

## **BATH AND NORTH EAST SOMERSET**

### **MINUTES OF CLIMATE EMERGENCY AND SUSTAINABILITY POLICY DEVELOPMENT AND SCRUTINY PANEL MEETING**

Monday, 22nd July, 2019

Present:- **Councillors** Karen Walker, Tom Davies, Alison Born, Shelley Bromley, Sue Craig, Joel Hirst, Andy Wait (in place of Lucy Hodge), Lisa O'Brien and Grant Johnson

#### **1 WELCOME AND INTRODUCTIONS**

The Chairman welcomed everyone to the meeting.

#### **2 EMERGENCY EVACUATION PROCEDURE**

The Chairman drew attention to the emergency evacuation procedure.

#### **3 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS**

Councillor Hodge sent her apologies and was substituted by Councillor Wait. Dr Kumar sent his apologies.

#### **4 DECLARATIONS OF INTEREST**

There were none.

#### **5 TO ANNOUNCE ANY URGENT BUSINESS AGREED BY THE CHAIRMAN**

There was none.

#### **6 ITEMS FROM THE PUBLIC OR COUNCILLORS - TO RECEIVE DEPUTATIONS, STATEMENTS, PETITIONS OR QUESTIONS RELATING TO THE BUSINESS OF THIS MEETING**

Councillor Lisa O'Brien made a statement to the Panel regarding recycling 'difficult plastics' and public water fountains. *A copy of this statement is attached to these minutes.*

Councillor Warren, Cabinet Member for Climate Emergency and Neighbourhoods responded that her colleague Councillor Wood was aware of the recycling plastics solution and was looking into this.

Councillor Crossley, Cabinet Member for Community Services reported that he had had discussions with Wessex Water regarding public water fountains and that he was seeking a similar discussion with Bristol Water.

## 7 CLEAN AIR ZONE CHARGING ORDER

Cathryn Brown, Team Manager for Licensing and Environmental Protection and Chris Major, Group Manager for Transport and Parking introduced the report. They informed the Panel that there would be a report to the Cabinet on this issue in September 2019.

Panel members made the following points and asked the following questions:

In response to a query from Councillor Hirst regarding recognition for small businesses working in the city (for example window cleaners), the officer explained that a number of mitigations would be available, local businesses would be able to access loans or grants.

In response to a query from Councillor Hirst regarding anti idling measures, the officer explained that there are proposals for managing this including funding for additional staff on the ground.

Regarding pedestrianisation, the officer responded to Councillor Hirst by explaining that a range of options would be put forward as part of the CAZ project and the move towards a more sustainable agenda. Councillor Warren, Cabinet Member for Climate Emergency and Neighbourhoods, commented that finding alternatives to car travel is important to this administration. She explained that the CAZ project is prescribed by the Government so there are some restrictions regarding timescales and she was awaiting the outcome of bids submitted.

In response to a query about electric car charging points from Councillor Craig, the officer explained that the authority as requested funding for 120 charging points as part of their bid. He further explained that there would be some challenges in putting charging points in some areas of the city where there is dense housing. The issue of charging points for taxis was also raised.

Councillor O'Brien asked about the current independent review of the CAZ, the officer explained that this was a new review of the processes and frameworks.

In response to a query from Councillor O'Brien regarding the charging points proposed by Bath Rugby, the officer confirmed that these would be in addition to the 120 that the authority had bid for.

Responding to a query from Councillor Born, the officer explained the current situation with the CAZ is that the authority is waiting to hear from the Government regarding funding bids. She added that there will be a report to Cabinet in September and that more information is available on the Bath Breathes website. [www.bathnes.gov.uk/bath-breathes-2021-overview](http://www.bathnes.gov.uk/bath-breathes-2021-overview).

Councillor Born asked about electric car sharing clubs and the officer explained that proposals will be rolled out.

Councillor Davies asked about the loans available to businesses. The officer explained that he is working with central government on a package of measures.

Regarding questions from Councillor Hirst on Park and Ride vehicles carrying buses and the 42 bus service, the officer explained that the 42 service is a commercial service and subject to tender (as are 90% of bus services in the authority). He explained that there would be discussions with the RUH and others to determine which services are most needed to keep cars off the road. Regarding buses carrying bicycles, the officer explained that this would cause difficulty with some bus operators but he would continue to try and find solutions.

Councillor Bromley asked about security at Park and Ride sites if the opening hours are extended. The officer explained that the cost of an increase in CCTV and lighting on Park and Ride sights is included in the CAZ proposals.

In response to a question from Councillor Wait regarding the timescales for the response from the Government, the officer explained that it was due on 22nd July 2019 (today). The officer explained that the authority would assess the situation when the Government response was received.

The Panel **RESOLVED** to note the update.

## **8 REVIEW OF STATEMENT OF LICENSING POLICY AND CUMULATIVE IMPACT AREA**

Cathryn Brown, Team Manager for Licensing and Environmental Protection gave a presentation to the Panel (*presentation slides are attached to these minutes*). She also introduced Geoff Cannon from Avon and Somerset Police. The presentation covered the following:

- What is the Statement of Licensing Policy
- Role in promoting the local economy
- Opportunity to celebrate what has already been achieved
- Code of best practice for licensed premises
- Review of Cumulative Impact Policy
- Existing Cumulative Impact Area (CIA)
- How incidents of crime and disorder in 'on trade' premises have changed since 2004
- Proposed Cumulative Impact Assessment
- Public consultation

The officer explained that the Panel's comments on the above would be fed into the formal consultation.

Panel members made the following points and asked the following questions:

Councillor Craig asked if feedback has been sought from residents as well as from the police. The officer confirmed that residents associations had been consulted.

In response to Councillor Craig's query regarding whether the police are always notified of anti-social incidents, the police representative explained that information from street marshals' mirrors the call information. He further explained that some

incidents are dealt with in-house and reported through the Pub Watch scheme. He confirmed that he looks at every single incident log to make sure all data is captured.

Councillor Davies stated that the cumulative impact area was being drawn down into the town more (away from Walcot Street) and commented that there is not a residents association in that area. The officer explained that Abbey Residents Association had been consulted and took contact details for Councillor Davies about confirming the boundaries of the residents associations in the area.

Councillor Hirst asked why the zone needs to be changed if it was working and also whether fast food outlets could be looked at. The officer explained that legislation demands that evidence must back up the reason for the boundary so to leave it as it is could attract challenge. She explained that licensing legislation is restrictive and there is no opportunity to influence the location of fast food outlets. It was explained that the public health team would be best placed to comment on this.

In response to a question from Councillor Wait the officer confirmed that there is no other CIA in the authority at this time.

Councillor Craig informed the Panel and officers of the new Kingsmead Square Residents Association. The officer asked that Panel members inform her of any other Residents Associations or groups that could be consulted.

In response to a question from Councillor Johnson, the police representative explained that there is a small increase in incidents in term time but that Bath University now encourages students to use on site facilities. The officer also added that the Council works closely with the Student Community Partnership on issues relating to student welfare.

Geoff Cannon (Avon & Somerset Police) commented that licensing services in the authority are well joined up and are recognised for best practice.

The Panel **RESOLVED** to note the report.

## 9 PANEL WORKPLAN

The Panel noted its future work plan with the following additions:

- Corporate Plan – September 2019
- Litter Review (referred from July 2019 Council) – date TBC
- Social Housing (referred from July 2019 Council) – date TBC

The Panel noted that any items suggested would be considered at the Chairs and Vice Chairs meetings and also at the agenda planning meeting with the Chair of the Panel.

The meeting ended at 5.15 pm

Chair(person) .....

Date Confirmed and Signed .....

**Prepared by Democratic Services**

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Statement from Councillor O'Brien to the CES Panel – 22<sup>nd</sup> July 2019

Madam Chairman. I'm aware that it is not normal practice for a panel member to make a statement but.....

I am personally delighted that this panel has been formed and that the Administration has made it clear it will encourage panel members to become actively involved and pro-active in proposing initiatives to alleviate issues connected with our Climate Emergency and Sustainability standpoint.

In passing the motion declaring our avowal to tackle Climate Emergency, Council gave a clear message to all – we should do everything that we can and quickly!

Therefore, rather than waiting until the next full Council meeting in early autumn to make these proposals I am raising them today in the hope that they can be forwarded to the Cabinet members responsible within the minutes of this Panel.

The first is an initiative which is being trialled through a number of a major supermarket's stores in the Bristol Area, of which Keynsham has one.

A local company has found a way of creating a useful byproduct out of those 'difficult plastics' which currently B&NES waste disposal services cannot recycle. These are a few samples that currently clutter up our black bag waste – crisp and chocolate wrappers, pet food pouches, cling film, plastic bread bags and the like. As one local resident put it – 'my black bag waste is now so small, it's amazing'. I believe this is a **major** 'missing link' regarding recycling plastic.

The Company is Swindon based – [recyclingtechnologies.co.uk](http://recyclingtechnologies.co.uk) - and I suggest contact is made at the earliest opportunity to enable this trial to be spread out across our area. The cost to the Council should be minimal while the cost benefit could be considerable.

The other initiative, again taking place in Bristol - this time with active collaboration of the City Council – is one by Bristol Water who are installing ten new water fountains across the city in order to provide free, clean water to refill bottles and reduce single use plastic containers. This will offer a clear benefit for visitors and residents alike and a reduction in plastic waste. Bath and the surrounds should have some!

I hope these two initiatives are of interest and will be progressed. Thank you.

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# **Review of Statement of Licensing Policy and Cumulative Impact Assessment**



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# What is it?

- » Statement of how the Council delivers the Licensing function and our expectations on how licensees should promote the licensing objectives of:
  - » prevention of crime and disorder,
  - » prevention of harm to children,
  - » prevention of public nuisance and
  - » promotion of public safety
- » Last reviewed in 2010- must be reviewed at least every 5 years

# Role in promoting the local economy

- » Contributing towards a successful local economy
- » Supporting businesses e.g. pre-application advice



# Opportunity to celebrate what has already been achieved

- » Purple Flag accreditation which recognises safety, quality and variety of Bath's night time economy



# Code of best practice for licensed premises

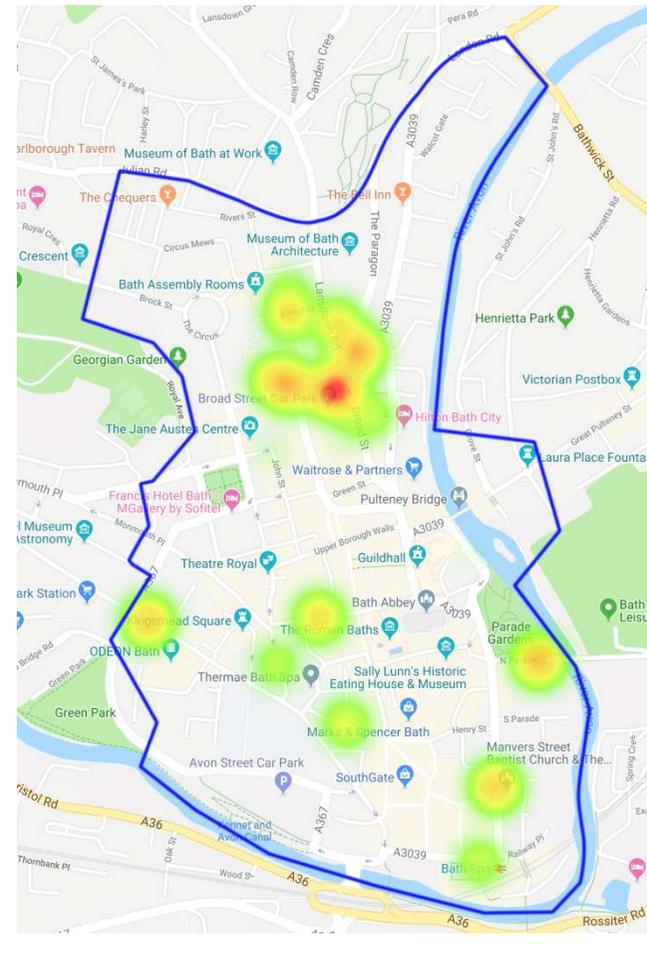
- » Statement can be restrictive in terms of content-  
a code of best practice is an opportunity to:
  - » allow us to demonstrate a positive approach to the  
delivery of the licensing function
  - » provide advice so that premises can understand our  
expectations of good practice

# Review of Cumulative Impact Policy

- » **‘Cumulative Impact’** concerns the impact of having licensed premises concentrated in one area, and the potential significant impact this may have on the promotion of the licensing objectives
- » Relates to a geographical area where there is evidence that public nuisance and crime and disorder is occurring and is caused by the customers of licensed premises
- » First introduced in 2007 following publication of statutory guidance to the Licensing Act 2003

# Existing Cumulative Impact Area (CIA)

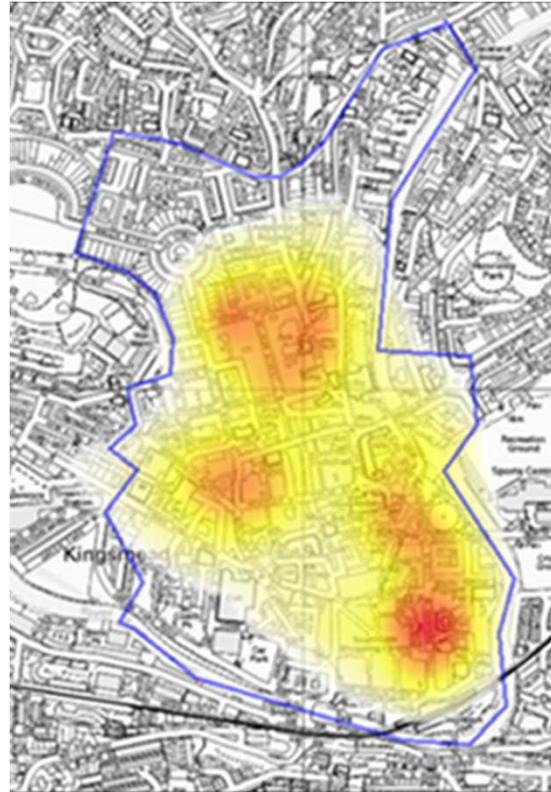
- » Relates to the 'on trade' of alcohol in licensed premises within the area
- » Licensing is a permissive regime but a CIA creates a rebuttable presumption that applications will be **refused**, if relevant representations are received
- » To rebut this presumption, applicants have to demonstrate how the operation of their premises will not add to the cumulative impact in the area



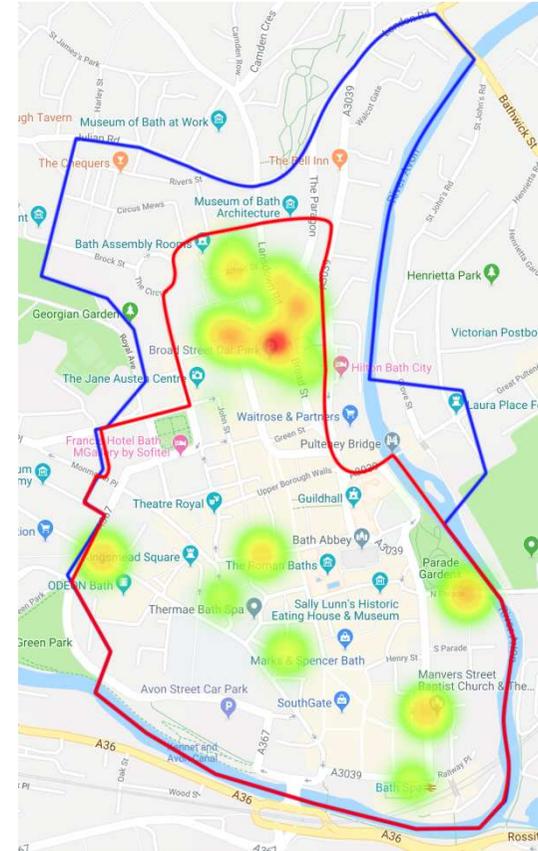
# How incidents of crime and disorder in 'on trade' premises have changed since 2004



**2004-2006**



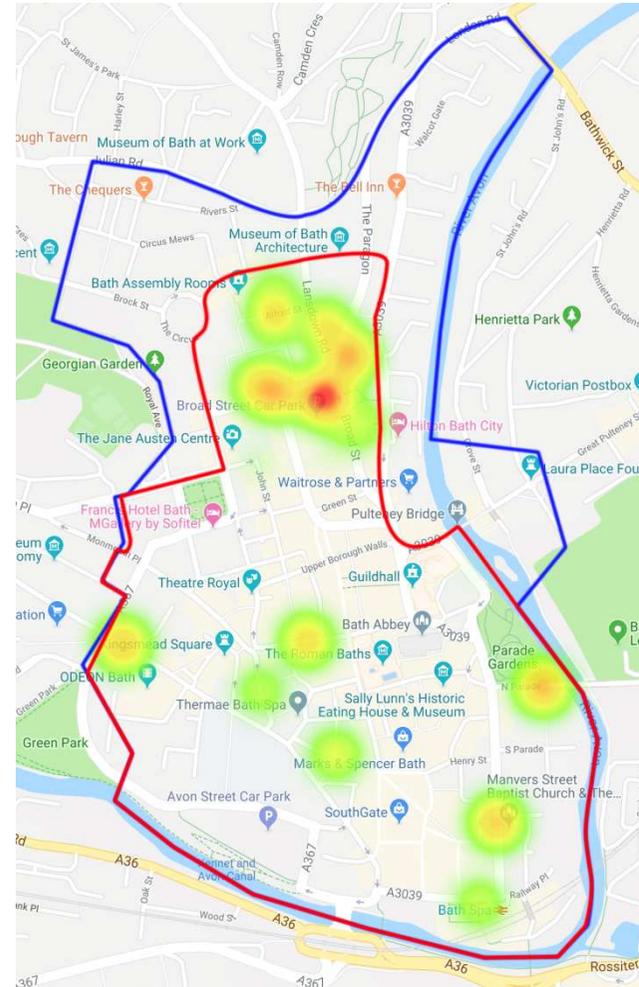
**2008-2013**



**2014-2019**

# Proposed Cumulative Impact Assessment

- » Evidence continues to exist that a cumulative impact policy is necessary and appropriate
- » Amended boundary which is practical to enforce and takes account of the changes in incidents of crime and disorder
- » Continues to relate to the 'on trade' of alcohol in licensed premises within the area



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# Public consultation

- » Launched on 21 June 2019 and will run to 10 September 2019
- » Online survey and opportunity to upload comments
- » <https://www.bathnes.gov.uk/licensing-consultations>
- » Letters sent to all licensees
- » 1:1 meetings held with Residents Associations

# Any questions?



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