

**Members are reminded that they must declare all relevant pecuniary and non-pecuniary interests relating to any items of business to be discussed at this meeting**

**BIRMINGHAM CITY COUNCIL**

**COUNCIL BUSINESS MANAGEMENT COMMITTEE**

**MONDAY, 20 MARCH 2017 AT 14:00 HOURS**  
**IN COMMITTEE ROOM 6, COUNCIL HOUSE, VICTORIA SQUARE,**  
**BIRMINGHAM, B1 1BB**

**A G E N D A**

1 **NOTICE OF RECORDING**

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

2 **APOLOGIES**

To receive any apologies.

**3 - 6**

3 **MINUTES**

To confirm and Sign the Minutes of the last meeting.

**7 - 8**

4 **APPOINTMENTS**

To make recommendations to City Council relating to appointments to committees and outside bodies and make appointments to Sub-Committees as set out in the attached schedule.

**9 - 14**

5 **ANNUAL REPORT OF THE CHAIRMAN OF THE STANDARDS COMMITTEE**

Item Description

**15 - 28**

6 **ANNUAL REPORT OF THE INDEPENDENT REMUNERATION PANEL**

Report of the City Solicitor

**29 - 32**

7 **THE BIRMINGHAM LIVING WAGE**

Report of the Acting Chief Executive.

**33 - 42**

8 **FREEDOM OF THE CITY - ROYAL MARINES**

Report of the City Solicitor.

**43 - 44**

9 **PETITIONS UPDATE**

Report of the City Solicitor.

**45 - 46**

10 **COUNCIL AS TRUSTEE AGENDA**

To consider the Council as Trustee agenda.

**47 - 50**

11 **COUNCIL AGENDA FOR THE NEXT MEETING**

To consider the Council agenda for the next meeting.  
For information the order of Notices of Motion at the meeting will be Conservative, Liberal Democrat and Labour.

12 **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.

13 **AUTHORITY TO CHAIRMAN AND OFFICERS**

Chairman to move:-

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

# BIRMINGHAM CITY COUNCIL

<b>COUNCIL BUSINESS MANAGEMENT COMMITTEE 13 FEBRUARY 2017</b>
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**MINUTES OF A MEETING OF THE COUNCIL BUSINESS MANAGEMENT  
COMMITTEE HELD ON MONDAY 13 FEBRUARY 2017 AT 1130 HOURS,  
IN COMMITTEE ROOMS 3 and 4, THE COUNCIL HOUSE, BIRMINGHAM**

**PRESENT:**

Councillor John Clancy in the Chair;

Councillors Robert Alden, Mohammed Idrees, Gareth Moore and Mike Ward.

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**NOTICE OF RECORDING**

- 2575      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.

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**APOLOGIES**

- 2576      There were no apologies submitted.

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**MINUTES**

- 2577      The Minutes of the last meeting held on 23 January 2017 were confirmed and signed by the Chair.

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**APPOINTMENT OF RETURNING OFFICER FOR THE ELECTION OF A  
COMBINED AUTHORITY MAYOR**

The following report of the City Solicitor was submitted:-

(See document No 1)

The City Solicitor made introductory comments relating to the report.

- 2578      **RESOLVED:-**

That the Head of Paid Services be appointed to be the Returning Officer for the City of Birmingham in respect of the Combined Authority Mayor poll to be held on 4 May 2017.

**PROVISIONAL CITY COUNCIL AND COUNCIL BUSINESS MANAGEMENT COMMITTEE DATES FOR 2017/2018**

The following report of the City Solicitor was submitted:-

(See document No 2)

Councillor Robert Alden indicated that the change to Mondays for meetings of the Committee may clash with other meetings he attended and he queried whether he could send a substitute to Council Business Management Committee meeting. The Chair indicated that he saw no problem with that approach.

2579

**RESOLVED:-**

- (i) That the following provisional dates for meetings of City Council in 2017/2018 be agreed:

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

<b><u>2017</u></b>	<b><u>2018</u></b>
13 June	9 January
11 July	6 February
12 September	27 February
7 November	10 April
5 December	22 May (Annual meeting 1600 hrs)

- (ii) that the following dates for Council Business Management Committee meetings in 2017/2018 be agreed:

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

<b><u>2017</u></b>	<b><u>2018</u></b>
30 May (Tuesday)	22 January
26 June	12 February
29 August (Tuesday)	19 March
23 October	8 May (Tuesday)
20 November	
11 December	

**COUNCIL AGENDA FOR THE NEXT MEETING**

The following draft Council agenda was submitted:-

(See document No 3)

2580

**RESOLVED:-**

That the draft Council agenda be noted.

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**AUTHORITY TO CHAIR AND OFFICERS**

2581

**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.

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The meeting ended at 1137 hours.

.....  
CHAIR



**APPOINTMENTS**

- A.** Set out below are recommendations of this Committee relating to appointments etc. to be made by the City Council.

**RECOMMENDED:-**

That it is recommended to City Council that the following persons be appointed to serve on the Bodies set out below:-

**Audit Committee**

Councillor..... to replace Councillor Tristan Chatfield and Councillor..... to replace Councillor Sam Burden for the remainder of the Municipal Year 2016/2017 and Councillor..... be appointed Chair for the remainder of the Municipal Year 2016/2017.

**WMCA Audit Committee**

Councillor..... to replace Councillor Tristan Chatfield as Member and Councillor..... to replace Councillor Sam Burden as Substitute for the remainder of the Municipal Year 2016/2017.

- B.** The Committee is requested to make appointments to Sub Committees as follows:-

**Miscellaneous Appeals Sub-Committee**

That Councillor .... replace Councillor Marje Bridle on the Miscellaneous Appeals Sub-Committee for the remainder of the Municipal Year 2016/2017

**Personnel Appeals (Dismissals) Sub-Committee**

That Councillor .... replace Councillor Alex Yip on the Personnel Appeals (Dismissals) Sub-Committee for the remainder of the Municipal Year 2016/2017





# **COUNCIL BUSINESS MANAGEMENT COMMITTEE**

20th March 2017

## **ANNUAL REPORT OF THE CHAIRMAN OF THE STANDARDS COMMITTEE**

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### **1. PURPOSE**

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- 1.1 The purpose of this Report is to highlight the work of the Standards Committee during the Municipal Year 2016-2017.

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### **2. MEMBERSHIP AND TERMS OF REFERENCE**

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The composition of the Committee for 2016-2017 was as follows:-

Philip Richardson (Independent Joint Chairman)  
Peter Wiseman (Independent Joint Chairman)  
Councillor Mahmood Hussain  
Councillor Shafique Shah  
Councillor Mike Sharpe  
Councillor Deidre Alden  
Councillor Paul Tilsley  
Steven Jonas – Independent Member  
Professor Stephen Shute – Independent Member  
Frankley Parish Councillor Ian Bruckshaw  
Sutton Coldfield Parish Councillor Derrick Griffin  
Ray Tomkinson-Independent Observer

- 2.2 The Terms of Reference of the Standards Committee are set out in the Constitution.

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### **3. KEY HIGHLIGHTS FROM THE MUNICIPAL YEAR 2016-2017**

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- 3.1 Since the introduction of the Localism Act 2011 and the subsequent abolition of the Standards Board for England, the operational activity of the Standards Committee has significantly changed. The previous sub-committees have been removed and replaced by a more streamlined assessment/filtration method whereby complaints are either resolved by the Monitoring Officer or screened by the two Chairmen in conjunction with the Monitoring officer.
- 3.2 The Committee met in May 2016. The purpose of this meeting two fold, firstly to meet with Members and secondly to explain the filtration process. The initial filtration process referred to in 3.1 has greatly reduced the need for the Committee to meet unnecessarily thereby saving on Member and Officer time and also printing costs. We will continue to meet on an annual basis.

- 3.3 Complaints which are within the terms of the Councillors' Code of Conduct and which cannot be resolved informally are considered on receipt of duly completed Complaint Forms. Blank forms and guidance on the processes adopted by the Committee are freely available on the Council's website and appropriate informal advice is given to those who wish to complain.
- 3.4 Attached at Appendix 1 is a breakdown of statistics on Standards Committee from April 2016 to March 2017. Details of the complainant and the Councillor affected have been redacted for the purpose of Data Protection, more particularly because the Monitoring Officer has judged that many complaints do not fall within the scope of the Councillors' Code of Conduct but may nevertheless require attention by officers as several complaints concern the alleged malfunction of council services.
- 3.5 I would like to take the opportunity to confirm that the Statutory Registers of Gifts and Hospitality and the Statutory Register of Members Interests have been duly completed by Members and placed on the Council's website (unless any Member requested otherwise with satisfactory reasons for non-disclosure). Declarations of Interests are also being duly recorded in the minutes of Council meetings and there is a satisfactory general awareness of the Code of Conduct of Members.
- 3.6 Overall it is our view that the abolition of the very detailed legislative requirements underpinning the Standards regime has proved to be a helpful development. The revised law still requires Councils to have a Code of Conduct for Councillors in place and a clear and transparent system for handling complaints. However, in close consultation with the Committee, the Monitoring Officer has seized the opportunity to review and, where possible, simplify the current procedure for handling complaints. All documentation has been re-written in plain English.
- 3.7 Our aim is to continue to deal with complaints in the same format as before with the assistance of the newly appointed City Solicitor in their monitoring officer capacity.
- 3.8 A revised and simplified version of the Code of Conduct is available in the Constitution on the Council's website.

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#### **4. STATISTICS 2016-2017**

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- 4.1 You have some statistics in the Appendix 1 to the report which are set out below in brief:
- 40 complaints in total
  - 8 complaints resulted in findings of no breach of the Code of Conduct
  - 1 complaint resolved
  - For 15 complaints no forms received
  - In relation to one complaint, further to a formal investigation, the Standards Chairmen determined that the subject matter was not related to the code of conduct.
  - 15 complaints are currently under informal investigation with the City Solicitor/Monitoring officer/Deputy Monitoring officers.

- 4.2 In the 12 months period from April 2016 to March 2017, there were 30 complaints from members of the public and 10 complaints from elected members. Therefore, the record of the City Council remains sound and the revised local assessment system and processes put in place since April 2012 appear to be functioning well.
- 4.3 There has been a significant decrease in the number of complaints made by Councillors against other Councillors. Quite often these complaints are relatively minor matters regarding the use of Council resources. I am pleased to tell you that the new rules written by the Monitoring Officer relating to use of Council resources regarding financial and other control measures, are now in place and are greatly assisting Councillors to avoid complaints to the Committee.
- 4.3 The handling of complaints by Councillors against other Councillors by way of referring these to the Political Groups via the Group Secretaries for mediation with such assistance from the Monitoring Officer has proved to be both helpful and beneficial to all concerned parties.
- 4.4 Overall our view is that the Conduct of Councillors remains high and the reputation of the Council in this respect is well preserved. However, from time to time apparently serious matters do come before Committee and we will continue to deal properly and fairly with any complaints.
- 4.5 Together with my joint Chairman, Peter Wiseman, may I thank all Committee members – both independent members and Councillors for your acceptance of our current system; which inevitably reduces your active participation, and also all Councillors for their patience and co-operation in what can sometimes be a challenging and time consuming process.

Signed:

A handwritten signature in dark ink, appearing to read 'Philip Richardson', is shown within a rectangular box.

**Philip Richardson**-Chairman, Standards Committee



## STANDARDS COMPLAINTS APRIL 2016 – MARCH 2017

No	Ref:	Month	Complainant	Councillor(s)	Party	Form Sent (Date)	Decision	Investigator
1.	PC69	Mar			Cons	07.03.16	Awaiting Complaint Form	-
2.	PC70	Mar			Cons	15.03.16	Not Code of Conduct Matter	PP/RC
3.	PC71	Mar			Cons	29.03.16	Not Code of Conduct Matter	PP
4.	PC72	Mar			Lab	29.03.16	Awaiting Complaint Form	-
5.	PC73	Mar			Lab	29.03.16	Not Code of Conduct Matter	PP/RC
6.	PC74	Mar			Lab	04.04.16	Not Code of Conduct Matter	Michael Day (W/B)
7.	PC75	Mar			Lab	04.04.16	Awaiting Complaint Form	-
8.	PC76	Apr			Cons	01.04.16	Under Informal Investigation	PP/RC
9.	PC77	Apr			Cons	06.04.16	Resolved	KC
10.	PC78	Apr			Lab	20.04.16	Awaiting Complaint Form	-
11.	PC79	Apr			Lab	20.04.16	Under Informal Investigation	PP/KC
12.	PC80	Apr			Lab	N/A	No contact details provided	-
13.	PC81	Apr			Lib Dem	10.05.16	Awaiting Complaint Form	-
14.	PC82	June			SCTC	14.06.16	Under Informal Investigation	PP/RC
15.	PC83	June			Lab	29.06.16	Not Code of Conduct Matter	PP
16.	PC84	June			SCTC	29.06.16	Under Informal Investigation	PP/RC
17.	PC85	June			Lab	29.06.16	Awaiting Complaint Form	-
18.	PC86	June			Lib Dem	29.06.16	Awaiting Complaint Form	-
19.	PC87	July			Lab	27.07.16	Under Informal Investigation	PP/RC
20.	PC88	July			Lab	28.07.16	Under Informal Investigation	PP/RC
21.	PC89	July			Lab	28.07.16	Not Code of Conduct Matter	PP
22.	PC90	Aug			Lab	18.08.16	Not Code of Conduct Matter	KC
23.	PC91	Aug			Lab	22.08.16	Not Code of Conduct Matter	-
24.	PC92	Aug			SCTC	24.08.16	Under Informal Investigation	PP/RC
25.	PC93	Aug			Lab	24.08.16	Awaiting Complaint Form	-
26.	PC94	Aug			Inde	25.08.16	Awaiting Complaint	-

No	Ref:	Month	Complainant	Councillor(s)	Party	Form Sent (Date)	Decision	Investigator
							Form	
27.	PC95	Sept			Lab	03.10.16	Awaiting Complaint Form	-
28.	PC96	Oct			N/A	07.10.16	Awaiting Complaint Form	-
29.	PC97	Oct			Cons	06.10.16	Under Informal Investigation	PP/RC
30.	PC98	Oct			N/A	31.10.16	Awaiting Complaint Form	-
31.	PC99	Nov			Cons	15.11.16	Not Code of Conduct Matter	PP
32.	PC100	Dec			Lab	12.12.16	Under Informal Investigation	PP/RC
33.	PC101	Dec			Lab	15.12.16	Under Informal Investigation	PP/RC
34.	PC102	Jan			SCTC	11.01.17	Under Informal Investigation	PP/RC
35.	PC103	Jan			SCTC	19.01.17	Under Informal Investigation	PP/RC
36.	PC104	Jan			SCTC	19.01.17	Under Informal Investigation	PP/RC
37.	PC105	Jan			SCTC	19.01.17	Under Informal Investigation	PP/RC
38.	PC106	Feb			Labour	07.02.17	Awaiting Complaint Form	PP/RC
39.	PC107	Feb			Labour	09.02.17	Awaiting Complaint Form	PP/RC
40.	PC107	Feb			Unknown	14.02.17	Under Informal Investigation	PP/RC

#### Decisions

Upheld (Whole or Part)	
Not Upheld	
Under Informal Investigation (Decision Awaited)	15
Under Formal Investigation	1
Resolved	1
Not Code of Conduct Matter	8
No Form Received	15

<b>KEY:</b>
<b>RESOLVED/CLOSED</b>
<b>UNDER INFORMAL INVESTIGATION BY MO</b>
<b>NO COMPLAINT FORM RECEIVED</b>
<b>PP-Prakash Patel/RC-Robert Connelly/ KC-Kate Charlton</b>
<b>SCTC-Sutton Coldfield Town Council</b>

**Councillors Complained Against** (N.B. the same Councillor may have been complained about on more than one occasion)

Conservative	7
Labour	20
Liberal Democrat	2
Independent	1
Frankley Parish Council	-
Sutton Coldfield Town Council	7
Unknown	3

<b>Report to:</b>	<b>COUNCIL BUSINESS MANAGEMENT COMMITTEE</b>
<b>Report of:</b>	<b>CITY SOLICITOR</b>
<b>Date of Meeting:</b>	<b>20 MARCH 2017</b>
<b>Subject:</b>	<b>ANNUAL REPORT OF THE INDEPENDENT REMUNERATION PANEL</b>
<b>Wards affected:</b>	<b>N/A</b>

<b>1.</b>	<b>Purpose of report:</b>
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.

<b>2.</b>	<b>Decision(s) recommended:</b>
2.1	<p>That the Council's Business Management Committee:</p> <ul style="list-style-type: none"><li>• Receives the annual report of the Independent Remuneration Panel;</li><li>• 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 23 May 2017.</li></ul>

<b>Contact Officer:</b>	Emma Williamson, Head of Scrutiny Services
<b>Telephone no/e-mail address:</b>	0121 464 6870 emma.williamson@birmingham.gov.uk

<b>3.</b>	<b>Relevant background/chronology of key events.</b>
3.1	An Independent Remuneration Panel (IRP) was established by the City Council at its meeting on 2nd 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 2016/17 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.
3.4	The Panel's main recommendation is for the Basic Allowance to be kept at its current level, £16,267, for 2017-18.
3.5	The Panel completed a 'Root and Branch' review two years ago (April 2015 report, with a supplementary report published in October 2015); and will undertake a full review next year (2017/18) to consider, amongst other things, the effect of new ward boundaries, the reduction in the number of councillors and the resulting new role for councillors.
3.6	The Panel took no new evidence on Special Responsibility Allowances. However, Panel Members will reconvene to consider any Constitutional change in the new municipal year, should there be any. In that case, the Panel expects that any changes to Special Responsibility Allowances will be applicable from the date of the Constitution changes.
3.7	A member of the Panel will attend and present the report at Committee, and at Council, if required.

<b>4.</b>	<b>Compliance and Financial Issues:</b>
4.1	The annual review has been conducted in accordance with the Local Authorities (Members Allowances) (England) Regulations 2003.
4.2	One of the key objectives of the Allowances Scheme is to 'promote a healthy democracy by removal of financial disadvantage as a barrier to people from a wide range of backgrounds and with a wide range of skills standing for election or serving as Councillors'.

<b>Signature:</b>
<b>Chief Officer:</b> .....
<b>KATE CHARLTON, CITY SOLICITOR</b>





## **COUNCILLORS' ALLOWANCES**

### **Annual Report of the Birmingham Independent Remuneration Panel 2016-2017**

**APRIL 2017**

# ANNUAL REPORT OF THE INDEPENDENT REMUNERATION PANEL

**2016-2017**

## **BIRMINGHAM CITY COUNCIL**

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## FOREWORD

The Independent Remuneration Panel met in January and February 2017 to review the basic allowance, in line with the principles set out in the full 'root and branch' review of the Members' Allowances Scheme completed two years ago. 2017/18 is also the last year before the new ward boundaries come into force and the number of councillors is reduced, and so the panel agreed that a full review will be completed next year.

The Panel reviewed the evidence for the basic allowance – including a call for comments to all councillors – and have recommended that this remain unchanged for another year.

The Panel took no new evidence on Special Responsibility Allowances. However, following evidence from the Leader, the Panel understood that there is the possibility of some changes proposed at the City Council AGM in May.

The Panel will therefore reconvene to consider any Constitutional change in the new municipal year. The Panel expects that any changes to Special Responsibility Allowances will be applicable from the date of the Constitution changes.

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

This report will be the last report of two longstanding members of the panel: Michael Tye and Subat Khan. I would like to thank them for their commitment and support over the last few years, and wish them all the best for the future.

Sandra Cooper,  
Chairman  
April 2017

## **RECOMMENDATIONS**

1. The Basic Allowance remains unchanged at £16,267.
2. The Special Responsibility Allowances remain unchanged (as shown in Appendix 1)
3. The co-optee allowances remain unchanged (as shown in Appendix 1)
4. The independent carers' allowance (hourly rate) continues to be increased in line with the Living Wage, currently at £8.45 per hour; and that this allowance remains linked to the Living Wage in future years.
5. The professional care (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.
6. Travel expenses and Subsistence Allowances continue to reflect the Council's Scheme for officers.

## MEMBERS' ALLOWANCES

### 1. 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 2017/18.

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

1. 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.
3. Councillors should not expect nor receive a full-time salary.

### **Setting the 2017/18 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.

Having reviewed the chosen comparator, the Panel has agreed to retain the link with ASHE.

	<b>CURRENT RATE</b>	<b>ASHE 2016</b>	
Gross min. time (3 days x 52 weeks)	156.00	156.00	days p.a.
x Baseline per day	132.93	140.5	
Gross Rate	20,737.08	21,918.00	
Less public service discount 25%	5,184.27	5,479.50	
<b>TIME ELEMENT</b>	<b>15,552.81</b>	<b>16,438.50</b>	
ADDITIONAL EXPENSES ELEMENT	715.00	715.00	
<b>BASIC ALLOWANCE</b>	<b>16,267.00</b>	<b>17,153.50</b>	

To retain the link with ASHE would mean an increase of £886.50. However, in considering whether to recommend such an increase, the Panel also take into account other factors

Firstly, councillors were asked for their views. Five councillors responded and there was little support for a rise this year, though one suggested that the loss of the pension should be compensated. There were several comments about the forthcoming changes to ward boundaries and the reduction in the number of councillors in 2018. The Panel agreed that both these points would be considered in depth in their full review in 2017/18.

Alongside this, the Panel recognised that significant savings are still expected of the City Council.

The Panel again reviewed the current basic allowance alongside that for councillors in the core cities and in the West Midlands region, and found that Birmingham's basic allowance remains the highest amongst this comparator group.

Given the combination of these factors, the Panel is therefore recommending that the Councillors' Basic Allowance remains unchanged for this year. Next year, the Panel will undertake a full review to reconsider the allowance in light of the boundary changes and reduction in the number of councillors (see section 6).

## **2. Special Responsibility Allowances**

The Panel took no new evidence on special responsibility allowances and were of the view that these should remain unchanged, in line with the basic allowance. However, should changes be made to the Constitution in May, the Panel will reconvene to consider any change in the new municipal year.

## **3. Co-optees Allowances**

The Panel took no new evidence on co-optee allowances and were of the view that these should remain unchanged, in line with the basic allowance.

## **4. 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 £8.45 per hour.

The Panel therefore recommends that this continues for 2017/18 and that this continues to track the Living Wage in the future.

The professional care (hourly rate) is based on the Council's rate for a Care Assistant. After making enquiries, the Panel found that the rate is now graded as a Grade 2 post and agreed to take the mid-range spinal point currently at £8.81 per hour (at time of writing).

## **5. Travel expenses and Subsistence Allowances**

The Panel took no new evidence on travel expenses and subsistence allowances, and so is recommending that these reflect the Council's Scheme for officers. The Panel noted that

changes will be made to Council employees' contracts in the summer that will impact on this scheme, notably that subsistence will be claimed after 24 hours, with effect from 01 July 2017.

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.

## **6. Next Year's Work Programme**

Following the submissions received, the Panel has outlined its work programme for 2017/18. This will take the form of a full review which will include:

- A review of the core principles of the allowances scheme;
- Consideration of the effect of new ward boundaries, the reduction in the number of councillors and the resulting new role for councillors;
- Consideration of a maternity and sickness policy;
- Consideration of the effect of the removal of the councillors' pension.

If members of the council wish to raise any other issues with the Panel, then please contact Ingrid Whyte.

## Appendix 1: Proposed Members' Allowances Rates (from May 2017)

### Proposed Members' Allowances Rates (w.e.f. May 2017)

#### **BASIC ALLOWANCE** (per annum unless otherwise stated)

	£
Baseline per Day Rate	132.93
Basic Allowance	<b>16,267.00</b>
Time Element	15,552.00
Additional Expenses Element	715.00

#### **SPECIAL RESPONSIBILITY ALLOWANCE** (per annum unless otherwise stated)

Baseline per week (£1,125.30 discounted by 15%)	956.51
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#### **STRATEGIC LEADERSHIP**

Leader of the Council (rounded up)	50,000.00
Deputy Leader of the Council	40,000.00

#### **STRATEGIC SHARED RESPONSIBILITY**

Cabinet Member	25,000.00
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#### **RESPONSIBILITY FOR CHAIRING KEY REGULATORY, OVERVIEW & SCRUTINY COMMITTEES**

Chair of the Planning Committee	15,000.00
Chair of Licensing & Public Protection Committee	15,000.00
Leader of the Largest Qualifying Opposition Group	12,500.00
Chair of an Overview & Scrutiny Committee	12,500.00
Assistant Leaders	10,000.00
District Committee Chairs	7,500.00

#### **OTHER ROLES WITH SPECIAL RESPONSIBILITY**

Deputy Leader of the Largest Qualifying Group	7,000.00
Chair of the Audit Committee	5,000.00
Chair of the Trust and Charities Committee	5,000.00
Leader of Other Qualifying Opposition Groups	5,000.00
Deputy Leader of Other Qualifying Opposition Groups	2,500.00
Lead Opposition Spokesperson (Shadow Cabinet)	2,500.00
Political Group Secretaries	2,500.00

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



**CO-OPTEE ALLOWANCES** (*per annum*)

	£
Chair of the Standards Committee	1,000.00
Member of an Overview & Scrutiny Committee	831.00
Member of the Standards Committee	557.00

**CARERS' ALLOWANCES**

Independent care – hourly rate with effect from October 2016	8.45
Professional care with supporting documentation – hourly rate	8.81

**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.

**Benchmark Day Subsistence (excluding VAT)**  
(With effect from 1 July 2017 – only payable after 24 hours)

£

Breakfast	4.48
Lunch	6.17
Tea	2.43
Evening Meal	7.64

**Benchmark Overnight Subsistence (excluding VAT)**

In London	97.09
Other locations outside London	85.13

The reasonable cost of meals taken, overnight accommodation and minor associated out-of-pocket expenses will be reimbursed, **subject to the provision of supporting receipts**. The validity of claims made will be judged against where the meal was taken or where the stay occurred, the total time spent on the duty and the relevant benchmark subsistence value.

## **Appendix 2: Membership of the Independent Remuneration Panel**

### ***Chair of the Panel***

Sandra Cooper, Citizen Representative, Stirchley

### ***Council Appointees***

David Grainger

Stephen Shute

### ***Citizen Representatives***

Graham Macro, Sutton Coldfield

Subat Khan, Ward End

Michael Tye, Handsworth

### ***Co-opted Members***

Former Elected Member Malcolm Cornish

Honorary Alderman Peter Kane



<b>Report to:</b>	<b>Council and Business Management</b>	<b>Report of the Acting Chief Executive</b>										
<b>Date of Decision:</b>	20th March 2017											
<b>SUBJECT:</b>	The Living Wage											
<b>Wards Affected:</b>	All											
<b>1. Purpose of Report:</b>												
<p>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 1<sup>st</sup> April 2017.</p>												
<b>2. Decision(s) Recommended:</b>												
<p>That Council and Business Management agree:</p> <p>2.1 To the proposal to increase the Foundation Living Wage supplement so, that with effect from 1<sup>st</sup> April 2017, all Council employees are paid a minimum of £8.45 per hour.</p>												
<b>Lead Contact Officer(s):</b>	Claire Ward, AD Workforce Strategy											
<b>Telephone Number:</b>	07500882942											
<b>E-mail Address:</b>	<a href="mailto:claire.ward@birmingham.gov.uk">claire.ward@birmingham.gov.uk</a>											
<b>3. Consultation</b>												
<p>3.1 <u>Internal</u></p> <p>The proposals contained within this report only relate to City Council employees.</p>												
<b>4. Financial Implications</b>												
<p>4.1 After taking account of the NJC 1% pay increase for 2017/18 and the likely outcome of the My Appraisal process, the additional salary costs to the Council in implementing the Living Wage at £8.45 per hour from 1<sup>st</sup> April 2017 are as follows:-</p> <table border="1"> <thead> <tr> <th></th> <th>Full Year Impact 2017/18 £m</th> </tr> </thead> <tbody> <tr> <td>Schools</td> <td>£0.354</td> </tr> <tr> <td>DSD – Charged to Schools</td> <td>£0.851</td> </tr> <tr> <td>Other Council Employees</td> <td>£0.141</td> </tr> <tr> <td><b>Total</b></td> <td><b>£1.345</b></td> </tr> </tbody> </table>				Full Year Impact 2017/18 £m	Schools	£0.354	DSD – Charged to Schools	£0.851	Other Council Employees	£0.141	<b>Total</b>	<b>£1.345</b>
	Full Year Impact 2017/18 £m											
Schools	£0.354											
DSD – Charged to Schools	£0.851											
Other Council Employees	£0.141											
<b>Total</b>	<b>£1.345</b>											

The costs in the table above are inclusive of on-costs. These figures exclude costs that are expected to be self-contained within the HRA.

4.2 Subject to approval by Council and Business Management Committee, it is recommended that the costs of implementing the Living Wage for 2017/18 are met as follows:-

- the full year costs of Schools' staff from 2017/18 be the subject of consultation with the Schools Forum in the context of Schools Funding Reform
- the full year costs of DSD staff from 2017/18 will need to be recovered through income generation and be considered in the context of the service business model for future years
- The full year costs of the other Council employees from 2017/18 are met from existing service budgetary provision, including any corporate provision for inflation.

#### 4.2 Legal Implications

4.2.1 To ensure that any potential Equal Pay risks are mitigated it is essential that the principles of the Living Wage (LW) are applied consistently across the Council to all Council managed and School managed (non-teaching) employees and workers.

4.2.2. 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.

4.2.3. Governing Bodies in City Council Community Schools should be encouraged to apply the 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.

#### 4.3 Public Sector Equality Duty

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.

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 Living Wage therefore it is not possible to provide meaningful data on the impact.

### 5. **Relevant Background**

5.1 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. Employees received the uplift as a supplement. This supplement is paid on a monthly basis and is subject to an annual review.



5.2 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. This should not be confused with the National Living Wage which is the minimum wage payable by law to those aged 25 and over.

5.3 The rate for the Foundation Living Wage is annually reviewed by the Living Wage Commission 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.

5.4 The current rate of pay for the Foundation Living Wage is £8.25 per hour and this is above scale point 11 of Grade 2 in the Council's pay scheme. The annual review of the rate by the Living Wage Commission has established that the new rate should be £8.45 per hour. The NJC pay award of 1% is agreed from April 2017 therefore the recommended Living Wage for 2017/18 of £8.45 per hour will fall between scale points 12 and 13 of Grade 2. If this rate is applied it will require a supplement to be paid to employees on scale points 6 - 10 within Grade 1 and scale point 11 and 12 within Grade 2.

5.5 The Foundation Living Wage supplement is currently paid to circa 4000 employees of which 1595 work within schools. These are predominantly women working in roles such as Kitchen Assistants, Cleaners and Domestic Assistants.

## 6. Evaluation of Alternative Option(s)

The Council's Business Plan 2016+ includes the Living Wage as a key strategic outcome. Listed under 'A strong economy' is:

*'A living wage that generates value locally, prosperity shared and the distinct and different strengths of our communities harnessed. Employment is the route to independence and out of poverty.'*

## 7. Reason for Decision(s)

The Council is committed to tackling poverty and worklessness in Birmingham, the implementation of the Living Wage makes an important contribution to achieving this goal.

### Signatures

Chief Officer(s): ..... 

Dated: ..... 20-2-17

### 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

### PUBLIC REPORT

<b>Report to:</b>	<b>COUNCIL BUSINESS MANAGEMENT COMMITTEE</b>
<b>Report of:</b>	<b>CITY SOLICITOR</b>
<b>Date of Decision:</b>	<b>20 MARCH 2017</b>
<b>SUBJECT:</b>	<b>FREEDOM OF THE CITY – ROYAL MARINES</b>
<b>Wards affected:</b>	<b>ALL</b>

#### 1. Purpose of report:

To consider whether Full Council should be recommended to confer the privilege of the right to march through the city upon the Royal Marines.

#### 2. Decision(s) recommended:

- 2.1 That it be recommended to the City Council that the privilege of having the right to march through the city be conferred on the Royal Marines.

<b>Contact Officer:</b>	Phil Wright
<b>Telephone No:</b> <b>E-mail address:</b>	0121 675 0216 phil.wright@birmingham.gov.uk

#### Signature:

Chief Officer(s): .....

Dated: .....

#### List of Appendices to this Report:

Royal Marines Birmingham Detachment

### 3. Relevant background/chronology of key events:

#### Request for the Corps of the Royal Marines to have the Right to March Through the City

- 3.1 The City Council has, in the past, conferred the privilege of marching through the City upon various sections of the Armed Forces. This has been done by a resolution of the full Council which has referred to the privilege of '*honouring the City by marching through its streets with drums beating, bands playing, colours flying and bayonets fixed*'.

The privilege has been conferred on a total of 15 occasions since the Second World War. The recipients and the years in which the privilege was conferred are:-

<u>RECIPIENT</u>	<u>YEAR</u>
Royal Warwickshire Regiment	1946
268 (Warwickshire) Regiment, Royal Artillery TA	1966
35 <sup>th</sup> (South Midland) Signal Regiment, Royal Corps of Signals	1970
Royal Regiment of Fusiliers	1975
HMS Birmingham	1978
Queen's Own Hussars (known as the Queen's Royal Hussars)	1983
HMS Forward (Royal Naval Reserve)	2002
The West Midlands Regiment	2002
202 (Midlands) Field Hospital (V)	2002
26 <sup>th</sup> Regiment Royal Artillery	2008
HMS Daring	2008
23 <sup>rd</sup> Special Air Service Regiment (TA)	2009
The Birmingham County Royal British Legion	2010
The Guards division	2011
'The Rifles'	2012

- 3.3 In every case, the conferment of the privilege has been in recognition of some close association between the Regiment (or other section of the Armed Forces) and the City of Birmingham, either by name and/or by the fact that a significant number of Birmingham Residents have served within it.

- 3.4 On 12 February 2013 Council Business Management Committee agreed the following criteria for the conferment of the privilege in Birmingham:

- There must be a close association between the relevant section of the Armed Forces and the City of Birmingham, either by name and/or by the fact that a significant number of Birmingham residents have served in it.
- The privilege must coincide with a significant anniversary/occasion/event etc.
- The privilege is to be bestowed no more than once every 4 years, other than in exceptional circumstances.

- 3.5 The Royal Marines trace their origins back to 1664 and the Second Anglo-Dutch War; the Birmingham Detachment was formed in 1957.

The Royal Marines have extremely strong ties with Birmingham; from Birmingham born Sergeant Norman Finch, awarded the Victoria Cross in 1918 after the raid on Zeebrugge; through to Lance Corporal Matthew Croucher being awarded the George Cross after his tour in Afghanistan in 2008. Matthew Croucher is a member of the Birmingham Detachment of Royal Marines Reserve, as was Marine Jonathan Crookes, the first Royal Marine reservist to be killed in action in Afghanistan in 2010.

The Royal Marines participate in the City's Remembrance Day Service each year providing a marching contingent and providing displays at the City's Armed Forces Day celebrations, the Lord Mayors show along with other events such as Birmingham Celebrates Sport.

The Birmingham Detachment also involves itself in numerous charitable events in Birmingham including abseiling down the Hyatt Hotel and conducting a 'death slide' from the roof of Baskerville House in Royal British Legion and the Poppy Appeal, as well as performances at numerous Help for Heroes events, Troop Aid and others in the city. During the celebrations of the Royal Marines 350<sup>th</sup> Anniversary in 2014 the Lord Mayor greeted the final leg of the Midlands 1664 Challenge charity run at the Council House which raised thousands of pounds for charity.

The Birmingham Detachment also engages in outreach work with underrepresented ethnic minority groups and women suffering domestic violence in addition to youth groups, cadets and local businesses.

- 3.6 The exercise of the privilege has normally been timed to coincide with significant anniversaries and such like. Whenever it is exercised, there are costs to the Council in terms of road closures, erecting grandstands, stewarding and catering which will be met from the Lord Mayor's Office events budget. 2018 will be a significant moment for the City to cement and formalize its relationship with the Royal Marines, being the 100<sup>th</sup> anniversary of the award of the Victoria Cross to Sergeant Norman Finch, Royal Marines.

Further details of the deeds and service of Sergeant Finch, Lance Corporal Croucher and Marine Crookes is appended to this report, along with further information about the Birmingham Detachment.





**Major Paul Burnham OCRM  
Royal Marines Reserve  
Birmingham Detachment. HMS Forward  
42 Tilton Road. Birmingham. B9 4PP.  
Tel: 0121 506 2210 or Mob: 07876201254**



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## **Royal Marines Reserve (RMR) – Birmingham Detachment**

### **Overview**

Birmingham Detachment is the southern-most command within RMR and is located at HMS Forward in the heart of Birmingham, a purpose built building that is also shared with the Royal Navy Reserve.

The Royal Marines consists of some 8000 trained Commando's with the Birmingham Detachment being formed in 1957 and currently consisting of 32 trained ranks, 8 recruits and 16 potential recruits held within a 'Holding Troop' entitled 'Zeebrugge Troop'.

The Detachment is commanded by Major Paul Burnham with Colour Sergeant Wayne Sanderson as his Unit Sergeant Major. The detachment comprises of ranks that come from all works of life from the West Midlands Fire Service, local council, West Midlands Police, builders, engineers, doctors, office workers and many other occupations.

The Birmingham Detachment specializes in Heavy Machine Guns (HMG) and runs regular training exercises in this specialisums in addition to the more generic Royal Marine Commando training that its ranks participate in. Recently, Marines have deployed to North, Central & South America, Middle East, Far East, UK Customs and Immigration Border Security and Norway amongst other places on Deployment and training exercises.

The Birmingham Detachment has supplied ranks to both Iraq and Afghanistan in support of the regular Royal Marine Corps with over 64 independent deployments (Appendix 1). These deployments have been as part of an amalgamation of personal within a commando unit and also as a stand alone RMR troop providing force protection to the Royal Navy and Royal Marine Iraqi training team within southern Iraq. Since 2003, 64 ranks have deployed from Birmingham Detachment, notably with 1 rank receiving the George Cross, L/Cpl Matt CROUCHER and 1 rank sadly being killed in action, Mne Jon CROOKES. Ranks have also deployed to support homeland security such as UK Customs and Immigration Border Security

## **Personalities**

Three notable and significant Birmingham born Royal Marines are:

**Norman Augustus Finch VC MSM** (26 December 1890 – 15 March 1966) was a Sergeant in the Royal Marines who was an English recipient of the Victoria Cross, the highest and most prestigious award for gallantry in the face of the enemy that can be awarded to British and Commonwealth forces.

Finch was born 26 December 1890 in Birmingham. He signed on to the Royal Marines in January 1908 and received basic training at Eastney. For the next four years he served on various ships and shore stations and in June 1913 was promoted to Bombardier and this was soon followed by further rises to Corporal in 1915 and Sergeant in 1917. He joined the 4th Battalion on 23 March 1918.

He was 27 years old, and a sergeant in the Royal Marine Artillery, Royal Marines during the First World War when the following deed took place for which he was awarded the VC.

On 22/23 April 1918 at Zeebrugge, Belgium, Sergeant Finch was second in command of the pom-poms and Lewis gun in the foretop of HMS Vindictive. At one period Vindictive was being hit every few seconds, but Sergeant Finch and the officer in command kept up a continuous fire, until two heavy shells made direct hits on the foretop killing or disabling everyone except Sergeant Finch who was, however, severely wounded. Nevertheless he remained in his battered and exposed position, harassing the enemy on the Mole until the foretop received another direct hit, putting the remainder of the armament completely out of action. His award was by virtue of ballot.

He retired with the rank of Quartermaster Sergeant in December 1929. World War II brought Quartermaster Finch back to the Portsmouth Division in 1938. He appears to have spent most of the war as Quarter Master, serving as a Storekeeper Officer (Lieutenant) at 104 (Training) RM Brigade, R.M. Training Group Dalditch, then Devon. On 15 August 1945 he was released from service and in 1964 was made Divisional Sergeant-Major of HM Bodyguard of the Yeoman of the Guard. He died 15 March 1966.

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**Lance Corporal Matt CROUCHER GC:** A Birmingham born Royal Marine Commando and Birmingham Detachment Royal Marine Reservist was awarded the George Cross medal for throwing himself on a Taliban tripwire grenade to save his comrades. He was part of a reconnaissance mission near Sangin in Helmand Province in Afghanistan on 9 February 2008. Moving through a compound at night he felt a trip-wire against his leg and saw that he had activated a grenade. He threw himself to the ground, and used his rucksack to pin the grenade to the floor, and tucked his legs up to his body. He was thrown some distance by the explosion, but due to the protection offered by his rucksack and body-armour, suffered only a nose-bleed,

perforated ear drums and some disorientation. The pack was ripped from his back by the explosion, and his body armour and helmet were pitted by grenade fragments. Of the other three members of his patrol, the rear man managed to take cover by retreating round the corner of a building; the patrol commander threw himself to ground, and received a superficial face wound from a grenade fragment; and the final team member did not have time to react, and remained on his feet, and would have been within the lethal range of the grenade but for Croucher's action. The explosion breached a large lithium battery which was in Croucher's pack to power the patrol's electronic countermeasures equipment, causing it to burst into flames. A medic recommended that he be evacuated, but he insisted on continuing as the members of the patrol realised that Taliban fighters would probably come to investigate the explosion, and this would give the marines the opportunity to ambush them. Lance Corporal Croucher engages in many charitable events including being the patron of the Royal Star & Garter Home here in Birmingham

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**Marine Jonathan David Thomas Crookes** was born in Birmingham and lived with his mother and fiancée, Danielle Birmingham. Jon was 26 years old.

He joined the Royal Marines Reserve, Birmingham Detachment, in September 2005 passing for duty as a Royal Marines Commando in November 2006. He was awarded the Commando Dagger for the best all-round recruit in training. Outside of the Royal Marines he was studying for a degree in international relations and worked as a tree surgeon and labourer.

Volunteering for an operational tour to Afghanistan, he was drafted to 40 Commando Royal Marines in May 2007. Shortly after, he deployed to Sangin, Afghanistan, on Op HERRICK 7. In September 2009 he was once again mobilised to join 40 Commando Royal Marines for deployment to Afghanistan.

Joining Charlie Company, he immediately conducted Mission Specific Training (MST) for Op HERRICK 12. In April 2010 he deployed to Afghanistan and was based at Forward Operating Base Sabit Qadam.

During the early evening of Friday 16 July 2010, Charlie Company was conducting a local reassurance patrol. At 1839hrs local time an explosion occurred. Tragically Marine Crookes was killed in action as a result of the blast.

### **Local community engagement, charity work and youth activity**

The Birmingham Detachment also involves itself in numerous charitable events within Birmingham and the surrounding area ranging from abseiling down the Hyatt Hotel to raise the profile of the Royal British Legion and launch the Poppy Appeal, conducting a 'death slide' from the roof of Baskerville house in Centenary Square also in support of the poppy appeal to

the performance at numerous Help for Hero's, Troop Aid and other events within the City. The most recent notable charity event celebrating the Royal Marines 350<sup>th</sup> anniversary last year saw the Birmingham detachment run from the National Arboretum in Staffordshire to the Birmingham Council House with around 30 personal, Royal Marine Association members, cadets and local partners culminating in being met by the then Lord Mayor and an evening celebration.

The detachments participate in the City's Service of remembrance each year providing a marching contingent along with displays at the City's Armed Forces day celebrations, The Lord Mayors Show and celebrating Sport in Birmingham.

Birmingham Detachment is also heavily associated and involved with Birmingham Cadets thus providing an outlet and a role modelling for young children and people within the City.

Birmingham detachment also reached out to other vulnerable members of the community and is currently engaged in ethnic minority and female domestic violence groups from a support and engagement perspective.

## **Appendices**

<http://www.wmrfca.org/reserve-forces/news/283-rmr-welcome-employer-to-their-showcase-event.html>

<http://www.royalnavy.mod.uk/news-and-latest-activity/news/2014/july/03/160704-1664-baton>

<http://www.telegraph.co.uk/news/uknews/2445513/Royal-Marine-who-jumped-on-grenade-awarded-George-Cross.html>

<https://www.gov.uk/government/fatalities/marine-jonathan-david-thomas-crookes-killed-in-afghanistan>

[https://en.wikipedia.org/wiki/Norman\\_Augustus\\_Finch](https://en.wikipedia.org/wiki/Norman_Augustus_Finch)

## **MOBILISATION:      Birmingham Detachment Only**

2003 TELIC	Cpl Burnham Cpl Price Cpl Hulbert Mne Harness
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2004 TELIC	C/Sgt Bishop
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2005 TELIC	Capt Burnham Sgt Price L/Cpl Harness L/Cpl Sanderson L/Cpl Smith G Mne Oakley Mne Deacon Mne Moffatt Mne Smith C
2006 TELIC	C/Sgt Bishop
2007 HERRICK	Cpl Harness Cpl Sanderson L/Cpl Croucher Mne Crookes Mne Anderson Mne Wood
2008 HERRICK 9	C/Sgt Bishop L/Cpl Deacon Mne Lynskey Mne Whitehouse Mne Oakley Mne Mika
2009/10 HERRICK 12	WO2 Shackell Mne Crookes – KIA July 2010 Mne Allen Mne Jones Mne Anderson Mne Frearson LCpl Mattock
2010/11 HERRICK	Mne Roberts Cpl Mika
2012 HERRICK 17	Mne Powell
2012 Op OLYMPIC	Cpl Sanderson Cpl Harness Mne Roberts Mne Pearson Mne Anderson Mne Partridge Mne Pannu Mne Dunscombe
2014 Op COMET	Mne Pearson Mne Partridge Mne Anderson Cpl Allen Cpl Deacon
2015 – 16 UK Border Force Protection	Cpl Mattock Cpl Deacon



**BIRMINGHAM CITY COUNCIL****PUBLIC REPORT**

<b>Report to:</b>	<b>COUNCIL BUSINESS MANAGEMENT COMMITTEE</b>
<b>Report of:</b>	<b>CITY SOLICITOR</b>
<b>Date of Decision:</b>	<b>20 MARCH 2017</b>
<b>SUBJECT:</b>	<b>PETITIONS UPDATE</b>
<b>Wards affected:</b>	<b>ALL</b>

<b>1. Purpose of report:</b>
To update Committee on progress made in responding to petitions presented to full Council

<b>2. Decision(s) recommended:</b>
2.1 The Committee note this quarterly report.

<b>Contact Officer:</b>	Phil Wright
<b>Telephone No:</b>	0121 675 0216
<b>E-mail address:</b>	Phil_Wright@birmingham.gov.uk

<b>Signature:</b>
Chief Officer(s):
Dated:

<b>List of Appendices:</b>
None

<b>List of Background Documents used to compile this Report:</b>
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 Strategic Director for response within 3 working days.
  3. Strategic Director to write to the Councillor 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 Strategic 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. Chief Officer 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 48) and those which are the responsibility of external organisations (currently 46).
- 4.2 Of the outstanding City Council related petitions, 26 were presented in 2016 and 22 were presented in 2017.
- 4.3 Since May 2005, 1881 out of a total of 1929 City Council related petitions received have been discharged – 98%.

**Reminder: Members must declare all relevant pecuniary and/or non-pecuniary interests relating to any items of business to be discussed at this meeting**

**BIRMINGHAM CITY COUNCIL**

**COUNCIL AS TRUSTEE**

**Tuesday 4 April 2017 at 1345  
hours in The Council Chamber,  
Council House, Birmingham**

**A G E N D A**

**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.birminghamnewsroom.com](http://www.birminghamnewsroom.com)) and that members of the press/public may record and take photographs except where there are confidential or exempt items.

**Attached     2     MINUTES**

To confirm and authorise the signing of the Minutes of the Meeting of the Council as Trustee held on 7 February 2017.

**Attached     3     A MULTIPLE REPORT ON PROPERTY MATTERS FOR DECISION BY COUNCIL AS TRUSTEE.**

(1345-1400)     To consider a report of the Trust and Charities Committee.

**Councillor Habib Rehman to move the following Motion**

"That Full Council sitting as 'Council as Trustee':

**A.     Burbury Park – Disposal of former Park Keepers Lodge**

- i)     Approves that part of the land held in trust at Burbury Park comprising the former Park Lodge and gardens can be disposed of on terms to be agreed;
- ii)    and to submit to the Charity Commission an application for a Scheme/Order allowing the trust the necessary additional powers to undertake the disposal of 'specie' land
- iii)   and if it is determined that the property be managed best by transfer to Birmingham City council that an application for a Scheme/Order allowing the trust the necessary additional powers to undertake the disposal to a 'connected person' also be made

- B. Sparkhill Park – Grant of Cable Wayleave Providing Electricity to the new Leisure Centre
- i) approves the installation of an underground cable across Sparkhill Park to the Leisure Centre and that the installation be formally documented by the grant of a wayleave agreement together with associated rights of way over the park, on terms to be agreed.
- C. Elford Estate – Grant of Leases of Public Open Space Areas to Elford Parish Council
- i) approves the proposal to grant long leases (expiring up to 14<sup>th</sup> May 2089) to the Elford Parish Council.
- D. Elford Estate – Disposal of Land at The Gardens
- i) approves the proposal to dispose of the freehold interest of the land

And

that the Director of Property be authorised to negotiate the terms of all agreements and that the City Solicitor be authorised to prepare, negotiate, execute, seal and complete all necessary documentation, including the making of applications to the Charity Commission for any purposes required to give effect to the above decisions and also to place any formal advertisements required under either s123 of the Local Government Act 1972 or the various statutes as may relate to the charitable status of the land.”

**Reminder: Members must declare all relevant pecuniary and/or non-pecuniary interests relating to any items of business to be discussed at this meeting**

**BIRMINGHAM CITY COUNCIL**

**CITY COUNCIL**

**Tuesday, 4 April 2017 at 1400  
hours in The Council Chamber,  
Council House, Birmingham**

**A G E N D A**

**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.birminghamnewsroom.com](http://www.birminghamnewsroom.com)) and that members of the press/public may record and take photographs except where there are confidential or exempt items.

**Attached     2     MINUTES**

To confirm and authorise the signing of the Minutes of the Meeting of the Council held on 28 February 2017.

**(1400-1410)     3     LORD MAYOR'S ANNOUNCEMENTS**

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

**(1410-1425)     4     PETITIONS**

**(15 minutes allocated)**

To receive and deal with petitions in accordance with Standing Order 8.

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.

**(1425-1555)     5     QUESTION TIME**

**(90 minutes allocated)**

To deal with oral questions in accordance with Standing Order 9(B)

A. Questions from Members of the Public to any Cabinet Member, Assistant Leader, District Committee Chairman or Ward Forum Chairman (20 minutes)

B. Questions from any Councillor to a Committee Chairman, Lead Member of a Joint Board or Ward Forum Chairman (20 minutes)

C. Questions from Councillors other than Cabinet Members and Assistant Leaders to a Cabinet Member or Assistant Leader (25 minutes)

D. Questions from Councillors other than Cabinet Members and Assistant Leaders to the Leader or Deputy Leader (25 minutes)

**6      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.

**7      EXEMPTION FROM STANDING ORDERS**

Councillor Sharon Thompson. to move an exemption from Standing Orders.

**Attached      8      REPORTS OF THE COUNCIL BUSINESS MANAGEMENT COMMITTEE**

**(30 minutes allocated (2x15 minutes))**

**A.      Annual Report of the Independent Remuneration Panel**

(1600-1615)      **Councillor John Clancy to move the following Motion:**

“The recommendations made by the Independent Remuneration Panel on Page 4 of its Annual Report be accepted and implemented with effect from 23 May 2017.”

**B.      Freedom of the City – Royal Marines**

(1615-1630)      **Councillor John Clancy to move the following Motion:**

“A.      That the Lord Mayor and Citizens of the City of Birmingham being deeply conscious and appreciative of the close relationship of our people with the Royal Marines, are desirous of recognising, perpetuating and fostering still further the bonds of friendship and goodwill which has resulted therefrom by conferring by this resolution the Freedom of Entry into the City upon the Royal Marines and the right in perpetuity on all occasions of honouring The City of Birmingham by exercising the privilege of marching through the streets of the City with drums beating, bands playing, colours flying and bayonets fixed on all ceremonial occasions.

B.      That the City Solicitor be authorised to attach the common seal to the Freedom of the City Scroll.”

(break 1630 -1700)



**Attached**      **9**      **REPORTS OF THE OVERVIEW AND SCRUTINY COMMITTEES**

**(60 minutes allocated (2x30 minutes))**

A.      **Corporate Parenting**

(1700-1730)

To consider a report of the Schools, Children and Families Overview and Scrutiny Committee.

**Councillor Susan Barnett to move the following Motion:**

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B.      **Rough Sleepers**

(1730-1800)

To consider a report of the Housing and Homes Overview and Scrutiny Committee.

**Councillor Victoria Quinn to move the following Motion:**

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**Attached**      **10**      **MOTIONS FOR DEBATE FROM INDIVIDUAL MEMBERS**

**(90 minutes allocated)**

(1800-1930)

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

