

SHEFFIELD CITY COUNCIL

COUNCIL MEETING – 5TH JULY, 2017

List of Amendments received by the Chief Executive

ITEM OF BUSINESS NO.9 – NOTICE OF MOTION GIVEN BY COUNCILLOR JAYNE DUNN

1. Amendment to be moved by Councillor Robert Murphy, seconded by the Deputy Lord Mayor (Councillor Magid Magid)

That the Motion now submitted be amended by the addition of a new paragraph (l) as follows:-

- (l) considering the safety implications of the Hanover Tower Block cladding and the need to reassure the public of the robustness of building safety frameworks, requests that a report be submitted to the next full Council meeting setting out:-
 - (i) the reasons why the Hanover Tower Block came to fail fire safety tests;
 - (ii) the cause of the failures; and
 - (iii) the implications for other work carried out under the Decent Homes improvement scheme and for any other buildings in Sheffield.

ITEM OF BUSINESS NO.10 – NOTICE OF MOTION GIVEN BY COUNCILLOR OLIVIA BLAKE

2. Amendment to be moved by Councillor Shaffaq Mohammed, seconded by Councillor Colin Ross

That the Motion now submitted be amended by the addition of a new paragraph (e) as follows, and the relettering of original paragraph (e) as a new paragraph (f):-

- (e) gives thanks to former Councillors Leigh Bramall and Nasima Akther and the former MP for Sheffield Hallam, the Rt. Hon. Nick Clegg, for their services representing the people of Sheffield and wishes them all the best for the future; and

ITEM OF BUSINESS NO.11 – NOTICE OF MOTION GIVEN BY COUNCILLOR JOE OTTEN

3. Amendment to be moved by Councillor Peter Rippon, seconded by Councillor Mark Jones

That the Motion now submitted be amended by the deletion of paragraphs (b) to (h) and the addition of new paragraphs (b) to (f) as follows:-

- (b) accepts the ruling of the High Court and notes that the South Yorkshire Police and Crime Commissioner (PCC) has confirmed he will not be appealing the court judgement and that the Council's representatives on the Police and Crime Panel are able to question the PCC and scrutinise his actions in this matter at the Police and Crime Panel;
- (c) regrets that the Police and Crime Commissioner positions were created by the coalition government and that the Police and Crime Commissioner is accountable to the public through the mechanisms of the legislation to introduce Police and Crime Commissioners, which was only able to be passed due to the support of Liberal Democrat MPs, which means that, ultimately, judgement is passed on the Commissioner's decisions at the next Police and Crime Commissioner election;
- (d) notes the comments of Councillor Paul Scriven on 28th July 2016 in the BBC article "South Yorkshire's Chief Constable 'should be sacked'" which was after the decision of the Police and Crime Commissioner to suspend David Crompton "I was saying 18 months ago that David Crompton was not part of the solution he was part of the problem and he should have been sacked. I'm still of the view that the door should not be opened for him to walk through and get his pension. I believe he should be sacked for poor management, for not dealing with the problems of South Yorkshire Police and for bringing it in to disrepute. It's clear that [Dr] Billings does not have the backbone to take the strong action that's needed.";
- (e) therefore believes it is clear that even after the decision had been taken to suspend David Crompton, the Liberal Democrats were criticising the PCC for not going further, by saying David Crompton should have been sacked, and further believes that yet again Sheffield Liberal Democrats have been caught out as hypocrites not concerned by the interests of policing in South Yorkshire but practising the most cynical form of political opportunism; and
- (f) continues to extend its deepest sympathies to all families and friends and those affected by the horrific events of 15 April 1989, and to all of those who have campaigned for justice in the many years since; and acknowledges that, with some individuals deemed to have been at fault by the Hillsborough Inquest having recently been charged with criminal offences, anguish will likely be experienced by a great many through the court process, and the Council's sincere sympathies go out to all of those affected in the continuing search for justice.

ITEM OF BUSINESS NO.12 – NOTICE OF MOTION GIVEN BY COUNCILLOR STEVE WILSON

4. Amendment to be moved by Councillor Ian Saunders, seconded by Councillor Tony Damms

That the Motion now submitted be amended by the addition of the following words at the end of paragraph (e) - “and recognises all who survived that, and other, attacks during all wars, and that support must be given to all those who suffered mental health related issues (such as Post Traumatic Stress Disorder) as result of conflict, some of whom live in Sheffield”.

ITEM OF BUSINESS NO.14 – NOTICE OF MOTION GIVEN BY COUNCILLOR MARTIN SMITH

5. Amendment to be moved by Councillor Olivia Blake, seconded by Councillor Jack Scott

That the Motion now submitted be amended by the deletion of all the words after the words “That this Council” and the addition of the following words:-

- (a) notes that under 30% (less than one third) of FOIs received in 2016 were refused in part or full and that consideration should be given to the fact that a partial refusal can mean only a very small element of a large request is refused; for example, all other information under a request may be provided but where one question is exempted (refused) due to the information being available already in the public domain, such as the Sheffield City Council website, then this would count as a partial refusal;
- (b) notes that the above can be construed as a problem of how refusals in FOIs are legally classified, as signposting to relevant information should in no way count as a refusal to grant information when the avenue for finding this information is made easily accessible (Section 21 of the Freedom of Information Act);
- (c) further notes that the exemptions from disclosure which were most used during 2016 were Section 21, where information is accessible by other means (i.e. via the Council website) and Section 40, where the request was for, or included, information considered personal data which would have been refused or redacted in the response provided to protect the Data Protection Act rights of those individuals;
- (d) contends that the Liberal Democrats public claims that there has been a 35% increase in the refusal rate in the last year, is completely inaccurate and that, in actuality, less FOIs were refused in 2016 than the year before it - the Council refused fully or partially 574 requests in response to the 1862 requests received in 2015 (just under 31%), whereas in 2016 the Council refused 558 of 1903 requests, which equates to just over 29% of requests received; and clearly this

denotes a decrease in the overall numbers and percentage of requests refused, and nothing like the 35% increase quoted by the Liberal Democrats;

- (e) notes that the Council publishes information on its FOI compliance online and there is no requirement to publish any information on FOI compliance or the use of exemptions, and as a result, the Authority has focused on providing details of its timeliness in response to FOI requests in accordance with the Act (20 working days); and in addition, this Administration is unaware of any other core cities publishing information to this level and would welcome details of those councils that do publish, so we can benchmark our transparency on the handling of FOIs;
- (f) further notes that the Council cannot provide an unredacted copy of the Amey contract as in any commercial agreement there may be information within it which is legitimately commercially sensitive, including costing structures and the unique offer provided by the supplier during the tender process; however, in terms of the Amey contract, the Council is currently completing a full review of the contract to ensure that as open a version of the contract can be made as public as possible; this is a complex process and requires the review of the extensive contract by the Council and Amey, but once this review is complete a new version of the redacted contract will be made publically available;
- (g) is unaware of any individual FOI requests for specific details of the “Guodong deal” and notes that the Council has published information through its website and press releases on the discussions with the Guodong Group;
- (h) notes that, in addition, from an FOI perspective, the Council has mainly received requests focused on correspondence with the Guodong Group rather than specific details of the “deal” and, again, the Council may consider where appropriate the commercial sensitivity of information where disclosure would harm the commercial position of the Guodong Group, the Council or any other third party;
- (i) confirms that every request will be assessed and reviewed in accordance with the Act but there are specific requests which might result in a similar refusal; for example, the Council will for certain exemptions apply the public interest test in the application both for and against an exemption, in accordance with the law and statutory guidance; and
- (j) notes that the current process is transparent and in full accordance with the law and best practice with other local authorities; moreover the Council does not have the ability to rewrite statute and legal precedent in the handling of Freedom of Information Act and Environmental Information Regulations requests and, therefore, believes no further review is merited and that providing refusal rates regularly to the public as statistics in this case do not provide the full details.

ITEM OF BUSINESS NO.15 – NOTICE OF MOTION GIVEN BY COUNCILLOR JOHN BOOKER

6. Amendment to be moved by Councillor Mazher Iqbal, seconded by Councillor Ben Miskell

That the Motion now submitted be amended by the deletion of all the words after the words “That this Council” and the addition of the following words:-

- (a) believes that leaving the EU presents an opportunity to empower local businesses to compete successfully on the global stage;
- (b) notes that the United Kingdom Independence Party (UKIP) are very fond of stating that ‘red tape and regulations need to be cut’ and that there should be a ‘bonfire of EU regulations’, but in reality many EU regulations will need to be complied with in order to trade with members of the European Single Market and, as such, believes such claims that a lot of EU regulation will be “ripped-up” is disingenuous;
- (c) further believes that instead of racing head-long into removing EU regulation, a considered approach needs to be taken and supports the position of the Labour Party that Brexit should ensure regulation which provides the ‘exact same benefits’ as the single market, with a focus on an outcome that prioritises jobs and economy;
- (d) notes that the Labour Party has raised fears that Conservative backbench MPs will use the Repeal Bill to weaken EU rights and protections, and that Labour MPs will oppose any attempt to do so;
- (e) highlights that the Labour Party had a manifesto commitment to replace the Repeal Bill with an EU Rights and Protections Bill that would address these concerns and ensure that all EU rights and protections would be enshrined in UK law without qualification, limitation or sunset clauses; and that Labour MPs will fight for significant improvements along these lines in the Great Repeal Bill;
- (f) believes that our country’s small and medium-sized enterprises (SMEs) are the backbone of our economy, providing 60 per cent of jobs in the private sector, according to the Federation of Small Businesses; and that technological changes, like the spread of digital manufacturing and rapid communication, mean smaller and faster businesses will be the future of our economy;
- (g) believes that Labour is the party of small business and understands the challenges our smaller businesses face; and notes that, in order to provide the support many small businesses need, the Labour Party’s 2017 Manifesto proposed to mandate a new National Investment Bank, and regional development banks in every region, to identify where other lenders fail to meet the needs of SMEs and prioritise lending to improve the funding gap;

- (h) acknowledges that Labour stood on a manifesto commitment to reinstate the lower small-business corporation tax rate and introduce a package of reforms to business rates – including switching from RPI to CPI indexation, exempting new investment in plant and machinery from valuations, and ensuring that businesses have access to a proper appeals process – while reviewing the entire business rates system in the longer run – and to scrap the quarterly reporting for businesses with a turnover of under £85,000; and
- (i) notes that Labour MPs opposed the Government's attempts to increase taxation on National Insurance (NI) contributions for the self-employed and further notes that, following the Labour Party's strong showing at the recent General Election whereby the Conservative Party lost its majority, this proposal has been dropped from the Government's recent Queen's speech.

7. Amendment to be moved by Councillor Andrew Sangar, seconded by Councillor Adam Hanrahan

That the Motion now submitted be amended by the deletion of all the words after the words "That this Council" and the addition of the following words:-

- (a) notes that 56% of exports from Sheffield go to the EU, compared to 12% to the US and 2% to China;
- (b) believes this demonstrates that the Government's plans to take Britain out of the Single Market are reckless and will hit local businesses hard when they are no longer able to export freely to their biggest customer;
- (c) is disappointed with the Labour Party's position on Brexit and believes that its Leader, the Rt. Hon. Jeremy Corbyn MP, has failed the young Labour voters who wanted a different approach to Brexit, after he imposed a three-line whip on Labour MPs to abstain on a cross-party amendment to keep the UK in the Single Market;
- (d) notes that all Sheffield MPs abstained on the amendment to keep the UK in the Single Market despite 49% of Sheffield voting to remain in the EU last year; and
- (e) directs that a copy of this motion be sent to all Sheffield MPs.

ITEM OF BUSINESS NO.16 – NOTICE OF MOTION GIVEN BY COUNCILLOR JACK SCOTT

8. Amendment to be moved by Councillor Joe Otten, seconded by Councillor Sue Auckland

That the Motion now submitted be amended by:-

1. the deletion of the following words at the end of paragraph (b) – “despite Parliamentary opposition from the Labour Party, citing in particular the lack of an equality impact assessment for any changes”;
2. the addition of new paragraphs (c) and (d) as follows:-
 - (c) is therefore disappointed that, despite this rhetoric, analysis by the Resolution Foundation found that the 2017 Labour Party manifesto pledges to press ahead with £7bn of the £9bn of welfare cuts proposed by former Chancellor, the Rt. Hon George Osborne, and that the £2bn that had been allocated would reverse less than half of the cuts to child benefit and Universal Credit;
 - (d) recalls that in July 2015, the then acting leader of the Labour Party, the Rt. Hon Harriet Harman MP, instructed Labour MPs to abstain on the Welfare Reform and Work Bill at its second reading rather than join SNP, Liberal Democrat and Green MPs in voting against the Bill;
3. the relettering of original paragraphs (c) to (h) as new paragraphs (e) to (j).

ITEM OF BUSINESS NO.17 – NOTICE OF MOTION GIVEN BY COUNCILLOR GAIL SMITH

9. Amendment to be moved by Councillor Mary Lea, seconded by Councillor Talib Hussain

That the Motion now submitted be amended by the deletion of paragraph (c) and the addition of new paragraphs (c) and (d) as follows:-

- (c) notes that this Administration is committed to promoting our green spaces and is fully supporting the upcoming ‘Love Parks week’ and that Sheffield City Council will be an official supporter of the campaign; and
- (d) notes the Administration’s considerable achievements in securing the best possible parks and green spaces for the city, despite relentless government cuts, including:-
 - (i) a huge £1.5m investment in our parks over the next three years;
 - (ii) the biggest deal of its kind in the country for tennis in parks; with courts at nine sites being created, or otherwise brought back into use after becoming, in many cases, derelict and unplayable;
 - (iii) 30 signed Run Routes have been created at 14 locations across the city, providing simple to follow trails through Sheffield’s parks and woodlands;

- (iv) state of the art 3G football pitches and football hub at Thorncliffe, High Green;
- (v) improved wheelchair and disability access to our parks to make Sheffield an outdoor city for all;
- (vi) officially recognised even more areas with fields in trust status, such as Ochre Dike Playing Fields which is one of more than 800 green open spaces in Sheffield;
- (vii) creation of 14 additional woodlands and, in the last tree planting season alone, more than 8,600 extra trees in 40 locations; and
- (viii) Sheffield boasts one of the largest numbers of 'Friends Of groups in the UK, in comparison with other major cities, and by working in this partnership, the Administration ensures that our green spaces are well used and maintained.

ITEM OF BUSINESS NO.18 – NOTICE OF MOTION GIVEN BY COUNCILLOR PAULINE ANDREWS

10. Amendment to be moved by Councillor Cate McDonald, seconded by Councillor Lisa Banes

That the Motion now submitted be amended by the deletion of all the words after the words “That this Council” and the addition of the following words:-

- (a) supports the Labour Party position that the NHS funding gap ‘should not be filled by charging sick patients, anxious relatives and already hard-pressed NHS staff’;
- (b) believes that the NHS health care service should be free at the point of use, however, extra charges to access the service undermine this crucial principle;
- (c) notes that for the 2015-16 financial year, NHS trusts in England netted £120,662,650 in car park charges, up from £114,873,867 the year before;
- (d) further notes that the Labour Party stood on a policy platform to abolish hospital parking charges, after years of campaigning by patients’ groups, and, unlike other parties who had earlier called for this, such as UKIP, the policy was fully costed; through increased charges on private healthcare insurance to meet the £162m cost of free parking at all NHS hospitals across England;
- (e) notes that this is current Labour Party policy and, as such, the Government will be challenged by Labour MPs on this at every relevant opportunity;

- (f) further notes that only the Labour Party committed to over £30 billion in extra funding over the next Parliament through increasing income tax for the highest 5 per cent of earners and by increasing tax on private medical insurance, and promised to free up resources by halving the fees paid to management consultants;
- (g) notes that the Labour Party's manifesto promised to boost capital funding for the NHS, to ensure that patients are cared for in buildings and using equipment that are fit for the 21st century, and proposed introducing a new Office for Budget Responsibility for Health to oversee health spending and scrutinise how it is spent;
- (h) further notes that the Labour Party is committed to reversing privatisation of our NHS; repealing the Health and Social Care Act which it believes puts profits before patients; and
- (i) supports the Labour Party's calls to introduce a new legal duty on the Secretary of State and on NHS England to ensure that excess private profits are not made out of the NHS at the expense of patient care.

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