

Meeting:	Budget Council
Meeting date:	22/02/2024
Report of:	Director of Governance
Portfolio of:	Cllr Katie Lomas. Executive Member for Finance, Performance, Major Projects, Human Rights, Equality and Inclusion.

Decision Report: Pay Policy Statement 2024 - 25

Pay Policy Statement and Transparency Information

1. The purpose of the report is to present for approval the Council's Pay Policy Statement for 2024-2025.
2. In addition, to provide the information required under The Local Authorities (Data Transparency) Code 2015.
3. To advise that a further Pay Policy Statement & Transparency Information Report may be required during the year as a result of the senior management structure review currently taking place.

Pros and Cons

4. The Council is required to produce and publish a Pay Policy Statement annually.

Policy Basis for Decision

5. To comply with the statutory guidance issued under Section 40 of the Localism Act 2011. Approval of the Pay Policy Statement is required by full Council.

Recommendation and Reasons

6. For the Council to approve the Pay Policy Statement for 2024 - 2025

Reason: In order to fulfil the requirements of Section 38 – 43 of the Localism Act 2011 for the Council to produce and publish an annual policy statement that covers a number of matters concerning the pay of the Council's senior staff, principally Chief Officers and relationships with the pay of the rest of the workforce.

Background

7. Section 38 – 43 of the Localism Act 2011 introduced a requirement for the Council to produce and publish an annual policy statement that covers a number of matters concerning the pay of the Council's senior staff, principally Chief Officers, and relationships with the pay of the rest of the workforce.
8. The Pay Policy Statement has been produced following the requirements of the Act and guidance issued by the Secretary of State for Communities. It has to be published before 31 March each year.
9. The Council is continually looking at how it can improve the information it provides, building on the changes made in 2022 to consolidate the Pay Policy Statement and additional reports for organisation and senior salary information required by The Local Authorities (Data Transparency) Code 2015. This format aims to provide improved transparency, consistency and clear presentation of data which can easily be accessed by the public.

Consultation Analysis

10. Approval of the Pay Policy Statement for 2024-25 is by full Council, consultation with other management bodies is not required.

Options Analysis and Evidential Basis

11. Whist Members have the option to approve or not approve the report the report merely provides factual information required by the Act and Code.
12. The information included in the report is taken from 1st February 2024, however, should the senior management structure review result in changes then an update to the Pay Policy Statement and Transparency Information will be required.
13. It should be noted that apprentices have been excluded from the calculation for the pay multiple in the statement as they are employed on training contracts and paid outside of the Council's grading structures. School staff are also excluded from this statement.
14. The Council is a Living Wage employer and follows the wage level set by the Living Wage Foundation for 'Outside London'. The Council will apply the new 2024 -25 rate of £12 per hour from 1st April 2024. The new rate is equivalent to an annual salary of £23,151 per annum. For the majority of staff in the Council their basic pay will be above the Living Wage rate but the Council's Living Wage supplement is in place if needed, to bridge any gap between basic pay and the Living Wage rate.
15. The Council is required to publish its pay multiple (the ratio between the highest paid base salary in the Council and the median salary) as part of the Pay Policy Statement. The ratio is based on the salary of the highest paid permanent role: that of the Chief Operating Officer. The median average has been used for calculating the pay multiple. The ratio at 1st February 2024 is 5.08:1.

Organisational Impact and Implications

16. **Financial** - There are no financial implications.
17. **Human Resources (HR)** – There are no human resources implications.
18. **Legal** – The Pay Policy Statement meets the requirements of the Localism Act and also meets the requirements of guidance issued by the Secretary of State for Communities and Local Government

to which the authority is required to have regard under Section 40 of the Act.

19. **Procurement** – There are no procurement implications.
20. **Health and Wellbeing** – An approach to council pay which aims to support staff on lower incomes through the real living wage will have positive health and wellbeing impact on the public's health, as will a transparent and cautious approach to the 'pay multiple', which is in line with reducing inequalities in the city and our goals in the Health and Wellbeing Strategy.
21. **Environment and Climate action** – There are no implications as there is no policy change.
22. **Affordability** - If the Living Wage is to continue then this report will have a positive effect on those employees on a lower income.
23. **Equalities and Human Rights** - The Council recognises, and needs to take into account its Public Sector Equality Duty under Section 149 of the Equality Act 2010 (to have due regard to the need to eliminate discrimination, harassment, victimisation and any other prohibited conduct; advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it and foster good relations between persons who share a relevant protected characteristic and persons who do not share it in the exercise of a public authority's functions). The information provided in this report is required by the stated Act and Code. However, further information on equalities in pay can be seen in the Council's Gender Pay Gap reports published annually. [CYC Gender Pay Gap - Datasets - York Open Data](#)
24. **Data Protection and Privacy** – Data protection impact assessments (DPIAs) are an essential part of our accountability obligations and is a legal requirement for any type of processing under UK GDPR. Failure to carry out a DPIA when required may leave the council open to enforcement action, including monetary penalties or fines. DPIAs helps us to assess and demonstrate how we comply with all of our data protection obligations. It does not have to eradicate all risks but should help to minimise and determine whether the level of risk is acceptable in the circumstances, considering the benefits of what the council wants to achieve. As there is no personal data, special categories of personal data or criminal offence data being processed to inform

the decision in this report, there is no requirement to complete a DPIA for it. This is evidenced by completion of DPIA screening questions. However, there will need to be consideration and completion of DPIAs where required, within the work required to implement the approved decision(s) from this report.

25. **Communications** – The Council’s Pay Policy Statements and Transparency information is published on the Council’s website at: <https://data.yorkopendata.org/group/transparency> This year’s information will be published following approval by Full Council.
26. **Economy** - Whilst there are no direct economy implications relating to the publication of the Pay Policy Statement, it is positive to note that the Council is a Living Wage Foundation accredited employer. This enables the Council, as a key employer in York, to lead by example in encouraging other local employers to consider paying their staff the Real Living Wage. This supports ambitions within the York Economic Strategy 2022-2032 to improve living standards and livelihoods for all of York’s residents and businesses and to promote ‘an economy driven by good business’.
27. **Specialist Implications Officer** – (Director of Governance and Monitoring Officer). There are no further implications.

Risks and Mitigations

28. There are no significant risks associated with production of the Pay Policy Statement.

Wards Impacted

29. There are no wards impacted by this report.

Contact details

For further information please contact the authors of this Decision Report.

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Report approved:	Yes
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Background papers

None

Annexes

Pay Policy Statement and Transparency Information 2024-25