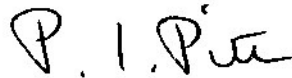


Date: 15 June 2009

Dear Sir/Madam

I hereby summon you to attend a meeting of the **HINCKLEY & BOSWORTH BOROUGH COUNCIL** in the Council Chamber at these offices on **TUESDAY, 23 JUNE 2009 at 6.30 pm.**

Yours faithfully

A handwritten signature in black ink, appearing to read 'P. I. Pitt'.

Pat Pitt (Mrs)
Corporate Governance Officer

AGENDA

1. Apologies
2. To confirm the minutes of the meetings held on 28 April and 19 May 2009. Attached marked 'C1 and C2'.
3. To be advised of any additional items of business which the Mayor decides by reason of special circumstances shall be taken as matters of urgency at this meeting.
4. To receive verbally from Members any disclosures which they are required to make in accordance with the Council's code of conduct or in pursuance of Section 106 of the Local Government Finance Act 1992. This is in addition to the need for such disclosure to be also given when the relevant matter is reached on the Agenda.
5. To receive such communications as the Mayor may decide to lay before the Council.
6. To receive petitions presented in accordance with Council Procedure Rule number 10.11.
7. To deal with questions under Council Procedure Rule number 11.1.

8. Position Statement. The Leader of the Council will give a presentation.
9. To receive for information only the minutes of the Scrutiny Commission meeting held on 7 May 2009 attached marked C3.
10. To consider the following reports:-
 - (a) Final Outturn 2008/09. Attached marked C4. (Pages 1 - 10).
 - (b) Draft Statement of Accounts 2008/09. Attached marked C5. (Pages 11 - 13).
 - (c) Annual Corporate Governance Statement. Attached marked C6. (Pages 14 - 22).
 - (d) Alcohol Consumption in Public Places Designated Public Places Order – Hinckley and Bosworth Borough Council. Attached marked C7. (Pages 23 - 39).
 - (e) Appointment of the Masterplanners to Produce the Earl Shilton and Barwell Sustainable Urban Extensions Area Action Plan. Attached marked C8. (Pages 40 - 43).
 - (f) External Funding for the Appointment of the Masterplanning Consultants. Attached marked C9. (Pages 44 - 46).
 - (g) Beacon Round 10 Award – ‘After Dark’ – Managing the Night Time Economy. Attached marked C10. (Pages 47 - 54).
 - (h) Single Equality Policy and Plan. Attached marked C11. (Pages 55 - 57).
 - (i) Anti-Poverty Strategy. Attached marked C12. (Pages 58 - 90).
11. Further to minute no. 8 of 19 May 2009 – To receive an update on the current vacancies on Committees/Outside Bodies.
12. To consider amendments to representation on 2 outside bodies, namely

Desford Brickworks Liaison Committee - Mrs. R. Camamile to be replaced by Mrs. S. Sprason.

Hinckley Highways Forum - Consequent upon Mr. S.L. Bray and Mrs. Richards becoming County Councillors it is necessary to appoint 2 members from each of the Conservative and Liberal Democrat groups to serve on the Forum – 1 as a full member and 1 as a named substitute.
13. In order to accord with the County Council’s budget timetable Members’ agreement is sought to the 23 February 2010 Council meeting being rescheduled for Thursday 25 February 2010.

To: All Members of the **HINCKLEY & BOSWORTH BOROUGH COUNCIL** (other recipients for information).

HINCKLEY AND BOSWORTH BOROUGH COUNCIL
28 APRIL 2009 AT 6.30 P.M.

PRESENT: MR. J.G. BANNISTER - MAYOR
MR. K. NICHOLS - DEPUTY MAYOR

Mrs. M. Aldridge, Mr. P.R. Batty, Mr. P.S. Bessant, Mr. D.C. Bill, Mr. C.W. Boothby, Mr. J.C. Bown, Mr. S.L. Bray, Mrs. R. Camamile, Mr. M.B. Cartwright, Mr. W.J. Crooks, Mrs. S. Francks, Mr. D.M. Gould, Mrs. A. Hall, Mr. P.A.S. Hall, Mr. D.W. Inman, Mr. C.G. Joyce, Mr. C. Ladkin, Mr. M. R. Lay, Mr. K.W.P. Lynch, Mr. R. Mayne, Dr. J.R. Moore, Ms. W.A. Moore, Mr. K. Morrell, Mr. L.J.P. O'Shea, Mrs. J. Richards, Mr. A. J. Smith, Mrs. S. Sprason, Mr. B.E. Sutton, Mr. R. Ward, Ms. B.M. Witherford and Mr. D.O. Wright.

Officers in attendance: Mr. S.J. Atkinson, Mr. Michael Brymer, Mr. D. Bunker, Mr. B. Cullen, Mrs. T. Darke, Miss L. Horton, Mr. S. Kohli, Mr. R. Parkinson, Mrs. P.I. Pitt and Mr. T.M. Prowse.

526 **PRAYER**

The Reverend Canon B. Davis offered prayer.

527 **APOLOGIES**

An apology for absence was submitted on behalf of Mr. D.S. Cope.

528 **MINUTES (C63 AND C64)**

On the motion of Mr. Bill, seconded by Mr. Bray it was

RESOLVED - subject to the name of Mrs. J. Richards being included in the list of attendees (as against Mr. S.J. Richards) the minutes of the meeting held on 26 February 2009 be confirmed and signed by the Mayor.

Prior to confirmation of the minutes of the meeting held on 30 March 2009 and with the permission of the Mayor, Mr. Wright addressed the meeting as follows:-

"With your permission, Mr. Mayor,

At the last Council meeting on 30 March we had a very intense debate on the issue of the sale or retention of Brodick Park. When I spoke during that debate I failed to express accurately enough what I wanted to say and today I should like, firstly, to correct what I said and, secondly, to offer an apology.

The Liberal Democrat Group's view of what should happen with regard to Brodick Park differed from the advice given by officers, principally that given by the Director of Finance, and the Head of Corporate and Scrutiny Services. It is sometimes the case that Members and officers see things differently and occasionally we have to agree to disagree. However, in trying to develop my argument I unintentionally caused offence to the two officers concerned and I want to put that right.

I do accept that the report they prepared was done in good faith and objectively. I also regret that I used the word 'inadequate' to describe the report, since 'inadequate' implies that they were either incompetent or negligent and, of course, neither is remotely the case.

Accordingly, Mr. Mayor, I should like to offer an apology to the two officers concerned for any offence caused to them. I think they know, actually, that I hold them both in high regard. I shall endeavour in future to choose my words more carefully and appropriately!"

It was then moved by Mr. Bill, seconded by Mr. Bray and

RESOLVED - the minutes of the meeting held on 30 March 2009 be confirmed and signed by the Mayor.

529 ADDITIONAL URGENT BUSINESS BY REASON OF SPECIAL CIRCUMSTANCES

The Mayor indicated that he had agreed to take as a matter of urgency, and as now circulated to Members, a Report (C76) on a Revision to the Constitution, the reason for the urgency being referred to under "Purpose of Report".

530 DECLARATIONS OF INTEREST

For clarification the Monitoring Officer advised Mr. Boothby that he could remain in the Chamber for discussions on Report C69.

531 MAYOR'S COMMUNICATIONS

The Mayor reported the success of the Hinckley Opera Festival, which, it was hoped, would become a bi-annual event and referred to his recent visit to Twycross Zoo.

532 PETITIONS

Petitions were presented as follows:-

By Mrs. Francks

On behalf of traders within Hinckley Town Centre requesting that consideration be given to free parking within the Town Centre on Saturdays.

By Mr. Crooks

On behalf of residents of Market Bosworth and surrounding villages calling for Market Bosworth Police Station to be re-opened for public access. It was agreed that this petition be forwarded to the Police Authority.

533 QUESTIONS

The following questions and replies were received in accordance with Council Procedure Rule 11.1:-

(a) Question raised by Mrs. S. Sprason and addressed to Mr. S. L. Bray

“Will the leader or his nominee following the Secretary of State agreeing and signing off the East Midlands Regional Plan and the attached response (**copy attached at end of this supplementary agenda**) from the County Council now agree to reduce the number of rural houses in the Administration’s plan by 600 and reduce the G & T pitches to 33?”

Response from Mr. S. L. Bray

“The adopted East Midlands Regional Plan has altered the base date for housing provision from 2001 to 2006. Although this would appear as though the housing figures have been reduced, in reality, the changes in the adopted Regional Plan have no impact on the housing figures during the period covered by this Council’s Core Strategy. I am amazed that Councillor Sprason is not aware of this reality. Any views of the Council on this issue will be put forward at the Examination in Public, as this is the appropriate time to do so.

The adopted East Midlands Regional Plan identifies a need for 26 residential gypsy and traveller pitches; five transit pitches; and two plots for travelling showpeople up to the year 2012.

As the current Leicester, Leicestershire and Rutland Gypsy and Traveller Accommodation Needs Assessment (GTAA) (which was commissioned by all Districts in Leicestershire, Leicestershire County Council, Leicester City Council and Rutland County Council) covers the period up to the year 2016, altering the Core Strategy and Site Allocations documents to reflect the lower Regional Plan figures would mean that a full review of the GTAA would need to be completed in 2012. Following the completion of the updated GTAA, a partial review of the Site Allocations document would need to take place in order to reflect the updated level of need.

Pursuing this avenue would by no means guarantee that the level of need to provide for gypsies and travellers in the Borough would be reduced. We must follow guidance and due process within the legislation, if we are to respond effectively and appropriately to further potential incidents such as that to which Councillor O’Shea has referred already.

I am committed to the delivery of housing and Gypsy & Traveller pitches at a level which is both reasonable and deliverable, taking full account of the revised (such as it is) Regional Plan and the significant and valuable responses to the recent public consultations on this Council’s Local Development Framework documents.”

In response to a supplementary question from Mrs. Sprason Mr. Bray indicated that he considered that the procedures had been well known and gave an assurance that representation would continue to be made for reduction in the number of pitches.

(b) Question raised by Mrs. S. Sprason and addressed to Mr. S. L. Bray

“Would the leader or his nominee inform this council why sustainability appraisals and highway assessments were, as required by government legislation, not carried out on the preferred G & T sites put forward by his administration at the Council meeting on the 20th January 2009?”

Response from Mr. S. L. Bray

“Before answering Councillor Sprason’s specific question, I need to remind her that the preferred sites which were agreed by Council on 20th January 2009 were formulated by representatives from all groups. Furthermore, when I challenged Members of other groups and the local MP to put forward an alternative list of sites they were unwilling or unable to do so.

Paragraph 65 of ODPM Circular 01/06 (Planning for Gypsy and Traveller Caravan Sites) does indeed state that “all sites considered as options for a site allocations DPD must have their social, environmental and economic impacts assessed in accordance with the requirements of sustainability appraisal”.

A Sustainability Appraisal has been completed by external consultants to complement all stages of the Site Allocations document. The options put forward at the Council meeting on 20th January have been subject to it and the results of the appraisal will be fully taken into account during the preparation of the Site Allocations and Generic Development Control Policies Submission Draft Document. To have undertaken such appraisals before any decision by the Council would have been presumptuous and have incurred potentially unnecessary expense to the Council Taxpayers of this Borough; hardly value for money!

In terms of highways, paragraph 66 of ODPM Circular 01/06 states, “sites, whether public or private, should be identified having regard to highways considerations”. During the recent consultation process, the Highways Agency and Leicestershire County Council (as the Local Highways Authority) have been consulted and have submitted comments on the options at this time. These comments will be fully taken into account during the preparation of the Site Allocations and Generic Development Control Policies Submission Draft Document.”

In response to a supplementary question from Mrs. Sprason Mr. Bray expressed the view that he had every confidence in the internal/external advice received and that the Council had been commended by GOEM for its Local Development Framework arrangements.

(c) Question raised by Mrs. S. Sprason and addressed to Mr. S. L. Bray

“Will the leader or his nominee list the Parish Council’s who have notified this authority in writing to have extra houses on Greenfield land through the extension of their settlement boundaries?”

Response from Mr. S.L. Bray

“During the recent consultation process, several thousand representations were received by the Borough Council. Officers are currently going through the representations and will produce a summary of responses in due course. I am therefore unfortunately unable to provide you with the list which you request at the present time. You will be able to see the representations made by any Parish Councils when the details of all representations are published in due course.”

(d) Question raised by Mr. L.J.P. O'Shea and addressed to Mr. S.L. Bray

"Will the leader or his nominee please give assurances to Council and to the residents of Barlestone and Bagworth that all legal steps will be pursued by this authority at what ever cost and that the full weight of the law will be brought down to ensure that the illegal travellers site which was formed next to Costalot over the Easter weekend will be removed and the 11 acres of green open space will be put back to it natural state.

Would the leader also please pass on my personal thanks to the four senior officers for the work they did on Good Friday and over the Easter weekend in preparing for and serving a stop notice at this site they did everything they could do under the circumstances, although the Travellers took no notice of the order."

Response from Mr. S.L. Bray

"I would like to thank Councillor O'Shea for his question and am sure that all Members will share his consternation at the events which have unfolded at Bagworth Road, Barlestone. I can assure this Council and the residents of Barlestone and Bagworth that all legal steps that can be taken will be taken, within the resources available to this authority, to ensure that the unauthorised encampment is removed and the land returned to its former condition

I will certainly pass on Councillor O'Shea's thanks to those Officers of this Council who worked over the Easter period to ensure that the appropriate legal steps were taken and I am sure that all other Members would wish to endorse that sentiment."

(e) Question raised by Mr. L.J.P. O'Shea and addressed to Mr. S.L. Bray

"Will the leader or his nominee explain to this Council why the Thornton Reservoir permanent traveller site which was not a preferred 4 pitch site having had a negative sustainability assessment, suddenly in the matter of six days elevated to a 10 pitch preferred site without having a sustainability assessment, now leaving this authority open to a legal challenge?"

Response from Mr. S.L. Bray

"Officers made recommendations to elected members as part of the Draft Site Allocations and Development Control Policies Document that was considered at the meeting of Council on 20th January 2009. You are correct in saying that the officer recommendation was that an option off Reservoir Road in Thornton should not be preferred; however, the reason for this recommendation was not due to the site having received a 'negative sustainability assessment'. At the time of the officer recommendation, the Sustainability Appraisal process had not been fully completed. The wording that was used within the draft document was:

"An option was considered for the location of a potential gypsy and traveller site (THO10). This land lies north of Reservoir Road to the east of Thornton. This site was not considered a preferred option due to the site's proximity to the Costalot gypsy and traveller site, along with potential issues relating to highways access."

Although officers had made recommendations to members within the draft Site Allocations document, an alternative option was put forward by elected members to be discussed at the meeting of Council. This included a potential ten pitch site off Reservoir Road in Thornton, offered up by the site owner, to be part of the preferred option. Following the discussion of that list, seconded by a member of the Conservative Group, it was agreed by Council for consultation. All options for gypsy and traveller sites have now been appraised as part of the Sustainability Appraisal process and the results from this appraisal will be used to inform the preparation of the Site Allocations and Generic Development Control Policies Development Plan Document Submission Draft.

In respect of legal challenge, I would be interested to know from Councillor O'Shea what the substance of any such challenge would be."

Following a supplementary question from Mr. O'Shea Mr. Bray responded that so far as a sustainability appraisal was concerned the process had been fully explained earlier this evening.

Mr. Smith left the meeting at 7.15 pm.

(f) Question raised by Mr. L.J.P. O'Shea and addressed to Mr. S.L. Bray

"Could the Leader or his nominee please confirm that this Council now has a call out procedure in place for senior officers and planners during holiday periods. I would like to request that a proper rota is kept in hand for this purpose in cases of emergency like we had over the Easter weekend."

Response from Mr. S.L. Bray

"Councillor O'Shea has already congratulated the senior officers of this Council for their actions over the Easter weekend, which is evidence of their commitment and that a system was in place. This has now been strengthened to enable the Council to meet such contingencies even more effectively, should they arise in future.

I should add that, whilst we are now at a more heightened state of preparation for such events, in normal circumstances there would be no reason for a planning officer to be available over the weekend or Bank Holiday, as there are no other circumstances where such advice or support would be necessary at short notice."

(g) Question raised by Mr. R. Ward and addressed to Mr. D.C. Bill

"Would the Leader of the Council agree that withdrawing the expected capital receipt from the proposed sale of the Brodick Road play space, as negotiated by the current administration in September 2008, from the Capital Programme against the advice of the Authority's most senior officers sends the wrong message to all of our hard-working council officers who really should get the lion's share of the credit for making Hinckley and Bosworth an excellent council and are already struggling with the issues of voluntary redundancy and possibly reduced hours?"

Does the Portfolio Holder for Finance agree that withdrawing from the sale of Brodick Road play space at the midnight hour after this administration had worked so closely with the developers to negotiate an extended option

period and the Liberal Democrat dominated planning committee granted permission for 49 dwellings on the site sends the wrong signals to other would-be developers and partners and damages the Council's integrity and reputation for straight dealing?"

Response from Mr. D.C. Bill

"Can I start by agreeing fully with Councillor Ward in giving great credit to our officers for their work in making Hinckley and Bosworth Borough Council an "Excellent" Authority and in recognising their success in avoiding compulsory redundancies in difficult times, unlike many of our District and County colleagues across the country.

However, I have to disagree most strongly with his assertion that the decision on 30 March sends the wrong message to our staff and to potential developers.

Councillor Ward will recall that the decision to sell Brodick Park was made by his Administration and was one which Liberal Democrats vigorously opposed. We continued that opposition after May 2007. Our decision last month, whilst much later than we would have wished, was entirely consistent and maintained the integrity of our group and of the Council. Furthermore, we have confirmed to the developer that we will honour and fulfil our obligations under the pre-emption agreement we have with them; thus further confirming the Council's integrity and reputation for straight-dealing."

In response to a supplementary question from Mr. Ward, Mr. Bill indicated that he did not consider that the withdrawal of the sale of Brodick Road play area had damaged the Council's "Excellent" rating.

Mr. Smith returned to the meeting at 7.17 pm.

(h) Question raised by Mr. B.E. Sutton and addressed to Mrs. S. Francks

"Would the Portfolio Holder agree that Hinckley and Bosworth Borough Council has an important role in promoting energy conservation in homes and local businesses? and

Will the Portfolio Holder detail any work the Borough Council undertakes to help local residents and businesses conserve energy and reduce their utility bills?"

Response from Mrs. S. Francks

"I would like to thank Councillor Sutton for asking this important question. It is recognised by Government that Local authorities have a very significant role in promoting energy efficiency and has for several years required it as a statutory duty to promote energy efficiency. In more recent times this Council has embarked on other initiatives to promote this essential change in public behaviour.

Examples include:

Big Switch Off – 12th to 16th October 2009

HBBC will be promoting, and is on the Steering Group of, the 'Big Switch Off' 2009. This is a countywide campaign, supported by both Leicester City and Leicestershire County Councils, all Leicestershire District and Borough Councils and Groundwork Leicester and Leicestershire to reduce wasted energy by encouraging businesses, households and individuals to switch off unnecessary electrical equipment and lighting to save energy and cut CO₂ emissions. The Council is represented by the Environmental Coordinator on the Business group and is approaching large businesses to participate.

Reducing the Carbon Footprint of Your Business

A Business Breakfast based on "Reducing the Carbon Footprint of your Business" is proposed to be held in the autumn and fulfills an action from the 2009/10 Climate Change Action Plan (CCAP).

Top Ten Tips for Energy Reduction

An energy reduction tips sheet is available on the Council website.

Warm Front Top Up Payments

Private Sector Housing have made funds available to help vulnerable people (on a qualifying benefit) to pay any excess payment incurred when the Warm Front grant is not sufficient (£2700 gas £4000 oil) to meet the cost of repairs/renewal of defective heating systems.

Decent Home Scheme

Private Sector Housing is currently running a decent homes insulation scheme. Priority areas identified by the council have been targeted for the installation of insulation to the loft and cavity walls. Funding will be provided by the council or if the householder is on a qualifying benefit or over 70 years of age by Carbon Emissions Reduction Target (CERT) funding.

Major/ Minor Works Assistance (grants)

Private Sector Housing has funding available for repairs to private homes in the borough subject to the homeowner receiving a qualifying benefit. Works are assessed using the Housing Health and Safety Rating System (HHSRS). Insulation levels in qualifying properties will be upgraded if required as part of the works, or referred to the CERT scheme for external funding. All inspections will include the current heating system and could include extending the existing system up to renewing or installing an alternative system.

External stand/exhibitions

We have attended the Britannia Centre three times since Christmas with a stand promoting energy awareness, giving advice on energy efficiency, council grants and distributing free low energy light bulbs, power down plugs and new TV powerdown plugs. There are more events planned this year and will include Age Concern, All Saints Church and some of the larger country shows around the borough.

Articles in the Borough Bulletin

Private Sector Housing will be placing articles (dependant on space available) in the Bulletin to promote energy awareness and information regarding schemes currently available and contact details of scheme organisers and council services.

Energy Vision Loan Scheme

There is an interest free loan scheme available to homeowners who are not on a qualifying benefit. Typical uses for the loan scheme include cavity and loft insulation, upgrading central heating controls and the installation of high efficiency boilers.

Targets

The Council aims to decrease the % of home owners receiving qualifying benefits with a poor SAP rating (Standard Assessment of Performance) and increase the percentage of those with good insulation by 1% and 1.5% respectively by March 2010. (NI187)

The Council is also committed through the Local Area Agreement target to reducing its CO₂ emissions from its own activities by 4% each year for the next two years. (NI 185) This includes both from our own buildings as well as the fuel used in delivering our services including officer's car mileage. This will benefit both the environment and also our energy bills."

Following a supplementary question from Mr. Sutton, Mrs. Francks stated that she would ask officers to respond in writing to Mr. Sutton regarding energy efficiency in Listed Buildings.

(i) Question raised by Mrs. J. Richards and addressed to Mr. K.W.P. Lynch

"Would the portfolio holder please detail how the capital receipt in respect of the Montgomery Road (Earl Shilton) and has been used by the council?"

Response from Mr. K.W.P. Lynch

"The total capital receipt from the disposal of the land at Montgomery Road (Earl Shilton) was £8.786m. Of this sum, £3,384,451 has been spent to the end of £2008/09. The remainder £5,401,549 has been budgeted to be spent by the end of 2011/12. A summary of the actual and budgeted expenditure is provided below. Further detailed information can be provided to Councillor Richards if required."

Capital Receipt £8.786m

Spent to date	yr 5/6	yr 6/7	yr 7/8	yr 8/9	TOTAL
Renovation grants	33,185	112,489	161,056	292,543	599,273
Parish and Community Initiatives	85,559	106,124	47,363	111,140	350,186
Environmental and Historic Building Improvements	236,504		60,216	69,732	366,452
Parks and Open Spaces	119,103	286,959	290,365	517,792	1,214,219
Atkins Development		14,750	150,000		164,750
Depot (Middlefield Lane) Enhancements	10,592	60,364	62,969	1,991	135,916
Other	214,876	182,554	21,786	134,439	553,655
TOTAL	699,819	763,240	793,755	1,127,637	3,384,451

	yr 9/10	yr 10/11	yr 11/12	TOTAL
BUDGETED	2,412,581	1,913,269	945,600	5,271,450
08/09 C/FWD	130,099			130,099
	<u>2,542,680</u>	<u>1,913,269</u>	<u>945,600</u>	<u>5,401,549</u>
TOTAL				<u>8,786,000</u>

In response to a supplementary question from Mrs. Richards, Mr. Lynch stated that Members would be provided with detailed information as to actual and budgeted expenditure shortly.

(j) Question raised by Mrs. J. Richards and addressed to Mr. K.W.P. Lynch

“Would the portfolio holder please detail how the Section 106 money relating to the development of the Montgomery Road land has been used?”

Response from Mr. K.W.P. Lynch

“The total amount of s106 monies received from the sale of the land at Montgomery Road (Earl Shilton) was £341,310. The receipt is applied as follows:

Amounts that belong to external organisations

	Amount	Paid	Still to Pay
PCT	47,986		0 47,986
Earl Shilton PC (Community Funding)	200,402	50,402	150,000

Amounts allocated to HBBC Play and Open Spaces

	Amount	Used	Balance
	92,922		0 92,922
total	<u>341,310</u>	<u>50,402</u>	<u>290,908</u>

Following a supplementary question from Mrs. Richards, Mr. Lynch responded that he would arrange for Mrs. Richards to be sent details of the breakdown in expenditure.

(k) Question raised by Mrs. J. Richards and addressed to Mr. K.W.P. Lynch

“Would the portfolio holder detail how much the Borough Council spent on the provision of buffets and other refreshments for councillors and staff during the past year?”

Response from Mr. K.W.P. Lynch

“The total amount spent on buffets and refreshments for councillors and staff for 2008/09 was £ 4,165 as follows:

Councillors	£1,351
Staff	£2,814

At this juncture, having omitted to mention it earlier, the Mayor referred to the recent achievement of the Lady Jane Primary School in Groby in being recognised as "outstanding" and on its recent excellent SATs results.

534 POSITION STATEMENT BY THE LEADER OF THE COUNCIL

In his presentation the Leader highlighted:-

- Direction for the future with the production of the Medium Term Financial Strategy.
- The acquisition of the grounds of the former Leicestershire County Cricket Club in Leicester Road, Hinckley.
- The success of the recent Hinckley Opera Festival.
- The award of Beacon status for the Council's work, with partners, on the night-time economy within Hinckley Town Centre.
- The acceptance of an offer from the office of Communities and Local Government of additional subsidy to support our housing services, in consequence of the Council being prepared to reduce rent increases.
- The need to make further representation to the Government on the issue of right of abode for Ghurkhas and their families.

In conclusion the Leader paid tribute to Mr. Bannister for the way in which he had upheld the Office of Mayor for the last 12 months, both within the Council Chamber and the wider community.

535 MINUTES OF THE SCRUTINY COMMISSION MEETINGS 12 FEBRUARY (C68) AND 2 APRIL (C66) 2009

In presenting these, Mr. Lay referred to discussions at the February meeting on the Housing Repairs and Maintenance Capital and Revenue Budgets and on the review of Community Health Services. At the April meeting the issue had been considered as to whether the Council's decision to sell the land at Brodick Road had exposed the Council to added risk. Also discussed at the latter meeting were the findings of the Citizens Panel Survey undertaken in December 2008 and the success of the Hinckley and Bosworth Community Safety Partnership.

Mr. Gould entered the meeting at 7.38 pm.

536 CAPITAL EXPENDITURE - SETTING OF PRUDENTIAL INDICATORS, TREASURY MANAGEMENT AND INVESTMENT STRATEGY 2009/10 (C67)

This report, which fulfilled the following 4 key legislative requirements outlined the Council's prudential indicators for 2009/10 to 2011/12 and set out the expected treasury operations for that period:-

- Reporting of prudential indicators.
- The Council's Minimum Revenue Provision Policy.
- The Treasury Management Strategy Statement.
- The Investment Strategy.

On the motion of Mr. Lynch, seconded by Mr. Crooks it was

RESOLVED - the recommendations contained in the report of the Director of Finance be approved.

537 MEDIUM TERM FINANCIAL STRATEGY (MTFS) 2009/10 TO 2011/12 (C68)

Members were requested to consider and approve the above, which would be subject to scrutiny by the Finance and Audit Services Select Committee on 29 April 2009. It was acknowledged by the Executive Member for Finance that there had been some slippage in the Council's investment portfolio, in consequence of the current financial climate. Concerns were expressed regarding economic forecasting/worst case scenarios and the corresponding levels of risk assessment. An assurance was given that a risk assessment had been carried out and forecasts made of the position for the next 3 years.

On the motion of Mr. Lynch, and seconded by Mr. Bray and following a show of hands with 16 Members voting for the motion and 12 against it was

RESOLVED - the MTFS for the 3 year period 2009/10 to 2011/12 be approved, subject to scrutiny by the Finance and Audit Services Select Committee on 29 April 2009.

538 VIREMENT - HOUSING REVENUE ACCOUNT (C69)

Messrs Crooks and Inman left the meeting at 8.10 pm.

In consequence of the review of the repairs contract it was moved by Mr. Lynch, seconded by Mr. Bray, and, following a show hands with 17 Members voting for the motion and 12 against

RESOLVED - the virement within the Housing Revenue Account to meet the cost of the use of consultants be approved.

539 POORS PLATT CHARITY, BARWELL, NOMINATIVE TRUSTEES (C70)

Mr. Boothby left the meeting at 8.15 pm. and Mr. Inman returned at 8.17 pm.

Following an approach from Leicester Charity Link, (on behalf of the trustees of the Poors Platt Charity) the Council was requested to consider relinquishing its current power of appointment of two nominative trustees.

Members were in general agreement that this Council should retain its nominative rights, since the current arrangements appeared to be working well. However, the suggestion was made that the charity be requested to consider that, when the term of office of the current nominative trustees expires in 2011, appointments thereafter might be made on an annual basis.

On the motion of Mr. Wright, seconded by Mrs. Francks it was

RESOLVED - Leicester Charity Link be advised that the Council wishes to retain its current nominative powers.

Messrs. Bray and Smith left the meeting at 8.22 pm. and Mr. Boothby returned 8.24 pm.

540 COMMUNITY PLAN 2009/14, CORPORATE PLAN 2009/14 AND BUSINESS DELIVERY PLANS 2009/12 (C71)

In presenting these the Executive Member for Corporate and Scrutiny Services indicated that the Community and Corporate Plans had been developed following extensive consultation and reflected national, regional and local priorities. The 4 Business Delivery Plans set out in the shorter term what key actions would be taken to deliver priorities.

Mr. Smith returned at 8.25 pm. and Mr. Bray at 8.26 pm.

Brief discussion ensued on the responsibility for delivery of the strategic priorities and on assistance to identified Priority Neighbourhoods by way of improved and increased levels of service which responded to these communities' needs, following which it was moved by Mr. Wright, seconded by Mr. Bill and

RESOLVED - the following be agreed:-

- (i) the Community Plan 2009/14;
- (ii) the Corporate Plan 2009/14 together with the underlying Business Delivery Plans 2009/12; and
- (iii) the delegation of any final amendments to the Community Plan, Corporate Plan and Business Delivery Plans to the Chief Executive in consultation with the Leader of the Council.

541 DRAFT CLIMATE CHANGE MITIGATION AND ADAPTATION STRATEGY 2008/11 (C72)

Mr. O'Shea left the meeting at 8.43 pm.

This document, which demonstrated the Council's approach in addressing the mitigation and adaptation of the possible effect of climate change, was presented to Council for approval. The previously-agreed Action Plan implemented the objectives of such Strategy.

Mr. Boothby and Dr. Moore left the meeting at 8.47 pm. and 8.48 pm. respectively.

Dr. Moore returned at 8.50 pm.

Members were fully supportive of the objectives of the Strategy which, with the Action Plan, would be reviewed at least annually. Discussion ensued as to the situation locally, such as the future of the Argents Mead building and the status of the Goddard building. Reference was also made to low carbon housing and to minimising CO₂ emissions and the Director of Community and Planning Services undertook to arrange a repeat visit to view low carbon dwellings.

On the motion of Mrs. Francks, seconded by Mr. Hall it was

RESOLVED – the Climate Change Strategy 2008/11 be agreed.

542 TAXI AND PRIVATE HIRE LICENSING POLICY (C73)

Following endorsement by the Licensing (Regulatory) Committee Council was requested to adopt the revised policy, which had been amended in the light of representations received.

In paying tribute to the officers involved in the production of this Policy it was moved by Mrs. Francks, seconded by Mr. Lay and

RESOLVED - the revised Taxi and Private Hire Licensing Policy be adopted.

Mr. Joyce left the meeting at 8.56 pm.

543 HINCKLEY TOWN CENTRE STRATEGIC TRANSPORT DEVELOPMENT CONTRIBUTIONS SUPPLEMENTARY PLANNING DOCUMENT (C74)

Following consideration by the Scrutiny Commission the Council was called upon to agree amendments proposed to this and to adopt the revised document so that it could be taken into account when determining relevant planning applications. It was emphasised that the purpose of this document would impact on key developments in Hinckley town centre.

Mr. Bown left the meeting at 8.57 pm., returning at 9 pm. Mr. Joyce returned at 9.01 pm.

It was moved by Mr. Bray, seconded by Mr. Bill and

RESOLVED - the following be agreed:-

- (i) the proposed responses to the consultation representations and the necessary amendments incorporated into the document; and
- (ii) the Supplementary Planning Document be subsequently adopted.

544 ALLOCATION OF HOUSING AND PLANNING DELIVERY GRANT (C75)

Circulated to Members at the meeting was an appendix detailing expenditure for new projects, which required approval for the year 2009/10. The Executive at its meeting on 8 April 2009 had endorsed the report.

Discussion followed as to the allocation of grant monies, which were given specifically to ensure housing delivery whilst maintaining planning performance. It was agreed that the Scrutiny Commission should review the process at its next meeting, whilst not wishing to slow down the allocations now proposed.

On the motion of Mr. Bray, seconded by Mr. Bill it was

RESOLVED -

- (i) the proposed allocations of the Housing and Planning Delivery Grant outlined in paragraphs 4.1 to 4.11 of the report of the Director of Community and Planning Services, amounting to £325,810 be approved; and
- (ii) the 2008/09 underspend of £40,999 be transferred to the General Fund balances.

545 REVISIONS TO CONSTITUTION (C76)

The formal approval of Council was sought to a single revision of the Constitution which had been identified following a strategic meeting between the

Council and Leicestershire Constabulary on 28 April 2009. It was then moved by Mr. Wright, seconded by Mr. Bray and

RESOLVED - approval be given to the following delegation and the change made to the Constitution, with immediate effect.

'Authorising the service of Requisitions for Information, Planning Contravention Notices, Breach of Condition Notices or Stop Notices under Section 171, 187(a), 183(1) of the Town and Country Planning Act 1990 be delegated to

- Chief Executive/Deputy Chief Executive
- Director of Community and Planning Services
- Development Services and Policy Manager
- Head of Corporate and Scrutiny Services
- Head of Community Services (Environmental Health)'

546 MOTIONS IN ACCORDANCE WITH COUNCIL PROCEDURE RULE 13

- (a) Having paid tribute to planning officers involved in regular meetings with 'phone operators it was moved by Mr. Bray, seconded by Mr. Bill that

"This Council notes with deep concern the increasing amounts of applications for telecommunication masts within the Borough. Government PPG8 seeks to facilitate growth of telecommunications systems whilst minimising environmental impact and protecting public health.

The impact of such masts clearly causes an eyesore in many settlement and countryside areas.

This Council therefore resolves to ask the Director of Community and Planning Services to write to the Secretary of State expressing our concerns over the limited options available to Local Planning Authorities to refuse such applications.

The Council further resolves to enter into immediate discussions with mobile phone operators to assess the current demand for future mobile phone masts and assist them with finding sites away from countryside and residential areas. We should also remind them of their obligation to try and share mast facilities with other operators to minimise the number of masts required within the Borough."

This motion received unanimous support.

- (b) It was moved by Mr. Bessant, seconded by Mr. Ward that:

"We request that the Council Leader submits the following to the Secretary of State:

Since the inception of Circular 01/06 greater emphasis is placed upon Local Authorities to provide Gypsy and Traveller accommodation. The document was drafted in such a way that more weight is given to the views and needs of Gypsies and Travellers and whilst the document intends to create a level playing field, members of the settled community are no longer involved in local planning consultation even when the development has an adverse affect upon them. Circular 01/06 in its current form discriminates positively in favour of the Gypsy and Travelling community but against members of the settled

community who are left without a forum in which to voice their concerns in denial of their human rights. This would seem to be in direct contravention of The Human Rights Act and therefore we seek urgent reappraisal and amendment of the ODPM Circular 01/06. We submit that all planning applications to which Circular 01/06 apply should be stayed pending the conclusion of this exercise”.

An amendment was then moved by Mr. Bray and seconded by Mr. Inman that

“In acknowledging the concerns from certain members over the current timetable contained in the Council’s Local Development Scheme, that the Director of Community and Planning Services, bring forward a report for consideration extending the timetable for the Site Allocations and Generic Development Control Policies DPD by three months and suggesting any other appropriate amendments to the Local Development Scheme.”

The time now being 9.30 pm. and in accordance with Council Procedure Rule 9 it was moved by Mr. Bown, seconded by Mr. Nichols and with the consent of those Members present

RESOLVED - this meeting be allowed to continue.

Ms. Moore left the meeting at 9.31 pm.

Following a lengthy debate it was moved by Mr. Bill and seconded by Mr. Bray that Members proceed to the next business.

Ms. Moore returned to the meeting at 9.32 pm.

Following assent a vote was taken by a show of hands with 16 Members voting for the amendment and 12 against. The amendment was therefore carried and it was thereupon

RESOLVED –“ In acknowledging the concerns from certain members over the current timetable contained in the Council’s Local Development Scheme, that the Director of Community and Planning Services, bring forward a report for consideration extending the timetable for the site allocations and generic Development Control Policies DPD by three months and suggesting any other appropriate amendments to the Local Development Scheme.”

(c) it was moved by Mr. Bown, seconded by Mr. Lay

“That this Council reverses its decision to close the Earl Shilton public toilets in Wood Street and instead replace these with a new toilet. Those Members responsible for making the decision did not take into consideration the needs of those people out shopping with medical problems, i.e. having to take water tablets. This problem was highlighted during 2008 in both the Hinckley Times and Leicester Mercury. With the closure of the public toilets it follows that Earl Shilton will have lost a public facility and the funding, when at the same time the Borough Council want to increase domestic properties in Earl Shilton by 50% over the period of the LDF”.

An amendment was moved by Mrs. Francks, seconded by Mr. Bray as follows:

That this Council continues with its decision to find alternatives to the public toilet facility in Wood Street Earl Shilton, due to it coming to the end of its useful life. This Council notes that the current cost of running the toilets is over £26 per user. This Council is sympathetic to the medical needs of those people who have to have nearby public toilets and therefore extends its gratitude to the licensee of the Lord Nelson public house for the provision of their toilet facilities for use by the public without the need to make a purchase.

In accordance with Council Procedure Rule 14(J) it was moved by Mr. Bill seconded by Mr. Bray that the question be now put. Following assent a show of hands indicated that 13 Members voted in favour of the amendment and 11 voted against. The amendment having been declared CARRIED it was thereupon

RESOLVED – “that this Council continues with its decision to find alternatives to the public toilet facility in Wood Street Earl Shilton, due to it coming to the end of its useful life. This Council notes that the current cost of running the toilets is over £26 per user. This Council is sympathetic to the medical needs of those people who have to have nearby public toilets and therefore extends its gratitude to the licensee of the Lord Nelson public house for the provision of their toilet facilities for use by the public without the need to make a purchase.”

(The meeting closed at 9.43 pm.)

ANNUAL MEETING OF HINCKLEY AND BOSWORTH BOROUGH COUNCIL
HELD IN THE COUNCIL CHAMBER
AT THE OFFICES OF HINCKLEY AND BOSWORTH BOROUGH COUNCIL
19 MAY 2009 AT 6.30 P.M.

PRESENT: MR. J.G. BANNISTER - MAYOR
MR. K. NICHOLS - DEPUTY MAYOR

Mrs. M. Aldridge, Mr. P.R. Batty, Mr. P.S. Bessant, Mr. D.C. Bill, Mr. C.W. Boothby, Mr. J.C. Bown, Mr. S.L. Bray, Mrs. R. Camamile, Mr. M.B. Cartwright, Mr. D.S. Cope, Mr. W.J. Crooks, Mrs. S. Francks, Mr. D.M. Gould, Mrs. A. Hall, Mr. P.A.S. Hall, Mr. D.W. Inman, Mr. C.G. Joyce, Mr. C. Ladkin, Mr. M. R. Lay, Mr. K.W.P. Lynch, Mr. R. Mayne, Ms. W.A. Moore, Mr. K. Morrell, Mr. L.J.P. O'Shea, Mrs. J. Richards, Mr. A. J. Smith, Mrs. S. Sprason, Mr. B.E. Sutton, Mr. R. Ward, Ms. B.M. Witherford and Mr. D.O. Wright.

Also in attendance: Mr. R. Birch, Chairman of the Standards Committee.

Officers in attendance: Mr. S.J. Atkinson, Mr. Michael Brymer, Mr. B. Cullen, Miss L. Horton, Mr. S. Jones, Mr. S. Kohli, Mrs. P.I. Pitt, Mr. T.M. Prowse, Mr. R. Parkinson and Mrs. S. Stacey.

1. PRAYER

Prayer was offered by The Reverend Jane Gibbs.

2. ELECTION OF MAYOR

On the motion of Ms. Moore, seconded by Mr. Wright it was

RESOLVED - Mr. K. Nichols be elected Mayor for the ensuing municipal year.

Mr. Nichols made the requisite declaration of acceptance of office and the retiring Mayor invested him with the Chain of Office.

The Mayor, Mr. Nichols, in the Chair.

In addressing the meeting the Mayor announced that The Reverend John Hall of Higham Way Baptist Church, Hinckley had agreed to be his Mayor's Chaplain. Having welcomed everyone to the meeting, the Mayor indicated his intention to support two charities, namely the Derbyshire, Rutland and Leicestershire Air Ambulance and the Hinckley Branch of Multiple Sclerosis.

On the motion of Mr. Bill, seconded by Mr. Bray and following tributes from Mrs. Aldridge, Mr. Lay and Mr. Ward it was

RESOLVED - a vote of thanks be accorded to Mr. Bannister for service during his term of office as Mayor. The Mayor then presented Mr. Bannister with his past Mayor's commemorative medallion, following which Mr. Bannister reflected on his mayoral activities during the year and responded to the vote of thanks. In conclusion Mr. Bannister made personal awards to Nicky Shaw, Daniel Eady and Simon Jones in recognition of their respective achievements.

3. APPOINTMENT OF DEPUTY MAYOR

On the motion of Mr. Gould, seconded by Mr. Hall it was

RESOLVED - Mrs. S. Francks be appointed Deputy Mayor for the ensuing municipal year.

Mrs. Francks then made the requisite declaration of acceptance of office and the Mayor invested her with her Chain of Office.

4. PRESENTATION OF LEADER'S MEDAL

Mr. Bill presented the Leader's medal to Mrs. T. Bannister, the former Mayoress.

5. APOLOGY

An apology for absence was submitted on behalf of Dr. J.R. Moore.

6. DECLARATIONS OF INTEREST

No interests were declared at this stage.

7. MAYOR'S COMMUNICATIONS

The Mayor expressed his intention to reintroduce the Citizen of the Year award. Forms were available for everyone to nominate their 'local hero' by the closing date of 30 September 2009. Following consideration by a judging panel it was intended to announce the winner before the end of this municipal year.

8. MEMBERSHIP OF THE EXECUTIVE AND AREAS OF RESPONSIBILITY

Mr. Bill announced that, together with himself and Mr. Bray, the Executive would comprise

Mr. Cope, Mr. Crooks, Mr. Lynch, Ms. W.A. Moore and Mr. Wright and that their respective areas of responsibility would be:-

Mr. Bill	-	Chairman and Leader of the Council - Leader's portfolio.
Mr. Bray	-	Deputy Leader - Leisure, Culture and Regeneration.
Mr. Cope	-	Housing and Community Safety.
Mr. Crooks	-	Rural Affairs, Refuse and Recycling.
Mr. Lynch	-	Finance and ICT.
Ms. Moore	-	Green Spaces and Grounds Maintenance, Environmental Health, Street Cleaning and Neighbourhood Wardens.
Mr. Wright	-	Corporate and Scrutiny Services.

9. COMMITTEES AND PANELS

Having declared the intention to refer the current vacancies to a meeting of the Leaders and Deputies, it was moved by Mr. Bill, seconded by Mr. Bray and

RESOLVED - the membership of the undermentioned Committees and Panels be:-

(1) Planning Committee

Mr. R. Mayne (Chairman), Mr. D.W. Inman (Vice Chairman), Mrs. M. Aldridge, Mr. J.G. Bannister, Mr. C.W. Boothby, Mr. J.C. Bown, Mr. W.J. Crooks, Mrs. A. Hall, Mr. P.A.S. Hall, Mr. C.G. Joyce, Dr. J.A. Moore, Mr. K. Morrell, Mr. K. Nichols, Mr. L.J.P. O'Shea, Mr. R. Ward and Ms. B.M. Witherford.

(2) Scrutiny Commission

Mr. M.R. Lay (Chairman), Mrs. R. Camamile and Mr. P.A.S. Hall (Vice-Chairmen), Mrs. S. Francks, Mr. D.M. Gould, Mrs. A. Hall, Mr. D.W. Inman, Mr. C.G. Joyce, Mr. C. Ladkin, Dr. J.R. Moore, Mr. K. Morrell, Mrs. S. Sprason, Mr. B.E. Sutton and Ms. B.M. Witherford (one vacancy).

(3) Standards Committee

Mr. J.C. Bown, Mrs. A. Hall and Mr. R. Ward.

Mr. R. Birch (Chairman), Mr. M.D. Clarricoats and Mr. A.B.G. Stokes (independent members); Mr. M. Fryer, Mr. T. Gallagher and Mr. D.A. Reid (parish council representatives).

(4) Hinckley Area Committee

Ms. B.M. Witherford (Chairman), Ms. W.A. Moore (Vice-Chairman), Mr. J.G. Bannister, Mr. D.C. Bill, Mr. S.L. Bray, Mr. D.S. Cope, Mr. C.G. Joyce, Mr. K.W.P. Lynch, Mr. K. Nichols and Mr. D.O. Wright.

(5) Licensing Committee

Mrs. S. Francks (Chairman), Mr. C.G. Joyce (Vice-Chairman), Mr. J.C. Bown, Mr. S.L. Bray, Mr. M.B. Cartwright, Mr. D.M. Gould, Mr. P.A.S. Hall, Mr. R. Mayne, Mr. K. Morrell, Mr. L.J.P. O'Shea, Mr. A.J. Smith, Mrs. S. Sprason and Mr. B.E. Sutton (one vacancy).

(6) Regulatory Committee

Mrs. S. Francks (Chairman), Mr. C.G. Joyce (Vice-Chairman), Mr. J.C. Bown, Mr. S.L. Bray, Mr. M.B. Cartwright, Mr. D.M. Gould, Mr. P.A.S. Hall, Mr. R. Mayne, Mr. K. Morrell, Mr. L.J.P. O'Shea, Mr. A.J. Smith, Mrs. S. Sprason and Mr. B.E. Sutton (one vacancy).

(7) Personnel Committee

Mr. D.O. Wright (Chairman), Mr. J.G. Bannister, Mr. D.C. Bill, Mr. M.B. Cartwright, Mr. M.R. Lay, Mr. K.W.P. Lynch, Mr. K. Morrell, Mr. R. Ward and Ms. B.M. Witherford.

(8) Council Services Select Committee

Mrs. R. Camamile (Chairman), Mr. J.G. Bannister, Mr. J.C. Bown, Mrs. A. Hall, Mr. D.W. Inman, Mr. K. Morrell, Mrs. J. Richards, Mr. A.J. Smith, Mr. B.E. Sutton and Ms. B.M. Witherford.

(9) Finance & Audit Services Select Committee

Mr. P.A.S. Hall (Chairman), Mr. J.G. Bannister, Mr. D.W. Inman, Mr. M.R. Lay, Mr. R. Mayne, Mr. K. Morrell, Mr. R. Ward and Ms. B.M. Witherford (two vacancies).

10. APPEALS PANEL

It was proposed by Mr. Bill, seconded by Mr. Bray and

RESOLVED - the following be appointed to a pool from which Panels of at least three members will be drawn as and when required to determine internal appeals above Corporate Operations Board level-

Mr. P.A.S. Hall (Chairman), Mr. J.G. Bannister, Mr. C.W. Boothby, Mr. J.C. Bown, Mrs. A. Hall, Mr. C. Ladkin, Dr. J.R. Moore, Mr. K. Morrell, Mr. K. Nichols, Mr. L.J.P. O'Shea, Mr. A.J. Smith and Ms. B.M. Witherford.

11. LOCAL JOINT AND SAFETY PANEL

It was moved by Mr. Bill, and seconded by Mr. Bray and

RESOLVED - the employer's representatives on the above be:-

Mr. M.R. Lay, Ms. W.A. Moore, Mr. R. Ward, Ms. B.M. Witherford and Mr. D.O. Wright.

12. OUTSIDE BODIES

On the motion of Mr. Bill, seconded by Mr. Bray it was

RESOLVED –

the following be appointed as the Council's representatives on the Bodies indicated:-

- (1) Age Concern, Hinckley & Burbage
Mr. D.W. Inman
- (2) Bradgate Landfill Liaison Committee
Mr. M.B. Cartwright (one vacancy)
- (3) Care and Repair (West Leicestershire) Ltd. Management Committee
Mr. D.S. Cope
- (4) Caterpillar Logistics Limited - Liaison Committee
Mr. M.B. Cartwright
- (5) Cliffe Hill Quarry Liaison Committee
Mr. M.R. Lay and Mrs. S Sprason
- (6) Community Safety Partnership
Mr. D.C. Bill and Mr. D.S. Cope
- (7) Desford Brickworks Liaison Committee

Mrs. R. Camamile

- (8) East Midlands Regional Assembly
Mr. D.C. Bill (Messrs. S.L. Bray and D.O. Wright substitutes)
- (9) Groby Quarry Liaison Committee
Mr. M.B. Cartwright
- (10) Hinckley and Bosworth Local Strategic Partnership
Mr. D.C. Bill
- (11) Hinckley Citizens' Advice Bureau Trustee Board
Mr. J.G. Bannister and Mr. R. Ward
- (12) Hinckley-Herford Town Twinning Association
Mrs. A. Hall
- (13) Hinckley Highways Forum
Mr. S.L. Bray, Mr. W.J. Crooks, Mr. D.M. Gould, Mr. P.A.S. Hall, Mr. D.W. Inman, Mr. M.R. Lay, Mr. K. Morrell, Mrs. J. Richards and Mr. B.E. Sutton

Substitutes:

Mrs. M. Aldridge for Mrs. J. Richards
Mr. J.G. Bannister for Mr. W.J. Crooks
Mr. J.C. Bown for Mr. M.R. Lay
Mr. M.B. Cartwright for Mr. Morrell
Mr. D.S. Cope for Mr. D.W. Inman
Mrs. A. Hall for Mr. D.M. Gould
Mr. K. Nichols for Mr. P.A.S. Hall,
Mr. R. Ward for Mr. B.E. Sutton
Ms. B.M. Witherford for Mr. S.L. Bray

- (14) Hinckley Shopmobility
Mr. D.W. Inman
- (15) Hinckley Theatre Management Committee
Mr. J.G. Bannister
- (16) Leicester Housing Association's Quality Circle Central
Mr. D.S. Cope
- (17) Leicestershire Rural Partnership Membership Group
Mr. W.J. Crooks
- (18) Leicestershire and Rutland Playing Fields Association
Mr. R. Mayne (substitute - Mr. K. Morrell)
- (19) Local Government Association General Assembly
Mr. D.C. Bill
- (20) Local Government Association Rural Commission
Mr. W.J. Crooks
- (21) Local Government Association Urban Commission
Dr. J.R. Moore

- (22) Mallory Park Racing Circuit Liaison Committee
Dr. J.R. Moore
- (23) MIRA Community Liaison Group
Mr. R. Ward
- (24) Next Generation
Mr. D.C. Bill, Mr. K.W.P. Lynch and Mr. L.J.P. O'Shea
- (25) Orbit Housing Management Committee
Mr. W.J. Crooks and Mr. K. Morrell
- (26) Stepping Stones Countryside Management Project Members' Steering Group
Mr. M.B. Cartwright and Mr. L.J.P. O'Shea
- (27) Voluntary Action, Hinckley and Bosworth
Ms. B.M. Witherford and Mr. D.O. Wright
- (28) West Leicestershire Mind
Mr. D.W. Inman

13 CHARITABLE BODIES

On the motion of Mr. Bill, seconded by Mr. Bray it was

RESOLVED – the following be appointed as the Council's representatives on the Bodies indicated:-

George Needham Charity, Barwell

Mrs. S. Francks
Mrs. E. Hemsley, 208 Kirkby Road, Barwell

Both for a term of 4 years

Hinckley Grammar School Foundation

Mrs. M. Lynch, 12 Salisbury Road, Burbage
Mrs. A. Wright, 83 Butt Lane, Hinckley
Mrs. R.W. Wright, 13 Bradgate Road, Hinckley

(Each for a term of 3 years)

(The meeting closed at 7.28 p.m.)

Subsequent to the Council meeting it was clarified that the membership of the Finance & Audit Services should comprise Mr. Hall (Chairman), Messrs. Bannister, Gould, Lay, Mayne, Morrell and Ward and Ms. B.M. Witherford (2 vacancies) and not that listed in minute number 9(9) above.

Mayor

HINCKLEY & BOSWORTH BOROUGH COUNCIL

SCRUTINY COMMISSION

7 MAY 2009 AT 6.30 PM

PRESENT: Mr MR Lay - Chairman
Mr P Hall - Joint Vice-Chairman

Mr PR Batty, Mr PS Bessant, Mrs A Hall, Mr DW Inman, Mr CG Joyce, Dr JR Moore, Mr K Morrell, Mr K Nichols, Mrs J Richards, Mrs S Sprason and Mrs BM Witherford.

Officers in attendance: Mr S Atkinson, Miss L Horton, Miss R Owen and Mr TM Prowse.

554 **APOLOGIES AND SUBSTITUTIONS**

Apologies for absence were submitted on behalf of Mrs R Camamile, Mr DM Gould and Mr C Ladkin with the substitution of Mrs Richards for Mrs Camamile authorised in accordance with Council Procedure Rule 4.3.

555 **MINUTES (SC88)**

It was acknowledged that the minutes should have stated that Messrs DC Bill and KWP Lynch were also in attendance at the meeting of the Scrutiny Commission on 2 April 2009.

On the motion of Mr Nichols, seconded by Mr Joyce, it was

RESOLVED – the minutes of the meeting held on 2 April 2009 be confirmed subject to the abovementioned insertion and signed by the Chairman.

556 **DECLARATIONS OF INTEREST**

No interests were declared at this stage.

557 **QUESTION AND ANSWER SESSION WITH THE LEADER AND DEPUTY LEADER**

It was reported that this item would be deferred to the following meeting of the Scrutiny Commission.

558 **ALLOCATION OF HOUSING AND PLANNING DELIVERY GRANT (SC89)**

Following consideration by Council of this report, the Scrutiny Commission had asked to receive more information with regard to the process and criteria for allocating the monies received through this grant.

Mr Morrell arrived at 6.35pm.

It was explained that the grant was awarded dependant upon performance. During discussion the following points were highlighted:

- Part of the money would be used to fund pen-tablets for staff to be able to work more remotely. This scheme was being trialled until October 2009;
- Work had been undertaken with Parish Councils to encourage them to exchange information electronically. A small amount of funding could be obtained by Parish Councils from Leicestershire County Council to go towards purchasing IT equipment;
- The need for site location plans in Planning Committee so Members can easily identify the location of the site in relation to the surrounding area;
- The Housing and Planning Delivery Grant was not ringfenced but the purpose was to support the delivery of housing and planning and was subject to external audit checks.

It was noted that there was no specific guidance with regard to allocating the funding to particular projects, but that pressures were identified by staff through the year which were then considered by officers in consultation with the Executive Member. It was suggested that this information should come to the Scrutiny Commission so Members were aware of where the funding had been allocated, and which proposals for funding had not been successful. It was also suggested that a list of those proposals which had not received funding this year be circulated for information.

Dr Moore arrived at 6.56pm.

RESOLVED –

- (i) the recommendations for spending the Housing and Planning Delivery Grant, including rejected funding projects, be brought to the Scrutiny Commission in future years before a final decision is made;
- (ii) Members be provided with a list of all applications for this year, for information;
- (iii) the report be noted.

559 ANTI POVERTY STRATEGY (SC90)

The Scrutiny Commission was presented with the final draft of the Anti Poverty Strategy and accompanying action plans for Hinckley and Bosworth.

During discussion on the action plan, the following points were raised:

- The self-serve stations in the reception at the Council Offices and in Markfield which would help people to access the Council's services electronically, enabling them to access benefits advice and calculator on the Council's website;

- The need to produce information in a range of languages. It was noted that information was currently available in eight languages and that there was also a translation and interpretation service provided by Leicestershire County Council which could be used;
- The success of Leicester City Council's Passport to Leisure Scheme which made sport and leisure accessible to those on low income rather than those under 16 or over 60, who may not be most in need of such support. In response it was noted that free swimming for these two groups was a national scheme;
- The need to promote the provision of loft insulation grants to the private sector;
- The close monitoring of the mortgage support schemes which were only recently implemented, and the need to promote these schemes;
- The availability of fact sheets to provide useful information, which could also be handed out by Councillors when asked;
- The need to promote adult education in areas which are not so affluent. In response officers reported that they were awaiting action plans and input from the college;
- The need for rigorous monitoring of the Strategy.

It was moved by Dr Moore and seconded by Mr Lay that a discounted leisure scheme be explored. This motion was CARRIED.

In response to questions raised previously, it was noted that a Credit Union approach was being explored, along with hosting flea markets and car boot sales. It was agreed that these be noted at the back of the action plan. Members asked that the problem of loan sharks be investigated and that the possibility of sponsoring or hosting a job fair be explored.

The Head of Corporate and Scrutiny Services was thanked for her hard work on this project.

RESOLVED –

- (i) the work undertaken to date be noted and endorsed;
- (ii) the Draft Anti Poverty Strategy and Action Plan be approved and RECOMMENDED to Council for adoption;
- (iii) a discounted leisure pass scheme be explored;
- (iv) the other initiatives noted above be explored.

560 COUNCILLOR CALL FOR ACTION (SC91)

Members were presented with information regarding the new Councillor Call for Action (CCfA) process which had come into force on 1 April 2009 and provided a procedure for invoking the process. It was explained that CCfA should be used as a last resort and must be an issue which affected all or part of a Member's ward and could not be vexatious or discriminatory or with regard to quasi-judicial matters including planning and licensing. Should a CCfA issue be brought to the Scrutiny Commission, the Commission would then decide what action to take, for example if it would be appropriate to undertake a review.

RESOLVED –

- (i) the report be noted and principles contained therein be agreed;
- (ii) the Councillor Call for Action procedure be RECOMMENDED to the Executive for adoption.

561 UPDATE ON CONCESSIONARY TRAVEL

It was noted that there was no further information on concessionary travel but that joint scrutiny with Blaby District Council was being pursued.

562 OVERVIEW AND SCRUTINY WORK PROGRAMME 2009/10

Feedback from the previous week's Overview and Scrutiny workshop was given and it was agreed that Members be provided with a full list of suggested topics for consideration which arose from the workshop and that the draft work programme for 2009/10 be included with the Annual Report.

RESOLVED –

- (i) Members be provided with a full list of topics suggested at the workshop;
- (ii) the draft 2009/10 work programme be attached to the Annual Report which would be presented to the meeting of the Scrutiny Commission in June.

563 FORWARD PLAN OF EXECUTIVE AND COUNCIL DECISIONS (SC92)

Members received the Forward Plan of Executive and Council decisions. It was felt that the report on the Housing and Planning Delivery Grant should have been highlighted to come to the Scrutiny Commission before a decision being made by Council. It was noted that the LDF Site Allocations DPD report had been delayed from Council in June.

RESOLVED – the Forward Plan be noted.

564 MINUTES OF SELECT COMMITTEES

Minutes of the following meetings were received:

- (i) Finance & Audit Services Select Committee, 16 March 2009 (SC93);
- (ii) Council Services Select Committee, 19 March 2009 (SC94);
- (iii) Scrutiny Environment Group, 6 April 2009 (SC95).

(The meeting closed at 8.25 pm)

COUNCIL 23 JUNE 2009

REPORT OF THE DIRECTOR OF FINANCE

RE FINAL OUTTURN 2008/09

1. PURPOSE OF REPORT

To inform the Council of the financial outturn for 2008/09.

2. RECOMMENDATIONS

- 2.1 That Council approves the General Fund Outturn for 2008/09 and approves the transfers to Earmarked Reserves and Balances outlined in paragraphs 3.7 and 3.8 of the report.
- 2.2 That Council approves the carry forward to 2009/10 of the specific underspends on the General Fund incurred in 2008/09 as set out in paragraph 3.9 of the report and detailed in Appendix 2.
- 2.3 That Council approves the recommendation to transfer the year end underspend on the Housing Revenue Account (HRA) to the HRA Fund Balance, as set out in paragraph 3.10.
- 2.4 That Council approves the recommendations in respect of the year end Outturn for the General Fund Capital Programme and the Housing Revenue Account Capital Programme, as set out in paragraph 3.11.

3. BACKGROUND

- 3.1 In February 2008 the Council adopted a General Fund Revised Budget for 2008/09 which indicated that £14,041m would be spent on services with £0.049m to be taken from General Balances and a net £0.334m being taken from Reserves. After taking account of further adjustments to the budget and savings identified in monthly and quarterly budget monitoring exercises the final budget showed £13.879m being spent on services with £0.334m being taken from Reserves and £0.127m being taken to balances. After taking into account some final accounting adjustments relating to the charge for pensions required by FRS17 and the impact of reduced valuations of fixed assets both of which are taken out below the line and additional net interest of £88,000 the net budget requirement of the Council reduced by £108,000. Together with additional Area Based Grant of £23,000 the Council has an additional £131,000 to add to balances and reserves. It is recommended that a net £0.114m be taken from reserves rather than £0.334m a saving of £0.220m and £38,000 be taken to Balances, a difference of £-89,000 giving a net movement of £131,000.

Table 1: General Fund Outturn Summary

	Original 2008/09 £000	Revised 2008/09 as per budget book £'000	Revised 2008/09 £000	Provisional Actual 2008/09 £000
Service Costs	13,693	14,041	13,879	15,684
Less items not chargeable to Council Tax included above				
Capital Accounting	1,860	1,993	1,993	3,909
Pensions re FRS17	173	173	173	82
Total Deduction	2,033	2,166	2,166	3,991
Gross Cost of Services to Council Tax Payer	11,660	11,875	11,713	11,693
Net Interest	711	573	573	661
Met from Taxation & Grants	10,949	11,302	11,140	11,032
Council Tax	3,908	3,908	3,908	3,908
RSG & NNDR	7,042	7,042	7,042	7,042
Area Based Grant	0	0	0	23
Collection Fund Surplus/(Deficit)	(17)	(17)	(17)	(17)
Total Tax & Grants	10,933	10,933	10,933	10,956
Available for Balances/ Reserves (+) Required from Balances/Reserves (-)	-16	-369	-207	-76
Reserves	-165	-334	-334	-114
Balances	149	-35	127	38

3.3 During the first quarter of 2009, the Council received notification that it would receive a payment of £180,000 in respect of LABGI for the year 2008/09. This amount related to the release of money from Central Government following the Court action taken by a number of authorities in 2008. This amount was not included in the original budget for 2008/09 as the outcome of the case was unknown and it was not considered to be prudent to anticipate income that was not certain. The income was included in the revised estimate .

3.4 The major contributory factors to the variation can be summarised as follows:

	£'000
Vacancies above provision made in budget	-166
Additional Cost of Concessionary Travel	+112
Savings in Refuse Contract	-70
Additional Planning Delivery Grant not used in 2008/09 But transferred to Reserves	-124

- 3.5 Members have a choice as to whether they wish to transfer some or all of underspend to the General Fund Balance or whether they wish to transfer some of it to specific earmarked reserves to address future pressures on service areas. Given that the Council does not have a significant underspend this year, it is suggested that apart from a proportion of the unused PDG (£109,000) the contributions to Reserves are limited to those approved at Budget time. It is recommended that where expenditure has not been incurred transfers from reserves to fund it should not be made. This means that £38,000 can be added to General Fund Balances. Members are reminded that it is this Council's policy to hold 10% of the Net Budget requirement in the General Fund Balance. The proposals in this report would mean that this policy is fulfilled.

Earmarked Reserve Transfers

- 3.6 When the Revised Budget was approved by Council it was proposed that a net £334,000 would be taken from Reserves to support the Council Tax. Some of the expenditure that was due to be funded from reserves in 2008/09 was not incurred as the proposed schemes were delayed; therefore, it is not proposed to make the planned transfer in 2008/09 as the expenditure is likely to be incurred in 2009/10 and the transfer made then.

Table 2 below sets out the actual contributions to and from Reserves against planned transfers.

Table 2: Summary of changes to planned contributions to/from Reserves 2008/09

Reserve	Planned Contribution to Reserve £'000	Actual Contribution to Reserve £'000	Planned Contribution from Reserve £'000	Actual Contribution from Reserve £'000
Commutation & Feasibility			180	180
Local Area Network			3	3
Building Control			67	20
Job Evaluation			90	90
ICT Reserve			10	10
Grounds Maintenance Health & Safety			4	4
Shared Services Reserve			46	46
Waste management			60	29
Planning Delivery Grant		109	33	
LSP ANPR			5	5
TEN Maintenance & Training			5	5
Corporate Services 2			1	1

Homeless Prevention			10	10
Elections	25	25		
Pensions Reserve re Early Retirements	155	155		
TOTAL	180	289	514	403

3.7 After the suggested transfers the total of earmarked revenue reserves available would be £2.709m. A complete list of the proposed closing Reserves position is set out in the table in Appendix 1.

General Fund Balances

3.8 It is recommended that a total of £38,000 be added to the General Fund Balances at 31 March 2008. This would leave a total closing balance of £1.671m. This meets the criteria of having 10% of net budget requirement held in balances. (The net budget requirement for 2008/09 being £11.032m)

Carry Forward of 2008/09 budgets

3.9 In a number of cases Budget Managers have identified the reason for a significant underspend as being income received in 2008/09 and delays in implementing a particular scheme or project during 2008/09 and have requested that the underspend be carried forward to 2009/10. Requests totalling a net £83,590 have been received (all to be funded from General Fund Balances). Details of the requests received and those recommended for approval are shown in Appendix 2.

Housing Revenue Account

3.10 A summary of the Housing Revenue Account is to be found on page 123 of the attached Outturn Book. In the Revised Estimates it was predicted that £177,000 would be taken from the HRA Balance, the Outturn figure is £117,000 to be taken to balances. (A net underspend of £294,000). The main reasons for this are explained in the Outturn Book but can be summarised as:

	£'000
Savings in Employee due to Vacancies	
Supervision and Management - General	45
Supervision and Management – Special	102
Equipment Leasing Costs 2007/08 accrual not required and 2008/09 budget not required	178

It is recommended that the total underspend of £294,000 be transferred to HRA General Fund Balance.

3.11 Capital

An amount of £743,437 (summarised on paged 133 within Revenue and Capital Outturn Book) will be carried forward to fund contractual commitments and delays which have occurred in 2008/09.

3.11.1 General Fund

The General Fund Capital Programme is generally under-spent due to delays in schemes. However, there are a number of schemes where progress has been better than anticipated and these schemes are showing an over-spend on the year. However it should be noted that they are still within the total cost approved and adjustments will be made in the phasing of expenditure in future years. Appendix 2 summarises the major variations within 2008/09

3.11.2 Housing Revenue Account (HRA)

In 2008/09 there was a £9,700 overspend on the HRA Capital Programme made up of an underspend of £8,300 on the repairs element and an overspend of £18,000 on the conversion works at Peggs Close. Repairs costs and budgets were closely monitored during the year to ensure that the overall budget was not exceeded.

4. **FINANCIAL IMPLICATIONS**

These are contained in the report.

5. **LEGAL IMPLICATIONS (LH)**

These are contained within the report.

6. **CORPORATE PLAN IMPLICATIONS**

This report contributes to the achievement of the following Corporate Plan Priorities:

Proud of our Probity and Honesty in Governance and Management
Value in Service Delivery and Investment in People

7. **RISK IMPLICATIONS**

It is the Council's policy to proactively identify and manage significant risks which may prevent delivery of business objectives.

It is not possible to eliminate or manage all risks all of the time and risks will remain which have not been identified. However, it is the officer's opinion based on the information available, that the significant risks associated with this decision/project have been identified, assessed and that controls are in place to manage them effectively.

The following significant risks associated with this report/decision were identified from this assessment:

Management of Significant (Net Red) Risks		
Risk Description	Mitigating Actions	Owner
None		

8. **RURAL IMPLICATIONS**

There are no rural implications.

9. **CORPORATE IMPLICATIONS**

By submitting this report the author has taken the following into account:-

- Community Safety Implications
 - Environmental Implications
 - ICT Implications
 - Asset Management Implications
 - Human Resources Implications
-

Background Papers: Civica Authority Financials reports
 Closedown files

Author: Sanjiv Kohli, Director of Finance ext 5607
 David Bunker Accountancy Manager ext 5609

Executive Member: Councillor KWP Lynch

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15.6.09

Earmarked Reserves 2008/09

	Balance at 1 April 2008 £'000	Movement in the Year Contributions from (-) Contributions to (+) £'000	Balance at 31 March 2009 £'000
Future Capital Projects	628	-180	448
Benefits Reserve	126	0	126
Local Plan Procedure	303	0	303
Historic Buildings Loan Fund	13	1	14
Disaster Recovery (Corporate & It)	118	0	118
Building Control Reserve	52	-20	32
Land Charges	17	0	17
Local Area Network	3	-3	0
Job Evaluation	90	-90	0
Pension Contribution	37	0	37
ICT Reserve	251	-10	241
Waste Management Reserve	370	-124	246
Development Control Fee Income	76	0	76
Project Management / Master Plan Reserve	343	0	343
Contingency Reserve	120	-46	74
Grounds Maintenance H&S Reserve	23	-4	19
Planning Delivery Grant Reserve	218	59	277
Flexible Working Reserve	110	0	110
IFRS Capacity Support Reserve	20	0	20
Web Development Reserve	60	0	60
Freedom Of Information	3	0	3
LSP ANPR Reserve	5	-5	0
New Performance Improvement Reserve	10	0	10
Ten Maintenance & Training Reserve	5	-5	0
Corporate Services (1) reserve	6	0	6
Corporate Services (2) reserve	1	-1	0
Housing Energy Cert Training Reserve	11	0	11
Finance Capacity Fund Reserve	20	0	20
Well Being Fund Reserve	70	0	70
Workforce strategy reserve	3	0	3
Homeless Prevention Reserve	10	-10	0
Election Reserve	0	25	25
	3122	-413	2709

Supplementary Budget Requests 2009/10 from 2008/09 Underspend

Explanation of Reasons

i	Income
r	Financed from Reserves
o	Other
s	Special Expenses

Reference Code	Detail	Amount	Reason
13 boa/g5045	Exercise referral scheme - carry forward of external funding	1,370	i
13 boa/t4036		-1,370	i
14 ble/g9058	Sports Unlimited Funding - carry forward of external funding	9,490	i
14 ble/t4036		-9,490	i
15 blg/g1002	Leicestershire & Rutland Physical Activity Strategy - carry forward of external funding	8,550	i
15 blg/a1015		8,610	i
15 blg/t4036		-17,160	i
17 dfj/g9058	Community Safety Delivery Group - Contributions to outside bodies - carry forward of external funding	1,800	i
17 dfj/t4036		-1,800	i
18 blc/g1002	Physical activity co-ordinators - carry forward of external funding	1,960	i
18 blc/t4036		-1,960	i
19 bld/g1001	Allotments - carry forward of external funding	540	i
19 bld/t4036		-540	i
		0	i Total
1 dpa/a5045	Purchase of HP Designjet Plotter	1,120	o
2 ztg/a3005	Health Improvement Officer and Student EHO, agreed funding for one year, delays in appointments	14,950	o
2 zta/z8888		-14,950	o
2 zvp/a3005		10,100	o
2 zvp/z8888		-10,100	o
2 cpa/a3005		25,050	o
3 cpa/g1050	Materials for Health Improvement Officer	2,700	o
4 cca/g5045	Impact of PC's Back Street Market Bosworth open on Sundays on Cleaning Contract	1,200	o
5 efb/g5019	EMAS internal audit	4,550	o
6 efa/g9032	Sustainable Development Fund - late application which required further clarification	400	o
7 dad/a5048	Members Training	2,250	o
8 dca/g5022	ICT infrastructure - delays in completing infrastructure upgrade	10,000	o
9 Various	Mayors Civic budgets - impact of difference between financial & civic years	7,150	o
10 drk/g9010	Consultation - Misc - Citizens Panel newsletter delayed to April to incorporate results of winter survey	500	o
11 drz/g5039	Improve Scrutiny - Scrutiny Planning Workshop ordered in March not provided until new year	600	o
12 drz/g4001	Corporate and Community Plan printing - delayed to encompass amendments from SLB/COB prior to sign off by Council	500	o
16 dfe/g1002	Community Safety Drug & Alcohol Project, one year project start delayed re Next Generation involvement	1,870	o
16 dfe/g5100		4,240	o

20 eda/g5020	Town Centre Master plan - final installment of Lambert Smith Hampton - delays re CDA	14,000 o
21 eac/g5019	Consultancy CCTV re improvements to Control Room	4,220 o
22 dae/g5006	Human Resources - Equalities Project - Peer Review not yet undertaken	2,500 o
23 dbf/g5060	Creditor Management - Back Scanning of Invoices - delays in scanning of old invoices work scheduled for 2008/09 not carried out until April 2009	740 o
		83,590 o Total
		83,590 Grand Total

APPENDIX 3 - SUMMARY OF MAJOR GENERAL FUND CAPITAL VARIATIONS

Schemes due for completion in 08/09. Completion now in 09/10

Swallows Green	19,172	Works not completed due to wet conditions. Balance to be c/fwd
Hollycroft Park	52,189	Delays due to wet weather conditions. Also difficulties in obtaining technical specification for reinstatement of stream.
Ashby Road Cemetery Extension	122,091	Wet weather delays - adverse ground conditions meant works had to be pulled off site. Construction works completed in May.
Clarendon Park	9,100	Delays in obtaining planning consent which was granted March 09. Works will be ordered by June 09
Sustainable Energy Projects	10,000	Project to be completed in May. Delay due to Legionella issues
C C T V : Equipment Replacement	12,814	Delay due to technical issues with linkages.
Web 2008/09	11,281	Work now due to be integrated with new development project
Financial System (Fixed Asset)	24,822	Delays due to transfer of land registry records
	<u>261,469</u>	

Underspends not to be carried forward

Home Improvement grants	87,457	Underperformance of Home Improvement Agency (Agency promotes scheme and process applications). A new SLA is now in place. If the Agency underperforms the Council will implement other delivery options.
	<u>87,457</u>	

Schemes that cross financial years 08/09 and 09/10

Parish & Community Initiatives Grants	13,860	Awaiting evidence before final payments on 2 schemes. One payment now released.
Langdale Rec	52,266	Delay due to adverse weather conditions.
Borough Improvements	10,114	Delays due to installation problems and delays with faculty consent. 9k to be c/fwd, balance is an underspend
Atkins Site Purchase & Site Preparation	-53,710	Overspend due to reimbursement being taken out of project until further CCTV works are conducted. This reimbursement will be used to finance CCTV works in the future.
Goddard Building Conversion	-66,999	Rephasing of site and building works within 2009. These works were approved by the project board and the funding body.
Flexible Working Project	50,000	mead, the implementation of instant messaging and setting up the benefits team as mixed location workers. We have delayed upgrading the line and implementing the instant messaging until April 09. We are now entering the second phase of the project which should see a number of teams taking up the options
Leisure Centre	39,675	Delays in completion of design study. Project now deffered
GIS Upgrade	44,090	Delay in other ICT upgrades, data capture project and internet upgrades. This needed to be completed before this project could be implemented to ensure compatibility and optimum benefit from GIS
Greenfields Development	130,000	Awaiting external funding approval before commence of project.
Total Annual Expenditure	153,997	3rd party contractual and delivery delays. The majority of this underspend has been committed in April and May. This project is 100% Externally funded and the carry forward of funds has been approved by the funding body
	<u>373,293</u>	

TOTAL

722,219

COUNCIL - 23 JUNE 2009.

REPORT OF THE DIRECTOR OF FINANCE
STATEMENT OF ACCOUNTS 2008/09

1. PURPOSE OF REPORT

To seek Council's approval of the Draft Statement of Accounts for 2008/09

2. RECOMMENDATION.

That Council approve the Draft Statement of Accounts for the year 2008/09

3. BACKGROUND

Under the terms of the Accounts and Audit Regulations each Local Authority is required to prepare and approve a Statement of Accounts by 30 June following the end of the year to which they relate.

Attached to this report is the Hinckley & Bosworth Borough Council Statement for the year 2008/09.

The statement has been prepared according to the requirements of the Chartered Institute of Public Finance and Accountancy (CIPFA) Statement of Recommended Practice (SORP). The SORP gives guidance to authorities as to how the Financial Reporting Standards (FRS) should be applied to local authorities financial statements so that they meet legislative requirements and Generally Accepted Accounting Practices (GAAP) to allow statements to be comparable across authorities and other sectors.

It should be noted that a new SORP was introduced for the 2006/07 Statement that moved the information reported in the main accounting statements more towards that required for the accounts to be UK GAAP compliant. This change is applicable to all principal local authorities in the UK. There are also legal requirements and restrictions as to what can and cannot be charged to the local tax or rent payer and these items need to be reflected in the accounts because they differ from the amounts that need to be charged to enable the accounts to comply with UK GAAP to ensure that the true position and Balance is shown for the General Fund and Housing Revenue Account. The 2008/09 accounts have been prepared according to the same basic SORP but there have been some minor amendments particularly in relation to some of the accompanying notes and disclosures, principally in relation to Pensions and Financial Instruments.

The statement comprises the Main Financial Statements

- Income and Expenditure Account and accompanying statements
- Balance Sheet
- Cash Flow Statement
- Plus accompanying notes

Together with the following supplementary Statements

- Housing Revenue Account
- Housing Repairs Account
- Collection Fund
Plus accompanying notes

The Statement also includes

- An explanatory foreword
- Statement of Accounting Policies
- Glossary of Terms

The statement presented is subject to audit and hence should be considered as a draft. The Council's external auditors, Price Waterhouse Coopers, are intending to commence their audit on 29 June 2009. Publication of the Accounts will take place following their approval by the External Auditors.

One area that needs to draw to the attention of members is the treatment of the revaluation of Fixed Assets. For the first time in 2007/08 a Revaluation Reserve was created to deal with the changes in Market Value of Assets. Where an asset has increased in value the movement is credited to the reserve so that it does not impinge on the Revenue Account. Where an asset has decreased in value there are three courses of action that can be taken which are

1. Where the downward valuation is less than any accumulated increases in valuation charge the movement to the Revaluation Reserve
2. Where the downward valuation is more than the accumulated Revaluation Surplus in the Reserve, the downward valuation up to the amount in the reserve is charged to the reserve and the balance to the Income and Expenditure Account with that amount being taken out in the Statement of Movement in General Fund Balances to remove any impact on the tax payer
3. Where there is no accumulated balance in the Reserve, the whole amount is charged to Income and Expenditure and reversed out via the Statement of Movement in GF Balances.

The current economic climate has had a significant effect on the Council's asset values. This has resulted in downward revaluations that are not covered by the amounts in the revaluation reserve which has resulted in a deficit on the Income and Expenditure Account of £20m. This has been reversed below the line.

4. FINANCIAL IMPLICATIONS

There are none arising directly from the report.

5. LEGAL IMPLICATIONS (LH)

None other than those contained in the body of the report.

6. **CORPORATE PLAN IMPLICATIONS**

This report contributes to the Council's Corporate Objective

"Proud of our
Probity and Honesty in Governance and Management
And
Value in Service Delivery & Investment in people"

7. **RISK IMPLICATIONS**

It is the Council's policy to proactively identify and manage significant risks which may prevent delivery of business objectives.

It is not possible to eliminate or manage all risks all of the time and risks will remain which have not been identified. However, it is the officer's opinion based on the information available, that the significant risks associated with this decision/project have been identified, assessed and that controls are in place to manage them effectively.

The following significant risks associated with this report/decision were identified from this assessment:

Management of Significant (Net Red) Risks		
Risk Description	Mitigating actions	Owner
None		

8. **RURAL IMPLICATIONS**

There are none

9. **CORPORATE IMPLICATIONS**

By submitting this report the author has taken the following into account

- Community Safety Implications
- Environmental Implications
- ICT Implications
- Asset Management Implications
- Human Resources Implications

Background Papers Civica Authority Financials/Business Objects Reports
 Accounts and Audit Regulations 2003
 Cipfa SORP 2007

Contact Officer – David Bunker, Accountancy Manager

Executive Member : Councillor K W P Lynch

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COUNCIL 23 JUNE 2009

REPORT OF DIRECTOR OF FINANCE
RE : ANNUAL CORPORATE GOVERNANCE STATEMENT

1. **PURPOSE OF THE REPORT**

To seek the approval of the Annual Corporate Governance Statement

2. **RECOMMENDATIONS**

That Council approval of the Annual Corporate Governance Statement.

3. **BACKGROUND TO THE REPORT**

Regulations have placed emphasis on all local authorities to ensure they have sound systems of internal control. The Accounts and Audit Regulations 2003 have established requirements that all local authorities must adhere to in relation to systems of internal control. This has implications for the whole authority and all its services. The regulations require councils to “have a sound system of internal control which facilitates the effective exercise of the council’s functions and which include the arrangements for the management of risk”.

The Council is required to review at least annually the effectiveness of the system of internal controls and make a statement on that within the Statement of Accounts.

Whilst the legislation requiring the statement is placed with the Accounts and Audit Regulations **this is not just an accounting or auditing issue. The Statement on Corporate Governance is a key measure of the overall effectiveness of the Authority.**

As part of the production of the statement on corporate governance, assurance is required from all services regarding their current systems, procedures and accompanying controls operated. All services have therefore been asked to complete a service assurance assessment and produce an accompanying service assurance statement. The statements have been taken into account in drawing up the Statement of Internal Control.

4. **FINANCIAL IMPLICATIONS (DB)**

None.

5. **LEGAL IMPLICATIONS**

The Council is responsible for ensuring that its business is conducted in accordance with the law and proper standards and that public money is safeguarded and properly accounted for. The Council also has a duty under the Local Government Act 1999 to make arrangements to secure continuous improvement in the way in which it functions, having regard to a combination of economy efficiency and effectiveness.

In discharging this overall responsibility, the Council is also responsible for ensuring that there is a sound system of internal control which facilitates the effective exercise of the council’s functions and which includes arrangements for the management of risk. The Accounts and Audit Regulations 2003 have established the requirement that all local authorities must adhere to in relation to systems of internal control.

6. **COMMUNITY PLAN IMPLICATIONS**

This report contributes to the achievement of the following Strategic Aim

“Proud of our Probity and Honesty in Governance and Management”

7. **RISK IMPLICATIONS**

It is the Council’s policy to proactively identify and manage significant risks which may prevent delivery of business objectives.

It is not possible to eliminate or manage all risks all of the time and risks will remain which have not been identified. However, it is the officer’s opinion based on the information available, that the significant risks associated with this decision/project have been identified, assessed and that controls are in place to manage them effectively.

The following significant risks associated with this report/decision were identified from this assessment:

Management of Significant (Net Red) Risks		
Risk Description	Mitigating actions	Owner
None		

8. **CONSULTATION**

All members of SLB, COB and Middle Managers have been consulted in preparing the Statement.

9. **RURAL IMPLICATIONS**

There are none

10. **CORPORATE IMPLICATIONS**

In preparing the report the author has taken into account

- Community Safety Implications
- Environmental Implications
- ICT Implications
- Asset Management Implications
- Human Resources Implications

Background Papers: Statement of Corporate Governance
 Statement of Accounts

Contact Officer: David Bunker Accountancy Manager ext 5609

Executive Member Cllr K W P Lynch

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The Annual Governance Statement

SCOPE OF RESPONSIBILITY

Hinckley and Bosworth Borough Council (the Council) is responsible for ensuring that its business is conducted in accordance with the law and proper standards, and that public money is safeguarded and properly accounted for and used economically, efficiently and effectively. The Council also has a duty under the Local Government Act 1999 to make arrangements to secure continuous improvement in the way in which its functions are exercised, having regard to a combination of economy, efficiency and effectiveness.

In discharging this overall responsibility, the Council is also responsible for ensuring that there is a sound system of corporate governance which facilitates the effective exercise of the Council's functions and which includes arrangements for the management of risk.

THE PURPOSE OF THE SYSTEM OF CORPORATE GOVERNANCE

The system of corporate governance is designed to manage risk to a reasonable level rather than to eliminate all risk of failure to achieve policies, aims and objectives. It can therefore only provide reasonable and not absolute assurance of effectiveness. The system of corporate governance is based on an ongoing process designed to identify and prioritise the risks to the achievement of the Council's policies, aims and objectives, to evaluate the likelihood of those risks being realised and the impact should they be realised, and to manage them efficiently, effectively and economically.

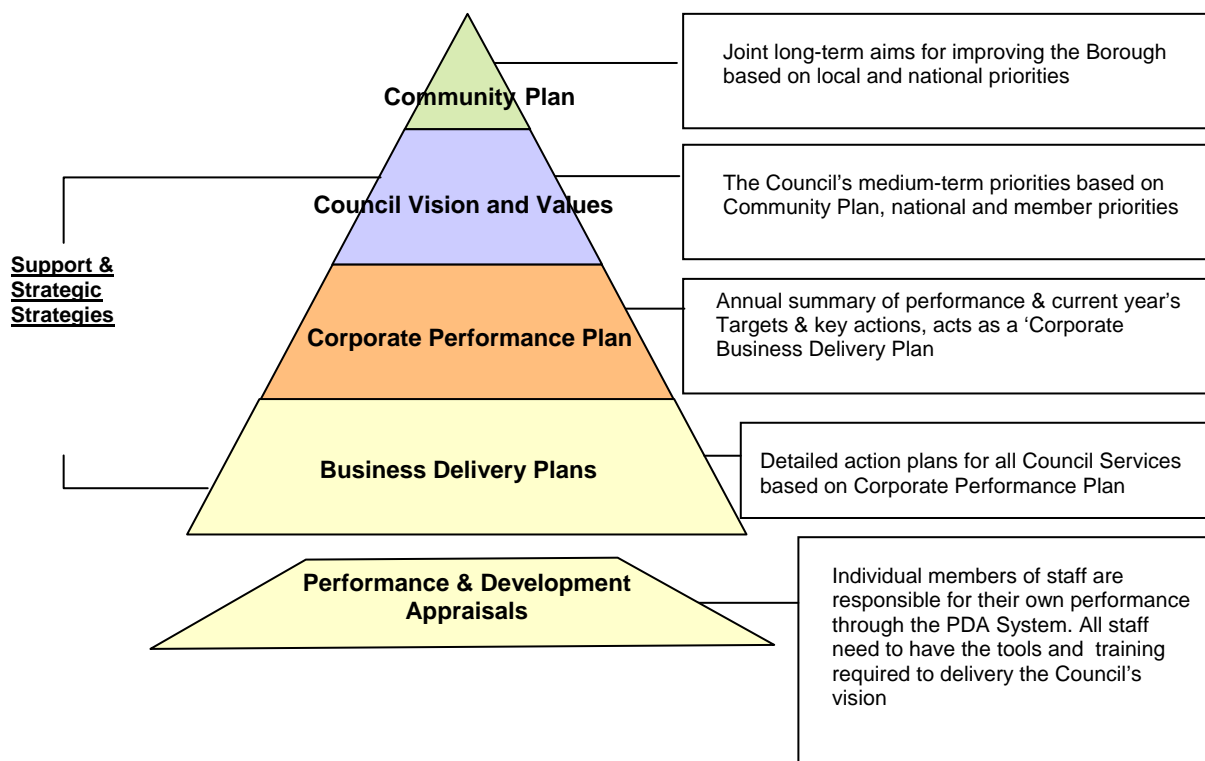
Improvements to the System of Internal Control have been made during 2008/09 and will be further developed in future years.

THE INTERNAL CONTROL ENVIRONMENT

The key elements of the Council's internal control arrangements are as follows:

- The Council's Community Plan developed by the Local Strategic Partnership for the period 2007/12 sets out the long-term aims of the Borough and drives the Corporate Performance Plan and Medium Term Financial Strategy. The Council's Corporate Performance Plan for the period 2008/13 focuses on the Council's development of its services based around an agreed set of priorities developed through cross-party engagement by the Council's Executive. The objectives are reflected in the Business Delivery Plans developed by the Service Managers and the Strategic Leadership Board. Progress achieved against the objectives is continuously managed through the Performance Management Framework on a quarterly basis and annually in the Corporate Performance Plan. The financial implications arising out of the implementation of the corporate performance plan are set out in the Medium Term Financial Strategy.
- The Council uses different plans and strategies at all levels of the organisation to plan and monitor the achievement of its objectives. The framework is represented by the diagram set out below and a simple explanation is given for each element.

Hinckley & Bosworth Borough Council – Corporate Planning Framework



- The Corporate Planning Framework is underpinned by a number of support and strategic documents which outline in detail how particular aspects of the Council's business are going to be delivered. The Council's support strategies identify how the support services of the Council will reinforce and sustain the services that the Council provides and consist of Asset Management Strategy, Capital Strategy, Human Resources Strategy, ICT Strategy, Medium Term Financial Strategy, Risk Management Strategy and Procurement Strategy.
- The Council's Strategic documents outline how specific services will be provided to the Borough in the medium to long term and these strategies consist of Cultural Strategy, Green Space Strategy, Hinckley Town Centre Master Plan, Local Development Framework and Leicestershire Waste Management Strategy.
- Council policies are produced in accordance with the principles set out in the Council's Constitution and recommended for approval following review by senior management in consultation with Heads of Service. Decision-making that falls within the policy and budgetary framework rests with the Council's Executive whilst those falling outside the framework are reserved to full Council. The call-in procedure enables the Scrutiny Commission to review decisions made by Executive (although the major focus of the overview and scrutiny function involvement is through policy development rather than policy review). Day to day decision-making is carried out by appropriate officers in accordance with the Scheme of Delegated Powers and the Financial Procedure Rules. These arrangements all contribute to the economic, efficient and effective operation of the Council.

The Annual Governance Statement (continued)

- The Council ensures compliance with established policies, procedures, laws and regulations through various channels. Two statutory officers (Section 151 Officer and the Monitoring Officer) have responsibility for ensuring that the Council does not act in an ultra vires manner, supported by the Internal Audit function, which facilitates the management and mitigation of risk and provides assurance on matters of internal financial control. The Human Resources function, through the use of workforce development reviews assesses and provides a means of improving competencies to ensure that officers are equipped to discharge their duties in accordance with the requirements of the Council.
- The Council has embedded the improvement actions identified by the Audit Commission Comprehensive Performance Assessment (CPA) 2004 where the Council was rated as 'fair'. Overall the findings of the inspection identified that the Council provided quality and value for money services but needed to improve the effectiveness of its corporate governance and strategic planning arrangements. To independently measure the Authority's progress, the Council volunteered to 'pilot' the Audit Commission's revised 'a harder test' corporate assessment in December 2005. The results of the inspection recognised the improvements that have been made and the quality and commitment of the Council's staff. There is still more to be achieved in the future but the 'building blocks' are now in place for the Council to achieve its long-term vision and strategic aims for the Borough of Hinckley and Bosworth.
- This was proved by the fact that in 2008/09 the Council sought a CPA re-assessment and was recategorised as an "excellent" authority. This was a recognition of all the work that had been undertaken since 2004 to implement and embed the improvement actions identified in the 2004 inspection
- The Council's service and financial planning process ensures that resource allocation is aligned to the priorities identified in the Corporate Performance Plan and annual Business Delivery Plans. The Council has in place Contract Standing Orders and Financial Procedure Rules designed to ensure that the Council achieves value for money in discharging its procurement requirements.
- The Council's revised Medium Term Financial Strategy was approved by Council in April 2009 and will be reviewed in the autumn of 2009. The financial management of the authority will be guided by the Medium Term Financial Strategy and three-year financial forecast, which will provide a framework for the Council to work within when considering strategic financial decisions. The annual Treasury Management Strategy statement determines the Council's approach to investment and borrowing during the course of the financial year. The detailed Financial Procedure Rules provide the rules, regulations and procedures that govern the day-to-day financial affairs of the Council.
- The system of internal financial control is based on a framework of regular management information, financial regulations, administrative procedures, management supervision, and a system of delegation and accountability. Senior officers within the Council undertake development and maintenance of the system and its effectiveness is reviewed by both external and internal audit. In particular, the system includes:
 - As a minimum an adequate system of budgetary control;
 - Regular reviews of periodic and annual financial reports which indicate financial performance against the forecasts;
 - The preparation of regular financial reports which indicate actual expenditure against the forecasts;

The Annual Governance Statement (continued)

- Clearly-defined capital expenditure guidelines;
 - As appropriate, formal project management disciplines;
 - Regular performance management reports;
 - Data Quality Checks;
 - Embedded Risk Management
- Financial management information is provided to members of the Executive on a regular basis throughout the year in order that they can monitor the specific portfolio areas for which they have responsibilities. The Strategic Leadership Board and other officers receive regular detailed reports on variances and the systems and procedures in place are designed to prevent avoidable adverse variances. The Internal Audit function operates a risk-based approach to its work and carries out its duties in accordance with the CIPFA Code of Practice. Internal Audit reports are produced in blocks in accordance with the approved Plan. Internal Audit reviews each area against a set of system controls agreed with management at the start of the visit and within the overall framework of system control objectives. The findings of Internal Audit, including any recommendations are reported to, and scrutinised by, the Finance and Audit Services Select Committee in a six-week cycle.
 - The Council has in place an agreed clear and coherent framework for managing performance. Management arrangements are in place to evaluate performance. A computer-based system has also been established for the regular management of performance indicators that are reported to officers and members. Each month figures are entered by Heads of Service before the database is locked to maintain accuracy in reporting. These reports show all performance indicators in an accessible format of charts and figures and are allocated to individual Executive Member leads. The reports provide the following information for each of these indicators:
 - performance for current year
 - the target set for current year
 - performance in the previous year
 - targets for the next three years
 - an explanation of performance and the targets set
 - Data Quality Checks

The reports are presented to Strategic Leadership Board, Scrutiny Commission and the Executive.

REVIEW OF EFFECTIVENESS

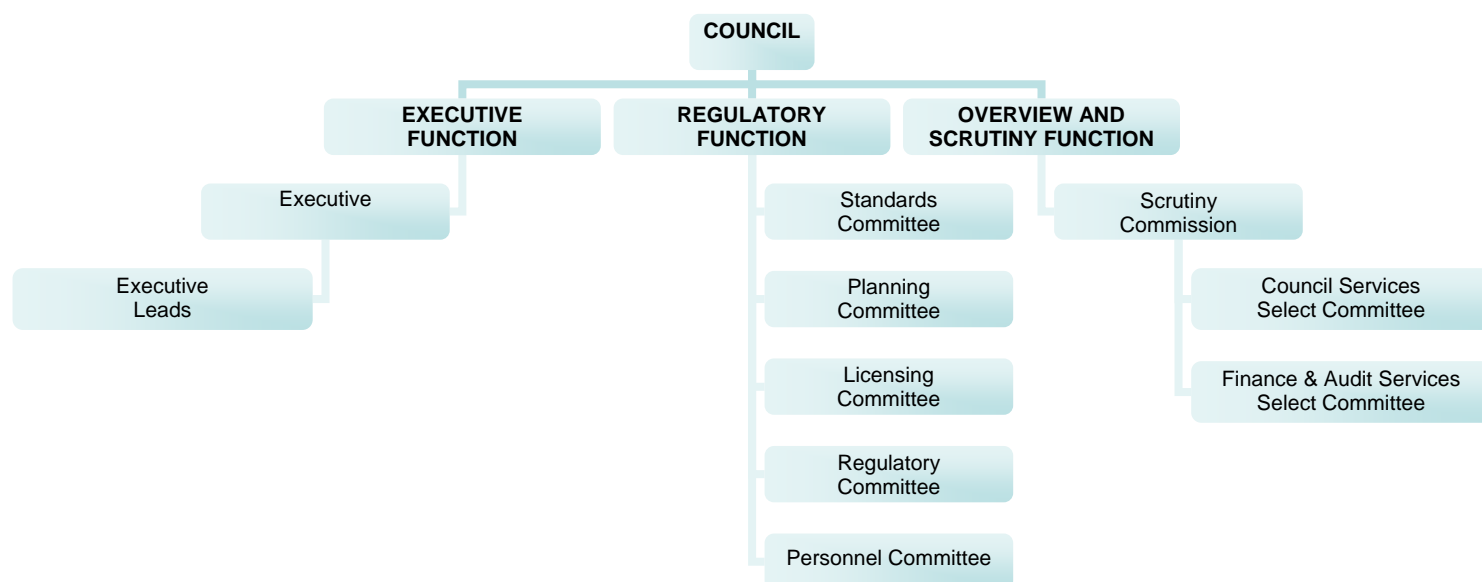
The Council has responsibility for conducting, at least annually, a review of the effectiveness of the system of internal control. The review of the effectiveness of the system of internal control is reported by internal audit and the executive managers within the Authority who have responsibility for the development and maintenance of the internal control environment, and also by comments made by the external auditors and other review agencies and inspectorates.

- Internal Audit is provided in accordance with the statutory responsibility under S151 of the Local Government Act 1972, the Accounts and Audit Regulations

The Annual Governance Statement (continued)

2003 and to the professional standards of the CIPFA Code of Practice for Internal Audit in Local Government.

- The internal audit service has been outsourced to Bentley Jennison, for 2008/09. Internal Audit delivers its work in accordance with best practice and complies with the requirements of the Government Internal Audit Standard, CIPFA Code and other relevant CCAB standards. Bentley Jennison report through the responsible financial officer, who then submits reports to the Finance and Audit Select Committee, which in turn derives its terms of reference from the Scrutiny Commission. Audit recommendations are followed up in a timely manner based upon the priority of the recommendation. Bentley Jennison acting as Chief Internal Auditor provide and amend assurance statements containing an opinion on the adequacy and effectiveness of the system of internal control, drawing upon the work completed during the year and the extent of the internal audit strategy covered.
- Internal Audit objectively examines, evaluates and reports on the adequacy of internal controls as a contribution to the proper, economic and effective use of resources. During 2008/09, this responsibility was carried out by following an approved risk based annual audit plan covering the period 2008 to 2011. Bentley Jennison provides an independent opinion on the adequacy and effectiveness of the system of internal financial control.
- The Council is committed to the principle of open government and everyone is welcome to attend meetings (when no confidential information is being discussed) and to receive details of non-confidential items. The diagram below sets out the Council's democratic decision making arrangements.



- The Council's Constitution sets out the essential elements of the scrutiny processes that are administered by the Scrutiny Commission and the Select Committees. It describes the functions and membership of the Select Committees and refers to the Select Committee and Scrutiny Procedure Rules. Decisions of the Cabinet are subject to scrutiny by the Scrutiny Commission and two Select Committees, one responsible for Council Services and the other for Finance and

The Annual Governance Statement (continued)

Audit. The Scrutiny Commission and Select Committees also have a role in policy development. In addition, task groups are established to oversee ad-hoc projects.

The Council has two panels reviewing Housing Allocations and E-Government. The Scrutiny Commission publishes an Annual Report and a Work Programme; this is available on the Council's website (www.hinckley-bosworth.gov.uk/scrutiny) and from the Council on request.

- The Council publishes a rolling Forward Plan. This Plan provides details of the key decisions that are planned to be taken over the following four month period. The information is available on the Council's website: www.hinckley-bosworth.gov.uk/forwardplan and decisions of particular interest are included in the Borough Bulletin.
- Each year all services are required to conduct a self-assessment of the adequacy of controls in place to manage principal business risks – a Service Assurance Statement. This Statement evaluates the effectiveness of procedures, systems and controls, highlights areas for improvement and actions intended to address these. Action plans are incorporated in the service planning process.

The effectiveness of the internal financial controls are also reviewed annually by the external auditor whose Management Letter is considered formally by the Executive.

SIGNIFICANT INTERNAL CONTROL ISSUES

A significant overspend relating to expenditure on the HRA Capital Programme was identified in March 2008. Once identified, senior managers took immediate steps to resolve the issue by means of analysis, investigation and management action. The reasons for the overspend and the resolutions are addressed elsewhere in the Statement of Accounts and members have been provided with full details in the reports to Council on 24 June 2008 on the year end outturn position and the review of Housing Repairs and Maintenance Capital and Revenue Budgets. The main weaknesses identified were as follows:

- Failure to establish effective controls over the external housing repairs contract, in part due to a lack of understanding by officers of the implications of the move to open book accounting;
- Controls that were in place were ineffective and not consistently applied;
- When problems were identified by officers (and in part by the contractor) early in 2007/08 they were not managed and reported effectively nor on a timely basis. This failure to take appropriate action occurred up to and including senior officers of the Council;
- Insufficient action was taken by officers to address issues that arose in the working of the contract;
- As a result of all the above there was a material unplanned overspend which was not reported to the Council's Director of Finance and Section 151 Officer as required by the Council's Financial Procedure Rules;
- As a result of all of the above the material unplanned overspend was not reported formally to elected Members until the year end.

The Annual Governance Statement (continued)

The immediate actions taken to address the above weaknesses were as follows:

- Urgent independent reviews of the housing operations, housing management, financial controls and financial management were commissioned by senior management to establish the circumstances around the failures, take any corrective action and to ensure lessons are learnt;
- Urgent work being undertaken to establish an effective control framework;
- Actions being recommended to minimise the impact of the overspend;
- A review of the operation of the contract;
- Monitoring and reporting processes put in place for the beginning of the 2008/09 financial year;
- A review of the existing process for monitoring of budgets for the non-housing operations of the Council;
- Immediate message through joint Chief Executive and Director of Finance briefings to middle managers and staff regarding mandatory compliance with financial procedures and mandatory requirement to attend financial training.
- Full review and challenge by the Scrutiny Commission resulting in further follow up work and review.

These actions have proved to be successful as there was a small underspend on the revised contract for responsive repairs in 2008/09. Further work is being undertaken to ensure that contract provides good value for money and that future budgets are not exceeded.

We have been advised on the implications of the review of the effectiveness of the system of internal control by the Executive and plan to address weaknesses and ensure continuous improvement of the system is in place.

.....
Steve Atkinson MA(Oxon) MBA MioD FRSA
Chief Executive

Date.....

.....
David Bill
Leader of the Council

Date

COUNCIL – 23 JUNE 2009

REPORT OF DIRECTOR OF COMMUNITY AND PLANNING SERVICES

RE: ALCOHOL CONSUMPTION IN PUBLIC PLACES DESIGNATED PUBLIC PLACES ORDER – HINCKLEY & BOSWORTH BOROUGH COUNCIL

1. PURPOSE OF REPORT

- 1.1 The purpose of the report is to inform members of the measures available under the Criminal Justice and Police Act 2001 to restrict anti-social drinking in public places.
- 1.2 This report provides the details of the consultation process undertaken by HBBC Licensing in respect of the implementation of a Designated Public Place Order to cover the majority of the urban areas of the Borough.

2. RECOMMENDATION

- 2.1 Members of the Council are recommended: -
- 2.2 To determine that the Council, is satisfied that the test under section 13 (2) of the Criminal Justice and Police Act 2001 has been met and that there is evidence that across the Borough nuisance or annoyance to members of the public or a section of the public; or disorder has been associated with the consumption of alcohol.
- 2.3 To make the Order, to be known as the Hinckley & Bosworth Borough Council (Alcohol Consumption in Designated Public Places) Order (No 1) 2009, shown at Appendix C.

3. BACKGROUND TO THE REPORT

- 3.1 Under sections 12 to 16 of the Criminal Justice and Police Act 2001 the Government introduced measures to restrict anti-social drinking in specified places.
- 3.2 These measures have replaced the Byelaws that many authorities had introduced to restrict the consumption of alcohol in designated public places.
- 3.3 The establishment of an Designated Public Place Order (DPPO) will not prohibit drinking in public places but will give a police officer, or Police Community Support Officer (PCSO) the power to confiscate alcohol from anyone who is causing a nuisance in a public place and to prosecute and fine individuals who refuse to stop drinking in public when requested.

- 3.4 The adoption of the measures contained within the Act are designed to be more straightforward and it is felt by Government that the introduction of primary legislation helps to ensure greater consistency.
- 3.5 It is hoped that the public drinking measures will provide an effective response to the problems associated with the anti-social consumption of alcohol in public places. Not only does this often include underage consumption of alcohol it can also generate problems of crime, disorder and social nuisance which impacts on the quality of life of citizens and visitors to the Borough.
- 3.6 The restriction on public drinking will not apply to any premises or area covered by a licence or Temporary Events Notice under the Licensing Act 2003 when alcohol is being served under the licence and 30 minutes thereafter. The consumption of alcohol, will therefore still be permitted in licensed public houses, clubs or restaurants, beer gardens, local authority licensed public spaces or areas covered by Pavement Café licences under the Highways Act 1980.
- 3.7 Before making a Designated Public Places Order the Council must be satisfied that nuisance or annoyance to members of the public, or a section of the public, or disorder has been associated with the consumption of alcohol in the place proposed to be covered by the Order.
- 3.8 The Crime and Disorder Reduction Partnership have provided evidence of nuisance and disorder associated with consumption of alcohol, which is attached at Appendix A.
- 3.9 The order should not lead to a comprehensive ban on drinking in the open air. It is for the local authority to be satisfied that public nuisance, annoyance or disorder has been associated with drinking in the area concerned and that a designation order under section 13 is appropriate.
- 3.10 The local authority has made an assessment of all the areas to where we reasonably believe that nuisance or disorder will be displaced, ensuring that all those affected by the designation have been consulted.

Consultation

- 3.11 The following persons and organisations all received a consultation letter as required by the regulations:
 - The police prior to making a designation order.
 - Parish and town councils in whose area the public place is to be designated.
 - Each premises licence holder, club premises certificate holder or other premises user in respect of premises in the public place to be designated which may be affected by the designation.
 - Owners or occupiers of any land for public use that may be identified in a designation order.
 - Neighbouring local authorities which may be affected by the order.

- 3.12 In addition, a Public Notice was published in February 2009 in the Hinckley Times Newspaper in accordance with Paragraph 5 of the above regulations which invited the public, owners of commercial premises and land owners to make representations on the proposal.
- 3.13 The Council also placed an advertisement in the Borough Bulletin, raised the profile through local Pubwatch schemes, placed a Public Notice at the main Council Offices, promoted the DPPO through the Council's website and had a presentation continually running in the main reception area of Argents Mead during the consultation period.
- 3.14 The principal theme of the responses indicated support for the proposal in order to tackle alcohol related anti social behaviour and nuisance and the resulting benefits to the area of such a proposal.
- 3.15 Responses also suggested additional areas for consideration in the vicinity of the proposed Order where problems of alcohol related anti-social behaviour and nuisance had been experienced.
- 3.16 Inspector Martyn Ball LPU Commander for Hinckley & Bosworth responded by stating that the proposal has full support as a tool in support of the aim of reducing alcohol related disorder and anti social behaviour.
- 3.17 Further responses were received from Barlestone Parish Council and Ratby Parish Council which are summarised in Appendix B to the report.
- 3.18 Following a meeting of the Licensing Committee on 09 June 2009 the Committee made recommendation that the Council create a Designated Public Place Order as per the recommendation at 2.3.

Publicity – post decision to make a DPPO

- 3.19 Once a decision has been made to designate an order under section 13 of the 2001 Act a local authority must publicise the details of the area to be designated in the order in a newspaper circulating in its area identifying the place which is to be designated and setting out what effect the DPPO will have at particular times in relation to any type of premises in the public place. The newspaper publicity must say on which date the order would take effect.

Signage

- 3.20 There is a requirement to erect signs to ensure that the public (including visitors to the area) are made aware that restrictions on public drinking may apply. The local authority must therefore erect signage that indicates what effect the DPPO will have in relation to any type of premises in the public place. Later this year the maximum fine will be changed from £ 500 (level 2) to £ 2,500 (level 4), when the Policing & Crime Bill 2008 becomes an Act of Parliament.

Notification to Secretary of State

- 3.21 To ensure that the public have full access to information about designation orders made under section 13 of the Act and for monitoring arrangements, the Regulations require all local authorities to send a copy of any designation order to the Secretary of State as soon as reasonably practicable after it has been made.

Evidential Requirement

- 3.22 Evidence can be provided from a number of sources including the Police, Parish Councils, members of the public, Community Safety etc.
- 3.23 The procedural steps required to introduce a DPPO and consult on the making of a Designated Public Places Order to cover the areas identified where problems exist have been undertaken attached at Appendix A & B.

4. FINANCIAL IMPLICATIONS [HF]

- 4.1 Expenditure on one press notice was included in the 2008/09 accounts. The notice notified the public for consultation purposes of the intent to implement a DPPO. If the order is approved by Council an additional notice will go into the press to notify the public that the order has been made. There will also be costs of erecting signs to enforce the DPPO, estimated at £60 per sign.
- 4.2 Additional revenue costs will be incurred in 2009/10 of approximately £ 3,700. Funding has been requested out of the Beacon Award money received by the council.

Total estimated expenditure is:

	Number		Unit cost		Total
Design, printing and fixing of hard signs	50	x	£60	=	£ 3,000
Public Notices in local newspapers	2	x	£500	=	£ 1,000
Design, printing of public information	500	x	£0.40	=	£ 200
					<u>£ 4,200</u>

5. LEGAL IMPLICATIONS [MR]

- 5.1 Covered in the report.

6. CORPORATE PLAN IMPLICATIONS [MB]

- 6.1 The restriction of the consumption of alcohol by people causing annoyance in public will support a reduction in alcohol related nuisance, disorder, antisocial behaviour, litter, street fouling and public perceptions of fear that will enhance the achievement of a Safer and Healthier Borough, and Strong and Distinctive Communities elements of the 2009- 2014 Corporate Plan.

7. **CONSULTATION [MB]**

- 7.1 The parties identified in section 3.11 of the report have been consulted to meet the statutory consultation requirements of The Local Authorities Alcohol Consumption in Designated Public Places) Regulations 2007.

8. **RISK IMPLICATIONS**

It is the Council's policy to proactively identify and manage significant risks which may prevent delivery of business objectives.

It is not possible to eliminate or manage all risks all of the time and risks will remain which have not been identified. However, it is the officer's opinion based on the information available, that the significant risks associated with this decision / project have been identified, assessed and that controls are in place to manage them effectively.

The following significant risks associated with this report / decisions were identified from this assessment:

Management of significant Risks		
Risk Description	Mitigating actions	Owner
Legal Enforcement of designated public place orders is at the discretion of the police, and not enforceable by council staff, however the risk of legal challenge and costs of any challenge are borne by the borough council.	The risk of challenge has been assessed and the proposed policy and procedural framework is intended to minimise that risk.	Mark Brymer
Reputation		
Our peers and partners views of us will diminish, if the order is not implemented.	Implementation of a Designated Public Place Order.	Mark Brymer

9. **RURAL IMPLICATIONS**

- 9.1 The DPPO will have equal impact on all areas of the Borough, namely:
- It is expected that there will be some reduction in the noise nuisance associated with intoxication on the streets.
 - It is expected that there will be a reduction in the problem of street fouling, particularly in that, which is associated with street drinking.
 - It is expected that there will be some reduction in the public perception of disorder associated with intoxication and drunkenness on the streets.
 - It is expected that there will be some reduction in the amount of alcohol related bottles and cans associated with aspects of street drinking.

10. **CORPORATE IMPLICATIONS**

10.1 By submitting this report, the report author has taken the following into account:

- Community Safety implications [Ron Grantham, ext 5832]
- Environmental implications [Jane Neachell, ext 5968]
- ICT implications [Paul Langham, ext 5995]
- Asset Management implications [Malcolm Evans, ext 5614]
- Human Resources implications [Julie Stay, ext 5688]
- Voluntary Sector [VAHB]

Background papers:

Crime and Disorder Act 1998

Criminal Justice and Police Act 2001

Information from [crimereduction.gov.uk](http://www.crimereduction.gov.uk) website:-

<http://www.crimereduction.homeoffice.gov.uk/alcoholorders/alcoholorders01.htm>

Home Office respect website – www.respect.gov.uk

Home Office Circular 013 / 2007 - The Local Authorities (Alcohol Consumption in Designated Public Places) Regulations 2007

Local Authorities (Alcohol Consumption in Designated Public Places) Regulations 2007

Contact Officer: Mark Brymer Principal Licensing Officer ext 5645

Executive Member: Cllr Mrs. Wendy Moore

24C23jun09
12.6.09

Appendix A

LEICESTERSHIRE CONSTABULARY

FROM: Karen Earp, CDRP Analyst

TO: Insp. Martyn Ball, Mark Brymer

AREA/LPU/DEPT.: Hinckley & Bosworth CDRP

DATE: 13/11/2008

REF: Alcohol Consumption Analysis for DPPO application

SUBJECT: Alcohol Consumption Analysis for DPPO application

The aim of this piece of research is to identify areas where the consumption of alcohol has a detrimental effect on crime and disorder levels, the perceived and actual safety of the public and the physical environment.

Data

The data used in this report come from two sources:

- Leicestershire Constabulary's Operational Information System (OIS) which register all reports of incidents, whether from victims, witnesses or third parties, whether crime related or not.. In particular incidents of anti-social behaviour are recorded on this system.
- Leicestershire Constabulary's Crime and Incident System which records details of all crimes.

Previous Analysis – Neighbourhood Profiles - 01/08/2007 to 31/07/2008.

In depth analysis of Crime & ASB for each beat has been completed in the neighbourhood profiles for each beat on Hinckley LPU. ASB hotspots and the type of ASB involved have been identified for each beat for the period 01/08/2007 to 31/07/2008. The results of these have been used in the report below.

The link between Alcohol Consumption and ASB and Violent Crime.

The recording of crime on Leicestershire Constabulary CIS only states whether it is alcohol linked or definitely not alcohol linked in about 20% of cases. The recording of ASB is often less than this. Therefore making a direct link between alcohol consumption and ASB and Violent behaviour cannot be made. However, it is widely acknowledged that alcohol consumption particularly binge drinking in the 18 – 24 year old age group and underage drinking is the main contributory factor to these types of behaviour.

Violent Crime Trends in Hinckley and Bosworth

Encouragingly since 2004 Serious Violent Crime has shown a continuous decreasing trend. Assault with less serious injury has also shown a decreasing trend since 2005 with a more significant decrease over the last 12 months. However there are several persistent areas for ASB and Violent crime within Hinckley and Bosworth Borough. These areas are outlined in the following paragraphs. The top 2 or 3 hotspots on each beat are identified for violent crime Town centres with a night time economy such as Hinckley Town Centre and Barwell Top Town are hotspots for assault and harassment as might be expected. The other locations listed as hotspots have strong links to ASB hotspots as listed in Table 1. This supports the theory that alcohol consumption by young people is often a precursor to ASB which can lead to criminal offences the most serious being the assault of another person. It is assumed that alcohol consumption is a significant factor in explaining why the location is a hotspot.

Appendix A

Beat SH24 covers the Hinckley Town Centre and is a hotspot for Assault and Harassment. The top 3 streets are Regent Street, The Horse Fair and George Street with a total of 134 incidents. The vast majority of offences are for harassments, ABH's and common assaults that occurred predominantly overnight Fridays into Saturdays between 2300 and 0300hrs and Saturdays into Sundays between 2300 and 0200hrs. The vast majority of these incidents are linked to the night-time economy and, consequently, many are a result of intoxication. The bulk of offences in George Street occurred in the street near to the taxi rank either on Saturdays between 0200 and 0300hrs and Sundays between 0000 and 0100hrs.

Beat SH26 covers the west side of Hinckley Town. The top street for Assault and harassment (27 offences, mostly ABH and common assault) is Coventry Road which is also an ASB hotspot. Three offences can be linked to a Public House. Wykin Road had 9 offences. Majority of offences are for ABH. 3 offences occurred at the park which was youth related. Clifton Way which is also an ASB hotspot had 8 offences. The Bulk of these offences relate to ABH's and common assaults.

Beat SH27 covers Earl Shilton and Barwell. Wood Street, Earl Shilton had 16 offences, a mixture of common assault, ABH's and harassments. Nearly all offences occurred in the street or in commercial premises. Wood Street is also an ASB hotspot. Bardon Road, Barwell has had 15 offences. The majority of offences are for common assaults and ABH's. A large number of offences occurred in the street. A disproportionately large number of offences have been committed by a small number of youths living on the street. This street is also a known ASB hotspot.

Beat SH28 covers Burbage. Brookside is the main hotspot with 21 offences. The majority of offences comprise ABH's, common assaults and harassments and occurred in the street. This is also the main ASB hotspot in Burbage.

Beat SH29 & SH30 cover a large rural area with no specific hotspots of violent crime related to alcohol consumption. However there are several ASB hotspots listed in these areas and alcohol consumption by teenagers in villages and associated ASB is a one of the major concerns of the community.

Alcohol Induced ASB

Reducing rowdy and nuisance behaviour and minor damage by young people linked to underage drinking is one of the aims of the DPPO across the borough. This problem is spread across the whole of the borough where, young people like to gather, particularly in Parks, Village Centres and outside local shops. Often where alcohol is consumed in excess (binge drinking) this leads to criminal damage and violent behaviour. This is also one of the top concerns of the South Leicestershire Community identified through neighbourhood profiles. Although specific geographical hotspots of ASB can be identified there are often multiple offenders (group of young people) that move through a community e.g. walking from local shops to a park and then home. Therefore making a specific location a DPPO is highly likely to only displace the problem.

It has been recognised by all four CDRP's that positive engagement with young people is one of the best way of delivering a prevention message about the abuse of alcohol and also focusing young people away from drinking alcohol. This forms the Community and Prevention part of the Policing National Intelligence Model (NIM) process. DPPO's will therefore be used as the enforcement part.

The following table identifies the main ASB Hotspots identified by Neighbourhood profiles (Sept 2008). Table 1 shows maps at beat level with the main ASB and crime locations/streets identified.

Appendix A

Table1: ASB Hotspots identified by Neighbourhood Profiles (September 2008).

Beat	Location	Type of ASB	Micro-beat	Alcohol Related	Damage Hotspot
SH24 - Hinckley Town Centre	Hinckley Cottage Hospital Garden Area	This area is situated at the rear of the portakabins and boarders Mount Rd. Within this area is a porch type area where youths often congregate and are able to keep dry in inclement weather. There has been evidence of alcohol misuse and minor damage caused.	Yes	Yes	Yes
	Brunel Road	This is ASB centred around Sainsbury's and involves rowdy and inconsiderate behaviour by groups of young people		Yes	
	Market Place	This is mainly rowdy and inconsiderate behaviour by young people and some drunk and disorderly, mainly around KFC.		Yes	
	Regent Street/ The Horsefair	This is mainly drunk and disorderly behaviour related to the night time economy.		Yes	
	Station Road	This is mainly rowdy and inconsiderate behaviour by young people and some vehicle nuisance.		Yes	
	Argents Mead & Castle Street	This main type of ASB is rowdy and inconsiderate behaviour by young people particularly around the council offices, gardens and Mound.		Yes	
	Mount Road Car Park	This is mainly rowdy and inconsiderate behaviour by young people and some vehicle nuisance, mainly mini-motos.		Yes	
SH25 – East Hinckley	Tudor Road	The type of ASB is rowdy and inconsiderate behaviour with young people congregating outside the shops opposite Richmond Park. There are some instances of nuisance vehicles mainly mini-motos.	Yes	Yes	Yes
	John Cleaveland College	JCC and surrounding roads in relation to ASB from youths attending the school.		Yes	Yes
	Blenheim Close	Blenheim Close (6 offences). All comprised damaged caused to the fencing of residential properties, either by kicking them or through the use of spray cans, due to on-going problems with youths.		Yes	Yes
	Barwell Lane	The two main locations affected are Swallows Green and Asda Car Park. Rowdy and intimidating behaviour by large groups of young people is the main type of ASB. There are a few incidents involving mini-motos and cars driving noisily in the car parks by young people.		Yes	
SH26 – West Hinckley	Clarendon Park & Roston Drive	This is mainly groups of young people being rowdy and inconsiderate often with mini mopeds or similar. There are several incidents of damage to trees and residential properties.	Yes	Yes	Yes
	Beryl Avenue & Henry Street	This is mainly groups of young people being rowdy and inconsiderate. There are several criminal damage incidents in Beryl Avenue.		Yes	Yes
	Outlands drive	This is mainly groups of young people on Jelsons Building site throwing stones and causing a nuisance.		Yes	
	Coventry Road	This is the major ASB hotspot in the area. The main type of ASB is groups of young people being rowdy and inconsiderate. There are a few incidences of vehicle nuisance and traffic safety.		Yes	Yes

Appendix A

	Regent Street	This is mainly drunk and disorderly behaviour related to the night time economy.		Yes	
	Clifton Way & Deveron Way	This is mainly groups of young people being rowdy and inconsiderate.	Yes	Yes	
	Rugby Road	This is mainly young people being rowdy and inconsiderate.		Yes	
SH27 – Earl Shilton	Almeys Lane & Earl Street, Earl Shilton	The type of ASB is rowdy and nuisance behaviour caused by young people.		Yes	
	Wood Street, Earl Shilton	The main type of ASB is rowdy and nuisance behaviour, mostly by young people. It is located around the local shops (co-op), library and recreational ground.		Yes	
	Bardon Road & Bradgate Road, Earl Shilton	The main type of ASB is rowdy and nuisance behaviour by young people.		Yes	
Barwell	Belle Vue Road, Barwell	There is a high school along this road and the ASB is mainly young people causing rowdy and nuisance behaviour.		Yes	
	Barwell Town Centre	Top Town and Main Street are the locations mostly affected. There are a few Public Houses and Bars in the centre giving a small night time economy which drunken and disorderly behaviour may be linked to. There is also some rowdy and inconsiderate behaviour by young people.		Yes	
	Moore Rd, Barwell	(Opposite Saint Christopher's Church). The main type of ASB is rowdy and inconsiderate behaviour by young people.		Yes	
	Adrian Drive area, Barwell	This is a priority of the community which is substantiated by OIS reports. Previously specific areas have been targeted typically resulting in the problem just moving. As such this is being set as a general micro beat for any anti social behaviour.	Yes	Yes	
SH28 - Burbage	Brookside Rd,	The main type of ASB is rowdy and inconsiderate behaviour by young people. This hotspot has 79 incidents indicating this as one of the major hotspots in the area. It is also a hotspot area for criminal damage to dwellings, assault and harassment in the street and theft from dwellings in the afternoons. However, consultation with the community has shown that ASB with youths continues to be a problem in the evenings, especially at weekends. This area is a thoroughfare from Hinckley Town Centre and often results in ASB by persons returning home from a night out on a Friday and Saturday night.	Yes	Yes	Yes
	Holt Rd and Featherstone Drive, Burbage	The type of ASB is a mixture of rowdy and nuisance behaviour by young people, neighbours and drunken individuals.		Yes	
	Tilton Park, Burbage	This ASB is mainly rowdy and inconsiderate behaviour caused by groups of youths, some with mini-motos.		Yes	
SH29, Bagworth, Desford, Newbold Verdon, Market Bosworth.	Main Street & Church Lane, Desford	The main type of ASB is groups of young people being rowdy and inconsiderate particularly outside the library and co-op.		Yes	
	Main Street and Mill Lane, Newbold Verdon	The main type of ASB is groups of young people being rowdy and inconsiderate behaviour, particularly outside the library, church and co-op. There several criminal damage offences including smashing of windows either by stones		Yes	Yes

Appendix A

		being thrown or glass marbles being fired from a catapult, predominantly at commercial premises such as public houses.			
	Hill Street, Newbold Verdon	This involves rowdy and inconsiderate behaviour mainly due to Mini-motos. The majority of calls were made by the same person.		Yes	
SH30 – Groby Ratby Markfield	Community College, Brookvale High School, Lady Jane Grey Primary school. Budgens, Laundon Way & the shops on Ratby Road. In Groby	Nuisance behaviour by young people throughout Groby. The two educational establishments (Groby Community college and Brookvale highschool) have been subject to criminal damage.		Yes	

Recent Issues

Seasonal Trends analysis shows that ASB particularly nuisance and rowdy behaviour by young people starts to increase in March with the lighter nights. As predicted here have been more reports of youth related ASB since March 2009. Current issues of note are reported fortnightly in the CDRP Tactical Assessment. Typically youth related ASB starts as groups of young people gathering, in Parks, Village Centres and outside local shops. Often where alcohol is consumed, this leads to criminal damage and violent behaviour (often fights). Criminal damage linked to drunken behaviour most often involves throwing stones or other objects at windows, cars and residential properties. Trespassing on residential gardens, damaging plants, flowers, fences and sometimes sheds and garages is also a common occurrence. There are also strong links to suggest that damage to motor vehicles, (scratches and damaged wing mirrors are linked to youth related ASB and underage drinking).

The areas currently affected by alcohol related ASB are shown in the table below.

Beat	Location	Type of ASB	Alcohol Related	Damage Hotspot
SH29 - Desford	Kirkby Road, St Martins Drive and generally in Village	Ongoing problems with youths drinking in park and village and causing damage and throwing objects at cars, shop windows and residential properties.	Yes	Yes
SH29 -Newbold Verdon	Park, Dragon Lane	Ongoing problems with youths drinking in park and village and causing damage.	Yes	Yes
SH29 -Thornton	Main Street,	Youths drinking in the street, throwing objects at houses, causing disturbances and playing knock-a-door run. ASB has also been linked to excluded members of the Youth Club on main street.	Yes	Yes
SH29 - Barlestone	West End , Barton Road	Drunken Males (possibly travellers), damage to fences and property, Groups of young people hanging outside shops and intimidating customers. Also youth nuisance related to Youth Club	Yes	Yes

SH29 - Barlestone	West End , Barton Road	Drunken Males (possibly travellers), damage to fences and property, Groups of young people hanging outside shops and intimidating customers. Also youth nuisance related to Youth Club	Yes	Yes
SH29 -Stoke Golding	Community Centre,	Drinking in Community centre leading to a fight.	Yes	Yes
SH-30 Ratby	Station Road/Lee Rise/Ferndale Drive, Ratby	Fights in the street, youths throwing objects at windows and attempting to buy alcohol and drinking alcohol under age. Also there is related damage to vehicles and Theft From Vehicles.	Yes	Yes
SH-30 Groby	Leicester Road and Ratby Road	Both of these hotspots involve youths throwing stones, drinking underage, driving mini motos on the pavement and being generally rowdy / intimidating in the street.	Yes	Yes
SH-30 Markfield	Outside George PH	Kids throwing Gas canisters and underage drinking	Yes	Yes

Appendix A

Hotspot of Note

Station Road in Ratby has been highlighted as a particular hotspot of note in the most recent neighbourhood profiles. The general nature of incidents involves fights in the street, youths throwing objects at windows and attempting to buy / drinking alcohol under age. Station Road was also highlighted as one of the most likely streets for the beat to suffer from a theft from a motor vehicle offence.

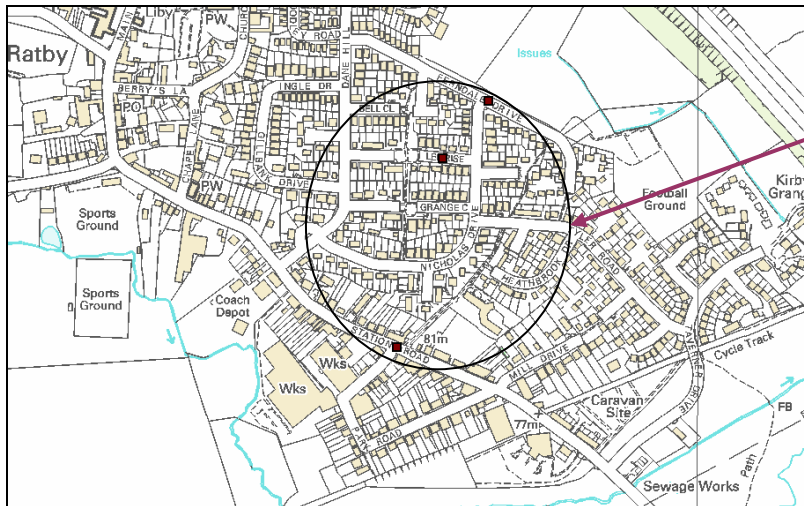
The latest CDRP tactical assessment 27/04/2009 highlighted the following issues:

SH30 – Station Road/Lee Rise/Ferndale Drive, Ratby

Damage to Vehicles/Theft From Vehicles/Underage Drinking – Four calls were received in relation to vehicles and underage drinking. One caller's vehicle had been torched, they had seen two youths running from the scene. Another caller had a stereo stolen from their motor vehicle.

A further call stated that approximately 12 youths were in the location and were drinking alcohol. The caller stated that previously the underage drinking has lead to a significant amount of damage to motor vehicles in the area.

Peak Days/Times – There are no peak days or times of note.



Station Road, Lee Rise
and Ferndale Drive

Appendix B

The Key Consultation Findings:

A copy of the letters will be made available in hardcopy to all councillors in the member's room. The responses to the consultation process are summarised below and whether they agree with the proposal:

Consultee	Yes	No	Comments
Market Bosworth Parish Council	✓		<p>Thank you for inviting Market Bosworth Parish Council to comment on the above.</p> <p>a) Do you agree with the Proposal? Yes</p> <p>b) What do you see as the benefits or drawbacks of this proposal? The Parish Council anticipates that there will be the benefit of a reduction in unsocial behaviour.</p> <p>c) What experience, and or, evidence do you have of crime and disorder caused by alcohol in any of these areas? The Parish Council has no direct experience of such crime and disorder in the areas discussed.</p> <p>d) N/A</p> <p>Further comment: The Parish Council wonders if the Order can be extended in the future if necessary</p>
Blaby District Council	✓		<p>I write on behalf of Blaby District Council with regard to your letter which was received by Sandra Whiles concerning Designated Public Place Order.</p> <p>You ask as part of your consultation whether we agree with your proposal and advise that Blaby believe that this will have little impact on its residents unless they consume alcohol and go into one of the designated areas.</p>

Appendix B

			<p>With regard to your second question, our only comment is that we feel that this proposal may not be effective due to the difficulties with policing such a large geographical area.</p>
Barlestone Parish Council	✓		<p>I have received your letter re Designated Public Place Order - reference as above.</p> <p>I am enquiring if Barlestone is included in this as there is no mention of Barlestone in your letter. We have and are experiencing public nuisance as a result of consumption of alcohol.</p>
St Francis Community Centre	✓		<p>(a) Do you agree with the proposal? Yes</p> <p>(b) What do you see as the benefits or drawbacks of this proposal? Benefits: Less bad behaviour driven by alcohol Less Violence Tidier streets Drawbacks: Those who wish to drink on the streets may move to other areas As most get their alcohol from supermarkets or cheap off-licenses they may gather outside said supermarkets and cause trouble Local pubs may get an upsurge of under-age drinkers</p> <p>(c) What experience, and or, evidence do you have of crime and disorder caused by alcohol in any of these areas? Disorder mainly as local youths are having alcohol bought for them by or supplied by adults or even their parents who parenting skills may need to be addressed</p> <p>(d) If you object to this proposal, do you have any suggestions of how to resolve the problem of behaviour caused by intoxicated individuals without additional funding or</p>

Appendix B

			<p>reducing policing allocated to other parts of the Borough of Hinckley & Bosworth.</p> <p>I do not object to this proposal (Centre Manager)</p>
Nuneaton & Bedworth Borough Council	✓		<p>We are supportive of your proposal to implement this.</p> <p>Nuneaton and Bedworth Borough Council introduced a DPPO in September 2007 and in terms of benefits, we have found it to be a positive element of a wider package of measures to address crime and disorder. We requested that some initial research be conducted into the impact of the DPPO on levels of crime since it had been introduced, which demonstrated that overall, the DPPO had been successful in reducing some crime types.</p>
Burbage Parish Council	✓		<p>I am pleased to confirm that Burbage Parish Council supports this proposal, which as you point out will have no effect on law-abiding citizens.</p>
Newbold Verdon Parish Council	✓		<p>Newbold Verdon Parish Council wishes to register approval of the scheme.</p>
Ratby Parish Council	✓		<p>Ratby Parish Council was extremely disappointed that it was not included in the original area identified for the order.</p> <p>The Parish has experienced a number of incidents which was brought to the Borough Councils attention through Councillors O'Shea and Boothby.</p> <p>(a) Ratby Parish Council does not agree with the DPPO unless the order is extended to include Ratby.</p> <p>(b) The benefits of the order will alleviate the problems encountered with alcohol related alcohol disorder and nuisance. Implementation of a DPPO would offer reassurance and peace of mind to residents of the village.</p>

Appendix B

			<p>(c) Experienced / evidence of alcohol related crime and disorder, criminal damage to vehicles, fencing, damage to play equipment in parks, litter, beer cans / bottles strewn over public footpaths, children's play areas etc.</p> <p>(d) The only objection the Parish Council has is that Ratby is currently excluded from this DPPO.</p>

DESIGNATED PUBLIC PLACES ORDER
HINCKLEY & BOSWORTH BOROUGH COUNCIL
CRIMINAL JUSTICE AND POLICE ACT 2001

ALCOHOL CONSUMPTION IN DESIGNATED PUBLIC PLACES

**[Hinckley & Bosworth Borough Council (Alcohol Consumption in Designated
Public Places) Order 2009]**

The Council of Hinckley & Bosworth (in this Order called “the Council”) hereby makes the following Order under Section 13(2) of the above Act:

1. The land described in the Schedule below and or shown on the map attached to this Order, being a public place in the area of the Council which is a public space in which the consumption of alcohol has been associated with disorder, nuisance or annoyance to member of the public or a section of the public, is hereby designated for the purposes of section 13 (2) of the above Act.
2. This Order may be cited as Alcohol Consumption in Designated Public Places for the area of Hinckley & Bosworth Order (No 1) 2009 and shall come in to force on XXXXXXXX 2009.

SCHEDULE
LAND INCLUDED IN THIS DESIGNATION ORDER

The Order covers highways and public areas as well as areas in private ownership to which members of the public have access including car parks, doorways, forecourts and arcades.

BARLESTONE	BARWELL
BURBAGE	DESFORD
EARL SHILTON	GROBY
HINCKLEY	NEWBOLD VERDON
RATBY	

Dated this 23rd day of JUNE 2009

The Common seal of the Hinckley & Bosworth Borough Council was hereunto fixed in the presence of (seal)

COUNCIL : 23 JUNE 2009

REPORT OF THE DIRECTOR OF COMMUNITY AND PLANNING SERVICES
RE: APPOINTMENT OF THE MASTERPLANNERS TO PRODUCE THE EARL
SHILTON AND BARWELL SUSTAINABLE URBAN EXTENSIONS AREA ACTION
PLAN

1. PURPOSE OF REPORT

- 1.1 To announce the preferred Masterplanner to undertake the Masterplanning of the Earl Shilton and Barwell SUE's and the regeneration of Barwell and Earl Shilton local centres.
- 1.2 The report was submitted to Executive Committee on 13 May 2009 where the Council's preferred partner in this initiative was endorsed.

2. RECOMMENDATION

- 2.1 That Council approve Capita Lovejoy as the Council's preferred partner in taking forward the production of the Earl Shilton and Barwell Sustainable Urban Extension Area Action Plan.

3. BACKGROUND TO THE REPORT

- 3.1 The Adopted East Midlands Regional Plan requires 9,000 new homes to be built in Hinckley and Bosworth Borough between 2006 and 2026. To accommodate this growth Hinckley and Bosworth Core Strategy focuses the majority of the housing development in and around Hinckley sub regional centre through two sustainable urban extensions, one to the west of Barwell and one to the south of Earl Shilton. The urban extension to Barwell will comprise 2500 homes, community facilities and 15 ha of employment, whilst the sustainable urban extension to Earl Shilton will consist of 2000 homes, community facilities and 10 ha of employment. This development provides the opportunity to spearhead the regeneration of both Barwell and Earl Shilton, particularly the local centres.
- 3.2 To ensure that this is achieved, an Area Action Plan is necessary to guide this development and to bring key partners together in the delivery of these new communities. It is intended that the Area Action Plan be adopted by January 2012, after which applications in line with the Area Action Plan can be determined.
- 3.3 To bring forward the AAP, a consultant (Lanarca) was appointed to assist in the development and delivery of a consultation and engagement process. A number of stakeholder and public consultations and events were held between July and September 2008. The results of the public consultation have informed the compilation of a brief to appoint masterplan consultants.
- 3.4 In January 2009, the brief was distributed to consultants registered on the Homes and Communities Agency (HCA) Masterplanning Panel who were interested in

tendering for the commission. The overall cost of the project falls within the OJEU (Official Journal of the European Union) process, however the HCA Framework has already been subjected to OJEU, it was therefore necessary to follow the procedures for appointment detailed in the HCA framework.

- 3.5 The Council outlined in the brief its overall vision for Earl Shilton and Barwell as follows:
- Thriving communities that have their own sense of identity and character
 - Provide attractive environments and opportunities for residents to live and work and meet their day to day needs
 - Improved walking and cycling routes and public transport provision between Barwell, Earl Shilton and Hinckley as an alternative to car travel
 - Improved green infrastructure, parks and connections to the surrounding countryside.

4. THE DEVELOPMENT BRIEF AND SHORT LISTING PROCESS

- 4.1 The brief requires the selected masterplan consultants to develop a robust, comprehensive and deliverable Area Action Plan to guide the future development and regeneration of Earl Shilton and Barwell in line with a clear vision and development objectives which have been informed by the stakeholder consultation exercise carried out by Lanarca.
- 4.2 The brief informed:-
- The Council's objectives for the sites which focus on development that is environmentally sensitive; well designed and built; well connected; thriving; fair for everyone; active, inclusive and safe; well served; and well run.
 - Project management and organisation.
 - The methodology, outputs and deliverables.
 - The procedure to be adopted by the Council to evaluate the tender submissions together with a timetable indicating key processes in advance of selecting a preferred masterplanning consultant.
- 4.3 All members from the HCA Masterplanning Panel were invited to bid, those that expressed an interest in tendering were issued with the brief.
- 4.4 The evaluation criteria for selection for interview were based on those outlined in the HCA Framework contract, in that 70% of the marks were awarded for the following in rank order: quality; technical merit of proposal; staff and other resources; management and communication; and programme. The remaining 30% of the marks were awarded for price (value for money). It should be noted that the brief did not specify a budget for this commission.
- 4.5 Of the 8 tender submissions five were selected for formal interview with the Council during February 2009.

5.0 EVALUATION CONCLUSIONS

- 5.1 Based on the initial evaluation criteria and assessment through the interview process it was determined that both Capita Lovejoy and one other consultant met

the requirements of the brief, and they were both invited to attend a second interview. The fee proposals of both consultants exceeded the anticipated budget for the commission and they were requested to review their fee proposals in light of the budget available prior to attending a second interview.

- 5.2 Following receipt of revised fee proposals and second interview it was determined that the package Capita Lovejoy offered was preferable in terms of value for money and meeting the requirements of the brief. Furthermore, their package suggested improvements to the overall timetable which could result in an earlier adoption.

6. NEXT STAGES

- 6.1 Following the selection of the preferred consultant, a contract based on the HCA Framework Contract will be signed as soon as possible.
- 6.2 The Contract will be the contractual basis for the relationship between the Council and the consultants.
- 6.3 Following the signing of the contract there will be an initial inception day to agree the project timetable and establish agreed key milestones. The production and adoption of the AAP will follow the statutory procedure laid down in national guidance.

7. KEY MILESTONES

- 7.1 The key milestones will be agreed following the inception day however, these will broadly meet the timetable included within the brief which anticipated a timeline of adoption in January 2012. As stated earlier the consultants have suggested that the process may be completed earlier should we wish, whilst still complying with statutory procedure.

8. FINANCIAL IMPLICATIONS (AB)

- 8.1 The costs of consultants will be externally funded. Cost implications are covered as part of a separate report named "External Funding for the appointment of Masterplanning Consultants". This report will be represented to Executive on May 13 for noting.
- 8.2 Any further financial implications arising from this appointment will have to be approved as per the Council's Financial Procedure Rules.

9. LEGAL IMPLICATIONS (AB)

- 9.1 Contained in the body of the report.

10. CORPORATE PLAN IMPLICATIONS

- 10.1 This report contributes to the Council's corporate objective to achieve a safer and healthier borough.

11. **RISK IMPLICATIONS**

11.1 It is the Council's policy to proactively identify and manage significant risks that may prevent delivery of business objectives.

11.2 It is not possible to eliminate or manage all risks all of the time and risks will remain which have not been identified. However, it is the officer's opinion based on the information available, that the significant risks associated with this decision/project have been identified, assessed and that controls are in place to manage them effectively. Specific risks associated with the preferred partner are highlighted as follows:-

Management of Significant (Net Red) Risks		
Risk Description	Mitigating actions	Owner
AAP for Sustainable Urban Extensions is not adopted, subsequent planning applications do not deliver comprehensive development	Ensure AAP is delivered in accordance with statutory requirements and is robust and deliverable.	Tracy Miller
AAP for Sustainable Urban Extensions is not adopted on time impacting on housing and delivery grant received.	Timetable agreed with appointed consultants to be in accordance with Local Development Scheme.	Tracy Miller

12. **RURAL IMPLICATIONS**

12.1 None specifically from this report.

13. **CONSULTATION**

13.1 As indicated in the report, a public consultation exercise was undertaken to inform the masterplan process in 2008.

13.2 In line with the statutory process various stages of consultation will be undertaken throughout the production of the AAP.

14. **CORPORATE IMPLICATIONS**

14.1 By submitting this report, the report author has taken the following into account:

- Community Safety Implications
- Environmental Implications
- ICT Implications
- Asset Management Implications
- Human Resources Implications

Background papers: None

Contact Officer: Tracy Miller extn 5809

Executive Member: Councilor S L Bray

23C23jun09/12.6.09

COUNCIL – 23 JUNE 2009

REPORT OF DIRECTOR OF COMMUNITY AND PLANNING SERVICES
RE: EXTERNAL FUNDING FOR THE APPOINTMENT OF MASTERPLANNING
CONSULTANTS

1. PURPOSE OF REPORT

To inform and update Members of the successful bids for funding towards the Sustainable Urban Extensions for Barwell and Earl Shilton and the Masterplanning Consultant selection.

2. RECOMMENDATION

That Members welcome the financial support for the development of the Masterplan for the Barwell and Earl Shilton Sustainable Urban Extensions and the regeneration of Earl Shilton Town Centre and approve the spending proposals outlined in Paragraphs 3.2 and 3.3 to this report.

3. BACKGROUND TO THE REPORT

3.1 To facilitate the preparation of a Masterplan for the Barwell and Earl Shilton Sustainable Urban Extensions (SUE's) and Earl Shilton Town Centre, the Council has been successful in securing external funding from the LSEP (administered through Leicestershire County Council) and the Growth Point Initiative (administered through Leicester City Council).

3.2 The approved grants from the Growth Point Board are as follows:-

- (i) 2008/09 - £50K for Masterplanning work
- (ii) 2009/10 - £100K for Masterplanning work –
£300K to regenerate Earl Shilton Town Centre
- (iii) 2010/11 - £50K for Masterplanning work

3.3 LSEP grant was successful and approved in November 2008 as match funding for the following:-

- (i) 2008/09 - £30K revenue towards masterplanning consultants
- (ii) 2009/10 - £100K revenue towards masterplanning consultants

3.4 Masterplanning Consultants have been selected and it is likely an agreed contract will be in place very shortly. A further report on this agenda explains the procurement process for the selection of the Consultants. The Consultants will be working very closely with Planning Officers, County Council and all other Stakeholders to produce a document that is community-led and will form part of the statutory process. Work will be phased to ensure that the project can be reviewed at various stages. The phasing is to be negotiated with the Consultants during the finalisation of the contract. The works are estimated to be in the region of £300K.

The £300K capital growth point funding is for the regeneration of the centre of Earl Shilton. One of the first elements of the Masterplanning Consultants commission will be to produce a strategy for these improvements which is likely to include links from the SUE to the Town Centre.

4. **CONSIDERATION BY EXECUTIVE AND SCRUTINY**

This report was considered by Executive at its meeting on 13 May 2009 when it was endorsed. It was considered by the Scrutiny Commission at its meeting on 18 June 2009. Any comments from Scrutiny will be reported verbally at Council.

5. **FINANCIAL IMPLICATIONS (IB,DB)**

Leicestershire City Council (Growth Point Grant)

Within 2008/09 only £20,700 of the £50,000 earmarked for the Masterplanning process was used. Growth Point have agreed the balance can be carried forward to the new financial year.

For 2009/10, £300,000 has been earmarked for Earl Shilton Town Centre and £100,000 for SUE Masterplanning. Council approval will have to be sought for the creation of these schemes. A bid has been put forward for the carry forward of £32,700 from financial year 2008/09 to help fund the cost of Consultants. No other funding will be required.

Leicestershire County Council (LSEP)

The LSEP has approved £130,000 (2008/09 - £30,000 and 2009/2010 - £100,000) to be spent on the process. Currently, discussions are taking place for the LSEP to re-profile the project. Council approval will have to be sought for the creation of the budget for 2009/10

Additionally, the Council received £17,700 income in the year for expenditure that we had already budgeted for. A request has been submitted to carry this income forward into 2009/10. This £17,700 will be needed to fund expenditure incurred in 2009/10 on the project.

Monitoring Process

Both sources of funding will be reimbursed retrospectively after expenditure is incurred. The Project Officer will ensure only eligible expenditure is incurred, as per the grant conditions. Evidence of expenditure and outputs for the projects will have to be approved by the funding bodies before grants are released. Any changes to projects will have to be approved in line with the funding body offer and Hinckley and Bosworth Financial Procedure Rules.

Additional administration costs incurred by this authority will have to be met from existing resources.

6. **LEGAL IMPLICATIONS [AB]**

Although negotiations are ongoing, at present neither the Growth Point Initiative funding nor the LSEP funding is secured by legal agreement with Leicestershire County Council.

In particular, it is imperative that the agreement in respect of the LSEP funding mirrors the agreement between the LSEP and LCC to ensure that there is no potential gap in responsibility which could potentially leave the Council responsible for costs which have not been budgeted for.

7. **CORPORATE PLAN IMPLICATIONS**

This report contributes to the corporate aim of a safer and healthier Borough.

8. **CONSULTATION**

Barwell and Earl Shilton Forward.

9. **RISK IMPLICATIONS**

It is the Council's policy to proactively identify and manage significant risks which may prevent delivery of business objectives.

It is not possible to eliminate or manage all risks all of the time and risks will remain which have not been identified. However, it is the officer's opinion, based on the information available, that the significant risks associated with this decision/project have been identified, assessed and that controls are in place to manage them effectively.

Management of significant (Net Red) Risks		
Risk Description	Mitigating actions	Owner
That the funding is spent within the financial years identified	Project Manager to ensure that the work is closely monitored	Tracy Darke

10. **RURAL IMPLICATIONS**

None specifically from this report.

11. **CORPORATE IMPLICATIONS**

None specifically from this report.

Background papers: Contracts with the Growth Point Board and LSEP
Contact Officer: Tracy Darke, ext 5692
Executive Member: Councillor S Bray

COUNCIL – 23 JUNE 2009

REPORT OF DEPUTY CHIEF EXECUTIVE

RE: BEACON ROUND 10 AWARD – “AFTER DARK” – MANAGING THE NIGHT TIME ECONOMY

1. PURPOSE OF REPORT:

- 1.1 To seek Council's approval to the proposed Beacon Round 10 year programme for June 2009 to June 2010 and seek SLB's agreement and to the proposed spending plan for the £125,000 awarded by the I&DeA jointly to the Council and the Leicestershire Constabulary and to approve a revenue income and expenditure budget for the above award.

2. RECOMMENDATIONS:

- 2.1 That Council endorses the Beacon Year programme 2009/2010 and spending plan as set out in Appendices A and B to this report.
- 2.2 That Council agree a supplementary budget of £125,000 for financial year 2009/2010
- 2.3 That a quarterly evaluation of the beacon year programme be undertaken through the Community Safety Partnership quarterly reporting process.

3. BACKGROUND:

- 3.1 Jointly with the Leicestershire Constabulary Hinckley and Bosworth Policing Unit the Council has been awarded Beacon Round 10 status for the category “After Dark” – A safe and Welcoming Hinckley.
- 3.2 Beacon Status was awarded as the bid demonstrated:
- Strong leadership and vision for managing the night-time economy
 - Excellent Partnership Focus & Commitment with coherent strategic plans detailing how the range of partners can work effectively, and aligning resources to deliver these plans. Full commitment and engagement from partners, including the community, stakeholders and business sectors.
 - Effective Communication and Engagement Strategy that focuses on front-loaded community engagement and encompasses hard to reach groups
 - A strong performance management framework- operation of a transparent, robust and systematic performance management framework
 - Effective use of limited resources to ‘Punch above our weight’
 - High profile and visible initiatives
 - Good evaluation of projects to learn from mistakes and successes in order to progress

- Effective independent scrutiny to ensure partnership work is effective, accountable and fit for purpose
- Strong learning from others & sharing good practice – learn from the best to develop our people and provide excellent services
- Excellent use of innovative approaches and campaigns has led to successful outcomes

3.3 Beacon Status is a nationally recognised and prestigious award for the Council. Only four authorities in England were awarded Beacon Status for the After Dark Category out of 19 entries. The other award winners being, Nottingham City, Brighton and Hove and Havering Metropolitan Borough.

4. BEACON YEAR

4.1 There is now a requirement by the I&DeA for the Council and its partners to undertake a Beacon Year commencing in June 2009 until June 2010. The Hinckley and Bosworth Community safety Partnership's Delivery Group has drawn up a Beacon year programme that was approved by the Partnership's Executive Board at its meeting on 20th May. **Appendix A**

4.2 The programme includes the following outcomes:

- Appointment of a part time Beacon Co-ordinator
- Submission of case studies to the I&DeA
- Attendance at discussion and planning meetings with the IDeA and other After dark Beacon authorities
- Provision of entries and facilitation of the I&DeA's After Dark Communities Of Practice website.
- Provision of presentations and workshop facilitation at a National After Dark Learning Exchange event
- Provision of a local promotional event for key stakeholders
- Establishing a key stake holder Beacon year working group
- Continuing to implement and develop seasonal campaigns aimed at reducing alcohol related violent crime and disorder within the night time economy and promoting safe, sensible and social drinking
- Undertaking regional and local show case and learning exchange events with similar authorities with market town night time economies.
- Developing an ongoing legacy from the Beacon year that will have an ongoing impact on a safe and welcoming Hinckley Town centre night time economy.

Note – the programme is fluid and other elements will be included as the Beacon Year progresses.

4.3 In order to deliver the above Beacon Year outcomes a spending plan has been produced and approved by the Community Safety Partnership's Executive Board – **Appendix B.**

- 4.4 The Leicestershire Constabulary has agreed that its half share of Beacon Award be combined into a single Beacon Year budget held and administered by the Council.
- 4.5 The Community Safety Partnership's Delivery Group will be responsible for monitoring progress and performance during the Beacon Year and be responsible for budget spend. The Delivery Group will report to the Partnership's Executive Board and as required to the Local Strategic Partnership, the Council and Leicestershire Constabulary.
- 4.6 Quarterly progress reports will also be provided to the I&DeA
- 4.7 The Beacon Year spending plan aims to deliver the following elements:
- The Council's previous and ongoing on costs
 - A budget for the Beacon Year Working Group
 - Providing Learning Exchange Events and promotion
 - Providing Beacon year Co-ordination
 - Providing a Police Link Project
 - Providing an Alcohol Misuse Worker post

An overview of the above elements are shown in the table at Appendix B.

5. FINANCIAL IMPLICATIONS (AB)

- 5.1 The Council has received the full grant of £125,000. The Council will be responsible for administering the full amount of the grant through the Community Safety Partnership. As the amount is over £50,000, the Council's Financial Procedure Rules state that the income and expenditure budget and the allocation of the grant must be approved by Full Council.
- 5.2 There are no terms and conditions attached to the grant only that the funding must be allocated to fund the Beacon Round 10 year program running from June 2009 to June 2010. The grant funding covers two financial years. A request to carry forward any under spend at the end of this financial year into next financial year 2010/11 will need to be submitted as part of the year end process.
- 5.3 As shown in Appendix B £20,000 is to be allocated to support existing revenue budgets for the submission bid and officer time. This will create a £20,000 saving on the General Fund Revenue budget. Funding of £20,000 has also been allocated to extend the Alcohol misuse worker post for another year. If funding beyond this period is not sourced the post will cease. This could lead to potential redundancy costs to the Council.

6. LEGAL IMPLICATIONS (AB)

There are no specific legal implications as to how the Beacon Award monies are spent, however there is an expectation on behalf of both I&DeA and the Police Authority (the joint award winners) that the monies

will be put towards promoting the Beacon Year as is recommended in the report.

7. CORPORATE PLAN 2008-2013:

The proposed project will assist the Council in achieving the following aims of the Corporate Plan

- Cleaner and greener neighbourhoods
- Safer and healthier Borough
- Strong and distinctive communities

8. OTHER CONSIDERATIONS

The following have been considered throughout this report
 Community Safety
 Stronger Communities throughout
 LSP Objectives – Sustainable Communities
 Environmental Impact
 Asset Management
 Rural Implications
 Equality of Service

9. Risks

Risk Description	Mitigating actions	Owner	P	I
Beacon Year will have an impact on Council's resources and staffing	<ul style="list-style-type: none"> • Part Time Co-ordinator Post provided through spending plan • Alcohol Worker post funded through spending plan • Funding available through spending plan 	Ron Grantham	3	2

 Background Papers Appendix A – Beacon Year Programme/Timetable
 Appendix B – Draft Award Spending Plan

Contact Officer: Ron Grantham Community Safety Manager, ext 5832

Executive Member Cllr. Mr David Cope

Appendix A

BEACON ROUND 10 TIMETABLE - HINCKLEY & BOSWORTH 'AFTER DARK'				
MONTH	ITEM FOR DELIVERY	LEAD	Additional Info	Resources
APRIL 2009	Appoint a part time Beacon Year Co-ordinator.	Ron Grantham	Completed. Rachel Burgess. Post essential to delivering and co-ordinating Beacon Year	Budget Resources £10,000
	Ongoing throughout Beacon Year Establish on Community of Practice Website and publish Case Studies on Hinckley and Bosworth Experience	R Burgess	Promote best practice of Hinckley and Bosworth After Dark initiatives and events.	Co-ordinator time
MAY 09	Complete and publish on Community of Best Practise web site a case study of the National Grid experience within the night time	Ron Grantham	Promote how After Dark project engaged with minority groups to ensure a safe and welcoming Hinckley for them	Officer Time
12 th May				
18 th May	Attend and contribute to Beacon Coordinator Meeting and facilitation training in Manchester- Rachel Burgess and Ron Grantham attending	R Burgess & Ron Grantham	Have overview of Beacon Year requirements and role of co-ordinator and opportunity to meet other Beacon Authorities and share best practice	Officer and Co-ordinator time plus travel costs
21 st May	Attend After Dark Beacons Meeting in Nottingham	Ron Grantham Insp Martyn Ball Bill Cullen	10 minute update needed including news and developments, coordinator recruitment, contact from other authorities, press, ideas for case studies, open days, service activities	Officer time and Travel Cost
	Attend the Dove Connection round table publicity conference in London	Ron Grantham and Martyn Ball	Promotional event for all Beacon Year categories. Share experience and best practice	Officer Time and travel cost Co-ordinators time

	Set up a Hinckley and Bosworth After Dark Blog Site	R Burgess	Open up opportunities for other Authorities or interested parties to share our experience.	
JUNE 09				
8 th June	Borough After Dark Partnership Promotional Event	R Burgess	Opportunity to thanks partners involved in Beacon Bid processes. Re-engage with stakeholders and seek new partners for Beacon Year. Seek ideas for implementation in Beacon year and membership of Beacon Year Working Group to oversee delivery	Officer and Co-ordinator time, venue and catering and certificate costs
16 th June	Best Practise visit to Havering Beacon Authority	Ron Grantham Martyn Ball Mark Brymer plus Member of Pub Watch	Opportunity to view Havering's Annual Licensed Premises of the Year Award. Potential to establish as part of Borough Best Bar None Scheme as beacon year legacy.	Officer Time and travel cost
Friday 19 th June	Rally of the Midlands	R Burgess	Opportunity to invite Beacon Partners and IDeA Beacon team Use event to Form Beacon Year Working Group	Officer and Co-ordinators time plus hospitality
22 nd -23 rd June	Attend National After Dark Learning Exchange event in York	Ron Grantham Martyn Ball Jane Neale Syd Henderson	Provide "Hinckley United v Nottingham Forrest" presentation. Facilitate workshop on engaging voluntary sector in night time economy	Delegates time, accommodation and travel costs
JULY 09				
July 3 rd	Host Beacon Round 10 Authorities Meeting. Include young person's performance related to alcohol misuse alcohol event and visit to Elements	R Burgess Ron Grantham Martyn Ball Bill Cullen Partners Angela Eagan	Required Beacon Authorities meeting providing an opportunity to show case local initiatives and back ground to Beacon Award	Officer Time Co-ordinator time Hospitality Performance costs

	Young People's evening			
July/AUG 09	Safe Summer Campaign	R Burgess with Working Group	To incorporate elements and initiatives to tackle alcohol related crime and disorder within the night time economy over the summer period	Co-ordinator time Officer Time Project costs
SEPT 09 Date to be determined	County After Dark sharing best practice event	R Burgess with Working Group	Opportunity to share best practice with other Districts in the County. Show case after dark initiatives that can be implemented in other districts during their Christmas Campaigns	Co-ordinator time Officer time Venue and refreshments costs Publication costs
OCT/NOV 09	Halloween/ Bonfire Night Alcohol related ASB campaign	R Burgess with Working Group and Maddy Shellard	Tackle any identified night time economy alcohol misuse related anti-social behaviour over this seasonal period	Co-ordinator time Officer time Campaign costs
DEC 09	Safe Hinckley Christmas Campaign	Co-ordinator with Working Group and Partnership	Deliver aspects of Partnership's Safe Christmas Campaign relating to the night time economy aimed at reducing alcohol related crime and disorder and promoting safe, sensible and social drinking	Co-ordinator time Officer time Initiatives and development costs
JAN 10	Regional Event TBC	R Burgess		NYK
FEB/MAR 10	Valentines "I Love Hinckley" Campaign Link to GOEM annual Neighbourhood Policing ASB Week in March	R Burgess with Working Group and Maddy Shellard	Provide links to National Respect Agenda and Governments annual ASB Week aimed at reducing alcohol related anti-social behaviour	Co-ordinator time Officer time Project costs
APR/MAY 10	Beacon Year End local event	R Burgess	Establish continuity Ensure a positive legacy within night time economy	Co-ordinator time Officer time Event costs
JUNE 10	LGA Promotional Event. End of Year Impact presentation. National Event London - TBC	R Burgess	Show case progress Opportunity for learning exchange	Co-ordinator time Officer time Plus travel costs

Appendix B

Draft Spending Plan

	Item	Purpose	Amount
1	HBBC	Contribution towards on-costs of Council in relation to submission bid and ongoing Beacon Year activities including officer time, and "host" location costs.	£20,000
2	Beacon Year Working Group	Enable Beacon Year Working Group to: Develop and implement night time economy initiatives and campaigns aimed at reducing alcohol related crime and disorder and promoting safe, sensible and social drinking Ensure an ongoing legacy within the night time economy that will continue to support the above aim e.g. Best Bar None type award, Designated Drinking Areas, Radio Link	£50,000
3	Learning Exchange Events and promotion	Fund local, County and regional learning exchange events and provide travel and accommodation costs. Promotional DVD, leaflets, posters and materials	£20,000
4	Co-ordination	Provide essential Beacon Year Co-ordinator's Post and any additional support work required in preparation of local Beacon Year events.	£10,000
5	Police Link Project	Link to Nuneaton Cells project Retail/Pubwatch radio	£5,000
6	Alcohol Misuse Worker	Provide a Beacon Year Alcohol Misuse Worker post to co-ordinate and develop alcohol harm misuse reduction initiatives and awareness messages especially for young people.	£20,000

Total	£125,000
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COUNCIL – 23 JUNE 2009

REPORT OF HEAD OF CORPORATE & SCRUTINY SERVICES

RE: SINGLE EQUALITY POLICY AND PLAN

1. **PURPOSE OF REPORT**

To seek the Council's approval and adoption of the Single Equality Policy and Plan.

2. **RECOMMENDATION**

- a) That the Council approve and adopt the Single Equality Policy and Plan

3. **BACKGROUND TO THE REPORT**

a) Single Equality Policy

At a meeting of the Corporate Equality Steering Group (CESG) in November 2008 a decision was made to take the four existing and separate equality policies and plans (Corporate Equality Policy, Race Relations Policy, Disability Policy and the Gender Equality Policy) [these having been approved at Personnel Committee, Executive and Council during 2007/08] and consolidate into a single overall policy and plan.

The reasons for doing so were:-

- i) the current policies comprised some 83 pages.
- ii) Much of the details (e.g. background and statistics) were repeated in each of the policies.
- iii) In October 2007 the Equality Human Rights Commission became operational. The new Commission brings together the work of three previous equality commissions (Equal Opportunities, Racial Equality and Disability Rights). It also takes responsibility for other aspects of equality – age, sexual orientation and religion and belief.

In addition the Equality Bill (which received its second reading on 12th May 2009 and is currently in committee stage) proposes bringing together various equality enactments into one Act and it was felt that our own policies and plans should mirror these changes

Our new Single Equality Policy and Plan was prepared as a consultative document in December 2008, approved by CESG and put out for consultation on 21 December 2008 with an end date of 31 March 2009.

The consultation document was distributed to all LSP (Local Strategic Partnership) members, was placed on the Council website and the Intranet

A Résumé of consultation feedback is included in the background papers

None of the consultation feedback required any change to the Policy or Plan.

The Policy & Plan was endorsed by the Personnel Committee on 27th May 2009 for submission to full Council

4. **FINANCIAL IMPLICATIONS (D Bunker)**

No Financial implications.

5. **LEGAL IMPLICATIONS (M Rice)**

None perceived

6. **CORPORATE PLAN IMPLICATIONS**

No particular implications.

7. **CONSULTATION**

Consultation in respect of the Single Equality Policy was via:

- a) The Corporate Equality Steering Group (which comprises the Member Equality Champion, Unison representative and nominees from Service Areas).
- b) The Local Strategic Partnership.
- c) Internet (our internal site).
- d) Council's website.

8. **RISK IMPLICATIONS**

Management of significant (Net Red) Risks		
Risk Description	Mitigating actions	Owner
No significant risks		

It is the Council's policy to proactively identify and manage significant risks which may prevent delivery of business objectives.

It is not possible to eliminate or manage all risks all of the time and risks will remain which have not been identified. However, it is the officer's opinion based on the information available, that the significant risks associated with this decision/project have been identified, assessed and that controls are in place to manage them effectively.

9. **RURAL IMPLICATIONS**

None

10. **CORPORATE IMPLICATIONS**

By submitting this report the author has taken the following into account.

- Community Safety Implication
- Human Resource Implication

Background papers: The Single Equality Policy and Plan 2007/2010
 Résumé of consultation feedback

The background papers are to be issued to Members only, however, they are available to other interested parties by accessing the Hinckley & Bosworth Council Web Site or by contacting the contact Officer below

Contact Officer: Ivor Pollock (HR) 01455 25 5679

Executive Member: Cllr Don Wright

22C23jun09
10. June 2009

REPORT OF HEAD OF CORPORATE AND SCRUTINY SERVICES
RE: ANTI POVERTY STRATEGY

1. **PURPOSE OF REPORT**

To introduce the final draft of the Anti Poverty Strategy with accompanying action plans for Hinckley and Bosworth.

2. **RECOMMENDATION**

That Council

- (1) Notes and endorses the work undertaken to date and makes comments and contributions to the Anti Poverty Strategy and Action Plans;
- (2) Approves and adopts the Draft Strategy and Action plan (subject to any amendments).

3. **BACKGROUND TO THE REPORT**

- 3.1 Following the work undertaken by the commission and CI research, the decision was taken that HBBC take a lead, particularly in the current climate, to prepare a strategy addressing Poverty in the Borough.
- 3.2 The Strategy to date has been prepared by a small team of officers with input from a number of services in the Authority. Data has been incorporated from various sources to provide intelligence and baseline information in the report.
- 3.3 The Draft Strategy was reviewed by the Commission in February and since that time has been circulated to Stakeholders for Consultation and the action plans which detail the key short medium and long term actions to combat poverty by the Council and other key organisations.
- 3.4 The final Draft Strategy was considered by the Scrutiny Commission on 7 May 2009. A minute extract from this meeting is attached.

4. **FINANCIAL IMPLICATIONS**

None as a direct result of this report, the implications regarding the actions will be considered prior to implementation.

5. **LEGAL IMPLICATIONS**

None as a direct result of the report, the implications regarding the actions will be considered prior to implementation.

6. **CORPORATE PLAN IMPLICATIONS**

This report and review contributes directly to the Corporate Aim of a thriving economy and to the corporate value of safeguarding the most vulnerable.

7. **CONSULTATION**

Stakeholders across voluntary sector, faith communities and key agencies.

8. **RISK IMPLICATIONS**

Management of significant (Net Red) Risks		
Risk Description	Mitigating actions	Owner
Failing to challenge and offer recommendations leading to the community not recognising the importance of the Scrutiny Commissions opportunity to develop policy	Finalise report Offer Recommendations Publicise the report and successes	L Horton

9. **RURAL IMPLICATIONS**

The review is of poverty and income deprivation for the whole community of Hinckley and Bosworth. The strategy will address rural and urban parts of the authority.

10. **CORPORATE IMPLICATIONS**

- None

Background papers: Scrutiny Commission papers and reports associated with Income Deprivation April 2007 and February 2008.
Minute extract from Scrutiny Commission, 7 May 2009 (attached)

Contact Officer: Louisa Horton x 5859

SCRUTINY COMMISSION

7 MAY 2009

559 **ANTI POVERTY STRATEGY (SC90)**

The Scrutiny Commission was presented with the final draft of the Anti Poverty Strategy and accompanying action plans for Hinckley and Bosworth. During discussion on the action plan, the following points were raised:

- The self-serve stations in the reception at the Council Offices and in Markfield which would help people to access the Council's services electronically, enabling them to access benefits advice and calculator on the Council's website;
- The need to produce information in a range of languages. It was noted that information was currently available in eight languages and that there was also a translation and interpretation service provided by Leicestershire County Council which could be used;
- The success of Leicester City Council's Passport to Leisure Scheme which made sport and leisure accessible to those on low income rather than those under 16 or over 60, who may not be most in need of such support. In response it was noted that free swimming for these two groups was a national scheme;
- The need to promote the provision of loft insulation grants to the private sector;
- The close monitoring of the mortgage support schemes which were only recently implemented, and the need to promote these schemes;
- The availability of fact sheets to provide useful information, which could also be handed out by Councillors when asked;
- The need to promote adult education in areas which are not so affluent. In response officers reported that they were awaiting action plans and input from the college;
- The need for rigorous monitoring of the Strategy.

It was moved by Dr Moore and seconded by Mr Lay that a discounted leisure scheme be explored. This motion was CARRIED.

In response to questions raised previously, it was noted that a Credit Union approach was being explored, along with hosting flea markets and car boot sales. It was agreed that these be noted at the back of the action plan. Members asked that the problem of loan sharks be investigated and that the possibility of sponsoring or hosting a job fair be explored.

The Head of Corporate and Scrutiny Services was thanked for her hard work on this project.

RESOLVED –

- (i) the work undertaken to date be noted and endorsed;
- (ii) the Draft Anti Poverty Strategy and Action Plan be approved and RECOMMENDED to Council for adoption;
- (iii) a discounted leisure pass scheme be explored;
- (iv) the other initiatives noted above be explored.

Project/Initiative	Targets/Timescales			Resources	Lead	Expected Outcome (this is the commitment the action contributes to)
	S-short term(Within 12 months)	M-medium term(1 to 3 Years)	L- long term(3 to 5 Years)			
Using both historic and current data invite benefits applications from those households within the super output areas.	In place by May 2009 – estimated increase in take up following all take up projects 10% by December 2009			Dependent on results from Mosaic look at more income-deprived areas, and determine whether would prefer information in leaflet or by email or in local newspapers. From this information would need to run a scan that would check all customers in those areas against the Academy system to see who are already in receipt of Housing and/or Council Tax Benefit. Can then target the deprived areas effectively.	Scott Pinnell	6.1.2 6.1.3

Project/Initiative	Targets/Timescales			Resources	Lead	Expected Outcome (this is the commitment the action contributes to)
	S-short term(Within 12 months)	M-medium term(1 to 3 Years)	L- long term(3 to 5 Years)			
Liaise with those employers who are making redundancies or reducing working hours to offer advice and support on benefits and debt management.	In place by April 2009 - estimated increase in take up following all take up projects 10% by December 2009					
Develop policy to ensure expenditure on Discretionary Housing Payments is in line with the grant award thereby reducing homelessness and improving the quality of life for the tenant	In place by June 2009			Organise meeting with Tom Flynn and Steve Nash to discuss DHP scheme and promote awareness. Meet with officers to review DHP form Create modified form Assessment staff to pass over appropriate cases for consideration, forms to be issued.	Shirley Short	6.5.3 6.1.3
Refresh the 'take up' strategy changing the focus from the elderly to working age customers and ensuring that it links into the Councils Anti-poverty strategy.	In place by April 2009 - estimated increase in take up following all take up projects 10% by December 2009			Take up strategy to be updated and practices from other councils, who have effective take up to be considered and current practices revised to include change in focus. Liaise with Shirley Short to ensure strategy links into Anti Poverty Strategy.	Scott Pinnell	6.1.1 6.1.2 6.1.3 6.1.4 6.1.5

Project/Initiative	Targets/Timescales			Resources	Lead	Expected Outcome (this is the commitment the action contributes to)
	S-short term(Within 12 months)	M-medium term(1 to 3 Years)	L- long term(3 to 5 Years)			
Consider the feasibility of working together with the DWP by requesting scans from them that will give details of customers who are in receipt of Income Support or Jobseekers Allowance that are not claiming Housing and/or Council Tax Benefit and then contact them to ensure that those who do have an entitlement do make a claim	In place by September 2009- estimated increase in take up following all take up projects 10% by December 2009			Customer Information requested from DWP February 09, must be sent to policy team at DWP for authorisation. Some LA's have been waiting since Nov 08 for scan. Another option discussed with the HBMS at DWP was that once the ban is lifted on the inland revenue data being used, to request a scan of all those who are on Tax Credits and not claiming Housing and Council Tax Benefit? HBMS say that we should be able to request this	Scott Pinnell	6.1.3
Ensuring that the internet is up to date and current with the new changes e.g. Child benefit disregard from October 2009 to encourage applications for benefit and raise awareness of entitlement	In place by August 2009 – estimated increase in take up following all take up projects 10% by December 2009			Set up a page that tells customers of the forthcoming child benefit disregard changes and how that means many more may be entitled to benefit. Take up events will also need to be scheduled in to encourage customers to claim, e.g. at supermarkets, children centres around the borough, Twycross Zoo.	Scott Pinnell	6.1.3 6.1.4

Project/Initiative	Targets/Timescales			Resources	Lead	Expected Outcome (this is the commitment the action contributes to)
	S-short term(Within 12 months)	M-medium term(1 to 3 Years)	L- long term(3 to 5 Years)			
Creating a Ready reckoner that can be used on the internet pages to make it easier for customers to determine their entitlement to Housing and Council Tax Benefits	In place by April 2009 - estimated increase in take up following all take up projects 10% by December 2009			Update website with simple, easy to understand information to enable browsers to know immediately if they may have entitlement to benefit and an easy claim process via the benefits email.		6.1.3
Create a working age leaflet that can be used to encourage those on low incomes to claim Housing and Council Tax Benefit	In place by May 2009 - estimated increase in take up following all take up projects 10% by December 2009			Put together a script to include 3 different circumstances where a working age customer is entitled to benefit, e.g. A single parent who is working, a self-employed family and a family on tax credits. Use pictures from Direct Gov or ask benefits staff to pose for pictures.	Scott Pinnell	6.1.1
Continue to lead and implement the Play Strategy.	2011				R.Ball	6.7.3
CCTV – develop and enhance the CCTV system inc ANPR in Earl Shilton.	Sept 09				Mark Hryniw	6.6.1 6.6.2
High quality diverse events throughout	2009				Sally	

the year that engage and bring pride to the community.					Crossfield	6.7.3
Project/Initiative	Targets/Timescales			Resources	Lead	Expected Outcome (this is the commitment the action contributes to)
	S-short term(Within 12 months)	M-medium term(1 to 3 Years)	L- long term(3 to 5 Years)			
Improve and develop volunteering opportunities LAA Target	2008/09				Graeme Chilvers	6.4.5
Implement Sport & Recreation Action Plan	2007-12 Annual review				Graeme Chilvers	6.3.1
Assist in the preparation for the 2012 Olympics and 2009 Special Olympics in Leicestershire	2008-2012				Graeme Chilvers Karen Harris	6.3.1 6.3.3 .
Continue to support the Shopmobility	Annual review				Mark Hryniw	
Support the Youth Council in providing activities and opportunities for young people to achieve outcomes for the community	2009				Rebecca Ball	6.3.2 6.7.3
Develop Play and Play work	2009				Rebecca Ball	6.4.1, 6.4.3,6.4.5
Engage with targeted hard to reach groups with partners by delivering arts and sports activities, with Find your Talent and Sport Unlimited.	2009				Karen Harris and Lindsay Orton	6.4.3, 6.3.3

Project/Initiative	Targets/Timescales			Resources	Lead	Expected Outcome (this is the commitment the action contributes to)
	S-short term(Within 12 months)	M-medium term(1 to 3 Years)	L- long term(3 to 5 Years)			
Develop the services and projects based, in line with new Strategy, around Sure Start Children's Centres	2009-11				Maira O Hagan	6.1, 1,2,3,4,5 6.3.1, 6.3.2, 6.3.3 6.4,1,2,3,4,5 6.5.3 6.7.1, 6.7.3
LAA2 Project PAC's – to increase participation in physical activity This is repeated??					Karen Harris	6.3.2
As part of the emerging Physical activity Strategy develop GP Health Referral Scheme – continue to work in partnership with PCT and SLM to deliver high quality referral scheme					Graeme Chilvers	6.3.2
From April 2009 over 60's and under 16's are to be offered free swimming at Hinckley Leisure Centre					Karen Harris	6.3.3
Ensure first Town Centre Run is delivered successfully comprising of 5k Fun Run and 1 mile Kids Kaper					Graeme Chilvers	6.7.3 6.3.2
Markfield Community and Sports Centre to run a diverse range of activities					Graeme Chilvers	6.1.1, 6.2.2, 6.3.2, 6.3.3,

						6.4.1, 6.4.2, 6.4.5, 6.6.1, 6.6.2, 6.7.3
Project/Initiative	Targets/Timescales			Resources	Lead	Expected Outcome (this is the commitment the action contributes to)
	S-short term(Within 12 months)	M-medium term(1 to 3 Years)	L- long term(3 to 5 Years)			
Markfield Community and Sports to support the PCT, Community Safety, Police and Probation Service to run activities					Graeme Chilvers	6.6.1, 6.6.2, 6.3.2, 6.3.3
A diverse calendar of events, designed to celebrate our music, heritage, markets, countryside and veterans. This is repeated???	2008 onwards				Sally Crossfield	6.7.3
Support Parishes rural issues, through Parish meetings and providing additional support and advice to parish clerks.	ongoing				Sally Crossfield	6.7.3
Hosting a spectacular Christmas Lights switch on event increasing footfall and enhancing the business income	annually				Mark Hryniw	6.7.3
Support the Hinckley Half marathon(May 09) and Town Centre Runs (June 09 to increase footfall and bring tourists into borough. Impact assessment of events put back to 2010	2009				Graeme Chilvers	6.7.3 6.3.2

due to capacity issues						
Assist in the development of the Centre for Creative Enterprise on the Atkins site.	Jan 08 – March 10				Lindsay Orton	6.2.1, 6.4.1, 6.2.3, 6.7.2
Project/Initiative	Targets/Timescales			Resources	Lead	Expected Outcome (this is the commitment the action contributes to)
	S-short term(Within 12 months)	M-medium term(1 to 3 Years)	L- long term(3 to 5 Years)			
Support Markfield Community and Sports Centre and sport in Desford in embedding and developing the touchdown points and community access points	2009 Ongoing				Graeme Chilvers	6.1.1, 6.2.2, 6.3.2, 6.4.1, 6.4.2, 6.4.5, 1 6.4.1 6.2.3 6.7.2
Support local sports organisations to develop there volunteer base and keep upward direction of travel in NI8 KPI2	ongoing				Graeme Chilvers	6.3.2, 6.3.3, 6.4.3, 6.4.5, 6.7.3, 6.3.2
Financial Assistance available to repair or adapt properties (Existing Initiative)	increase in the number of people living in decent homes			£530,000	A Ker	6.3.2, 6.5.3 , 6.7.1 & 6.7.2
Decent Homes Insulation Scheme (Existing Initiative)	increase in the number of people living in decent homes			£370,000	A Ker	6.3.2, 6.5.3 , 6.7.1 & 6.7.2
Continue to provide a capital support grant to Care & Repair (West Leicestershire) Ltd who are the Home Improvement Agency operating in the area (Existing Initiative)	increase in the number of people living in decent homes			£37,350	A Ker	6.1.1, 6.3.1, 6.5.3 & 6.7.2
The provision of comprehensive	increase in the			Included as part of Private Sector	A Ker	6.5.3 & 6.7.1

housing advice and enforcement service in relation to standards within the private housing sector (Existing Initiative)	number of people living in decent homes			Housing Service costs		
Project/Initiative	Targets/Timescales			Resources	Lead	Expected Outcome (this is the commitment the action contributes to)
	S-short term(Within 12 months)	M-medium term(1 to 3 Years)	L- long term(3 to 5 Years)			
The provision of advice in relation to energy conservation with in the home (Existing Initiative)	To reduce by 1% the % of low-income households living in properties with a SAP rating below 35 and to increase by 1.5% the % of low-income households living in properties with a SAP rating above 65 by March 2010			Included as part of Private Sector Housing Service costs	A Ker	6.5.3, 6.7.1 & 6.7.2
Fast Response Team – joint with Housing Options, Housing Benefit, CAB, Job Centre, local employers	Within Housing Options : to encourage early intervention and advice			Officer Time	Helen Wheeldon /Jo Wykes	6.1.2, 6.1.1, 6.1.4, 6.1.5; 6.3.1, 6.5.2
Mortgage Support Scheme	Links in with			Officer Time	Jo Wykes	6.1.2, 6.1.4,

New initiative from CLG in April 09	prevention target in BDP					6.1.5 6.3.1
Project/Initiative	Targets/Timescales			Resources	Lead	Expected Outcome (this is the commitment the action contributes to)
	S-short term(Within 12 months)	M-medium term(1 to 3 Years)	L- long term(3 to 5 Years)			
Mortgage Rescue Scheme		Two year project with CLG – reduce number of reposessions		£200million funding nationally by CLG, managed by East Midlands Housing with input from housing Options and CAB	Jo Wykes	6.1.2, 6.1.4.6.1.5 6.3.1
Continuation of Prevention of homelessness Fund	Ongoing. Can't increase take up if funding has increased. Will continue to use current funds			£20k provided, officer time	Jo Wykes	6.3.1,6.5.1
	June 09	Will be		Officer Time	Jo Wykes	6.1.1, 6.1.2,

Implement protocol with RSL/Social Landlords for early intervention on arrears cases New initiative	To gain 100% referrals on arrears cases at notice stage	ongoing				6.1.4. 6.1.5 6.3.1 6.5.1
Develop two way referral service with money advice and court desks	April 09			Officer time	Jo Wykes	6.1.1, 6.1.2, 6.1.4,6.1.5 6.3.1
Project/Initiative	Targets/Timescales			Resources	Lead	Expected Outcome (this is the commitment the action contributes to)
	S-short term(Within 12 months)	M-medium term(1 to 3 Years)	L- long term(3 to 5 Years)			
Continuation of Rent Deposit Scheme	Ongoing – increase take up by 10%			Funded by homelessness grant	Jo Wykes	6.3.1, 6.5.1
Enforcement of statutory nuisance duties including noise e.g. noisy neighbours. Note: Certain actions may result in the payment of fees by those enforced against. In certain situations, payment plans can be agreed.	Continuous legal duty					6.6.2 – Reduce anti-social behaviour and fear of such within the Borough
Subsidised pest control treatments for those on certain benefits.	Continuous					6.7.1 – Improve the living environment of those living in poverty
Subsidised drainage investigations.	Continuous					6.7.1 –

						Improve the living environment of those living in poverty
Project/Initiative	Targets/Timescales			Resources	Lead	Expected Outcome (this is the commitment the action contributes to)
	S-short term(Within 12 months)	M-medium term(1 to 3 Years)	L- long term(3 to 5 Years)			
Enforcement of public health legislation e.g. accumulations, filthy premises. Note: Certain actions may result in the payment of fees by those enforced against. In certain situations, payment plans can be agreed.	Continuous					6.7.1 – Improve the living environment of those living in poverty
Responsible dog ownership campaigns e.g. free micro chipping event with RSPCA.	Annual				S Smith	6.7.2 – Promote good environmental practices
Pregnancy testing, condom distribution, signposting and advice available at Community Houses in Earl Shilton, Wykin and Barwell	Continuous				Ron Grantham	6.3.2
Provide youth diversionary activities via the Community Houses	Continuous				Ron Grantham	6.6.2
Ensure that equality of service is embedded within all services provided	June 2009				Ron Grantham	ALL

by the Community Safety Team and within the Community Safety Partnership's Agreement 2008/2011 through joint work with the County Community Safety Programme Board Core Group						
Provide support to the Council's Environment Impact policy by providing additional re-cycling resources and initiatives through the Community House Projects	April 2009 ongoing				Ron Grantham	6.7.2
Improved public perception and engagement and reduced crime and disorder in key intervention area of Barwell by setting up a Community House Project	June 2009				Ron Grantham	6.6.1 6.6.2 6.7.3
Adult Education courses run via Earl Shilton Community House	Continuous				Ron Grantham	6.4.5
Continue to monitor emerging crime & disorder trends based on fortnightly Police tactical assessments and to minimise the threats through agreed joint partnership problem solving actions and tasks.	Continuous				Ron Grantham	6.6.1
Work in Partnership with the County Reducing Re-offending Board in promoting the pathways to reducing re-offending especially in relation to health, employment, education, housing, leisure and access to local authority services.	Continuous				Ron Grantham	6.6.1
Jacqual (joint ASB team) to increase accessibility and visibility to subsequently increase reassurance for local communities	March 2009 ongoing				Madeline Shellard	6.6.2



Hinckley & Bosworth
Borough Council

A Borough to be proud of

Anti-Poverty Strategy 2009-2012

‘Working Together to Tackle Poverty’

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1.0 Foreword

Endorsement of member or appropriate organisation

Insert photo

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2.0 Introduction

Our vision is 'to improve the quality of life for communities in Hinckley & Bosworth.' The target groups within this vision are those individuals and groups of individuals within the Borough who are within the 25% most deprived areas in England. The main aim of this strategy is to address the causes and effects associated with the key themes, identified by consultation and research, which combined, create poverty and deprivation within our Borough.

These 7 key themes are:

- Income deprivation
- Employment deprivation
- Health deprivation and disability
- Education, skills and training deprivation
- Barriers to housing and services
- Living Environment Deprivation
- Crime & Anti-social behaviour

This Anti-Poverty Strategy which has been developed in partnership with an appropriate group of different agencies and community groups will address these priorities individually and put actions into place to work towards alleviating the problems through a holistic approach.

This strategy will build on the work of the Community Plan 2008-11 "Working towards a Better Borough" for Hinckley and Bosworth, the Borough Council's Corporate Plan 2009-12 and will contribute to the corporate value of 'providing support to those who need it most', by forming a social inclusion framework that will underpin future strategic development within the Borough and ensure that Hinckley and Bosworth's most vulnerable groups and individuals are not prevented from fulfilling their potential.

The strategy will endeavour to develop a range of innovative projects, which will be reviewed and monitored within a robust performance management framework, and for all agencies within the Borough to work together with a view to contributing to the alleviation of poverty.

This strategy will be a tool, which will influence other related policies and strategies development across the Borough.

The Local Strategic Partnership (LSP) has the responsibility of making sure that the Community Plan is delivered. Local partners, involved in the development of the Community Plan have already identified 'to improve the quality of life in the priority neighbourhoods' and 'the establishment of accessible services in Hinckley & Bosworth' as key priorities. These priorities will contribute towards the seven Sustainable Community Strategy Priorities.

The Anti-Poverty strategy belongs to the community of Hinckley & Bosworth NOT just the Council. As such, in order to ensure that it meets our vision it has to be adopted by the community and its existence publicised widely. The Corporate Communications & Engagement Strategy will be adopted to ensure effective communication and engagement with the whole community.

This strategy seeks to address immediate issues in view of the severe financial downturn and then medium term and longer term actions and aspirations. In the current economic climate there is recognition that all sections of the community can be affected, e.g. job losses. The general principles of this strategy will seek to address all aspects of poverty across the whole of the community.

3.0 Definitions

Poverty:

Is a life situation people may find themselves in, if their income and resources are not enough to allow a standard of living, which is relative to, customary, widely encouraged and approved in the societies in which they belong¹

Poverty is mainly caused by factors outside the control of the individual such as unemployment, disability, low pay and poor educational opportunity. Individuals who are particularly vulnerable are disabled, ethnic minorities, unemployed, older people and people on low pay. Within these groups women and children are particularly affected.

For the purpose of this strategy Hinckley and Bosworth have adopted the following definition:

Individuals and groups are considered to be in poverty if their resources prevent them from having control over and choices in their lives and are prevented from having the standard of living which is customary in the society to which they belong.

Income Deprivation:

The definition adopted by the Scrutiny Commission following research by Matters of Fact consultancy is:

Household income that is 60% or less of the average household income in a year.

Social Exclusion:

Is a situation which arises when a person (or a group of people) is (or are) unable to or denied access (intentionally or not) to information, services and influence within a community. Barriers to access, if overcome, would alleviate this sense of exclusion.²

LSOA (Lower Layer Super Output Area):

Super Output Areas are standardised statistical reporting units, based on the 2001 Census. An LSOA contains an average population of 1500 residents.

Social Inclusion:

Is a process which aims at breaking the cycle of poverty and exclusion by enabling people to gain access to opportunities, information and resources required to become active citizens.³

¹Joint report on Social Inclusion, Commission of European Commissions, Brussels, 12.12.2003. The definition also borrows from Peter Townsend in poverty in the United Kingdom: A Survey of Household Resources and Standards of Living, 1979, Poverty News, October 2005.

² Bedford Social Inclusion/Anti-Poverty Strategy 2006-07

³Summary of explanations in: Joint report on social inclusion, Commission for European Communities, Brussels 12.12.2003:Shafik Ansate, What is inclusion?

4.0 Background

The need for a review into income deprivation within the borough of Hinckley & Bosworth was highlighted in 2006/07 by the Scrutiny Commission. A decision was made to include it in the Commission's work programme. The Commission's objective for the review was to improve the quality of life of people living in poverty in the area. This remains a primary concern heightened by the current economic downturn.

4.1 Local Context

Hinckley & Bosworth Borough is a largely rural borough of 297 square kilometres in south-west Leicestershire. The majority of the 103,800 (mid 2006 estimate) population live in the main urban areas of Hinckley, Burbage, Barwell and Earl Shilton in the south-west of the Borough.

Historically, the economy of the area has included a strong element of manufacturing, including family-owned hosiery, textiles and footwear firms. The economy today retains higher than average levels of manufacturing despite the decline of traditional industries. In recent years its central location and good links to the motorway and trunk road network have encouraged a growth of warehousing and distribution, particularly around the A5 corridor.

In numerical terms, Hinckley & Bosworth's population is less diverse than some neighbouring areas and the small resident Black Minority Ethnic population (3.5%) is fairly dispersed. However a wide range of ethnic backgrounds is represented amongst the Borough's residents and workforce.

4.2 Indices of Deprivation for Hinckley & Bosworth

The Index of Multiple Deprivation 2007 (IMD 2007) is a measure of multiple deprivation at the small area level.

The IMD 2007 contains seven themes of deprivation:

- Income deprivation (Split into children & Older people)
- Employment deprivation
- Health deprivation & disability
- Education, skills and training deprivation
- Barriers to housing and services
- Living environment deprivation
- Crime

There are 66 LSOA's (Lower Super Output areas) in Hinckley & Bosworth and as an authority overall Hinckley & Bosworth is within the 25% least deprived authorities in England, however 23 LSOA's within the borough are within the 25% most deprived areas in England in one or more Domains of Deprivation. These statistics indicate that although Hinckley & Bosworth as a Borough does not exhibit high levels of deprivation as a whole, there are pockets of high deprivation within the Borough.

IMD 2007 (based on 2005 data) summaries for Hinckley and Bosworth for the seven themes listed above are detailed below:

Indicators used to determine income deprivation:

- Adults & children in Income Support Households
- Adults & children in Income-Based Job Seekers Allowance Households
- Adults & children in Pension Credit (Guarantee) Households
- Adults & children in those working Tax Credit Households where there are children in receipt of Child Tax Credit whose equivalised income (excluding housing benefits) is below 60 per cent of the median before housing costs
- Adults & children in Child Tax Credit Households (who are not eligible for IS, Income-Based JSA, Pension Credit or Working Tax Credit) whose equivalised income (excluding housing benefits) is below 60 per cent of the median before housing costs
- National Asylum Support Service (NASS) supported asylum seekers in England in receipt of subsistence support, accommodation support, or both

LSOA's (Children) most deprived in Hinckley & Bosworth (Bottom 5%)

- Earl Shilton East
- Hinckley Westfield Junior School
- Hinckley Trinity West

LSOA's (Older people) most deprived in Hinckley & Bosworth (Bottom 5%)

- Barwell Centre
- Earl Shilton East
- Hinckley Westfield Junior School

Indicators used to determine employment deprivation:

- Recipients of Jobseekers Allowance (both contribution-based and income based) for men aged 18-64 and women aged 18-59
- Participants in the New Deal for the 18-24s who are not in receipt of JSA
- Participants in the New Deal for 25+ who are not in receipt of JSA
- Participants in the New Deal for Lone Parents (after initial interview)
- Incapacity Benefit recipients aged 18-59 (women); 18-64 (men)
- Severe Disablement Allowance recipients aged 18-59 (women); 18-64 (men)

LSOA's (Employment) most deprived in Hinckley & Bosworth (Bottom 5%)

- Earl Shilton East
- Hinckley Westfield Junior School
- Hinckley Trinity West

Indicators used to determine health deprivation & disability:

- Years of Potential Life Lost (YPLL)
- Comparative Illness and Disability Ratio (CIDR)
- Measures of acute morbidity, derived from Hospital Episode Statistics
- The proportion of adults under 60 suffering from mood or anxiety disorders based on prescribing,

LSOA's (Health) most deprived in Hinckley & Bosworth (Bottom 5%)

- Earl Shilton East
- Hinckley Westfield Junior School
- Hinckley Trinity West

Indicators used to determine education, skills & training deprivation:

Sub Domain: Children/Young people:

- Average test score of pupils at Key Stage 2
- Average test score of pupils at Key Stage 3
- Best of 8 average capped points score at Key Stage 4
- Proportion of young people not staying on in school or non-advanced education above the age of 16
- Secondary school; absence rate (2 year average 2004-2005)
- Proportion of those aged under 21 not entering higher education (4 year average, 2002-2005),

Sub Domain: Skills

- Proportion of working age adults with no or low qualifications

LSOA's (Education) most deprived in Hinckley & Bosworth (Bottom 5%)

- Barwell East
- Earl Shilton East
- Hinckley Trinity West

- Hinckley Trinity West
- Newbold Verdon North
- Ratby North

Indicators used to determine barriers to housing and services:

Sub Domain: Wider Barriers

- Household overcrowding
- District level rate of acceptances under the homelessness provisions of the 1996 Housing Act, assigned to the constituent LSOAs
- Difficulty of Access to owner-occupation

Sub Domain: Geographical Barriers

- Road distance to a GP surgery
- Road distance to a general store or supermarket
- Road distance to a primary school
- Road distance to a Post Office or sub post office

LSOA's (Barriers to Housing & Services) most deprived in Hinckley & Bosworth (Bottom 5%)

- Higham-On-The-Hill, Sibson & Sutton Cheney
- Desford North & Peckleton
- Twycross & Sheepy

4.3 Research-

Two reports have been commissioned to date:

- **Matters of Fact Consultancy** reported in April 2007. They aimed to define income deprivation and understand the geography of income deprivation within the Borough. The report concluded that the most common definition of income deprivation in economically advanced societies is a household income that is 60% or less of the average household income.
- **CI Research Consultancy** reported in February 2008. They aimed to develop local strategies and policies to address situations arising from local income deprivation. The report highlighted best practice approaches and case studies which have demonstrated success. The report concluded by identifying recommendations to move forward and this approach was endorsed by the Scrutiny Commission. The recommendations focused on working with partners, providing a real and meaningful voice for residents and enhancing the work already undertaken in the Borough. The proposed action, endorsed by the Scrutiny Commission, was to establish a working group to take forward the conclusions of the studies and develop local strategies and policies to address income deprivation in the Borough.

4.4 Consultation- to date

Two stakeholder workshops and a designated officer workshop have taken place to date. A Stakeholder Workshop was held in December 2008 to identify areas for development. Stakeholders included officers, members, Citizen's Advice Bureau, CI Research, the voluntary sector, Job Centre Plus and the faith communities. The stakeholders who attended the workshops were keen to see a strategy developed and increase partnership working. The areas for development identified by the stakeholder group were:

- Advice, training & assistance
- Link with employers creating redundancies to offer support in conjunction with others
- Standard referral and income and expenditure/means form
- Improved sharing of information and communication between departments and outside agencies
- Improvements to MAF and CAF
- Need to reach hard to reach groups
- Improved customer profiling
- Improve awareness & knowledge of key agency resources
- Improved access to ICT
- Use of Parish councils & community houses to improve accessibility of services
- Involvement of private sector
- Credit Unions
- Mortgage rescue packs
- Review of and make consistent fees in relation to people on low income
- Review of affordable Housing
- Allocations policy to take account of people on low income
- Review of Corporate Debt Policy

5.0 Current Initiatives

Homelessness Frontline Prevention Fund

The fund sets out a framework under which payments can be made to households facing homelessness to enable them to remain in their existing accommodation or access alternative housing.

Pest Control Discount to low income groups

An up to 30% discount is available to recipients of Income Support, Housing Benefit and Council Tax Benefit for pest control treatments

Workforce development- the Children's workforce

The strategy is a single framework to help join up children's services to prevent children and young people falling through the gaps.

The Ten Year Childcare Strategy

The purpose of this strategy is to address the need for affordable, accessible childcare. Enabling parents to then be supported back into long term employment. There is a commitment to halve child poverty by 2010 and eradicate it by 2020.

Children's Centres

In Hinckley and Bosworth Borough there are five children's Centres currently with more to be developed.

By bringing together a range of services into the local community it will allow parents easier access to information and support from a range of services including:

- Health services
- District councils
- Voluntary organizations
- Job Centre Plus
- Family outreach workers
- Libraries
- Family Information Service

Benefit Take up Strategy

Affordable Housing

Benefit Take-up Campaign

Regular campaigns take place throughout the year to raise awareness of Housing and Council Tax Benefit to ensure people in the borough on low income (particularly the more vulnerable) are claiming the benefit they are entitled to.

Financial Assistance available to repair or adapt properties

The Local Authority offers a number of schemes to assist homeowners and in some circumstances private tenants to repair or adapt their homes:

- Major Works & Minor Works Assistance
- Warm Front Top up Assistance
- Disabled Facilities Grant

These schemes are readily available to the elderly, disabled and people on low incomes.

Decent Homes Insulation Scheme

Working in partnership with Energy Saving Partnership Ltd (ESP) and Energy Services North East the Council offers, every private householder living in our declared priority neighbourhoods, free of charge loft and cavity wall insulation. By targeting this scheme at these neighbourhoods we will be directing the resources to those households which are more likely to be in fuel poverty and finding it harder to heat their homes. It is anticipated that we would improve the energy efficiency of approximately 1200 households under this scheme.

6.0 Key Themes

Following the consultation process the following key themes have been identified:

6.1 Income deprivation

We make a commitment to:

- 6.1.1 Increase people's take-up of benefits
- 6.1.2 Promote better management of finances and improve the quality of life, reducing financial exclusion
- 6.1.3 Reduce the percentage of families with low household incomes
- 6.1.4 Make financial advice more readily available for all residents of the Borough
- 6.1.5 Increase financial literacy to help reduce financial exclusion

6.2 Employment

We make a commitment to:

- 6.2.1 Encourage social enterprise and business start-ups
- 6.2.2 Create & facilitate employment opportunities
- 6.2.3 Promote and support the work of small to medium sized enterprises

6.3 Health deprivation and disability

We make a commitment to:

- 6.3.1 Establish effective partnerships for the relief of poverty
- 6.3.2 Proactively tackle issues surrounding health deprivation, including, smoking, healthy eating, teenage pregnancy and home safety.
- 6.3.3 Introduce/manage a strategy that allows access to leisure and sporting facilities at an affordable price

6.4 Education, skills and training

We make a commitment to:

- 6.4.1 Promote access to learning centres
- 6.4.2 Work with our partners to develop sufficient childcare facilities and other support networks to make it possible for adults to learn
- 6.4.3 Work with our partners to raise the skill level amongst the Boroughs population particularly in areas of greatest social exclusion
- 6.4.4 Develop with all agencies advice and guidance networks across the Borough
- 6.4.5 Work with our partners to increase opportunities for training

6.5 Housing and services

We make a commitment to:

- 6.5.1 Maximise accessibility to affordable housing for local people
- 6.5.2 Improve equality of access to social housing
- 6.5.3 Support everyone's right to live in a decent home

6.6 Crime and anti-social behaviour

We make a commitment to:

- 6.6.1 Reduce crime and disorder levels within the Borough
- 6.6.2 Reduce anti-social behaviour and the fear of such within the Borough

6.7 Living Environment

We make a commitment to:

- 6.7.1 Improve the living environment of those living in poverty
- 6.7.2 Promote good environmental practices
- 6.7.3 Engage local communities to improve & take pride in their local community

7.0 Monitoring- Performance Management

We will report and measure our success based on tangible outcomes which reflect our commitments. and to monitor and review the aims of the Strategy, a Performance Framework will be developed that supports continuous improvement in key priority areas.

The ranking of all areas within Hinckley & Bosworth will also be monitored in line with the Indices of Multiple Deprivation statistics which are produced by the office of National Statistics every 3 years.

Below is a summary of the 7 themes of Poverty showing the overall ranking status between 2004 and 2007 of the 66 LSOA's.

The direction of travel (how many LSOA's have either improved or moved down in rankings) between 2004 and 2007 is also shown.

Income Deprivation - Children

Ranking within England	2004 position	2007 position
75% or above (least deprived)	26(39%)	31(47%)
25% to 75%	38(58%)	33(50%)
25% or below (most deprived)	2(3%)	2(3%)

Direction of travel:

- 41(62%) areas have improved since 2004
 - 25(38%) areas have moved down since 2004
-

Income Deprivation - Older People

Ranking within England	2004 position	2007 position
75% or above(least deprived)	18(27%)	22(33%)
25% to 75%	46(70%)	43(65%)
25% or below(most deprived)	2(3%)	1(2%)

Direction of travel:

- 34(52%) areas have improved since 2004
 - 32(48%) areas have moved down since 2004
-

Employment

Ranking within England	2004 position	2007 position
75% or above(least deprived)	27(41%)	33(50%)
25% to 75%	36(55%)	28(42%)
25% or below(most deprived)	3(5%)	5(8%)

Direction of travel:

- 41(62%) areas have improved since 2004
 - 25(38%) areas have moved down since 2004
-

Health

Ranking within England	2004 position	2007 position
75% or above(least deprived)	34(52%)	35(53%)
25% to 75%	32(48%)	29(44%)
25% or below(most deprived)	0(0%)	2(3%)

Direction of travel:

- 33(50%) areas have improved since 2004
 - 33(50%) areas have moved down since 2004
-

Education

Ranking within England	2004 position	2007 position
75% or above(least deprived)	11(17%)	14(21%)
25% to 75%	39(59%)	39(59%)
25% or below(most deprived)	16(24%)	13(20%)

Direction of travel:

- 31(47%) areas have improved since 2004
- 20(53%) areas have moved down since 2004

Barriers to Housing

Ranking within England	2004 position	2007 position
75% or above(least deprived)	36(55%)	36(55%)
25% to 75%	25(38%)	23(35%)
25% or below(most deprived)	5(8%)	7(11%)

Direction of travel:

- 24(36%) areas have improved since 2004
- 42(64%) areas have moved down since 2004

Crime

Ranking within England	2004 position	2007 position
75% or above(least deprived)	30(45%)	20(30%)
25% to 75%	35(53%)	42(64%)
25% or below(most deprived)	1(2%)	4(6%)

Direction of travel:

- 14(21%) areas have improved since 2004
- 52(79%) areas have moved down since 2004

It is envisaged that the working group will develop and ensure the delivery of the action plan and that the membership of the working group will be expanded to include a wide range of stakeholders and community representatives. The working group will have a key responsibility to ensure a fit for purpose performance management framework is set up and managed effectively.

The performance indicators will be monitored annually by the Scrutiny Commission and will be reported back to the Local Strategic Partnership.

9.0 Action Plan (to follow)

10.0 Appendices

Appendix A - LSOA's in Hinckley & Bosworth that are within the 25% most deprived areas in England in one or more poverty themes.

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