# ITEM 3

Time commenced	-	6.03pm
Time adjourned	-	7:07pm
Time reconvened	-	7:13pm
Time finished	-	8:50pm

## COUNCIL 24 November 2021

Present: The Mayor, Councillor Robin Wood, and Councillors Atwal, Barker, Bettany, Bonser, Care, Carr, Cooper, Dhindsa, Evans, Eyre, A J Graves, A W Graves, Grimadell, Hassall, Hezelgrave, A Holmes, M Holmes, Hussain, Ingall, Jennings, J Khan, S Khan, Kus, Lind, Lonsdale, Martin, McCristal, Naitta, Nawaz, Pandey, Pattison, J Pearce, T Pearce, Peatfield, Pegg, Potter, Poulter, Prosser, Repton, Roulstone, Sandhu, Shanker, Skelton, Smale, Webb, West, Williams and Willoughby.

# 53/21 Apologies

Apologies for absence were received from Councillors Froggatt and Testro.

# 54/21 Declarations of Interest

There were none.

## 55/21 Minutes of the Previous Meeting

The minutes of the meeting of the Council held on 22 September 2021 were moved by Councillor Barker, and seconded by Councillor Smale.

# Resolved that the minutes of the meeting of the Council held on 22 September 2021 be approved as a correct record, confirmed and signed by the Mayor.

## 56/21 Announcements from the Mayor

The Mayor welcomed councillors and members of the public to the meeting.

The Mayor reported to Council his attendance at the recent event to switch on the city's Christmas lights and their involvement in the Remembrance Sunday commemorations. The Mayor thanked Derby LIVE, Civic Services and the Council's partners for their roles in co-ordinating the events.

It was reported that the Mayor and Deputy Mayor had also recently attended graduation ceremonies for 6,700 students from the University of Derby, witnessed by more than 20,000 friends and family members, many of whom were visiting Derby for the first time.

The Mayor also congratulated the partnership behind the Derby Market Place initiative, which had won the Excellence in Collaboration prize at the Derbyshire Business Awards, organised by the East Midlands Chamber of Commerce. The award recognised the innovative use of the Market Place site, to provide a space for events and al-fresco dining during the city's recovery from the Covid-19 pandemic. Members of the team were in attendance to accept their award and received a round of applause from those present.

Before concluding, the Mayor encouraged those present to attend a Civic Carol Service at Derby Cathedral on Wednesday 8 December, to be led by the Derby Can Sing Gospel Choir.

The recent passing of former Councillor Margaret Wood was reported to Council. It was noted that former Councillor Wood was the only person to have held both the office of Mayor of Derby in 1983-84 and Mayoress in 1979-80.

The death of John Kirkland OBE was also noted: Mr Kirkland had served as Chairman of local firm Bowmer and Kirkland between 1979 and 2019, and had worked closely with Derby City Council on the construction of the Derby Arena and Moorways Swimming Pool.

Councillors Repton, Grimadell, Shanker and the Mayor, Councillor Wood, paid tribute, and a minute's silence was observed.

# 57/21 Statements from members of the Council Cabinet

There were none.

## 58/21 Questions from the public

Questions and responses were heard as follows:

Questioner	Respondent	Summary
Douglas Lumley	Cllr Hassall	A52 Roadworks Project
Mair Perkins	Cllr Hassall	A38 Junction Scheme
Simon Bacon	Cllr J Pearce	Blue Bin Contamination
Paul Tice	Cllr Barker	Public Consultation Process
Mair Perkins	Cllr Hassall	Local Plan and Climate Strategy
Simon Bacon	Cllr Smale	Sinfin Waste Plant
Paul Tice	Cllr Smale	Sale of Allestree Hall

## 59/21 Questions relating to Derbyshire Fire Authority or Derby Homes

There were none.

## 60/21 Questions from non-Council Cabinet members

Questions and responses were heard as follows:

Questioner	Respondent	Summary
Cllr Skelton	Cllr J Pearce	Re-wilding of Allestree Park
Cllr Lind Cllr Wil	Cllr Williams	Report on Derbyshire Police's
		safeguarding performance

Cllr CooperCllr AtwalImplementation of statutory taxi and private hire vehicle standardsCllr MartinCllr WilliamsEnvironmental impact of school placesCllr ShankerCllr PoulterDubrek StudiosCllr PeatfieldCllr HassallCarbon footprint of proposed A50 junctionCllr BonserCllr MartinGuildhall TheatreCllr WestCllr McCristalGuildhall TheatreCllr DhindsaCllr J PearceBulky waste collectionCllr CareCllr WilliamsSnelsmoor Grange estate primary schoolCllr MartinCllr WebbRecruitment in the Home First ServiceCllr PeatfieldCllr WebbRecruitment in the Home First ServiceCllr BonserCllr WulliamsSchool safety zonesCllr PeatfieldCllr PoulterBecketwell Arena business caseCllr BonserCllr WebbVaccination ratesCllr WestCllr McCristalMoorways swimming poolCllr WestCllr McCristalPlanning applications for schoolsCllr CareCllr WilliamsData on Educational PsychologistsCllr CareCllr HassallPlanning applications for schoolsCllr CareCllr J PearceAllestree Park re-wilding schemeCllr ShankerCllr BarkerDerby Loves You VenueCllr DhindsaCllr J PearceAllestree Park re-wilding schemeCllr DhindsaCllr J PearceAllestree Park re-wilding schemeCllr DhindsaCllr J PearceAllestree Park re-wilding schemeCllr DhindsaCllr EyreNeighbourhood team			
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	Cllr Peatfield	Cllr J Pearce	Allestree Park re-wilding scheme
Cllr Dhindsa Cllr Eyre Neighbourhood team	Cllr Shanker	Cllr Barker	Derby Loves You Venue
	Cllr Dhindsa	Cllr Eyre	Neighbourhood team

## 61/21 Minute extract 29/21 of the meeting of the Conservation Area Advisory Committee held on 14 October 2021.

A minute extract from the meeting of the Conservation Area Advisory Committee held on 14 October 2021 was presented to Council. It was noted that the Committee had been reviewing its terms of reference and had recommended that the name of the committee be altered to the Conservation and Heritage Advisory Committee, to better reflect its overall remit.

The minute was moved on the motion of the Mayor, seconded by Councillor Carr, put to the vote and carried.

Resolved to approve minute 11/21 of the Licensing Committee.

62/21 Minute extract 18/21 of the meeting of the Licensing Committee held on 4 November 2021.

Council considered a minute extract of the meeting of the Licensing Committee held on 4 November 2021. The minute stated that the Council was required to adopt a Statement of Principles, demonstrating how the licensing authority would discharge its duties under the Gambling Act 2005. A draft Statement of Principles, recommended by the Licensing Committee after a period of public consultation, was appended to the minute extract for consideration

It was moved by Councillor Atwal and seconded by Councillor Skelton that the minute be approved. The recommendation was put to the vote and carried.

## Resolved to approve minute 18/21 of the Licensing Committee.

# 63/21 Amendments to the SACRE Constitution

A report of the Strategic Director of Corporate Resources was presented, proposing alterations to the Constitution for the Standing Advisory Council on Religious Education (SACRE).

It was reported that the Council had a statutory duty to constitute a SACRE, under the provisions of the Education Act 1996. The SACRE oversaw the delivery of religious education in Derby and Derbyshire, advising community and foundation schools which do not have a religious character on matters relating to religious education and collective worship. It was noted that the SACRE was comprised of four sub-groups, intended to reflect a wide range of interests and expertise – the sub-groups were Christianity and Other World Faiths (Group A); Church of England (Group B); teachers' professional associations (Group C); and, elected members of the Council (Group D).

Under the current SACRE constitution, five members of Group A were required to be present for the meeting to be quorate, whereas only one member was required from Groups B to D. It was reported that this had led to difficulties achieving quoracy, with the SACRE not having met during the 2021-22 municipal year as a result. The report therefore recommended that the quorum for Group A was reduced to one, which was consistent with SACREs in other local authority areas and the advice of the National Association of SACREs.

The report also recommended that the SACRE Constitution be updated to state that the Monitoring Officer, rather than the obsolete post of Director of Governance, be responsible for appointing the clerk to the SACRE.

The recommendations were moved by Councillor Skelton, seconded by Councillor J Pearce, put to the vote and carried.

## **Resolved:**

- 1. To amend paragraph 33 of the SACRE Constitution and that the quorum of Group A (Christianity and Other World Faiths) be reduced to one.
- 2. To amend paragraph 44 of the SACRE Constitution and that the Monitoring Officer appoint the clerk to the SACRE.

# 64/21 Motion: Electoral Cycle

The following motion was moved by Councillor Shanker, and seconded by Councillor Poulter:

Council notes that the current Local Government Boundary Review of Derby City Council would result in a single whole-council election in 2023. Council further notes the outcome of two public consultations undertaken in 2016 and 2020, which both demonstrated overwhelming support for a change to Derby's electoral cycle from election by thirds to whole-council elections.

Council believes that it is appropriate to again consider changing the electoral cycle, to allow the Boundary Review to be undertaken with certainty of the authority's future electoral arrangements. Given the financial challenges faced by the Council and to ensure the appropriate use of public funds, Council considers that a third public consultation in five years is unnecessary and believes that the consultation undertaken between January and March 2020 remains representative of the views of people and businesses in Derby.

Council therefore resolves:

- 1. To convene an extraordinary meeting of Council, immediately prior to the ordinary meeting scheduled for 19 January 2022.
- 2. To request that the Monitoring Officer provide a report to that meeting, allowing Council to consider and vote on the permanent adoption of whole Council elections from May 2023 onwards, based on the results of the public consultation undertaken between January and March 2020.
- 3. To inform the Boundary Commission that this is being considered by the Council so they are aware as they review boundary arrangements for Derby.

The motion was put to the vote and carried.

### **Resolved:**

Council notes that the current Local Government Boundary Review of Derby City Council would result in a single whole-council election in 2023. Council further notes the outcome of two public consultations undertaken in 2016 and 2020, which both demonstrated overwhelming support for a change to Derby's electoral cycle from election by thirds to whole-council elections.

Council believes that it is appropriate to again consider changing the electoral cycle, to allow the Boundary Review to be undertaken with certainty of the authority's future electoral arrangements. Given the financial challenges faced by the Council and to ensure the appropriate use of public funds, Council considers that a third public consultation in five years is unnecessary and believes that the consultation undertaken between January and March 2020 remains representative of the views of people and businesses in Derby.

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- 2. To request that the Monitoring Officer provide a report to that meeting, allowing Council to consider and vote on the permanent adoption of whole Council elections from May 2023 onwards, based on the results of the public consultation undertaken between January and March 2020.
- 3. To inform the Electoral Commission that this is being considered by the Council so they are aware as they review boundary arrangements for Derby.

## 65/21 Motion: Derby Sustainable Food Charter

It was moved by the Mayor and seconded that the meeting be adjourned at 7:07pm. The consent of the meeting was signified without debate and the Council reconvened at 7:13pm.

The following motion was moved by Councillor Williams, and seconded by Councillor Cooper:

As a Council we have in the past eighteen months worked cross-party and collaboratively with our partners in the city to try and tackle issues around poverty.

One of the major issues highlighted by our partners Food 4 Thought (F4T) and the Poverty Commission is around food.

There seems to be a lack of understanding between tackling food waste and tackling food insecurity as separate issues but also how they can interlink, not wishing to create dependency, dignity of those facing food insecurity and the logistics of doing this.

There are also many issues around re-distribution of food waste in our city, including the carbon footprint of the movement of this food source into and around our city for distribution. These are just a few of the obstacles around this issue.

F4T have been instrumental in developing a Derby Sustainable Food Charter the mission of which is:

We believe that every citizen of Derby should have access to a choice of affordable, good quality, healthy food - which will encourage a vibrant local economy and be good for the environment. Food plays a vital role in improving our own and our communities' health and wellbeing, as well as helping to address Derby's social, economic and environmental problems

The Charter has six themes:

- 1. Tackle Food Poverty and Diet Related III-Health
- 2. Promote Healthy, Accessible, Affordable and Sustainable Food to the Public
- 3. Build community food knowledge, skills and resources
- 4. Promote a diverse, prosperous, vibrant and sustainable food economy
- 5. Transform Catering and Food Procurement
- 6. Reduce Waste and the ecological footprint of the food system

This motion therefore requests that Derby City Council sign up to the Derby Sustainable Food Charter, and also actively promotes the Charter, encouraging organisations across all sectors to also endorse and sign-up to it.

It was moved by Councillor Martin, and seconded by Councillor Hezelgrave that the motion be amended by the addition of the following words at the conclusion of the first paragraph:

'Poverty caused by precarious employment, low wages and inadequate benefits prevents many people from being able to afford sufficient and good quality, healthy food.'

The amendment was put to the vote and carried.

The motion as amended was put to the vote and carried.

### **Resolved:**

As a Council we have in the past eighteen months worked cross-party and collaboratively with our partners in the city to try and tackle issues around poverty. Poverty caused by precarious employment, low wages and inadequate benefits prevents many people from being able to afford sufficient and good quality, healthy food.

One of the major issues highlighted by our partners Food 4 Thought (F4T) and the Poverty Commission is around food.

There seems to be a lack of understanding between tackling food waste and tackling food insecurity as separate issues but also how they can interlink, not wishing to create dependency, dignity of those facing food insecurity and the logistics of doing this.

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This motion therefore requests that Derby City Council sign up to the Derby Sustainable Food Charter, and also actively promotes the Charter, encouraging organisations across all sectors to also endorse and sign-up to it.

## 66/21 Motion: Fireworks on general sale

The following motion was moved by Councillor T Pearce, and seconded by Councillor Cooper:

Fireworks are used by people and groups throughout the year to mark different and diverse events. While loud fireworks can bring much enjoyment to some people, they can cause significant problems and fear for other people and animals. They can be a source of fear and distress for many animals. Animals affected not only suffer psychological distress but can also cause themselves injuries – sometimes very serious ones – as they attempt to run away or hide from the noise in fright. This Council has previously discussed the impact of Fireworks on people and animals, however more can be done.

Sadly, many former servicemen and women with mental health problems such as post-traumatic stress disorder experience distress during the Bonfire Night period and other times of the year, with sudden flashes and bangs of fireworks reminding them of the horrors of war. Professor Catherine Kinane, the Medical Director at Combat Stress a leading organization in the country for mental health awareness of our Armed forces community wrote recently, "We see higher rates of distress in Veterans accessing our services at this time of year...the sound and sudden unexpected bangs of fireworks can be reminders of frontline combat where they were exposed to the horrors of war in service to this country".

With fireworks readily available to the public over the counter in some stores and online in the country and city of Derby, this means that at any time of the day or night, without the controlled and safer environment of an organized event, loud and sudden noises can pierce the sky. The period between October and December can be a distressing time for some of the most vulnerable in our society and some who have served our country with honour, dedication, and sacrifice. This alongside the distress and alarm for local wildlife and some pets creates an issue we must work together to raise awareness and attempt to influence law makers. However, fireworks can bring people together and create joy to spectators. This motion is not intended to ruin anyone's fun but is to urge awareness and understanding how noisy fireworks can be harmful to some military veterans and our beloved pets and local wildlife.

Therefore, this Council resolves to request that the Cabinet Member for Streetpride and Public Spaces, with the best interests of public safety and animal welfare in mind:

- Write to the relevant government Minister and the Members of Parliament for Derby North, Mid Derbyshire and Derby South urging them to introduce legislation to adopt 'noiseless' fireworks as a standard for distribution and retail sale to the general public.

- Encourage local suppliers of fireworks to stock 'noiseless' fireworks for public sale and display.
- Engage with regular or annual fireworks events to consider the use of new technology at Firework events, such as drone light shows and 'noiseless' fireworks.
- Work towards a 'fireworks charter', that within the Derby City Council authority area, all retail outlets selling fireworks on general sale or storing fireworks commit to working with standards compliant manufacturers and the safe use and advertisement of those products.

The motion was put to the vote and carried.

### **Resolved:**

Fireworks are used by people and groups throughout the year to mark different and diverse events. While loud fireworks can bring much enjoyment to some people, they can cause significant problems and fear for other people and animals. They can be a source of fear and distress for many animals. Animals affected not only suffer psychological distress but can also cause themselves injuries – sometimes very serious ones – as they attempt to run away or hide from the noise in fright. This Council has previously discussed the impact of Fireworks on people and animals, however more can be done.

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- Engage with regular or annual fireworks events to consider the use of new technology at Firework events, such as drone light shows and 'noiseless' fireworks.
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## 67/21 Motion: Improvements for walking in Derby

The following motion was moved by Councillor Care, and seconded by Councillor Carr:

Derby City Council recognises that many main roads for traffic are also useful routes for pedestrians. However, unlike road traffic, pedestrians generally have to give way at every side turning. This causes delay to pedestrians and makes walking a less attractive experience.

Council notes that improving the walking experience will encourage more people to choose to walk rather than drive for short journeys. Encouraging a shift from cars to walking will reduce congestion, improve air quality, increase fitness and help combat climate change.

Council is interested to learn that trials have taken place in Greater Manchester and London with zebra crossing style stripes across side roads close to the main road on the pedestrian desire-line. Results from these trials, overseen by the independent Transport Research Laboratory, have been positive, showing that most drivers give way to pedestrians wanting to cross.

Council notes that these markings do not yet have Department of Transport approval, but that the cost of installing them would be much lower (estimate £1000) than providing a conventional zebra crossing with flashing lights.

Council therefore agrees to request that the Cabinet Member for Regeneration, Decarbonisation, Strategic Planning and Transport write to the Secretary of State for Transport to ask that this new style marking is assessed and, if appropriate, made available for use as soon as possible. If further research is deemed necessary before such approval is given, Council agrees to volunteer to take part in trials.

The motion was put to the vote and carried.

### Resolved

Derby City Council recognises that many main roads for traffic are also useful routes for pedestrians. However, unlike road traffic, pedestrians generally

have to give way at every side turning. This causes delay to pedestrians and makes walking a less attractive experience.

Council notes that improving the walking experience will encourage more people to choose to walk rather than drive for short journeys. Encouraging a shift from cars to walking will reduce congestion, improve air quality, increase fitness and help combat climate change.

Council is interested to learn that trials have taken place in Greater Manchester and London with zebra crossing style stripes across side roads close to the main road on the pedestrian desire-line. Results from these trials, overseen by the independent Transport Research Laboratory, have been positive, showing that most drivers give way to pedestrians wanting to cross.

Council notes that these markings do not yet have Department of Transport approval, but that the cost of installing them would be much lower (estimate £1000) than providing a conventional zebra crossing with flashing lights.

Council therefore agrees to request that the Cabinet Member for Regeneration, Decarbonisation, Strategic Planning and Transport write to the Secretary of State for Transport to ask that this new style marking is assessed and, if appropriate, made available for use as soon as possible. If further research is deemed necessary before such approval is given, Council agrees to volunteer to take part in trials.

## 68/21 Motion: Violence against women and girls

The following motion was moved by Councillor Lind, and seconded by Councillor Skelton:

Violence against women and girls continues to be a serious problem in our society, with much still to be done if we are to confine it to the pages of history.

Council notes with concern that:

- 80% of women have been sexually harassed in public, with 90% of these women not reporting it as they don't believe it will make a difference.
- One in two women are sexually harassed in the workplace.
- One in three women will experience domestic violence in their lifetime.
- One in five women will be raped in their lifetime.
- Two women a week are killed by a current or former partner (this rose to three a week during lockdown)
- Three women a week take their own lives following domestic abuse.
- There are on average 12 "honour killings" every year in the UK, where women are killed due to the belief that they have brought shame or dishonour upon their family.

Council believes that:

- Such acts of violence are part of the broader culture that minimises the seriousness of such acts.

- The seeds of this behaviour are often sown at a young age, and interventions to break this cycle are needed.
- Change is needed in the criminal justice system

Council resolves to:

- Stand in solidarity with protestors who oppose violence against women and girls.
- Support the "Reclaim The Night Derby" march on 27th November.
- Work with schools and families to tackle toxic masculinity culture.
- Educate men through campaigns and bring in male allies.
- Work with Derbyshire Constabulary on improving women's safety in Derby.
- Call on Derbyshire Constabulary to prioritise investigating crimes against women and girls, and ask them to ensure women are treated with the required sensitivity and feel comfortable reporting incidents.
- Call on Government to make street harassment a criminal offence and call for increased investment in the criminal justice system when it comes to violence against women and girls.
- Do all we can as a council and in our communities to champion the rights and entitlements of women and girls, and to tackle violence against them. This includes continuing to invest in vital services, listening and responding to women and girls about the action that is needed, and calling out misogyny and sexism where we see and hear it.

It was moved by Councillor Eyre and seconded by Councillor T Pearce that the motion be amended by the deletion of the following words from the final paragraph:

'Call on Derbyshire Constabulary to prioritise investigating crimes against women and girls, and ask them to ensure women are treated with the required sensitivity and feel comfortable reporting incidents.'

And, the addition of the following words in their place:

'Continue to work closely with Derbyshire Constabulary to investigate and prevent crimes against women and girls and support their efforts to ensure that women and girls are always treated with the required sensitivity and feel comfortable reporting incidents.'

The amendment was put to the vote and lost.

It was moved by Councillor Hezelgrave and seconded by Councillor Peatfield that the motion be amended by the addition of the following words at the conclusion of the third bullet point in the final paragraph:

'seeking details of the work all schools in the City of Derby are undertaking to challenge this, and developing a resource base of good practice and effective strategies already identified by schools to further this aim, making girls' lives safer online, on social media, at home, at school and out and about.'

And, the addition of a further bullet point at the conclusion of the final paragraph:

Run a media campaign to raise awareness of Derbyshire Constabulary's gender hate crime stance, educating what can be reported, promoting methods of reporting and encouraging women and girls across Derby City to complete the Violence and Harassment against Women and Girls Survey <u>https://bit.ly/2XM6fiR</u>'

The amendment was put to the vote and carried.

The motion as amended was put to the vote and carried.

#### **Resolved:**

Violence against women and girls continues to be a serious problem in our society, with much still to be done if we are to confine it to the pages of history.

Council notes with concern that:

- 80% of women have been sexually harassed in public, with 90% of these women not reporting it as they don't believe it will make a difference.
- One in two women are sexually harassed in the workplace.
- One in three women will experience domestic violence in their lifetime.
- One in five women will be raped in their lifetime.
- Two women a week are killed by a current or former partner (this rose to three a week during lockdown)
- Three women a week take their own lives following domestic abuse.
- There are on average 12 "honour killings" every year in the UK, where women are killed due to the belief that they have brought shame or dishonour upon their family.

Council believes that:

- Such acts of violence are part of the broader culture that minimises the seriousness of such acts.
- The seeds of this behaviour are often sown at a young age, and interventions to break this cycle are needed.
- Change is needed in the criminal justice system

#### **Council resolves to:**

- Stand in solidarity with protestors who oppose violence against women and girls.
- Support the "Reclaim The Night Derby" march on 27th November.
- Work with schools and families to tackle toxic masculinity culture, seeking details of the work all schools in the City of Derby are undertaking to challenge this, and developing a resource base of good practice and effective strategies already identified by schools to further this aim, making girls' lives safer online, on social media, at home, at school and out and about.
- Educate men through campaigns and bring in male allies.
- Work with Derbyshire Constabulary on improving women's safety in Derby.

- Call on Derbyshire Constabulary to prioritise investigating crimes against women and girls, and ask them to ensure women are treated with the required sensitivity and feel comfortable reporting incidents.
- Call on Government to make street harassment a criminal offence and call for increased investment in the criminal justice system when it comes to violence against women and girls.
- Do all we can as a council and in our communities to champion the rights and entitlements of women and girls, and to tackle violence against them. This includes continuing to invest in vital services, listening and responding to women and girls about the action that is needed, and calling out misogyny and sexism where we see and hear it.
- Run a media campaign to raise awareness of Derbyshire Constabulary's gender hate crime stance, educating what can be reported, promoting methods of reporting and encouraging women and girls across Derby City to complete the Violence and Harassment against Women and Girls Survey <u>https://bit.ly/2XM6fiR</u>

MAYOR