

# Oldham Borough Council



**Council Meeting**  
**Wednesday 11 September 2019**



## OLDHAM BOROUGH COUNCIL

To: ALL MEMBERS OF OLDHAM BOROUGH COUNCIL,  
CIVIC CENTRE, OLDHAM

Tuesday, 3 September 2019

**You are hereby summoned to attend a meeting of the Council which will be held on Wednesday 11 September 2019 at 6.00 pm in the Council Chamber, Civic Centre, for the following purposes:**

- 1 To receive apologies for absence
- 2 To order that the Minutes of the meeting of the Council held on 10th July 2019 be signed as a correct record (Pages 1 - 32)
- 3 To receive declarations of interest in any matter to be determined at the meeting
- 4 To deal with matters which the Mayor considers to be urgent business
- 5 To receive communications relating to the business of the Council
- 6 To receive and note petitions received relating to the business of the Council

*(time limit 20 minutes)*

There are no petitions to note.

- 7 Youth Council

*(time limit 20 minutes)*

There is no Youth Council business to consider.

- 8 Question Time

- a Public Questions

*(time limit 15 minutes)*

- b Questions to Leader and Cabinet

*(time limit 30 minutes)*

- c Questions on Cabinet Minutes (Pages 33 - 50)

*(time limit 15 minutes)*

24<sup>th</sup> June 2019

22<sup>nd</sup> July 2019

d Questions on Joint Arrangements/Partnerships (Pages 51 - 130)

*(time limit 15 minutes)*

Greater Manchester Health and Care Board	31 <sup>st</sup> May 2019
Greater Manchester Transport Committee	12 <sup>th</sup> July 2019
Greater Manchester Waste and Recycling Committee	14 <sup>th</sup> March 2019
National Park Authority	5 <sup>th</sup> July 2019 (AGM) 19 <sup>th</sup> July 2019
Mio Care Board	11 <sup>th</sup> March 2019
Greater Manchester Combined Authority	28 <sup>th</sup> June 2019

9 Notice of Administration Business

*(time limit 30 minutes)*

Motion 1

Councillor Shah to MOVE and Councillor Chauhan to SECOND:

*Kashmir*

This Council notes with concern

- (i) the Indian Government's decision to remove Article 370 and 35A from the Indian Constitution, which grants special status to Indian-controlled Kashmir, the recent movement of troops into Kashmir and the imposition of travel restrictions and a communications blackout affecting landlines, mobile phones and the internet.
- (ii) The Human Rights abuses in both Indian and Pakistani administered Kashmir as detailed in the United Nations Human Rights Commission reports of 2018 and 2019

This Council recognises that this unilateral action affects many Oldham residents with family and friends living in Kashmir who are concerned for their safety and well being. This Council believes that the UK Government and international community should use all diplomatic and economic measures at their disposal to influence the Indian and Pakistan Governments to:

1. Ensure that democracy is respected and that the Kashmiri people are at the heart of any negotiation or settlement of this issue
2. Ensure that United Nations Security Council resolutions on Kashmir are respected, including UNSCR 47 which refers to the people of Jammu and Kashmir having the right to self-determination.
3. Respect the 1972 Simla Agreement which refers to the future of Jammu and Kashmir being determined by peaceful means.
4. Ensure that the rule of law is upheld and human rights are protected by lifting the

telecommunications black out and allowing independent, international observers to the region.

5. Support the assistance of a United Nations Special Envoy for Kashmir in facilitating a peaceful and sustainable future for Kashmir and all its peoples.

Council resolves to ask the Chief Executive to write to

1. the Prime Minister registering the Council's concern at the action of the Indian Government and urging the UK Government to press for a resolution of the crisis based on the principles outlined in this motion
2. the Borough's three MPs thanking them for the action that they have already taken and ask them to use all parliamentary measures at their disposal to support the principles outlined in this motion.

### Motion 2

Councillor Jabbar to MOVE and Councillor Hulme to SECOND:

#### *Oldham's Urban Forest*

This Council notes the following results from the i-Tree eco projects as detailed in the report "Valuing Oldham's Urban Forest":

- There are over 465,000 trees in the Borough of Oldham.
- The Borough's trees remove around 65 tonnes of pollution from Oldham's air each year.
- Oldham's trees store more than 65,000 tonnes of Carbon and sequester a further 3000 tonnes per annum.
- Trees in Oldham help cause 200,000m<sup>3</sup> of stormwater runoff to be avoided.

Council further notes that Oldham is located in the proposed Northern Forest, an area spanning the whole of the North of England where it is proposed to plant 50 million new trees to increase tree cover from 7.6%, a figure which is well below the European average.

Recognising the benefits of trees to our Borough and our location in the proposed Northern Forest, Council therefore resolves to:

- Sign the Charter for Trees, Woods and People.
- Appoint a Councillor to join the Woodland Trust's active network of Tree Champions.

## 10 Notice of Opposition Business

*(time limit 30 minutes)*

### Motion 1

Councillor Harkness to MOVE and Councillor Murphy to SECOND:

#### *Declaring a Climate Emergency*

This Council notes:

- That the Intergovernmental Panel on Climate Change (IPCC) holds that climate change represents 'an urgent and potentially irreversible threat to human societies and the planet.'

- That the overwhelming weight of scientific evidence points to climate change being man-made.
- The harmful effect that climate change has on our lives, natural habitats and ecosystems.
- The IPCC's call to governments and civil society to take urgent action to address climate change.
- The resolutions made by over 100 UK local authorities and the UK Parliament in declaring climate emergencies.
- The commitment under the 5-Year Environment Plan by the ten Greater Manchester authorities to become carbon-neutral by 2038.
- Rochdale, Wigan, Bury, Salford, Manchester city, Trafford & Stockport Metropolitan Boroughs have all declared a climate change emergency, Oldham Brough should too.

This Council welcomes:

- The ambitious commitment at the July 2019 Council of the Deputy Council Leader and Cabinet Member for Finance and Corporate Resources and Low Carbon to make the Council carbon-neutral by 2025.
- The opportunity provided by the expiry of the Council's current Climate Change strategy in 2020 to make new and more ambitious commitments to achieve carbon-neutrality by 2025.

This Council therefore resolves to:

- Declare a Climate Emergency and publicise why this declaration has been made to the people of our Borough, our media outlets and our statutory, voluntary and business sector partners to enlist their support in taking collective action in addressing climate change.
- Solicit the views and ideas of our staff, elected members, our partners and the general public in helping to craft a new Climate Change Strategy to replace our current strategy in 2020.
- Identify clearly within this Strategy the ambition for this Council to become carbon-neutral by 2025.
- Sign up to the UK100 Pledge to commit to consuming energy from renewable sources, including renewable energy generated by the Council itself.
- Re-establish a cross-party Climate Change Strategy Group to oversee the delivery of the new strategy in partnership with the Deputy Council Leader and Cabinet Member for Finance and Corporate Resources and Low Carbon.
- Ask the Chief Executive to write to the relevant Ministers, the Mayor of Greater Manchester and the Leaders of the other Greater Manchester authorities seeking their endorsement of our Climate Emergency declaration and our ambition to become carbon-neutral and requesting of central government the powers and financial resources to enable us to become carbon-neutral.

## Motion 2

Councillor Williamson to MOVE and Councillor C Gloster to SECOND:

### *Closing the Loophole*

This Council believes that our duty to protect our young people is paramount. Any chance of a slippage in the law that leaves young people unsafe or at threat of exploitation must be rectified.

Council notes that:

- The NSPCC (the National Society for the Protection of Children against Cruelty) has recently reported that in the last four years police in England have recorded 1,025 crimes of Abuse of Position of Trust of a Sexual Nature
- The present legislation on Position of Trust makes it a criminal offence for teachers, care workers and youth justice workers to engage in sexual activity with 16/17-year olds in their care, but faith workers, youth workers and sports coaches are currently exempted
- Councils have received 653 complaints about adults who are not currently covered by the criminal law engaging in sexual activity with children in their care.

This Council believes that the Government should:

- Extend the Position of Trust law to include all roles where an adult holds a position of power over 16 and 17-year-olds
- Make it illegal for any adult to have sexual activity with a young person under 18 in their care.

As this accords with the objectives of the NSPCC's 'Closing the Loophole' campaign, Council agrees to give the campaign its support, and resolves to:

- Ask the Chief Executive to write to the Chief Executive of the NSPCC to register this Council's support for the campaign
- Ask the Chief Executive to write to the Minister of Justice and of Sport urging them to introduce the necessary change in legislation
- Ask the Chief Executive to copy into this correspondence the Mayor of Greater Manchester and our local Members of Parliament seeking their support for the Council's position and for the NSPCC campaign

## Motion 3

Councillor H Gloster to MOVE and Councillor Hamblett to SECOND:

### *Ban on Fast Food and Energy Drinks Advertising*

Council notes that:

- Fast food contains high levels of fat, salt and sugar and energy drinks often contain high levels of caffeine and sugar.
- Excessive consumption of these products contributes to obesity, tooth decay, diabetes, gastro-intestinal problems, sleep deprivation and hyperactivity.
- The Royal College of Paediatrics and Child Health predicts half of all children in the UK will be overweight or obese by 2020.
- The Mayor of London banned all fast food advertising on publicly-controlled advertising spaces across London's entire transport network.

- Sustain and Foodwatch recently published a report 'Taking Down Junk Food Adverts' which recommends that local authorities regulate adverts on public telephone boxes and that the Advertising Standards Authority should be able to regulate advertising outside nurseries, children's centres, parks, family attractions and leisure centres.

As a local authority with a statutory responsibility for public health, Council believes that it should do all that is possible to discourage the consumption of fast food and energy drinks.

Council therefore resolves to:

- Ask the Chief Executive to write to the Chief Executive of Transport for Greater Manchester asking TFGM to impose a ban on the advertising of fast food and energy drinks on publicly owned poster sites etc across the Greater Manchester transport network.
- Ensure that fast food or energy drinks are not advertised on any hoarding or within any building owned by this Council including large advertisements on bus stops.
- Ensure that such products are not sold to children or young people on any of our premises.
- Ask our NHS, social housing, voluntary and private sector partners, including the Mayor of Greater Manchester, to make a similar undertaking.
- Ask the Chief Executive to write to the relevant minister requesting the recommendations of the 'Taking Down Junk Food Adverts' report be adopted as government policy as soon as possible; copying in our local Members of Parliament to seek their support.

11 Update on Actions from Council (Pages 131 - 172)

12 Brexit Update

Report to follow

13 Treasury Management Review 2018/19 (Pages 173 - 198)

14 Organisational Framework : Update (Pages 199 - 202)

15 Overview and Scrutiny Annual Report (Pages 203 - 220)

**NOTE: The meeting of the Council will conclude 3 hours and 30 minutes after the commencement of the meeting.**



**Carolyn Wilkins  
Chief Executive**



**PROCEDURE FOR NOTICE OF MOTIONS**  
**NO AMENDMENT**

MOTION – Mover of the Motion to MOVE



MOTION – Secunder of the Motion to SECOND – May reserve right to speak



DEBATE ON THE MOTION: Include Timings



MOVER of Motion – Right of Reply



VOTE – For/Against/Abstain



Declare outcome of the VOTE

**RULE ON TIMINGS**

(a) No Member shall speak longer than four minutes on any **Motion or Amendment**, or by way of question, observation or reply, unless by consent of the Members of the Council present, he/she is allowed an extension, in which case only one extension of 30 seconds shall be allowed.

(b) A Member replying to more than question will have up to six minutes to reply to each question with an extension of 30 seconds

## WITH AMENDMENT

