

SCRUTINY BOARD (ENVIRONMENT AND NEIGHBOURHOODS)

**Meeting to be held in Civic Hall, Leeds on
Monday, 8th November, 2010 at 10.00 am**

**A pre-meeting will take place for ALL Members of the Board
in a Committee Room at 9.30 am**

MEMBERSHIP

Councillors

- B Anderson (Chair) - Adel and
Wharfedale;
- A Barker - Horsforth;
- G Driver - Middleton Park;
- P Ewens - Hyde Park and
Woodhouse;
- R Grahame - Burmantofts and
Richmond Hill;
- G Hyde - Killingbeck and
Seacroft;
- M Iqbal - City and Hunslet;
- J Marjoram - Calverley and
Farsley;
- L Mulherin - Ardsley and Robin
Hood;
- R Procter - Harewood;

Please note: Certain or all items on this agenda may be recorded.

**Agenda compiled by:
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CONFIDENTIAL AND EXEMPT ITEMS

The reason for confidentiality or exemption is stated on the agenda and on each of the reports in terms of Access to Information Procedure Rules 9.2 or 10.4(1) to (7). The number or numbers stated in the agenda and reports correspond to the reasons for exemption / confidentiality below:

9.0 Confidential information – requirement to exclude public access

9.1 The public must be excluded from meetings whenever it is likely in view of the nature of the business to be transacted or the nature of the proceedings that confidential information would be disclosed. Likewise, public access to reports, background papers, and minutes will also be excluded.

9.2 Confidential information means

- (a) information given to the Council by a Government Department on terms which forbid its public disclosure or
- (b) information the disclosure of which to the public is prohibited by or under another Act or by Court Order. Generally personal information which identifies an individual, must not be disclosed under the data protection and human rights rules.

10.0 Exempt information – discretion to exclude public access

10.1 The public may be excluded from meetings whenever it is likely in view of the nature of the business to be transacted or the nature of the proceedings that exempt information would be disclosed provided:

- (a) the meeting resolves so to exclude the public, and that resolution identifies the proceedings or part of the proceedings to which it applies, and
- (b) that resolution states by reference to the descriptions in Schedule 12A to the Local Government Act 1972 (paragraph 10.4 below) the description of the exempt information giving rise to the exclusion of the public.
- (c) that resolution states, by reference to reasons given in a relevant report or otherwise, in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

10.2 In these circumstances, public access to reports, background papers and minutes will also be excluded.

10.3 Where the meeting will determine any person's civil rights or obligations, or adversely affect their possessions, Article 6 of the Human Rights Act 1998 establishes a presumption that the meeting will be held in public unless a private hearing is necessary for one of the reasons specified in Article 6.

10.4 Exempt information means information falling within the following categories (subject to any condition):

- 1 Information relating to any individual
- 2 Information which is likely to reveal the identity of an individual.
- 3 Information relating to the financial or business affairs of any particular person (including the authority holding that information).
- 4 Information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or officer-holders under the authority.
- 5 Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.
- 6 Information which reveals that the authority proposes –
 - (a) to give under any enactment a notice under or by virtue of which requirements are imposed on a person; or
 - (b) to make an order or direction under any enactment
- 7 Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime

Item No	Ward/Equal Opportunities	Item Not Open		Page No
1			<p>APPEALS AGAINST REFUSAL OF INSPECTION OF DOCUMENTS</p> <p>To consider any appeals in accordance with Procedure Rule 25 of the Access to Information Procedure Rules (in the event of an Appeal the press and public will be excluded.)</p> <p>(*In accordance with Procedure Rule 25, written notice of an appeal must be received by the Chief Democratic Services Officer at least 24 hours before the meeting.)</p>	
2			<p>EXEMPT INFORMATION - POSSIBLE EXCLUSION OF THE PRESS AND PUBLIC</p> <p>1 To highlight reports or appendices which officers have identified as containing exempt information, and where officers consider that the public interest in maintaining the exemption outweighs the public interest in disclosing the information, for the reasons outlined in the report.</p> <p>2 To consider whether or not to accept the officers recommendation in respect of the above information.</p> <p>3 If so, to formally pass the following resolution:-</p> <p>RESOLVED – That the press and public be excluded from the meeting during consideration of the following parts of the agenda designated as containing exempt information on the grounds that it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that if members of the press and public were present there would be disclosure to them of exempt information, as follows:</p> <p><u>Agenda Item 10 – 2 Exempt Appendices</u></p>	

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3			<p>LATE ITEMS</p> <p>To identify items which have been admitted to the agenda by the Chair for consideration.</p> <p>(The special circumstances shall be specified in the minutes.)</p>	
4			<p>DECLARATIONS OF INTEREST</p> <p>To declare any personal / prejudicial interests for the purpose of Section 81 (3) of the Local Government Act 2000 and paragraphs 8 to 12 of the Members Code of Conduct.</p>	
5			<p>APOLOGIES FOR ABSENCE AND NOTIFICATION OF SUBSTITUTES</p> <p>To receive any apologies for absence and notification of substitutes.</p>	
6			<p>MINUTES - 11TH OCTOBER 2010</p> <p>To confirm as a correct record the attached minutes of the meeting held on 11th October 2010.</p>	1 - 6
7			<p>THE FUTURE OF COUNCIL HOUSING</p> <p>To receive and consider the attached report of the Director of Environment and Neighbourhoods, submitted to the Executive Board on 3rd November 2010.</p>	7 - 24
8			<p>DOG CONTROL ORDERS</p> <p>To receive and consider the attached report of the Director of Environment and Neighbourhoods, submitted to the Executive Board on 3rd November 2010.</p>	25 - 48

Item No	Ward/Equal Opportunities	Item Not Open		Page No
9			<p>BUDGET ANALYSIS FOR THE HOUSING REVENUE ACCOUNT AND GENERAL FUND 2010/11</p> <p>To receive and consider the attached analysis of the outturn position for the Housing Revenue Account for period 6 and an analysis of the outturn position for the Environment and Neighbourhoods Directorate General Fund for period 6.</p>	49 - 64
10		10.4 (1) & (5)	<p>SCRUTINY INQUIRY - GYPSY AND TRAVELLER SITE PROVISION IN LEEDS</p> <p>To receive and consider the attached report of the Head of Scrutiny and Member Development and to receive evidence from officers of various Council Departments.</p>	65 - 110
11			<p>WORK PROGRAMME</p> <p>To receive and consider the attached report of the Head of Scrutiny and Member Development outlining the Scrutiny Board's work programme for the remainder of the current municipal year.</p>	111 - 138
12			<p>DATES AND TIMES OF FUTURE MEETINGS</p> <p>Thursday 2nd December 2010 (provisional only) Monday 13th December 2010 Monday 17th January 2011 Monday 14th February 2011 Monday 14th March 2011 Monday 11th April 2011</p> <p>All at 10am (Pre Meetings 9.30am)</p>	