



**Notice of a public meeting of  
Decision Session - Executive Member for Culture, Leisure &  
Tourism**

**To:** Councillor Ayre (Executive Member)

**Date:** Friday, 22 July 2016

**Time:** 4.30 pm

**Venue:** The Thornton Room - Ground Floor, West Offices  
(G039)

**A G E N D A**

**Notice to Members – Post Decision Calling In:**

Members are reminded that, should they wish to call in any item\* on this agenda, notice must be given to Democratic Services by **4:00 pm** on **Tuesday 26 July 2016**.

\*With the exception of matters that have been subject of a previous call in, require Full Council approval or are urgent which are not subject to the call-in provisions. Any called in items will be considered by the Corporate and Scrutiny Management Policy and Scrutiny Committee.

Written representations in respect of items on this agenda should be submitted to Democratic Services by **Wednesday 20 July 2016** at **5.00 pm**

**1. Declarations of Interest**

At this point in the meeting, the Executive Members are asked to declare:

- any personal interests not included on the Register of Interests
- any prejudicial interests or
- any disclosable pecuniary interests

which they might have in respect of business on this agenda.

**2. Minutes (Pages 1 - 4)**

To approve and sign the minutes of the Decision Session held on 24 June 2016.

**3. Public Participation**

At this point in the meeting, members of the public who have registered their wish to speak at the meeting can do so. The deadline for registering is **Thursday 21 July 2016 at 5.00 pm.**

Members of the public may register to speak on :-

- an item on the agenda
- an issue within the Executive Member's remit;

**Filming, Recording or Webcasting Meetings**

Please note this meeting will be filmed and webcast and that includes any registered public speakers, who have given their permission. This broadcast can be viewed at <http://www.york.gov.uk/webcasts>.

Residents are welcome to photograph, film or record Councillors and Officers at all meetings open to the press and public. This includes the use of social media reporting, i.e. tweeting. Anyone wishing to film, record or take photos at any public meeting should contact the Democracy Officer (whose contact details are at the foot of this agenda) in advance of the meeting.

The Council's protocol on Webcasting, Filming & Recording of Meetings ensures that these practices are carried out in a manner both respectful to the conduct of the meeting and all those present. It can be viewed at: [https://www.york.gov.uk/downloads/file/6453/protocol\\_for\\_webcasting\\_filming\\_and\\_recording\\_council\\_meetingspdf](https://www.york.gov.uk/downloads/file/6453/protocol_for_webcasting_filming_and_recording_council_meetingspdf)

#### **4. Legal Actions - 1 October 2015 to 31 March 2016**

(Pages 5 - 14)

The purpose of this report is to enable the Executive Members for Culture, Leisure and Tourism, Housing & Safer Neighbourhoods, Environment to review the results of legal actions (prosecutions, cautions and fixed penalties) undertaken by:-

- Public Protection (Environmental Health, Trading Standards and licensing)
- Regional Scambuster Team and National Trading Standards eCrime Centre,
- Housing Services

#### **5. Future Direction for Physical Activity and Sport**

(Pages 15 - 44)

This report describes proposals for ensuring the legacy of sport and physical activity initiatives funded by external Sport England grant funding when the grant ends and the priorities for York in response to the recently published government strategy for physical activity and sport. It also seeks support for the ongoing operation of the sports facilities at Burnholme community campus during the redevelopment period.

#### **6. Urgent Business**

Any other business which the Executive Member considers urgent under the Local Government Act 1972.

Democracy Officer:

Name- Judith Betts

Telephone No.- 01904 551078

Email-judith.betts@york.gov.uk

For more information about any of the following please contact the Democracy Officer responsible for servicing this meeting:

- Registering to speak
- Business of the meeting
- Any special arrangements
- Copies of reports and
- For receiving reports in other formats

Contact details are set out above.

**This information can be provided in your own language.**

我們也用您們的語言提供這個信息 (Cantonese)

এই তথ্য আপনার নিজের ভাষায় দেয়া যেতে পারে। (Bengali)

Ta informacja może być dostarczona w twoim własnym języku. (Polish)

Bu bilgiyi kendi dilinizde almanız mümkündür. (Turkish)

یہ معلومات آپ کی اپنی زبان (بولی) میں بھی مہیا کی جاسکتی ہیں۔ (Urdu)

 (01904) 551550

City of York Council

Committee Minutes

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Meeting	Decision Session - Executive Member for Culture, Leisure & Tourism
Date	24 June 2016
Present	Councillor Ayre (Executive Member)
In Attendance	Councillor K Myers

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### 1. **Declarations of Interest**

At this point in the meeting, the Executive Member was asked to declare if he had any personal, prejudicial or disclosable pecuniary interests that he might have had in the business on the agenda.

He declared that he had none.

### 2. **Minutes**

Resolved: That the minutes of the Decision Session held on 15 April 2016 be approved and then signed by the Executive Member as a correct record.

### 3. **Public Participation**

It was reported that there had been one registration to speak under the Council's Public Participation Scheme.

Philip Crowe spoke in regards to Agenda Item 4 (Review of Arboricultural Management of Trees). He represented Treemendous, a volunteer group, whose main role was the planting of trees in the city. He supported the Council's proposed policies for the management of trees in the city and hoped that it would lead to a fully formed tree strategy within the Local Plan. He urged the Executive Member to give Officers more support when they had to explain to members of the public why trees had been felled.

### 4. **Review of Arboricultural Management of Council Trees**

The Executive Member received a report which set out the proposed policy for the management of the Council's own "public" tree stock.

The report also responded to a number of recommendations made by the Learning and Culture Policy and Scrutiny Committee (Pre Decision Calling In) Committee on 15 June 2016 in respect of this policy.

Officers introduced the report and informed the Executive Member that the Pre Decision Call In had provided assistance when revising the policy.

The Executive Member established that the policy was a positive move and after questioning Officers he was minded to approve the it with the following amendments;

- Policy Statement 16- to remove the word retain
- Clarification of Policy Statement 16- to define the nature of the work and outline under what circumstances it should be approved.

Consideration was given to written representations which had been received. It was noted that;

- The tree at Burgess Walk has a Tree Protection Order on it.
- The footpath at Hamilton Drive West had been repaired.
- The tree at Cedarwood Close was situated in a resident's garden and there had been an agreement reached to prune the tree back.

Resolved: That the policy for the management of the Council's public trees (as outlined in Annex 1 to the Officer's report) be agreed subject to the following amendments as above.

Reason: (i) To ensure that the Council's duty of care toward tree management and protection remains consistent and transparent and that resources are used to the best effect.

(ii) To give a better understanding of tree management practices in York

(iii) To protect valuable trees from unnecessary damage, inappropriate work or removal.

## **5. Goose Management Scrutiny Review Final Report**

The Executive Member received the final report from the Goose Management Scrutiny Review which asked him to reconsider the review recommendations.

Officers introduced the report and gave a number of updates in respect of some of the reviews recommendations namely that;

- An order had been placed for additional fencing at War Memorial Gardens to fill in a gap in the original boundary fencing between the river and Gardens as well as a new gate in to see if this reduces geese accessing and grazing the Gardens.
- The Friends of Rowntree Park had offered to contribute 25% of the costs of fencing one area of the formal gardens near Mercury. This can be progressed subject to the ward committee funding the remaining 75%.
- Officers are in the process of arranging a paddock cleaner test.

It was noted that one resident at the Palmer Street development which overlooked the Foss Islands geese nesting site, was interested in pursuing carrying out high frequency tests.

The Executive Member felt that other residents needed to be consulted before a high frequency test was carried out at Palmer Street. He commented that opinion remained unclear how to manage geese in the city. It would be up to each Ward to decide on their use of devolved funding to develop appropriate local measures.

Resolved: That the Goose Management Scrutiny Review recommendations be approved as detailed at Paragraph 2 in the Officer's report.

Reason: To assist in the development of a suitable long term strategy for the management of geese in York and to conclude this scrutiny review in line with scrutiny procedures and protocols.

## **6. York Learning Strategic / Service Plan: 2016/17**

The Executive Member received a report which set out the strategic direction of York Learning and presented a one year service/business plan for the academic year commencing in September 2016.

Officers informed the Executive Member that the previous Action Plan associated with this Strategic plan was periodically monitored by the Learning and Culture Policy and Scrutiny Committee.

Updates were given to the Executive Member on a number of actions included in the annex to the report.

Resolved: That the York Learning Strategic/Service plan be approved.

Reason: To provide a sound governance arrangement for York Learning Services.

Councillor N Ayre, Executive Member

[The meeting started at 3.34 pm and finished at 4.04 pm].





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**Decision Session – Executive Member for  
Culture, Leisure and Tourism, the Executive  
Member for Housing & Safer  
Neighbourhoods, and the Executive Member  
for the Environment**

**22 July 2016**

Report of the Assistant Director for Housing and Community Safety

**Legal Actions – 1 October 2015 to 31 March 2016**

**Summary**

1. The purpose of this report is to enable the Executive Members to review the results of legal actions (prosecutions, cautions and fixed penalties) undertaken by:-
  - Public Protection (Environmental Health, Trading Standards and licensing)
  - Regional Scambuster Team and National Trading Standards eCrime Centre,
  - Housing Services

**Recommendations**

2. That the Executive Members approve this report.

Reason: To review formal enforcement activity undertaken by the aforementioned services.

**Background**

3. The Cabinet Member for Crime and Stronger Communities approved an updated enforcement policy for Environmental Health, Trading Standards, Licensing, Street Environment and Enforcement Services in February 2012. The Cabinet Member also approved an enforcement policy for the Scambusters and National eCrime team in June 2013.
4. This report details the results of legal action taken in the period specified. Each case is considered on its merits before legal proceedings are instituted.

5. Annex A summarises the action taken. Please note that a Simple Caution is a Home Office approved procedure which is an alternative to prosecution. It involves a written acceptance that an offence has been committed and may be drawn to the attention of a court if any subsequent offence is committed within two years of issue.

### **Consultation**

6. Not applicable.

### **Options**

7. Not applicable as the Executive Members are being asked to note the content of the report.

### **Analysis**

8. The main purpose of the environmental health, trading standards, licensing services are to maintain a fair and safe trading environment for consumers and businesses, to help reduce the actual and perceived impact of violent, aggressive and nuisance behaviour on people in York and to improve and protect public health and improve the environment.

We ensure legal compliance by:

- Helping and encouraging businesses and individuals to understand and comply with the law.
  - Responding proportionately to breaches of the law.
9. We consider the impact that our regulatory activities may have on businesses, including consideration of costs, effectiveness and perceptions of fairness. We will only adopt a particular approach if the benefits justify the costs and in doing so will endeavour to try to keep any perceived burdens to a minimum.
  10. Formal enforcement action will only be considered and taken in the first instance in cases involving unfair commercial practices against consumers or businesses, commercial fraud, sales of age restricted products, supply of counterfeit goods, intellectual property crime, occupational health and safety, public safety, risk to public health (including food safety), statutory nuisances, animal health and welfare, the compositions of safety or animal feeding stuffs, damage to the environment, overloaded goods vehicles, dog fouling, trading standards offences committed by doorstep sellers, breaches of licence conditions, operation of unlicensed taxis, unauthorised street trading activities and charitable collections, or in any other case in which a head of service considers formal enforcement action is necessary.

Formal enforcement action will also be considered and may be taken where advice has been ignored.

11. The purpose of the Scambuster and National eCrime teams is to tackle the scams and complex cases of fraud perpetrated on a regional and national basis in an effective way that isn't readily achievable by individual local authorities. It is not to provide advice, information or carry out inspections of regulated businesses. The Scambusters Team will take appropriate formal enforcement action in cases concerning fraud, significant unlawful consumer detriment, unlawful exploitation of vulnerable consumers groups, intellectual property crime and any other matter that the assistant director (housing and community safety) considers necessary within the scope of the purpose of the teams.
12. Action against council tenants is only taken once all other options have been explored. In most cases of rent arrears and anti social behaviour the council request suspended orders to allow the tenant to address the debt or behaviour.

### **Council Plan**

13. The legal actions support the Council's priorities in respect of the following:
  - A prosperous city for all – enabling legitimate businesses to thrive by tackling competition based on unfair and unsafe practices and ensuring residents having good quality housing.
  - A focus on frontline services – many of the actions are taken in response to complaints from members of the public some of whom are the most disadvantaged in the City.
  - This action is taken as part of our statutory duties.

### **Implications**

14. **Financial:** There are no financial implications associated with this report.
15. **Human Resources:** There are no Human Resources implications associated with this report.
16. **Equalities:** There are no equalities implications associated with this report.
17. **Legal:** There are no legal implications associated with this report

- 18. **Crime and Disorder:** Formal enforcement action contributes to reducing anti social behaviour and dishonest trading.
- 19. **Information Technology (IT):** There are no IT implications associated with this report.
- 20. **Other:** There are no other implications associated with this report.

**Risk Management**

- 21. There are no known risks associated with this report.

**Contact Details**

**Author:**

Matt Boxall  
Head of Public Protection  
Phone: 01904 551528

**Chief Officer Responsible for the report:**

Steve Waddington  
Assistant Director (Housing and  
Community Safety)

**Report  
Approved**



**Date** 25/05/16

**Specialist Officer Implications: None**

**Wards Affected:**

All

**Background Papers:**

Environmental Health, Trading Standards, Licensing, Street Environment and Enforcement Services Enforcement Policy (February 2012)

Trading Standards Scambuster Team and National Trading Standards eCrime Centre Enforcement Policy Statement (June 2013)

**Annexes**

Annex A: Environmental Health, Trading Standards, Licensing & Housing Formal Enforcement Action 1<sup>st</sup> October 2015 to 31<sup>st</sup> March 2016

**Environmental Health, Trading Standards, Licensing & Housing  
Formal Enforcement Action 1<sup>st</sup> October 2015 to 31<sup>st</sup> March 2016**

**Public Protection**

**Environmental Health, Licensing & Trading Standards**

<b>Defendant</b>	<b>Legislation</b>	<b>Nature of Case</b>	<b>Penalty</b>	<b>Costs</b>
St Lawrence (York) Working Men's Club Limited	Environmental Protection Act 1990.	Breach of noise abatement notice	Fine: £1500	£891.55
David Allen	Environmental Protection Act 1990.	Breaches of smoke abatement notice	Total Fine £1000 Victim Surcharge £50	£602.00
Halo Rashid	Consumer Protection Act 1987  Trade Marks Act 1994	Supply of cheap/fake tobacco – incorrectly labelled and in breach of registered trade marks.	Total Fine £1600 Victim Surcharge £100	£1,422.60

A Simple Caution was issued under the Food Safety Act 1990 for selling a chicken curry which contained nuts when ordered without nuts.

A Simple Caution was issued under the Health & Safety at Work etc Act 1974 for failing to discharge duties in respect of asbestos.

**Scambusters/eCrime**

No cases concluded in this period.

## Housing Services

## Anti Social Behaviour

Defendant	Legislation	Nature of Case	Penalty	Costs
Pratt/Knutton	Housing Act 1985	Possession Application	Suspended Possession	No order for costs
Helen Richardson	Housing Act 1985	Warrant Application	Warrant suspended on terms	£110.00
Sheralyn Norman	Housing Act 1985	Possession Application	Suspended Possession	£357.00
David Smiley	Housing Act 1985	Possession Application	Suspended Possession	£357.00
Sarah Turgoose	Housing Act 1985	Possession Application	Possession Forthwith	Costs, not to be enforced without leave of the court
Leigh Hill	Housing Act 1985	Possession Application	Suspended Possession	No order for costs
Karl Dobson	Housing Act 1985	Warrant Application	Warrant suspended on terms	No order for costs
Alexandra Ashton	Housing Act 1985	Possession Application	Possession Forthwith	Costs, not to be enforced without leave of the court
Laura Nicholson	Anti Social Behaviour, Crime & Policing Act 2014	Injunction Application	Injunction Order and Power of Arrest granted	£280.00
Nicholas Hall	Anti Social Behaviour, Crime & Policing Act 2014	Injunction Application	Interim Injunction Order and Power of Arrest granted	No order for costs

## Annex A

Jackie Black	Anti Social Behaviour, Crime & Policing Act 2014	Injunction Application	Injunction Order and Power of Arrest granted	£280.00
Jackie Black	Housing Act 1985	Warrant Application	Application dismissed - evicted	No order for costs
Thomas Mulvenna	Anti Social Behaviour, Crime & Policing Act 2014	Injunction Application	Injunction Order and Power of Arrest granted	No order for costs
Jaqueline Gillies	Housing Act 1985	Warrant Application	Application dismissed – evicted	£110.00
Marie Conlon	Housing Act 1985	Warrant Application	Application suspended	£110.00

**Rent (CYC) Held in Chambers (Private) so details as to names cannot be disclosed.**

Legislation	Nature of Case	Penalty	Costs	Number of Cases
Housing Act 1985	Possession Application	Outright Possession Order	£319.50	6
Housing Act 1985	Possession Application	Outright Possession Order	No order for costs	0
Housing Act 1985	Possession Application	Suspended Possession Order (SPO)	£319.50	45
Housing Act 1985	Possession Application	Suspended Possession Order (SPO)	No order for costs	3 (reissued applications so didn't incur costs)
Housing Act 1985	Possession Application	Adjourned generally with liberty to restore	£319.50	9

## Annex A

Housing Act 1985	Possession Application	Adjourned generally with liberty to restore	£250.00	1
Housing Act 1985	Possession Application	Adjourned generally with liberty to restore	No order for costs	9 (one was a reissued application so didn't incur costs)
Housing Act 1985	Possession Application	Application dismissed	No order for costs	3
Housing Act 1985	Application to suspend warrant	Warrant suspended	£110.00	15
Housing Act 1985	Application to suspend warrant	Warrant suspended	No order for costs	3 (reissued applications so didn't incur costs)
Housing Act 1985	Application to suspend warrant	Application dismissed – evicted	£110.00	5
Housing Act 1985	Application to suspend warrant	Application dismissed – evicted	No order for costs	1 (reissued application so didn't incur costs)

## Other Possessions (CYC)

Defendant	Legislation	Nature of Case	Penalty	Costs
Mahmut Altin	Housing Act 1985	Possession for Non Occupation	Claim unsuccessful	Costs against CYC (schedule still to be agreed)
Amanda Hester-Wox	Housing Act 1996	Possession for Trespass	Possession Forthwith	£349.50, not to be enforced without leave of the court



**Annex A**

David Allan	Housing Act 1996	Possession for Trespass	Possession Forthwith	£349.50
Makala Dorman	Housing Act 1996	Introductory Tenancy	Possession Forthwith	£349.50
Lisa Barr	Housing Act 1996	Possession from Temporary Accommodation	Possession in 14 days	£349.50
Leah Winn	Housing Act 1996	Possession from Temporary Accommodation	Possession Forthwith	£349.50
Katie Thackray	Housing Act 1996	Possession from Temporary Accommodation	Possession Forthwith	£349.50

**Anti Social Behaviour- Other Landlords**

None

**Other Possessions – Other Landlords**

Kate Dagwell v Tees Valley Housing	Housing Act 1988	Possession from Fixed Term Tenancy (rent arrears)	Possession in 14 days	£349.50
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Decision Session - Executive Member for Culture,  
Leisure and Tourism

22 July 2016

Report of the Director of Public Health

## **Future Direction for Physical Activity and Sport**

### **Summary**

1. The purpose of this report is to:
  - Describe the proposals for ensuring the legacy of sport and physical activity initiatives continue after Sport England and the Local Sustainable Transport Fund (LSTF) grant funding ends.
  - Update the Executive Member on sport and physical activity participation rates in the city and highlight low participation communities. The Executive Member is asked to approve the focus on these targeted groups as priority communities and the implementation of the new government strategy for physical activity and sport. And that these target groups will be the focus for initiatives in any sport and physical activity focused future external funding applications.
  - Seek support for the ongoing operation of the sports facilities at Burnholme community campus during the redevelopment period.

### **Recommendations**

2. The Executive Member is asked to:
  - Note the proposals for ensuring the legacy of Sport England funding in York.
  - Approve the priorities for York in response to new government strategy for physical activity and sport.
  - Support the ongoing operation of the sports facilities at Burnholme community campus during the redevelopment period.

Reason: To build on York's high rate of physical activity and encourage those from the target communities to become more active. To also support the community sport infrastructure to create opportunities for residents to become more active, and enjoy the benefits of sport and physical activity.

### **Background**

3. In January 2013 the Sport and Active Leisure team were awarded a grant of £252k from Sport England's Inclusive Sport fund, to be spent over 3 years. This was part of a £474k project to provide sport and physical activity opportunities for those with long term limiting disabilities and medical conditions. This funding covered the period from April 2013 until March 2016 and has supported disability sports initiatives across the city and has developed the Health, Exercise, Activity and Lifestyle (HEAL) GP referral programme for those with long term medical conditions.
4. Following the submission of the Inclusive Sport application in 2012, Sport England Launched the Community Sport Activation fund in early 2013. The Sport and Active Leisure team then submitted an application for a programme of community sports opportunities targeting young people, older people, support to community sports clubs and capitalising on the legacy of major local and national events. In June 2013 the service was awarded £249k towards this £625k project. This funding covered the period from August 2013 until July 2016.
5. The city has had a walking for health programme for sixteen years, initially as a partnership with Selby and York Primary Care Trust and Age Concern York (now Age UK York), then wholly funded and managed by City of York Council. For the last 4 years the programme has been funded by the Department for Transport's Local Sustainable Transport Fund (LSTF) programme and managed by the Sport and Active Leisure team. This funding came to an end in March 2016.

6. Following the closure of Burnholme Community College, in order to retain the sports facilities on the site for the existing users and the local community, the Sport and Active Leisure team have been operating them. The facilities are in need of some repair and refurbishment and there is currently limited officer capacity to develop new activities or attract new users.

### **Evaluation and legacy of Sport England funded projects**

7. In the three years since April 2013 the Inclusive Sport fund has supported 3,506 disabled people or those with a long term limiting medical condition into sport and physical activity. There are now over 50 disability sports sessions running in the city each week and classes for those with Chronic Obstructive Pulmonary Disease (COPD), those in cardiac rehabilitation, those diagnosed and in remission from cancer, those with mental health conditions and those with musculoskeletal conditions. The programme has seen York's disabled athletes competing in Special Olympics competitions and recently saw an athlete compete in the World Summer Games in Los Angeles, the development of a wide range of new sporting opportunities including archery, cricket, powerchair football and inclusive walks; and the development of new clubs and the strengthening of others including successful grant applications for equipment and venue hire, recruitment of volunteers and strengthening of committees.
8. The HEAL GP referral programme receives referrals from every practice in the city, as well as from physiotherapists, health care professionals and the cancer care centre. Participants are supported into activity following a one to one consultation session and are supported to continue participating. Participants have reported significant health improvements, improved mental wellbeing and a reduction in visits to their doctors.
9. Since August 2013 the Activation programme has delivered physical activity sessions in sheltered and care homes, created opportunities for people aged 50+ to get into and remain active, supported those who work with vulnerable young people to offer physical activity and sport opportunities and encouraged mass participation in sport. The service supported community clubs to hold open days to celebrate the commonwealth games and recruit new participants, offers walk to jog run training programmes and offered a range of sporting opportunities to support the Tour de France and Tour de Yorkshire.

10. Walking for Health – Since September 2015, we have been working with the volunteer health walk leaders to look at a sustainable model for the York Health Walks scheme away from the council control. There is now a constituted voluntary management committee, which will shortly be opening a bank account in order to manage its funds. The group has also delivered a volunteer walk leaders training course in order to maintain the existing walk programme.
11. The projects collectively have led to an increase in participation, an increase in awareness of sporting opportunities and the benefits of sport and physical activity, an increase in the range of activities available and a strengthened infrastructure in the city.

### **The Sporting Context**

12. Since 2006 the Sport and Active Leisure team have focused on reducing the proportion of the population who do no sport or active leisure. In 2006 York was around the England average for this. The latest Active People figures, released in June 2016 show that York has the lowest rate of non participation in sport in the north of England at 46%. However this still means that 46% of the population are inactive, and a further 27.8% do not do the recommended 150 minutes of physical activity per week.
13. The June 2016 figures show that York is the 9th most active authority in the country with 45.5% of residents doing at least one 30 minute session of sport per week. This is very positive news and indicates that the recent programmes have successfully targeted some of the city's least active people. A breakdown of the Active People data shows that there are population groups which have a significantly lower participation rate than the city average, and which will need ongoing support and targeted activity to encourage them to be more active. These are:
  - those on low incomes,
  - those living with a long term limiting disability,
  - people aged 55+ and
  - women and girls.
14. In May 2016 Sport England launched a new strategy *Towards an Active Nation* with the aim of increasing participation in sport and physical activity by those who are currently the least active, and who would benefit the most from participation.

The strategy stresses the link between physical activity and health and highlights the mental, social and physical benefits of participation. There is also recognition that the Active People research has not accurately reflected the level of participation in active lifestyles as it does not include participation in dance, or active travel. The national research has been adapted and will in future include dance and walking and cycling to work and the research will be called *Active Lives*. *Towards an Active Nation*, sets out the intention to focus funding on the country's least active communities, which includes those identified as the least active in York.

### **Future Service Direction**

15. Throughout the Activation and Inclusive Sport programmes the service has been aware that the end of the grants would result in a significant reduction in the budget available to directly deliver sporting activities. Work with partners, community clubs and sports providers has been a key part of the programme and as well as the successful transition of the walking for health programme to a voluntary committee, has resulted in:
  - a number of the 50+ exercise classes being continued and managed by the session instructors without the need for support from the council, other than promotional assistance.
  - Ongoing discussions taking place with the council's future leisure centre management company Greenwich Leisure Limited (GLL) to incorporate the gym based HEAL GP exercise referral sessions at Energise into their services as part of their Healthwise Programme. Alongside this we are working with exercise instructors to maintain classes without the need for financial support from the council.
  - New and strengthened club structures for example powerchair football and wheelchair basketball, means that the clubs and sessions will continue without direct input from the Sport and Active Leisure team.
  - Small grants to a number of clubs and community groups have ensured that they have equipment, team kit and access to venues and instructors to ensure that sessions can continue.

16. In November 2015, the City of York Council hosted a procurement event and invited potential providers to discuss the formation of an Integrated Wellness Service for the city. Following those discussions it has led the council to decide to develop this service internally. The service will be there to support the people of York through a life course approach to live well by addressing the factors that influence their health and enhance their capacity to be independent, resilient and maintain good wellbeing for themselves and those around them.
17. The integrated wellbeing service will be known as the Yor-Wellbeing service. The service will have several strands, one of them will target the physically inactive priority groups to enable them to become more active and improve their overall levels of wellbeing. The service will continue to support Active York, and work in partnership with North Yorkshire Sport.
18. In addition to the physical activity offer, the service will take in the existing Stop Smoking Service and will deliver the city's NHS Health Check offer.
19. The outcomes of the service will be measured against how it addresses the [‘Six Ways to Wellbeing’](#).



1. Be active
2. Keep learning
3. Give
4. Connect
5. Take notice
6. Care for the planet

20. For those who are able, we are in the process of developing an online health assessment tool that will support individuals with advice and guidance in order to make positive lifestyle changes (self care) to improve their wellbeing.
21. For those with the greatest health inequalities the new model of wellbeing will have a person centred approach, helping individuals to understand and address their lifestyle behaviours in relation to improving their wellbeing. For one individual, this could be healthy eating and physical activity and for another, this could be joining a social club and volunteering.



22. Working with community partners to deliver services, we will enhance community capacity, provide training and strengthen community assets, thereby supporting community clubs and groups to take on new participants and to identify and tackle unhealthy behaviours.
23. The development of the Yor-Wellbeing Service aligns with the review of the 0-19 early intervention and prevention work concerning early help arrangements which support the council's move towards the new vision of a place-based operating model. The Executive will receive further papers on developments across the council towards the new models in due course, as detailed in the 17 March 2016 Prevention and Early Intervention Services – a proposal for a new way of working. Staff will work in geographical areas with those whom are most at need, offering individual information, advice and guidance, 1 to 1 services and community capacity building.
24. A new staffing structure (due to be implemented on 1 August 2016) will locate officers in three geographical zones in the city where they will develop links with other frontline council service, community organisations, GP practices and health and care providers. Customers will have direct access to the service through their area based Public Health and Wellbeing Officers tackling improvements in health outcomes particularly, mental wellbeing, diabetes prevention and cardiovascular disease.
25. Our intention is to seek additional funding from Sport England and other funders, as appropriate, based on increasing the physical activity of those in our target groups using a life-course approach and work with academic partners to evaluate effectiveness and contribute to evidence of what works. Initial discussions with Sport England at the North Yorkshire Sport Conference in May were extremely supportive of the approach we are taking.
26. In addition during the redevelopment work for the Burnholme Community Health Campus the service is proposing to continue to operate the sports facilities on the site. The intention is to maintain access for the existing users primarily during evenings and weekends. There is potential for the site to increase its sports offer and attract new users and income streams. We anticipate that following the site redevelopment work a facility operator will be sought to do this. The cost of operating the sports facilities during this interim period will be covered by the Burnholme Community Health Campus project budget.

## **Budget**

27. The Yor-Wellbeing Service operational budget will be made up of the Sport and Physical Activity budget Improved physical activity and mental wellbeing (£343K in 2016/17), the Stop Smoking Service budget (£291k) and the NHS Health Checks budget (£100k). By pooling these budgets and tackling all lifestyle behaviours through one pathway the service will reach more individuals and be able to evidence the impact of combined service delivery. Any efficiencies required from this budget area will be addressed through the 2017/18 budget process.
28. This combined budget of the Yor-Wellbeing service will be used to demonstrate the council's investment in community health and wellbeing and as match funding in future grant applications.
29. The cost of running Burnholme Community Health Campus is included in the project costs for the redevelopment of the site. The site cannot be run on a cost neutral basis while the site is being developed but has the potential to break even following refurbishment.

## **Options**

30. The principal options open to the Executive Member are:
  - Whether to note and support the proposals for ensuring the legacy of Sport England funding in York.
  - Whether to approve the priorities for York in response to new government strategy for physical activity and sport.
  - Whether or not to support the ongoing operation of the sports facilities at Burnholme Community Health Campus during the redevelopment period and the aim to seek an operator for the facilities in the long term.

## **Analysis**

31. The service has been very successful, we have increased participation rates in sport and physical activity and we now need to help communities to maintain this. We also have inactive communities and we need to be able to reach them. The proposed approach within the Yor-Wellbeing Service allows us to address individual and community wellbeing and includes physical activity as a key part of that.

32. To intensively target inactive communities, it will be important to work with partners to develop priority projects. To be able to invest in these projects targeted funding will be needed. When new Sport England, or other funding becomes available, building on our track record of successfully meeting funders targets we will apply for grants to tackle inactivity.

### **Consultation**

33. The principle of an integrated wellness service for the city was shared with providers and community partners In November 2015. This received broad support. The future priorities for Sport and Active Leisure have been discussed with partners on the Active York partnership board. They were supportive of the direction of travel and the need to tackle inequalities in participation. The board are planning future meetings to discuss how the work of the partnership can reflect this. All of the Sport and Active Leisure and Public Health staff have been consulted on the development of the Yor-Wellbeing Service and the roles within it. During 2015, pilot work in three wards in the city looked at how to engage communities in tackling unhealthy behaviours and the appetite for change. The findings of this work have been incorporated into the design of the wellbeing service.

### **Council Plan**

34. The actions set out in the report contribute to the objective a *focus on frontline services* where specifically
- *Residents are encouraged and supported to live healthily.*

### **Implications**

35. **Financial:** The financial impact of the staffing and service changes have been addressed in the wider departmental restructure. This factors in the loss of grant funding from Sport England and other sources. The Executive Member for Adult Social Care and Health will consider the Development of the Yor-Wellbeing Service at their decision meeting on 25 July 2016.
36. **Human Resources (HR):** All public health employees and their union representatives have been fully consulted with both at group meetings and individual 1-1 sessions about changes to the public health structure. The HR process followed was in accordance with the CYC Supporting Transformation (Management of change) guidelines.

Two members of staff have been successfully redeployed in to suitable alternative roles within CYC which has mitigated the requirement for any compulsory redundancies.

37. **Equalities:** A Communities Impact Assessment has been completed against the new service (Annex 1). Where any impacts have been identified, they have shown a positive impact. The service is being designed to address health inequalities and target those most at risk of unhealthy behaviours.
38. There are no Property, Crime and Disorder or Information Technology implications arising from this report.

### Risk Management

39. In compliance with the Council's risk management strategy the main risks that have been identified associated with the proposals contained in this report are those which could lead to the inability to meet business objectives and to deliver services, leading to damage to the Council's reputation and failure to meet stakeholders' expectations. The level of risk is assessed as "Low". This is acceptable but means that regular monitoring is required of the operation of the new arrangements.

### Contact Details

<b>Author:</b>	<b>Chief Officer Responsible for the report:</b>		
Vicky Japes (tel: 553382) Health Improvement Manager	Sharon Stoltz Director of Public Health		
Paul Ramskill (tel: 553372) Health Improvement Manager	<b>Report Approved</b>	✓	<b>Date</b> 13 July 2016
<b>Specialist Implications Officers:</b> Patrick Looker - Finance Manager			
<b>Wards Affected:</b>			<b>All</b> ✓

For further information please contact the author of the report

Annex:

Annex 1 Communities Impact Assessment - Future Direction for Physical Activity and Sport - Integrated Wellness Service - Yor-Wellbeing Service.

Background Papers:

Executive - 17 March 2016 [Prevention and Early Intervention Services – a proposal for a new way of working](#)

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**SECTION 1: CIA SUMMARY**
**Community Impact Assessment:  
Integrated Wellness Service – Yor-Wellbeing Service**
**1. Name of service, policy, function or criteria being assessed:**

**Public Health, contract reprocurement and development of an integrated Wellness service.**

**2. What are the main objectives or aims of the service/policy/function/criteria?**

To develop a service which will work with those most at risk of ill health, from preventable unhealthy behaviours. The service will offer information, advice and guidance, will work with community partners to increase the community capacity and support individuals on a 1:1 and small group basis.

**3. Name and Job Title of person completing assessment:**

**Health Improvement Manager**

**4. Have any impacts been Identified? (Yes/No)**

Yes

**Community of Identity affected:**
**Summary of impact:**

**There will be a positive impact on**

**5. Date CIA completed: 12 July 2016**
**6. Signed off by: Paul Ramskill**

**7. I am satisfied that this service/policy/function has been successfully impact assessed.**

**Name:**

**Position:**

**Date:**

**8. Decision-making body:**

**Date:**

**Decision Details:**

**Send the completed signed off document to [ciasubmission@york.gov.uk](mailto:ciasubmission@york.gov.uk) It will be published on the intranet, as well as on the council website.**

**Actions arising from the Assessments will be logged on Verto and progress updates will be required**

## Community Impact Assessment (CIA)

**Community Impact Assessment Title:**

Integrated Wellness Service – Yor-Wellbeing Service

What evidence is available to suggest that the proposed service, policy, function or criteria could have a negative (N), positive (P) or no (None) effect on quality of life outcomes? (Refer to guidance for further details)

Can negative impacts be justified? **For example: improving community cohesion; complying with other legislation or enforcement duties; taking positive action to address imbalances or under-representation; needing to target a particular community or group e.g. older people.** NB. Lack of financial resources alone is NOT justification!



## ANNEX 1

### Community of Identity: Age

<b>Community of Identity: Age</b>					
<b>Evidence</b>		<b>Quality of Life Indicators</b>		<b>Customer Impact (N/P/None)</b>	<b>Staff Impact (N/P/None)</b>
The service will work directly with adults, but the community initiatives and information services will also benefit children and families.		Improved quality of life for older people as a result of improvements in wellbeing.		<b>P</b>	<b>None</b>
<b>Details of Impact</b>	<b><i>Can negative impacts be justified?</i></b>	<b>Reason/Action</b>	<b>Lead Officer</b>	<b>Completion Date</b>	
<p>Working with Adult Social care the service will work in communities tackling health issues including loneliness and social isolation.</p> <p>The new service will include sport and physical activity provision that will prioritise older people and will provide activities specifically for them.</p>			Health Improvement Manager (Integrated Wellness Service)		

## ANNEX 1

### Community of Identity: Carers of Older or Disabled People

<b>Community of Identity: Carers of Older or Disabled People</b>					
<b>Evidence</b>		<b>Quality of Life Indicators</b>		<b>Customer Impact (N/P/None)</b>	<b>Staff Impact (N/P/None)</b>
The service will prioritise working with those with disabilities and those at highest risk of ill health. Where services improve the wellbeing of disabled and older people it will impact on the lives of their carers.		Improved quality of life for older people and disabled people as a result of improvements in wellbeing.		<b>P</b>	<b>None</b>
<b>Details of Impact</b>	<b><i>Can negative impacts be justified?</i></b>	<b>Reason/Action</b>		<b>Lead Officer</b>	<b>Completion Date</b>
				Health Improvement Manager (Integrated Wellness Service)	

## ANNEX 1

### Community of Identity: Disability

<b>Community of Identity: Disability</b>				
<b>Evidence</b>		<b>Quality of Life Indicators</b>	<b>Customer Impact (N/P/None)</b>	<b>Staff Impact (N/P/None)</b>
<p>The service will be available to those who are most at risk of preventable ill health. The facilities used will be fully accessible community settings in geographical zones.</p> <p>Physical activity services will be targeted specifically at disabled people, increasing the opportunities to be active, working with community groups to help them be able to cater for those with disabilities.</p>		<p>The opportunities provided will increase physical activity for those with disabilities and improve their mental wellbeing.</p>	<p><b>P</b></p>	<p><b>None</b></p>
<b>Details of Impact</b>	<b><i>Can negative impacts be justified?</i></b>	<b>Reason/Action</b>	<b>Lead Officer</b>	<b>Completion Date</b>
<p>Increased physical activity. Improved mental wellbeing. Reduction in unhealthy behaviours.</p>			<p>Health Improvement Manager (Integrated Wellness)</p>	

**ANNEX 1**

			Service)	
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**Community of Identity: Gender**

<b>Evidence</b>	<b>Quality of Life Indicators</b>	<b>Customer Impact (N/P/None)</b>	<b>Staff Impact (N/P/None)</b>
<p>The service will be offered on the basis of risk of ill health regardless of gender. Some elements of the service will be open to all but some will be specifically targeted to women.</p> <p>The stop smoking elements of the service will provide services directly for pregnant women (husbands, partners and families of these women may also benefit).</p> <p>The sport and physical activity service will provide services specifically for women and girls as participation data shows that they are less likely to be active.</p>	<p>Reduction in smoking during pregnancy.</p> <p>Increase in smoke free homes.</p> <p>Increase in physical activity in women and girls.</p>	<p align="center"><b>P</b></p>	<p align="center"><b>None</b></p>

**ANNEX 1**

<b>Details of Impact</b>	<b><i>Can negative impacts be justified?</i></b>	<b>Reason/Action</b>	<b>Lead Officer</b>	<b>Completion Date</b>
<p>The impact will be a positive one for women and girls as some elements of the service will be specifically targeted at them, as they are most at risk. Other elements of the service will be open to all regardless of gender</p>			<p>Health Improvement Manager (Integrated Wellness Service)</p>	

## ANNEX 1

### Community of Identity: Gender Reassignment

Evidence	Quality of Life Indicators	Customer Impact (N/P/None)	Staff Impact (N/P/None)
<p>Information, advice and guidance will be available to all. The community based services will be available in neighbourhoods and communities (both geographical and communities of interest). It will be important to ensure that organisations who work with those undergoing gender reassignment are included in this. The 1 to 1 service will be accessed by those most at risk from unhealthy behaviours, this will not be dependant on any other criteria. The 1 to 1 sessions will be non judgemental and will focus on the behaviours that the clients wish to tackle.</p>	<p>Improved physical activity and mental wellbeing.</p>	<p><b>None (but impact will be monitored and the service adapted where necessary to ensure equality of access)</b></p>	<p><b>None</b></p>

**ANNEX 1**

<b>Details of Impact</b>	<b><i>Can negative impacts be justified?</i></b>	<b>Reason/Action</b>	<b>Lead Officer</b>	<b>Completion Date</b>
		<p>It will be important to monitor who is accessing the services to ensure that no one is being excluded.</p> <p>The capacity building element of the service will seek out organisations who support and advocate for those at any stage of the gender reassignment process, and aim to train volunteers from these groups to promote health behaviours and signpost to the 1 to 1 service where appropriate.</p> <p>Where group sessions are delivered, these will be organised in a way that does not discriminate on the grounds of gender or gender reassignment, with appropriate changing/ toilet/ access/ dress code etc</p>	<p>Health Improvement Manager (Integrated Wellness service)</p>	

## ANNEX 1

### Community of Identity: Marriage & Civil Partnership

<b>Community of Identity: Marriage &amp; Civil Partnership</b>				
<b>Evidence</b>		<b>Quality of Life Indicators</b>	<b>Customer Impact (N/P/None)</b>	<b>Staff Impact (N/P/None)</b>
All elements of the service will be accessible to, and designed for, individuals. The service will be available on line or in leaflet format, through community organisations (which will provide activities for a range of clients, netball for young women, men in sheds for older males etc). Many activities will be available to individuals and couples.		Improved physical activity and mental wellbeing.	<b>None</b>	<b>None</b>
<b>Details of Impact</b>	<b><i>Can negative impacts be justified?</i></b>	<b>Reason/Action</b>	<b>Lead Officer</b>	<b>Completion Date</b>
			Health Improvement Manager (Integrated Wellness Service)	



## ANNEX 1

### Community of Identity: Pregnancy / Maternity

Community of Identity: Pregnancy / Maternity					
Evidence		Quality of Life Indicators		Customer Impact (N/P/None)	Staff Impact (N/P/None)
<p>Some stop smoking interventions will be targeted specifically to pregnant women.</p> <p>All other aspects of the service will be available to individuals based on their level of health risk from unhealthy behaviours.</p>		<p>The risks of smoking in pregnancy are well known and this group have been identified as a key priority for the service</p> <p>Reduction in smoking during pregnancy.</p> <p>Reduces complication in pregnancy, including risk of miscarriage, still birth and threatened premature delivery.</p>		<b>P</b>	<b>None</b>
Details of Impact	<i>Can negative impacts be justified?</i>	Reason/Action	Lead Officer	Completion Date	
<p>The service will take referrals from anti-natal services to work individually to encourage pregnant women (with advice and guidance for their families to stop too if relevant) to stop smoking, to prevent risks to their own and the baby's health.</p>		<p>This group is a key priority for the stop smoking service. The success of the service at reaching these clients and at supporting successful quits will be monitored.</p>	<p>Health Improvement Manager (Integrated Wellness Service)</p>		

## ANNEX 1

### Community of Identity: Race

Community of Identity: Race				
Evidence	Quality of Life Indicators		Customer Impact (N/P/None)	Staff Impact (N/P/None)
<p>The service is available to all on an individual basis, based on level of health need, with no other eligibility criteria. However, there are different cultural behaviours that will affect access to activities which may present barriers to participation. Language barriers, traditional roles based on gender and age in some communities, mental health stigma in some cultures, culturally different diets etc.</p>	<p>Improved physical activity and mental wellbeing.</p>		<p><b>None, but the service will be continually monitored to ensure that non white British clients are accessing all elements.</b></p>	<p><b>None</b></p>
Details of Impact	<i>Can negative impacts be justified?</i>	Reason/Action	Lead Officer	Completion Date
<p>The impacts for all clients will be improved mental and physical health, but where there are barriers to participation this may broaden the gap in health inequalities and prevent access to wellbeing services.</p>		<p>Take up of the service will be monitored to ensure that its services are available to those of different races.</p> <p>The capacity building component of the service will ensure that it is working with organisations which</p>	<p>Health Improvement Manager (Integrated Wellness Service)</p>	

## ANNEX 1

		<p>support and advocate those from non white British communities, eg York Racial Equality Network (YREN) bespoke training packages may be needed to address cultural health differences.</p> <p>The service will ensure that advice and services are accessible to those who are non English speakers and are reflective of different cultures (e.g. nutritional advice that reflect the diet of different races).</p>		
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## ANNEX 1

### Community of Identity: Religion / Spirituality / Belief

Evidence	Quality of Life Indicators	Customer Impact (N/P/None)	Staff Impact (N/P/None)
<p>All information, advice and guidance services will be available to all on an individual basis.</p> <p>The capacity building elements of the service will work with advocacy services such as YREN to ensure that community groups are trained and able to accommodate those from mixed faiths. They will also work with community groups for different faiths, consulting local groups about their health needs and any barriers to participation.</p> <p>The 1 to 1 service will make appointments in venues and at times to suit the client. These sessions will be client driven and will only tackle behaviours the client wishes to address.</p>	<p>Improved physical activity and mental wellbeing.</p>	<p><b>None (but services will be monitored to ensure that those from all beliefs are able to access services)</b></p>	<p><b>None</b></p>

**ANNEX 1**

<b>Details of Impact</b>	<b><i>Can negative impacts be justified?</i></b>	<b>Reason/Action</b>	<b>Lead Officer</b>	<b>Completion Date</b>
<p>Improved physical and mental health for those who access the service. Better community interaction and shared understanding of other faiths.</p>		<p>The service will ensure that information is widely distributed to a range of venues to ensure that those from all belief systems can access them.</p> <p>Where open community or group sessions are provided the venues will be selected to not exclude those of any beliefs. However some sessions may be designed specifically to attract those from certain beliefs (e.g. physical activity sessions for Muslim women). These will be at times and in venues specifically designed to meet the needs of these clients.</p>	<p>Health Improvement Manager (Integrated Wellness Service)</p>	

## ANNEX 1

### Community of Identity: Sexual Orientation

Evidence	Quality of Life Indicators	Customer Impact (N/P/None)	Staff Impact (N/P/None)
<p>The information advice and guidance will be available to everyone on an individual basis either on line or in leaflet format. Care will be taken to ensure that this information is available at a range of venues where it can be accessed by people regardless of sexual orientation.</p> <p>The capacity building element of the service will ensure that community activities are inclusive and accessible to all, but will also ensure that LGBTQ groups are supported to provide appropriate activities to tackle mental health, physical activity, nutrition etc.</p> <p>The 1 to 1 service will be non judgemental and will only tackle behaviours as chosen by the client.</p>	<p>Improved physical activity and mental wellbeing.</p>	<p><b>None (but the service will be monitored to ensure that all elements of the service are accessible regardless of sexual orientation.)</b></p>	<p><b>None</b></p>

**ANNEX 1**

<b>Details of Impact</b>	<b><i>Can negative impacts be justified?</i></b>	<b>Reason/Action</b>	<b>Lead Officer</b>	<b>Completion Date</b>
<p>Improved mental and physical health for those who access the service.</p> <p>Improved community understanding and access to activities for LGBTQ residents.</p>		<p>Consult the LGBTQ community to establish health needs.</p> <p>Train representatives of LGBTQ groups as health champions.</p> <p>Ensure that the capacity building training includes information for other groups to ensure that they are inclusive and non judgemental.</p>	<p>Health Improvement Manager (Integrated Wellness Service)</p>	

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