



Proceedings of the Meeting of the Leeds City Council held
at the Civic Hall, Leeds on Wednesday 1st November 2005

PRESENT: The Lord Mayor Councillor William Schofield Hyde in the Chair

WARD

ADEL & WHARFEDALE

Barry John Anderson
John Leslie Carter
Clive Fox

ALWOODLEY

Ronald David Feldman
Ruth Feldman
Peter Mervyn Harrand

ARDSLEY & ROBIN HOOD

Karen Renshaw
Jack Dunn
Lisa Mulherin

ARMLEY

Alison Natalie Kay Lowe
James McKenna
Janet Harper

BEESTON & HOLBECK

Adam Ogilvie
David Congreve

BRAMLEY & STANNINGLEY

Angela Denise Atkinson
Ted Hanley
Neil Taggart

BURMANTOFTS & RICHMOND HILL

Ralph Pryke
Richard Brett
David Hollingsworth

GUISELEY & RAWDON

WARD

CALVERLEY & FARSLEY

Andrew Carter
Amanda Lesley Carter
Frank Robinson

CHAPEL ALLERTON

Sharon Hamilton
Mohammed Rafique
Jane Dowson

CITY & HUNSLET

Elizabeth Nash
Patrick Davey
Mohammed Iqbal

CROSSGATES & WHINMOOR

Suzi Armitage
Pauleen Grahame
Peter John Gruen

FARNLEY & WORTLEY

David Blackburn
Ann Blackburn
Claire Nash

GARFORTH & SWILLINGTON

Andrea Harrison
Mark Russell Phillips
Thomas Murray

GIPTON & HAREHILLS

Alan Leonard Taylor
Roger Harington

MORLEY NORTH

Graham Latty
Stuart Andrew
John Bale

HAREWOOD

Ann Castle
Rachael Procter
Alec Shelbrooke

HEADINGLEY

David Morton
James John Monaghan
Martin Hamilton

HORSFORTH

Christopher Townsley
Brian Cleasby
Andrew Barker

HYDE PARK & WOODHOUSE

Penny Ewens
Kabeer Hussain
Linda Valerie Rhodes-Clayton

KILLINGBECK & SEACROFT

Graham Hyde
Michael James Davey
Brian Michael Selby

KIPPAX & METHLEY

John Keith Parker
James Lewis
Keith Ivor Wakefield

KIRKSTALL

Elizabeth M Minkin
John Anthony Illingworth
Bernard Peter Atha

MIDDLETON PARK

Geoffrey Driver
Judith Blake
Stuart Bruce

MOORTOWN

Mark Daniel Harris
Brenda Lancaster
Richard Harker

Robert Finnigan
Stewart McArdle
Thomas Leadley

MORLEY SOUTH

Judith Elliott
Terrence Grayshon
Gareth Edward Beevers

OTLEY & YEADON

Graham Peter Kirkland
Colin Campbell
Richard Downes

PUDSEY

Josephine Patricia Jarosz
Richard Alwyn Lewis
Mick Coulson

ROTHWELL

Donald Michael Wilson
Steve Smith
Mitchell Galdas

ROUNDHAY

Matthew Lobleby
Valerie Kendall
Paul Wadsworth

TEMPLE NEWSAM

David Schofield
Michael Lyons

WEETWOOD

Brian David Timothy Jennings
Susan Bentley
Barry Stewart Golton

WETHERBY

Gerald Wilkinson
Andrew Millard
John Michael Procter

61 Announcements

- (a) The Lord Mayor referred to the recent Asian earthquake, the appeal which he had launched shortly thereafter and the book of condolence which had been opened. On the invitation of the Lord Mayor the Party Leaders commented in turn on the consequences of the event, following which Council stood in silence for those who had died.
- (b) The Lord Mayor congratulated Councillors Lancaster, D Blackburn and Downes on their participation in the Great North Run.
- (c) The Lord Mayor informed Council of the success of his forthcoming Civic Ball in being oversubscribed.
- (d) The Lord Mayor invited the attendance of members at the Remembrance Service to be held on Sunday 13th November 2005.

62 Minutes

It was moved by Councillor J Procter seconded by Councillor Gruen and

RESOLVED – That the minutes of the meeting of Council held on 14th September 2005 be approved.

63 Declarations of Interest

The Lord Mayor announced that a list of written declarations submitted by members was on display in the ante-room, on deposit in the public galleries and had been circulated to each member's place in the Chamber.

Following an invitation to declare further individual interests, declarations in accordance with the Council's Code of Conduct were made as follows:-

- (a) The following members declared personal interests as ALMO board members in relation to the amendment referred to in minute 71 below:

North East Homes: R D Feldman, Dowson, Wilkinson, Lancaster, Wadsworth

North West Homes: Anderson, Ewens, Illingworth, Latty, Jennings

South Homes: Bruce, Ogilvie, Elliot, Iqbal, Galdas

South East Homes: Gruen, Schofield, Parker, Murray, Brett

West Homes: Hanley, A Blackburn, Robinson, R Lewis, Lowe

East Homes: G Hyde, Taylor, Selby, Akhtar, Hollingsworth

- (b) Councillors Wakefield, Taggart and Ogilvie declared personal interests in minute 73 of this meeting as members or substitute members of the West Yorkshire Joint Services Committee

- (c) Councillor E Nash declared a personal and prejudicial interest in minute 74 of this meeting, developers having submitted a planning application for a residential development to the rear of her, and her neighbours houses.
- (d) Councillor Gabriel declared a personal and prejudicial interest in minute 76 as an employee of the Leeds NHS Mental Health Trust
- (e) Councillors Lyons, J Lewis, Jarosz, Downes, D Blackburn and Schofield declared personal interests in minute 77 of this meeting as members of the West Yorkshire Passenger Transport Authority.

64 Deputations

Three deputations were admitted to the meeting and addressed Council as follows:

- 1 Representatives of the Youth Council in support of fair trade in schools
- 2 Friends of Middleton Park regarding cancellation of the Middleton Park bonfire
- 3 Leeds Chinese Community Association regarding the needs of the Chinese Community in Leeds and the funding of the Association

RESOLVED – That the subject matter of each of the deputations be referred to the Executive Board for consideration.

65 Report – Appointments

It was moved by Councillor J Procter seconded by Councillor Gruen and

RESOLVED – That the report of the Director of Legal and Democratic Services on appointments by the Council be approved.

66 Questions

- 1 Councillor Congreve to the Executive Member (Narrowing the Gap)

Will the Executive Board member with responsibility for 'narrowing the gap' agree with the importance of physical activities and recreation in contributing to narrowing the gap?

The Executive Member (Narrowing the Gap) replied

- 2 Councillor Taylor to the Executive Member (Leisure)

Would the Executive Board Member for Leisure care to comment as to which comes first, community safety or an individual event?

The Executive Member (Leisure) replied.

3 Councillor Bale to the Executive Member (Development)

Can the Executive Board Member responsible for Development please provide an update on the progress of the A65 Quality Bus corridor.

The Executive Member (Development) replied

4 Councillor Finnigan to the Leader of the Council

Can the Executive Board Member responsible for licensing please confirm the costs to local council tax payers up to date of implementing the new licensing legislation.

The Leader of the Council replied

5 Question 5 in the name of Councillor C Nash was withdrawn

6 Councillor Atha to the Executive Member (Narrowing the Gap)

Does the Executive Board member responsible for 'narrowing the gap' agree with the importance of cultural and social activities in helping to narrow the gap?

The Executive Member (Narrowing the Gap) replied

7 Councillor M Hamilton to the Leader of the Council

Would the Leader of Council care to shed any light on recent allegations in the press regarding cuts?

The Leader of the Council replied

8 Councillor Lobley to the Executive Member (Neighbourhoods and Housing)

Can the Executive Member for Neighbourhoods and Housing tell me if there have been any negative effects on homelessness services since the closures of the hostels on July 1st 2005?

The Executive Member (Neighbourhoods and Housing) replied.

At the conclusion of Question Time the following remained unanswered and it was noted that under the provisions of Council Procedure Rule 11.6 written responses would be sent to each member of Council.

9 Councillor E Nash to the Executive Member (Development)

11 Councillor Anderson to the Executive Member (Development)

12 Councillor Selby to the Executive Member (Social Care and Health)

13 Councillor Brett to the Executive Member (Learning)

14 Councillor Murray to the Executive Member (Narrowing the Gap)

15 Councillor Cleasby to the Leader of the Council

16 Councillor Congreve to the Executive Member (City Services)

(Question 10 in the name of Councillor Downes had been withdrawn)

67 Suspension of Council Procedure Rules

It was moved by Councillor J Procter seconded by Councillor M Hamilton and

RESOLVED – That under the provisions of Council Procedure Rule 22.1 Procedure Rule 12.3(a) be suspended to allow the introduction of the following emergency motion, and that Procedure Rule 2.2 be suspended to give precedence to the motion:

“That this Council condemns the Government for failing to give the decision on the future of the Leeds Supertram”.

68 Suspension of Meeting

It was moved by Councillor Gruen seconded by Councillor Minkin and

RESOLVED – That the meeting be suspended for the period of 10 minutes to allow members time to read papers relevant to the motion which had just been made available to them.

On the requisition of Councillors Gruen and Lowe the votes on the motion to suspend the meeting were recorded as follows:

YES

Anderson, Andrew, Armitage, Atha, Atkinson, Bale, Barker, Beevers, Bentley, A Blackburn, D Blackburn, Blake, Brett, Bruce, Campbell, A Carter, J L Carter, Mrs A Carter, Castle, Cleasby, Congreve, Coulson, PDavey, M Davey, Downes, Dowson, Driver, Elliott, Ewens, Mrs R Feldman, R D Feldman, Finnigan, Fox, Galdas, Golton, Grahame, Grayshon, Gruen, M Hamilton, S Hamilton, Hanley, Harington, Harker, Harrand, Harris, Harrison, Hollingsworth, Hussain, Illingworth, Iqbal, Jarosz, Jennings, Kendall, Kirkland, Lancaster, Latty, Leadley, J Lewis, R Lewis, Lobley, Lowe, Lyons, McArdle, McKenna, Millard, Minkin, Monaghan, Morton, Mulherin, Murray, C Nash, E Nash, Ogilvie, Parker, J Procter, R Procter, Pryke, Rafique, Renshaw, Rhodes-Clayton, Robinson, Schofield, Selby, Shelbrooke, Smith, Taggart, Taylor, Townsley, Wadsworth, Wakefield, Wilkinson, Wilson

92

NO

Phillips

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69 Leeds Supertram

It was moved by Councillor Harris seconded by Councillor A Carter and

RESOLVED UNANIMOUSLY - That this Council condemns the Government for failing to give the decision on the future of the Leeds Supertram.

70 Recommendations in Accordance with Council Procedure Rule 2.2(h)

It was moved by Councillor Harris seconded by Councillor A Carter and

RESOLVED – That the recommendations of the Executive Board as detailed in the report of the Director of Legal and Democratic Services be approved.

71 Minutes

It was moved by Councillor Harris seconded by Councillor J Procter

That the minutes submitted to Council in accordance with the Council Procedure Rule 2.2(l) be received.

An amendment was moved by Councillor Wakefield seconded by Councillor R Lewis

To add the following words at the end of item 8:

‘but to ask the Executive Board, in relation to minute 65 on page 24, to consider a ballot of all Council tenants prior to a decision being taken on any proposals recommended as part of the review.’

A second amendment was moved by Councillor J L Carter seconded by Councillor J Procter

To delete from the words ‘to consider’ to the end of the amendment and to replace with the words as contained in the following second amendment:

‘but to ask the Executive Board , in relation to the decision on the future of ALMO’s in Leeds as contained in minute 65 on page 24, to note the undertaking by the Executive Board Member for Neighbourhoods and Housing to consider the need for a ballot.’

Both the amendment and second amendment were carried and upon being put as the substantive motion it was

RESOLVED – That the minutes submitted to Council in accordance with Council Procedure Rule 2.2(l) be received, but to ask the Executive Board , in relation to the decision on the future of ALMO’s in Leeds as contained in minute 65 on page 24, to note the undertaking by the Executive Board Member for Neighbourhoods and Housing to consider the need for a ballot

On the requisition of Councillors Gruen and Taggart the votes on the amendment in Councillor Wakefield’s name were recorded as follows:

YES

Anderson, Andrew, Armitage, Atha, Atkinson, Bale, Barker, Beevers, Bentley, A Blackburn, D Blackburn, Blake, Brett, Bruce, Campbell, A Carter, J L Carter, Mrs A Carter, Castle, Cleasby, Congreve, Coulson, M Davey, P Davey, Downes, Dowson, Driver, Dunn, Elliott, Ewens, Mrs R Feldman, R D Feldman, Finnigan, Fox, Galdas, Golton, Grahame, Grayshon, Gruen, M Hamilton, S Hamilton, Hanley, Harington, Harker, Harper, Harrand, Harris, Harrison, Hollingsworth, Hussain, G Hyde, Illingworth, Iqbal, Jarosz, Jennings, Kendall, Kirkland, Lancaster, Latty, Leadley, J Lewis, R Lewis, Lobley, Lowe, McArdle, McKenna, Millard, Minkin, Monaghan, Morton, Mulherin, Murray, C Nash, E Nash, Ogilvie, Parker, Phillips, J Procter, R Procter, Pryke, Rafique, Renshaw, Rhodes-Clayton, Robinson, Schofield, Selby, Shelbrooke, Smith, Taggart, Taylor, Townsley, Wadsworth, Wakefield, Wilkinson, Wilson

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NO

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On the requisition of Councillors J Procter and J L Carter the votes on the second amendment in Councillor J L Carter's name were recorded as follows:

YES

Anderson, Andrew, Bale, Barker, Beevers, Bentley, A Blackburn, D Blackburn, Brett, Campbell, A Carter, J L Carter, Mrs A Carter, Castle, Cleasby, Downes, Elliott, Ewens, Mrs R Feldman, R D Feldman, Finnigan, Fox, Galdas, Golton, Grayshon, M Hamilton, Harker, Harrand, Harris, Hollingsworth, Hussain, Jennings, Kendall, Kirkland, Lancaster, Latty, Leadley, Lobley, McArdle, Millard, Monaghan, Morton, C Nash, Phillips, J Procter, R Procter, Pryke, Rhodes-Clayton, Robinson, Schofield, Shelbrooke, Smith, Taylor, Townsley, Wadsworth, Wilkinson, Wilson

57

NO

Armitage, Atha, Atkinson, Blake, Bruce, Congreve, Coulson, M Davey, P Davey, Dowson, Driver, Dunn, Grahame, Gruen, S Hamilton, Hanley, Harington, Harper, Harrison, G Hyde, Illingworth, Iqbal, Jarosz, J Lewis, R Lewis, Lowe, McKenna, Minkin, Mulherin, Murray, E Nash, Ogilvie, Parker, Rafique, Renshaw, Selby, Taggart, Wakefield

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(The meeting was suspended at 5.35 pm and resumed at 6.05 pm)

72 White Paper Motion – International Day for Older Persons

It was moved by Councillor Harrison seconded by Councillor Harrand and

RESOLVED UNANIMOUSLY – That this Council congratulates all those involved in organising the week long events to celebrate the International Day for Older Persons 2005. Council particularly thanks all those who made the tea dance held at the Civic Hall such a resounding success and believes that consideration should be given to making the tea dance a more regular event.

73 White Paper Motion – Proof of Age Scheme

It was moved by Councillor Wakefield seconded by Councillor R Lewis

That this Council condemns the ruling administration for failing to fund the Proof of Age Scheme

An amendment was moved by Councillor Finnigan seconded by Councillor Elliott

Delete all and replace with:

“This Council, noting the detrimental impact that changes in the Licensing Legislation have had on binge drinking, requests the ruling administration to reconsider funding the Proof of Age Scheme”

A second amendment was moved by Councillor J L Carter seconded by Councillor Shelbrooke

Delete all and replace with:

That this Council notes that no mainstream funding has ever been made available for the proof of age scheme and condemns the Labour Group for making false public claims on websites and in the press that the ruling administration has withdrawn funding for this project.

This Council asks for consideration to be given in the 2006/7 budget to fund such a project however the Council acknowledges the enormous pressures on the Council’s budget caused by continued government under funding.

The amendment was lost, the second amendment was carried and upon being put as the substantive motion it was

RESOLVED - That this Council notes that no mainstream funding has ever been made available for the proof of age scheme and condemns the Labour Group for making false public claims on websites and in the press that the ruling administration has withdrawn funding for this project.

This Council asks for consideration to be given in the 2006/7 budget to fund such a project however the Council acknowledges the enormous pressures on the Council’s budget caused by continued government under funding.

74 White Paper Motion – PPG3

It was moved by Councillor A Carter seconded by Councillor Jennings

This Council, whilst recognising the spirit, guidelines and application of PPG3, expresses its concern and regret that this planning guidance mitigates against the construction of traditional family homes and encourages over-intensive development to the detriment of many neighbourhoods and communities citywide.

Council also expresses its concern that the rigidity of Government guidelines on parking provision is similarly causing serious problems in local communities.

Council resolves, therefore, to write to the ODPM and the Government Office expressing our concerns and also write to the Members of Parliament for Leeds, pointing out that their support of Government planning policies has contributed to the adverse effects outlined above.

An amendment was moved by Councillor Blake seconded by Councillor Minkin

Delete all after This Council and replace with:

'welcomes the spirit, guidelines and application of PPG3, which allows for the construction of traditional family homes whilst encouraging more diverse and imaginative developments which meets the needs of our neighbourhoods and communities citywide.

Council looks forward to the Planning Inspectorates views on the submission from Leeds Planning Department with regard to parking and the revision of the UDP.

Council further resolves to maintain its policy of protecting public open spaces and the green belt.'

The amendment was lost and upon the motion being put to the vote it was

RESOLVED - That this Council, whilst recognising the spirit, guidelines and application of PPG3, expresses its concern and regret that this planning guidance mitigates against the construction of traditional family homes and encourages over-intensive development to the detriment of many neighbourhoods and communities citywide.

Council also expresses its concern that the rigidity of Government guidelines on parking provision is similarly causing serious problems in local communities.

Council resolves, therefore, to write to the ODPM and the Government Office expressing our concerns and also write to the Members of Parliament for Leeds, pointing out that their support of Government planning policies has contributed to the adverse effects outlined above.

(Councillor E Nash having declared a personal and prejudicial interest at minute 63 left the meeting during the debate on this item)

75 Suspension of Council Procedure Rule

During the debate under minute 74 above it was moved by Councillor J Procter seconded by Councillor M Hamilton and

RESOLVED – That under the provisions of Council Procedure Rule 22.1 that Procedure Rule 3.2 be suspended to allow all White Paper Motions to be debated.

76 White Paper Motion – Fire Safety Issues within Leeds Mental Health Trust

It was moved by Councillor Finnigan seconded by Councillor Elliott

This Council congratulates the Health & Wellbeing Scrutiny Board on the work undertaken concerning fire safety issues within Leeds Mental Health Trust and reconfirms its decision to request a full public enquiry on this matter by writing to all Leeds MP's to support this call.

An amendment was moved by Councillor Minkin seconded by Councillor Gruen

Delete 'and reconfirms its decision to request a full public enquiry on this matter by writing to all Leeds MP's to support this call'

and replace with:

'and looks forward to the report of the working group looking at this issue and consideration of that report by the full Health & Wellbeing Board before deciding what action to take would be the most appropriate.'

The amendment was lost and upon the motion being put to the vote it was

RESOLVED – That this Council congratulates the Health & Wellbeing Scrutiny Board on the work undertaken concerning fire safety issues within Leeds Mental Health Trust and reconfirms its decision to request a full public enquiry on this matter by writing to all Leeds MP's to support this call.

(Councillor Gabriel declared a personal and prejudicial interest in this matter in writing prior to the meeting, in the event she did not attend the meeting)

77 White Paper Motion – Free Bus Travel for People Aged 60 and Over

It was moved by Councillor Downes seconded by Councillor Wadsworth

That this Council welcomes the introduction of free bus travel for people aged 60 and over after 9.30 am on weekdays and all day at weekends.

However Council is concerned that the proposed Government funding may not cover the full costs of introducing the scheme and therefore calls upon the Government to fully fund free bus travel for the over 60's so that none of the costs will fall on Leeds' Council Tax.

An amendment was moved by Councillor J Lewis seconded by Councillor Lyons

Delete all after 'This Council' and replace with:

'welcomes the introduction by our Labour Government of free bus travel for people aged 60 and over after 9.30 am on weekdays and all day at weekends. Council notes that this is contrary to the rise in concessionary fares voted for by Conservative and Liberal Democrat Councillors on the West Yorkshire Passenger Transport Authority.

Council believes that this new government financial support for our older people would be more efficiently administered if the funding was directly allocated to PTAs so there would be no cost to district councils.'

The amendment was lost and upon the motion being put to the vote it was

RESOLVED - That this Council welcomes the introduction of free bus travel for people aged 60 and over after 9.30 am on weekdays and all day at weekends.

However Council is concerned that the proposed Government funding may not cover the full costs of introducing the scheme and therefore calls upon the Government to fully fund free bus travel for the over 60's so that none of the costs will fall on Leeds' Council Tax

78 White Paper Motion – Climate Change

It was moved by Councillor D Blackburn seconded by Councillor Golton

That this Council recognises that Climate Change is likely to be one of the key drivers of change within our Community this century. It acknowledges that evidence continues to mount that Climate Change is occurring, and welcomes the social, economic and environmental benefits which will come from combating Climate Change.

It therefore agrees that the Council recommends the Executive Board to adopt the Nottingham Declaration on Climate Change, and as required by the Declaration will prepare a plan with local communities to address the causes and effects of Climate Change.

An amendment was moved by Councillor Harington seconded by Councillor Gruen

Add at the end of the final paragraph:

'and looks forward to seeing the appropriate funding for this initiative reflected in next year's council budget'

The amendment was lost and upon the motion being put to the vote it was

RESOLVED – That this Council recognises that Climate Change is likely to be one of the key drivers of change within our Community this century. It acknowledges that evidence continues to mount that Climate Change is occurring, and welcomes the social, economic and environmental benefits which will come from combating Climate Change.

It therefore agrees that the Council recommends the Executive Board to adopt the Nottingham Declaration on Climate Change, and as required by the Declaration will prepare a plan with local communities to address the causes and effects of Climate Change.

On the requisition of Councillor Gruen and Taggart the voting on the amendment was recorded as follows:

YES

Armitage, Atha, Atkinson, Blake, Bruce, Coulson, M Davey, P Davey, Dowson, Driver, Dunn, Grahame, Gruen, S Hamilton, Hanley, Harington, Harper, Harrison, G Hyde, Illingworth, Jarosz, J Lewis, R Lewis, Lyons, McKenna, Minkin, Mulherin, Murray, E Nash, Ogilvie, Renshaw, Selby, Taggart, Wakefield

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NO

Anderson, Andrew, Bale, Barker, Bentley, A Blackburn, D Blackburn, Brett, Campbell, A Carter, J L Carter, Mrs A Carter, Castle, Cleasby, Downes, Elliott, Ewens, Finnigan, Fox, Galdas, Golton, Grayshon, M Hamilton, Harrand, Harker, Harris, Hollingsworth, Jennings, Kendall, Kirkland, Lancaster, Latty, Loble, McArdle, Millard, Monaghan, C Nash, Phillips, J Procter, Pryke, Rhodes-Clayton, Robinson, Schofield, Shelbrooke, Taylor, Townsley, Wadsworth, Wilkinson, Wilson

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(Council rose at 9.30 pm)