



**EAST STAFFORDSHIRE BOROUGH COUNCIL**

**REPORT COVER SHEET**

|                         |  |   |
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| <b>Title of Report:</b> | Chairman of the Scrutiny (Regeneration and Development and Market Hall) Committee: Annual Report 2023/24   | To be marked with an 'X' by Democratic Services after report has been presented |
| <b>Meeting of:</b>      | Corporate Management Team: <b>N/A</b>  |   |
|                         | Leader and Deputy Leaders: <b>N/A</b>  |   |
|                         | Leader's / Leader of the Opposition's Advisory Group: <b>N/A</b>   |   |
|                         | Council: <b>18th March 2024</b>  |   |
|                         | Audit Committee / Scrutiny (Regeneration, Development and Market Hall) Committee / Scrutiny (Health and Well Being) Committee / Scrutiny (Climate Change and Environment) Committee / Scrutiny (Value for Money Council) Committee: <b>N/A</b> |   |



|  |     |                             |    |
|--|-----|-----------------------------|----|
| Is this an Executive Decision:                                     | NO  | Is this a Key Decision:     | NO |
| Is this in the Forward Plan:                                       | NO  | Is the Report Confidential: | NO |
| If so, please state relevant paragraph from Schedule 12A LGA 1972: | N/A |                             |    |

**Essential Signatories:**

**ALL REPORTS MUST BE IN THE NAME OF A HEAD OF SERVICE**

Monitoring Officer: **John Teasdale**

Date ..... Signature .....

Chief Finance Officer: **Lloyd Haynes**

Date ..... Signature .....

**EAST STAFFORDSHIRE BOROUGH COUNCIL**

**Report to Council**

**Date: 18<sup>th</sup> March 2024**

|                          |  |
|--------------------------|--|
| <b>REPORT TITLE:</b>     | Chairman of the Scrutiny (Regeneration and Development and Market Hall) Committee: Annual Report 2023/24 |
| <b>PORTFOLIO:</b>        | Leader of the Council  |
| <b>HEAD OF SERVICE:</b>  | Chief Executive  |
| <b>CONTACT OFFICER:</b>  | James Abbott (Corporate and Commercial Manager)<br>Ext. No. 1244   |
| <b>WARD(S) AFFECTED:</b> | Non-specific   |

**1. Purpose of the Report**

- 1.1. To provide a summary of the Scrutiny activities undertaken by the Scrutiny (Regeneration and Development and Market Hall) Committee during 2023/24.

**2. Background**

- 2.1. The Council's Scrutiny Committees discharge the overview and scrutiny function under Section 21 of the Local Government Act 2000.

- 2.2. The Committees are tasked with:

2.2.1. Reviewing and/or scrutinising decisions made or actions taken in connection with the discharge of any of the Council's functions;

2.2.2. Reviewing and scrutinising the performance of the Council;

2.2.3. Serving as consultees in relation to executive decisions and key elements of service plans when required; and

2.2.4. Producing progress reports and recommendations to the Executive arising from the outcome of the scrutiny process or refer to the Executive entire reports produced as a result of the scrutiny process. However it is

the decision of the Executive whether or not such a report is subsequently submitted to Full Council.

2.3. The Committee met for the first time this municipal year on 5<sup>th</sup> July 2023.

### **3. Contribution to Corporate Priorities**

3.1. Scrutiny work can contribute to any priority depending on the subject matter of the scrutiny topic in question.

### **4. Committee Activities**

#### **4.1. Scrutiny Work**

4.1.1. Over the past year, the Committee has undertaken various scrutiny work, including keeping a watching brief on corporate items and working on a review relating to Burton Market Hall:

4.1.1.1. **Review for a co-operative model of Burton Market Hall:** At the inaugural meeting of the Committee held in July 2023, Committee Members agreed to undertake a review to explore the benefits and limitations of a co-operative model, how this model could be operated and the costs involved. The scope of this review can be seen in Appendix 1.

4.1.1.2. At the meeting in September, the committee heard from representatives from the Co-Operative Society who attended the meeting and provided an overview of different types of Co-Operative models as well as a question and answer session.

4.1.1.3. At the meeting in November, the Cabinet Member for Tourism and Cultural Development, Head of Corporate and Environment Services, Communities, Open Spaces and Facilities Manager, Maintenance and Markets Officer and Markets Team Leader attended to take questions from the committee to assist with the review. The committee asked about repairs and maintenance and were informed roof repairs were due to take place in addition to general recurring maintenance. Support for existing traders during the transition period was confirmed.

4.1.1.4. As the Council announced a public consultation on the Market Hall, and the Quarter 2 performance report recommended deletion of the Corporate Plan target to create a model of co-operative ownership of Burton Market Hall, at the meeting in December the committee agreed it would be appropriate to pause this scrutiny review to allow the consultation process to run its course. It was also agreed that an alternative review relating to the Market Hall will be scoped pending the completion of the Council's consultation.

4.1.1.5. **General Scrutiny Responsibilities:** There has been ongoing scrutiny from the Committee of the quarterly Corporate Plan Performance Reports as in previous years. The Committee has also continued to scrutinise relevant Executive Decision Records on an ongoing basis.

4.1.1.6. **Ongoing Programme of Reviews:** The Committee continues to consider suggestions for future reviews, with Members given the opportunity to highlight and prioritise potential topics from the Regeneration and Development and Market Hall theme on an ongoing basis. This approach is intended to ensure a full and productive programme of work for the Committee. Committee Members have proposed the following future review topics: views from traders on the way the Market Hall is managed, and the responsibility for future Market Hall running costs.

## 5. **Financial Considerations**

*This section has been approved by the following member of the Financial Management Unit: **Lloyd Haynes***

5.1. There are no financial issues arising from this Report.

## 6. **Risk Assessment and Management**

6.1. The main risks to this Report and the Council achieving its objectives are as follows:

6.1.1. **Positive** (Opportunities/Benefits):

6.1.1.1. None identified

6.1.2. **Negative** (Threats):

6.1.2.1. None identified

6.2. The risks do not need to be entered in the Risk Register. Any financial implications to mitigate against these risks are considered above.

## 7. **Legal Considerations**

*This section has been approved by the following member of the Legal Team: **John Teasdale***

7.1. Where a local authority operates under executive arrangements then it must also have an Overview and Scrutiny Committee ('OSC'), which is responsible for overseeing and scrutinising the local authority's decisions, for example, scrutinising the financial arrangements and performance of the local authority

including its budget and accounting processes (section 9F, Local Government Act 2000). An OSC may be split into a number sub-committees dealing with the scrutiny of different areas, such as health and well-being or climate change.

7.2. A local authority operating under executive arrangements must ensure that its OSC has the power to:

- Review or scrutinise decisions or actions taken which relate to the discharge of any functions which are and are not the responsibility of the executive
- Make reports or recommendations to a local authority or its executive relating to the discharge of any functions which are the responsibility of the executive and also those that are not.
- Make reports or recommendations on matters which affect a local authority's area or its inhabitants.

7.3. However, and as this is a summary report, there are no significant legal implications.

## **8. Equalities and Health**

8.1. **Equality Impacts:** The subject of this Report is not a policy, strategy, function or service that is new or being revised. An equality and health impact assessment is not required.

8.2. **Health Impacts:** The outcome of the health screening question does not require a full Health Impact Assessment to be completed. An equality and health impact assessment is not required.

## **9. Data Protection Implications – Data Protection Impact Assessment (DPIA)**

10.1. A DPIA must be completed where there are plans to:

- use systematic and extensive profiling with significant effects;
- process special category or criminal offence data on a large scale; or
- systematically monitor publicly accessible places on a large scale
- use new technologies;
- use profiling or special category data to decide on access to services;
- profile individuals on a large scale;
- process biometric data;
- process genetic data;
- match data or combine datasets from different sources;
- collect personal data from a source other than the individual without providing them with a privacy notice ('invisible processing');
- track individuals' location or behaviour;
- profile children or target marketing or online services at them; or

process data that might endanger the individual's physical health or safety in the event of a security breach

10.2 Following consideration of the above, there are no Data Protection implications arising from this report which would require a DPIA.

**10. Human Rights**

10.1. There are no Human Rights issues arising from this Report.

**11. Sustainability (including climate change and change adaptation measures)**

11.1. Does the proposal result in an overall positive effect in terms of sustainability (including climate change and change adaptation measures) **N/A**

**12. Recommendation(s)**

12.1. To note the report

**13. Background Papers**

13.1. None

**14. Appendices**

14.1. Appendix 1: Scrutiny (Regeneration, Development and Market Hall) Committee Reviews 2023/24 (**below**).

## **Appendix 1: Scrutiny (Regeneration and Development and Market Hall) Committee Reviews 2023/24**

### **Review for a Co-Operative Management of Burton Market Hall**

#### **Summary of Background and Scope**

##### Background

A target in the 2023/24 Corporate Plan states the Council will consider looking to create a model of co-operative management of Burton Market Hall, with local market traders and businesses managing the promotion and attraction of new businesses and events at the venue.

The Committee will conduct a scrutiny review to explore the benefits and limitations of a co-operative model, how this model could be operated and the costs involved.

##### Scope

The core themes of this review are as below:

1. What are the options for a co-operative model and the benefits and limitations of each model?
2. How would the existing and new businesses be engaged in a co-operative model and what would their role be in the running of the market hall? Are businesses prepared to engage with a co-operative model?
3. Are there types of events not currently covered by existing event spaces in the area? How can the outside space be utilised?
4. What are the costs associated with a co-operative model in comparison to a more traditionally run market hall?
5. What benefits would a co-operative approach provide for all traders?
6. What examples of co-operative Market Halls are there and what social benefits can they bring to the community?

#### **Approved Recommendations**

The review is paused whilst the Council conducts a public consultation.