

additional papers 1



Council

Thu 2 Mar
2017
7.00 pm

Council Chamber
Town Hall
Redditch

REDDITCH BOROUGH COUNCIL

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If you have any queries on this Agenda please contact

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Council

Thursday, 2nd March, 2017

7.00 pm

Council Chamber Town Hall

AGENDA

Membership

| | | |
|--------|-------------------|-------------------|
| Cllrs: | Joe Baker (Mayor) | |
| | Jennifer Wheeler | Bill Hartnett |
| | (Deputy Mayor) | Pattie Hill |
| | Tom Baker-Price | Gay Hopkins |
| | Roger Bennett | Wanda King |
| | Natalie Brookes | Jane Potter |
| | Juliet Brunner | Gareth Prosser |
| | David Bush | Antonia Pulsford |
| | Michael Chalk | Mark Shurmer |
| | Debbie Chance | Rachael Smith |
| | Greg Chance | Yvonne Smith |
| | Anita Clayton | Paul Swansborough |
| | Brandon Clayton | David Thain |
| | Matthew Dormer | Pat Witherspoon |
| | John Fisher | Nina Wood-Ford |
| | Andrew Fry | |

6. Urgent Business - General (if any)

To consider any additional items exceptionally agreed by the Mayor as Urgent Business in accordance with the powers vested in him by virtue of Section 100(B)(4)(b) of the Local Government Act 1972.

(This power should be exercised only in cases where there are genuinely special circumstances which require consideration of an item which has not previously been published on the Order of Business for the meeting.)

Members are asked to consider the Council Tax Resolution.

Note that under the Local Authorities (Standing Orders) (England) (Amendment) Regulations 2014, the Council is required to take a named vote when a decision is made on the budget calculation or Council tax at a budget decision meeting of the Council.

Under Section 106 of the Local Government Act 1992, any Councillor who is 2 or more months in arrears with their Council tax payments cannot participate in any item at the Council meeting concerning the budget.

COUNCIL2ND MARCH 2017**COUNCIL TAX RESOLUTIONS 2017/18**

| | |
|------------------------------|---------------------------------------|
| Relevant Portfolio Holder | Cllr John Fisher |
| Portfolio Holder Consulted | yes |
| Relevant Head of Service | Jayne Pickering – Director of Finance |
| Ward(s) Affected | n/a |
| Ward Councillor(s) Consulted | n/a |

1. SUMMARY OF PROPOSALS

To enable Members to consider and recommend the revised Council Tax Resolutions for 2017/18.

2. RECOMMENDATIONS

Council is asked to approve the amendments to the Council Tax Resolutions as highlighted on Appendix 1 to this report.

3. KEY ISSUES

- 3.1 The Localism Act 2011 made significant changes to the Local Government Finance Act 1992 and requires the billing authority to calculate a Council Tax requirement for the year, not its budget requirement as previously.
- 3.2 The approved budget and Council Tax Resolutions were presented to Executive and Council on 20th February 2017. Unfortunately an error was identified following the meeting and whilst this error does not impact on the overall budget, it resulted in a number of the formal resolutions being calculated incorrectly.
- 3.3 The resolutions approved at Council on 20th February 2017 included the correct level of Band D charge as £227.21. Unfortunately the corresponding charges for Bands A-C and E-H were not calculated in line with the Band D charge and were therefore incorrectly reported to members.
- 3.4 As members will be aware each of the Band charges should reflect a proportion of Band D and therefore the failure to make the corresponding adjustments to the figures reported to members has resulted in the resolutions for a number of the other bands being incorrect.
- 3.5 Members are being asked to consider and approve the revised and now correct calculations which are shown at Appendix A to this report and highlighted in yellow.

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- 3.6 As members will appreciate it is necessary that the correct calculations are approved by members and as a result Council is being asked to reconsider this decision as a matter of urgency in order that the Council Tax bills can be issued in a timely manner.
- 3.7 The S151 officer has put in place processes for further quality checks to be undertaken to ensure this does not happen in the future.

Financial Implications

- 3.8 All financial implications have already been included as part of the budget setting process and posts are fully budgeted for.

Legal Implications

- 3.9 Consideration of this report as Urgent Business has been agreed by the Mayor in accordance with the powers vested in him by virtue of Section 100(B)(4)(b) of the Local Government Act 1972.

Service / Operational Implications

- 3.10 There are no implications in relation to this report

Customer / Equalities and Diversity Implications

- 3.11 There are no implications in relation to this report

4. RISK MANAGEMENT

There are no implications in relation to this report

5. APPENDICES

Appendix 1 - Revised Council Tax Resolutions 2017/18

AUTHOR OF REPORT

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REDDITCH BOROUGH COUNCIL
Council Tax Setting 2017/18

REVISED RESOLUTIONS TO COUNCIL 2ND MARCH 2017

REPORT OF THE EXECUTIVE DIRECTOR FINANCE & RESOURCES

1.0 PURPOSE

To seek approval of the appropriate formal resolutions to determine the levels of Council Tax for Redditch Borough Council for 2017/18. The levels of tax take account of the requirements of Redditch Borough Council, Worcestershire County Council, the Police & Crime Commissioner for West Mercia, Hereford and Worcester Fire & Rescue Authority and Feckenham Parish Council.

2.0 BACKGROUND

The Localism Act 2011 made significant changes to the Local Government Finance Act 1992 and requires the billing authority to calculate a Council Tax requirement for the year, not its budget requirement as previously.

3.0 PRECEPTS AND LEVIES

Details have been received from the various precepting bodies to enable the Council to set the Council Tax for 2017/18. The amounts of the precepts are set out below:

| | |
|---|-------------------|
| | £ |
| Worcestershire County Council | 28,470,930 |
| Police & Crime Commissioner for West Mercia | 4,836,628 |
| Hereford & Worcester Fire & Rescue Authority | 2,028,740 |
| Redditch Borough Council | 5,795,925 |
| Parish precept | 8,300 |
| Total | 41,140,523 |

4.0 INFORMATION

It is necessary to formally set Council Tax levels throughout the area for the spending requirements of Redditch Borough Council, Worcestershire County Council, the Police & Crime Commissioner for West Mercia, Hereford and Worcester Fire & Rescue Authority and Feckenham Parish Council. If the Council approves the recommendations set out below the average band D Council Tax in 2017/18 will be £1,674.50, made up as follows:

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Council Tax Setting 2017/18

| Authority | 2016/17 £ | 2017/18 £ | Increase % |
|---|-----------------|-----------------|---------------|
| Redditch Borough Council | 222.21 | 227.21 | 2.25 |
| Worcestershire County Council | 1,122.31 | 1,155.31 | 2.94 |
| Police & Crime Commissioner for West Mercia | 189.60 | 189.60 | 0.00 |
| Hereford & Worcester Fire & Rescue | 78.00 | 79.53 | 1.96 |
| Feckenham Parish Council | 22.69 | 22.85 | 0.70 |
| Total Council Tax | 1,634.81 | 1,674.50 | 2.43 |

The % increases all relate to the change from current year levels.

The necessary formal resolutions are set out below.

The Council is recommended to resolve as follows:

1. that it be noted at its meeting on 17th January 2017, the Executive Committee calculated the Council Tax Base 2017/18
 - (a) for the whole Council area as 25,509.11 [Item T in the formula in Section 31B of the Local Government Act 1992, as amended (the "Act")]; and
 - (b) for dwellings in those parts of its area to which a Parish precept relates; this being Feckenham Parish as 363.26.
2. Calculate the Council Tax requirement for the Council's own purposes for 2017/18 (excluding Parish precepts) is **£5,795,925**.
3. That the following amounts be calculated for the year 2017/18 in accordance with sections 31 to 36 of the Act:
 - (a) £60,246,887 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A (2) of the Act (taking into account all precepts issued to it by Parish Councils) (*i.e. Gross expenditure*)

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Council Tax Setting 2017/18

- (b) £54,339,544 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A (3) of the Act. (*i.e. Gross income*)
- (c) £5,804,225 being the amount by which the aggregate of 3 (a) above exceeds the aggregate at 3 (b) above, calculated by the Council, in accordance with Section 31A (4) of the Act, as its Council Tax requirement for the year. (Item R in the formula in Section 31B of the Act).
- (d) £227.54 being the amount at 3 (c) above (Item R), all divided by Item T (1(a) above), calculated by the Council, in accordance with Section 31B of the Act, as the basic amount of its Council Tax for the year (including Parish precepts).
- (e) £8,300 being the aggregate amount of all special items (Feckenham Parish precept) referred to in Section 34 (1) of the Act.
- (f) £227.21 being the amount at 3 (d) above less the result given by dividing the amount at 3 (e) above by Item T (1 (a) above), calculated by the Council, in accordance with Section 34 (2) of the Act, as the basic amount of its Council Tax for the year for dwellings in those parts of its area to which no Parish precept relates.
- (g) £250.06 being the amount given by adding to the amount at 3(f), the amount of the special item relating to the Parish of Feckenham 3(e), divided by the amount in 1(b) above.
- (h) The amounts below given by multiplying the amounts at 3(f) and 3(g) above by the number which, in the proportion set out in Section 5(1) of the Act, is applicable to dwellings listed in a particular valuation band, divided by the number which in that proportion is applicable to dwellings listed in Band D, calculated by the Council, in accordance with Section 36(1) of the Act, as the amounts to be taken into account for the year in respect of categories of dwelling listed in different valuation bands.

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Council Tax Setting 2017/18

| Valuation Band | Proportion of Band D tax paid | Parish of Feckenham £ | All other parts of the Council's area £ |
|----------------|-------------------------------|--------------------------|--|
| A | 6/9 | 166.71 | 151.47 |
| B | 7/9 | 194.49 | 176.72 |
| C | 8/9 | 222.28 | 201.96 |
| D | 1 | 250.06 | 227.21 |
| E | 11/9 | 305.63 | 277.70 |
| F | 13/9 | 361.20 | 328.19 |
| G | 15/9 | 416.77 | 378.68 |
| H | 18/9 | 500.12 | 454.42 |

4. It be noted that for the year 2017/18, Worcestershire County Council, Police & Crime Commissioner for West Mercia and Hereford and Worcester Fire and Rescue Authority have issued precepts to the Council in accordance with Section 40 of the Local Government Finance Act 1992 for each category of dwelling in the Council's area as indicated below:

| | Valuation Bands | | | | | | | |
|--|-----------------|--------|----------|-----------------|----------|----------|----------|----------|
| | A | B | C | D | E | F | G | H |
| | £ | £ | £ | £ | £ | £ | £ | £ |
| Worcestershire County Council | 770.21 | 898.57 | 1,026.94 | 1,155.31 | 1,412.05 | 1,668.78 | 1,925.52 | 2,310.62 |
| Police & Crime Commissioner for West Mercia | 126.40 | 147.47 | 168.54 | 189.60 | 231.74 | 273.87 | 316.01 | 379.20 |
| Hereford and Worcester Fire and Rescue Authority | 53.02 | 61.86 | 70.69 | 79.53 | 97.20 | 114.88 | 132.55 | 159.06 |

5. Having calculated the aggregate in each case of the amounts at 4(h) and 5 above, that Redditch Borough Council in accordance with Sections 30 and 36 of the Local Government Finance Act 1992 hereby sets the amounts shown below as the amounts of Council Tax for 2017/18 for each part of its area and for each of the categories of dwellings:

REDDITCH BOROUGH COUNCIL
Council Tax Setting 2017/18

| Valuation Band | Proportion of Band D tax paid | Parish of Feckenham £ | All other parts of the Council's area £ |
|----------------|-------------------------------|--------------------------|--|
| A | 6/9 | 1,116.34 | 1,101.10 |
| B | 7/9 | 1,302.39 | 1,284.62 |
| C | 8/9 | 1,488.45 | 1,468.13 |
| D | 1 | 1,674.50 | 1,651.65 |
| E | 11/9 | 2,046.62 | 2,018.69 |
| F | 13/9 | 2,418.73 | 2,385.72 |
| G | 15/9 | 2,790.85 | 2,752.76 |
| H | 18/9 | 3,349.00 | 3,303.30 |

6. That the Executive Director Finance & Resources be authorised to make payments under Section 90(2) of the Local Government Finance Act 1988 from the Collection Fund by ten equal instalments between April 2017 to March 2018 as detailed below:

| | Precept £ | Surplus on Collection Fund £ | Total to pay £ |
|---|--------------|---------------------------------|-------------------|
| Worcestershire County Council | 29,470,930 | 37,644 | 29,508,574 |
| Police & Crime Commissioner for West Mercia | 4,767,493 | 6,360 | 4,856,402 |
| Hereford & Worcester Fire | 2,028,740 | 2,616 | 2,031,356 |

7. That the Executive Director Finance & Resources be authorised to make transfers under Section 97 of the Local Government Finance Act 1988 from the Collection Fund to the General Fund the sum of £5,811,690 being the Council's own demand on the Collection Fund (£5,795,925) and Parish Precept (£8,300) and the distribution of the Surplus on the Collection Fund (£7,465).
8. That the Executive Director Finance & Resources be authorised to make payments from the General Fund to Feckenham Parish Council the sums listed above (£8,300) by instalment on 1 April 2017 in respect of the precept levied on the Council.

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9. That the above resolutions 3 to 5 be signed by the Chief Executive for use in legal proceedings in the Magistrates Court for the recovery of unpaid Council Taxes.
10. Notices of the making of the said Council Taxes signed by the Chief Executive are given by advertisement in the local press under Section 38(2) of the Local Government Finance Act 1992.