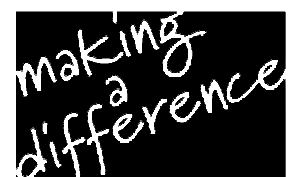


# Overview and Scrutiny Committee

Tuesday, 18th October,  
2011  
7.00 pm

Committee Room Two  
Town Hall  
Redditch



[www.redditchbc.gov.uk](http://www.redditchbc.gov.uk)

# Access to Information - Your Rights

---

The Local Government (Access to Information) Act 1985 widened the rights of press and public to attend Local Authority meetings and to see certain documents. Recently the Freedom of Information Act 2000, has further broadened these rights, and limited exemptions under the 1985 Act.

Your main rights are set out below:-

- Automatic right to attend all Council and Committee meetings unless the business would disclose confidential or “exempt” information.
- Automatic right to inspect agenda and public reports at least five days before the date of the meeting.
- Automatic right to inspect minutes of the Council and its Committees (or summaries of business undertaken in private) for up to six years following a meeting.
- Automatic right to inspect lists of background papers used in the preparation of public reports.
- Access, upon request, to the background papers on which reports are based for a period of up to four years from the date of the meeting.
- Access to a public register stating the names and addresses and electoral areas of all Councillors with details of the membership of all Committees etc.
- A reasonable number of copies of agenda and reports relating to items to be considered in public must be made available to the public attending meetings of the Council and its Committees etc.
- Access to a list specifying those powers which the Council has delegated to its Officers indicating also the titles of the Officers concerned.
- Access to a summary of the rights of the public to attend meetings of the Council and its Committees etc. and to inspect and copy documents.
- In addition, the public now has a right to be present when the Council determines “Key Decisions” unless the business would disclose confidential or “exempt” information.
- Unless otherwise stated, all items of business before the Executive Committee are Key Decisions.
- (Copies of Agenda Lists are published in advance of the meetings on the Council’s Website:  
**[www.redditchbc.gov.uk](http://www.redditchbc.gov.uk)**

---

**If you have any queries on this Agenda or any of the decisions taken or wish to exercise any of the above rights of access to information, please contact**

**Jess Bayley and Michael Craggs  
Overview and Scrutiny Support Officers**

**Town Hall, Walter Stranz Square, Redditch, B98 8AH  
Tel: 01527 64252 (Ext. 3268 / 3267) Fax: (01527) 65216  
e.mail: [jess.bayley@bromsgroveandredditch.gov.uk](mailto:jess.bayley@bromsgroveandredditch.gov.uk) /  
[michael.craggs@bromsgroveandredditch.gov.uk](mailto:michael.craggs@bromsgroveandredditch.gov.uk)  
Minicom: 595528**

# Welcome to today's meeting.

## Guidance for the Public

---

### **Agenda Papers**

The **Agenda List** at the front of the Agenda summarises the issues to be discussed and is followed by the Officers' full supporting **Reports**.

### **Chair**

The Chair is responsible for the proper conduct of the meeting. Generally to one side of the Chair is the Committee Support Officer who gives advice on the proper conduct of the meeting and ensures that the debate and the decisions are properly recorded. On the Chair's other side are the relevant Council Officers. The Councillors ("Members") of the Committee occupy the remaining seats around the table.

### **Running Order**

Items will normally be taken in the order printed but, in particular circumstances, the Chair may agree to vary the order.

**Refreshments** : tea, coffee and water are normally available at meetings - please serve yourself.

### **Decisions**

Decisions at the meeting will be taken by the **Councillors** who are the democratically elected representatives. They are advised by **Officers** who are paid professionals and do not have a vote.

### **Members of the Public**

Members of the public may, by prior arrangement, speak at meetings of the Council or its Committees. Specific procedures exist for Appeals Hearings or for meetings involving Licence or Planning Applications. For further information on this point, please speak to the Committee Support Officer.

### **Special Arrangements**

If you have any particular needs, please contact the Committee Support Officer.

Infra-red devices for the hearing impaired are available on request at the meeting. Other facilities may require prior arrangement.

### **Further Information**

If you require any further information, please contact the Committee Support Officer (see foot of page opposite).

### **Fire/ Emergency instructions**

**If the alarm is sounded, please leave the building by the nearest available exit – these are clearly indicated within all the Committee Rooms.**

**If you discover a fire, inform a member of staff or operate the nearest alarm call point (wall mounted red rectangular box). In the event of the fire alarm sounding, leave the building immediately following the fire exit signs. Officers have been appointed with responsibility to ensure that all visitors are escorted from the building.**

**Do Not stop to collect personal belongings.**

**Do Not use lifts.**

**Do Not re-enter the building until told to do so.**

**The emergency Assembly Area is on Walter Stranz Square.**

# Declaration of Interests: Guidance for Councillors

---

DO I HAVE A "PERSONAL INTEREST" ?

- Where the item relates or is likely to affect your **registered interests** (what you have declared on the formal Register of Interests)

**OR**

- Where a decision in relation to the item might reasonably be regarded as affecting **your own** well-being or financial position, or that of your **family**, or your **close associates** more than most other people affected by the issue,

you have a personal interest.

WHAT MUST I DO? **Declare the existence, and nature, of your interest and stay**

- The declaration must relate to specific business being decided - a general scattergun approach is not needed
- **Exception** - where interest arises only because of your membership of another **public body**, there is no need to declare unless you **speak** on the matter.
- You **can vote** on the matter.

IS IT A "PREJUDICIAL INTEREST" ?

In general only if:-

- It is a personal interest **and**
  - The item affects your **financial position** (or conveys other benefits), or the position of your **family, close associates** or bodies through which you have a **registered interest** (or relates to the exercise of **regulatory functions** in relation to these groups)
- and**
- A member of public, with knowledge of the relevant facts, would reasonably believe the interest was likely to **prejudice** your judgement of the public interest.

WHAT MUST I DO? **Declare and Withdraw**

BUT you may make representations to the meeting before withdrawing, **if** the public have similar rights (such as the right to speak at Planning Committee).



# Overview and Scrutiny

## Committee

Tuesday, 18th October, 2011

7.00 pm

Committee Room 2 Town Hall

### Agenda

#### Membership:

Cllrs: Phil Mould (Chair)      Bill Hartnett  
Mark Shurmer              Gay Hopkins  
(Vice-Chair)              Brenda Quinney  
Peter Anderson             Alan Mason  
Andrew Brazier             Luke Stephens  
Simon Chalk  
Andrew Fry

<b>1. Apologies and named substitutes</b>	To receive apologies for absence and details of any Councillor (or co-optee substitute) nominated to attend this meeting in place of a member of this Committee.
<b>2. Declarations of interest and of Party Whip</b>	To invite Councillors to declare any interest they may have in items on the Agenda and any Party Whip.
<b>3. Minutes</b> (Pages 1 - 22)	To confirm the minutes of the most recent meeting of the Overview and Scrutiny Committee as a correct record.  (Minutes attached)  <b>(No Specific Ward Relevance);</b>
<b>4. Actions List</b> (Pages 23 - 24)	To note the contents of the Overview and Scrutiny Actions List.  (Report attached)  <b>(No Specific Ward Relevance);</b>
<b>5. Executive Committee Minutes and Scrutiny of the Forward Plan</b> (Pages 25 - 30)	To consider the minutes of the latest meeting(s) of the Executive Committee and also to consider whether any items on the Forward Plan are suitable for scrutiny.  (Minutes attached).  <b>(No Specific Ward Relevance);</b>

# Overview and Scrutiny

Committee

Tuesday, 18th October, 2011

<p><b>6. Task &amp; Finish Reviews - Draft Scoping Documents</b></p>	<p>To consider any scoping documents provided for possible Overview and Scrutiny review.</p> <p>(No reports attached)</p> <p><b>(No Specific Ward Relevance);</b></p>
<p><b>7. Task and Finish Groups - Progress Reports</b></p>	<p>To consider progress to date on the current reviews against the terms set by the Overview and Scrutiny Committee.</p> <p>The current reviews in progress are:</p> <ul style="list-style-type: none"><li>a) Facilities for Disabled People – Chair, Councillor Alan Mason;</li><li>b) Promoting Sporting Participation – Chair, Councillor Luke Stephens; and</li><li>c) Youth Services Provision – Chair, Councillor Simon Chalk.</li></ul> <p>(Oral reports)</p> <p><b>(No Specific Ward Relevance);</b></p>
<p><b>8. Health Overview and Scrutiny Committee</b></p> <p>Councillor Brenda Quinney</p>	<p>To receive a verbal update on the recent work of the Worcestershire Health Overview and Scrutiny Committee.</p> <p>(Verbal report)</p> <p><b>(No Specific Ward Relevance);</b></p>
<p><b>9. Petition - War Memorial</b></p> <p>(Pages 31 - 32)</p>	<p>To consider a petition signed by --- people concerning Redditch ward memorial.</p> <p>(Petition prayer attached).</p> <p><b>(Abbey Ward);</b></p>

# Overview and Scrutiny

Committee

Tuesday, 18th October, 2011

<p><b>10. Portfolio Holder Annual Report - Housing, Local Environment and Health</b> (Pages 33 - 48)</p> <p>J Staniland, Exec Director - Planning &amp; Regeneration, Regulatory and Housing Services</p>	<p>To receive a written report regarding the performance of services within the remit of the Housing, Local Environment and Health portfolio and to propose questions for the Portfolio Holder for Housing, Local Environment and Health, Councillor Brandon Clayton, to answer on 8th November 2011.</p> <p>Areas within the remit of the Portfolio Holder include the following:</p> <ul style="list-style-type: none"><li>• housing and health related services;</li><li>• better environment;</li><li>• cleansing and waste management;</li><li>• climate change; and</li><li>• landscape / open space.</li></ul> <p>(Report attached).</p> <p><b>(No Specific Ward Relevance);</b></p>
<p><b>11. Portfolio Holder Annual Report - Community Safety and Regulatory Services Written Report</b> (Pages 49 - 68)</p> <p>S Hanley, Deputy Chief Executive and Executive Director (Leisure, Environmental &amp; Community Services)</p>	<p>To receive a written report concerning the performance of services within the remit of the Community Safety and Regulatory Portfolio and to propose questions for the Portfolio Holder for Community Safety and Regulatory Services, Councillor Juliet Brunner, to answer on 29th November 2011.</p> <p>Areas within the remit of this portfolio include:</p> <ul style="list-style-type: none"><li>• crime and disorder;</li><li>• safer communities;</li><li>• licensing impacts; and</li><li>• planning against emergencies.</li></ul> <p>(Report attached)</p> <p><b>(No Specific Ward Relevance);</b></p>
<p><b>12. Meeting of the Chair with the Leader of the Council - Feedback</b></p> <p>Councillor Phil Mould</p>	<p>To consider a verbal report regarding the second meeting of the Chair of the Overview and Scrutiny Committee with the Leader of the Council in 2011/12.</p> <p>(Verbal report).</p> <p><b>(No Specific Ward Relevance);</b></p>

# Overview and Scrutiny

Committee

Tuesday, 18th October, 2011

<p><b>13. Joint Worcestershire Scrutiny Chairs' and Vice Chairs' Network Meeting - Feedback</b></p> <p>Councillor Phil Mould</p>	<p>To receive feedback from the Chair of the Overview and Scrutiny Committee on the outcome of the latest Joint Worcestershire Scrutiny Chairs and Vice Chairs Network Meeting on 3rd October 2011 and the implications for scrutiny in Redditch.</p> <p>(Verbal report)</p> <p><b>(No Specific Ward Relevance);</b></p>
<p><b>14. Referrals</b></p>	<p>To consider any referrals to the Overview &amp; Scrutiny Committee direct, or arising from:</p> <ul style="list-style-type: none"><li>• The Executive Committee or full Council</li><li>• Other sources.</li></ul> <p>(No separate report).</p> <p><b>(No Specific Ward Relevance);</b></p>
<p><b>15. Work Programme</b></p> <p>(Pages 69 - 74)</p>	<p>To consider the Committee's current Work Programme, and potential items for addition to the list arising from:</p> <ul style="list-style-type: none"><li>• The Forward Plan / Committee agendas</li><li>• External publications</li><li>• Other sources.</li></ul> <p>(Report attached)</p> <p><b>(Various Wards);</b></p>



# Overview and Scrutiny

Committee

Tuesday, 18th October, 2011

## 16. Exclusion of the Press and Public

Should it be necessary, in the opinion of the Borough Director, during the course of the meeting to consider excluding the public from the meeting on the grounds that exempt information is likely to be divulged, it may be necessary to move the following resolution:

“That, under S.100 (A) (4) of the Local Government Act 1972, the public be excluded from the meeting for the following matter(s) on the grounds that it/they involve(s) the likely disclosure of exempt information as defined in the relevant paragraphs (to be specified) of Part 1 of Schedule 12 (A) of the said Act”.

These paragraphs are as follows:

Subject to the “public interest” test, information relating to:

- Para 1 – any individual;
- Para 2 – the identity of any individual;
- Para 3 – financial or business affairs;
- Para 4 – labour relations matters;
- Para 5 – legal professional privilege;
- Para 6 – a notice, order or direction;
- Para 7 – the prevention, investigation or prosecution of crime;

and may need to be considered as ‘exempt’.

**(No Specific Ward Relevance);**