

**CABINET MEMBER FOR TOWN CENTRES
1st November, 2010**

Present:- Councillor R. S. Russell (in the Chair); Councillors Swift.

An apology for absence was received from Councillor Ali.

**L24. MINUTES OF A MEETING OF THE HEALTH, WELFARE AND SAFETY PANEL
HELD ON 15TH OCTOBER, 2010**

The following report was submitted:-

**HEALTH, WELFARE AND SAFETY PANEL
15TH OCTOBER, 2010**

Present:- Councillor R. S. Russell (in the Chair); Councillors Dodson, G. A. Russell, Swift, Whelbourn and Wootton; Ms. R. Asquith and Mr. P. Waterworth (UNISON), Mr. C. Booth (GMB), Mrs. S. D. Brook (NASUWT), Mr. J. W. Clay (ATL), Mrs. J. Adams (NUT) and Mr. K. Moore (UNITE).

Apologies for absence were received from:- Councillors P. A. Russell and Smith and from Mrs. C. Maleham and Mr. P. Scholey (UNISON).

L24(8) MINUTES OF THE PREVIOUS MEETING HELD ON 9 JULY 2010

Agreed:- That the minutes of the previous meeting of the Health, Welfare and Safety Panel, held on 9th July, 2010, be approved as a correct record for signature by the Chairman.

L24(9) STATISTICS OF ACCIDENTS, INJURIES AND INCIDENTS OF VIOLENCE TO EMPLOYEES

The Senior Health and Safety Officer presented the graphs and statistics which illustrated the following details:-

(a) Incident totals for Borough Council Employees - January 2008 to August 2010 – including a breakdown for Children and Young Peoples' Services, Neighbourhood and Adult Services, Economic and Development Services, Corporate (including RBT) and Finance;

(b) Violence to Borough Council employees - January 2008 to August 2010; and

(c) Incidents involving members of the public, pupils, work placements, schemes and other – January 2008 to August 2010.

Resolved:- That the statistical information be noted.

L24(10) HEALTH AND SAFETY BULLETIN

Consideration was given to the Health and Safety Bulletin, containing recent articles and reports of legal cases relating to health and safety.

The following items were highlighted:-

- matters of interest from the Health and Safety Executive;
- myth of the month (making candyfloss; use of bunting);
- recent Court Cases.

Resolved:- That the Health and Safety Officers distribute copies of the bulletin throughout the Authority and also publish the bulletin on the Council's Intranet and web site.

L24(11) HEALTH, WELFARE AND SAFETY PANEL - OVERVIEW OF INITIATIVES AND PROCEDURES

The Panel considered a report, presented by the Senior Health and Safety Officer, summarising issues dealt with by the Emergency and Safety Team since the last Panel meeting:-

- attendance at various schools to examine maintenance work;
- attendance at various schools in response to incidents;
- incidents at Clifton Park (injury to child in play area) and at Ulley Country Park (gas leak);
- investigation of RIDDOR reportable accidents.

Resolved:- That the information be noted.

L24(12) REPORTS ON VISITS OF INSPECTION HELD ON 24TH SEPTEMBER, 2010

Consideration was given to matters arising from the visits of inspection made by the Panel on Friday, 24th September, 2010.

The report included the responses provided by Service Areas to the various issues raised at the inspections.

Particular reference was made to:-

- (a) Aston Leisure Centre – no responses to the reported incidents, to date, from the Leisure Management Company;
- (b) Treeton CE Primary School – Health and Safety Officers to make a further visit to this School to investigate the progress of the various reported items; important issue of adherence to COSHH Regulations on labelling of cleaning materials;
- (c) Ulley Country Park – the Health, Welfare and Safety Panel agreed to make a visit of inspection to this Park during either March or June, 2011.

L1.**L25. CENTENARY MARKET INDOOR STALL TENANCIES**

Consideration was given to a report, presented by the Markets General Manager, relating to a proposal to terminate all Indoor market stall tenancies, in accordance with the Landlord and Tenant Act 1954, and the offer of new tenancies subject to revised terms.

Details of the proposed revisions were set out in the submitted report.

Those present discussed the following:-

- an increase in the lease term from 3 years to 5 years: noting this would allow prospective tenants to meet the eligibility criteria for access to Town Centre vitality grants, and would spread the cost of lease renewal fees for existing tenants, saving them money.

It was also reported that currently tenants were required to give 3 months notice, and the Council 6 months.

- a requirement to maintain the electrical installation in the stall to the standards set by the 17th Edition of the I.E.E regulations and supply a three yearly certificate of conformity.

It was explained that the Council's insurers would insist on this. Therefore it was proposed to cost how much it be to have all stalls tested and to issue stallholders with a list of required wiring works for them to address. Stall holders would be required to display the certificate.

- the right for Market Management to levy fines on tenants not properly observing the market business hours.

- the right for Market Management to remove goods placed outside the defined boundaries of the stall by persistent offenders.

Resolved:- (1) That the Markets General Manager discuss with Legal Services the details in respect of the implementation of the standards set by the 17th Edition to the I.E.E regulations, and subsequently advise the Cabinet Member.

(2) That the scale of fine for not observing markets business hours be agreed in consultation with the Cabinet Member.

(3) That the remaining proposals be approved.