BIRMINGHAM CITY COUNCIL

COUNCIL BUSINESS MANAGEMENT COMMITTEE

MONDAY, 18 MARCH 2019 AT 14:00 HOURS
IN COMMITTEE ROOM 6, COUNCIL HOUSE, VICTORIA SQUARE,
BIRMINGHAM, B1 1BB

AGENDA

1 **NOTICE OF RECORDING**

Chairman to advise meeting to note that members of the press/public may record and take photographs except where there are confidential or exempt items.

2 **DECLARATIONS OF INTERESTS**

Members are reminded that they must declare all relevant pecuniary and non pecuniary interests arising from any business to be discussed at this meeting. If a disclosable pecuniary interest is declared a Member must not speak or take part in that agenda item. Any declarations will be recorded in the minutes of the meeting.

3 APOLOGIES

To receive any apologies.

4 MINUTES

3 - 6

To confirm and sign the Minutes of the last meeting.

7 - 10 5 IMPLEMENTATION OF THE FOUNDATION LIVING WAGE 2019/2020

Report of the Chief Executive.

6 ANNUAL REPORT OF THE INDEPENDENT REMUNERATION PANEL 2018/19

Report of the City Solicitor.

7 <u>PETITIONS UPDATE</u> 25 - 36

Report of the City Solicitor.

37 - 50 CITY COUNCIL AND CBM FORWARD PLAN MARCH 2019

To inform members of forthcoming items for City Council and Council Business Management Committee meeting agendas.

51 - 52 COUNCIL AGENDA FOR THE NEXT MEETING

To consider the Council agenda for the next meeting.

For information the order of Notices of Motion at this meeting will be Labour, Conservative and Liberal Democrat.

10 OTHER URGENT BUSINESS

To consider any items of business by reason of special circumstances (to be specified) that in the opinion of the Chairman are matters of urgency.

11 <u>AUTHORITY TO CHAIRMAN AND OFFICERS</u>

Chairman to move:-

'In an urgent situation between meetings, the Chairman jointly with the relevant Chief Officer has authority to act on behalf of the Committee'.

BIRMINGHAM CITY COUNCIL

COUNCIL BUSINESS
MANAGEMENT COMMITTEE
11 FEBRUARY 2019

MINUTES OF A MEETING OF THE COUNCIL BUSINESS MANAGEMENT COMMITTEE HELD ON MONDAY 11 FEBRUARY 2019 AT 1000 HOURS, IN HMS DARING ROOM, THE COUNCIL HOUSE, BIRMINGHAM

PRESENT: Councillor Ian Ward in the Chair;

Councillors Robert Alden, Brigid Jones, Gareth Moore, and Mike Ward.

NOTICE OF RECORDING

The Chair advised the meeting to note that members of the press/public may record and take photographs except where there are confidential or exempt items.

DECLARATIONS OF INTEREST

Members were reminded that they must declare all relevant pecuniary and non pecuniary interests relating to any items of business to be discussed at this meeting. If a pecuniary interest was declared a Member must not speak or take part in that agenda item. Any declarations would be recorded in the minutes of the meeting.

APOLOGIES

Apologies were received from Councillors Shabrana Hussain and Kerry Jenkins.

MINUTES

2836 That the Minutes of the last meeting held on 21 January 2019 were confirmed and signed by the Chair.

OVERSEAS TRAVEL AND INWARD DELEGATIONS FROM ABROAD

The following report of the Corporate Director – Economy Directorate was submitted:-

(See document No 1)

Lloyd Broad, Head of European Affairs, made introductory comments relating to the report highlighting Appendix B relating to proposed forthcoming travel which was a new part of the report. In response to a comment from Councillor Robert Alden about the lack of costs in Appendix B, Mr Broad indicated that visits were approved up to a month before travel.

2837 **RESOLVED:**-

- (i) That approved Member and officer overseas travel be noted;
- (ii) that the details of inward delegations from abroad be noted; and
- (iii) that it be noted that with effect from 19 January 2016 authority for foreign travel by City Council Members and officers will only be granted when 4weeks' notice has been given. Visits proposed with less than 4 weeks, notice will be refused unless under EXCEPTIONAL CIRCUMSTANCES which will require written documentation and an extremely robust reason for travel.

PROVISIONAL CITY COUNCIL ANNUAL MEETING DATE AND COUNCIL BUSINESS MANAGEMENT COMMITTEE DATES FOR 2019

The following report of the City Solicitor was submitted:-

(See document No 2)

During consideration of the report it was agreed to move the Annual Meeting of City Council for 2020 to the 19 May. In noting that this date and the date set for the 2019 Annual Meeting on the 21 May fell in Ramadan it was agreed that the annual dinner should begin at 2100 hours for both meetings. In light of this consideration by officers should be given to beginning the annual meetings in 2019 and 2020 at a later time.

In respect of the CBM Committee dates it was noted that in light of the decision in respect of the Annual Meeting of City Council in 2020 the corresponding date for CBM Committee was the 5 May 2020.

2838 **RESOLVED:**-

- (i) That the provisional date for the City Council Annual meeting in 2020 be the 19 May;
- (ii) That the annual dinner on the 21 May 2019 and 19 May 2020 begins at 2100 hours and officers consider if the time of the Annual Meeting of City

<u>Council Business Management Committee – 11 February 2019</u>

Council on those dates should be later(following the meeting the start time was put back to 1800 hours); and

(iii) that the following dates for Council Business Management Committee meetings in 2019/2020 be agreed:

To be held on Mondays at 1400 hours unless otherwise stated.

2019	<u>2020</u>
28 May (Tuesday)	21 January
24 June	10 February
27 August (Tuesday)	23 March
21 October	5 May (Tuesday)
18 November	
16 December	

PARK AT SMITHFIELD PETITION

The following report of the City Solicitor was submitted:-

(See document No 3)

Councillor Robert Alden commented on whether the whole site could become a park now and the Chair confirmed that the plan for the area was essentially agreed.

It was

2839 **RESOLVED**:-

- (i) That the report be noted; and
- (ii) That the petition be referred to the Economy and Skills Overview and Scrutiny Committee for debate.

CITY COUNCIL AND CBM FORWARD PLAN

The following City Council and CBM Forward Plan was submitted:-

(See document No 4)

Emma Williamson, Head of Scrutiny Services, made introductory comments relating to the plan.

2840 **RESOLVED:**-

That the City Council and CBM Forward Plan be noted.

<u>Council Business Management Committee – 11 February 2019</u>

	COUNCIL AGENDA FOR THE NEXT MEETING
	The following draft agenda was submitted:-
	(See document No 5)
2841	RESOLVED:-
	That the draft agenda be noted.
	OTHER URGENT BUSINESS
2842	There was no Other Urgent Business raised.
	AUTHORITY TO CHAIR AND OFFICERS
2843	RESOLVED:-
	That in an urgent situation between meetings the Chair, jointly with the relevant Chief Officer, has authority to act on behalf of the Committee.
	The meeting ended at 1015 hours.
	CHAIR

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Council Business Management	Report of the Chief Executive
Date of Decision:		
SUBJECT:	Implementation of The Foundation L	iving Wage 2019/2020
Wards Affected:	All	

1. Purpose of Report:

1.1 This report outlines the implications of the annual review of the rate paid by the Council to employees in receipt of the Foundation Living Wage supplement. It seeks the agreement of Council Business Management Committee to apply the new rate from 1st April 2019.

2. Decision(s) Recommended:

That, Council and Business Management agree:

2.1 To the proposal to increase the Foundation Living Wage supplement so, that with effect from 1st April 2019, all Council employees are paid a minimum of £9.00 per hour.

Lead Contact Officer(s):	Dawn Hewins – HR Director/Melanie James – Reward & Recognition Manager
Telephone Number:	Melanie James - 07703373979
E-mail Address:	dawn.hewins@birmingham.gov.uk/melanie.james@birmingham.gov.uk

3. Consultation

3.1 Internal

The proposals contained within this report only relate to City Council employees.

4. Financial Implications

4.1 The estimated cost of implementing the Foundation Living Wage at a rate of £9 per hour is expected to be £33973k of which £1183 is directly attributable to the uplift of applying the FLW. The remaining £32789 would be payable due to Youth Worker salaries anyway.

It is anticipated that the FLW supplement is only applicable to 10 employees within the authority, on JNC for Youth Workers salaries, as due to changes in the NJC for LGS pay spine, an equivalence has been created with £9 per hour at SCP 1.

The above estimate includes National Insurance and Superannuation at a rate of 33.5%.

4.2 Subject to approval by Council and Business Management Committee, it is recommended that the costs of implementing the Foundation Living Wage are met as follows:-

 The full year costs of the other Council employees from 2018/19 are met from existing service budgetary provision, including any corporate provision for inflation.

5. Legal Implications

- 5.1 To ensure that any potential Equal Pay risks are mitigated it is essential that the principles of the Foundation Living Wage are applied consistently across the Council to all Council managed and School managed (non-teaching) employees and workers.
- 5.2 In order for the Council to continue to justify and defend challenges to its current Job Evaluation Scheme it is essential that the current grading structure, including the current scale points matched against current job scoring is maintained.
- 5.3 Governing Bodies in City Council Community Schools are required to apply the Foundation Living Wage in Schools for those non-teaching staff so that the minimum wage paid by the School for these staff is at the same minimum level as the Council to ensure that neither the school nor the Council is subject to equal pay litigation.

6. Public Sector Equality Duty

- 6.1 An initial Equality analysis has been undertaken to identify whether there is any disparate impact arising from this proposal. This has identified that the proposal benefits the lowest paid employees within the Council who are predominantly female and part time.
- 6.2 The council has data on sexual orientation and religious belief for around 10% of the workforce. The percentage is greatly reduced for the cohort of employees affected by the Foundation Living Wage therefore it is not possible to provide meaningful data on the impact.

7. Relevant Background

- 7.1 The Council took the decision in June 2012 to implement the Foundation Living Wage for all employees including those working within schools. The new pay rates took effect in July 2012. The concept of the Foundation Living Wage was developed by the Joseph Rowntree Foundation Trust and is the term used to describe the minimum hourly wage necessary for shelter, housing and incidentals such as clothing and other basic needs and nutrition. This standard generally means that a person working full-time with no additional income, should be able to afford a specified quality or quantity of housing, food, utilities, transport, health and recreation.
- 7.5 The rate for the Foundation Living Wage is annually reviewed by Loughborough University and is then recommended to Foundation 'Living Wage Employers' for adoption. The Council's policy is to review the rate annually and for any changes if agreed to be applied alongside any annual pay increase in the April of each year. The recommended rate for the Foundation Living Wage for 2019 -20 is £9 per hour. If this rate is applied only those on JNC for Youth Workers will receive the uplift.
- 7.6 Community Schools, Acivico and the Children's Trust will be required to implement the new rate of pay, additionally; Academies and Voluntary Aided Schools will be encouraged to also adopt this approach for the lowest paid workers in the City. Adoption of the Foundation Living Wage is also a fundamental cornerstone of the Council business charter.

8. Evaluation of Alternative Option(s)
Non-payment of the Foundation Living Wage would create a misalignment with established City Council policy decisions. The cost of implementation has significantly reduced as a consequence of national pay offer.
9. Reason for Decision(s)
The Council is committed to tackling poverty and worklessness in Birmingham, the implementation of the Foundation Living Wage makes an important contribution to achieving this goal.
Ciama di una
Signatures
Chief Officer(s):
Dated:
List of Background Documents Used to Compile this Report
Cabinet Report June 2012 - The Living Wage
Committee Report - Employment & HR Committee June 2012
List of Appendices Accompanying this Report (if any)
None

BIRMINGHAM CITY COUNCIL

Report to:

Report of:

COUNCIL BUSINESS MANAGEMENT COMMITTEE

CITY SOLICITOR

18 MARCH 2019

Subject:

ANNUAL REPORT OF THE INDEPENDENT

REMUNERATION PANEL

Wards affected:

N/A

1. Purpose of report:

- 1.1 This report summarises the recommendations of the Independent Remuneration Panel following the annual review of the City Councillors' Allowances Scheme and sets out the proposed motion to be considered by the City Council.
- 1.2 A full copy of the Independent Remuneration Panel's Annual Report is attached.

2. Decision(s) recommended:

- 2.1 That the Council's Business Management Committee:
 - Receives the annual report of the Independent Remuneration Panel;
 - Recommends the following motion to the City Council:

The recommendations made by the Independent Remuneration Panel on Page 4 of its Annual Report be accepted and implemented with effect from 21 May 2019.

Contact Officer: Emma Williamson, Head of Scrutiny Services

Telephone no/e-mail address: 0121 464 6870

emma.williamson@birmingham.gov.uk

Re	levant	backgro	ound/c	hronolo	oav of ke	y events.
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- 3.1 An Independent Remuneration Panel (IRP) was established by the City Council at its meeting on 2rd July 2001. There are now eight members of the panel made up of four Citizen Representatives; two appointed and two co-opted members. An allowance is paid to each panel member.
- 3.2 The 2018/19 Annual Report of the IRP is attached to this report. Committee is reminded that the council must have full regard to the recommendations within the report.
- 3.3 The Panel has worked consistently within the requirements of the Local Government Act 2000 and the accompanying Statutory Guidance and Regulations on Councillors' allowances.
- The Panel, having considered a range of evidence, is recommending that the link to the ASHE (Annual Survey of Hours and Earnings, place of work by local authority area (Birmingham) for a full time male comparator) is re-established. To move straight to the ASHE 2018 figure would result in a 10% rise on the 2017/18 basic allowance. The Panel's intention however, is to bring the basic allowance back to parity with ASHE over the remaining years of this four year electoral term.
- 3.5 The Panel therefore recommends that for the next municipal year (May 2019 to May 2020) the basic allowance increases by 4%, with future years increases to be determined by the Panel on an annual basis. This figure is in line with the 2% increase in the ASHE figures (between 2017 and 2018 the ASHE figures increased by 1.7%) plus a 2% step-up to start to bring the allowance in line with the ASHE figure. This is a reasonable move this year all other factors being taken into account, with future years increases to be determined by the Panel on an annual basis.
- 3.5 The Panel received limited evidence on special responsibility allowances and were of the view that the approach outlined above should be taken, i.e. to bring the allowances back in line with the comparator. Therefore, the Panel recommends an increase of 4% within the current banding
- 3.7 A member of the Panel will attend and present the report at Committee, and at Council, if required.

Signature:
Chief Officer:
KATE CHARLTON CITY SOLICITOR



COUNCILLORS' ALLOWANCES

Annual Report of the Birmingham Independent Remuneration Panel 2018-2019

MARCH 2019

ANNUAL REPORT OF THE INDEPENDENT REMUNERATION PANEL

2018-2019

BIRMINGHAM CITY COUNCIL

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FOREWORD

Local government operates and delivers services locally but within a setting which is influenced by national, European and global matters. This year the Panel's report is written against a backdrop of continuing financial complexities and challenges for all Councillors across local government. Here in Birmingham, Councillors are responsible for decisions which will impact on the UK and affect Birmingham's economy, environment and civil society for many years to come.

In May 2018 Birmingham also had the added challenge of implementing new governance arrangements – with Councillors now being elected for a four year term of office, new ward boundaries and each ward being represented by either a single Councillor or two, previously there were three per ward. Birmingham now has 101 Councillors representing 69 wards; previously there were 120, representing 40 wards.

In considering our final recommendations to Birmingham City Council, the Panel took into account a broad range of issues, including comparators to core cities. We also took evidence from Councillors holding office as well as backbenchers, Councillors who had represented Birmingham for a number of years and those elected for their first term.

The written and verbal evidence we received confirms that the responsibilities and indeed workload of Councillors continue to become more complex. This includes attending meetings and events as a representative of the Council with local and national partners; together with work undertaken at ward level. Increasingly citizens use social media to contact Councillors and expect rapid responses to the issues they raise.

Whilst the basic allowance paid to Councillors in Birmingham does not and should not represent a wage, the Panel believes that it should keep pace with increases in local income levels and not be subject to year on year reductions in real terms. Whilst very mindful of the financial pressures the Council is dealing with, we are recommending that the basic allowance and special responsibility allowance is increased in line with the Annual Survey of Hours and Earnings (ASHE, the measure/comparator adopted by the Panel in 2013) and also that a demonstrable commitment to the comparator is reestablished. To move straight to the ASHE 2018 figure would result in a 10% rise on the 2017/18 basic allowance. The Panel's intention, however, is to bring the basic allowance back to parity with ASHE over the remaining years of this four year electoral term.

I would like to thank all those Councillors and officers who gave evidence for their valuable contributions; and to Ingrid Whyte, Senior Finance & Purchasing Officer (Democratic Services) and Emma Williamson, Head of Scrutiny Services, for their help in producing this report.

Rose Poulter, Chair March 2019

RECOMMENDATIONS

- 1. The Basic Allowance increases by 4% to £17,227.00.
- 2. The Special Responsibility Allowances increase by 4% (as shown in Appendix 1).
- 3. The co-optee allowances increase by 2% (as shown in Appendix 1).
- 4. The independent carers' allowance (hourly rate) continues to be raised in line with the Living Wage, currently at £9.00 per hour, and that this allowance remains linked to the Living Wage in future years.
- 5. The professional care allowance (hourly rate) continues to be raised in line with the Council's rate for a Care Assistant (Grade 2 post) taking the mid-range spinal point, currently at £9.44 (at time of writing).
- 6. Travel expenses and Subsistence Allowances continue to reflect the Council's Scheme for officers.

MEMBERS' ALLOWANCES

1. Background

The City Council has an Independent Remuneration Panel which is made up of people independent from the Council. The City Council may only pay allowances and expenses after first considering a report from its Independent Remuneration Panel. It is for the Council to decide on the Members' Allowances Scheme that is put in place, having regard to the Panel's recommendations.

The Panel is well-established, having been formed by the City Council at its meeting on 3 July 2001. It has made a number of recommendations to the City Council over the years on Members' Allowances and Expenses. In 2012/13 it carried out a "root and branch" review of allowances and, in recent years, has also made reports to the New Frankley in Birmingham Parish Council and the Royal Sutton Coldfield Town Council.

Last year the Panel was asked to consider maternity/paternity/adoption leave for Members, and the Panel agreed that such a policy should be implemented. A policy was introduced and adopted by the City Council, following the recommendation, as set out in the Members' Allowances Scheme.

The Panel has eight members, four of which are citizen representatives, two are appointed and two are co-opted, non-voting, members drawn from former Councillors of the City Council.

2. 2018/19 Annual Report

This report is the Panel's annual report for the allowance scheme for 2019/20. The Panel met on a regular basis between September 2018 and February 2019 to consider evidence for the 2019/20 allowance scheme, and based the recommendations on fairness, from the information received.

3. Basic Allowance

As in previous years, the Panel has worked within the requirements of the Local Government Act 2000 and the accompanying Guidance and Regulations on members' allowances in making its recommendations for 2019/20.

The Panel reaffirms the principles of the Birmingham Members' Allowances Scheme set out in previous reports. The key factors which the Panel takes into account remain:

- The promotion of a healthy democracy by reducing financial disadvantage as a barrier to people from a wide range of backgrounds and a wide range of skills standing for election or serving as Councillors.
- 2. The maintenance of an ethic of voluntary public service and the need to reflect this within the Basic Allowance (BA) paid to all Councillors.
- Councillors should not expect nor receive a full-time salary.

The Basic Allowance covers the following range of activities

 Representative role including acting as an advocate for the interests of the ward, dealing with constituents' enquiries or representations, active participation in the

- shaping and management of services devolved to a local level and attendance at meetings of local organisations.
- City Council and Committee work including preparation for and attendance at meetings, interview panels, appeals, visits, seminars and conferences, service on or chairing ward forums and participation on other bodies relating to the work of the City Council.
- Service as the representative of the City Council or its Committees on outside bodies for which no separate remuneration is made.
- ♦ The time element of the Basic Allowance based on a gross commitment of no more than 3 days per week with a public service discount of 25%.

Our deliberations have been informed by the definition of the role of the Councillor as set out in the Constitution¹ and we have given this due regard in adopting it as a framework, while retaining the above.

4. Setting the 2019/2020 Basic Allowance

The "root and branch" review of the basic allowance (October 2013) proposed that the ASHE (Annual Survey of Hours and Earnings), place of work by local authority area (Birmingham) for a full time male, is used to set the basic allowance. However, over the years that link has been eroded by smaller increases than the ASHE figures would have justified. The Panel has been reluctant to recommend an increase in years 2009 to 2017 to the Council due to the continuing budget pressures which have impacted on the Council's capacity to maintain the level of services previously provided to citizens. Thus the Council accepted the Panel's advice to either maintain or increase the basic allowance by 1 or 2% over the six years in question. As a consequence, this year the figures show a gap of just under £2,000 (see Table 1).

Table 1: Basic Allowance and ASHE

	CURRENT RATE	ASHE 2018	PROPOSED RAT	E
Gross min. time (3				
days x 52 weeks)	156.00	156.00	156.00	days p.a.
x Baseline per day	135.70	150.18	141.13	
Gross Rate Less public service	21,169.20	23,428.08	22,016.28	
discount 25%	5,292.30	5,857.02	5,504.07	
TIME ELEMENT ADDITIONAL	15,876.90	17,571.06	16,512.21	
EXPENSES ELEMENT	715.00	715.00	715.00	
BASIC ALLOWANCE	16,592.00	18,286.00	17,227.00	Rounded

As in previous years and before coming to a conclusion for the 2019/20 year, the Panel invited evidence from a number of sources, including face to face meetings with the Leader and Deputy Leader of Labour, Deputy Leader of the Conservatives and Deputy Leader of the Liberal Democrats, written submissions and face to face meetings with newly elected and reelected Councillors, including those from single and two member wards, and the Chief Executive.

-

¹ Birmingham City Council, September 2018

The main messages were as follows, with further detail in Appendix 2:

- The responsibilities and workloads of all Councillors continue to increase this has been exacerbated by the change in ward boundaries, resulting in a reduction to 101 councillors (previously 120) and the corresponding switch to single or two member wards from three member wards in May 2018.
- As society is continually relying on social media as a key means of communication so
 too are citizens as a means of communicating with Councillors. With this comes an
 expectation that Councillors should deal with citizen queries, issues and problems
 swiftly.
- Services previously available to citizens such as CAB, Age UK etc. and indeed services
 provided by the Council and other public sector providers have seen further cutbacks
 and decline, resulting in more people seeking assistance from their local Councillors.

In addition whilst the schemes for Councillors Allowances are not permitted to act as an incentive to being a Councillor, they should not be a financial disincentive, nor only open to those with independent means. In this context the Panel was also minded of the desirability to have a Council which reflects Birmingham's growing, diverse and young population. And whilst the basic allowance for Councillors in Birmingham does not and should not represent a wage, the Panel believe that it should not be subject to year on year reductions in real terms.

The Panel also reviewed other core city allowances, noted that Birmingham Councillors are on average responsible for 11,259 citizens, compared to Manchester 5,682, Liverpool 5,461 and Wolverhampton 4,332, and recognised relevant matters noted in the Kerslake Report including the role of Councillors as community leaders.

This year, the gap was such that the Panel was faced with two options either reconsider its chosen comparator or restore the link. The Panel, having considered all the evidence (including the impact of boundary changes on Councillors), agreed to re-establish the link to the comparator.

To move straight to the ASHE 2018 figure would result in a 10% rise on the 2017/18 basic allowance. The Panel's intention however, is to bring the basic allowance back to parity with ASHE over the remaining years of this four year electoral term.

The Panel therefore recommends:-

That for the next municipal year (May 2019 to May 2020) the basic allowance increases by 4%, with future years increases to be determined by the Panel on an annual basis. This figure is in line with the 2% increase in the ASHE figures (between 2017 and 2018 the ASHE figures increased by 1.7%) plus a 2% step-up to start to bring the allowance in line with the ASHE figure. This is a reasonable move this year all other factors being taken into account, with future years increases to be determined by the Panel on an annual basis.

5. Special Responsibility Allowances (SRA)

The Panel received limited evidence on special responsibility allowances and was of the view that the approach outlined above should be taken, i.e. to bring the allowances back in line with the comparator.

Therefore, the Panel recommends an increase of 4% within the current banding (as set out in Appendix 1).

6. Co-optees' Allowances

The Panel took no new evidence on co-optee allowances and was of the view that a 2% rise would be reasonable, and in line with the increase to basic allowance (minus the step-up element).

Therefore, the Panel recommends an increase of 2% on co-optee allowances (as set out in Appendix 1).

7. Carers' Allowances

In 2012, the City Council agreed to adopt the Living Wage for all its employees, and subsequently extended this to externally-contracted care sector workers from October 2014.

In 2015, the Panel recommended that the Independent Carers' Allowance adopt the change from the National Minimum Wage to the Living Wage, currently at £9.00 per hour.

The Panel therefore recommends that this continues for 2019/20 and that this continues to track the Living Wage in line with the Council.

The professional care allowance (hourly rate) continues to be based on the Council's rate for a Care Assistant, Grade 2 post, mid-range spinal point at £9.44 per hour (at time of writing).

8. Travel expenses and Subsistence Allowances

The Panel took no new evidence on travel or subsistence expenses and recommends that these continue to reflect the Council's Scheme for officers.

The Panel emphasised the need to ensure that the list of approved duties for which such expenses can be claimed is kept up to date and in accordance with all relevant legislation.

9. Work Programme in 2019/20

During the evidence gathering undertaken this year, some issues were raised where the Panel felt that there was not enough evidence to make recommendations this year but would warrant further consideration next year. Therefore, next year's work programme will include:

- Chairs of the three Licensing Sub-Committees,
- Leaders of the opposition
- Opposition role
- Co-optees, in particular the Chair of Standards Committee
- Special Responsibility Allowance roles

Appendix 1: Proposed Members' Allowances Rates (from May 2019)

BASIC ALLOWANCE (per annum unless otherwise stated)

	£
Baseline per Day Rate Basic Allowance	141.37 17,227.00
Time Element Additional Expenses Element	16,512.21 715.00
SPECIAL RESPONSIBILITY ALLOWANCE (per annum unless other	rwise stated)
Baseline per week (£1,170.31 discounted by 15%)	994.76
STRATEGIC LEADERSHIP Leader of the Council (rounded up) Deputy Leader of the Council	52,000.00 41,600.00
STRATEGIC SHARED RESPONSIBILITY Cabinet Member	26,000.00
RESPONSIBILITY FOR CHAIRING KEY REGULATORY, OVERVIEW & SCRUTINY COMMITTEES Chair of the Planning Committee Chair of Licensing & Public Protection Committee Leader of the Largest Qualifying Opposition Group Chair of an Overview & Scrutiny Committee	15,600.00 15,600.00 13,000.00 13,000.00
OTHER ROLES WITH SPECIAL RESPONSIBILITY Deputy Leader of the Largest Qualifying Group Chair of the Audit Committee Chair of the Trusts and Charities Committee Leader of Other Qualifying Opposition Groups Deputy Leader of Other Qualifying Opposition Groups Lead Opposition Spokesperson (Shadow Cabinet) Political Group Secretaries	7,280.00 5,200.00 5,200.00 5,200.00 2,600.00 2,600.00 2,600.00
A C SIS to Consider Constitution (III)	•

(A Qualifying Opposition Group is one with a minimum of 6 Members)

CO-OPTEE ALLOWANCES (per annum)	£
Chair of the Standards Committee	1,040.00
Member of an Overview & Scrutiny Committee	865.00
Member of the Standards Committee	579.00
CARERS' ALLOWANCES	
Independent care – hourly rate	9.00
Professional care with supporting documentation – hourly rate	9.44

TRAVEL EXPENSES AND SUBSISTENCE ALLOWANCES

Car, Motorcycle and Bicycle Allowance Rates are set in line with those paid to officers of the authority.

Day and Overnight Subsistence Allowances are set in line with those paid to officers of the authority or the inflation factor in the council's budget.

Car Mileage Rates

First 10,000 business miles in tax year	45p per mile
Each business mile over 10,000 in tax year	25p per mile
Supplement for official passenger	5p per mile

If car mileage is claimed for travel outside the West Midlands area, the payment will be the lesser of the value of the actual mileage claimed or the peak time standard rail fare.

Motorcycle Mileage Rates 24p per mile Bicycle

Mileage Rates 20p per mile Other Travel

Expenses

Rail Travel (supporting receipt required) Standard Class Fare

Taxi, Tube and Bus Fares, Car Parking, Toll Charges (Supporting receipts if possible) Actual Cost

If a travel pass is provided by the Council the recipient must make a contribution of 40% towards the total cost met by the Council. The recipient also forgoes the right to claim for travel allowances or expenses for duties undertaken in the area covered by the pass or to make use of transport services provided directly by the Council, unless the relevant travel service is not available, or there are health and safety reasons.

Appendix 2: Summary of evidence from Members

The role of the Panel is to make a fair recommendation of the remuneration awarded for the role of a Member, not all the issues/comments raised were within this remit.

On Tuesday 5th February 2019, the Panel held an open session in order to give all Elected Members the opportunity to gives views about remuneration matters. Thirteen Members attended and a further four Members submitted written evidence.

The main points made to Panel members were:

- Workload increase: raised by most Members, particularly those in single Member wards (though not all agreed). It was said that smaller wards and representatives per Councillor does not mean fewer meetings etc. Members raised both increased demands on time as an issue, and the level of expertise/knowledge required to deal with some issues and understand the complexity of some of the decisions the Council must take. Whilst some Members thought the three-day commitment was still about right, there are increasing numbers questioning that assessment. It was also recognised that the workload issues were not solely related to the changes to boundaries though that was an issue but to the nature of the populations and the demand on Councillors generally.
- Balancing other commitments: there was general agreement that it is
 impossible to have a full time job without it having a significant impact on
 being a Councillor; Members with children have chosen to leave because of
 the workload and balancing family life; there is a need to attract younger
 Members (Birmingham has a young population and this should be reflected in
 local democratic structures);
- Job insecurity: could lose role overnight and a significant proportion of your income gone. There should be some re-address (MPs get 6 months' pay after losing seat – sort of redundancy payment);
- Support for Elected Members: most Members referred to reduced support for both backbench Members and Cabinet Members; many do not use the Casework system introduced earlier this year; support needed included both administrator support (such as MPs have) and ward support (with the time and knowledge to support ward).
- Pension: the loss of Councillors' pensions was referred to by some Members.
- Paternity Leave: Was welcomed and in use.

The Panel also received mixed views on:

- The time element of the Basic Allowance based on a gross commitment of no more than 3 days per week.
- The Public Service Discount.
- The comparator used.
- The decision making process.
- The challenges around the new regime faced by Councillors.
- Job descriptions for Members.
- The variable working practices.

Appendix 3: Membership of the Independent Remuneration Panel

Chair of the Panel

Rose Poulter, Brandwood and Kings Heath

Council Appointees

David Grainger

Sajid Shaikh

Citizen Representatives

Sandra Cooper, Citizen Representative, Stirchley

Graham Macro, Sutton Coldfield

Jacqui Francis, Kings Norton (Deputy Chair)

Co-opted Members

Honorary Alderman Fergus Robinson

Honorary Alderman Stewart Stacey

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Daman	44		COLINCIA DI CINECO MANA CEMENT COMMITTEE	
Report to:			COUNCIL BUSINESS MANAGEMENT COMMITTEE	
Report of:			CITY SOLICITOR	
Date of Decision:			18 MARCH 2019	
SUBJECT:			PETITIONS UPDATE	
Wards	affected:		ALL	
1.	Purpose of repo	rt:		
	To update Comr Council	nittee on	progress made in responding to petitions presented to full	
2.	Decision(s) reco	mmende	d·	
2.1	2.1 The Committee note this quarterly report.			
Conta	ct Officer:	Phil Wrig	nht	
Conta	ct Officer.	FIIII VVIIÇ	JIII.	
	Telephone No: E-mail address: 0121 675 0216 Phil_Wright@birmingham.gov.uk			
Signat	ture:			
Chief (Officer(s)			

Dated:

List of Appendices:
Appendix 1 – Current Petition Schedule

List of Background Documents used to compile this Report:		
Public Petition Records		

3. Relevant background/chronology of key events:

3.1 The current protocol for responding to petitions presented to City Council was agreed by this Committee in May 2007 and is set out below: -

Protocol

- 1. Petition presented at City Council.
- 2. Petition referred to the appropriate Corporate Director for response within 3 working days.
- 3. Corporate Director to write to the Council or presenting the petition and the first named petitioner to acknowledge receipt within 14 days of the City Council.
- 4. Progress of investigation into petition to be notified by the relevant Corporate Director to Committee Manager for inclusion in the monthly Petitions Update by no later than 10 working days before the next City Council.
- 5. Final response to petition included in Petitions Update by the Committee Manager.
- 6. Corporate Director to notify the Councillor who presented the petition and the first named petitioner of the outcome within 14 days of the relevant City Council meeting discharging the same.
- 3.2 It should be noted that the protocol applies only to petitions sent internally and not to those which are referred to outside bodies for action.

4 Action Taken

- 4.1 In accordance with minute No. 2044 of this Committee the petition schedule has been split into City Council related petitions (currently 50) and those which are the responsibility of external organisations (currently 64).
- 4.2 Of the outstanding City Council related petitions 1 was presented in 2017and 28 were presented in 2018.
- 4.3 Since May 2005, 2068 out of a total of 2118 City Council related petitions received have been discharged 98%.
- 4.4 Of the 48 petitions presented in the last six months 10 have been discharged 21%.
- 4.5 The current City Council Petition Schedule is at appendix 1.

PETITIONS RELATING TO CITY COUNCIL FUNCTIONS PRESENTED TO CITY COUNCIL

DATE OF RECEIPT/ PRESENTED BY CATEGORY	DESCRIPTION/SENT TO	RESPONSE
1979 07.11.2017 Councillor John O'Shea EXEC	From residents of Broom Hall Crescent and Gospel Farm Road calling upon Birmingham City Council to instruct Amey to resurface their roads - Corporate Director of Economy	Referred to Highways and Amey for investigation and response. 05.12.17
2006 09.01.2018 Councillor Hendrina Quinnen EXEC	From residents of Handsworth requesting the Council Item 2 for the footpath to be repaired – Corporate Director of Place/ Corporate Director of Economy	Item 2 referred to Highways and Amey for investigation and response. 06.02.18
2007 06.02.2018 Aran Mathai E-petition EXEC	From residents calling on Birmingham City Council to ban circuses that use animals from land they own or control – Corporate Director of Place	Petition referred to the Parks Services Manager who is awaiting feedback from the Association for Public Service Excellence group on this matter. 22.05.18 The Park Service Manager is obtaining feedback from APSE, Core Cities and West Midlands Park Forum on member Local Authorities approach for comparison. A meeting with West Midlands Park Forum membership will take place shortly and following this a briefing note for Councillor Sharon Thompson will be prepared. 04.12.18
2011 06.02.2018 Councillor Robert Alden EXEC	From residents of Oscott Ward calling upon Birmingham City Council to prune trees in various roads in the Ward - Corporate Director of Economy	Referred to Highways and Amey for investigation and response. 27.02.18

2018 06.02.2018 Councillor Chaman Lal EXEC	From the residents of Sandwell Road and surrounding area calling upon Birmingham City Council to adopt better safety measures around St James Primary School to ensure the safety of the children - Corporate Director of Economy	Referred to District Engineer for Perry Barr for investigation and response. 27.02.18 Referred to Parking Enforcement for investigation and response. 22.05.18
2020 06.02.2018 Councillor Zaker Choudhry EXEC	From the residents of Preston Road, Yardley requesting for trees in the road to be pruned – Corporate Director of Economy	Referred to Highways and Amey for investigation and response. 27.02.18
2029 27.02.2018 Councillor Alex Yip EXEC	From residents of Broadfields Road requesting that the City Council resurface the road. – Corporate Director of Economy	Referred to Highways and Amey for investigation and response. 22.05.18
2034 13.03.2018 Councillor Brett O'Reilly EXEC	From residents of Northfield Ward requesting Birmingham City Council and Amey to urgently arrange the pruning of the overgrown trees in Austin Village – Corporate Director of Economy	Referred to Highways and Amey for investigation and response. 22.05.18
2035 13.03.2018 Councillor Andy Cartwright EXEC	From parents of pupils attending Hollyhill Church of England School requesting Birmingham City Council to implement traffic calming measures – Corporate Director of Place	Referred to Local Engineer for investigation and response. 22.05.18 Referred to Place Directorate for investigation and response. 12.06.18 Petition referred to the Housing Team. 10.07.18 Petition referred to the Housing Team. 04.12.18 The Senior Transportation Officer has provided some information to place on 14 December. A response will now be prepared by Place Directorate. 15.01.19
2037 13.03.2018 Councillor Mike Sharpe EXEC	From residents of Tyburn Road requesting Birmingham City Council to review the operation of the bus lane on Tyburn Road as it passes through Pype Hayes – Corporate Director of Economy	Referred to Transportation Policy Manager for investigation and response. 22.05.18

2043 22.05.2018 Brenda Wilson E-petition COMM	From residents firmly against Aldi Stores Ltd building on land in Old Horns Crescent, Great Barr B43 7HA due to the development destroying a woodland with trees with TPO orders on them and valuable wildlife habitat for a food store that is neither wanted or needed – Head of Planning Management	
2050 22.05.2018 Councillor Morriam Jan EXEC	From residents of Perry Barr requesting Birmingham City Council to re-install speed cameras at A34 Walsall Road and to enforce the new 30 mph limit in the Tower Hill Neighbourhood along with measures to prevent illegal uturns – Corporate Director of Economy	Referred to Head of Traffic Management for investigation and response. 12.06.18
2065 10.07.2018 Councillor Chauhdry Rashid EXEC	From the residents of Glovers Road and Whitmore Road, Bordesley Green calling upon Birmingham City Council to address complaints received from local residents about the anti-social behaviour taking place – Head of Planning Management	The petition has been referred from Place Directorate to Planning to investigate and provide the response. 04.12.18
2070 11.09.2018 Beatrice Pallister e-petition EXEC	From residents of Birmingham requesting that the City Council repair the disabled lift in Canal Square – Corporate Director of Economy	Referred to Highways for investigation and response. 06.11.18
2071 11.09.2018 Gareth Jenkins e-petition EXEC	From residents of Birmingham requesting that Warstone Lane be closed to heavy goods vehicles and buses between 10pm and 6am and at weekends – Corporate Director of Economy	Referred to Local Engineer for investigation and response. 06.11.18
2072 11.09.2018 Tim Weller e-petition EXEC	From residents of Birmingham requesting that a cutting be provided and the Victorian railway tunnel under Northbrook Street, Summerfield to allow walkers to use the steps and cyclists to use the very short tunnel route – Corporate Director of Economy	Referred to Transportation Policy Manager for investigation and response. 06.11.18

2073 11.09.2018 Councillor Jon Hunt EXEC	From residents of Birmingham requesting that the proposal to remove the Perry Barr flyover be halted and be retained to prevent unnecessary disruption to traffic in the run-up to the Commonwealth Games and continued smooth flow of traffic – <i>Corporate Director of Economy</i>	Referred to Infrastructure Delivery Manager for investigation and response. 06.11.18
2075 11.09.2018 Councillor Fred Grindrod EXEC	From residents of Birmingham requesting Birmingham City Council to tackle air pollution properly – Corporate Director of Economy	Referred to Transportation Policy Manager for investigation and response. 06.11.18
2083 11.09.2018 Councillor Paulette Hamilton EXEC	From residents of Hollycroft Road requesting Birmingham City Council to implement tree pruning measures – Corporate Director of Economy	Referred to Highways and Amey for investigation and response. 06.11.18
2085 06.11.2018 Councillor Jayne Francis COMM	From residents of Harborne Ward objecting to the Bail Hostel and occupants at 132 Metchley Drive, Harborne, Birmingham B17 0LA – Head of Planning Management	This has been forwarded to Enforcement to investigate further. 15.01.19
2086 06.11.2018 Councillor Timothy Huxtable COMM	From residents of Baldwins Lane and Scribers Lane objecting to Planning Application No. 2018/07934/PA – erection of 2 dwelling houses on land at rear of 163-179 Baldwins Lane, Hall Green B28 0PY – Head of Planning Management	This relates to current Planning Application and it has been assigned to a Planning Officer. 15.01.19
2087 06.11.2018 Councillor Morriam Jan EXEC	From residents of Perry Barr Ward objecting to the proposed removal of the Perry Barr flyover and the introduction of sprint bus services on the X51 bus route and calling for proposals to improve the service – Corporate Director of Economy	Referred to Infrastructure Delivery Manager for investigation and response. 15.01.19
2088 06.11.2018 Councillor Morriam Jan	From residents of Perry Barr Ward requesting that the proposal to remove the Perry Barr flyover be halted and that it be retained to prevent unnecessary disruption to	Referred to Infrastructure Delivery Manager for investigation and response. 04.12.18

EXEC	traffic in the run up to the Commonwealth Games – Corporate Director of Economy	
2089 06.11.2018 Councillor Jon Hunt EXEC	From residents of Birmingham supporting a 'People's Vote' on any final Brexit deal which includes an option for the UK to remain a full member of the European Union and urging Birmingham City Council to show its support by endorsing the peitition for the best interests of the local economy as well as the welfare of all people living and working in Birmingham – Corporate Director of Economy	Referred to Head of European Affairs for a response. 15.01.19
2091 04.12.2018 Councillors Alex Yip and Robert Alden EXEC	From residents of Broadfields Road calling on Birmingham City Council to do a full road resurfacing along Broadfields Road, Sutton Coldfield - Corporate Director of Economy	Referred to Highways and Amey for investigation and response. 15.01.19
2093 04.12.2018 Councillor Adam Higgs EXEC	From residents of Highters Heath Ward calling upon Birmingham City Council to install new LED street lights on Glenavon Road - Corporate Director of Economy	Referred to Highways and Amey for investigation and response. 15.01.19
2094 04.12.2018 Councillor Liz Clements EXEC	From residents of Bournville and Cotteridge Ward calling upon Birmingham City Council to provide a safe pedestrian crossing at the junction of Franklin Road and Linden Road - Corporate Director of Economy	Referred to Local Engineer for investigation and response. 15.01.19
2095 04.12.2018 Councillors Nicky Brennan & Mohammed Fazal COMM	From residents of Sparkhill Ward objecting to the planning application for 104 Castleford Road, Sparkhill, Birmingham to be turned into a 7 bed HMO – Head of Planning Management	This relates to current Planning Application and it has been assigned to a Planning Officer. 15.01.19
2095(a) Councillor Adam Higgs 04.12.2018 EXEC	From residents concerned about the restricted vehicular access to Mountfield Close and Glenavon Road due to the erection of gates and requesting that vehicular access be restored – Corporate Director of Place	

2096 Mr M Black 15.01.2019 EXEC	From residents of Stockmans Close and surrounding area request that a grit bin be provided due to a health and safety risk during the winter weather (i.e trip/fall) - Corporate Director of Economy	Referred to Highways and Amey for investigation and response. 26.02.19
2097 Ms Salima Bukhari 15.01.2019 e-petition EXEC	From residents of Birmingham requesting the Council to increase raised grass verges for pedestrian protection on Pitmaston Road – <i>Corporate Director of Economy</i>	Referred to Highways and Amey for investigation and response. 26.02.19
2098 Ms Stella Duncan 15.01.2019 EXEC	From residents of Birmingham requesting the Council to install average speed camera and reduce the speed limit to 30mph on the Tyburn Road - Corporate Director of Economy	Referred to Transportation Behaviour Change Manager for investigation and response. 26.02.19
2099 Councillor Liz Clements 15.01.2019 COMM	From residents of Bournville object to Tesco's application for an alcohol licence at the Tesco Express on Linden Road, Bournville, B30 – Corporate Director of Place	Petition has been forwarded to Head of Regulation and Enforcement for investigation. 05.02.19
2100 Councillor Mohammed Aikhlaq 15.01.2019 EXEC	From residents of Birmingham, requesting the Council to implement a one-way system on Washbrook Road for safety reasons – Corporate Director of Economy	Referred to Local Engineer for investigation and response. 26.02.19
2101 Councillor Mike Leddy 15.01.2019 EXEC	From residents of Birmingham requesting the Council to review their intent to charge rent to the Brandwood Centre as this centre offers a wide range of services to the community which is not provided by the City Council locally – Corporate Director of Place	Petition has been forwarded to Head of Neighbourhoods and Communities for investigation. 05.02.19
2102 Councillor Mike Leddy 15.01.2019 PETITIONS UPDATE	From residents of Birmingham requesting the Council to authorise the repair to the heating system in the Kings Health Library – Corporate Director of Place Page 32 of 52	Petition has been forwarded to Head of Neighbourhoods and Communities for investigation. 05.02.19

EXEC		
2103 Councillor Morriam Jan 15.01.2019 EXEC (see petition No 2088)	From residents of Perry Barr requesting the Council to halt the proposals to remove the Perry Barr flyover to prevent unnecessary disruption to traffic in the run-up to the Commonwealth Games and to continue to ensure the smooth flow of traffic – Corporate Director of Economy	Referred to Infrastructure Delivery Manager for investigation and response. 26.02.19
2104 Councillor Jayne Francis 15.01.2019 EXEC	From residents of Birmingham requesting the Council to create a new public park on the Smithfield site – Corporate Director of of Economy	Referred to Assistant Director of Development for investigation. 26.02.19
2106 Councillor Mike Ward 05.02.2019 EXEC	From residents of Birmingham requesting to be properly consulted in the School Road, Moseley Traffic Scheme – Corporate Director of Economy	Referred to Transportation Behaviour Change Manager for investigation and response. 26.02.19
2107 Councillor Ewan Mackey 05.02.2019 EXEC	From residents of Birmingham opposing the introduction of additional, every day car parking charges in Sutton Park along with pay and display machines – Corporate Director of Place	
2108 Councillor Kerry Jenkins 05.02.2019 EXEC	From residents in Moseley requesting an increase in road safety through an experimental traffic order on School Road and requesting the Council to undertake a consultation with all local residents over plans before any decisions are implemented – Corporate Director of Economy	Referred to Transportation Behaviour Change Manager for investigation and response. 26.02.19
2109 Councillor Jon Hunt 05.02.2019 EXEC	From residents of Birmingham requesting that the Perry Barr flyover be saved – <i>Corporate Director of Economy</i>	Referred to Infrastructure Delivery Manager for investigation and response. 26.02.19

2110 Councillor Mike Sharpe 05.02.2019 EXEC	From residents of Erdington requesting that the speed be reduced on Tyburn Road and average speed cameras be installed – Corporate Director of Economy	Referred to Transportation Behaviour Change Manager for investigation and response. 26.02.19
2111 Councillor Nicky Brennan 05.02.2019 EXEC	From residents of Sparkhill requesting urgent action for one-way traffic flow on Grove Road – Corporate Director of Economy	Referred to Local Engineer for investigation and response. 26.02.19
2112 Councillor Robert Alden 05.02.2019 EXEC	From residents of Erdington requesting that a new School Crossing Warden be recruited to patrol Spring Lane – Corporate Director of Place	
2113 Councillor Alex Yip 05.02.2019 COMM	From residents of Wylde Green requesting that a Public Spaces Protection Order re Aggressive Begging be legislated as they are causing a nuisance and are intimidating to residents and traders – Corporate Director of Place	
2114 Councillor Julien Pritchard 26.02.2019 EXEC	From residents of Druids Heath and surrounding area requesting Birmingham City Council find money for new boilers to enable the reopening of Druids Heath Library - Director of Neighbourhoods	
2115 Councillor Hendrina Quinnen 26.02.2019 COMM	From residents of Antrobus Road, Handsworth objecting to Planning Application 2018/09602/PA for the proposed erection of a five bedroom dwelling house on land adjacent to 34 Antrobus Road – Head of Planning Management	
2116 Councillor Ewan Mackey 26.02.2019 EXEC	Further signatures in addition to Petition No. 2107 from residents opposing the introduction of additional, everyday car parking charges in Sutton Park along with pay and display machines – <i>Director of Neighbourhoods</i>	

2117	From students of Camp Hill Girls and Camp Hill Boys	
Councillor lan Ward	showing their support for the need for more global action	
26.02.2019	to be taken on climate change – Director of Inclusive	
EXEC	Growth	

Petitions despatched to District (or other) CommitteesPetitions despatched to the Executive **CATEGORIES:** COMM

EXEC



CITY COUNCIL FORWARD PLAN 2018/19 – March 2019

To include:

- Policy framework plans
- Executive and Scrutiny reports
- Appointments
- City Council Resolutions Tracker (Appendix 1)

CBM	
25 June 2018	Recommendation to amend the Members' Allowance Scheme
	Petitions Update
28 August 2018	Recommendation to appoint co-opted members – Independent Remuneration Panel (Contact: Emma Williamson, Head of Scrutiny Services)
	Overseas Travel and Inward Delegations From Abroad
	Petitions Update
	Discontinuing paper agendas
22 October 2018	Overseas Travel and Inward Delegations From Abroad
19 November 2018	Lord Mayoralty Formula (for next three years)
17 December 2018	Petitions Update

City Council	
10 July 2018	Amendments to the Members' Allowance Scheme
	Scrutiny Annual Report 2017/18
11 September	Section 24 Auditors Report in relation to the Council's
2018	2017/18 accounts (Contact: Martin Stevens, Head Of
	City Finance Accounts)
	Bordesley Park Area Action Plan – proposed submission
	to the Secretary of State
	Overview and Scrutiny: Sustainability & Transport O&S
	Committee – Flooding: Issues arising from May 2018
	(Contact: Rose Kiely, Group O&S Manager)
6 November	Sustainability and Transformation Plan (contact: Suman
2018	McCartney)
4 December	Policy Framework: Community Cohesion Strategy
2018	(contact: Suwinder Bains, Partnership Manager)
	Women and Democracy report (contact: Amerdip Kaur,
	Senior Policy Officer to the CEX)
15 January 2019	Review of Birmingham's Council Tax Support Scheme
	2018/19 (contact: David Kinnair, Head of Benefits)
	City of Sanctuary Policy Statement (subject to
	agreement at Cabinet)
	Gambling Act 2005 – Statement of Licensing Principles
	(contact: Shawn Woodcock, Licencing Operations Mgr)

СВМ				
21 January 2019				
11 February 2019	Overseas Travel and Inward Delegations From Abroad			
	Provisional City Council and CBM dates for 2019/20			
18 March 2019	Annual Report of the Independent Remuneration Panel tbc (Contact: Emma Williamson, Head of Scrutiny Services)			
Living Wage Report (Dawn Hewins, Director HR)				
	Petitions Update			
7 May 2019	Proportionality			
	City Council Appointments			
	Annual Review of the City Council's Constitution			
	Overseas Travel and Inward Delegations From Abroad			
(tbc) May	Appointment of Sub-Committee and Other Bodies –			
2019	Personnel Appeals Committee			
	Order of Notices of Motion at City Council			
	Annual Standards Committee Report (Contact: Rob			
	Connelly, Interim Assistant Director, Governance)			

Appointment to the Roll of Honorary Alderman Appointment of the Leader

City Council	
	Report on Impact of Brexit (contact: Lloyd Broad, Head of European and International Affairs and Interim Head of Employment and Skills)
5 February 2019*	West Midlands Combined Authority – The Second Devolution Deal Progress Update (contact: Tony Smith, Policy Executive) Youth Justice Plan (contact: Dawn Roberts, AD Early Help, Family Support and Youth Justice)
26 February 2019**	Council Plan and Budget 2019+ including pay policy statement
2 April 2019**	Annual Report of the Independent Remuneration Panel Co-ordinating O&S Committee: City Council meeting inquiry
21 May 2019	Annual General Meeting
11 June 2019	Youth Justice Strategic Plan 2019/20

Items to be scheduled / proposed:

Waste Strategy – 2019

Learning, Culture & Physical Activity O&S Committee: tbc

Sustainability and Transport O&S Committee: Single Use Plastics (June 2019)

^{*} Pre-meeting of members to select Lord Mayor elect

^{**} Annual Council Photograph

Appendix 1: City Council Resolutions – Tracker

Ref no	Date	Summary of Council Resolution	Lead Cabinet Member / officer	Update
1b	12 June 2018	Motion for Debate: council would support school expansion where it meets the requirement for additional places; and calls for re-direction of government funding for emotional, mental health and special educational needs support for those who need it most	Cabinet Member, Education, Skills & Culture / Tim O'Neill Director, Education & Skills	Council Officers are undertaking work looking at the existing school estate, and assessing provision against future demand/need. This is very much a work in progress but will underpin a new school estate approach, linked to the Council's developing Property Strategy. The High Needs Block that provides funding for students with SEND is under severe pressure nationally and the Council is working with the Schools Forum to understand how the limited funding available can be better used to support children with SEND. However, the funding is not matching rising demand. Work is also underway to assess what places are required to respond to the specific needs of children, and rising demand for support related to Social, Emotional and Mental health and Autism. Scrutiny considered this in September with details of sufficiency planning. [August update]

Ref	Date	Summary of Council Resolution	Lead Cabinet Member	Update
no			/ officer	·
1c	12 June 2018	 Motion for Debate: response to flooding including an investigation into the flooding under Section 19 of the Flood and Water Management Act 2010; and Overview and Scrutiny to carry out a complementary investigation into the flood of May 2018 and to return to City Council 	Cabinet Member, Transport & Environment / Waheed Nazir, Director, Inclusive Growth (Kevin Hicks)	The Section 19 report will develop as responses to the questionnaire¹ are received and any mitigation actions to prevent further flooding will be taken or progressed as necessary as information becomes available. It is likely (given previous examples) that the final version of the Section 19 report relating to this incident will be available by Spring 2019 [August update] COMPLETED: Sustainability & Transport O&S Committee held evidence gathering in July 2018 and report to City Council presented September 2018. [October update]
2c	10 July 2018	Motion for Debate: a working group to review, identify and address issues they face and help make Birmingham City Council an exemplar parent friendly employer, including reviewing staff parental leave policy. This review should explore bringing maternity pay (including shared parental leave) at least into line with the 6 months full pay now offered to non-SRA councillors and be completed in time for the 2018/19 budget process.	Cabinet Member for Finance and Resources / Dawn Hewins, Director of HR	Benchmarking with other Local Authorities and Public Sector organisations has taken place. A review of all family friendly policies is being carried out and a cost benefit analysis to establish the potential costs and budget pressure that will be incurred in increasing maternity/shared parental leave benefits. An options appraisal is being developed with a report due back at CBM in May 2019. Completion: Spring 2019 [March update]

¹ A key element in the production of the Section 19 report is to send questionnaires to locations where flooding might have occurred. Over 1800 properties have been identified to receive questionnaires regarding whether flooding occurred at to the property on 27th May. This figure is significantly above the number of properties known to have flooded as the process of identifying potential flooding locations involves seeking information from properties immediately around those known flooded locations. Currently over 1700 properties have been contacted to obtain information from the property owners, tenants, etc.

Where potential mitigation measures are being identified in the collection of this information we are seeking to deliver "quick wins" and immediate works as the issues are identified. As an example, on the River Cole working in partnership with The Environment Agency the river has been cleared of debris, in addition to cutting back overhanging vegetation and removing significant obstruction which could impede flows. These actions were mobilised 3 weeks ago.

Ref	Date	Summary of Council Resolution	Lead Cabinet Member	Update
no			/ officer	
3e	11 September 2018	Motion for Debate: calls for action at a city level so Birmingham makes a significant contribution to reducing disposal of plastics and cleaning up the environment / calls on the Executive to ask the Transport and Sustainability Overview and Scrutiny Committee to explore the opportunities and the options available to the City so it can become a Plastic Free City / asks the Executive to write to the Secretary of State for Environment, Food and Rural Affairs urging him to bring the United Kingdom into line with the European Union's 2030 target for phasing out single use plastics / commits to working with partners within the Combined Authority to develop a complimentary regional strategy on this issue to ensure greater collaboration and to leverage more support from Government for innovative schemes to help support the Government's own strategy to reduce plastic pollution	Chair, Sustainability and Transport O&S Committee / Emma Williamson, Head of Scrutiny Services Cabinet Member Clean Streets, Waste and Recycling / Jacqui Kennedy, Director, Neighbourhoods	Scrutiny: Inquiry into plastic free city underway, report to Council proposed June 2019. [February update]
4b	06 November 2018	 Motion for Debate: This Council welcomes the Government announcement of a new campaign to tackle Mental Health – Every Mind Matters / therefore calls on the Executive to: Update local plans to reflect new opportunities arising from recent Government policy announcements Bring the area action plan back to full Council for formal adoption and debate Once adopted, ask Scrutiny to track progress against the Action Plan, reporting back to Full Council if the committee believes it necessary to update. 	Cabinet Member Health and Social Care / Jonathan Tew, Assistant Chief Executive (Justin Varney, Director of Public Health)	The new Director of Public Health to discuss with Chair of Health O&S Committee, with a view to tracking the plan at the March O&S meeting [March 2019 update]

Ref	Date	Summary of Council Resolution	Lead Cabinet Member	Update
no			/ officer	
5b	04 December 2018	 Women & Democracy: That the attached Statement of Intent is agreed; That Cabinet Members and named officers are asked to implement the action plan included within the report in order to tackle the many barriers to women's representation in Local Government; Add the following to action plan: Noting the small proportion of women representing the new single member wards, to lobby the Boundary Commission for a further review of city wards to tackle this issue. 	Deputy Leader / Jonathan Tew, Assistant Chief Executive / Kate Charlton, City Solicitor	Action plan implementation underway [January 2019]
5c	04 December 2018	 Motion for Debate: This Council resolves to: Ask the Health and Well-Being Overview & Scrutiny Committee to work with relevant Cabinet Members, officers and partners to explore how sanitary products can be made available free of charge to female students in Birmingham's schools and colleges and to women employed in or visiting council run buildings; Write to the Chancellor of the Exchequer asking the Government to provide the necessary funding to cover the cost of providing free sanitary products to girls and women in council workplaces, schools and colleges and scrap the VAT levied on female sanitary products as soon as is practicable and, in the meantime, to use the VAT collected on these products to fund the provision of free sanitary products for girls and women in need 	Cabinet Member Health and Social Care /Jonathan Tew, Assistant Chief Executive (Justin Varney, Director of Public Health) Chair, Health and Social Care O&S Committee	The Health and Social Care O&S Committee agreed terms of reference for this work in February, with the first evidence gathering session to be held in June. [March update]

Ref	Date	Summary of Council Resolution	Lead Cabinet Member	Update
no 5d	04 December 2018	 Motion for Debate: this Council calls for Scrutiny to examine with the Armed Forces Champions and reported back to Full Council to look at How the Council currently supports veterans To look specifically at the current housing offer How the Council currently works with partners Identify any extra areas of support that the Council can provide either itself or in partnership Identify areas where we can help build better understanding amongst the wider community Identify any areas where the council can constructively feedback to national government for policy changes or additional support In addition the Council also calls on the Executive, at the end of this Review, to write to all armed forces and key armed forces organisations (such as the Royal British Legion) setting out the Birmingham offer, along with details on how to access support to encourage full take up for all eligible individuals. 	/ officer Chair, Co-ordinating O&S committee / Emma Williamson, Head of Scrutiny Services	To be discussed at a future Scrutiny Chairs meeting. This work is likely to be commenced in the new municipal year [February update]

Ref	Date	Summary of Council Resolution	Lead Cabinet Member	Update
no			/ officer	
5e	04 December 2018	 Motion for Debate: The Council recommends that the executive engages with scrutiny to review its policies for regeneration areas to ensure that: 1. Regeneration is planned to meet the City's housing need. 2. Residents living in a regeneration area have the opportunity to shape and influence plans. 3. The executive's proposed 'right to return' policy is comprehensive and balanced. 4. The implications of a residents ballot on regeneration projects is fully explored 	Leader / Jacqui Kennedy, Director, Neighbourhoods	The draft Option to Return - Policy for Housing Regeneration Schemes was discussed informally with the Housing and Neighbourhoods O&S Committee in February 2019 and will be brought to committee in March 2019, ahead of the Cabinet decision [February update]
6b	15 January 2019	 That the City Council approves the Statement of Gambling Principles and authorises:- i. the City Solicitor to update the list of Policy Framework Plans to include the same; and ii. the Acting Director of Regulation and Enforcement to do what is necessary to publish and comply with the same. 	Kate Charlton, City Solicitor	Changes to Constitution to be made as part of refresh – May 2019 [February update]
6c	15 January 2019	That the City of Sanctuary policy statement (Appendix 1) is approved as the City Council's new commitment to supporting the resettlement and integration of asylum seekers, refugees and migrants in Birmingham. In addition that the Assistant Chief Executive and Corporate Director for Adult Social Care and Health be authorised to publish and disseminate the document as appropriate	Cabinet Member, Social Inclusion, Community Safety & Equality / Graeme Betts, Director of Adult Social Care & Health	Policy statement being readied for publication [March 2019]

Ref	Date	Summary of Council Resolution	Lead Cabinet Member	Update
no			/ officer	
6e	15 January 2019	Motion for Debate: This Council notes with concern the increase in violent injuries arising from assaults in the city - including a reported increase of nearly 20% in cases of knife crime in the West Midlands. Council also notes that low-cost bleed control first aid kits can help save lives, especially when used by trained bystanders [] Council expects the Cabinet Member for Education, Schools and Culture and the Cabinet Member for Social inclusion, Community Safety and Equalities to report back progress on [the motion] to the relevant Overview and Scrutiny Committee. Council requests that Licensing and Public Protection Committee carry on its efforts to support the Bleed Control Kit initiate by continuing to encourage licensed premises to equip themselves with the kit and the necessary training	Cabinet Member for Education, Schools and Culture / Cabinet Member for Social inclusion, Community Safety and Equalities / Dr Tim O'Neill, Director Education & Skills / Graeme Betts, Director of Adult Social Care & Health	To be scheduled [February 2019]

Ref	Date	Summary of Council Resolution	Lead Cabinet Member	Update
no			/ officer	
6f	15 January 2019	 Motion for Debate: Birmingham City Council resolves to: Call on the Government to end to all 'hostile environment' policy measures, stating opposition to the criminalisation of Windrush families Call on the Government to enable the Windrush generation to acquire British citizenship at no cost and with proactive assistance throughout the process. Welcome the Government's announcement to make 22 June each year an annual celebration to recognise and honour the enormous contribution of those who arrived between 1948 and 1973. Press the Prime Minister to call for an independent public enquiry into the Windrush scandal. Demand the Government provides advice and support to all Birmingham residents of the Windrush generation (and compensation for all losses, injury and damages to date where necessary). Review our existing migration work to ensure we support those affected. Support the call for fees for naturalisation to be waived for all those who have been affected. 	Cabinet Member, Social Inclusion, Community Safety & Equality / Jacqui Kennedy, Director, Neighbourhoods	A letter to the Minister setting out the City Council's motion to be sent. In addition, the City Council has bid for money from the Controlling Migration Fund to mitigate the impacts of immigration on local communities, including the impact on local services. This includes good and regulated immigration advice to asylum seekers, refugees and migrants. As an example, one of the bid partners the Refugee & Migrant Centre has spent a lot of time working with people affected by Windrush to get their applications and papers in order with the government which is typical of the type of activity they and others are doing on a daily basis (see report to Cabinet, November 2018). Alongside that, progress against the City of Sanctuary policy statement will now be reported to O&S once a year.

Ref	Date	Summary of Council Resolution	Lead Cabinet Member	Update
no			/ officer	
6g	15 January 2019	 Motion for Debate: The Council therefore calls on the Executive to place into the public domain all documents relating to the GMB payment including, but not limited to: A copy of the ACAS deal itself Copies of all delegated decision reports Copies of any briefings or correspondence with any cabinet member, previous or current, regarding the deal Copies of any correspondence between the Council and GMB in the run up to and after the Unite settlement regarding the proposed settlement and any objections GMB had to that Copies of any correspondence concerning the decision to exclude GMB from talks after the Unite settlement Copies of minutes from all meetings between the Council and any Union concerning implementation of the Nov 2017 settlement Full details of all costs involved, including the total payment itself and any legal costs Copies of any correspondence regarding how and why the deal should be kept secret and not included in usual processes such as the requirement to publish all spend over £500 The Council also calls for an immediate review into the use of delegated powers within the constitution 	Leader / Kate Charlton, City Solicitor	Motion will be monitored regarding release of documentation, earliest possible date Feb 2020 [February 2019 update]

Ref no	Date	Summary of Council Resolution	Lead Cabinet Member / officer	Update
7a	05-Feb-19	Devolution In The West Midlands: Notes and welcomes the progress on devolution in the West Midlands []. and welcomes and supports the work of Mayor Andy Street and the Combined Authority []	-	-
7b	05-Feb-19	That Council adopts the Youth Justice Strategic Plan 2018/19, taking into account the financial implications and the priority actions identified. This Council asks the Executive to bring forward the 19/20 youth justice plan to Council in June 2019 for adoption	Cabinet Member for Social Inclusion, Community Safety and Equality / Jacqui Kennedy, Director, Neighbourhoods	Scheduled for 11 June 2019 [March update]
7c	05-Feb-19	This Council believes that public open space and parkland is vital to the physical and mental health of residents, to protecting the environment and to improving air quality [] This Council also calls on the Executive to listen to the residents and users of Burford Road Playing Fields and Dugdale Crescent and balance any concerns against the wider interests of the city and Birmingham's growing population	Leader / Waheed Nazir, Director, Inclusive Growth	
7d	05-Feb-19	This Council regrets the return of disruptive industrial action in the waste collection services and the detrimental impact on the residents of the city. []	-	-

Ref	Date	Summary of Council Resolution	Lead Cabinet Member	Update
no			/ officer	
7s	05-Feb-19	This council welcomes Ofsted's recognition of the improvements to children's social care services in Birmingham and commends the outstanding efforts of staff and all who contributed to bringing about this positive news. []	Cabinet Member, Education, Skills & Culture / Tim O'Neill Director, Education & Skills	
		Write to the Chancellor of the Exchequer urging the Government to address the funding crisis facing children's services in next year's Spending Review, by delivering a long-term sustainable funding solution that enables councils to protect children at immediate risk of harm while also supporting early intervention to prevent problems escalating in the first place		

Other Actions from City Council Meetings

Date	Agenda Item	Cabinet Member	Request/Question	Action taken
15-Jan-19	Oral Questions	Cllr Kate Booth	To confirm to Cllr Alex Yip that the information on Birmingham's website regarding EHCP assessments is accurate and up to date.	COMPLETED: Email to Cllr Yip sent 04/02/19
15-Jan-19	Oral Questions	Cllr Jayne Francis	To confirm to Cllr Timothy Huxtable the cost of installing self-enforcing traffic measures referred to the in the budget consultation.	
05-Feb-19	Oral Questions	Cllr Tristan Chatfield	To confirm to Cllr Julian Pritchard the position regarding capital budgets for libraries (with reference to Druids Heath Library)	COMPLETED: Cllr Chatfield spoke with Cllr Pritchard about this. (mid Feb 2019)

13

Date	Agenda Item	Cabinet Member	Request/Question	Action taken
05-Feb-19	Oral Questions	Cllr Sharon Thompson	To give a written response to Cllr Diane Donaldson on the demolition of Warstone tower block (that external demolition will take place over the summer holidays)	
05-Feb-19	Oral Questions	Cllr Jayne Francis	To give a written response to Cllr Debbie Clancy regarding alleged gender discrimination at Al-Hijrah School.	COMPLETED: Written response sent to Cllr Clancy on 11 Feb
05-Feb-19	Oral Questions	Cllr Ian Ward	To give further information in response to Cllr Tilsley's question on the implementation of the "no-idling" policy	

BIRMINGHAM CITY COUNCIL

CITY COUNCIL

Tuesday, 2 April 2019 at 1400 hours in The Council Chamber, Council House, Birmingham

AGENDA

1 NOTICE OF RECORDING

Lord Mayor to advise that this meeting will be webcast for live or subsequent broadcast via the Council's Internet site (www.civico.net/birmingham) and that members of the press/public may record and take photographs except where there are confidential or exempt items.

2 <u>DECLARATION OF INTERESTS</u>

Members are reminded that they must declare all relevant pecuniary and non pecuniary interests arising from any business to be discussed at this meeting. If a disclosable pecuniary interest is declared a Member must not speak or take part in that agenda item. Any declarations will be recorded in the minutes of the meeting

Attached 3 MINUTES

To confirm and authorise the signing of the Minutes of the meeting of the Council held on 26 February 2019.

4 LORD MAYOR'S ANNOUNCEMENTS

(1400-1410)

To receive the Lord Mayor's announcements and such communications as the Lord Mayor may wish to place before the Council.

5 <u>PETITIONS</u>

(15 minutes allocated) (1410-1425)

To receive and deal with petitions in accordance with Standing Order 9.

As agreed by Council Business Management Committee a schedule of outstanding petitions is available electronically with the published papers for the meeting and can be viewed or downloaded.

6 QUESTION TIME

(90 minutes allocated) (1425-1555)

To deal with oral questions in accordance with Standing Order 10.3

- A. Questions from Members of the Public to any Cabinet Member or Ward Forum Chairman (20 minutes)
- B. Questions from any Councillor to a Committee Chairman or Lead Member of a Joint Board (20 minutes)
- C. Questions from Councillors other than Cabinet Members to a Cabinet Member (25 minutes)
- D. Questions from Councillors other than Cabinet Members to the Leader or Deputy Leader (25 minutes)

7 APPOINTMENTS BY THE COUNCIL

(5 minutes allocated) (1555-1600)

To make appointments to, or removals from, committees, outside bodies or other offices which fall to be determined by the Council.

8 **EXEMPTION FROM STANDING ORDERS**

Councillor Martin Straker Welds to move an exemption from Standing Orders.

Attached 9 REPORT OF THE COUNCIL BUSINESS MANAGEMENT COMMITTEE

(15minutes allocated) (1600-1615)

Annual Report of the Independent Remuneration Panel

The Leader Councillor Ian Ward to move the following Motion:

(break 1615 - 1645)

Attached 10 SCRUTINY INQUIRY: FULL COUNCIL MEETING

(60 minutes allocated) (1645-1745)

To consider a report of the Co-ordinating Overview and Scrutiny Committee.

Councillor Josh Jones to move the following Motion:

"

Attached 11 MOTIONS FOR DEBATE FROM INDIVIDUAL MEMBERS

(90 minutes allocated) (1745-1915)

To consider the attached Motions of which notice has been given in accordance with Standing Order 4(i).