



You are hereby summoned to attend a meeting of **City Council**
at Council House, Old Market Square on Monday, 12 September 2022 at 2.30pm to
transact the following business

Agenda	Pages
1 Apologies for absence	
2 Declarations of interests	
3 Questions from citizens	To follow
4 Petitions from councillors on behalf of citizens	Verbal
5 To confirm the minutes of the last meeting of Council held on 11 July 2022	5 - 26
6 To receive official communications and announcements from the Leader of the Council and/or the Chief Executive	Verbal
7 Questions from councillors - to the City Council's lead councillor on the Nottinghamshire and City of Nottingham Fire and Rescue Authority	To follow
8 Questions from councillors - to a member of Executive Board, the chair of a committee and the chair of any other City Council body	To follow
9 Decisions taken under Urgency Procedures Report of the Leader of the Council	27 - 32
10 Review of Nottingham City Council Late Night Levy Scheme Report of the Chair of the Licensing Committee	33 - 46
11 Motion in the name of Councillor Georgia Power Council notes that: <ul style="list-style-type: none">• care experienced people face significant barriers that impact them throughout their lives;• despite the resilience of many care experienced people, society too often does not take their needs into account;• care experienced people often face discrimination and stigma across housing, health, education, relationships employment and in the criminal justice system;• care experienced people often face a postcode lottery of support;• as corporate parents, councillors have a collective responsibility for providing the best possible care and safeguarding for the children who are looked after by us as an authority;• all corporate parents should commit to acting as mentors, hearing	

- the voices of looked after children and young people and to consider their needs in any aspect of council work;
- councillors should be champions of our looked after children and challenge the negative attitudes and prejudice that exists in all aspects of society;
 - the Public Sector Equality Duty requires public bodies, such as councils, to eliminate unlawful discrimination, harassment, and victimisation of people with protected characteristics;
 - in March 2021 the Independent Review into Children's Social Care began its work. Organisations, institutions, bodies, communities and groups all across Scotland also pledged to #KeepThePromise. The review was concluded and its report published on 23 May 2022 and it called for widespread and extensive changes to be made to the care system.

Council believes that:

- care experienced people are a group who face discrimination;
- councils have a duty to put the needs of people who face discrimination at the heart of decision-making through co-production and collaboration;
- services and policies should be assessed through Equality Impact Assessments to determine the impact of changes on people with care experience.

Council resolves:

- to formally support the Show Us You Care Too campaign which calls for care experience to be made a protected characteristic;
- for the Council to proactively seek out and listen to the voices of care experienced people when developing new policies based on their views;
- to continue to build on the existing ring-fenced apprenticeship opportunities for care experienced people by committing to an agreed number of apprenticeships places each year delivered through the Council's levy funding;
- to take an intersectional approach and commit to tackling the systemic discrimination and disproportionality faced by specific groups of care experienced people;
- to call for the Government to implement the recommendations of the Independent Care Review including making care experience a protected characteristic to reduce and actively tackle discrimination.

12 **Motion in the name of Councillor Adele Williams**

On 26 August 2022, Ofgem announced an increase of £1,578 on the current price cap of £1,971 for the average dual-fuel tariff – a rise of 80%. Households are now facing an average charge of £3,549 a year, with analysis pointing to a further 19% increase in January 2023, which equates to a staggering £4,266 a year.

This Council notes that:

The latest Office for National Statistics data shows average households are now spending more than £5,780 a year on food and clothing - £425 more than a year ago. Meanwhile record petrol and diesel prices mean that a typical Nottingham family re-filling their car twice a month pays an additional £620 a year. Inflation is currently at a 40-year high of 10% and is forecast by some economists to climb to 18% from January.

While the Government has announced it will reinstate the triple lock for pensions next year, by suspending it for 2022/3, pensioners will see a rise of 3.1% this year (instead of 8.3% under the triple lock formula) costing Nottingham pensioners hundreds of pounds.

With millions standing on the edge of financial crises that risk lives and health, government must act to meet the scale and severity of the situation.

Given the urgency of the situation, Nottingham City Council declares a 'Cost of Living Emergency' and calls on the Government to:

- convene an emergency response committee to tackle the cost of living crisis with urgent measures;
- agree an emergency budget;
- immediately reduce the standard rate of VAT from 20% to 17.5% for one year, saving the average household in Nottingham a further £600 this year;
- deliver a sustainable plan to insulate millions of homes across the country to save on energy bills now and in the future;
- immediately re-introduce the pensions triple lock to support pensioners in Nottingham; and
- immediately restore the Universal Credit supplement of £20.

Nottingham City Council resolves to:

- prioritise support for residents facing this emergency, recognising the toll this will take on physical and mental health and the life chances of children in our city;
- work with partners to build on the strength of our communities, as evidenced by the response of the city to the pandemic, to help Nottingham stand together in this national crisis and emerge with our communities, families and city thriving.

The uncertainty caused by Government inaction is having a profound

impact on people's livelihoods, their mental wellbeing and local spending decisions. Fundamental change is required to address these systemic issues. People right across the country are facing impossible choices in the face of rapidly rising prices in food and energy.

Nottingham City Council urges the Government to do everything within its power to tackle this issue now. Life is harder than ever for people across the areas that were promised real change. There is now an urgent need to deliver on those promises.

13 Committee membership changes

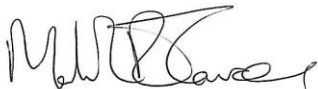
To note the following changes to committee membership:

- a) Councillor Nayab Patel has been removed as a member of the Children and Young People Scrutiny Committee
- b) Councillor Eunice Campbell-Clark has been appointed to replace Councillor Nayab Patel as a member of the Health and Adult Social Care Scrutiny Committee
- c) Councillor Nayab Patel has been appointed to a vacant seat on the Audit Committee
- d) Councillor Shuguftah Quddoos has been appointed to a vacant seat on the Licensing Committee
- e) Councillor Sajid Mohammed has been appointed to a vacant seat on the Licensing Committee

Please note that questions to Council are received after the agenda has been published. Questions will be published as a supplementary agenda by 5pm on Friday 9 September 2022.

If you need any advice on declaring an interest in any item on the agenda, please contact the Governance Officer for the meeting, if possible before the day of the meeting

Citizens are advised that this meeting may be recorded by members of the public. Any recording or reporting on this meeting should take place in accordance with the council's policy on recording and reporting on public meetings, which is available at www.nottinghamcity.gov.uk. Individuals intending to record the meeting are asked to notify the governance officer shown above in advance.



Dated: 2 September 2022

Director for Legal and Governance

To: All Councillors of Nottingham City Council

Public Document Pack Agenda Item 5

Minutes of the meeting of the City Council

held at the Council Chamber - at the Council House

on 11 July 2022 from 2.00 pm - 3.56 pm

Attendances:

✓ Councillor Wendy Smith (Lord Mayor)	
<hr/>	
✓ Councillor Hassan Ahmed	Councillor Rebecca Langton
✓ Councillor Leslie Ayoola	✓ Councillor Jane Lakey
✓ Councillor Cheryl Barnard	Councillor Dave Liversidge
✓ Councillor Steve Battlemuch	Councillor Sally Longford
✓ Councillor Merlita Bryan	Councillor AJ Matsiko
Councillor Eunice Campbell-Clark	✓ Councillor Carole McCulloch
✓ Councillor Graham Chapman	Councillor David Mellen
✓ Councillor Azad Choudhry	✓ Councillor Sajid Mohammed
Councillor Kevin Clarke	✓ Councillor Salma Mumtaz
✓ Councillor Audrey Dinnall	✓ Councillor Toby Neal
Councillor Michael Edwards	✓ Councillor Nayab Patel
✓ Councillor Samuel Gardiner	✓ Councillor Anne Peach
✓ Councillor Jay Hayes	✓ Councillor Georgia Power
Councillor Rosemary Healy	✓ Councillor Shuguftah Quddoos
✓ Councillor Nicola Heaton	✓ Councillor Ethan Radford
✓ Councillor Patience Uloma Ifediora	✓ Councillor Nick Raine
✓ Councillor Phil Jackson	Councillor Angharad Roberts
✓ Councillor Corall Jenkins	✓ Councillor Andrew Rule
✓ Councillor Maria Joannou	✓ Councillor Mohammed Saghir
Councillor Sue Johnson	✓ Councillor Roger Steel
✓ Councillor Kirsty Jones	✓ Councillor Maria Watson
✓ Councillor Angela Kandola	✓ Councillor Sam Webster
Councillor Jawaid Khalil	✓ Councillor Adele Williams
✓ Councillor Gul Nawaz Khan	✓ Councillor Linda Woodings
Councillor Neghat Khan	✓ Councillor Cate Woodward
Councillor Zafran Nawaz Khan	✓ Councillor Audra Wynter
✓ Councillor Pavlos Kotsonis	

✓ Indicates present at meeting

16 Apologies for absence

Councillor Eunice Campbell-Clark – unwell

Councillor Kevin Clarke - unwell

Councillor Michael Edwards - unwell

Councillor Sue Johnson – leave

Councillor Jawaid Khalil – unwell

Councillor Neghat Khan – personal reasons

Councillor Zafran Khan – unwell
Councillor Rebecca Langton – maternity leave
Councillor Dave Liversidge – personal reasons
Councillor Sally Longford - unwell
Councillor AJ Matsiko – personal reasons
Councillor David Mellen – personal reasons
Councillor Angharad Roberts – personal reasons

17 Declarations of Interests

None

18 Questions from citizens

Broadmarsh Redevelopment

CS asked the following question of the Leader of the Council:

During the last few years the Council has participated in a Big Conversation with members of the public about the future use of the Broadmarsh. Overwhelmingly people demanded a green and sustainable area with socially inclusive use. Therefore, I am asking for assurance that current and/or future plans for the space, as well as including a park, will only include buildings that are constructed to at least Green Building Council Framework Standards, will not include fossil fuel use, will insulate up to passivhaus standards, will include heat pumps and solar panels, energy storage and energy-sharing schemes. I am also asking the Council for assurance that the development will include indoor spaces that are welcoming and financially accessible to all members of the community, including for creative and group use. I would also like to be reassured that the plans include responsible use of waste products generated.

In the absence of Councillor David Mellen, Councillor Adele Williams replied as follows:

Thank you Lord Mayor, and thank you to the citizen for the question. It is really good to have the opportunity to explain what we have done so far and how we plan to shape the future development and reimagining of Broadmarsh. You will remember that some time ago we carried out the Big Conversation, conducting our biggest and broadest engagement and consultation exercise. We had 3000 full responses, and at least 12,000 comments, and we got submissions from stakeholders like the Wildlife Trust, the Green Quarter, and many local and renowned architects and artists. The feedback and conclusions are all available on the Council's website.

There were lots of brilliant ideas and it really quickly became very clear that what people wanted was something quite different, not to just resurrect a shopping centre like we had before, but something very different. Three clear themes emerged from that conversation. People wanted to see green space, heritage and a mixture of land uses, so that we could enable different ways of using the city centre.

Through talking and listening, hearing from people and understanding what they wanted from the site, what they wanted to see from a reimagined Broadmarsh, this has really fed into our vision for the area. Our role as place leader as the City Council and the democratically accountable local policy maker has to be to listen and respond to what people in Nottingham are asking us for, to make sure that the city centre is a place where people want to be to spend some time, and a place where

people can start new businesses, grow their skills and support new generations of entrepreneurs, as well as somewhere where people can enjoy their days out.

We want it to be a place where you can meet friends, colleagues, and work from various public and private spaces if you wish to. So many people find themselves unable to spend some time somewhere without spending money and it is really nice that we will be preserving that public space. So perhaps one of the most important things to do as well, is to make it possible to live in the city centre, alongside nature and greenery, and make sure that remains within the urban environment. At the heart of the vision is over an acre of new green space, plus significant additional areas of wildlife habitat across the wider regeneration area through innovations such as green rooftops. It will be somewhere that is rich in wildlife and biodiversity right at the city centre. Our plan for the remaining shopping centre building is to reimagine it as a space really quite different, totally unique to Nottingham, and at the centre of this is the 'Frame'. The 'Frame' is the retained structure of the old shopping centre, but re-worked and re-purposed. Retaining the embodied carbon in the existing structure is really the most sustainable way forward. The Frame will be a multi-use meeting place, designed to allow a diverse range of uses that will bring people together in different ways. The wider construction programme we expect will generate 2,000 jobs, with a further 2,300 new jobs once the on-site development is complete, and the wider Broadmarsh area will also create up to 1000 new homes, and 400,000 square feet of business and office space.

So we, of course, like the person asking the question, want the highest standards of sustainable building as they are absolutely in line with our Carbon Neutral 2028 ambitions, and when we made that pledge and set out that ambition, we meant it, and we mean to get there. We are not yet at the stage of designing the individual buildings, but I can really assure people on David's behalf and on behalf of the Council that we will want to see these be as sustainable as possible across their whole lifespans. So, obviously, people will appreciate there are significant challenges to the viability financially of delivering this sort of scale of development, but I am hopeful of our clear and ambitious vision, and the people we are working with are increasingly delivering new buildings above and beyond minimum regulations.

We will shortly be submitting a bid for grant funding to the Government's Levelling Up Fund Round 2, and we will be able to share more detail about that in some time. If we are successful then this will be the foundation for delivering the kind of place and development that the questioner is asking us to set out for Nottingham, and certainly that is what came back from the consultation. So I hope that everyone here, and the questioner and other citizens in the city, will join us to back the bid campaign that we will set out in the coming weeks, as we would love to have the support of Nottingham as you have responded to the consultation, and are very much hearing what people in our city want from this development. Thank you, Lord Mayor.

19 Petitions from councillors on behalf of citizens

Councillor Phil Jackson presented a petition on behalf of citizens asking the Council not to close Aspley, Basford and Radford/ Lenton libraries.

20 To confirm the Minutes of the last meeting of Council held on 9 May 2022

The minutes of the meeting held on 9 May 2022 were confirmed as an accurate record and signed by the Chair.

21 To receive official communications and announcements from the Leader of the Council and/or the Chief Executive

The Chief Executive reported the following:

I am pleased to announce that, in partnership with Nottingham Futures, the SEND Team won an award in the 'Transforming Lives' category of the 2022 Municipal Journal Awards for its work in supporting our most vulnerable young people into employment, education and training.

The Council was pleased to celebrate Windrush Day on 22nd June, hosting a civic reception and raising the Windrush flag on the Council House. Thanks go to community partners, including the Pilgrim Church Charitable Trust, for organising the event. The arrival of the Empire Windrush nearly 73 years ago marked a seminal moment in Britain's history and has come to represent the rich diversity of this nation. Those who arrived on the Empire Windrush, their descendants and those who followed them have made and continue to make an enormous contribution to Nottingham, not just in the vital work of rebuilding the country and public services following World War II but in enriching our shared social, economic, cultural, and religious life. This Council has vowed to mark this occasion annually on 22nd June.

I would like to congratulate Nottingham Forest Football Club on securing promotion to the Premier League, following victory in the Championship Playoffs on 29th May. The Council hosted a civic reception for players and staff in this building in recognition of the victory.

On 23rd June 2022 the then Minister for Equalities, Local Government, Faith and Communities announced in a written ministerial statement that the Secretary of State for Levelling Up, Housing and Communities is 'minded to' intervene in Nottingham City Council. On the same day, I received a letter from the Department for Levelling Up Housing and Communities setting out the justification for the proposed intervention, inviting the Council to make any representations to the Secretary of State by 7th July before a final decision is made by Government about intervention at the Council. Council will be asked to consider and note the Council's formal letter of representation which is appended to agenda item 9.

22 Questions from councillors - to the City Council's lead councillor on the Nottinghamshire and City of Nottingham Fire and Rescue Authority

None

23 Questions from councillors - to a member of Executive Board, the Chair of a Committee and the Chair of any other City Council body

Services for children and young people in Clifton

Councillor Maria Watson asked the following question of the Portfolio Holder for Children, Young People and Schools:

On reopening in 2015 following a £500,000 renovation, the then Portfolio Holder for Children's Services and current Leader said, and I quote: "There was a need for a new and updated centre in Clifton and we saw the importance of investing in somewhere children and young people can socialise and meet new friends." Can the Portfolio Holder illustrate what it has done to replace the services lost in Clifton which it previously described as a "need"?

Councillor Cheryl Barnard replied as follows:

Thank you Lord Mayor, and thank you Councillor Watson for your question. As you will be aware, Nottingham City Council has had to make difficult decisions to ensure we are operating within a balanced budget and meeting the requirement of our Improvement Plan. We have previously outlined that it was imperative that we reduced the number of buildings and changed some elements of service delivery across Early Help Services and Youth and Play Services. I acknowledge that these have not been easy decisions for me, as I am committed to services for children and young people.

Going forward, we are looking to mitigate the impact of those building reductions and service changes through the transformation work taking place across Children's Integrated Services. This will include city-wide service delivery for the Youth Service and our Early Help Service through a hub-and-spoke model. This will ensure we are maximising the city-wide reach of our remaining services and working closely with our community and voluntary partners to ensure that there are still services available in local communities. Nottingham City Council officers are currently in discussions with community and voluntary partners that have expressed an interest in taking on the running of play and youth sites or children centres across the city. They are working with providers to shape their offers and advise on the feasibility of their proposals. With regards to Clifton in particular, we are continuing to deliver some Early Help services in Clifton Cornerstone, including our Supporting Families Service and the Children and Adolescent Mental Health Service, also known as CAMHS. We are also currently looking at expressions of interest for Clifton Young People's Centre, which will support the continuation of services in the community and continue this excellent facility. We will continue to have ongoing discussions with community providers to take on responsibility for maintaining access to sites across the city to ensure wherever possible relevant services are still being made available.

This question does, however, make me wonder why Councillor Watson and her colleagues in opposition made no attempt to offer an alternative budget to show how they would have found money to continue these services at the same time as balancing our budget.

Libraries

Councillor Maria Watson asked the following question of the Portfolio Holder for Leisure, Culture and Planning:

Can the Portfolio Holder provide updates, both on the future of Aspley, Radford and Basford Libraries, as well as the progress on the Central Library?

Councillor Pavlos Kotsonis replied as follows:

Thank you. Firstly, I want to recognise the important role that libraries play in our communities. Access to quality local library provision makes a massive difference to

people's lives, expands people's knowledge horizons, enriches their lives and opens future life chances.

At the Executive Board meeting on 24 May this year, we were able to make the decision to move forward with the fit-out for the new Central Library. The funding for that was already part of the Capital Programme. The development of this new library has been a long-standing commitment for the Council and constitutes a key component for the redevelopment of the Southside. Prior to the decision for the fit-out of the new Library, we have carried out detailed assessments on the affordability of the scheme, so we are happy that the contracts for the work have now been exchanged and the works will commence on site early next month. The works are scheduled for completion in summer 2023, when the new library will open to the public. The development of the new Central Library forms a core part of the City's provision and it is also a statutory requirement. As I said earlier, it forms a key component for the Southside regeneration development around the Broadmarsh shopping area.

In terms of the future of Aspley, Basford, and Radford and Lenton libraries, these have been subject to a well-engaged consultation process. Many residents in all communities have engaged with the Council in a variety of ways, including petitions and public meetings, as well as the 'Save the Libraries' campaign group. We have received a total of 2,979 individual responses – those have now been reviewed and a comprehensive report is being developed that will be taken to the Council's Overview and Scrutiny Committee meeting on the 3rd of August. This scrutiny, and actively listening to the voices of the people of Nottingham, is a key aspect of what we do. All responses and feedback will be used to help guide the final decision-making on the future direction of the Library Service in general, including the three libraries, and a final report will be presented in Executive Board later in autumn 2022.

Let me say that we are Labour Councillors – we are firm believers in public services and local democracy. It brings no joy to any one of us to have to bring proposals for closures of libraries. I need to stress that if the Conservatives were funding local government effectively, if they were a functioning Government and not a sinking ship, if they were listening to local need and responding with funding provision that would be 100% at local government's discretion to allocate, if all of that was in place, we would not even need to have to consider such decisions, but from what I understand, at the moment, there is hardly a minister willing to lead the country, and the internal divisions in the Conservatives simply have become more important than the needs of British society.

Lots of the funding for culture and libraries is subject to strict criteria, which our officers are working effectively to apply for. They are doing outstanding work, and that is why we have such a great offer in Nottingham. If I trust anything, it is the hard work and dedication of our teams – they care about Nottingham. But let us not forget – there is a history of consecutive Tory Governments giving councils work to do without providing adequate funding for it, and local government is then blamed for many of the errors that were within the provisions of the Localism Act and other Local Government Acts, which is for Parliament to resolve and not Local Government. I say that it is the neo-liberal economics of the last twelve years, and Tory austerity, which is putting public services in jeopardy, and not Labour councillors. Thank you.

Housing Revenue Account

Councillor Kirsty Jones asked the following question of the Leader of the Council: Given that the money unlawfully misspent by Nottingham City Council and Nottingham City Homes now amounts to £40million, what impact does the Leader believe that the money wrongly going to the General Fund and not the Housing Revenue Account has had on the residents that it has been held back from?

In the absence of the Leader of the Council, Councillor Adele Williams, Deputy Leader of the Council, replied as follows:

Thank you Lord Mayor, and thank you Councillor for your question. Let me start by stating that, as a Council, we have already committed to ensuring that any money that should have been committed to the Housing Revenue Account will be in the General Fund once the Secretary of State has issued a Ministerial Direction, which we are awaiting.

Despite the misallocation of funding from the Housing Revenue Account (HRA) since 2019, 701 additional Housing Revenue Account homes have been completed, purchased or in progress. This includes 115 new Council homes at Marlstones, Knights Close, Tunstall Drive and the former Clifton Miners Welfare site, as well as a new extra care facility at Windwood Heights in my ward, which is really impressive. There are 279 homes on site and in development, including sites at Beckhampton Road, the former Eastglade School and Kieron Hill Court in Clifton. 132 Council developments are in the pipeline, including 24 homes at Oakdene, 104 on the Padstow and Ridgeway sites as part of a mixed-tenure development, and 175 new Council homes from the second-hand market and from Section 106 provision by developers on private sites. Separately from this, since 2019, Nottingham City Homes has also completed 21 new homes and has acquired a further 14 affordable homes through a Section 106 acquisition not part of the HRA, but nevertheless let to people in need of affordable housing.

Though we are proud we have been able to deliver these schemes for Nottingham people, what we are absolutely clear about is that because of the changes we have implemented by strengthening our governance framework, we have been able to identify where historical issues like this have occurred and make sure that there is a clear plan to put it right. It is what people who are responsible for governance do and we are intent on continuing to deliver good homes for Nottingham people. Thank you, Lord Mayor.

Victoria Embankment Paddling Pool

Councillor Kirsty Jones asked the following question of the Portfolio Holder for Highways, Transport and Parks:

We wait with anticipation for the results of the proposed consultation on the future of the Victoria Embankment paddling pool, but it seems clear that the public opinion is already heavily in favour of returning it to its former glory. Can the Portfolio Holder outline how the Council is proposing to afford to replace the paddling pool when it seemingly cannot afford to repair it? Is this not just a holding tactic to head off more unflattering headlines of closing facilities?

Councillor Audra Wynter replied as follows:

Thank you Lord Mayor, and can I thank Councillor Jones for her question. As you will be aware, the public has indeed expressed its support for the paddling pool to be

restored and reopened. It was a well-used and well-loved feature of the Embankment, so I really appreciate and understand the strong sense of feeling on this issue. The paddling pool at Victoria Embankment was first installed in 1928 and has been a place full of happy memories for many people from across Nottingham and Nottinghamshire. Unfortunately, over the last decade, the paddling pool operations have become difficult and costly to maintain as the pumping system used to keep the water clean and hygienic is very old and it has become very challenging to source new parts to fix and repair the pool. In addition, the pool itself has developed a number of cracks and is now impossible to fill up as it loses water faster than it can be filled. As a result, the Council was unable to open the pool in 2020 and 2021 and, whilst we would like to reopen it, it is now clear that the pool is well past its ability to function and its economic life expectancy and, therefore, it is not fit or able to reopen. A community engagement survey is currently live online and will be open until 31 July. In addition, we are also seeking views of children in the local schools. This information will help to support a range of bids to external funders. Therefore, we are also keen to establish a community fund raising opportunity. With this in mind, we hope that the community and local businesses will support the fund-raising campaign, so we can do what we can to restore the much-loved feature of Nottingham. Thank you, Lord Mayor.

Highbank Community Centre

Councillor Kirsty Jones asked the following question of the Portfolio Holder for Neighbourhoods, Safety and Inclusion:

Can the Portfolio Holder provide an update on the status of Highbank Community Centre and its future? Are there any indications that it may reopen anytime soon?

In the absence of the Portfolio Holder for Neighbourhoods, Safety and Inclusion, Councillor Adele Williams, Deputy Leader of the Council replied as follows:

Thank you Lord Mayor, and thank you Councillor Jones for your question. The community centre management team at Highbank has unfortunately taken the difficult decision to step down, which has resulted in the centre having to be closed. As a result, officers from the Community Partnerships Team will be engaging with ward members and community organisations to explore alternative options for the management of the centre. We will ensure that ward members are contacted to discuss this matter further.

Fire safety in high rise buildings

Councillor Samuel Gardiner asked the following question of the Portfolio Holder for Housing and Human Resources:

5 years on from tragedy of the Grenfell Fire, could the Portfolio Holder for Housing and Human Resources please update Council on the actions we have taken to ensure the safety of residents of high rise buildings across the city and particularly the lessons learned from the ongoing inquiry.

Councillor Toby Neal replied as follows:

Thank you Lord Mayor. I have no doubt that all of us were horrified by the Grenfell fire as it occurred, and we could not even begin to believe the systemic policy and judgement failures across Government, local authorities, Emergency Services and the private sector that would be, and are still being, exposed by the various stages of the Grenfell inquiry. It is hard to believe that what was a tragedy has actually turned

into something worse – 72 lives lost, families devastated, and the community is still grieving. The Grenfell Inquiry faced one report in October 2019 that presented a number of key findings. This included lessons from other fires that had not been learned, that the cladding used was fuel for the fire, that emergency services were not prepared, and the building safety rules were incredibly lax. However, immediately after the fire, we began with Nottingham City Homes (NCH) to look at what measures we would need to take to ensure the safety of residents, given the information that was coming from the immediate aftermath of the fire and discussions with the Nottingham and Fire and Rescue Service and the then Ministry for Housing, Communities and Local Government.

Just to let people know, NCH manages 13 Council-owned blocks that are at least 18 meters in height, or more than six storeys. Their blocks have so far received enhanced fire protection in the form of sprinklers in all flats and communal areas, upgraded video intercom systems that allow for individual access to communications and installations of PA systems throughout the communal areas. In addition, NCH has also undertaken a risk-based analysis of our low-rise blocks, which has led to the installation of sprinklers in such buildings as the homeless hostel at Highwood House. The Council and NCH, alongside Nottingham Fire and Rescue Service, has also worked hard to ensure compliance with the Building Safety Bill and the Fire Safety Bill, which bring in new requirements and responsibilities. This includes Building Safety Manager roles with specified duties for the day-to-day management of fire and structural safety for high areas. We have also established a Building Safety Group with NCH to see the implementation of the Building Safety Bill. There are six big areas that we are concerned with: gas, electrical, lifts, water hygiene, asbestos and fire risk assessments. This applies to NCH-managed properties as a whole. All of this is reported back to the NCH ALMO Board and the Council/NCH Partnership.

Most importantly, I think, is that prior to Grenfell, we were already discussing with the Nottingham Fire and Rescue Service (NFRS) the establishment of an inspection group as part of our Safer Housing Team, and this came into operation in 2019 as the Joint Audit and Inspection Team partnership between the City Council and NFRS. It carries out inspections and audits of all multi-occupied residential buildings that contain 11 or more flats in the city, and the work of the team has been published on the LGA website and is seen as national good practice. This joint team initially concentrated on buildings with cladding as a priority and has undertaken the following: they have identified 534 multi-occupied residential buildings in the city; all buildings with cladding have been inspected and the cladding has been removed; and inspections have been completed at 168 premises, of which no further action was required at 68, a re-visit is required at 48 and we are still chasing work to be done at 59 properties. The team operates on a risk-based approach, where the highest-risk properties are inspected first. There are a number of factors at play here: the number of flats/occupiers and height of the premises; intelligence that we get from either Authority about concerns with particular historic issues; previous record of inspections that have occurred with those and any concerns that have been raised there. There is a confidential way to deal with concerns raised by tenants or other relevant stakeholders, and that includes accredited bodies and universities. Just as a very quick example, there is a case study that I have been given – the Lace Market Studios. The building is over 18 metres tall, occupied by students, had cladding (ACM, which was the cause of the exacerbation of the fire at Grenfell, and HPL).

There was a particular type of alarm system and a phased evacuation strategy, but as well as the cladding issues, there were missing cavity barriers within the building. A rather complicated legal argument got underway between us and the developers, however, with the assistance of the National Joint Inspection Team, we put on an inspection to look through a whole range of things that meant we were able to impose a Notice. Consequently, the freeholder and developer stepped back from their legal arguments with us and have had a six-month Notice to carry out and complete the work. Within one month, they had removed all of the cladding, and I think that really underlines the work of the JAIT team in the city. It is a very effective team and one of the major pieces of work that we have done, alongside all of the other work that I have mentioned. I hope that addresses your concerns.

Potential statutory intervention

Councillor Nayab Patel asked the following question of the Portfolio Holder for Finance:

In light of the news that Central Government is minded to implement commissioners at Nottingham City Council, could the Portfolio Holder for Finance please comment on why they feel commissioners are being brought in despite the good progress made by and willingness to change and improve shown by Nottingham City Council to date?

Councillor Adele Williams replied as follows:

Thank you Lord Mayor, and thank you to Councillor Patel for the question. I know that we are considering the proposed intervention later today, so I will keep my remarks quite brief, as I will be speaking to that item. Members will know that on 23 June we were told that the Government was minded to appoint Commissioners to oversee some aspects of the City Council. Now, just to be really clear, should the Government decide that the appointment of Commissioners is necessary, then we will continue our collaborative approach because that is what is in the best interest of the city. Since 2021, we have demonstrated our commitment to doing this by working closely with Sir Tony Redmond and the Improvement and Assurance Board. However, I think it is right to set out the position that, since 2019, we have been making progress, being open about the difficulties we face and working hard to put things right, and it is because of that that I believe that the decision to appoint Commissioners, should it come to it, would, in my view, be unjustified. We have worked with the Government-appointed Improvement and Assurance Board to pick up all of their concerns and they have reported reasonably positively to Government about our progress. This is the work that has resulted in the reduction of Council debt of nearly £250 million, a Transformation Plan that will save (after investment) the Council £45 million and improve services for Nottingham people with it. We have set a four-year balanced budget and have changed the culture and governance so that issues like HRA are uncovered, shared transparently and sorted. The Council, under this leadership, has made significant changes to the way that we work and that openness is a feature, as is the determination to set things right if they are found to be not as they should be, and this has been recognised by the Improvement and Assurance Board headed by Sir Tony Redmond, who is the former Local Government Ombudsman. They have described our progress positively and, although we oppose the Government's intervention to appoint Commissioners, we do see the continuity provided by Sir Tony Redmond could provide some assurance that our previous improvements are understood and can be built on.

However, because we are committed to bringing about Council-wide change and we have got a very clear plan of how to go about it, I think lots of us are curious as to what new actions would happen as a result of Commissioners coming in that would improve the working of this Council or result in any changes that Nottingham people would want to see. So later this afternoon, Councillors will have the opportunity to note this proposal and the representation we made. If this does happen, I do not believe that that will be based on what is best for the city – that is not what this decision would be about. We will of course work positively and openly, as we have done previously, in the best interests of our city, but we will be straight with them, and straight with Nottingham people, and will continue to fight for what Nottingham people need and elected a Labour council to do.

The Government cuts to our budget mean that it is really hard at the moment to do what we want to do to help our communities at this time, but we have been fighting for Nottingham and protecting our services against the worst effect of Tory cuts. We have made sure that Nottingham City Council and our amazing staff were there for people during the Covid crisis and we fought hard to get what we needed for our city during the pandemic, to keep people safe. After more than a decade of Tory austerity and the pandemic, we still managed to set a four-year balanced budget. This has not been easy, but Nottingham Labour also retained 75 Community Protection Officers, is still building Council houses, and has improved the private rented housing through the Licensing Scheme. We have kept ownership of our outstanding care homes, are running six leisure centres, we are supporting welfare rights services across the city because we defend what is needed by Nottingham people, and we are still supporting free events for families all year round, and you can still expect a regular bus service to get you that from our award-winning, City-owned bus company – and we have our own bus company because Nottingham protected it when many others were sold off to private operators and are now seeing less of a service and higher fares, but our greater public transport system has contributed to cleaner air than most other cities in the UK and made people less reliant on a car. The transformation of Broadmarsh is underway after the shopping centre administrator went into administration, a new Central Library will soon be fitted out, green space in the heart of our city will be created and developments bringing homes and jobs will be coming in the next few years. We understand what twelve years of Tory government has done to our city because we live in it. We are part of our communities – we do not just represent them. We will carry on, whatever happens, fighting for what Nottingham needs, and be ready to help our citizens with issues, the problems they are facing, and also to hear from them what their views are about what they want for the city in the future. Thank you, Lord Mayor.

Cost of Living

Councillor Audrey Dinnall asked the following question of the Portfolio Holder for Finance:

Does the Portfolio Holder for Finance recognise the true scale of the cost of living crisis currently affecting Nottingham people? What is Nottingham City Council doing to help people and what pressure can she bring to bear on Government Ministers to provide further help to people urgently?

Councillor Adele Williams replied as follows:

Thank you Lord Mayor, and thank you Councillor Dinnall for your question. We absolutely recognise the scale and the impact on our communities and everyone will

have received emails through casework and met people at their surgeries that are absolutely struggling more than they were before. So, just to give us a sense of scale, the New Economics Foundation calculates that the basic basket of goods for a UK household that is used to calculate the minimum income requirement will now cost £2,300 more per year, on average – and this was calculated back in May when we thought that inflation would be 8% at worst. It currently at 9% and the latest reliable calculation is to around 11%.

The Council is currently looking at the impacts of the cost of living crisis on the Council, services and citizens through a risk management-based approach, so working groups across the Council are looking at what this means in various service areas, and what the likely impact will be such as increased demand for support services, financial support, mental health support, homelessness, referrals to social care, and Community Protection support. We are doing this because what hits our citizens hits our services, and what hits our services hits our citizens, and we all know as councillors that the poorer households will be hit the hardest, as the increase of the £2,300 extra has nowhere to come from for poorer households – the lower your income, a larger proportion of your income and savings this represents, meaning so much less flexibility to manage it. The top 5% are the only group in Britain seeing their incomes go up away from inflation, while the rest of us are just landing under it. So what can we do to support? A range of support is available through the Council. We have grant-funded support around the Council Tax Energy Rebate, which is going out now to Nottingham residents – around 2000 per day. The Household Support Fund is going out soon and food and fuel vouchers will be accessed via wider support networks this time. We recognise that people are struggling and that this money, though welcome, is a short-lived and inadequate sticking plaster for the situation that citizens are in, so we are keen to address the root causes both in terms of support, but also in the wider jobs and training to help people improve their income. Then there will be the Holiday Activities and Food Programme aimed at those eligible for Free School Meals with the vouchers, but also the wider holiday activities will be open to people beyond only those on Free School Meals. There will be ongoing support around debt, welfare rights and money advice directly and through the voluntary sector. We are supporting food banks across the city that have, sadly, been supporting lots and lots of residents, and social eating initiatives that do have the positive aspect of bringing people together to address social isolation. People are given advice on how to reduce their energy bills, and some of our citizens have got retrofit insulation, saving both carbon and cash. Work on jobs and training is really important to support growing incomes in the city, and lots of our bigger work around transport, as well as making sure we have cleaner air and can get to work cheaply, is also bringing in better-paid jobs and good employers into our city. We are also working with our partners, such as the Integrated Care System, promoting good local employment and buying locally, so what is spent by the public sector and wider partners is purchasing locally, so that it is filling cupboards in Nottingham – not coffers off-shore. Advice and support is accessible through the Ask Lion website, but the more important question is what pressure can we bring to bear on Government Ministers? We could possibly join in on Councillor Webster's representations and talk to the Chancellor as well, and I am planning to write to the Chancellor to share what this crisis looks like for Nottingham, if it is the same one by the end of the day. But we are seeing an absolute implosion of the Government – while our citizens are being hit by this onslaught, we are seeing potential leaders of the Conservative Party speaking to their backbenchers and membership – to people who are about as far

away and unrepresentative as it is possible to be of Britain and Nottingham, and they are showing their true colours because they know that will land very well in the well-upholstered living-rooms of Conservative membership. They do not know or care what life is like around the kitchen tables for most people – hard-up Britain, where you can come home having worked all week and not be able to feed your kids – and that is an absolute shame, not of those individuals, but a national disgrace – homes where it is only just warm enough if you are lucky, with many people dreading the winter where they will not be warm enough to be healthy. The Tories, you will remember, had to be dragged kicking and screaming to back the windfall tax just to get the energy companies to pay a fraction of the windfall made off Britain's back and from what used to belong to us to keep our homes from freezing. The Tories were not bothered about cold pensioners – they were only bothered that those cold pensioners might vote Tory – that is what that was about, just like they have mysteriously only just had enough of Boris lying to the nation after we have seen years of the world king living above the rules that the rest of us are bound by, but it was priced in to Boris, they thought, but when it turns out that it was not priced in for the electorate, when it turned out it was costing them votes, they found their principles – only then they said enough was enough. And now they are obsessed as part of this leadership race to fuel a culture war when British care workers cannot afford to fuel their cars. We know what matters to Nottingham is not dragging up division, it is standing together as we have done to weather this economic storm, and it is our job to change the political climate that has brought us here. But we have actually been doing it for years in the city – people have stood by each other, not just through Covid, but before. Food banks have been needed in our city for a long, long time and the foundations of this started with the Tories. The top 5% are seeing their income go up – they will still back the Tory Party. Thank you Lord Mayor.

Nottinghamshire Pride

Councillor Georgia Power asked the following question of the Portfolio Holder for Housing and Human Resources:

The 30th July will mark this year's Nottinghamshire Pride celebrations, is the Portfolio Holder for Housing and Human Resources able to confirm Nottingham City Council's support for this event and what other actions the Council is taking to be an inclusive employer for all LGBTQ+ persons?

Councillor Toby Neal replied as follows:

Thank you Lord Mayor, and thank you Councillor Power for the question. 2022 is a special year as it marks the 50th anniversary of the 1st official UK Pride march, which was held in London on 1 July 2072. The Pride movement was inspired by the Stonewall Riots and the protests that took place in the United States in 1969 and were a catalyst for change in the fight for equality for LGBT+ people worldwide. At the time of the first Pride march, LGBT+ people in the UK faced discrimination from individuals, institutions and the law. We can argue that the UK is a different place – that we recognise the rights of individuals to be who they are and that Pride is a social event that citizens can enjoy. But it is also true that there are those who seek to create division and Pride reminds us of the struggles of the past, and the need to continue the fight for rights for all. So I am proud to talk about this Council's ongoing support for Nottinghamshire Pride, and I am looking forward to joining the march and to welcoming it back following its forced hiatus. It is a chance to celebrate, to protest and to demand more.

Talking specifically about what we as a Council do: the Council has been a supporter of the LGBT+ community for many years, both as an inclusive employer and supporting Notts Pride as an ever-growing event within the city – and I expect that this year's march will be one of the largest that we have ever seen. Our LGBT Network will be at the event to promote their work, the workplace allies' programme and be prepared to talk to attendees and answer any questions about the Council, its services and if people want to work for us. Corporate Marketing and Communications will also be ensuring that a Pride banner is on the Council House to show our support to the community, and that we will be promoting the event across all communication channels that are available to the Council. As with other major city-wide community events, Nottingham Events will provide value in kind support to the event, which includes the use of Council-owned event infrastructure, assistance and support with event planning, the Events Team providing temporary traffic restriction and regulation orders, there will be reduced cost usage of Council vehicles, and there will be promotion of the event via 'What's On'. I would also particularly like to highlight the volunteers from Community Protection and from Our Neighbourhoods who make sure they turn up to promote the Council, not as part of their daytime shift but because they think it is the right thing to do. I think that many of you will remember the rainbow crossing place into Hockley that came as a direct idea of Community Protection Officer Arran Hayes after supporting the event for several years. So our teams have been supporting it both in terms of the work that we provide to them, but the fact that they wish to volunteer to do things. Our Equality, Diversity and Inclusion ambitions set out our commitment to strive to be an employer of choice for all people with protected characteristics within the LGBT+ community. We are a Stonewall Diversity Champion and we participate in the Stonewall Workplace Employers Index, and this year we moved up 62 places and are looking to get back into the top 100, where we were previously for two years. We have received a Silver Award for our commitments and efforts to become an LGBT+ employer. We are currently working on our submission for the Index for 2023, and I am very much hoping that we will return to the top 100. We are also a finalist in the 2022 PinkNews Awards nominations for Public Sector Equality. This is a ceremony that recognises the incredible contributions of people, organisations and companies that campaign for LGBTQ+ community and, generally, for equality worldwide. Our LGBT Network has a very strong voice in terms of our Equalities Board and the work that we do, and is also a key partner, as is the Council, with the Integrated Care Partnership, the Police, Nottingham Fire and Rescue Service, and many other key areas of the NHS, to embed good practice in terms of being a good LGBTQ+ employer in the city.

Speed on roads

Councillor Michael Edwards asked the following question of the Leader of the Council:

Is the Leader able to inform me as to what actions have been taken in Nottingham to reduce speed on our roads?

As Councillor Michael Edwards was not in attendance at the meeting, the question received a written response after the meeting from Councillor David Mellen. That written response is attached to these Minutes.

Governance frameworks

Councillor Andrew Rule asked the following question of the Leader of the Council:

The Leader of the Council will be aware that the Secretary of State has indicated that one of their main areas of concern with the Council's improvement journey remains the lack of governance framework that defines the relationship between the Council and its companies. How does the Leader intend to rectify this?

In the absence of the Leader of the Council, Councillor Adele Williams, Deputy Leader of the Council, replied as follows:

Thank you Lord Mayor, and thank you Councillor Rule for your question, which references the then Secretary of State. Since 2020, the Council has undertaken a considerable amount of work in relation to the governance of its portfolio of companies, as well as to the financial sustainability of the companies themselves. You will be aware, as will people who have been around for some time, that, at one point, the Government was encouraging local authorities to be commercial and to be entrepreneurial to plug the gaping hole that they were planning to leave in Council finances. Consequently, many local authorities have commercial interests and we have been doing a lot of work around ours. The governance structure and processes have been taking account of the latest thinking and the best practice in relation to local government trading companies – in particular, the Lawyers in Local Government Code of Practice, and also the Governance of Council Interests in Companies, and CIPFA's guidance document produced for the Council.

This is culminating in the establishment of a dedicated Shareholder Unit to oversee the companies' interests, the development of a company governance handbook and an extensive programme of training and support for members on company boards and people who are shareholder representatives. At its heart, this governance model is concerned with demonstrating transparency and accountability that is essential for all parties to have confidence in each other and to make the best decisions in the interests of all, and this work, as members will be aware, has been undertaken working closely with the Improvement and Assurance Board. We will continue to make improvements and continue the good progress in this area. Thank you, Lord Mayor, and thank you Councillor Rule for your question.

Goose Fair

Councillor Andrew Rule asked the following question of the Leader of the Council: Next month will see the anniversary of the Leader's decision to cancel Goose Fair due to Covid. Can the Leader of the Council reassure residents that Goose Fair will be reinstated this year and it will remain a free event?

In the absence of the Leader of the Council, Councillor Adele Williams, Deputy Leader of the Council, replied as follows:

Thank you Lord Mayor and thank you Councillor Rule for your question. I am pleased to tell you all, if you are not already aware, that the Council and the Showmen's Guild have shared the intent earlier this year that Goose Fair will return again this year as a 10-day fair from 30 September to 9 October. Planning for the event is going forward, and we cannot see any reason that it would not be able to proceed as planned. After two years of it being cancelled, we are really looking forward to it coming back and we will continue to work with the Showmen's Guild to ensure that the fair is a safe and well-managed free event for all to enjoy.

We would also like to take this opportunity to highlight the range of events that we have on offer in the city for people to enjoy themselves. Earlier this year we had Light Night return to the city, a Remembrance Sunday service took place as a civic event,

we had the Riverside Festival and Bonfire Night, which were free to attend and enjoy. Alongside this, the Council also supported a number of one-off events, such as the Forest Homecoming event that many people here enjoyed, the Platinum Jubilee, the Queen’s Baton Relay took place this weekend, and we will host the Pride festival later this month, and I will see you all there. I would like to take the opportunity to pay tribute to our staff, who work really hard to deliver such a fantastic range of events across the city, and also, while we are in the Council House, particularly to the staff here who supported such an amazing event for Forest – it was an absolutely fantastic day, and massive thanks due to the people who supported the event in lots of different ways, not just in the Council House, but out in the Square or public realm and so on. Everyone really pulled together to make such an amazing day for our city. So as well as those large-scale events, we also have smaller things like the Adventure Cinema, the Multi-Cultural Festival, Nottingham Beach, Architects of Air, the Nottingham Carnival, the Luna Cinema and various neighbourhood fairs to look forward to. Nottingham is home to such a fantastic cultural offer – we have a great cultural community in the city and we can really party, so I am really proud to deliver such a great offer for the city. Nottingham will always be a great place to go out, and that is a success that we should celebrate and build on.

24 Proposed Statutory Intervention

In the absence of the Leader of the Council, Councillor Adele Williams, as Deputy Leader of the Council, proposed the report advising Council that the Chief Executive had received a letter from the Department for Levelling Up, Housing and Communities setting out that Government is ‘minded to’ implement an intervention package at the Council; and that the Council has made a representation to the Secretary of State in response to that letter. The report was seconded by Councillor Cheryl Barnard.

Resolved to note the Department for Levelling Up, Housing and Communities’ letter dated 23 June 2022 stating that the Secretary of State is ‘minded to’ intervene, as set out in Appendix 2 to the report, together with the Council’s letter of representation, as set out in Appendix 3 to the report.

25 Decisions taken under Urgency Procedures

In the absence of the Leader of the Council, Councillor Adele Williams, Deputy Leader of the Council, presented the report detailing an urgent decision that Council is required to note, which had been taken under provisions within the Overview and Scrutiny Procedure Rules. The report was seconded by Councillor Toby Neal.

Resolved to note the following decision taken under the Call-in and Urgency provisions of the Overview and Scrutiny Procedure Rules:

Decision Reference	Subject	Decision Taker	Reason for Urgency
DD4626	Public transport contribution from development	Portfolio Holder for Highways, Transport and Parks	Completion of the deed of variation was required due to Nottinghamshire County Council’s new

Decision Reference	Subject	Decision Taker	Reason for Urgency
	at Teal Close, Netherfield		school construction contract deadline.

26 Establishment of the Nottingham and Nottinghamshire Integrated Care Partnership (ICP)

Councillor Adele Williams proposed the report seeking approval to establish the Nottingham and Nottinghamshire Integrated Care Partnership, as a joint committee between the Council, Nottinghamshire County Council and the NHS Nottingham and Nottinghamshire Integrated Care Board. The report was seconded by Councillor Linda Woodings.

Resolved to:

- (1) note the inclusion of the NHS Nottingham and Nottinghamshire Integrated Care Board to the Council's Outside Bodies Register and the joint nomination (Nottingham City Council and Nottinghamshire County Council) of the Corporate Director for People to be one of the five partners, with a specific remit to 'bring a perspective of the social care needs and health and wellbeing characteristics of people and communities living in an urban city area';**
- (2) approve the establishment of the Nottingham and Nottinghamshire Integrated Care Partnership (ICP) as a joint committee between the following three statutory bodies: Nottingham City Council, Nottinghamshire County Council, NHS Integrated Care Board;**
- (3) approve the initial Terms of Reference for the Integrated Care Partnership, as set out in Appendix 2 to the report, and note that a further report will be submitted to Full Council to approve the finalised Terms of Reference, following any further guidance and regulations;**
- (4) note that the Health and Wellbeing Board and Health and Wellbeing Board Commissioning Sub-Committee Terms of Reference will be update to reflect the changes in NHS structures and that any substantial changes that may be required in the future will be brought to a meeting of Full Council;**
- (5) note the principles relating to the establishment of the Nottingham and Nottinghamshire Integrated Care Partnership as advised by the Integrated Care System and outlined in the Terms of Reference as set out in Appendix 2 to the report;**
- (6) appoint the following Nottingham City Council representatives to be members of the Nottingham and Nottinghamshire Integrated Care Partnership: the Chair of the Health and Wellbeing Board (elected member representative and Vice Chair), the Director for Children's and**

Adult Social Care (i.e. the Corporate Director for People) and the Director of Public Health; and

(7) note that the additional two City partners places on the Committee will be appointed via the in-year changes process prior to the first meeting of the Committee.

27 The Crime and Drugs Partnership Plan 2022 - 2025

In the absence of the Portfolio Holder for Neighbourhoods, Safety and Inclusion, Councillor Adele Williams proposed the report recommending that Council adopt the Crime and Drugs Partnership Plan 2022-2025. The report was seconded by Councillor Toby Neal.

Resolved to approve and adopt the Crime and Drugs Partnership Plan 2022 – 2025, as set out in Appendix 1 to the report.

28 Committee membership

It was noted that:

- 1) Councillor Pavlos Kotsonis had been removed as a member of the Licensing Committee
- 2) Councillor Ethan Radford had been removed as a member of the Corporate Parenting Board
- 3) Councillor Dave Liversidge had been removed as a member of the Planning Committee
- 4) Councillor Dave Liversidge had been appointed as a named substitute for the Planning Committee
- 5) Councillor Pavlos Kotsonis had been appointed to replace Councillor Linda Woodings as a member of the Joint Committee on Strategic Planning and Transport
- 6) Councillor Salma Mumtaz had been appointed to a vacant seat on the Planning Committee
- 7) Councillor Salma Mumtaz had been appointed to a vacant seat on the Corporate Parenting Board
- 8) Councillor Eunice Campbell-Clark had been appointed to a vacant seat on the Corporate Parenting Board

The Meeting concluded at 3.56 pm

This page is intentionally left blank

Questions from Councillors requiring a written response

CQ10

This question received a written response because Councillor Michael Edwards was unable to attend the Council meeting to ask the question.

Question asked by Councillor Michael Edwards of the Leader of the Council at the meeting of the City Council to be held on 11 July 2022

Is the Leader able to inform me as to what actions have been taken in Nottingham to reduce speed on our roads?

Councillor David Mellen replied as follows:

The actual speed of any vehicle is the choice of the driver and Nottingham City Council encourages all drivers to be considerate of other road users and those that live and use the area by choosing an appropriate speed, within the speed limit, on all road and at all times.

To help reduce the speeds Nottingham City Council:

- Has installed traffic calming on many residential roads where there was evidence of an ongoing road safety problem.
- Introduced 20mph speed limits around schools and on residential roads in the neighbourhoods, where there was the support of local citizens, and will be reducing the speed limit within the City Centre over the next few months.
- Regularly reviews the speed limits on the main roads to ensure that they are appropriate for an urban environment.
- Was the first place in the world to use average speed cameras and now has an extensive network of such cameras managing the speeds on main roads.
- Works with our partners at the Police to ensure that other roads with evidence of an ongoing road safety problem as a result of speeding traffic are visited regularly by the mobile speed enforcement teams and that the local policing teams are able to arrange for them to visit any road where the local citizens have concerns.

The Road Safety team continues to monitor the situation throughout the City. Roads with the highest number and severity of incidents are prioritised for investigation and improvements, such as road humps, road narrowing or pedestrian crossing improvements, which all help manage vehicle speeds. Road safety remains priority and we will continue to work with our partners such as the Police to ensure that road users stick to appropriate speed limits on all roads.

Thank you.

Questions submitted by Councillors requiring a written response

WQ1

Written question asked by Councillor Andrew Rule of the Portfolio Holder for Leisure, Culture and Planning at the meeting of the City Council to be held on 11 July 2022

On 13 June 2019 the Council announced, via the My Nottingham website, that it had been awarded the sum of £1.5million from the National Lottery Heritage Fund to “secure the future of The People’s Hall”. Given that the intended third party company declined the grant due to the conditions attached to it and no work has been completed on The People’s Hall, can the Portfolio Holder confirm whether this grant was returned to the National Lottery Heritage Fund?

Councillor Pavlos Kotsonis replied as follows:

Thank you for the question. I just need to clarify the way in which this type of funding is managed by the National Lottery Heritage Fund (NLHF). The City Council was offered a grant of £1.5m to help support the business case for the restoration of the listed building and conversion into a business centre. The grant was not paid to the City Council as this type of grant project requires any monies to be claimed from NLHF as a project progresses through delivery. Despite multiple attempts, it did not prove possible to find a viable scheme that did not have unacceptable levels of risk to the City Council. Therefore, as the project was not able to be taken forward, no grant was claimed from NLHF so no monies needed to be returned.

City Council – 12 September 2022

Report of the Leader of the Council

Corporate Director/ Director:

Director of Legal and Governance

Report Author:

Jane Garrard, Senior Governance Officer

jane.garrard@nottinghamcity.gov.uk

0115 8764315

Title: Decisions taken under Urgency Procedures

Does the report form part of the Budget or Policy Framework?

Yes No

Does this report contain any information that is exempt from publication?

No

Relevant Council Plan Key Outcome:

Clean and Connected Communities	<input type="checkbox"/>
Keeping Nottingham Working	<input type="checkbox"/>
Carbon Neutral by 2028	<input type="checkbox"/>
Safer Nottingham	<input type="checkbox"/>
Child-Friendly Nottingham	<input type="checkbox"/>
Healthy and Inclusive	<input type="checkbox"/>
Keeping Nottingham Moving	<input type="checkbox"/>
Improve the City Centre	<input type="checkbox"/>
Better Housing	<input type="checkbox"/>
Financial Stability	<input type="checkbox"/>
Serving People Well	<input checked="" type="checkbox"/>

1. Summary

1.1 As required by the Council's Constitution, this report informs Council of urgent decisions taken under provisions within the Overview and Scrutiny Procedure Rules (Article 11) and Access to Information Procedure Rules (Article 13).

2. Recommendations

2.1 To note the urgent decisions taken in accordance with requirements of the Council's Constitution, as detailed in the appendices.

3. Reasons for recommendations

3.1 To ensure compliance with requirements of the Council's Constitution.

4. Other options considered in making recommendations

- 4.1 None. It is a Constitutional requirement that Council is informed of urgent decisions taken under provisions within the Overview and Scrutiny Procedure Rules (Article 11) and Access to Information Procedure Rules (Article 13).

5. Consideration of Risk

- 5.1 Consideration of the risks associated with the decisions referred to in this report were published as part of each of those decisions.

6. Background (including outcomes of consultation)

- 6.1 Decisions taken under the Call-in and Urgency provisions of the Overview and Scrutiny Procedure Rules

The Call-in procedure set out in Article 11 of the Council's Constitution does not apply where the decision taken is urgent. A decision is urgent if any delay likely to be caused by the Call-in process would seriously prejudice the Council's or the public's interests. The urgency provisions require the Chair of the Overview and Scrutiny Committee (or in the absence of the Chair, one of the Vice-Chairs; or in the absence of all three, the Chief Executive) to agree that the decision proposed is reasonable in all the circumstances and that the reasons for urgency are valid. The Constitution requires that decisions taken under these urgency provisions are reported to the next meeting of the Standards and Governance Committee and Full Council.

- 6.2 Decisions taken under the Special Urgency provisions of the Access to Information Procedure Rules

Where it is impracticable to give at least five clear working days notice that a Key Decision is going to be made, a Key Decision may only be made in accordance with the Special Urgency provisions set out in the Access to Information Procedure Rules (Article 13 of the Council's Constitution). The Special Urgency provisions require agreement from the Chair of the Overview and Scrutiny Committee (or in the absence of the Chair, the Lord Mayor as Chair of Council; or in the absence of both, the Sheriff as Vice Chair of Council) that the decision is urgent and cannot reasonably be deferred. The Constitution requires that decisions taken under these urgency provisions are reported to the Standards and Governance Committee and Full Council.

7. Finance colleague comments (including implications and value for money)

- 7.1 Comments from Finance colleagues in relation to the decisions referred to in this report were published as part of each of those decisions.

8. Legal colleague comments

- 8.1 Comments from Legal colleagues in relation to the decisions referred to in this report were published as part of each of those decisions.

9. Other relevant comments

- 9.1 None

10. Crime and Disorder Implications (If Applicable)

10.1 Where applicable, details of the crime and disorder implications of the decisions referred to in this report were published as part of each of those decisions.

11. Social value considerations (If Applicable)

11.1 Where applicable, details of the social value considerations of the decisions referred to in this report were published as part of each of those decisions.

12. Regard to the NHS Constitution (If Applicable)

12.1 Where applicable, details of the social value considerations of the decisions referred to in this report were published as part of each of those decisions.

13. Equality Impact Assessment (EIA)

13.1 Where required, Equality Impact Assessments were published alongside each decision referred to in the report.

14. Data Protection Impact Assessment (DPIA)

14.1 Where required, the data protection impact of the decisions referred to in this report was assessed and, where appropriate, details published as part of each of those decisions.

15. Carbon Impact Assessment (CIA)

15.1 Where required, the carbon impact of the decisions referred to in this report was assessed and, where appropriate, details published as part of each of those decisions.

16. List of background papers relied upon in writing this report (not including published documents or confidential or exempt information)

16.1 None

17. Published documents referred to in this report

17.1 Nottingham City Council Constitution

17.2 The committee reports and minutes, and delegated decisions referred to in this report, as published on the Nottingham City Council website.

**Councillor David Mellen
Leader of the Council**

Appendix 1 - Decisions taken under the Call-in and Urgency provisions of the Overview and Scrutiny Procedure Rules

Decision Reference	Date of Decision	Subject	Decision Taker	Consultee on Urgency	Reason for Urgency
DD4668	6 July 2022	Approval to reallocate £335,000 Green Homes Grant Local Authority Delivery Phase 2 Grant Funding	Portfolio Holder for Energy, Environment and Waste Services	Chair of Overview and Scrutiny Committee	The programme of works would have been compromised affecting delivery by the Business, Energy and Industrial Strategy Department's deadline of 22 August 2022.
DD4706	31 August 2022	Grant support for Energy Efficiency Upskilling Competition	Leader of the Council	Chair of Overview and Scrutiny Committee	The Business, Energy and Industrial Strategy Department required a Memorandum of Understanding to be completed during August so that the Energy Efficiency Upskilling Competition could be launched on 5 September to ensure optimum delivery during this financial year.
DD4707	31 August 2022	Provision for commercial lease negotiations	Leader of the Council	Chair of Overview and Scrutiny Committee	The Council was engaged in a time critical negotiation process regarding this important commercial lease. A decision putting the right level of resourcing in place to support the negotiations was required urgently so as to ensure that the Council was in the most effective position possible to achieve best value.

Appendix 2 – Key Decisions taken under the Special Urgency provisions of the Access to Information Procedure Rules

Decision reference	Date of Decision	Subject	Decision Taker	Consultee on Urgency	Reason for Special Urgency
DD4667	5 July 2022	Private Rental Sector Enforcement Competition – Additional Funding	Leader of the Council	Chair of Overview and Scrutiny Committee	In order for the Business, Energy and Industrial Strategy Department to release the additional funding, the Council had to ensure that it was able to start transferring the grant funding to successful local authorities from the middle of July 2022. The Council needed to put measures in place to start distributing funding within the required timescales.

This page is intentionally left blank

City Council - 12 September 2022

Report of the Chair of the Licensing Committee

Corporate Director/ Director:

Director for Community Protection

Report Author:

Melanie Bird

Melanie.bird@nottinghamcity.gov.uk

Tel: 07903 702608

Licensing Compliance Manager

Paul Dales

paul.dales@nottinghamcity.gov.uk

07983 334708

Chief Environmental Health Officer

Title: Review of Nottingham City Council Late Night Levy Scheme

Does the report form part of the Budget or Policy Framework?

Yes No

Does this report contain any information that is exempt from publication?

No

Relevant Council Plan Key Outcome:

Clean and Connected Communities	<input type="checkbox"/>
Keeping Nottingham Working	<input type="checkbox"/>
Carbon Neutral by 2028	<input type="checkbox"/>
Safer Nottingham	<input checked="" type="checkbox"/>
Child-Friendly Nottingham	<input type="checkbox"/>
Healthy and Inclusive	<input type="checkbox"/>
Keeping Nottingham Moving	<input type="checkbox"/>
Improve the City Centre	<input type="checkbox"/>
Better Housing	<input type="checkbox"/>
Financial Stability	<input type="checkbox"/>
Serving People Well	<input type="checkbox"/>

1. Summary

- 1.1 Pursuant to minute 5 of Licensing Committee of 8 August 2022, Council (as Licensing Authority) is recommended to revoke its Late Night Levy (LNL) Scheme so that it ceases to apply within the Council's area with effect from 31 October 2022 (being the end of the current levy period).
- 1.2 A consultation on this proposal was carried out between 9 May 2022 and 1 July 2022 and between 20 July 2022 and 3 August 2022. The second consultation period was introduced to allow a public notice to be advertised in the Nottingham Metro in accordance with the Late Night Levy (Application and Administration) Regulations 2012 section 3(b) and the notice was published on the 20 July 2022 and 22 July

2022.

- 1.3 There were a total of 28 consultation responses within the consultation periods. 26 were received from the holders of premises licences issued under the Licensing Act 2003. Responses were also received from Superintendent Kathryn Craner on behalf of Nottinghamshire Police and the Nottinghamshire Police and Crime Commissioner. A further late response was received jointly from the Nottingham Trent Students' Union and the University of Nottingham Students' Union in support of the revocation of the LNL scheme.

2. Recommendations

- 2.1 That the Council's Late Night Levy Scheme be revoked and cease to apply from the end of the current levy period on 31 October 2022 for the reasons outlined in paragraph 3.32 of the report to Licensing Committee of 8 August 2022.
- 2.2 That the Director of Community Protection be authorised to carry out all statutory requirements relating to the notification of this decision.

3. Reasons for recommendations

- 3.1 The pandemic business restrictions' regulations highlighted the financial pressures on businesses and the revocation of the LNL is considered as an approach to reduce that burden. The Invest in Nottingham Business Growth Strategy promotes and supports investment in the city and the LNL costs are considered to be a barrier to incoming or expanding businesses.
- 3.2 The option to remove the LNL annual payments will reduce the financial burden on licensed trade businesses. The hospitality sector has come under severe pressure in the last 24 months during the pandemic because of the restricted trading conditions. This will assist in the viability of existing businesses but also those considering opening in the city which may by virtue of their planned opening hours be liable for the LNL fee. This would support revitalising the economy within this business sector.
- 3.3 Council is required to consider the responses received from the consultation which are detailed more fully in the report to Licensing Committee of 8 August 2022 (which is linked below) which details the reasons for the recommended revocation of the LNL Scheme in paragraph 3.32.

4. Other options considered in making recommendations

- 4.1 To retain the current established arrangements for the Late Night Levy however a formal review was deemed appropriate given the significant financial pressures faced by businesses.
- 4.2 Variation of the LNL Scheme – a vast majority of consultation responses were in favour of revoking the LNL Scheme however, should Council decide to not follow the recommendation but instead wish to consider looking to vary the LNL Scheme, then this can be done but would require further work and a new consultation. The current scheme would remain in place as no changes could be implemented until 31 October 2023. Licensing Committee has however determined that it felt it appropriate to recommend revocation.

5. Background (including outcomes of consultation)

- 5.1 The Police Reform and Social Responsibility Act 2011 empowers Licensing Authorities to charge a LNL to persons licensed to sell alcohol late at night as means of raising a contribution to fund services to tackle late night alcohol-related crime and disorder and services connected to the management of the night-time economy. The LNL is payable by the holders of relevant late night authorisations. These are the holders of any premises licence or club premises certificate in relation to premises in the authority's area, which authorise the sale or supply of alcohol on any days during a period (the "late night supply period") beginning at or after midnight and ending at or before 6am. The levy must be applied throughout the whole of the Council's area although the Council has a discretion in the design of the levy scheme and can provide discounts or exemptions for certain holders of relevant late night authorisations as prescribed by Regulation.
- 5.2 On 14 July 2014 Council approved a LNL scheme that took effect from 1 November 2014. The LNL period therefore runs from 1 November to 31 October each year. The LNL remains in place in the terms agreed in 2014 until such time as it is reviewed or removed following full and open consultation with those parties defined in the Act (Police and Crime Commissioner, Chief Officer of Police, holders of premises licences issued under the Licensing Act 2003 where the scheme applies or will apply).
- 5.3 Although the final decision on matters relating to the LNL lies with Council, Licensing Committee's terms of reference enable it to carry out some functions of the Licensing Authority in relation to LNL. In this regard the Licensing Committee considered a report on 6 May 2022 following which it determined that a public consultation be carried out in respect of a proposal to revoke the LNL.
- 5.4 Following the period of public consultation Licensing Committee again considered the matter and the consultation responses at its meeting of 8 August 2022. It determined that it felt appropriate to recommend to Council that the LNL Scheme be revoked for the reasons outlined in paragraph 3.32 of that report.
- 5.5 Council is asked to have regard to the content of those reports and minutes and the content of the consultation responses to determine if the LNL should be revoked and cease to apply from the end of the current levy period.

Risks for Council

- 5.6 **Finance** – Removal of the levy would reduce funding available for Community Protection Officers working in the Night-Time Economy. However, the 30% of the LNL which the Council retains has only provided a small contribution to offsetting the costs of up to 8 Community Protection Officers (CPOs) and one Senior Community Protection Officer.
- 5.7 **Pressure on Night Time Economy** – The removal of the LNL charges may lead to an increase in premises seeking to open later at night and past midnight with a potential for increased risk of antisocial behaviour/crime. The Nottinghamshire Police and Crime Commissioner is set to receive an additional £13 million in the financial year 2022/2023 to support the recruitment of extra Police Officers to meet a national target of 20,000 by the end of March 2023.

5.8 Any premises wishing to increase the hours it is able to sell alcohol will need to apply for a variation of their premises licence. The police and other persons are able to make representations in appropriate cases if they feel that the promotion of crime and disorder or public nuisance objectives would be undermined by such an application meaning the application would be determined by a Licensing Panel. Although this is a risk, one of the objectives of recommending revocation of the LNL is to reduce burdens on business and encourage trade and the operation of the Licensing regime will itself provide safeguards against businesses which may cause such risks.

6. Finance colleague comments (including implications and value for money)

6.1 Late Night Levy was implemented by Nottingham City Council in 2014 with the purpose to help offset the cost of policing the night-time economy. Upon implementation in 2014, the Business Improvement District (BID) were provided with an exemption, meaning that all licenced premises covered by the BID area would not have to pay the levy which reduced the expected funding – this exemption is circa £0.129m (as advised by the Service) which was higher than originally anticipated. An income saving was put in place of £0.080m against this levy in 2014. The average income being recognised relating to the levy (including allowable expenses) are circa £67k over the years 2015-2020 – partly due to the implementation of the BID exclusion so currently the income target in place is not being met and has a shortfall. This can fluctuate however, with premises joining/leaving the scheme.

6.2 As this levy has remained in place during a period which spanned the periods of Covid 19 lockdown when most late-night operators could not open, the LNL fees were paid for one year only on their behalf by the Council through Additional Restrictions Grant (ARG) funding which was received from Department for Business Energy and Industrial Strategy (BEIS).

6.3 The Council will be required to publish a notice setting out its intention to make a decision that the LNL will cease to have effect in the City. The notice must be publicised and sent to affected licence holders, the Chief Officer of Police and the Police and Crime Commissioner as key stakeholders. The revocation of the Levy will have financial implications for both Nottingham City Council and the Police and Crime Commissioner as the income from the levy is split between them on a 30% and 70% split respectively (excluding an initial £0.022m for allowable expenses to be retained by the Council).

6.4 The LNL can only cease on its anniversary dates and therefore the suggested end date would be 31st October 2022. The cessation of this Levy will leave the current income target unachieved within the Service – which has over the interim years increased to a total of £0.090m. No funding or mitigation has been identified within the Service to offset this income target assuming cessation, as the administration aspects are covered within a centralised Licensing Team. There would be a part year impact in both 2022 and the remaining in 2023 to the end of the final year of levy.

Susan Turner – Senior Commercial Business Partner

7. Legal colleague comments

7.1 Matters relating to the introduction and administration of the LNL are non-executive functions. Under the Council's Constitution Licensing Committee has

the power to consider putting proposals relating to the LNL out to consultation but any final decisions are required to be made by full Council (as Licensing Authority)

- 7.2 Whilst the Council has a wide discretion in relation to the operation of the LNL it was obliged at the time of adopting the levy to have regard to:
- a) the costs of policing and other arrangements for the reduction and prevention of crime and disorder in connection with the supply of alcohol between midnight and 6am; and
 - b) the desirability of raising revenue to be applied to tackle alcohol related crime and disorder and the management of night time economy.

These would also be relevant considerations when considering if the scheme should be amended or cease to apply.

- 7.3 Council should consider the consultation responses as detailed in the report to Licensing Committee of 8 August 2022. As indicated in the main body of that report there is a statutory requirement to consult the relevant local policing body, the chief officer of Police and holders of late night authorisations before a final decision is made to implement, vary or revoke a levy scheme. Various advertising requirements also need to be met. The legislation itself does not provide any further timetable or detail as to how the consultation should be carried out. Each of the steps required by the legislation have now been taken.
- 7.4 Should a decision be made that the LNL is to cease then it is a statutory requirement that notice has to be published on the Council's website and in a local newspaper as well as being sent to all holders of relevant late night authorisations, the relevant local policing body and the relevant chief officer of police. It is proposed that those functions be delegated to officers.

Ann Barrett, Team Leader Legal Services
30 August 2022

8. **Other relevant comments**

8.1 Not applicable

9. **Crime and Disorder Implications (If Applicable)**

9.1 Not applicable

10. **Social value considerations (If Applicable)**

10.1 Not applicable

11. **Regard to the NHS Constitution (If Applicable)**

11.1 Not applicable

12. **Equality Impact Assessment (EIA)**

12.1 Has the equality impact of the proposals in this report been assessed?

Yes



Attached as Appendix 1, and due regard will be given to any implications identified in it.

13. **Data Protection Impact Assessment (DPIA)**

13.1 Has the data protection impact of the proposals in this report been assessed?

No



A DPIA is not required because it is not applicable to the proposal.

14. **Carbon Impact Assessment (CIA)**

14.1 Has the carbon impact of the proposals in this report been assessed?

No



A CIA is not required because it is not applicable to the proposal.

15. **List of background papers relied upon in writing this report (not including published documents or confidential or exempt information)**

15.1 Consultation responses from holders of late night authorisations, Chief Officer of Police and the Nottinghamshire Police and Crime Commissioner.

16. **Published documents referred to in this report**

16.1 Police Reform and Social Responsibility Act 2011, Chapter 2 of Part 2
The Late Night Levy (Application and Administration) Regulations 2012
The Late Night Levy (Expenses, Exemptions and Reductions) Regulations 2012
Reports to, and minutes of meetings of the Licensing Committee held on 6 May and 8 August 2022.

Councillor Audrey Dinnall
Chair of the Licensing Committee

Equality Impact Assessment Form

screenip-sectionA

1. Document Control

Control Details:

Title: If this is a budget EIA please ensure the title is the same as the title used within the budget booklet	Review of Nottingham City Council Late Night Levy Scheme
Author:	Paul Dales
Director:	Andrew Errington
Department:	Community Protection
Service Area:	Licensing
Contact details:	Paul Dales, paul.dales@nottinghamcity.gov.uk Tel: 07983 334708
Strategic Budget EIA: Y/N (Does this EIA have an impact on the budget) If yes, please include the reference number	N Income received from the current Late Night Levy is not Council budget, merely a conduit for collection and transferral of 70% to the Police & Crime Commissioner of the net amount. The Council takes £22k administration costs prior to the net amount being apportioned and the remaining 30% is allocated for Council use for the provision of Community Protection Officers in the Night Time Economy.
Exempt from publication: Y/N (All EIA's are published on Nottingham Insight for public viewing unless specified. Exemption criteria is available on the EIA section on the Intranet)	N

Page 39

2. Document Amendment Record:

Version	Author	Date	Approved
V.1	Paul Dales	20 April 2022	

3. Contributors/Reviewers (Anyone who has contributed to this document will need to be named):

Name	Position	Date
Rosey Donovan	Equality and Employability Consultant	25/04/2022

4. Glossary of Terms

Term	Description
LNL	Late Night Levy
NTE	Night Time Economy
BID	Business Improvement District
BAME	Black, Asian and Minority Ethnic
CPO	Community Protection Officer
CCTV	Close Circuit Television
Licensing Committee	The Licensing Committee meets as and when required and consists of 13 Councillors. The Licensing Committee oversees the development and application of the Council's Licensing Policy ensuring it is in line with the Licensing Act 2003 and Gambling Act 2005. It establishes Licensing Panels and the Special Licensing Panel to determine individual applications for licences in cases where objections have been received and when licences need to be reviewed.

Page 40

[screentip-sectionB](#)

5. Summary

(Please provide a brief description of proposal / policy / service being assessed)

Nottingham City Council currently operates a Late Night Levy scheme that was introduced on the 1 November 2014 following the implementation of The Police Reform and Social Responsibility Act 2011. The Late Night Levy scheme is

payable by holders of premises licences issued under the Licensing Act 2003 that have alcohol sales permitted on their premises licences that permits sales of alcohol between 12.00 midnight and 06.00 am.

There are exemptions to paying the Late Night Levy fee for premises licence holders that are:

- Members of the BID Scheme
- Premises with overnight accommodation (if guests at the premises are being sole alcohol the premises are not then exempt from the levy)
- Theatres and Cinemas
- Bingo Halls
- Community Premises
- Premises which only being liable to pay the levy by virtue of them being permitted to have alcohol sales on the 1 January each year

The review of the Nottingham City Council Late Night Levy scheme is seeking approval by Licensing Committee on the 6 May 2022 to commence a statutory consultation to revoke the Late Night Levy scheme.

The consultation that takes place will determine the outcome of the scheme and will be brought back to Full Council in September 2022 for a decision to be made. For guidance around consultation please visit <http://intranet.nottinghamcity.gov.uk/analysis-and-insight/>

The pandemic business restrictions' regulations highlighted the financial pressures on businesses and that the revocation of the Late Night Levy could be considered as an approach to reduce that burden. The Invest in Nottingham business growth strategy promotes and supports investment in the City and the Late Night Levy costs may be considered a barrier to incoming or expanding businesses.

The option for removal of the Late Night Levy annual payments reduces the financial burden on licensed trade businesses. The hospitality sector has come under severe pressure in the last 24 months during the pandemic because of the restricted trading conditions. This may assist in the viability of existing businesses but also those considering opening in the city which may by virtue of their planned opening hours be liable for the Late Night Levy fee. This could support revitalising the economy within this business sector.

There are currently 144 Premises in the City boundary that qualify to pay the LNL. These are business that operate after midnight and are not BID members. This fact indicates that the LNL now disproportionately impacts on businesses located outside the city

centre in the local community areas where there is a reasonable but non-confirmed assumption that it impacts on the demographic population reflective of these areas. These local businesses are likely to have a characteristic makeup that is predominantly:

- Family owned
- Single premises rather than franchise/multi outlet operations
- Entry level small business operations
- BAME owned enterprises.

The scheme operates under specific legislation as below;

Sections 133 & 134 of the Police Reform and Social Responsibility Act 2011 and the LNL (Application and Administration) Regulations 2012 sets out the statutory procedure that must be followed by the council when making a decision to vary the Late Night Levy.

The Council will be required to publish a notice setting out its intention to make a decision that the Late Night Levy will be amended or cease to have effect in the City. The notice will be publicised and sent to affected licence holders, the Chief Officer of Police and the Police & Crime Commissioner.

Section 133(7)(a) makes it clear that a decision for the Late Night Levy to be amended or cease to have effect can only take effect at the end of the current levy period. In Nottingham's case this will be on 31 October 2022.

P
08
042

[screentip-sectionC](#)

6. Information used to analyse the effects on equality:

(Please include information about how you have consulted/ have data from the impacted groups)

The Review of the Late Night Levy Scheme will be presented to Licensing Committee for approval to commence a consultation with affected Premises Licence Holders, The Chief Officer of Police and the Police and Crime Commissioner.

The results of the consultation will be bought back to Full Council in September 2022 for a decision to be made as to whether to revoke the Late Night Levy scheme.

7. Impacts and Actions:

<u>screenip-sectionD</u>	Could particularly benefit X	May adversely impact X
People from different ethnic groups.	X	<input type="checkbox"/>
Men	X	<input type="checkbox"/>
Women	X	<input type="checkbox"/>
Trans	<input type="checkbox"/>	<input type="checkbox"/>
Disabled people or carers.	<input type="checkbox"/>	<input type="checkbox"/>
Pregnancy/ Maternity	<input type="checkbox"/>	<input type="checkbox"/>
People of different faiths/ beliefs and those with none.	<input type="checkbox"/>	<input type="checkbox"/>
Lesbian, gay or bisexual people.	<input type="checkbox"/>	<input type="checkbox"/>
Older	<input type="checkbox"/>	<input type="checkbox"/>
Younger	<input type="checkbox"/>	<input type="checkbox"/>
Other (e.g. marriage/ civil partnership, looked after children, cohesion/ good relations, vulnerable children/ adults). <i>Please underline the group(s) /issue more adversely affected or which benefits.</i>	<input type="checkbox"/>	<input type="checkbox"/>

<p style="text-align: right;"><u>screeentip-sectionE</u></p> <p>How different groups could be affected (Summary of impacts)</p>	<p style="text-align: right;"><u>screeentip-sectionF</u></p> <p>Details of actions to mitigate, remove or justify negative impact or increase positive impact (or why action isn't possible)</p>
<p>Provide details for impacts / benefits on people in different protected groups.</p> <p>Note: the level of detail should be proportionate to the potential impact of the proposal / policy / service. Continue on separate sheet if needed (click and type to delete this note)</p> <p>Persons in the groups identified will benefit financially as the requirement to pay a late night levy will no longer exist.</p>	<p>There are no negative impacts on any group with protected characteristics.</p> <p>The review of the Late Night Levy scheme will affect all Premises Licence Holders that hold a Premises Licence issued under the Licensing Act 2003 that permits the sale of alcohol between 12.00 midnight and 06.00 am (unless exempt by virtue of exemptions).</p>

Page 44

--	--

8. Arrangements for future monitoring of equality impact of this proposal / policy / service:

Should a decision be made at Full Council to revoke the scheme, then a decision to re-introduce the scheme in the City can be made at any time.

Page 4

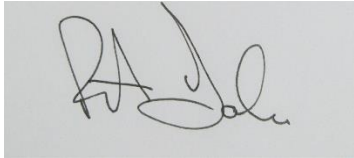
9. Outcome(s) of equality impact assessment:

<input checked="" type="checkbox"/>	No major change needed	<input type="checkbox"/>	Adjust the policy/proposal
<input type="checkbox"/>	Adverse impact but continue	<input type="checkbox"/>	Stop and remove the policy/proposal

10. Approved by (manager signature) and Date sent to equality team for publishing:

<p>Approving Manager: The assessment must be approved by the manager responsible for the service/proposal. Include a contact tel & email to allow citizen/stakeholder feedback on proposals.</p>	<p>Date sent for advice: Send document or Link to: equalities@nottinghamcity.gov.uk</p>
<p>Approving Manager Signature:</p>	<p>Date of final approval: 20 April 2022</p>

Paul Dales
Chief Environmental Health Officer



Before you send your EIA to the Equality and Employability Team for advice, have you:

1. Read the guidance and good practice EIA's
<http://intranet.nottinghamcity.gov.uk/media/1924/simple-guide-to-eia.doc>
2. Clearly summarised your proposal/ policy/ service to be assessed.
3. Hyperlinked to the appropriate documents.
4. Written in clear user-friendly language, free from all jargon (spelling out acronyms).
5. Included appropriate data.
6. Consulted the relevant groups or citizens or stated clearly, when this is going to happen.
7. Clearly cross-referenced your impacts with SMART actions.

Page 4/6

PLEASE NOTE: FINAL VERSION MUST BE SENT TO EQUALITIES OTHERWISE RECORDS WILL REMAIN INCOMPLETE.