

ITEM 3

Time commenced - 6.05pm
Time finished - 10.05pm

COUNCIL 3 FEBRUARY 2016

Present: The Mayor (Councillor Pegg), Councillors Afzal, Ashburner, Banwait, Barker, Bayliss, Bolton, Care, Carr, Dhindsa, Eldret, Froggatt, Graves, Harwood, Hassall, Hezelgrave, A Holmes, M Holmes, Hussain, Ingall, Jackson, Jones, Keith, J Khan, S Khan, MacDonald, Martin, Naitta, Nawaz, Poulter, Raju, Rawson, Redfern, Repton, Roulstone, Russell, Sandhu, Shanker, Skelton, Stanton, Tittley, Turner, Webb, Whitby and Williams.

79/15 Apologies for absence

Apologies were received from Councillors Grimadell, Hickson, West, Winter, Wood and Wright.

80/15 Declarations of Interest

There were no declarations.

81/15 Minutes of the meeting of Council held on 25 November 2015

The minutes of the meeting held on 25 November 2015 were approved as a correct record, subject to a correction under minute 63/15 where a question put by Councillor Care had erroneously referred to "Section 106 meeting" instead of "Section 106 money".

82/15 Announcements from the Mayor

The Mayor invited Councillor Webb to address Council in respect of an urgent motion without notice which he had proposed to move under Rule CP42(r), and which had been circulated to all councillors by email earlier that day. Councillor Webb asked for the Mayor's consent to withdraw the motion, which was agreed.

The Mayor updated councillors on his work with the charitable work he had been involved with to provide medical aid and support to orphans who had lost their parents in the earthquake in Nepal. The Mayor informed Council that the actress Joanna Lumley had now agreed to be honorary president and ambassador for the charity.

Council was informed that work was progressing on renaming the traffic island at the junction of Bradshaw Way and London Road as "Royal Lancers Island". Finally, Council was advised that the Mayor would be hosting a charity 'casual' ball at Derbyshire County Cricket Club on 26 March 2016.

The Mayor advised that he would be varying Rule CP46 such that the opposition group leaders would not be restricted to five minutes in responding to the Leader moving the minutes of Council Cabinet. However, the Mayor advised that opposition group leaders would instead be restricted to 10 minutes each.

83/15 Statements from members of the Council Cabinet

The Mayor reported that none had been received.

84/15 Questions from the public to members of the Council Cabinet

Written questions from the public to members of the Council Cabinet were put and responded to as follows:

- Dorothy Skrytek asked a question about Clean Air Zones which was answered by Councillor Shanker;
- Simon Bacon asked a question about Raynesway recycling plant site traffic which was answered by Councillor Afzal;
- Brendan Connolly asked a question about cemetery wheelchair access which was answered by Councillor Shanker;
- Rob Cooper asked a question about Golden Spine artwork which was answered by Councillor Rawson;
- Susan Stacey asked a question about SEN support staff which was answered by Councillor Russell;
- Janet Abbott asked a question about teaching assistant pay mitigation which was answered by Councillor Eldret;
- Pat Woolley asked a question about bus facilities which was answered by Councillor Afzal;
- Dorothy Skrytek asked a question about Sinfen Air Quality Management Area which was answered by Councillor Shanker;
- Simon Bacon asked a question about blue bin recycling costs which was answered by Councillor Afzal;
- Brendan Connolly asked a question about the role of the leader which was answered by Councillor Banwait;
- Rob Cooper asked a question about Prince Charles Avenue accidents which was answered by Councillor Afzal;
- Susan Stacey asked a question about teaching assistant pay discrepancy which was answered by Councillor Eldret;
- Janet Abbott asked a question about teaching assistant pay mitigation which was answered by Councillor Eldret; and
- Pat Woolley asked a question about Arriva service changes which was answered by Councillor Afzal.

85/15 Questions relating to Derbyshire Fire Authority or Derby Homes

The Mayor reported that none had been received.

86/15 Questions from non-Council Cabinet members

Written questions from non-Council Cabinet members to members of the Council Cabinet and put and responded to as follows:

- Councillor Graves asked a question about local flood risk which was answered by Councillor Rawson;
- Councillor Ashburner asked a question about CCTV monitoring contract which was answered by Councillor Afzal;
- Councillor Naitta asked a question about trade union negotiations which was answered by Councillor Eldret;
- Councillor M Holmes asked a question about job evaluation procurement which was answered by Councillor Eldret;
- Councillor Grimadell asked a question about Derby Arena cultural events which was answered by Councillor Rawson;
- Councillor Harwood asked a question about the pantomime venue which was answered by Councillor Rawson;
- Councillor Webb asked a question about single status trade union negotiations which was answered by Councillor Eldret;
- Councillor Roulstone asked a question about SEN education, health and care plans which was answered by Councillor Russell;
- Councillor Graves asked a question about customer telephone waiting times which was answered by Councillor Banwait;
- Councillor M Holmes asked a question about job evaluation methodology which was answered by Councillor Eldret;
- Councillor Harwood asked a question about JET grant funding which was answered by Councillor Rawson;
- Councillor Roulstone asked a question about LDA assessment transferrals which was answered by Councillor Russell;
- Councillor Graves asked a question about Church Street maintenance which was answered by Councillor Shanker;
- Councillor M Holmes asked a question about DCC compensation claims which was answered by Councillor Banwait;
- Councillor Graves asked a question about voluntary sector grant funding which was answered by Councillor Repton;
- Councillor Graves asked a question about use of consultants which was answered by Councillor Banwait; and
- Councillor Graves asked a question about Allenton Tesco homes which was answered by Councillor Hussain.

87/15 Minutes of the Council Cabinet meeting held on 20 January 2015

The Mayor informed Council that items 9, 10 and 11 would be considered collectively.

It was moved by Councillor Banwait, and seconded, that:

In respect of the Capital Budget 2016/17 to 2018/19

1. *To approve the capital programme for 2016/17 and note the indicative capital programme for 2017/18 and 2018/19 as set out in the report. A summary was shown in Appendix 2 of the report;*
2. *To approve the commencement of the capital schemes presented in the 2016/17 capital programme detailed in Appendix 2 of the report;*
3. *To approve the allocation of S106 funding as summarised in paragraph 5.6 table 2 and detailed in Appendix 4 of the report;*
4. *To note assumptions made for government funding allocations, detailed in paragraph 5.3 of the report;*
5. *To note the process of review undertaken on the current capital programme described in section 4 of the report;*
6. *To note the revenue budget implications of the proposed programme described in sections 6 and 8 of the report;*
7. *To approve the prudential indicators as outlined in section 9 and detailed in Appendix 6 of the report;*
8. *To approve the Minimum Revenue Position (MRP) statement detailed in Appendix 7 of the report;*

In respect of the report on the Robustness of Estimates and Adequacy of Reserves:

1. *To recommend to Council that they consider this report in conjunction with the General Fund Revenue Budget 2016/17 report.*

In respect of the General Fund Revenue Budget 2016/17:

1. *To approve a budget requirement for Derby City Council for 2016/17 of £219,052,385 subject to confirmation of the final Local Government Settlement expected in February 2016 and finalisation of the Council's Council Tax for 2016/17 which will be presented to Council in March 2016 for approval having had due regard to the outcome of the Equality Impact Assessment update which appeared at Appendix 9 of the report;*
2. *To approve the directorate revenue budget estimates and the net use of reserves of £10.144m (2.3% of the budget) summarised in Appendix 4 of the report;*
3. *To approve the measures proposed to manage budget risks in 2016/17 and in future years, including the deliverability of identified cuts, levels of service and inflation forecasts as set out in Section 11 of the report;*
4. *To approve the commencement of appropriate procurement procedures to support the specific budget proposals listed in appendices 5 and 6 of the report;*
5. *To approve the immediate implementation of detailed cuts proposals included in appendix 6 of the report, subject to the completion and consideration, where relevant, of any further consultation exercises, equality impact assessments and assessments under Section 17 of the Crime and Disorder Act 1998;*
6. *To note the changes made to the budget cuts proposals as a result of feedback from the consultation process, detailed in paragraph 10.4 of the report;*
7. *To approve within this total of £219,052,385:*

	£
Net service estimates of:	
People Services	136,628,000
Communities and Place	42,117,000
Organisation and Governance	44,642,385
	223,387,385
Appropriations to/from reserves (figures in brackets are appropriations from reserves):	
Corporate reserves	(4,335,000)
	219,052,385

8. To note the calculation of the Council's Tax Base for the year 2016/17 as 65,138.20 equivalent band D properties, included in a separate report on this agenda, in accordance with the Local Authorities (Calculation of Council Tax Base) (Amendment) (England) Regulations 2003 (SI 2003/3012);
9. To note the calculation of the following amounts for the year 2016/17 in accordance with Sections 33 (1) of the Local Government Finance Act 1992, as revised under Schedule 5 of the Localism Act 2011, and for these figures to be taken forward and confirmed at Council in March 2016 as part of the Council Tax setting report:
 - a. £x being the aggregate of the amounts which the Council estimates for the items set out in Section 32(2) (a) to (e).
 - b. £x being the aggregate of the amounts which the Council estimates for the items set out in Section 32(3) (a) and (c) of the Act.
 - c. £x as its budget requirement for the year, being the amount by which the aggregate at (a) above exceeds the aggregate at (b) above, calculated by the Council, in accordance with Section 32(4) of the Act.
 - d. £x being the aggregate of the sums which the Council estimates will be payable for the year into its General Fund in respect of redistributed non-domestic rates, business rates top-up grant, revenue support grant, and additional corporate government grants.
 - e. £x as the basic amount of its Council Tax for the year, being the amount at (c) above, less the amount at (d) above, all divided by the amount at paragraph 2.8 of the report, calculated by the Council, in accordance with Section 33 of the Act.
 - f. for the following Valuation Bands:

	£		£
A	824.31	E	1,511.24
B	961.70	F	1,786.01

C	1,099.08	G	2,060.78
D	1,236.47	H	2,472.94

as the amounts to be taken into account for the year, under Section 30(2)(a) of the Act, in respect of categories of dwellings listed in different valuation bands, being the amounts given by multiplying the amount at (e) above by the number which, in the proportion set out in Section 5(1) of the Act, was applicable to all dwellings listed in each particular valuation band divided by the number which in that proportion was applicable to dwellings listed in Valuation Band D, calculated by the Council, in accordance with Section 36(1) of the Act.

- 10. To note that details of the precepts to the Council for Derbyshire Police Authority and Derbyshire Fire Authority, in accordance with Section 40 of the Local Government Finance Act 1992, would be presented to Council in March 2016;*
- 11. To note that the Council Tax to be set for 2016/17 being the aggregate of the amount calculated by the Council at Appendix 2 and the precepts issued by the Council's major precepting authorities, in accordance with Section 30 of the Act, would be presented to Council in March 2016;*
- 12. To note the revenue budget plans for 2017/18 and 2018/19 set out in section 5 of the report;*
- 13. To note the feedback from the budget consultation detailed in appendices 7 to 12 and approve the Council Cabinet responses to consultation recommendations;*
- 14. To delegate approval to the Director of Finance to make necessary adjustments in order to balance the budget when the final settlement is received;*
- 15. To note the Dedicated Schools Grant for 2016/2017 was £205.464m. The unit rates of funding had remained at 2015/2016 levels; a cash flat settlement for the Schools and Early Years Blocks. £92.5m had been added nationally to the High Needs Block of which Derby received an allocation of £0.465m. The Schools Forum was being consulted on the proposals which would be reported to Council Cabinet in February 2016.*

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

"subject to the number of councillors being reduced by a third to fund the retention of Moorways Swimming Pool."

This was put to the vote and lost.

It was moved by Councillor Ashburner, and seconded, that the motion be amended by the addition of the following words at paragraph 5 of the part of the motion relating to the General Revenue Fund Budget:

"except that, prior to the permanent closure of the Victoria Street public toilets, the option is examined for there to be a swipecard-operated door, initially for the use of

taxi and bus drivers with the possible extension to other groups such as Gold Card users, including there being an annual charge for such cards."

This was put to the vote and lost.

It was moved by Councillor Care, and seconded, that the motion be amended by the addition of the following further paragraph:

"To consider adding to the next Medium Term Financial Strategy a requirement to maximise outcomes for people by ensuring that extra, external, funding is sought wherever appropriate, including arranging for delivery of projects or services in other ways or by other bodies where this enables access to funding which would not otherwise be possible."

This was put to the vote and lost.

It was moved by Councillor Skelton, and seconded, that the motion be amended by the addition of the following words at paragraph 5 of the part of the motion relating to the General Revenue Fund Budget:

"subject to the removal of the proposed cut of £41,908 to Community Action Derby (within the overall cut to voluntary sector grants), funded from a reduction in the number of Cabinet members from nine to seven from 1 April 2016 saving £30,230 in allowances, and a reduction in the council's overall postage and general member consumables budgets by £11,678 through capping the maximum spend for each Member to £50 per annum and to only write to the lead petitioner for any petitions received, rather than all signatories."

This was put to the vote and lost.

The motion was put to the vote and carried.

Resolved:

In respect of the Capital Budget 2016/17 to 2018/19:

- 1. To approve the capital programme for 2016/17 and note the indicative capital programme for 2017/18 and 2018/19 as set out in the report. A summary was shown in Appendix 2 of the report;**
- 2. To approve the commencement of the capital schemes presented in the 2016/17 capital programme detailed in Appendix 2 of the report;**
- 3. To approve the allocation of S106 funding as summarised in paragraph 5.6 table 2 and detailed in Appendix 4 of the report;**
- 4. To note assumptions made for government funding allocations, detailed in paragraph 5.3 of the report;**
- 5. To note the process of review undertaken on the current capital programme described in section 4 of the report;**
- 6. To note the revenue budget implications of the proposed programme described in sections 6 and 8 of the report;**
- 7. To approve the prudential indicators as outlined in section 9 and detailed in Appendix 6 of the report;**

8. To approve the Minimum Revenue Position (MRP) statement detailed in Appendix 7 of the report;

In respect of the report on the Robustness of Estimates and Adequacy of Reserves:

1. To recommend to Council that they consider this report in conjunction with the General Fund Revenue Budget 2016/17 report.

In respect of the General Fund Revenue Budget 2016/17:

1. To approve a budget requirement for Derby City Council for 2016/17 of £219,052,385 subject to confirmation of the final Local Government Settlement expected in February 2016 and finalisation of the Council's Council Tax for 2016/17 which will be presented to Council in March 2016 for approval having had due regard to the outcome of the Equality Impact Assessment update which appeared at Appendix 9 of the report;
2. To approve the directorate revenue budget estimates and the net use of reserves of £10.144m (2.3% of the budget) summarised in Appendix 4 of the report;
3. To approve the measures proposed to manage budget risks in 2016/17 and in future years, including the deliverability of identified cuts, levels of service and inflation forecasts as set out in Section 11 of the report;
4. To approve the commencement of appropriate procurement procedures to support the specific budget proposals listed in appendices 5 and 6 of the report;
5. To approve the immediate implementation of detailed cuts proposals included in appendix 6 of the report, subject to the completion and consideration, where relevant, of any further consultation exercises, equality impact assessments and assessments under Section 17 of the Crime and Disorder Act 1998;
6. To note the changes made to the budget cuts proposals as a result of feedback from the consultation process, detailed in paragraph 10.4 of the report;
7. To approve within this total of £219,052,385:

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Net service estimates of:	
People Services	136,628,000
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	<hr/> 223,387,385
Appropriations to/from reserves (figures in brackets are appropriations from reserves):	
Corporate reserves	(4,335,000)
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8. To note the calculation of the Council's Tax Base for the year 2016/17 as 65,138.20 equivalent band D properties, included in a separate report on this agenda, in accordance with the Local Authorities (Calculation of Council Tax Base) (Amendment) (England) Regulations 2003 (SI 2003/3012);

9. To note the calculation of the following amounts for the year 2016/17 in accordance with Sections 33 (1) of the Local Government Finance Act 1992, as revised under Schedule 5 of the Localism Act 2011, and for these figures to be taken forward and confirmed at Council in March 2016 as part of the Council Tax setting report:

- a. **£x** being the aggregate of the amounts which the Council estimates for the items set out in Section 32(2) (a) to (e).
- b. **£x** being the aggregate of the amounts which the Council estimates for the items set out in Section 32(3) (a) and (c) of the Act.
- c. **£x** as its budget requirement for the year, being the amount by which the aggregate at (a) above exceeds the aggregate at (b) above, calculated by the Council, in accordance with Section 32(4) of the Act.
- d. **£x** being the aggregate of the sums which the Council estimates will be payable for the year into its General Fund in respect of redistributed non-domestic rates, business rates top-up grant, revenue support grant, and additional corporate government grants.
- e. **£x** as the basic amount of its Council Tax for the year, being the amount at (c) above, less the amount at (d) above, all divided by the amount at paragraph 2.8 of the report, calculated by the Council, in accordance with Section 33 of the Act.

- f. for the following Valuation Bands:

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C	1,099.08	G	2,060.78
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as the amounts to be taken into account for the year, under Section 30(2)(a) of the Act, in respect of categories of dwellings listed in different valuation bands, being the amounts given by multiplying the amount at (e) above by the number which, in the proportion set out in Section 5(1) of the Act, was applicable to all dwellings listed in each particular valuation band divided by the number which in that proportion was applicable to dwellings

listed in Valuation Band D, calculated by the Council, in accordance with Section 36(1) of the Act.

10. To note that details of the precepts to the Council for Derbyshire Police Authority and Derbyshire Fire Authority, in accordance with Section 40 of the Local Government Finance Act 1992, would be presented to Council in March 2016;
11. To note that the Council Tax to be set for 2016/17 being the aggregate of the amount calculated by the Council at Appendix 2 and the precepts issued by the Council's major precepting authorities, in accordance with Section 30 of the Act, would be presented to Council in March 2016;
12. To note the revenue budget plans for 2017/18 and 2018/19 set out in section 5 of the report;
13. To note the feedback from the budget consultation detailed in appendices 7 to 12 and approve the Council Cabinet responses to consultation recommendations;
14. To delegate approval to the Director of Finance to make necessary adjustments in order to balance the budget when the final settlement is received;
15. To note the Dedicated Schools Grant for 2016/2017 was £205.464m. The unit rates of funding had remained at 2015/2016 levels; a cash flat settlement for the Schools and Early Years Blocks. £92.5m had been added nationally to the High Needs Block of which Derby received an allocation of £0.465m. The Schools Forum was being consulted on the proposals which would be reported to Council Cabinet in February 2016.

88/15 Appointments of Strategic Directors

A report of the Chief Executive detailed, for information, the permanent appointments of Christine Durrant, as Deputy Chief Executive and Strategic Director of Place, and Andy Smith, as Strategic Director of People Services.

Members expressed the congratulations for the officers involved.

Resolved to note the appointments.

89/15 Notice of Motion: Fair Deal for Derby

It was moved by Councillor Banwait, and seconded, that:

Council recognises the existence of a funding crisis in local government. Council notes the findings of the National Audit Office, which estimate that funding has been cut by 37 per cent in real terms since 2010, despite increasing demand for services.

Council fears that new adult social care burdens, additional public health duties, welfare reform, pressures on social housing and demographic change have stretched vital services to breaking point.

Furthermore, the redistributive effect of policies like the New Homes Bonus and the Chancellor's Adult Social Care precept has diverted funding away from those authorities in greatest need.

The Fair Deal for Derby campaign found that the authority faced £379 of funding cuts per household by 2015/16, compared to an average of just £48 in the ten least deprived areas of the UK.

Council calls for a fairer funding formula and believes that a fundamental review of local government finance is necessary to ensure the delivery of public services that are fit for purpose.

Council urges all political groups to support a revised Fair Deal for Derby and Local Government campaign. Council supports the recommendations of the Special Interest Group of Municipal Authorities (SIGOMA) which has called on the Government to:

- Immediately address the funding crisis in local government and protect vital public services;*
- Re-distribute funding streams and implement policies that support those authorities in greatest need; and*
- Consider the introduction of a fairer funding model that is sustainable, flexible and appropriate for local circumstances.*

It was moved by Councillor Carr, and seconded, that the motion be amended by the addition of the following words between "Council" and "calls" in the second fifth paragraph:

"joins the Local Government Association's"

And by the addition of the following final paragraph:

"Council asks the Leader of the Council to write to the Secretary of State and the Chair of the Local Government Association to let them know of our support for this campaign."

The amendment was put to the vote and carried.

As required under Rule CP71a of the Council Procedure Rules, it was demanded by at least 10 members that a recorded vote be taken on the motion as amended. The voting was as follows:

For the motion:

Councillors Afzal, Ashburner, Banwait, Bolton, Care, Carr, Dhindsa, Eldret, Froggatt, Graves, Hezelgrave, Jackson, Jones, J Khan, S Khan, MacDonald, Martin, Naïtta, Nawaz, Raju, Rawson, Redfern, Repton, Russell, Sandhu, Shanker, Skelton, Stanton, Tittley, Turner, Whitby and the Mayor of Derby, Councillor Pegg (32).

Against the motion:

None.

Abstentions:

Councillors Barker, Harwood, Hassall, A Holmes, M Holmes, Keith, Poulter, Roulstone, Webb and Williams.

The motion as amended was carried.

Resolved:

Council recognises the existence of a funding crisis in local government. Council notes the findings of the National Audit Office, which estimate that funding has been cut by 37 per cent in real terms since 2010, despite increasing demand for services.

Council fears that new adult social care burdens, additional public health duties, welfare reform, pressures on social housing and demographic change have stretched vital services to breaking point.

Furthermore, the redistributive effect of policies like the New Homes Bonus and the Chancellor's Adult Social Care precept has diverted funding away from those authorities in greatest need.

The Fair Deal for Derby campaign found that the authority faced £379 of funding cuts per household by 2015/16, compared to an average of just £48 in the ten least deprived areas of the UK.

Council joins the Local Government Association's calls for a fairer funding formula and believes that a fundamental review of local government finance is necessary to ensure the delivery of public services that are fit for purpose.

Council urges all political groups to support a revised Fair Deal for Derby and Local Government campaign. Council supports the recommendations of the Special Interest Group of Municipal Authorities (SIGOMA) which has called on the Government to:

- **Immediately address the funding crisis in local government and protect vital public services;**
- **Re-distribute funding streams and implement policies that support those authorities in greatest need; and**
- **Consider the introduction of a fairer funding model that is sustainable, flexible and appropriate for local circumstances.**

Council asks the Leader of the Council to write to the Secretary of State and the Chair of the Local Government Association to let them know of our support for this campaign.

90/15 Notice of Motion: Adult Social Care

It was moved by Councillor Repton, and seconded, that:

"The Care Act 2014 has put additional responsibilities on local authorities. However, Council notes that the overall funding available for adult social care has been and continues to be significantly reduced.

The LGA estimates that central funding to local authorities will fall by 24 per cent in real terms by 2019/20, while under the Coalition Government adult social care spending has been cut by £4.5 billion. Locally, the picture is stark with £23 million of Government fuelled cuts in adult social care budgets in Derby since 2010/11.

Council notes the following information as evidence of a deepening crisis which is being ignored:

- The Local Government Association, Association of Directors of Adult Social Services (ADASS), NHS Confederation and provider associations have all written to the Chancellor calling for immediate action.*
- The Chancellor's introduction of a 2 per cent council tax precept is woefully inadequate to address the scale of the crisis and penalises those areas with low Council Tax bases, which are often those with greatest need.*
- Even with the addition of the precept, Derby City Council faces a growing £3 million deficit in funding for adult social care.*
- ADASS and key figures have described the Government's response as "too little too late".*

Council is concerned that failure to address the crisis will lead to deteriorating standards of care as demand continues to rise. By relying on local taxation, the Government is placing the burden on local communities to respond to a national crisis.

Council calls on the Government to provide sufficient resources to meet the needs of people in Derby. Failure to do so will put the most vulnerable people in our city at risk in the months and years to come.

Council resolves to instruct the Cabinet Member for Integrated Health and Care to write to the Minister of State for Community and Social Care urging him to address this alarming crisis immediately."

The motion was put to the vote and carried.

Resolved:

The Care Act 2014 has put additional responsibilities on local authorities. However, Council notes that the overall funding available for adult social care has been and continues to be significantly reduced.

The LGA estimates that central funding to local authorities will fall by 24 per

cent in real terms by 2019/20, while under the Coalition Government adult social care spending has been cut by £4.5 billion. Locally, the picture is stark with £23 million of Government fuelled cuts in adult social care budgets in Derby since 2010/11.

Council notes the following information as evidence of a deepening crisis which is being ignored:

- The Local Government Association, Association of Directors of Adult Social Services (ADASS), NHS Confederation and provider associations have all written to the Chancellor calling for immediate action.
- The Chancellor's introduction of a 2 per cent council tax precept is woefully inadequate to address the scale of the crisis and penalises those areas with low Council Tax bases, which are often those with greatest need.
- Even with the addition of the precept, Derby City Council faces a growing £3 million deficit in funding for adult social care.
- ADASS and key figures have described the Government's response as "too little too late".

Council is concerned that failure to address the crisis will lead to deteriorating standards of care as demand continues to rise. By relying on local taxation, the Government is placing the burden on local communities to respond to a national crisis.

Council calls on the Government to provide sufficient resources to meet the needs of people in Derby. Failure to do so will put the most vulnerable people in our city at risk in the months and years to come.

Council resolves to instruct the Cabinet Member for Integrated Health and Care to write to the Minister of State for Community and Social Care urging him to address this alarming crisis immediately.

It was moved by Councillor Hezelgrave, and seconded, that the requirement under Rule CP10 that the meeting end after four hours duration be waived. This was carried.

Resolved that the requirement under Rule CP10 that the meeting end after four hours duration be waived.

91/15 Notice of Motion: Housing Land Allocations

It was moved by Councillor Care, and seconded, that:

Council welcomes the recent submission of part 1 (Local Plan) of the city's Core Strategy and the appointment of the inquiry inspector. However this neither lifts the pressure for more homes nor ensures that more housing is built.

Council notes that in the Derby area sufficient land has been allocated for the majority of new homes up to the end of the plan period in 2028, both within and close to the city. Consultations on the Part 2 allocations will be starting shortly to identify additional land. A large proportion of the housing land is already available, much with planning approval, sufficient to meet current demand for housing in the Derby area, but developers are not building homes at the rate required to meet this demand. This means that under the National Planning Policy Framework more land has to be allocated for housing.

Council notes that allocating further land means that developers can pick and choose which sites to develop, often choosing to build on greenfield sites over brownfield sites, and sites where they will make most profit, not sites which local people would like to see developed. This is not just a problem in Derby.

Council believes that local authorities should be given more influence over sites allocated for housing including by:

- Being able to raise a charge against land with planning approval where building has not started or where it has begun but is not continuing at a reasonable rate*
- Removing the requirement for additional housing land to be allocated if there are no substantive reasons for existing allocations not to be built on*
- Enabling mechanisms for the transfer of land (at market valuations) from developers holding but not utilising planning approvals and housing land allocations.*

Council therefore agrees to write to the government to request changes be made to national legislation to allow these things to be done.

It was moved by Councillor Rawson, and seconded, that the motion be amended by the deletion of the final paragraph and addition of the following replacement paragraphs:

"To write to the Government to:

- a) Ask Government to take more action to incentivise the delivery of housing by developers, including the taking up of the full set of recommendations made by Sir Michael Lyons, with particular emphasis on the incentives proposed in the 'use it or lose it' clause;*
- b) Express concern that the current planning system, particularly the way the five year supply methodology works, is making it more difficult to deliver sound plans and easier for unallocated sites to come forward running the risk of undermining the local plan's wider strategy. Government is asked to urgently review the methodology of calculating the five year supply as at present it encourages a vicious circle that is extremely difficult to demonstrate;*

- c) *Ask Government to amend national policy so that the lack of a five year supply remains a material consideration in the determination of applications for planning permission but that it does not automatically render the plan's housing policies out of date;*
- d) *Ask Government to strengthen national planning policy to give greater weight to the likelihood of the delivery of sites proposed and allocated in local plans. We suggest that unless clear evidence emerges that the site will not be delivered, that the assumption is that it will be, especially where alternative proposals may undermine wider planning strategies such as the regeneration of brownfield land.*

The amendment was put to the vote and carried.

The motion was put to the vote and carried.

Resolved:

Council welcomes the recent submission of part 1 (Local Plan) of the city's Core Strategy and the appointment of the inquiry inspector. However this neither lifts the pressure for more homes nor ensures that more housing is built.

Council notes that in the Derby area sufficient land has been allocated for the majority of new homes up to the end of the plan period in 2028, both within and close to the city. Consultations on the Part 2 allocations will be starting shortly to identify additional land. A large proportion of the housing land is already available, much with planning approval, sufficient to meet current demand for housing in the Derby area, but developers are not building homes at the rate required to meet this demand. This means that under the National Planning Policy Framework more land has to be allocated for housing.

Council notes that allocating further land means that developers can pick and choose which sites to develop, often choosing to build on greenfield sites over brownfield sites, and sites where they will make most profit, not sites which local people would like to see developed. This is not just a problem in Derby.

Council believes that local authorities should be given more influence over sites allocated for housing including by:

- **Being able to raise a charge against land with planning approval where building has not started or where it has begun but is not continuing at a reasonable rate**
- **Removing the requirement for additional housing land to be allocated if there are no substantive reasons for existing allocations not to be built on**
- **Enabling mechanisms for the transfer of land (at market valuations) from developers holding but not utilising planning approvals and housing land allocations.**

To write to the Government to:

- a) **Ask Government to take more action to incentivise the delivery of housing by developers, including the taking up of the full set of recommendations made by Sir Michael Lyons, with particular emphasis on the incentives proposed in the 'use it or lose it' clause;**
- b) **Express concern that the current planning system, particularly the way the five year supply methodology works, is making it more difficult to deliver sound plans and easier for unallocated sites to come forward running the risk of undermining the local plan's wider strategy. Government is asked to urgently review the methodology of calculating the five year supply as at present it encourages a vicious circle that is extremely difficult to demonstrate;**
- c) **Ask Government to amend national policy so that the lack of a five year supply remains a material consideration in the determination of applications for planning permission but that it does not automatically render the plan's housing policies out of date;**
- d) **Ask Government to strengthen national planning policy to give greater weight to the likelihood of the delivery of sites proposed and allocated in local plans. We suggest that unless clear evidence emerges that the site will not be delivered, that the assumption is that it will be, especially where alternative proposals may undermine wider planning strategies such as the regeneration of brownfield land.**

92/15 Notice of Motion: Electoral Arrangements

It was moved by Councillor Banwait, and seconded, that:

Council recognises the growing demand for a change to Derby's local election cycle;

That there is an overwhelming case for moving from so-called "elections by thirds" to "whole city council elections" every four years;

Council therefore resolves that there should be a consultation exercise undertaken immediately and that an extraordinary council meeting take place early in the new municipal year which will formally consider the proposal that "whole city council elections" be adopted.

It was moved by Councillor Holmes, and seconded, that the motion be amended such that it would read as follows:

Council recognises the need for a debate into Derby's electoral cycle.

Council therefore resolves that consultation and an extraordinary meeting of Council take place in the new municipal year which will formally consider if "whole city elections" should be adopted in place of the current "election by thirds".

The amendment was put to the vote and carried.

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

Resolved:

Council recognises the need for a debate into Derby's electoral cycle.

Council therefore resolves that consultation and an extraordinary meeting of Council take place in the new municipal year which will formally consider if "whole city elections" should be adopted in place of the current "election by thirds".

MAYOR