



Council Meeting
Thursday 27 September 2018

Public and Member Questions
and Responses



Derby City Council

COUNCIL – 27 September 2018
PUBLIC AND MEMBER QUESTIONS

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B	Douglas Lumley	Councillor Barker	Taxi Licensing
C	Adrian Perry	Councillor Webb	Health Spending
D	Marcus James		
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F	Paul Weller	Councillor Poulter	Support for EU Nationals
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JJ	Councillor Graves	Councillor Webb	HMO policy development
KK	Councillor Shanker	Councillor Barker	City centre public toilets
LL	Councillor Afzal	Councillor M Holmes	Community Protection Officers
MM	Councillor Bayliss	Councillor Smale	Church Street costs
NN	Councillor Graves	Councillor Smale	Match day parking
OO	Councillor Shanker	Councillor Smale	New household waste site
PP	Councillor Bayliss	Councillor Grimadell	Alvaston Park motorcycle use

Public Questions

a. Question from Dorothy Skrytek to Councillor M Holmes

Derby is one of the six cities chosen as 'Clean Air Zones' (CAZ) by the Government, yet the current pollution from the wood-burning/waste incineration plant on Victory Road, which is foul and drifts across the city, does not appear to have been added to the modelling in the CAZ consultation. Could you let us know why not and what the council is doing to provide a 'duty of care' to citizens?

I acknowledge that the subject of 'air quality' and public health issues are much wider than just Nitrogen Dioxide (NO₂), but it is important to remember that the current consultation is specifically about options to achieve compliance with the legal requirement to reduce NO₂ emissions from vehicle emissions.

DEFRA defined the minimum modelling requirements for this project, with the major criteria being the volume of traffic, the typical expectation of how many vehicles will be complaint, and expectations of traffic growth. The model includes an estimate of traffic generation resulting from all expected commercial and housing proposals from 2016 to 2025. The council has a duty to work within the constraints of the model.

As you are probably aware there is already lots of debate and media reports about domestic and industrial pollution sources. There may well be legislation in the future to address other aspects of air pollution.

Some background effects are built into the basic model by DEFRA, but the current task for the council, as set out in the consultation is related to one specific element of air quality and what measures are most appropriate to deliver compliance related to the specific definition of exceedance provided by the DEFRA model.

b. Question from Douglas Lumley to Councillor Barker

On 25 July 2018 Derbyshire Live published a report that almost 1 in 6 taxi drivers licensed in Derby have a previous criminal conviction:

- 1. Was that a true report?**
- 2. What action has been taken to correct this?**

The article to which you refer was published following a freedom of information request to the council and I commented at the time.

Public safety is always our primary concern. Convictions themselves do not disqualify individuals from obtaining or renewing a taxi drivers licence as they can be for a whole variety of reasons and we assess them on a case by case basis.

In October 2015, we introduced the new three year licence system and in July 2017 we introduced our new penalty points system. Every new applicant and every renewal is now assessed against that system. From October onwards, the first three year licences will start to be renewed and the penalty points system will be applied to them. Any driver with serious convictions identified in the penalty points table or those that receive 12 Derby points or more will automatically not have their licence renewed.

Questions from Adrian Perry and Marcus James to Councillor Webb:

- c. What is the council's assessment of the impact on social care services of the £51 million cuts to health spending planned by the Derbyshire Clinical Commissioning Groups and exactly what cuts will have to be made to services? Will they for example cause delayed discharges from hospital?**
- d. Could the council tell us how and where the £51 million cuts (referred to as 'savings') to the Derbyshire NHS services commissioned by the Derbyshire CCGs are going to take place?**

I am naturally concerned about the reduction of health resources for the population of Derbyshire. It must be noted that the health budget across Derbyshire is circa £1.5bn and £51m represents 3.4% of the entire budget. However, at a time when demand for health care is increasing it is right to be concerned about such a resource reduction as the absolute value of the required saving is significant.

There are some health savings proposals that may impact on social care but at this stage it is not clear which proposals may have a direct impact and those that may have an indirect impact downstream. We are working with Derbyshire CCG governing bodies to identify and mitigate any adverse impact on social care.

There are clearly some proposals such as Continuing Health Care, voluntary sector spending, falls prevention and care home support which shall require close monitoring as we progress to implementation and beyond. However, it is virtually impossible to accurately quantify impact on the council at the proposal stage and dare I say putting any figure to this impact would be purely speculative.

I am not planning for any cuts to social care services as a result of the NHS savings programme. Moreover, I am extremely proud of Derby's performance on avoiding delayed discharges from hospital for social care reasons. We are one of the top ten performing authorities in the country on this indicator. It is my intention to ensure this good performance continues into the future. I also fully intend to hold the NHS accountable for any cost pressures that arise for the council from their savings programme.

e. Question from Simon Bacon to Councillor J Smale

The UK government is now looking at applying an incineration tax in an attempt to reduce the amount of recyclable waste being sent for incineration.

Does the council's waste contract with Resource Recovery Solutions provide for such a future tax and which parties in the contract would pay any such future tax on incineration?

It is not possible to provide a definitive answer until we understand more about the Government's proposals. The contract between the councils (City and County) and RRS does contain provision for a change in law. However depending on whether the liability of the proposed tax falls to either businesses or councils could determine different outcomes. We will obviously be watching closely as more detail emerges.

f. Question from Paul Weller to Councillor Poulter

As a UK citizen resident of Derby married to an EU27 citizen resident of Derby, and bearing in mind the over 8,000 other EU27 citizen residents in Derby who were excluded from the 2016 EU Referendum franchise and who, if Brexit proceeds in March 2019 will lose their democratic representation at the level of the European Parliament, I would like to ask what practical measures within its powers Derby City Council is proposing to provide in terms of support to EU27 citizen residents of Derby at this very uncertain time for their and their families' futures given that these residents still remain local electors?

Thank you for your question Mr Weller.

I understand the uncertainty many EU citizens have regarding Brexit and the implications for their futures.

In December, the UK Government reached an agreement with the European Union. This agreement will protect EU citizens' rights after the UK leaves the EU and will enable them and their families to continue to live as now.

To secure their rights, EU citizens will need to go through a simple digital application process which will confirm their status in the UK for as long as they want to stay. The Government is going to begin that process later this year to get everyone through in good time.

The Government is making the application process as quick and user-friendly as possible. For those without access to online systems, we provide computers through our library service. I encourage Mr Weller and anyone who needs advice and guidance to access the government website for further information.

g. Question from Bernadette Grosse to Councillor Webb

The CCGs proposed £1.2 million in cuts to the voluntary sector will cause suffering and hardship to the poor, the sick, the disabled and, the elderly. Instead of accepting the myth that there is simply not enough money to go around, could the city council, on behalf of the people of Derby, please ask the Secretary of State for Health to legislate for a fair price for medicines, the increased cost of which in just the last five years, according to Global Justice Now (October 2017), would have paid the entire NHS deficit twice over?

I am informed that the CCG has not cut any statutory services and is in fact seeking to protect frontline healthcare wherever possible. In addition, the CCG has yet to make final decisions on any voluntary sector schemes which are currently in scope as part of the CCG's recovery plan.

The current prescription charge is £8.80 per item, this was £7.85 in 2013, so an increase of 12 per cent over five years which represents an annual increase of 2.4 per cent.

I understand how those with frequent need of prescription medicine may find the cost unaffordable. However, the NHS does provide medical exemption certificates for people with certain conditions, which removes prescription charges. There is also exemption from prescription charges for those on low income, children and the elderly. Prescription prepayment certificates are also available which can significantly reduce the cost of prescriptions for those on a sustained course of medication or those with a long term condition.

From the above it is evident that there is a range of financial support available with prescriptions costs for people who are ill, have low income or frequent need. I am informed by Public Health that the majority of prescriptions written by GPs fall into one of the exemption categories. I am in dialogue with the Secretary of State for Health and Care regarding a number of issues affecting Derby residents and am happy to include this issue in any future correspondence.

h. Question from Reg Hand to Councillor M Holmes

Why did Derby City Council state incorrectly on its Derby Clean Air Consultation website that it had consulted the Green Forum, and why did it not remove this incorrect information when challenged?

I asked council officers to look into this, and my understanding is that it was anticipated that the Green Forum, along with other key interest groups, would form part of pro-active efforts to consult on the council's clean air proposals.

To ensure clarity, I have instructed officers to remove any reference indicating that there has been direct engagement with the Green Forum in regard to the consultation, but I am pleased to have received submissions from members of the Green Forum and the groups within or related to it.

i. Question from David Clasby to Councillor M Holmes

Poor air quality is the number one external environmental hazard according to Public Health England. There is no safe level of NOx or particulate matter. Motorised vehicles are the main cause of this pollution. Please can the council outline what plans they have to reduce the number of motor vehicles being used in Derby?

The council is committed to delivering travel choice for all people in Derby, and is developing and delivering a range of active travel initiatives.

The council is currently delivering at least 5km of new or substantially improved cycle paths per year. This capital investment over 4 years will be approximately £8.5m.

We are also working with government and partners on a local walking and cycling strategy. This is government supported and will hopefully help the council to secure future funding for sustainable travel.

The council has also recently launched the largest E-bike scheme in the country and is also working with local bus companies to bring innovative ideas for public transport to Derby. This includes an ambition to develop schemes for demand responsive services that will provide more flexible services linking to key employment areas.

The evidence of some of the few schemes operating in other parts of the country is that such innovations are actually encouraging people of all ages to choose these services instead of using cars.

These schemes have the potential to improve connectivity, convenience, congestion, and reduce pollution.

j. Question from Ashok Hemmings to Councillor Poulter

Given that a hard Brexit is looking increasingly likely and the huge impact this would have on companies such as Rolls-Royce what is the council doing to prepare for this? How is the council planning to support Rolls-Royce and avoid potential job losses?

The council, working closely with a range of key employers and other stakeholders, has spent the past year researching and prepared a new Economic Strategy for the city. This is about to be launched in the next few months, coinciding with the final stages of Brexit.

The city council maintains a very close dialogue with our largest companies and this clearly includes Rolls-Royce. It is well known that the company is just embarking on a round of redundancies to help make it more competitive. The council has convened an extremely strong group of national, regional and local organisations to design and offer services to staff and contractors directly affected by imminent and future cuts. We all want to retain the skills and competencies of these people as we know only too well that our people are our greatest strength.

Questions from Simon Hemmings and Ashok Hemmings to Councillor Poulter:

- k. According to the council what is the most important point of Brexit and how are they working to support it?**
- l. Brexit is going to have a significant impact; what are the council plans to address this?**

It is unclear exactly what impact will result from Brexit, hence it is difficult for the council to plan with any certainty. The potential impacts of Brexit as they emerge, will remain part of the council's forward planning, in particular any financial or procurement issues and we will respond as and when we know more.

m. Question from Peter Robinson to Councillor M Holmes

When a speaker from ClientEarth spoke to the Derby Green Forum in early August she said that in the UK chronic air pollution and high NO2 levels caused 50,000 premature deaths in the last year. Could the council give an estimate of the impact, in terms of deaths and to the Local NHS, of chronic air pollution and high NO2 emissions, upon the city of Derby?

Public Health England has undertaken work to establish the impacts of air pollution on health and social care and the estimated local mortality burden attributed to particulate matter in Derby is calculated as being equivalent to 131 deaths.

However, this is calculated in terms of particulate matter and not Nitrogen Dioxide. In terms of Nitrogen Dioxide the links and figures are still being understood. Recent data from the Committee on the Medical Effects of Air Pollution has begun to calculate the level of impact.

We do not currently have this data at a local level.

n. Question from Douglas Lumley to Councillor Matthew Holmes

Reportedly, council officers knew about the A52 overspend up to two months (in late March) before the public and councillors were told.

With a local election pending, this was important information for the electorate to be given timeously.

Why was that information not passed on with more urgency?

Thank you for your question Mr Lumley.

As you may be aware there is an ongoing, independent investigation in relation to the A52 project being carried out by The Central Midlands Audit Partnership (CMAP).

This process is being carried, quite rightly, outside the control or influence of elected members. With that in mind, I cannot offer you a direct answer to your question at this time.

However, as I have previously said publicly, I can offer my assurance that when the investigation is complete; its findings will be reported to Full Council to ensure scrutiny, openness and transparency.

o. Question from Simon Bacon to Councillor Smale

What was the predicted future waste levels for example in 2020 and by contract end which would have been considered correct back in 2008/9 when the waste contract was being put in place and what are the current expectations as of 2018?

These are the figures excluding the Household Waste Recycling Centre (Raynesway) (that would add circa. 15,000 tons):

Derby City	2018/19	2019/20	2020/21
Household Waste Residual	50,048	48,449	48,617

The actual waste amount has various factors including purchasing habits, lifestyle, recycling behaviours, changes in the recyclability of materials, light-weighting of recyclables, changes to services such as your garden waste collection services etc. Any further detailed information would require far greater analysis.

p. Question from Paul Weller to Councillor Poulter

As a UK citizen resident of Derby who, if Brexit proceeds in March 2019 together with other UK citizen residents in Derby will, as things currently stand, lose our European Union citizenship and the rights adhering to that, would Derby City Council be willing to use the public information channels that are available to it within its powers, in order to inform Derby residents of the democratic rights currently available to them as citizens of any EU member state resident in Derby, under the mechanism of the European Union Citizens' Initiative, to register and/to consider supporting or not supporting existing formally registered Initiatives, including the initiative under the registration number ECI(2018)000003 on 'Permanent European Union Citizenship Membership'?

Should Derby residents wish to do so, they are entitled to participate in any Citizens' Initiative whilst the United Kingdom remains a member state of the European Union.

However, it would not be appropriate for Derby City Council to actively promote any such initiative that is contrary to Government policy, whilst Brexit negotiations are ongoing.

q. Question from Bernadette Grosse to Councillor Webb

Does the city council have any extra concerns about the forthcoming winter with its propensity for increased cold and illnesses, especially among the poor, the elderly, the sick and the disabled, in the light of the brutal cuts, proposed by the CCG to both statutory and voluntary services?

Winter is always a highly pressured time for every health and care economy across the country. Derbyshire is no different. However, over recent years the local system has risen to the winter challenge and performed relatively well. The system has coped with both extra hospital and community winter demand driven primarily by the elderly and those with long term conditions.

The health and care system has developed a joint Winter Plan for 2018/19 through its routine planning discussions at the Accident & Emergency Delivery Board. This plan aims to ensure the system is able to best cope with pressures during the winter months and builds on many previous winters of collaborative working across the health and care system in Derby.

I am informed that the CCG has not cut any statutory services and is in fact seeking to protect frontline healthcare wherever possible. In addition, the CCG has yet to make decisions on any voluntary sector schemes which are currently in scope as part of the CCG's recovery plan.

So whilst we all have to brace ourselves over the winter months about the pressure on the health and care system, I do not have any extra concerns about winter 2018/19. Historically in times of severe winter pressure the Department of Health has injected additional short term winter funding to support the NHS. I am not expecting a departure from this national approach for winter 2018/19.

r. Question from Reg Hand to Councillor M Holmes

Why did Derby City Council not respond to an invitation, (to Cllr Matthew Holmes by email 4 August), by Derby Green Forum to have a meeting to discuss the Clean Air Issue?

My apologies for not replying to your email received on Saturday 4 August at around 9pm, which was purely an oversight on my part.

s. Question from Marcus James to Councillor Webb

Does the council support the proposition that the new Derby and Derbyshire CCG (i.e. the combined merged CCG organisation) should both publicise its meetings and allow members of the public to attend and submit questions, and to generally operate in as fully transparent and accountable manner as befits a Public Body, as has happened with Southern Derbyshire CCG and is generally practised in other places, such as Nottinghamshire and Cambridgeshire?

The council has been reliably informed that the proposed new Derbyshire CCG will seek to adopt the NHS Southern Derbyshire CCG approach to handling questions ahead of public meetings. Meetings of the new Governing Body will continue to be held in public in line with the CCG constitution.

Derby City Council supports the position adopted by the proposed CCG. As Cabinet Member for Adults, Health and Housing I welcome processes, meetings and events which allow the Derbyshire public to have their say and I feel it is imperative that the Governing Body can demonstrate transparency and local accountability.

t. Question from David Clasby to Councillor M Holmes

There is no safe level of air pollution. Please can the council outline what steps they will take to ensure that if Option 1 of the consultation is adopted that it will not merely lead to dispersal of the problem to elsewhere in the city?

The process of developing the case to the Government will include a distributional impact analysis.

This part of the submission will have to show that any proposals taken forward do not create Nitrogen Dioxide exceedances in other parts of the road network.

u. Question from Jennifer Stone to Councillor Holmes

With regards to survey on the current proposals to reduce air pollution across the city to meet with government standards, has the impact of the additional road traffic around Sinfin Lane upon the opening of the waste plant - hundreds of trucks a day - been considered? As well as the air pollution from the plant? As Sinfin Lane and the adjoining roads are not included in any of the current proposals to receive air pollution reduction measures.

I acknowledge that the subject of 'air quality' and public health issues are much wider than just Nitrogen Dioxide (NO₂), but it is important to remember that the current consultation is specifically about options to achieve compliance with the legal requirement to reduce NO₂ emissions from vehicle emissions.

DEFRA defined the minimum modelling requirements for this project, with the major criteria being the volume of traffic, the typical expectation of how many vehicles will be complaint, and expectations of traffic growth. The model includes an estimate of traffic generation resulting from all expected commercial and housing proposals from 2016 to 2025.

This includes Sinfin Lane and any predicted change in traffic related to the waste facility. The council has a duty to work within the constraints of the model.

As you are probably aware there is already lots of debate and media reports about domestic and industrial pollution sources. There may well be legislation in the future to address other aspects of air pollution.

Some background effects are built into the basic model by DEFRA, but the current task for the council, as set out in the consultation is related to one specific element of air quality and what measures are most appropriate to deliver compliance related to the specific definition of exceedance provided by the DEFRA model.

v. Question from Peter Robinson to Councillor Webb

Given the growing awareness of historic sexual abuse and the life-time implications thereof, can the Council support the shutting down of the Aston Hall help-line and the threat of closing the Derbyshire Psychotherapy (Talking Therapy) Service unit?

Having discussed this matter with the Southern Derbyshire Clinical Commissioning Group, it was evident that from the early stages of the Aston Hall investigation in 2015 appropriate support was available via a dedicated helpline to anyone affected by their experiences at Aston Hall and all survivors of non-recent abuse. The learning over the three year period has been invaluable in developing a new strategy to ensure that people who have experienced non-recent abuse can access the most appropriate support for their individual needs. The new strategy points people towards their GP, who will be able to refer them to the most appropriate support or services for them, or to contact one of the many organisations who can provide a wealth of expertise and support in this area (details are available at <https://derbyshirescb.org.uk/news/aston-hall-independent-report.aspx> , including freephone support line numbers) . The support needs of Aston Hall survivors are being continually monitored and evaluated to ensure that they are being appropriately met.

In relation to the Derbyshire Psychotherapy (Talking Therapy) Service unit, the Southern Derbyshire Clinical Commissioning Group has confirmed that they are not proposing closing talking therapies and in fact are planning to increase access. The CCG has confirmed that it has plans to improve access to all Derbyshire people needing psychological therapies and are planning to carry out a consultation during the autumn which will then be presented to the governing body to consider on options to take forward.

Councillor Questions

w. Question from Councillor Bayliss to Councillor M Holmes

Following on from the last council meeting I have contacted the relevant Derby City and South Derbyshire officers and the developers who did not shed any light on timeframes or proposals for road works at Alvaston District Centre so I asked you by email, to you to take up the offer of a briefing on this on 31 August, but as yet no one including yourself in this UKIP supported Conservative Council has responded to me on this. Why?

I have instructed council officers to brief yourself and your fellow Alvaston Ward councillors.

You should, by now, have a date agreed or that is being proposed to take this forward.

x. Question from Councillor Eldret to Councillor Smale

Do you believe that the £25 million capital contribution to the Sinfin Waste Treatment Plant is still value for money for Derby taxpayers?

It would not be appropriate to comment on a business case as we approach a critical time within the project and whilst under strict contractual and legal obligations.

As you would expect, officers are paying close attention to the progress of the site and are in direct contact with all concerned parties. Council Cabinet and the Executive Scrutiny Board will continue to receive updates on this contract.

y. Question from Councillor Graves to Councillor Webb

The council has recently put out to tender for an advice, information and wellbeing support service for carers which was awarded and then withdrawn.

I understand that there were some specific issues raised by carers and that you now want to revise the specification to improve the current carers offer.

Can you outline those specific issues? Does the fact that the Chief Executive of the Derbyshire Carers Association is the Chairman of the Independent Remuneration Panel have any influence on the awarding of the contract?

The council, with support from the Southern Derbyshire Clinical Commissioning Group, has been out to tender for an advice, information and wellbeing support service for carers. This was because the existing services that have been commissioned (Creative Carers and Derbyshire Carers Association) are delivered under contract to the council and these have reached the end of their term. We also wanted to use the opportunity to address some improvements carers wanted that were highlighted by the consultation and engagement which had taken place earlier in 2018. The service that was tendered for had a revised specification designed to improve the current carers offer.

Unfortunately, the council took the decision very recently not to go forward to award a contract due to a technical procurement issue that was identified towards the end of the process. Following the aborted tender, officers are reviewing the planned approach and considering options going forward.

I can categorically state that the status of the Chief Executive of the Derbyshire Carers Association, or any Chief Executive of any bidder, played no part in the evaluation process. The process was based on evaluation of bidders' tenders against set criteria, and contained no assessments about any individual members of the bidding organisations.

z. Question from Councillor West to Councillor Grimadell

The previous administration had committed to keeping all libraries open whilst identifying a £648K annual saving. Given the libraries handover review was scheduled to be completed a month ago can you confirm all libraries will remain open and that savings are on track?

Last month, information regarding the review of the Community Managed Library Implementation Plan was gathered from a number of sources and has formed the basis of a number of discussions regarding the project to date.

Once discussions have been concluded decisions will be made on how best to continue to move the project forward and what impact these will have on the savings identified for this project.

It is our intention to help protect Derby's libraries from closure and implement the Libraries Strategic Review project; however it is through sufficient volunteers coming forward to support Direct Help and Advice (DHA) that all libraries could remain open in Derby and continue to provide valued services.

aa. Question from Councillor Shanker to Councillor Smale

Can you confirm when the 14 days Acceptance Testing is taking place at the Incinerator according to the latest Notice received from the plant contractors?

There is currently no agreed date on which the 14 days Acceptance Testing will commence. To date both Local Authorities have not been provided with an adequate 20 Business Days' notice, stating the plant would be ready to commence Acceptance Tests on any specified date.

As required by the Project Agreement, and until such notice is validly served and meets the requirements of the Independent Certifier, the formal programme for Acceptance Testing cannot commence.

bb. Question from Councillor Ashburner to Councillor M Holmes

When is the 'Tall building policy' due to come into place?

The 'Tall building policy' will form part of the councils Local Plan Part 2 with formal consultation currently expected to be carried out during the Spring of next year.

cc. Question from Councillor Afzal to Councillor Smale

The current administration made a bold manifesto pledge to deliver neighbourhood working and Local Area Coordinators across the whole of the city; with a budget available of £50,000 for each ward. Can you tell us when you are going to meet the manifesto commitment and where the money for this, to cover an inevitable increase in staff numbers and costs will be secured?

The current administration has made a commitment to re-introduce neighbourhood budgets and expand neighbourhood working across the city. Under the previous administration neighbourhood budgets were removed and neighbourhood working only delivered in 12 of our 17 neighbourhoods.

Officers are currently working on proposals, which will need to be considered through the budget setting process. Once this has been formalised we will notify all Chairs of the Neighbourhood Boards of the new proposals.

dd. Question from Councillor Naitta to Councillor Barker

Could the Cabinet Member please provide:

- **a list of our buildings that are rented out to community groups?**
- **the names of the community groups that are renting these properties?**
- **the rent charged to these groups?**
- **a named list of groups that are charged peppercorn rent?**
- **how much are they charged?**

We have 25 buildings rented out to Community Groups. They are all rented out on a peppercorn rent, with slightly different management arrangements, depending on specific circumstances. The detailed spreadsheet will be provided separately to Cllr Naitta.

ee. Question from Councillor Bayliss to Councillor M Holmes

At the last council meeting you gave an update about Alvaston District Centre you talked of 'substantial highways improvements within Alvaston District Centre'. As there is little spare room at the district centre, where and how are these improvements being made by this UKIP supported Conservative Council?

Public realm improvements are always at risk of being altered as part of any future development. Why can't this be the case with the much needed Alvaston District Centre improvements?

Two major planning applications lodged for 800 dwellings in Derby and around 1000 dwellings in South Derbyshire will impact on local highways infrastructure.

The applications currently remain undetermined, however through negotiations with the applicants a substantial highway improvement scheme within Alvaston District Centre is required to mitigate the impact of the new housing, alongside other improvements along the A6. Any start of these works would be dependent on the S278 agreements with the developer.

It is likely highway mitigation will be implemented in phases as the homes are built and become occupied. Offering a specific timeline at this point is not possible as the onus is with the developers to provide highways scheme improvements proposals as part of the planning process.

Any works carried out as part of the Alvaston District Centre Improvements prior to an agreement between the developers, Highways England and Local Planning Authorities would therefore likely be abortive or superseded.

ff. Question from Councillor Graves to Councillor M Holmes

The land called the Mitre Pub is suffering from fly-tipping and general nuisance. Local residents were hopeful when Tesco brought forward plans to build a superstore. That was many years ago and the building has been a blight ever since.

What proactive action will the council take to ensure redevelopment of the Mitre pub location?

It is extremely disappointing that the site owners have failed to bring forward a regeneration scheme. The council are happy to support the owners, or any prospective developer, to bring forward a viable scheme which would contribute towards the vitality of the area.

gg.Question from Councillor Shanker to Councillor Barker

What progress have you made on increasing the city boundaries?

It is my belief that Derby's current City boundary is too compact, restricting economic growth and the council's ability to deliver the high-quality services residents deserve in the long-term. We made a commitment to the principle of expanding the Derby City boundary to the city's recognised 'Economic Boundary'.

As we continue to see considerable growth on our boundaries we need to consider the case for extending the city and demonstrate to the Boundaries Commission that this growth is a natural urban extension. This is a significant piece of work but one I believe could deliver genuine benefits for Derby. It will require a robust justification supported by a strong evidence base and consultation and of course discussion with our neighbours. Work with officers is at a very early stage but we are committed to progress this.

hh. Question from Councillor Afzal to Councillor Smale

A commitment of the Labour administration was for Derby to be one of the cleanest cities in the country. A big issue raised by a number of residents was removing bins from the streets. We had been making good progress with this under the Labour administration. Can you let us know about current progress on this and whether it is making an impact on our streets in Derby?

Cleaner streets and neighbourhoods is one of the current administration's key priorities. The team have issued 2,730 Section 46 notices in the efforts to get bins removed from the street. These notices have resulted in 15 fixed penalty notices in relation to bins on streets.

As we know, enforcement alone does not solve these problems and our strategy of Engagement, Education and Enforcement is proving effective. Community Protection Officers continue to work in partnership with our Neighbourhood Team, Environmental Protection and local residents to solve and tackle this long-standing and challenging issue.

ii. Question from Councillor Bayliss to Councillor Smale

The issue for my constituent regarding the canal path (question U at the last council meeting) has still not been resolved. The depression has not been fixed and the constituent has been denied any financial redress for the expenses she incurred. I have had to advise her to take the Council to the small claims court. Why has the UKIP supported Conservative council still not fixed this depression or made the original contractor do so? Why has it not paid out my constituents reasonable expenses?

The depression within the path is negligible and well below intervention levels. However, works have taken place to avoid standing water in the future.

Any claim for compensation or out of pocket expenses needs to be made via the council's insurance team, full details including any photographs and receipts need to be submitted to insurance@derby.gov.uk or by post to the Council House.

jj. Question from Councillor Graves to Councillor Webb

Houses of Multiple Occupation and home conversion into flats have a place in society. However, Alvaston, in my view, is suffering from abuse of the licensing system whereby local residents do not get the opportunity to object to these conversions unless the new landlords want to alter the property in planning terms.

At 19 July 2018 Planning meeting it was suggested that Derby would develop a policy on HMOs giving the people of Derby some protection of over intensification. Can you advise when this policy will materialise?

To develop a restrictive 'policy' through the planning process needs to be evidence based to demonstrate the harm created by such 'over intensification' and withstand challenge at the subsequent Local Plan inquiry. To date we do not have sufficient evidence for consideration in Part 2 of the Plan but would be happy to receive such if the member wishes to be specific.

kk. Question from Councillor Shanker to Councillor Barker

Are you planning to open more public toilets across the city centre?

No new public toilets are planned to open across the city centre. Property Services are currently working with the Bereavement Service to explore options for providing toilet facilities for visitors to the Nottingham Road Cemetery.

II. Question from Councillor Afzal to Councillor M Holmes

As part of our commitment to be one of the cleanest cities in the country, the Labour administration introduced Community Protection Officers. These officers have been making progress in addressing fly tipping and littering across the city. Can we have an assurance that this administration will continue the excellent work and proposals of the Labour administration by continuing to fund this service and hopefully further expand the service which was a commitment the Labour administration has made previously?

The Conservative administration is committed to making our neighbourhoods and communities as safe, clean and strong as possible.

We understand the impact fly-tipping and littering has on local people and therefore the work of the Community Protection Officers has made a significant difference within local communities.

More recently, their work in the city centre with police, council and voluntary sector partners has also resulted in a massive reduction in anti-social behaviour.

Any future expansion of these services will be considered in the context of the budget setting process.

mm. Question from Councillor Bayliss to Councillor Smale

Following on from Question X at the last Council meeting, as far as I am aware this UKIP supported Conservative Council has not taken any measures to recover any of its costs regarding 3 Church Street Alvaston. When will the Council see its c. £169,000 or part of it returned to the public purse?

Officers have begun work to determine what levels of recovery are both likely and reasonable. This is neither a quick or straightforward process but it will be taken forward with the expectation that the council will seek to recover maximum costs possible. Further updates will be provided in due course to which Councillor Bayliss will be included.

nn. Question from Councillor Graves to Councillor Smale

I received this message and question from a local resident and would be interested in your response.

Dear Mr Graves

I saw in the Derby Telegraph a couple of months ago that some concerted efforts were going to be made to control matchday parking in areas of Derby, including Wilmorton. Well, it doesn't seem to be working.

I took the dogs out yesterday afternoon at around 4pm and I saw there were cars parked everywhere in Wilmorton. Taylor Street where I live was crammed as was Gloster Street and Archer Street. There was a mass of cars parked all the way along Bower Road around to Eton Street and on the opposite side of Rugby Street another mass of cars was parked on the grassed areas between Harrow Street, Rugby Street and City Point.

I am tired of being a prisoner in my own home on match days. Its impossible to go out because if you do and want to return before 6pm you just won't be able to park so you just stay at home. Why should residents have to put up with this?

There still doesn't seem to be a determined effort being made to sort out this problem.

Since taking office I have ensured that parking enforcement is increased in the areas that have been affected by match day parking.

I made it a priority to instruct the Parking Service to make additional visits to these areas, and penalty charge notices have been issued to vehicles that are inappropriately parked. The service has been to target locations, included the streets listed in the question on match days. I am sure that you'll understand that the council does not have the resources to place enforcement staff on every street, for every match day. However, most of the streets listed in the question along with other areas near the stadium and in Chaddesden are visited on match days.

The council can only take reasonable action where vehicles are parked in contravention of a specific legal order. Most of the streets listed in the question

have yellow line marking at the junctions and these are generally well observed by drivers. For example, only one driver has been issued a PCN on Bower Street on match days, this season, for parking on the yellow lines.

The council has also recently consulted with residents of City Point on proposals to implement a residents parking scheme. The result of this will be reported to the Neighbourhood Board for further consideration.

oo. Question from Councillor Shanker to Councillor Smale

What progress has been made on identifying a site and opening a second household waste tip in the city?

We are currently focussing on formulating and delivering our plan for free brown waste as well as taking stock of our broader waste strategy. Whilst we have not yet identified a second household site I can feedback that all of our Refuse Collection Vehicles are now delivering to the new Sinfin Waste Treatment Facility. Our smaller street cleansing refuse vehicles are about to begin depositing their waste at London Road. Both of these new arrangements will mean far less traffic and activity around the Raynesway Recycling Centre that should ease congestion. We are also looking at the option to reconfigure how vehicles access and queue at the site.

pp. Question from Councillor Bayliss to Councillor Grimadell

Officers have been tasked by all three Alvaston ward councillors to find a solution to make Alvaston Park less accessible by 'off road and illegal motorcycles'. I have had several meetings with officers on this. Once we have taken the necessary measures with 'K' barriers or similar the Police have promised to prioritise enforcement on Alvaston Park. Can I be assured by the UKIP supported Conservative Cabinet member we will have a report to table at the next Alvaston board meeting on 10 December?

Officers from Parks in conjunction with officers from Sustainable Transport are considering the issues and will be submitting a joint report for the December Board meeting.