



**MEETING OF BIRMINGHAM
CITY COUNCIL
5 APRIL 2016**

**MINUTES OF THE MEETING OF BIRMINGHAM CITY COUNCIL HELD
ON TUESDAY 5 APRIL 2016 AT 1400 HOURS IN THE COUNCIL
CHAMBER, COUNCIL HOUSE, BIRMINGHAM**

PRESENT:- Lord Mayor (Councillor Ray Hassall) in the Chair.

Councillors

Uzma Ahmed	Jerry Evans	Keith Linnecor
Mohammed Aikhlq	Mohammed Fazal	Karen McCarthy
Deirdre Alden	Mick Finnegan	Gareth Moore
John Alden	Eddie Freeman	Yvonne Mosquito
Nawaz Ali	Matthew Gregson	Brett O'Reilly
Tahir Ali	Peter Griffiths	John O'Shea
Sue Anderson	Andrew Hardie	David Pears
Gurdial Singh Atwal	Roger Harmer	Eva Phillips
Mohammed Azim	Kath Hartley	Robert Pocock
Susan Barnett	Barry Henley	Victoria Quinn
David Barrie	Penny Holbrook	Habib Rehman
Vivienne Barton	Des Hughes	Carl Rice
Bob Beauchamp	Jon Hunt	Fergus Robinson
Matt Bennett	Mahmood Hussain	Gary Sambrook
Sir Albert Bore	Timothy Huxtable	Rob Sealey
Barry Bowles	Mohammed Idrees	Mike Sharpe
Randal Brew	Zafar Iqbal	Claire Spencer
Marje Bridle	Kerry Jenkins	Stewart Stacey
Alex Buchanan	Meirion Jenkins	Ron Storer
Sam Burden	Simon Jevon	Martin Straker Welds
Tristan Chatfield	Brigid Jones	Sharon Thompson
Zaker Choudhry	Carol Jones	Paul Tilsley
Debbie Clancy	Josh Jones	Karen Trench
John Clancy	Nagina Kauser	Lisa Trickett
Lynda Clinton	Tony Kennedy	Margaret Waddington
Lyn Collin	Ansar Ali Khan	Anita Ward
Maureen Cornish	Changeese Khan	Ian Ward
John Cotton	Mariam Khan	Mike Ward
Basharat Dad	Narinder Kaur Kooner	Elaine Williams
Phil Davis	Chaman Lal	Fiona Williams
Peter Douglas Osborn	Mike Leddy	Ken Wood
Barbara Dring	Bruce Lines	Alex Yip

NOTICE OF RECORDING

- 18651 The Lord Mayor advised that the meeting would be webcast for live and subsequent broadcasting via the Council's internet site and that members of the Press/Public may record and take photographs.

The whole of the meeting would be filmed except where they were confidential or exempt items.

MINUTES

With reference to the vote against the motion 6 at the top of page 2030 Of the previous minutes, Councillor John Alden noted that there was an error in that it was indicated that 26 Councillors had voted but only 13 names appeared. (NB after the meeting on investigation it was found that the 13 names listed were correct and the figure 26 should read 13.)

It was moved by the Lord Mayor, seconded and –

- 18652 **RESOLVED:-**

That Subject to the above amendment, the Minutes of the Meeting of the City Council held on 1 March 2016, having been printed and a copy sent to each Member of the Council, be taken as read and confirmed and signed.

LORD MAYOR'S ANNOUNCEMENTS

Forthcoming Elections

- 18653 The Lord Mayor noted that some Members were not standing for re-election at the forthcoming elections and he wished them all the best in the future. .
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PETITIONS

Petition Relating to City Council Functions Presented before the Meeting

The following e-petition was presented:-

(See document No 1)

It was moved by the Lord Mayor, seconded and -

- 18654 **RESOLVED:-**

That the petition be received and referred to the relevant Chief Officer.

Petitions Relating to City Council Functions Presented at the Meeting

The following petitions were presented:-

(See document No 2)

In accordance with the proposals by the Members presenting the petitions, it was moved by the Lord Mayor, seconded and -

18655 **RESOLVED:-**

That the petitions be received and referred to the relevant Chief Officers.

Petitions Update

The following Petitions Update was submitted:-

(See document No 3)

It was moved by the Lord Mayor, seconded and -

18656 **RESOLVED:-**

That the Petitions Update be noted and those petitions for which a satisfactory response has been received, be discharged.

QUESTION TIME

18657 The Council proceeded to consider Oral Questions in accordance with Standing Order 9 (B).

Details of the questions asked are available for public inspection via the webcast.

APPOINTMENTS BY THE COUNCIL

18658 There were no appointments.

EXEMPTION FROM STANDING ORDERS

It was moved by Councillor Sharon Thompson:-

“That, pursuant to a CBM discussion, Standing Orders be waived as follows:

- Allocate 10 Minutes for item 8 (Report CBM)”
- Allocate 15 Minutes for item 9 (Report of the Executive)
- Allocate 15 Minutes for item10 (Report of the Licensing and Public Protection Committee)

- To reduce the time allowed for item 11 from 60 Minutes to 45 Minutes (Report of the Overview and Scrutiny Committees)”

Councillor Randal Brew indicated that he was concerned that not enough time was allocated to agenda item 9 (Birmingham Skills Investment Plan) and he proposed that that item be increased to 30 minutes, item10 (Report of the Licensing and Public Protection Committee) be allocated 10 minutes and the time allowed for item 12 be reduced from 90 Minutes to 80 Minutes (Motions for Debate from Individual Members).

The Motion having been amended was seconded and it was-

18659

RESOLVED:-

That, pursuant to a CBM discussion and the amendments proposed, Standing Orders be waived as follows:

- Allocate 10 Minutes for item 8 (Report CBM)”
- Allocate 30 Minutes for item 9 (Report of the Executive)
- Allocate 10 Minutes for item10 (Report of the Licensing and Public Protection Committee)
- To reduce the time allowed for item 11 from 60 Minutes to 45 Minutes (Report of the Overview and Scrutiny Committees)
- To reduce the time allowed for item 12 from 90 Minutes to 80 Minutes (Motions for Debate from Individual Members)

REPORT OF THE COUNCIL BUSINESS MANAGEMENT COMMITTEE

Annual Report of the Independent Remuneration Panel

The following report of the Council Business Management Committee was submitted:-

(See document No 4)

Councillor John Clancy moved the motion which was seconded.

A debate ensued.

Councillor John Clancy replied to the debate.

The motion having been moved and seconded was put to the vote and by a show of hands was declared to be carried.

It was therefore –

18660

RESOLVED:-

The recommendations made by the Independent Remuneration Panel on Page 3 of its Annual Report be accepted and implemented with effect from 24 May 2016.

REPORT OF THE EXECUTIVE

Birmingham Skills Investment Plan

The following report of the Cabinet Member for Learning, Skills and Culture was submitted:-

(See document No 5)

Councillor Penny Holbrook moved the motion which was seconded .

A debate ensued.

Councillor Penny Holbrook replied to the debate.

The motion having been moved and seconded was put to the vote and by a show of hands was declared to be carried.

It was therefore –

18661 **RESOLVED:-**

That the City Council adopts the Birmingham Skills Investment Plan into the Council's Policy Framework.

REPORT OF THE LICENSING AND PUBLIC PROTECTION COMMITTEE

Gambling Act 2005 – Statement of Licensing Principles

The following report of the Licensing and Public Protection Committee was submitted:-

(See document No 6)

Councillor Barbara Dring moved the motion which was seconded by Councillor Alex Buchanan.

A debate ensued.

Councillor Barbara Dring replied to the debate.

The motion having been moved and seconded was put to the vote and by a show of hands was declared to be carried.

It was therefore –

18662 **RESOLVED:-**

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.
-

ADJOURNMENT

It was moved by the Lord Mayor, seconded and

18663 **RESOLVED:-**

That the Council be adjourned until 1635 hours on this day.

The Council then adjourned at 1612 hours.

At 1635 hours the Council resumed at the point where the meeting had been adjourned.

REPORT OF THE OVERVIEW AND SCRUTINY COMMITTEES

The City Council Meeting

The following report of the Corporate Resources Overview and Scrutiny Committee together with a commentary from the Executive was submitted:-

(See document No 7)

Councillor Waseem Zaffar in moving the motion indicated that he wished to amend the wording so that the word 'approved' was replaced with the word 'noted' and the word 'inclusion' be replaced by the word 'consideration'

Councillor Randal Brew seconded the amended motion.

A debate ensued.

Councillor Waseem Zaffar replied to the debate.

The motion having been moved and seconded was put to the vote and by a show of hands was declared to be carried.

It was therefore –

18664 **RESOLVED:-**

That the suggested actions above be noted and forwarded to the Leader for consideration in the annual review of the Constitution.

MOTIONS FOR DEBATE FROM INDIVIDUAL MEMBERS

The Council proceeded to consider the Motions of which notice had been given in accordance with Standing Order 4(A).

A. Councillors Brigid Jones and Penny Holbrook have given notice of the following Motion:-

(See document No 8)

Councillor Brigid Jones moved the Motion which was seconded by Councillor Penny Holbrook.

In accordance with Council Standing Orders, Councillors Jon Hunt and Sue Anderson gave notice of the following amendment to the Motion:-

(See document No 9)

Councillor Jon Hunt moved the amendment which was seconded by Councillor Sue Anderson.

In accordance with Council Standing Orders, Councillors Matt Bennett and Debbie Clancy gave notice of the following amendment to the Motion:-

(See document No 10)

Councillor Matt Bennett moved the amendment which was seconded by Councillor Debbie Clancy.

A debate ensued.

It was moved by Councillor Randal Brew and seconded –

“That the question be now put”.

The Motion was put to the vote and, by a show of hands, was declared to be lost.

The debate continued.

Councillor Brigid Jones replied to the debate.

The first amendment having been moved and seconded was put to the vote and by a show of hands was declared to be lost.

Here upon a poll being demanded the voting, with names listed in seat number order, was as follows:-

(See document No 11)

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Councillors Barry Henley and Eva Phillips indicated that they wished to be included as having voted against the amendment.

Therefore, the total results referred to in the interleave should read:-

Yes – 28 (For the Amendment);

No – 67 (Against the Amendment);

Abstain – 0 (Abstentions).

The second amendment having been moved and seconded was put to the vote and by a show of hands was declared to be carried.

The Motion as amended having been moved and seconded was put to the vote and by a show of hands was declared to be carried.

It was therefore -

18665 **RESOLVED:-**

This Council notes:

The publication of the Government's White Paper, Educational Excellence Everywhere, which

- dictates that the 66% of Birmingham schools that have chosen not to adopt the academy model must do so by 2022
- is projected to cost the people of Birmingham £5-15k per school transferred
- will remove from parents the right to be represented on the governing body of their child's school
- proposes to leave the council with duties to schools, parents and children which it will no longer have the power or the money to enact
- Head teachers at all levels have expressed concerns to the Council about the contents of the white paper through our consultative forums.

This Council further notes:

The Schools National Funding Formula Consultation, which

- is taking place over the school Easter Holidays
- has the laudable aim of making funding fairer for schools nationwide
- will factor in a minimum funding guarantee when allocating funding to local authorities and which local authorities will have to reflect when determining school budgets in the 2 year transitional period

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- Birmingham's Schools Forum has expressed its concerns about the potential negative impact of these reforms on our children should the total funding pot nationally not increase sufficiently.

This Council believes:

- that many Birmingham schools, whilst already some of the best funded in the country, are struggling at current funding levels
- that fair funding is essential nationwide
- that the total funding pot for schools nationally needs to increase to allow for the worst funded schools to be brought up to adequate levels, rather than by knocking the best down
- that the minimum funding guarantee for individual schools should remain at its existing level of 1.5% (ie no school should suffer a loss of more than 1.5% on a per pupil basis from the previous year) – unless total funding is increased.
- that in order for the council to carry out its statutory duties, it must be afforded adequate funding and powers to do so
- that parents should retain the right to be represented on governing bodies
- that the government should not force well achieving schools into a reorganisation that the school does not believe to be in the best interests of its pupils.
- that the people of Birmingham should be compensated for the cuts to their services that the council will have to make to fund this reorganisation through reimbursement of legal costs to the council.

Furthermore, this Council believes:-

- that parent governors should be directly elected by parents;
- and that in Birmingham:
 - academies should be encouraged to use the Council bank of experienced and trained governors as a source of independent governors;
 - all schools - and their sponsors where relevant - should be encouraged, by Government, as well as by the local authority, to work with the Birmingham Education Partnership to improve the quality of governance.

This Council requests:

- The Chief Executive to write to the Secretary of State to set out concerns that the city's head teachers and the Council have about the potential

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impact of these reforms on the futures of our young people, and to suggest to her amendments that could be made to compensate for this.

At 1845 hours the Lord Mayor indicated that agreed time for consideration of the item 'Motions submitted by individual Councillors' had elapsed. Therefore the second motion for debate in the names of Councillors Matt Bennett and Deirdre Alden was treated as withdrawn in accordance with Standing Order 1 (1).

The meeting ended at 1845 hours.