. Tandy, and C. Watkins

AGAINST: Councillors K. Brindley-Edwards, D. Brown, S. Croft, K. Evans, D. Gissane, C. Golby, S. Gran, J. Gutteridge, K. Kondakor, B. Pandher, A. Sargeant, J. Sargeant, R. Smith, R. Tromans, H. Walmsley, and K. Wilson

ABSTENTIONS: None

Upon the Mayor using her casting vote the motion was carried that Councillor Evans be heard no further in the meeting.

Councillor J. Tandy moved the procedural motion to move to the vote on the substantive motion.

A recorded vote was taken on the substantive motion:

FOR: Councillors J. Beaumont, S. Doughty, G. Daffern, P. Elliott, J. Glass, L. Hocking, W. Hancox, J. Jackson, I. Lloyd, N. Phillips, G. Pomfrett, M. Rudkin, J. Sheppard, T. Sheppard, J. Tandy, and C. Watkins

AGAINST: Councillors K. Brindley-Edwards, D. Brown, S. Croft, K. Evans, D. Gissane, S. Gran, J. Gutteridge, B. Pandher, A. Sargeant, J. Sargeant, R. Smith, H. Walmsley, and K. Wilson

ABSTENTIONS: Councillor C. Golby, K. Kondakor, A Sargeant, J. Sargeant and R. Tromans

The substantive motion was carried.

RESOLVED that Council notes that Warwickshire County Council cabinet has voted to submit plans to government for a single Warwickshire Unitary authority. Council expresses regret that Warwickshire County Council has decided to do this without regard for the views of districts. Council does not understand the rush, given the Government white paper on devolution is not yet published. This Council resolves to call on the County Council Full Council to withdraw the proposals and begin a full, open and transparent discussion on the future of local government with all stakeholders, including district councils, once the white paper is published.

In light of the County Councils plan, Council believes the status quo has now been put at risk and if local government reform is to happen then a solution that best protects the interests of our residents should be developed. Council therefore resolves to continue to work with the district and boroughs in Warwickshire to explore all the options available with a view to submitting detailed plans to government once the options appraisal and public consultation has been completed.

Any reform must be put to the public via either some form of referendum or citizens assembly.

The meeting had reached the agreed 9.30pm finish time and therefore a continuation meeting would be arranged in accordance with the constitution.

Mayor

Council - Schedule of Declarations of Interests – 2020/2021

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
	General dispensations granted to all members under s.33 of the Localism Act 2011			Granted to all members of the Council in the areas of: <ul style="list-style-type: none"> - Housing matters - Statutory sick pay under Part XI of the Social Security Contributions and Benefits Act 1992 - An allowance, payment given to members - An indemnity given to members - Any ceremonial honour given to members - Setting council tax or a precept under the Local Government Finance Act 1992 - Planning and Licensing matters - Allotments - Local Enterprise Partnership
	J. Beaumont		Board member of Bulkington Community Library CIC in addition to an unpaid Manager of the library. Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Nuneaton and Bedworth Older People's Forum 	
	K. Brindley-Edwards	Teacher and Head of 6 th Form at Beauchamp College	Representative on the following Outside Body: <ul style="list-style-type: none"> • King Edward VI College Foundation - Trustee 	
	D. Brown	Employed by H.M Land Registry		
	S. Croft	Employed at Holland & Barrett Retail Ltd	Treasurer of the Conservative Association	
	G. Daffern	Teacher at Finham Park 2	Member of NEU Staff Governor – Finham Park 2, Local Governing Body.	
	S. Doughty	People in Action Cherville Limited	Unite the Union	
	P. Elliott	Employee of CW Mind's Autism Support Service	Governor at Stockingford Nursery Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Friendship Project for Children 	
	K. Evans	Employed by UK Parliament	Executive Officer at the North Warwickshire & Bedworth Conservative Association	

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
			Association Representative of Warwickshire Conservative Area Association	
	J. Glass	None	None	
	D. Gissane	Self employed trading as Huxo Creative	Member of Warwickshire County Council	
	C. Golby	IPT Administration Manager	Member of Warwickshire County Council	
	S. Gran		Member of Warwickshire County Council	
	J. Gutteridge		Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Age UK (Warwickshire Branch) 	To speak and vote on any matters involving the Borough Plan related to land at Leyland Road Bulkington
	W.J. Hancox		Daughter holds employment position within NBBC Unite the Union Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Building Control Partnership Steering Group • Hammersley Smith & Orton Charity 	
	L. Hocking	Employed by Openreach	Member of: <ul style="list-style-type: none"> • Unite the Union • Communication Workers Union 	
Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Committee of Management of Hartshill and Nuneaton Recreation Ground 				
	J.A. Jackson	Any matter relating to the employment policies and procedures of Nuneaton & Bedworth Borough Council or any matter relating to the contractual arrangements with Sport & Leisure Management Ltd.	Unite the Union	Dispensation to speak and vote on matters that do not relate specifically to her husband's contract of employment.
			<ul style="list-style-type: none"> • Non Executive Director with Nuneaton and Bedworth Community Enterprises Limited • Director Coventry & Warwickshire Local Enterprise Partnership 	Dispensation to speak and vote
			Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Coventry, Warwickshire & Hinckley and Bosworth Joint Committee • District Leaders • Local Government Association • Local Enterprise 	

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
			Partnership <ul style="list-style-type: none"> • West Midlands Combined Authority 	
	K.A. Kondakor		Member of Warwickshire County Council 100PERCENTRENEWABLEUK LTD	
	A. Llewellyn-Nash	Employee of BMI Healthcare	Treasurer of Exhall Multi-cultural Group Governor at Newdigate Primary and Nursery School, Bedworth	
	I. Lloyd		Non Executive Director with Nuneaton and Bedworth Community Enterprises Limited.	Dispensation to speak and vote
			Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Nuneaton & Bedworth Sports Forum • Camp Hill Urban Village and Pride in Camp Hill • Poor's Piece Charity • Committee of Management of Hartshill & Nuneaton Recreation Group • Towns Board 	
	B.J. Longden		Daughter and son-in-law work in the NHS	
			Member of the Stockingford Community Centre	
			Ex-Officiate of the Veterans Contact Point Board	
			Representative on the following Outside Bodies: <ul style="list-style-type: none"> • George Eliot Hospital NHS Trust – Public/User Board • George Eliot Hospital NHS Foundation Trust Governors • Armed Forces Covenant Meeting • Astley Charity 	
	B. Pandher		Member of Warwickshire County Council Treasurer & Trustee of Nanaksar Gurdwara Gursikh Temple; Coordinator of Council of Sikh Temples in Coventry; Secretary of Coventry Indian Community; Trustee of Sikh Monument	

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
			Trust Vice Chair Exhall Multicultural Group	
	G.D. Pomfrett	None	None	
	N. Phillips	Employee of DWP	Member of: <ul style="list-style-type: none"> • Nuneaton Labour CLP • The Fabian Society • The George Eliot Society • The PCS Union • Central Credit Union • Stockingford Sports and Allotment Club • Haunchwood Sports and Social Club Non-Executive Director with Nuneaton and Bedworth Community Enterprises Limited.	
	M. Rudkin	Employee of Coventry City Council	Unite the Union Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Bedworth Neighbourhood Watch Committee 	
	A. Sargeant		Member of Warwickshire County Council Chairman of The Nook (Nuneaton) Residents Association. Chair of Attleborough Community Matters group. Chair of Attleborough Neighbourhood Watch Volunteer at Volunteer Friends Bulkington. Member of Nuneaton Carnival Committee Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Advice Rights 	
	J. Sargeant	Head of Retail – Life Charity	Board of Directors – Volunteer Friends, Bulkington	Dispensation to speak and vote on any matters of Borough Plan that relate to the Directorship of Wembrook Community Centre
	J. Sheppard		Partnership member of the Hill Top and Caldwell Big Local. Director of Wembrook Community Centre.	

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
			<p>Member of the Management Committee at the Mental Health Drop in.</p> <p>Champion for Safeguarding (Children & Adults)</p> <p>Representative on the following Outside Bodies:</p> <ul style="list-style-type: none"> • Local Government Superannuation Scheme Consultative Board • Warwickshire Direct Partnership • Warwickshire Waste Partnership • West Midland Employers • Nuneaton Neighbour Watch Committee 	
	T. Sheppard	Employee of Dairy Crest	<p>Representative on the following Outside Bodies:</p> <ul style="list-style-type: none"> • Warwickshire Adult Social Care and Health Overview and Scrutiny Panel 	
	R. Smith		<p>Chairman of Volunteer Friends, Bulkington;</p> <p>Board member of Bulkington Village Community and Conference Centre</p> <p>Trustee of Bulkington Sports and Social Club</p>	
	J.A. Tandy		<p>Partnership member of the Hill Top and Caldwell Big Local.</p> <p>Member of Unite the union.</p> <p>Representative on the following Outside Bodies:</p> <ul style="list-style-type: none"> • Nuneaton Festival of Arts • Warwickshire Race Equality Partnership • Warwickshire Race Equality Partnership • West Midlands Combined Authority Audit Group 	
	R. Tromans	Director of RTC Ltd		
	H. Walmsley	Chief of Staff to Julian Knight MP	Chartered Institute of Public Relations	Dispensation to speak and vote
	C.M. Watkins	Landlord of a privately rented property	<p>Representative on the following outside bodies:</p> <ul style="list-style-type: none"> • Nuneaton and Bedworth Home Improvement Agency. • Nuneaton and Bedworth Safer and Stronger Communities Partnership. 	

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
			<ul style="list-style-type: none"> • Safer Warwickshire Partnership Board. • Warwickshire Housing Support Partnership. • Warwickshire Police and Crime Panel. 	
	K.D. Wilson	Employee of the Courts Service	Non Executive Director with Nuneaton and Bedworth Community Enterprises Limited	

NUNEATON AND BEDWORTH BOROUGH COUNCIL

COUNCIL

5th October 2020

A continuation meeting of the Nuneaton and Bedworth Borough Council was held on Monday, 5th October 2020. This meeting was a continuation of the adjourned Council meeting held on 16th September, 2020. Due to government guidance during the COVID-19 pandemic this meeting was held virtually at various remote locations and live streamed.

Present

The Mayor (Councillor J. Tandy)
The Deputy Mayor (Councillor W.J. Hancox)

Councillors J.B Beaumont, D. Brown, S. Croft, G. Daffern, S. Doughty, P.M. Elliott, K. Evans, D. Gissane J. Glass, C. Golby, S. Gran, J. Gutteridge, L. Hocking, J.A. Jackson, K.A. Kondakor, A. Llewellyn-Nash, I.K. Lloyd, B. Longden, B. Pandher, N.J.P. Phillips, G.D. Pomfrett, M. Rudkin, A. Sargeant, J. Sargeant, J. Sheppard, T. Sheppard, R. Smith, R. Tromans, H. Walmsley, C. Watkins and K.D. Wilson.

Apologies were received from K. Brindley-Edwards who had recently welcomed her first child, Albert George Brindley-Edwards.

Councillor Tromans moved a motion as follows:

“It is resolved that the Council is incapable of holding a reasonable debate or even a meeting in accordance with the Council Constitution and that accordingly the Chief officers should contact the Ministry of Housing, Communities and Local Government to request that Commissioners be appointed to take over running of the Council until the next election”

Following legal advice, the Mayor ruled that this motion could not be taken.

CL19 Recommendations from Cabinet and Other Committees

a) General Fund, Housing Revenue Account (HRA) and Capital Programme Outturn 2019/20

Councillor Kondakor moved an amendment to the recommendation as follows:

"That the council approves the General Fund and HRA capital fund report to cabinet subject to the council publishing a detailed progress report on the fire safety works in the housing capital programme within 4 weeks of this meetings and provide regular updates until the works are complete "

Councillor Wilson seconded the amendment by Councillor Kondakor

Councillor Golby moved a procedural motion in accordance with Part 4a of the constitution to adjourn the meeting in order to investigate alleged voting irregularities that may have occurred in the previous meeting held on 16th September 2020 of which this meeting is a continuation of.

Councillor Walmsley seconded Councillor Golby's procedural motion to adjourn the meeting.

**A recorded vote was taken on Councillor Golby's procedural motion
For: Councillors D. Brown, S. Croft, K. Evans, D. Gissane, C. Golby, S. Gran, J. Gutteridge, A. Llewellyn-Nash, B. Pandher, R. Smith, R. Tromans, H. Walmsley, K. Wilson**

Against: Councillors J. Beaumont, G. Daffern, S. Doughty, P. Elliott, J. glass, W.J. Hancox, L. Hocking, J. Jackson, k. Kondakor, I. Lloyd, B. Longden, N.J. Phillips, G. Pomfrett, M. Rudkin, J. Sheppard, t. Sheppard, J. Tandy, C. Watkins

Abstention: A. Sargeant and J. Sargeant

Councillor Golby's motion was lost.

A vote was taken on Councillor Kondakor's amendment

Councillor Evans and Councillor Kondakor requested that their vote for the amendment be recorded in the minutes

Councillor Kondakor's amendment was lost.

RESOLVED that the updated General Fund and HRA Capital Programmes for 2020/21 as attached at Appendix E of the report be approved.

b) Annual Treasury Management Report 2019/20

Councillor Evans requested that his vote for the recommendations be recorded in the minutes.

RESOLVED that

- i) the actual 2019/20 Treasury and Prudential Indicators detailed in the report and summarised in Appendix 1 of the report be approved; and
- ii) the Annual Treasury Management Report for 2019/20 be noted.

c) General Fund and Housing Revenue Account Quarterly Budget Monitoring Report Q1 2020/21

Councillor Wilson moved the following amendment

‘amend table 9.9 to remove reduction in opening hours and substitute that the In Touch is ceased, with a saving of £27k’

Councillor Brown seconded the amendment

A vote was taken on the amendment

Councillor Evans, Tromans, Walmsley and Wilson requested that their votes for the amendment be recorded in the minutes

The amendment was lost

Councillor Golby moved the following amendment:

‘amend table 9.9 to remove the words reduction in opening hours of the contact centre’

Councillor Wilson seconded the amendment

A vote was taken on Councillor Golby’s amendment

Councillors Evans, Gutteridge, Llewellyn-Nash, Walmsley and Wilson requested their vote for the amendment be noted in the minutes

Councillor Golby’s amendment was lost

RESOLVED that

- i) The virements for the General Fund as para 9.9 of the report be approved; and
- ii) The revised capital programme for the General Fund and HRA for 2020/21 as detailed at Appendix D of the report be approved.

d) Updated Statement of Community Involvement (SCI) - Adoption

Councillor Wilson moved the amendment that the report be deferred to such a time when it has been updated correctly.

Councillor Golby seconded the motion

A vote was taken was Councillor Wilson’s amendment

Councillors Evans, Llewellyn-Nash, Walmsley, and Wilson requested that their votes for the amendment be included in the minutes.

Upon the Mayor using her casting vote the amendment was lost.

Councillor Beaumont moved the following alteration:

2.3 Subject to 2.2 above and before publication, delegated authority be given to the Head of Planning, in consultation with the Portfolio holder for Planning, Development & Health to update Appendices A, C & E of the adopted Statement of Community Involvement to reflect the consultee bodies currently in existence.

Councillor Jackson seconded the amendment

A vote was taken on the amendment

Councillor Evans requested that his vote against the amendment be recorded in the minutes

The amendment was carried which then became the substantive motion.

The Mayor moved in accordance with Part 4A.12 of the constitution to move standing orders to the end of agenda item 10 and that the remaining Member Questions receive a written response. Councillor Lloyd seconded the motion.

A vote was taken on the moving of standing orders

Councillors Evans, Kondakor, Llewellyn-Nash, Walmsley and Wilson requested that their vote against the moving of standing orders be recorded in the minutes.

The motion to end the meeting at agenda item 10 was carried.

Councillor Hancox moved the procedural motion that Council move to the vote in respect of the substantive motion on the Statement of Community Involvement. Councillor Phillips seconded the procedural motion.

A vote was taken on the procedural motion

Councillor Evans, Llewellyn-Nash, Walmsley and Wilson requested that their votes against the procedural be recorded in the minutes.

A vote was taken on the substantive motion.

Councillors Evans, Kondakor, Llewellyn-Nash and Wilson requested that their votes against the substantive motion be recorded in the minutes.

Councillors Glass and Phillips requested that their votes for the substantive motion be recorded in the minutes.

The vote was carried.

RESOLVED that

- a) the Statement of Community Involvement be adopted and the Statement of Community Involvement be published on the Council's website.
- b) Subject to the above and before publication, delegated authority be given to the Head of Planning, in consultation with the Portfolio holder for Planning, Development & Health to update Appendices A, C & E of the adopted Statement of Community Involvement to reflect the consultee bodies currently in existence.

e) **Local Development Scheme (LDS) update**

Councillor Wilson moved the following amendment:

2.2 delete "Car Parking Standards SPD (2003)" and insert "Transport Demand Management Matters SPD (2020)"

Councillor Smith seconded the amendment

A vote was taken on the amendment

Councillor Evans and Llewellyn-Nash requested that their votes for the amendment be recorded in the minutes

The amendment was lost

RESOLVED that

- i) The Local Development Scheme at Appendix A of the addendum be approved; and
- ii) The Local Development Scheme be published on the Council's website

CL20 **Questions by Members**

Question 1

Councillor S. Gran submitted the following question to the Portfolio Holder for Planning, Development and Health:

The Planning Committee unanimously refused the application behind 99 Woodlands Road in the name of A R Cartwrights (erection of 9 dwellings). Can the Portfolio Holder confirm that if the applicant does appeal this decision through the Planning Inspectorate, then the Council will send legal representatives to defend the decision of the Committee?

Councillor J. Beaumont, Portfolio Holder for Planning, Development and Health gave the following written response:

Planning application 036687 for 9 dwellings and associated infrastructure was determined by Planning Committee on the 25 August 2020. The recommendation was for refusal for the reasons set out within the officer report. Planning Committee refused permission and the applicant can decide

to appeal. The reason for refusal relates to highways and it is relevant that in this case Warwickshire County Council failed to respond to an updated request for information. However, the Council did receive three previous objections from highways which informed the recommendation.

The failure to respond to the additional request for information puts the decision making authority in a difficult position and in this instance the planning authority has had to make a decision without the benefit of updated technical comments. To date we have not received an appeal. Should the council receive one we will defend the position. However, it is relevant to consider that the appeal may not take the form of an inquiry, it could be via written representations or a hearing. We would request the County Council highways to provide information and if a hearing or inquiry were to take place we would expect them to attend. Should highways comments mean that the reason for refusal no longer stands then we would need to re consider our position, which may mean we present an update report to Planning Committee with an alternative recommendation. If the appeal goes to an inquiry, the Council will be legally represented.

Question 2

Councillor D. Brown submitted the following question of the Portfolio Holder for Arts and Leisure:

Official figures show that 82,000 meals were discounted across Bedworth and North Warwickshire as part of the Government's 'Eat Out to Help Out' scheme. Could the Portfolio Holder for Arts and Leisure tell me how many discounted meals were sold at the Civic Hall Bistro under the scheme and whether the Bistro has increased its takings as a result of its participation in the Governments 'Eat Out to Help Out scheme'?

Councillor I. Lloyd, Portfolio Holder for Arts and Leisure gave the following written response:

The Civic Hall supported 148 meals during the 'Eat Out To Help Out' scheme, maintaining the social distancing required to meet the Government guidelines. The need to reduce the number of tables from existing 17 to 7 reduced the ability to maximise income opportunities. However, the scheme was welcomed and positively supported by local residents that did take part and verbally detailed they felt secure in coming into the Bistro.

Question 3

Councillor K. Kondakor submitted the following question to the Portfolio Holder for Arts and Leisure:

Around 160 residents of the borough have died with Covid 19 so far and it has been very difficult for relatives and friends. Many people are helped by having somewhere to go to remember someone special. For some that is a formal memorial, while others have benches and trees. For example, there was a very successful memorial tree planting at Hartshill Hayes. Both our parks are expected to have a makeover soon. Can the borough council look at having a memorial somewhere like Riversey Park and can we allow residents to have memorial trees and benches in suitable open spaces?

Councillor I. Lloyd, Portfolio Holder for Arts and Leisure, gave the following written response:

COVID-19 is changing the way our families, friends & indeed, our wider neighbourhoods interact together and for some unfortunately, this has also meant the loss of a loved one. Such a loss can be difficult to come to terms with & having somewhere to remember them, can be an important part of the healing process. As such, I have asked Officers to investigate potential locations for a memorial & also look at ways we could facilitate the placing of both memorial trees & benches within our green spaces.

Question 4

Councillor K. Evans submitted the following question to the Portfolio Holder for Planning, Development and Health

Last month, British Telecom consulted the Council's Planning Department on the removal of seven public telephone boxes across the Borough, the Council had the power to veto BT's attempts to remove these telephone boxes. Those on the list for removal include the telephone boxes on Pine Tree Road, Bedworth (15 calls per month), Astley Lane/ Smorrall Lane, Bedworth (21 calls per month) and Somers Road, Keresley (27 calls per month). Could I ask the Portfolio Holder why, despite his previous promises, Ward Councillors were not consulted about BT's plans, why the Planning Department decided not to object to the removals despite its power to veto, and why the Council did not carry out a public consultation regarding this matter like Stratford upon Avon District Council?"

Councillor J. Beaumont, Portfolio Holder for Planning, Development and Health gave the following written response:

Thank you for your question. Following the departure of the Head of Planning the consultation from British Telecom was received into the planning department. The officers dealing with the matter were unaware of the consultation protocol and responded to say that, from a planning perspective, there were no objections to the proposal. However, the officers were made aware of the protocol and advised me of the error. I immediately requested that the response be withdrawn and arrangements made to consult with ward Councillors. The response from the Council was withdrawn immediately. The consultation doesn't end until 25th October and I believe that arrangements are in place to consult ward Councillors in accordance with the Council's protocol.

Mayor

Council - Schedule of Declarations of Interests – 2020/2021

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
	General dispensations granted to all members under s.33 of the Localism Act 2011			Granted to all members of the Council in the areas of: <ul style="list-style-type: none"> - Housing matters - Statutory sick pay under Part XI of the Social Security Contributions and Benefits Act 1992 - An allowance, payment given to members - An indemnity given to members - Any ceremonial honour given to members - Setting council tax or a precept under the Local Government Finance Act 1992 - Planning and Licensing matters - Allotments - Local Enterprise Partnership
	J. Beaumont		Board member of Bulkington Community Library CIC in addition to an unpaid Manager of the library. Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Nuneaton and Bedworth Older People's Forum 	
	K. Brindley-Edwards	Teacher and Head of 6 th Form at Beauchamp College	Representative on the following Outside Body: <ul style="list-style-type: none"> • King Edward VI College Foundation - Trustee 	
	D. Brown	Employed by H.M Land Registry		
	S. Croft	Employed at Holland & Barrett Retail Ltd	Treasurer of the Conservative Association	
	G. Daffern	Teacher at Finham Park 2	Member of NEU Staff Governor – Finham Park 2, Local Governing Body.	
	S. Doughty	People in Action Cherville Limited	Unite the Union	
	P. Elliott	Employee of CW Mind's Autism Support Service	Governor at Stockingford Nursery Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Friendship Project for Children 	
	K. Evans	Employed by UK Parliament	Executive Officer at the North Warwickshire & Bedworth Conservative Association	

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
			Association Representative of Warwickshire Conservative Area Association	
	J. Glass	None	None	
	D. Gissane	Self employed trading as Huxo Creative	Member of Warwickshire County Council	
	C. Golby	IPT Administration Manager	Member of Warwickshire County Council	
	S. Gran		Member of Warwickshire County Council	
	J. Gutteridge		Representative on the following Outside Bodies: <ul style="list-style-type: none"> Age UK (Warwickshire Branch) 	To speak and vote on any matters involving the Borough Plan related to land at Leyland Road Bulkington
	W.J. Hancox		Daughter holds employment position within NBBC Unite the Union Representative on the following Outside Bodies: <ul style="list-style-type: none"> Building Control Partnership Steering Group Hammersley Smith & Orton Charity 	
	L. Hocking	Employed by Openreach	Member of: <ul style="list-style-type: none"> Unite the Union Communication Workers Union Representative on the following Outside Bodies: <ul style="list-style-type: none"> Committee of Management of Hartshill and Nuneaton Recreation Ground 	
	J.A. Jackson	Any matter relating to the employment policies and procedures of Nuneaton & Bedworth Borough Council or any matter relating to the contractual arrangements with Sport & Leisure Management Ltd.	Unite the Union <ul style="list-style-type: none"> Non Executive Director with Nuneaton and Bedworth Community Enterprises Limited Director Coventry & Warwickshire Local Enterprise Partnership Representative on the following Outside Bodies: <ul style="list-style-type: none"> Coventry, Warwickshire & Hinckley and Bosworth Joint Committee District Leaders Local Government Association Local Enterprise 	Dispensation to speak and vote on matters that do not relate specifically to her husband's contract of employment. Dispensation to speak and vote

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
			Partnership <ul style="list-style-type: none"> • West Midlands Combined Authority 	
	K.A. Kondakor		Member of Warwickshire County Council 100PERCENTRENEWABLEUK LTD	
	A. Llewellyn-Nash	Employee of BMI Healthcare	Treasurer of Exhall Multi-cultural Group Governor at Newdigate Primary and Nursery School, Bedworth	
	I. Lloyd		Non Executive Director with Nuneaton and Bedworth Community Enterprises Limited.	Dispensation to speak and vote
			Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Nuneaton & Bedworth Sports Forum • Camp Hill Urban Village and Pride in Camp Hill • Poor's Piece Charity • Committee of Management of Hartshill & Nuneaton Recreation Group • Towns Board 	
	B.J. Longden		Daughter and son-in-law work in the NHS	
			Member of the Stockingford Community Centre	
			Ex-Officiate of the Veterans Contact Point Board	
			Representative on the following Outside Bodies: <ul style="list-style-type: none"> • George Eliot Hospital NHS Trust – Public/User Board • George Eliot Hospital NHS Foundation Trust Governors • Armed Forces Covenant Meeting • Astley Charity 	
	B. Pandher		Member of Warwickshire County Council Treasurer & Trustee of Nanaksar Gurdwara Gursikh Temple; Coordinator of Council of Sikh Temples in Coventry; Secretary of Coventry Indian Community; Trustee of Sikh Monument	

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	G.D. Pomfrett	None	None	
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	R. Smith		<p>Chairman of Volunteer Friends, Bulkington;</p> <p>Board member of Bulkington Village Community and Conference Centre</p> <p>Trustee of Bulkington Sports and Social Club</p>	
	J.A. Tandy		<p>Partnership member of the Hill Top and Caldwell Big Local.</p> <p>Member of Unite the union.</p> <p>Representative on the following Outside Bodies:</p> <ul style="list-style-type: none"> • Nuneaton Festival of Arts • Warwickshire Race Equality Partnership • Warwickshire Race Equality Partnership • West Midlands Combined Authority Audit Group 	
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			Trust Vice Chair Exhall Multicultural Group	
	G.D. Pomfrett	None	None	
	N. Phillips	Employee of DWP	Member of: <ul style="list-style-type: none"> • Nuneaton Labour CLP • The Fabian Society • The George Eliot Society • The PCS Union • Central Credit Union • Stockingford Sports and Allotment Club • Haunchwood Sports and Social Club Non-Executive Director with Nuneaton and Bedworth Community Enterprises Limited.	
	M. Rudkin	Employee of Coventry City Council	Unite the Union Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Bedworth Neighbourhood Watch Committee 	
	A. Sargeant		Member of Warwickshire County Council Chairman of The Nook (Nuneaton) Residents Association. Chair of Attleborough Community Matters group. Chair of Attleborough Neighbourhood Watch Volunteer at Volunteer Friends Bulkington. Member of Nuneaton Carnival Committee Representative on the following Outside Bodies: <ul style="list-style-type: none"> • Advice Rights 	
	J. Sargeant	Head of Retail – Life Charity	Board of Directors – Volunteer Friends, Bulkington	Dispensation to speak and vote on any matters of Borough Plan that relate to the Directorship of Wembrook Community Centre
	J. Sheppard		Partnership member of the Hill Top and Caldwell Big Local. Director of Wembrook Community Centre.	

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
			<p>Member of the Management Committee at the Mental Health Drop in.</p> <p>Champion for Safeguarding (Children & Adults)</p> <p>Representative on the following Outside Bodies:</p> <ul style="list-style-type: none"> • Local Government Superannuation Scheme Consultative Board • Warwickshire Direct Partnership • Warwickshire Waste Partnership • West Midland Employers • Nuneaton Neighbour Watch Committee 	
	T. Sheppard	Employee of Dairy Crest	<p>Representative on the following Outside Bodies:</p> <ul style="list-style-type: none"> • Warwickshire Adult Social Care and Health Overview and Scrutiny Panel 	
	R. Smith		<p>Chairman of Volunteer Friends, Bulkington;</p> <p>Board member of Bulkington Village Community and Conference Centre</p> <p>Trustee of Bulkington Sports and Social Club</p>	
	J.A. Tandy		<p>Partnership member of the Hill Top and Caldwell Big Local.</p> <p>Member of Unite the union.</p> <p>Representative on the following Outside Bodies:</p> <ul style="list-style-type: none"> • Nuneaton Festival of Arts • Warwickshire Race Equality Partnership • Warwickshire Race Equality Partnership • West Midlands Combined Authority Audit Group 	
	R. Tromans	Director of RTC Ltd		
	H. Walmsley	Chief of Staff to Julian Knight MP	Chartered Institute of Public Relations	Dispensation to speak and vote
	C.M. Watkins	Landlord of a privately rented property	<p>Representative on the following outside bodies:</p> <ul style="list-style-type: none"> • Nuneaton and Bedworth Home Improvement Agency. • Nuneaton and Bedworth Safer and Stronger Communities Partnership. 	

	Name of Councillor	Disclosable Pecuniary Interest	Other Personal Interest	Dispensation
			<ul style="list-style-type: none"> • Safer Warwickshire Partnership Board. • Warwickshire Housing Support Partnership. • Warwickshire Police and Crime Panel. 	
	K.D. Wilson	Employee of the Courts Service	Non Executive Director with Nuneaton and Bedworth Community Enterprises Limited	

Cabinet Report to Council, 2nd December 2020

1. Introduction

This report deals with the Cabinet meetings held on 14th October and 11th November 2020.

It also includes details of any reports from the West Midlands Combined Authority Board, which have, or may have in the future, a direct impact on NBBC, namely the Board meetings of Friday 18th September and Friday 13th November

2. 14th October 2020 Cabinet Meeting

a) NBBC Leisure Facilities Needs Assessment and Strategy

Arts and Leisure – Councillor I. Lloyd (**Key Decision**)

The Director – Leisure, Recreation and Health submitted a report to Cabinet providing them with a refreshed 2020 Leisure Facility Needs Assessment and Strategy (LFNAS). This strategy will provide this Council with its medium to long-term leisure planning, using current data and evidence.

Cabinet agreed the NBBC LFNAS and will continue to endorse the work that is needed to ensure the delivery of its actions to ensure that the health and wellbeing of the residents in this Borough are supported.

b) NBBC Leisure Facilities Options – Strategic Outcomes Planning Guidance

Arts and Leisure – Councillor I. Lloyd (**Key Decision**)

The Director – Leisure, Recreation and Health submitted a report to Cabinet with the revised Sports England's Strategic Outcomes Planning Guidance (SOPG) document following public consultation, stakeholders, and Club feedback in February this year.

Cabinet approved the SOPG document which will provide the evidence and information for this Council to move forward with its medium to long-term vision for Leisure and its Destination Parks planning vision, which includes health and well-being. The development of this document supports the Council's Leisure Facility Needs Assessment and Strategy and the outcome from the recent approved Facility Planning Modelling information from Sport England at Cabinet on 9th September 2020.

c) COVID-19 Strategic Recovery Plan

Finance and Civic Affairs – Councillor J.A. Jackson

A report was submitted from Executive Directors – Resources and Operations detailing the COVID -19 Strategic Recovery Plan 2020 – 2022. This strategy will contribute to the Council recovery from the COVID-19 pandemic in the most efficient way and that resources are prioritised appropriately. Cabinet agreed the recovery plan and invited the Internal Overview and Scrutiny Panel to consider any amendments/additions to ensure the Council has the best way forward through this pandemic.

d) Town Centre Regeneration Update

Director – Regeneration and Housing presented the Masterplan for the Abbey Street regeneration scheme to Cabinet and to set out the approach to bringing the proposed redevelopment forward.

Cabinet agreed for the Masterplan for the proposed development at Abbey Street at Appendix A of the report be approved. It was decided that delegated authority be given to the Executive Director - Resources to finalise terms for the inclusion of the proposed hotel within the proposed development. Additionally, delegated authority be given to the Executive Director - Resources to take all appropriate steps to deliver Phase 1 of the proposed development, using the available Capital Programme provision in 2020/21, to conclude the purchase of 25 Abbey Street, to put the necessary financial arrangements outlined in the report in hand to enable Phase 1 of the proposed development to proceed; and to put the necessary financial arrangements in place to progress the design stage of Phase 2. A further report is to be brought back to Cabinet to request financial resources to progress the delivery of Phase 2 of the proposed development at the appropriate time. The Council will continue to explore further opportunities to secure external financial support to aid the delivery of the proposed development. Finally, it was agreed that the Council make a resolution for a Compulsory Purchase Order at the appropriate time; and the decision was marked not for Call-in on the grounds of urgency and commercial expediency.

3. 11th November 2020 – Cabinet Meeting

a) Draft General Fund and HRA Budget for 2021/22

Finance and Civic Affairs – Councillor J.A. Jackson (**Key Decision**)

The Executive Director – Resources submitted the Draft General Fund and HRA Budgets 2021/22 to Cabinet that presented the current position along with some saving suggestions in order to work towards a balanced and sustainable budget.

Cabinet acknowledged the hard work of our finance team and that the budget setting process for 2021/22 has been extremely challenging due to the

uncertainty over the COVID-19 pandemic and the late Spending Review. Whilst some savings have been identified there is still a significant gap of £667k to meet before a sustainable and balanced budget can be approved by Council in February.

A draft budget report will be brought back to Cabinet in either December or January to provide and update to this position.

Other items considered

- a) NBBC – Leisure Facilities Management COVID-19 Update (Key Decision) – Exempt item
Arts and Leisure Portfolio – Councillor I. Lloyd
- b) Town Centre Regeneration Update (Key Decision)
Finance and Civic Affairs Portfolio – Councillor J. A. Jackson
- c) Treasury Management 2020/21 – Mid Year Review
Finance and Civic Affairs Portfolio – Councillor J.A. Jackson
- d) Quarterly Review of the Strategic Performance Report
Finance and Civic Affairs Portfolio – Councillor J.A. Jackson

4. West Midlands Combined Authority (WMCA)

The WMCA Board meetings on the 18th September and 13th November both considered the latest Financial Monitoring Report for the current financial year, which show that the WMCA is experiencing income pressures because of COVID-19, in a similar way to other local authorities, and this is expected to continue in 2021/22. The 18th September meeting also considered the WMCA's submission to government ahead of the Spending Review, which is due later in the Autumn. The 13th November meeting also considered items on the WMCA's Delivery Plan and a Health of the Region report.

6. Conclusion

This report is presented on behalf of Cabinet, and, as always, my colleagues and I are only too happy to take any questions in relation to this report.

Councillor J.A. Jackson
Leader of the Council on behalf of Cabinet

Cabinet Decision

Report Summary Sheet

Date: 9th September 2020

Subject: Report of the Climate Change Emergency Working Party

Portfolio: Planning, Development and Health (N. Phillips)

From: Executive Director - Operations

Summary: To make Cabinet aware of the work of the Climate Change Working Group and to present an Action Plan for consideration by Cabinet.

Recommendations:

That the Action Plan drawn up by the Climate Change Working Group and attached as Appendix A be recommended for approval at Full Council

That it be recommend to Full Council that an Elected Member be nominated to attend the Warwickshire wide Climate Change Group supported by an appropriate officer.

That regular updates on progress against the Action Plan be made to Cabinet

Options:

Not to nominate an officer to the Warwickshire wide group.

Not to agree that the action plan be considered by Council or any updates required.

Reasons:

A climate change emergency for the Borough was declared at the Full Council meeting held on 4th December 2019 and Full Council resolved to:

- A) Establish a cross party working group to investigate and subsequently advise on the actions and timescales require to make the Council's activities carbon neutral by 2030. The working Group will report initial findings and recommendations back to Cabinet within 4 months with the ability to invite relevant external experts as appropriate
- B) Engage with partner Council's specifically Warwickshire County Council and Warwickshire 5 District and Borough Councils, local businesses, environmental groups and residents to inform our future actions and
- C) Call on Government to provide the resources and where required the power to enable Nuneaton and Bedworth Borough Council to help deliver the UK's carbon reduction targets.

Consultation undertaken with Members/Officers/Stakeholders:

This report arises from the work of the cross party Climate Change Working Group.

Subject to call-in: Yes

Ward relevance: All

Forward plan: No

Delivering Our Future Theme:

Theme 3

Delivering Our Future Priority:

Priorities 3.4 and 3.6

Relevant statutes or policy:

None

Equalities Implications:

No specific implications

Human resources implications: None unless a dedicated post required

Financial implications:

No specific implications

Health Inequalities Implications:

No specific implications

Section 17 Crime & Disorder Implications:

No specific implications

Risk management implications:

No specific implications

Environmental implications:

Throughout the report.

Legal implications:

No specific implications

Contact details: Brent Davis, Executive Director - Operations

AGENDA ITEM NO.

NUNEATON AND BEDWORTH BOROUGH COUNCIL

Report to: Cabinet - 9th September 2020

From: Executive Director – Operations

Subject: Report of the Climate Change Emergency working Party

Portfolio: Planning, Development and Health (N. Phillips)

Delivering Our Future Theme: Theme 3

Delivering Our Future Priority: Priorities 3.4 and 3.6

1 Purpose of Report

1.1 To make Cabinet aware of the work of the Climate Change Working Group and to present an Action Plan for consideration by Cabinet.

2 Recommendations

2.1 That the Action Plan drawn up by the Climate Change Working Group and attached as Appendix A be recommended for approval at Full Council

2.2 That it be recommend to Full Council that an Elected Member be nominated to attend the Warwickshire wide Climate Change Group supported by an appropriate officer.

2.3 That regular updates on progress against the Action Plan be made to Cabinet

3 Background

3.1 A climate change emergency for the Borough was declared at the Full Council meeting held on 4th December 2019 and Full Council resolved to:

D) Establish a cross party working group to investigate and subsequently advise on the actions and timescales require to make the Council's activities carbon neutral by 2030. The working Group will report initial findings and recommendations back to Cabinet within 4 months with the ability to invite relevant external experts as appropriate

- E) Engage with partner Council's specifically Warwickshire County Council and Warwickshire 5 District and Borough Councils, local businesses, environmental groups and residents to inform our future actions and
- F) Call on Government to provide the resources and where required the power to enable Nuneaton and Bedworth Borough Council to help deliver the UK's carbon reduction targets.

4 Report

4.1 Cross Party Working Group

4.1.1 The Working Group was set up and had 9 members from all parties. It was chaired by Councillor C Watkins and supported by the Committee Services Officer and the Head of Planning.

4.1.2 The first meeting of the Working Group was held on 9th January 2020, at which terms of reference were agreed, followed by face-to-face meetings every 2 to 3 weeks until the Covid-19 lockdown measures were instigated by Government. Once the Borough Council was able to hold virtual meetings via Microsoft Teams, additional meetings of the Working Group took place. A total of 5 face to face and virtual meetings were held.

4.1.3 The Working Group looked at the measures already in place or planned for, which could help the Council meet the target of being Carbon neutral in its activities by 2030. The Working Group received information from several officers of the Council either in person or as written statements.

4.1.4 Arising from the Working Group's meetings and its consideration of the information presented to it the Action Plan attached as Appendix A has been produced. Covid-19 has prevented the Action Plan being produced in line with the 4 month timescale that Full Council set.

4.2 Engagement with Partner Authorities.

4.2.1 Many sections of the Council already work closely with other authorities on matters which would help have an impact on carbon reduction. However, there is a specific Officer and Member Group on Climate Change which is chaired by a Member of Warwickshire County Council to which it appears that all other Warwickshire Councils send both an Elected Member and an Officer. The then Head of Planning, Katherine Moreton attended one of these meetings on behalf of the Working Group, and was of the view that as the other Warwickshire authorities are considering largely the same issues, there would be much merit in shared learning and shared workload from participating fully in this Group. It also appears to be the forum where plans for reducing the

carbon footprint arising from transport in the county are shared by the County Council in their role as the strategic transport authority.

4.2.2 The county wide group above is also lobbying the Government for resources for Warwickshire to help deliver the UK's carbon reduction targets.

4.2.3 Whilst all the other authorities in Warwickshire have declared climate emergencies some of them have not restricted the areas they are considering where as we have decided in the first instance to consider the Council services we can have a direct impact on.

4.2.4 The Council already has other measures in place around mitigating the impacts of climate change and the Working Group also considered the range of Local Plan policies to do with this subject. As with the other policies in the Local Plan there are a range of monitoring indicators for each of the Policies which are to be monitored annually and included in a report. There are also Supplementary Planning documents to guide the mitigation required.

4.3 Covid 19 impacts and Recovery

4.3.1 The environmental impacts both positive and negative of Covid 19 will not be fully know for some time but it will inevitably have an impact on climate change and this will need to be monitored and if necessary reacted to. Impacts on climate change will be considered in any action plans either by this authority or jointly with others and reported to members.

5 Conclusion

5.1 That the Action Plan produced by the Working Group be considered by Cabinet and recommend to Full Council for approval.

6. Appendices

6.1 Appendix A Action Plan

7 Background Papers

7.1 None.

AREA OF ACTIVITY	ACTION	EXISTING	PROPOSED/TO BE CONSIDERED	COMMENTS
Council Buildings - Operational				
Lighting	Ensure that all lights in Council owned buildings have LED bulbs in them where it is technically possible to do this.	Ongoing	Ongoing	
Overall Energy Usage	Consider collecting and publishing energy consumption figures to set a benchmark against which to measure actions	Our larger buildings already have “Display Energy Certificates” within public areas which are renewed on an annual basis.	Consider collecting and publishing energy consumption figures	
Leisure Facilities	Implement the Leisure Facilities Strategy	Commence work on an updated Leisure Contract specification to be implemented from 2024	<p>Appointed project management team to deliver stages 2/3 RIBA designs and costing for Bedworth Physical Activity Hub site</p> <p>Develop leisure procurement strategy, sign off with Sport England and tender for consultants for delivery of Bedworth Physical Activity Hub. The new leisure proposals provide an opportunity to drive towards the most energy efficient buildings, as required by Sport England, which would be cheaper to run and move the Council towards the goal of being carbon neutral. – although “offsetting” will still be required Also meeting all utility costs were to be included as the responsibility of the management company in future management contracts since given private sector companies inevitably look to minimise costs it is anticipated that the management</p>	

			company will look to reduce energy consumption in an attempt to keep their operating costs to a minimum.	
Swimming Pools			Consideration be given to reducing the water temperature in pools by a few degrees. Use of pool covers – to be included in new proposals.	
Recycling in Offices	Ensure availability of recycling facilities in the Town Hall	<p>There are recycling bins in the following locations: Ground floor kitchen First floor kitchen Top floor near room 206 Top floor near room 21 Also have some small green bins next to mains fed water machines in the following locations: Ground floor opposite room T5 Ground floor – outside meeting room 2 First floor – outside room T107 Second floor – outside meeting room 8 Crisp packet recycling boxes are located: Ground floor kitchen First floor kitchen Reception area for public to use We have a battery recycling box on reception A British Heart recycling bin is also located opposite room T7 on the ground floor. We collect food items for</p>	<p>Recycling boxes for the 4 Committee Rooms.</p> <p>Consideration be given to the following:</p> <ul style="list-style-type: none"> • Reduce the number of waste bins at Council properties in order to require staff to change behaviour and to recycle • Recycling old uniforms at the depot, as all clothing, even dirty and worn, can be recycled in some way. • Better locate and promote the crisp packet recycling box in the Town Hall; • Install florescent tube collection boxes at the Town Hall and other Council locations 	Regular feedback / information to employees to encourage further use of the facilities

		Nuneaton Food Bank as well and have 3 boxes, 1 in the ground floor kitchen, 1 in the first floor kitchen and one in the Councillors room.		
Recycling other than offices		Already in place across the sites at Pingles, Bedworth and Jubilee. This includes collections for Charities	Ensure in place at Community Centres, Sports Pavillions, etc.	
Plastic Usage	Stop using single use plastics wherever possible in the delivery of Borough Council Services and minimise their use where it is not possible to stop using them completely	Completed where feasible.		No control over individual employees using single use plastics
Council Buildings Housing Stock				
Existing Housing – energy efficiency	Secure any national opportunities to improve domestic energy efficiency	We consistently bid for any funding available	Continue to bid for suitable available funding or facilitate access to national funding where the Council can support this in the private housing sector Bid for suitable available funding as it becomes available for the Council's housing stock	
Communal Composting			Consider the implementation of communal composting at housing scheme sites	

New build Housing				
	Where possible site visits be arranged for Members to a module housing site during construction.			
	Explore the use of greener energy in the Council's new build programme and existing stock	Identified the carbon emissions savings for a variety of greener installations. Produce a specification for use in the Council's new build programme Install energy efficient gas boilers in existing stock	Explore opportunities for retrofitting green energy initiatives in the 'Council's existing housing stock Explore the feasibility to install electric car points, alternative sources of power for use on new build programme	
Council Services				
Vehicle Fleet	Renew around half of our vehicle fleet [35+ vehicles] with the most fuel efficient and low emission models available.		Undertake appropriate market testing, demonstrations of service specific vehicles and assessed current electric and dual fuel capabilities and availability. Undertake customer consultation and an options appraisal for the procurement and supply of electric and dual fuel vehicles.	
Bus Shelters and Street Furniture			Consideration to be given to energy saving and climate change options be considered for implementation when / if the bus shelter and street furniture contract is renewed.	
Human Resources				
	Continue to encourage and facilitate greater working from from given its impact on		To be more fully assessed in light of Covid 19 experience	

	climate change			
Refuse and Waste Collection				
	Have put in place arrangements for the ongoing processing of dry recyclable materials collected from the kerbside.	Undertake market analysis of DMR collection options, best practice appraisals and resource and waste consultation recommendations. Agreed via project board MRF operational material commitments and financial inputs and returns with partner authorities	Have an informed view, of best options for Dry Mixed Recycling (DMR) collection methods, based on assessment of legislative requirements, consumer ordering, shopping habit changes and operational cost efficiencies	
Procurement				
	Are impacts on climate change considered	In support of Nuneaton and Bedworth Borough Council's Environmental Sustainability Strategy, the Supplier will support the following principals and, if requested, provide supporting evidence and a copy of their environmental policy, specifically addressing the following criteria: Protection of Environment Purchase materials from sources that are sustainable Develop and implement a policy of waste reduction, re use and recycling Reduced usage – purchase as little as possible and reduced packaging Purchase equipment that is	Liaison with other local Authorities that declared a climate emergency earlier than NBBC to begin implementing practices throughout NBBC's Procurement process. Also review contract clauses related to environmental practices in the Council's standard Terms and Conditions. Specifications created by Contract Managers will need to include environmental factors. Council tenders also need to ensure practices are captured in specifications as each contract is different (both in terms of delivery, requirements and scope for environmental practices). NBBC's strategic building materials supplier is Bradford's. Hold meeting to discuss sustainable materials and methods of delivery of materials within the borough (electric vehicle) or self-generating electricity (solar).	Implementing such practices could have an impact on cost. There needs to be a suitable balance between cost, delivery and environmental sustainability. In addition, Contract Managers need to begin measuring carbon footprint with their suppliers and begin to implement

		<p>energy efficient Apply an efficient procurement, sales and payment process with reduced paper flows and increased electronic transactions Hold or working towards ISO 14001/ISO 14002 Support of Fair Trade products Comply with the Environmental Protection Act 1990 (As amended)</p> <p>This section is a PASS/FAIL part of the assessment.</p>		provisions within specifications.
Use of Technology				
	Adopt a renewed Digital Strategy		<p>Have the Digital Strategy and action plan approved Implement the action plan for 2020/21</p>	
	Have increased the number of services available online and the number of Self accounts created		<p>Increase self-serve transactions by 10% on the 2019/20 volumes for the 3 highest volume transactional services i. Revenues & Benefits ii. Waste Management iii. Housing General Increase the use of the Open Portal for customer access to their Revenues and/or Benefits accounts online by 10% Continue to work with services to promote the availability of online services and Self Accounts with targeted campaigns Work with Service Managers to build upon the digital processes that have arisen from the impact of COVID19</p>	

	Reduce levels of outgoing post by 20%		Work with Service Managers to change delivery methods for high volume outgoing post Establish and improve upon the digital processes that have been implemented following the impact of COVID19 Undertake a promotion to encourage a 10% take-up of customers using online methods in Revenues and Benefits (e-billing/notifications) Undertake a take-up promotion to increase customer Direct Debit take-up by 5% due to target not being met last year	
Other points to consider				
Tree Planting	Other authorities have committed to large tree planting programmes	At present we undertake tree planting to replace trees that have been removed, plant memorial trees in cemeteries and work with developers to plant on development sites. We plant approx 100 standard trees per annum. We do work with community groups to plant tree transplants on occasion, but do not have any spare land to start this process. We estimate we have 100,000 trees on our sites throughout the borough.	Consider whether or not we can commit to anything further.	
Resources			Does the authority require a dedicated Officer and or/Budget to undertake coordination of the Climate Change agenda	
Promotion/Incentives			Does the authority need to consider reduction in car park charges for Electric Vehicles	
Working with Others	Warwickshire Local		Member and Officer representation should be	

	Councils Climate Emergency Group		agreed	
Transport	Little NBBC can do as not Highways Authority. Work done by WCC will feed into the Group above			
Plastic kerbs			Consider suggesting to the highway authority that they investigate the use of plastic kerbs	
Covid 19 recovery	Any recovery Plan should be in conjunction with others across the region but the impact of measures will have a bearing on Climate Change and this is acknowledged by one of the streams of work being around impact on Climate Change		Assess waste and transport budget allocation and resource requirements with regard to service provision methodology in response to the impact of Covid 19 and national guidelines If any working groups which include members are set up then consideration be given to include a member who also sat on the Climate Change working group to consider the Climate change impacts .	

NUNEATON AND BEDWORTH BOROUGH COUNCIL

Report to: Audit & Standards Committee – 3rd November 2020

From: Director –Democracy, Planning & Public Protection

Subject: Members’ Allowances: Appointment of the Independent Remuneration Panel

1. Purpose of Report

1.1 To consider the arrangements for the Independent Remuneration Panel.

2. Recommendation

2.1 Warwickshire & Solihull Community & Voluntary Action be asked to nominate a representative to the Independent Remuneration Panel; and

2.2 IT BE RECOMMENDED TO COUNCIL THAT:

The Constitution be amended accordingly.

3. Background

3.1 On 29th September 2020, the Constitution Review Working Party considered a report recommending changes to the composition of the Members’ Allowances Independent Remuneration Panel. This Panel is a requirement of the Local Authorities (Members’ Allowances) (England) Regulations 2003.

3.2 The Panel last reported in January 2017 and comprised:

- I. One seat from the Chamber of Commerce;
- II. One seat from the Local Business partnership and/or Coventry and Warwickshire Small Business Federation;
- III. One seat to be offered to a senior officer from one of the following neighbouring Councils: Tamworth’ Blaby; Market Harborough; or Cannock chase; and
- IV. One seat from the Residents Executive.

3.3 Since the appointment of the Panel, the Residents Executive (which became the Residents’ Partnership) has been dissolved. It is, therefore, necessary to appoint a new body to the Panel. The Constitution Review Working Party agreed that the new body should be drawn from the voluntary sector, linked with the Towns Board. On this basis, officers have approached Warwickshire & Solihull Community &

Voluntary Action (CAVA) which satisfies both criteria. CAVA have confirmed that they are willing to nominate a representative to sit on the Panel.

- 3.4 Upon appointment, the Panel are required to undertake a review of the Members' Allowances Scheme. The last Scheme was considered by Council in July 2017, backdated to the start of that municipal year. The Regulations mentioned above require the Scheme to be reviewed every 4 years and so a review is now due.

PHILIP RICHARDSON

Report Summary Sheet

Date: 11th November 2020

Subject: Treasury Management 2020/21 – Mid Year Review

Portfolio: Finance and Civic Affairs (Councillor J Jackson)

From: Executive Director - Resources

Summary: This Council is required through regulations issued under the Local Government Act 2003 to produce a mid-year review report on treasury management activities of the Council. This report meets the requirements of both the CIPFA Code of Practice on Treasury Management (the Code) and the CIPFA Prudential Code for Capital Finance in Local Authorities (the Prudential Code).

Recommendations:

That Cabinet recommend to full Council that the report be noted per the requirements of the CIPFA Code.

Reasons: To comply with the CIPFA Code of Treasury Management

Options: To accept the report or request further information

Subject to call-in: Yes

Forward plan: No

**Delivering Our Future
Theme & Priority:** Theme 3
Priority 3

Relevant statutes or policy: CIPFA Code of Practice on Treasury Management

Equal opportunity implications: None

Human resources implications: None

Financial implications: Included throughout the report

Health Inequalities Implications: None

Section 17 - Crime and Disorder Implications: None

Risk management implications:

Any investment and borrowing decisions will be based on the approved strategy and with approved counterparties

Environmental implications:

None

Legal implications:

The CIPFA Code on Treasury Management requires Local Authorities to report to their full Council a mid-year review of their treasury management activities.

Contact details:

Craig Pugh – Head of Financial Services

Craig.pugh@nuneatonandbedworth.gov.uk

024 7637 6104

NUNEATON AND BEDWORTH BOROUGH COUNCIL

Report to: Cabinet – 11 November 2020

From: Executive Director – Resources

Subject: Treasury Management 2020/21 – Mid Year Review

Portfolio: Finance and Civic Affairs (Councillor J Jackson)

Delivering Our Future Theme: 3

Delivering Our Future Priority: 3

1. Purpose

- 1.1 This Council is required through the Chartered Institute of Public Finance and Accountancy's (CIPFA) Code of Practice on Treasury Management to report to full Council a mid-year review report.

2. Recommendations

- 2.1 That Cabinet recommend to full Council that the report be noted per the requirements of the CIPFA Code.

3. Background

- 3.1 The Council operates a balanced budget, which broadly means cash raised during the year will meet its cash expenditure. Part of the treasury management operations ensure this cash flow is adequately planned, with surplus monies being invested in low risk counterparties, providing adequate liquidity initially before considering optimised investment return.
- 3.2 The second main function of the treasury management service is the funding of the Council's capital plans. These capital plans provide a guide to the borrowing need of the Council, essentially the longer term cash flow planning to ensure the Council can meet its capital spending operations. This management of longer term cash may involve arranging long or short term loans, or using longer term cash flow surpluses, and on occasion any debt previously drawn may be restructured to meet Council risk or cost objectives.
- 3.3 Accordingly treasury management is defined as:
"The management of the local authority's investments and cash flows, its banking, money market and capital market transactions; the effective control of the risks associated with those activities; and the pursuit of

optimum performance consistent with those risks.”

3.4 The primary requirements of the CIPFA Code of Practice on Treasury Management are as follows:

- Creation and maintenance of a Treasury Management Policy Statement which sets out the policies and objectives of the Council’s treasury management activities.
- Creation and maintenance of Treasury Management Practices which set out the manner in which the Council will seek to achieve those policies and objectives.
- Receipt by the full Council of an annual Treasury Management Strategy Statement – including the Annual Investment Strategy and Minimum Revenue Provision Policy – for the year ahead, a Mid-year Review Report (this report) and an Annual Report covering activities during the previous year.
- Delegation by the Council of the responsibilities for implementing and monitoring treasury management policies and practices and for the execution and administration of treasury management decisions.
- Delegation by the Council of the role of scrutiny of treasury management strategy and policies to a specific named body. For this Council the delegated body is the Audit & Standards Committee.

3.5 This mid-year report has been prepared in compliance with the CIPFA Code and covers the following:

- An economic update for the first six months of 2020/21;
- A review of the Treasury Management Strategy Statement and Annual Investment Strategy;
- The Council’s capital expenditure (prudential indicators);
- A review of the Council’s investment portfolio for 2020/21;
- A review of the Council’s borrowing strategy for 2020/21;
- A review of any debt rescheduling undertaken during 2020/21;
- A review of compliance with Treasury and Prudential Limits for 2020/21.

3.6 Detailed reports of treasury activity are reported to the Audit & Standards Committee with a report for Q1 and Q2 presented on 3rd November 2020.

4. Economic Update.

4.1 As expected, the Bank of England’s Monetary Policy Committee kept Bank Rate unchanged on 6th August. It also kept unchanged the level of quantitative easing at £745bn. Its forecasts were optimistic in terms of three areas:

- The fall in GDP in the first half of 2020 was revised from 28% to 23% (subsequently revised to -21.8%). This is still one of the largest falls in output of any developed nation. However, it is only to be expected as the UK economy is heavily skewed towards

consumer-facing services – an area which was particularly vulnerable to being damaged by lockdown.

- The peak in the unemployment rate was revised down from 9% in Q2 to 7½% by Q4 2020.
- It forecast that there would be excess demand in the economy by Q3 2022 causing CPI inflation to rise above the 2% target in Q3 2022, (based on market interest rate expectations for a further loosening in policy). Nevertheless, even if the Bank were to leave policy unchanged, inflation was still projected to be above 2% in 2023.

- 4.2 The MPC acknowledged that the “medium-term projections were a less informative guide than usual” and the minutes of the August meeting had multiple references to downside risks, which were judged to persist both in the short and medium term. One has only to look at the way in which second waves of the virus are now impacting many countries including Britain, to see the dangers. However, rather than a national lockdown, as in March, any spikes in virus infections are now likely to be dealt with by localised measures and this should limit the amount of economic damage caused. In addition, Brexit uncertainties ahead of the year-end deadline are likely to be a drag on recovery. The wind down of the initial furlough scheme through to the end of October is another development that could cause the Bank to review the need for more support for the economy later in the year. Admittedly, the Chancellor announced in late September a second six month package from 1st November of government support for jobs whereby it will pay up to 22% of the costs of retaining an employee working a minimum of one third of their normal hours. There was further help for the self-employed, freelancers and the hospitality industry. However, this is a much less generous scheme than the furlough package and will inevitably mean there will be further job losses from the 11% of the workforce still on furlough in mid September.
- 4.3 Overall, the pace of recovery is not expected to be in the form of a rapid V shape, but a more elongated and prolonged one after a sharp recovery in June through to August which left the economy 11.7% smaller than in February. The last three months of 2020 are now likely to show no growth as consumers will probably remain cautious in spending and uncertainty over the outcome of the UK/EU trade negotiations concluding at the end of the year will also be a headwind. If the Bank felt it did need to provide further support to recovery, then it is likely that the tool of choice would be more quantitative easing.

4.4 Interest Rate Forecasts

The Council's treasury advisor, Link Group, has updated their interest rate forecast:

	Bank Rate	3 month avg earnings	6 month avg earnings	12 month avg earnings	5yr PWLB	25yr PWLB	50yr PWLB
Dec 20	0.10	0.05	0.10	0.15	1.90	2.50	2.30
Mar 21	0.10	0.05	0.10	0.15	2.00	2.50	2.30
Jun 21	0.10	0.05	0.10	0.15	2.00	2.50	2.30
Sep 21	0.10	0.05	0.10	0.15	2.00	2.60	2.40
Dec 21	0.10	0.05	0.10	0.15	2.00	2.60	2.40
Mar 22	0.10	n/a	n/a	n/a	2.00	2.60	2.40
Jun 22	0.10	n/a	n/a	n/a	2.10	2.70	2.50
Sep 22	0.10	n/a	n/a	n/a	2.10	2.70	2.50
Dec 22	0.10	n/a	n/a	n/a	2.10	2.70	2.50
Mar 23	0.10	n/a	n/a	n/a	2.10	2.70	2.50

- 4.5 The coronavirus outbreak has done huge economic damage to the UK and economies around the world. After the Bank of England took emergency action in March to cut Bank Rate to first 0.25%, and then to 0.10%, it left Bank Rate unchanged at its meeting on 6th August (and the subsequent September meeting), although some forecasters had suggested that a cut into negative territory could happen. However, the Governor of the Bank of England has made it clear that he currently thinks that such a move would do more damage than good and that more quantitative easing is the favoured tool if further action becomes necessary. As shown in the forecast table above, no increase in Bank Rate is expected within the forecast horizon ending on 31st March 2023 as economic recovery is expected to be only gradual and, therefore, prolonged.

5. Treasury Management Strategy Statement and Annual Investment Strategy update.

- 5.1 The Treasury Management Strategy Statement (TMSS) for 2020/21 was approved by Council on 12th February 2020.
- 5.2 There are no policy changes to the TMSS; the details in this report update the position in the light of the updated economic position and budgetary changes.

6. The Council's Capital Position (Prudential Indicators)

- 6.1 This part of the report is structured to update:
- The Council's capital expenditure plans;
 - How these plans are being financed;

- The impact of the changes in the capital expenditure plans on the prudential indicators and the underlying need to borrow; and
- Compliance with the limits in place for borrowing activity.

6.2 Prudential Indicator for Capital Expenditure

This table shows the revised estimates for capital expenditure (which require approval) and the changes since the capital programme was agreed at the Budget in February.

Capital Expenditure by area	2020/21 Original Budget £m	2020/21 Latest Budget £m
Arts, Leisure & Economic Development	1.65	1.68
Central Services & Refuse	4.64	4.65
Finance & Civic Affairs	2.47	4.40
Housing, Health & Communities	7.29	8.25
Planning & Development	0.13	0.13
Future Schemes	0.10	0.10
Subtotal non-housing	16.28	19.21
Commercial Activities/ Non-financial investments	3.46	3.46
Total non-housing	19.74	22.67
Housing Revenue Account	26.30	27.79
Total Expenditure	46.04	50.46

6.3 The changes in the base capital programme of £46.04m from that originally reported to Council in February 2020 were reported to Cabinet on 9th September and subsequently approved by Council.

6.4 It is highly probable that the actual amount of capital spend that will be incurred in this financial year is less than the amounts reported above which are the total resources committed to specific projects. The drawdown of spend for some of the projects will most likely fall into 2021/22 due to the scale and nature of the schemes, although the profiling of these cash flows is uncertain at this time. The major projects most likely to see some re-profiling into 2021/22 will be HRA New Build, Council House Conversion and the Sub Regional Recycling Facility.

6.5 Changes to the financing of the Capital Programme

The table below draws together the main strategy elements of the capital expenditure plans, highlighting the original supported and unsupported elements of the capital programme, and the expected financing arrangements of this capital expenditure. The borrowing element of the table increases the underlying indebtedness of the Council by way of the

Capital Financing Requirement (CFR), although this will reduce in part by revenue charges for the repayment of the debt (the Minimum Revenue Provision). This direct borrowing need may also be supplemented by maturing debt and other treasury requirements.

Capital Expenditure	2020/21 Original Budget £m	2020/21 Latest Budget £m
Non-housing	19.74	22.67
Housing	26.30	27.79
Total spend	46.04	50.46
Capital Receipts	4.64	5.70
Capital Grants	8.10	10.85
Capital Reserves/ Revenue	19.61	19.78
Total unfinanced (borrowing)	13.69	14.13
<i>Analysed between:</i>		
<i>Non-housing (general)</i>	<i>4.19</i>	<i>4.29</i>
<i>Non-housing (commercial)</i>	<i>1.00</i>	<i>1.00</i>
<i>Housing (HRA)</i>	<i>8.50</i>	<i>8.84</i>

- 6.6 Any amount of unfinanced expenditure is an estimate of the borrowing need required to fund the capital programme. The current programme has a need for some borrowing, primarily to finance the HRA New Build programme, completion of works to **Eaton House** (former Council House) to provide additional temporary accommodation facilities within the borough, and for the Sub Regional Recycling Facility.

6.7 **Changes to the Prudential Indicators for the Capital Financing Requirement and External Debt and the Operational Boundary.**

The table shows the CFR, which is the underlying need to incur borrowing for a capital purpose. It also shows the expected debt position over the period. The increase in the revised indicator (as included) is due to the additional borrowing requirement to fund the general fund capital programme.

Prudential Indicators	2020/21 Original Indicator £m	2020/21 Latest Forecast £m
Capital Financing Requirement		
Opening CFR		
- non housing (GF)	11.56	12.45
- non housing (commercial)	2.04	2.04
- housing (HRA)	78.66	78.32
Total Opening CFR	92.26	92.81
Movement in CFR		
- non housing (GF)	3.78	2.94
- non housing (commercial)	0.93	0.93
- housing (HRA)	8.50	8.85
Total Movement in CFR	13.21	13.72
Closing CFR		
- non housing (GF)	15.34	15.39
- non housing (commercial)	2.97	2.97
- housing (HRA)	87.16	87.16
Total Closing CFR	105.47	105.52
Borrowing	83.31	80.71
Other long term liabilities (Finance Lease)	-	-
Total debt 31 March	83.31	80.71
Internal borrowing position (Under-borrowing)	(22.16)	(24.81)
Operational Boundary	105.47	105.47

6.8 Changes in the CFR occur as part of capital financing transactions:

- Increases when Prudential Borrowing is used to fund the capital programme
- Increases/ Decreases where land/ property is transferred between the General Fund and the Housing Revenue Account
- Decrease when funds are applied to outstanding debt:
 - ◆ There is a statutory requirement for the General Fund to charge a Minimum Revenue Provision to its revenue account, however, there is no requirement for the HRA to be charged with such a charge but if a charge is made it is classed as a Voluntary Revenue Provision for the repayment of principal.

6.9 The Operational Boundary is set to the Capital Financing Requirement to allow the externalisation of the internal borrowing position should the economic situation suggest that the optimum time is during the remainder of this financial year.

6.10 Changes to the Prudential Indicators for the Ratio of Financing Costs to the Net Revenue Stream.

This indicator identifies the cost of capital (borrowing costs and other long term obligations net of investment income) against the net revenue streams (amounts due from government grants and taxpayers and housing rents).

	2020/21 Original Estimate	2020/21 Current Forecast
Non-housing (GF)	5.3%	4.0%
Housing (HRA)	10.2%	10.3%

At the present time there is no reason to formally amend this indicator to the forecast position as, due to Covid19, the situation remains volatile in terms of investment income, government grants and the net revenue stream which form the basis of this ratio. Therefore, the forecast is currently shown purely for information.

6.11 Limits to Borrowing Activity

The first key control over the treasury activity is a prudential indicator to ensure that over the medium term, gross borrowing will only be for a capital purpose. Gross external borrowing should not, except in the short term, exceed the total of the CFR in the preceding year plus the estimates of any additional CFR for 2020/21 and next two financial years. The Council has approved a policy for borrowing in advance of need which will be adhered to.

	2020/21 Original Estimate 31st Mar' 2021 £m	2020/21 Revised Estimate 31st Mar' 2021 £m	Position as at 30th Sep' 2020 £m
Gross borrowing	83.31	80.71	73.71
Other long term liabilities	-	-	-
Gross Borrowing	83.31	80.71	73.71
CFR	105.47	105.47	

6.12 The Executive Director for Resources reports that no difficulties are envisaged for the current or future years in complying with this prudential indicator.

- 6.13 A further prudential indicator controls the overall level of borrowing. This is the Authorised Limit which represents the limit beyond which borrowing is prohibited, and needs to be set and revised by Members. It reflects the level of borrowing which, while not desired, could be afforded in the short term, but is not sustainable in the longer term. It is the expected maximum borrowing need with some headroom for unexpected movements. This is the statutory limit determined under section 3(1) of the Local Government Act 2003.

Authorised limit for external debt	2020/21 Original Indicator	2020/21 Latest Indicator	Position as at 30th Sep' 2020
	£m	£m	£m
Borrowing	115.47	115.47	73.71
Other long term liabilities	-	-	-
Total	115.47	115.47	73.71

7. Investment Portfolio 2020/21

- 7.1 In accordance with the Code, it is the Council's priority to ensure security of capital and liquidity, and to obtain an appropriate level of return which is consistent with the Council's risk appetite.
- 7.2 The Council's investments are made up of cash resources such as general fund and HRA balances, earmarked reserves, grants & contributions not yet spent and capital receipts not yet utilised. Therefore, looking at the total amount of investments held does not directly reflect actual cash available to spend on day to day services.
- 7.3 The Council held £35.40m of investments as at 30th September 2020 (£41.42m at 30th September 2019) and the investment yield for the first six months of the year is 0.65% against a benchmark (6 month LIBID) of 0.21%.
- 7.4 The significant drop in investment balances as at 30th September 2020 compared to 2019 is due to £4.5m of debt having been repaid during the last 12 months. All debt repayments were due to natural maturities and have not yet been replaced, thereby increasing the Council's under-borrowed position whilst it is affordable to do so.
- 7.5 Cash balances invested are higher in the middle of a financial year compared to the end as money is raised and collected during the initial months and held to cover expenditure later during the financial year.

- 7.6 The weighted average investments held for the first half of the year totalled £37.18m and the table below details the performance of the portfolio by deposit category:

	Average Return	Weighted Average Balance Invested to 30 th Sep' 2020
Short Dated investments (< 1 year)		
Fixed Term Deposits	0.43%	£6.13m
Certificate of Deposits	0.77%	£8.70m
Bank/ Money Market Funds (liquid)	0.18%	£12.35m
Notice Accounts	0.69%	£8.00m
Total Short Dated	0.49%	£35.18m
Long Dated Deposits		
Property Fund	3.57%	£2.00m
Total Long Dated	3.57%	£2.00m
Total Investments	0.65%	£37.18m

- 7.7 The Executive Director - Resources confirms that the approved limits within the Annual Investment Strategy were not breached during the first six months of 2020/21.
- 7.8 The Council's budgeted investment return (treasury investments only) for 2020/21 is £156k (after a virement of £90k was approved to reduce the budget due to Covid19 and the emergency cut in Bank Rate impacting on returns). It is currently estimated that the full year investment interest return will be £181k, therefore generating £25k more interest than budgeted. This minor improvement to the restated budget is due to the dividend/ yield on the property fund remaining relatively strong in a difficult market and also the returns on the Santander Notice Account remaining at 0.55% and notice has been received that this is actually increasing to 0.58% from 2nd November 2020.
- 7.9 The property fund investment is a long term deposit with variable returns. Revenue returns are in the form of quarterly dividends issued by the fund, generated from rental yields from the property that the fund owns and manages net of fees. The deposit also sees changes in capital value and at the present time, these fluctuations are held on the balance sheet and do not impact on the revenue resources of the council. However, recent changes to accounting regulations will potentially have a revenue impact in from 2023/24 once a 5 year statutory override expires, unless there is an extension to these arrangements. The variable returns and changes in capital value of the deposit can be seen in the following table which shows the overall position since the original deposit:

<u>Period</u>	<u>Deposit</u> <u>£000</u>	<u>Entry</u> <u>Charges</u> <u>£000</u>	<u>Capital</u> <u>Growth/</u> <u>(Loss)</u> <u>£000</u>	<u>Closing</u> <u>Value</u> <u>£000</u>	<u>Quarterly</u> <u>Yield</u> <u>(against</u> <u>deposit)</u>	<u>Financial</u> <u>Year</u> <u>Average</u> <u>Return</u>	<u>Return</u> <u>(since</u> <u>incepti</u> <u>on)</u>
2015/16	1,000	(54)	10	956	4.26% - 4.81%	4.59%	4.18%
2016/17	0	0	(15)	941	4.17% - 4.52%	4.30%	
2017/18	0	0	45	986	4.25% - 4.88%	4.47%	
2018/19	1,000	(63)	26	1,949	3.99% - 4.27%	4.15%	
2019/20	0	0	(70)	1,879	4.01% - 4.35%	4.14%	
2020/21 - Q1	0	0	(75)	1,804	3.57%	3.55%	
2020/21 - Q2	0	0	(3)	1,801	3.53%		

7.10 The following table shows the property fund returns for 2020/21 up to end Q2 before and after the statutory override to reverse capital gains/ losses chargeable to the fund:

	<u>£000</u>	<u>Return (based</u> <u>on deposit</u> <u>amount)</u>
Property Fund Dividends Received	36	
Capital Gains / (Losses)	(78)	
Net Return	(42)	-4.26%
Statutory Override	78	
Return as reflected in the accounts of NBBC	36	3.55%

7.11 The tables above show that the property fund incurred capital losses in 2019/20 and during Q1 for 2020/21. These were primarily due to Brexit uncertainties affecting the market and more recently Covid19 reducing the capital value of assets within the fund.

7.12 Members should also be aware that during early stages of the Covid19 pandemic, CCLA (who manage the property fund) suspended all dealings. This was to protect investors as there was significant uncertainty on property market valuations, and therefore the overall fund value, which would have impacted on purchases and settlements. This suspension was reversed in mid September as CCLA considered that the property market had stabilised and there could be more clarity on asset valuations.

7.13 A list of all investments held as at 30th September 2020 is shown below:

	Amount Invested	Deposit Period	Maturity Date	Interest Rate
Fixed Term Deposits:				
Coventry Building Society	£2.00m	6 mths	Dec-20	0.23%
Coventry Building Society	£2.00m	6 mths	Jan-21	0.23%
Coventry Building Society	£1.00m	6 mths	Jan -21	0.23%
Lloyds Bank plc (RFB)	£2.00m	1 year	Jun-21	0.30%
Total Fixed Term Deposits	£7.00m			0.25%
Certificate of Deposit				
Standard Chartered Bank	£2.00m	6 mths	Oct-20	1.03%
Standard Chartered Bank	£2.00m	6 mths	Oct-20	1.00%
Standard Chartered Bank	£2.00m	6 mths	Nov-20	0.44%
National Westminster Bank (RFB)	£2.00m	6 mths	Dec-20	0.30%
National Westminster Bank (RFB)	£1.00m	1 year	Jun-21	0.53%
Total Certificate of Deposit	£9.00m			0.67%
Notice Accounts				
Santander (180 day)	£8.00m	n/a	n/a	0.55%
Total Notice Accounts	£8.00m			0.55%
Property Funds:				
CCLA Local Authority Prop' Fund	£2.00m	n/a	n/a	3.61%
Total Property Fund	£2.00m			3.61%
Instant Access Funds:				
Lloyds Current Account	£3.90m	n/a	n/a	0.00%
CCLA	£5.00m	n/a	n/a	0.12%
Federated MMF	£0.50m	n/a	n/a	0.01%
Total Instant Access	£9.40m			0.06%
Grand Total	£35.40m			0.57%

* RFB denotes Ring Fenced Bank

7.14 Rates available in the investment market have decreased substantially since the start of the financial year. Returns on Money Market Funds are as low as 0.01% on some funds and where rates are higher (such as CCLA) then these will be utilised. Most of our investment counterparties are now at 6 months investment limit and rates for Fixed Term Deposits with these range from 0.03% to 0.05%.

8. Investment Counterparty Criteria

8.1 The investment counterparty criteria as approved in February for 2020/21 has been fit for purpose during the first half of the financial year with sufficient counterparties being available to ensure that we maintain sufficient diversification within our portfolio. No changes to the counterparty selection criteria or limits are proposed within this report.

9. Borrowing

9.1 The Council's closing Capital Financing Requirement (CFR) for 2020/21 is now forecast to be £105.52m. The CFR denotes the Council's underlying need to borrow for capital purposes. If the CFR is positive

the Council may borrow from the PWLB or the market (external borrowing) or from internal balances on a temporary basis (internal borrowing). The balance of external and internal borrowing is generally driven by market conditions. The Council's external borrowing position as at 30th September 2020 was £73.71m with the closing position predicted to be £80.71m due to predicted cash-flows and the level of prudential borrowing required this year.

- 9.2 The timing of when new debt will be taken will be dependent on market conditions to ensure that exposure to a prolonged "cost of carry" is not incurred. Cost of carry is the difference between the debt interest cost and the returns on investment. Furthermore, following the Treasury decision to increase PWLB rates by 1% from October 2019, a recent PWLB consultation closed on 31st July. Early suggestions were that the 1% increase would be reversed but there would be an end to the provision to borrow for commercial projects deemed 'debt for yield' (i.e. the purchase of investment properties funding by borrowing). However, to date there has been no further communications regarding any results of this consultation.
- 9.3 The difference between external debt and CFR (when CFR is greater than debt) means that the Council has therefore utilised cash flow funds in lieu of borrowing (internal borrowing). This is a prudent and cost effective approach in the current economic climate but will require ongoing monitoring in the event that upside risk to gilt yields prevails.
- 9.4 A summary of the debt portfolio as at the start of the year, the mid year position and the end of year position based on our **current portfolio**, plus the maturity analysis of these forecast closing debt holdings can be seen in the following tables:

	Opening 2020/21		Mid year position (30 th Sept 20)		Forecast Closing (based on current portfolio) 2020/21	
	Debt	Rate	Debt	Rate	Debt	Rate
General Fund						
PWLB	£7.75m	4.67%	£7.75m	4.67%	£6.75m	4.61%
Market Debt	£2.00m	4.10%	£2.00m	4.10%	£2.00m	4.10%
Total GF	£9.75m	4.56%	£9.75m	4.56%	£8.75m	4.49%
HRA						
PWLB	£67.46m	2.97%	£63.96m	2.99%	£63.96m	2.99%
Total HRA	£67.46m	2.97%	£63.96m	2.99%	£63.96m	2.99%
Grand Total	£77.21m	3.17%	£73.71m	3.20%	£72.71m	3.17%

Based on current portfolio:	Debt Holdings 31 st March 2021	Percentage of total portfolio	Approved Limit
Maturity Profile			
Under 12 months	-	0%	20%
12 months to 2 years	£8.50m	12%	20%
2 to 5 years	£29.50m	40%	50%
5 to 10 years	£26.71m	37%	75%
10 to 20 years	£4.00m	5%	100%
20 to 30 years	-	-	100%
30 to 40 years	£2.00m	3%	100%
Over 40 years	£2.00m	3%	100%
Grand Total	£72.71m		

- 9.5 The significant difference in average rates between the General Fund and HRA debt portfolios is due to the HRA having had access to preferential PWLB rates as part of the self financing settlement in 2012. These preferential rates were only available for debt taken for this transaction and could not be accessed for any other purpose.
- 9.6 No external borrowing was taken during the first six months of 2020/21. The markets will continue to be monitored to ensure that, should interest rates rise rapidly, that the Council is not exposed to potential future high debt interest costs should there be a specific borrowing need.
- 9.7 As the HRA is now fully self financed a local indicator is now included to inform Members of the HRA debt against the number of dwellings. The following table provides this information updated to account for the movement in stock count during the year.

Dwellings as at 30th September 2020	5,698
CFR (Debt) per dwelling	£14,169
Financial cost per dwelling (debt interest cost plus cost of under-borrowed position)	£358 per annum (£7 per week)

10. Debt Rescheduling

10.1 Debt rescheduling opportunities have been limited in the current economic climate and consequent structure of interest rates. Therefore, no debt rescheduling was undertaken during the first six months of 2020/21 although the situation is monitored on a regular basis.

11. Conclusion

11.1 The first half of 2020/21 has been extremely challenging in the investment market due to yields being at a new historic low level and although rates for new debt remain low they are slowly increasing. The decision to maintain an increased under-borrowed position in the short term does generate savings to current budget, this will need to be monitored closely to prevent longer term cost pressures.

11.2 The updated Capital Expenditure budgets were approved by Cabinet on 9th September and subsequently by Council and therefore do not require further approval. Therefore, as all other forecasts are in-line with original indicators there is no requirement for any further amendments to be approved.

11.3 No treasury or prudential limits have been breached and there have been no instances of delays in repayments from investment counterparties.

11.4 The management of the Council's cash flows, debt and investments remains a crucial element of the finance function and the economic situation at home and further afield will be monitored closely, with the assistance of Link, to ensure that interest rate and counterparty risks can be effectively managed.

Simone Hines

NUNEATON AND BEDWORTH BOROUGH COUNCIL

Report to: Licensing Committee – 25th November 2020

From: Director – Democracy, Planning and Public Protection

Subject: LICENSING ACT 2003 – Statement of Licensing Policy 2021

Portfolio: Councillor J Sheppard (Central Services)

1. Purpose of Report

To consider a revised Statement of Licensing Policy following consultation.

2. Recommendation

The revised Statement of Licensing Policy be recommended to Council for adoption.

3. Background

3.1 The review of the Statement of Licensing Policy (attached at Appendix 1) has been undertaken in accordance with the requirements of the Licensing Act 2003. The review of this Policy is normally undertaken in collaboration with all five Warwickshire Authorities and Coventry City Council so that we can have, for all intents and purposes, similar policies which assist the trade, the public and responsible authorities.

3.2 All Warwickshire Authorities were expecting the Home Office to announce that all Licensing Act Policy Statements could be carried over for a period due to Covid-19, but no announcement has been made. Therefore, all Warwickshire Authorities and Coventry have agreed a position of maintaining the existing Policy but fully reviewing the Policy Statement in detail once Covid-19 is less virulent.

3.3 This report has been brought to Committee as the Authority has to have an up to date Licensing Policy in place, in accordance with regulations, from the 7th January 2021, when the existing Policy will lapse. Limited consultation has taken place on this new Policy as much of the trade relating to Licensing is in turmoil due to Covid-19. The draft Policy has little changed from the present Policy which was fully consulted upon. The new Policy is merely a holding Policy which will be reviewed once Covid-19 is on the wane and this will allow

the Warwickshire Authorities to review the situation in regard to licenced premises and allow us to amend the Policy with the intention of hopefully assisting premises that may have issues after Covid-19 has concluded. It will then be brought back to Committee for consideration after full consultation.

The draft statement was published on the Council's website and consultation with responsible authorities has taken place as required.

3.4 The consultation period ended on 8th November 2020. No responses have been received but this is possibly due to no changes being made and that the Policy will be reviewed again hopefully in the near future.

3.5 The Statement of Licensing Policy must be subsequently adopted by full Council to come into effect on 7th January 2021.

PHILIP RICHARDSON
DIRECTOR
DEMOCRACY, PLANNING AND PUBLIC PROTECTION

4A.10 QUESTIONS BY COUNCILLORS

4.10.1 A Member of the Council may ask the Leader of the Council or the Chair of a Committee any question without notice upon an item of the report of the Cabinet or a Committee (respectively) when that item is being received or under consideration by the Council.

4.10.2 Questions on Notice at Full Council

At each meeting a Member of the Council may ask no more than one question (but see 10.3(b) below) on any matter in relation to which the Council has powers or duties, or which affects the Borough. For questions from Members, Paragraph 4.9.4 shall apply. A Member may choose to ask their permitted question of either:

- a Member of the Cabinet; or
- the Chair of any Committee, Panel or Sub-Committee

4.10.3 No such question under paragraphs 10.2 or 10.3 shall be asked unless: (a) the question has been delivered in writing to the Head of Paid Service and Leader before 12 noon on the day before the meeting of the Council; or (b) where the question relates to urgent matters, they have the consent of the Mayor or the Leader of the Council or the Portfolio Holder to whom the question is to be put or in the case of a Committee, Panel or Sub-Committee, the Chair, and the content of the question is given to the Head of Paid Service at least three hours before the time that the meeting is due to start.

4.10.4 Response

An answer may take the form of:

- (a) a direct oral answer;
- (b) where the desired information is in a publication of the Council or other published work, a reference to that publication; or
- (c) where the reply cannot conveniently be given orally, a written answer circulated later to the questioner.

4.10.5 Time Limit

The maximum time for Members' questions shall not normally exceed 24 minutes, and the Mayor shall have discretion to limit the questions as he or she shall see fit.

4.10.6 Reference of Question to the Cabinet or a Committee

Any Member may move that a matter raised by a question be referred to the Cabinet or the appropriate Committee. Once seconded, such a motion will be voted on without discussion.

4.10.7 Any question or statement which cannot be dealt with because of lack of time will be dealt with in writing in accordance with paragraph 10.5 (c).

4.10.8 Questions on Notice at Committees, Panels or Sub- Committees

A Member of a Committee, Panel or Sub-Committee may, upon giving notice, ask the Chair of it one question on any matter in relation to which the Council has powers or duties, or which affect the Borough and which falls within the Terms of Reference of that Committee, Panel or Sub-Committee