



A meeting of the Council will be held in the Civic Hall, Leeds on Wednesday, 9th April, 2008 at 1.30 pm

Members of the Council are invited to attend and transact the following business:

1. Minutes

To confirm the minutes of the Council Meeting held on 20th February 2008

2. Declarations of Interest

To receive any declarations of interest from Members

3. Communications

To receive such communications as the Lord Mayor, the Leader, Members of the Executive Board or the Chief Executive consider appropriate

4. Deputations

To receive deputations in accordance with Council Procedure Rule 10

5. Reports

To consider the following reports admitted to the agenda by the Chief Executive under Council Procedure Rule 2.2(f)

- (a) That the report of the Assistant Chief Executive (Corporate Governance) on appointments to the Plans Panel (City Centre) be approved

M HAMILTON

- (b) That the report of the Assistant Chief Executive (Corporate Governance) on appointment of an independent member of the Standards Committee be approved.

M HAMILTON

6. Recommendations of the Corporate Governance and Audit Committee

That the report of the Assistant Chief Executive (Corporate Governance) on amendments to the Constitution recommended by the Corporate Governance and Audit Committee be approved.

J BALE

7. Questions

To deal with questions in accordance with Council Procedure Rule 11

8. Minutes

That the minutes be received in accordance with Council Procedure Rule 2.2(m)

A CARTER

9. White Paper Motion - Post Office Closures

This Council states its serious concern at the lack of information regarding the fate of post offices in the city, the deplorable cuts to these vital services made elsewhere in Yorkshire and the significant delay in releasing the government's plans for closures, now put off until 16th May .

This Council believes that the loss of post offices undermines this Council's investment in the economic prosperity and wellbeing of Leeds, through schemes such as the £15m Town and District Regeneration Scheme

A CARTER

10. White Paper Motion - Living Wage

This Council believes that it is vitally important to narrow the gap between rich and poor in this city. To achieve this end this Council believes that all people should be paid a "living wage" which will provide 'adequate income' to ensure social inclusion for an individual and their family.

This Council also notes that the Welsh Assembly, the London Assembly and many businesses including KPMG have already agreed to pay their employees a living wage.

Therefore, this Council resolves:

1. That Leeds City Council should commit to achieving Living Wage employer status, by paying a living wage to all staff (permanent, temporary, and all staff who work for the council but aren't employed by it).
2. That the Chief Executive prepare a report to Executive Board which will:
 - Outline how Leeds can become a 'Living Wage City' where every worker earns a living wage.
 - Explain what the financial commitment would be for Leeds City Council to achieving this aim.

K WAKEFIELD

11. White Paper Motion - Failure to Keep Leeds' Streets Clean

This Council condemns the ruling Conservative / Liberal Administration for failing to keep Leeds' streets clean. Further this Council calls upon the Administration to commit extra resources to streetscene.

R LEWIS

12. White Paper Motion - Selection of Lord Mayor

This Council believes all political groups on Leeds City Council should be treated equally and fairly. This Council therefore, agrees that the Lord Mayor of Leeds should be selected from the Morley Borough Independent Group once every five years and that the Lord Mayor of Leeds for the municipal year 2009-2010 will be selected from the Morley Borough Independent Group

R FINNIGAN

13. White Paper Motion Submitted Under the Provisions of Council Procedure Rule 3.1(d) - Code of Conduct for the Handling of Postal Votes

Noting that the Electoral Commission's Code of Conduct regarding the handling of postal votes to which all major political parties are signatories explicitly states that completed postal vote ballot papers should not be pro-actively collected from members of the public, this Council condemns any elected member or political activist who solicits postal ballot papers from electors in this way during the course of the forthcoming local elections.

R BRETT

14. White Paper Motion Submitted Under the Provisions of Council Procedure Rule 3.1(d) - Single Use Plastic Carrier Bags

This Council recognises the growing public concern about the environmental damage caused by Britain's use of over 1 Billion single use plastic carrier bags every year. This Council therefore requests of HM Government that it takes effective action to reduce single use plastic bag use to an absolute minimum.

Council further resolves to minimise its own use and promotion of plastic bags, including investigating promoting the use of bags for life in our own outlets, publicising the possibility of recycling plastic bags in domestic green bins.

Council also resolves to ask the Chief officer to write to every supermarket chain in Leeds asking that they site plastic bag recycling facilities in every store where practicable, and promote more environmentally friendly bags including reusable plastic bags and "American style" brown bags

D MORTON

Chief Executive

Civic Hall
Leeds
LS1 1UR

NOTE – The order in which White Paper motions will be debated will be determined by Whips prior to the meeting

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NOTE: For Internet purposes, the minutes referred to in this index can be found under the individual headings for each of the Boards, Panels or Committees referred to.

Proceedings of the Meeting of the Leeds City Council held at the
Civic Hall, Leeds on Wednesday, 20th February, 2008

PRESENT: The Lord Mayor Councillor Brian Cleasby in the Chair

WARD

ADEL & WHARFEDALE

John Leslie Carter
Clive Fox
Barry John Anderson

ALWOODLEY

Ruth Feldman
Peter Mervyn Harrand
Ronald David Feldman

ARDSLEY & ROBIN HOOD

Jack Dunn
Lisa Mulherin
Karen Renshaw

ARMLEY

James McKenna
Janet Harper
Alison Natalie Kay Lowe

BEESTON & HOLBECK

Adam Ogilvie
David Congreve
Angela Gabriel

BRAMLEY & STANNINGLEY

Ted Hanley
Neil Taggart
Angela Denise Atkinson

BURMANTOFTS & RICHMOND HILL

Richard Brett
David Hollingsworth
Ralph Pryke

WARD

CALVERLEY & FARSLEY

Amanda Lesley Carter
Frank Robinson
Andrew Carter

CHAPEL ALLERTON

Mohammed Rafique
Jane Dowson
Sharon Hamilton

CITY & HUNSLET

Patrick Davey
Mohammed Iqbal
Elizabeth Nash

CROSS GATES & WHINMOOR

Pauleen Grahame
Peter John Gruen
Suzi Armitage

FARNLEY & WORTLEY

Ann Blackburn
Luke Russell
David Blackburn

GARFORTH & SWILLINGTON

Mark Dobson
Thomas Murray
Andrea McKenna

GIPTON & HAREHILLS

Arif Hussain
Roger Harington
Alan Leonard Taylor

GUISELEY & RAWDON

Stuart Andrew
John Bale
Graham Latty

HAREWOOD

Rachael Procter
Alec Shelbrooke
Ann Castle

HEADINGLEY

James John Monaghan
Martin Hamilton
David Morton

HORSFORTH

Andrew Barker
Brian Cleasby
Christopher Townsley

HYDE PARK & WOODHOUSE

Kabeer Hussain
Linda Valerie Rhodes-Clayton
Penny Ewens

KILLINGBECK & SEACROFT

Veronica Morgan
Brian Michael Selby
Graham Hyde

KIPPAX & METHLEY

James Lewis
Keith Ivor Wakefield
John Keith Parker

KIRKSTALL

John Anthony Illingworth
Bernard Peter Atha
Elizabeth M Minkin

MIDDLETON PARK

Judith Blake
Debra Ann Coupar
Geoffrey Driver

MOORTOWN

Brenda Lancaster
Richard Harker
Mark Daniel Harris

MORLEY NORTH

Robert William Gettings
Thomas Leadley
Robert Finnigan

MORLEY SOUTH

Terrence Grayshon
Christopher James Beverley
Judith Elliot

OTLEY & YEADON

Colin Campbell
Ryk Downes
Graham Peter Kirkland

PUDSEY

Richard Alwyn Lewis
Mick Coulson
Josephine Patricia Jarosz

ROTHWELL

Steve Smith
Barry Stewart Golton
Donald Michael Wilson

ROUNDHAY

Valerie Kendall
Paul Wadsworth
Matthew Lobley

TEMPLE NEWSAM

Jacqueline Langdale
Michael Lyons
William Schofield Hyde

WEETWOOD

Susan Bentley
Judith Mara Chapman
Brian David Timothy Jennings

WETHERBY

Alan James Lamb
John Michael Procter
Gerald Wilkinson

77 **Announcements**

- (a) The Lord Mayor welcomed students of Trinity and All Saints College, observing the meeting from the public gallery.
- (b) The Lord Mayor reported that this would be the last meeting of Council to be attended by Randal Brown, Director of City Services prior to his retirement and thanked him for his services to the City.
- (c) The Lord Mayor congratulated Councillor Robinson on his nomination as Lord Mayor elect and Councillor Robinson briefly responded.
- (d) The Lord Mayor referred to the recent death of former City Councillor, Councillor and Leader of the West Yorkshire County Council and MP John Gunnell and Council stood in silent tribute.

78 **Minutes**

It was moved by Councillor M Hamilton seconded by Councillor Gruen and

RESOLVED – That the minutes of the meeting of Council held on 16th January 2008 be approved.

79 **Declarations of Interest**

The Lord Mayor announced that a list of written declarations submitted by Members was 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 Practice were made as follows:

Members declared personal interests in minute 80 of this meeting as follows:

- A Carter
 - 15 Clarke Street, Calverley (home address)
 - Governor, Calverley Parkside School
 - Chair, School Governors, Westroyd Infants School
 - Chair, School Governors, Farsley Springbank Junior School
- J L Carter
 - 25 Oaklands Avenue, Adel, Leeds, LS16 8NB (home address)
- J Procter
 - Tithe House, Tithe Barn Lane, Bardsey, Leeds, LS17 9DX (property)
 - The Estate Office, Hill Top Farm, The Ginnell, Bardsey, Leeds, LS17 9DU
- Harrand
 - 8 Overdale Avenue, Leeds, LS17 8TE (home address)
- Anderson
 - 30 Dale Park Walk, Cookridge, Leeds, LS16 7PS (home address)
- Andrew
 - 119 High Street, Yeadon
 - 26 Town Street, Guiseley, Leeds, LS20 9DT (home address)
- Bale
 - 14 Balmoral Way, Yeadon, Leeds, LS19 7WF

- Mrs A Carter - 15 Clarke Street, Calverley (home address)
- Beneficial share in 15 Woodhall Crescent East, Stanningley
- Castle - 9 St John's Court, Thorner, Leeds, LS14 3AX
- Mrs R Feldman - 41 Primley Park Crescent, Leeds, LS17 7HY
- R Feldman - 41 Primley Park Crescent, Leeds, LS17 7HY
- Fox - 99 Breary Lane East, Bramhope, Nr Leeds, LS16 9EU
- W Hyde - 8 Kirkfield View, Colton, Leeds, LS15 9DX
- Jennings - Red Lodge, West Park Drive, Leeds, LS16 5AS
- Kendall - 5 Woodlea Square, Leeds, LS6 4SW
- Lamb - 36 Westway, Garforth, Leeds, LS25 1DB (family home)
- The Fox and Hounds, Hall Park Road, Walton, Wetherby, LS23 7DQ (home address)
- Latty - 110 Harrogate Road, Rawdon, LS19 6ND
- Lobley - 5 Parkwood Court, Roundhay, Leeds, LS8 1JU
- R Procter - Tithe House, Tithe Barn Lane, Bardsey, Leeds, LS17 9DX
- Shelbrooke - 20 Prospect Terrace, Micklefield, Leeds, LS25 4DJ
- Wadsworth - 27 Lingfield Road, Moortown, Leeds, LS17
- Wilkinson - 29 Harewood Mews, Harewood, LS17 9LY
- D Blackburn - Own property at 9 Cobden Grove, Leeds, LS12 5PA
- Governor Whingate Primary
- Governor Lower Wortley Primary
- Mother in receipt of social care
- A Blackburn - Director of West North West Homes
- Own property at 9 Cobden Grove, Leeds, LS12 5PA
- Mother-in-law receives social care
- Hollingsworth - Owner of 11 The Grove, Swillington, Leeds, LS26 8UX
- Brett - Owner of 991 Scott Hall Road, LS17
- Harker - Owner of 3 The Cross, Bramhope, LS16
- Governor of Moortown Primary School

- Golton
 - Owner of 5 Farrar Lane, Oulton, LS26
 - Governor of Oulton Primary School
 - Governor of Royds High School
- Smith
 - Joint owner of 129 Holmsley Lane, Woodlesford, LS26
 - Governor of Royds High and Oulton Primry Schools
- Monaghan
 - Owner of Flat 21, Merchants House, 66 North Street, LS2
- Bentley
 - Owner of 51 Alwoodley Lane, LS17
- Chapman
 - Owner of Apartment 1, Gledhow Manor, LS7
 - Part owner of 17 Brackenhurst Drive, LS17
 - Member of Sinai Cemetery (relates to Leeds City Council cemetery)
 - Governor of Weetood Primary School
 - Board Members of WNW ALMO
- Armitage
 - 3 Bailey's Lane, Seacroft, Leeds, LS14 6PN
- Atha
 - 25 Moseley Wood Croft, Leeds 16 7JJ
- Atkinson
 - 67 Valley Road, Bramley, Leeds, LS13 1EU
- Blake
 - Woodview, Billams Hill, Otley, LS21 2DZ
- Congreve
 - 209 Town Street, Leeds, LS10 3SN
- Coulson
 - 23a The Towers, Off Hill Top Road, Leeds, LS12 3SQ
- Coupar
 - 14 Morritt Avenue, Leeds, LS15 7ED
- Davey
 - 3 Meadow Garth, Bramhope, Leeds, LS16 9DY
 - 56 Church Lane, Crossgates, Leeds, LS15 8BD
- Dobson
 - 6 Ninelands Lane, Garforth, Leeds, LS25 2BY
- Dowson
 - 6 Wharfe Crescent, Pool-in-Wharfedale, Nr Otley, West Yorkshire, LS21 1LU
- Driver
 - 13 Ashwood Villas, Leeds, LS6 2EJ
 - Member Aire Valley Homes
- Dunn
 - 14 Middleton Park Mount, Leeds 10
- Gabriel
 - 234 Cross Flatts Grove
 - 12 Woolmer Avenue, Beeston, LS11
- Grahame
 - 41 Swardale Green, Leeds, LS14 5HJ
- Gruen
 - Hawthorne House, 474 Shadwell Lane, LS17 8BA

- S Hamilton - 19 Upland Grove, Roundhay Leeds, LS8 2SX
- Hanley - 66 Newlay Grove, Horsforth, LS18 4LH
- Harington - 21 Spencer Place, Leeds, LS7 4DQ
- Harper - 2a Back Lane, Farsley, Leeds, LS28 5EU
- A Hussain - 66 Easterly Road, Leeds, LS8 3AN
 - 13 Brompton Grove, Leeds, LS11
 - 58 Bayswater Crescent, LS8
 - 11 Kelper Grove, LS8
 - 7 Trafford Avenue
 - 9 Winfield Grove, LS2
- K Hussain - 4 Beck Road, Leeds, LS8 4EJ
- G Hyde - 21 Wilfrid Avenue, Leeds, LS15 7SP
 - Member of Leeds East North East Homes Limited
- Illingworth - 37 Kirkwood Avenue, Leeds, LS16 7EU
- Iqbal - 23 Copgrove Road, Leeds, LS8 2SP
 - 52, 54 and 56 Headingley Mount, LS6
 - 14, 11a and 31 Roundhay Mount, LS8
 - 4 Roundhay Grove, LS8
 - 74 Headingley Avenue, LS6
 - 13 & 16 Manor Drive, LS6
 - 13 & 25 Norwood Place, LS6
 - 39 Mayville Avenue, LS6
 - 18 Autumn Avenue, LS6
 - 5 Royal Park View, LS6
 - 9 Milan Road, LS8
 - 4 Berkley Street, LS8
 - 65 Headingley Lane, LS6
- Jarosz - 11 Radcliffe Lane, Pudsey, Leeds, LS28 8AB
- Langdale - 15 Temple Walk, Halton, Leeds, LS15 7SG
- J Lewis - 41 Leeds Road, Kippax, Leeds, LS25 7HG
 - Governor Kippax North Primary School
 - Governor Methley Primary School
- R Lewis - 121 Roker Lane, Pudsey, LS28 9NB
 - Governor Pudsey Southroyd J & I School
 - Governor Pudsey Greenside J & I School

- Lowe
- 6 Athlone Terrace, LS12 1UA
 - 36 Sholebroke Avenue, LS7 3EY
 - 52 Reginald Terrace, LS7 3HB
 - Chief Executive of Touchstone
 - Director of WNW Homes
- Lyons
- 12 Mayfield Road, Leeds
- A McKenna
- 24 Victoria Park Avenue, Leeds, LS5 3DG
 - Trustee Relate Charity
- J McKenna
- 24 Victoria Park Avenue, Leeds, LS5 3DG
- Minkin
- 80 Morris Lane, Kirkstall, Leeds, LS5 3EN
- Morgan
- 38 Town Street, Belle Isle, Leeds, LS10 3PS
- Mulherin
- 8 Sandfield Garth, Leeds, LS6 7JL
- Murray
- 11 Hodgson Crescent, Leeds, LS17 8PG
- Nash
- House at 92 Morris Lane, Leeds, LS5 3EN
- Ogilvie
- 125 Cross Flatts Grove, Leeds, LS11 7BN
- Parker
- 6 Lyndale, Kippax, Leeds, LS25 7LE
- Rafique
- 43 Burley Lodge Road, Leeds 6
 - 26 Bayswater Crescent, Leeds 8
 - 25 Bayswater Terrace, Leeds 8
 - 17 Baldoran Terrace, Leeds 8
 - Employee of Education Leeds
- Renshaw
- 32 Casson Avenue, East Ardsley, Wakefield, WF3 2EG
- Selby
- 4 Primley Park Road, Leeds, LS17 7HS
- Taggart
- 20 Marlow Court, Garforth, Leeds, LS25 1PR
- Wakefield
- 35 Beech Grove Avenue, Garforth, LS25 1EF
 - Governor of Ashtree School
 - Governor of Brigshaw School
- Russell
- Rented home 3 Swallow Crescent, Leeds
 - School Governor of Cobden and Greenhill Primary Schools
- Rhodes-Clayton
- 237 St Wilfrid's Avenue, Leeds – Council tenant
- Townsley
- Owner 98 New Laithe Road, Horsforth, Leeds
- Lancaster
- Owner of 21 Cross Bentley Lane, Leeds, LS6

- Beverley - 68 Common Lane, East Ardsley, WF3 2ED
- Campbell - Owner 11 Prince Henry Road, Otley
 - Owner 23 Harecroft Road, Otley
 - Member of Otley Town Council
 - Member of METRO
- Elliott - Thornfield, 109 Rein Road, Tingley, Wakefield, WF3 1JQ
- Gettings - Springfield House, 1 Church Street, Gildersome, LS27 7AE
- Wilson - 7 The Paddock, Rothwell, Leeds, LS26 0PA
- Grayshon - The Flat, 97a Queen Street, Morley, LS27 8DW
- Ewens - 3 Holmwood Drive, Leeds, LS6 4NF
- Downes - Chapel House, Manor Gardens, Otley, LS21 1NB
- The Lord Mayor - 11 Carr Lane, Rawdon, Leeds, LS19 6PD
- Kirkland - Westholme, Westgate, Otley, Leeds, LS21 3AT
 - Member of Otley Town Council
- Harris - 25 Gledhow Wood Avenue, Leeds, LS7
 - 95 Gledhow Park Grove, Leeds, LS7 4JW
 - 17 Brackenhurst Drive, Leeds, LS17 6WE
 - Member of Sinai Cemetery
- M Hamilton - 1 Lydgate Street, Leeds, LS28 5RP

Councillor Murray declared a personal and prejudicial interest in the same item as Chief Executive Officer of the Learning Partnership.

A further declaration made during the meeting (Councillor Atha) is referred to in minute 80.

80 Budget

The Lord Mayor invited Council to agree that following further advice from officers, the pages identified as exempt within the budget documentation be now designated as open and it was

RESOLVED – That the pages be now designated as open.

Under the provisions of Council Procedure Rule 14.10 Councillor Brett sought leave of Council in moving the motion to make alterations as follows:

- In paragraph 3(e) of the motion to change the reference “2(d)” to “3(d)”

- The inclusion of the **agreed** West Yorkshire Fire and Civil Defence Authority precept in paragraph 5 and the inclusion of the **proposed** West Yorkshire Police Authority precept (these will bring the anticipated overall increase in Council Tax, including precepts, to 4.7%)

The amended motion was seconded by Councillor A Carter

(i) Revenue Budget

That the Revenue Estimates for 2008/09 totalling £540.509m, as detailed and explained in the submitted report and accompanying papers be approved, including a 4.7% increase in the Leeds' element of the Council Tax.

(ii) Council Tax

1. That it be noted that at the meeting on 16th January 2008, Council agreed the following amounts for the year 2008/09, in accordance with regulations made under Sections 33(5) and 34(4) of the Local Government Finance Act 1992:-

a) 233,204 being the amount calculated by the Council, in accordance with Regulation 3 of the Local Authorities (Calculation of Council Tax Base) Regulations 1992 (as amended) as its Council Tax base for the year.

b)

PARISH	TAXBASE
Aberford and District	781
Allerton Bywater	1,410
Arthington	288
Austhorpe	26
Bardsey cum Rigton	1,138
Barwick in Elmet and Scholes	2,018
Boston Spa	1,847
Bramham cum Oglethorpe	702
Bramhope and Carlton	1,801
Clifford	740
Collingham with Linton	1,600
Drighlington	1,879
Gildersome	1,943
Great and Little Preston	495
Harewood	1,814
Horsforth	6,878
East Keswick	583
Kippax	3,056
Ledsham	91
Ledston	164
Micklefield	574
Morley	9,674
Otley	4,897
Pool in Wharfedale	964

Scarcroft	667
Shadwell	947
Swillington	1,069
Thorner	741
Thorp Arch	363
Walton	120
Wetherby	4,609
Wothersome	7

being the amounts calculated by the Council in accordance with Regulation 6 of the Regulations, as the amounts of its Council Tax base for the year for dwellings in those parts of its area to which one or more special items relate.

- 2 That, on the assumption that the Department for Communities and Local Government (DCLG) makes the necessary order, the following amount be now calculated for the year 2008/09 in accordance with the Local Authorities (Calculation of Tax Base) Regulations 1992 (as amended):-

PARISH	TAXB ASE
<i>Alwoodley</i>	3,672

being the amount calculated in accordance with Regulation 6 of the Regulations as the amount of its Council Tax base for the year for dwellings in that part of its area listed to which one or more special items relate, this amount being calculated in addition to those listed in 1(b) above.

- 3 That, assuming that the DCLG makes the necessary order for the creation of the new parish of Alwoodley, the following amounts be now calculated by the Council for the year 2008/09 in accordance with Sections 32 to 36 of the Local Government Finance Act 1992:-

- a) £2,381,063,296.49 being the aggregate of the amounts which the Council estimates for the items set out in Section 32(2)(a) to (e) of the Act.
- b) £1,839,200,000 being the aggregate of the amounts which the Council estimates for the items set out in Section 32(3)(a) to (c) of the Act.
- c) £541,863,296.49 being the amount by which the aggregate at 3(a) above exceeds the aggregate at 3(b) above, calculated by the Council, in accordance with Section 32(4) of the Act, as its budget requirement for the year.

- d) £292,293,316 being the aggregate of the sums which the Council estimates will be payable for the year into its general fund in respect of redistributed Non-Domestic Rates and Revenue Support Grant, increased by the amount which the Council estimates will be transferred from its Collection Fund into its General Fund under Section 97(3) of the Local Government Finance Act 1988 and reduced by the amount which the Council estimates will be transferred from its Collection Fund to its General Fund pursuant to the Collection Fund (Community Charges) (England) Directions 1994.
- e) £1,070.178816 being the amount at 3(c) above, less the amount at 3(d) above, all divided by the amount at 1(a) above, calculated by the Council, in accordance with Section 33(1) of the Act, as the basic amount of its Council Tax for the year.
- f) £1,354,296.49 being the aggregate amount of all special items referred to in Section 34(1) of the Act.
- g) £1,064.37 being the amount at 3(e) above, less the result given by dividing the amount at 3(f) above by the amount at 1(a) above, calculated by the Council, in accordance with Section 34(2) of the Act, as the basic amount of its Council Tax for the year for dwellings in those parts of its area to which no special item relates.

h)

Parish	Band D £ p
Aberford and District	1,074.61
Allerton Bywater	1,075.72
Alwoodley	1,074.37
Arthington	1,071.31
Bardsey cum Rigton	1,086.51
Barwick in Elmet and Scholes	1,083.20
Boston Spa	1,081.97
Bramham cum Oglethorpe	1,090.01
Bramhope and Carlton	1,094.96
Clifford	1,091.40
Collingham with Linton	1,096.56
Drighlington	1,074.30
Gildersome	1,075.18
Great and Little Preston	1,078.51
Harewood	1,064.92
Horsforth	1,079.05
East Keswick	1,090.10
Kippax	1,079.18
Ledsham	1,090.19
Ledston	1,083.88
Micklefield	1,122.47
Morley	1,082.47
Otley	1,122.05
Pool in Wharfedale	1,095.75
Scarcroft	1,080.86
Shadwell	1,091.83
Swillington	1,080.91
Thorner	1,100.81
Thorp Arch	1,083.97
Walton	1,097.70
Wetherby	1,112.73

being the amounts given by adding to the amount at 3(g) above the amounts of the special item or items relating to dwellings in those parts of the Council's area mentioned above divided in each case by the amount at 1(b) above or, in the case of Alwoodley, the amount agreed in 2, above, calculated by the Council, in accordance with Section 34(3) of the Act, as the basic amounts of its Council Tax for the year for dwellings in those parts of its area to which one or more special items relate.

i)

	Band A	Band B	Band C	Band D	Band E	Band F	Band G	Band H
	£ p	£ p	£ p	£ p	£ p	£ p	£ p	£ p
LEEDS EXCEPT PARTS BELOW:	709.58	827.84	946.11	1,064.37	1,300.90	1,537.42	1,773.95	2,128.74
Parish of:								
Aberford and District	716.41	835.81	955.21	1,074.61	1,313.41	1,552.21	1,791.02	2,149.22
Allerton Bywater	717.15	836.67	956.20	1,075.72	1,314.77	1,553.82	1,792.87	2,151.44
Alwoodley	716.25	835.62	955.00	1,074.37	1,313.12	1,551.87	1,790.62	2,148.74
Arthington	714.21	833.24	952.28	1,071.31	1,309.38	1,547.45	1,785.52	2,142.62
Bardsey cum Rigton	724.34	845.06	965.79	1,086.51	1,327.96	1,569.40	1,810.85	2,173.02
Barwick in Elmet and Scholes	722.13	842.49	962.84	1,083.20	1,323.91	1,564.62	1,805.33	2,166.40
Boston Spa	721.31	841.53	961.75	1,081.97	1,322.41	1,562.85	1,803.28	2,163.94
Bramham cum Oglethorpe	726.67	847.79	968.90	1,090.01	1,332.23	1,574.46	1,816.68	2,180.02
Bramhope and Carlton	729.97	851.64	973.30	1,094.96	1,338.28	1,581.61	1,824.93	2,189.92
Clifford	727.60	848.87	970.13	1,091.40	1,333.93	1,576.47	1,819.00	2,182.80
Collingham with Linton	731.04	852.88	974.72	1,096.56	1,340.24	1,583.92	1,827.60	2,193.12
Drighlington	716.20	835.57	954.93	1,074.30	1,313.03	1,551.77	1,790.50	2,148.60
Gildersome	716.79	836.25	955.72	1,075.18	1,314.11	1,553.04	1,791.97	2,150.36
Great and Little Preston	719.01	838.84	958.68	1,078.51	1,318.18	1,557.85	1,797.52	2,157.02
Harewood	709.95	828.27	946.60	1,064.92	1,301.57	1,538.22	1,774.87	2,129.84
Horsforth	719.37	839.26	959.16	1,079.05	1,318.84	1,558.63	1,798.42	2,158.10
East Keswick	726.73	847.86	968.98	1,090.10	1,332.34	1,574.59	1,816.83	2,180.20
Kippax	719.45	839.36	959.27	1,079.18	1,319.00	1,558.82	1,798.63	2,158.36
Ledsham	726.79	847.93	969.06	1,090.19	1,332.45	1,574.72	1,816.98	2,180.38
Ledston	722.59	843.02	963.45	1,083.88	1,324.74	1,565.60	1,806.47	2,167.76
Micklefield	748.31	873.03	997.75	1,122.47	1,371.91	1,621.35	1,870.78	2,244.94
Morley	721.65	841.92	962.20	1,082.47	1,323.02	1,563.57	1,804.12	2,164.94
Otley	748.03	872.71	997.38	1,122.05	1,371.39	1,620.74	1,870.08	2,244.10
Pool in Wharfedale	730.50	852.25	974.00	1,095.75	1,339.25	1,582.75	1,826.25	2,191.50
Scarcroft	720.57	840.67	960.76	1,080.86	1,321.05	1,561.24	1,801.43	2,161.72
Shadwell	727.89	849.20	970.52	1,091.83	1,334.46	1,577.09	1,819.72	2,183.66
Swillington	720.61	840.71	960.81	1,080.91	1,321.11	1,561.31	1,801.52	2,161.82
Thorner	733.87	856.19	978.50	1,100.81	1,345.43	1,590.06	1,834.68	2,201.62
Thorp Arch	722.65	843.09	963.53	1,083.97	1,324.85	1,565.73	1,806.62	2,167.94
Walton	731.80	853.77	975.73	1,097.70	1,341.63	1,585.57	1,829.50	2,195.40
Wetherby	741.82	865.46	989.09	1,112.73	1,360.00	1,607.28	1,854.55	2,225.46

being the amounts given by multiplying the amounts at 3(g) and 3(h) above by the number which, in the proportion set out in Section 5(1) of the Act, is applicable to dwellings listed in a particular valuation band divided by the number which in that proportion is applicable to dwellings listed in Valuation Band D, calculated by the Council, in accordance with Section 36(1) of the Act, as the amounts to be taken into account for the year in respect of categories of dwellings listed in different valuation bands.

- 4 That, in the event that the DCLG fails to make the necessary order for the creation of the new parish of Alwoodley, the following amounts be calculated by the Council for the year 2008/09 in accordance with Sections 32 to 36 of the Local Government Finance Act 1992:-

- a) £2,381,026,576.49 being the aggregate of the amounts which the Council estimates for the items set out in Section 32(2)(a) to (e) of the Act.

- b) £1,839,200,000 being the aggregate of the amounts which the Council estimates for the items set out in Section 32(3)(a) to (c) of the Act.
- c) £541,826,576.49 being the amount by which the aggregate at 4(a) above exceeds the aggregate at 4(b) above, calculated by the Council, in accordance with Section 32(4) of the Act, as its budget requirement for the year.
- d) £292,293,316 being the aggregate of the sums which the Council estimates will be payable for the year into its general fund in respect of redistributed Non-Domestic Rates and Revenue Support Grant, increased by the amount which the Council estimates will be transferred from its Collection Fund into its General Fund under Section 97(3) of the Local Government Finance Act 1988 and reduced by the amount which the Council estimates will be transferred from its Collection Fund to its General Fund pursuant to the Collection Fund (Community Charges) (England) Directions 1994.
- e) £1,070.021357 being the amount at 4(c) above, less the amount at 4(d) above, all divided by the amount at 1(a) above, calculated by the Council, in accordance with Section 33(1) of the Act, as the basic amount of its Council Tax for the year.
- f) £1,317,576.49 being the aggregate amount of all special items referred to in Section 34(1) of the Act.
- g) £1,064.37 being the amount at 4(e) above, less the result given by dividing the amount at 4(f) above by the amount at 1(a) above, calculated by the Council, in accordance with Section 34(2) of the Act, as the basic amount of its Council Tax for the year for dwellings in those parts of its area to which no special item relates.

- h) That the amounts shown in 3(h) above be calculated with the exception of the entry for the parish of Alwoodley
- i) That the amounts shown in 3(i) above be calculated with the exception of the amounts relating to the parish of Alwoodley.

5 That it be noted for the year 2008/09 that the West Yorkshire Fire and Civil Defence Authority has issued the following precept to the Council in accordance with Section 40 of the Local Government Finance Act 1992, for each of the categories of dwellings shown below. **The proposed Council Taxes for the Police Authority are also shown below but they will not be finalised until that Authority meets to set its budget and Council Tax on 22nd February 2008.**

Precepting Authority	Band A £ p	Band B £ p	Band C £ p	Band D £ p	Band E £ p	Band F £ p	Band G £ p	Band H £ p
West Yorkshire Police Authority	82.4155	96.1515	109.8874	123.6233	151.0951	178.5670	206.0388	247.2466
West Yorkshire Fire and Civil Defence Authority	33.274397	38.820130	44.365863	49.911596	61.003062	72.094527	83.185993	99.823192

6 Subject to the decision of the Police Authority, that it be noted that the following amounts are expected to be set by the committee appointed under Paragraph 7 below as the amounts of Council Tax for the year 2008/09 for each of the categories of dwellings shown. In the event that the DCLG fails to make the necessary order for the creation of the parish of Alwoodley, the entries for that prospective parish will be omitted:

	Band A £ p	Band B £ p	Band C £ p	Band D £ p	Band E £ p	Band F £ p	Band G £ p	Band H £ p
LEEDS EXCEPT PARTS BELOW:	825.27	962.81	1,100.37	1,237.90	1,513.00	1,788.08	2,063.18	2,475.81
Parish of:								
Aberford and District	832.10	970.78	1,109.47	1,248.14	1,525.51	1,802.87	2,080.25	2,496.29
Allerton Bywater	832.84	971.64	1,110.46	1,249.25	1,526.87	1,804.48	2,082.10	2,498.51
Alwoodley	831.94	970.59	1,109.26	1,247.90	1,525.22	1,802.53	2,079.85	2,495.81
Arthington	829.90	968.21	1,106.54	1,244.84	1,521.48	1,798.11	2,074.75	2,489.69
Bardsey cum Rigton	840.03	980.03	1,120.05	1,260.04	1,540.06	1,820.06	2,100.08	2,520.09
Barwick in Elmet and Scholes	837.82	977.46	1,117.10	1,256.73	1,536.01	1,815.28	2,094.56	2,513.47
Boston Spa	837.00	976.50	1,116.01	1,255.50	1,534.51	1,813.51	2,092.51	2,511.01
Bramham cum Oglethorpe	842.36	982.76	1,123.16	1,263.54	1,544.33	1,825.12	2,105.91	2,527.09
Bramhope and Carlton	845.66	986.61	1,127.56	1,268.49	1,550.38	1,832.27	2,114.16	2,536.99
Clifford	843.29	983.84	1,124.39	1,264.93	1,546.03	1,827.13	2,108.23	2,529.87
Collingham with Linton	846.73	987.85	1,128.98	1,270.09	1,552.34	1,834.58	2,116.83	2,540.19
Drighlington	831.89	970.54	1,109.19	1,247.83	1,525.13	1,802.43	2,079.73	2,495.67
Gildersome	832.48	971.22	1,109.98	1,248.71	1,526.21	1,803.70	2,081.20	2,497.43
Great and Little Preston	834.70	973.81	1,112.94	1,252.04	1,530.28	1,808.51	2,086.75	2,504.09
Harewood	825.64	963.24	1,100.86	1,238.45	1,513.67	1,788.88	2,064.10	2,476.91
Horsforth	835.06	974.23	1,113.42	1,252.58	1,530.94	1,809.29	2,087.65	2,505.17
East Keswick	842.42	982.83	1,123.24	1,263.63	1,544.44	1,825.25	2,106.06	2,527.27
Kippax	835.14	974.33	1,113.53	1,252.71	1,531.10	1,809.48	2,087.86	2,505.43
Ledsham	842.48	982.90	1,123.32	1,263.72	1,544.55	1,825.38	2,106.21	2,527.45
Ledston	838.28	977.99	1,117.71	1,257.41	1,536.84	1,816.26	2,095.70	2,514.83
Micklefield	864.00	1,008.00	1,152.01	1,296.00	1,584.01	1,872.01	2,160.01	2,592.01
Morley	837.34	976.89	1,116.46	1,256.00	1,535.12	1,814.23	2,093.35	2,512.01
Otley	863.72	1,007.68	1,151.64	1,295.58	1,583.49	1,871.40	2,159.31	2,591.17
Pool in Wharfedale	846.19	987.22	1,128.26	1,269.28	1,551.35	1,833.41	2,115.48	2,538.57
Scarcroft	836.26	975.64	1,115.02	1,254.39	1,533.15	1,811.90	2,090.66	2,508.79
Shadwell	843.58	984.17	1,124.78	1,265.36	1,546.56	1,827.75	2,108.95	2,530.73
Swillington	836.30	975.68	1,115.07	1,254.44	1,533.21	1,811.97	2,090.75	2,508.89
Thorner	849.56	991.16	1,132.76	1,274.34	1,557.53	1,840.72	2,123.91	2,548.69
Thorp Arch	838.34	978.06	1,117.79	1,257.50	1,536.95	1,816.39	2,095.85	2,515.01
Walton	847.49	988.74	1,129.99	1,271.23	1,553.73	1,836.23	2,118.73	2,542.47
Wetherby	857.51	1,000.43	1,143.35	1,286.26	1,572.10	1,857.94	2,143.78	2,572.53

- 7 That, in accordance with Section 67(3) of the Local Government Finance Act 1992, the Council appoint a committee for the purpose of setting the council tax under Chapter III of that Act.

As respects the committee so appointed:

- the members shall be the members of the Executive Board of Leeds City Council
- its term of office will last only until such time as the Council Tax for 2008/09 has been set under Chapter III of that Act, the term to allow for the possibility of the Secretary of State designating or nominating Leeds City Council, West Yorkshire Police Authority or West Yorkshire Fire and Civil Defence Authority under Section 52B of that Act and substitute amounts having to be set as a result.

- 8 That the schedule of instalments for 2008/09 for payments to the principal authorities out of the Collection Fund be determined as set out in Appendix II of the report of the Director of Resources.

(iii) Housing Revenue Account Budget 2008/09

- (a) That the budget be approved at the average rent increase figure of 5.8%
- (b) That service charges be increased in line with average rent rises
- (c) That the charges for garage rents be increased to £5.55 per week

(iv) Capital Programme 2007-2012

- (a) That the capital programme as attached to the submitted report be approved.
- (b) That the proposed Minimum Revenue Provision policies for 2008/09 as set out in paragraph 5.3.2 and appendix G to the report be approved

(v) Treasury Management Strategy 2008/09

- (a) That the borrowing limits for 2007/08, 2008/09, 2009/10 and 2010/11 be as set out in section 3.4 of the submitted report
- (b) That the treasury management indicators for 2007/08, 2008/09, 2009/10 and 2010/11 be as set out in section 3.5 of the report
- (c) That the investment limits for 2007/08, 2008/09, 2009/10 and 2010/11 be as set out in section 3.6 of the report

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

In 4 (i), after the words "be approved" add:

"subject to amendments to the Council's estimates for 2008/09 as set out below:

- (a) an increase in the City Development budget of £180,000
- (b) an increase in the Children's Services budget of £255,000
- (c) an increase in the Environment and Neighbourhoods budget of £850,000
- (d) an increase in the Adult Social Services budget of £1,508,000
- (e) a decrease in the Central and Corporate budget of £695,000
- (f) a decrease in the Central Accounts budget of £2,098,000

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

RESOLVED –

(i) Revenue Budget

That the Revenue Estimates for 2008/09 totalling £540.509m, as detailed and explained in the submitted report and accompanying papers be approved, including a 4.7% increase in the Leeds' element of the Council Tax.

(ii) Council Tax

1. That it be noted that at the meeting on 16th January 2008, Council agreed the following amounts for the year 2008/09, in accordance with regulations made under Sections 33(5) and 34(4) of the Local Government Finance Act 1992:-

a) 233,204 being the amount calculated by the Council, in accordance with Regulation 3 of the Local Authorities (Calculation of Council Tax Base) Regulations 1992 (as amended) as its Council Tax base for the year.

b)

PARISH	TAXBASE
Aberford and District	781
Allerton Bywater	1,410
Arthington	288
Austhorpe	26
Bardsey cum Rigton	1,138
Barwick in Elmet and Scholes	2,018
Boston Spa	1,847
Bramham cum Oglethorpe	702
Bramhope and Carlton	1,801
Clifford	740
Collingham with Linton	1,600
Drighlington	1,879
Gildersome	1,943
Great and Little Preston	495
Harewood	1,814
Horsforth	6,878
East Keswick	583
Kippax	3,056
Ledsham	91
Ledston	164
Micklefield	574
Morley	9,674
Otley	4,897
Pool in Wharfedale	964
Scarcroft	667
Shadwell	947
Swillington	1,069
Thorner	741
Thorp Arch	363
Walton	120
Wetherby	4,609
Wothersome	7

being the amounts calculated by the Council in accordance with Regulation 6 of the Regulations, as the amounts of its Council Tax base for the year for dwellings in those parts of its area to which one or more special items relate.

2 That, on the assumption that the Department for Communities and Local Government (DCLG) makes the necessary order, the

following amount be now calculated for the year 2008/09 in accordance with the Local Authorities (Calculation of Tax Base) Regulations 1992 (as amended):-

PARISH	TAXB ASE
Alwoodley	3,672

being the amount calculated in accordance with Regulation 6 of the Regulations as the amount of its Council Tax base for the year for dwellings in that part of its area listed to which one or more special items relate, this amount being calculated in addition to those listed in 1(b) above.

- 3 That, assuming that the DCLG makes the necessary order for the creation of the new parish of Alwoodley, the following amounts be now calculated by the Council for the year 2008/09 in accordance with Sections 32 to 36 of the Local Government Finance Act 1992:-
- a) £2,381,063,296.49 being the aggregate of the amounts which the Council estimates for the items set out in Section 32(2)(a) to (e) of the Act.
 - b) £1,839,200,000 being the aggregate of the amounts which the Council estimates for the items set out in Section 32(3)(a) to (c) of the Act.
 - c) £541,863,296.49 being the amount by which the aggregate at 3(a) above exceeds the aggregate at 3(b) above, calculated by the Council, in accordance with Section 32(4) of the Act, as its budget requirement for the year.
 - d) £292,293,316 being the aggregate of the sums which the Council estimates will be payable for the year into its general fund in respect of redistributed Non-Domestic Rates and Revenue Support Grant, increased by the amount which the Council estimates will be transferred from its Collection Fund into its General Fund under Section 97(3) of the Local Government Finance Act 1988 and reduced by the amount which the Council estimates will be transferred from its Collection Fund to its

General Fund pursuant to the
Collection Fund (Community
Charges) (England) Directions 1994.

e) £1,070.178816

being the amount at 3(c) above, less
the amount at 3(d) above, all divided
by the amount at 1(a) above,
calculated by the Council, in
accordance with Section 33(1) of the
Act, as the basic amount of its
Council Tax for the year.

f) £1,354,296.49

being the aggregate amount of all
special items referred to in Section
34(1) of the Act.

g) £1,064.37

being the amount at 3(e) above, less
the result given by dividing the
amount at 3(f) above by the amount
at 1(a) above, calculated by the
Council, in accordance with Section
34(2) of the Act, as the basic amount
of its Council Tax for the year for
dwellings in those parts of its area to
which no special item relates.

h)

Parish	Band D £ p
Aberford and District	1,074.61
Allerton Bywater	1,075.72
Alwoodley	1,074.37
Arthington	1,071.31
Bardsey cum Rigton	1,086.51
Barwick in Elmet and Scholes	1,083.20
Boston Spa	1,081.97
Bramham cum Oglethorpe	1,090.01
Bramhope and Carlton	1,094.96
Clifford	1,091.40
Collingham with Linton	1,096.56
Drighlington	1,074.30
Gildersome	1,075.18
Great and Little Preston	1,078.51
Harewood	1,064.92
Horsforth	1,079.05
East Keswick	1,090.10
Kippax	1,079.18
Ledsham	1,090.19
Ledston	1,083.88
Micklefield	1,122.47
Morley	1,082.47
Otley	1,122.05
Pool in Wharfedale	1,095.75
Scarcroft	1,080.86
Shadwell	1,091.83
Swillington	1,080.91
Thorner	1,100.81
Thorp Arch	1,083.97
Walton	1,097.70
Wetherby	1,112.73

being the amounts given by adding to the amount at 3(g) above the amounts of the special item or items relating to dwellings in those parts of the Council's area mentioned above divided in each case by the amount at 1(b) above or, in the case of Alwoodley, the amount agreed in 2, above, calculated by the Council, in accordance with Section 34(3) of the Act, as the basic amounts of its Council Tax for the year for dwellings in those parts of its area to which one or more special items relate.

i)

	Band A £ p	Band B £ p	Band C £ p	Band D £ p	Band E £ p	Band F £ p	Band G £ p	Band H £ p
LEEDS EXCEPT PARTS BELOW:	709.58	827.84	946.11	1,064.37	1,300.90	1,537.42	1,773.95	2,128.74
Parish of:								
Aberford and District	716.41	835.81	955.21	1,074.61	1,313.41	1,552.21	1,791.02	2,149.22
Allerton Bywater	717.15	836.67	956.20	1,075.72	1,314.77	1,553.82	1,792.87	2,151.44
Alwoodley	716.25	835.62	955.00	1,074.37	1,313.12	1,551.87	1,790.62	2,148.74
Arthington	714.21	833.24	952.28	1,071.31	1,309.38	1,547.45	1,785.52	2,142.62
Bardsey cum Rigton	724.34	845.06	965.79	1,086.51	1,327.96	1,569.40	1,810.85	2,173.02
Barwick in Elmet and Scholes	722.13	842.49	962.84	1,083.20	1,323.91	1,564.62	1,805.33	2,166.40
Boston Spa	721.31	841.53	961.75	1,081.97	1,322.41	1,562.85	1,803.28	2,163.94
Bramham cum Oglethorpe	726.67	847.79	968.90	1,090.01	1,332.23	1,574.46	1,816.68	2,180.02
Bramhope and Carlton	729.97	851.64	973.30	1,094.96	1,338.28	1,581.61	1,824.93	2,189.92
Clifford	727.60	848.87	970.13	1,091.40	1,333.93	1,576.47	1,819.00	2,182.80
Collingham with Linton	731.04	852.88	974.72	1,096.56	1,340.24	1,583.92	1,827.60	2,193.12
Drighlington	716.20	835.57	954.93	1,074.30	1,313.03	1,551.77	1,790.50	2,148.60
Gildersome	716.79	836.25	955.72	1,075.18	1,314.11	1,553.04	1,791.97	2,150.36
Great and Little Preston	719.01	838.84	958.68	1,078.51	1,318.18	1,557.85	1,797.52	2,157.02
Harewood	709.95	828.27	946.60	1,064.92	1,301.57	1,538.22	1,774.87	2,129.84
Horsforth	719.37	839.26	959.16	1,079.05	1,318.84	1,558.63	1,798.42	2,158.10
East Keswick	726.73	847.86	968.98	1,090.10	1,332.34	1,574.59	1,816.83	2,180.20
Kippax	719.45	839.36	959.27	1,079.18	1,319.00	1,558.82	1,798.63	2,158.36
Ledsham	726.79	847.93	969.06	1,090.19	1,332.45	1,574.72	1,816.98	2,180.38
Ledston	722.59	843.02	963.45	1,083.88	1,324.74	1,565.60	1,806.47	2,167.76
Micklefield	748.31	873.03	997.75	1,122.47	1,371.91	1,621.35	1,870.78	2,244.94
Morley	721.65	841.92	962.20	1,082.47	1,323.02	1,563.57	1,804.12	2,164.94
Otley	748.03	872.71	997.38	1,122.05	1,371.39	1,620.74	1,870.08	2,244.10
Pool in Wharfedale	730.50	852.25	974.00	1,095.75	1,339.25	1,582.75	1,826.25	2,191.50
Scarcroft	720.57	840.67	960.76	1,080.86	1,321.05	1,561.24	1,801.43	2,161.72
Shadwell	727.89	849.20	970.52	1,091.83	1,334.46	1,577.09	1,819.72	2,183.66
Swillington	720.61	840.71	960.81	1,080.91	1,321.11	1,561.31	1,801.52	2,161.82
Thorner	733.87	856.19	978.50	1,100.81	1,345.43	1,590.06	1,834.68	2,201.62
Thorp Arch	722.65	843.09	963.53	1,083.97	1,324.85	1,565.73	1,806.62	2,167.94
Walton	731.80	853.77	975.73	1,097.70	1,341.63	1,585.57	1,829.50	2,195.40
Wetherby	741.82	865.46	989.09	1,112.73	1,360.00	1,607.28	1,854.55	2,225.46

being the amounts given by multiplying the amounts at 3(g) and 3(h) above by the number which, in the proportion set out in Section 5(1) of the Act, is applicable to dwellings listed in a particular valuation band divided by the number which in that proportion is applicable to dwellings listed in Valuation Band D, calculated by the Council, in accordance with Section 36(1) of the Act, as the amounts to be taken into account for the year in respect of categories of dwellings listed in different valuation bands.

4 That, in the event that the DCLG fails to make the necessary order for the creation of the new parish of Alwoodley, the following amounts be calculated by the Council for the year 2008/09 in accordance with Sections 32 to 36 of the Local Government Finance Act 1992:-

a) £2,381,026,576.49 being the aggregate of the amounts which the Council estimates for the items set out in Section 32(2)(a) to (e) of the Act.

b) £1,839,200,000 being the aggregate of the amounts which the Council estimates for the

- items set out in Section 32(3)(a) to (c) of the Act.
- c) £541,826,576.49 being the amount by which the aggregate at 4(a) above exceeds the aggregate at 4(b) above, calculated by the Council, in accordance with Section 32(4) of the Act, as its budget requirement for the year.
- d) £292,293,316 being the aggregate of the sums which the Council estimates will be payable for the year into its general fund in respect of redistributed Non-Domestic Rates and Revenue Support Grant, increased by the amount which the Council estimates will be transferred from its Collection Fund into its General Fund under Section 97(3) of the Local Government Finance Act 1988 and reduced by the amount which the Council estimates will be transferred from its Collection Fund to its General Fund pursuant to the Collection Fund (Community Charges) (England) Directions 1994.
- e) £1,070.021357 being the amount at 4(c) above, less the amount at 4(d) above, all divided by the amount at 1(a) above, calculated by the Council, in accordance with Section 33(1) of the Act, as the basic amount of its Council Tax for the year.
- f) £1,317,576.49 being the aggregate amount of all special items referred to in Section 34(1) of the Act.
- g) £1,064.37 being the amount at 4(e) above, less the result given by dividing the amount at 4(f) above by the amount at 1(a) above, calculated by the Council, in accordance with Section 34(2) of the Act, as the basic amount of its Council Tax for the year for dwellings in those parts of its area to which no special item relates.

- h) That the amounts shown in 3(h) above be calculated with the exception of the entry for the parish of Alwoodley
- i) That the amounts shown in 3(i) above be calculated with the exception of the amounts relating to the parish of Alwoodley.

5 That it be noted for the year 2008/09 that the West Yorkshire Fire and Civil Defence Authority has issued the following precept to the Council in accordance with Section 40 of the Local Government Finance Act 1992, for each of the categories of dwellings shown below. **The proposed Council Taxes for the Police Authority are also shown below but they will not be finalised until that Authority meets to set its budget and Council Tax on 22nd February 2008.**

Precepting Authority	Band A £ p	Band B £ p	Band C £ p	Band D £ p	Band E £ p	Band F £ p	Band G £ p	Band H £ p
West Yorkshire Police Authority	82.4155	96.1515	109.8874	123.6233	151.0951	178.5670	206.0388	247.2466
West Yorkshire Fire and Civil Defence Authority	33.274397	38.820130	44.365863	49.911596	61.003062	72.094527	83.185993	99.823192

6 Subject to the decision of the Police Authority, that it be noted that the following amounts are expected to be set by the committee appointed under Paragraph 7 below as the amounts of Council Tax for the year 2008/09 for each of the categories of dwellings shown. In the event that the DCLG fails to make the necessary order for the creation of the parish of Alwoodley, the entries for that prospective parish will be omitted:

	Band A £ p	Band B £ p	Band C £ p	Band D £ p	Band E £ p	Band F £ p	Band G £ p	Band H £ p
LEEDS EXCEPT PARTS BELOW:	825.27	962.81	1,100.37	1,237.90	1,513.00	1,788.08	2,063.18	2,475.81
Parish of:								
Aberford and District	832.10	970.78	1,109.47	1,248.14	1,525.51	1,802.87	2,080.25	2,496.29
Allerton Bywater	832.84	971.64	1,110.46	1,249.25	1,526.87	1,804.48	2,082.10	2,498.51
Alwoodley	831.94	970.59	1,109.26	1,247.90	1,525.22	1,802.53	2,079.85	2,495.81
Arthington	829.90	968.21	1,106.54	1,244.84	1,521.48	1,798.11	2,074.75	2,489.69
Bardsey cum Rigton	840.03	980.03	1,120.05	1,260.04	1,540.06	1,820.06	2,100.08	2,520.09
Barwick in Elmet and Scholes	837.82	977.46	1,117.10	1,256.73	1,536.01	1,815.28	2,094.56	2,513.47
Boston Spa	837.00	976.50	1,116.01	1,255.50	1,534.51	1,813.51	2,092.51	2,511.01
Bramham cum Oglethorpe	842.36	982.76	1,123.16	1,263.54	1,544.33	1,825.12	2,105.91	2,527.09
Bramhope and Carlton	845.66	986.61	1,127.56	1,268.49	1,550.38	1,832.27	2,114.16	2,536.99
Clifford	843.29	983.84	1,124.39	1,264.93	1,546.03	1,827.13	2,108.23	2,529.87
Collingham with Linton	846.73	987.85	1,128.98	1,270.09	1,552.34	1,834.58	2,116.83	2,540.19
Drighlington	831.89	970.54	1,109.19	1,247.83	1,525.13	1,802.43	2,079.73	2,495.67
Gildersome	832.48	971.22	1,109.98	1,248.71	1,526.21	1,803.70	2,081.20	2,497.43
Great and Little Preston	834.70	973.81	1,112.94	1,252.04	1,530.28	1,808.51	2,086.75	2,504.09
Harewood	825.64	963.24	1,100.86	1,238.45	1,513.67	1,788.88	2,064.10	2,476.91
Horsforth	835.06	974.23	1,113.42	1,252.58	1,530.94	1,809.29	2,087.65	2,505.17
East Keswick	842.42	982.83	1,123.24	1,263.63	1,544.44	1,825.25	2,106.06	2,527.27
Kippax	835.14	974.33	1,113.53	1,252.71	1,531.10	1,809.48	2,087.86	2,505.43
Ledsham	842.48	982.90	1,123.32	1,263.72	1,544.55	1,825.38	2,106.21	2,527.45
Ledston	838.28	977.99	1,117.71	1,257.41	1,536.84	1,816.26	2,095.70	2,514.83
Micklefield	864.00	1,008.00	1,152.01	1,296.00	1,584.01	1,872.01	2,160.01	2,592.01
Morley	837.34	976.89	1,116.46	1,256.00	1,535.12	1,814.23	2,093.35	2,512.01
Otley	863.72	1,007.68	1,151.64	1,295.58	1,583.49	1,871.40	2,159.31	2,591.17
Pool in Wharfedale	846.19	987.22	1,128.26	1,269.28	1,551.35	1,833.41	2,115.48	2,538.57
Scarcroft	836.26	975.64	1,115.02	1,254.39	1,533.15	1,811.90	2,090.66	2,508.79
Shadwell	843.58	984.17	1,124.78	1,265.36	1,546.56	1,827.75	2,108.95	2,530.73
Swillington	836.30	975.68	1,115.07	1,254.44	1,533.21	1,811.97	2,090.75	2,508.89
Thorner	849.56	991.16	1,132.76	1,274.34	1,557.53	1,840.72	2,123.91	2,548.69
Thorp Arch	838.34	978.06	1,117.79	1,257.50	1,536.95	1,816.39	2,095.85	2,515.01
Walton	847.49	988.74	1,129.99	1,271.23	1,553.73	1,836.23	2,118.73	2,542.47
Wetherby	857.51	1,000.43	1,143.35	1,286.26	1,572.10	1,857.94	2,143.78	2,572.53

- 7 That, in accordance with Section 67(3) of the Local Government Finance Act 1992, the Council appoint a committee for the purpose of setting the council tax under Chapter III of that Act.

As respects the committee so appointed:

- the members shall be the members of the Executive Board of Leeds City Council
- its term of office will last only until such time as the Council Tax for 2008/09 has been set under Chapter III of that Act, the term to allow for the possibility of the Secretary of State designating or nominating Leeds City Council, West Yorkshire Police Authority or West Yorkshire Fire and Civil Defence Authority under Section 52B of that Act and substitute amounts having to be set as a result.

- 8 That the schedule of instalments for 2008/09 for payments to the principal authorities out of the Collection Fund be determined as set out in Appendix II of the report of the Director of Resources.

(iii) Housing Revenue Account Budget 2008/09

- (a) That the budget be approved at the average rent increase figure of 5.8%
- (b) That service charges be increased in line with average rent rises
- (c) That the charges for garage rents be increased to £5.55 per week

(iv) Capital Programme 2007-2012

- (a) That the capital programme as attached to the submitted report be approved.
- (b) That the proposed Minimum Revenue Provision policies for 2008/09 as set out in paragraph 5.3.2 and appendix G to the report be approved

(v) Treasury Management Strategy 2008/09

- (a) That the borrowing limits for 2007/08, 2008/09, 2009/10 and 2010/11 be as set out in section 3.4 of the submitted report
- (b) That the treasury management indicators for 2007/08, 2008/09, 2009/10 and 2010/11 be as set out in section 3.5 of the report
- (c) That the investment limits for 2007/08, 2008/09, 2009/10 and 2010/11 be as set out in section 3.6 of the report

On the requisition of Councillors M Hamilton and Smith the voting on the amendment in Councillor Wakefield's name was recorded as follows:

YES

Armitage, Atha, Atkinson, Blake, Congreve, Coulson, Coupar, Davey, Dobson, Dowson, Driver, Dunn, Gabriel, Grahame, Gruen, S Hamilton, Hanley, Harington, Harper, A Hussain, K Hussain, G Hyde, Illingworth, Iqbal, Jarosz, Langdale, J Lewis, R Lewis, Lowe, Lyons, A McKenna, J McKenna, Minkin, Morgan, Mulherin, Nash, Ogilvie, Parker, Rafique, Renshaw, Selby, Taggart, Wakefield

43

NO

Anderson, Andrew, Bale, Barker, Bentley, Brett, Campbell, A Carter, J L Carter, Mrs A Carter, Castle, Chapman, Downes, Elliott, Ewens, Mrs R Feldman, R D Feldman, Finnigan, Fox, Gettings, Golton, Grayshon, M Hamilton, Harker, Harrand, Harris, Hollingsworth, W Hyde, Jennings, Kendall, Kirkland, Lamb, Lancaster, Latty, Leadley, Loble, Monaghan, Morton, J Procter, R Procter, Pryke, Rhodes-Clayton, Robinson, Shelbrooke, Smith, Taylor, Townsley, Wadsworth, Wilkinson, Wilson

50

ABSTAIN

Beverley, A Blackburn, D Blackburn, Russell

4

On the requisition of Councillors M Hamilton and Harker the voting on the motion was recorded as follows:

YES

Anderson, Andrew, Bale, Barker, Bentley, D Blackburn, Brett, Campbell, A Carter, J L Carter, Mrs A Carter, Castle, Chapman, Downes, Elliott, Ewens, Mrs R Feldman, R D Feldman, Finnigan, Fox, Gettings, Golton, Grayshon, M Hamilton, Harker, Harrand, Harris, Hollingsworth, W Hyde, Jennings, Kendall, Kirkland, Lamb, Lancaster, Latty, Leadley, Loble, Monaghan, Morton, J Procter, R Procter, Pryke, Rhodes-Clayton, Robinson, Russell, Shelbrooke, Smith, Taylor, Townsley, Wadsworth, Wilkinson, Wilson

52

NO

G Hyde, Lyons, J McKenna, Nash, Rafique,

5

ABSTAIN

Armitage, Atkinson, Beverley, Coulson, Coupar, Davey, Dowson, Dunn, Grahame, S Hamilton, Hanley, Harington, Harper, A Hussain, Illingworth, Iqbal, Langdale, J Lewis, Lowe, A McKenna, Morgan, Mulherin, Renshaw, Selby

24

(Having declared a personal and prejudicial interest Councillor Murray left the meeting during the discussion and voting in respect of this matter)

(During the debate on this item Councillor Atha declared a personal interest as a trustee of the Northern Ballet)

81 Lord Mayor Announcement

During the debate under minute 80 the Lord Mayor welcomed Councillors Atkinson and Townsley to the meeting following their recent stays in hospital.

82 Reports

(a) Amendments to the Constitution

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

RESOLVED - That the report of the Assistant Chief Executive (Corporate Governance) on amendments to the Officer Delegation Scheme (Executive Functions) and other consequential amendments to the constitution be noted.

(b) Late Item – Appointments

The Lord Mayor having agreed to the admission of the matter as a late item of business under Council Procedure Rule 2.2(f), for reason of expeditiously securing attendance at meetings, it was moved by Councillor M Hamilton seconded by Councillor J Procter and

RESOLVED - That Councillor Fox be replaced by Councillor Shelbrooke on the Scrutiny Board (Resources), that Councillor Wadsworth be replaced by Councillor Fox on the Scrutiny Board (Health and Adult Social Care) and that Councillor Shelbrooke be replaced by Councillor Wadsworth on Scrutiny Board (City Development)

Also that Councillor Brett be appointed to the West Yorkshire Joint Services Committee.

83 Minutes

It was moved by Councillor A Carter seconded by Councillor M Hamilton and

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

84 Suspension of Council Procedure Rules

During the debate under minute 83 above it was moved by Councillor J Procter seconded by Councillor Gruen and

RESOLVED – That under the provisions of Council Procedure Rule 22.1, Procedure Rule 3.1(a) and (b) be suspended to extend the period for consideration of this item from 4.45 pm to 5.00 pm.

Council Procedure Rule 4 providing for the winding up of business was applied at 5.00 pm, prior to all notified comments on the minutes having been debated.

(The meeting was suspended at 5.05 pm and resumed at 5.35 pm)

85 White Paper Motion -Vote of No Confidence in the Administration

It was moved by Councillor Atha seconded by Councillor Taggart

That this Council deplores the inefficiencies and ineptitude of the Conservative led coalition.

An amendment was moved by Councillor Finnigan seconded by Councillor Grayshon

DELETE all after “of the” and replace with “Labour led Government” .

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

RESOLVED – That this Council deplores the inefficiencies and ineptitude of the Labour led Government.

86 Suspension of Council Procedure Rules

During the debate under minute 85 it was moved by Councillor M Hamilton seconded by Councillor J L Carter and

RESOLVED – That under the provisions of Council Procedure Rule 22.1, Procedure rule 3.1(c) be suspended to allow the debate on this item to be concluded.

(At the conclusion of the debate under minute 85 the provisions of Council Procedure Rule 3.1(d) were applied. The movers of the remaining motions had also indicated that they wished them to be dealt with without debate)

87 White Paper Motion Submitted under the Provisions of Council (Procedure Rule 3.1(d)) - Organ Donation

It was moved by Councillor Atha seconded by Councillor Morton and

RESOLVED - This Council resolves that all suitable/appropriate publications of the Council shall regularly contain a brief article or notice encouraging readers to register as organ donors and that the effects and continuance of this campaign be reviewed after 12 months.

88 White Paper Motion Submitted under the Provisions of Council (Procedure Rule 3.1(d)) - Availability of Social Housing

It was moved by Councillor Brett seconded by Councillor J L Carter and

RESOLVED – That this Council rejects the suggestion by Caroline Flint MP, Labour Minister for Housing, that social housing should only be made available to those able to seek work, and reaffirms its belief that social housing should be provided to those in need.

On the requisition of Councillors M Hamilton and Harker the voting on the motion was recorded as follows:

YES

Anderson, Andrew, Bale, Barker, Bentley, Beverley, A Blackburn, D Blackburn, Brett, Campbell, J L Carter, Mrs A Carter, Castle, Chapman, Downes, Ewens, Mrs R Feldman, R D Feldman, Fox, Golton, M Hamilton, Harker, Harrand, Harris, Hollingsworth, W Hyde, Jennings, Kendall, Kirkland, Lamb, Lancaster, Latty, Lobley, Monaghan, J Procter, R Procter, Pryke, Rhodes-Clayton, Robinson, Shelbrooke, Smith, Taylor, Townsley, Wadsworth, Wilkinson, Wilson

NO

Elliott, Finnigan, Grayshon

3

ABSTAIN

Leadley

1

(Council rose at 7:45 pm)



Originator: Ian Walton

Tel: 2474350

Report of the Assistant Chief Executive (Corporate Governance)

Council

Date: 9th April 2008

Subject: Appointments

Electoral Wards Affected:

Ward Members consulted
(referred to in report)

Specific Implications For:

Equality and Diversity

Community Cohesion

Narrowing the Gap

1.0 Introduction

1.1 Appointments to Regulatory Panels are reserved to Council.

1.2 The relevant Party Whip has requested the following changes:

That Councillor Ruth Feldman be appointed to a vacancy on the Plans Panel (City Centre)

That Councillor G Latty be appointed to the vacant position of Chair of the Plans Panel (City Centre)

2.0 Recommendations

2.1 That Council approve the appointments referred to in paragraph 1.2.

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Report of the Assistant Chief Executive (Corporate Governance)

Council

Date: 9th April 2008

Subject: Appointment of Independent Member of Standards Committee

Electoral Wards Affected:

Ward Members consulted
(referred to in report)

Specific Implications For:

Equality and Diversity

Community Cohesion

Narrowing the Gap

Executive Summary

1. This report recommends that the Council appoint Mr Philip Turnpenny to the role of Independent Member of the Standards Committee with effect from Thursday 10th April 2008.
2. The Standards Committee is currently comprised of five elected Members, two Parish Representatives and three Independent Members. Following the resignation of Ms Cheryl Grant in October 2007, a vacancy arose for an Independent Member.
3. Following an appointments process, interviews took place on Monday 31st March 2008. The interview panel was made up of the Assistant Chief Executive (Corporate Governance), the Chair of the Standards Committee, and the Head of Governance Services.
4. Members are recommended to appoint Mr Philip Turnpenny to the role of Independent Member of the Standards Committee with effect from Thursday 10th April 2008, until the annual meeting in 2012.

1.0 Purpose Of This Report

- 1.1 The purpose of this report is to recommend that the Council appoint Mr Philip Turnpenny to the role of Independent Member of the Standards Committee with effect from Thursday 10th April 2008.

2.0 Background Information

- 2.1 The Standards Committee is currently comprised of five elected Members, two Parish Representatives and three Independent Members. Following the resignation of Ms Cheryl Grant in October 2007, a vacancy arose for an Independent Member.
- 2.2 Following an appointments process, interviews took place on Monday 31st March 2008. The interview panel was made up of the Assistant Chief Executive (Corporate Governance), the Chair of the Standards Committee, and the Head of Governance Services.
- 2.3 Independent Members are currently appointed for a term of office of four years, and can only serve two terms in total.

3.0 Main Issues

- 3.1 Mr Philip Turnpenny is currently the Director of Human Resources at Moores Furniture Group Ltd in Wetherby, although will be retiring in June of this year.
- 3.2 Mr Turnpenny is also a Magistrate sitting in both the Adult and Family Proceedings Courts in Bradford and a governor at Tadcaster Grammar School as well as the Chairman of their Finance Committee.

4.0 Implications For Council Policy And Governance

- 4.1 According to the Relevant Authorities (Standards Committee) Regulations 2001, each Standards Committee should be made up of at least 25% of Independent Members. In order to comply with this regulation, a new Independent Member needs to be appointed to the Standards Committee as soon as possible.

5.0 Legal And Resource Implications

- 5.1 Mr Turnpenny has confirmed that he meets the legal requirements for this role.
- 5.2 The position of Independent Member attracts an allowance of £557 per annum, although this can be met from within existing resources.

6.0 Conclusions

- 6.1 The interview panel recommend that Mr Turnpenny is appointed to the role of Independent Member from 10th April 2008.

7.0 Recommendations

- 7.1 Members are recommended to appoint Mr Philip Turnpenny to the role of Independent Member of the Standards Committee with effect from Thursday 10th April 2008, until the annual meeting in 2012.



Originator: Lucy Stratford

Tel: 39 51632

Report of the Assistant Chief Executive (Corporate Governance)

Council

Date: 9th April 2008

Subject: Recommendations of the Corporate Governance and Audit Committee – Amendments to the Constitution

Electoral Wards Affected:

Ward Members consulted
(referred to in report)

Specific Implications For:

Equality and Diversity

Community Cohesion

Narrowing the Gap

1.0 Purpose Of This Report

1.1 This report presents to Council a number of recommendations of the Corporate Governance and Audit (CGA) Committee for amendments to the constitution.

2.0 Background Information

2.1 The CGA Committee is authorised under its terms of reference to consider proposals to amend the constitution, and to make recommendations to full Council on such proposals.

2.2 At its meeting on the 19th March the Committee received two reports making recommendations for amendments to the constitution. These reports and full supporting documentation / appendices are attached at appendix one and two to this report.

3.0 Main Issues

Responsibility for approving the Local Area Agreement

3.1 Functions under the Local Government and Public Involvement in Health Act 2007 which relate to local area agreements are local choice functions.¹

¹ Paragraph 1.3 of the report attached at appendix one states that regulations specifying functions under the Local Government and Public Involvement in Health Act 2007 which relate to local area agreements as local choice functions will shortly be issued. These regulations came into force on the 1st April.

- 3.2 Attached at appendix one is the report the Committee received proposing an amendment to Part 3, Section 1 of the constitution which sets out how responsibility for each local choice function is allocated.
- 3.3 Further to the detail set out in the report it was the resolution of the Committee to recommend to Council that Part 3, Section 1 of the constitution be amended to allocate the following functions under the Local Government and Public Involvement in Health Act 2007 which relate to local area agreements, to the Executive:
- the duty to prepare and submit a draft of a local area agreement (section 106);
 - the revision and addition of targets (section 110);
 - designated targets: revision proposals (section 111); and
 - duty to publish information about the local area agreement (section 113).

Substitution Arrangements for the Corporate Governance and Audit Committee

- 3.4 Set out in appendix two are proposals to establish substitution arrangements for the CGA Committee to reduce the risk of inquorate meetings. As is consistent with substitution arrangements for other Committees it is proposed that a defined pool of substitutes is established.
- 3.5 The Committee resolved, therefore, to recommend to full Council an addition to Council Procedure Rule 26, stating:

“In relation to the Corporate Governance and Audit Committee, the Council shall appoint substitute members via nominations from party Whips. Each Whip shall nominate one substitute for each member that sits on the Committee. Whips may not nominate any members that would be excluded from full membership under the provisions of Article 9 of the Constitution.”

Membership of the Corporate Governance and Audit Committee

- 3.6 In addition the Committee propose to recommend to Council an amendment to the Constitution relating to the Membership of the Committee.
- 3.7 Having considered national best practice guidance on the membership of audit committees (which stresses the need for independence from other committees) the Committee are minded to precluded from membership of the committee *any member who is appointed to Chair a Committee of Council*².
- 3.8 However, following feedback from Group Leaders and advice from the Monitoring Officer the Chair of the Committee proposes that this recommendation be deferred until such time as the Committee has been able to reconsider the implications of this proposal.

4.0 Implications for Council Policy and Governance

- 4.1 Establishing substitution arrangements for the Committee strengthens the Council's governance arrangements by reducing the risk that meetings may be inquorate.

² Except for the Chair of the Corporate Governance and Audit Committee.

5.0 Legal and Resource Implications

- 5.1 In relation to appendix one, the authority has to determine the responsibility for local choice functions, in accordance with the provisions of the Local Government Act 2000.
- 5.2 There are no legal and resource implications in relation to the amendments to the CGA substitution arrangements, nor are there any such implications with regard to the deferment of the proposed amendments to the rules regarding the membership of the CGA Committee.

6.0 Recommendations

- 6.1 Council is recommended to approve the following amendments:
- that Part 3, Section 1 of the constitution be amended to allocate the following functions under the Local Government and Public Involvement in Health Act 2007 which relate to local area agreements, to the Executive:
 - the duty to prepare and submit a draft of a local area agreement (section 106);
 - the revision and addition of targets (section 110);
 - designated targets: revision proposals (section 111); and
 - duty to publish information about the local area agreement (section 113);
 - that an extra paragraph is added to Council Procedure Rules 26 stating:
“In relation to the Corporate Governance and Audit Committee, the Council shall appoint substitute members via nominations from party Whips. Each Whip shall nominate one substitute for each member that sits on the Committee. Whips may not nominate any members that would be excluded from full membership under the provisions of Article 9 of the Constitution.”

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Originator: JaneStageman
/Liz Davenport
Tel. 74352

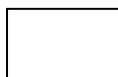
Report of the Assistant Chief Executive (Planning Policy and Improvement)

Corporate Governance and Audit Committee

Date: 19 March 2008

Subject: Responsibility for approving Local Area Agreement

Electoral Wards Affected:



Ward Members consulted
(referred to in report)

Specific Implications For:

Equality and Diversity

Community Cohesion

Narrowing the Gap

Executive Summary

Functions under the Local Government and Public Involvement in Health Act 2007 which relate to local area agreements will become local choice functions under regulations due to come into force on 1 April 2008. The Corporate Governance and Audit Committee are asked to consider whether functions relating to local area agreements should be the responsibility of the executive or full council, and make appropriate recommendations to full council.

The local area agreement in Leeds is incorporated into the Leeds Strategic Plan 2008 -11. The Leeds Strategic Plan is part of the Budget and Policy Framework and subject to pre scrutiny and approval by Full Council. The local area agreement targets flow from the strategic outcomes and improvement priorities that will be approved in the Leeds Strategic Plan. They are subject to additional negotiations with central government to a tight timescale.

It is recommended that the functions relating to local area agreements should be an executive responsibility.

LATE ITEM

1.0 Purpose Of This Report

- 1.1 This report is presented to the Corporate Governance and Audit Committee as a late report due to the recent notification from government of new regulations. The regulations allow local authorities to choose how to allocate responsibility for the approval of local area agreements.
- 1.2 The regulations which were originally published on 3 March 2008 contained an error, in that they specified that the functions relating to local area agreements were to be local choice functions **and** inserted into the budget and policy framework. For this reason the report was not available for dispatch with the agenda.
- 1.3 The Department of Communities and Local Government have now acknowledged the error, and confirmed that amending regulations will shortly be issued, which will confirm that these functions are to be local choice functions.
- 1.4 As elements of the local area agreement are in the final stages of negotiation it is therefore necessary to have clarity over where authority for approval lies.
- 1.5 The report needs to be considered at this meeting, in order that the authority can comply with the timescales for approving the local area agreement and referring it to the Secretary of State.
- 1.6 The Corporate Governance and Audit Committee are asked to consider whether functions relating to local area agreements should be the responsibility of the Executive or Full Council, and make appropriate recommendations to Full Council.

2.0 Background Information

- 2.1 The authority has to decide whether certain specified functions known as “local choice” functions are the responsibility of the executive or council. These functions currently include arrangements for education appeals, and the appointment of individuals to an office outside the authority.
- 2.2. Section 1 Part 3 of the constitution sets out how responsibility for each local choice function has been allocated. The decision to allocate responsibility for a local choice function rests with Full Council, and will result in Section 1 Part 3 of the Constitution being amended. Article 15 of the constitution requires the Corporate Governance and Audit Committee to consider amendments to Part 3 which are the responsibility of Full Council.
- 2.3. Functions under the Local Government and Public Involvement in Health Act 2007 (which relate to local area agreements) will become local choice functions under regulations due to come into force on 1 April 2008.
- 2.4. A local area agreement sets out the local improvement targets for an area. The council is required to submit its proposed local area agreement to the Secretary of State for approval on or before 30 May 2008.

LATE ITEM

- 2.5. The authority is required (amongst other things) to have regard to its Sustainable Community Strategy (SCS) when preparing its draft local area agreement¹. The SCS for Leeds is the Vision for Leeds 2004-11. This is listed in Article 4 of the Constitution and as such is part of the council's Budget and Policy Framework. This document was approved by Full Council in 2004.
- 2.6. The Leeds Strategic Plan (LSP) 2008-11 is the key delivery plan for the Vision for Leeds 2004-11 and importantly incorporates the requirements of the local area agreement for Leeds, the functions of which are the subject of this report. The LSP is also listed in Article 4 of the Constitution as being part of the council's Budget and Policy Framework. This is currently undergoing the process of scrutiny and has yet to be approved by full council.

3.0 Main Issues

- 3.1. The functions now listed as local choice functions are:
- the duty to prepare and submit a draft of a local area agreement (section 106);
 - the revision and addition of targets (section 110)
 - designated targets: revision proposals (section 111); and
 - duty to publish information about the local area agreement (section 113).
- 3.2. The authority therefore now needs to decide responsibility for these functions.
- 3.3. The timing for approval of the various elements of the Leeds Strategic Plan 2008-11 (and the allocation of responsibility for the functions re the LAA) present the Council with a number of challenges, particularly with regard to the timing of the approval of the final document.
- 3.4. As identified in paragraph 2.6, the strategic plan incorporates the Local Area Agreement. The agreement, and the associated targets, are subject to further negotiation with central government in April 2008 at the conclusion of which the local area agreement will be submitted to the Secretary of State for approval (on or before 30 May 2008)
- 3.5. In tandem Members will be aware the Leeds Strategic Plan 2008-11 has been prepared following a extensive consultation process during the autumn 2007 that included all Elected Members, through Area Committees and Scrutiny; the public, private and voluntary, community and faith sector partners; focus groups of local residents; and Leeds City Council employees. Further the Executive Board, on March 12th 2008, endorsed the strategic outcomes and improvement priorities that have been identified as a result of the consultation exercise.
- 3.6. The Leeds Strategic Plan 2008-11 is scheduled to be presented to Full Council (at the conclusion of the LAA negotiations) in June 2008. To facilitate the negotiation of the LAA components of the plan the Assistant Chief Executive (Planning, Policy and Improvement) recommends that the functions relating to local agreements should be the responsibility of the Executive.

¹ Section 106(2)(c)(ii) LGPIAct 2007

LATE ITEM

4.0 Implications For Council Policy And Governance

4.1 The committee is required to consider this issue, and make recommendations to full council on it, in accordance with Article 15 of the constitution.

5.0 Legal And Resource Implications

5.1 The authority has to determine the responsibility for local choice functions, in accordance with the provisions of the Local Government Act 2000.

6.0 Recommendations

6.1 The Committee is asked to recommend to council that council approve an amendment to Section 1 of Part 3 of the constitution, to allocate the following functions under the Local Government and Public Involvement in Health Act 2007 which relate to local area agreements, to the Executive Board:

- the duty to prepare and submit a draft of a local area agreement (section 106);
- the revision and addition of targets (section 110)
- designated targets: revision proposals (section 111); and
- duty to publish information about the local area agreement (section 113).



Originator: Lucy Stratford
Tel: 51632

Report of the Assistant Chief Executive (Corporate Governance)

Corporate Governance and Audit Committee

Date: 19th March 2008

Subject: Amendments to Constitution – Membership / Substitution Arrangements for the Corporate Governance and Audit Committee

Electoral Wards Affected:

Ward Members consulted (referred to in report)

Specific Implications For:

Equality and Diversity

Community Cohesion

Narrowing the Gap

Executive Summary

1. The purpose of this report is to present to Members:
 - a proposed amendment to Article 9 of the Constitution, amending the rules regarding membership of the Corporate Governance and Audit (CGA) Committee; and
 - a proposed amendment to Council Procedure Rules 26 setting out substitution arrangements for the Committee in order to reduce the risk of the Committee being inquorate.

2. The Committee is requested to recommend to Council that Article 9 of the Constitution is amended to read:

“Members of the Executive; and Political Group Leaders and Whips from the administration and the major opposition Group are precluded from being members of the Corporate Governance and Audit Committee. Any member who is appointed to Chair a Committee of Council is also precluded from membership of the Corporate Governance and Audit Committee.”

3. The Committee is also requested to recommend to Council an amendment to Council Procedure Rule 26 as set out below:

“In relation to the Corporate Governance and Audit Committee, the Council shall appoint substitute members via nominations from party Whips. Each Whip shall nominate one substitute for each member that sits on the Committee. Whips may not nominate any members that would be excluded from full membership under the provisions of Article 9 of the Constitution”.

1.0 Purpose Of This Report

- 1.1 The purpose of this report is to present to Members:
- a proposed amendment to Article 9 of the Constitution, amending the rules regarding membership of the Corporate Governance and Audit (CGA) Committee; and
 - a proposed amendment to Council Procedure Rules 26 setting out substitution arrangements for the Committee in order to reduce the risk of the Committee being inquorate.

2.0 Background Information

- 2.1 The terms of reference for the CGA Committee include the function to “consider proposals to amend the Constitution and make recommendations to full Council.” Article 9 and Council Procedure Rules form part of the Council’s Constitution. Council Procedure Rules set out the rules for substitution at Committees appointed by Full Council.
- 2.2 At their meeting on the 16th May 2007 CGA Committee resolved to “recommend to Council to amend Article 9 of the Constitution to preclude members of the Executive; and Political Group Leaders and Whips from the administration and the major opposition Group from being members of the CGA Committee.” This change was made to bring the membership of the Committee into line with advice from the Chartered Institute of Public Finance and Accountancy (CIPFA) regarding the membership of audit committees.
- 2.3 As a consequence of this amendment the Assistant Chief Executive (Corporate Governance) authorised an amendment to Council Procedure Rules, removing the substitution provision for the CGA Committee. The previous rule in relation to substitution was as follows: “In relation to the Corporate Governance and Audit Committee, an Executive Member, Lead Member, Whip or Assistant Whip shall be entitled to attend meetings in place of a regular member of the Committee.” Such arrangements would have conflicted with the newly constituted membership of the Committee – as set out in Article 9.

3.0 Main Issues

Membership of the Committee – Article 9

- 3.1 As set out above Article 9 of the Constitution was amended last year so as to bring membership of the CGA Committee into line with CIPFA guidance regarding the membership of audit committees.
- 3.2 Since then officers have undertaken a review of how far the Leeds City Council CGA Committee complies with that guidance.
- 3.3 During this review officers identified that the CIPFA guidance suggests that in addition to independence from the Executive members of the Committee should also be “sufficiently independent of the other key Committees of the Council”
- 3.4 It would not be practical to separate membership of the CGA Committee from all other Committees of the Council as most members are involved with other Committees. However, officers believe that it would be appropriate to preclude Chairs of other committees from membership of CGA Committee as, by virtue of their leadership role as Chair it could be deemed that they, more so than other

members, are not “sufficiently independent of the other key Committees of the Council?”

3.5 Therefore, it is recommended that Article 9 of the Constitution be amended to read:

“Members of the Executive; and Political Group Leaders and Whips from the administration and the major opposition Group are precluded from being members of the Corporate Governance and Audit Committee. Any member who is appointed to Chair a Committee of Council is also precluded from membership of the Corporate Governance and Audit Committee.”

3.6 A copy of an amended Article 9 is attached at Appendix One to this report.

Amendment to Council Procedure Rules to reduce risk of inquorate meetings

3.7 Further to the changes that were implemented last year in relation to membership of the CGA Committee, the substitution arrangements that were in place were removed (as per paragraph 2.3 above).

3.8 Substitution arrangements reduce the risk of a meeting of a Committee being inquorate. As such, it is now necessary to consider arrangements to reduce the risk of the CGA Committee being inquorate.

3.9 Substitution arrangements for Committees at Leeds City Council are set out in the Council’s Constitution, and specify a defined pool of Members who are able to substitute at certain Committees. For example, in relation to each Regulatory Panel, the Council appoints substitute members, comprising members of the other Regulatory Panels.

3.10 It is proposed, therefore, that for the CGA Committee a defined pool of substitutes should be identified. As stated at paragraph 2.3 above the previous pool is no longer appropriate. Therefore, it is proposed that the pool is established via nominations from Whips. Each party would be able to nominate one substitute for each member that sits on the Committee. Whips would be asked to consider, in making their nominations, which members would have the appropriate knowledge and/or experience to substitute at the Committee. They would also be precluded from nominating any member excluded from full membership by the provisions of Article 9.

3.11 If this proposal is implemented Council Procedure Rules 26 would require an additional paragraph stating:

“In relation to the Corporate Governance and Audit Committee, the Council shall appoint substitute members via nominations from party Whips. Each Whip shall nominate one substitute for each member that sits on the Committee. Whips may not nominate any members that would be excluded from full membership under the provisions of Article 9 of the Constitution.”

3.12 The amended Council Procedure Rule is attached at Appendix Two to this report.

4.0 Implications For Council Policy And Governance

4.1 Amending the rules regarding the membership of the CGA Committee so as to preclude Chairs of Council Committees from membership strengthens the independence of the Committee in line with the guidance from CIPFA.

4.2 Establishing substitution arrangements for the Committee strengthens the Council's governance arrangements by reducing the risk that meetings may be inquorate.

5.0 Legal And Resource Implications

5.1 There are no legal or resource implications.

6.0 Recommendations

6.1 The Committee is requested to recommend to Council that Article 9 of the Constitution is amended to read:

“Members of the Executive; and Political Group Leaders and Whips from the administration and the major opposition Group are precluded from being members of the Corporate Governance and Audit Committee. Any member who is appointed to Chair a Committee of Council is also precluded from membership of the Corporate Governance and Audit Committee.”

6.2 The Committee is also requested to recommend to Council an amendment to Council Procedure Rule 26 as set out below:

“In relation to the Corporate Governance and Audit Committee, the Council shall appoint substitute members via nominations from party Whips. Each Whip shall nominate one substitute for each member that sits on the Committee. Whips may not nominate any members that would be excluded from full membership under the provisions of Article 9 of the Constitution”.

ARTICLE 9 –CORPORATE GOVERNANCE AND AUDIT COMMITTEE**COMPOSITION****Membership**

- 9.1.1 Members of the Executive; and Political Group Leaders and Whips from the administration and the major opposition Group are precluded from being members of the Corporate Governance and Audit Committee. Any member who is appointed to Chair a Committee of Council is also precluded from membership of the Corporate Governance and Audit Committee
- 9.1.2 The Chair of Standards Committee will be a non voting co-opted member of the Committee

Council Procedure Rules

shall not be the subject of discussion until the Council, committee, or sub-committee or other body as the case may be, has decided whether or not the power of exclusion of the public under section 100A of the Local Government Act 1972 shall be exercised.

25.0 APPLICATION TO COMMITTEES AND SUB COMMITTEES

25.1 All of the Council Procedure Rules apply to meetings of full Council. None of the Rules apply to meetings of the Executive (see Executive Procedure Rules). Only the following Rules apply to meetings of committees and sub-committees: 6, 7, 16.1, 16.2, 16.5, 17, 19, 21, 23 - 28.

25.2 References to “Lord Mayor” shall read “the Chair”.

26.0 SUBSTITUTE MEMBERS

26.1 Allocation

- (a) In relation to each Regulatory Panel, the Council shall appoint substitute members, comprising all other members of the other Regulatory Panels. A nominated member shall be entitled to attend meetings in place of a regular member, subject to the substitute member having received appropriate training.
- (b) In relation to the Members’ Management Committee, an Executive Member, Lead Member, Whip or Assistant Whip shall be entitled to attend meetings in place of a regular member of the Committee.
- (c) In relation to the Development Plan Panel, the Council shall appoint substitute Members, comprising all Members of the Regulatory Panels. A nominated Member shall be entitled to attend meetings in place of a regular Member, subject to the substitute Member having received appropriate training.

(d) ~~In relation to the Corporate Governance and Audit Committee, the Council shall appoint substitute members via nominations from party Whips. Each Whip shall nominate one substitute for each member that sits on the Committee. Whips may not nominate any members that would be excluded from full membership under the provisions of Article 9 of the Constitution”~~

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26.2 Substitution

A substitute member shall be entitled to attend in place of a regular member provided that the Committee Clerk has been notified of this before the meeting begins. Once the meeting has begun, the regular member in respect of whom notification has been received, shall no longer be entitled to attend that meeting as a member of the panel or committee concerned

26.3 Powers and Duties

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