



SCRUTINY BOARD (INFRASTRUCTURE, INVESTMENT & INCLUSIVE GROWTH)

Meeting to be held in Civic Hall, 1st Floor West, LS1 1UR on
Wednesday, 10th April, 2019 at 10.30 am

MEMBERSHIP

Councillors

K Brooks - Little London and Woodhouse
N Buckley - Alwoodley
P Carlill - Calverley and Farsley
K Dye – Killingbeck and Seacroft
S Field – Garforth and Swillington
R Grahame – Burmantofts and Richmond Hill
C Harrison - Rothwell
K Maqsood – Gipton and Harehills
M Shazhad - Moortown
J Taylor - Horsforth
P Truswell (Chair) – Middleton Park
P Wadsworth – Guiseley and Rawdon

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Principal Scrutiny Adviser:
Sandra Pentelow
Tel: 37 88655

A G E N D A

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 Rules (in the event of an Appeal the press and public will be excluded)</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>	
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 DISCLOSABLE PECUNIARY INTERESTS</p>	<p>To disclose or draw attention to any disclosable pecuniary interests for the purposes of Section 31 of the Localism Act 2011 and paragraphs 13-16 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 - 20 FEBRUARY 2019</p>	<p>To approve as a correct record the minutes of the minutes of the meeting held on 20 February 2019.</p>	1 - 8
7	<p>DRAFT SCRUTINY INQUIRY REPORT - LEEDS INCLUSIVE GROWTH STRATEGY</p>	<p>To consider the report of the Head of Governance and Scrutiny Support.</p> <p>Draft inquiry report to follow.</p>	9 - 10
8	<p>SUSTAINABLE DEVELOPMENT - TRACKING OF SCRUTINY RECOMMENDATIONS/DESIRED OUTCOMES</p>	<p>To consider the report of the Head of Governance and Scrutiny Support which sets out the progress made in responding to the recommendations arising from the Scrutiny Inquiry into Sustainable Development.</p>	11 - 66
9	<p>WORK SCHEDULE</p>	<p>To consider the report of the Head of Governance and Scrutiny Support regarding the Scrutiny Board's work schedule for the 2018/19 municipal year and outline proposals for the 2019/20 municipal year.</p>	67 - 112

DATE AND TIME OF NEXT MEETING

To be confirmed.

THIRD PARTY RECORDING

Recording of this meeting is allowed to enable those not present to see or hear the proceedings either as they take place (or later) and to enable the reporting of those proceedings. A copy of the recording protocol is available from the contacts on the front of this agenda.

Use of Recordings by Third Parties – code of practice

- a) Any published recording should be accompanied by a statement of when and where the recording was made, the context of the discussion that took place, and a clear identification of the main speakers and their role or title.
- b) Those making recordings must not edit the recording in a way that could lead to misinterpretation or misrepresentation of the proceedings or comments made by attendees. In particular there should be no internal editing of published extracts; recordings may start at any point and end at any point but the material between those points must be complete.

SCRUTINY BOARD (INFRASTRUCTURE, INVESTMENT & INCLUSIVE GROWTH)

WEDNESDAY, 20TH FEBRUARY, 2019

PRESENT: Councillor P Truswell in the Chair

Councillors K Brooks, N Buckley, K Dye,
S Field, R Grahame, C Harrison,
K Maqsood, D Ragan, M Shazad, J Taylor
and P Wadsworth

57 Appeals Against Refusal of Inspection of Documents

There were no appeals against refusal of inspection of documents.

58 Exempt Information - Possible Exclusion of the Press and Public

There were no exempt items.

59 Late Items

There were no late items.

60 Declarations of Disclosable Pecuniary Interests

No declarations of disclosable pecuniary interests were made.

61 Apologies for Absence and Notification of Substitutes

Apologies for absence were submitted on behalf of Councillor P Carlill.
Councillor D Ragan attended as substitute.

62 Minutes - 9 January 2019

RESOLVED- That the minutes of the meeting held 9th January 2019 be approved as a correct record.

63 Powering up the Leeds Economy through Digital Inclusion - Scrutiny Inquiry Recommendation Tracking

The report of the Head of Governance and Scrutiny Support and Chief Digital and Information Officer, set out the progress made in responding to the recommendations arising from the scrutiny inquiry Powering up the Leeds Economy through Digital Inclusion.

The following were in attendance for this item:

- Jason Tutin - Digital & Learning Development Manager

Draft minutes to be approved at the meeting
to be held on Wednesday, 10th April, 2019

- Andrew Byrom – Head of Operational Services
- Adam Micklethwaite from the Good Things Foundation

The Digital & Learning Development Manager introduced the report, summarising the services progress in terms of the agreed recommendations and asked that Members agree an additional recommendation as set out in the report at 6.1.

The report set out for Members the status of the recommendations that Members had previously considered at the Board meeting in January 2018.

The status of recommendations were agreed as follows:

- Recommendation 1 – Not fully implemented (Progress made acceptable. Continue monitoring).
- Recommendation 2 – Not fully implemented (Progress made acceptable. Continue monitoring).
- Recommendation 4 – Not fully implemented (Progress made acceptable. Continue monitoring).
- Recommendation 6 – Not fully implemented (Progress made acceptable. Continue monitoring).
- Recommendation 7 – Not fully implemented (Progress made acceptable. Continue monitoring).
- Recommendation 8 – Not fully implemented (Progress made acceptable. Continue monitoring).
- Recommendation 9 – Not fully implemented (Progress made acceptable. Continue monitoring).
- Recommendation 10 – Not fully implemented (Progress made acceptable. Continue monitoring).
- Recommendation 11 – Not fully implemented (Progress made acceptable. Continue monitoring).
- Recommendation 12 – Not fully implemented (Progress made acceptable. Continue monitoring).
- Recommendation 13 – Not fully implemented (Progress made acceptable. Continue monitoring).

The Board discussed the following points:

- That Leeds is a leading authority on digital inclusion and is considered a model of good practice with peers.
- The support for carers and their involvement with the programme. Officers provided assurance that although the carer will need to commit time initially, there will be benefits to carer in their work.
- Problems and support options for claimants accessing universal credit and housing applications digitally.
- The support being offered to third sector organisations, to progress digital inclusion across the City and broaden skills, particularly with those who are harder to reach.
- Confirmation that Wards not listed in the priority neighbourhoods would still receive reactive support and would not miss out on digital benefits;

Members noted that if support was required then digital inclusion team would assist.

- The funding options and training opportunities available to enable the provision of technology and connectivity in community centres, libraries, schools and council buildings.
- Clarity was sought regarding the grants programme available to communities and advice was provided that:
 - the partnership with Smarter Leeds identifies priority locations to expand free WI-FI into 20 community buildings;
 - The 100k budget is a separate provision which sets aside money for communities to equip community buildings, i.e. enabling them to bid for computers.
- The opportunities available for people with disabilities; Officers informed the Board that work is underway with partners and stakeholders including investment of voice activation technology as part of the programme.
- The provision of support and training for Council staff without the 5 basic digital skills.
- The need to consider those who will never embrace digital solutions to ensure that they do not become disconnected from Council Services.
- The Board stated their intention to consider return on investment in greater depth at the next review now that a greater number of schemes have been established
- The Board expressed concern that the council function that supports the co-ordination of the expanding Digital Inclusion movement in Leeds is wholly dependent on grant funding. Acknowledging the value of this small team, who are enabling the voluntary and independent sector of Leeds to deliver to their target groups, the Board consider that ongoing security and the sustainability of this function is essential. The Board has resolved to recommend that the Executive Board should give serious consideration to programming revenue funding, currently approx. £189,000 for the Digital Inclusion Team, into the Council's budget from 2020/21 onwards.

RESOLVED- The Scrutiny Board (Infrastructure, Investment and Inclusive Growth):

- a) Noted the contents of the report.
- b) Approved the status of the recommendations as set out above.
- c) Agreed to receive a further report in 2020 to review the evidence of impact and return on investment for the 100% Digital Leeds programme.
- d) Recommend that that the Executive Board should give serious consideration to programming revenue funding, currently approx.£189,000 for the Digital Inclusion Team, into the Council's budget from 2020/21 onwards.

64 Housing Mix - Update and Scrutiny Inquiry Recommendation Tracking

The report of the Head of Governance and Scrutiny Support set out the progress made in responding to the recommendations arising from the Scrutiny inquiry into Housing Mix.

The following were in attendance for this item:

- Martin Elliot – Group Manager, Policy and Plans
- Sarah Hellewell – Principal Planner
- Councillor Richard Lewis – Executive Member for Regeneration, Transport and Planning

The status of recommendations were agreed as follows:

- Recommendation 3 – Achieved
- Recommendation 4 – Not fully implemented (Progress made acceptable. Continue monitoring).
- Recommendation 5 - Not fully implemented (Progress made acceptable. Continue monitoring).
- Recommendation 8 – Not fully implemented (Progress made acceptable. Continue monitoring).
- Recommendation 9 Achieved
- Recommendation 10 - Not fully implemented (Progress made acceptable. Continue monitoring).

Key issues identified in discussions with the Board included:

- Sheltered accommodation to be provided in priority areas of deprivation. The Board were advised that upon implementation of the Site Allocation Plan (SAP), sites in need of provision can be identified and the deliverability of sites will continue to be monitored.
- The Board sought clarity about the effectiveness of Neighbourhood plans and the perceived difficulties in creating and implementing a plan. The Board resolved to consider this matter further when considering their work programme in the next municipal year.
- The reduction in viability assessments requests.
- Position on the 5 year supply, SAP, Core Strategy Selective Review and the value they pose in the determination of the decision making process.
- Concerns were raised that Policy H 4 statistics set out in the report, were still not close enough to target.
- The Board sought clarity about the methodology utilised in analysing housing needs in the HMCAs, and agreed that this should be considered as a possible future agenda item. The Board also requested further details relating to the HMCA reports be shared with Ward Members, and provided at Community Committees for their respective areas.

Cllr. Maqsood withdrew from the meeting for a short while during discussion of this item.

RESOLVED- The Scrutiny Board (Infrastructure, Investment and Inclusive Growth):

- a) Noted the contents of the report and information provided at the meeting
- b) Approved the status of the recommendations above.
- c) Requested a further update in the next municipal year
- d) Requested that the information outlined in the minute be provided.

65 Work Schedule

The report of the Head of Governance and Scrutiny Support presented the Board with a copy of the work schedule for the remainder of the current Municipal Year.

RESOLVED-

- a) To note the matters outlined in this report.
- b) To agree overall work schedule (as presented at Appendix 1) as the basis for the Board's work for the remainder of 2018/19.

66 Date and Time of Next Meeting

The next meeting of the Board will be Wednesday 10 April at 10:30am (pre-meeting at 10:00am).

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LEEDS
LS1 1UR

Resources and Housing
Neil Evans
Director of Resources and Housing
3rd Floor East
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Leeds LS1 1UR

Tel: 0113 37 87800

19 March 2019

By email

Dear Cllr Truswell

Sandra Pentelow has referred the recommendation concerning the digital inclusion team that arose from your Scrutiny Board's recommendation tracking of your earlier inquiry.

I am writing to assure you that digital Inclusion is a Council priority and as a result of that, the commitment to financing the work is high. Due to the advanced nature of the work we are doing in this area we have been, and continue to be, successful in securing external and project funds to finance the team. Our strategy is to continue to follow that approach whilst it remains successful in order to enable funding of other work that does not benefit from such designated funding opportunities.

However, if this changes, please be assured that I will take appropriate action at that time, including as part of the budget setting process with Executive Board, to ensure the important work of the team can continue.

Yours sincerely



Neil Evans
Director of Resources & Housing

Cc: Cllr Judith Blake, Leader of the Council

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Report author: Sandra Pentelow
Tel: 37 88655

Report of Head of Governance and Scrutiny Support

Report to Scrutiny Board (Infrastructure, Investment and Inclusive Growth)

Date: 10 April 2019

Subject: Draft Scrutiny Inquiry Report – Leeds Inclusive Growth Strategy

Are specific electoral Wards affected? If relevant, name(s) of Ward(s):	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information? If relevant, Access to Information Procedure Rule number: Appendix number:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Summary of main issues

1. Leeds City Council has an ambition to be the best city in the UK: one that is compassionate and caring with a strong economy, which tackles poverty and reduces inequalities. It wants Leeds to be a city that is fair and sustainable, ambitious, creative and fun for all with a council that its residents can be proud of: the best council in the country.

2. The Best Council Plan 2018/19 – 2020/21 states that not everyone in Leeds is benefiting fully from the City’s economic success. The Plan highlights that overall the prospects for economic growth in Leeds remain robust, supported by the city’s skilled workforce, the growth and innovation of its firms and universities, and the progress being made with infrastructure. The Leeds Inclusive Growth Strategy sets out ‘how Leeds City Council, the private sector, universities, colleges and schools, and social enterprises in the city will work together to grow the Leeds economy, ensuring that everyone in the city contributes to, and benefits from, growth to their full potential.’

3. At the meeting on the 20 of June 2018, the Scrutiny Board (Infrastructure, Investment and Inclusive Growth) considered how the scrutiny process could influence and shape the implementation of the Leeds Inclusive Growth Strategy. The Board focused on changes in the labour market and how the strategy could support interventions to address skills, pay and progression to benefit those resident in our most deprived areas. It was resolved at this meeting that this would be the Scrutiny Boards main inquiry for the 2018/19 municipal year.

4. The inquiry was conducted over four evidence gathering sessions which took place between September 2018 and January 2019 when the Board received a range of evidence both written and verbal. Following the gathering of evidence a Scrutiny inquiry report has been drafted and will be presented to the Scrutiny Board for consideration and agreement in advance of the meeting.
5. Scrutiny Board Procedure Rule 13.2 states that "where a Scrutiny Board is considering making specific recommendations it shall invite advice from the appropriate Director(s) prior to finalising its recommendations. The Director shall consult with the appropriate Executive Member before providing any such advice. The detail of that advice shall be reported to the Scrutiny Board and considered before the Board's recommendations are finalised and published on the Council's website". Advice provided is reflected in the current draft report presented to the Scrutiny Board.
6. A further opportunity for the provision of advice from the Officers and Executive Board Members is available at the meeting on the 10 April 2019 and the Scrutiny Board is recommended to consider this before agreeing its report.
7. Once the Board publishes its final report, the appropriate Director(s) will be asked to formally respond to the Scrutiny Board's report within approximately three months.

Recommendations

8. The Scrutiny Board (Infrastructure, Investment and Inclusive Growth) is recommended to consider and agree the Scrutiny Inquiry report following its inquiry into The Leeds Inclusive Growth Strategy.

Background documents

9. None used¹

¹ The background documents listed in this section are available to download from the Council's website, unless they contain confidential or exempt information. The list of background documents does not include published works.

Report of the Head of Governance and Scrutiny Support

Report to Scrutiny Board (Infrastructure, Investment and Inclusive Growth)

Date: 10 April 2019

Subject: Sustainable Development – Tracking of scrutiny recommendations/desired outcomes

Are specific electoral Wards affected? If relevant, name(s) of Ward(s):	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information? If relevant, Access to Information Procedure Rule number: Appendix number:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Summary of main issues

1. This report sets out the progress made in responding to the recommendations arising from the Scrutiny inquiry into Sustainable Development.
2. Scrutiny Boards are encouraged to clearly identify desired outcomes linked to their recommendations to show the added value Scrutiny brings. As such, it is important for the Scrutiny Board to also consider whether its recommendations are still relevant in terms of achieving the associated desired outcomes.
3. The Scrutiny recommendation tracking system allows the Scrutiny Board to consider the position status of its recommendations in terms of their on-going relevance and the progress made in implementing the recommendations based on a standard set of criteria. The Board will then be able to take further action as appropriate.

Recommendations

4. Members are asked to:
 - Agree those recommendations which no longer require monitoring;
 - Identify any recommendations where progress is unsatisfactory and determine the action the Board wishes to take as a result.

1 Purpose of this report

- 1.1 This report sets out the progress made in responding to the recommendations arising from the Scrutiny inquiry into Sustainable Development.

2 Background information

- 2.1 In June 2017 the Scrutiny Board (Infrastructure and Investment) resolved to undertake and inquiry into Sustainable Development. Terms of Reference for this inquiry were agreed at the Scrutiny Board meeting on 19 July 2017, when it was resolved that the Board would consider;

- The origins and definition of the term, sustainable development.
- The definition of sustainable development, as set out in the National Planning Policy Framework (NPPF)
- Against this framework and in relation to Planning, how the principles of sustainable development have been applied in Leeds, through the development plan process and via development management decisions, and how its principles have been translated into practice.
- In translating these principles, the key policy issues that have emerged, which have skewed the delivery of sustainable development in its wider sense and how have they been addressed.
- In terms of 'local sustainability', how Section 106 Agreements and the Community Infrastructure Levy (CIL) assist with the delivery of infrastructure to support regeneration and growth.

- 2.3. The review concluded in January 2018 and a report setting out the Scrutiny Board's findings and recommendations was published in March 2018 (see appendix 5). In July 2018, the Scrutiny Board received a formal response to the recommendations arising from this inquiry.

3 Main issues

- 3.1 Scrutiny Boards are encouraged to clearly identify desired outcomes linked to their recommendations to show the added value Scrutiny brings. As such, it is important for the Scrutiny Board to also consider whether its recommendations are still relevant in terms of achieving the associated desired outcomes.
- 3.2 The Scrutiny recommendation tracking system allows the Scrutiny Board to consider the position status of its recommendations in terms of their on-going relevance and the progress made in implementing the recommendations based on a standard set of criteria. The Board will then be able to take further action as appropriate.
- 3.3 This standard set of criteria is presented in the form of a flow chart at Appendix 1. The questions in the flow chart should help to decide whether a recommendation has been completed, and if not whether further action is required.
- 3.4 To assist Members with this task, the Principal Scrutiny Adviser, in liaison with the Chair, has given a draft position status for each recommendation. The Board is asked to confirm whether these assessments are appropriate and to change them where they are not. Details of progress against each recommendation are set out within the table at Appendix 2.

- 3.5 As a result of this Scrutiny inquiry, progress is being made on prioritising attention on the most significant Council activities in terms of Governance, Policy, Operations and Procurements (see Recommendation 1).
- 3.6 The refresh of the Best Council Plan now makes more explicit reference to sustainable development in both the headline priorities and accompanying narrative. Specifically:-
- the priority “21st Century Infrastructure” is now “Sustainable Infrastructure” and the accompanying narrative references:
 - Improving the resilience of the city’s infrastructure and the natural environment, reducing flooding and other risks from future climate change;
 - Promoting a more competitive, less wasteful, more resource efficient, low carbon economy;
 - Improving air quality, reducing pollution and noise;
 - And the accompanying text references: climate change adaptation; active travel; and district heating;
 - The priority “Housing” accompanying narrative references: Improving the energy performance of new and existing homes and reducing fuel poverty;
 - The priority “Child Friendly City” accompanying narrative references: Enhancing the city now and in the future.
- 3.7 It is further proposed that the guidance document for those writing and approving decision-making reports (this includes all Scrutiny, Executive Board and Full Council reports) is updated to strengthen how the report issue/proposed decision contributes to the council’s ambitions and priorities as set out in the Best Council Plan. This draws on the successful experience of further embedding Equality and Diversity / Cohesion and Integration principles and considerations into reports. The updated document would therefore include additional guidance against all eight Best Council Plan priorities. For the purposes of the new priority on ‘Sustainable Infrastructure’, the updated guidance should assist with ensuring that report writers and decision makers are able to assess the impact of decisions on the specific environmental limits that the city needs to respect and will be based on the following principles that the city has prioritised:-
- Air Quality: NO2 concentrations at some specific locations across Leeds are exceeding the annual average limit of 40 µg/m³. Leeds is introducing a Clean Air Zone and a suite of additional measures in order to achieve compliance.
 - Flooding: The Leeds Flood Alleviation Scheme is aiming to achieve a 1 in 200 year standard of protection, to match that of the floods caused by Storm Eva.
 - Carbon Emissions: Current city wide targets are currently to reduce carbon emissions from a 2005 baseline of c5m tonnes by 40% by 2020; 60% by 2030 and 80% by 2050 (see 3.8 below).
Leeds City Council also has a target to reduce emissions from council buildings and operations from a 2005 baseline of c128,000 tonnes by 40% by 2020.
 - Waste: In Leeds we deal with around 320,000 tonnes a year of domestic waste alone, with a similar amount produced each year by businesses and industry. Leeds City Council has committed to developing a new Waste Strategy for Leeds, expected in 2019. The emerging strategy has two overarching objectives which apply to waste management across the city, beyond household waste: To maximise the value of resource use; To minimise waste and its impact on the environment.
- 3.8 The Scrutiny Board will also note that there have been several recent Executive Board reports setting out the Council’s position with regard to Air Quality. Full Council declared a Climate Emergency in March 2019. In addition an April 2019 Executive

Board report will set out the most recent progress on reducing carbon emissions in the city and include advice from the Leeds Climate Commission on refreshing existing carbon reduction targets and establishing a science-based carbon budget for the city so that Leeds has a set of city-wide measures for all sectors, designed to deliver the city's contribution to achieving the United Nations goal of maintaining global temperatures increase by no more than 1.5°C.

4 Corporate Considerations

4.1 Consultation and Engagement

4.1.1 Where internal or external consultation processes have been undertaken with regard to responding to the Scrutiny Board's recommendations, details of any such consultation will be referenced against the relevant recommendation within the table at Appendix 2.

4.2 Equality and Diversity / Cohesion and Integration

4.2.1 Where consideration has been given to the impact on equality areas, as defined in the Council's Equality and Diversity Scheme, this will be referenced against the relevant recommendation within the table at Appendix 2.

4.3 Council Policies and City Priorities

4.3.1 The Best Council Plan 2018/19 – 2020/21 states that, the Council wants everyone to live in good quality, affordable homes within clean and well cared for places. It also states that that the Council wants everyone in Leeds to move around a well-planned city easily. The Best Council Plan also stipulates that the Council and Partners will be focusing on Inclusive Growth and 21st Century Infrastructure, as two of the best city priorities.

4.3.2 Sustainable Development supports a number of the priority areas or 'big ideas' in the Inclusive Growth Strategy which focus on People, Place and Productivity as stated in the Leeds Inclusive Growth Strategy 2018 – 2023.

4.4 Resources and Value for Money

4.4.1 Details of any significant resource and financial implications linked to the Scrutiny recommendations will be referenced against the relevant recommendation within the table at Appendix 2.

4.5 Legal Implications, Access to Information and Call In

4.5.1 This report does not contain any exempt or confidential information.

4.6 Risk Management

4.6.1 This section is not relevant to this report.

5 Conclusions

5.1 The Scrutiny recommendation tracking system allows the Scrutiny Board to consider the position status of its recommendations in terms of their on-going relevance and the progress made in implementing the recommendations based on a standard set of criteria. This report sets out the progress made in responding to the recommendations arising from the Scrutiny inquiry into Sustainable Development.

6 Recommendations

6.1 Members are asked to:

- Agree those recommendations which no longer require monitoring;
- Identify any recommendations where progress is unsatisfactory and determine the action the Board wishes to take as a result.

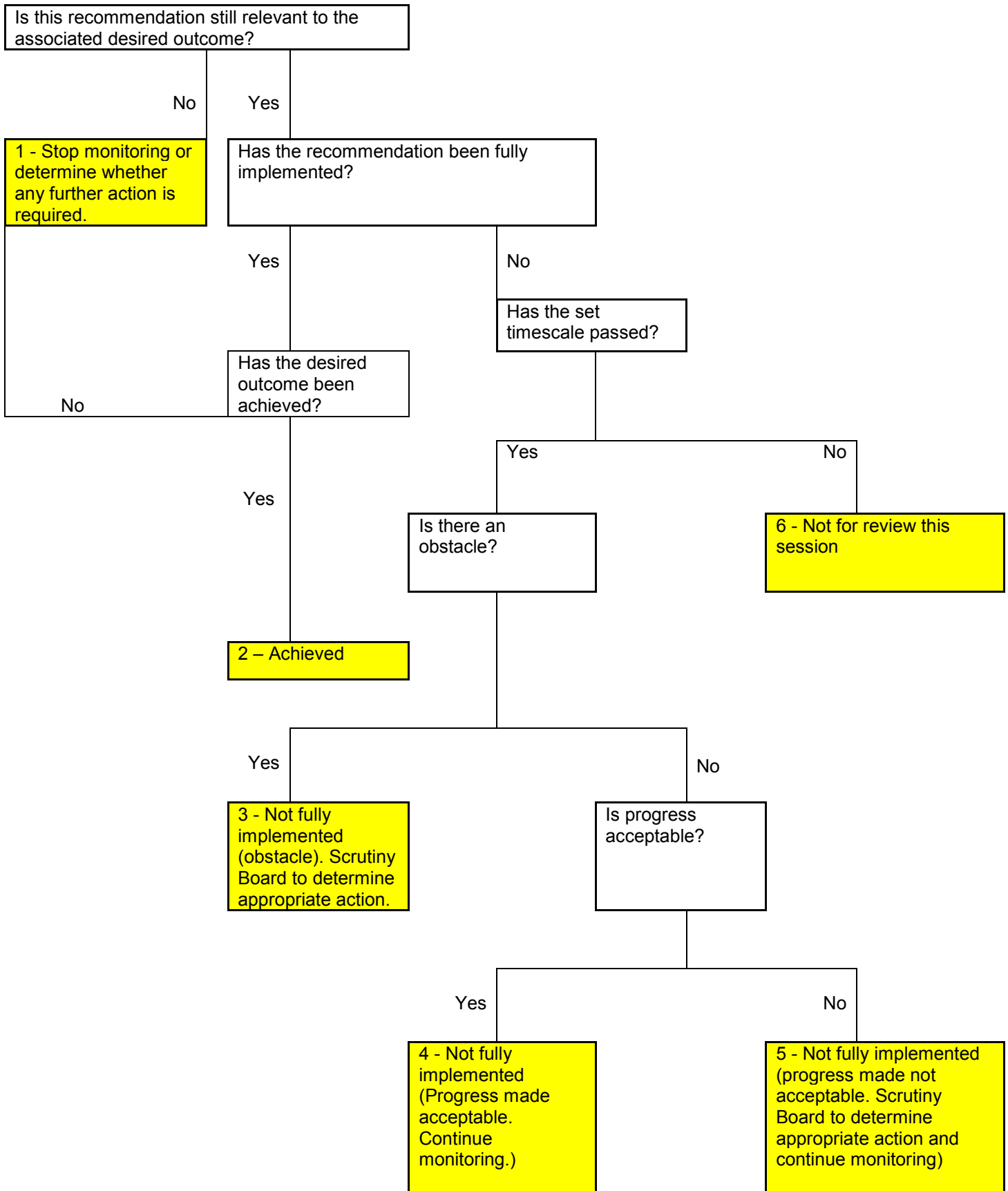
7 Background documents¹

7.1 None.

¹ The background documents listed in this section are available to download from the Council's website, unless they contain confidential or exempt information. The list of background documents does not include published works.

Appendix 1

Recommendation tracking flowchart and classifications:
Questions to be considered by Scrutiny Boards



Position Status Categories

- 1 - Stop monitoring or determine whether any further action is required
- 2 - Achieved
- 3 - Not fully implemented (Obstacle)
- 4 - Not fully implemented (Progress made acceptable. Continue monitoring)
- 5 - Not fully implemented (Progress made not acceptable. Continue monitoring)
- 6 - Not for review this session

Desired Outcome – To enhance and promote Leeds as a Green City

Recommendation 1 – That the Chief Executive initiates a review to identify those policies, activities, challenges and achievements that;

- a) contribute to, or militate against, sustainable development, and
- b) identifies the further actions, co-ordination and collaboration required to justify, promote and further enhance Leeds’s status as a Green City.

Progress to be reported to the Scrutiny Board in January 2019 (Now April 2019)

See also recommendations 2&5

Formal response:

In order to make best progress within existing resources, rather than a comprehensive review, it is considered that a more appropriate response would be to prioritise attention on the most significant Council activities in terms of Governance, Policy, Operations and Procurements as outlined above (3.11 and 3.12). A list of priority activities should be agreed in liaison with Scrutiny Board.

Current Position:

Following close liaison with Intelligence & Policy, the following priority activities are proposed:-

- Governance: Drawing on the successful experience of embedding EDCI principles into reports, that the guidance document for decision-making reports is updated to strengthen how the report issue/proposed decision contributes to the Best Council Plan ambitions and priorities, including the ‘Sustainable Infrastructure’ Best Council Plan priority. This updated guidance should assist with ensuring that reports and decision makers are able to assess the impact of decisions on the specific environmental limits that the city needs to respect and has prioritised (Air Quality, Flooding, Carbon Emissions, Waste Management) and will be prepared by June 2019
- Policy: The refresh of the Best Council Plan makes more explicit reference to sustainable development in both the headline priorities and accompanying narrative (see Recommendation 3). It is proposed that this is then reflected in the Core Strategy, Inclusive Growth, Health & Well-being strategies and other policies and strategies referenced in the Council Plan as they come up for renewal.
- Operation: To continue the programme of improvement in Council Buildings and Fleet which has seen the Council achieve the Government’s Emissions Reduction Pledge 2020 3 years early. This is set of principles committing organisations to act in pursuit of the voluntary target set in the Clean Growth Strategy to reduce greenhouse gas

emissions by 30% by 2020/21, compared to a 2009/10 baseline. In addition, as part of the fleet replacement programme 51 Council diesel vans were replaced with fully electric vehicles. With an average vehicle saving of 1.92 tCO₂e for every 10,000 miles travelled. The average annual mileage for the councils' small van fleet of 14,000 miles per annum this equates to a carbon saving of 137 tCO₂e. We are working towards upgrading the entire Council vehicle fleet which will result in us having 350 electric vehicles, the largest local authority electric fleet in England. Progress on these operational improvements are reported annually to Executive Board.

- Procurement – The Council's forthcoming Procurement Strategy is introducing the concept of Social Value as a consideration in all procurements regardless of value. This provides the opportunity to introduce sustainability elements into contracts as they come up for renewal, working with our supply chain who it is considered will also benefit from being able to offer more sustainable services to other clients.

Position Status - 4 *This is to be formally agreed by the Scrutiny Board*

Desired Outcome – To clearly identify and communicate a set of Sustainable Development aspirations and expectations that can be accessed, understood and supported by all stakeholders.

Recommendation 2 – That the Chief Executive defines a clear set of prominent and overarching principles or framework for sustainable development in Leeds . Progress to be reported to the Scrutiny Board in January 2019. (Now April 2019)

Formal response:

The existing Vision for Leeds 2011 to 2030 and Best Council Plan 2018/9 to 2020/1 provide a framework which is broadly consistent with sustainable development, however this needs to be made more explicit in future versions. Ensuring that its principles are fully aligned with the National Sustainable Development Strategy, by outlining Leeds's most relevant 'environmental limits' (e.g. air quality, flooding, carbon emissions, waste management etc.) would assist in this regard. A refreshed framework that in particular more clearly articulates local environmental limits should then be applied to the Council Plan, Core Strategy, Inclusive Growth, Health & Wellbeing strategy and then other policies and strategies referenced in the Council Plan as they come up for renewal. It is proposed that some revised principles / priorities (in particular that strengthen the Council Plan's reference to local environmental limits) should be prepared for further review by the Scrutiny Board.

Current Position:

See Recommendation 1: Drawing on the successful experience of embedding EDCI principles into reports, it is proposed that the guidance document for decision-making reports is updated to strengthen how the report issue/proposed decision contributes to the Best Council Plan ambitions and priorities, including the 'Sustainable Infrastructure' Best Council Plan priority. This updated guidance should assist with ensuring that reports and decision makers are able to assess the impact of decisions on the specific environmental limits that the city needs to respect and has prioritised (Air Quality, Flooding, Carbon Emissions, Waste Management) and will be prepared by June 2019.

Position Status – 4 *This is to be formally agreed by the Scrutiny Board*

Desired Outcome – To make clear and prominent the commitment of Leeds City Council to Sustainable Development.

Recommendation 3 – That the Director of Resources and Housing makes prominent the Council’s aspiration for sustainable development in the next iteration of the Best Council Plan, in advance of wider consultation.

Formal response:

See Recommendation 2

Current Position:

The refresh of the Best Council Plan makes more explicit reference to sustainable development in both the headline priorities and accompanying narrative.

Position Status - 4 *This is to be formally agreed by the Scrutiny Board*

Desired Outcome – To make clear and prominent the commitment of Leeds City Council to Sustainable Development.

Recommendation 4 – That the Director of City Development makes prominent the aspiration for sustainable development in the Leeds Inclusive Growth Strategy.

Formal response:

The aspiration for sustainable development is complementary to the aims of the Leeds Inclusive Growth Strategy and runs throughout the document. It is specifically mentioned three times, in the Big Idea 5 - supporting places and communities to respond to economic change, Big Idea 6 - doubling the size of the city centre, and the introduction. The introduction was rewritten and now includes the following passage:

“We have identified twelve big ideas to shape our city by boosting our long term productivity, competitiveness and social inclusion. Integral to this are the principles of sustainable development embracing the social, economic and environmental impacts of their implementation.”

Current Position:

See above - complete

Position Status - 4 *This is to be formally agreed by the Scrutiny Board*

Desired Outcome – To ensure that Sustainable Development is considered in decision making and that there is consistency across Council policies and strategies.

Recommendation 5 – That the Chief Executive initiates a review of all Council wide policies and strategies to ensure that there is alignment and consistency for sustainable development in Leeds, in achieving economic, environment and social objectives at the same time.

Progress to be reported to the Scrutiny Board in January 2019. (Now April 2019)

Formal response:

As in the response to Recommendations 1 and 2, a review of all Council wide policies and

strategies would be an extremely resource intensive activities. A more productive response would be to develop an appropriate governance response that seeks to align Council decision making with the local framework for sustainable development as set out in a (refreshed) Best Council Plan, drawing on the successful experience of embedding Equality and Diversity / Cohesion and integration principles

Current Position:

See Recommendation 1: Drawing on the successful experience of embedding EDCI principles into reports, it is proposed that the guidance document for decision-making reports is updated to strengthen how the report issue/proposed decision contributes to the Best Council Plan ambitions and priorities, including the 'Sustainable Infrastructure' Best Council Plan priority. This updated guidance should assist with ensuring that reports and decision makers are able to assess the impact of decisions on the specific environmental limits that the city needs to respect and has prioritised (Air Quality, Flooding, Carbon Emissions, Waste Management) and will be prepared by June 2019.

Position Status - 4 *This is to be formally agreed by the Scrutiny Board*

Desired Outcome – To ensure that sustainable development is a strategic consideration and that a system for considering the detrimental impact of growth and the protection of communities and environments for the next generation is in place.

Recommendation 6 – That the Chief Executive, Director of Resources and Housing and the Director of City Development,

- a) reviews the governance arrangements and role of the SIB in the strategic co-ordination and delivery of sustainable development and infrastructure in Leeds.
- b) considers the mechanisms for identifying the overarching needs of communities resulting from economic growth, for identifying the deficits created, and what can and should be delivered by all responsible organisations to remediate, and for identifying the tensions and risks arising and how they can be mitigated.

Views and conclusions to be reported to the Scrutiny Board in July 2018.

Formal response (date):

It is recommended that the Terms of Reference for SIB should be reviewed to ensure that there is clearer reference to the need to address sustainable development principles in delivery of the capital programme and that this is reflected in mechanisms such as the as the SIB infrastructure gap report.

Current Position:

This is due to be considered at a future meeting of SIB arranged for May 2019.

Position Status - 4 *This is to be formally agreed by the Scrutiny Board*

Desired Outcome – To ensure that health provision and infrastructure is sustainable to meet current and future demand as a result of housing and population growth.

Recommendation 7 – That the Chief Executive, the Director of Adults and Health and the Director of City Development works in collaboration with the CCG Medical Director (responsible for commissioning general practice) and the NHS England North Region Lead:

a) to identify how, within the planning system, Health Services can better collaborate in a similar way to Highways and Children's Services with regard to planning strategies and programmes and individual planning applications.

b) provides an update report to the Scrutiny Board in January 2019 (now April 2019) on the progress made to improve the co-ordination of health infrastructure and services in order to meet current and future needs of communities as the population and housing numbers increase.

Formal response:

a) This will be through monitoring the health infrastructure requirements set out in the Core Strategy, and for example reviewing Community Infrastructure Levy charges so that these cover both appropriate health facilities and placemaking interventions to promote long term health and wellbeing. Further, for individual sites identified in the Site Applications Plan, health infrastructure requirements will be identified through the formulation of Planning Briefs or Supplementary Planning Documents, in consultation with Health Services colleagues. This will include requirements not only for services but also placemaking - green and blue infrastructure and the connectivity and design of open spaces. Health Services are also then to be consulted on the receipt of planning applications for major sites to advise on specific site requirements as they may arise. Key Principles of Planning and Design, formulated with colleagues in Health Services, will also be published and will be used to work with partners on key sites including new housing developments, to improve their health and wellbeing impact. These will be Active Neighbourhoods - promotion of cycling and walking reducing car usage; Better Air Quality and Green Space - providing outdoor recreation infrastructure; and Cohesive Communities - encouraging co-location of services to encourage interaction and combat isolation

b) A number of actions are already in place to ensure better collaboration across partners in terms of planning for and delivering health provision and infrastructure. In summary these are:

- Health and social care commissioners and providers across the city have for a number of years worked together on infrastructure matters by way of the Health and Care Strategic Estates Group (SEG) which meets on a monthly basis. In recognition of the challenge that housing and population growth poses to the city's health infrastructure and service provision membership of SEG has recently been extended to include colleagues from both Planning (housing growth) and Communities (general population growth and need);
- SEG reports on a quarterly basis to the Partnership Executive Group, membership of which is made up of Chief Executives and Directors from across Leeds' health and care system, including NHS England and the Third Sector;
- Health Partnerships (Adults & Health) has, as part of the delivery of the Leeds Health & Care Plan, appointed an Estates Programme Manager who will work across the health and care system to ensure joined up strategies, as well as plan for and deliver estate solutions to meet current and future demand; and
- The Council's One Public Estate programme, led by Asset Management (City Development), has a key focus on working with health partners to support responses

to current and future demand. It also acts to create new linkages with both the wider public sector and internal council services.

The report will also include an update on the collaborative work between planning, design and health colleagues in the Planning and Design for Health and Wellbeing group.

Current Position:

An update on the progress made to improve the co-ordination of health infrastructure and services in order to meet current and future needs of communities as the population and housing numbers increase is appended to this report (Appendix 3).

Position Status - 4 *This is to be formally agreed by the Scrutiny Board*

Desired Outcome – To empower Elected Members with knowledge regarding sustainability challenges in their areas, and to support decision making regarding the potential investment of the local fund.

Recommendation 8 – That the Director of Communities and Environment, the Director of Resources and Housing (as chair of the SIB) and the Director of City Development:-

- a) considers the mechanisms for informing and consulting with Elected Members on sustainable development and infrastructure priorities in their areas so that they can be more effective in supporting their communities, providing advice and information to residents, and in making investment/funding related decisions.
- b) ensures mechanisms are in place to consistently brief Elected Members regarding S106 obligations and schemes in their individual Wards.

Progress to be reported to the Scrutiny Board in July 2018.

Formal response:

Whilst this is not an area of particular focus for SIB, it is recommended that S106 procedures are reviewed to ensure that they address the need to consistently brief elected Members regarding s106 obligations and schemes in their individual wards and to ensure greater consistency with the SIB infrastructure gap report (see Recommendation 6)

The Community Committees offer an effective framework to support members as they make decisions which impact on the wards they represent, and for services to consult on the impact of wider changes to services. The Community Committee Chairs forum provides a gateway to the committees, and this can be utilised to secure the support of the chairs for areas of work which need to be developed.

Current Position:

The current management information systems used to hold and distribute information about S106 Agreements in Leeds are being reviewed. An online mapping tool is being developed so that Members will be able to self-serve and access online both the S106 Agreements and ward information about monies pledged through S106 Agreements, monies received, balances available and where contributions have been spent.

Position Status - 4 *This is to be formally agreed by the Scrutiny Board*

Desired Outcome – To enable the Scrutiny Board to support the response of the Local Authority following this inquiry.

Recommendation 9 – Should the Government proceed with a review of CIL, that the Director of City Development obtains the views of the Scrutiny Board (Infrastructure and Investment) to support the consultation response of the Local Authority.

Formal response:

The Review of CIL is still pending and the City Council will be given the opportunity to comment as and when it comes forward.

Current Position:

A second Government consultation on the CIL Review (technical consultation on draft Regulations) was held in January 2019. The outcome of this is anticipated in Spring 2019 and will inform any review of CIL.

Position Status – 4 *This is to be formally agreed by the Scrutiny Board*

Desired Outcome – To enable the Scrutiny Board to support and inform the decision making process of the Executive Board, with regard to the Regulation 123 list, following this inquiry.

Recommendation 10 – That the Director of City Development obtains the views of the Scrutiny Board regarding any proposed revisions to the Regulation 123 list in advance of approval by Leeds City Council's Executive Board.

Formal response:

See recommendation 9

Current Position:

The Government undertook a second consultation on the review of CIL in January 2019, this indicated that the Regulation 123 list would no longer be required. The outcome of the consultation is awaited and is anticipated in Spring 2019.

Position Status - 4 *This is to be formally agreed by the Scrutiny Board*

Desired Outcome – To ensure that Community Committees and Town and Parish Councils receive and understand relevant and informative guidance that will provide clarity regarding the investment and spending of their allocated local CIL fund.

Recommendation 11 – That the Director of City Development and the Director for Communities and Environment reviews and refreshes The Leeds City Council CIL Neighbourhood Fund – 'Spending Guidance for Community Committees' to encompass guidance for Town and Parish Councils, and ensure that the guidance is circulated and understood by all Elected Members and Parish Councillors.

Progress to be reported to the Scrutiny Board in July 2018.

Formal response:

See recommendation 9

Executive Board in October 2015 agreed the spending guidance for Community Committees.

It is early in the implementation of the CIL Neighbourhood fund by Community Committees, but robust arrangements are in place to support members as they take decisions.

Revised guidance will be implemented in a similar manner.

CIL Neighbourhood fund will be a topic for discussion with the Parish Council's individually and collectively as a renewed Parish Council Charter is developed.

Current Position:

A refreshed guide on the Community Infrastructure Levy for Parish and Town Councils and Community Committees was prepared by Planning team with support from the Communities team. That guidance has been formally circulated to both Community Committees and Parish Councils and has been well received. In addition a Planning conference is being held in March 2019 to give Town and Parish Councils and Neighbourhood Forums an opportunity to address any questions and issues. One of the items on the agenda is developing a better understanding of the CIL process and the relationship between CIL and S106. Officers will also meet with Community Committees and Elected Members in summer 2019 to provide training on the CIL and s106 process.

The work to renew the parish charter continues and the CIL guidance will be part of those arrangements.

The guidance is available at appendix 4.

Position Status - 4 *This is to be formally agreed by the Scrutiny Board*

Desired Outcome – To ensure that Town and Parish Councils and Community Committees fully understand the sustainable infrastructure needs in their areas and how they can work strategically with the Local Authority and other stakeholders to respond to those needs.

Recommendation 12 – That the Director of Resources and Housing explores, a) the mechanisms to inform Town and Parish Councils and Community Committees of the sustainable infrastructure needs in their localities, and b) how the investment of neighbourhood funds and specific S106 contributions can be co-ordinated through local governance arrangements to respond, in partnership with the Local Authority and other stakeholders accessing other funding sources, to the sustainable infrastructure needs in their areas.

Progress to be reported to the Scrutiny Board in July 2018.

Formal response:

The Community Committees and its chair's forum are suitable mechanisms for the briefing of those committees on sustainable development issues.

The revised Parish Council Charter will provide the opportunity to share sustainability

issues with members of these Councils.

Current Position:

The chair's forum remains the initial first point of contact for key messages which services wish to share with committees.

The Parish Council Charter arrangements provide a mechanism to brief Parish Councils on key issues

In the last quarter of 2018 accurate information on the source and amounts of neighbourhood CIL has been provided to committees.

As recommendation 11 above, a Planning conference is being held in March 2019 to support Town and Parish Councils and Neighbourhood Forums. One of the items on the agenda is developing a better understanding of the CIL process and the relationship between CIL and S106. Officers will also meet with Community Committees and Elected Members in summer 2019 to provide training on the CIL and s106 process.

Position Status - 4 *This is to be formally agreed by the Scrutiny Board*

Provide an update on the progress made to improve the co-ordination of health infrastructure and services in order to meet current and future needs of communities as the population and housing numbers increase

As reported to Scrutiny Board in July 2018, the Leeds Strategic Estates Group (SEG) is working towards establishing a clear understanding of the potential impact of housing growth across the city on health and care services.

Primary care is the key local health service interface with communities, predominantly through general practice. In addition there are also citywide and targeted services delivered via commissioning routes, through for instance Leeds Community Health and Leeds & York Partnership Foundation Trust, such as health visiting, childhood immunisation, mental health outreach, podiatry and school nursing.

In the view of NHSE and the Leeds CCG there is currently sufficient coverage of general practice for all residents of Leeds to register with a doctor, however a major challenge of primary care across a number of locations in the city is that current practice buildings are smaller in area (m²) than the NHS's standard building area formula would recommend, which is calculated on patient list size. At the present time this is not stopping practices accepting new patients, however it has to be acknowledged that each practice will have a tipping point at which it may need to consider closing its list. There are a number of practices that are approaching this point who are working with the CCG and other partners to consider options for creating additional capacity.

Another pressing matter in certain areas is the condition of practice buildings, in some instances there has been historic under investment in maintenance, in others buildings may be coming to the end of their economic life. Although not specifically linked to population growth this issue is compounded in some areas where net increases in population have been seen over recent years, meaning more residents of Leeds are having to access services in buildings which are no longer fit for delivery of 21st century health services.

Putting Scrutiny's recommendation on closer collaboration between Planning and local health partners within this context helps to set a clear framework for ensuring sufficiency and quality of health provision, both in terms of infrastructure and services.

Below is a summary of progress to improve the co-ordination of health infrastructure and services in order to meet current and future needs of communities including:

- A Community Health & Care Estate Strategy is being developed (expected to be finalised autumn 2019), guided by a task & finish group with representatives from across public and third sector service providers, as well as commissioners. The strategy will provide, amongst other things, an agreed framework for monitoring, managing and responding to the impact of housing growth on community health and care services in terms of physical infrastructure. It is also proposed to focus on improving utilisation and quality of the existing estate, especially in deprived communities, supporting improved health outcomes and reducing inequalities, in line with the city's Health & Wellbeing Strategy;

- A meeting has taken place with NHSE’s Locality Team to discuss the current funding mechanism for general practice, availability of capital investment and how future proofing/responding to housing growth can be effectively planned for. Revenue funding for general practice is relatively complex, involving budget flows calculated on a per patient basis. Out of this funding practices are expected to cover costs associated with the operation of their premises, net of rent which is reimbursed separately via the CCG. However, all other running costs need to be covered and therefore a practice which has a patient growth projection over a number of years could find financial viability challenging over the short to medium term, until such a time that it has a fuller capacity patient list. Discussion needs to be continued with NHSE, CCG, Planning and potentially developers on options for capital investment, as well as how and when new infrastructure is developed to support both areas of significant housing growth and where development of smaller sites results in incremental pressure on local health and care provision over a period of time;
- Discussions have taken place with officers from the Councils Planning Service about the potential use of Community Infrastructure Levy (CIL) or S106 monies to contribute to the capital requirements of creating new general practice capacity in areas of pressure. Leeds’s current planning policy does not include for spend of S106 on health infrastructure, focusing instead on such requirements as highways and greenspace enhancements. Due to the unprecedented pressure on school places in the city a decision was taken in 2017 to wholly focus centrally retained CIL monies on the delivery of the city’s school sufficiency programme. As pressure is now shifting from primary school through to secondary the release of CIL monies for other purposes is likely to be some years off;
- A piece of work has begun to analyse projected residential development, based on Leeds’s Site Allocations Plan (SAP), against existing general practice capacity. Initially this will focus on the city centre, however it has been recognised that one area cannot be looked at in isolation, therefore capacity and future potential demand will be considered across neighbouring areas to achieve a balanced picture of what pressures there may be and when these may occur; and
- Processes have been put into place between Planning, the Health Partnerships Team and CCG to ensure:
 - Early involvement of nominated health and care representative(s) in discussions relating to potential major residential development (definition of major yet to be determined) to assess impact and possible required health response(s);
 - Planning applications for over 10 units will be shared with nominated health and care representative(s) as part of the standard consultation process; and
 - Nominated health and care representative(s) to receive SAP monitoring information, ensuring capacity v’s demand analysis can be kept up to date.



Community Infrastructure Levy:

A Guide for Parish and Town Councils and Community Committees





What is the Community Infrastructure Levy (CIL)?

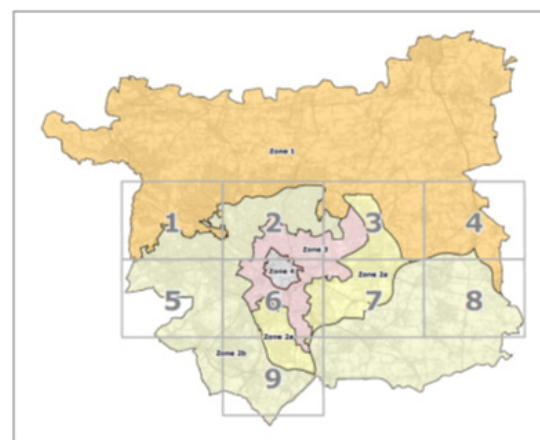
The Community Infrastructure Levy is a planning charge, introduced by the Government through the Planning Act 2008, to provide a fair and transparent means for ensuring that development contributes to the cost of the infrastructure that it will rely upon, such as schools and roads. The levy applies to most new buildings and extensions over 100m² and charges are based on the size and type of new floorspace and where the development is located in the Leeds district.

Some types of development are exempt from CIL, these include self-build dwellings and extensions and affordable housing. Charities are also exempt from paying CIL if the development directly relates to their charitable purposes.

What are the charging rates for the Community Infrastructure Levy?

CIL is charged per square metre depending on the type and location of the development. The table and map below show the amount of CIL charged and the different zones in the district.

Type of development in Leeds	CIL Charge per square metre
Residential – Zone 1	£90
Residential – Zone 2a	£23
Residential – Zone 2b	£45
Residential – Zone 3	£5
Residential – Zone 4	£5
Supermarkets* ≥ 500 sqm in City Centre	£110
Supermarkets* ≥ 500 sqm outside of City Centre	£175
Comparison Retail ≥ 1,000 sqm in City Centre	£35
Comparison Retail ≥ 1,000 sqm outside of City Centre	£55
Offices in City Centre	£35
Development by a predominantly publicly funded or not for profit organisation, including sports and leisure centres, medical or health services, community facilities, and education	Zero
All other uses not cited above	£5



The adopted Charging Schedule can be accessed on the [Leeds City Council website](#)

CIL is only payable if the planning permission is implemented and when works commence on site. Therefore there is a time lag between planning applications being granted and subsequent payment. Payment is made either in full or in equal instalments depending on the CIL charge.

#1

How can the Levy be spent?

- ✓ Leeds City Council's Executive Board made a number of key decisions around spending future CIL income in February 2015, directing it into two main funding streams: a Strategic Fund (70 - 80%) and a Neighbourhood Fund (15-25%), whilst retaining up to 5% for administration costs.

#A The Strategic Fund

- ✓ The decision on how and where the funds are spent is made as part of the City Council's budget setting process in accordance with the Regulation 123 list. Local authorities must spend the levy on infrastructure needed to support the development of their administrative area.
- ✓ CIL Regulation 123 requires the Council to set out a list of projects or types of infrastructure that may be wholly or partly funded through CIL revenue.

In Leeds the Regulation 123 list covers:

Sustainable transport schemes:
● New Generation Transport (NGT)
● Leeds Core Cycle Network
● The Public Right of Way network
Leeds Flood Alleviation Scheme (FAS)
Secondary education
Primary education, except for large scale residential development identified in the Site Allocations Plan, which will be expected to provide primary schools either as an integral part of the development or as the result of no more than 5 separate planning obligations
Green infrastructure and public greenspace, except for on-site provision required by Core Strategy policies (this may be included as part of the Section 106 agreement)
Community sports facilities
Cemeteries
Public realm improvements, except for on-site provision or where this is required as a direct result of an adjacent development
District heating networks
Public health facilities

- ✓ The Strategic Fund can be invested in strategic infrastructure throughout Leeds and is not restricted geographically to the area or ward where the development is located. This may mean that CIL funds generated from a development in an area may not be necessarily spent in that same area.
- ✓ The Council has adopted a strategic approach to spending the CIL funds in Leeds which includes infrastructure such as schools, public transport etc. In July 2017 the Council agreed to spend the Strategic Fund collected in 2015/16 to contribute to the learning places deficit for schools.

#B The Neighbourhood Fund

- ✓ The Neighbourhood Fund is 15% of levy receipts relating to developments taking place in that area and should be spent on priorities that have been agreed with the local community. The total amount of CIL receipts passed to the local community shall not exceed £100 per dwelling (index linked) in that area in each financial year. If the receipts from the 15% exceed this maximum they would be capped so as not breach this restriction.
- ✓ The Neighbourhood Fund is passed on to the relevant Parish or Town Council to spend. Where there isn't a Parish or Town Council, the fund is retained by the City Council and spent by the relevant Community Committee.
- ✓ Where development straddles the boundaries of a Parish or Town Council or Community Committee area, each Council/Committee will receive a proportionate share of the CIL, based on the floorspace within their administrative area.
- ✓ Parish and Town Councils and Community Committees, in consultation with the local community and Ward Councillors, must decide what the priorities in the local area are and how and where the Neighbourhood Fund should be spent.
- ✓ Where there is a Neighbourhood Plan in place, the proportion rises to 25% of total CIL receipts of developments taking place in that area.

- ✓ The Neighbourhood Fund can be spent on a wide range of infrastructure, as long as it meets the requirement to support the development of the area by:
 - funding either the provision, improvement, replacement, operation or maintenance of the infrastructure, or
 - addressing the demands and anything else concerned with what the development places on an area.
- ✓ It is not restricted to items on the City Council's Regulation 123 list
- ✓ Infrastructure can be delivered on a range of scales from small to strategic, for example
 - Environmental improvements such as, landscaping, open space improvements
 - New benches or signage
 - Public art
 - Equipment for a community group
 - Improvements to a community building;
 - Projects affecting more than one village/ community e.g. a cycle path or footpath linking two communities, junction/highways improvements, sports facilities drawing more than local use;
 - Strategic infrastructure affecting a number of communities.
 - The Neighbourhood Fund can be used to fund the preparation of a Neighbourhood Plan.
- ✓ CIL will not be able to fund:
 - Projects that will only benefit individuals (5 or less) or a single household
 - Projects that directly benefit, or can be perceived to benefit individual councillors
 - Projects which relate solely to religious purposes
 - Political activities
 - Retrospective projects i.e. where the spend has already occurred

Further guidance on spending the Neighbourhood Fund can be found on the [Leeds City Council website](#)

#C Neighbourhood Forums with Neighbourhood Plans in Place

- ✓ Communities that have adopted a Neighbourhood Plan will receive 25% of the CIL revenue arising from the development that takes place in their area.
- ✓ For this to apply the Neighbourhood Plan must have been 'made' or been successful at referendum before a relevant planning permission first permits development.
- ✓ Neighbourhood Planning groups often identify local projects / priorities in their Neighbourhood Plans that can be funded by CIL receipts. These projects / priorities should be agreed through consultation with the local community and other stakeholders.

When will the CIL Neighbourhood Fund be paid?

#2

- ✓ The CIL income collected for the Neighbourhood Fund will be transferred to the relevant Town or Parish Council or Community Committee twice each year:
 - Income received between 1st April and 30th September – transferred on **28th October**
 - Income received between 1st October and 31st March – transferred on **28th April**
- ✓ If a Parish/Town Council or Community Committee does not spend its share of the CIL within 5 years of receipt or does not spend it on initiatives that support development in that area, the Council may require it to pay back some or all of the funds.

#3

How will CIL be monitored?

- ✓ Under the Regulations, to ensure that the levy is open and transparent, Leeds City Council will prepare a short report on the levy for the previous financial year which will be placed on the Leeds City Council website by 31st December each year. These reports will set out how much revenue from the levy has been received, what it has been spent on and how much is left.
- ✓ Town and Parish Councils and Community Committees are required to publish the information on their websites with details of the monies received from the Neighbourhood Fund including CIL receipts; total expenditure and a summary of what the CIL was spent on by 31st December.
- ✓ This information should be submitted to Leeds City Council for publication if the Parish/Town Council or Neighbourhood Forum does not have a website.
- ✓ There is no prescribed format for reporting, however the City Council has prepared a template which is available on request.

For further information, please contact the CIL officer at CIL@leeds.gov.uk

November 2018

Scrutiny Inquiry Report

Sustainable Development

Scrutiny Board (Infrastructure and Investment)
21 March 2018





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Desired Outcomes and Recommendation Summary

Desired Outcome – To enhance and promote Leeds as a Green City

Recommendation 1 – That the Chief Executive initiates a review to identify those policies, activities, challenges and achievements that;

- a) contribute to, or militate against, sustainable development, and
- b) that identifies the further actions, co-ordination and collaboration required to justify, promote and further enhance Leeds's status as a Green City.

Progress to be reported to the Scrutiny Board in January 2019

See also recommendations 2&5

Desired Outcome – To clearly identify and communicate a set of Sustainable Development aspirations and expectations that can be accessed, understood and supported by all stakeholders.

Recommendation 2 – That the Chief Executive defines a clear set of prominent and overarching principles or framework for sustainable development in Leeds . Progress to be reported to the Scrutiny Board in January 2019

Desired Outcome – To make clear and prominent the commitment of Leeds City Council to Sustainable Development.

Recommendation 3 – That the Director of Resources and Housing makes prominent the Council's aspiration for sustainable development in the next iteration of the Best Council Plan, in advance of wider consultation.

Desired Outcome – To make clear and prominent the commitment of Leeds City Council to Sustainable Development.

Recommendation 4 – That the Director of City Development makes prominent the aspiration for sustainable development in the Leeds Inclusive Growth Strategy.

Desired Outcome – To ensure that Sustainable Development is considered in decision making and that there is consistency across Council policies and strategies

Recommendation 5 – That the Chief Executive initiates a review of all Council wide policies and strategies to ensure that there is alignment and consistency for sustainable development in Leeds, in achieving economic, environment and social objectives at the same time.

Progress to be reported to the Scrutiny Board in January 2019



Desired Outcomes and Recommendation Summary

Desired Outcome – To ensure that sustainable development is a strategic consideration and that a system for considering the detrimental impact of growth and the protection of communities and environments for the next generation is in place.

Recommendation 6 – That the Chief Executive, Director of Resources and Housing and the Director of City Development,

- a) reviews the governance arrangements and role of the SIB in the strategic co-ordination and delivery of sustainable development and infrastructure in Leeds.
- b) considers the mechanisms for identifying the overarching needs of communities resulting from economic growth, for identifying the deficits created, and what can and should be delivered by all responsible organisations to remediate, and for identifying the tensions and risks arising and how they can be mitigated.

Views and conclusions to be reported to the Scrutiny Board in July 2018

Desired Outcome – To ensure that health provision and infrastructure is sustainable to meet current and future demand as a result of housing and population growth.

Recommendation 7 – That the Chief Executive, the Director of Adults and Health and the Director of City Development works in collaboration with the CCG Medical Director (responsible for commissioning general practice) and the NHS England North Region Lead to identify:

- a) how within the planning system Health Services can better collaborate in a similar way to Highways and Children's Services with regard to planning strategies and programmes and individual planning applications.
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Desired Outcome – To empower Elected Members with knowledge regarding sustainability challenges in their areas, and to support decision making regarding the potential investment of the local fund.

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Progress to be reported to the Scrutiny Board in July 2018



Desired Outcomes and Recommendation Summary

Desired Outcome – To enable the Scrutiny Board to support the response of the Local Authority following this inquiry.

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Recommendation 12– That the Director of Director of Resources and Housing explores,

- a) the mechanisms to inform Town and Parish Councils and Community Committees of the sustainable infrastructure needs in their localities, and
- b) how the investment of neighbourhood funds and specific S106 contributions can be coordinated through local governance arrangements to respond, in partnership with the Local Authority and other stakeholders accessing other funding sources, to the sustainable infrastructure needs in their areas.

Progress to be reported to the Scrutiny Board in July 2018



Introduction and Scope

Introduction

- 1 Leeds City Council has an ambition to be the best council in the UK, compassionate fair, open and welcoming with an economy that is both prosperous and sustainable so all our communities are successful. The Vision for Leeds 2011 – 2030 supports this ambition, stating that, by 2030 all communities will be successful where local services, including shops and healthcare, are easy to access and meet people's needs. It also states that local cultural and sporting activities are available to all and there are high quality buildings, places and green spaces, which are clean, looked after, and respect the city's heritage, including buildings, parks and the history of our communities.
- 2 The Best Council Plan 2018/19 – 2020/21, (approved on the 7th of February 2018), states that, the Council wants everyone to live in good quality, affordable homes within clean and well cared for places. It also states that that the Council wants everyone in Leeds to move around a well-planned city easily. The Best Council Plan also stipulates that the Council and Partners will be focusing on Inclusive Growth and 21st Century Infrastructure, as two of the best city priorities.
- 3 At our meeting on the 21 of June 2017 we considered our work programme for the 2017/18 municipal year. At this meeting we discussed the approach in Leeds to sustainable development through the provision of infrastructure that will support the physical and social needs of people, now and in the future. We stressed the importance of designing and planning places that are

supported sufficiently by transport provision, health services, education and green infrastructure. We resolved that this would be our main scrutiny inquiry for 2017/18.

Scope of the Inquiry

- 4 Terms of Reference for this inquiry were agreed at our Board meeting on 19 July 2017, when we concluded that we would consider
 - The origins and definition of the term, sustainable development.
 - The definition of sustainable development, as set out in the National Planning Policy Framework (NPPF)
 - Against this framework and in relation to Planning, how the principles of sustainable development have been applied in Leeds, through the development plan process and via development management decisions, and how its principles have been translated into practice.
 - In translating these principles, the key policy issues that have emerged, which have skewed the delivery of sustainable development in its wider sense and how have they been addressed.
 - In terms of 'local sustainability', how Section 106 Agreements and the Community Infrastructure Levy (CIL) assist with the delivery of infrastructure to support regeneration and growth.

We also concluded that the purpose of the inquiry would be to make an assessment of and, where appropriate,



Introduction and Scope

make recommendations on the following areas:

- Limitations placed on sustainable development by Government planning legislation and guidance, and the limitation of resources during austerity.
 - The extent to which sustainable development is reflected in the development and growth strategies and plans of Leeds City Council.
 - The extent to which Leeds City Council and its partners are delivering and/or promoting the need for good quality sustainable infrastructure.
 - The extent of collaboration between organisations to meet longer term economic, social and environmental requirements in communities.
 - The limitations of the Council's strategic planning framework in the delivery of sustainable development and the need for greater commitment and investment from other stakeholders.
 - If enough is being done in Leeds within the existing constraints of Government policies and resources, to meet the environmental and social needs of new and expanding communities as a result of infrastructure development and growth, or if that gap is widening.
- 5 The inquiry was conducted over six evidence gathering sessions which took place between July 2017 and January 2018 when we received a range of evidence both written and verbal.
- 6 Evidence was provided by a number of experts. A full list of those who participated is detailed at the end of this report. The information provided was

interesting and valuable, and we would like to thank everyone who contributed their time and expertise to support this inquiry.

- 7 During the course of our inquiry The Leeds Climate Commission¹ was established. The purpose of this commission is to help Leeds to make a positive choice on issues relating to sustainable energy, carbon reduction, and climate change mitigation. It is the intention of this Scrutiny Board to ask the Leeds Climate Commission to attend a future meeting to discuss how their work directly contributes to sustainable development in Leeds.
- 8 Since the conclusion of our inquiry the Government announced, on the 5 March 2018, the start of its consultation on a draft revised NPPF. The draft NPPF incorporates policy proposals previously consulted on in the 'Housing White Paper' and the 'Planning for the right homes in the right places' consultation. The draft also reflects the 2017 Budget which included additional proposals to change planning policy.

Desired Outcomes, Added Value and Anticipated Service Impact

- 9 Our recommendations outline our expectations regarding a number of improvement measures which will require greater focus on communication, organisation and collaborative working within the Council and with external

¹ <http://leeds.candocities.org/about-leeds-climate-commission>



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stakeholders. We recognise that the planning system alone will not deliver sustainable development. This requires a wider integrated approach and commitment from Developers, Investors and other organisations.

- 10 Within this report we have highlighted why sustainable development must have greater prominence within our core corporate and wider city objectives. It is apparent that current Government objectives have greater focus on supporting development and growth and less focus on infrastructure requirements, and environment and social impacts. Locally we need to balance this deficit as far as is practicable, within resource and other constraints. We therefore need to ensure that we are building sustainable infrastructure that will benefit future generations, not burden them with a legacy of environmental and social issues that can so easily be generated by rapid growth, without consideration of the long term impacts.
- 11 In conducting the Inquiry we reflected on the role and organisational responsibilities of the Government, the NHS, Leeds City Council and Developers. The Scrutiny Board aimed to establish if robust strategies, and high impact operational practices are in place to ensure that sustainable development is at the core of all growth and infrastructure related decisions. The Scrutiny Board gathered intelligence and were informed through the collective knowledge and experience of all those who contributed to the inquiry. We hope that our findings provide a clear summary of areas that require focus and action.

- 12 Ongoing monitoring of the progress of outcomes and recommendations will be undertaken by the Scrutiny Board (Infrastructure and Investment) or successor board with the authority to discharge the relevant scrutiny functions relating to infrastructure, development or growth.

Equality and Diversity

- 13 The Equality Improvement Priorities 2016 – 2020 have been developed to ensure that the council meets its legal duties under the Equality Act 2010. The priorities will help the council to identify work and activities that help to reduce disadvantage, discrimination and inequalities of opportunity to achieve its ambition to be the best city in the UK.
- 14 Equality and diversity issues have been considered throughout this Scrutiny Inquiry. Where a Scrutiny Board has made recommendations and these are agreed, the individual, organisation or group responsible for implementation or delivery should give due regard to equality and diversity, and where appropriate an equality impact assessment should be carried out.



Conclusions and Recommendations

Background and National Planning Policy Framework (NPPF)

- 15 As an introduction to our inquiry we were presented with a chronology of the evolution of sustainable development as a concept. We were advised that since the environmental movement in the early 60's, sustainable development has emerged as a constant international policy thread and governance objective.
- 16 It was explained to us that whilst there was acceptance that economic growth is necessary, a move away from a model where economic progress was the only overriding factor, was central to the early thinking on sustainable development. The Brundtland Commission introduced the first and internationally accepted definition of sustainable development in 1987. This has been represented as a '3 legged stool', whereby each leg (economic, environmental and social) are dependent on each other and need to be balanced, in order to achieve objectives over the longer term. No one element is a priority over the others. We were advised that the Brundtland report highlighted concern that economic activity had become paramount, leaving behind issues around social progress and environmental protection.
- 17 A more recent sustainable development model² was presented to us by Dr Katy Roelich from the Sustainability Research Institute, which portrays sustainable development as a doughnut mapping

out a 'safe and just space' where human needs are met without breaching ecological limits. This model and the Bruntland model are outlined in appendix 1.

- 18 We were advised that in 2005 the UK Government adopted a working policy framework when five policy principles were established, as detailed in appendix 2. We were informed however that since 2010 the Government has made no use of the framework and disbanded the advisory board who had supported its development.³ We concluded that the diminished prominence in national policy directly correlates to the lack of clear sustainable development guidance for local authorities that exists today.
- 19 In September 2015, 193 member states attended the UN Sustainable Development Summit to adopt a global development framework which consists of 17 sustainable development goals. These goals came into force on the 1st of January 2016 and the UK is required to move forward on implementing these goals. These are outlined in appendix 3.
- 20 Each model or framework highlights that sustainable development is a wide ranging concept at a global and a local level. It had emerged as a key strand of public policy, with the ambition of securing development, economic prosperity, social progress and the management of environmental resources, at the same time. Information presented during the inquiry highlighted that whilst the Government's focus on sustainable development has diminished in the UK, cities in other parts of Europe, such as Copenhagen,

² www.kateraworth.com, Exploring Doughnut Economics, 2017.

³ The UK Sustainable Development Commission.



Conclusions and Recommendations

have maintained their sustainable development principles as a priority and have become more environmentally and socially resilient as a result.

- 21 We were advised that reinvigorating sustainable development in Leeds will yield results over the long term for the next generation. This will build resilience particularly if there is greater focus on environmental protection, through the development of green infrastructure and focusing on solutions that will help mitigate climate change and reduce the risk of flooding. It is recognised that risk and vulnerability are not attractive legacies for those looking to invest in Leeds and that there is competitive advantage to being resilient, environmentally, economically and socially.
- 22 We can, therefore, see real advantages in continuing to advance, with supporting actions, the claims of Leeds to be a Green City. We feel that increasing the pursuit, prominence, and promotion of measures to enhance sustainable development, as advocated in this report, would be an essential aspect of this process. We believe that the mantra: 'Think Global, Act Local' is still a valid approach to sustainable development and to Leeds striving to be a 'Green City', and recognised as such locally, nationally and internationally. This process would benefit from a more co-ordinated strategic approach to promoting Leeds's aspiration to be a Green City and the social, environmental and economic benefits this provides for its citizens.

Recommendation 1 – That the Chief Executive initiates a review to identify those policies, activities, challenges and achievements that

- a) contribute to, or militate against, sustainable development, and
- b) that identifies the further actions, co-ordination and collaboration required to justify, promote and further enhance Leeds's status as a Green City.

Progress to be reported to the Scrutiny Board in January 2019

See also recommendations 2&5

- 23 It was reinforced by a number of contributors to the inquiry that the delivery of sustainable development is the responsibility of Government (local and national), the business community and wider society. This requires commitment beyond the planning system and the local authority to meet its objectives. We were informed that the planning system has a key role to play in delivering the principles of sustainable development but it is by no means the only mechanism through which these aims might be achieved. Within the limitations of Government legislation, planning provides an opportunity to shape the character of places and helps to influence and coordinate investment decisions. However, in terms of sustainable development, we consider the planning system to be limited in its scope and does not have the financial resources available to put in place all of the necessary interventions and programmes required.
- 24 It was highlighted that for the purposes of planning, broader principles of



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sustainable development have been interpreted to some extent as part of the National Planning Policy Framework (NPPF, 2012)⁴. This specifies that: *“The purpose of planning is to help achieve sustainable development. Sustainable means ensuring that better lives for ourselves don’t mean worse lives for future generations.*

Development means growth. We must accommodate the new ways by which we will earn our living in a competitive world. We must house a rising population, which is living longer and wants to make new choices, we must respond to the changes that new technologies offer us. Our lives, and the places in which we live them can be better, but they will certainly be worse if things stagnate.” (Greg Clarke, Ministerial foreword).

25 We were advised that within this context, and as a basis for national planning policy and decision making, the NPPF introduced a ‘presumption in favour of sustainable development’, a set of ‘core planning principles’ where ‘development, means growth’. We were advised that whilst the framework tries to articulate the Government’s view, the planning system is seen as responsible principally for achieving a ‘pro-development’ interpretation of sustainable development, not for delivering the generic broad principles.

26 It was highlighted to us that the NPPF does not have a more rounded definition of sustainable development and therefore diminishes the status of social justice and environmental management, in meeting the needs of future

generations, which are key components of sustainable development. We raised our concern that the NPPF also does not sufficiently address climate change, air quality and environmental resources and therefore severely constrains what can be achieved in terms of sustainable development through the planning system.

27 We were also informed that since the introduction of NPPF, subsequent supporting ministerial statements and planning guidance are regularly issued regarding housing growth, the need for local authorities to demonstrate a 5 year housing land supply, development viability, economic development and the use of new technology. This has been particularly significant for Leeds City Council since 2012. There is much less emphasis in Government guidance at the current time upon managing environmental and social resources and climate change.

28 We were advised that the NPPF does outline the role of planning in the identification and delivery of infrastructure, but some of these are outside the direct scope of the planning process. With regard to plan-making the NPPF describes the need for Local Plans to focus on strategic priorities relating to:

- the provision of infrastructure for transport, telecommunications, waste management, water supply, wastewater, flood risk and coastal change management, and the provision of minerals and energy (including heat);
- the provision of health, security, community and cultural infrastructure and other local facilities;

4

<https://www.gov.uk/government/publications/national-planning-policy-framework--2>



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- plan positively for the development and infrastructure required in the area to meet the objectives, principles and policies of this Framework.
- 29 The difficulty of balancing development viability and sustainable development was highlighted to us. We were advised that through local policy the Council has outlined green space, affordable housing requirement and transportation requirements. We were advised that in recent years, and within the context of the economic downturn, the viability of development proposals and compliance with policy requirements has become a highly contested area by Developers. If planning applicants are unable to demonstrate compliance with the Council's policy requirements, they are asked to submit a viability statement to evidence their assertions. Developers also have right of appeal to the Secretary of State if permission is not granted following consideration of the viability statement.
- 30 Representatives from Leeds Property Forum (LPF) advocated pushing harder to get Developers to accept that they should deliver assets such as affordable housing, broadband and electric vehicle charging points as a matter of course. This highlighted a dichotomy as, during this current economic downturn, the Government has expressed a view that Local Authority 'asks' are complex and wide ranging and cannot be afforded. In addition the Local Authority had been advised by the Government to compromise on green space contribution to allow affordable housing. In these circumstances it is perceived that sustainable development 'goes out of the door'.
- 31 It was explained to us that this approach generally leaves us with potential major problems for the future. Creating accessible places for lifetime needs will generate long term benefits to the health and social care budget. Similarly creating access to greenspace generates benefits for wildlife and biodiversity but also has been proven to improve wellbeing and mental health for members of the public accessing it. However, in some instances Developers conclude that the delivery of development to meet those needs is not economically viable.
- ## Leeds Strategy, Policy and Development Management
- 32 We were informed that in the UK local planning authorities have the responsibility for the preparation of the Local Plan and the determination of planning applications via the development management process. In Leeds the Local Plan⁵ is comprised of a series of documents including the Core Strategy (adopted 2014), the Natural Resources and Waste local plan (adopted 2013), the Aire Valley Leeds Area Action Plan (adoption November 2017) and the Site Allocations Plan (adoption anticipated early 2019). Once made, Neighbourhood Plans will also form part of the development plan.
- 33 It was explained that the Leeds Core Strategy 2012-28 sets out a series of interrelated objectives and strategic and thematic policies, based around the

⁵<https://www.leeds.gov.uk/your-council/planning/local-development-framework>



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principles of sustainable development. It is a spatial plan, which is seeking to make provision for the overall scale and distribution of regeneration and growth across the district, whilst seeking to manage environmental resources and meet social objectives, at the same time. Key components of the Core Strategy include:

- Supporting the provision of community infrastructure that is tailored to meet the needs of the community including high quality health, education and training, cultural and recreation, and community facilities and spaces.
- The provision of new educational facilities to meet increased demand either through extensions to existing establishments or through the building of new schools in areas of housing growth or adjacent to them.
- That new development should be located in accessible locations that are adequately served by existing or programmed highways, by public transport and with safe and secure access for pedestrians, cyclists and people with impaired mobility.

34 The Core Strategy, Aire Valley Leeds Area Action Plan and Site Allocation Plan are supported with Infrastructure Development Plans (IDPs). We were advised that the IDPs have been prepared with a range of key stakeholders including Clinical Commissioning Groups and Childrens Services. The purpose of the IDPs is to help provide an overall framework to identify infrastructure programmes and projects either in place or planned. These plans should help facilitate an understanding of what is required to address both existing infrastructure

shortfalls as well as planning for future growth.

35 Current IDP's provide a schedule of infrastructure projects across the following broad types of infrastructure⁶:

- Public transport (rail and buses)
- Cycle / Pedestrian network – local initiatives, including Core Cycle network and improving pedestrian priority in the city centre
- Highway infrastructure (Strategic Road Network with Highways England)
- Park and ride
- School provision (e.g. 2 form entry primary school and through school with 2FE primary school and 4FE secondary school)
- Green infrastructure (city park, green spaces, children's play equipment)
- Waste management
- Flood defences and management
- Superfast broadband network
- Health

36 During the several sessions spent exploring national and local planning policy we established that the planning framework does not effectively support the refusal of major development on sustainability grounds. Elected Members serving on Plans Panels expressed their frustration stating that they would like to see high quality development throughout the city which leaves a positive legacy. They felt that it is very difficult to insist upon the kind of vision that citizens have for their communities such as quality development, space, visual amenities, and services. We

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<https://www.leeds.gov.uk/docs/CD19a%20IDP%20Submission%20-%20Examination%20Update%20Nov%202013.pdf>



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therefore do not advocate that all growth should be automatically considered as good growth, particularly if it is focused on purely economic benefit without fully embracing environmental and social considerations.

- 37 We were advised that in practice, given the limited responsibilities of planning, development management is stronger on the economic aspects than on social progress. Social requirements such as health services and education are generally delivered outside of the planning system.
- 38 We were advised that Plans Panel Members aim for a quality of development for communities and not quantity. However, in their experience, they have found that planning inspectors do not always support that view and they tend to uphold appeals unless there is a really good reason within Government planning policies not to do so. It is therefore felt that there is a series of tensions or trade-offs, and a requirement to make compromises which may result in a poorer quality development and which does not fulfil sustainability aspirations equitably.
- 39 We were informed of the perception that most Developers do not have an immediate interest in the implications of their development in terms of sustainability. Most consider that they are contributing to Community Infrastructure Levy (CIL) or to Section 106 obligations, and this is perceived as sufficient or excessive by some Developers. We asked if local supplementary planning guidance would be effective to require Developers to do more to further mitigate some of the social and environmental issues caused

by development. In response, we were advised that it would be difficult to conceive how that could be put into effect in a way that would be consistent and uniform, and that Government and its Planning Inspectors would consider achievable and reasonable.

Sustainable Development Framework, Best Council Plan and Inclusive Growth Strategy

- 40 When considering the role of Developers and the wider community we were advised by representatives from LPF that businesses, including Developers are thinking more about how they can be corporate citizens. They added that there is a need to get more businesses to understand that Leeds has an agenda which is not just about growth and economic development but growth that is good for the City. When we questioned if Developers are clear about sustainable development for Leeds, they advised that in their view the Core Strategy does give Developers clarity, however the narrative to the rest of the outside world is hugely important in terms of how the city aspires to grow. Representatives from LPF also highlighted that other corporate plans and strategies do not reflect sustainable development aspirations in a co-ordinated way.
- 41 Hugh Ellis from the Town and Country Planning Association stated that Local Authorities need a very powerful and sophisticated set of principles for sustainable development, adding that cities require long term investment strategies and long term certainty around policy and direction. He reiterated that national policy does not support sustainable development



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sufficiently so cities need to decide their own principles for themselves based on their unique circumstances. He highlighted that sustainable development should be an overarching idea, not a subsidiary one. He referenced the 5 principals from the UK Sustainable Development Strategy from 2005 and the more recent United Nations 17 Sustainable Development goals as a good starting point for a set of Local Authority principles for sustainable development.⁷

42 Dr Katy Roelich from the sustainability institute also reminded us of the increasing mismatch between national policy, which recognises economic growth, and local policy, and welcomed the introduction of the Inclusive Growth Strategy in Leeds. She also brought to our attention that the Inclusive Growth Strategy, which sits outside the planning framework, needs to better influence, drive and create aspiration with regard to sustainable development principles, advising that the link between infrastructure, social development and inclusion is a key area that requires more attention.

43 It was emphasised to us that Leeds City Council needs to lead by example in our own strategies and that sustainable development should be a more prominent feature in our Best Council Plan and Inclusive Growth Strategy. There is opportunity to remedy this in future versions. We recognise the need to ensure that our narrative for good sustainable development is clear to businesses and the wider community and evidence a set of principles for sustainable development which is communicated beyond our Core

Strategy, to all those who can make a contribution to any of the three recognised areas of sustainable development.

44 When considering the proposals to refresh the Best Council Plan at our meeting on the 20 December 2017, we recommended that the Executive Board supports the need to ensure that sustainable development has prominence under the Transport and Infrastructure ambition to ensure that the environmental and social needs of communities have greater focus, and that access to supporting facilities and services such as green space, transport health services and education are not diminished due to housing and infrastructure growth.

45 The desire for the Council and wider stakeholders to make progress in achieving economic, environmental & social objectives at the same time, rather than being at the expense of one another, should be at the forefront of the policies, strategies and plans that we share. We continue to advocate further development of the Best Council Plan so that it is more explicit as a local framework for sustainable development. Inclusive growth and being a green city are integral to that. We consider that the Council's 'Best Council' approach, supported by the Inclusive Growth Strategy can provide the platform for innovation in order to make a lasting difference in Leeds.

Recommendation 2 – That the Chief Executive defines a clear set of prominent and overarching principles or framework for sustainable development in Leeds . Progress to be reported to the Scrutiny Board in January 2019

⁷ Appendix 2 and 3



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Recommendation 3 – That the Director of Resources and Housing makes prominent the Council’s aspiration for sustainable development in the next iteration of the Best Council Plan, in advance of wider consultation.

Recommendation 4 – That the Director of City Development makes prominent the aspiration for sustainable development in the Leeds Inclusive Growth Strategy.

Recommendation 5 – That the Chief Executive initiates a review of all Council wide policies and strategies to ensure that there is alignment and consistency for sustainable development in Leeds, in achieving economic, environment and social objectives at the same time.

Progress to be reported to the Scrutiny Board in January 2019

Strategic Overview, Collaboration and Communication

46 As referenced in paragraph 28, the NPPF describes the need for Local Plans to focus on a number of strategic priorities. However, during various inquiry sessions we communicated our growing concern about the perceived widening gap between economic growth and social progress in Leeds. We expressed our worry and concern that the current concentration on housing and economic growth could potentially be a diversion from considering the bigger picture of development which must include environmental

management, and social equality and inclusion.

47 A number of infrastructure planning and delivery areas are outside the direct scope of the planning process and are the responsibility of other organisations. We wanted to understand the level of integrated working and partnership oversight that would consider all community infrastructure requirements to ensure sustainability. We also sought reassurance that all parts of the Council are in a position to work genuinely together on any future development proposals particularly large developments. We expressed our concern that public health and the provision of health services are not a material planning consideration but are an essential consideration to meet the social aspect of sustainable development.

48 We were advised that the nature of legislation and the devolution of funding to different organisations by Government makes the responsibility for providing services separate. This reinforces the need for collaboration with external organisations to provide community infrastructure.

49 Dr Roelich advised us that there is a need to recognise constraints and make the most of collaboration. Private and public sector collaboration is crucial so that the Local Authority can influence the delivery of infrastructure provided by other organisations.

50 We expressed our unease that the structuring and funding of health and education services does not enable an integrated approach to sustainable development. We were advised that



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there has been an opportunity for the Council to work collaboratively through the Core Strategy, the Site Allocation Plan (SAP) and the Aire Valley Leeds Area Action Plan (AVLAAP). City Development representatives informed us that they have worked with Children's Services and Public Health on issues relating to education provision, green space provision, walking and cycling and issues of clean air. We were advised that from a planning point of view City Development has tried to integrate infrastructure programmes and commitments. School places to meet current and future need have been considered at an early stage in correlation with the identification of potential housing sites, with land being identified in the SAP and AVLAAP as possible sites for schools.

- 51 As part of our inquiry we explored the planning and provision of health services and infrastructure to meet the requirements of expanding communities due to housing and population growth. We were advised by the Clinical Commissioning Group (CCG) representative that they are aware of the need to make GP's services sustainable and to marry up service delivery, estate strategies, and consider demand when looking at requirements. There is also a requirement to consider the wider need for pharmacies and dental services and other supporting services for communities. We were not convinced that there is sufficient current and future capacity to meet the demand and need generated by development.
- 52 The Chief Officer for Adult and Health Resources stated that with budgets stretched they are looking to reconfigure current estates to future proof services and provide best value. However, there are challenges due to the differences in governance arrangements and plans for the many NHS organisations in Leeds. (CCG's, NHS England, Leeds Community Healthcare Trust, Leeds Teaching Hospital Trust, and Leeds and York Partnership Foundation Trust).
- 53 We were also advised that the GP estate is in a mixture of tenures, some of which is very poor and some of which are domestic dwellings turned into surgeries. Work has been undertaken in specific areas of Leeds to identify if improved planned development could be established which could be future proofed. It was highlighted that the investment required to deliver a solution would outweigh any saving and this funding is not available at the moment.
- 54 We were advised that efforts have been made to identify where responsibility sits for the development of the primary care estate. Although this was thought to be NHS England we were advised that this responsibility may also be shared with the CCG's. It was highlighted to us that there is an opportunity to improve co-operation, planning and co-ordination by health services in terms of the infrastructure to support communities, and that the involvement of the city's Strategic Estates Forum, which includes the NHS Leeds CCG Partnership in its membership, could support this improvement.
- 55 We were advised that there is a need to understand individual health service strategies and demand before any city wide estates strategy for health can be established, and articulating that is currently a struggle. We were concerned to hear that health provision could be



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built throughout Leeds if funding was not an issue however, there is a significant challenge in recruiting enough GPs and currently there is not enough GP's or nurses to support new or expanding services. We acknowledge that the pressure on the workforce in general practice is a national issue and that in response to this NHS Leeds CCG Partnership is taking steps to recruit additional GP's into the region.

as breakthrough projects. During our inquiry we requested the terms of reference for the Strategic Investment Board. These have now been provided as appendix 4, and clearly identify that there is a potential role for the SIB in the co-ordination and delivery of sustainable development in Leeds, which should be a core consideration of any future housing or infrastructure investment.

- 56 We concluded that the development of the health care estate cannot currently be sustained. It is frustrated by lack of investment and the complexities of the health care system which has evolved into a fragmented approach to estate and service management.
- 57 Whilst we can be sympathetic to the challenges within our health systems we did express our disappointment at the lack of determination and endeavour collectively to plan development holistically and consider all the interdependencies that must be in place for communities to thrive. In response, we were advised that there has been an attempt to co-ordinate but more can always be done.
- 58 We sought to establish where the responsibility lies for the strategic co-ordination of sustainable development and infrastructure, who considers the social and environmental deficits and who considers the conflicting priorities that arise as a result of economic growth such as transport provision and air quality.
- 59 We were advised that the Council's Strategic Investment Board (SIB) have considered investment areas, core strategy and cross cutting issues such

Recommendation 6 – That the Chief Executive, Director of Resources and Housing and the Director of City Development,

- a) reviews the governance arrangements and role of the SIB in the strategic co-ordination and delivery of sustainable development and infrastructure in Leeds.
- b) considers the mechanisms for identifying the overarching needs of communities resulting from economic growth, for identifying the deficits created, and what can and should be delivered by all responsible organisations to remediate, and for identifying the tensions and risks arising and how they can be mitigated.

Views and conclusions to be reported to the Scrutiny Board in July 2018



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Recommendation 7 – That the Chief Executive, the Director of Adults and Health and the Director of City Development works in collaboration with the CCG Medical Director (responsible for commissioning general practice) and the NHS England North Region Lead to identify:

- a) how within the planning system Health Services can better collaborate in a similar way to Highways and Children's Services with regard to planning strategies and programmes and individual planning applications.
- b) provides an update report to the Scrutiny Board in January 2019 on the progress made to improve the co-ordination of health infrastructure and services in order to meet current and future needs of communities as the population and housing numbers increase.

60. As elected representatives in our communities we highlighted that there is very little coordinated information provided which would facilitate our understanding of the planned infrastructure growth in our areas and how that will impact directly on residents.

61. Throughout the inquiry we talked extensively about sustainable development without fully understanding what is currently happening in our areas. We discussed the increase in student accommodation in the centre of Leeds, the construction of the East Leeds Orbital Road and the housing developments that it facilitates, and commented on the lack of

communication regarding the infrastructure and services required to service those communities. We concluded that all members would welcome more information about the sustainable development priorities in their areas, who is responding to it, what infrastructure is needed and how this is being funded. It was acknowledged by Council Officers that there is a need to have earlier strategic conversations with Ward Members about needs in each area so that a strategic approach can be agreed in advance as opposed to decisions being made on a site by site conversation further down the line.

62. We also commented on the perceived inconsistencies in the way that Elected Members are consulted about Section 106 (S106) funding for schemes in their electoral wards. One Elected Member advised us that they had not received any briefings regarding S106 and how it could be spent. They added that quite often, by the time information is presented to members, decisions have already been made. This was not the experience of all Elected Members, as it was also stated that full information is regularly provided. It is evident that there is a need for regular and consistent consultation with all Elected Members regarding S106 obligations and the investment of funds.



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Recommendation 8 – That the Director of Communities and Environment, the Director of Resources and Housing (as chair of the SIB) and the Director of City Development,

- a) considers the mechanisms for informing and consulting with Elected Members on sustainable development and infrastructure priorities in their areas so that they can be more effective in supporting their communities, providing advice and information to residents, and in making investment/funding related decisions.
- b) ensures mechanisms are in place to consistently brief Elected Members regarding S106 obligations and schemes in their individual Wards.

Progress to be reported to the Scrutiny Board in July 2018

63. We were informed that the responsibility for authorising the spending of S106 monies now lies with the Chief Officer/Head of Service for the relevant Service Areas. We were informed that the Planning Agreement Manager (City Development) still maintains a database of information about contributions and can provide members with information where requested.
64. As stated earlier in this report, a multi-organisational approach is required in order to deliver sustainable development objectives, within the constraints of resources and planning regulations. This requires investment, capacity and co-ordination of all

organisations who are able to support sustainable development. We have heard that infrastructure planning both within the Council and by partner organisations can be disparate and fragmented and we acknowledge that this can be due to organisational structures determined by the Government.

65. We continue to have concern regarding the level of pressure and determination to deliver individual schemes, as this increases the risk of missing broader sustainability issues as the bigger picture is not being considered in terms of long term detrimental impact or conflict. (see recommendation 6)
66. We acknowledge that organisational structures, governance arrangements and funding streams outside of Local Authority control can be barriers and do not always support ambitions. We were advised that matters of infrastructure and impact have been high on the public's agenda at public meetings and people do expect the planning system to provide and fund infrastructure to meet community needs. We acknowledge that the Local Authority cannot be held responsible or accountable for meeting all community infrastructure and service needs. We need to manage public perception and expectations in this regard and therefore we consider that there is a need to be more open about the limitations of the planning system and the limitations of the Local Authority, particularly when there is a negative impact to Leeds residents that cannot be resolved. In addition we must be clear with residents about the sustainable development priorities in



Conclusions and Recommendations

their areas and where those priorities can or cannot be met.

Community Infrastructure Levy and Section 106

67 Through the planning process Developers are required to make contributions through Section 106 (S106) agreements or the Community Infrastructure Levy (CIL).

68 We were informed that S106 agreements are contractual agreements made between Local Authorities and Developers which are attached to a planning permission. These obligations are used for three purposes, to prescribe the nature of the development, to compensate for loss or damage created by a development and/or to mitigate a development's impact and make it acceptable in planning terms. Within this context, S106 contributions are used for site specific requirements.

69 CIL allows local planning authorities to raise funds from Developers who are creating new buildings in their area. The funds raised will go towards infrastructure that is needed to support the growth of the city, such as schools and transport improvements. CIL is applied as a charge on each square metre of certain types of new buildings, with the funds generated to be used to deliver infrastructure projects and priorities identified on the Regulation 123 list (Appendix 5).

70 The spending of CIL income was determined by Executive Board in

February 2015⁸. CIL is directed into two main funding streams; a strategic fund, and a neighbourhood fund. The Strategic Fund is 70-80% of the total CIL received, and priorities for its spend is decided on an annual basis as part of the Council's budget setting process, in line with the Regulation 123 List. In July 2017 Executive Board approved the investment of the CIL strategic fund, for monies accumulated up until November 2016⁹. The Executive Board agreed that the investment of CIL strategic fund would be used to contribute to learning places deficit for schools.

71 The Neighbourhood Fund is 15% in an area without a Neighbourhood Plan, and 25% in an area with an adopted Neighbourhood Plan. The neighbourhood fund is passed to Parish Council areas, as required by national CIL regulations. In non-parished areas the decisions about spending are delegated to the relevant Leeds City Council Community Committees, and the neighbourhood fund is ring fenced by the City Council for that purpose.

72 During the inquiry we sought to establish if CIL or S106 obligations are sufficient to ensure that Developers fully mitigate the negative impact created by their development, or to support the development of sustainable infrastructure required by communities such as green space, education and health services.

8

<http://democracy.leeds.gov.uk/documents/s127185/CIL%20Cover%20Report%20300115.pdf>

9

<http://democracy.leeds.gov.uk/mgConvert2PDF.aspx?ID=163008>



Conclusions and Recommendations

73 It was established that neither CIL nor S106 contributions, separate or combined, are sufficient in terms of funding the delivery of sustainable development. Dr Roelich reinforced this conclusion, adding that the limitations on how funding can be invested also creates challenge to delivering broader sustainability. It was clarified that S106 and CIL provides investment in infrastructure to remedy issues created by new developments rather than to remedy existing deficiencies and problems within communities. Therefore there is a need for a strategic approach that goes beyond planning funding functions to bridge the gap.

74 During our inquiry a significant amount of information was presented to us which provided a comprehensive overview of the levy, administration and collection of CIL and S106 obligations. We established that the administration of the two schemes and the complexities of CIL creates difficulties for both Developers and home extenders. It was stated that for Council Officers and Developers the practical everyday experience is confusing. We were advised that both systems have their strengths but both are very bureaucratic and CIL is particularly difficult. In addition, the CIL regulations have brought about more robust controls for the use of S106, which means that there is now less flexibility with regard to how it can be invested.

75 We were advised that due to the complexities of CIL the Government is expected to review the system, but this has been subject to delay. We consider that the views of this Scrutiny Board should be provided to support a response to future Government

consultation on CIL or any alternative proposed scheme.

Recommendation 9 – Should the Government proceed with a review of CIL, that the Director of City Development obtains the views of the Scrutiny Board (Infrastructure and Investment) to support the consultation response of the Local Authority.

76 In addition, we were advised that a review of the Regulation 123 list would also be undertaken early in 2018.

Recommendation 10 – That the Director of City Development obtains the views of the Scrutiny Board regarding any proposed revisions to the Regulation 123 list in advance of approval by Leeds City Council's Executive Board.

Neighbourhood Fund, Parish Councils and Community Committees

77 Community Committees and Parish Councils have responsibility for spending of the neighbourhood fund as highlighted earlier in this report, which is not constrained by the Regulation 123 List. Elected members sitting on both Community Committees and Parish Councils stated that there is still a lack of clarity and general confusion regarding the spending of the neighbourhood fund. In addition one of our external representatives advised us that it is not clear how sustainability considerations and appraisal are managed and considered for the neighbourhood fund, adding that it is



Conclusions and Recommendations

also unclear how the general public would have a say.

78 We appreciate that decision making for the investment of CIL at a local level can become complex when there are uncertainties regarding S106 investment on local schemes or a lack of shared intelligence regarding local priorities for sustainable infrastructure in the area. We highlighted the importance of ensuring Parish Councils and Community Committees are fully aware of the sustainable development needs in their areas to support the decision making processes regarding spending priorities. We also stressed the importance of having clear shared priorities and goals and improved integrated arrangements between Parish Councils, Community Committees and the City Council to enable conversations about the investment of the strategic fund, the neighbourhood fund and S106 funds, to provide single solutions rather than disparate, fragmented spending on individual projects that may provide little or no long term benefit for communities.

79 We were advised that The Leeds City Council CIL Neighbourhood Fund – Spending Guidance for Community Committees was agreed by Executive Board on 21st October 2015. This was drawn up following four workshops held during 2015, to which all Ward Members, Town and Parish Councils, and Neighbourhood Planning Groups were invited. It was evident that Scrutiny Board members, who are also Community Committee members had no current knowledge of the protocol. We therefore recommend that the guidance is refreshed and all Elected Members and Parish Councillors are fully informed

of its contents, particularly as one of the principles relates directly to the consultation and relationships between Neighbourhood Forums, Parishes and Community Committees.¹⁰

Recommendation 11 – That the Director of City Development and the Director for Communities and Environment reviews and refreshes The Leeds City Council CIL Neighbourhood Fund – ‘Spending Guidance for Community Committees’ to encompass guidance for Town and Parish Councils, and ensure that the guidance is circulated and understood by all Elected Members and Town and Parish Councillors.

Progress to be reported to the Scrutiny Board in July 2018

80 It was acknowledged by Leeds City Council Officers that more could be done to build relationships and provide training. It was also acknowledged that more can be done to consider community aspirations, how they link to neighbourhood plans and how those aspirations can be delivered by potential CIL receipts coming into the area. We consider that there is a need for greater clarity on how specific projects in communities are contributing to sustainability objectives, including consideration of negative impacts. This will facilitate better decision making regarding investment that supports social progress and environmental protection.

10

<http://democracy.leeds.gov.uk/documents/g7245/Public%20reports%20pack%2021st-Oct-2015%2013.00%20Executive%20Board.pdf?T=10>



Conclusions and Recommendations

Recommendation 12 – That the Director of Director of Resources and Housing explores,

- a) the mechanisms to inform Town Parish Councils and Community Committees of the sustainable infrastructure needs in their localities, and
- b) how the investment of neighbourhood funds and specific S106 contributions can be co-ordinated through local governance arrangements to respond, in partnership with the Local Authority and other stakeholders accessing other funding sources, to the sustainable infrastructure needs in their areas.

Progress to be reported to the Scrutiny Board in July 2018



Evidence

Monitoring arrangements

Standard arrangements for monitoring the outcome of the Board's recommendations will apply.

The decision-makers to whom the recommendations are addressed will be asked to submit a formal response to the recommendations, including an action plan and timetable, normally within two months.

Following this the Scrutiny Board will determine any further detailed monitoring, over and above the standard quarterly monitoring of all scrutiny recommendations.

Reports and Publications Submitted/Considered

- Report of the Head of Governance and Scrutiny Support, 19 July 2017
- Presentation , Sustainable Development , 19 July 2017
- Report of the Head of Governance and Scrutiny Support and Director of City Development, 27 September 2017
- Report of the Head of Governance and Scrutiny Support and Director of City Development, 25 October 2017
- Report of the Head of Governance and Scrutiny Support and Director of City Development, 22 November 2017
- Evidence presented to the Leeds Scrutiny Inquiry, November 2017, The University of Leeds, Sustainability Research Institute, Authors: Dr Alice Owen, Dr Katy Roelich and Harriet Thew
- Report of the Head of Governance and Scrutiny Support and Director of City Development, 20 December 2017
- Draft Leeds Inclusive Growth Strategy 2017 – 2023
- Draft Best Council Plan 2018/19 – 2020/21



Evidence

Witnesses Heard

Andrew Hall, Head of Transportation, Leeds City Council
Cllr Richard Lewis, Executive Board Member, Regeneration, Transport and Planning.
Tim Hill, Chief Planning Officer
David Feeney, Head of Strategic Planning
Dr Kathy Roelich, Sustainability Research Institute
Mark Goldstone, Leeds Property Forum, Leeds Chamber of Commerce
Gerald Jennings, Leeds Property Forum, Leeds Chamber of Commerce
Richard Amos, Sufficiency and Participation
Darren Crawley, Sufficiency Planning Manager
Steve Hume, Chief Officer, Adults and Health resources
Elizabeth Bailey, Head of Public Health
Kirsty Turner, Associate Director of Primary Care (CCG)
Hugh Ellis, Town and Country Planning Association

Dates of Scrutiny

19 July 2017
27 September 2017
25 October 2017
22 November 2017
20 December 2017
9 January 2017 (working group)



Appendix 1

3-Legged Sustainability Stool

Sustainability



Economic Leg

Good Jobs
Fair wages
Security
Infrastructure
Fair Trade

Environmental Leg

0 Pollution & Waste
Renewable Energy
Conservation
Restoration

Social Leg

Working conditions
Health services
Education services
Community & Culture
Social justice

Quality of Life / Genuine Wealth / Genuine Progress

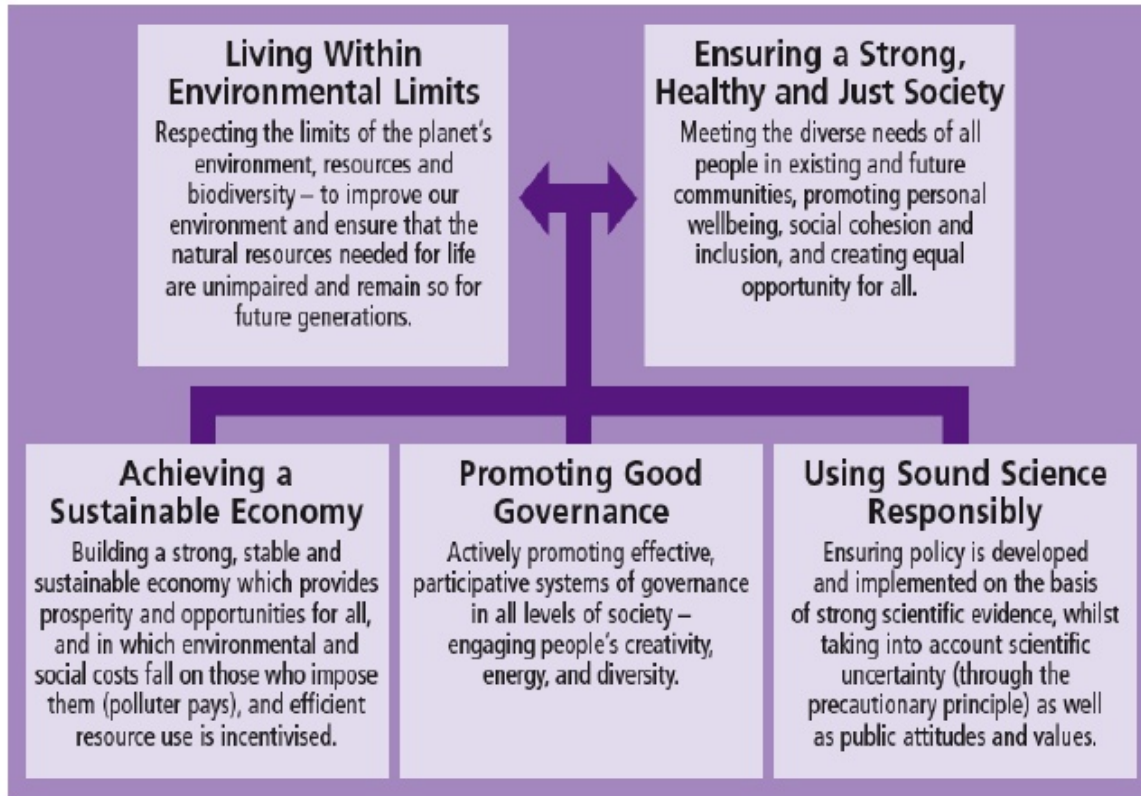


Doughnut of Social and Planetary Boundaries 2017. Rockstrom et al.



Appendix 2

Securing our Future – UK SD Strategy 2005





Appendix 3





Appendix 4

STRATEGIC INVESTMENT BOARD (SIB)

Terms of Reference
March 2017



Purpose

To take a strategic view of the Council's investments, plans and funding priorities for approval by SIB Members to achieve maximum return on investment and best value for money whilst ensuring they are aligned to delivering Best City and Best Council ambitions.

Primary Responsibilities:

- Plan the Council's capital investment to ensure it aligns to both Council and City priorities;
- Provide professional advice to major capital investment programmes and projects as approved by Executive Board

To deliver these responsibilities SIB will:

- Liaise with the Council's strategic partners and internal directorates to ensure investments maximise delivery of City and Council priority outcomes and utilise external resources where appropriate;
- Recommend for approval the Council's capital receipts programme, taking account of strategic considerations, financial requirements and incentives for release;
- Agree significant submissions to Government departments seeking financial or other support for projects or programmes (including business cases) prior to approval by Executive Board;
- Approve governance and progress monitoring arrangements for programmes and projects with significant capital investment to ensure such risks are mitigated and managed;
- Maximise funding opportunities for capital investment;
- Procure feasibility studies and options appraisals on proposals with policy implications;
- Working closely with Corporate Leadership Team (CLT) and other Boards to ensure the achievement of our Best Council and Best City ambitions.

Strategic Investment Board composition:

Neil Evans	Director of Environment and Housing
Martin Farrington	Director of City Development
Tim Hill	Chief Planning Officer
David Outram	Chief Officer Procurement and PPPU
Bhupinder Chana	Principal Finance Manager
Gary Bartlett	Chief Highways Officer
Simon Foy	Head of Policy and Intelligence
Angela Barnicle	Head of Asset Management, City Development
Viv Buckland	Head of Learning Systems, Children's Services.
Steve Hume	Chief Officer ASC Resources and Strategy
Lee Hemsworth	Chief Officer Citizens and Communities Customer Access
Michele Kelly (Co-ordinator)	Senior Asset Management Officer



Appendix 5



COMMUNITY INFRASTRUCTURE LEVY

REGULATION 123 LIST

September 2014

Regulation 123 provides for the Council to set out a list of those projects or types of infrastructure that it intends will be, or may be, wholly or partly funded through the Community Infrastructure Levy (CIL). In order to ensure that individual developments are not charged for the same infrastructure items through both Section 106 Agreements and the CIL, a S106 contribution or a S278 agreement cannot then be made towards an infrastructure item already on the List.

Sustainable transport schemes: <ul style="list-style-type: none"> - New Generation Transport (NGT) - Leeds Core Cycle Network - The Public Right of Way network
Leeds Flood Alleviation Scheme (FAS)
Secondary education
Primary education, except for large scale residential development identified in the Site Allocations Plan, which will be expected to provide primary schools either as an integral part of the development or as the result of no more than 5 separate planning obligations
Green infrastructure and public greenspace, except for on-site provision required by Core Strategy policies
Community sports facilities
Cemeteries
Public realm improvements, except for on-site provision or where this is required as a direct result of an adjacent development
District heating networks
Public health facilities

The Council will review this list at least once a year, as part of monitoring of CIL collection and spend, and any changes will be justified and subject to appropriate local consultation.

The R123 List does not identify priorities for spending within it, or any apportionment of the CIL funds across the District, and does not signify a commitment from the Council to fund the projects listed through the CIL.

The Council will work with local communities and parish/town councils to agree local priorities for spend. The 'meaningful proportion' held by local communities can be spent on the R123 List, but it does not have to be.



Appendix 5

ONGOING USE OF SECTION 106 AGREEMENTS

For clarity, the list below provides an outline of the matters which will continue to be addressed through S106 or S278 Agreements.

- Affordable housing
- Employment and skills agreements e.g. local employment or apprentice contracts
- Site specific matters needed to make the development acceptable in planning terms, including:
 - o New bus connections or services and cycle/pedestrian routes and connections if directly required by the development
 - o Local junction / highways improvements and access into the site
 - o Metrocards, travel plans and monitoring fee / co-ordinator posts
 - o Primary schools/extensions as a direct result of large sites or groups of up to five sites identified in the Site Allocations Plan
 - o On-site greenspace as required by Core Strategy Policies G4 and G5 (which include requirements for a financial contribution in lieu of on-site provision in certain circumstances¹).
 - o Public realm improvements on-site, and off-site where this is required as a direct result of an adjacent development.²
 - o On-site drainage and flooding solutions
 - o On site sustainable energy requirements

¹ Clarification added April 2015

² Clarification added April 2015



Appendix 5



Regulation 123 list Amendments

Current Reg123 List	Proposed change	Explanation
Leeds Core Cycle Network	Leeds Core Cycle Network, except for where improvements or additions are necessary as a result of a specific development.	Where appropriate for the site, a development may be expected to provide a new cycle link or upgrade an adjacent existing route, via a S106. However, where that link or route happens to be part of the Leeds Core Cycle Network, this is not possible due to the generic category on the R123 List. Therefore by inserting the exclusion on the List, it will allow the CIL to be the main contributor (alongside other funding sources), yet not preclude S106 contributions from individual developments.
The Public Right of Way network	The Public Right of Way network, except for where improvements or additions are necessary as a result of a specific development.	Almost all development sites are expected to provide new pedestrian links or upgrade an adjacent existing route, and sometimes this is best sought through a S106. However, there have been instances where applicants have argued that because all walking routes are part of the public right of way network, then no S106 contribution should be made. It was never the intention that the CIL should supersede the proper planning of new development sites, therefore providing further clarity on this wording is considered appropriate.
Primary education, except for large scale residential development identified in the Site Allocations Plan, which will be expected to provide primary schools either as an integral part of the development or as the result of no more than 5 separate planning obligations	Primary education, except for large scale residential development, which will be expected to provide primary schools as an integral part of the development.	<p>It is very difficult to identify in advance which should be the specific sites to contribute towards off-site school need in each area. This is because it does not work out evenly basing this on size or location or phasing, because the need for the school and the timing of it will alter in each case depending on which sites come forwards at which points, and because there are inevitably more than 5 sites in most instances that will generate a cumulative demand for places. It also cannot be guaranteed which sites would come forwards first.</p> <p>In addition, the CIL Regulations refer to pooling of 5 S106 'obligations', which means that the tally includes where schemes may change and new/revised applications/S106s are required, and where reserved matters applications come forwards in phases spread across one sight which would each then require a S106.</p>



Appendix 5

Current Reg123 List	Proposed change	Explanation
		<p>Therefore even a single site could on its own generate 5 obligations, after which no more could be taken into account either from that site or from any other site, no matter what was set out in the SAP and no matter whether the contributions would ever actually be received (i.e. if superseded by another application).</p> <p>The statutory consultation procedures relating to school expansions also means that even if a specific school were cited for expansion in the SAP or a S106 agreement, there is no guarantee that the outcome of the consultation would agree the expansion of that school.</p> <p>It is therefore more appropriate to remove the reference to identification of sites in the SAP to pool together up to 5 obligations.</p>
Secondary education	Secondary education, except for large scale residential development which will be expected to provide secondary schools as an integral part of the development	To provide consistency with the position for primary schools, and to support the few sites in the Site Allocations Plan where on-site secondary provision will be a requirement.
Green infrastructure and public greenspace, except for on-site provision required by Core Strategy policies	Green infrastructure and public greenspace, except for site specific provision required by Core Strategy policies	To provide better clarity about the scope of Core Strategy Policies G4 and G5, and the potential for site-specific provision to be provided by an 'on-site contribution in lieu' and not just physically on-site provision.
Public realm improvements, except for on-site provision or where this is required as a direct result of an adjacent development	Public realm improvements on-site, and off-site where this is required as a direct result of an adjacent development	To provide better clarity.

16th November 2015

**Scrutiny Board (Infrastructure and Investment)
Sustainable Development
21 March 2018
Report author: Sandra Pentelow**

www.scrutiny.unit@leeds.gov.uk

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Report of Head of Governance and Scrutiny Support

Report to Scrutiny Board (Infrastructure, Investment and Inclusive Growth)

Date: 10 April 2019

Subject: Work Schedule

Are specific electoral Wards affected? If relevant, name(s) of Ward(s):	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information? If relevant, Access to Information Procedure Rule number: Appendix number:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

1 Purpose of this report

1.1 The purpose of this report is to consider the Scrutiny Board’s work schedule for the remainder of the current municipal year.

2 Main issues

2.1 At its initial meeting in June 2018, the Scrutiny Board discussed a range of matters for possible inclusion within the overall work schedule for 2018/19. The areas discussed included a range of matters which were then used to help formulate an outline work schedule.

2.2 The latest iteration of the work schedule is attached as Appendix 1 for consideration and agreement of the Scrutiny Board – subject to any identified and agreed amendments.

2.3 Executive Board minutes from the meetings held on 13 February 2019 and 20 March 2019 are also attached as Appendix 2. The Scrutiny Board is asked to consider and note the Executive Board minutes, insofar as they relate to the remit of the Scrutiny Board; and identify any matter where specific scrutiny activity may be warranted, and therefore subsequently incorporated into the work schedule.

Developing the work schedule

2.4 The work schedule should not be considered a fixed and rigid schedule, it should be recognised as something that can be adapted and changed to reflect any new and emerging issues throughout the year; and also reflect any timetable issues that might occur from time to time.

- 2.5 However, when considering any developments and/or modifications to the work schedule, effort should be undertaken to:
- Avoid unnecessary duplication by having a full appreciation of any existing forums already having oversight of, or monitoring a particular issue.
 - Ensure any Scrutiny undertaken has clarity and focus of purpose and will add value and can be delivered within an agreed time frame.
 - Avoid pure “information items” except where that information is being received as part of a policy/scrutiny review.
 - Seek advice about available resources and relevant timings, taking into consideration the workload across the Scrutiny Boards and the type of Scrutiny taking place.
 - Build in sufficient flexibility to enable the consideration of urgent matters that may arise during the year.
- 2.6 In addition, in order to deliver the work schedule, the Board may need to take a flexible approach and undertake activities outside the formal schedule of meetings – such as working groups and site visits, where deemed appropriate. This flexible approach may also require additional formal meetings of the Scrutiny Board.

Developing the work programme for the new municipal

- 2.7 Scrutiny Boards are subject to an annual review and appointment process as part of the overall governance arrangements presented and agreed by Council at its annual meeting each year
- 2.8 As such, Scrutiny Boards have tended to adopt different approaches to planning for the new municipal year and providing a ‘handover’ of issues to be considered by the appropriate and newly constituted Scrutiny Board.
- 2.9 Historically, at the first meeting of the municipal year, Scrutiny Boards have been presented with an outline of proposed formal meeting dates, alongside a draft work schedule that reflected traditional and known items of scrutiny activity, such as performance and budget monitoring, identified Budget and Policy Framework items and recommendation tracking.
- 2.10 Specific scrutiny inquiries have tended to be identified at the initial meetings in June / July each year; however some Scrutiny Board members have raised concern around this approach and the impact this can have on progressing and completing identified inquiries in a timely manner.
- 2.11 In order to bring these matters together and to adopt a longer-term approach to planning Scrutiny Board work programmes; each Scrutiny Board is being presented with:
- (a) A draft schedule of planned meeting dates for the municipal year (2019/20)
 - (b) A draft work schedule that includes known items of scrutiny activity, such as performance and budget monitoring, identified Budget and Policy Framework items and recommendation tracking.
 - (c) Details of specific areas / matters to be recommended for consideration by the appropriate Scrutiny Board, as part of the overall 2019/20 work programme.

- 2.12 The draft work schedule is presented at Appendix 3 consideration, this outlines planned meeting dates which are provisionally scheduled to take place on a **Wednesday**. This includes the known items of scrutiny activity.
- 2.13 In considering the details presented at Appendix 3, Members of the Scrutiny Board are reminded consider the information outlined in paragraph 2.5
- 2.14 In terms of any specific areas/ matters to be recommended to the successor Scrutiny Board, members are invited to comment on and consider areas that have been highlighted during the course of the current municipal year.
- 2.15 The Scrutiny Board is also invited to recommend any other matters for the successor Board to consider.
- 2.16 In agreeing to recommend any specific matters for consideration by the successor Scrutiny Board, members should recognise the future work schedule will:
- Become the responsibility of a successor Scrutiny Board (subject to the arrangements agreed by Council in May 2019).
 - Remain flexible and adaptable to reflect any new and emerging issues or changing priorities identified in the new municipal year.
 - Need to reflect any timetabling issues that might occur from time to time.
- 2.17 Nonetheless, setting out proposed meeting dates and a draft work schedule for the new municipal year will provide a foundation that will not only help with the initial planning for next year's Scrutiny Board, it also has the potential to help with planning the work programme in the longer-term.

3. Recommendations

- 3.1 The Scrutiny Board is asked to:
- a) consider the matters outlined in this report, and the appended information and matters raised during the meeting.
 - b) agree or amend the overall work schedule as presented at Appendix 1 as the basis for the Board's work for the remainder of 2018/19.
 - c) consider the draft work schedule as presented at Appendix 3 and make recommendations as deemed necessary.

4. Background papers¹

- 4.1 None used

¹ The background documents listed in this section are available to download from the Council's website, unless they contain confidential or exempt information. The list of background documents does not include published works.



Scrutiny Board (Infrastructure, Investment and Inclusive Growth) Work Schedule for 2018/2019 Municipal Year

June	July	August
Meeting Agenda for 20 June at 1.30 pm.	Meeting Agenda for 25 July at 10.00 am.	No Scrutiny Board meeting scheduled.
Consider potential areas of review (including agreed budget 2018/19) Performance Report (PM) Core Strategy Select Review (PSR) (Big Idea – 5 & 8)	Directors Response – Sustainable Development Inquiry (Big Idea 5 & 8) Directors Response – Information Advice and Guidance Provision in Leeds (Big Idea 3) Inquiry - Scoping discussion Budget – out-turn report and financial health monitoring month 2	
Working Group Meetings		
Site Visits		

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Scrutiny Work Items Key:

PSR	Policy/Service Review	RT	Recommendation Tracking	DB	Development Briefings
PDS	Pre-decision Scrutiny	PM	Performance Monitoring	C	Consultation Response

Inclusive Growth Strategy

PEOPLE, **PLACE** and **PRODUCTIVITY** - Relevant **BIG** Ideas **3, 4, 5, 6, 7, 8, 9, 10**



Scrutiny Board (Infrastructure, Investment and Inclusive Growth) Work Schedule for 2018/2019 Municipal Year

September	October	November
Meeting Agenda for 5 September at 10.30 am	Meeting Agenda for 31 October at 10.30 am	No Scrutiny Board meeting scheduled.
Terms of Reference 1 st Review/Inquiry Session – Evidence Gathering Leeds Transport Strategy including Progress on the Leeds Public Transport Investment Programme (Big Idea 6,7 & 8)	2 nd Review/Inquiry Session - Evidence Gathering	
Working Group Meetings		
		Inquiry Session 3 Working Group –29 of Nov 2018 @ 10am
Site Visits		

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Scrutiny Work Items Key:

PSR	Policy/Service Review	RT	Recommendation Tracking	DB	Development Briefings
PDS	Pre-decision Scrutiny	PM	Performance Monitoring	C	Consultation Response



Scrutiny Board (Infrastructure, Investment and Inclusive Growth) Work Schedule for 2018/2019 Municipal Year

December	January	February
Meeting Agenda for 12 Dec at 10.30 am	Meeting Agenda for 9 Jan at 10.30 am	Meeting Agenda for 20 Feb at 10.30 am
<p>Advancing Bus Service Provision Inquiry – comprehensive progress review (RT) (timing discussed with A Hall and D Pearson) (Big Idea 6,7 & 8)</p> <p>Request for Scrutiny – Otley Civic Centre – Future Ownership (PDS)</p>	<p>Performance report (PM)</p> <p>Financial Health Monitoring (PSR)</p> <p>2018/19 Initial Budget Proposals (PDS)</p> <p>Best Council Plan (PM – BPF)</p> <p>Request for Scrutiny - Pedestrian Crossings (PSR)</p> <p>Local Flood Risk Management Strategy – Annual Review (PM) (BPF – Exec Board moved to Dec) (Big Idea 8)</p> <p>Working Group Outcomes – Session 3</p>	<p>Housing Mix Inquiry – Recommendation Tracking and Update (see minutes) (RT) (Big Idea 5 & 8)</p> <p>Digital Inclusion – Recommendation Tracking (RT) (Big Idea 9)</p>
Working Group Meetings		
	<p>Inquiry Session 4 Working Group – 29 Jan 2019 @ 1pm</p>	
Site Visits		

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Scrutiny Work Items Key:

PSR	Policy/Service Review	RT	Recommendation Tracking	DB	Development Briefings
PDS	Pre-decision Scrutiny	PM	Performance Monitoring	C	Consultation Response



Scrutiny Board (Infrastructure, Investment and Inclusive Growth) Work Schedule for 2018/2019 Municipal Year

March	April	May
No Scrutiny Board meeting scheduled.	Meeting Agenda for 10 April at 10.30 am	No Scrutiny Board meeting scheduled.
	<p>Inquiry – Agree Final Report</p> <p>Sustainable Development Inquiry (RT and update on specific recommendations) (Big Idea 5 & 8)</p>	
Working Group Meetings		
Site Visits		

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Scrutiny Work Items Key:

PSR	Policy/Service Review	RT	Recommendation Tracking	DB	Development Briefings
PDS	Pre-decision Scrutiny	PM	Performance Monitoring	C	Consultation Response

Note - Road Safety – to be undertaken by Scrutiny Board – Environment Housing and Communities 25 February 2019 (members of SB IIIG were invited to participate)

EXECUTIVE BOARD

WEDNESDAY, 13TH FEBRUARY, 2019

PRESENT: Councillor J Lewis in the Chair

Councillors A Carter, R Charlwood,
D Coupar, S Golton, R Lewis, L Mulherin,
J Pryor and M Rafique

APOLOGIES: Councillor J Blake

144 Chair of the Meeting

In accordance with Executive and Decision Making Procedure Rule 3.1.5, in the absence of Councillor Blake who had submitted her apologies for absence from the meeting, Councillor J Lewis presided as Chair of the Board for the duration of the meeting.

145 Exempt Information - Possible Exclusion of the Press and Public

RESOLVED – That, in accordance with Regulation 4 of The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012, the public be excluded from the meeting during consideration of the following parts of the agenda designated as exempt from publication 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 public were present there would be disclosure to them of exempt information so designated as follows:-

- (a) That Appendices A and B to the report entitled, 'Full Fibre Network Programme for Leeds', referred to in Minute No. 159 be designated as exempt from publication in accordance with paragraph 10.4(3) of Schedule 12A(3) of the Local Government Act 1972 on the grounds that the information within those appendices provide commercial pricing from those suppliers involved in the Soft Market Test. In order to obtain the most competitive prices possible in response to a future procurement exercise the Council does not wish to put pricing information received to date into the public domain. It is felt that disclosure of this information would be prejudicial to the Council and the suppliers involved. As such, this information is deemed exempt from publication due to its commercially sensitive nature and the disclosure of which may have a detrimental impact on the outcome of any future procurement. With this in mind, it is felt that maintaining such information as exempt from publication outweighs the public interest in disclosing it at this time;
- (b) That Appendix A to the report entitled, 'Proposed Heads of Terms for Joint Venture Arrangements between London and Continental Railways (LCR) and Leeds City Council', referred to in Minute No. 163 be designated as exempt from publication in accordance with

Draft minutes to be approved at the meeting
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paragraph 10.4(3) of Schedule 12A(3) of the Local Government Act 1972 on the grounds that the information within that appendix relates to the financial and business affairs of both the Council and LCR. To disclose the information contained within Appendix A could prejudice the Council's position in relation to the proposals outlined in the submitted report. As such, in these circumstances, it is deemed that the public interest in maintaining the exemption outweighs the public interest in disclosing the information;

- (c) That Appendices 2 and 3 to the report entitled, 'Leeds City Region Enterprise Zone Update and Infrastructure Delivery', referred to in Minute No. 166 be designated as exempt from publication in accordance with paragraph 10.4(3) of Schedule 12A(3) of the Local Government Act 1972 on the grounds that the information within those appendices relate to the financial and business affairs of the Council and Northern Powergrid (NPG) and the disclosure of such information would be prejudicial to the Council's negotiations with NPG as well as to the commercial interests of both parties. In these circumstances, the public interest in maintaining such information as being exempt from publication outweighs the public interest in disclosing it.

146 Declaration of Disclosable Pecuniary Interests

There were no Disclosable Pecuniary Interests declared during the meeting.

147 Minutes of the Previous Meeting

RESOLVED – That the minutes of the previous meetings held on the 19th December 2018 and the 14th January 2019 be approved as a correct record.

HEALTH, WELLBEING AND ADULTS

148 Safeguarding Adults Board: Annual Report 2017/18 and Strategic Plan 2016/19

Further to Minute No. 84, 18th October 2017, the Director of Adults and Health submitted a report presenting the Leeds Safeguarding Adults Board Annual Report for 2017/18, together with its Strategic Plan (2016/19). The report looked to provide details of the Board's achievements over that period and set out the Board's ambitions moving forward.

The Board welcomed Richard Jones CBE, Independent Chair of the Leeds Safeguarding Adults Board to the meeting, who was in attendance in order to introduce the key points of the annual report and to highlight key priorities.

Responding to a Member's enquiry, the Board received further information regarding the existing arrangements in place and the ongoing work being undertaken with neighbouring Authorities and partners to further develop the collaborative approach towards safeguarding matters, specifically those with cross-boundary implications.

Again, in response to a Member's enquiry, the Board received information on the role played by third sector organisations in the promotion of safeguarding

in the particular communities they serve, together with the work being undertaken to continue to develop the third sector's role in this area.

RESOLVED –

- (a) That the contents of the Leeds Safeguarding Adults Board Annual Report 2017/18 and the Board's Strategic Plan going forward, as appended to the submitted report, be noted;
- (b) That the strategic aims and ambitions of the Leeds Safeguarding Adults Board, which looks to make Leeds a safe place for everyone, be supported.

LEARNING, SKILLS AND EMPLOYMENT

149 Determination of School Admissions Arrangements for 2020/21

The Director of Children and Families submitted a report which sought approval of the Local Authority Admissions Policy and admissions arrangements for school entry in 2020. Also, the report detailed the changes which had been made to the policy, and invited the Board to note the updated co-ordination arrangements.

RESOLVED –

- (a) That in considering the school admissions arrangements for 2020, approval be given to the Admissions Policies for Primary and Secondary schools, as detailed within Appendices A and B to the submitted report, with the following being noted:-
 - (i) That the nearest priority is no longer included in the policy for Community and Voluntary Controlled Primary Schools and that applications will be prioritised based on catchment area priority;
 - (ii) That any child with a sibling on roll at the school at the time of admission will receive sibling priority for admission;
 - (iii) That applications received more than 4 weeks after the national deadline for applications will be considered as 'late' and therefore considered after all 'on time' preferences (currently 6 weeks);
 - (iv) That the wording in relation to Children Looked After has been amended to reflect current legislation and practice;
 - (v) That parents will apply directly to the Local Authority for a school place outside the normal admissions round (rather than directly to their preferred school); and
 - (vi) That the policy includes greater clarity regarding waiting lists, home addresses, shared care arrangements where parents have separated and how multiple birth siblings do not have the random allocation tie break applied where they are tied for the final place available.
- (b) That the co-ordinated scheme for admission arrangements for entry in September 2020, as detailed at Appendices C and D to the submitted report, be noted, with it also being noted that there are no changes to

the 2019 arrangements, other than updates to timelines, and that in-year applications should be sent to the Admissions Team rather than directly to schools;

- (c) That it be noted that the officer responsible for this work is the Lead for the Admissions and Family Information Service, with it also being noted that the date for implementation (ie. determination of any revised policy) is by no later than 28 February 2019, with the policy being published by 15 March 2019.

(Under the provisions of Council Procedure Rule 16.5, Councillor A Carter required it to be recorded that he abstained from voting on the decisions referred to within this minute)

150 Design & Cost Report and Tender Acceptance Report for the Learning Places expansion of Moor Allerton Hall Primary School

Further to Minute No. 124, 19th December 2018, the Director of Childrens and Families submitted a report on the proposed expansion of Moor Allerton Hall Primary School with specific reference to the proposed entering into a Joint Contracts Tribunal (JCT) 2016 contract with Leeds D&B One Co. for the delivery of critical works which were required to adhere to the expansion programme. In addition, the report sought the necessary approvals to enter into related contracts and to incur the necessary expenditure.

Responding to a Member's enquiry, the Board discussed and received further information on the estimated overall costings for the scheme, and what the estimated costs, as detailed within the submitted report, were comprised of.

RESOLVED –

- (a) That the expenditure of £5,653,729.02 from capital scheme number 32737/MAL/000 for the construction work and associated fees for the expansion of Moor Allerton Hall Primary School, necessary for occupation from September 2019, be approved;
- (b) That the acceptance of the tender submitted via the Leeds Local Education Partnership in the sum of £4,730,797 inclusive of all professional design fees incurred by the appointed contractor, development costs and surveys incurred by the contractor, be authorised; with it being noted that this figure includes the previously approved sum of £355,503.43 for the completion of the necessary 'Early Works' packages, and that the release of funding for the construction costs will be subject to valuations completed and validated by NPS Ltd. (Leeds);
- (c) That the requirement to enter into a contractual agreement with Leeds D&B One Co. in order to deliver the development at Moor Allerton Hall Primary School, be authorised, which will take the form of a JCT 2016 head contract between the authority and Leeds D&B One Ltd. for the sum of £4,730,797;

- (d) That approval be given to the entering into a deed of variation with Environments for Learning Leeds PFI One Limited, in order to exclude the existing service road across Allerton Fields from the PFI site for Allerton Grange School in order that such access road can be remodelled as part of the development at Moor Allerton Hall Primary School;
- (e) That approval be given for the resolutions, as minuted, from this report to be exempted from the 'Call In' process, on the grounds of urgency, as detailed within sections 4.5.1 – 4.5.4 of the submitted report;
- (f) That it be noted that the estimated scheme cost of £5,653,729.02 includes: £4,730,797 for construction works (this is the contract / tender submission value inclusive of £355,503.43 of previously approved 'Early Works' costs); professional fees and survey costs of £509,285; £30,000 for loose furniture and equipment; £55,500 for supporting costs and a client held contingency commensurate to the scale and complexity of the project; with it also being noted that the construction cost includes £358,694.00 of 'on-site' Highways upgrades to facilitate the conversion of the PFI service road into a drop-off loop serving both Moor Allerton Hall and Allerton Grange School, with it being further noted that this solution has been developed in conjunction with Planning and Highways in response to evidenced congestion and road safety issues in the locality and which represents a significant and critical 'abnormal' added to the scheme during design development;
- (g) That it be noted that the officers responsible for the implementation of the above resolutions are the Head of Service Learning Systems and the Head of Projects and Programmes, Asset Management and Regeneration, and that approval be given to authorise such officers to enter into all other agreements which are required to deliver this project.

(Under the provisions of Council Procedure Rule 16.5, Councillor A Carter required it to be recorded that he abstained from voting on the decisions referred to within this minute)

(The Council's Executive and Decision Making Procedure Rules state that a decision may be declared as being exempt from the Call In process if it is considered that any delay would seriously prejudice the Council's, or the public's interests. In line with this, the resolutions contained within this minute were exempted from the Call In process, as per resolution (e) above, and for the reasons as detailed within sections 4.5.1 – 4.5.4 of the submitted report)

151 Outcome of Statutory Notice to permanently increase learning places at Benton Park Secondary School from September 2021

Further to Minute No. 89, 17th October 2018, the Director of Children and Families submitted a report detailing proposals brought forward to meet the Local Authority's duty to ensure a sufficiency of school places. Specifically, this report detailed a proposal to expand secondary school provision at

Benton Park Secondary School and sought a final decision in respect of this proposal.

Members welcomed the proposed expansion of provision at Benton Park Secondary School, and responding to a Member's enquiry, the Board received further information on the actions being taken which aimed to deliver increased funding where it was required for other schools of a similar priority.

RESOLVED –

- (a) That the proposal to permanently expand secondary provision at Benton Park Secondary School from a capacity of 1225 pupils to 1500 pupils, with an increase in the admission number from 245 to 300, with effect from September 2021, be approved;
- (b) That it be noted that the implementation of the decision (as above) is subject to feasibility and planning permission, as indicated at section 4.4.1 of the submitted report, and that the proposal has been brought forward in time for places to be delivered for 2021;
- (c) That it be noted that the responsible officer for the implementation of such matters is the Head of Learning Systems.

COMMUNITIES

152 Locality Working and Priority Neighbourhood Update

Further to Minute No. 101, 15th November 2017, the Director of Communities and Environment submitted a report which highlighted the progress which had been made to date, the emerging issues which had arisen and the areas for further development in relation to the Locality Working and the Priority Neighbourhood work programme.

Responding to a Member's enquiry regarding the monitoring of performance in this area, the Board noted that the new approach had only been operational for a year, and that more detailed performance data would follow in the 'Year 2' update report.

Also, in response to a Member's enquiry, the Board received assurances that although focus was being placed upon the 6 priority neighbourhoods and 12 priority Wards, the overall aim of the approach was to provide benefits to all communities across the city, and not to negatively impact upon those communities which bordered the priority neighbourhoods.

RESOLVED –

- (a) That the contents of the submitted report, together with the comments made at the meeting regarding the progress which has been made in this area to date, be noted;
- (b) That the Director of Communities and Environment be requested to progress performance management arrangements at the appropriate

spatial level to support Year Two of the Priority Neighbourhoods programme;

- (c) That the Director of Communities and Environment be requested to provide Executive Board with an annual update on year two achievements in 12 months' time.

153 Long term strategic partnership with Leeds Credit Union

Further to Minute No. 61, 21st October 2015, the Director of Communities and Environment submitted a report which provided an update on the Council's strategic approach towards supporting the work of Leeds Credit Union (LCU) in tackling financial exclusion and poverty in Leeds, and which detailed proposals to further develop the longer term strategic partnership between the Council and the LCU.

Members highlighted the valuable role which continued to be played by the Leeds Credit Union across the city.

In considering the submitted report and in response to a Member's specific request, agreement was provided that, separate to the Executive's consideration of this matter today, the relevant Scrutiny Board would be asked to review the contents of the submitted Executive Board report and any related financial information regarding the LCU, as part of the Council's longstanding partnership role.

Responding to a Member's enquiry, confirmation was received that having sought specific legal advice, the proposals detailed within the submitted report did not violate any EU State Aid Regulations.

RESOLVED –

- (a) That, separate to the Executive's consideration of this matter today, the relevant Scrutiny Board be asked to review the contents of the submitted Executive Board report and any related financial information regarding the LCU;
- (b) That the significant progress which has been made and the projects developed through the partnership between the Council and Leeds Credit Union, be noted and welcomed;
- (c) That the provision to Leeds Credit Union of a grant over 6 years of £198,333 per year, that is linked to greater lending targets and membership levels of Leeds residents, be approved;
- (d) That the necessary authority be delegated to the Director of Communities and Environment, in consultation with the Chief Officer Financial Services, to enable the Director to negotiate and enter into a grant agreement with Leeds Credit Union;

- (e) That agreement be given for the amount of interest payable by Leeds Credit Union on its existing loan from the Council to be reduced, in line with the details as set out within the submitted report.

154 Homelessness and Rough Sleeping Strategy 2018-2022

The Director of Resources and Housing submitted a report which sought approval of the Leeds Homelessness and Rough Sleeping Strategy 2018 to 2022 and which sought approval to request that the Leeds Homelessness Forum undertake the role of overseeing the delivery of the Strategy over its life span.

Members welcomed the contents of the submitted report and the progress being made in Leeds, with specific reference being made to the key role being played by the multi-agency Street Support Team.

RESOLVED –

- (a) That the Leeds Homelessness and Rough Sleeper Strategy 2018-2022, as appended to the submitted report, be approved;
- (b) That the Leeds Homelessness Forum be requested to oversee the delivery of the Homelessness and Rough Sleeper Strategy over its life span.

ECONOMY AND CULTURE

155 North and West Yorkshire Business Rates Pool

The Chief Officer (Financial Services) submitted a report which provided an update on the successful North and West Yorkshire bid to pilot 75% business rates retention in 2019/20; which noted the revoking of the Leeds City Region Pool; requested approval of the formation of a new Joint Committee to oversee the North and West Yorkshire Business Rates Pool; and which also requested agreement of the related Governance Agreement and Terms of Reference.

In considering the submitted report and with reference to the Government's 'Fair Funding Review', the Board welcomed the resource which this pilot would bring to the Council as a member of the North and West Yorkshire Business Rates Pool in 2019/20, whilst Members also emphasised the need for such a scheme, or its equivalent, to be provided on a longer term basis for the benefit of the Council's forward planning.

In conclusion, the Board extended its thanks to the Chief Officer Financial Services for the work he, and his team had undertaken in leading on the successful pilot bid and also for the ongoing work being undertaken as part of Leeds' role in being the lead authority for the pool.

RESOLVED –

- (a) That the update on the new North and West Yorkshire Business Rates Pool, as detailed within the submitted report, be noted;

- (b) That the revoking of the Leeds City Region Pool on 31st March 2019 be noted, and that agreement be given to the disbanding of the Leeds City Region Pool Joint Committee on the same date;
- (c) That approval be given to appoint the Leader of Leeds City Council to a new Joint Committee which will oversee the new North and West Yorkshire Business Rates Pool, with such a Joint Committee consisting of the Leaders of those Authorities specified in section 3.5 of the submitted report, and which will have the Terms of Reference, as appended to the submitted report;
- (d) That the Governance Agreement for the North and West Yorkshire Business Rates Pool, be noted and agreed;
- (e) That the Terms of Reference for the North and West Yorkshire Business Rates Pool, be noted and approved;
- (f) That the necessary authority be delegated to the City Solicitor in order to enable the City Solicitor to seek the formal agreement of the other 13 members of the Pool to the new arrangements.

156 2019/20 Revenue Budget Proposals; Capital Programme for 2019-2022 and Treasury Management Strategy 2019/20

Further to Minute No. 135, 19th December 2018, the Chief Officer, Financial Services, submitted a suite of reports regarding: proposals for the City Council's Revenue Budget for 2019/20 and the Leeds element of the Council Tax to be levied during the same period; proposals regarding an updated Capital Programme for 2019-2022 and also a proposed updated Treasury Management Strategy for 2019/20.

(A) 2019/20 Revenue Budget and Council Tax

RESOLVED –

- (a) That Executive Board recommends to Council the adoption of the following:-
 - (i) That the revenue budget for 2019/20 totalling £516.7m be approved. This means that the Leeds element of the Council Tax for 2019/20 will increase by 2.99% plus the Adult Social Care precept of 1%. This excludes the police and fire precepts which will be incorporated into the report to be submitted to Council on the 27 February 2019;
 - (ii) That approval be given for grants totalling £65k to be allocated to parishes;
 - (iii) That approval be given to the strategy at Appendix 9 of the submitted report in respect of the flexible use of capital receipts;
 - (iv) That in respect of the Housing Revenue Account, Council be recommended to approve the budget with:-
 - A reduction of 1% in dwelling rents in non-Private Finance Initiative areas.
 - An increase of 3.4% in dwelling rents in PFI areas.
 - A 3.3% increase in district heating charges.

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- That service charges for multi-storey flats are increased by £0.75p per week.
 - That service charges for low/medium rise properties are increased by 3.3%.
 - That the charge for tenants who benefit from the sheltered support service currently paying £6 a week be increased to £8 per week.
 - That any overall increase to tenants in respect of rents, service and sheltered support charges are capped at £3.50 per week.
 - That an overall freeze is applied to any tenant who would have seen a weekly increase of less than £1 per week.
- (b) That Executive Board's authority be given to officers to begin consultations without delay on the proposals for increases to existing fees and charges;
- (c) That Executive Board's agreement be given to the proposals for the local Business Rates discount scheme for 2019/2020, namely:-
- (i) to offer £1000 discount to independent pubs with a rateable value of between £51,000 and £100,000, these pubs having been offered the same discount by government in 2018/19, but not covered by the 33% discount introduced by government for 2019/20 for retail properties with a rateable value under £51,000; and
 - (ii) to continue to freeze the increase faced by businesses who solely provide childcare to the gross level of rates payable in 2017/18, where this increase is as a result of the revaluation;
- (d) That Executive Board's thanks be extended to Scrutiny Boards for the comments and observations they made in considering the Council's initial budget proposals.

(B) Capital Programme Update 2019 – 2022

RESOLVED –

- (a) That Executive Board recommends to Council:-
- (i) the approval of the Capital Programme for 2019-2022 totalling £1,699.7m including the revised projected position for 2018/19, as presented in **Appendix G** to the submitted report;
 - (ii) the approval of the MRP policy statements for 2018/19 and 2019/20, as set out in **Appendix D(i)** and **D(ii)** to the submitted report;
 - (iii) the approval of the new Capital and Investment Strategy, as set out in **Appendix E** to the submitted report.
- (b) That Executive Board approval be given for the list of land and property sites, as shown in **Appendix B** to the submitted report, to be disposed of in order to generate capital receipts for use in accordance with the MRP policy;
- (c) That Executive Board approval be given to the following injections into the capital programme:-

- £194.0m, of annual programmes as set out in **Appendix A(iii)** to the submitted report, to be funded by £90.5m LCC borrowing, £77.5m of HRA specific resources and £26.0m of general fund specific resources;
- £90.9m, of Council Housing Growth Programme Phase 2, as set out in **Appendix A(iii)** to the submitted report, to be funded by £67.8m of HRA borrowing supported by revenue and £23.1m of HRA specific resources;
- £51.7m, of bid pressures as set out in **Appendix A(iii)** and listed at **Appendix A(iv)** of the submitted report, to be funded by Leeds City Council borrowing;
- £127.6m, of other priority pressures as set out in **Appendix A(iii)** of the submitted report, to be funded by £54.8m of Leeds City Council borrowing and £72.8m of general fund specific resources.

(With it being noted that the above resolutions to inject funding of £464.2m will be implemented by the Chief Officer (Financial Services)).

(C) Treasury Management Strategy 2019/20

RESOLVED –

- (a) That the Treasury Strategy for 2019/20, as set out in Section 3.3 of the submitted report, be approved by Executive Board, and that the review of the 2018/19 strategy and operations, as set out in Sections 3.1 and 3.2 of the submitted report, be noted;
- (b) That it be noted by Executive Board that the revised CIPFA (Chartered Institute of Public Finance and Accountancy) Codes and Practice and Ministry of Housing, Communities and Local Government guidance have been adopted, with it also being noted that related changes are detailed in sections 3.6, 3.7 and 3.8 of the submitted report;
- (c) That subject to full Council approval, the proposals for forward funding, as detailed in sections 3.3.6 to 3.3.9 of the submitted report, and as updated in the Treasury Management Policy Statement, as detailed at appendix D to the submitted report, be noted by Executive Board;
- (d) That full Council be recommended to set the borrowing limits for 2018/19, 2019/20, 2020/21 and 2021/22, as detailed in Section 3.4 of the submitted report, and to note the changes to both the Operational Boundary and the Authorised limits;
- (e) That full Council be recommended to set the Treasury Management indicators for 2018/19, 2019/20, 2020/21 and 2021/22, as detailed in Section 3.5 of the submitted report;
- (f) That full Council be recommended to set the investment limits for 2018/19, 2019/20, 2020/21 and 2021/22, as detailed in Section 3.6 of the submitted report;

- (g) That full Council be recommended to adopt the revised Treasury Management Policy Statement, as detailed at appendix D to the submitted report.

(The matters referred to in Minute Nos. (A)(a)(i) – (A)(a)(iv) (Revenue Budget and Council Tax); (B)(a)(i) – (B)(a)(iii) (Capital Programme) and (C)(d) – (C)(g) (Treasury Management Strategy), given that they were decisions being made in accordance with the Budget and Policy Framework Procedure Rules, were not eligible for Call In)

(Under the provisions of Council Procedure Rule 16.5, Councillors A Carter and Golton both required it to be recorded that they respectively abstained from voting on the decisions referred to within this minute)

RESOURCES AND SUSTAINABILITY

157 Financial Health Monitoring 2018/19 - Month 9

The Chief Officer (Financial Services) submitted a report which presented the Council's projected financial health position for 2018/19, as at month 9 of the financial year.

Responding to a Member's enquiry, the Board was provided with further information on the proposal within the submitted report to change the way in which PFI lifecycle costs were funded, together with details of the benefits and implications of such a proposal.

RESOLVED – That the projected financial position of the Authority, as at Month 9 of the 2018/19 financial year, be noted.

158 Best Council Plan 2019/20 - 2020/21

Further to Minute No. 136, 19th December 2018, the Director of Resources and Housing submitted a report presenting the Best Council Plan 2019/20 to 2020/21 for the Board's consideration and approval that it be recommended for adoption by Council on 27 February 2019.

RESOLVED –

- (a) That full Council be recommended to adopt the Best Council Plan 2019/20 to 2020/21, as detailed at Annexe 1 to the submitted report, at its meeting on 27th February 2019;
- (b) That the Board's thanks be extended to Scrutiny Boards and other participants for their comments throughout the consultation process which have informed the proposed Best Council Plan 2019/20 to 2020/21;
- (c) That subject to the Best Council Plan being adopted by Council, it be noted that further development and graphic design work will take place prior to the publication of the updated Best Council Plan in April 2019.

(The matters referred to within this minute, given that they were decisions being made in accordance with the Budget and Policy Framework Procedure Rules, were not eligible for Call In)

159 Full Fibre Network Programme for Leeds

The Director of City Development and the Director of Resources and Housing submitted a joint report which sought approval to undertake a procurement exercise for a partner to build and deliver a full fibre gigabit capable network for Leeds City Council and partner buildings across the district, within a financial envelope, with the aim of using such public sector owned sites as anchors to accelerate the wider roll out of 'fibre' provision.

In considering the submitted report, a Member requested that when this matter returns to the Board, the accompanying report provides details of the alternative approaches to this initiative which had been explored, why they had been rejected and why the approach being recommended was preferred.

Following consideration of Appendices A and B to the submitted report designated as exempt from publication under the provisions of Access to Information Procedure Rule 10.4(3), which were considered in private at the conclusion of the meeting, it was

RESOLVED –

- (a) That the necessary authority be provided to go through a new procurement process for a partner to build and deliver full fibre connectivity to ensure the provision of the greatest amount of coverage, coupled with the opportunity to extend connectivity further with commercial investment within Leeds City Council's financial envelope;
- (b) That agreement be given for all budgets, where there is a connectivity requirement, to be incorporated within the 'Full Fibre Programme', in order to achieve a greater coverage, cost saving and benefits realisation;
- (c) That it be noted that the Chief Digital and Information Officer will be responsible for overseeing the 'Full Fibre' implementation, and that the Chief Economic Development Officer will take responsibility for supporting the commercial investment opportunities that this build may generate for the city.

(Under the provisions of Council Procedure Rule 16.5, Councillor A Carter required it to be recorded that he abstained from voting on the decisions referred to within this minute)

160 Fleet Improvement Plan

The Director of Resources and Housing submitted a report providing a summary of the progress which had been made to date on the upgrade of the Council's fleet, which presented details of the next phase of the Council's fleet replacement plan and the electric vehicle scheme for the city, and which also

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provided an overview of the roll out of the related electric infrastructure across the city.

Responding to an enquiry regarding the initiative which would enable local businesses to trial electric vehicles, it was highlighted that to ensure that the maximum number of businesses could benefit from this, an individual trial would only be for a pre-determined timeframe, currently proposed as 2 months.

Also, the Board received further information on the proposal regarding the electric retro-fitting of four refuse collection vehicles, and how such an innovative proposal would provide the Council with an interim opportunity to evaluate the performance of such vehicles on the ground, during a period when electric vehicle technology progressed rapidly. In addition, Members also received further information on how some businesses with fleets of heavy duty vehicles, such as bus companies, were approaching such matters.

Also, in acknowledging the speed at which technology in the field of ultra-low emissions vehicles was progressing, Members received further information on how the Council looked to continually review and monitor such matters in order to inform the approach that the Authority was taking.

RESOLVED –

- (a) That it be noted that there is a separate report regarding the Revenue Budget Proposals and Capital Programme for 2019/2020 on the agenda for this meeting which seeks an injection of £1.98m into Capital Scheme 32834/HEL/000 (Minute No. 156 refers);
- (b) That the authority to spend the £1.98m capital received from Highways England into the capital programme, be approved;
- (c) That the authority to procure for the electric vehicle scheme for: (i) up to 75 vehicles; and (ii) the external partner to support mobilisation of the electric van scheme, be approved;
- (d) That the authority to procure for the electric retrofit of four of the refuse collection vehicles, using the capital funding previously allocated for CNG vehicles, be approved;
- (e) That the fleet replacement programme for 2019/20, which includes the accompanying electric infrastructure for the Council's own fleet, be approved;
- (f) That the authority to procure for the additional electric charging infrastructure, funded through grant funding, be approved;
- (g) That the development of the Alternative Fuel Strategy, be supported.

ENVIRONMENT AND ACTIVE LIFESTYLES

161 Design and Cost Report for Proposed new Gym at Middleton Leisure Centre

The Director of City Development submitted a report which outlined proposals to develop a new gym and re-modelled entrance area at Middleton Leisure Centre, and which also sought the relevant 'Authority to Spend' on the further design and construction of the proposed works at the Centre.

RESOLVED –

- (a) That Authority to Spend £1,146,000 against Capital Scheme 33055 on the further design and construction of the proposed new gym, be approved, which will be inclusive of construction costs, fees and contingencies, subject to the award of planning consent for the proposed works;
- (b) That it be noted that the Head of Active Leeds is responsible for the implementation of these proposals through existing delegated authority.

REGENERATION, TRANSPORT AND PLANNING

162 Leeds Public Transport Investment Programme: Bradford to Leeds (A647) Bus Priority Corridor

Further to Minute No. 45, 25th July 2018, the Director of City Development submitted a report which provided an update on the progress during 2018/19 on the significant schemes and the package development of the Leeds Public Transport Investment Programme. In addition, the report specifically set out the next steps for delivering the Bradford to Leeds A647 Bus Priority Corridor as part of the Programme and which sought related approvals.

Responding to a Member's specific concerns, officers provided assurances that where any related proposals required Traffic Regulation Orders to be obtained, then they would be subject to the usual statutory processes, including any formal public notice requirements.

With regard to the specific proposals regarding bus lanes and the operation of such lanes, the Board was provided with assurances that prior to any decisions being taken on such matters, Members of any affected Wards would be consulted.

RESOLVED –

- (a) That the progress made since April 2016 in developing proposals, together with the subsequent public consultation responses received, be noted;
- (b) That the total expenditure of £9.93m, funded from the existing Leeds Public Transport Investment Programme funding of £9.68m and an injection of £246,222 from S106 Developer Contributions to carry out

the detailed design and construction of the Bradford to Leeds A647 Bus Priority Corridor, be approved;

- (c) That it be noted that the Chief Officer for Highways and Transportation is responsible for the implementation of the decisions arising from the submitted report.

(Under the provisions of Council Procedure Rule 16.5, Councillor A Carter required it to be recorded that he abstained from voting on the decisions referred to within this minute)

163 Proposed Heads of Terms for Joint Venture Arrangements between London and Continental Railways and Leeds City Council

Further to Minute No. 80, 17th October 2018, the Director of City Development submitted a report which presented the proposed Heads of Terms for Joint Venture Arrangements with London and Continental Railways (LCR) in order to progress the proposals for the redevelopment of Leeds railway station. In addition, the report also sought relevant approvals to progress such proposals.

Following consideration of Appendix A to the submitted report designated as exempt from publication under the provisions of Access to Information Procedure Rule 10.4(3), which was considered in private at the conclusion of the meeting, it was

RESOLVED –

- (a) That the detail of the Heads of Terms for Joint Venture Arrangements with London & Continental Railways, as set out in exempt Appendix A to the submitted report, be approved, in order to progress the proposals for the redevelopment of Leeds railway station;
- (b) That the necessary authority be delegated to the Director of City Development, to enable the Director to finalise and enter into the Joint Venture Arrangements with London & Continental Railways;
- (c) That approval be given to inject and to provide the ‘Authority to Spend’ £2m as the Council’s Capital contribution towards the partnership to be established, pursuant to the Joint Venture Arrangements;
- (d) That it be noted that the principle of joint acquisitions with LCR will be the subject of a further report to Executive Board in the future.

164 Phase 2 Leeds (River Aire) Flood Alleviation Scheme

Further to Minute No. 114, 13th December 2017, the Director of City Development submitted a report providing a further update on the development of Phase 2 of the Leeds Flood Alleviation Scheme (LFAS2). In addition, the report also sought approval of the remaining elements of the scheme required to deliver the proposals.

Members welcomed the proposals detailed within the submitted report and briefly discussed the location of the proposed attenuation area.

In addition, the Board acknowledged that the two step approach being recommended was the most pragmatic way forward, given the Government's current position of being unable to provide any more than £65million of funding at this stage, prior to the next Comprehensive Spending Review.

Regarding the Council making representations to Government with the aim of securing further Government funding for the scheme, Members discussed the actions which had been taken to date to make such representations, with the Chief Executive also providing an update in which he advised that liaison with senior civil servants and the Environment Agency continued, and that the city's MPs were also being kept informed.

RESOLVED –

- (a) That the scheme, as described within the submitted report, be approved;
- (b) That approval be given that the two step phased approach is the most pragmatic way forward at this time;
- (c) That the injection of the remaining confirmed funding, as listed within section 4.4.1 of the submitted report, be approved;
- (d) That subject to the affordability of tendered prices, the necessary authority required to spend consultant and contractor costs to progress the resolutions arising from the submitted report be delegated to the Director of City Development, subject to agreement with both the Executive Member for 'Regeneration, Transport and Planning' and the Leader of the Council;
- (e) That approval be given for Leeds City Council to take responsibility for the maintenance and operation of all assets constructed as part of the LFAS2;
- (f) That it be noted that the Chief Officer Highways and Transportation will be responsible for the implementation of such matters.

165 Local Flood Risk Management Strategy

Further to Minute No. 125, 19th December 2018, the Director of City Development submitted a report which reviewed the implementation of the Local Flood Risk Management Strategy (LFRMS) over the past 6 years. In addition, the report provided information on the outcomes from the consultation undertaken in respect of the LFRMS since the Board's initial consideration of the Strategy in December 2018 and which invited the Board to endorse the LFRMS as submitted, and refer it to full Council with a recommendation that it be formally adopted.

RESOLVED –

- (a) That the contents of the submitted report; the outcomes from the consultation undertaken, together with the comments of the Scrutiny Board (Infrastructure, Investment and Inclusive Growth), as detailed at Appendix 5 to the submitted report, be noted;
- (b) That the Local Flood Risk Management Strategy as appended to the submitted report, be endorsed, and that agreement be given for the Strategy to be referred to full Council in line with the Budgetary and Policy Framework Procedure Rules, with a recommendation that it is formally adopted by the Council;
- (c) That it be noted that subject to the Strategy being approved by Council on 27th March 2019, the Strategy will be implemented by 30th April 2019.

(The matters referred to within this minute, given that they were decisions being made in accordance with the Budget and Policy Framework Procedure Rules, were not eligible for Call In)

166 Leeds City Region Enterprise Zone update and Infrastructure Delivery

The Director of City Development submitted a report providing an update on the progress within the Leeds City Region Enterprise Zone and which sought to delegate authority to the Director of City Development to negotiate and enter into agreements with Northern Powergrid (NPG), West Yorkshire Combined Authority (WYCA) and the relevant landowners / developers in order to facilitate the installation of, and payment for the infrastructure required for the provision of additional power to the Enterprise Zone and adjoining areas.

Following consideration of Appendices 2 and 3 to the submitted report designated as exempt from publication under the provisions of Access to Information Procedure Rule 10.4 (3), which were considered in private at the conclusion of the meeting, it was

RESOLVED –

- (a) That the progress which has been made to secure the development and occupation of new floorspace within the Enterprise Zone, be noted;
- (b) That subject to the approval of a Final Business Case by the West Yorkshire Combined Authority, the principle of the Council entering into agreements with Northern Powergrid and the Combined Authority, as well as with relevant landowners/developers, be approved, in order to facilitate the construction of the infrastructure required to provide an additional power supply for the Enterprise Zone and the adjoining area;
- (c) That the necessary authority be delegated to the Director of City Development in order to enable the Director to negotiate and enter into an agreement with West Yorkshire Combined Authority for the

provision of funding to support power infrastructure delivery and to inject the funding provided into the Council's Capital Programme;

- (d) That subject to an agreement acceptable to the Director of City Development being negotiated with Northern Powergrid for the installation of the required infrastructure, the necessary authority be delegated to the Director of City Development in order to enable the Director to accept a formal quote from Northern Powergrid and to incur the necessary expenditure to facilitate such installation;
- (e) That the necessary authority be delegated to the Director of City Development in order to enable the Director to negotiate and enter into agreements with Northern Powergrid for the installation of the required infrastructure, and also with relevant landowners in order to recover the costs of installing such infrastructure.

167 Leeds Living: Housing Infrastructure Fund Bid

The Director of City Development submitted a report regarding the Council's proposed approach towards supporting a healthy and diverse city centre residential market through a bid to the Government's Housing Infrastructure Fund (HIF).

RESOLVED –

- (a) That the contents of the submitted report, together with the vision for the development of the residential offer in the city centre through the Leeds Living programme in line with the Leeds Inclusive Growth Strategy; Best City Centre Vision; Our Spaces Strategy; Connecting Leeds Transport Strategy and the South Bank Regeneration Framework, be noted;
- (b) That agreement be given for the Director of City Development to submit a business case to the Housing Infrastructure Fund on the basis as set out at paragraphs 3.5-3.16 of the submitted report, in order to support the acceleration and unlocking of housing delivery in the city centre, with a further report being submitted to the Board to enable the injection of funding, delivery and spending programme, if the submission is successful;
- (c) That the necessary authority be delegated to the Director of City Development in order to enable the Director to negotiate and enter into collaboration agreements with landowners/developers in connection with the submission of the Council's business case;
- (d) That the necessary authority be delegated to the Director of City Development in order to enable the Director to approve the final details of the Housing infrastructure Fund business case by 22nd March 2019.

DATE OF PUBLICATION: FRIDAY, 15TH FEBRUARY 2019

**LAST DATE FOR CAL IN
OF ELIGIBLE DECISIONS:** 5.00 PM, FRIDAY 22ND FEBRUARY 2019

EXECUTIVE BOARD

WEDNESDAY, 20TH MARCH, 2019

PRESENT: Councillor J Blake in the Chair

Councillors R Charlwood, D Coupar,
S Golton, Lamb, J Lewis, R Lewis,
L Mulherin, J Pryor and M Rafique

APOLOGIES Councillor A Carter

SUBSTITUTE MEMBER Councillor A Lamb

168 Substitute Member

Under the provisions of Executive and Decision Making Procedure Rule 3.1.6, Councillor A Lamb was invited to attend the meeting on behalf of Councillor A Carter, who had submitted his apologies for absence from the meeting.

169 Exempt Information - Possible Exclusion of the Press and Public

RESOLVED – That, in accordance with Regulation 4 of The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012, the public be excluded from the meeting during consideration of the following parts of the agenda designated as exempt from publication 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 public were present there would be disclosure to them of exempt information so designated as follows:-

- a) That Appendix B to the report entitled, 'Learning Places Programme Update and Secondary School Place Requirements for East Leeds', referred to in Minute No. 177 be designated as exempt from publication in accordance with paragraph 10.4(3) of Schedule 12A(3) of the Local Government Act 1972 on the grounds that the information within the appendix provides commercially sensitive information regarding the potential purchase / valuation of a site and disclosure of this information would potentially prejudice the Council's position. It is considered that the public interest in maintaining the content of the appendix as being exempt from publication outweighs the public interest in disclosing the information at this time.
- b) That Appendix 2 to the report entitled, 'Acquisition of Unit 6 Waterside Road, Stourton, for Service Re-provision', referred to in Minute No. 184 be designated as exempt from publication in accordance with paragraph 10.4(3) of Schedule 12A(3) of the Local Government Act 1972 on the grounds that the information within that appendix relates to the financial or business affairs of a particular person and the council. This information is not publicly available from the statutory registers of information kept in respect of certain companies and charities. It is considered that since this information relates to a financial offer that the

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council has submitted to purchase the property in a one to one negotiation it is not in the public interest to disclose this information at this point in time. Also it is considered that the release of such information would or would be likely to prejudice the council's commercial interests in relation to other similar transactions in that prospective purchasers of other similar properties would have access to information about the nature and level of consideration which may prove acceptable to the council. It is considered that whilst there may be a public interest in disclosure, much of this information will be publicly available from the Land Registry following completion of this transaction and consequently the public interest in maintaining the exemption outweighs the public interest in disclosing this information at this point in time.

170 Late Items

With the agreement of the Chair, one late item of business was admitted to the agenda entitled, 'Update on Leeds City Council's preparations for the UK's exit from the European Union'. The report could not have been included within the agenda as originally published on 12th March 2019, given the uncertain and fast-developing nature of this issue at a national level and the outcomes of the parliamentary votes on the Withdrawal Deal held 12th; 13th and 14th March 2019 respectively. Also, given the UK's exit date from the EU is 29th March 2019, and given how quickly the situation was developing, it was felt that this report could not be delayed until the next scheduled meeting of the Board. (Minute No. 179 refers).

Additionally, the Board received a supplementary document relating to 'The Annual Standards Report 2017-18' containing an updated table showing Key Stage 4 data which was not previously available (minute 176 refers).

171 Declaration of Disclosable Pecuniary Interests

There were no Disclosable Pecuniary Interests declared at the meeting.

172 Minutes of the Previous Meeting

RESOLVED – That the minutes of the previous meeting held on 13th February 2019 be approved as a correct record.

COMMUNITIES

173 Community Hubs - Update

The Director of Communities and Environment submitted a report on the progress made to date on the Community Hub programme, seeking approval of the Phase 3, year 2 programme, in order to establish Community Hubs in a number of key local buildings, mainly existing Libraries and One Stop Centres to support the delivery of integrated and accessible services.

In response to Member comments regarding customer satisfaction and feedback in relation to the Community Hubs delivered to date, the Board was advised that each Hub was responsive to the local community's needs to ensure each locality received the right services for the area. Additionally, the

role of Scrutiny Board (Environment, Housing and Communities) in the development of the programme was acknowledged.

RESOLVED -

- a) That the contents of the report and specifically the progress made on delivering the Community Hubs as part of Phase 1 and Phase 2, Phase 3, year 1 and the Mobile Community Hub approach be noted.
- b) To note the injection of £4.84m to deliver the Phase 3 - Year 2 (2019/20) schemes of the Community Hub programme and to note that updated business cases for individual Hub schemes will require authority to spend in line with the current capital approvals process.
- c) That it be noted that further Phase 3 business cases will be submitted in 2020 to request further injections of funding for the remaining Phase 3 Projects.
- d) That provisional authority be granted to spend of £900k for the Armley Community Hub scheme and to delegate authority to allow the Director of Communities and Environment to approve a Design and Cost Report up to this amount once the scheme has reached design freeze stage and all appropriate design, cost and programme information has been received.
- e) That it be noted that the Crossgates Community Hub was due be completed under the One Public Estate programme with the NHS; however, this scheme has now been moved back into the Community Hub programme due to a decision by the NHS not to move significant services into this location. To note however, that it is proposed to co-locate the Ashfield Medical GP Practice into the existing library building, as part of creating the Crossgates Community Hub.
- f) That it be noted that the new proposed Joint Service Centre scheme in Lincoln Green/Burmantofts, is being developed jointly with the NHS under the One Public Estate Programme and this will be subject to a separate report.
- g) That the positive impact Community Hubs are having on communities be noted.

CHILDREN AND FAMILIES

174 Review of Leeds Play Strategy and a Future Commitment to Children's Play

The Director of Children and Families submitted a report on the progress made against the objectives outlined in the 2007 Leeds Play Strategy. The report sought support for the Authority to retain its commitment to Children's Play; specifically by protecting and supporting Article 31 of the United Nations Convention on the Rights of the Child (UNCRC) the child's right to play; by

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endorsing the updated version of the Play Strategy – The Leeds Commitment to Children’s Play.

The report also sought approval to establish a citywide strategic play partnership to develop an action plan to steer the delivery of the Commitment to Children’s Play to ensure that Leeds children are happy and healthy and have fun growing up in the city.

The report detailed how, since the 2007 Play Strategy, Leeds had invested in services and children’s play, with Members noting the current position with regard to funding streams for play provision and acknowledging that provision of play spaces was just as important as provision of play equipment.

RESOLVED -

- a) That the progress made to date against the objectives outlined in the Leeds Play Strategy (2007) be noted;
- b) That the updated version of the Play Strategy – The Leeds Commitment to Children’s Play included with this report be endorsed;
- c) That approval be given to the establishment of a citywide play partnership to steer the delivery of the Leeds Commitment to Children’s Play; and to note that the responsible officer for this will be the Strategic Play Officer on behalf of the Children and Families Directorate.

175 Ofsted Update and Children and Families Improvement Plan

The Director of Children and Families submitted a report providing an update on the Children and Families Improvement Plan. The report included the outcome and requirements of the October 2018 Ofsted inspection of Children’s Services in Leeds which rated Leeds Children’s Services as Outstanding overall.

A copy of the full inspection report, published on 18th December 2018, was attached as Appendix 1 to the report.

The report highlighted that the four areas for improvement identified by Ofsted had previously been recognised by the Children and Families Services and were already important aspects in the refreshed service improvement plan; which would be submitted to the Secretary of State and Her Majesty’s Chief Inspector (The Education and Inspections Act 2006 (Inspection of Local Authorities) Regulations 2007) by the 28th March 2019 deadline as the Authority’s response to the Ofsted inspection.

The Board broadly welcomed the report and commended officers of the Children and Families Directorate on the work undertaken to achieve the outstanding Ofsted rating. In response to a Member’s comments, the Board received an update regarding Children’s Cluster arrangements across the city.

RESOLVED -

- a) That the report and improvement plan be endorsed as the appropriate response to the findings of the Ofsted Inspection of Children's Services in Leeds in October 2018.
- b) That it be noted that the Officer responsible for implementation of the plan by March 2021 is the Deputy Director Children and Families Social Care.

LEARNING, SKILLS AND EMPLOYMENT

176 Annual Standards Report 2017-2018

The Director of Children and Families submitted the Annual Standards Report which reflected on progress made over the last year towards achieving the aims and priorities outlined in the education strategy for Leeds: 'The Best City for Learning 2016-2020'. The Annual Standards Report summarised the achievement of learners at all Key Stages throughout 2017-2018, including the achievements and challenges over the course of that academic year, and provided recommendations for the future.

A copy of the full document was attached as Appendix 1 to the report, with additional data in Appendices 2, 3 and 4. Prior to the meeting Members had received a supplementary document containing an updated table showing Key Stage 4 data which was not previously available.

In considering the report, the Board received clarification on the contents of specific data sets within the report, including corrections to Table 1: Progress 8 and noted a request for the Board to receive regular updates on progress against the recommendations within the report. Members also considered the rate of progress being made in Leeds when compared with the national average and the actions being taken in this area

RESOLVED

- a) That the contents of the report and the details of the outcomes of Leeds children and young people in the 2017-2018 academic year be noted.
- b) That it be noted that the report will inform the priorities in the 3As Strategy (Attendance, Attainment, Achievement) which will be published in Spring/Summer 2019.

177 Learning Places Programme Update and Secondary School Place Requirements for East Leeds

Further to Minute No. 136, 7th February 2018, the Director of Children and Families, the Director of City Development and the Director of Resources and Housing submitted a joint report presenting an update on the Learning Places Programme, including an update on the progress of those projects currently forming part of the Programme. Approval was sought for the proposals presented to meet the demand forecast for the next 3-5 years, particularly

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around secondary requirements across the East of the City, as part of the ongoing strategic place planning.

A plan of the Arcadia site proposed to allow the Council to bring forward a free school presumption for the development of a new 6/8 form entry secondary school was attached as Appendix A of the report.

In addition, the submitted report sought approval to undertake related capital expenditure and also to reset the capital risk fund. An outline of the Learning Places Action Plan; submitted by the Council in response to the letter of 7th June 2018 from the Education Skills Funding Agency (ESFA) requiring the Council to develop an Action Plan with Target Savings for the delivery of additional school places was also included. Following a review of the Action Plan by the Department for Education, EFSA concluded that the Action Plan will deliver the necessary savings, if implemented effectively.

A Member raised a concern regarding the proposal for the dissolution of the School Organisation and Advisory Board (SOAB) and the Executive Member for Learning, Skills and Employment provided information setting out the reasoning behind the proposal.

Following consideration of Appendix B to the submitted report designated as exempt from publication under the provisions of Access to Information Procedure Rule 10.4(3), which were considered in private at the conclusion of the meeting, it was

RESOLVED

- a) That the progress made over the last 12 months across the Learning Places Programme and the successful delivery of 1600 new school places be noted;
- b) That approval be given to the Council entering into negotiations with the Arcadia Group Ltd for the purchase of the currently unused playing field land (2.7ha) at Torre Road for the delivery of a new secondary school, with final Heads of Terms to be presented back to Executive Board at a future point in time once a mutually agreed position has been established;
- c) That approval be given to reset the balance of the Capital Risk Fund to £7.190m, to facilitate effective risk management at programme level which maintains the fund at 10% of the current capital value of schemes in development;
- d) That approval be given to the dissolution of the School Organisation Advisory Board (SOAB), as a non-statutory function with immediate effect.

ENVIRONMENT AND ACTIVE LIFESTYLES

178 Update on Implementation of Council Resolution on the Phase Out of Single Use Plastics

The Director of Communities and Environment submitted a report which provided a mid-point update on the implementation of the Council resolution of September 2018 to phase out single-use plastics by the Council and its supply chain by the end of 2019.

The report outlined the work undertaken through a cross-Council group of officers to implement the resolution and the practical changes already implemented.

In discussing the report, Members recognised the importance for work within the Council to continue at pace, whilst noting that several challenges had been identified, particularly in identifying suitable alternatives to plastic goods and in working to a timeframe of December 2019 for implementation. Other national and local organisations who have also pledged to take action to phase out single use plastics were working to a longer timeframe and could therefore benefit from future technological and market developments.

RESOLVED -

- a) That the work and progress in implementing the Council resolution to phase out single-use plastics by the Council and its supply chain by the end of 2019 be noted.
- b) That the continuation of a pragmatic and phased approach on the reduction of single use plastics, as outlined in section 3.9.11 of the submitted report, be endorsed.

ECONOMY AND CULTURE

179 Update on Leeds City Council's preparations for the UK's exit from the European Union

Further to minute 133 of the meeting held 19th December 2018, the Chief Executive submitted a report on the preparations that Leeds City Council, working with partners, has been making to prepare for the UK's exit from the European Union scheduled to take place on 29th March 2019.

The report detailed further progress that has been made to prepare for any possible outcome of ongoing negotiations between the UK Government and the EU, and focused in particular on the proactive approach which has been taken towards the development of a strategic response plan to guide the council and city's response to Brexit. A copy of the response plan was included at Appendix A of the report.

In presenting the report, the Leader of Council commended the work undertaken by the cross party working group and noted the value of the input from external stakeholders and businesses into the development of the response plan. Additionally, the Chief Executive reported on work undertaken at a regional and national level.

RESOLVED –

- a) That the work ongoing to prepare the council and the city for the UK's exit from the European Union be noted.
- b) That the contents of the strategic response plan attached at Appendix A to the submitted report be noted.
- c) That the response approach outlined in the report, including that further updates should be provided to Executive Board as appropriate, be agreed.

180 Extension of Ad:Venture and Digital Enterprise Programmes

The Director of City Development submitted a report which provided an update on the Ad: Venture and Digital Enterprise programmes and information on the efforts made by the Council to develop a new funding package to extend delivery for a further three years to 2022.

The report sought approval to enter into all contracts and funding agreements required for the extension of the Ad: Venture Enterprise Growth Programme and the Digital Enterprise Project until 2022; as well as authority to spend up to a further £9.5 million of European funds and up to a further £9.5 million of match funding on the Ad: Venture Enterprise Growth Programme and the Digital Enterprise Project, subject to the receipt of necessary funding approvals.

In discussing the report, the Board considered funding of the programme beyond 2022, recognising the need for continued support of the project. With regard to the mechanisms for securing the repatriation of EU funding to the regions it was designated for, Members noted that work in this area continued via the LGA.

RESOLVED -

- a) That the progress and success of Ad: Venture and Digital Enterprise made to date in supporting businesses and individuals across the Leeds City Region be noted.
- b) That approval be granted to seek authority to spend up to a further £9.5 million of European funds, and up to a further £9.5 million of match funding over the period 2019- 22 on the Ad: Venture Enterprise Growth Programme and the Digital Enterprise Project, subject to the receipt of the necessary funding approvals.
- c) That the Director of City Development be authorised to enter into all new contracts and funding agreements associated with the extension of Ad: Venture and Phase 2 of the Digital Enterprise Programme.
- d) That the Director of City Development be authorised to take all action necessary to continue delivery of Ad: Venture & Digital Enterprise.

- e) That it be noted that Executive Board will receive further reports on progress as part of on-going monitoring and reporting of the Inclusive Growth Strategy.
- f) That approval be given to exempt the resolutions arising from this report from the Call-In process, on the grounds of urgency, as detailed within section 4.5 of the submitted report.

(The Council's Executive and Decision Making Procedure Rules state that a decision may be declared as being exempt from the Call In process if it is considered that any delay would seriously prejudice the Council's, or the public's interests. In line with this, the resolutions contained within this minute were exempted from the Call In process, as per resolution (f) above, and for the reasons as detailed within sections 4.5 of the submitted report)

RESOURCES AND SUSTAINABILITY

181 Financial Health Monitoring 2018/19 - Month 10

The Chief Officer (Financial Services) submitted a report which presented the Council's projected financial health position for 2018/19, in respect of both the revenue budget and the Housing Revenue Account as at month 10 of the financial year.

Responding to a Member's enquiry, the Board was provided with further information on the funding structure for the Early Years Block of the Dedicated Schools Grant within the Children and Families Service. Further clarification on the current position with regards to the review of waste services and proposed review of routes and related issues was also provided.

RESOLVED – That the projected financial position of the Authority, as at Month 10 of the 2018/19 financial year, be noted.

REGENERATION, TRANSPORT AND PLANNING

182 Future High Street Fund

The Director of City Development submitted a report setting out the terms of the government's £675m Future High Street Fund and how it could help to facilitate the city's inclusive growth ambitions by supporting new investment in physical infrastructure to support the regeneration, resilience and sustainability of Leeds' district centres and local high streets.

It was noted that whilst the 26th December 2018 publication suggested that only one bid could be made, the additional guidance published on 7th February 2019 increased the number of bids to five.

In discussing the proposed approach to the submission of expressions of interest for the two bidding rounds announced, the Board supported the recommendation for Armley Town Centre to be submitted by the 22nd March 2019 deadline. In considering the second bidding round, anticipated in 2020,

the Board noted a request to conduct wider engagement with Members and external stakeholders and emphasised the importance of securing the benefits of regeneration for the wider community. Additionally, a request to submit progress reports on the second bidding round at the appropriate time was noted.

Appendix 1 to the report included a map showing Neighbour Priority Areas, Wards and Local Centres with the detail of the assessment of the local centres in the priority wards included at Appendix 2.

RESOLVED -

- a) That the approach to the assessment and shortlisting of local centres for their potential to meet the criteria for success under the Future High Street Fund, as outlined in paragraph 3.5-3.6 and Appendix 2 of the submitted report be endorsed.
- b) That approval be given for submission of an expression of interest to the Future High Street Fund for Armley Town Centre on or before 22nd March 2019.
- c) That officers be instructed to begin an engagement exercise with Members and external stakeholders to inform the Council's proposals for the second round of the Future High Street Fund.
- d) That approval be given to exempt the resolutions arising from this report from the 'Call-In' process, on the grounds of urgency, as detailed within sections 4.5.1 to 4.5.3 of the submitted report.

(The Council's Executive and Decision Making Procedure Rules state that a decision may be declared as being exempt from the Call In process if it is considered that any delay would seriously prejudice the Council's, or the public's interests. In line with this, the resolutions contained within this minute were exempted from the Call In process, as per resolution (d) above, and for the reasons as detailed within sections 4.5.1 – 4.5.3 of the submitted report)

183 City Centre Vehicle Access Management Scheme - Phase 2A

Further to minute 81 of the meeting held 17th October 2018, the Director of City Development submitted a report seeking authority to spend £673,000 on Phase 2A of the City Centre Vehicle Access Scheme, in order to control vehicular access to Greek Street and Merrion Street East in the city centre.

The report provided details of the scheme which will significantly increase the safety and security of visitors in these two key locations in Leeds city centre as part of Phase 2A of the City Centre Vehicle Access Scheme and in support of the emerging Our Spaces Strategy which proposes a 'people first' approach with an ambition for the city centre to be safe and welcoming.

RESOLVED -

- a) That approval be given for authority to spend £673,000 on Phase 2A of the City Centre Vehicle Access Scheme, in order to control vehicular access to Greek Street and Merrion Street East in the city centre.
- b) That approval be granted for the invitation of tenders and subject to the tender sums being within the tendered budget, to approve and authorise the award of the Contract to undertake the construction of the scheme;
- c) That authority be delegated to the Director of City Development to approve, consult and implement such measures as should be identified; and
- d) That it be noted that the Chief Officer Highways & Transportation will be responsible for implementation.

184 Acquisition of Unit 6 Waterside Road, Stourton, for Service Re provision

The Director of City Development and the Director of Adults and Health submitted a joint report seeking approval in principle to the acquisition of Unit 6, Waterside Road, Stourton, and authority to spend the funding necessary to deliver the relocation of Assisted Living Leeds from their current location at 81 Clarence Road to Waterside Road. The report also sought authority to inject and to spend a further £1.4m into the Capital Programme, on an invest-to-save basis, to deliver the expansion of the Assisted Living Service in line with Adults & Health priorities.

The report detailed how acquisition of the property will allow the Council to progress with the release of its assets at Clarence Road which will support the regeneration and growth of the Hunslet Riverside area of the city and outlined the importance of concluding the acquisition as quickly as possible.

In discussing the report, the Board and officers acknowledged a comment emphasising the importance of retaining Changing Places provision within that area of the city centre.

Following consideration of Appendix 2 to the submitted report designated as exempt from publication under the provisions of Access to Information Procedure Rule 10.4(3), which were considered in private at the conclusion of the meeting, it was

RESOLVED -

- a) That approval be given to the acquisition of Unit 6, Waterside Road, on the terms identified in the confidential appendix 2, including the financial business case, as set out in the submitted report;
- b) That authority be delegated to the Director of City Development to agree the final detailed terms and complete the acquisition;

- c) That approval be given for authority to spend the £5.6m injected into the Capital Programme in February 2019 to support the relocation of Assisted Living Leeds;
- d) That authority be delegated to the Director of City Development and Chief Financial Officer to agree the fit out and refurbishment works to the building once acquired;
- e) That approval be given to the injection and authority to spend a further £1.4m into the capital programme to enable the undertaking of the expansion of the Assisted Living Leeds Service in line with the Directorate's priorities;
- f) That authority to spend the additional £1.4m be delegated to the Director of Adults & Health;
- g) That it be noted that the Head of Asset Management is responsible for the proposed acquisition;
- h) That approval be given to exempt the resolutions arising from this matter from the 'Call-In' process, on the grounds of urgency, as detailed within section 4.5.5 of the submitted report.

(The Council's Executive and Decision Making Procedure Rules state that a decision may be declared as being exempt from the Call In process if it is considered that any delay would seriously prejudice the Council's, or the public's interests. In line with this, the resolutions contained within this minute were exempted from the Call In process, as per resolution (h) above, and for the reasons as detailed within sections 4.5.5 of the submitted report)

185 Marketing for the disposal of the Lisbon Street Site

The Director of City Development submitted a report seeking approval to recommence the marketing of a site at Lisbon Street for disposal. The report detailed how the site forms part of the Council's approved capital receipts programme and is scheduled for disposal in 2020/21.

It was noted that, following a period of sustained development activity in the city and corresponding improvement in property market conditions, it was considered that now was the appropriate time to release the site for development.

In response to a Member's query, the Board received additional information on the proposals in respect of car parking provision arising from the potential disposal of the site, with the intention to present a further report on this associated matter to the Board in due course.

RESOLVED –

- a) That approval be given to the recommencement of the marketing of the Lisbon Street site, in accordance with the disposal strategy and

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planning statement outlined within the submitted report and also within Appendix 2 attached to the report.

- b) That officers be requested to bring back a report to Executive Board that evaluates the schemes and the offers made; and makes a recommendation on the preferred and reserve schemes to be selected.
- c) That the proposal to develop a business case to identify the potential to increase the capacity of the Council's West Street Car Park for further consideration be noted.

HEATH, WELLBEING AND ADULTS

186 Overview of the NHS Long Term Plan

The Director of Adults and Health submitted a report providing an overview of the NHS Long Term Plan (LTP) which covers a 10 year period from 2018/19 along with some of the initial implications for Leeds and the region.

In presenting the report, the Executive Member for Health, Wellbeing and Adults emphasised the Authority's influence and partnership working with external organisations to collaborate and integrate service provision and that NHS partners were increasingly linking into that work. Overall, the LTP positively reflected engagement with local authorities and campaign groups; and the role of the NHS and its contribution in delivering Leeds' vision of improving the health of the poorest the fastest.

RESOLVED –

- a) That the contents of the paper providing an overview of the NHS Long Term Plan be noted
- b) That it be noted that the Leeds Health and Wellbeing Board will continue to provide strategic leadership for the Leeds Health and Care Plan and as part of its refresh influence the development of the WYH HCP five year strategy.
- c) That support be given to the continued commitment of Leeds City Council to remodelling a social model of health and care and the resources committed to the Leeds Health and Care Plan.

187 Adults and Health Quality Account for Regulated Services

The Director of Adults and Health submitted a report on the 2017/18 Quality Account for regulated Social Care services for Leeds, specifically those registered and inspected by the Care Quality Commission.

The Board welcomed the progress made in improving the quality of care during the last year, resulting in 78% of residential homes being rated good or above – a 10% increase on the previous year. Additionally, improvements in nursing care homes were noted. Discussion focussed on the quality of care and professional development within the nursing care workforce and how the

council could support continued improvements. Details of proposals being developed to establish a Teaching Nursing Home in recognition of this highly specialised area of care were provided.

RESOLVED –

- a) That the contents of the submitted report be noted, that the work outlined within the report to deliver improvements be supported, and that approval be given for the publication of the Adults and Health Quality Account for Leeds, as set out in Appendix 1 of the submitted report.
- b) That it be noted that the Head of Commissioning (Contracts and Business Development) for Adults and Health will ensure that the Quality Account 2017/18 is published on the Leeds City Council Website.

188 Chief Officer, Financial Services

At the close of the meeting, the Chair noted the impending retirement of Doug Meeson, Chief Officer, Financial Services, and expressed appreciation and thanks on behalf of the Board for his work and support to the Board and Council Members and his contribution to Leeds City Council.

DATE OF PUBLICATION: FRIDAY, 22ND MARCH 2019

**LAST DATE FOR CALL IN
OF ELIGIBLE DECISIONS: 5.00 PM, FRIDAY 29TH MARCH 2019**



Scrutiny Board (Infrastructure, Investment and Inclusive Growth) Work Schedule for 2019/2020 Municipal Year

June	July	August
Meeting Agenda for 19 June at 10.30 am.	Meeting Agenda for 31 July at 10.30 am.	No Scrutiny Board meeting scheduled.
Consider potential areas of review Performance Report (PM) Budget – out-turn report and financial health monitoring Request for Scrutiny – Cllr J Bentley - linked to: Leeds Transport Strategy including Progress on the Leeds Public Transport Investment Programme (Big Idea 6,7 & 8)	Directors Response – Inclusive Growth Inquiry (All IGS big Ideas) Recommendation Tracking – Information Advice and Guidance Provision in Leeds (Big Idea 3) Inquiry - Scoping discussion	
Working Group Meetings		
Site Visits		

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Scrutiny Work Items Key:

PSR	Policy/Service Review	RT	Recommendation Tracking	DB	Development Briefings
PDS	Pre-decision Scrutiny	PM	Performance Monitoring	C	Consultation Response

Inclusive Growth Strategy

PEOPLE, **PLACE** and **PRODUCTIVITY** - Relevant **BIG** Ideas **3, 4, 5, 6, 7, 8, 9, 10**



Scrutiny Board (Infrastructure, Investment and Inclusive Growth) Work Schedule for 2019/2020 Municipal Year

September	October	November
Meeting Agenda for 4 September at 10.30 am	Meeting Agenda for 9 October at 10.30 am	Meeting Agenda for 20 November at 10.30 am
Inquiry Terms of Reference & Session 1	Review/Inquiry Session - Evidence Gathering	Review/Inquiry Session - Evidence Gathering Advancing Bus Service Provision Inquiry – comprehensive progress review (RT) (Big Idea 6,7 & 8)
Working Group Meetings		
Site Visits		

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Scrutiny Work Items Key:

PSR	Policy/Service Review	RT	Recommendation Tracking	DB	Development Briefings
PDS	Pre-decision Scrutiny	PM	Performance Monitoring	C	Consultation Response



Scrutiny Board (Infrastructure, Investment and Inclusive Growth) Work Schedule for 2019/2020 Municipal Year

December	January	February
No Meeting	Meeting Agenda for 8 Jan at 10.30 am	Meeting Agenda for 19 Feb at 10.30 am
	Performance report (PM) Financial Health Monitoring (PSR) 2019/20 Initial Budget Proposals (PDS) Best Council Plan (PM – BPF) Recommendation tracking – Inclusive Growth Inquiry (RT) (All IGS big Ideas)	Housing Mix Inquiry – Recommendation Tracking and Update (see minutes) (RT) (Big Idea 5 & 8) Digital Inclusion – Recommendation Tracking (RT) (Big Idea 9)
Working Group Meetings		
Site Visits		

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Scrutiny Work Items Key:

PSR	Policy/Service Review	RT	Recommendation Tracking	DB	Development Briefings
PDS	Pre-decision Scrutiny	PM	Performance Monitoring	C	Consultation Response



Scrutiny Board (Infrastructure, Investment and Inclusive Growth) Work Schedule for 2019/2020 Municipal Year

March	April	May
No Scrutiny Board meeting scheduled.	Meeting Agenda for 8 April at 10.30 am	No Scrutiny Board meeting scheduled.
	<p>Inquiry – Agree Final Report</p> <p>Sustainable Development Inquiry (RT and update on specific recommendations) <i>(Big Idea 5 & 8)</i></p> <p>Local Flood Risk Management Strategy – Annual Review (PM) <i>(Big Idea 8)</i></p>	
Working Group Meetings		
Site Visits		

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Scrutiny Work Items Key:

PSR	Policy/Service Review	RT	Recommendation Tracking	DB	Development Briefings
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To be scheduled - *Road Safety KSI's ? or Environment Housing and Communities*

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